



Sen. Antonio Muñoz

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09800SB1935sam001

LRB098 08968 RLC 41455 a

1 AMENDMENT TO SENATE BILL 1935

2 AMENDMENT NO. _____. Amend Senate Bill 1935 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 2012 is amended by
5 changing Section 24-9 as follows:

6 (720 ILCS 5/24-9)

7 Sec. 24-9. Firearms; Child Protection; Ownership
8 Requirements.

9 (a) Except as provided in subsection (c), it is unlawful
10 for any person to store or leave, within premises under his or
11 her control, a firearm if the person knows or has reason to
12 believe that a minor ~~under the age of 14 years who does not~~
13 ~~have a Firearm Owners Identification Card~~ is likely to gain
14 access to the firearm ~~without the lawful permission of the~~
15 ~~minor's parent, guardian, or person having charge of the minor,~~
16 ~~and the minor causes death or great bodily harm with the~~

1 ~~firearm~~, unless the firearm is:

2 (1) secured by a device or mechanism, other than the
3 firearm safety, designed to render a firearm temporarily
4 inoperable; or

5 (2) placed in a securely locked box or container; or

6 (3) placed in some other location that a reasonable
7 person would believe to be secure from a minor ~~under the~~
8 ~~age of 14 years.~~

9 (a-5) It is unlawful for any person to store or leave,
10 within premises under his or her control, a firearm if the
11 person knows or has reason to know that a person who is
12 otherwise prohibited from obtaining a Firearm Owner's
13 Identification Card is likely to gain access to the firearm,
14 unless the firearm is:

15 (1) secured by a device or mechanism, other than the
16 firearm safety, designed to render a firearm temporarily
17 inoperable;

18 (2) placed in a securely locked box or container; or

19 (3) placed in some other location that a reasonable
20 person would believe to be secure from a person.

21 (b) Sentence. A first violation of this Section is ~~person~~
22 ~~who violates this Section is guilty of~~ a Class C misdemeanor
23 and the person shall be fined not less than \$1,000. A second or
24 subsequent violation of this Section is a Class A misdemeanor.

25 (c) Subsection (a) and (a-5) do ~~does~~ not apply:

26 (1) if the minor or prohibited person ~~under 14 years of~~

1 ~~age~~ gains access to a firearm and uses it in a lawful act
2 of self-defense or defense of another; or

3 (2) to any firearm obtained by a minor or prohibited
4 person ~~under the age of 14~~ because of an unlawful entry of
5 the premises by the minor or another person.

6 (d) For the purposes of this Section, "firearm" has the
7 meaning ascribed to it in Section 1.1 of the Firearm Owners
8 Identification Card Act.

9 (Source: P.A. 91-18, eff. 1-1-00.)

10 Section 999. Effective date. This Act takes effect January
11 1, 2014."