



Sen. Elgie R. Sims, Jr.

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LRB100 17958 SLF 38116 a

1 AMENDMENT TO SENATE BILL 2340

2 AMENDMENT NO. _____. Amend Senate Bill 2340 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Firearm Owners Identification Card Act is
5 amended by changing Sections 1, 1.1, 2, 3, 12, and 14 as
6 follows:

7 (430 ILCS 65/1) (from Ch. 38, par. 83-1)

8 Sec. 1. It is hereby declared as a matter of legislative
9 determination that in order to promote and protect the health,
10 safety and welfare of the public, it is necessary and in the
11 public interest to provide a system of identifying persons who
12 are not qualified to acquire or possess firearms, firearm
13 ammunition, firearm parts, stun guns, and tasers within the
14 State of Illinois by the establishment of a system of Firearm
15 Owner's Identification Cards, thereby establishing a practical
16 and workable system by which law enforcement authorities will

1 be afforded an opportunity to identify those persons who are
2 prohibited by Section 24-3.1 of the Criminal Code of 2012, from
3 acquiring or possessing firearms and firearm ammunition and who
4 are prohibited by this Act from acquiring stun guns and tasers.
5 (Source: P.A. 97-1150, eff. 1-25-13.)

6 (430 ILCS 65/1.1) (from Ch. 38, par. 83-1.1)

7 Sec. 1.1. For purposes of this Act:

8 "80% receiver blank" means a casting or machined body in
9 which the fire-control cavity area is un-machined and sold as
10 not yet at the stage of manufacture which could result in the
11 classification of it as a firearm under federal law.

12 "Addicted to narcotics" means a person who has been:

13 (1) convicted of an offense involving the use or
14 possession of cannabis, a controlled substance, or
15 methamphetamine within the past year; or

16 (2) determined by the Department of State Police to be
17 addicted to narcotics based upon federal law or federal
18 guidelines.

19 "Addicted to narcotics" does not include possession or use
20 of a prescribed controlled substance under the direction and
21 authority of a physician or other person authorized to
22 prescribe the controlled substance when the controlled
23 substance is used in the prescribed manner.

24 "Adjudicated as a person with a mental disability" means
25 the person is the subject of a determination by a court, board,

1 commission or other lawful authority that the person, as a
2 result of marked subnormal intelligence, or mental illness,
3 mental impairment, incompetency, condition, or disease:

4 (1) presents a clear and present danger to himself,
5 herself, or to others;

6 (2) lacks the mental capacity to manage his or her own
7 affairs or is adjudicated a person with a disability as
8 defined in Section 11a-2 of the Probate Act of 1975;

9 (3) is not guilty in a criminal case by reason of
10 insanity, mental disease or defect;

11 (3.5) is guilty but mentally ill, as provided in
12 Section 5-2-6 of the Unified Code of Corrections;

13 (4) is incompetent to stand trial in a criminal case;

14 (5) is not guilty by reason of lack of mental
15 responsibility under Articles 50a and 72b of the Uniform
16 Code of Military Justice, 10 U.S.C. 850a, 876b;

17 (6) is a sexually violent person under subsection (f)
18 of Section 5 of the Sexually Violent Persons Commitment
19 Act;

20 (7) is a sexually dangerous person under the Sexually
21 Dangerous Persons Act;

22 (8) is unfit to stand trial under the Juvenile Court
23 Act of 1987;

24 (9) is not guilty by reason of insanity under the
25 Juvenile Court Act of 1987;

26 (10) is subject to involuntary admission as an

1 inpatient as defined in Section 1-119 of the Mental Health
2 and Developmental Disabilities Code;

3 (11) is subject to involuntary admission as an
4 outpatient as defined in Section 1-119.1 of the Mental
5 Health and Developmental Disabilities Code;

6 (12) is subject to judicial admission as set forth in
7 Section 4-500 of the Mental Health and Developmental
8 Disabilities Code; or

9 (13) is subject to the provisions of the Interstate
10 Agreements on Sexually Dangerous Persons Act.

11 "Barrel" means the tube, either rifled or smooth, through
12 which the projectile travels.

13 "Clear and present danger" means a person who:

14 (1) communicates a serious threat of physical violence
15 against a reasonably identifiable victim or poses a clear
16 and imminent risk of serious physical injury to himself,
17 herself, or another person as determined by a physician,
18 clinical psychologist, or qualified examiner; or

19 (2) demonstrates threatening physical or verbal
20 behavior, such as violent, suicidal, or assaultive
21 threats, actions, or other behavior, as determined by a
22 physician, clinical psychologist, qualified examiner,
23 school administrator, or law enforcement official.

