



Sen. Julie A. Morrison

**Filed: 10/19/2017**

10000SB0236sam001

LRB100 05156 RLC 30131 a

1 AMENDMENT TO SENATE BILL 236

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 236 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 24-1 and by adding Sections 24-1.9 and 24-1.10  
6 as follows:

7 (720 ILCS 5/24-1) (from Ch. 38, par. 24-1)

8 Sec. 24-1. Unlawful use of weapons.

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

11 (1) Sells, manufactures, purchases, possesses or  
12 carries any bludgeon, black-jack, slung-shot, sand-club,  
13 sand-bag, metal knuckles or other knuckle weapon  
14 regardless of its composition, throwing star, or any knife,  
15 commonly referred to as a switchblade knife, which has a  
16 blade that opens automatically by hand pressure applied to

1 a button, spring or other device in the handle of the  
2 knife, or a ballistic knife, which is a device that propels  
3 a knifelike blade as a projectile by means of a coil  
4 spring, elastic material or compressed gas; or

5 (2) Carries or possesses with intent to use the same  
6 unlawfully against another, a dagger, dirk, billy,  
7 dangerous knife, razor, stiletto, broken bottle or other  
8 piece of glass, stun gun or taser or any other dangerous or  
9 deadly weapon or instrument of like character; or

10 (3) Carries on or about his person or in any vehicle, a  
11 tear gas gun projector or bomb or any object containing  
12 noxious liquid gas or substance, other than an object  
13 containing a non-lethal noxious liquid gas or substance  
14 designed solely for personal defense carried by a person 18  
15 years of age or older; or

16 (4) Carries or possesses in any vehicle or concealed on  
17 or about his person except when on his land or in his own  
18 abode, legal dwelling, or fixed place of business, or on  
19 the land or in the legal dwelling of another person as an  
20 invitee with that person's permission, any pistol,  
21 revolver, stun gun or taser or other firearm, except that  
22 this subsection (a) (4) does not apply to or affect  
23 transportation of weapons that meet one of the following  
24 conditions:

25 (i) are broken down in a non-functioning state; or

26 (ii) are not immediately accessible; or

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

5 (iv) are carried or possessed in accordance with  
6 the Firearm Concealed Carry Act by a person who has  
7 been issued a currently valid license under the Firearm  
8 Concealed Carry Act; or

9 (5) Sets a spring gun; or

10 (6) Possesses any device or attachment of any kind  
11 designed, used or intended for use in silencing the report  
12 of any firearm; or

13 (7) Sells, manufactures, purchases, possesses or  
14 carries:

15 (i) a machine gun, which shall be defined for the  
16 purposes of this subsection as any weapon, which  
17 shoots, is designed to shoot, or can be readily  
18 restored to shoot, automatically more than one shot  
19 without manually reloading by a single function of the  
20 trigger, including the frame or receiver of any such  
21 weapon, or sells, manufactures, purchases, possesses,  
22 or carries any combination of parts designed or  
23 intended for use in converting any weapon into a  
24 machine gun, or any combination or parts from which a  
25 machine gun can be assembled if such parts are in the  
26 possession or under the control of a person;

1           (i-5) a trigger modification device. For purposes  
2 of this clause (i-5), "trigger modification device"  
3 means any part, or combination of parts, designed or  
4 intended to accelerate the rate of fire of a firearm,  
5 but does not convert the firearm into a machine gun,  
6 including, but not limited to:

7           (A) any part, or combination of parts,  
8 designed or intended for use in modifying a firearm  
9 to use the recoil of the firearm to produce a rapid  
10 succession of trigger functions; or

11           (B) any part, or combination of parts,  
12 designed or intended for use in modifying a firearm  
13 to produce multiple trigger functions through the  
14 use of an external mechanism;

15           (ii) any rifle having one or more barrels less than  
16 inches in length or a shotgun having one or more  
17 barrels less than 18 inches in length or any weapon  
18 made from a rifle or shotgun, whether by alteration,  
19 modification, or otherwise, if such a weapon as  
20 modified has an overall length of less than 26 inches;  
21 or

