

CITY OF CHICAGO
DEPARTMENT OF POLICE

RULES AND REGULATIONS
GUN OFFENDER REGISTRATION- CHAPTER 8-26

These rules shall be effective on April 20, 2013.

The Superintendent, pursuant to Chapter 8-26 of the Municipal Code of Chicago, hereby promulgates the following the Rules and Regulations.

RULE I DEFINITIONS

1.1 "Business hours" means between the hours of 8:00 a.m. and 2:30 p.m., Monday through Friday (closed on holidays).

1.2 "City" means the City of Chicago.

1.3 "Conviction" or "convicted" has the same meaning ascribed to that term in section 5/2-5 of the Illinois Criminal Code

1.4 "Criminal Registration Section" means the unit of the Chicago Police Department located at 3510 S. Michigan Ave, Chicago, Illinois.

1.5 "Gun offender" or "offender" means any person convicted of a gun offense.

1.6 "Gun offense" means a criminal conviction of any of the following offenses:

(1) Illinois Criminal Code:

Kidnaping and Related Offenses

720 ILCS 5/10-2(a)(6)

720 ILCS 5/10-2(a)(7)

720 ILCS 5/10-2(a)(8)

720 ILCS 5/10-3.1(a)

(if the deadly weapon was a firearm)

720 ILCS 5/10-4(a)(1) (if the dangerous weapon was a firearm)

Assault, Battery, Home Invasion Offenses

720 ILCS 5/12-2(c) (if a firearm was used or discharged)

720 ILCS 5/12-3.05(e) (if a firearm was used or discharged)

720 ILCS 5/12-4(b) (if a firearm was used or discharged)

720 ILCS 5/12-11(a)(3)

720 ILCS 5/12-11(a)(4)

720 ILCS 5/12-11(a)(5)

Robbery and Vehicular Hijacking Offenses

720 ILCS 5/18-2(a)(2)

720 ILCS 5/18-2(a)(3)

720 ILCS 5/18-2(a)(4)

720 ILCS 5/18-4(a)(4)

720 ILCS 5/18-4(a)(5)

720 ILCS 5/18-4(a)(6)

Armed Violence

720 ILCS 5/33A-2(a) (if the dangerous weapon was a firearm)

720 ILCS 5/33A-2(b)

720 ILCS 5/33A-2(c)

UUW

720 ILCS 5/24-1(a)(4) (firearms only)

720 ILCS 5/24-1(a)(7)(i)

720 ILCS 5/24-1(a)(7)(ii)

720 ILCS 5/24-1(a)(8) (firearms only)

720 ILCS 5/24-1(a)(9) (firearms only)

720 ILCS 5/24-1(a)(10) (firearms only)

UUW by Felon or Person in Prison

720 ILCS 5/24-1.1(a) (firearms only)

720 ILCS 5/24-1.1(b) (firearms only)

Aggravated Discharge of a Firearm

720 ILCS 5/24-1.2(a)(1)

720 ILCS 5/24-1.2(a)(2)

720 ILCS 5/24-1.2(a)(3)

720 ILCS 5/24-1.2(a)(4)

720 ILCS 5/24-1.2(a)(5)

720 ILCS 5/24-1.2(a)(6)

720 ILCS 5/24-1.2(a)(7)

720 ILCS 5/24-1.2(a)(8)

720 ILCS 5/24-1.2(a)(9)

Aggravated Discharge with Machine Gun or Silencer

720 ILCS 5/24-1.2-5(a)(1)

720 ILCS 5/24-1.2-5(a)(2)

720 ILCS 5/24-1.2-5(a)(3)

720 ILCS 5/24-1.2-5(a)(4)

720 ILCS 5/24-1.2-5(a)(5)

720 ILCS 5/24-1.2-5(a)(6)

720 ILCS 5/24-1.2-5(a)(7)

720 ILCS 5/24-1.2-5(a)(8)

