

I respectfully do not consent to any search of my person, premises, vehicle or belongings. My Firearms Owners ID Card number is: \_\_\_\_\_. The following information is provided regarding the legal carrying and transportation of unloaded weapons in Illinois:

### What is Unlawful Use of Weapons?

Section 24-1 of the Criminal Code of 1961:

"(a) a person commits the offense of unlawful use of weapons when he knowingly:

\*\*\* (4) Carries or possesses in any vehicle or concealed on or about his person except when on his land or in his abode or fixed place of business any pistol, revolver, stun gun, taser or other firearm." 720 ILCS 5/24-1(a)(4)(West 1994).

The Code also provides for certain situations in which section 24-1(a)(4) does not apply. Section 24-2(i) provides:

"nothing in this Article shall prohibit, apply to, or affect the transportation, carrying, or possession of any pistol, revolver, stun gun, taser, or other firearm which is unloaded and enclosed in a case, firearm carrying box, shipping box, or other container, by the possessor of a valid Firearms Owners Identification Card." 720 ILCS 5/24-2(i)(West 1994).

### Excerpt from Public Act 91-0690 (Safe Neighborhoods Act)

(720 ILCS 5/24-1) (from Ch. 38, par. 24-1)

Sec. 24-1. Unlawful Use of Weapons.

(a) A person commits the offense of unlawful use of weapons when he knowingly:

\*\*\*\*

(4) Carries or possesses in any vehicle or concealed on or about his person except when on his land or in his own abode or fixed place of business any pistol, revolver, stun gun or taser or other firearm, except that this subsection (a) (4) does not apply to or affect transportation of weapons that meet one of the following conditions:

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(iii) are unloaded and enclosed in a case, firearm carrying box, shipping box, or other container by a person who has been issued a currently valid Firearm Owner's identification Card;

The Illinois State Police pamphlet titled "Transport Your Gun Legally - Commonly asked questions on transporting firearms" George H. Ryan, Governor; Illinois State Police, Sam W. Nolen, Director; Dept. of Natural Resources, Brent Manning, Director states:

Three statutory codes regulate the possession, transfer, and transportation of firearms- the Criminal Code, the Wildlife Code, and the Firearm Owner's Identification Act. Under Unlawful Use of Weapons (UW) in the Criminal Code, persons who have been issued a valid FOID card may transport a firearm anywhere in their vehicle or on their person as long as the firearm is unloaded and enclosed in a case, firearm carrying box, shipping box, or other container. Firearms that are not immediately accessible or are broken down in a non-functioning state may also be carried or transported under the Criminal Code. The Wildlife Code, however, is more restrictive. It requires that all firearms transported in or on any vehicle be unloaded and in a case. Because of this, it is recommended that, in order to be in compliance with all statutes, all firearms be transported:

1. Unloaded and,
2. Enclosed in a case, and
3. By persons who have a valid FOID card.

I am not violating any carrying or transportation of firearm laws and am providing the above information to remove any "good faith" exemption from a civil trial that may result from an arrest at this time.

My Attorney's Name Is: \_\_\_\_\_ Attorney Phone Number: \_\_\_\_\_

SIGNED: \_\_\_\_\_ PRINTED NAME: \_\_\_\_\_