

INFORMATION CURRENT AS OF JANUARY, 2012

**COMPLIED STATE LAWS CONCERNING HUNTING WITH USE OF
FIREARMS-MOUNTED HEARING PROTECTION (SOUND SUPPRESSORS)**

- AK All game animals legal
- AL *Reg. 220-2-.02 Legal Arms, Ammunition, and Methods for Hunting*
(1) GENERAL PROHIBITIONS: (e) It shall be unlawful to possess fully automatic firearms or silenced firearms while hunting any species of wildlife.
- AR All game animals legal
- AZ *R12-4-303. Unlawful Devices, Methods, and Ammunition A. In addition to the prohibitions prescribed in A.R.S. §§ 17-301 and 17-309, the following devices, methods, and ammunition are unlawful for taking any wildlife in this state. An individual shall not use or possess any of the following while taking wildlife: 5. contrivances designed to silence, muffle, or minimize the report of a firearm*
- CA **Ownership Prohibited**, no further hunting regulations
CALIFORNIA PENAL CODE SECTION 33410. Any person, firm, or corporation who within this state possesses a **silencer** is guilty of a felony and upon conviction thereof shall be punished by imprisonment in the state prison or by a fine not to exceed ten thousand dollars (\$10,000), or by both that fine and imprisonment. 33415. Section 33410 shall not apply to, or affect, any of the following: (a) The sale to, purchase by, or possession of silencers by agencies listed in Section 830.1, or the military or naval forces of this state or of the United States, for use in the discharge of their official duties. (b) The possession of silencers by regular, salaried, full-time peace officers who are employed by an agency listed in Section 830.1, or by the military or naval forces of this state or of the United States, when on duty and when the use of silencers is authorized by the agency and is within the course and scope of their duties. c) The manufacture, possession, transportation, or sale or other transfer of silencers to an entity described in subdivision (a) by dealers or manufacturers registered under Chapter 53 (commencing with Section 5801) of Title 26 of the United States Code and the regulations issued pursuant thereto.
- CO All game animals legal
- CT *c. 26-75. Silencer on firearms. No person shall use any silencer on any firearm when hunting. (1949 Rev., S. 4893.) See Sec. 53a-217e re negligent hunting offenses.*
- DE *§ 710. Use of silencer on gun; penalty.*
Whoever uses a silencer or noise-reducing contrivance on any gun, rifle or firearm when hunting for game or fowl, shall be guilty of a class C environmental misdemeanor.
- FL *Florida Fish and Wildlife Conservation Commission Code: Prohibited methods and equipment for taking game: Fully automatic or silencer-equipped firearms*

GA O.C.G.A. 27-3-4 (2010) 27-3-4. *Legal weapons for hunting wildlife generally*
(9) *The use of silencers for hunting within this state is prohibited.*

HI **Ownership Prohibited** §134-8 *Ownership, etc., of automatic firearms, silencers, etc., prohibited; penalties. (a) The manufacture, possession, sale, barter, trade, gift, transfer, or acquisition of any of the following is prohibited: assault pistols, except as provided by section 134-4(e); automatic firearms; rifle with barrel lengths less than sixteen inches; shotguns with barrel lengths less than eighteen inches; cannons; mufflers, silencers, or devices for deadening or muffling the sound of discharged firearms;*

134-11 Exemptions. (a) Sections 134-7 to 134-9 and 134-21 to 134-27, except section 134-7(f), shall not apply: (1) To state and county law enforcement officers; provided that such persons are not convicted of an offense involving abuse of a family or household member under section 709-906; (2) To members of the armed forces of the State and of the United States and mail carriers while in the performance of their respective duties if those duties require them to be armed; (3) To regularly enrolled members of any organization duly authorized to purchase or receive the weapons from the United States or from the State; provided the members are either at, or going to or from, their places of assembly or target practice; (4) To persons employed by the State, or subdivisions thereof, or the United States while in the performance of their respective duties or while going to and from their respective places of duty if those duties require them to be armed; (5) To aliens employed by the State, or subdivisions thereof, or the United States while in the performance of their respective duties or while going to and from their respective places of duty if those duties require them to be armed; and (6) To police officers on official assignment in Hawaii from any state which by compact permits police officers from Hawaii while on official assignment in that state to carry firearms without registration. The governor of the State or the governor's duly authorized representative may enter into compacts with other states to carry out this paragraph. (b) Sections 134-2 & 134-3 shall not apply to such firearms or ammunition that are a part of the official equipment of any federal agency. (c) Sections 134-8, 134-9, and 134-21 to 134-27, shall not apply to the possession, transportation, or use, with blank cartridges, of any firearm or explosive solely as props for motion picture film or television program production when authorized by the chief of police of the appropriate county pursuant to section 134-2.5 and not in violation of federal law. [L1988, c 275, pt of 2 and am c 272, 2; am L 1989, c 211, 10; am L 1990, c 281,11; am L 1996, c60, 1, 2; am L 1999, c 202, 1 & c 297, 2; am L 2006, c 66,4] Cross Ref. Sheriff 26-14.6.

