

1 AN ACT concerning firearms.

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

4 Section 1. Short title. This Act may be cited as the  
5 Illinois Concealed Carry Act.

6 Section 10. Definitions. As used in this Act:

7 "Concealed firearm" means a loaded or unloaded handgun  
8 carried on or about a person completely or mostly concealed  
9 from view of the public, or carried in a vehicle in such a way  
10 as it is concealed from view of the public.

11 "Department" means the Department of State Police.

12 "Director" means the Director of State Police.

13 "Fund" means the Citizen Safety and Self-Defense Trust  
14 Fund.

15 "Handgun" means any device which is designed to expel a  
16 projectile or projectiles by the action of an explosion,  
17 expansion of gas, or escape of gas that is designed to be held  
18 and fired by the use of a single hand, and includes a  
19 combination of parts from which that firearm can be assembled.

20 "Handgun" includes, but is not limited to, magazines,  
21 ammunition, laser sighting devices and other accessories  
22 intrinsic to a handgun carried for defensive purposes.

23 "Handgun" does not include a stun gun or taser.

1 "License" means a license issued by the Department of State  
2 Police to carry a loaded or unloaded handgun.

3 "Licensee" means a person issued a license to carry a  
4 concealed firearm.

5 "Peace officer" means (i) any person who by virtue of his  
6 or her office or public employment is vested by law with a duty  
7 to maintain public order and to make arrests for offenses,  
8 whether that duty extends to all offenses or is limited to  
9 specific offenses, or (ii) any person who, by statute, is  
10 granted and authorized to exercise powers similar to those  
11 conferred upon any peace officer employed by a law enforcement  
12 agency of this State. The term "peace officer" does not apply  
13 to an alderman acting as a conservator of the peace under  
14 Section 3.1-15-25 of the Illinois Municipal Code.

15 Section 15. State Police Firearm Services Fund and Mental  
16 Health Reporting Fund.

17 (a) All application fees shall be deposited into the State  
18 Police Firearm Services Fund and the Mental Health Reporting  
19 Fund. For each new license or nonresident license, \$70 shall be  
20 apportioned to the State Police Firearm Services Fund and \$30  
21 shall be apportioned to the Mental Health Reporting Fund. For  
22 each renewal, duplicate, corrected or late renewal fee, \$20  
23 shall be apportioned to the State Police Firearm Services Fund  
24 and \$15 shall be apportioned to the Mental Health Reporting  
25 Fund.

1 (b) State Police Firearm Services Fund. There is created in  
2 the State treasury a special fund known as the State Police  
3 Firearm Services Fund. The Fund shall receive revenue under  
4 Section 5 of the Firearm Owners Identification Card Act, this  
5 Act, and Section 24-1.9 of the Criminal Code of 2012. The Fund  
6 may also receive revenue from grants, pass-through grants,  
7 donations, appropriations and any other lawful source.

8 (1) The Department of State Police may use monies in  
9 the Fund to finance any of its lawful purposes, mandates,  
10 functions, and duties under the Firearm Owners  
11 Identification Card Act, this Act, and Section 24-1.9 of  
12 the Criminal Code of 2012, including the cost of sending  
13 notices of expiration and Firearm Owner's Identification  
14 Cards, concealed carry licenses, the prompt and efficient  
15 processing of applications under the Firearm Owners  
16 Identification Card Act, and this Act, the improved  
17 efficiency and reporting of the LEADS and federal NICS law  
18 enforcement data systems, and support for investigations  
19 required under these Acts and laws. Any surplus funds  
20 beyond what is needed to comply with the aforementioned  
21 purposes shall be used by the Department to improve LEADS  
22 and the criminal history background check system.

23 (2) Investment income that is attributable to the  
24 investment of moneys in the Fund shall be retained in the  
25 Fund for the uses specified in paragraph (1) of this  
26 subsection.

1           (3) The State Police Firearm Services Fund shall not be  
2           subject to administrative chargebacks.

3           (c) Mental Health Reporting Fund. There is created in the  
4           State treasury a special fund known as the Mental Health  
5           Reporting Fund. The Fund shall receive revenue under this Act.  
6           The Fund may also receive revenue from grants, pass-through  
7           grants, donations, appropriations, and any other lawful  
8           source.

9           (1) Acting in coordination, the Department of State  
10          Police and the Department of Human Services may use monies  
11          in the Fund to finance any of the duties related to  
12          collecting mental health records and ensuring that mental  
13          health firearm prohibitions are enforced as set forth under  
14          the Firearm Owners Identification Card Act and this Act.  
15          Any surplus funds beyond what is needed to ensure  
16          compliance with mental health reporting shall be used by  
17          the Department of Human Services for mental health  
18          treatment programs.

19          (2) Investment income that is attributable to the  
20          investment of moneys in the Fund shall be retained in the  
21          Fund for the uses specified in paragraph (1) of this  
22          subsection.

23          (3) The Mental Health Reporting Fund shall not be  
24          subject to administrative chargebacks.

25          Section 20. Issuance of licenses to carry a concealed

1 firearm.

2 (a) The Department shall issue a license to an applicant  
3 who: (i) meets the qualifications of Section 25 or Section 65;  
4 (ii) has provided the application and documentation required in  
5 Section 30; and (iii) has submitted the requisite fees. The  
6 Department shall issue a renewal, corrected, or duplicate  
7 license in accordance with this Act.

8 (a-5) The Department is authorized to issue licenses to  
9 carry a handgun under this Act. A license shall permit the  
10 licensee to:

11 (1) carry a loaded or unloaded handgun on or about his  
12 or her person, concealed or otherwise;

13 (2) keep or carry a loaded or unloaded handgun on or  
14 about his or her person when in a vehicle; and

15 (3) keep a loaded or unloaded handgun openly or  
16 concealed in a vehicle.

17 (a-10) A licensee shall possess a license at all times the  
18 licensee carries a concealed firearm except (i) if the person  
19 is carrying or possessing a concealed firearm and the person is  
20 on his or her land, or in his or her abode or legal dwelling, or  
21 in the abode or legal dwelling of another person as an invitee  
22 with that person's permission; (ii) if the person is authorized  
23 to carry a firearm under Section 24-2 of the Criminal Code of  
24 2012; or (iii) the handgun is broken down in a non-functioning  
25 state, or is not immediately accessible, or is enclosed in a  
26 case, firearm carrying box, shipping box or any other

1 container.

2 (a-15) A licensee shall display the license upon the  
3 request of a peace officer or person designated to enforce the  
4 provisions of Section 70 when carrying a handgun under the  
5 provisions of this Act.

6 (b) Not more than 60 days after the effective date of this  
7 Act, the Department shall make applications for a license  
8 available upon the effective date of this Act. Applications  
9 shall be available at Department locations, on the Department's  
10 official website, and any other location designated by the  
11 Department.

12 (c) A completed application for a license shall be  
13 submitted to the Department with all accompanying materials and  
14 fees. The Department shall promptly return an incomplete  
15 application to the applicant. Each applicant for a license  
16 shall submit an \$100 application fee to the Department, \$70 of  
17 which shall be deposited into the State Police Firearm Services  
18 Fund for use in administering the Firearm Owners Identification  
19 Act and this Act, and \$30 of which shall be deposited into the  
20 Mental Health Reporting Fund.

21 (d) The Department may consider an objection to an  
22 application, provided the objection is in writing, includes  
23 specific reasons for the objection, and is submitted with the  
24 application by a municipal law enforcement agency or sheriff.  
25 Any objection submitted by a sheriff or a municipal law  
26 enforcement agency including reports submitted to the

1 Department must be disclosed to the applicant unless disclosure  
2 would interfere with a criminal investigation. The Department  
3 shall maintain a database of applicants searchable by county  
4 that may be accessible by sheriffs for use in filing an  
5 objection under this subsection.

6 (e) Notwithstanding subsection (a), the Department may  
7 consider any objection or recommendation made by the sheriff or  
8 a municipal law enforcement agency that demonstrates the  
9 applicant is a danger to himself or herself or others. Based  
10 upon those objections, if the applicant is found by the  
11 Department to be a danger to himself or herself or others, the  
12 Department may deny the application and notify the applicant  
13 and the sheriff or the municipal law enforcement agency in  
14 writing, stating the grounds for denial. The notice of denial  
15 must inform the applicant that he or she may, within 90 days  
16 for the first year after this Act takes effect and within 45  
17 days thereafter, appeal the denial and submit additional  
18 materials relevant to the grounds for denial. Upon receiving  
19 the additional documentation, the Department shall reconsider  
20 its decision and inform the applicant within 30 days of the  
21 result of the reconsideration. If upon reconsideration the  
22 Department denies the application, the applicant must be  
23 informed of the right to administrative review.

24 (f) During an administrative or judicial review of a denial  
25 based on subsection (d) or (e) of this Section, the Department  
26 shall have the burden of proving by clear and convincing

1 evidence that the applicant would pose a danger to the  
2 applicant's self, another, or public safety, or would use a  
3 firearm unlawfully, if granted a license to carry a concealed  
4 firearm under this Act.

5 (g) The license shall be issued by the Department within 90  
6 days of receipt of a completed application for the first year  
7 after the effective date of this Act, and within 45 days of  
8 receipt thereafter. A license shall be valid throughout the  
9 State for a period of 5 years. If the Department does not act  
10 on the application within the time period provided in  
11 subsection (e), the applicant may file, in the circuit court of  
12 the judicial circuit in which the applicant resides, a  
13 complaint for mandamus to compel a decision on the application.  
14 If the applicant prevails, he or she shall be entitled to all  
15 costs, fees, and damages. If the court decides that the reason  
16 for the denial was arbitrary, capricious, malicious, or without  
17 merit, the court shall award punitive damages.

18 (h) Any Illinois resident who has a license or permit to  
19 carry a handgun issued by another state, as set forth in  
20 paragraph (1) of subsection (b) of Section 65, shall be able to  
21 carry a handgun in accordance with this Act using that license  
22 for 365 days following the effective date of this Act. Those  
23 states include, but are not limited to: Arizona, California,  
24 Florida, Iowa, Kentucky, Michigan, Minnesota, Missouri, New  
25 Mexico, Ohio, Tennessee, Texas, and Wisconsin.

