

# HB0234



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

**HB0234**

Introduced 1/20/2009, by Rep. Dan Reitz

#### SYNOPSIS AS INTRODUCED:

430 ILCS 65/3

from Ch. 38, par. 83-3

Amends the Firearm Owners Identification Card Act. Provides that a person who transfers or causes to be transferred a firearm within the State must keep a record of the transfer for a period of 5 (rather than 10) years from the date of the transfer. Effective immediately.

LRB096 04395 RLC 14445 b

A BILL FOR

1 AN ACT in relation to firearms.

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 Section 3 as follows:

6 (430 ILCS 65/3) (from Ch. 38, par. 83-3)

7 Sec. 3. (a) Except as provided in Section 3a, no person may  
8 knowingly transfer, or cause to be transferred, any firearm,  
9 firearm ammunition, stun gun, or taser to any person within  
10 this State unless the transferee with whom he deals displays a  
11 currently valid Firearm Owner's Identification Card which has  
12 previously been issued in his name by the Department of State  
13 Police under the provisions of this Act. In addition, all  
14 firearm, stun gun, and taser transfers by federally licensed  
15 firearm dealers are subject to Section 3.1.

16 (a-5) Any person who is not a federally licensed firearm  
17 dealer and who desires to transfer or sell a firearm while that  
18 person is on the grounds of a gun show must, before selling or  
19 transferring the firearm, request the Department of State  
20 Police to conduct a background check on the prospective  
21 recipient of the firearm in accordance with Section 3.1.

22 (b) Any person within this State who transfers or causes to  
23 be transferred any firearm, stun gun, or taser shall keep a

1 record of such transfer for a period of 5 ~~10~~ years from the  
2 date of transfer. Such record shall contain the date of the  
3 transfer; the description, serial number or other information  
4 identifying the firearm, stun gun, or taser if no serial number  
5 is available; and, if the transfer was completed within this  
6 State, the transferee's Firearm Owner's Identification Card  
7 number. On or after January 1, 2006, the record shall contain  
8 the date of application for transfer of the firearm. On demand  
9 of a peace officer such transferor shall produce for inspection  
10 such record of transfer. If the transfer or sale took place at  
11 a gun show, the record shall include the unique identification  
12 number. Failure to record the unique identification number is a  
13 petty offense.

14 (b-5) Any resident may purchase ammunition from a person  
15 outside of Illinois. Any resident purchasing ammunition  
16 outside the State of Illinois must provide the seller with a  
17 copy of his or her valid Firearm Owner's Identification Card  
18 and either his or her Illinois driver's license or Illinois  
19 State Identification Card prior to the shipment of the  
20 ammunition. The ammunition may be shipped only to an address on  
21 either of those 2 documents.

22 (c) The provisions of this Section regarding the transfer  
23 of firearm ammunition shall not apply to those persons  
24 specified in paragraph (b) of Section 2 of this Act.

25 (Source: P.A. 94-6, eff. 1-1-06; 94-284, eff. 7-21-05; 94-353,  
26 eff. 7-29-05; 94-571, eff. 8-12-05; 95-331, eff. 8-21-07.)

1           Section 99. Effective date. This Act takes effect upon  
2           becoming law.