



Rep. Maura Hirschauer

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LRB104 07753 RLC 26391 a

1 AMENDMENT TO SENATE BILL 8

2 AMENDMENT NO. _____. Amend Senate Bill 8 on page 6, by
3 inserting immediately below line 7 the following:

4 "Section 86. The Illinois State Police Law of the Civil
5 Administrative Code of Illinois is amended by adding Section
6 2605-625 as follows:

7 (20 ILCS 2605/2605-625 new)

8 Sec. 2605-625. Analysis and report of cumulative data
9 concerning stolen firearms or firearms with obliterated serial
10 numbers that were used or alleged to have been used in the
11 commission of offenses. The Illinois State Police shall
12 conduct an analysis of the cumulative data regarding the
13 disposition of cases involving a stolen firearm or a firearm
14 with an obliterated serial number that was used or alleged to
15 have been used in the commission of an offense and make that
16 information available on the Illinois State Police publicly

1 accessible databases. The Illinois State Police shall publish
2 the results of its analysis in a report to the General
3 Assembly, Governor, and Attorney General and shall make the
4 report available on its website.

5 Section 87. The Criminal Identification Act is amended by
6 changing Section 2.1 as follows:

7 (20 ILCS 2630/2.1) (from Ch. 38, par. 206-2.1)

8 Sec. 2.1. For the purpose of maintaining complete and
9 accurate criminal records of the Illinois State Police, it is
10 necessary for all policing bodies of this State, the clerk of
11 the circuit court, the Illinois Department of Corrections, the
12 sheriff of each county, and State's Attorney of each county to
13 submit certain criminal arrest, charge, and disposition
14 information to the Illinois State Police for filing at the
15 earliest time possible. Unless otherwise noted herein, it
16 shall be the duty of all policing bodies of this State, the
17 clerk of the circuit court, the Illinois Department of
18 Corrections, the sheriff of each county, and the State's
19 Attorney of each county to report such information as provided
20 in this Section, both in the form and manner required by the
21 Illinois State Police and within 30 days of the criminal
22 history event. Specifically:

23 (a) Arrest Information. All agencies making arrests
24 for offenses which are required by statute to be

1 collected, maintained or disseminated by the Illinois
2 State Police shall be responsible for furnishing daily to
3 the Illinois State Police fingerprints, charges and
4 descriptions of all persons who are arrested for such
5 offenses. All such agencies shall also notify the Illinois
6 State Police of all decisions by the arresting agency not
7 to refer such arrests for prosecution. With approval of
8 the Illinois State Police, an agency making such arrests
9 may enter into arrangements with other agencies for the
10 purpose of furnishing daily such fingerprints, charges and
11 descriptions to the Illinois State Police upon its behalf.

12 (b) Charge Information. The State's Attorney of each
13 county shall notify the Illinois State Police of all
14 charges filed and all petitions filed alleging that a
15 minor is delinquent, including all those added subsequent
16 to the filing of a case, and whether charges were not filed
17 in cases for which the Illinois State Police has received
18 information required to be reported pursuant to paragraph
19 (a) of this Section. With approval of the Illinois State
20 Police, the State's Attorney may enter into arrangements
21 with other agencies for the purpose of furnishing the
22 information required by this subsection (b) to the
23 Illinois State Police upon the State's Attorney's behalf.

24 (c) Disposition Information. The clerk of the circuit
25 court of each county shall furnish the Illinois State
26 Police, in the form and manner required by the Supreme