24 "Clinical psychologist" has the meaning provided in
25 Section 1-103 of the Mental Health and Developmental
26 Disabilities Code.

1 "Controlled substance" means a controlled substance or
2 controlled substance analog as defined in the Illinois
3 Controlled Substances Act.

4 "Counterfeit" means to copy or imitate, without legal
5 authority, with intent to deceive.

6 "Federally licensed firearm dealer" means a person who is
7 licensed as a federal firearms dealer under Section 923 of the
8 federal Gun Control Act of 1968 (18 U.S.C. 923).

9 "Firearm" means any device, by whatever name known, which
10 is designed to expel a projectile or projectiles by the action
11 of an explosion, expansion of gas or escape of gas; excluding,
12 however:

13 (1) any pneumatic gun, spring gun, paint ball gun, or
14 B-B gun which expels a single globular projectile not
15 exceeding .18 inch in diameter or which has a maximum
16 muzzle velocity of less than 700 feet per second;

17 (1.1) any pneumatic gun, spring gun, paint ball gun, or
18 B-B gun which expels breakable paint balls containing
19 washable marking colors;

20 (2) any device used exclusively for signalling or
21 safety and required or recommended by the United States
22 Coast Guard or the Interstate Commerce Commission;

23 (3) any device used exclusively for the firing of stud
24 cartridges, explosive rivets or similar industrial
25 ammunition; and

26 (4) an antique firearm (other than a machine-gun)

1 which, although designed as a weapon, the Department of
2 State Police finds by reason of the date of its
3 manufacture, value, design, and other characteristics is
4 primarily a collector's item and is not likely to be used
5 as a weapon.

6 "Firearm ammunition" means any self-contained cartridge or
7 shotgun shell, by whatever name known, which is designed to be
8 used or adaptable to use in a firearm; excluding, however:

9 (1) any ammunition exclusively designed for use with a
10 device used exclusively for signalling or safety and
11 required or recommended by the United States Coast Guard or
12 the Interstate Commerce Commission; and

13 (2) any ammunition designed exclusively for use with a
14 stud or rivet driver or other similar industrial
15 ammunition.

16 "Firearm part" means an 80% receiver blank, barrel, firing
17 pin, or receiver as defined in this Act.

18 "Firing pin" means a movable pin or spring that strikes the
19 cartridge primer that ignites the charge of the projectile.

20 "Gun show" means an event or function:

21 (1) at which the sale and transfer of firearms is the
22 regular and normal course of business and where 50 or more
23 firearms are displayed, offered, or exhibited for sale,
24 transfer, or exchange; or

25 (2) at which not less than 10 gun show vendors display,
26 offer, or exhibit for sale, sell, transfer, or exchange

1 firearms.

2 "Gun show" includes the entire premises provided for an
3 event or function, including parking areas for the event or
4 function, that is sponsored to facilitate the purchase, sale,
5 transfer, or exchange of firearms as described in this Section.
6 Nothing in this definition shall be construed to exclude a gun
7 show held in conjunction with competitive shooting events at
8 the World Shooting Complex sanctioned by a national governing
9 body in which the sale or transfer of firearms is authorized
10 under subparagraph (5) of paragraph (g) of subsection (A) of
11 Section 24-3 of the Criminal Code of 2012.

12 Unless otherwise expressly stated, "gun show" does not
13 include training or safety classes, competitive shooting
14 events, such as rifle, shotgun, or handgun matches, trap,
15 skeet, or sporting clays shoots, dinners, banquets, raffles, or
16 any other event where the sale or transfer of firearms is not
17 the primary course of business.

18 "Gun show promoter" means a person who organizes or
19 operates a gun show.

20 "Gun show vendor" means a person who exhibits, sells,
21 offers for sale, transfers, or exchanges any firearms at a gun
22 show, regardless of whether the person arranges with a gun show
23 promoter for a fixed location from which to exhibit, sell,
24 offer for sale, transfer, or exchange any firearm.