IA **Ownership Prohibited** , no further hunting regulations
724.3 UNAUTHORIZED POSSESSION OF OFFENSIVE WEAPONS. An offensive weapon is any device or instrumentality of the following types: 8) Any mechanical device specifically constructed and designed so that when attached to a firearm silences, muffles, or suppresses the sound when fired. However, this subsection does not apply to a mechanical device possessed and used by a person solely for the purpose of shooting a deer pursuant to an approved city special deer population control plan if the person has a valid federal permit to possess and use the mechanical device.

ID All game animals legal

IL **Ownership Prohibited** 520 ILCS 5/2.33 from Ch.61, par.2.33 Prohibitions. 525.30-13
It is unlawful to use a silencer or other device to muffle or mute the sound of the explosion or report resulting from the firing of any gun. Violation is a Class B misdemeanor

- IN *IC 14-22-6-11 Silencers prohibited Sec. 11. (a) This section does not apply to an employee of the department or an employee of a federal wildlife management agency who: (1) is acting in the performance of the employee's duties; and (2) has received the express written consent of the director for the employee's action. (b) A person may not: (1) use or possess an apparatus designed for use with or on a firearm commonly called a silencer; or (2) use or possess a device used as a silencer; in Indiana while in the act of hunting*
As added by P.L.1-1995, SEC.15. Amended by P.L.13-2007, SEC.2.
- KS All game animals legal
- KY All game animals legal
- LA *"Nongame nuisance quadrupeds" only §116.1. Wild birds and wild quadrupeds; times and (3) Take or kill any game bird or wild quadruped with a firearm fitted with any device to deaden or silence the sound of the discharge thereof*
- MA **Ownership Prohibited** , no further hunting regulations
Section 10A. Any person, other than a federally licensed firearms manufacturer, an authorized agent of the municipal police training committee, or a duly authorized sworn law enforcement officer while acting within the scope of official duties and under the direct authorization of the police chief or his designee, or the colonel of the state police, who sells or keeps for sale, or offers, or gives or disposes of by any means other than submitting to an authorized law enforcement agency, or uses or possesses any instrument, attachment, weapon or appliance for causing the firing of any gun, revolver, pistol or other firearm to be silent or intended to lessen or muffle the noise of the firing of any gun, revolver, pistol or other firearm shall be punished by imprisonment for not more than five years in state prison or for not more than two and one-half years in a jail or house of correction. Nothing contained herein shall be construed to prohibit a federally licensed firearms manufacturer from selling such instrument, attachment, weapon or appliance to authorized law enforcement agencies for law enforcement purposes or to the municipal police training committee for law enforcement training. Upon conviction of a violation of this section, the instrument, attachment or other article shall be confiscated by the commonwealth and forwarded, by the authority of the written order of the court, to the colonel of the state police, who shall destroy said article.
- MD All game animals legal
- ME *§11214. Unlawful use or possession of implements or aids*
1. Prohibition. A person may not: C. Use for hunting or possess for hunting any firearm fitted or contrived with a device for deadening the sound of explosion. This paragraph does not apply to: (1) Military organizations authorized by law to bear arms or to the National Guard in the performance of its duty
- MI WILDLIFE CONSERVATION ORDER 2.1 Taking of animals; prohibited methods, devices, and weapons; exceptions. Sec. 2.1 Unless otherwise specified in this order, a person shall not do any of the following:
(6) Possess or use an apparatus known as a silencer on a gun while hunting in this state.

