



## INDIVIDUAL FIREARM PERMIT DOCUMENTING DOMESTIC VIOLENCE CRIMES

Title 18 U.S.C. § 922 (g) (9) prohibits anyone who has been convicted of a misdemeanor crime of domestic violence to possess any firearm or ammunition. “Misdemeanor crime of domestic violence” is generally defined as any offense—whether or not explicitly described in a statute as a crime of domestic violence – which has, as its factual basis, the use or attempted use of physical force, or the threatened use of a deadly weapon, committed by the victim’s current or former domestic partner, parent, or guardian.

As defined in the Gun Control Act, a misdemeanor crime of domestic violence means an offense that:

- (1) Is a misdemeanor under federal or state law; and
- (2) Has, as an element, the use or attempted use of physical force, or the threatened use of a deadly weapon, committed by a current or former spouse, parent, or guardian of the victim, by a person with whom the victim shares a child in common, by a person who is cohabiting with or has cohabited with the victim as a spouse, parent, or guardian, or by a person similarly situated to a spouse, parent, or guardian of the victim.
- (3) The law further provides that a person shall not be considered to have been convicted of such an offense for purposes of this chapter, unless:
  - the person was represented by counsel in the case, or knowingly and intelligently waived the right to counsel in the case; and
  - in the case of a prosecution for an offense described in the paragraph for which a person was entitled to a jury trial in the jurisdiction in which the case was tried, either the case was tried by a jury, or the person knowingly and intelligently waived the right to have the case tried by a jury, by guilty plea or otherwise.

The law further states that “A person shall not be considered to have been convicted of such an offense for purposes of this chapter if the conviction has been expunged or set aside, or is an offense for which the person has been pardoned or has had civil rights restored... unless the pardon, expungement or restoration of civil rights expressly provides that the person may not ship, transport, possess or receive firearms.”

Based on the definition above, have you ever been convicted of a misdemeanor crime of domestic violence within the meaning of the statute?  YES  NO

If your answer is yes, please provide the below information:

Court/Jurisdiction			
Docket/Case Number		Date Sentenced	____/____/____ <small>MO DAY YEAR</small>
Statute/Charge:			
_____			
Did you received a pardon or restoration of rights that includes your firearm rights?			<input type="checkbox"/> YES <input type="checkbox"/> NO

Court/Jurisdiction			
Docket/Case Number		Date Sentenced	____/____/____ <small>MO DAY YEAR</small>
Statute/Charge:			
_____			
Did you received a pardon or restoration of rights that includes your firearm rights?			<input type="checkbox"/> YES <input type="checkbox"/> NO