



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 Concealed Carry Act is amended by
5 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) He or she is 21 years of age or over, or if he
3 or she is under 21 years of age that he or she has
4 never been convicted of a misdemeanor other than a
5 traffic offense or adjudged delinquent and is an active
6 duty member of the United States Armed Forces or has
7 the written consent of his or her parent or legal
8 guardian to possess and acquire firearms and firearm
9 ammunition ~~and that he or she has never been convicted~~
10 ~~of a misdemeanor other than a traffic offense or~~
11 ~~adjudged delinquent~~, provided, however, that such
12 parent or legal guardian is not an individual
13 prohibited from having a Firearm Owner's
14 Identification Card and files an affidavit with the
15 Department as prescribed by the Department stating
16 that he or she is not an individual prohibited from
17 having a Card or the active duty member of the United
18 States Armed Forces under 21 years of age annually
19 submits proof to the Department of State Police, in a
20 manner prescribed by the Department;

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

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

24 (iv) He or she has not been a patient in a mental
25 health facility within the past 5 years or, if he or
26 she has been a patient in a mental health facility more

1 than 5 years ago submit the certification required
2 under subsection (u) of Section 8 of this Act;

3 (v) He or she is not a person with an intellectual
4 disability;

5 (vi) He or she is not an alien who is unlawfully
6 present in the United States under the laws of the
7 United States;

8 (vii) He or she is not subject to an existing order
9 of protection prohibiting him or her from possessing a
10 firearm;

11 (viii) He or she has not been convicted within the
12 past 5 years of battery, assault, aggravated assault,
13 violation of an order of protection, or a substantially
14 similar offense in another jurisdiction, in which a
15 firearm was used or possessed;

16 (ix) He or she has not been convicted of domestic
17 battery, aggravated domestic battery, or a
18 substantially similar offense in another jurisdiction
19 committed before, on or after January 1, 2012 (the
20 effective date of Public Act 97-158). If the applicant
21 knowingly and intelligently waives the right to have an
22 offense described in this clause (ix) tried by a jury,
23 and by guilty plea or otherwise, results in a
24 conviction for an offense in which a domestic
25 relationship is not a required element of the offense
26 but in which a determination of the applicability of 18

1 U.S.C. 922(g) (9) is made under Section 112A-11.1 of the
2 Code of Criminal Procedure of 1963, an entry by the
3 court of a judgment of conviction for that offense
4 shall be grounds for denying the issuance of a Firearm
5 Owner's Identification Card under this Section;

6 (x) (Blank);

7 (xi) He or she is not an alien who has been
8 admitted to the United States under a non-immigrant
9 visa (as that term is defined in Section 101(a) (26) of
10 the Immigration and Nationality Act (8 U.S.C.
11 1101(a) (26))), or that he or she is an alien who has
12 been lawfully admitted to the United States under a
13 non-immigrant visa if that alien is:

14 (1) admitted to the United States for lawful
15 hunting or sporting purposes;

16 (2) an official representative of a foreign
17 government who is:

18 (A) accredited to the United States
19 Government or the Government's mission to an
20 international organization having its
21 headquarters in the United States; or

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

24 (3) an official of a foreign government or
25 distinguished foreign visitor who has been so
26 designated by the Department of State;

1 (4) a foreign law enforcement officer of a
2 friendly foreign government entering the United
3 States on official business; or

4 (5) one who has received a waiver from the
5 Attorney General of the United States pursuant to
6 18 U.S.C. 922 (y) (3);

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

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

16 (xiv) He or she is a resident of the State of
17 Illinois;

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

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

22 (xvii) He or she is not a person with a
23 developmental disability; and

24 (3) Upon request by the Department of State Police,
25 sign a release on a form prescribed by the Department of
26 State Police waiving any right to confidentiality and

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

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

17 (a-10) Each applicant for a Firearm Owner's Identification
18 Card, who is employed as a law enforcement officer, an armed
19 security officer in Illinois, or by the United States Military
20 permanently assigned in Illinois and who is not an Illinois
21 resident, shall furnish to the Department of State Police his
22 or her driver's license number or state identification card
23 number from his or her state of residence. The Department of
24 State Police may adopt rules to enforce the provisions of this
25 subsection (a-10).