22           (iii) any bomb, bomb-shell, grenade, bottle or  
23 other container containing an explosive substance of  
24 over one-quarter ounce for like purposes, such as, but  
25 not limited to, black powder bombs and Molotov  
26 cocktails or artillery projectiles; or

1           (8) Carries or possesses any firearm, stun gun or taser  
2           or other deadly weapon in any place which is licensed to  
3           sell intoxicating beverages, or at any public gathering  
4           held pursuant to a license issued by any governmental body  
5           or any public gathering at which an admission is charged,  
6           excluding a place where a showing, demonstration or lecture  
7           involving the exhibition of unloaded firearms is  
8           conducted.

9           This subsection (a) (8) does not apply to any auction or  
10          raffle of a firearm held pursuant to a license or permit  
11          issued by a governmental body, nor does it apply to persons  
12          engaged in firearm safety training courses; or

13          (9) Carries or possesses in a vehicle or on or about  
14          his person any pistol, revolver, stun gun or taser or  
15          firearm or ballistic knife, when he is hooded, robed or  
16          masked in such manner as to conceal his identity; or

17          (10) Carries or possesses on or about his person, upon  
18          any public street, alley, or other public lands within the  
19          corporate limits of a city, village or incorporated town,  
20          except when an invitee thereon or therein, for the purpose  
21          of the display of such weapon or the lawful commerce in  
22          weapons, or except when on his land or in his own abode,  
23          legal dwelling, or fixed place of business, or on the land  
24          or in the legal dwelling of another person as an invitee  
25          with that person's permission, any pistol, revolver, stun  
26          gun or taser or other firearm, except that this subsection

1 (a) (10) does not apply to or affect transportation of  
2 weapons that meet one of the following conditions:

3 (i) are broken down in a non-functioning state; or

4 (ii) are not immediately accessible; or

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

9 (iv) are carried or possessed in accordance with  
10 the Firearm Concealed Carry Act by a person who has  
11 been issued a currently valid license under the Firearm  
12 Concealed Carry Act.

13 A "stun gun or taser", as used in this paragraph (a)  
14 means (i) any device which is powered by electrical  
15 charging units, such as, batteries, and which fires one or  
16 several barbs attached to a length of wire and which, upon  
17 hitting a human, can send out a current capable of  
18 disrupting the person's nervous system in such a manner as  
19 to render him incapable of normal functioning or (ii) any  
20 device which is powered by electrical charging units, such  
21 as batteries, and which, upon contact with a human or  
22 clothing worn by a human, can send out current capable of  
23 disrupting the person's nervous system in such a manner as  
24 to render him incapable of normal functioning; or

25 (11) Sells, manufactures or purchases any explosive  
26 bullet. For purposes of this paragraph (a) "explosive

1 bullet" means the projectile portion of an ammunition  
2 cartridge which contains or carries an explosive charge  
3 which will explode upon contact with the flesh of a human  
4 or an animal. "Cartridge" means a tubular metal case having  
5 a projectile affixed at the front thereof and a cap or  
6 primer at the rear end thereof, with the propellant  
7 contained in such tube between the projectile and the cap;  
8 or

9 (12) (Blank); or

10 (13) Carries or possesses on or about his or her person  
11 while in a building occupied by a unit of government, a  
12 billy club, other weapon of like character, or other  
13 instrument of like character intended for use as a weapon.  
14 For the purposes of this Section, "billy club" means a  
15 short stick or club commonly carried by police officers  
16 which is either telescopic or constructed of a solid piece  
17 of wood or other man-made material.

