

SB0049



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB0049

Introduced 1/27/2011, by Sen. Shane Cultra

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.

LRB097 00185 RLC 40200 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.