



Rep. Monica Bristow

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1 AMENDMENT TO SENATE BILL 1139

2 AMENDMENT NO. _____. Amend Senate Bill 1139 on page 1, by
3 replacing lines 4 and 5 with the following:

4 "Section 5. The Firearm Owners Identification Card Act is
5 amended by changing Sections 4 and 8 as follows:

6 (430 ILCS 65/4) (from Ch. 38, par. 83-4)

7 Sec. 4. Application for Firearm Owner's Identification
8 Cards.

9 (a) Each applicant for a Firearm Owner's Identification
10 Card must:

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

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

1 that:

2 (i) This subparagraph (i) applies through the
3 180th day following the effective date of this
4 amendatory Act of the 101st General Assembly. He or she
5 is 21 years of age or over, or if he or she is under 21
6 years of age that he or she has the written consent of
7 his or her parent or legal guardian to possess and
8 acquire firearms and firearm ammunition and that he or
9 she has never been convicted of a misdemeanor other
10 than a traffic offense or adjudged delinquent,
11 provided, however, that such parent or legal guardian
12 is not an individual prohibited from having a Firearm
13 Owner's Identification Card and files an affidavit
14 with the Department as prescribed by the Department
15 stating that he or she is not an individual prohibited
16 from having a Card;

17 (i-5) This subparagraph (i-5) applies on and
18 after the 181st day following the effective date of
19 this amendatory Act of the 101st General Assembly. He
20 or she is 21 years of age or over, or if he or she is
21 under 21 years of age that he or she has never been
22 convicted of a misdemeanor other than a traffic offense
23 or adjudged delinquent and is an active duty member of
24 the United States Armed Forces or has the written
25 consent of his or her parent or legal guardian to
26 possess and acquire firearms and firearm ammunition,

1 provided, however, that such parent or legal guardian
2 is not an individual prohibited from having a Firearm
3 Owner's Identification Card and files an affidavit
4 with the Department as prescribed by the Department
5 stating that he or she is not an individual prohibited
6 from having a Card or the active duty member of the
7 United States Armed Forces under 21 years of age
8 annually submits proof to the Department of State
9 Police, in a manner prescribed by the Department;

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

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

13 (iv) He or she has not been a patient in a mental
14 health facility within the past 5 years or, if he or
15 she has been a patient in a mental health facility more
16 than 5 years ago submit the certification required
17 under subsection (u) of Section 8 of this Act;

18 (v) He or she is not a person with an intellectual
19 disability;

20 (vi) He or she is not an alien who is unlawfully
21 present in the United States under the laws of the
22 United States;

23 (vii) He or she is not subject to an existing order
24 of protection prohibiting him or her from possessing a
25 firearm;

26 (viii) He or she has not been convicted within the

1 past 5 years of battery, assault, aggravated assault,
2 violation of an order of protection, or a substantially
3 similar offense in another jurisdiction, in which a
4 firearm was used or possessed;

5 (ix) He or she has not been convicted of domestic
6 battery, aggravated domestic battery, or a
7 substantially similar offense in another jurisdiction
8 committed before, on or after January 1, 2012 (the
9 effective date of Public Act 97-158). If the applicant
10 knowingly and intelligently waives the right to have an
11 offense described in this clause (ix) tried by a jury,
12 and by guilty plea or otherwise, results in a
13 conviction for an offense in which a domestic
14 relationship is not a required element of the offense
15 but in which a determination of the applicability of 18
16 U.S.C. 922(g)(9) is made under Section 112A-11.1 of the
17 Code of Criminal Procedure of 1963, an entry by the
18 court of a judgment of conviction for that offense
19 shall be grounds for denying the issuance of a Firearm
20 Owner's Identification Card under this Section;

21 (x) (Blank);

22 (xi) He or she is not an alien who has been
23 admitted to the United States under a non-immigrant
24 visa (as that term is defined in Section 101(a)(26) of
25 the Immigration and Nationality Act (8 U.S.C.
26 1101(a)(26))), or that he or she is an alien who has

1 been lawfully admitted to the United States under a
2 non-immigrant visa if that alien is:

3 (1) admitted to the United States for lawful
4 hunting or sporting purposes;

5 (2) an official representative of a foreign
6 government who is:

7 (A) accredited to the United States
8 Government or the Government's mission to an
9 international organization having its
10 headquarters in the United States; or

11 (B) en route to or from another country to
12 which that alien is accredited;

13 (3) an official of a foreign government or
14 distinguished foreign visitor who has been so
15 designated by the Department of State;