26 (i) The Department shall adopt rules to implement the



1 provisions of this Section.

2 Section 25. Qualifications of an applicant for a license.  
3 The Department shall issue a license to an applicant completing  
4 an application in accordance with Section 30 of this Act if the  
5 person:

6 (a) is at least 21 years of age;

7 (b) has a valid Firearm Owner's Identification Card or,  
8 if applying for a nonresident license, has a notarized  
9 document stating that the applicant is eligible under  
10 federal law and the laws of his or her home state to  
11 possess a firearm;

12 (c) is not prohibited under the Firearm Owners  
13 Identification Card Act or federal law from possessing or  
14 receiving a firearm;

15 (d) is not the subject of a pending arrest warrant,  
16 prosecution, or proceeding for an offense or action that  
17 could lead to disqualification under subsection (c);

18 (e) does not chronically or habitually abuse alcoholic  
19 beverages, as evidenced by either of the following within  
20 the 5 years immediately preceding the application:

21 (1) residential or court-ordered treatment for  
22 alcoholism or alcohol detoxification; or

23 (2) 2 or more convictions for driving while under  
24 the influence or driving while intoxicated; and

25 (f) has completed firearms training and any

1 educational component required in Section 85 of this Act.

2 Section 30. Contents of application.

3 (a) The application shall be in writing, under oath and  
4 penalty of perjury, on a standard form adopted by the  
5 Department and shall be accompanied by the documentation  
6 required in this Section and all applicable fees.

7 (b) The application shall contain the following  
8 information:

9 (1) the applicant's name, current address, gender,  
10 date and year of birth, place of birth, height, weight,  
11 hair color, eye color, maiden name or any other name the  
12 applicant has used or identified with, and any address at  
13 which the applicant resided for more than 30 days within  
14 the 5 years preceding the date of the application;

15 (2) the applicant's driver's license or state  
16 identification card number and the last 4 digits of the  
17 applicant's social security number;

18 (3) questions to certify or demonstrate the applicant  
19 has completed firearms training and any educational  
20 component required in Section 85 of this Act;

21 (4) a statement that the applicant is a resident of the  
22 State of Illinois, except persons applying under Section 65  
23 shall be instructed to submit the information required in  
24 that Section;

25 (5) a waiver of privacy and confidentiality rights and

1 privileges enjoyed by the applicant under State and federal  
2 law sufficient to obtain access to juvenile court, criminal  
3 justice, psychological, or psychiatric records, or records  
4 relating to the applicant's history, if any, of  
5 institutionalization or inpatient treatment for alcoholism  
6 or alcohol detoxification, as well as an affirmative  
7 request that any person having custody of those records  
8 provide copies of them or information concerning them to  
9 the Department for the sole purpose of making a  
10 determination of an applicant's eligibility under Section  
11 25;

12 (6) a conspicuous warning that false statements made by  
13 the applicant will result in prosecution for perjury in  
14 accordance with Section 32-2 of the Criminal Code of 2012;

15 (7) an affirmation that the applicant either possesses  
16 a currently valid Illinois Firearm Owner's Identification  
17 Card, in which case the application shall include the card  
18 number, or is applying for the card in conjunction with the  
19 application for a license, except persons applying under  
20 Section 65 shall be instructed to submit a copy of a valid  
21 license to carry a handgun issued by their home state, if  
22 applicable, or submit a notarized document stating the  
23 applicant is eligible under the laws of his or her home  
24 state to possess a handgun;

25 (8) an affirmation that the applicant meets the  
26 requirements of Section 25 and is not prohibited under the

1 Firearm Owners Identification Card Act or federal law from  
2 possessing a firearm; and

3 (9) an affirmation that the applicant has read and  
4 understands Article 7 of the Criminal Code of 2012  
5 (Justifiable Use of Force; Exoneration).

6 (c) A person applying for a license shall provide a head  
7 and shoulder color photograph in a size specified by the  
8 Department that was taken within the 30 days preceding the date  
9 of the application. The applicant shall consent to the  
10 Department reviewing and using the applicant's digital  
11 driver's license or Illinois Identification Card photograph  
12 and signature, if available. The Secretary of State shall allow  
13 the Department access to the photograph and signature for the  
14 purpose of identifying the applicant and issuing the applicant  
15 a license.

16 (d) The Department may request a person applying for a  
17 license to submit a full set of legible fingerprints if  
18 necessary to determine the person's identity. Fingerprinting  
19 may be administered by the Department or any other federal,  
20 State, county, or municipal law enforcement agency or private  
21 vendor or company. The cost of fingerprinting shall be paid by  
22 the applicant, provided that the Department or law enforcement  
23 agency may charge no more than \$15 for a single set of  
24 fingerprints. Each applicant for a license that the Department  
25 requests to have his or her fingerprints submitted to the  
26 Department shall submit them in an electronic format that

1 complies with the form and manner for requesting and furnishing  
2 criminal history record information as prescribed by the  
3 Department. These fingerprints shall be checked against the  
4 Department and the Federal Bureau of Investigation criminal  
5 history record databases. The Department shall charge  
6 applicants a fee for conducting the criminal history records  
7 check, which shall be deposited into the State Police Firearm  
8 Services Fund and shall not exceed the actual cost of the  
9 criminal history records check.

10 (e) A person applying for a license shall submit a  
11 photocopy of a certificate or other evidence of completion of a  
12 course to show compliance with Section 85 of this Act.

13 (f) The Department is authorized to establish a system for  
14 electronically submitting applications, including applications  
15 for renewal or a replacement license.

16 Section 35. Database of applicants and licensees. Not more  
17 than one year after the effective date of this Act:

18 (a) The Department shall maintain a database of applicants  
19 for a license and licenses. The database shall be available to  
20 all Illinois law enforcement agencies, State's Attorneys, and  
21 the Attorney General. Members and staff of the judiciary may  
22 access the database for the purpose of determining whether to  
23 confiscate a license or to ensure compliance with this Act or  
24 any other law. The database shall be searchable and provide all  
25 information included in the application, a photo of the

1 applicant or licensee, and any information related to  
2 violations of this Act.

3 (a-5) Individual law enforcement agencies or any other  
4 entity of local government shall not maintain any separate  
5 records, lists, or searchable databases of applicants and  
6 licensees containing information included in the Department's  
7 database.

8 (b) The Department shall make available on its website and  
9 upon request under the Freedom of Information Act statistical  
10 information about the number of licenses issued by county, age,  
11 race, or gender. The report shall be updated monthly. Except as  
12 provided in this subsection, applications and information in  
13 the database shall be confidential and exempt from disclosure  
14 under the Freedom of Information Act. The Department may answer  
15 requests to confirm or deny whether a person has been issued a  
16 license as part of inquiries dealing with a criminal  
17 investigation. Individual law enforcement agencies, State's  
18 Attorneys, the Attorney General, members of the judiciary, and  
19 judicial staff shall sign a confidentiality agreement,  
20 prepared by the Department, prior to receiving access to the  
21 database. No law enforcement agency, State's Attorney, the  
22 Attorney General, or member or staff of the judiciary, other  
23 than the Department, shall provide any information to a  
24 requester not entitled to it by law, except as required or  
25 necessary for the conduct of a criminal investigation.

1 Section 40. Suspension or revocation of a license.

2 (a) A license issued or renewed under this Act shall be  
3 revoked if, at any time, the licensee is found ineligible for a  
4 license based on the criteria set forth in Section 25 of this  
5 Act or the licensee no longer possesses a Firearm Owner's  
6 Identification Card or a nonresident licensee if his or her  
7 home state has revoked a license to carry a firearm. A license  
8 shall not be revoked unless the revocation is for reasons  
9 specifically authorized by this Act. This subsection shall not  
10 apply to a person who has filed an application with the State  
11 Police for renewal of a Firearm Owner's Identification Card and  
12 who is not otherwise ineligible to obtain a Firearm Owner's  
13 Identification Card.

14 (b) A license shall be suspended if an order of protection  
15 under Section 112A-14 of the Code of Criminal Procedure of 1963  
16 or under Section 214 of the Illinois Domestic Violence Act of  
17 1986 is issued against a licensee. The license shall be  
18 suspended for the duration of the order or until the order is  
19 terminated by a court and the Department shall not reissue or  
20 renew a license for the duration of the order or until the  
21 order is terminated. If an order of protection is issued  
22 against a licensee, the licensee shall surrender the license,  
23 as applicable, to the court at the time the order is entered or  
24 to the law enforcement agency or entity designated to serve  
25 process at the time the licensee is served the order. The  
26 court, law enforcement agency, or entity responsible for

1 serving the order shall transmit the license to the Department.

2 (c) The Department may suspend a license for a violation of  
3 Section 70.

4 (d) A license shall be invalid upon expiration of the  
5 license, unless the licensee has submitted an application to  
6 renew the license. A person who fails to renew his or her  
7 license within 6 months after its expiration must reapply for a  
8 new license and pay the fee for a new application.

9 (e) The Department may suspend a license for up to 90 days  
10 if a licensee fails to submit a change of address or name or  
11 fails to report a lost or destroyed license to the Department  
12 within 60 days of the discovery of the loss or destruction of  
13 the license.

14 Section 45. Renewal of license.

15 (a) Not later than 120 days before the expiration of any  
16 license issued under this Act, the Department shall notify the  
17 licensee in writing of the expiration and furnish an  
18 application for renewal of the license or make the application  
19 available on-line.

20 (b) Applications for renewal of a license shall be made to  
21 the Department. A license shall be renewed for a period of 5  
22 years upon receipt of a completed renewal application and a  
23 \$100 renewal fee. An applicant for a renewal shall submit, on a  
24 form prescribed by the Department, proof that the applicant  
25 has: (i) participated in at least one shooting competition with



1 a handgun within 6 months of the application for renewal and  
2 attested to by any instructor qualified under this Act; or (ii)  
3 completed an equivalent range exercise as prescribed in Section  
4 85 and attested to by any instructor qualified under this Act.  
5 The Department shall make the range recertification form  
6 available on its website or as part of a renewal application.

