



**93RD GENERAL ASSEMBLY**  
**State of Illinois**  
**2003 and 2004**

Introduced 02/09/04, by William J. Grunloh

**SYNOPSIS AS INTRODUCED:**

430 ILCS 65/2	from Ch. 38, par. 83-2
430 ILCS 65/3	from Ch. 38, par. 83-3

Amends the Firearm Owners Identification Card Act. Permits a person who is 18 years of age or older to acquire and possess firearm ammunition without having a Firearm Owner's Identification Card issued in the person's name. Permits the transfer of firearm ammunition to a person who is 18 years of age or older without the transferee of the ammunition displaying to the transferor of the ammunition a currently valid Firearm Owner's Identification Card issued in the transferee's name.

LRB093 16193 RLC 41826 b

1 AN ACT concerning firearm ammunition.

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

4 Section 5. The Firearm Owners Identification Card Act is  
5 amended by changing Sections 2 and 3 as follows:

6 (430 ILCS 65/2) (from Ch. 38, par. 83-2)

7 Sec. 2. Firearm Owner's Identification Card required;  
8 exceptions.

9 (a) (1) No person may acquire or possess any firearm within  
10 this State without having in his or her possession a  
11 Firearm Owner's Identification Card previously issued in  
12 his or her name by the Department of State Police under the  
13 provisions of this Act.

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

19 (b) The provisions of this Section regarding the possession  
20 of firearms and firearm ammunition do not apply to:

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

23 (2) Members of the Armed Forces of the United States or  
24 the National Guard, while engaged in the operation of their  
25 official duties;

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

28 (4) Members of bona fide veterans organizations which  
29 receive firearms directly from the armed forces of the  
30 United States, while using the firearms for ceremonial  
31 purposes with blank ammunition;

32 (5) Nonresident hunters during hunting season, with

1 valid nonresident hunting licenses and while in an area  
2 where hunting is permitted; however, at all other times and  
3 in all other places these persons must have their firearms  
4 unloaded and enclosed in a case;

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

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

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

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

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

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

27 (12) Color guards of bona fide veterans organizations  
28 or members of bona fide American Legion bands while using  
29 firearms for ceremonial purposes with blank ammunition;

30 (13) Nonresident hunters whose state of residence does  
31 not require them to be licensed or registered to possess a  
32 firearm and only during hunting season, with valid hunting  
33 licenses, while accompanied by, and using a firearm owned  
34 by, a person who possesses a valid Firearm Owner's  
35 Identification Card and while in an area within a  
36 commercial club licensed under the Wildlife Code where

1 hunting is permitted and controlled, but in no instance  
2 upon sites owned or managed by the Department of Natural  
3 Resources;

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

9 (15) A person who is otherwise eligible to obtain a  
10 Firearm Owner's Identification Card under this Act and is  
11 under the direct supervision of a holder of a Firearm  
12 Owner's Identification Card who is 21 years of age or older  
13 while the person is on a firing or shooting range or is a  
14 participant in a firearms safety and training course  
15 recognized by a law enforcement agency or a national,  
16 statewide shooting sports organization.

17 (c) The provisions of this Section regarding the  
18 acquisition and possession of firearms and firearm ammunition  
19 do not apply to law enforcement officials of this or any other  
20 jurisdiction, while engaged in the operation of their official  
21 duties.

22 (d) The provisions of this Section regarding the  
23 acquisition and possession of firearm ammunition do not apply  
24 to a person who is 18 years of age or older.

25 (Source: P.A. 91-694, eff. 4-13-00; 92-839, eff. 8-22-02.)

26 (430 ILCS 65/3) (from Ch. 38, par. 83-3)

27 Sec. 3. (a) Except as provided in Section 3a, no person may  
28 knowingly transfer, or cause to be transferred, any firearm or  
29 any firearm ammunition to any person within this State unless  
30 the transferee with whom he deals displays a currently valid  
31 Firearm Owner's Identification Card which has previously been  
32 issued in his name by the Department of State Police under the  
33 provisions of this Act. In addition, all firearm transfers by  
34 federally licensed firearm dealers are subject to Section 3.1.

35 (b) Any person within this State who transfers or causes to

1 be transferred any firearm shall keep a record of such transfer  
2 for a period of 10 years from the date of transfer. Such record  
3 shall contain the date of the transfer; the description, serial  
4 number or other information identifying the firearm if no  
5 serial number is available; and, if the transfer was completed  
6 within this State, the transferee's Firearm Owner's  
7 Identification Card number. On demand of a peace officer such  
8 transferor shall produce for inspection such record of  
9 transfer.

10 (c) The provisions of this Section regarding the transfer  
11 of firearm ammunition shall not apply to those persons  
12 specified in paragraphs ~~paragraph~~ (b) and (d) of Section 2 of  
13 this Act.

14 (Source: P.A. 92-442, eff. 8-17-01.)