25 "Involuntarily admitted" has the meaning as prescribed in
26 Sections 1-119 and 1-119.1 of the Mental Health and

1 Developmental Disabilities Code.

2 "Mental health facility" means any licensed private
3 hospital or hospital affiliate, institution, or facility, or
4 part thereof, and any facility, or part thereof, operated by
5 the State or a political subdivision thereof which provide
6 treatment of persons with mental illness and includes all
7 hospitals, institutions, clinics, evaluation facilities,
8 mental health centers, colleges, universities, long-term care
9 facilities, and nursing homes, or parts thereof, which provide
10 treatment of persons with mental illness whether or not the
11 primary purpose is to provide treatment of persons with mental
12 illness.

13 "National governing body" means a group of persons who
14 adopt rules and formulate policy on behalf of a national
15 firearm sporting organization.

16 "Patient" means:

17 (1) a person who voluntarily receives mental health
18 treatment as an in-patient or resident of any public or
19 private mental health facility, unless the treatment was
20 solely for an alcohol abuse disorder and no other secondary
21 substance abuse disorder or mental illness; or

22 (2) a person who voluntarily receives mental health
23 treatment as an out-patient or is provided services by a
24 public or private mental health facility, and who poses a
25 clear and present danger to himself, herself, or to others.

26 "Person with a developmental disability" means a person

1 with a disability which is attributable to any other condition
2 which results in impairment similar to that caused by an
3 intellectual disability and which requires services similar to
4 those required by persons with intellectual disabilities. The
5 disability must originate before the age of 18 years, be
6 expected to continue indefinitely, and constitute a
7 substantial disability. This disability results, in the
8 professional opinion of a physician, clinical psychologist, or
9 qualified examiner, in significant functional limitations in 3
10 or more of the following areas of major life activity:

- 11 (i) self-care;
- 12 (ii) receptive and expressive language;
- 13 (iii) learning;
- 14 (iv) mobility; or
- 15 (v) self-direction.

16 "Person with an intellectual disability" means a person
17 with a significantly subaverage general intellectual
18 functioning which exists concurrently with impairment in
19 adaptive behavior and which originates before the age of 18
20 years.

21 "Physician" has the meaning as defined in Section 1-120 of
22 the Mental Health and Developmental Disabilities Code.

23 "Qualified examiner" has the meaning provided in Section
24 1-122 of the Mental Health and Developmental Disabilities Code.

25 "Receiver" means the part of a firearm that provides
26 housing for the hammer, bolt, or breechblock and firing

1 mechanism which is usually threaded at its forward portion to
2 receive the barrel, including a frame or receiver blank,
3 casting, or machined body that requires further machining or
4 molding to be used as a part of a functional firearm which was
5 designed and clearly identifiable as being used to be
6 exclusively a part of a firearm.

7 "Sanctioned competitive shooting event" means a shooting
8 contest officially recognized by a national or state shooting
9 sport association, and includes any sight-in or practice
10 conducted in conjunction with the event.

11 "School administrator" means the person required to report
12 under the School Administrator Reporting of Mental Health Clear
13 and Present Danger Determinations Law.

14 "Stun gun or taser" has the meaning ascribed to it in
15 Section 24-1 of the Criminal Code of 2012.

16 (Source: P.A. 98-63, eff. 7-9-13; 99-29, eff. 7-10-15; 99-143,
17 eff. 7-27-15; 99-642, eff. 7-28-16.)

18 (430 ILCS 65/2) (from Ch. 38, par. 83-2)

19 Sec. 2. Firearm Owner's Identification Card required;
20 exceptions.

21 (a) (1) No person may acquire or possess any firearm, stun
22 gun, or taser within this State without having in his or her
23 possession a Firearm Owner's Identification Card previously
24 issued in his or her name by the Department of State Police
25 under the provisions of this Act.

1 (2) No person may acquire or possess firearm ammunition
2 within this State without having in his or her possession a
3 Firearm Owner's Identification Card previously issued in his or
4 her name by the Department of State Police under the provisions
5 of this Act.

6 (3) No person may acquire or possess any firearm part,
7 unless otherwise exempted under the Act, which can be used to
8 assemble or modify a firearm without having in his or her
9 possession a Firearm Owner's Identification Card previously
10 issued in his or her name by the Department of State Police.

