



Sen. Jacqueline Y. Collins

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10200HB4383sam001

LRB102 22689 RLC 38729 a

1 AMENDMENT TO HOUSE BILL 4383

2 AMENDMENT NO. _____. Amend House Bill 4383 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 2012 is amended by adding
5 Section 24-5.1 as follows:

6 (720 ILCS 5/24-5.1 new)

7 Sec. 24-5.1. Serialization of unfinished frames or
8 receivers; prohibition on unserialized firearms; exceptions;
9 penalties.

10 (a) In this Section:

11 "Bona fide supplier" means an established business entity
12 engaged in the development and sale of firearms parts to one or
13 more federal firearms manufacturers or federal firearms
14 importers.

15 "Federal firearms dealer" means a licensed manufacturer
16 pursuant to 18 U.S.C. 921(a)(11).

1 "Federal firearms importer" means a licensed importer
2 pursuant to 18 U.S.C. 921(a)(9).

3 "Federal firearms manufacturer" means a licensed
4 manufacturer pursuant to 18 U.S.C. 921(a)(10).

5 "Frame or receiver" means a part of a firearm that, when
6 the complete weapon is assembled, is visible from the exterior
7 and provides housing or a structure designed to hold or
8 integrate one or more fire control components, even if pins or
9 other attachments are required to connect those components to
10 the housing or structure. For models of firearms in which
11 multiple parts provide such housing or structure, the part or
12 parts that the Director of the federal Bureau of Alcohol,
13 Tobacco, Firearms and Explosives has determined are a frame or
14 receiver constitute the frame or receiver. For purposes of
15 this definition, "fire control component" means a component
16 necessary for the firearm to initiate, complete, or continue
17 the firing sequence, including any of the following: hammer,
18 bolt, bolt carrier, breechblock, cylinder, trigger mechanism,
19 firing pin, striker, or slide rails.

20 "Three-dimensional printer" means a computer or
21 computer-drive machine capable of producing a
22 three-dimensional object from a digital model.

23 "Unfinished frame or receiver" means any forging, casting,
24 printing, extrusion, machined body, or similar article that:

25 (1) has reached a stage in manufacture where it may
26 readily be completed, assembled, or converted to be a

1 functional firearm; or

2 (2) is marketed or sold to the public to become or be
3 used as the frame or receiver of a functional firearm once
4 completed, assembled, or converted.

5 (b) Beginning 180 days after the effective date of this
6 amendatory Act of the 102nd General Assembly, it is unlawful
7 for any person to knowingly sell, offer to sell, or transfer an
8 unserialized unfinished frame or receiver or unserialized
9 firearm, including those produced using a three-dimensional
10 printer, unless the party purchasing or receiving the
11 unfinished frame or receiver or unserialized firearm is a
12 federal firearms importer, federal firearms manufacturer, or
13 federal firearms dealer.

14 (c) Any person who possesses or comes into possession of
15 an unserialized unfinished frame or receiver or an
16 unserialized firearm shall, within 30 days after the effective
17 date of this amendatory Act of the 102nd General Assembly or
18 within 30 days after taking possession, ensure that the
19 unserialized unfinished frame or receiver or the unserialized
20 firearm is imprinted with a serial number by:

21 (1) a federal firearms manufacturer, federal firearms
22 dealer, or other federal licensee authorized to provide
23 marking service in compliance with the unserialized
24 firearm serialization process under subsection (e) of this
25 Section; or

26 (2) a federal firearms importer or federal firearms

1 manufacturer in compliance with all federal laws and
2 regulations regulating the manufacture and import of
3 firearms.

4 (d) Any firearm or unfinished frame or receiver
5 manufactured using a three-dimensional printer must also be
6 serialized in accordance with the requirements of subsection
7 (e) within 30 days after the effective date of this amendatory
8 Act of the 102nd General Assembly, or prior to reaching a stage
9 of manufacture where it may be readily completed, assembled,
10 or converted to be a functional firearm.

