



Illinois State Police Clear and Present Danger Request

Pursuant to the Firearms Owners Identification Card Act (430 ILCS 65/8.1), it is the duty of law enforcement officials and school administrators to report to the Illinois State Police when a student or other person is determined to pose a Clear and Present Danger to themselves or others. Reports must be submitted **within 24 to 72 hours** of the incident giving rise to the determination. Clear and Present Danger Requests will not be accepted after 72 hours unless extenuating circumstances exist.

This form must be completed in its entirety by the law enforcement official, principal, chief administrative officer or their designee making the determination. **Clear and Present Danger requests shall be used by the Illinois State Police to identify persons who, if granted access to a firearm or ammunition, pose an actual, imminent threat of substantial bodily harm to themselves or others that is articulable and significant, or who will likely act in a manner dangerous to public safety.**

Completed **incident reports**, **attachments** and **other relevant** information should be faxed or emailed to the Illinois State Police, Firearms Services Bureau, Investigative Support Unit at **217-782-9139** or **ISP.FTIP.QC.FAX@illinois.gov**. For questions or to confirm receipt of a fax, please call the Firearms Services Bureau, Investigative Support Unit, Monday-Friday, 8:30am to 5:00pm at **217-782-7980**. For assistance from the Firearms Services Bureau beyond normal business hours, contact the Statewide Terrorism and Intelligence Center at **877-455-7842**. **If immediate police assistance is required, contact your local law enforcement agency or dial 911.**

The identity of the person reporting under this Section shall not be disclosed to the subject of the report. The physician, clinical psychologist, qualified examiner, law enforcement official, or school administrator making the determination and his or her employer shall not be held criminally, civilly, or professionally liable for making or not making the notification required under this subsection, except for willful or wanton misconduct. (430 ILCS 65/8.1)

REPORTING OFFICIAL

Name of Reporting Official:		Title of Reporting Official:
Agency/School:		Address:
Contact Information:	Phone#: () Fax#: () Email:	Date of Incident(s):
Supervisor Signature:		Supervisor Email:

INDIVIDUAL POSING A CLEAR AND PRESENT DANGER

FOID#:	CCL#:
County of Arrest:	Charges:
Case:	
Treating Medical Facility:	Treating Physician:
Medical Facility Phone#:	
Individual's Name:	Date of Birth:
Individual's Address:	Individual's Phone #: ()
Parent or Guardian Name if individual is under 21 years of age:	Parent or Guardian phone #:

DETERMINATION OF CLEAR AND PRESENT DANGER

Provide a detailed narrative of the facts supporting the determination of a **“Clear and Present Danger.”** Include specific behaviors witnessed and statements made, including dates and times as well as any witnesses to the specific behaviors or statements. Any reports, attachments, or supporting documentation must be referenced in the narrative and submitted with this form. Failure to provide any of the requested information may result in a delayed response or denial of the request. If this request is beyond 72 hours from the incident giving rise to the determination, please include the extenuating circumstances justifying consideration.

The reporting official certifies that _____ poses a clear and present danger in that they demonstrate threatening physical or verbal behavior, such as violent, suicidal or assaultive threats, actions, or other behaviors. (430 ILCS 65/1.1)

Signature of Reporting Official:

Date Submitted:

Notice: The Illinois State Police shall make the final determination regarding whether a clear and present danger exists for purposes of denying or revoking a FOID card pursuant to 430 ILCS 65/8(f).



Illinois State Police

Clear and Present Danger Reporting Instructions for Law Enforcement Officials and School Administrators

The Illinois State Police **Clear and Present Danger** Request form shall be used by law enforcement officials and school administrators to report individuals determined to pose a **Clear and Present Danger** pursuant to the Firearms Owners Identification Card Act (430 ILCS 65/8.1) and Illinois Administrative Code (Title 20 Section 1230.120). The form must be submitted **within 24-72 hours** of the incident giving rise to the determination to the Illinois State Police, Firearms Services Bureau-Investigative Support Unit. This reporting duty is separate from any requests for assistance made to a law enforcement agency. **For immediate police assistance, school administrators must still contact their local law enforcement agency or call 911.**

Who Must Report? (Pursuant to 430 ILCS 65/8.1(d)(2) and 430 ILCS 66/105)

- Law enforcement officials
- School administrators – principals and chief administrative officers (or their designees) of public and private: elementary and secondary schools, community colleges, colleges, and universities.

What Do I Report?

- When a student or other person demonstrates threatening physical or verbal behavior, such as violent, suicidal, or assaultive threats, actions or other behaviors determined to pose a **Clear and Present Danger** themselves or others.
- The reporting law enforcement official, school administrator, or their designee must complete the Illinois State Police **Clear and Present Danger** request form in its entirety. Specific behaviors and statements leading to the determination must be included in the narrative section, including dates and times of occurrence, as well as the names and contact information of any witnesses. Additional supporting documentation should be referenced in the narrative section and submitted with the form.

How Do I Report?

- The completed form and attachments must be faxed or emailed to the Illinois State Police, Firearms Services Bureau, Investigative Support Unit at **217-782-9139** or ISP.FTIP.QC.FAX@illinois.gov within **24-72 hours** of the incident giving rise to determining the student or individual poses a **Clear and Present Danger**.
- The Illinois State Police, Firearms Services Bureau, Investigative Support Unit may be contacted at **217-782-3700**, Monday – Friday, 8:30 a.m. to 5:00 p.m., to answer questions or confirm receipt of a submission.
- If you need emergency assistance from the Firearms Services Bureau after normal business hours, contact the Illinois State Police, Statewide Terrorism and Intelligence Center at **877-455-7842**.

How do I know if the **Clear and Present Danger** request will be approved?

- Once a **Clear and Present Danger** determination is made, an Agent or an Analyst from the Investigative Support Unit will reach out to you and let you know whether the FOID holder is revoked, denied, or will remain valid.

What else should I know?

- This reporting process is intended to prevent individuals determined to pose a **Clear and Present Danger** from having access to firearms or firearm ammunition by revoking the individual's FOID Card.
- **Clear and Present Danger** reporting shall be made consistent with the Family Educational Rights and Privacy Act (34 CFR § 99.36) to assist the Illinois State Police with protecting the health and safety of the public by denying persons, who present a **Clear and Present Danger**, from having lawful access to weapons and ammunition. School administrators should consider consulting with their legal counsel prior to adopting **Clear and Present Danger** reporting policies.
- The physician, clinical psychologist, qualified examiner, law enforcement official, or school administrator making the determination and his or her employer shall not be held criminally, civilly, or professionally liable for making or not making the notification required under this subsection, except for willful or wanton misconduct. (430 ILCS 65/8.1)