

# SB1330



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

SB1330

Introduced 2/6/2023, by Sen. Dale Fowler

#### SYNOPSIS AS INTRODUCED:

430 ILCS 65/5

from Ch. 38, par. 83-5

Amends the Firearm Owners Identification Card Act. Provides that if the Illinois State Police fails to renew a Firearm Owner's Identification Card within 60 business days, provided the applicant submitted his or her renewal application prior to the expiration of his or her Firearm Owner's Identification Card, the renewal application for the Firearm Owner's Identification Card shall be granted unless subject to revocation or suspension. Provides that failure of the Illinois State Police to approve or deny an application or renew an application within the time frames under these provisions shall constitute a civil violation, and in addition to any other penalty provided by law, may incur a civil penalty in an amount not to exceed \$500 for each violation and, in the case of a continuing violation, every day such violation continues shall be deemed a separate violation. Provides that penalties shall be collected by the State Treasurer, who shall deposit the money into the General Revenue Fund.

LRB103 25224 RLC 51568 b

A BILL FOR

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 Section 5 as follows:

6 (430 ILCS 65/5) (from Ch. 38, par. 83-5)

7 Sec. 5. Application and renewal.

8 (a) The Illinois State Police shall either approve or deny  
9 all applications within 30 days from the date they are  
10 received, except as provided in subsections (b) and (c), and  
11 every applicant found qualified under Section 8 of this Act by  
12 the Illinois State Police shall be entitled to a Firearm  
13 Owner's Identification Card upon the payment of a \$10 fee and  
14 applicable processing fees. The processing fees shall be  
15 limited to charges by the State Treasurer for using the  
16 electronic online payment system. Any applicant who is an  
17 active duty member of the Armed Forces of the United States, a  
18 member of the Illinois National Guard, or a member of the  
19 Reserve Forces of the United States is exempt from the  
20 application fee. \$5 of each fee derived from the issuance of a  
21 Firearm Owner's Identification Card or renewals thereof shall  
22 be deposited in the State Police Firearm Services Fund and \$5  
23 into the State Police Revocation Enforcement Fund.

1           (b) Renewal applications shall be approved or denied  
2 within 60 business days, provided the applicant submitted his  
3 or her renewal application prior to the expiration of his or  
4 her Firearm Owner's Identification Card. If a renewal  
5 application has been submitted prior to the expiration date of  
6 the applicant's Firearm Owner's Identification Card, the  
7 Firearm Owner's Identification Card shall remain valid while  
8 the Illinois State Police processes the application, unless  
9 the person is subject to or becomes subject to revocation  
10 under this Act. The cost for a renewal application shall be \$10  
11 and may include applicable processing fees, which shall be  
12 limited to charges by the State Treasurer for using the  
13 electronic online payment system, which shall be deposited  
14 into the State Police Firearm Services Fund. If the Illinois  
15 State Police fails to renew a Firearm Owner's Identification  
16 Card within 60 business days, provided the applicant submitted  
17 his or her renewal application prior to the expiration of his  
18 or her Firearm Owner's Identification Card, the renewal  
19 application for the Firearm Owner's Identification Card shall  
20 be granted unless subject to revocation or suspension.

21           (c) If the Firearm Owner's Identification Card of a  
22 licensee under the Firearm Concealed Carry Act expires during  
23 the term of the licensee's concealed carry license, the  
24 Firearm Owner's Identification Card and the license remain  
25 valid and the licensee does not have to renew his or her  
26 Firearm Owner's Identification Card during the duration of the

1 concealed carry license. Unless the Illinois State Police has  
2 reason to believe the licensee is no longer eligible for the  
3 card, the Illinois State Police may automatically renew the  
4 licensee's Firearm Owner's Identification Card and send a  
5 renewed Firearm Owner's Identification Card to the licensee.

6 (c-5) Failure of the Illinois State Police to approve or  
7 deny an application or renew an application within the time  
8 frames under subsection (a) or (b) shall constitute a civil  
9 violation, and in addition to any other penalty provided by  
10 law, may incur a civil penalty in an amount not to exceed \$500  
11 for each violation and, in the case of a continuing violation,  
12 every day such violation continues shall be deemed a separate  
13 violation. Penalties shall be collected by the State  
14 Treasurer, who shall deposit the money into the General  
15 Revenue Fund.

16 (d) The Illinois State Police may adopt rules concerning  
17 the use of voluntarily submitted fingerprints, as allowed by  
18 State and federal law.

19 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;  
20 102-813, eff. 5-13-22.)