16 (4) a foreign law enforcement officer of a
17 friendly foreign government entering the United
18 States on official business; or

19 (5) one who has received a waiver from the
20 Attorney General of the United States pursuant to
21 18 U.S.C. 922 (y) (3);

22 (xii) He or she is not a minor subject to a
23 petition filed under Section 5-520 of the Juvenile
24 Court Act of 1987 alleging that the minor is a
25 delinquent minor for the commission of an offense that
26 if committed by an adult would be a felony;

1 (xiii) He or she is not an adult who had been
2 adjudicated a delinquent minor under the Juvenile
3 Court Act of 1987 for the commission of an offense that
4 if committed by an adult would be a felony;

5 (xiv) He or she is a resident of the State of
6 Illinois;

7 (xv) He or she has not been adjudicated as a person
8 with a mental disability;

9 (xvi) He or she has not been involuntarily admitted
10 into a mental health facility; and

11 (xvii) He or she is not a person with a
12 developmental disability; and

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

1 (a-5) Each applicant for a Firearm Owner's Identification
2 Card who is over the age of 18 shall furnish to the Department
3 of State Police either his or her Illinois driver's license
4 number or Illinois Identification Card number, except as
5 provided in subsection (a-10).

6 (a-10) Each applicant for a Firearm Owner's Identification
7 Card, who is employed as a law enforcement officer, an armed
8 security officer in Illinois, or by the United States Military
9 permanently assigned in Illinois and who is not an Illinois
10 resident, shall furnish to the Department of State Police his
11 or her driver's license number or state identification card
12 number from his or her state of residence. The Department of
13 State Police may adopt rules to enforce the provisions of this
14 subsection (a-10).

15 (a-15) If an applicant applying for a Firearm Owner's
16 Identification Card moves from the residence address named in
17 the application, he or she shall immediately notify in a form
18 and manner prescribed by the Department of State Police of that
19 change of address.

20 (a-20) Each applicant for a Firearm Owner's Identification
21 Card shall furnish to the Department of State Police his or her
22 photograph. An applicant who is 21 years of age or older
23 seeking a religious exemption to the photograph requirement
24 must furnish with the application an approved copy of United
25 States Department of the Treasury Internal Revenue Service Form
26 4029. In lieu of a photograph, an applicant regardless of age

1 seeking a religious exemption to the photograph requirement
2 shall submit fingerprints on a form and manner prescribed by
3 the Department with his or her application.

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

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

14 (Source: P.A. 98-63, eff. 7-9-13; 99-143, eff. 7-27-15.)

15 (430 ILCS 65/8) (from Ch. 38, par. 83-8)

16 Sec. 8. Grounds for denial and revocation. The Department
17 of State Police has authority to deny an application for or to
18 revoke and seize a Firearm Owner's Identification Card
19 previously issued under this Act only if the Department finds
20 that the applicant or the person to whom such card was issued
21 is or was at the time of issuance:

22 (a) A person under 21 years of age who has been
23 convicted of a misdemeanor other than a traffic offense or
24 adjudged delinquent;

25 (b) This subsection (b) applies through the 180th day

1 following the effective date of this amendatory Act of the
2 101st General Assembly. A person under 21 years of age who
3 does not have the written consent of his parent or guardian
4 to acquire and possess firearms and firearm ammunition, or
5 whose parent or guardian has revoked such written consent,
6 or where such parent or guardian does not qualify to have a
7 Firearm Owner's Identification Card;

8 (b-5) This subsection (b-5) applies on and after the
9 181st day following the effective date of this amendatory
10 Act of the 101st General Assembly. A person under 21 years
11 of age who is not an active duty member of the United
12 States Armed Forces and does not have the written consent
13 of his or her parent or guardian to acquire and possess
14 firearms and firearm ammunition, or whose parent or
15 guardian has revoked such written consent, or where such
16 parent or guardian does not qualify to have a Firearm
17 Owner's Identification Card;

18 (c) A person convicted of a felony under the laws of
19 this or any other jurisdiction;

20 (d) A person addicted to narcotics;

21 (e) A person who has been a patient of a mental health
22 facility within the past 5 years or a person who has been a
23 patient in a mental health facility more than 5 years ago
24 who has not received the certification required under
25 subsection (u) of this Section. An active law enforcement
26 officer employed by a unit of government who is denied,

