

Superior Court of Washington, County of _____

Defendant/Petitioner DOB

vs.

State of Washington, Plaintiff/Respondent

No. _____

**Petition to Restore Firearm Rights
(PTFRARM)**

Petition to Restore Firearm Rights

My name is _____. I am petitioning to restore my firearm rights.

My date of birth is _____. I have used the following other
names: _____.

1. Type of Restoration

☐ I was convicted or found not guilty by reason of insanity of the following crimes:

Offense (include degree): _____ Date of Sentence: _____

Offense (include degree): _____ Date of Sentence: _____

Offense (include degree): _____ Date of Sentence: _____

☐ **Commitment or Incompetency**

- I was involuntarily committed for treatment for a mental disorder under RCW 71.05.240, 71.05.320, 71.34.740, 71.34.750, chapter 10.77 RCW, or equivalent statutes of another jurisdiction;
- I was detained under RCW 71.05.150 or 71.05.153; or
- My charges were dismissed based on incompetency to stand trial under RCW 10.77.088 and the court made a finding that I have a history of one or more violent acts.

The case numbers are _____.

2. Prohibited Offenses

I have **not** been convicted or found not guilty by reason of insanity of any of the following crimes:

- Any class A felony;
- Any felony sex offense; or
- A felony offense where the maximum sentence is 20 years or more.

3. Time in Community

- ☐ **Felonies and Disqualifying Gross Misdemeanors.** In the 5 years preceding this petition, I have lived in the community and have not been convicted or been found not guilty by reason of insanity of any crime that prohibits the possession of a firearm.
- ☐ **Finding of Not Guilty by Reason of Insanity.** It has been 1 year since I have been discharged and my charges dismissed based on being found not guilty by reason of insanity. RCW 9.41.047(3)(a).
- ☐ **Commitment or Incompetency.** I have been discharged from an involuntary commitment for a mental disorder or had my charges dismissed based on incompetency to stand trial where the court made a finding that I had a history of violent acts. RCW 9.41.047(3)(a).
- ☐ **Some Gross Misdemeanors.** In the 3 years preceding this petition, I have lived in the community and have not been convicted or been found not guilty by reason of insanity of any crime that prohibits the possession of a firearm.

4. Additional Requirements

- ☐ I was convicted or found not guilty by reason of insanity and:
- There are no criminal charges pending against me in any state court or federal court.
 - I have completed all sentencing conditions, other than non-restitution fines and fees, for each felony, gross misdemeanor, or misdemeanor conviction on which the prohibition was based, including all court-ordered treatment.
 - I have no prior felony convictions that would count as part of an offender score under RCW 9.94A.525 and have no out-of-state conviction for an offense which would disqualify me from purchasing or possessing a firearm in the state of conviction.
 - I believe I am not subject to any other prohibition on possessing a firearm at the time of this petition, and would be able to pass a background check to purchase a firearm if the petition to restore firearm rights is granted.

Attach the following documents: copy of judgment and sentence, copy of certificate of discharge, or other document showing completion of all conditions of sentence as required under the statute (You can provide verification from the sentencing court that the records have been destroyed or attest that no records are available), and copy of current criminal history.

- ☐ I was involuntarily committed or found incompetent and:
- I am no longer required to participate in court-ordered inpatient or outpatient treatment.
 - I have successfully managed the condition related to my commitment, detention, or incompetency.
 - I am no longer a danger to myself or others.
 - The symptoms related to my commitment or detention or incompetency are not reasonably likely to recur.

Explain: _____

5. I understand the following warnings:

- I am requesting restoration of my right to possess a firearm under Washington law. Federal law and Washington law may be different. I may remain prohibited by federal law from possessing a firearm. Restoration of my right to possess a firearm under Washington law is not a defense to any federal prosecution.
- The laws of other states also may be different than Washington law. I may remain prohibited from possessing a firearm in other states. Restoration of my right to possess a firearm under Washington law is not a defense to prosecution in another state.
- An order restoring my right to possess a firearm under Washington law does not constitute a concealed pistol license or any other firearm permit or license. Restoration of my right to possess a firearm does not guarantee my eligibility for a concealed pistol license or any other firearm permit or license.

6. I served this *Petition to Restore Firearm Rights* and the *Notice of Hearing* on the prosecuting attorney of _____ county on (date) _____.

I declare, under penalty of perjury under the laws of the State of Washington, that the foregoing is true and correct.

Signed on _____ (date) at (city) _____, Washington.

Petitioner Print Name

Address: _____

Email: _____

Petitioner's lawyer (if any) fills out below:



Petitioner's lawyer signs here Print name and WSBA No. Date

Address: _____

Email: _____