



Sen. Bill Cunningham

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10100SB0715sam001

LRB101 04476 SLF 57471 a

1 AMENDMENT TO SENATE BILL 715

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 715 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The State Finance Act is amended by adding  
5 Section 5.891 as follows:

6 (30 ILCS 105/5.891 new)

7 Sec. 5.891. The Revocation Enforcement Group Services  
8 Fund.

9 Section 10. The Firearm Owners Identification Card Act is  
10 amended by changing Sections 5, 9, and 9.5 as follows:

11 (430 ILCS 65/5) (from Ch. 38, par. 83-5)

12 Sec. 5. Application and renewal.

13 (a) The Department of State Police shall either approve or  
14 deny all applications within 30 days from the date they are

1 received, except as provided in subsection (b) of this Section,  
2 and every applicant found qualified under Section 8 of this Act  
3 by the Department shall be entitled to a Firearm Owner's  
4 Identification Card upon the payment of a \$15 ~~\$10~~ fee. Any  
5 applicant who is an active duty member of the Armed Forces of  
6 the United States, a member of the Illinois National Guard, or  
7 a member of the Reserve Forces of the United States is exempt  
8 from the application fee. \$6 of each fee derived from the  
9 issuance of Firearm Owner's Identification Cards, or renewals  
10 thereof, shall be deposited in the Wildlife and Fish Fund in  
11 the State Treasury; \$5 of the fee shall be deposited into the  
12 Revocation Enforcement Group Services Fund; \$1 of the fee shall  
13 be deposited in the State Police Services Fund; and \$3 of the  
14 fee shall be deposited in the State Police Firearm Services  
15 Fund.

16 (b) Renewal applications shall be approved or denied within  
17 60 business days, provided the applicant submitted his or her  
18 renewal application prior to the expiration of his or her  
19 Firearm Owner's Identification Card. If a renewal application  
20 has been submitted prior to the expiration date of the  
21 applicant's Firearm Owner's Identification Card, the Firearm  
22 Owner's Identification Card shall remain valid while the  
23 Department processes the application, unless the person is  
24 subject to or becomes subject to revocation under this Act. The  
25 cost for a renewal application shall be \$10 which shall be  
26 deposited into the State Police Firearm Services Fund.

1 (Source: P.A. 100-906, eff. 1-1-19.)

2 (430 ILCS 65/9) (from Ch. 38, par. 83-9)

3 Sec. 9.

4 (a) Every person whose application for a Firearm Owner's  
5 Identification Card is denied, and every holder of such a Card  
6 whose Card is revoked or seized, shall receive a written notice  
7 from the Department of State Police stating specifically the  
8 grounds upon which his application has been denied or upon  
9 which his Identification Card has been revoked. The written  
10 notice shall include the requirements of Section 9.5 of this  
11 Act and the person's right to administrative or judicial review  
12 under Section 10 and 11 of this Act.

13 (b) A copy of the written notice shall be provided to the  
14 sheriff and law enforcement agency where the person resides as  
15 soon as practicable but in no event later than 24 hours  
16 following the revocation. The notice shall be provided  
17 electronically and shall include every inquiry made by a  
18 federally licensed firearm dealer, gun show promoter, or gun  
19 show vendor on behalf of the revoked person under Section 3.1.  
20 The information provided shall include the unique  
21 identification number assigned under paragraph (1) of  
22 subsection (c) of Section 3.1.

23 (Source: P.A. 100-201, eff. 8-18-17.)

24 (430 ILCS 65/9.5)

1           Sec. 9.5. Revocation of Firearm Owner's Identification  
2 Card and establishment of Revocation Enforcement Groups.

3           (a) A person who receives a revocation notice under Section  
4 9 of this Act shall, within 48 hours of receiving notice of the  
5 revocation:

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

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

17           (A) the make, model, and serial number of each  
18 firearm owned by or under the custody and control of  
19 the revoked person;

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

22           (C) if any firearm will be transferred to the  
23 custody of another person, the name, address and  
24 Firearm Owner's Identification Card number of the  
25 transferee.

26           (b) The local law enforcement agency shall provide a copy

1 of the Firearm Disposition Record to the person whose Firearm  
2 Owner's Identification Card has been revoked and to the  
3 Department of State Police.

4 (c) If the person whose Firearm Owner's Identification Card  
5 has been revoked fails to comply with the requirements of this  
6 Section, the sheriff or law enforcement agency where the person  
7 resides may petition the circuit court to issue a warrant to  
8 search for and seize the Firearm Owner's Identification Card  
9 and firearms in the possession or under the custody or control  
10 of the person whose Firearm Owner's Identification Card has  
11 been revoked.

12 (d) A violation of subsection (a) of this Section is a  
13 Class 4 felony ~~A misdemeanor~~.

14 (e) The observation of a Firearm Owner's Identification  
15 Card in the possession of a person whose Firearm Owner's  
16 Identification Card has been revoked constitutes a sufficient  
17 basis for the arrest of that person for violation of this  
18 Section.

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

25 (g) A person whose Firearm Owner's Identification Card has  
26 been revoked and who received notice under subsection (f) shall

1 comply with the requirements of this Section within 48 hours of  
2 receiving notice.

3 (h) The Sheriff may convene Revocation Enforcement Groups  
4 to seize and recover the Firearm Owner's Identification Cards  
5 of revoked persons and to enforce compliance with the  
6 requirements of this subsection (h). Revocation Enforcement  
7 Groups may include, but shall not be limited to,  
8 representatives from the Department of State Police, county  
9 sheriff's office, local law enforcement agency wherein the  
10 revoked person resides, and a representative from the States  
11 Attorney's office from the county in which the revoked person  
12 resides. The Revocation Enforcement Group Services Fund is  
13 created as a special fund in the State treasury to implement  
14 this subsection (h).

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

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