



**Illinois State Police  
Office of Firearms Safety  
FOID Appeal Requirements/Checklist**

**Firearms Prohibitor – Misdemeanor Crimes of Domestic Violence  
Pursuant to: 430 ILCS 65/10, 18 U.S.C. 922(g)(9)**

**Instructions:** If your Firearm Owner's Identification (FOID) Card was revoked or your FOID Card application was denied because you have a conviction for a misdemeanor crime of domestic violence as defined by 18 U.S.C. 922(a)(33), you are federally prohibited from possessing firearms pursuant to 18 U.S.C. 922(g)(9). You are NOT required to appeal at this time; however, when you do so, the information listed below must be provided:

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1. *If your FOID card was revoked*, the first step in seeking relief is to surrender your FOID Card and a completed [Firearm Disposition Record](#), documenting the transfer of all firearms in your possession. This should have been completed within 48 hours of the revocation consistent with 430 ILCS 65/9.5. If you have not completed this step, you may find a copy of the required form on the Office of Firearms Safety Website at the Forms and Checklists tab.

*If your FOID card was denied, you may skip this step.*

2. Once you have completed step one,
- A. *If you were incarcerated*, you are required to file your appeal with the circuit court in writing in the county of your residence for a hearing upon such denial, revocation, or seizure. Please refer to 430 ILCS 65/10(a) for additional information. For additional information regarding filing such an appeal, please contact the circuit clerk's office for the county of your residence.
- B. *If you were not incarcerated*, you are not eligible to possess firearms unless
- i. your conviction has been expunged or set aside,
  - ii. you have been pardoned without limitation on your rights to ship, transport, possess, or receive firearms, or
  - iii. your civil rights have been restored.

These remedies are only available through the gubernatorial pardon process or in the circuit court in the county in which you reside.

- For additional information regarding the executive clemency and expungement program in Illinois, please use the following link:

<https://www2.illinois.gov/sites/prb/Pages/prbexcleme.aspx>

- For additional information regarding having your conviction vacated or set aside or your civil rights restored pursuant to a 430 ILCS 65/10(c) hearing, please contact the circuit clerk's office for the county of your conviction.

***If you obtain an order from a court granting you relief under 10(c) of the FOID Act and directing the Department to issue you a FOID Card that does not include an order of expungement or otherwise vacating your conviction, the issuance of a FOID Card under these circumstances does not grant you immunity from arrest or prosecution for violations of federal law, including the Gun Control Act of 1968, 18 U.S.C. § 922. It is incumbent upon you to seek any necessary declaration from the federal government regarding your rights and prohibitions under federal law.***

**Please Note:** If you obtain relief from a court, a pardon and expungement, or your conviction vacated or set aside; please send a copy of your court documents. No action will be taken without a certified copy from the court.

Documentation must contain your full name and date of birth and be sent to: Illinois State Police  
Office of Firearms Safety  
801 South Seventh Street, Suite 600-S  
Springfield, Illinois 62703-2487  
Or by email at:  
[ISP.FOID.Appeals@illinois.gov](mailto:ISP.FOID.Appeals@illinois.gov)