MN	<p>Ownership Prohibited, no further hunting regulations</p> <p>609.66 DANGEROUS WEAPONS.Subd. 1a.Felony crimes; silencers prohibited; reckless discharge. (a) Except as otherwise provided in subdivision 1h, whoever does any of the following is guilty of a felony and may be sentenced as provided in paragraph (b): (1) sells or has in possession any device designed to silence or muffle the discharge of a firearm; Subd. 1h. Silencers; authorized for law enforcement and wildlife control purposes. (a) Notwithstanding subdivision 1a, paragraph (a), clause (1), licensed peace officers may use devices designed to silence or muffle the discharge of a firearm for tactical emergency response operations. Tactical emergency response operations include execution of high risk search and arrest warrants, incidents of terrorism, hostage rescue, and any other tactical deployments involving high risk circumstances. The chief law enforcement officer of a law enforcement agency that has the need to use silencing devices must establish and enforce a written policy governing the use of the devices.</p> <p>(b) Notwithstanding subdivision 1a, paragraph (a), clause (1), an enforcement officer, as defined in section 97A.015, subdivision 18, a wildlife area manager, an employee designated under section 84.0835, or a person acting under contract with the commissioner of natural resources, at specific times and locations that are authorized by the commissioner of natural resources may use devices designed to silence or muffle the discharge of a firearm for wildlife control operations that require stealth. If the commissioner determines that the use of silencing devices is necessary under this paragraph, the commissioner must establish and enforce a written policy governing the use, possession, and transportation of the devices.</p> <p>Subd. 2.Exceptions. Nothing in this section prohibits the possession of the articles mentioned by museums or collectors of art or for other lawful purposes of public exhibition.</p>
MO	All game animals legal
MS	All game animals legal
MT	<p>Non-game animals legal</p> <p>PREVIOUS LAW: 87-3-123. <i>Use of silencers or mufflers on firearms forbidden. No person may take into a field or forest or have in his possession while out hunting any device or mechanism devised to silence, muffle, or minimize the report of any firearms, whether such device or mechanism be operated from or attached to any firearm.</i></p> <p><i>NOTE: The above (former) law was partially repealed via Section 120, through Senate Bill 124, 04/21/11 Section 120. Repealer: The following sections of the Montana Code Annotated are repealed: "87-3-123. Use of silencers or mufflers on firearms forbidden."</i> This legalizes the use of suppressors in the field or forest for all activities <u>except</u> hunting.</p>
NC	<p>G.S. 113-291.1 (c) <i>It is a Class 1 misdemeanor for any person taking wildlife to have in his possession any: (1) Firearm equipped with a silencer or any device designed to silence, muffle, or minimize the report of the firearm. The firearm is considered equipped with the silencer or device whether it is attached to the firearm or separate but reasonably accessible for attachment during the taking of the wildlife.</i></p>
ND	All game animals legal
NE	All game animals legal

