

SB3099



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB3099

Introduced 2/6/2020, by Sen. Heather A. Steans

SYNOPSIS AS INTRODUCED:

20 ILCS 2605/2605-595
30 ILCS 105/5.892
430 ILCS 68/5-70

Amends the Department of State Police Law of the Civil Administrative Code of Illinois. Provides for the transfer of the remaining balance from the Firearm Dealer License Certification Fund into the State Police Firearm Services Fund. Dissolves the Firearm Dealer License Certification Fund. Provides that any future deposits due to and any outstanding obligations or liabilities of the Firearm Dealer License Certification Fund shall pass to the State Police Firearm Services Fund. Amends the State Finance Act and the Firearm Dealer License Certification Act to make conforming changes. Effective immediately.

LRB101 16346 RJF 65722 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Department of State Police Law of the Civil
5 Administrative Code of Illinois is amended by changing Section
6 2605-595 as follows:

7 (20 ILCS 2605/2605-595)

8 Sec. 2605-595. State Police Firearm Services Fund.

9 (a) There is created in the State treasury a special fund
10 known as the State Police Firearm Services Fund. The Fund shall
11 receive revenue under the Firearm Concealed Carry Act, the
12 Firearm Dealer License Certification Act, and Section 5 of the
13 Firearm Owners Identification Card Act. The Fund may also
14 receive revenue from grants, pass-through grants, donations,
15 appropriations, and any other legal source.

16 (a-5) Notwithstanding any other provision of law to the
17 contrary, and in addition to any other transfers that may be
18 provided by law, on the effective date of this amendatory Act
19 of the 101st General Assembly, or as soon thereafter as
20 practical, the State Comptroller shall direct and the State
21 Treasurer shall transfer the remaining balance from the Firearm
22 Dealer License Certification Fund into the State Police Firearm
23 Services Fund. Upon completion of the transfer, the Firearm

1 Dealer License Certification Fund is dissolved, and any future
2 deposits due to that Fund and any outstanding obligations or
3 liabilities of that Fund shall pass to the State Police Firearm
4 Services Fund.

5 (b) The Department of State Police may use moneys in the
6 Fund to finance any of its lawful purposes, mandates,
7 functions, and duties under the Firearm Owners Identification
8 Card Act, the Firearm Dealer License Certification Act, and the
9 Firearm Concealed Carry Act, including the cost of sending
10 notices of expiration of Firearm Owner's Identification Cards,
11 concealed carry licenses, the prompt and efficient processing
12 of applications under the Firearm Owners Identification Card
13 Act and the Firearm Concealed Carry Act, the improved
14 efficiency and reporting of the LEADS and federal NICS law
15 enforcement data systems, and support for investigations
16 required under these Acts and law. Any surplus funds beyond
17 what is needed to comply with the aforementioned purposes shall
18 be used by the Department to improve the Law Enforcement
19 Agencies Data System (LEADS) and criminal history background
20 check system.

21 (c) Investment income that is attributable to the
22 investment of moneys in the Fund shall be retained in the Fund
23 for the uses specified in this Section.

24 (Source: P.A. 98-63, eff. 7-9-13; 98-756, eff. 7-16-14.)

25 Section 10. The State Finance Act is amended by changing

1 Section 5.892, as added by Public Act 100-1178, as follows:

2 (30 ILCS 105/5.892)

3 Sec. 5.892. The Firearm Dealer License Certification Fund.
4 This Fund is dissolved upon the transfer of the remaining
5 balance from the Firearm Dealer License Certification Fund to
6 the State Police Firearm Services Fund as provided under
7 subsection (a-5) of Section 2605-595 of the Department of State
8 Police Law of the Civil Administrative Code of Illinois. This
9 Section is repealed on January 1, 2022.

10 (Source: P.A. 100-1178, eff. 1-18-19; 101-81, eff. 7-12-19.)

11 Section 15. The Firearm Dealer License Certification Act is
12 amended by changing Section 5-70 as follows:

13 (430 ILCS 68/5-70)

14 Sec. 5-70. Fees and fines deposited in the State Police
15 Firearm Services Fund ~~Firearm Dealer License Certification~~
16 ~~Fund~~. The Department shall set and collect a fee for each
17 licensee certifying under this Act. The fee may not exceed \$300
18 for a certified licensee operating without a retail location.
19 The fee may not exceed \$1,500 for any certified licensee
20 operating with a retail location. The Department may not charge
21 a certified licensee in this State, operating under the same or
22 different business name, fees exceeding \$40,000 for the
23 certification of multiple licenses. All fees and fines

1 collected under this Act shall be deposited in the State Police
2 Firearm Services Fund ~~Firearm Dealer License Certification~~
3 ~~Fund which is created in the State treasury~~. Moneys in the Fund
4 shall be used for implementation and administration of this
5 Act.

6 (Source: P.A. 100-1178, eff. 1-18-19.)

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.