7 Section 50. Change of address, change of name, or lost or  
8 destroyed licenses.

9 (a) The licensee shall notify the Department within 60 days  
10 of: (i) moving or changing a residence or any change of name;  
11 or (ii) the discovery of the loss or destruction of a license.

12 (b) If a licensee changes residence within this State or  
13 changes his or her name, the licensee shall request a new  
14 license. The licensee shall submit a \$50 fee, a notarized  
15 statement that the licensee has changed residence or his or her  
16 name, and a photograph as required in Section 30 of this Act.  
17 The statement must include the prior and current address or  
18 name and the date the applicant moved or changed his or her  
19 name.

20 (c) A lost or destroyed license shall be invalid. To  
21 request a new license, the licensee shall submit: (i) a \$50  
22 fee; (ii) a notarized statement that the licensee no longer  
23 possesses the license and that it was lost or destroyed, or a  
24 copy of a police report stating that the license was lost,  
25 destroyed, or stolen; and (iii) a photograph as required in

1 Section 30 of this Act.

2 Section 65. Nonresident applications and reciprocity.

3 (a) A person from another state or territory of the United  
4 States may apply for a nonresident license. The applicant shall  
5 apply to the Department and must meet the qualifications  
6 established in Section 25. The applicant shall submit:

7 (1) the application and documentation required in  
8 Section 30;

9 (2) a notarized document stating the applicant:

10 (A) is eligible under federal law and the laws of  
11 his or her home state to possess a firearm;

12 (B) if applicable, has a license or permit to carry  
13 a firearm or concealed firearm issued by his or her  
14 home state and that a copy is attached to the  
15 application;

16 (C) is familiar with Illinois laws pertaining to  
17 the possession and transport of firearms; and

18 (D) acknowledges that the applicant is subject to  
19 the jurisdiction of the Department and Illinois courts  
20 for any violation of this Act; and

21 (3) a \$100 application fee.

22 In lieu of an Illinois driver's license or State  
23 identification card, the person shall provide similar  
24 documentation from his or her state or territory; a nonresident  
25 shall not be required to have a Firearm Owner's Identification

1 Card.

2 (b)(1) Notwithstanding subsection (a), a nonresident of  
3 Illinois may carry a handgun in accordance with this Act if the  
4 nonresident:

5 (A) is 21 years of age or older;

6 (B) has in his or her immediate possession a valid  
7 license that authorizes the individual to carry a concealed  
8 firearm issued to him or her by his or her home state; and

9 (C) is a legal resident of the United States.

10 The Department shall recognize any other state's license or  
11 permit whose requirements to obtain a license or permit is  
12 substantially similar to those requirements contained in  
13 Section 85. When required by another state, the Department  
14 shall enter into a reciprocal agreement with that state. Those  
15 states with substantially similar laws include, but are not  
16 limited to: Arizona, California, Florida, Iowa, Kentucky,  
17 Michigan, Minnesota, Missouri, New Mexico, Ohio, Tennessee,  
18 Texas, and Wisconsin.

19 (2) A nonresident is subject to the same laws and  
20 restrictions with respect to carrying a handgun as a resident  
21 of Illinois who is licensed under this Act.

22 (3) If the resident of another state who is the holder of a  
23 valid license to carry a concealed weapon or concealed firearm  
24 issued in another state establishes legal residence in this  
25 State, the license shall remain in effect for 90 days following  
26 the date on which the holder of the license establishes legal

1 residence in this State. For the purposes of this paragraph,  
2 the person may establish legal residence in this State by: (A)  
3 registering to vote; or (B) obtaining an Illinois driver's  
4 license or state identification card; or (C) filing for  
5 homestead tax exemption on property in this State.

6 Section 70. Restrictions.

7 (a) No license issued under this Act shall authorize any  
8 person to knowingly carry a concealed firearm into:

9 (1) Any building or parking lot area under control of  
10 the General Assembly or any of its support service  
11 agencies, including the portion of a building in which a  
12 committee of the General Assembly convenes for the purpose  
13 of conducting meetings of committees, joint committees, or  
14 legislative commissions; except that nothing in this  
15 Section shall prevent a member of the General Assembly from  
16 allowing licensees to carry a firearm into his or her  
17 district office.

18 (2) Any courthouse, part of that building, or parking  
19 lot area that is occupied by the Circuit, Appellate, or  
20 Supreme Court, or a room designated for court proceedings  
21 by any of these courts, except as provided in subsection  
22 (a-5).

23 (3) Any meeting of the governing body of a unit of  
24 local government or special district.

25 (4) Any building or parking lot area under the control

1 of an establishment licensed to dispense alcoholic  
2 beverages for consumption on the premises if less than 50%  
3 of its annual gross income comes from the sale of food.

4 (5) Any secure area of an airport to which access is  
5 controlled by the inspection of persons and property.

6 (6) Any place where the carrying of a firearm is  
7 prohibited by federal law.

8 (7) Any building, real property, or parking lot area  
9 under the control of an elementary or secondary school  
10 building without the consent of school authorities. School  
11 authorities shall inform the appropriate law enforcement  
12 agency and any law enforcement personnel on site of that  
13 consent.

14 (8) Any portion of a building used as, or parking lot  
15 area under the control of, a child care facility without  
16 the consent of the owner or manager. Nothing in this  
17 Section shall prevent the operator of a child care facility  
18 in a family home from owning or possessing a firearm or  
19 license.

20 (9) Any building or parking lot area under the control  
21 of a casino licensed under the Riverboat Gambling Act. This  
22 shall not apply to any place of business that is not a  
23 casino licensed for video gaming.

24 (10) Any gated area of, or parking lot area under the  
25 control of, an amusement park.

26 (11) Any stadium or arena, or parking lot area under

1 the control of the stadium or arena, and any collegiate or  
2 professional sporting event.

3 (12) A building or parking lot area under the control  
4 of a residential mental health facility.

5 (13) Any community college, college, or university  
6 building, or real property or parking lot area under the  
7 control of a community college, college, or university,  
8 without consent of the school authorities. School  
9 authorities shall inform the appropriate law enforcement  
10 agency and any law enforcement personnel on site of that  
11 consent. A community college, college, or university may  
12 prohibit the carrying of a firearm on its campus.

13 (14) A public library building, or parking lot area of  
14 a public library, without the written consent of the  
15 library's governing body. The governing body shall inform  
16 the appropriate law enforcement agency of that consent.

17 (15) Any police, sheriff, or State Police office,  
18 station, or parking lot area under the control of police,  
19 sheriff, or State Police, without the consent of the chief  
20 law enforcement officer in charge of that office or  
21 station.

22 (16) Any adult or juvenile detention or correctional  
23 institution, prison, or jail, or parking lot area under the  
24 control of an adult or juvenile detention or correctional  
25 institution, prison, or jail.

26 (17) Any property (including, but not limited to, any

1 street, driveway, or parking lot), building, or facility  
2 owned, leased, controlled, or used by a nuclear energy,  
3 storage, weapons, or development site or facility  
4 regulated by the federal Nuclear Regulatory Commission.

5 (a-5) Judges, and State's Attorneys or assistant State's  
6 Attorneys with the permission of the State's Attorney, who  
7 possess a valid license under this Act may possess a firearm in  
8 any courthouse in which they are employed, but shall be  
9 required to follow any rules applicable to sworn peace officers  
10 to maintain facility security.

11 (b) A municipality, county, or school district may prohibit  
12 or limit licensees from carrying a firearm into or within any  
13 building or portion of any building owned, leased, or  
14 controlled by the municipality, county, or school district by a  
15 majority vote of the members of its legislative body or  
16 governing board. The resolution, ordinance, or policy shall not  
17 prohibit a licensee from carrying a concealed firearm into or  
18 within any building used for public housing; into or within any  
19 publicly-accessible restroom or rest stop; into, within, or on  
20 any bridge, tunnel, overpass, underpass, elevated walkway, or  
21 other structure used as a public right of way; or into or  
22 within any publicly-accessible parking facility. The  
23 resolution, ordinance, or policy shall not prohibit a licensee  
24 from carrying a concealed firearm in a public transportation  
25 facility or while accessing the services of a public  
26 transportation agency, including while traveling via public

1 transportation. For purposes of this Section, "public  
2 transportation agency" means a public or private agency, or any  
3 combination thereof, that provides for the transportation or  
4 conveyance of persons by means available to the general public,  
5 except taxicabs, livery cabs, or limousines. Violators of the  
6 resolution or ordinance may be removed from the premises and  
7 assessed a civil fine of up to \$100.

8 (c) The owner of a business or commercial lessee, or a  
9 private business enterprise, or any other private  
10 organization, entity, or person, may prohibit licensees from  
11 carrying a concealed firearm on the premises under its control.  
12 However, a private landlord of a residential or commercial  
13 property shall not prohibit any lessee from possessing or  
14 carrying a firearm in accordance with this Act in or on the  
15 leased premises or during ingress to or egress from the leased  
16 premises.

17 (c-1) The Governor, Lieutenant Governor, Attorney General,  
18 Secretary of State, Comptroller, or Treasurer may prohibit  
19 licensees from carrying a handgun in buildings under their  
20 control.

21 (d) Any person licensed under this Act who is prohibited  
22 from carrying a concealed firearm into a building by the  
23 provisions of subsection (a) or under an ordinance, resolution,  
24 or policy adopted in accordance with subsection (b) or (c)  
25 shall be permitted to store that firearm or ammunition out of  
26 plain sight in his or her locked vehicle or in a locked



1 compartment or container within or securely affixed to the  
2 outside of the vehicle. A licensee shall not be in violation of  
3 this Section while he or she is traversing a public right of  
4 way that touches or crosses any of the premises specified in  
5 subsection (a) or from which firearms are prohibited under the  
6 provisions of subsection (b) or (c), provided that the firearm  
7 is carried on his or her person or in a vehicle in accordance  
8 with this Act or is being transported in a case or container in  
9 accordance with applicable law. A licensee shall not be in  
10 violation of subsection (b) or (c) if the responsible party for  
11 the premises fails to conspicuously post notice of the  
12 prohibition at all public entrances to the building in  
13 accordance with subsection (g).