26 (a-15) If an applicant applying for a Firearm Owner's

1 Identification Card moves from the residence address named in
2 the application, he or she shall immediately notify in a form
3 and manner prescribed by the Department of State Police of that
4 change of address.

5 (a-20) Each applicant for a Firearm Owner's Identification
6 Card shall furnish to the Department of State Police his or her
7 photograph. An applicant who is 21 years of age or older
8 seeking a religious exemption to the photograph requirement
9 must furnish with the application an approved copy of United
10 States Department of the Treasury Internal Revenue Service Form
11 4029. In lieu of a photograph, an applicant regardless of age
12 seeking a religious exemption to the photograph requirement
13 shall submit fingerprints on a form and manner prescribed by
14 the Department with his or her application.

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

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

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

1 (430 ILCS 65/8) (from Ch. 38, par. 83-8)

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

8 (a) A person under 21 years of age who has been
9 convicted of a misdemeanor other than a traffic offense or
10 adjudged delinquent;

11 (b) A person under 21 years of age who is not an active
12 duty member of the of the United States Armed Forces and
13 does not have the written consent of his parent or guardian
14 to acquire and possess firearms and firearm ammunition, or
15 whose parent or guardian has revoked such written consent,
16 or where such parent or guardian does not qualify to have a
17 Firearm 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 Sections 25 and 50 as follows:

13 (430 ILCS 66/25)

14 Sec. 25. Qualifications for a license.

15 The Department shall issue a license to an applicant
16 completing an application in accordance with Section 30 of this
17 Act if the person:

18 (1) is at least 21 years of age or is an active duty
19 member of the United States Armed Forces;

20 (2) has a currently valid Firearm Owner's
21 Identification Card and at the time of application meets
22 the requirements for the issuance of a Firearm Owner's
23 Identification Card and is not prohibited under the Firearm
24 Owners Identification Card Act or federal law from

1 possessing or receiving a firearm;

2 (3) has not been convicted or found guilty in this
3 State or in any other state of:

4 (A) a misdemeanor involving the use or threat of
5 physical force or violence to any person within the 5
6 years preceding the date of the license application; or

7 (B) 2 or more violations related to driving while
8 under the influence of alcohol, other drug or drugs,
9 intoxicating compound or compounds, or any combination
10 thereof, within the 5 years preceding the date of the
11 license application;

12 (4) is not the subject of a pending arrest warrant,
13 prosecution, or proceeding for an offense or action that
14 could lead to disqualification to own or possess a firearm;

15 (5) has not been in residential or court-ordered
16 treatment for alcoholism, alcohol detoxification, or drug
17 treatment within the 5 years immediately preceding the date
18 of the license application; and

19 (6) has completed firearms training and any education
20 component required under Section 75 of this Act.

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

22 (430 ILCS 66/50)

23 Sec. 50. License renewal.

24 (a) This subsection (a) applies to applications for renewal
25 of a license until the expiration of 180 days after the

1 effective date of this amendatory Act of the 101st General
2 Assembly. Applications for renewal of a license shall be made
3 to the Department. A license shall be renewed for a period of 5
4 years upon receipt of a completed renewal application,
5 completion of 3 hours of training required under Section 75 of
6 this Act, payment of the applicable renewal fee, and completion
7 of an investigation under Section 35 of this Act. The renewal
8 application shall contain the information required in Section
9 30 of this Act, except that the applicant need not resubmit a
10 full set of fingerprints.

11 (b) This subsection (b) applies to applications for renewal
12 of a license after 180 days after the effective date of this
13 amendatory Act of the 101st General Assembly. Applications for
14 renewal of a license shall be made to the Department. A license
15 shall be renewed for a period of 5 years from the date of
16 expiration on the applicant's current license upon the receipt
17 of a completed renewal application, completion of 3 hours of
18 training required under Section 75 of this Act, payment of the
19 applicable renewal fee, and completion of an investigation
20 under Section 35 of this Act. The renewal application shall
21 contain the information required in Section 30 of this Act,
22 except that the applicant need not resubmit a full set of
23 fingerprints.

