

**104TH GENERAL ASSEMBLY****State of Illinois****2025 and 2026****HB2621**

Introduced 2/6/2025, by Rep. Adam M. Niemerg

**SYNOPSIS AS INTRODUCED:**

430 ILCS 65/2	from Ch. 38, par. 83-2
430 ILCS 65/4	from Ch. 38, par. 83-4
430 ILCS 65/8	from Ch. 38, par. 83-8

Amends the Firearm Owners Identification Card Act. Lowers the age at which a person who is not an active duty member of the United States Armed Forces may apply for a Firearm Owner's Identification Card from 21 to 18 and provides that a person who is under 18 years of age may apply for a Firearm Owner's Identification Card without parental consent required if he or she is an active duty member of the United States Armed Forces. Provides that if the applicant is under 18 (rather than 21) years of age that he or she has never been convicted of a misdemeanor other than a traffic offense or adjudged delinquent and is an active duty member of the United States Armed Forces.

LRB104 10395 BDA 20470 b

1           AN ACT concerning safety.

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, 4, and 8 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, stun  
10           gun, or taser within this State without having in his or her  
11           possession a Firearm Owner's Identification Card previously  
12           issued in his or her name by the Illinois State Police under  
13           the 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 his  
17           or her name by the Illinois State Police under the provisions  
18           of this Act.

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

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

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

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

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

(5) Nonresident hunters during hunting season, with valid nonresident hunting licenses and while in an area where hunting is permitted; however, at all other times and in all other places these persons must have their firearms unloaded and enclosed in a case;

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

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

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

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

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

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

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

(13) Nonresident hunters whose state of residence does not require them to be licensed or registered to possess a firearm and only during hunting season, with valid hunting licenses, while accompanied by, and using a firearm owned by, a person who possesses a valid Firearm Owner's Identification Card and while in an area within a commercial club licensed under the Wildlife Code where hunting is permitted and controlled, but in no instance upon sites owned or managed by the Department of Natural Resources;

(14) Resident hunters who are properly authorized to hunt and, while accompanied by a person who possesses a valid Firearm Owner's Identification Card, hunt in an area

1       within a commercial club licensed under the Wildlife Code  
2       where hunting is permitted and controlled; and

3               (15) A person who is otherwise eligible to obtain a  
4       Firearm Owner's Identification Card under this Act and is  
5       under the direct supervision of a holder of a Firearm  
6       Owner's Identification Card who is 18 ~~21~~ years of age or  
7       older while the person is on a firing or shooting range or  
8       is a participant in a firearms safety and training course  
9       recognized by a law enforcement agency or a national,  
10      statewide shooting sports organization.

11               (c) The provisions of this Section regarding the  
12       acquisition and possession of firearms, firearm ammunition,  
13       stun guns, and tasers do not apply to law enforcement  
14       officials of this or any other jurisdiction, while engaged in  
15       the operation of their official duties.

16               (c-5) The provisions of paragraphs (1) and (2) of  
17       subsection (a) of this Section regarding the possession of  
18       firearms and firearm ammunition do not apply to the holder of a  
19       valid concealed carry license issued under the Firearm  
20       Concealed Carry Act who is in physical possession of the  
21       concealed carry license.

22               (d) Any person who becomes a resident of this State, who is  
23       not otherwise prohibited from obtaining, possessing, or using  
24       a firearm or firearm ammunition, shall not be required to have  
25       a Firearm Owner's Identification Card to possess firearms or  
26       firearms ammunition until 60 calendar days after he or she

1 obtains an Illinois driver's license or Illinois  
2 Identification Card.

3 (Source: P.A. 102-538, eff. 8-20-21; 102-1116, eff. 1-10-23.)