14 (e) If a law enforcement officer initiates an investigative  
15 stop, including but not limited to a traffic stop, of a  
16 licensee who is carrying a concealed firearm under the  
17 provisions of this Act, the licensee shall disclose as soon as  
18 reasonably possible to the officer that he or she is in  
19 possession of a concealed firearm under this Act. Disclosure  
20 may be accomplished by oral notification or by providing or  
21 displaying the license to carry a concealed firearm to the  
22 officer. Any firearm that is removed from a licensee during an  
23 investigative stop shall be returned immediately to the  
24 licensee in its original condition upon conclusion of the stop  
25 unless the licensee is placed under arrest.

26 (f) A licensee shall not carry a handgun under the

1 provisions of this Act while under the influence of illegal  
2 drugs or hallucinogenic drugs or alcohol. For the purposes of  
3 this subsection (f), under the influence of alcohol means a  
4 blood alcohol content of .08 or greater.

5 (g) Signs stating that the carrying of a firearm is  
6 prohibited shall be clearly and conspicuously posted at every  
7 entrance of a building or premises specified in subsection (a)  
8 or designated in accordance with subsection (b) or (c). Signs  
9 shall be of a uniform size and design, not smaller than 8  
10 inches by 10 inches as prescribed by the Department. The  
11 Department shall adopt rules for standardized signs to be used  
12 under this subsection.

13 (h) A violation of subsection (a), (b), (c), (d), or (f) is  
14 a Class B misdemeanor. A willful violation of subsection (a),  
15 (b), (c), (d), or (f) is a Class A misdemeanor.

16 (i) A violation of subsection (e) is a Class B misdemeanor;  
17 the licensee may be fined up to \$200 plus costs plus a \$50 fee  
18 to be deposited: \$35 into the State Police Firearm Services  
19 Fund and \$15 into the Mental Health Services Fund.

20 Section 75. Immunity, employees, and agents. The office of  
21 the county sheriff, or any employee or agent of the county  
22 sheriff, or the Department of State Police shall not be liable  
23 for damages in any civil action arising from alleged wrongful  
24 or improper granting, renewing, or failure to revoke licenses  
25 issued under this Act, except for willful or wanton misconduct.

1 The office of the county sheriff and any employees or agents  
2 shall not be liable for submitting specific or articulable  
3 reasons why an applicant should be denied a license, unless the  
4 objection contains false, malicious, or inaccurate information  
5 and the objection constitutes willful and wanton misconduct.  
6 Any owner, business or commercial lessee, landlord, manager of  
7 a private business enterprise, employer, or any other  
8 organization, entity, person, public or private college,  
9 university, or post-secondary educational institution that  
10 does not prohibit licensees from carrying firearms on property  
11 it owns or occupies is immune from any liability arising from  
12 its decision.

13 Section 80. Fees.

14 (a) Fees collected under this Act by the Department and  
15 deposited into the State Police Firearm Services Fund shall be  
16 appropriated for administration of this Act.

17 (b) Fees shall be those set in subsection (c) of Section  
18 20:

19 New license: \$100.

20 Renewal of license: \$35.

21 Duplicate license due to lost or destroyed: \$35.

22 Corrected license due to change of address or name: \$35.

23 (c) By March 1 of each year, the Department shall submit a  
24 statistical report to the Governor, the President of the  
25 Senate, and the Speaker of the House of Representatives

1 indicating the number of licenses issued, revoked, suspended,  
2 denied, and issued after appeal since the last report and in  
3 total and also the number of licenses currently valid. The  
4 report shall also include the number of arrests and convictions  
5 and the types of crimes committed by licensees since the last  
6 report.

7 (d) The Secretary of State shall conduct a study to  
8 determine the cost and feasibility of creating a method of  
9 adding an identifiable code, background, or other means to show  
10 that an individual has been issued a license by the Department  
11 on the person's driver's license or State-issued  
12 identification card.

13 Section 85. Applicant training.

14 (a) Applicants shall provide proof of completion of a  
15 firearms training course of at least 8 hours that covers the  
16 following:

17 (1) handgun safety in the classroom, at home, on the  
18 firing range, and while carrying the firearm;

19 (2) the basic principles of marksmanship;

20 (3) care and cleaning of handguns; and

21 (4) laws relating to the justifiable use of force.

22 (b) Applicants shall provide proof of certification by a  
23 certified instructor that the applicant passed a live fire  
24 exercise with a handgun consisting of:

25 (1) a minimum of 30 rounds; and

1           (2) 10 rounds from a distance of 5 yards, 10 rounds  
2           from a distance of 7 yards, and 10 rounds from a distance  
3           of 10 yards at a B-27 silhouette or equivalent target as  
4           approved by the Department.

5           (b-5) Students may provide their own safe, functional  
6           handgun. The qualification shall be performed with  
7           factory-loaded ammunition.

8           (b-6) Grades of "passing" shall not be given on range work  
9           to an applicant who:

10           (1) does not follow the orders of the certified  
11           firearms instructor;

12           (2) in the judgment of the certified firearms  
13           instructor, handles a firearm in a manner that poses a  
14           danger to the applicant or to others; or

15           (3) during the testing portion of the range work fails  
16           to hit the silhouette portion of the target with 70% of the  
17           30 rounds fired.

18           (c) The classroom portion of the course may, at the  
19           qualified firearms instructor's discretion, be divided into  
20           segments of not less than 2 hours each.

21           (d) Instructors shall maintain all records for students'  
22           performance for not less than 5 years.

23           (e) Certified firearms instructors shall:

24           (1) allow monitoring of their classes by officials of  
25           any certifying agency;

26           (2) make all course records available upon demand to

1 authorized personnel of the Department; and

2 (3) not divulge course records except as authorized by  
3 the certifying agency.

4 (f) Fees for applicant training courses shall be set by the  
5 instructor.

6 (g) An applicant training course shall not have more than  
7 40 students in the classroom portion nor more than 5 students  
8 per range officer engaged in range firing.

9 (h) Persons with the following training or certifications  
10 are exempt from the requirements of subsection (a) of this  
11 Section:

12 (1) An individual who has qualified to carry a firearm  
13 as a retired or active law enforcement officer.

14 (2) Any active, retired, or honorably discharged  
15 member of the armed forces.

16 (3) An individual certified as a law enforcement  
17 instructor by the Illinois Law Enforcement Training  
18 Standards Board or other equivalent agency.

19 (4) An individual eligible to teach courses and certify  
20 range qualifications under subsection (b) of Section 90.

21 Section 90. Firearms instructors training.

22 (a) Not later than 30 days after the effective date of this  
23 Act, the Department shall establish a registry of instructors  
24 who are eligible to teach courses or sign off on range  
25 qualifications, or both, to meet the requirements of Section 85

1 of this Act.

2 (b) Instructors who are eligible to teach courses and  
3 certify range qualifications shall have one of the following  
4 valid firearms instructor certifications:

5 (1) Certification from any entity that offers  
6 education and training in firearms use and safety;

7 (2) Certification from a law enforcement agency that  
8 offers education and training in firearms use and safety;

9 (3) Certification from a firearms instructor's course  
10 offered by a State or federal governmental agency; or

11 (4) Certification from a firearms instructor  
12 qualifying course approved by the Illinois Law Enforcement  
13 Training Standards Board.

14 (c) Instructors who are eligible to teach courses and  
15 certify range qualifications shall be at least 21 years of age  
16 and possess at least a high school diploma or GED certificate.

17 (d) An applicant may have his or her instructor  
18 qualification revoked if the applicant:

19 (1) does not meet the requirements of this Act to  
20 possess a concealed firearms permit;

21 (2) provides false or misleading information to the  
22 Board; or

23 (3) has had a prior instructor qualification revoked by  
24 the Board or other certifying organization.

25 Section 95. Home rule preemption. The regulation and

1 licensing of firearms, including their possession, carrying,  
2 transportation, or the issuance of licenses to carry concealed  
3 firearms, is an exclusive power and function of the State.  
4 Except as provided in subsection (b) of Section 70, a home rule  
5 unit shall not regulate the possession, carrying, or  
6 transportation of firearms, their components or accessories,  
7 or ammunition by a person licensed under this Act. A home rule  
8 unit shall not require registration of firearms, regulate the  
9 number of firearms, or make any other requirements or  
10 regulations of a person licensed under this Act. This Section  
11 is a limitation under subsection (i) of Section 6 of Article  
12 VII of the Illinois Constitution on the exercise by home rule  
13 units of powers and functions exercised by the State. Any unit  
14 of local government that violates this Section shall be liable  
15 for all costs, fees, and damages to anyone impacted by any rule  
16 or ordinance.

17 Section 100. Expedited appeal. A judgment of a circuit  
18 court declaring this Act or any part of this Act  
19 unconstitutional or unenforceable is appealable directly to  
20 the Supreme Court. The notice of appeal shall be filed within  
21 30 days after the judgment of the circuit court declaring this  
22 Act or any part of this Act unconstitutional or unenforceable.  
23 The manner of appeal shall be as provided in Supreme Court  
24 Rules.



1           Section 105. Severability. The provisions of this Act are  
2 severable under Section 1.31 of the Statute on Statutes.

3           Section 110. The Freedom of Information Act is amended by  
4 changing Section 7.5 as follows:

5           (5 ILCS 140/7.5)

6           Sec. 7.5. Statutory Exemptions. To the extent provided for  
7 by the statutes referenced below, the following shall be exempt  
8 from inspection and copying:

9           (a) All information determined to be confidential under  
10 Section 4002 of the Technology Advancement and Development Act.

11           (b) Library circulation and order records identifying  
12 library users with specific materials under the Library Records  
13 Confidentiality Act.

14           (c) Applications, related documents, and medical records  
15 received by the Experimental Organ Transplantation Procedures  
16 Board and any and all documents or other records prepared by  
17 the Experimental Organ Transplantation Procedures Board or its  
18 staff relating to applications it has received.