11 (b) The provisions of this Section regarding the possession
12 of firearms, firearm ammunition, firearm parts, stun guns, and
13 tasers do not apply to:

14 (1) United States Marshals, while engaged in the
15 operation of their official duties;

16 (2) Members of the Armed Forces of the United States or
17 the National Guard, while engaged in the operation of their
18 official duties;

19 (3) Federal officials required to carry firearms,
20 while engaged in the operation of their official duties;

21 (4) Members of bona fide veterans organizations which
22 receive firearms directly from the armed forces of the
23 United States, while using the firearms for ceremonial
24 purposes with blank ammunition;

25 (5) Nonresident hunters during hunting season, with
26 valid nonresident hunting licenses and while in an area

1 where hunting is permitted; however, at all other times and
2 in all other places these persons must have their firearms
3 unloaded and enclosed in a case;

4 (6) Those hunters exempt from obtaining a hunting
5 license who are required to submit their Firearm Owner's
6 Identification Card when hunting on Department of Natural
7 Resources owned or managed sites;

8 (7) Nonresidents while on a firing or shooting range
9 recognized by the Department of State Police; however,
10 these persons must at all other times and in all other
11 places have their firearms unloaded and enclosed in a case;

12 (8) Nonresidents while at a firearm showing or display
13 recognized by the Department of State Police; however, at
14 all other times and in all other places these persons must
15 have their firearms unloaded and enclosed in a case;

16 (9) Nonresidents whose firearms are unloaded and
17 enclosed in a case;

18 (10) Nonresidents who are currently licensed or
19 registered to possess a firearm in their resident state;

20 (11) Unemancipated minors while in the custody and
21 immediate control of their parent or legal guardian or
22 other person in loco parentis to the minor if the parent or
23 legal guardian or other person in loco parentis to the
24 minor has a currently valid Firearm Owner's Identification
25 Card;

26 (12) Color guards of bona fide veterans organizations

1 or members of bona fide American Legion bands while using
2 firearms for ceremonial purposes with blank ammunition;

3 (13) Nonresident hunters whose state of residence does
4 not require them to be licensed or registered to possess a
5 firearm and only during hunting season, with valid hunting
6 licenses, while accompanied by, and using a firearm owned
7 by, a person who possesses a valid Firearm Owner's
8 Identification Card and while in an area within a
9 commercial club licensed under the Wildlife Code where
10 hunting is permitted and controlled, but in no instance
11 upon sites owned or managed by the Department of Natural
12 Resources;

13 (14) Resident hunters who are properly authorized to
14 hunt and, while accompanied by a person who possesses a
15 valid Firearm Owner's Identification Card, hunt in an area
16 within a commercial club licensed under the Wildlife Code
17 where hunting is permitted and controlled;

18 (15) A person who is otherwise eligible to obtain a
19 Firearm Owner's Identification Card under this Act and is
20 under the direct supervision of a holder of a Firearm
21 Owner's Identification Card who is 21 years of age or older
22 while the person is on a firing or shooting range or is a
23 participant in a firearms safety and training course
24 recognized by a law enforcement agency or a national,
25 statewide shooting sports organization; and

26 (16) Competitive shooting athletes whose competition

1 firearms are sanctioned by the International Olympic
2 Committee, the International Paralympic Committee, the
3 International Shooting Sport Federation, or USA Shooting
4 in connection with such athletes' training for and
5 participation in shooting competitions at the 2016 Olympic
6 and Paralympic Games and sanctioned test events leading up
7 to the 2016 Olympic and Paralympic Games.

8 (c) The provisions of this Section regarding the
9 acquisition and possession of firearms, firearm ammunition,
10 firearm parts, stun guns, and tasers do not apply to law
11 enforcement officials of this or any other jurisdiction, while
12 engaged in the operation of their official duties.

13 (c-5) The provisions of paragraphs (1) and (2) of
14 subsection (a) of this Section regarding the possession of
15 firearms and firearm ammunition do not apply to the holder of a
16 valid concealed carry license issued under the Firearm
17 Concealed Carry Act who is in physical possession of the
18 concealed carry license.

19 (d) Any person who becomes a resident of this State, who is
20 not otherwise prohibited from obtaining, possessing, or using a
21 firearm or firearm ammunition, shall not be required to have a
22 Firearm Owner's Identification Card to possess firearms or
23 firearms ammunition until 60 calendar days after he or she
24 obtains an Illinois driver's license or Illinois
25 Identification Card.

26 (Source: P.A. 99-29, eff. 7-10-15.)