4 (430 ILCS 65/4) (from Ch. 38, par. 83-4)

5 Sec. 4. Application for Firearm Owner's Identification  
6 Cards.

7 (a) Each applicant for a Firearm Owner's Identification  
8 Card must:

9 (1) Submit an application as made available by the  
10 Illinois State Police; and

11 (2) Submit evidence to the Illinois State Police that:

12 (i) (Blank); This subparagraph (i) applies through  
13 ~~the 180th day following July 12, 2019 (the effective~~  
14 ~~date of Public Act 101-80). He or she is 21 years of~~  
15 ~~age or over, or if he or she is under 21 years of age~~  
16 ~~that he or she has the written consent of his or her~~  
17 ~~parent or legal guardian to possess and acquire~~  
18 ~~firearms and firearm ammunition and that he or she has~~  
19 ~~never been convicted of a misdemeanor other than a~~  
20 ~~traffic offense or adjudged delinquent, provided,~~  
21 ~~however, that such parent or legal guardian is not an~~  
22 ~~individual prohibited from having a Firearm Owner's~~  
23 ~~Identification Card and files an affidavit with the~~  
24 ~~Department as prescribed by the Department stating~~  
25 ~~that he or she is not an individual prohibited from~~

1 having a Card;

2 (i-5) ~~This subparagraph (i-5) applies on and after~~  
3 ~~the 181st day following July 12, 2019 (the effective~~  
4 ~~date of Public Act 101-80).~~ He or she is 18 21 years of  
5 age or over, or if he or she is under 18 21 years of  
6 age that he or she has never been convicted of a  
7 misdemeanor other than a traffic offense or adjudged  
8 delinquent and is an active duty member of the United  
9 States Armed Forces or the Illinois National Guard or  
10 has the written consent of his or her parent or legal  
11 guardian to possess and acquire firearms and firearm  
12 ammunition, provided, however, that such parent or  
13 legal guardian is not an individual prohibited from  
14 having a Firearm Owner's Identification Card and files  
15 an affidavit with the Illinois State Police as  
16 prescribed by the Illinois State Police stating that  
17 he or she is not an individual prohibited from having a  
18 Card ~~or the active duty member of the United States~~  
19 ~~Armed Forces or the Illinois National Guard under 21~~  
20 ~~years of age annually submits proof to the Illinois~~  
21 ~~State Police, in a manner prescribed by the Illinois~~  
22 ~~State Police;~~

23 (ii) He or she has not been convicted of a felony  
24 under the laws of this or any other jurisdiction;

25 (iii) He or she is not addicted to narcotics;

26 (iv) He or she has not been a patient in a mental

1                   health facility within the past 5 years or, if he or  
2                   she has been a patient in a mental health facility more  
3                   than 5 years ago submit the certification required  
4                   under subsection (u) of Section 8 of this Act;

5                   (v) He or she is not a person with an intellectual  
6                   disability;

7                   (vi) He or she is not a noncitizen who is  
8                   unlawfully present in the United States under the laws  
9                   of the United States;

10                  (vii) He or she is not subject to an existing order  
11                  of protection prohibiting him or her from possessing a  
12                  firearm;

13                  (viii) He or she has not been convicted within the  
14                  past 5 years of battery, assault, aggravated assault,  
15                  violation of an order of protection, or a  
16                  substantially similar offense in another jurisdiction,  
17                  in which a firearm was used or possessed;

18                  (ix) He or she has not been convicted of domestic  
19                  battery, aggravated domestic battery, or a  
20                  substantially similar offense in another jurisdiction  
21                  committed before, on or after January 1, 2012 (the  
22                  effective date of Public Act 97-158). If the applicant  
23                  knowingly and intelligently waives the right to have  
24                  an offense described in this clause (ix) tried by a  
25                  jury, and by guilty plea or otherwise, results in a  
26                  conviction for an offense in which a domestic

relationship is not a required element of the offense but in which a determination of the applicability of 18 U.S.C. 922(g)(9) is made under Section 112A-11.1 of the Code of Criminal Procedure of 1963, an entry by the court of a judgment of conviction for that offense shall be grounds for denying the issuance of a Firearm Owner's Identification Card under this Section;

(x) (Blank);

(xi) He or she is not a noncitizen who has been admitted to the United States under a non-immigrant visa (as that term is defined in Section 101(a)(26) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(26))), or that he or she is a noncitizen who has been lawfully admitted to the United States under a non-immigrant visa if that noncitizen is:

(1) admitted to the United States for lawful hunting or sporting purposes;

