

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 1961 is amended by adding  
5 Sections 24-3.5-1 and 24-3.7 as follows:

6 (720 ILCS 5/24-3.5-1 new)

7 Sec. 24-3.5-1. Sale or gift of firearm to persons  
8 ineligible. A person is guilty of a Class X felony if he or  
9 she:

10 (1) has been convicted of the offense of unlawful purchase  
11 of a firearm under Section 24-3.5 of this Code; and

12 (2) sells or gives a firearm to any person not eligible to  
13 own or possess a firearm under State or federal law; and

14 (3) the person who is not eligible to own or possess a  
15 firearm under State or federal law either commits a forcible  
16 felony or an act of armed violence under Article 33A of this  
17 Code.

18 (720 ILCS 5/24-3.7 new)

19 Sec. 24-3.7. Unlawful transfer of a firearm.

20 (a) A person commits the offense of unlawful transfer of a  
21 firearm when he or she is not eligible to own or possess a  
22 firearm under State or federal law and sells or gives a firearm

1 to another person who is not eligible to own or possess a  
2 firearm under State or federal law and that person who is not  
3 eligible to own or possess a firearm under State or federal law  
4 does any of the following acts:

5 (1) commits a forcible felony;

6 (2) commits an act of armed violence under Article 33A  
7 of this Code; or

8 (3) possesses the firearm while in possession of any  
9 controlled substance.

10 (b) Sentence. Unlawful transfer of a firearm is a Class X  
11 felony.