

FIREARMS SURRENDER AND RETURN TERMS **For RESPONDENTS under RESTRAINING ORDERS**

The restraining order against you may prohibit you from possessing firearms and ammunition and require you to surrender them. Read your order carefully. The firearms section is on page 4, paragraph 10 & 10A.

IF THE RESTRAINING ORDER PROHIBITS YOU from possessing firearms and ammunition and orders that surrender terms apply, **you must do one of the following:**

1. Surrender to law enforcement any firearms and/or ammunition in your possession, control, or custody at the time you are served with the restraining order. If the firearms or ammunition are not in your custody at that time, you must surrender them to law enforcement (see bottom of page) within 48 hours of being served. If you are incarcerated when served, you must surrender them within 48 hours of your release.

You also must complete and file a Firearms Affidavit showing that the surrender has occurred. You must file the Affidavit with the Court within 3 court days of being served or released.

2. Have an eligible Third Party take possession of any firearms and/or ammunition in your possession, control, or custody within 48 hours of being served. If you are incarcerated when served, a third party must take possession within 48 hours of your release.

You must complete an Oregon State Police ID Services firearms background check on the third party you select. The third party must complete paragraph 4 of the Firearms Affidavit. You must also complete sections of the Firearms Affidavit and file it with the court within 3 court days of being served or released. To get a firearms background check, you must contact an Oregon gun dealer. A fee applies.

3. Tell the Court you have no firearms or ammunition. If you do not have firearms or ammunition in your custody, control, or possession, you must complete paragraph 3 on the Firearms Affidavit, complete page 1, and file it with the Court within 3 court days of being served or released.

4. Tell the Court you do not want to answer because you don't want to incriminate yourself. Even if you choose this option, you must still check box 4 of the Affidavit, complete page 1, and file the document with the Court within 3 court days of being served or released from custody. Choosing this option does not change in any way the court's order prohibiting you from possessing firearms or ammunition.

The **Firearms Affidavit** is included in your service packet. It is also available in Room 211 of the courthouse or online at: http://courts.oregon.gov/Multnomah/General_Info/Family/pages/form.aspx

FAILURE TO COMPLY WITH COURT- ORDERED TERMS ABOUT FIREARMS POSSESSION AND SURRENDER, OR TO FILE THE AFFIDAVIT, MAY SUBJECT YOU TO A CONTEMPT OF COURT CHARGE.

OPTION TO SURRENDER TO LAW ENFORCEMENT

The Portland Police Bureau and the Multnomah County Sheriff's Office will accept unloaded firearms and ammunition or individuals under restraining orders, *regardless of the location of the respondent's residence.*

Portland Police Bureau
Central Precinct
1111 SW 2nd Ave.
Portland, Oregon 97204
Hours: 24 hours/7 days a week
503/823-0097

Portland Police Bureau
Property & Evidence Division
2619 NW Industrial Way
Portland, Oregon 97210
Hours: 9-12; 1-4 M-F
503/823-2179

Multnomah County Sheriff's Office
234 SW Kendall Ct
Troutdale, OR 97060
Mon-Thurs 8- 4PM; Friday 8- 3PM
Call 503-988-7300, option #5 to
schedule

RETURN of firearms/ammunition to you by law enforcement is subject to their background check. Return by a Third Party requires a completed Firearms Background check by the Oregon State Police (Contact an Oregon gun dealer). More information is available online at the court's website:

http://courts.oregon.gov/Multnomah/General_Info/Family/pages/rulesandprocedures.aspx