

1 AN ACT concerning criminal law.

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

4 Section 5. The Criminal Code of 1961 is amended by
5 changing Section 24-8 as follows:

6 (720 ILCS 5/24-8)

7 Sec. 24-8. Firearm tracing.

8 (a) Upon recovering a firearm from the possession of
9 anyone who is not permitted by federal or State law to
10 possess a firearm, a local law enforcement agency shall use
11 the best available information, including a firearms trace
12 when necessary, to determine how and from whom the person
13 gained possession of the firearm. Upon recovering a firearm
14 that was used in the commission of any offense classified as
15 a felony or upon recovering a firearm that appears to have
16 been lost, mislaid, stolen, or otherwise unclaimed, a local
17 law enforcement agency shall use the best available
18 information, including a firearms trace when necessary, to
19 determine prior ownership of the firearm.

20 (b) Local law enforcement shall, when appropriate, use
21 the National Tracing Center of the Federal Bureau of Alcohol,
22 Tobacco and Firearms in complying with subsection (a) of this
23 Section.

24 (c) Local law enforcement agencies shall use the
25 Illinois Department of State Police Law Enforcement Agencies
26 Data System (LEADS) Gun File to enter all stolen, seized, or
27 recovered firearms as prescribed by LEADS regulations and
28 policies.

29 (Source: P.A. 90-137, eff. 1-1-98; 91-364, eff. 1-1-00.)