

## **Amendments to FOID Card Act under Concealed Carry Act**

### ***Revocation Procedure:***

- By Aug. 9<sup>th</sup>, ISP must provide a notice of the new FOID card surrender requirements to persons whose FOID cards have been revoked, suspended or expired and who have failed to surrender their cards to the ISP
  
- Within 48 hours of receiving notice, persons subject to the revocation must:
  - o Surrender FOID card *to the local law enforcement agency* where he/she resides
  - o Complete a Firearm Disposition Record, which is being finalized by ISP
  - o Place his/her firearms in the location or with the person reported on the Firearm Disposition Record
  
- Firearm Disposition Record will require disclosure of:
  - o the make model and serial number of each firearm owned/under custody and control of the revoked person
  - o the location where each firearm will be maintained during the prohibited term
  - o if any firearm will be transferred to the custody of another person – the name, address and FOID card number of transferee
  
- *Local law enforcement agency* must provide the person subject to the revocation:
  - o a receipt noting his/her surrender of the FOID card
  - o a copy of the Firearm Disposition Record
  
- *Local law enforcement agency* must provide the ISP with:
  - o the FOID card
  - o a copy of the Firearm Disposition Record
  
- If the revoked FOID card holder fails to comply:
  - o The sheriff or local law enforcement agency where the person subject to the revocation resides may petition the circuit court to issue a warrant to search for and seize FOID card and firearms in his possession, custody or control
  - o A violation is a Class A misdemeanor
  - o Observation of a FOID card in the possession of a person whose FOID card has been revoked constitutes a sufficient basis for the arrest

### ***Notice by ISP to Law Enforcement of FOID card Disqualification/Revocation:***

- ISP must provide a copy of the written notice sent to a FOID card applicant/holder stating the grounds for denial or revocation to the sheriff and law enforcement agency where the person resides to assist with the seizure of the person's FOID card

### ***Notice by Law Enforcement to ISP of Person Posing a Clear and Present Danger:***

- If a person is determined to pose a clear and present danger to himself, herself, or to others by a law enforcement official (or developmentally disabled), law enforcement must notify the Dept. of Human Services that the person poses a clear and present danger
  - o Any information disclosed must remain privileged and confidential