1 Court, with all final dispositions of cases for which the
2 Illinois State Police has received information required to
3 be reported pursuant to paragraph (a) or (d) of this
4 Section. Such information shall include, for each charge,
5 all (1) judgments of not guilty, judgments of guilty
6 including the sentence pronounced by the court with
7 statutory citations to the relevant sentencing provision,
8 findings that a minor is delinquent and any sentence made
9 based on those findings, discharges and dismissals in the
10 court; (2) reviewing court orders filed with the clerk of
11 the circuit court which reverse or remand a reported
12 conviction or findings that a minor is delinquent or that
13 vacate or modify a sentence or sentence made following a
14 trial that a minor is delinquent; (3) continuances to a
15 date certain in furtherance of an order of supervision
16 granted under Section 5-6-1 of the Unified Code of
17 Corrections or an order of probation granted under Section
18 10 of the Cannabis Control Act, Section 410 of the
19 Illinois Controlled Substances Act, Section 70 of the
20 Methamphetamine Control and Community Protection Act,
21 Section 12-4.3 or subdivision (b)(1) of Section 12-3.05 of
22 the Criminal Code of 1961 or the Criminal Code of 2012,
23 Section 10-102 of the Illinois Alcoholism and Other Drug
24 Dependency Act, Section 40-10 of the Substance Use
25 Disorder Act, Section 10 of the Steroid Control Act, or
26 Section 5-615 of the Juvenile Court Act of 1987; ~~and~~ (4)

1 judgments or court orders terminating or revoking a
2 sentence to or juvenile disposition of probation,
3 supervision or conditional discharge and any resentencing
4 or new court orders entered by a juvenile court relating
5 to the disposition of a minor's case involving delinquency
6 after such revocation; and (5) in any case in which a
7 firearm is alleged to have been used in the commission of
8 an offense, the serial number of any firearm involved in
9 the case, or if the serial number was obliterated, as
10 provided by the State's Attorney to the clerk of the
11 circuit court at the time of disposition.

12 (d) Fingerprints After Sentencing.

13 (1) After the court pronounces sentence, sentences
14 a minor following a trial in which a minor was found to
15 be delinquent or issues an order of supervision or an
16 order of probation granted under Section 10 of the
17 Cannabis Control Act, Section 410 of the Illinois
18 Controlled Substances Act, Section 70 of the
19 Methamphetamine Control and Community Protection Act,
20 Section 12-4.3 or subdivision (b)(1) of Section
21 12-3.05 of the Criminal Code of 1961 or the Criminal
22 Code of 2012, Section 10-102 of the Illinois
23 Alcoholism and Other Drug Dependency Act, Section
24 40-10 of the Substance Use Disorder Act, Section 10 of
25 the Steroid Control Act, or Section 5-615 of the
26 Juvenile Court Act of 1987 for any offense which is

1 required by statute to be collected, maintained, or
2 disseminated by the Illinois State Police, the State's
3 Attorney of each county shall ask the court to order a
4 law enforcement agency to fingerprint immediately all
5 persons appearing before the court who have not
6 previously been fingerprinted for the same case. The
7 court shall so order the requested fingerprinting, if
8 it determines that any such person has not previously
9 been fingerprinted for the same case. The law
10 enforcement agency shall submit such fingerprints to
11 the Illinois State Police daily.

12 (2) After the court pronounces sentence or makes a
13 disposition of a case following a finding of
14 delinquency for any offense which is not required by
15 statute to be collected, maintained, or disseminated
16 by the Illinois State Police, the prosecuting attorney
17 may ask the court to order a law enforcement agency to
18 fingerprint immediately all persons appearing before
19 the court who have not previously been fingerprinted
20 for the same case. The court may so order the requested
21 fingerprinting, if it determines that any so sentenced
22 person has not previously been fingerprinted for the
23 same case. The law enforcement agency may retain such
24 fingerprints in its files.

25 (e) Corrections Information. The Illinois Department
26 of Corrections and the sheriff of each county shall

1 furnish the Illinois State Police with all information
2 concerning the receipt, escape, execution, death, release,
3 pardon, parole, commutation of sentence, granting of
4 executive clemency or discharge of an individual who has
5 been sentenced or committed to the agency's custody for
6 any offenses which are mandated by statute to be
7 collected, maintained or disseminated by the Illinois
8 State Police. For an individual who has been charged with
9 any such offense and who escapes from custody or dies
10 while in custody, all information concerning the receipt
11 and escape or death, whichever is appropriate, shall also
12 be so furnished to the Illinois State Police.

13 (Source: P.A. 102-538, eff. 8-20-21.)"; and

14 by deleting line 24 on page 34 through line 5 on page 49.