

DCR Notification to sheriff or chief of police of suspension of firearm rights for six months under RCW 71.05.182

Date of detention:

Name of detained person:

Last

First

Middle

List any known aliases

Date of Birth

Gender

Race

Height

Weight

Domicile (check the corresponding option)

Current known residential address

County

Street

City

State

ZIP code

Homeless

County

City

Current address unknown

County at time of detention

City at time of detention

Name of Designated Crisis Responder

County of Designated Crisis Responder

Date of notification to sheriff or police chief

Office or department notified

RCW 71.05.182

Six-month suspension of right to possess firearms after detention for evaluation and treatment of person who presents likelihood of serious harm as a result of mental disorder, substance use disorder, or both—Automatic restoration of right at expiration of six-month period. (Effective January 1, 2021.)

- (1) A person who under RCW **71.05.150** or **71.05.153** has been detained at a facility for a period of not more than one hundred twenty hours for the purpose of evaluation and treatment on the grounds that the person presents a likelihood of serious harm, but who has not been subsequently committed for involuntary treatment under RCW **71.05.240**, may not have in his or her possession or control any firearm for a period of six months after the date that the person is detained.
- (2) Before the discharge of a person who has been initially detained under RCW **71.05.150** or **71.05.153** on the grounds that the person presents a likelihood of serious harm, but has not been subsequently committed for involuntary treatment under RCW **71.05.240**, the designated crisis responder shall inform the person orally and in writing that:
 - (a) He or she is prohibited from possessing or controlling any firearm for a period of six months;
 - (b) He or she must immediately surrender, for the six-month period, any concealed pistol license and any firearms that the person possesses or controls to the sheriff of the county or the chief of police of the municipality in which the person is domiciled;
 - (c) After the six-month suspension, the person's right to control or possess any firearm or concealed pistol license shall be automatically restored, absent further restrictions imposed by other law; and
 - (d) Upon discharge, the person may petition the superior court to have his or her right to possess a firearm restored before the six-month suspension period has elapsed by following the procedures provided in RCW **9.41.047**(3).
- (3) The designated crisis responder shall notify the sheriff of the county or the chief of police of the municipality in which the person is domiciled of the six-month suspension.
- (4) A law enforcement agency holding any firearm that has been surrendered pursuant to this section shall, upon the request of the person from whom it was obtained, return the firearm at the expiration of the six-month suspension period, or prior to the expiration of the six-month period if the person's right to possess firearms has been restored by the court under RCW **9.41.047**. The law enforcement agency, prior to returning the firearm, shall verify with the prosecuting attorney's office or designated crisis responders that the person has not been previously or subsequently committed for involuntary treatment under RCW **71.05.240**. The law enforcement agency must comply with the provisions of RCW **9.41.345** when returning a firearm pursuant to this section.
- (5) Any firearm surrendered pursuant to this section that remains unclaimed by the lawful owner shall be disposed of in accordance with the law enforcement agency's policies and procedures for the disposal of firearms in police custody.