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

25 Section 15. The Firearm Dealer License Certification Act is

1 amended by changing Sections 5-5 and 5-25 as follows:

2 (430 ILCS 68/5-5)

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

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

6 "Department" means the Department of State Police.

7 "Director" means the Director of State Police.

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

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

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

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

17 "Retail location" means a store open to the public from
18 which a certified licensee engages in the business of selling,
19 transferring, or facilitating a sale or transfer of a firearm.
20 For purposes of this Act, the World Shooting and Recreational
21 Complex, a gun show, or similar event at which a certified
22 licensee engages in business from time to time is not a retail
23 location.

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

1 (430 ILCS 68/5-25)

2 Sec. 5-25. Exemptions.

3 The provisions of this Act related to the certification of
4 a license do not apply to a person or entity that engages in
5 the following activities:

6 (1) temporary transfers of firearms solely for use at
7 the location or on the premises where the transfer takes
8 place, such as transfers at a shooting range for use at
9 that location;

10 (2) temporary transfers of firearms solely for use
11 while in the presence of the transferor or transfers for
12 the purposes of firearm safety training by a firearms
13 safety training instructor;

14 (3) transfers of firearms among immediate family or
15 household members, as "immediate family or household
16 member" is defined in Section 3-2.7-10 of the Unified Code
17 of Corrections, provided that both the transferor and
18 transferee have a currently valid Firearm Owner's
19 Identification Card; however, this paragraph (3) does not
20 limit the familial gift exemption under paragraph (2) of
21 subsection (a-15) of Section 3 of the Firearm Owners
22 Identification Card Act;

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

25 (5) transfers by persons or entities liquidating all or
26 part of a collection. For purposes of this paragraph (5),

1 "collection" means 2 or more firearms which are of special
2 interest to collectors by reason of some quality other than
3 is associated with firearms intended for sporting use or as
4 offensive or defensive weapons;

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

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

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

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

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

19 (10.5) transfers of firearms to a resident registered
20 competitor or attendee or non-resident registered
21 competitor or attendee by a licensed federal firearms
22 dealer under Section 923 of the federal Gun Control Act of
23 1968 at a competitive shooting event held at the World
24 Shooting and Recreational Complex that is sanctioned by a
25 national governing body; or

26 (11) transfers between a pawnshop and a customer which

1 amount to a bailment. For purposes of this paragraph (11),
2 "bailment" means the act of placing property in the custody
3 and control of another, by agreement in which the holder is
4 responsible for the safekeeping and return of the property.
5 (Source: P.A. 100-1178, eff. 1-18-19.)

6 Section 20. The Wildlife Code is amended by adding Section
7 3.4b as follows:

8 (520 ILCS 5/3.4b new)

9 Sec. 3.4b. Concealed firearm exemption. A current or
10 retired law enforcement officer authorized by law to possess a
11 concealed firearm shall be exempt from the provisions of this
12 Code prohibiting possession of those firearms. However,
13 nothing in this Section authorizes the use of those firearms
14 except as authorized by law.

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

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

19 "(720 ILCS 5/24-2)

20 Sec. 24-2. Exemptions.

21 (a) Subsections 24-1(a)(3), 24-1(a)(4), 24-1(a)(10), and

1 24-1(a)(13) and Section 24-1.6 do not apply to or affect any of
2 the following:

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

6 (2) Wardens, superintendents and keepers of prisons,
7 penitentiaries, jails and other institutions for the
8 detention of persons accused or convicted of an offense,
9 while in the performance of their official duty, or while
10 commuting between their homes and places of employment.

11 (3) Members of the Armed Services or Reserve Forces of
12 the United States or the Illinois National Guard or the
13 Reserve Officers Training Corps, while in the performance
14 of their official duty.

