

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 3.1 as follows:

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

7 Sec. 3.1. Dial up system. The Department of State Police  
8 ~~must shall~~ provide a dial up telephone system ~~that must~~ ~~which~~  
9 ~~shall~~ be used by any federally licensed firearm dealer who is  
10 to transfer a firearm under the provisions of this Act ~~and by~~  
11 ~~any other dealer, whether or not licensed under Title 18~~  
12 ~~United States Code, Section 923, who sells, gives, or~~  
13 ~~otherwise transfers a firearm at a gun show.~~ The Department  
14 of State Police ~~must shall~~ utilize existing technology ~~that~~  
15 ~~which~~ allows the caller to be charged a fee equivalent to the  
16 cost of providing this service but not to exceed \$2. Fees  
17 collected by the Department of State Police ~~must shall~~ be  
18 deposited in the State Police Services Fund and used to  
19 provide the service.

20 Upon receiving a request from a federally licensed  
21 firearm dealer ~~or other dealer~~, the Department of State  
22 Police ~~must shall~~ immediately approve, or within the time  
23 period established by Section 24-3 of the Criminal Code of  
24 1961 regarding the delivery of firearms, notify the inquiring  
25 dealer of any objection that would disqualify the transferee  
26 from acquiring or possessing a firearm. In conducting the  
27 inquiry, the Department of State Police ~~must shall~~ initiate  
28 and complete an automated search of its criminal history  
29 record information files and those of the Federal Bureau of  
30 Investigation, including the National Instant Criminal  
31 Background Check System, and of the files of the Department

1 of Human Services relating to mental health and developmental  
2 disabilities to obtain any felony conviction or patient  
3 hospitalization information that ~~which~~ would disqualify a  
4 person from obtaining or require revocation of a currently  
5 valid Firearm Owner's Identification Card.

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

9 The Department of State Police must ~~shall~~ promulgate  
10 rules to implement this system.

11 In this Section, "gun show" means an exhibition open to  
12 the general public either through an admission fee or  
13 without charge for the purpose of displaying firearms and for  
14 the sale, barter, or trade of firearms at the exhibition.

15 (Source: P.A. 91-399, eff. 7-30-99.)