

1 AMENDMENT TO SENATE BILL 1936

2 AMENDMENT NO. _____. Amend Senate Bill 1936 as follows:

3 on page 1, line 5, by changing "Section 2" to "Sections 2 and
4 4"; and

5 on page 3, by inserting between lines 29 and 30 the
6 following:

7 "(430 ILCS 65/4) (from Ch. 38, par. 83-4)

8 Sec. 4. (a) Each applicant for a Firearm Owner's
9 Identification Card must:

10 (1) Make application on blank forms prepared and
11 furnished at convenient locations throughout the State by
12 the Department of State Police, or by electronic means,
13 if and when made available by the Department of State
14 Police; and

15 (2) Submit evidence to the Department of State
16 Police that:

17 (i) He or she is 21 years of age or over, or
18 if he or she is under 21 years of age that he or she
19 has the written consent of his or her parent or
20 legal guardian to possess and acquire firearms and
21 firearm ammunition and that he or she has never been
22 convicted of a misdemeanor other than a traffic

1 offense or adjudged delinquent, provided, however,
2 that such parent or legal guardian is not an
3 individual prohibited from having a Firearm Owner's
4 Identification Card and files an affidavit with the
5 Department as prescribed by the Department stating
6 that he or she is not an individual prohibited from
7 having a Card;

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

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

12 (iv) He or she has not been a patient in a
13 mental institution within the past 5 years;

14 (v) He or she is not mentally retarded;

15 (vi) He or she is not an alien who is
16 unlawfully present in the United States under the
17 laws of the United States;

18 (vii) He or she is not subject to an existing
19 order of protection prohibiting him or her from
20 possessing a firearm;

21 (viii) He or she has not been convicted within
22 the past 5 years of battery, assault, aggravated
23 assault, violation of an order of protection, or a
24 substantially similar offense in another
25 jurisdiction, in which a firearm was used or
26 possessed;

27 (ix) He or she has not been convicted of
28 domestic battery or a substantially similar offense
29 in another jurisdiction committed on or after the
30 effective date of this amendatory Act of 1997; and

31 (x) He or she has not been convicted within
32 the past 5 years of domestic battery or a
33 substantially similar offense in another
34 jurisdiction committed before the effective date of

1 this amendatory Act of 1997; and

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

16 (a-5) Each applicant for a Firearm Owner's
17 Identification Card who is over the age of 18 shall furnish
18 to the Department of State Police either his or her driver's
19 license number or Illinois Identification Card number.

20 (a-10) Each applicant for a Firearm Owner's
21 Identification Card, who is employed as an armed security
22 officer at a nuclear energy, storage, weapons, or development
23 facility regulated by the Nuclear Regulatory Commission and
24 who is not an Illinois resident, shall furnish to the
25 Department of State Police his or her driver's license number
26 or state identification card number from his or her state of
27 residence. The Department of State Police may promulgate
28 rules to enforce the provisions of this subsection (a-10).

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

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

5 (Source: P.A. 91-514, eff. 1-1-00; 91-694, eff. 4-13-00;
6 92-442, eff. 8-17-01.)".