1 (430 ILCS 65/3) (from Ch. 38, par. 83-3)

2 Sec. 3. (a) Except as provided in Section 3a, no person may
3 knowingly transfer, or cause to be transferred, any firearm,
4 firearm ammunition, firearm part, stun gun, or taser to any
5 person within this State unless the transferee with whom he
6 deals displays either: (1) a currently valid Firearm Owner's
7 Identification Card which has previously been issued in his or
8 her name by the Department of State Police under the provisions
9 of this Act; or (2) a currently valid license to carry a
10 concealed firearm which has previously been issued in his or
11 her name by the Department of State Police under the Firearm
12 Concealed Carry Act. In addition, all firearm, stun gun, and
13 taser transfers by federally licensed firearm dealers are
14 subject to Section 3.1.

15 (a-5) Any person who is not a federally licensed firearm
16 dealer and who desires to transfer or sell a firearm while that
17 person is on the grounds of a gun show must, before selling or
18 transferring the firearm, request the Department of State
19 Police to conduct a background check on the prospective
20 recipient of the firearm in accordance with Section 3.1.

21 (a-10) Notwithstanding item (2) of subsection (a) of this
22 Section, any person who is not a federally licensed firearm
23 dealer and who desires to transfer or sell a firearm or
24 firearms to any person who is not a federally licensed firearm
25 dealer shall, before selling or transferring the firearms,

1 contact the Department of State Police with the transferee's or
2 purchaser's Firearm Owner's Identification Card number to
3 determine the validity of the transferee's or purchaser's
4 Firearm Owner's Identification Card. This subsection shall not
5 be effective until January 1, 2014. The Department of State
6 Police may adopt rules concerning the implementation of this
7 subsection. The Department of State Police shall provide the
8 seller or transferor an approval number if the purchaser's
9 Firearm Owner's Identification Card is valid. Approvals issued
10 by the Department for the purchase of a firearm pursuant to
11 this subsection are valid for 30 days from the date of issue.

12 (a-15) The provisions of subsection (a-10) of this Section
13 do not apply to:

14 (1) transfers that occur at the place of business of a
15 federally licensed firearm dealer, if the federally
16 licensed firearm dealer conducts a background check on the
17 prospective recipient of the firearm in accordance with
18 Section 3.1 of this Act and follows all other applicable
19 federal, State, and local laws as if he or she were the
20 seller or transferor of the firearm, although the dealer is
21 not required to accept the firearm into his or her
22 inventory. The purchaser or transferee may be required by
23 the federally licensed firearm dealer to pay a fee not to
24 exceed \$10 per firearm, which the dealer may retain as
25 compensation for performing the functions required under
26 this paragraph, plus the applicable fees authorized by

1 Section 3.1;

2 (2) transfers as a bona fide gift to the transferor's
3 husband, wife, son, daughter, stepson, stepdaughter,
4 father, mother, stepfather, stepmother, brother, sister,
5 nephew, niece, uncle, aunt, grandfather, grandmother,
6 grandson, granddaughter, father-in-law, mother-in-law,
7 son-in-law, or daughter-in-law;

8 (3) transfers by persons acting pursuant to operation
9 of law or a court order;

10 (4) transfers on the grounds of a gun show under
11 subsection (a-5) of this Section;

12 (5) the delivery of a firearm by its owner to a
13 gunsmith for service or repair, the return of the firearm
14 to its owner by the gunsmith, or the delivery of a firearm
15 by a gunsmith to a federally licensed firearms dealer for
16 service or repair and the return of the firearm to the
17 gunsmith;

18 (6) temporary transfers that occur while in the home of
19 the unlicensed transferee, if the unlicensed transferee is
20 not otherwise prohibited from possessing firearms and the
21 unlicensed transferee reasonably believes that possession
22 of the firearm is necessary to prevent imminent death or
23 great bodily harm to the unlicensed transferee;

24 (7) transfers to a law enforcement or corrections
25 agency or a law enforcement or corrections officer acting
26 within the course and scope of his or her official duties;

1 (8) transfers of firearms that have been rendered
2 permanently inoperable to a nonprofit historical society,
3 museum, or institutional collection; and

4 (9) transfers to a person who is exempt from the
5 requirement of possessing a Firearm Owner's Identification
6 Card under Section 2 of this Act.

7 (a-20) The Department of State Police shall develop an
8 Internet-based system for individuals to determine the
9 validity of a Firearm Owner's Identification Card prior to the
10 sale or transfer of a firearm. The Department shall have the
11 Internet-based system completed and available for use by July
12 1, 2015. The Department shall adopt rules not inconsistent with
13 this Section to implement this system.