15 (4) Special agents employed by a railroad or a public
16 utility to perform police functions, and guards of armored
17 car companies, while actually engaged in the performance of
18 the duties of their employment or commuting between their
19 homes and places of employment; and watchmen while actually
20 engaged in the performance of the duties of their
21 employment.

22 (5) Persons licensed as private security contractors,
23 private detectives, or private alarm contractors, or
24 employed by a private security contractor, private
25 detective, or private alarm contractor agency licensed by
26 the Department of Financial and Professional Regulation,

1 if their duties include the carrying of a weapon under the
2 provisions of the Private Detective, Private Alarm,
3 Private Security, Fingerprint Vendor, and Locksmith Act of
4 2004, while actually engaged in the performance of the
5 duties of their employment or commuting between their homes
6 and places of employment. A person shall be considered
7 eligible for this exemption if he or she has completed the
8 required 20 hours of training for a private security
9 contractor, private detective, or private alarm
10 contractor, or employee of a licensed private security
11 contractor, private detective, or private alarm contractor
12 agency and 20 hours of required firearm training, and has
13 been issued a firearm control card by the Department of
14 Financial and Professional Regulation. Conditions for the
15 renewal of firearm control cards issued under the
16 provisions of this Section shall be the same as for those
17 cards issued under the provisions of the Private Detective,
18 Private Alarm, Private Security, Fingerprint Vendor, and
19 Locksmith Act of 2004. The firearm control card shall be
20 carried by the private security contractor, private
21 detective, or private alarm contractor, or employee of the
22 licensed private security contractor, private detective,
23 or private alarm contractor agency at all times when he or
24 she is in possession of a concealable weapon permitted by
25 his or her firearm control card.

26 (6) Any person regularly employed in a commercial or

1 industrial operation as a security guard for the protection
2 of persons employed and private property related to such
3 commercial or industrial operation, while actually engaged
4 in the performance of his or her duty or traveling between
5 sites or properties belonging to the employer, and who, as
6 a security guard, is a member of a security force
7 registered with the Department of Financial and
8 Professional Regulation; provided that such security guard
9 has successfully completed a course of study, approved by
10 and supervised by the Department of Financial and
11 Professional Regulation, consisting of not less than 40
12 hours of training that includes the theory of law
13 enforcement, liability for acts, and the handling of
14 weapons. A person shall be considered eligible for this
15 exemption if he or she has completed the required 20 hours
16 of training for a security officer and 20 hours of required
17 firearm training, and has been issued a firearm control
18 card by the Department of Financial and Professional
19 Regulation. Conditions for the renewal of firearm control
20 cards issued under the provisions of this Section shall be
21 the same as for those cards issued under the provisions of
22 the Private Detective, Private Alarm, Private Security,
23 Fingerprint Vendor, and Locksmith Act of 2004. The firearm
24 control card shall be carried by the security guard at all
25 times when he or she is in possession of a concealable
26 weapon permitted by his or her firearm control card.

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

6 (8) Persons employed by a financial institution as a
7 security guard for the protection of other employees and
8 property related to such financial institution, while
9 actually engaged in the performance of their duties,
10 commuting between their homes and places of employment, or
11 traveling between sites or properties owned or operated by
12 such financial institution, and who, as a security guard,
13 is a member of a security force registered with the
14 Department; provided that any person so employed has
15 successfully completed a course of study, approved by and
16 supervised by the Department of Financial and Professional
17 Regulation, consisting of not less than 40 hours of
18 training which includes theory of law enforcement,
19 liability for acts, and the handling of weapons. A person
20 shall be considered to be eligible for this exemption if he
21 or she has completed the required 20 hours of training for
22 a security officer and 20 hours of required firearm
23 training, and has been issued a firearm control card by the
24 Department of Financial and Professional Regulation.
25 Conditions for renewal of firearm control cards issued
26 under the provisions of this Section shall be the same as

1 for those issued under the provisions of the Private
2 Detective, Private Alarm, Private Security, Fingerprint
3 Vendor, and Locksmith Act of 2004. The firearm control card
4 shall be carried by the security guard at all times when he
5 or she is in possession of a concealable weapon permitted
6 by his or her firearm control card. For purposes of this
7 subsection, "financial institution" means a bank, savings
8 and loan association, credit union or company providing
9 armored car services.

