

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.)