1 revoked, or has his or her Firearm Owner's Identification
2 Card seized under this subsection (e) may obtain relief as
3 described in subsection (c-5) of Section 10 of this Act if
4 the officer did not act in a manner threatening to the
5 officer, another person, or the public as determined by the
6 treating clinical psychologist or physician, and the
7 officer seeks mental health treatment;

8 (f) A person whose mental condition is of such a nature
9 that it poses a clear and present danger to the applicant,
10 any other person or persons or the community;

11 (g) A person who has an intellectual disability;

12 (h) A person who intentionally makes a false statement
13 in the Firearm Owner's Identification Card application;

14 (i) An alien who is unlawfully present in the United
15 States under the laws of the United States;

16 (i-5) An alien who has been admitted to the United
17 States under a non-immigrant visa (as that term is defined
18 in Section 101(a)(26) of the Immigration and Nationality
19 Act (8 U.S.C. 1101(a)(26))), except that this subsection
20 (i-5) does not apply to any alien who has been lawfully
21 admitted to the United States under a non-immigrant visa if
22 that alien is:

23 (1) admitted to the United States for lawful
24 hunting or sporting purposes;

25 (2) an official representative of a foreign
26 government who is:

1 (A) accredited to the United States Government
2 or the Government's mission to an international
3 organization having its headquarters in the United
4 States; or

5 (B) en route to or from another country to
6 which that alien is accredited;

7 (3) an official of a foreign government or
8 distinguished foreign visitor who has been so
9 designated by the Department of State;

10 (4) a foreign law enforcement officer of a friendly
11 foreign government entering the United States on
12 official business; or

13 (5) one who has received a waiver from the Attorney
14 General of the United States pursuant to 18 U.S.C.
15 922(y)(3);

16 (j) (Blank);

17 (k) A person who has been convicted within the past 5
18 years of battery, assault, aggravated assault, violation
19 of an order of protection, or a substantially similar
20 offense in another jurisdiction, in which a firearm was
21 used or possessed;

22 (l) A person who has been convicted of domestic
23 battery, aggravated domestic battery, or a substantially
24 similar offense in another jurisdiction committed before,
25 on or after January 1, 2012 (the effective date of Public
26 Act 97-158). If the applicant or person who has been

1 previously issued a Firearm Owner's Identification Card
2 under this Act knowingly and intelligently waives the right
3 to have an offense described in this paragraph (l) tried by
4 a jury, and by guilty plea or otherwise, results in a
5 conviction for an offense in which a domestic relationship
6 is not a required element of the offense but in which a
7 determination of the applicability of 18 U.S.C. 922(g)(9)
8 is made under Section 112A-11.1 of the Code of Criminal
9 Procedure of 1963, an entry by the court of a judgment of
10 conviction for that offense shall be grounds for denying an
11 application for and for revoking and seizing a Firearm
12 Owner's Identification Card previously issued to the
13 person under this Act;

14 (m) (Blank);

15 (n) A person who is prohibited from acquiring or
16 possessing firearms or firearm ammunition by any Illinois
17 State statute or by federal law;

18 (o) A minor subject to a petition filed under Section
19 5-520 of the Juvenile Court Act of 1987 alleging that the
20 minor is a delinquent minor for the commission of an
21 offense that if committed by an adult would be a felony;

22 (p) An adult who had been adjudicated a delinquent
23 minor under the Juvenile Court Act of 1987 for the
24 commission of an offense that if committed by an adult
25 would be a felony;

26 (q) A person who is not a resident of the State of

1 Illinois, except as provided in subsection (a-10) of
2 Section 4;

3 (r) A person who has been adjudicated as a person with
4 a mental disability;

5 (s) A person who has been found to have a developmental
6 disability;

7 (t) A person involuntarily admitted into a mental
8 health facility; or

9 (u) A person who has had his or her Firearm Owner's
10 Identification Card revoked or denied under subsection (e)
11 of this Section or item (iv) of paragraph (2) of subsection
12 (a) of Section 4 of this Act because he or she was a
13 patient in a mental health facility as provided in
14 subsection (e) of this Section, shall not be permitted to
15 obtain a Firearm Owner's Identification Card, after the
16 5-year period has lapsed, unless he or she has received a
17 mental health evaluation by a physician, clinical
18 psychologist, or qualified examiner as those terms are
19 defined in the Mental Health and Developmental
20 Disabilities Code, and has received a certification that he
21 or she is not a clear and present danger to himself,
22 herself, or others. The physician, clinical psychologist,
23 or qualified examiner making the certification and his or
24 her employer shall not be held criminally, civilly, or
25 professionally liable for making or not making the
26 certification required under this subsection, except for

1 willful or wanton misconduct. This subsection does not
2 apply to a person whose firearm possession rights have been
3 restored through administrative or judicial action under
4 Section 10 or 11 of this Act.

