



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB5595

Introduced 2/13/2026, by Rep. Michael J. Kelly

SYNOPSIS AS INTRODUCED:

20 ILCS 2605/2605-350 rep.

20 ILCS 2630/3

235 ILCS 5/10-1

from Ch. 38, par. 206-3

from Ch. 43, par. 183

Amends the Illinois State Police Law. Repeals provisions requiring the Illinois State Police to develop a separate statewide statistical police contact recordkeeping system for the study of juvenile delinquency. Amends the Criminal Identification Act and the Liquor Control Act of 1934 to make conforming changes.

LRB104 15262 RTM 28412 b

1 AN ACT concerning State government.

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

4 (20 ILCS 2605/2605-350 rep.)

5 Section 5. The Illinois State Police Law of the Civil
6 Administrative Code of Illinois is amended by repealing
7 Section 2605-350.

8 Section 10. The Criminal Identification Act is amended by
9 changing Section 3 as follows:

10 (20 ILCS 2630/3) (from Ch. 38, par. 206-3)

11 Sec. 3. Information to be furnished peace officers and
12 commanding officers of certain military installations in
13 Illinois.

14 (A) The Illinois State Police shall file or cause to be
15 filed all plates, photographs, outline pictures, measurements,
16 descriptions and information which shall be received by it by
17 virtue of its office and shall make a complete and systematic
18 record and index of the same, providing thereby a method of
19 convenient reference and comparison. The Illinois State Police
20 shall furnish, upon application, all information pertaining to
21 the identification of any person or persons, a plate,
22 photograph, outline picture, description, measurements, or any

1 data of which there is a record in its office. Such information
2 shall be furnished to peace officers of the United States, of
3 other states or territories, of the Insular possessions of the
4 United States, of foreign countries duly authorized to receive
5 the same, to all peace officers of the State of Illinois, to
6 investigators of the Illinois Law Enforcement Training
7 Standards Board and, conviction information only, to units of
8 local government, school districts, private organizations, and
9 requesting institutions as defined in Section 2605-345 of the
10 Illinois State Police Law under the provisions of Section
11 2605-10, 2605-15, 2605-51, 2605-52, 2605-75, 2605-190,
12 2605-200, 2605-205, 2605-210, 2605-215, 2605-250, 2605-275,
13 2605-305, 2605-315, 2605-325, 2605-335, 2605-340, 2605-345,
14 ~~2605-350~~, 2605-355, 2605-360, 2605-365, 2605-375, 2605-400,
15 2605-405, 2605-420, 2605-430, 2605-435, 2605-525, or 2605-550
16 of the Illinois State Police Law. Applications shall be in
17 writing and accompanied by a certificate, signed by the peace
18 officer or chief administrative officer or his designee making
19 such application, to the effect that the information applied
20 for is necessary in the interest of and will be used solely in
21 the due administration of the criminal laws or for the purpose
22 of evaluating the qualifications and character of employees,
23 prospective employees, volunteers, or prospective volunteers
24 of units of local government, school districts, and private
25 organizations, or for the purpose of evaluating the character
26 of persons who may be granted or denied access to municipal

1 utility facilities under Section 11-117.1-1 of the Illinois
2 Municipal Code.

3 For the purposes of this subsection, "chief administrative
4 officer" is defined as follows:

5 a) The city manager of a city or, if a city does not
6 employ a city manager, the mayor of the city.

7 b) The manager of a village or, if a village does not
8 employ a manager, the president of the village.

9 c) The chairman or president of a county board or, if a
10 county has adopted the county executive form of
11 government, the chief executive officer of the county.

12 d) The president of the school board of a school
13 district.

14 e) The supervisor of a township.

15 f) The official granted general administrative control
16 of a special district, an authority, or organization of
17 government establishment by law which may issue
18 obligations and which either may levy a property tax or
19 may expend funds of the district, authority, or
20 organization independently of any parent unit of
21 government.

22 g) The executive officer granted general
23 administrative control of a private organization defined
24 in Section 2605-335 of the Illinois State Police Law.