10 (9) Any person employed by an armored car company to
11 drive an armored car, while actually engaged in the
12 performance of his duties.

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

15 (11) Investigators of the Office of the State's
16 Attorneys Appellate Prosecutor authorized by the board of
17 governors of the Office of the State's Attorneys Appellate
18 Prosecutor to carry weapons pursuant to Section 7.06 of the
19 State's Attorneys Appellate Prosecutor's Act.

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

22 (12.5) Probation officers while in the performance of
23 their duties, or while commuting between their homes,
24 places of employment or specific locations that are part of
25 their assigned duties, with the consent of the chief judge
26 of the circuit for which they are employed, if they have

1 received weapons training according to requirements of the
2 Peace Officer and Probation Officer Firearm Training Act.

3 (13) Court Security Officers while in the performance
4 of their official duties, or while commuting between their
5 homes and places of employment, with the consent of the
6 Sheriff.

7 (13.5) A person employed as an armed security guard at
8 a nuclear energy, storage, weapons or development site or
9 facility regulated by the Nuclear Regulatory Commission
10 who has completed the background screening and training
11 mandated by the rules and regulations of the Nuclear
12 Regulatory Commission.

13 (14) Manufacture, transportation, or sale of weapons
14 to persons authorized under subdivisions (1) through
15 (13.5) of this subsection to possess those weapons.

16 (a-5) Subsections 24-1(a)(4) and 24-1(a)(10) do not apply
17 to or affect any person carrying a concealed pistol, revolver,
18 or handgun and the person has been issued a currently valid
19 license under the Firearm Concealed Carry Act at the time of
20 the commission of the offense. A qualified current or retired
21 law enforcement officer qualified under the laws of this State
22 and under the federal Law Enforcement Officers Safety Act is
23 not subject to the Firearm Concealed Carry Act.

24 (b) Subsections 24-1(a)(4) and 24-1(a)(10) and Section
25 24-1.6 do not apply to or affect any of the following:

26 (1) Members of any club or organization organized for

1 the purpose of practicing shooting at targets upon
2 established target ranges, whether public or private, and
3 patrons of such ranges, while such members or patrons are
4 using their firearms on those target ranges.

5 (2) Duly authorized military or civil organizations
6 while parading, with the special permission of the
7 Governor.

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

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

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

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

18 (1) Peace officers while in performance of their
19 official duties.

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

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

26 (4) Manufacture, transportation, or sale of machine

1 guns to persons authorized under subdivisions (1) through
2 (3) of this subsection to possess machine guns, if the
3 machine guns are broken down in a non-functioning state or
4 are not immediately accessible.

5 (5) Persons licensed under federal law to manufacture
6 any weapon from which 8 or more shots or bullets can be
7 discharged by a single function of the firing device, or
8 ammunition for such weapons, and actually engaged in the
9 business of manufacturing such weapons or ammunition, but
10 only with respect to activities which are within the lawful
11 scope of such business, such as the manufacture,
12 transportation, or testing of such weapons or ammunition.
13 This exemption does not authorize the general private
14 possession of any weapon from which 8 or more shots or
15 bullets can be discharged by a single function of the
16 firing device, but only such possession and activities as
17 are within the lawful scope of a licensed manufacturing
18 business described in this paragraph.

19 During transportation, such weapons shall be broken
20 down in a non-functioning state or not immediately
21 accessible.

22 (6) The manufacture, transport, testing, delivery,
23 transfer or sale, and all lawful commercial or experimental
24 activities necessary thereto, of rifles, shotguns, and
25 weapons made from rifles or shotguns, or ammunition for
26 such rifles, shotguns or weapons, where engaged in by a

1 person operating as a contractor or subcontractor pursuant
2 to a contract or subcontract for the development and supply
3 of such rifles, shotguns, weapons or ammunition to the
4 United States government or any branch of the Armed Forces
5 of the United States, when such activities are necessary
6 and incident to fulfilling the terms of such contract.