5 Upon revocation of a person's Firearm Owner's
6 Identification Card, the Department of State Police shall
7 provide notice to the person and the person shall comply with
8 Section 9.5 of this Act.

9 (Source: P.A. 98-63, eff. 7-9-13; 98-508, eff. 8-19-13; 98-756,
10 eff. 7-16-14; 99-143, eff. 7-27-15.)

11 Section 10. The Firearm Concealed Carry Act is amended by
12 changing Section 50 as follows:

13 (430 ILCS 66/50)

14 Sec. 50. License renewal.

15 (a) This subsection (a) applies through the 180th day
16 following the effective date of this amendatory Act of the
17 101st General Assembly. Applications for renewal of a license
18 shall be made to the Department. A license shall be renewed for
19 a period of 5 years upon receipt of a completed renewal
20 application, completion of 3 hours of training required under
21 Section 75 of this Act, payment of the applicable renewal fee,
22 and completion of an investigation under Section 35 of this
23 Act. The renewal application shall contain the information
24 required in Section 30 of this Act, except that the applicant

1 need not resubmit a full set of fingerprints.

2 (b) This subsection (b) applies on and after the 181st day
3 following the effective date of this amendatory Act of the
4 101st General Assembly. Applications for renewal of a license
5 shall be made to the Department. A license shall be renewed for
6 a period of 5 years from the date of expiration on the
7 applicant's current license upon the receipt of a completed
8 renewal application, completion of 3 hours of training required
9 under Section 75 of this Act, payment of the applicable renewal
10 fee, and completion of an investigation under Section 35 of
11 this Act. The renewal application shall contain the information
12 required in Section 30 of this Act, except that the applicant
13 need not resubmit a full set of fingerprints.

14 (Source: P.A. 98-63, eff. 7-9-13; 98-756, eff. 7-16-14.)

15 Section 15. The Firearm Dealer License Certification Act is
16 amended by changing Sections 5-5 and 5-25 as follows:

17 (430 ILCS 68/5-5)

18 Sec. 5-5. Definitions. In this Act:

19 "Certified licensee" means a licensee that has previously
20 certified its license with the Department under this Act.

21 "Department" means the Department of State Police.

22 "Director" means the Director of State Police.

23 "Entity" means any person, firm, corporation, group of
24 individuals, or other legal entity.

1 "Inventory" means firearms in the possession of an
2 individual or entity for the purpose of sale or transfer.

3 "License" means a Federal Firearms License authorizing a
4 person or entity to engage in the business of dealing firearms.

5 "Licensee" means a person, firm, corporation, or other
6 entity who has been given, and is currently in possession of, a
7 valid Federal Firearms License.

8 "Retail location" means a store open to the public from
9 which a certified licensee engages in the business of selling,
10 transferring, or facilitating a sale or transfer of a firearm.
11 For purposes of this Act, the World Shooting and Recreational
12 Complex, a gun show, or similar event at which a certified
13 licensee engages in business from time to time is not a retail
14 location.

15 (Source: P.A. 100-1178, eff. 1-18-19.)

16 (430 ILCS 68/5-25)

17 Sec. 5-25. Exemptions.

18 The provisions of this Act related to the certification of
19 a license do not apply to a person or entity that engages in
20 the following activities:

21 (1) temporary transfers of firearms solely for use at
22 the location or on the premises where the transfer takes
23 place, such as transfers at a shooting range for use at
24 that location;

25 (2) temporary transfers of firearms solely for use

1 while in the presence of the transferor or transfers for
2 the purposes of firearm safety training by a firearms
3 safety training instructor;

4 (3) transfers of firearms among immediate family or
5 household members, as "immediate family or household
6 member" is defined in Section 3-2.7-10 of the Unified Code
7 of Corrections, provided that both the transferor and
8 transferee have a currently valid Firearm Owner's
9 Identification Card; however, this paragraph (3) does not
10 limit the familial gift exemption under paragraph (2) of
11 subsection (a-15) of Section 3 of the Firearm Owners
12 Identification Card Act;

13 (4) transfers by persons or entities acting under
14 operation of law or a court order;

15 (5) transfers by persons or entities liquidating all or
16 part of a collection. For purposes of this paragraph (5),
17 "collection" means 2 or more firearms which are of special
18 interest to collectors by reason of some quality other than
19 is associated with firearms intended for sporting use or as
20 offensive or defensive weapons;