- NH *207:4 Silencing Devices. I. No person shall possess a rifle, pistol, or other firearm fitted or contrived with any silencer or device for deadening the sound of explosion, for the purpose of taking wildlife. Nothing in this section shall prohibit the use of a muzzle brake, polychoke, or compensator. II. Nothing in this section shall prohibit a person who has obtained a depredation permit issued by the executive director of fish and game from taking wildlife under such permit using a lawfully obtained silencing device.*
- NJ **Ownership Prohibited**, no further hunting regulations
NJSA 2C:39-3 Prohibited Weapons and Devices. c. Silencers. Any person who knowingly has in his possession any firearm silencer is guilty of a crime of the fourth degree.
g. Exceptions. (1) Nothing in subsection c. of this section shall apply to any member of the Armed Forces of the United States or the National Guard, or except as otherwise provided, to any law enforcement officer while actually on duty or traveling to or from an authorized place of duty, provided that his possession of the prohibited weapon or device has been duly authorized under the applicable laws, regulations or military or law enforcement orders. (5) Nothing in subsection c. of this section shall be construed to apply to any person who is specifically identified in a special deer management permit issued by the Division of Fish and Wildlife to utilize a firearm silencer as part of an alternative deer control method implemented in accordance with a special deer management permit issued pursuant to section 4 of P.L.2000, c.46 (C.23:4-42.6), while the person is in the actual performance of the permitted alternative deer control method and while going to and from the place where the permitted alternative deer control method is being utilized. This exception shall not, however, otherwise apply to any person to authorize the purchase or possession of a firearm silencer.
- NM All game animals legal
- NV All game animals legal
- NY *§ 11-0931. Prohibitions on the use and possession of firearms. 1. No person except a law enforcement officer in the performance of his official duties shall use in hunting or possess in the fields or forests or on the waters of the state for any purpose: a. the apparatus known as a silencer.*
- OH *1501:31-15-02 General hunting & trapping provisions. (D) It shall be unlawful for any person to use a gun equipped with a silencer or muffler, or deadfall of any type to take or attempt to take a wild bird or wild quadruped. ("Wild quadrupeds" includes game quadrupeds & furbearing animals.)*
- OK *§29-5-201. Means of taking wildlife - Exceptions - Fines and punishments.*
A. Except as otherwise provided for in this section, no person may utilize at any time, for the purpose of killing or capturing any game mammal, game bird or nongame bird, the following means: 5. Any device which noticeably suppresses noise from a firearm, commonly known as a silencer.
D. The following persons shall be exempt from the prohibition in subsection A of this section:
1. The Director, departmental employees and authorized agents when capturing wildlife for propagation or management purposes;
2. Any person, group or governmental agency the Director may by written permit authorize, where any species of nongame birds are causing a nuisance or undue economic loss, as may be determined by the Director. Such permit shall state the method of control and specific procedures and conditions as may be deemed appropriate by the Director;
3. Any person possessing a scientific purposes license under Section 4118 of this title; or
4. Employees of the Oklahoma Department of Agriculture, Food, and Forestry Wildlife Services Division and the United States Department of Agriculture Wildlife Services while engaged in wildlife management activities for the protection of agriculture, property, human health and safety and natural resources.

OR	All game animals legal
PA	All game animals legal
RI	Ownership Prohibited , no further hunting regulations § 11-47-20 Sale or possession of silencers. It shall be unlawful within this state to manufacture, sell, purchase, or possess any muffler, silencer, or device for deadening or muffling the sound of a firearm when discharged. Violations of this section shall be punished by imprisonment for not less than one year and one day.
SC	All game animals legal
SD	All game animals legal
TN	All game animals legal
TX	<i>§65.11 (1) Firearms. (D) It is unlawful to hunt alligators, game animals or game birds with a fully automatic firearm or any firearm equipped with a silencer or sound suppressing device.</i>
UT	All game animals legal
VT	Ownership Prohibited , no further hunting regulations § 4010. Gun silencers A person who manufactures, sells, uses, or possesses with intent to sell or use an appliance known as or used for a gun silencer shall be fined \$25.00 for each offense. The provisions of this section shall not prevent the use or possession of gun silencers by: (1) a certified, full-time law enforcement officer or department of fish and wildlife employee in connection with his or her duties and responsibilities and in accordance with the policies and procedures of that officer's or employee's agency or department; or (2) the Vermont National Guard in connection with its duties and responsibilities. (Amended 2009, No. 154 (Adj. Sess.), § 238f, eff. June 3, 2010.)
VA	All game animals legal
WA	All game animals legal
WI	All game animals legal
WV	All game animals legal
WY	<i>State Code 23-3-112. Firearms; automatic weapon or silencer prohibited. (a) No person shall take into or possess in the game fields or forests of Wyoming any fully automatic weapon or device designed to silence or muffle the report of any firearm. ("Game Field" definition is not made in 23-1-101)</i>

LEGAL DISCLAIMER: This entire document and its contents is simply a compendium of published law and research on the subject of hunting laws and regulations as concern suppressor usage and as such, it should not be viewed as stand-alone legal advice. We are not engaged in the business of providing legal counsel, thus the reader must take full and complete responsibility for the legalities regarding hunting with suppressors in his jurisdiction: If you need up-to-date, accurate legal information, seek an attorney who is licensed in the state in question. Any and all of this FAQ may contain errors, and it is the responsibility of the reader to check with law enforcement authorities in the jurisdiction in question as to the laws which dictate how, when, why, and where he may use suppressors in any situation. This document should be considered a work-in-progress: If you are aware of any published state, city, or county data that conflicts with the research given here, please contact us with the pertinent legal code citation to help update or correct this compilation.