18 (b) Sentence. A person convicted of a violation of  
19 subsection 24-1(a)(1) through (5), subsection 24-1(a)(10),  
20 subsection 24-1(a)(11), or subsection 24-1(a)(13) commits a  
21 Class A misdemeanor. A person convicted of a violation of  
22 subsection 24-1(a)(8) or 24-1(a)(9) commits a Class 4 felony; a  
23 person convicted of a violation of subsection 24-1(a)(6) or  
24 24-1(a)(7)(ii) or (iii) commits a Class 3 felony. A person  
25 convicted of a violation of subsection 24-1(a)(7)(i) or  
26 24-1(a)(7)(i-5) commits a Class 2 felony and shall be sentenced

1 to a term of imprisonment of not less than 3 years and not more  
2 than 7 years, unless the weapon is possessed in the passenger  
3 compartment of a motor vehicle as defined in Section 1-146 of  
4 the Illinois Vehicle Code, or on the person, while the weapon  
5 is loaded, in which case it shall be a Class X felony. A person  
6 convicted of a second or subsequent violation of subsection  
7 24-1(a)(4), 24-1(a)(8), 24-1(a)(9), or 24-1(a)(10) commits a  
8 Class 3 felony. The possession of each weapon in violation of  
9 this Section constitutes a single and separate violation.

10 (c) Violations in specific places.

11 (1) A person who violates subsection 24-1(a)(6) or  
12 24-1(a)(7) in any school, regardless of the time of day or  
13 the time of year, in residential property owned, operated  
14 or managed by a public housing agency or leased by a public  
15 housing agency as part of a scattered site or mixed-income  
16 development, in a public park, in a courthouse, on the real  
17 property comprising any school, regardless of the time of  
18 day or the time of year, on residential property owned,  
19 operated or managed by a public housing agency or leased by  
20 a public housing agency as part of a scattered site or  
21 mixed-income development, on the real property comprising  
22 any public park, on the real property comprising any  
23 courthouse, in any conveyance owned, leased or contracted  
24 by a school to transport students to or from school or a  
25 school related activity, in any conveyance owned, leased,  
26 or contracted by a public transportation agency, or on any



1 public way within 1,000 feet of the real property  
2 comprising any school, public park, courthouse, public  
3 transportation facility, or residential property owned,  
4 operated, or managed by a public housing agency or leased  
5 by a public housing agency as part of a scattered site or  
6 mixed-income development commits a Class 2 felony and shall  
7 be sentenced to a term of imprisonment of not less than 3  
8 years and not more than 7 years.

9 (1.5) A person who violates subsection 24-1(a)(4),  
10 24-1(a)(9), or 24-1(a)(10) in any school, regardless of the  
11 time of day or the time of year, in residential property  
12 owned, operated, or managed by a public housing agency or  
13 leased by a public housing agency as part of a scattered  
14 site or mixed-income development, in a public park, in a  
15 courthouse, on the real property comprising any school,  
16 regardless of the time of day or the time of year, on  
17 residential property owned, operated, or managed by a  
18 public housing agency or leased by a public housing agency  
19 as part of a scattered site or mixed-income development, on  
20 the real property comprising any public park, on the real  
21 property comprising any courthouse, in any conveyance  
22 owned, leased, or contracted by a school to transport  
23 students to or from school or a school related activity, in  
24 any conveyance owned, leased, or contracted by a public  
25 transportation agency, or on any public way within 1,000  
26 feet of the real property comprising any school, public

1 park, courthouse, public transportation facility, or  
2 residential property owned, operated, or managed by a  
3 public housing agency or leased by a public housing agency  
4 as part of a scattered site or mixed-income development  
5 commits a Class 3 felony.

6 (2) A person who violates subsection 24-1(a)(1),  
7 24-1(a)(2), or 24-1(a)(3) in any school, regardless of the  
8 time of day or the time of year, in residential property  
9 owned, operated or managed by a public housing agency or  
10 leased by a public housing agency as part of a scattered  
11 site or mixed-income development, in a public park, in a  
12 courthouse, on the real property comprising any school,  
13 regardless of the time of day or the time of year, on  
14 residential property owned, operated or managed by a public  
15 housing agency or leased by a public housing agency as part  
16 of a scattered site or mixed-income development, on the  
17 real property comprising any public park, on the real  
18 property comprising any courthouse, in any conveyance  
19 owned, leased or contracted by a school to transport  
20 students to or from school or a school related activity, in  
21 any conveyance owned, leased, or contracted by a public  
22 transportation agency, or on any public way within 1,000  
23 feet of the real property comprising any school, public  
24 park, courthouse, public transportation facility, or  
25 residential property owned, operated, or managed by a  
26 public housing agency or leased by a public housing agency

1 as part of a scattered site or mixed-income development  
2 commits a Class 4 felony. "Courthouse" means any building  
3 that is used by the Circuit, Appellate, or Supreme Court of  
4 this State for the conduct of official business.