7 The exemption granted under this subdivision (c)(6)
8 shall also apply to any authorized agent of any such
9 contractor or subcontractor who is operating within the
10 scope of his employment, where such activities involving
11 such weapon, weapons or ammunition are necessary and
12 incident to fulfilling the terms of such contract.

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

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

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

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

9 (g) Subsections 24-1(a)(11) and 24-3.1(a)(6) do not apply
10 to:

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

14 (2) Bonafide collectors of antique or surplus military
15 ordnance.

16 (3) Laboratories having a department of forensic
17 ballistics, or specializing in the development of
18 ammunition or explosive ordnance.

19 (4) Commerce, preparation, assembly or possession of
20 explosive bullets by manufacturers of ammunition licensed
21 by the federal government, in connection with the supply of
22 those organizations and persons exempted by subdivision
23 (g)(1) of this Section, or like organizations and persons
24 outside this State, or the transportation of explosive
25 bullets to any organization or person exempted in this
26 Section by a common carrier or by a vehicle owned or leased

1 by an exempted manufacturer.

2 (g-5) Subsection 24-1(a)(6) does not apply to or affect
3 persons licensed under federal law to manufacture any device or
4 attachment of any kind designed, used, or intended for use in
5 silencing the report of any firearm, firearms, or ammunition
6 for those firearms equipped with those devices, and actually
7 engaged in the business of manufacturing those devices,
8 firearms, or ammunition, but only with respect to activities
9 that are within the lawful scope of that business, such as the
10 manufacture, transportation, or testing of those devices,
11 firearms, or ammunition. This exemption does not authorize the
12 general private possession of any device or attachment of any
13 kind designed, used, or intended for use in silencing the
14 report of any firearm, but only such possession and activities
15 as are within the lawful scope of a licensed manufacturing
16 business described in this subsection (g-5). During
17 transportation, these devices shall be detached from any weapon
18 or not immediately accessible.

19 (g-6) Subsections 24-1(a)(4) and 24-1(a)(10) and Section
20 24-1.6 do not apply to or affect any parole agent or parole
21 supervisor who meets the qualifications and conditions
22 prescribed in Section 3-14-1.5 of the Unified Code of
23 Corrections.

24 (g-7) Subsection 24-1(a)(6) does not apply to a peace
25 officer while serving as a member of a tactical response team
26 or special operations team. A peace officer may not personally

1 own or apply for ownership of a device or attachment of any
2 kind designed, used, or intended for use in silencing the
3 report of any firearm. These devices shall be owned and
4 maintained by lawfully recognized units of government whose
5 duties include the investigation of criminal acts.

6 (g-10) Subsections 24-1(a)(4), 24-1(a)(8), and
7 24-1(a)(10), and Sections 24-1.6 and 24-3.1 do not apply to an
8 athlete's possession, transport on official Olympic and
9 Paralympic transit systems established for athletes, or use of
10 competition firearms sanctioned by the International Olympic
11 Committee, the International Paralympic Committee, the
12 International Shooting Sport Federation, or USA Shooting in
13 connection with such athlete's training for and participation
14 in shooting competitions at the 2016 Olympic and Paralympic
15 Games and sanctioned test events leading up to the 2016 Olympic
16 and Paralympic Games.

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

21 (i) Nothing in this Article shall prohibit, apply to, or
22 affect the transportation, carrying, or possession, of any
23 pistol or revolver, stun gun, taser, or other firearm consigned
24 to a common carrier operating under license of the State of
25 Illinois or the federal government, where such transportation,
26 carrying, or possession is incident to the lawful

1 transportation in which such common carrier is engaged; and
2 nothing in this Article shall prohibit, apply to, or affect the
3 transportation, carrying, or possession of any pistol,
4 revolver, stun gun, taser, or other firearm, not the subject of
5 and regulated by subsection 24-1(a)(7) or subsection 24-2(c) of
6 this Article, which is unloaded and enclosed in a case, firearm
7 carrying box, shipping box, or other container, by the
8 possessor of a valid Firearm Owners Identification Card.

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