14 (b) Any person within this State who transfers or causes to
15 be transferred any firearm, stun gun, or taser shall keep a
16 record of such transfer for a period of 10 years from the date
17 of transfer. Such record shall contain the date of the
18 transfer; the description, serial number or other information
19 identifying the firearm, stun gun, or taser if no serial number
20 is available; and, if the transfer was completed within this
21 State, the transferee's Firearm Owner's Identification Card
22 number and any approval number or documentation provided by the
23 Department of State Police pursuant to subsection (a-10) of
24 this Section. On or after January 1, 2006, the record shall
25 contain the date of application for transfer of the firearm. On
26 demand of a peace officer such transferor shall produce for

1 inspection such record of transfer. If the transfer or sale
2 took place at a gun show, the record shall include the unique
3 identification number. Failure to record the unique
4 identification number or approval number is a petty offense.

5 (b-5) Any resident may purchase ammunition from a person
6 within or outside of Illinois if shipment is by United States
7 mail or by a private express carrier authorized by federal law
8 to ship ammunition. Any resident purchasing ammunition within
9 or outside the State of Illinois must provide the seller with a
10 copy of his or her valid Firearm Owner's Identification Card or
11 valid concealed carry license and either his or her Illinois
12 driver's license or Illinois State Identification Card prior to
13 the shipment of the ammunition. The ammunition may be shipped
14 only to an address on either of those 2 documents.

15 (c) The provisions of this Section regarding the transfer
16 of firearm ammunition shall not apply to those persons
17 specified in paragraph (b) of Section 2 of this Act.

18 (Source: P.A. 98-508, eff. 8-19-13; 99-29, eff. 7-10-15.)

19 (430 ILCS 65/12) (from Ch. 38, par. 83-12)

20 Sec. 12. The provisions of this Act shall not apply to the
21 passing or transfer of any firearm, ~~or~~ firearm ammunition, or
22 firearm part upon the death of the owner thereof to his heir or
23 legatee or to the passing or transfer of any firearm or firearm
24 ammunition incident to any legal proceeding or action until 60
25 days after such passing or transfer.

1 (Source: Laws 1967, p. 2600.)

2 (430 ILCS 65/14) (from Ch. 38, par. 83-14)

3 Sec. 14. Sentence.

4 (a) Except as provided in subsection (a-5), a violation of
5 paragraph (1) or (3) of subsection (a) of Section 2, when the
6 person's Firearm Owner's Identification Card is expired but the
7 person is not otherwise disqualified from renewing the card, is
8 a Class A misdemeanor.

9 (a-5) A violation of paragraph (1) or (3) of subsection (a)
10 of Section 2, when the person's Firearm Owner's Identification
11 Card is expired but the person is not otherwise disqualified
12 from owning, purchasing, or possessing firearms, is a petty
13 offense if the card was expired for 6 months or less from the
14 date of expiration.

15 (b) Except as provided in subsection (a) with respect to an
16 expired card, a violation of paragraph (1) or (3) of subsection
17 (a) of Section 2 is a Class A misdemeanor when the person does
18 not possess a currently valid Firearm Owner's Identification
19 Card, but is otherwise eligible under this Act. A second or
20 subsequent violation is a Class 4 felony.

21 (c) A violation of paragraph (1) or (3) of subsection (a)
22 of Section 2 is a Class 3 felony when:

23 (1) the person's Firearm Owner's Identification Card
24 is revoked or subject to revocation under Section 8; or

25 (2) the person's Firearm Owner's Identification Card

1 is expired and not otherwise eligible for renewal under
2 this Act; or

3 (3) the person does not possess a currently valid
4 Firearm Owner's Identification Card, and the person is not
5 otherwise eligible under this Act.

6 (d) A violation of subsection (a) of Section 3 is a Class 4
7 felony. A third or subsequent conviction is a Class 1 felony.

8 (d-5) Any person who knowingly enters false information on
9 an application for a Firearm Owner's Identification Card, who
10 knowingly gives a false answer to any question on the
11 application, or who knowingly submits false evidence in
12 connection with an application is guilty of a Class 2 felony.

13 (e) Except as provided by Section 6.1 of this Act, any
14 other violation of this Act is a Class A misdemeanor.

15 (Source: P.A. 97-1131, eff. 1-1-13.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law."