



Rep. Jaime M. Andrade, Jr.

Filed: 3/4/2021

10200HB0052ham001

LRB102 03969 HEP 23061 a

1 AMENDMENT TO HOUSE BILL 52

2 AMENDMENT NO. _____. Amend House Bill 52 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by adding
5 Section 12-614 as follows:

6 (625 ILCS 5/12-614 new)

7 Sec. 12-614. Vehicle security circumvention device.

8 (a) As used in this Section, "vehicle security
9 circumvention device" means a device that is capable of
10 obtaining, intercepting, or processing information from a
11 motor vehicle keyless entry system.

12 (b) No person may possess a vehicle security circumvention
13 device if he or she has been convicted of a felony under
14 Section 4-103 within the previous 5 years. A person who
15 commits a violation of this subsection is guilty of a Class A
16 misdemeanor.

1 (c) No person may possess a vehicle security circumvention
2 device in this State except for the following persons:

3 (1) an employee of a facility subject to the
4 Automotive Repair Act or the Automotive Collision Repair
5 Act;

6 (2) a new vehicle dealer or used vehicle dealer
7 licensed under Section 5-101 or 5-102;

8 (3) a locksmith licensed under the Private Detective,
9 Private Alarm, Private Security, Fingerprint Vendor, and
10 Locksmith Act of 2004;

11 (4) a repossession agent; or

12 (5) a State or local law enforcement officer.

13 A person who commits a violation of this subsection is
14 guilty of a Class B misdemeanor.

15 (d) Any seller of a vehicle security circumvention device
16 in this State who reaches an agreement with a buyer for the
17 purchase of the vehicle security circumvention device shall
18 conduct a criminal background check of the buyer before
19 completing the sale. A seller of a vehicle security
20 circumvention device who conducts a criminal background check
21 under this Section shall not complete the sale of the vehicle
22 security circumvention device if the background check reveals
23 that the buyer has been convicted of a felony in this State or
24 another jurisdiction within the 5 years preceding the sale. A
25 seller who violates this subsection is guilty of a Class A
26 misdemeanor.

1 (e) Any seller of a vehicle security circumvention device
2 in this State who reaches an agreement with a buyer for the
3 purchase of the vehicle security circumvention device shall
4 confirm that the buyer may lawfully possess a vehicle security
5 circumvention device pursuant to subsections (b) and (c)
6 before completing the sale. A seller of a vehicle security
7 circumvention device shall not complete the sale of the
8 vehicle security circumvention device if the buyer is unable
9 to confirm that the buyer may lawfully possess a vehicle
10 security circumvention device pursuant to subsections (b) and
11 (c). A seller who violates this subsection is guilty of a Class
12 B misdemeanor."