

SIXTH JUDICIAL DISTRICT DEPARTMENT OF CORRECTIONAL SERVICES

FIREARMS STATEMENT

You have been placed under the supervision of the Sixth Judicial District Department of Correctional Services for a misdemeanor or felony offense. Federal law, Iowa law and Departmental policy regarding possession of firearms are as follows:

Section 724.26 Code of Iowa (1989 as amended) states you may not have under your dominion and control, receive, transports, or causes to be transported a firearm or offensive weapon. A violation of this law is a Class D Felony. It is also a violation of your supervision agreement to possess, receive, or transport a firearm.

Federal law [18 U.S.C. 922(g)(1)] states no person who has been convicted of a felony may receive, possess or transport any firearm. A violation of Federal law is punishable by a fine of not more than \$10,000 or imprisonment for not more than two years or both.

Federal law [18 U.S.C. 922.(8)(9)] states no person who has been convicted of a misdemeanor crime of Domestic Violence or is subject to a Domestic Violence restraining order may receive, possess, or transport a firearm. The Federal law includes as misdemeanor crimes of Domestic Violence, Simple Assaults committed against an intimate partner or child.

Federal law [18 U.S.C. 922.(n)] prohibits you from receiving possessing or transporting a firearm during the term of your probation if you were granted a deferred judgment or deferred sentence for a felony offense. If you are on pretrial release, it forbids you from receiving, possessing or transporting a firearm while your case is pending after the Indictment or Trial Information is filed.

The policy of the Sixth Judicial District Department of Correctional Services forbids you from having a firearm while under supervision and it is considered a violation of your supervision agreement. This policy remains in effect until such time as you receive official permission from the U.S. Department of The Treasury, Bureau of Alcohol, Tobacco and Firearms to receive, possess or transport firearms.

Once discharged from supervision, the Governor of Iowa may restore your citizenship rights. If the Governor restores your citizenship rights, this alone does not allow you to have firearms. In order to legally receive, possess, or transport a firearm, you must apply for special permission. Please contact the Governor's Office to get the required forms after your discharge. Even if the Governor grants you the privilege of carrying firearms, you must secure permission from the U.S. Department of the Treasury, Bureau of Alcohol, Tobacco and Firearms to avoid violating Federal law. Please contact the Bureau of Alcohol, Tobacco and Firearms to get the required forms.

If you need more information, it is recommended you consult with your attorney.