19           (d) Information and records held by the Department of  
20 Public Health and its authorized representatives relating to  
21 known or suspected cases of sexually transmissible disease or  
22 any information the disclosure of which is restricted under the  
23 Illinois Sexually Transmissible Disease Control Act.

24           (e) Information the disclosure of which is exempted under

1 Section 30 of the Radon Industry Licensing Act.

2 (f) Firm performance evaluations under Section 55 of the  
3 Architectural, Engineering, and Land Surveying Qualifications  
4 Based Selection Act.

5 (g) Information the disclosure of which is restricted and  
6 exempted under Section 50 of the Illinois Prepaid Tuition Act.

7 (h) Information the disclosure of which is exempted under  
8 the State Officials and Employees Ethics Act, and records of  
9 any lawfully created State or local inspector general's office  
10 that would be exempt if created or obtained by an Executive  
11 Inspector General's office under that Act.

12 (i) Information contained in a local emergency energy plan  
13 submitted to a municipality in accordance with a local  
14 emergency energy plan ordinance that is adopted under Section  
15 11-21.5-5 of the Illinois Municipal Code.

16 (j) Information and data concerning the distribution of  
17 surcharge moneys collected and remitted by wireless carriers  
18 under the Wireless Emergency Telephone Safety Act.

19 (k) Law enforcement officer identification information or  
20 driver identification information compiled by a law  
21 enforcement agency or the Department of Transportation under  
22 Section 11-212 of the Illinois Vehicle Code.

23 (l) Records and information provided to a residential  
24 health care facility resident sexual assault and death review  
25 team or the Executive Council under the Abuse Prevention Review  
26 Team Act.

1           (m) Information provided to the predatory lending database  
2 created pursuant to Article 3 of the Residential Real Property  
3 Disclosure Act, except to the extent authorized under that  
4 Article.

5           (n) Defense budgets and petitions for certification of  
6 compensation and expenses for court appointed trial counsel as  
7 provided under Sections 10 and 15 of the Capital Crimes  
8 Litigation Act. This subsection (n) shall apply until the  
9 conclusion of the trial of the case, even if the prosecution  
10 chooses not to pursue the death penalty prior to trial or  
11 sentencing.

12           (o) Information that is prohibited from being disclosed  
13 under Section 4 of the Illinois Health and Hazardous Substances  
14 Registry Act.

15           (p) Security portions of system safety program plans,  
16 investigation reports, surveys, schedules, lists, data, or  
17 information compiled, collected, or prepared by or for the  
18 Regional Transportation Authority under Section 2.11 of the  
19 Regional Transportation Authority Act or the St. Clair County  
20 Transit District under the Bi-State Transit Safety Act.

21           (q) Information prohibited from being disclosed by the  
22 Personnel Records Review Act.

23           (r) Information prohibited from being disclosed by the  
24 Illinois School Student Records Act.

25           (s) Information the disclosure of which is restricted under  
26 Section 5-108 of the Public Utilities Act.

1 (t) All identified or deidentified health information in  
2 the form of health data or medical records contained in, stored  
3 in, submitted to, transferred by, or released from the Illinois  
4 Health Information Exchange, and identified or deidentified  
5 health information in the form of health data and medical  
6 records of the Illinois Health Information Exchange in the  
7 possession of the Illinois Health Information Exchange  
8 Authority due to its administration of the Illinois Health  
9 Information Exchange. The terms "identified" and  
10 "deidentified" shall be given the same meaning as in the Health  
11 Insurance Accountability and Portability Act of 1996, Public  
12 Law 104-191, or any subsequent amendments thereto, and any  
13 regulations promulgated thereunder.

14 (u) Records and information provided to an independent team  
15 of experts under Brian's Law.

16 (v) Names and information of people who have applied for or  
17 received Firearm Owner's Identification Cards under the  
18 Firearm Owners Identification Card Act.

19 (w) Personally identifiable information which is exempted  
20 from disclosure under subsection (g) of Section 19.1 of the  
21 Toll Highway Act.

22 (x) Information which is exempted from disclosure under  
23 Section 5-1014.3 of the Counties Code or Section 8-11-21 of the  
24 Illinois Municipal Code.

25 (y) Information maintained by the Department of State  
26 Police in accordance with subsection (a) of Section 35 of the

1 Illinois Concealed Carry Act, except as authorized by that Act.

2 (Source: P.A. 96-542, eff. 1-1-10; 96-1235, eff. 1-1-11;  
3 96-1331, eff. 7-27-10; 97-80, eff. 7-5-11; 97-333, eff.  
4 8-12-11; 97-342, eff. 8-12-11; 97-813, eff. 7-13-12; 97-976,  
5 eff. 1-1-13.)

6 Section 115. The Department of State Police Law of the  
7 Civil Administrative Code of Illinois is amended by changing  
8 Sections 2605-45 and 2605-300 as follows:

9 (20 ILCS 2605/2605-45) (was 20 ILCS 2605/55a-5)

10 Sec. 2605-45. Division of Administration. The Division of  
11 Administration shall exercise the following functions:

12 (1) Exercise the rights, powers, and duties vested in  
13 the Department by the Governor's Office of Management and  
14 Budget Act.

15 (2) Pursue research and the publication of studies  
16 pertaining to local law enforcement activities.

17 (3) Exercise the rights, powers, and duties vested in  
18 the Department by the Personnel Code.

19 (4) Operate an electronic data processing and computer  
20 center for the storage and retrieval of data pertaining to  
21 criminal activity.

22 (5) Exercise the rights, powers, and duties vested in  
23 the former Division of State Troopers by Section 17 of the  
24 State Police Act.

1           (6) Exercise the rights, powers, and duties vested in  
2 the Department by "An Act relating to internal auditing in  
3 State government", approved August 11, 1967 (repealed; now  
4 the Fiscal Control and Internal Auditing Act, 30 ILCS 10/).

5           (6.5) Exercise the rights, powers, and duties vested in  
6 the Department by the Firearm Owners Identification Card  
7 Act.

8           (6.10) Exercise the rights, powers, and duties vested  
9 in the Department by the Illinois Concealed Carry Act.

10          (7) Exercise other duties that may be assigned by the  
11 Director to fulfill the responsibilities and achieve the  
12 purposes of the Department.

13 (Source: P.A. 94-793, eff. 5-19-06.)

14          (20 ILCS 2605/2605-300) (was 20 ILCS 2605/55a in part)  
15          Sec. 2605-300. Records; crime laboratories; personnel. To  
16 do the following:

17           (1) Be a central repository and custodian of criminal  
18 statistics for the State.

19           (2) Be a central repository for criminal history record  
20 information.

21           (3) Procure and file for record information that is  
22 necessary and helpful to plan programs of crime prevention,  
23 law enforcement, and criminal justice.

24           (4) Procure and file for record copies of fingerprints  
25 that may be required by law.

1 (5) Establish general and field crime laboratories.

2 (6) Register and file for record information that may  
3 be required by law for the issuance of firearm owner's  
4 identification cards under the Firearm Owners  
5 Identification Card Act and concealed carry licenses under  
6 the Illinois Concealed Carry Act.

7 (7) Employ polygraph operators, laboratory  
8 technicians, and other specially qualified persons to aid  
9 in the identification of criminal activity.

10 (8) Undertake other identification, information,  
11 laboratory, statistical, or registration activities that  
12 may be required by law.

13 (Source: P.A. 90-18, eff. 7-1-97; 90-130, eff. 1-1-98; 90-372,  
14 eff. 7-1-98; 90-590, eff. 1-1-00; 90-655, eff. 7-30-98; 90-793,  
15 eff. 8-14-98; 91-239, eff. 1-1-00.)

16 Section 120. The State Police Act is amended by adding  
17 Section 25 as follows:

18 (20 ILCS 2610/25 new)

19 Sec. 25. Emergency procurement authorized. In order to  
20 comply with recent court rulings regarding concealed carry in  
21 Illinois, the provisions of this amendatory Act of the 98th  
22 General Assembly, together with any procurements necessary for  
23 the implementation of the Illinois Concealed Carry Act, shall  
24 be eligible for emergency procurement for a period not more

1 than 180 days after the effective date of this amendatory Act.

2 Section 125. The State Finance Act is amended by adding  
3 Sections 5.826 and 5.827 as follows:

4 (30 ILCS 105/5.826 new)

5 Sec. 5.826. The Mental Health Reporting Fund.

6 (30 ILCS 105/5.827 new)

7 Sec. 5.827. The State Police Firearm Services Fund.

8 (30 ILCS 105/5.206 rep.)

9 Section 130. The State Finance Act is amended by repealing  
10 Section 5.206.

11 Section 135. The Firearm Owners Identification Card Act is  
12 amended by changing Sections 5 and 13.2 and by adding Section  
13 5.1 as follows:

14 (430 ILCS 65/5) (from Ch. 38, par. 83-5)

15 Sec. 5. The Department of State Police shall either approve  
16 or deny all applications within 30 days from the date they are  
17 received, and every applicant found qualified pursuant to  
18 Section 8 of this Act by the Department shall be entitled to a  
19 Firearm Owner's Identification Card upon the payment of a \$10  
20 fee. Any applicant who is an active duty member of the Armed



1 Forces of the United States, a member of the Illinois National  
2 Guard, or a member of the Reserve Forces of the United States  
3 is exempt from the application fee. \$6 of each fee derived from  
4 the issuance of Firearm Owner's Identification Cards, or  
5 renewals thereof, shall be deposited in the Wildlife and Fish  
6 Fund in the State Treasury; \$1 of such fee shall be deposited  
7 in the State Police Services Fund and \$3 of such fee shall be  
8 deposited in the State Police Firearm Services Fund ~~Firearm~~  
9 ~~Owner's Notification Fund~~. Monies in the State Police Firearm  
10 Services Fund ~~Firearm Owner's Notification Fund~~ shall be used  
11 ~~exclusively~~ to pay for the cost of sending notices of  
12 expiration of Firearm Owner's Identification Cards under  
13 Section 13.2 of this Act, and the purposes specified in Section  
14 2605-595 of the Department of State Police Law of the Civil  
15 Administrative Code of Illinois. ~~Excess monies in the Firearm~~  
16 ~~Owner's Notification Fund shall be used to ensure the prompt~~  
17 ~~and efficient processing of applications received under~~  
18 ~~Section 4 of this Act.~~

19 (Source: P.A. 95-581, eff. 6-1-08; 96-91, eff. 7-27-09.)

