

1 AN ACT concerning 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 Sections 1.1 and 14 and adding Section
6 6.1 as follows:

7 (430 ILCS 65/1.1) (from Ch. 38, par. 83-1.1)

8 Sec. 1.1. For purposes of this Act:

9 "Counterfeit" means to copy or imitate, without legal
10 authority, with intent to deceive.

11 "Firearm" means any device, by whatever name known, which
12 is designed to expel a projectile or projectiles by the
13 action of an explosion, expansion of gas or escape of gas;
14 excluding, however:

15 (1) any pneumatic gun, spring gun, paint ball gun
16 or B-B gun which either expels a single globular
17 projectile not exceeding .18 inch in diameter and which
18 has a maximum muzzle velocity of less than 700 feet per
19 second or breakable paint balls containing washable
20 marking colors;

21 (2) any device used exclusively for signalling or
22 safety and required or recommended by the United States
23 Coast Guard or the Interstate Commerce Commission;

24 (3) any device used exclusively for the firing of
25 stud cartridges, explosive rivets or similar industrial
26 ammunition; and

27 (4) an antique firearm (other than a machine-gun)
28 which, although designed as a weapon, the Department of
29 State Police finds by reason of the date of its
30 manufacture, value, design, and other characteristics is
31 primarily a collector's item and is not likely to be used

1 as a weapon.

2 "Firearm ammunition" means any self-contained cartridge
3 or shotgun shell, by whatever name known, which is designed
4 to be used or adaptable to use in a firearm; excluding,
5 however:

6 (1) any ammunition exclusively designed for use
7 with a device used exclusively for signalling or safety
8 and required or recommended by the United States Coast
9 Guard or the Interstate Commerce Commission; and

10 (2) any ammunition designed exclusively for use
11 with a stud or rivet driver or other similar industrial
12 ammunition.

13 (Source: P.A. 91-357, eff. 7-29-99.)

14 (430 ILCS 65/14) (from Ch. 38, par. 83-14)
15 Sec. 14. Sentence.

16 (a) A violation of paragraph (1) of subsection (a) of
17 Section 2, when the person's Firearm Owner's Identification
18 Card is expired but the person is not otherwise disqualified
19 from renewing the card, is a Class A misdemeanor.

20 (b) Except as provided in subsection (a) with respect to
21 an expired card, a violation of paragraph (1) of subsection
22 (a) of Section 2 is a Class A misdemeanor when the person
23 does not possess a currently valid Firearm Owner's
24 Identification Card, but is otherwise eligible under this
25 Act. A second or subsequent violation is a Class 4 felony.

26 (c) A violation of paragraph (1) of subsection (a) of
27 Section 2 is a Class 3 felony when:

28 (1) the person's Firearm Owner's Identification
29 Card is revoked or subject to revocation under Section 8;
30 or

31 (2) the person's Firearm Owner's Identification
32 Card is expired and not otherwise eligible for renewal
33 under this Act; or

1 (3) the person does not possess a currently valid
 2 Firearm Owner's Identification Card, and the person is
 3 not otherwise eligible under this Act.

4 (d) A violation of subsection (a) of Section 3 is a
 5 Class 4 felony.

6 (e) Except as provided by Section 6.1 of this Act, any
 7 other violation of this Act is a Class A misdemeanor.
 8 (Source: P.A. 91-694, eff. 4-13-00.)

9 (430 ILCS 65/6.1 new)

10 Sec. 6.1. Altered, forged or counterfeit Firearm Owner's
 11 Identification Cards.

12 (a) Any person who forges or materially alters a Firearm
 13 Owner's Identification Card or who counterfeits a Firearm
 14 Owner's Identification Card commits a Class 2 felony.

15 (b) Any person who knowingly possesses a forged or
 16 materially altered Firearm Owner's Identification Card with
 17 the intent to use it commits a Class 2 felony. A person who
 18 possesses a Firearm Owner's Identification Card with
 19 knowledge that it is counterfeit commits a Class 2 felony.