Reckless Discharge of a Firearm

720 ILCS 5/24-1.5(a)

720 ILCS 5/24-1.5(b)

Aggravated UUV

720 ILCS 5/24-1.6(a)(1) (3)(A) (firearms only)

720 ILCS 5/24-1.6(a)(1) (3)(B) (firearms only)

720 ILCS 5/24-1.6(a)(1) (3)(C) (firearms only)

720 ILCS 5/24-1.6(a)(1) (3)(D) (firearms only)

720 ILCS 5/24-1.6(a)(1) (3)(E) (firearms only)

720 ILCS 5/24-1.6(a)(1) (3)(G) (firearms only)
720 ILCS 5/24-1.6(a)(1) (3)(H) (firearms only)
720 ILCS 5/24-1.6(a)(1) (3)(I) (firearms only)
720 ILCS 5/24-1.6(a)(2) (3)(A) (firearms only)
720 ILCS 5/24-1.6(a)(2) (3)(B) (firearms only)
720 ILCS 5/24-1.6(a)(2) (3)(C) (firearms only)
720 ILCS 5/24-1.6(a)(2) (3)(D) (firearms only)
720 ILCS 5/24-1.6(a)(2) (3)(E) (firearms only)
720 ILCS 5/24-1.6(a)(2) (3)(G) (firearms only)
720 ILCS 5/24-1.6(a)(2) (3)(H) (firearms only)
720 ILCS 5/24-1.6(a)(2) (3)(I) (firearms only)

Armed Habitual Criminal

720 ILCS 5/24-1.7(a)(1)
720 ILCS 5/24-1.7(a)(2)
720 ILCS 5/24-1.7(a)(3)

Unlawful Possession of a Firearm by a Street Gang Member

720 ILCS 5/24-1.8(a)(1)
720 ILCS 5/24-1.8(a)(2)

Unlawful Sale of Firearms

720 ILCS 5/24-3(A)(a)
720 ILCS 5/24-3(A)(b)
720 ILCS 5/24-3(A)(c)
720 ILCS 5/24-3(A)(d)
720 ILCS 5/24-3(A)(e)
720 ILCS 5/24-3(A)(f)
720 ILCS 5/24-3(A)(g) (firearms only)
720 ILCS 5/24-3(A)(h)
720 ILCS 5/24-3(A)(i)
720 ILCS 5/24-3(A)(j)
720 ILCS 5/24-3(A)(k)

Gunrunning

720 ILCS 5/24-3A

Unlawful Possession of Firearms and Firearm Ammunition

720 ILCS 5/24-3.1(a)(1)

720 ILCS 5/24-3.1(a)(2) (firearms only)

720 ILCS 5/24-3.1(a)(3) (firearms only)

720 ILCS 5/24-3.1(a)(4) (firearms only)

720 ILCS 5/24-3.1(a)(5) (firearms only)

Unlawful Sale or Delivery of Firearms- School/Public Housing

720 ILCS 5/24-3.3

Unlawful Sale of Firearms by Liquor Licensee

720 ILCS 5/24-3.4

Unlawful Purchase of a Firearm

720 ILCS 5/24-3.5(b)

720 ILCS 5/24-3.5(c)

Unlawful Use of a firearm in the shape of Wireless Telephone

720 ILCS 5/24-3.6(b)

Use of a Stolen Firearm in the Commission of an Offense

720 ILCS 5/24-3.7(a)

Possession of a Stolen Firearm

720 ILCS 5/24-3.8

Aggravated Possession of a Stolen Firearm

720 ILCS 5/24-3.9

Defacing Identification Marks of Firearms

720 ILCS 5/24-5(b)

(2) Municipal Code of Chicago:

- 8-20-020 Unlawful possession of handguns
- 8-20-030 Unlawful possession of long guns
- 8-20-035 Unlawful possession of unregisterable firearms
- 8-20-100(a) Unlawful sale of firearms
- 8-24-010 Unlawful discharge of a firearm
- 8-24-027 Disguised firearms

(3) A violation of any federal, state, or local law that is substantially equivalent to any offense listed in (1) and (2) of this definition.

