

SB3909



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB3909

Introduced 2/6/2026, by Sen. Cristina Castro

SYNOPSIS AS INTRODUCED:

30 ILCS 500/Art. 43 heading new
30 ILCS 500/43-5 new
30 ILCS 500/43-10 new

Amends the Illinois Procurement Code. Creates requirements for bidders or offerors seeking the award of a contract with a State agency for the procurement of firearms, firearm ammunition, or firearm accessories and contractors who are awarded those contracts. Effective immediately.

LRB104 17227 HLH 30648 b

A BILL FOR

1 AN ACT concerning finance.

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

4 Section 5. The Illinois Procurement Code is amended by
5 adding Article 43 as follows:

6 (30 ILCS 500/Art. 43 heading new)

7 ARTICLE 43. FIREARMS AND AMMUNITION

8 (30 ILCS 500/43-5 new)

9 Sec. 43-5. Definition. As used in this Article:

10 "Firearm" has the same meaning as defined in Section 1.1
11 of the Firearm Owners Identification Card Act.

12 "Firearm accessory" means a supplementary item designed to
13 enhance a firearm's functionality, performance, or user
14 experience or to modify a firearm or external gear used in
15 conjunction with a firearm, including, but not limited to, the
16 following: sights and optics; holsters; magazines; grips;
17 slings; muzzle devices; suppressors; compensators; flash
18 hidiers; bipods; trigger upgrades and conversion devices;
19 cleaning kits; and ammunition carriers.

20 "Firearm ammunition" has the same meaning as defined in
21 Section 1.1 of the Firearm Owners Identification Card Act.

22 "Firearm precursor part" means any forging, casting,

1 printing, extrusion, machined body, or similar object that has
2 reached a stage in manufacture where it may readily be
3 completed, assembled, or converted to be used as a firearm
4 frame or receiver or that is marketed or sold to the public to
5 become or be used as a firearm frame or receiver once
6 completed, assembled, or converted.

7 (30 ILCS 500/43-10 new)

8 Sec. 43-10. Bidder, offeror, and contractor requirements;
9 firearms.

10 (a) In the case of a contract to supply a State agency with
11 firearms, firearm ammunition, or firearm accessories, the
12 bidder or offeror shall certify, before the contract is
13 awarded, renewed, amended, or extended, that the bidder or
14 offeror does not sell unserialized gun build kits or firearm
15 precursor parts, including, but not limited to, unserialized
16 firearms, unserialized unfinished frames, and unserialized
17 unfinished receivers.

18 (b) A bidder or offeror seeking the award of a contract
19 with a State agency for the procurement of firearms, firearm
20 ammunition, or firearm accessories and a contractor who is
21 awarded such a contract shall, during the public procurement
22 process, on an annual basis, and upon request of the State
23 agency, provide to the State agency:

24 (1) a copy of all required valid licenses, permits, or
25 certificates;

1 (2) materials documenting the number of trace requests
2 the bidder, offeror, or contractor received from the
3 federal Bureau of Alcohol, Tobacco, Firearms, and
4 Explosives during the previous 5 calendar years and the
5 time between the sale of a firearm subject to a trace
6 request and the receipt of the request; if a bidder or
7 offeror for a contract with a State agency for the
8 procurement of firearms, firearm ammunition, or firearm
9 accessories or a party to such a contract is unable to
10 provide sufficient materials under this item (2), the
11 bidder, offeror, or contractor must provide to the State
12 agency a declaration explaining why it is unable to do so
13 and the steps it is taking to be able to do so within a
14 year;

15 (3) materials documenting any thefts or losses of
16 firearms, firearm ammunition, or firearm accessories from
17 the bidder's, offeror's, or contractor's premises for the
18 past 5 calendar years; if a bidder, offeror, or contractor
19 is unable to provide sufficient materials under this item
20 (3), then the bidder, offeror, or contractor must provide
21 to the State agency a declaration explaining why it is
22 unable to do so;

23 (4) copies of the 2 most recent inspection reports of
24 any inspection conducted by a federal, State, or local
25 agency focused on compliance with firearm or firearm
26 ammunition laws, including, but not limited to, any

1 follow-up materials documenting administrative actions
2 taken by that agency;

3 (5) materials documenting any corrective actions taken
4 by the bidder, offeror, or contractor in response to a
5 finding of noncompliance or a violation of any federal,
6 State, or local firearm, firearm ammunition, or firearm
7 accessory law, rule, or other requirement, if applicable;
8 and

9 (6) an affirmation of compliance with all applicable
10 local, State, and federal laws related to the sale or
11 transfer of firearms, firearm ammunition, and firearms
12 accessories.

13 (c) A bidder or offeror seeking the award of a contract
14 with a State agency for the procurement of firearms, firearm
15 ammunition, or firearm accessories and a contractor who is
16 awarded such a contract shall also, during the public
17 procurement process, on an annual basis, and upon request of
18 the State agency, provide to the State agency, in writing, any
19 practices or policies, including, but not limited to, any
20 amendments to those practices or policies made during the
21 public procurement process, that are in effect or adopted by
22 the bidder, offeror, or contractor, or required by any
23 contract term that:

24 (1) prevent, detect, and screen for the transfer of
25 firearms, firearm ammunition, or firearm accessories to
26 straw purchasers or to firearm traffickers;

1 (2) prevent, detect, and screen against the sale of
2 firearms, firearm ammunition, or firearm accessories to an
3 individual prohibited from possessing a firearm by
4 federal, State, or local law, or court order;

5 (3) prevent, detect, and document the theft or loss of
6 firearms, firearm ammunition, or firearm accessories;

7 (4) train employees to ensure compliance with all
8 applicable federal, State, and local firearms, firearm
9 ammunition, and firearm accessories laws and rules;

10 (5) assist law enforcement agencies in the
11 investigation and prevention of criminal access to
12 firearms, firearm ammunition, or firearm accessories; and

13 (6) operate a digital video surveillance system, as
14 described in the Firearm Dealer License Certification Act.

15 (d) Each State agency shall fully review, consider, and
16 score all information and documentation supplied by bidders,
17 offerors, and contractors under this Section as one factor in
18 the bidding and award process.

19 (e) A State agency shall reject a bid from a bidder or
20 offeror if the bidder or offeror has not complied with the
21 provisions of this Section.

22 (f) A State agency shall not waive any of the requirements
23 of this Section or make exigent or emergency purchases of
24 firearms, firearm ammunition, or firearm accessories.

25 (g) The Office of the Attorney General shall develop
26 processes and procedures to implement this Section, which

1 shall include, but may not be limited to, a process to
2 administer and assess a bidder's, offeror's, or contractor's
3 compliance with the requirements of this Section as part of
4 contract awards and renewals.

5 (h) The processes and procedures developed pursuant to
6 this Section may include:

7 (1) a prequalification process to preapprove potential
8 bidder or offerors; and

9 (2) a scoring system to be used in contracting or
10 purchasing that evaluates a bidder's, offeror's, or
11 contractor's public safety values relating to firearms,
12 firearm ammunition, and firearm accessories.

13 (i) This Section applies to any contract for the
14 procurement of firearms, firearm ammunition, or firearm
15 accessories that a State agency solicits, enters into, awards,
16 amends, renews, or extends on or after the effective date of
17 this amendatory Act of the 104th General Assembly.

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.