



Sen. Julie A. Morrison

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10100SB0099sam002

LRB101 07322 SLF 56971 a

1 AMENDMENT TO SENATE BILL 99

2 AMENDMENT NO. _____. Amend Senate Bill 99 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 Section 9.5 and by adding Section 8.4 as
6 follows:

7 (430 ILCS 65/8.4 new)

8 Sec. 8.4. Cancellation of Firearm Owner's Identification
9 Card. The Department of State Police may cancel a Firearm
10 Owner's Identification Card if a person is not prohibited by
11 State or federal law from acquiring or possessing a firearm or
12 firearm ammunition and the sole purpose is for an
13 administrative reason. This includes, but is not limited to, at
14 the request of the Firearm Owner's Identification Card holder,
15 a person who surrenders his or her Illinois driver's license or
16 State identification card to another jurisdiction, death, or a

1 person's Firearm Owner's Identification Card is reported as
2 lost, stolen, or destroyed. The Department may adopt rules
3 necessary to implement this Section.

4 (430 ILCS 65/9.5)

5 Sec. 9.5. Revocation or suspension of Firearm Owner's
6 Identification Card.

7 (a) A person who receives a revocation or suspension notice
8 under Section 9 of this Act shall, within 48 hours of receiving
9 notice of the revocation or suspension:

10 (1) surrender his or her Firearm Owner's
11 Identification Card to the local law enforcement agency
12 where the person resides. The local law enforcement agency
13 shall provide the person a receipt and transmit the Firearm
14 Owner's Identification Card to the Department of State
15 Police; and

16 (2) complete a Firearm Disposition Record on a form
17 prescribed by the Department of State Police and place his
18 or her firearms in the location or with the person reported
19 in the Firearm Disposition Record. The form shall require
20 the person to disclose:

21 (A) the make, model, and serial number of each
22 firearm owned by or under the custody and control of
23 the revoked or suspended person;

24 (B) the location where each firearm will be
25 maintained during the prohibited term; and

1 (C) if any firearm will be transferred to the
2 custody of another person, the name, address and
3 Firearm Owner's Identification Card number of the
4 transferee.

5 (a-5) The Firearm Disposition Record shall contain a
6 statement to be signed by the transferee that the transferee:

7 (1) is aware of, and will abide by, current law
8 regarding the unlawful transfer of a firearm;

9 (2) is aware of the penalties for violating the law as
10 it pertains to unlawful transfer of a firearm; and

11 (3) intends to retain possession of the firearm or
12 firearms until it is determined that the transferor is
13 legally eligible to possess a firearm and has an active
14 Firearm Owners Identification Card, if applicable, or
15 until a new person is chosen to hold the firearm or
16 firearms.

17 (b) The local law enforcement agency shall provide a copy
18 of the Firearm Disposition Record to the person whose Firearm
19 Owner's Identification Card has been revoked or suspended, the
20 transferee, and to the Department of State Police.

21 (c) If the person whose Firearm Owner's Identification Card
22 has been revoked or suspended fails to comply with the
23 requirements of this Section, the sheriff or law enforcement
24 agency where the person resides may petition the circuit court
25 to issue a warrant to search for and seize the Firearm Owner's
26 Identification Card and firearms in the possession or under the

1 custody or control of the person whose Firearm Owner's
2 Identification Card has been revoked or suspended.

3 (d) A violation of subsection (a) of this Section is a
4 Class A misdemeanor.

5 (e) The observation of a Firearm Owner's Identification
6 Card in the possession of a person whose Firearm Owner's
7 Identification Card has been revoked or suspended constitutes a
8 sufficient basis for the arrest of that person for violation of
9 this Section.

10 (f) Within 30 days after the effective date of this
11 amendatory Act of the 98th General Assembly, the Department of
12 State Police shall provide written notice of the requirements
13 of this Section to persons whose Firearm Owner's Identification
14 Cards have been revoked, suspended, or expired and who have
15 failed to surrender their cards to the Department.

16 (g) A person whose Firearm Owner's Identification Card has
17 been revoked or suspended and who received notice under
18 subsection (f) shall comply with the requirements of this
19 Section within 48 hours of receiving notice.

20 (Source: P.A. 98-63, eff. 7-9-13.)".