5 (3) Paragraphs (1), (1.5), and (2) of this subsection  
6 (c) shall not apply to law enforcement officers or security  
7 officers of such school, college, or university or to  
8 students carrying or possessing firearms for use in  
9 training courses, parades, hunting, target shooting on  
10 school ranges, or otherwise with the consent of school  
11 authorities and which firearms are transported unloaded  
12 enclosed in a suitable case, box, or transportation  
13 package.

14 (4) For the purposes of this subsection (c), "school"  
15 means any public or private elementary or secondary school,  
16 community college, college, or university.

17 (5) For the purposes of this subsection (c), "public  
18 transportation agency" means a public or private agency  
19 that provides for the transportation or conveyance of  
20 persons by means available to the general public, except  
21 for transportation by automobiles not used for conveyance  
22 of the general public as passengers; and "public  
23 transportation facility" means a terminal or other place  
24 where one may obtain public transportation.

25 (d) The presence in an automobile other than a public  
26 omnibus of any weapon, instrument or substance referred to in

1 subsection (a) (7) is prima facie evidence that it is in the  
2 possession of, and is being carried by, all persons occupying  
3 such automobile at the time such weapon, instrument or  
4 substance is found, except under the following circumstances:

5 (i) if such weapon, instrument or instrumentality is found upon  
6 the person of one of the occupants therein; or (ii) if such  
7 weapon, instrument or substance is found in an automobile  
8 operated for hire by a duly licensed driver in the due, lawful  
9 and proper pursuit of his trade, then such presumption shall  
10 not apply to the driver.

11 (e) Exemptions.

12 (1) Crossbows, Common or Compound bows and Underwater  
13 Spearguns are exempted from the definition of ballistic  
14 knife as defined in paragraph (1) of subsection (a) of this  
15 Section.

16 (2) The provision of paragraph (1) of subsection (a) of  
17 this Section prohibiting the sale, manufacture, purchase,  
18 possession, or carrying of any knife, commonly referred to  
19 as a switchblade knife, which has a blade that opens  
20 automatically by hand pressure applied to a button, spring  
21 or other device in the handle of the knife, does not apply  
22 to a person who possesses a currently valid Firearm Owner's  
23 Identification Card previously issued in his or her name by  
24 the Department of State Police or to a person or an entity  
25 engaged in the business of selling or manufacturing  
26 switchblade knives.

1 (Source: P.A. 99-29, eff. 7-10-15; 100-82, eff. 8-11-17.)

2 (720 ILCS 5/24-1.9 new)

3 Sec. 24-1.9. Possession, delivery, sale, and purchase of  
4 assault weapons.

5 (a) Definitions. As used in this Section:

6 (1) "Antique firearm" has the meaning ascribed to it in  
7 18 U.S.C. 921 (a) (16).

8 (2) "Assault weapon" means:

9 (A) a semiautomatic rifle that has the capacity to  
10 accept a large capacity magazine detachable or  
11 otherwise and one or more of the following:

12 (i) only a pistol grip without a stock  
13 attached;

14 (ii) any feature capable of functioning as a  
15 protruding grip that can be held by the non-trigger  
16 hand;

17 (iii) a folding, telescoping, or thumbhole  
18 stock;

19 (iv) a shroud attached to the barrel, or that  
20 partially or completely encircles the barrel,  
21 allowing the bearer to hold the firearm with the  
22 non-trigger hand without being burned, but  
23 excluding a slide that encloses the barrel; or

24 (v) a muzzle brake or muzzle compensator;

25 (B) a semiautomatic pistol or any semi-automatic

1 rifle that has a fixed magazine, that has the capacity  
2 to accept more than 10 rounds of ammunition;

3 (C) a semiautomatic pistol that has the capacity to  
4 accept a detachable magazine and has one or more of the  
5 following:

6 (i) any feature capable of functioning as a  
7 protruding grip that can be held by the non-trigger  
8 hand;

9 (ii) a folding, telescoping, or thumbhole  
10 stock;

11 (iii) a shroud attached to the barrel, or that  
12 partially or completely encircles the barrel,  
13 allowing the bearer to hold the firearm with the  
14 non-trigger hand without being burned, but  
15 excluding a slide that encloses the barrel;

16 (iv) a muzzle brake or muzzle compensator; or

17 (v) the capacity to accept a detachable  
18 magazine at some location outside of the pistol  
19 grip;

20 (D) a semiautomatic shotgun that has one or more of  
21 the following:

22 (i) only a pistol grip without a stock  
23 attached;

24 (ii) any feature capable of functioning as a  
25 protruding grip that can be held by the non-trigger  
26 hand;

1                   (iii) a folding, telescoping, or thumbhole  
2 stock;

3                   (iv) a fixed magazine capacity in excess of 5  
4 rounds; or

5                   (v) an ability to accept a detachable  
6 magazine;

7                   (E) any shotgun with a revolving cylinder;

8                   (F) a conversion kit, part or combination of parts,  
9 from which an assault weapon can be assembled if those  
10 parts are in the possession or under the control of the  
11 same person;

12                   (G) shall include, but not be limited to, the  
13 assault weapons models identified as follows:

14                   (i) the following rifles or copies or  
15 duplicates of those rifles:

16                   (I) AK, AKM, AKS, AK-47, AK-74, ARM,  
17 MAK90, Misr, NHM 90, NHM 91, SA 85, SA 93,  
18 VEPR;

19                   (II) AR-10;

20                   (III) AR-15, Bushmaster XM15, Armalite  
21 M15, or Olympic Arms PCR;

22                   (IV) AR70;

23                   (V) Calico Liberty;

24                   (VI) Dragunov SVD Sniper Rifle or Dragunov  
25 SVU;

26                   (VII) Fabrique National FN/FAL, FN/LAR, or

1                   FNC;

2                   (VIII) Hi-Point Carbine;

3                   (IX) HK-91, HK-93, HK-94, or HK-PSG-1;

4                   (X) Kel-Tec Sub Rifle;

5                   (XI) Saiga;

6                   (XII) SAR-8, SAR-4800;

7                   (XIII) SKS with detachable magazine;

8                   (XIV) SLG 95;

9                   (XV) SLR 95 or 96;

10                  (XVI) Steyr AUG;

11                  (XVII) Sturm, Ruger Mini-14;

12                  (XVIII) Tavor;

13                  (XIX) Thompson 1927, Thompson M1, or

14                  Thompson 1927 Commando; or

15                  (XX) Uzi, Galil and Uzi Sporter, Galil

16                  Sporter, or Galil Sniper Rifle (Galatz).

17                  (ii) the following pistols or copies or  
18                  duplicates of those pistols:

19                  (I) Calico M-110;

20                  (II) MAC-10, MAC-11, or MPA3;

21                  (III) Olympic Arms OA;

22                  (IV) TEC-9, TEC-DC9, TEC-22 Scorpion, or

23                  AB-10; or

24                  (V) Uzi.

25                  (iii) The following shotguns or copies or  
26                  duplicates of those shotguns:



1                   (I) Armscor 30 BG;

2                   (II) SPAS 12 or LAW 12;

3                   (III) Striker 12; or

4                   (IV) Streetsweeper.

5           "Assault weapon" does not include any firearm that has  
6           been made permanently inoperable, or satisfies the  
7           definition of antique firearm, or weapons designed for  
8           Olympic target shooting events.

9           (3) "Assault weapon attachment" means any device  
10          capable of being attached to a firearm that is specifically  
11          designed for making or converting a firearm into any of the  
12          firearms listed in paragraph (2) of this subsection (a).

13          (4) "Detachable magazine" means any ammunition feeding  
14          device, the function of which is to deliver one or more  
15          ammunition cartridges into the firing chamber, which can be  
16          removed from the firearm without the use of any tool,  
17          including a bullet or ammunition cartridge.

