



Rep. Scott Drury

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09800HB1155ham053

LRB098 08475 RLC 43357 a

1 AMENDMENT TO HOUSE BILL 1155

2 AMENDMENT NO. _____. Amend House Bill 1155, AS AMENDED, by
3 inserting the following in its proper numeric sequence:

4 "Section 3. Act implementation.

5 (a) Notwithstanding any other provision to the contrary,
6 this Act shall be fully implemented no later than on January 1,
7 2016; however, the Act may be implemented and licenses to carry
8 may be issued under this Act prior to January 1, 2016, if a
9 report is issued to the General Assembly prior to January 1,
10 2016 from the Department of State Police, Department of Human
11 Services, and Illinois Association of Circuit Court Clerks,
12 indicating that the agencies and association have adopted,
13 addressed, and remedied the findings of the Illinois Auditor
14 General's Report from April 2012.

15 (b) The Illinois Auditor General's Report from April 2012
16 indicated that there was a lack of reporting by circuit court
17 clerks, with only 3 of 102 counties submitting mental health

1 court orders to the Department of State Police as required by
2 the Firearm Owners Identification Card Act, and that 27 of the
3 121 orders that were issued by the circuit courts were not
4 properly reported by the Department of State Police to the
5 federal National Instant Criminal Background Check System
6 (NICS) database. The report further indicated that the
7 Department of Human Services did not properly distinguish
8 between voluntary and involuntary admissions to mental health
9 service facilities, and therefore the Department of State
10 Police could not distinguish between disqualifying mental
11 health admissions among persons possessing a Firearm Owner's
12 Identification Card. Finally, among those persons possessing a
13 Firearm Owner's Identification Card who did have
14 disqualifications reported, only 30% of those persons
15 disqualified under the Firearm Owners Identification Card Act
16 actually returned their revoked Firearm Owner's Identification
17 Cards to the Department of State Police. Implementation of this
18 Act will present similar reporting issues and therefore cannot
19 be effectively implemented until a remedy for the Firearm
20 Owners Identification Card Act problems are completed and
21 similar remedies can be applied to implementation of this Act.

22 (c) If no report is issued as provided under subsection (a)
23 of this Section prior to January 1, 2016, the Department of
24 State Police may not issue licenses to carry under this Act
25 until on and after January 1, 2016."