

HB0809



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB0809

Introduced 1/25/2013, by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

720 ILCS 5/24-9

Amends the Criminal Code of 2012. Makes a technical change in a Section concerning firearms.

LRB098 03635 RLC 33651 b

A BILL FOR

1 AN ACT concerning criminal law.

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

4 Section 5. The Criminal Code of 2012 is amended by changing
5 Section 24-9 as follows:

6 (720 ILCS 5/24-9)

7 Sec. 24-9. Firearms; Child Protection.

8 (a) Except as provided in subsection (c), it is unlawful
9 for any person to store or leave, within premises under his or
10 her control, a firearm if the ~~the~~ person knows or has reason to
11 believe that a minor under the age of 14 years who does not
12 have a Firearm Owners Identification Card is likely to gain
13 access to the firearm without the lawful permission of the
14 minor's parent, guardian, or person having charge of the minor,
15 and the minor causes death or great bodily harm with the
16 firearm, unless the firearm is:

17 (1) secured by a device or mechanism, other than the
18 firearm safety, designed to render a firearm temporarily
19 inoperable; or

20 (2) placed in a securely locked box or container; or

21 (3) placed in some other location that a reasonable
22 person would believe to be secure from a minor under the
23 age of 14 years.

1 (b) Sentence. A person who violates this Section is guilty
2 of a Class C misdemeanor and shall be fined not less than
3 \$1,000. A second or subsequent violation of this Section is a
4 Class A misdemeanor.

5 (c) Subsection (a) does not apply:

6 (1) if the minor under 14 years of age gains access to
7 a firearm and uses it in a lawful act of self-defense or
8 defense of another; or

9 (2) to any firearm obtained by a minor under the age of
10 14 because of an unlawful entry of the premises by the
11 minor or another person.

12 (d) For the purposes of this Section, "firearm" has the
13 meaning ascribed to it in Section 1.1 of the Firearm Owners
14 Identification Card Act.

15 (Source: P.A. 91-18, eff. 1-1-00.)