11 (e) Unserialized unfinished frames or receivers and
12 unserialized firearms serialized pursuant to this Section
13 shall be serialized in compliance with all of the following:

14 (1) An unserialized unfinished frame or receiver and
15 unserialized firearm shall be serialized by a federally
16 licensed firearms dealer or other federal licensee
17 authorized to provide marking services with the licensee's
18 abbreviated federal firearms license number as a prefix
19 (which is the first 3 and last 5 digits) followed by a
20 hyphen, and then followed by a number as a suffix, such as
21 12345678-(number). The serial number or numbers must be
22 placed in a manner that accords with the requirements
23 under federal law for affixing serial numbers to firearms,
24 including the requirements that the serial number or
25 numbers be at the minimum size and depth, and not
26 susceptible of being readily obliterated, altered, or

1 removed, and the licensee must retain records that accord
2 with the requirements under federal law in the case of the
3 sale of a firearm. The imprinting of any serial number
4 must be done on a steel plaque in compliance with 18 U.S.C.
5 922 (p) .

6 (2) Every federally licensed firearms dealer or other
7 federal licensee that engraves, casts, stamps, or
8 otherwise conspicuously and permanently places a unique
9 serial number pursuant to this Section shall maintain a
10 record of such indefinitely. Licensees subject to the
11 Firearm Dealer License Certification Act shall make all
12 records accessible for inspection upon the request of the
13 Illinois State Police or a law enforcement agency in
14 accordance with Section 5-35 of the Firearm Dealer License
15 Certification Act.

16 (3) Every federally licensed firearms dealer or other
17 federal licensee that engraves, casts, stamps, or
18 otherwise conspicuously and permanently places a unique
19 serial number pursuant to this Section shall record it at
20 the time of every transaction involving the transfer of a
21 firearm, rifle, shotgun, finished frame or receiver, or
22 unfinished frame or receiver that has been so marked in
23 compliance with the federal guidelines set forth in 27 CFR
24 478.124.

25 (4) Every federally licensed firearms dealer or other
26 federal licensee that engraves, casts, stamps, or

1 otherwise conspicuously and permanently places a unique
2 serial number pursuant to this Section shall review and
3 confirm the validity of the owner's Firearm Owner's
4 Identification Card issued under the Firearm Owners
5 Identification Card Act prior to returning the firearm to
6 the owner.

7 (f) The Director of the Illinois State Police shall issue
8 a public notice regarding the provisions of this Section. The
9 notice shall include posting on the Illinois State Police
10 website and may include written notification or any other
11 means of communication statewide to all Illinois-based federal
12 firearms manufacturers, federal firearms dealers, or other
13 federal licensees authorized to provide marking services in
14 compliance with the serialization process in subsection (e) in
15 order to educate the public.

16 (g) Exceptions. This Section does not apply to an
17 unserialized unfinished frame or receiver or an unserialized
18 firearm that:

19 (1) has been rendered permanently inoperable;

20 (2) is an antique firearm, as defined in 18 U.S.C.
21 921(a)(16);

22 (3) was manufactured prior to October 22, 1968; or

23 (4) is an unfinished frame or receiver and is
24 possessed by a bona fide supplier exclusively for transfer
25 to a federal firearms manufacturer or federal firearms
26 importer, or is possessed by a federal firearms

1 manufacturer or federal firearms importer in compliance
2 with all federal laws and regulations regulating the
3 manufacture and import of firearms; except this exemption
4 does not apply if an unfinished frame or receiver is
5 possessed for transfer or is transferred to a person other
6 than a federal firearms manufacturer or federal firearms
7 importer.

8 (h) Penalties.

9 (1) A person who violates subsection (c) is guilty of
10 a Class A misdemeanor for a first violation and is guilty
11 of a Class 3 felony for a second or subsequent violation.

12 (2) A person who violates subsection (b) is guilty of
13 a Class 4 felony for a first violation and is guilty of a
14 Class 2 felony for a second or subsequent violation."