21 (6) transfers of firearms that have been rendered
22 permanently inoperable to a nonprofit historical society,
23 museum, or institutional collection;

24 (7) transfers by a law enforcement or corrections
25 agency or a law enforcement or corrections officer acting
26 within the course and scope of his or her official duties;

1 (8) transfers to a State or local law enforcement
2 agency by a person who has his or her Firearm Owner's
3 Identification Card revoked;

4 (9) transfers of curios and relics, as defined under
5 federal law, between collectors licensed under subsection
6 (b) of Section 923 of the federal Gun Control Act of 1968;

7 (10) transfers by a person or entity licensed as an
8 auctioneer under the Auction License Act; ~~or~~

9 (10.5) transfers of firearms to a resident registered
10 competitor or attendee or non-resident registered
11 competitor or attendee by a licensed federal firearms
12 dealer under Section 923 of the federal Gun Control Act of
13 1968 at a competitive shooting event held at the World
14 Shooting and Recreational Complex that is sanctioned by a
15 national governing body; or

16 (11) transfers between a pawnshop and a customer which
17 amount to a bailment. For purposes of this paragraph (11),
18 "bailment" means the act of placing property in the custody
19 and control of another, by agreement in which the holder is
20 responsible for the safekeeping and return of the property.

21 (Source: P.A. 100-1178, eff. 1-18-19.)

22 Section 20. The Wildlife Code is amended by adding Section
23 3.4b as follows:

24 (520 ILCS 5/3.4b new)

1 Sec. 3.4b. Concealed firearm exemption. A current or
2 retired law enforcement officer authorized by law to possess a
3 concealed firearm shall be exempt from the provisions of this
4 Code prohibiting possession of those firearms. However,
5 nothing in this Section authorizes the use of those firearms
6 except as authorized by law.

7 Section 25. The Criminal Code of 2012 is amended by
8 changing Sections 14-3 and 24-2 as follows:"; and

9 on page 18, by inserting immediately below line 3 the
10 following:

11 "(720 ILCS 5/24-2)

12 Sec. 24-2. Exemptions.

13 (a) Subsections 24-1(a)(3), 24-1(a)(4), 24-1(a)(10), and
14 24-1(a)(13) and Section 24-1.6 do not apply to or affect any of
15 the following:

16 (1) Peace officers, and any person summoned by a peace
17 officer to assist in making arrests or preserving the
18 peace, while actually engaged in assisting such officer.

19 (2) Wardens, superintendents and keepers of prisons,
20 penitentiaries, jails and other institutions for the
21 detention of persons accused or convicted of an offense,
22 while in the performance of their official duty, or while
23 commuting between their homes and places of employment.

1 (3) Members of the Armed Services or Reserve Forces of
2 the United States or the Illinois National Guard or the
3 Reserve Officers Training Corps, while in the performance
4 of their official duty.

5 (4) Special agents employed by a railroad or a public
6 utility to perform police functions, and guards of armored
7 car companies, while actually engaged in the performance of
8 the duties of their employment or commuting between their
9 homes and places of employment; and watchmen while actually
10 engaged in the performance of the duties of their
11 employment.

12 (5) Persons licensed as private security contractors,
13 private detectives, or private alarm contractors, or
14 employed by a private security contractor, private
15 detective, or private alarm contractor agency licensed by
16 the Department of Financial and Professional Regulation,
17 if their duties include the carrying of a weapon under the
18 provisions of the Private Detective, Private Alarm,
19 Private Security, Fingerprint Vendor, and Locksmith Act of
20 2004, while actually engaged in the performance of the
21 duties of their employment or commuting between their homes
22 and places of employment. A person shall be considered
23 eligible for this exemption if he or she has completed the
24 required 20 hours of training for a private security
25 contractor, private detective, or private alarm
26 contractor, or employee of a licensed private security

1 contractor, private detective, or private alarm contractor
2 agency and 20 hours of required firearm training, and has
3 been issued a firearm control card by the Department of
4 Financial and Professional Regulation. Conditions for the
5 renewal of firearm control cards issued under the
6 provisions of this Section shall be the same as for those
7 cards issued under the provisions of the Private Detective,
8 Private Alarm, Private Security, Fingerprint Vendor, and
9 Locksmith Act of 2004. The firearm control card shall be
10 carried by the private security contractor, private
11 detective, or private alarm contractor, or employee of the
12 licensed private security contractor, private detective,
13 or private alarm contractor agency at all times when he or
14 she is in possession of a concealable weapon permitted by
15 his or her firearm control card.

