



Rep. Ann Williams

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09800HB5490ham001

LRB098 17543 RLC 56220 a

1 AMENDMENT TO HOUSE BILL 5490

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5490 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Firearm Owners Identification Card Act is  
5 amended by changing Section 3.1 as follows:

6 (430 ILCS 65/3.1) (from Ch. 38, par. 83-3.1)

7 Sec. 3.1. Dial up system.

8 (a) The Department of State Police shall provide a dial up  
9 telephone system or utilize other existing technology which  
10 shall be used by any federally licensed firearm dealer, gun  
11 show promoter, or gun show vendor who is to transfer a firearm,  
12 stun gun, or taser under the provisions of this Act. The  
13 Department of State Police may utilize existing technology  
14 which allows the caller to be charged a fee not to exceed \$2.  
15 Fees collected by the Department of State Police shall be  
16 deposited in the State Police Services Fund and used to provide

1 the service. A federally licensed firearm dealer may charge a  
2 fee, not to exceed \$10, for the inquiry required under  
3 subsection (b) of this Section.

4 (b) Upon receiving a request from a federally licensed  
5 firearm dealer, gun show promoter, or gun show vendor, the  
6 Department of State Police shall immediately approve, or within  
7 the time period established by Section 24-3 of the Criminal  
8 Code of 2012 regarding the delivery of firearms, stun guns, and  
9 tasers notify the inquiring dealer, gun show promoter, or gun  
10 show vendor of any objection that would disqualify the  
11 transferee from acquiring or possessing a firearm, stun gun, or  
12 taser. In conducting the inquiry, the Department of State  
13 Police shall initiate and complete an automated search of its  
14 criminal history record information files and those of the  
15 Federal Bureau of Investigation, including the National  
16 Instant Criminal Background Check System, and of the files of  
17 the Department of Human Services relating to mental health and  
18 developmental disabilities to obtain any felony conviction or  
19 patient hospitalization information which would disqualify a  
20 person from obtaining or require revocation of a currently  
21 valid Firearm Owner's Identification Card.

22 (c) If receipt of a firearm would not violate Section 24-3  
23 of the Criminal Code of 2012, federal law, or this Act the  
24 Department of State Police shall:

25 (1) assign a unique identification number to the  
26 transfer; and

1           (2) provide the licensee, gun show promoter, or gun  
2 show vendor with the number.

3           (d) Approvals issued by the Department of State Police for  
4 the purchase of a firearm are valid for 30 days from the date  
5 of issue.

6           (e) (1) The Department of State Police must act as the  
7 Illinois Point of Contact for the National Instant Criminal  
8 Background Check System.

9           (2) The Department of State Police and the Department of  
10 Human Services shall, in accordance with State and federal law  
11 regarding confidentiality, enter into a memorandum of  
12 understanding with the Federal Bureau of Investigation for the  
13 purpose of implementing the National Instant Criminal  
14 Background Check System in the State. The Department of State  
15 Police shall report the name, date of birth, and physical  
16 description of any person prohibited from possessing a firearm  
17 pursuant to the Firearm Owners Identification Card Act or 18  
18 U.S.C. 922(g) and (n) to the National Instant Criminal  
19 Background Check System Index, Denied Persons Files.

20           (3) The Department of State Police shall provide notice of  
21 the disqualification of a person under subsection (b) of this  
22 Section or the revocation of a person's Firearm Owner's  
23 Identification Card under Section 8 of this Act, and the reason  
24 for the disqualification or revocation, to all law enforcement  
25 agencies with jurisdiction to assist with the seizure of the  
26 person's Firearm Owner's Identification Card.

1           (f) The Department of State Police shall adopt rules not  
2 inconsistent with this Section to implement this system.  
3 (Source: P.A. 97-1150, eff. 1-25-13; 98-63, eff. 7-9-13.)".