

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 and adding Section 3.5 as
6 follows:

7 (430 ILCS 65/3.1) (from Ch. 38, par. 83-3.1)

8 Sec. 3.1. Dial up system. The Department of State Police
9 shall provide a dial up telephone system which shall be used
10 by any federally licensed firearm dealer who is to transfer a
11 firearm under the provisions of this Act, including a
12 transfer of a firearm by a person who is not a federally
13 licensed firearm dealer. The Department of State Police shall
14 utilize existing technology which allows the caller to be
15 charged a fee equivalent to the cost of providing this
16 service but not to exceed \$2. Fees collected by the
17 Department of State Police shall be deposited in the State
18 Police Services Fund and used to provide the service.

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

1 obtain any felony conviction or patient hospitalization
2 information which would disqualify a person from obtaining or
3 require revocation of a currently valid Firearm Owner's
4 Identification Card.

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

8 The Department of State Police shall promulgate rules to
9 implement this system.

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

11 (430 ILCS 65/3.5 new)

12 Sec. 3.5. Private transfers of firearms. A person who is
13 not a federally licensed firearm dealer who desires to
14 transfer a firearm to any other person may do so only through
15 a federally licensed firearm dealer. The dealer must follow
16 the procedure set forth in Section 3.1 of this Act as if the
17 dealer were the seller of the firearm.

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.