20 (430 ILCS 65/5.1 new)

21 Sec. 5.1. State Police Firearm Services Fund. All moneys  
22 remaining in the Firearm Owner's Notification Fund on the  
23 effective date of this amendatory Act of the 98th General  
24 Assembly shall be transferred into the State Police Firearm  
25 Services Fund, a special fund in the State treasury, to be

1 expended by the Department of State Police, for the purposes  
2 specified in Section 5.

3 (430 ILCS 65/13.2) (from Ch. 38, par. 83-13.2)

4 Sec. 13.2. The Department of State Police shall, 60 days  
5 prior to the expiration of a Firearm Owner's Identification  
6 Card, forward by first class mail to each person whose card is  
7 to expire a notification of the expiration of the card and an  
8 application which may be used to apply for renewal of the card.  
9 It is the obligation of the holder of a Firearm Owner's  
10 Identification Card to notify the Department of State Police of  
11 any address change since the issuance of the Firearm Owner's  
12 Identification Card. Whenever any person moves from the  
13 residence address named on his or her card, the person shall  
14 within 21 calendar days thereafter notify in a form and manner  
15 prescribed by the Department of his or her old and new  
16 residence addresses and the card number held by him or her. Any  
17 person whose legal name has changed from the name on the card  
18 that he or she has been previously issued must apply for a  
19 corrected card within 30 calendar days after the change. The  
20 cost for a corrected card shall be \$5 which shall be deposited  
21 into the State Police Firearm Services Fund ~~Firearm Owner's~~  
22 ~~Notification Fund.~~

23 (Source: P.A. 97-1131, eff. 1-1-13.)

24 Section 140. The Criminal Code of 2012 is amended by

1 changing Sections 21-6, 24-1, 24-1.6, and 24-2 as follows:

2 (720 ILCS 5/21-6) (from Ch. 38, par. 21-6)

3 Sec. 21-6. Unauthorized Possession or Storage of Weapons.

4 (a) Whoever possesses or stores any weapon enumerated in  
5 Section 33A-1 in any building ~~or on land~~ supported in whole or  
6 in part with public funds ~~or in any building on such land~~  
7 without prior written permission from the chief security  
8 officer for that ~~such land or~~ building commits a Class A  
9 misdemeanor.

10 (b) The chief security officer must grant any reasonable  
11 request for permission under paragraph (a).

12 (c) This Section shall not apply to a person acting  
13 lawfully under the Illinois Concealed Carry Act.

14 (d) Subsection (a) shall not apply to any tenant or  
15 resident of any public housing.

16 (Source: P.A. 89-685, eff. 6-1-97.)

17 (720 ILCS 5/24-1) (from Ch. 38, par. 24-1)

18 Sec. 24-1. Unlawful Use of Weapons.

19 (a) A person commits the offense of unlawful use of weapons  
20 when he knowingly:

21 (1) Sells, manufactures, purchases, possesses or  
22 carries any bludgeon, black-jack, slung-shot, sand-club,  
23 sand-bag, metal knuckles or other knuckle weapon  
24 regardless of its composition, throwing star, or any knife,

1 commonly referred to as a switchblade knife, which has a  
2 blade that opens automatically by hand pressure applied to  
3 a button, spring or other device in the handle of the  
4 knife, or a ballistic knife, which is a device that propels  
5 a knifelike blade as a projectile by means of a coil  
6 spring, elastic material or compressed gas; or

7 (2) Carries or possesses with intent to use the same  
8 unlawfully against another, a dagger, dirk, billy,  
9 dangerous knife, razor, stiletto, broken bottle or other  
10 piece of glass, stun gun or taser or any other dangerous or  
11 deadly weapon or instrument of like character; or

12 (3) Carries on or about his person or in any vehicle, a  
13 tear gas gun projector or bomb or any object containing  
14 noxious liquid gas or substance, other than an object  
15 containing a non-lethal noxious liquid gas or substance  
16 designed solely for personal defense carried by a person 18  
17 years of age or older; or

18 (4) Carries or possesses in any vehicle or concealed on  
19 or about his person except when on his land or in his own  
20 abode, legal dwelling, or fixed place of business, or on  
21 the land or in the legal dwelling of another person as an  
22 invitee with that person's permission, any pistol,  
23 revolver, stun gun or taser or other firearm, except that  
24 this subsection (a) (4) does not apply to or affect  
25 transportation of weapons that meet one of the following  
26 conditions:

- 1 (i) are broken down in a non-functioning state; or  
2 (ii) are not immediately accessible; or  
3 (iii) are unloaded and enclosed in a case, firearm  
4 carrying box, shipping box, or other container by a  
5 person who is not otherwise prohibited from owning or  
6 possessing a firearm under State or federal law ~~has~~  
7 ~~been issued a currently valid Firearm Owner's~~  
8 ~~Identification Card~~; or  
9 (5) Sets a spring gun; or  
10 (6) Possesses any device or attachment of any kind  
11 designed, used or intended for use in silencing the report  
12 of any firearm; or  
13 (7) Sells, manufactures, purchases, possesses or  
14 carries:  
15 (i) a machine gun, which shall be defined for the  
16 purposes of this subsection as any weapon, which  
17 shoots, is designed to shoot, or can be readily  
18 restored to shoot, automatically more than one shot  
19 without manually reloading by a single function of the  
20 trigger, including the frame or receiver of any such  
21 weapon, or sells, manufactures, purchases, possesses,  
22 or carries any combination of parts designed or  
23 intended for use in converting any weapon into a  
24 machine gun, or any combination or parts from which a  
25 machine gun can be assembled if such parts are in the  
26 possession or under the control of a person;

1           (ii) any rifle having one or more barrels less than  
2           16 inches in length or a shotgun having one or more  
3           barrels less than 18 inches in length or any weapon  
4           made from a rifle or shotgun, whether by alteration,  
5           modification, or otherwise, if such a weapon as  
6           modified has an overall length of less than 26 inches;  
7           or

8           (iii) any bomb, bomb-shell, grenade, bottle or  
9           other container containing an explosive substance of  
10          over one-quarter ounce for like purposes, such as, but  
11          not limited to, black powder bombs and Molotov  
12          cocktails or artillery projectiles; or

13          (8) Carries or possesses any firearm, stun gun or taser  
14          or other deadly weapon in any place which is licensed to  
15          sell intoxicating beverages for consumption on the  
16          premises, ~~or at any public gathering held pursuant to a~~  
17          ~~license issued by any governmental body or any public~~  
18          ~~gathering at which an admission is charged, excluding a~~  
19          ~~place where a showing, demonstration or lecture involving~~  
20          ~~the exhibition of unloaded firearms is conducted.~~

21          This subsection (a) (8) does not apply to any auction or  
22          raffle of a firearm held pursuant to a license or permit  
23          issued by a governmental body, nor does it apply to persons  
24          engaged in firearm safety training courses or acting in  
25          accordance with the Illinois Concealed Carry Act; or

26          (9) Carries or possesses in a vehicle or on or about

1 his person any pistol, revolver, stun gun or taser or  
2 firearm or ballistic knife, when he is hooded, robed or  
3 masked in such manner as to conceal his identity; or

4 (10) Carries or possesses on or about his person, upon  
5 any public street, alley, or other public lands within the  
6 corporate limits of a city, village or incorporated town,  
7 except when an invitee thereon or therein, for the purpose  
8 of the display of such weapon or the lawful commerce in  
9 weapons, or except when on his land or in his own abode,  
10 legal dwelling, or fixed place of business, or on the land  
11 or in the legal dwelling of another person as an invitee  
12 with that person's permission, any pistol, revolver, stun  
13 gun or taser or other firearm, except that this subsection  
14 (a) (10) does not apply to or affect transportation of  
15 weapons that meet one of the following conditions:

16 (i) are broken down in a non-functioning state; or

17 (ii) are not immediately accessible; or

18 (iii) are unloaded and enclosed in a case, firearm  
19 carrying box, shipping box, or other container by a  
20 person who is not otherwise prohibited from owning or  
21 possessing a firearm under State or federal law ~~has~~  
22 ~~been issued a currently valid Firearm Owner's~~  
23 ~~Identification Card.~~

24 A "stun gun or taser", as used in this paragraph (a)  
25 means (i) any device which is powered by electrical  
26 charging units, such as, batteries, and which fires one or

1 several barbs attached to a length of wire and which, upon  
2 hitting a human, can send out a current capable of  
3 disrupting the person's nervous system in such a manner as  
4 to render him incapable of normal functioning or (ii) any  
5 device which is powered by electrical charging units, such  
6 as batteries, and which, upon contact with a human or  
7 clothing worn by a human, can send out current capable of  
8 disrupting the person's nervous system in such a manner as  
9 to render him incapable of normal functioning; or

10 (11) Sells, manufactures or purchases any explosive  
11 bullet. For purposes of this paragraph (a) "explosive  
12 bullet" means the projectile portion of an ammunition  
13 cartridge which contains or carries an explosive charge  
14 which will explode upon contact with the flesh of a human  
15 or an animal. "Cartridge" means a tubular metal case having  
16 a projectile affixed at the front thereof and a cap or  
17 primer at the rear end thereof, with the propellant  
18 contained in such tube between the projectile and the cap;  
19 or

20 (12) (Blank); or

21 (13) Carries or possesses on or about his or her person  
22 while in a building occupied by a unit of government, a  
23 billy club, other weapon of like character, or other  
24 instrument of like character intended for use as a weapon.  
25 For the purposes of this Section, "billy club" means a  
26 short stick or club commonly carried by police officers



1           which is either telescopic or constructed of a solid piece  
2           of wood or other man-made material.