18          (5) "Locking mechanism" means secured by a device or  
19          mechanism, other than the firearm safety, designed to  
20          render a firearm temporarily inoperable; or a box or  
21          container capable of containing the firearm and that can be  
22          securely locked.

23          (6) "Muzzle brake" means a device attached to the  
24          muzzle of a weapon that utilizes escaping gas to reduce  
25          recoil.

26          (7) "Muzzle compensator" means a device attached to the

1 muzzle of a weapon that utilizes escaping gas to control  
2 muzzle movement.

3 (b) The Department of State Police shall take all steps  
4 necessary to carry out the requirements of this Section within  
5 180 days after the effective date of this amendatory Act of the  
6 100th General Assembly.

7 (c) Except as provided in subsections (d), (e), (f), and  
8 (h) of this Section, on or after the effective date of this  
9 amendatory Act of the 100th General Assembly, it is unlawful  
10 for any person within this State to knowingly deliver, sell, or  
11 purchase or cause to be delivered, sold, or purchased or cause  
12 to be possessed by another, an assault weapon or assault weapon  
13 attachment.

14 (d) Except as otherwise provided in subsections (e), (f),  
15 and (h) of this Section, 300 days after the effective date of  
16 this amendatory Act of the 100th General Assembly, it is  
17 unlawful for any person within this State to knowingly possess  
18 an assault weapon.

19 (e) This Section does not apply to a person who possessed  
20 an assault weapon before the effective date of this amendatory  
21 Act of the 100th General Assembly, provided the person has  
22 provided in a registration affidavit, under oath or affirmation  
23 and in the form and manner prescribed by the Department of  
24 State Police on or after 180 days after the effective date of  
25 this amendatory Act of the 100th General Assembly but within  
26 300 days after the effective date of this amendatory Act of the

1 100th General Assembly:

2 (1) his or her name;

3 (2) date of birth;

4 (3) Firearm Owner's Identification Card number;

5 (4) the make, model, caliber, and serial number of the  
6 weapon; and

7 (5) proof of a locking mechanism that properly fits the  
8 weapon. The affidavit shall include a statement that the  
9 weapon is owned by the person submitting the affidavit and  
10 that he or she owns a locking mechanism for the weapon.

11 The affidavit form shall include the following statement  
12 printed in bold type: "Warning: Entering false information on  
13 this form is punishable as perjury under Section 32-2 of the  
14 Criminal Code of 2012."

15 Beginning 300 days after the effective date of this  
16 amendatory Act of the 100th General Assembly, the person may  
17 transfer the assault weapon only to an heir, an individual  
18 residing in another state maintaining it in another state, or a  
19 dealer licensed as a federal firearms dealer under Section 923  
20 of the federal Gun Control Act of 1968. Within 10 days after  
21 transfer of the weapon except to an heir, the person shall  
22 notify the Department of State Police of the name and address  
23 of the transferee and comply with the requirements of  
24 subsection (b) of Section 3 of the Firearm Owners  
25 Identification Card Act. The person to whom the weapon is  
26 transferred shall, within 60 days of the transfer, complete an

1 affidavit and pay the required registration fee under this  
2 Section. A person to whom the weapon is transferred may  
3 transfer it only as provided in this subsection.

4 (f) This Section does not apply to a peace officer who has  
5 retired in good standing from a law enforcement agency of this  
6 State and who possesses an assault weapon if the weapon was  
7 lawfully possessed and acquired by the peace officer prior to  
8 retirement and the retired peace officer within 30 days of  
9 retirement registers the weapon with the Department of State  
10 Police and pays the required registration fee under this  
11 Section. The retired peace officer shall comply with the  
12 transfer and notification requirements in subsection (e) of  
13 this Section.

14 (g) For the purpose of registration required under  
15 subsections (e) and (f) of this Section, the Department of  
16 State Police shall assess a registration fee of \$25 per person  
17 to the owner of an assault weapon. The fee shall be deposited  
18 into the State Police Firearm Services Fund.

19 (h) This Section does not apply to or affect any of the  
20 following:

21 (1) Peace officers.