16 (6) Any person regularly employed in a commercial or
17 industrial operation as a security guard for the protection
18 of persons employed and private property related to such
19 commercial or industrial operation, while actually engaged
20 in the performance of his or her duty or traveling between
21 sites or properties belonging to the employer, and who, as
22 a security guard, is a member of a security force
23 registered with the Department of Financial and
24 Professional Regulation; provided that such security guard
25 has successfully completed a course of study, approved by
26 and supervised by the Department of Financial and

1 Professional Regulation, consisting of not less than 40
2 hours of training that includes the theory of law
3 enforcement, liability for acts, and the handling of
4 weapons. A person shall be considered eligible for this
5 exemption if he or she has completed the required 20 hours
6 of training for a security officer and 20 hours of required
7 firearm training, and has been issued a firearm control
8 card by the Department of Financial and Professional
9 Regulation. Conditions for the renewal of firearm control
10 cards issued under the provisions of this Section shall be
11 the same as for those cards issued under the provisions of
12 the Private Detective, Private Alarm, Private Security,
13 Fingerprint Vendor, and Locksmith Act of 2004. The firearm
14 control card shall be carried by the security guard at all
15 times when he or she is in possession of a concealable
16 weapon permitted by his or her firearm control card.

17 (7) Agents and investigators of the Illinois
18 Legislative Investigating Commission authorized by the
19 Commission to carry the weapons specified in subsections
20 24-1(a)(3) and 24-1(a)(4), while on duty in the course of
21 any investigation for the Commission.

22 (8) Persons employed by a financial institution as a
23 security guard for the protection of other employees and
24 property related to such financial institution, while
25 actually engaged in the performance of their duties,
26 commuting between their homes and places of employment, or

1 traveling between sites or properties owned or operated by
2 such financial institution, and who, as a security guard,
3 is a member of a security force registered with the
4 Department; provided that any person so employed has
5 successfully completed a course of study, approved by and
6 supervised by the Department of Financial and Professional
7 Regulation, consisting of not less than 40 hours of
8 training which includes theory of law enforcement,
9 liability for acts, and the handling of weapons. A person
10 shall be considered to be eligible for this exemption if he
11 or she has completed the required 20 hours of training for
12 a security officer and 20 hours of required firearm
13 training, and has been issued a firearm control card by the
14 Department of Financial and Professional Regulation.
15 Conditions for renewal of firearm control cards issued
16 under the provisions of this Section shall be the same as
17 for those issued under the provisions of the Private
18 Detective, Private Alarm, Private Security, Fingerprint
19 Vendor, and Locksmith Act of 2004. The firearm control card
20 shall be carried by the security guard at all times when he
21 or she is in possession of a concealable weapon permitted
22 by his or her firearm control card. For purposes of this
23 subsection, "financial institution" means a bank, savings
24 and loan association, credit union or company providing
25 armored car services.

26 (9) Any person employed by an armored car company to

1 drive an armored car, while actually engaged in the
2 performance of his duties.

3 (10) Persons who have been classified as peace officers
4 pursuant to the Peace Officer Fire Investigation Act.

5 (11) Investigators of the Office of the State's
6 Attorneys Appellate Prosecutor authorized by the board of
7 governors of the Office of the State's Attorneys Appellate
8 Prosecutor to carry weapons pursuant to Section 7.06 of the
9 State's Attorneys Appellate Prosecutor's Act.

10 (12) Special investigators appointed by a State's
11 Attorney under Section 3-9005 of the Counties Code.

12 (12.5) Probation officers while in the performance of
13 their duties, or while commuting between their homes,
14 places of employment or specific locations that are part of
15 their assigned duties, with the consent of the chief judge
16 of the circuit for which they are employed, if they have
17 received weapons training according to requirements of the
18 Peace Officer and Probation Officer Firearm Training Act.

19 (13) Court Security Officers while in the performance
20 of their official duties, or while commuting between their
21 homes and places of employment, with the consent of the
22 Sheriff.

23 (13.5) A person employed as an armed security guard at
24 a nuclear energy, storage, weapons or development site or
25 facility regulated by the Nuclear Regulatory Commission
26 who has completed the background screening and training

1 mandated by the rules and regulations of the Nuclear
2 Regulatory Commission.

3 (14) Manufacture, transportation, or sale of weapons
4 to persons authorized under subdivisions (1) through
5 (13.5) of this subsection to possess those weapons.