25 (B) Upon written application and payment of fees
26 authorized by this subsection, State agencies and units of

1 local government, not including school districts, are
2 authorized to submit fingerprints of employees, prospective
3 employees and license applicants to the Illinois State Police
4 for the purpose of obtaining conviction information maintained
5 by the Illinois State Police and the Federal Bureau of
6 Investigation about such persons. The Illinois State Police
7 shall submit such fingerprints to the Federal Bureau of
8 Investigation on behalf of such agencies and units of local
9 government. The Illinois State Police shall charge an
10 application fee, based on actual costs, for the dissemination
11 of conviction information pursuant to this subsection. The
12 Illinois State Police is empowered to establish this fee and
13 shall prescribe the form and manner for requesting and
14 furnishing conviction information pursuant to this subsection.

15 (C) Upon payment of fees authorized by this subsection,
16 the Illinois State Police shall furnish to the commanding
17 officer of a military installation in Illinois having an arms
18 storage facility, upon written request of such commanding
19 officer or his designee, and in the form and manner prescribed
20 by the Illinois State Police, all criminal history record
21 information pertaining to any individual seeking access to
22 such a storage facility, where such information is sought
23 pursuant to a federally-mandated security or criminal history
24 check.

25 The Illinois State Police shall establish and charge a
26 fee, not to exceed actual costs, for providing information

1 pursuant to this subsection.

2 (Source: P.A. 102-538, eff. 8-20-21.)

3 Section 15. The Liquor Control Act of 1934 is amended by
4 changing Section 10-1 as follows:

5 (235 ILCS 5/10-1) (from Ch. 43, par. 183)

6 Sec. 10-1. Violations; penalties. Whereas a substantial
7 threat to the sound and careful control, regulation, and
8 taxation of the manufacture, sale, and distribution of
9 alcoholic liquors exists by virtue of individuals who
10 manufacture, import, distribute, or sell alcoholic liquors
11 within the State without having first obtained a valid license
12 to do so, and whereas such threat is especially serious along
13 the borders of this State, and whereas such threat requires
14 immediate correction by this Act, by active investigation and
15 prosecution by the State Commission, law enforcement
16 officials, and prosecutors, and by prompt and strict
17 enforcement through the courts of this State to punish
18 violators and to deter such conduct in the future:

19 (a) Any person who manufactures, imports for distribution
20 or use, transports from outside this State into this State, or
21 distributes or sells 108 liters (28.53 gallons) or more of
22 wine, 45 liters (11.88 gallons) or more of distilled spirits,
23 or 118 liters (31.17 gallons) or more of beer at any place
24 within the State without having first obtained a valid license

1 to do so under the provisions of this Act shall be guilty of a
2 Class 4 felony for each offense. However, any person who was
3 duly licensed under this Act and whose license expired within
4 30 days prior to a violation shall be guilty of a business
5 offense and fined not more than \$1,000 for the first such
6 offense and shall be guilty of a Class 4 felony for each
7 subsequent offense.

8 Any person who manufactures, imports for distribution,
9 transports from outside this State into this State for sale or
10 resale in this State, or distributes or sells less than 108
11 liters (28.53 gallons) of wine, less than 45 liters (11.88
12 gallons) of distilled spirits, or less than 118 liters (31.17
13 gallons) of beer at any place within the State without having
14 first obtained a valid license to do so under the provisions of
15 this Act shall be guilty of a business offense and fined not
16 more than \$1,000 for the first such offense and shall be guilty
17 of a Class 4 felony for each subsequent offense. This
18 subsection does not apply to a motor carrier or freight
19 forwarder, as defined in Section 13102 of Title 49 of the
20 United States Code, an air carrier, as defined in Section
21 40102 of Title 49 of the United States Code, or a rail carrier,
22 as defined in Section 10102 of Title 49 of the United States
23 Code.

24 Any person who: (1) has been issued an initial cease and
25 desist notice from the State Commission; and (2) for
26 compensation, does any of the following: (i) ships alcoholic

1 liquor into this State without a license authorized by Section
2 5-1 issued by the State Commission or in violation of that
3 license; or (ii) manufactures, imports for distribution,
4 transports from outside this State into this State for sale or
5 resale in this State, or distributes or sells alcoholic
6 liquors at any place without having first obtained a valid
7 license to do so is guilty of a Class 4 felony for each
8 offense.

