

1 AN ACT concerning transportation.

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

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.

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

19 (1) an employee of a facility subject to the  
20 Automotive Repair Act or the Automotive Collision Repair  
21 Act;

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

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

4           (4) a repossession agent; or

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

6           A person who commits a violation of this subsection is  
7           guilty of a Class B misdemeanor.

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

20           (e) Any seller of a vehicle security circumvention device  
21           in this State who reaches an agreement with a buyer for the  
22           purchase of the vehicle security circumvention device shall  
23           confirm that the buyer may lawfully possess a vehicle security  
24           circumvention device pursuant to subsections (b) and (c)  
25           before completing the sale. A seller of a vehicle security  
26           circumvention device shall not complete the sale of the

1 vehicle security circumvention device if the buyer is unable  
2 to confirm that the buyer may lawfully possess a vehicle  
3 security circumvention device pursuant to subsections (b) and  
4 (c). A seller who violates this subsection is guilty of a Class  
5 B misdemeanor.