3           (b) Sentence. A person convicted of a violation of  
4           subsection 24-1(a)(1) through (5), subsection 24-1(a)(10),  
5           subsection 24-1(a)(11), or subsection 24-1(a)(13) commits a  
6           Class A misdemeanor. A person convicted of a violation of  
7           subsection 24-1(a)(8) or 24-1(a)(9) commits a Class 4 felony; a  
8           person convicted of a violation of subsection 24-1(a)(6) or  
9           24-1(a)(7)(ii) or (iii) commits a Class 3 felony. A person  
10          convicted of a violation of subsection 24-1(a)(7)(i) commits a  
11          Class 2 felony and shall be sentenced to a term of imprisonment  
12          of not less than 3 years and not more than 7 years, unless the  
13          weapon is possessed in the passenger compartment of a motor  
14          vehicle as defined in Section 1-146 of the Illinois Vehicle  
15          Code, or on the person, while the weapon is loaded, in which  
16          case it shall be a Class X felony. A person convicted of a  
17          second or subsequent violation of subsection 24-1(a)(4),  
18          24-1(a)(8), 24-1(a)(9), or 24-1(a)(10) commits a Class 3  
19          felony. The possession of each weapon in violation of this  
20          Section constitutes a single and separate violation.

21          (c) Violations in specific places.

22                 (1) A person who violates subsection 24-1(a)(6) or  
23                 24-1(a)(7) in any school, regardless of the time of day or  
24                 the time of year, in residential property owned, operated  
25                 or managed by a public housing agency or leased by a public  
26                 housing agency as part of a scattered site or mixed-income

1 development, in a public park, in a courthouse, on the real  
2 property comprising any school, regardless of the time of  
3 day or the time of year, on residential property owned,  
4 operated or managed by a public housing agency or leased by  
5 a public housing agency as part of a scattered site or  
6 mixed-income development, on the real property comprising  
7 any public park, on the real property comprising any  
8 courthouse, in any conveyance owned, leased or contracted  
9 by a school to transport students to or from school or a  
10 school related activity, in any conveyance owned, leased,  
11 or contracted by a public transportation agency, or on any  
12 public way within 1,000 feet of the real property  
13 comprising any school, public park, courthouse, public  
14 transportation facility, or residential property owned,  
15 operated, or managed by a public housing agency or leased  
16 by a public housing agency as part of a scattered site or  
17 mixed-income development commits a Class 2 felony and shall  
18 be sentenced to a term of imprisonment of not less than 3  
19 years and not more than 7 years.

20 (1.5) A person who violates subsection 24-1(a)(4),  
21 24-1(a)(9), or 24-1(a)(10) in any school, regardless of the  
22 time of day or the time of year, in residential property  
23 owned, operated, or managed by a public housing agency or  
24 leased by a public housing agency as part of a scattered  
25 site or mixed-income development, in a public park, in a  
26 courthouse, on the real property comprising any school,

1       regardless of the time of day or the time of year, on  
2       residential property owned, operated, or managed by a  
3       public housing agency or leased by a public housing agency  
4       as part of a scattered site or mixed-income development, on  
5       the real property comprising any public park, on the real  
6       property comprising any courthouse, in any conveyance  
7       owned, leased, or contracted by a school to transport  
8       students to or from school or a school related activity, in  
9       any conveyance owned, leased, or contracted by a public  
10      transportation agency, or on any public way within 1,000  
11      feet of the real property comprising any school, public  
12      park, courthouse, public transportation facility, or  
13      residential property owned, operated, or managed by a  
14      public housing agency or leased by a public housing agency  
15      as part of a scattered site or mixed-income development  
16      commits a Class 3 felony.

17           (2) A person who violates subsection 24-1(a)(1),  
18      24-1(a)(2), or 24-1(a)(3) in any school, regardless of the  
19      time of day or the time of year, in residential property  
20      owned, operated or managed by a public housing agency or  
21      leased by a public housing agency as part of a scattered  
22      site or mixed-income development, in a public park, in a  
23      courthouse, on the real property comprising any school,  
24      regardless of the time of day or the time of year, on  
25      residential property owned, operated or managed by a public  
26      housing agency or leased by a public housing agency as part

1 of a scattered site or mixed-income development, on the  
2 real property comprising any public park, on the real  
3 property comprising any courthouse, in any conveyance  
4 owned, leased or contracted by a school to transport  
5 students to or from school or a school related activity, in  
6 any conveyance owned, leased, or contracted by a public  
7 transportation agency, or on any public way within 1,000  
8 feet of the real property comprising any school, public  
9 park, courthouse, public transportation facility, or  
10 residential property owned, operated, or managed by a  
11 public housing agency or leased by a public housing agency  
12 as part of a scattered site or mixed-income development  
13 commits a Class 4 felony. "Courthouse" means any building  
14 that is used by the Circuit, Appellate, or Supreme Court of  
15 this State for the conduct of official business.

16 (3) Paragraphs (1), (1.5), and (2) of this subsection  
17 (c) shall not apply to law enforcement officers or security  
18 officers of such school, college, or university or to  
19 students carrying or possessing firearms for use in  
20 training courses, parades, hunting, target shooting on  
21 school ranges, or otherwise with the consent of school  
22 authorities and which firearms are transported unloaded  
23 enclosed in a suitable case, box, or transportation  
24 package.

25 (4) For the purposes of this subsection (c), "school"  
26 means any public or private elementary or secondary school,

1 community college, college, or university.

2 (5) For the purposes of this subsection (c), "public  
3 transportation agency" means a public or private agency  
4 that provides for the transportation or conveyance of  
5 persons by means available to the general public, except  
6 for transportation by automobiles not used for conveyance  
7 of the general public as passengers; and "public  
8 transportation facility" means a terminal or other place  
9 where one may obtain public transportation.

10 (d) The presence in an automobile other than a public  
11 omnibus of any weapon, instrument or substance referred to in  
12 subsection (a)(7) is prima facie evidence that it is in the  
13 possession of, and is being carried by, all persons occupying  
14 such automobile at the time such weapon, instrument or  
15 substance is found, except under the following circumstances:  
16 (i) if such weapon, instrument or instrumentality is found upon  
17 the person of one of the occupants therein; or (ii) if such  
18 weapon, instrument or substance is found in an automobile  
19 operated for hire by a duly licensed driver in the due, lawful  
20 and proper pursuit of his trade, then such presumption shall  
21 not apply to the driver.

22 (e) Exemptions. Crossbows, Common or Compound bows and  
23 Underwater Spearguns are exempted from the definition of  
24 ballistic knife as defined in paragraph (1) of subsection (a)  
25 of this Section.

26 (Source: P.A. 95-331, eff. 8-21-07; 95-809, eff. 1-1-09;

1 95-885, eff. 1-1-09; 96-41, eff. 1-1-10; 96-328, eff. 8-11-09;  
2 96-742, eff. 8-25-09; 96-1000, eff. 7-2-10.)

3 (720 ILCS 5/24-1.6)

4 Sec. 24-1.6. Aggravated unlawful use of a weapon.

5 (a) A person commits the offense of aggravated unlawful use  
6 of a weapon when he or she knowingly:

7 (1) Carries on or about his or her person or in any  
8 vehicle or concealed on or about his or her person except  
9 when on his or her land or in his or her abode, legal  
10 dwelling, or fixed place of business, or on the land or in  
11 the legal dwelling of another person as an invitee with  
12 that person's permission, any pistol, revolver, stun gun or  
13 taser or other firearm; or

14 (2) Carries or possesses on or about his or her person,  
15 upon any public street, alley, or other public lands within  
16 the corporate limits of a city, village or incorporated  
17 town, except when an invitee thereon or therein, for the  
18 purpose of the display of such weapon or the lawful  
19 commerce in weapons, or except when on his or her own land  
20 or in his or her own abode, legal dwelling, or fixed place  
21 of business, or on the land or in the legal dwelling of  
22 another person as an invitee with that person's permission,  
23 any pistol, revolver, stun gun or taser or other firearm;  
24 and

25 (3) One of the following factors is present:

1 (A) the firearm possessed was uncased, loaded and  
2 immediately accessible at the time of the offense; or

3 (B) the firearm possessed was uncased, unloaded  
4 and the ammunition for the weapon was immediately  
5 accessible at the time of the offense; or

6 (C) the person possessing the firearm has not been  
7 issued a currently valid Firearm Owner's  
8 Identification Card; or

9 (D) the person possessing the weapon was  
10 previously adjudicated a delinquent minor under the  
11 Juvenile Court Act of 1987 for an act that if committed  
12 by an adult would be a felony; or

13 (E) the person possessing the weapon was engaged in  
14 a misdemeanor violation of the Cannabis Control Act, in  
15 a misdemeanor violation of the Illinois Controlled  
16 Substances Act, or in a misdemeanor violation of the  
17 Methamphetamine Control and Community Protection Act;  
18 or

19 (F) (blank); or

20 (G) the person possessing the weapon had a order of  
21 protection issued against him or her within the  
22 previous 2 years; or

23 (H) the person possessing the weapon was engaged in  
24 the commission or attempted commission of a  
25 misdemeanor involving the use or threat of violence  
26 against the person or property of another; or

1 (I) the person possessing the weapon was under 21  
2 years of age and in possession of a handgun as defined  
3 in Section 24-3, unless the person under 21 is engaged  
4 in lawful activities under the Wildlife Code or  
5 described in subsection 24-2(b)(1), (b)(3), or  
6 24-2(f).

7 (b) "Stun gun or taser" as used in this Section has the  
8 same definition given to it in Section 24-1 of this Code.

9 (c) This Section does not apply to or affect the  
10 transportation or possession of weapons that:

11 (i) are broken down in a non-functioning state; or

12 (ii) are not immediately accessible; or

13 (iii) are unloaded and enclosed in a case, firearm  
14 carrying box, shipping box, or other container by a  
15 person who is not prohibited from owning or possessing  
16 a firearm under State or federal law ~~by a person who~~  
17 ~~has been issued a currently valid Firearm Owner's~~  
18 ~~Identification Card.~~

19 (d) Sentence.