6 (a-5) Subsections 24-1(a)(4) and 24-1(a)(10) do not apply
7 to or affect any person carrying a concealed pistol, revolver,
8 or handgun and the person has been issued a currently valid
9 license under the Firearm Concealed Carry Act at the time of
10 the commission of the offense.

11 (a-6) Subsections 24-1(a)(4) and 24-1(a)(10) do not apply
12 to or affect a qualified current or retired law enforcement
13 officer qualified under the laws of this State or under the
14 federal Law Enforcement Officers Safety Act.

15 (b) Subsections 24-1(a)(4) and 24-1(a)(10) and Section
16 24-1.6 do not apply to or affect any of the following:

17 (1) Members of any club or organization organized for
18 the purpose of practicing shooting at targets upon
19 established target ranges, whether public or private, and
20 patrons of such ranges, while such members or patrons are
21 using their firearms on those target ranges.

22 (2) Duly authorized military or civil organizations
23 while parading, with the special permission of the
24 Governor.

25 (3) Hunters, trappers or fishermen with a license or
26 permit while engaged in hunting, trapping or fishing.

1 (4) Transportation of weapons that are broken down in a
2 non-functioning state or are not immediately accessible.

3 (5) Carrying or possessing any pistol, revolver, stun
4 gun or taser or other firearm on the land or in the legal
5 dwelling of another person as an invitee with that person's
6 permission.

7 (c) Subsection 24-1(a)(7) does not apply to or affect any
8 of the following:

9 (1) Peace officers while in performance of their
10 official duties.

11 (2) Wardens, superintendents and keepers of prisons,
12 penitentiaries, jails and other institutions for the
13 detention of persons accused or convicted of an offense.

14 (3) Members of the Armed Services or Reserve Forces of
15 the United States or the Illinois National Guard, while in
16 the performance of their official duty.

17 (4) Manufacture, transportation, or sale of machine
18 guns to persons authorized under subdivisions (1) through
19 (3) of this subsection to possess machine guns, if the
20 machine guns are broken down in a non-functioning state or
21 are not immediately accessible.

22 (5) Persons licensed under federal law to manufacture
23 any weapon from which 8 or more shots or bullets can be
24 discharged by a single function of the firing device, or
25 ammunition for such weapons, and actually engaged in the
26 business of manufacturing such weapons or ammunition, but

1 only with respect to activities which are within the lawful
2 scope of such business, such as the manufacture,
3 transportation, or testing of such weapons or ammunition.
4 This exemption does not authorize the general private
5 possession of any weapon from which 8 or more shots or
6 bullets can be discharged by a single function of the
7 firing device, but only such possession and activities as
8 are within the lawful scope of a licensed manufacturing
9 business described in this paragraph.

10 During transportation, such weapons shall be broken
11 down in a non-functioning state or not immediately
12 accessible.

13 (6) The manufacture, transport, testing, delivery,
14 transfer or sale, and all lawful commercial or experimental
15 activities necessary thereto, of rifles, shotguns, and
16 weapons made from rifles or shotguns, or ammunition for
17 such rifles, shotguns or weapons, where engaged in by a
18 person operating as a contractor or subcontractor pursuant
19 to a contract or subcontract for the development and supply
20 of such rifles, shotguns, weapons or ammunition to the
21 United States government or any branch of the Armed Forces
22 of the United States, when such activities are necessary
23 and incident to fulfilling the terms of such contract.

24 The exemption granted under this subdivision (c)(6)
25 shall also apply to any authorized agent of any such
26 contractor or subcontractor who is operating within the

1 scope of his employment, where such activities involving
2 such weapon, weapons or ammunition are necessary and
3 incident to fulfilling the terms of such contract.

4 (7) A person possessing a rifle with a barrel or
5 barrels less than 16 inches in length if: (A) the person
6 has been issued a Curios and Relics license from the U.S.
7 Bureau of Alcohol, Tobacco, Firearms and Explosives; or (B)
8 the person is an active member of a bona fide, nationally
9 recognized military re-enacting group and the modification
10 is required and necessary to accurately portray the weapon
11 for historical re-enactment purposes; the re-enactor is in
12 possession of a valid and current re-enacting group
13 membership credential; and the overall length of the weapon
14 as modified is not less than 26 inches.

15 (d) Subsection 24-1(a)(1) does not apply to the purchase,
16 possession or carrying of a black-jack or slung-shot by a peace
17 officer.

18 (e) Subsection 24-1(a)(8) does not apply to any owner,
19 manager or authorized employee of any place specified in that
20 subsection nor to any law enforcement officer.