9 (b) (1) Any retailer, caterer retailer, brew pub, special
10 event retailer, special use permit holder, homebrewer special
11 event permit holder, or craft distiller tasting permit holder
12 who knowingly causes alcoholic liquors to be imported directly
13 into the State of Illinois from outside of the State for the
14 purpose of furnishing, giving, or selling to another, except
15 when having received the product from a duly licensed
16 distributor or importing distributor, shall have his license
17 suspended for 30 days for the first offense and for the second
18 offense, shall have his license revoked by the Commission.

19 (2) In the event the State Commission receives a certified
20 copy of a final order from a foreign jurisdiction that an
21 Illinois retail licensee has been found to have violated that
22 foreign jurisdiction's laws, rules, or regulations concerning
23 the importation of alcoholic liquor into that foreign
24 jurisdiction, the violation may be grounds for the State
25 Commission to revoke, suspend, or refuse to issue or renew a
26 license, to impose a fine, or to take any additional action

1 provided by this Act with respect to the Illinois retail
2 license or licensee. Any such action on the part of the State
3 Commission shall be in accordance with this Act and
4 implementing rules.

5 For the purposes of paragraph (2): (i) "foreign
6 jurisdiction" means a state, territory, or possession of the
7 United States, the District of Columbia, or the Commonwealth
8 of Puerto Rico, and (ii) "final order" means an order or
9 judgment of a court or administrative body that determines the
10 rights of the parties respecting the subject matter of the
11 proceeding, that remains in full force and effect, and from
12 which no appeal can be taken.

13 (c) Any person who shall make any false statement or
14 otherwise violates any of the provisions of this Act in
15 obtaining any license hereunder, or who having obtained a
16 license hereunder shall violate any of the provisions of this
17 Act with respect to the manufacture, possession, distribution
18 or sale of alcoholic liquor, or with respect to the
19 maintenance of the licensed premises, or shall violate any
20 other provision of this Act, shall for a first offense be
21 guilty of a petty offense and fined not more than \$500, and for
22 a second or subsequent offense shall be guilty of a Class B
23 misdemeanor.

24 (c-5) Any owner of an establishment that serves alcohol on
25 its premises, if more than 50% of the establishment's gross
26 receipts within the prior 3 months is from the sale of alcohol,

1 who knowingly fails to prohibit concealed firearms on its
2 premises or who knowingly makes a false statement or record to
3 avoid the prohibition of concealed firearms on its premises
4 under the Firearm Concealed Carry Act shall be guilty of a
5 business offense with a fine up to \$5,000.

6 (d) Each day any person engages in business as a
7 manufacturer, foreign importer, importing distributor,
8 distributor or retailer in violation of the provisions of this
9 Act shall constitute a separate offense.

10 (e) Any person, under the age of 21 years who, for the
11 purpose of buying, accepting or receiving alcoholic liquor
12 from a licensee, represents that he is 21 years of age or over
13 shall be guilty of a Class A misdemeanor.

14 (f) In addition to the penalties herein provided, any
15 person licensed as a wine-maker in either class who
16 manufactures more wine than authorized by his license shall be
17 guilty of a business offense and shall be fined \$1 for each
18 gallon so manufactured.

19 (g) A person shall be exempt from prosecution for a
20 violation of this Act if he is a peace officer in the
21 enforcement of the criminal laws and such activity is approved
22 in writing by one of the following:

23 (1) In all counties, the respective State's Attorney;

24 (2) The Director of the Illinois State Police under
25 Section 2605-10, 2605-15, 2605-51, 2605-52, 2605-75,
26 2605-190, 2605-200, 2605-205, 2605-210, 2605-215,

1 2605-250, 2605-275, 2605-305, 2605-315, 2605-325,
2 2605-335, 2605-340, ~~2605-350,~~ 2605-355, 2605-360,
3 2605-365, 2605-375, 2605-400, 2605-405, 2605-420,
4 2605-430, 2605-435, 2605-525, or 2605-550 of the Illinois
5 State Police Law; or

6 (3) In cities over 1,000,000, the Superintendent of
7 Police.

8 (Source: P.A. 101-37, eff. 7-3-19; 102-538, eff. 8-20-21.)