20 (1) Aggravated unlawful use of a weapon is a Class 4  
21 felony; a second or subsequent offense is a Class 2 felony  
22 for which the person shall be sentenced to a term of  
23 imprisonment of not less than 3 years and not more than 7  
24 years.

25 (2) Except as otherwise provided in paragraphs (3) and  
26 (4) of this subsection (d), a first offense of aggravated



1 unlawful use of a weapon committed with a firearm by a  
2 person 18 years of age or older where the factors listed in  
3 both items (A) and (C) of paragraph (3) of subsection (a)  
4 are present is a Class 4 felony, for which the person shall  
5 be sentenced to a term of imprisonment of not less than one  
6 year and not more than 3 years.

7 (3) Aggravated unlawful use of a weapon by a person who  
8 has been previously convicted of a felony in this State or  
9 another jurisdiction is a Class 2 felony for which the  
10 person shall be sentenced to a term of imprisonment of not  
11 less than 3 years and not more than 7 years.

12 (4) Aggravated unlawful use of a weapon while wearing  
13 or in possession of body armor as defined in Section 33F-1  
14 by a person who has not been issued a valid Firearms  
15 Owner's Identification Card in accordance with Section 5 of  
16 the Firearm Owners Identification Card Act is a Class X  
17 felony.

18 (e) The possession of each firearm in violation of this  
19 Section constitutes a single and separate violation.

20 (Source: P.A. 95-331, eff. 8-21-07; 96-742, eff. 8-25-09;  
21 96-829, eff. 12-3-09; 96-1107, eff. 1-1-11.)

22 (720 ILCS 5/24-2)

23 Sec. 24-2. Exemptions.

24 (a) Subsections 24-1(a)(3), 24-1(a)(4), 24-1(a)(10), and  
25 24-1(a)(13) and Section 24-1.6 do not apply to or affect any of

1 the following:

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

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

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

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

21 (5) Persons licensed as private security contractors,  
22 private detectives, or private alarm contractors, or  
23 employed by an agency certified by the Department of  
24 Financial and Professional Regulation, if their duties  
25 include the carrying of a weapon under the provisions of  
26 the Private Detective, Private Alarm, Private Security,

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

23 (6) Any person regularly employed in a commercial or  
24 industrial operation as a security guard for the protection  
25 of persons employed and private property related to such  
26 commercial or industrial operation, while actually engaged

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

24 (7) Agents and investigators of the Illinois  
25 Legislative Investigating Commission authorized by the  
26 Commission to carry the weapons specified in subsections

1           24-1(a)(3) and 24-1(a)(4), while on duty in the course of  
2           any investigation for the Commission.

3           (8) Persons employed by a financial institution for the  
4           protection of other employees and property related to such  
5           financial institution, while actually engaged in the  
6           performance of their duties, commuting between their homes  
7           and places of employment, or traveling between sites or  
8           properties owned or operated by such financial  
9           institution, provided that any person so employed has  
10          successfully completed a course of study, approved by and  
11          supervised by the Department of Financial and Professional  
12          Regulation, consisting of not less than 40 hours of  
13          training which includes theory of law enforcement,  
14          liability for acts, and the handling of weapons. A person  
15          shall be considered to be eligible for this exemption if he  
16          or she has completed the required 20 hours of training for  
17          a security officer and 20 hours of required firearm  
18          training, and has been issued a firearm control card by the  
19          Department of Financial and Professional Regulation.  
20          Conditions for renewal of firearm control cards issued  
21          under the provisions of this Section shall be the same as  
22          for those issued under the provisions of the Private  
23          Detective, Private Alarm, Private Security, Fingerprint  
24          Vendor, and Locksmith Act of 2004. Such firearm control  
25          card shall be carried by the person so trained at all times  
26          when such person is in possession of a concealable weapon.

1 For purposes of this subsection, "financial institution"  
2 means a bank, savings and loan association, credit union or  
3 company providing armored car services.

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

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

9 (11) Investigators of the Office of the State's  
10 Attorneys Appellate Prosecutor authorized by the board of  
11 governors of the Office of the State's Attorneys Appellate  
12 Prosecutor to carry weapons pursuant to Section 7.06 of the  
13 State's Attorneys Appellate Prosecutor's Act.

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

16 (12.5) Probation officers while in the performance of  
17 their duties, or while commuting between their homes,  
18 places of employment or specific locations that are part of  
19 their assigned duties, with the consent of the chief judge  
20 of the circuit for which they are employed.

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

25 (13.5) A person employed as an armed security guard at  
26 a nuclear energy, storage, weapons or development site or

1 facility regulated by the Nuclear Regulatory Commission  
2 who has completed the background screening and training  
3 mandated by the rules and regulations of the Nuclear  
4 Regulatory Commission.

5 (14) Manufacture, transportation, or sale of weapons  
6 to persons authorized under subdivisions (1) through  
7 (13.5) of this subsection to possess those weapons.

8 (b) Subsections 24-1(a)(4) and 24-1(a)(10) and Section  
9 24-1.6 do not apply to or affect any of the following:

10 (1) Members of any club or organization organized for  
11 the purpose of practicing shooting at targets upon  
12 established target ranges, whether public or private, and  
13 patrons of such ranges, while such members or patrons are  
14 using their firearms on those target ranges.

15 (2) Duly authorized military or civil organizations  
16 while parading, with the special permission of the  
17 Governor.

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

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

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

26 (6) A licensee under the Illinois Concealed Carry Act,

1       notwithstanding Section 70 of that Act, if the licensee  
2       meets the requirements of that Act.

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

5           (1) Peace officers while in performance of their  
6 official duties.

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

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

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

18          (5) Persons licensed under federal law to manufacture  
19 any weapon from which 8 or more shots or bullets can be  
20 discharged by a single function of the firing device, or  
21 ammunition for such weapons, and actually engaged in the  
22 business of manufacturing such weapons or ammunition, but  
23 only with respect to activities which are within the lawful  
24 scope of such business, such as the manufacture,  
25 transportation, or testing of such weapons or ammunition.  
26 This exemption does not authorize the general private



1 possession of any weapon from which 8 or more shots or  
2 bullets can be discharged by a single function of the  
3 firing device, but only such possession and activities as  
4 are within the lawful scope of a licensed manufacturing  
5 business described in this paragraph.

6 During transportation, such weapons shall be broken  
7 down in a non-functioning state or not immediately  
8 accessible.

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

20 The exemption granted under this subdivision (c)(6)  
21 shall also apply to any authorized agent of any such  
22 contractor or subcontractor who is operating within the  
23 scope of his employment, where such activities involving  
24 such weapon, weapons or ammunition are necessary and  
25 incident to fulfilling the terms of such contract.

26 During transportation, any such weapon shall be broken

1 down in a non-functioning state, or not immediately  
2 accessible.

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

14 During transportation, any such weapon shall be broken  
15 down in a non-functioning state, or not immediately  
16 accessible.

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

20 (e) Subsection 24-1(a)(8) does not apply to any owner,  
21 manager or authorized employee of any place specified in that  
22 subsection nor to any law enforcement officer or a licensee  
23 under the Illinois Concealed Carry Act, notwithstanding  
24 Section 70 of that Act.

25 (f) Subsection 24-1(a)(4) and subsection 24-1(a)(10) and  
26 Section 24-1.6 do not apply to members of any club or

1 organization organized for the purpose of practicing shooting  
2 at targets upon established target ranges, whether public or  
3 private, while using their firearms on those target ranges.

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

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

9 (2) Bonafide collectors of antique or surplus military  
10 ordinance.

11 (3) Laboratories having a department of forensic  
12 ballistics, or specializing in the development of  
13 ammunition or explosive ordinance.

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

23 (g-5) Subsection 24-1(a)(6) does not apply to or affect  
24 persons licensed under federal law to manufacture any device or  
25 attachment of any kind designed, used, or intended for use in  
26 silencing the report of any firearm, firearms, or ammunition

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

14 (g-6) Subsections 24-1(a)(4) and 24-1(a)(10) and Section  
15 24-1.6 do not apply to or affect any parole agent or parole  
16 supervisor who meets the qualifications and conditions  
17 prescribed in Section 3-14-1.5 of the Unified Code of  
18 Corrections.

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

1 (g-10) Subsections 24-1(a)(4), 24-1(a)(8), and  
2 24-1(a)(10), and Sections 24-1.6 and 24-3.1 do not apply to an  
3 athlete's possession, transport on official Olympic and  
4 Paralympic transit systems established for athletes, or use of  
5 competition firearms sanctioned by the International Olympic  
6 Committee, the International Paralympic Committee, the  
7 International Shooting Sport Federation, or USA Shooting in  
8 connection with such athlete's training for and participation  
9 in shooting competitions at the 2016 Olympic and Paralympic  
10 Games and sanctioned test events leading up to the 2016 Olympic  
11 and Paralympic Games.

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

16 (i) Nothing in this Article shall prohibit, apply to, or  
17 affect the transportation, carrying, or possession, of any  
18 pistol or revolver, stun gun, taser, or other firearm consigned  
19 to a common carrier operating under license of the State of  
20 Illinois or the federal government, where such transportation,  
21 carrying, or possession is incident to the lawful  
22 transportation in which such common carrier is engaged; and  
23 nothing in this Article shall prohibit, apply to, or affect the  
24 transportation, carrying, or possession of any pistol,  
25 revolver, stun gun, taser, or other firearm, not the subject of  
26 and regulated by subsection 24-1(a)(7) or subsection 24-2(c) of

1 this Article, which is unloaded and enclosed in a case, firearm  
2 carrying box, shipping box, or other container, by the  
3 possessor of a valid Firearm Owners Identification Card.

4 (Source: P.A. 96-7, eff. 4-3-09; 96-230, eff. 1-1-10; 96-742,  
5 eff. 8-25-09; 96-1000, eff. 7-2-10; 97-465, eff. 8-22-11;  
6 97-676, eff. 6-1-12; 97-936, eff. 1-1-13; 97-1010, eff. 1-1-13;  
7 revised 8-23-12.)