



Mental Health Admissions As They Relate to the Firearm Owners Identification (FOID) Act

Statutes:

- 430 ILCS 65/8 (e)
The Illinois State Police may deny an application for or revoke any FOID card of;
 1. a person who has been a patient of a mental institution within the past 5 years, or
 2. a person who has been adjudicated as a mental defective.

- 740 ILCS 110/12 (b)
Requires the reporting of such information as may be required to determine whether an individual may be disqualified from receiving or retaining a FOID card. Entities that are required to report are;
 1. Illinois Department of Human Services
 2. Private Hospitals
 3. Public Hospitals
 4. Mental Health Facilities
 5. Information shall be furnished within 7 days

Procedure Flow:

1. Entities required to report notify DHS.
2. DHS maintains information for 5 years after date of discharge.
3. ISP Provides list of active FOID cards to DHS nightly.
4. DHS compares admission information with FOID information and notifies ISP when they have a potential match.
5. ISP confirms the match and then denies or revokes the FOID card.
6. ISP sends a letter notifying FOID card holder of his revocation and provides information on how to appeal the revocation.