



SJ0030

LRB101 11404 MST 56973 r

1 SENATE JOINT RESOLUTION

2 WHEREAS, The United States Congress passed the Brady
3 Handgun Violence Prevention Act in 1993 that created the
4 National Instant Criminal Background Check System (NICS) among
5 other things; and

6 WHEREAS, The National Instant Criminal Background Check
7 System is the national system that enables federal firearms
8 licensees to initiate a background check through the Federal
9 Bureau of Investigation or a state point of contact to check
10 all available records to identify persons who may be prohibited
11 from receiving or possessing firearms; and

12 WHEREAS, Background checks are meant to ensure that people
13 who are legally prohibited from owning, acquiring, or
14 possessing firearms, such as criminals, mentally unstable
15 individuals, or other persons enumerated in Section 8 of the
16 Firearm Owners Identification Card Act are unable to do so; and

17 WHEREAS, Firearm Owners Identification Card background
18 check information and the National Instant Criminal Background
19 Check System are only as good as the information submitted by
20 the courts and law enforcement; and

21 WHEREAS, The Firearm Owners Identification Card Act

1 requires the courts and the Department of State Police to fully
2 comply with the requirements for reporting data submitted to
3 the National Instant Criminal Background Check System; and

4 WHEREAS, It is the duty of the Department of State Police
5 to revoke and seize a Firearm Owners Identification Card from a
6 person prohibited from possessing firearms or ammunition, as
7 well as to ensure that such persons no longer possess any
8 firearms or ammunition; and

9 WHEREAS, Serious gaps in adequately and timely reporting
10 information have led to individuals possessing firearms and
11 ammunition who were otherwise prohibited from doing so,
12 resulting in significant harm to the public safety and welfare;
13 and

14 WHEREAS, The Federal Bureau of Investigation estimates
15 that, on average, about 3,000 people pass a NICS background
16 check annually despite being prohibited under federal or state
17 law from purchasing a firearm; and

18 WHEREAS, It is essential that the State improve the
19 reporting of information to NICS to maximize the effectiveness
20 of background check laws and otherwise ensure that felons and
21 mentally unstable individuals do not have access to firearms;
22 therefore, be it

1 RESOLVED, BY THE SENATE OF THE ONE HUNDRED FIRST GENERAL
2 ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES
3 CONCURRING HEREIN, that there is created the National Instant
4 Criminal Background Check System Compliance Task Force, which
5 is charged with the following duties: (1) identify gaps in
6 reporting structures and procedures, (2) develop strategies
7 and recommendations for addressing those gaps, (3) conduct
8 audits of records currently held by the Department of State
9 Police, clerks of the circuit court, mental health agencies,
10 and other relevant agencies or governmental bodies, (4)
11 identify and recommend technological advancements to enhance
12 the exchange of information and provide more accountability,
13 and (5) identify potential grants and other methods of funding
14 to ensure better coordination with the State of Illinois and
15 the National Instant Criminal Background Check System; and be
16 it further

17 RESOLVED, That the Task Force shall consist of the
18 following members, who shall serve without compensation:

19 (1) Two members appointed by the President of the
20 Senate, one of whom shall serve as Chair;

21 (2) Two members appointed by the Speaker of the House
22 of Representatives;

23 (3) Two members appointed by the Minority Leader of the
24 Senate, one of whom is to be the Minority Spokesman;

1 (4) Two members appointed by the Minority Leader of the
2 House of Representatives;

3 (5) The Attorney General or his or her designee;

4 (6) The Director of State Police or his or her
5 designee;

6 (7) One member representing a statewide association
7 that advocates on behalf of firearm owners, appointed by
8 the President of the Senate;

9 (8) One member representing a statewide association
10 that advocates on behalf of firearm safety or violence
11 prevention, appointed by the Speaker of the House of
12 Representatives;

13 (9) One member representing a statewide association
14 that advocates on behalf of court clerks, appointed by the
15 Minority Leader of the Senate; and

16 (10) One member representing a statewide association
17 that advocates on behalf of sheriffs, appointed by the
18 Minority Leader of the House of Representatives; and be it
19 further

20 RESOLVED, That the Attorney General's office shall provide
21 staff and administrative support to the Task Force; and be it
22 further

23 RESOLVED, That the Task Force shall meet at least four
24 times; and be it further

1 RESOLVED, That the Task Force shall provide a final report
2 to the General Assembly by July 1, 2020, and upon the filing of
3 its report, is dissolved.