



Rep. Michael J. Zalewski

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09800HB1157ham004

LRB098 08477 MRW 42620 a

1 AMENDMENT TO HOUSE BILL 1157

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1157, AS AMENDED, by  
3 inserting the following in its proper numeric sequence:

4 "Section 315. The Criminal Code of 2012 is amended by  
5 adding Section 24-9.3 as follows:

6 (720 ILCS 5/24-9.3 new)

7 Sec. 24-9.3. Prohibited person firearm access violation.

8 (a) A person commits prohibited person firearm access when  
9 he or she stores or leaves, within premises under his or her  
10 control, a firearm if the person knows or has reason to know  
11 that a person prohibited from possessing a firearm because of a  
12 felony conviction, domestic battery conviction, an outstanding  
13 order of protection or stalking no-contact order against him or  
14 her, adjudication as a mental defective, having been a patient  
15 in a mental institution within the past 5 years, or because he  
16 or she is otherwise prohibited from obtaining a Firearm Owner's

1 Identification Card is likely to gain access to the firearm,  
2 and the firearm:

3 (1) is not secured by a device or mechanism, other than  
4 the firearm safety, designed to render a firearm  
5 temporarily inoperable;

6 (2) is not placed in a securely locked box or  
7 container; or

8 (3) is not placed in some other location that a  
9 reasonable person would believe to be secure from a person.

10 (b) This Section does not apply:

11 (1) if the prohibited person gains access to a firearm  
12 and uses it in a lawful act of self-defense or defense of  
13 another;

14 (2) to any firearm obtained by a prohibited person  
15 because of an unlawful entry of the premises by the  
16 prohibited person or another person; or

17 (3) when the firearm is in the immediate possession or  
18 control of the owner.

19 (c) For the purposes of this Section, "firearm" has the  
20 meaning ascribed to it in Section 1.1 of the Firearm Owners  
21 Identification Card Act.

22 (d) Sentence. A first violation of this Section is a Class  
23 C misdemeanor and the person shall be fined not less than  
24 \$1,000. A second or subsequent violation is a Class A  
25 misdemeanor."