(4) A "gun offense" shall include the offense of "attempt," codified at 720 ILCS 5/8-4, with regard to any of the offenses listed in subsection (1).

1.7 "Reside", "Resides", and "Resident" mean to maintain a residence or to be temporarily domiciled in the city for a period of 10 or more days in a calendar year.

1.8 "Firearm", "Department", and "Superintendent" have the meaning ascribed to those terms in section 8-20-010.

RULE II Duty to Register.

2.1 Every person who: (1) resides within the City and (2)(a) is convicted of a gun offense on or after April 20, 2013, or (b) was convicted of a gun offense prior to April 20, 2013 but is discharged or released from a federal, state or local correctional center on or after April 20, 2013, must register with the Superintendent as provided in these rules.

2.2 Any person registered with the Department as a gun offender prior to April 20, 2013 shall continue to comply with the registration requirements until such time that the person is no longer required to register.

2.3 Every gun offender who meets the conditions specified in Rule 2.1 must register with

the Superintendent within 5 days of either: (A) release, if the gun offender receives a sentence of imprisonment; or (B) the time sentence is imposed, if the sentence does not include imprisonment.

2.4 A gun offender who did not register in the time set forth in Rule 2.3 because, following his discharge or release from a federal, state, or local correctional center, he was confined to a residential treatment center, hospital or other institution, shall register within 5 days of his discharge or release from such institution.

2.5 A gun offender who did not reside in the city at the time when registration would otherwise be required, and subsequent to that time becomes a resident of the city, shall register within 5 days of becoming a resident of the city.

2.6 A gun offender who did not register within the time required by Rules 2.3, 2.4, or 2.5 because the offender did not receive notice of the duty to register shall register within 5 days of receipt of such notice.

RULE III Initial and annual registration requirements.

3.1 A person registering as a gun offender must report in person to the Criminal Registration Section, during business hours.

3.2 The gun offender shall submit to fingerprinting and photographing at the time of the initial registration and shall submit to photographing at every annual registration. In some circumstances, a gun offender may also be required to submit to fingerprinting at an annual registration.

3.3 The gun offender will be required to produce a copy of a driver's license, a non-driver's government issued photo identification card, or another document, approved by the Criminal Registration Section, that establishes proof of address on the date of registration.

3.4 No later than one-year after the date of the gun offender's initial registration, and thereafter no later than one year after the date of each annual registration, the gun offender must personally appear at the Criminal Registration Section, during business hours, to reregister.

3.5 If a gun offender is confined to any federal, state or local correctional center, residential center, hospital, or institution at the time the gun offender is required to appear for his annual registration, the gun offender must, within 5 days of his release or discharge, personally appear at the Criminal Registration Section, during business hours, to reregister.

RULE IV Registration period.

A gun offender must comply with the requirements of chapter 8-26 and these rules and regulations for a period beginning when he is required to register and continuing until 4 years from the date of his initial registration.

RULE V Change of information.

A gun offender must personally appear at the Criminal Registration Section during business hours to report any change in information required by Chapter 8-26, including any change in residence address, within 5 days of such change.

RULE VI Notice.

6.1 Every gun offender subject to the requirements of Chapter 8-26 shall be given individual notice, in writing, of the gun offender's duty to register.

6.2 Every gun offender should be asked to read the notice and sign it as an acknowledgement of his receipt, reading, and understanding of the notice of the gun offender's duty to register.

RULE VII False Information.

It is a violation of Chapter 8-26 for any gun offender to knowingly provide any false or misleading information pertaining to his registration information.

RULE VIII Gun Offender Community Notification.

The name and address of every registered gun offender shall be posted on the Department's website, www.chicagopolice.org. This website shall have the capability to conduct a

search with a mapping system which identifies registered gun offenders within 1/8, 1/4, and 1/2 mile of an identified address.