(2) an official representative of a foreign government who is:

(A) accredited to the United States Government or the Government's mission to an international organization having its headquarters in the United States; or

(B) en route to or from another country to which that noncitizen is accredited:

(3) an official of a foreign government or

distinguished foreign visitor who has been so designated by the Department of State;

(4) a foreign law enforcement officer of a friendly foreign government entering the United States on official business; or

(5) one who has received a waiver from the Attorney General of the United States pursuant to 18 U.S.C. 922(y) (3);

(xii) He or she is not a minor subject to a petition filed under Section 5-520 of the Juvenile Court Act of 1987 alleging that the minor is a delinquent minor for the commission of an offense that if committed by an adult would be a felony;

(xiii) He or she is not an adult who had been adjudicated a delinquent minor under the Juvenile Court Act of 1987 for the commission of an offense that if committed by an adult would be a felony;

(xiv) He or she is a resident of the State of Illinois;

(xv) He or she has not been adjudicated as a person with a mental disability;

(xvi) He or she has not been involuntarily admitted into a mental health facility; and

(xvii) He or she is not a person with a developmental disability; and

(3) Upon request by the Illinois State Police, sign a

1 release on a form prescribed by the Illinois State Police  
2 waiving any right to confidentiality and requesting the  
3 disclosure to the Illinois State Police of limited mental  
4 health institution admission information from another  
5 state, the District of Columbia, any other territory of  
6 the United States, or a foreign nation concerning the  
7 applicant for the sole purpose of determining whether the  
8 applicant is or was a patient in a mental health  
9 institution and disqualified because of that status from  
10 receiving a Firearm Owner's Identification Card. No mental  
11 health care or treatment records may be requested. The  
12 information received shall be destroyed within one year of  
13 receipt.

14 (a-5) Each applicant for a Firearm Owner's Identification  
15 Card who is over the age of 18 shall furnish to the Illinois  
16 State Police either his or her Illinois driver's license  
17 number or Illinois Identification Card number, except as  
18 provided in subsection (a-10).

19 (a-10) Each applicant for a Firearm Owner's Identification  
20 Card, who is employed as a law enforcement officer, an armed  
21 security officer in Illinois, or by the United States Military  
22 permanently assigned in Illinois and who is not an Illinois  
23 resident, shall furnish to the Illinois State Police his or  
24 her driver's license number or state identification card  
25 number from his or her state of residence. The Illinois State  
26 Police may adopt rules to enforce the provisions of this

1 subsection (a-10).

2 (a-15) If an applicant applying for a Firearm Owner's  
3 Identification Card moves from the residence address named in  
4 the application, he or she shall immediately notify in a form  
5 and manner prescribed by the Illinois State Police of that  
6 change of address.

7 (a-20) Each applicant for a Firearm Owner's Identification  
8 Card shall furnish to the Illinois State Police his or her  
9 photograph. An applicant who is 21 years of age or older  
10 seeking a religious exemption to the photograph requirement  
11 must furnish with the application an approved copy of United  
12 States Department of the Treasury Internal Revenue Service  
13 Form 4029. In lieu of a photograph, an applicant regardless of  
14 age seeking a religious exemption to the photograph  
15 requirement shall submit fingerprints on a form and manner  
16 prescribed by the Illinois State Police with his or her  
17 application.

18 (a-25) Beginning January 1, 2023, each applicant for the  
19 issuance of a Firearm Owner's Identification Card may include  
20 a full set of his or her fingerprints in electronic format to  
21 the Illinois State Police, unless the applicant has previously  
22 provided a full set of his or her fingerprints to the Illinois  
23 State Police under this Act or the Firearm Concealed Carry  
24 Act.

25 The fingerprints must be transmitted through a live scan  
26 fingerprint vendor licensed by the Department of Financial and

1 Professional Regulation. The fingerprints shall be checked  
2 against the fingerprint records now and hereafter filed in the  
3 Illinois State Police and Federal Bureau of Investigation  
4 criminal history records databases, including all available  
5 State and local criminal history record information files.