21 (f) Subsection 24-1(a)(4) and subsection 24-1(a)(10) and
22 Section 24-1.6 do not apply to members of any club or
23 organization organized for the purpose of practicing shooting
24 at targets upon established target ranges, whether public or
25 private, while using their firearms on those target ranges.

26 (g) Subsections 24-1(a)(11) and 24-3.1(a)(6) do not apply

1 to:

2 (1) Members of the Armed Services or Reserve Forces of
3 the United States or the Illinois National Guard, while in
4 the performance of their official duty.

5 (2) Bonafide collectors of antique or surplus military
6 ordnance.

7 (3) Laboratories having a department of forensic
8 ballistics, or specializing in the development of
9 ammunition or explosive ordnance.

10 (4) Commerce, preparation, assembly or possession of
11 explosive bullets by manufacturers of ammunition licensed
12 by the federal government, in connection with the supply of
13 those organizations and persons exempted by subdivision
14 (g)(1) of this Section, or like organizations and persons
15 outside this State, or the transportation of explosive
16 bullets to any organization or person exempted in this
17 Section by a common carrier or by a vehicle owned or leased
18 by an exempted manufacturer.

19 (g-5) Subsection 24-1(a)(6) does not apply to or affect
20 persons licensed under federal law to manufacture any device or
21 attachment of any kind designed, used, or intended for use in
22 silencing the report of any firearm, firearms, or ammunition
23 for those firearms equipped with those devices, and actually
24 engaged in the business of manufacturing those devices,
25 firearms, or ammunition, but only with respect to activities
26 that are within the lawful scope of that business, such as the

1 manufacture, transportation, or testing of those devices,
2 firearms, or ammunition. This exemption does not authorize the
3 general private possession of any device or attachment of any
4 kind designed, used, or intended for use in silencing the
5 report of any firearm, but only such possession and activities
6 as are within the lawful scope of a licensed manufacturing
7 business described in this subsection (g-5). During
8 transportation, these devices shall be detached from any weapon
9 or not immediately accessible.

10 (g-6) Subsections 24-1(a)(4) and 24-1(a)(10) and Section
11 24-1.6 do not apply to or affect any parole agent or parole
12 supervisor who meets the qualifications and conditions
13 prescribed in Section 3-14-1.5 of the Unified Code of
14 Corrections.

15 (g-7) Subsection 24-1(a)(6) does not apply to a peace
16 officer while serving as a member of a tactical response team
17 or special operations team. A peace officer may not personally
18 own or apply for ownership of a device or attachment of any
19 kind designed, used, or intended for use in silencing the
20 report of any firearm. These devices shall be owned and
21 maintained by lawfully recognized units of government whose
22 duties include the investigation of criminal acts.

23 (g-10) Subsections 24-1(a)(4), 24-1(a)(8), and
24 24-1(a)(10), and Sections 24-1.6 and 24-3.1 do not apply to an
25 athlete's possession, transport on official Olympic and
26 Paralympic transit systems established for athletes, or use of

1 competition firearms sanctioned by the International Olympic
2 Committee, the International Paralympic Committee, the
3 International Shooting Sport Federation, or USA Shooting in
4 connection with such athlete's training for and participation
5 in shooting competitions at the 2016 Olympic and Paralympic
6 Games and sanctioned test events leading up to the 2016 Olympic
7 and Paralympic Games.

8 (h) An information or indictment based upon a violation of
9 any subsection of this Article need not negative any exemptions
10 contained in this Article. The defendant shall have the burden
11 of proving such an exemption.

12 (i) Nothing in this Article shall prohibit, apply to, or
13 affect the transportation, carrying, or possession, of any
14 pistol or revolver, stun gun, taser, or other firearm consigned
15 to a common carrier operating under license of the State of
16 Illinois or the federal government, where such transportation,
17 carrying, or possession is incident to the lawful
18 transportation in which such common carrier is engaged; and
19 nothing in this Article shall prohibit, apply to, or affect the
20 transportation, carrying, or possession of any pistol,
21 revolver, stun gun, taser, or other firearm, not the subject of
22 and regulated by subsection 24-1(a)(7) or subsection 24-2(c) of
23 this Article, which is unloaded and enclosed in a case, firearm
24 carrying box, shipping box, or other container, by the
25 possessor of a valid Firearm Owners Identification Card.

26 (Source: P.A. 99-174, eff. 7-29-15; 100-201, eff. 8-18-17.)".