6 The Illinois State Police shall charge applicants a  
7 one-time fee for conducting the criminal history record check,  
8 which shall be deposited into the State Police Services Fund  
9 and shall not exceed the actual cost of the State and national  
10 criminal history record check.

11 (a-26) The Illinois State Police shall research, explore,  
12 and report to the General Assembly by January 1, 2022 on the  
13 feasibility of permitting voluntarily submitted fingerprints  
14 obtained for purposes other than Firearm Owner's  
15 Identification Card enforcement that are contained in the  
16 Illinois State Police database for purposes of this Act.

17 (b) Each application form shall include the following  
18 statement printed in bold type: "Warning: Entering false  
19 information on an application for a Firearm Owner's  
20 Identification Card is punishable as a Class 2 felony in  
21 accordance with subsection (d-5) of Section 14 of the Firearm  
22 Owners Identification Card Act.".

23 (c) Upon such written consent, pursuant to Section 4,  
24 paragraph (a)(2)(i), the parent or legal guardian giving the  
25 consent shall be liable for any damages resulting from the  
26 applicant's use of firearms or firearm ammunition.

(Source: P.A. 101-80, eff. 7-12-19; 102-237, eff. 1-1-22; 102-538, eff. 8-20-21; 102-813, eff. 5-13-22; 102-1030, eff. 5-27-22; 102-1116, eff. 1-10-23.)

(430 ILCS 65/8) (from Ch. 38, par. 83-8)

Sec. 8. Grounds for denial and revocation. The Illinois State Police has authority to deny an application for or to revoke and seize a Firearm Owner's Identification Card previously issued under this Act only if the Illinois State Police finds that the applicant or the person to whom such card was issued is or was at the time of issuance:

(a) A person under 21 years of age who has been convicted of a misdemeanor other than a traffic offense or adjudged delinquent;

(b) (Blank); This subsection (b) applies through the 180th day following July 12, 2019 (the effective date of Public Act 101-80). A person under 21 years of age who does not have the written consent of his parent or guardian to acquire and possess firearms and firearm ammunition, or whose parent or guardian has revoked such written consent, or where such parent or guardian does not qualify to have a Firearm Owner's Identification Card;

(b-5) This subsection (b-5) applies on and after the 181st day following July 12, 2019 (the effective date of Public Act 101-80). A person under 18 21 years of age who is not an active duty member of the United States Armed

1 Forces or the Illinois National Guard and does not have  
2 the written consent of his or her parent or guardian to  
3 acquire and possess firearms and firearm ammunition, or  
4 whose parent or guardian has revoked such written consent,  
5 or where such parent or guardian does not qualify to have a  
6 Firearm Owner's Identification Card;

7 (c) A person convicted of a felony under the laws of  
8 this or any other jurisdiction;

9 (d) A person addicted to narcotics;

10 (e) A person who has been a patient of a mental health  
11 facility within the past 5 years or a person who has been a  
12 patient in a mental health facility more than 5 years ago  
13 who has not received the certification required under  
14 subsection (u) of this Section. An active law enforcement  
15 officer employed by a unit of government or a Department  
16 of Corrections employee authorized to possess firearms who  
17 is denied, revoked, or has his or her Firearm Owner's  
18 Identification Card seized under this subsection (e) may  
19 obtain relief as described in subsection (c-5) of Section  
20 10 of this Act if the officer or employee did not act in a  
21 manner threatening to the officer or employee, another  
22 person, or the public as determined by the treating  
23 clinical psychologist or physician, and the officer or  
24 employee seeks mental health treatment;

25 (f) A person whose mental condition is of such a  
26 nature that it poses a clear and present danger to the

1 applicant, any other person or persons, or the community;

2 (g) A person who has an intellectual disability;

3 (h) A person who intentionally makes a false statement  
4 in the Firearm Owner's Identification Card application or  
5 endorsement affidavit;

6 (i) A noncitizen who is unlawfully present in the  
7 United States under the laws of the United States;

8 (i-5) A noncitizen who has been admitted to the United  
9 States under a non-immigrant visa (as that term is defined  
10 in Section 101(a)(26) of the Immigration and Nationality  
11 Act (8 U.S.C. 1101(a)(26))), except that this subsection  
12 (i-5) does not apply to any noncitizen who has been  
13 lawfully admitted to the United States under a  
14 non-immigrant visa if that noncitizen is:

15 (1) admitted to the United States for lawful  
16 hunting or sporting purposes;

17 (2) an official representative of a foreign  
18 government who is:

19 (A) accredited to the United States Government  
20 or the Government's mission to an international  
21 organization having its headquarters in the United  
22 States; or

23 (B) en route to or from another country to  
24 which that noncitizen is accredited;

25 (3) an official of a foreign government or  
26 distinguished foreign visitor who has been so

designated by the Department of State;

(4) a foreign law enforcement officer of a friendly foreign government entering the United States on official business; or

(5) one who has received a waiver from the Attorney General of the United States pursuant to 18 U.S.C. 922(y) (3);

(j) (Blank);

(k) A person who has been convicted within the past 5 years of battery, assault, aggravated assault, violation of an order of protection, or a substantially similar offense in another jurisdiction, in which a firearm was used or possessed;

(1) A person who has been convicted of domestic battery, aggravated domestic battery, or a substantially similar offense in another jurisdiction committed before, on or after January 1, 2012 (the effective date of Public Act 97-158). If the applicant or person who has been previously issued a Firearm Owner's Identification Card under this Act knowingly and intelligently waives the right to have an offense described in this paragraph (1) tried by a jury, and by guilty plea or otherwise, results in a conviction for an offense in which a domestic relationship is not a required element of the offense but in which a determination of the applicability of 18 U.S.C. 922(q)(9) is made under Section 112A-11.1 of the Code of

1       Criminal Procedure of 1963, an entry by the court of a  
2       judgment of conviction for that offense shall be grounds  
3       for denying an application for and for revoking and  
4       seizing a Firearm Owner's Identification Card previously  
5       issued to the person under this Act;

6               (m) (Blank);

7               (n) A person who is prohibited from acquiring or  
8       possessing firearms or firearm ammunition by any Illinois  
9       State statute or by federal law;

10               (o) A minor subject to a petition filed under Section  
11       5-520 of the Juvenile Court Act of 1987 alleging that the  
12       minor is a delinquent minor for the commission of an  
13       offense that if committed by an adult would be a felony;

14               (p) An adult who had been adjudicated a delinquent  
15       minor under the Juvenile Court Act of 1987 for the  
16       commission of an offense that if committed by an adult  
17       would be a felony;

18               (q) A person who is not a resident of the State of  
19       Illinois, except as provided in subsection (a-10) of  
20       Section 4;

21               (r) A person who has been adjudicated as a person with  
22       a mental disability;

23               (s) A person who has been found to have a  
24       developmental disability;

25               (t) A person involuntarily admitted into a mental  
26       health facility; or

(u) A person who has had his or her Firearm Owner's Identification Card revoked or denied under subsection (e) of this Section or item (iv) of paragraph (2) of subsection (a) of Section 4 of this Act because he or she was a patient in a mental health facility as provided in subsection (e) of this Section, shall not be permitted to obtain a Firearm Owner's Identification Card, after the 5-year period has lapsed, unless he or she has received a mental health evaluation by a physician, clinical psychologist, or qualified examiner as those terms are defined in the Mental Health and Developmental Disabilities Code, and has received a certification that he or she is not a clear and present danger to himself, herself, or others. The physician, clinical psychologist, or qualified examiner making the certification and his or her employer shall not be held criminally, civilly, or professionally liable for making or not making the certification required under this subsection, except for willful or wanton misconduct. This subsection does not apply to a person whose firearm possession rights have been restored through administrative or judicial action under Section 10 or 11 of this Act.

Upon revocation of a person's Firearm Owner's Identification Card, the Illinois State Police shall provide notice to the person and the person shall comply with Section 9.5 of this Act.

1 (Source: P.A. 101-80, eff. 7-12-19; 102-538, eff. 8-20-21;  
2 102-645, eff. 1-1-22; 102-813, eff. 5-13-22; 102-1030, eff.  
3 5-27-22; 102-1116, eff. 1-10-23.)