22 (2) Acquisition and possession by a local law  
23 enforcement agency for the purpose of equipping the  
24 agency's peace officers.

25 (3) Wardens, superintendents, and keepers of prisons,  
26 penitentiaries, jails, and other institutions for the

1 detention of persons accused or convicted of an offense.

2 (4) Members of the Armed Services or Reserve Forces of  
3 the United States or the Illinois National Guard, while in  
4 the performance of their official duties or while traveling  
5 to or from their place of duty.

6 (5) Any company that employs armed security officers in  
7 this State at a nuclear energy, storage, weapons, or  
8 development site or facility regulated by the federal  
9 Nuclear Regulatory Commission and persons employed as an  
10 armed security force member at a nuclear energy, storage,  
11 weapons, or development site or facility regulated by the  
12 federal Nuclear Regulatory Commission who have completed  
13 the background screening and training mandated by the rules  
14 and regulations of the federal Nuclear Regulatory  
15 Commission and while in the performance of their official  
16 duties.

17 (6) Manufacture, transportation, or sale of weapons,  
18 attachments, or ammunition to persons authorized under  
19 subdivisions (1) through (5) of this subsection (h) to  
20 possess those items.

21 (7) Manufacture, transportation, or sale of weapons,  
22 attachments, or ammunition for sale or transfer in another  
23 state.

24 (8) Possession of any firearm if that firearm is  
25 sanctioned by the International Olympic Committee and by  
26 USA Shooting, the national governing body for

1 international shooting competition in the United States,  
2 but only when the firearm is in the actual possession of an  
3 Olympic target shooting competitor or target shooting  
4 coach for the purpose of storage, transporting to and from  
5 Olympic target shooting practice or events if the firearm  
6 is broken down in a non-functioning state, is not  
7 immediately accessible, or is unloaded and enclosed in a  
8 firearm case, carrying box, shipping box, or other similar  
9 portable container designed for the safe transportation of  
10 firearms, and when the Olympic target shooting competitor  
11 or target shooting coach is engaging in those practices or  
12 events.

13 (9) Any non-resident who transports, within 24 hours, a  
14 weapon for any lawful purpose from any place where he or  
15 she may lawfully possess and carry that weapon to any other  
16 place where he or she may lawfully possess and carry that  
17 weapon if, during the transportation the weapon is  
18 unloaded, and neither the weapon nor any ammunition being  
19 transported is readily accessible or is directly  
20 accessible from the passenger compartment of the  
21 transporting vehicle. Provided that, in the case of a  
22 vehicle without a compartment separate from the driver's  
23 compartment the weapon or ammunition shall be contained in  
24 a locked container other than the glove compartment or  
25 console.

26 (10) Possession of a weapon at events taking place at

1 the World Shooting and Recreational Complex at Sparta, only  
2 while engaged in the legal use of this weapon, or while  
3 traveling to or from this location if the weapon is broken  
4 down in a non-functioning state, or is not immediately  
5 accessible, or is unloaded and enclosed in a firearm case,  
6 carrying box, shipping box, or other similar portable  
7 container designed for the safe transportation of  
8 firearms.

9 (11) Possession of a weapon only for hunting use  
10 expressly permitted under the Wildlife Code, or while  
11 traveling to or from a location authorized for this hunting  
12 use under the Wildlife Code if the weapon is broken down in  
13 a non-functioning state, or is not immediately accessible,  
14 or is unloaded and enclosed in a firearm case, carrying  
15 box, shipping box, or other similar portable container  
16 designed for the safe transportation of firearms.

17 (12) The manufacture, transportation, possession,  
18 sale, or rental of blank-firing assault weapons and the  
19 weapon's respective attachments, to persons authorized or  
20 permitted, or both authorized and permitted to acquire and  
21 possess these weapons or attachments for the purpose of  
22 rental for use solely as props for a motion picture,  
23 television, or video production or entertainment event.

24 (i) Sentence.

25 (1) A person who knowingly delivers, sells, purchases,  
26 or possesses or causes to be delivered, sold, purchased, or

1 possessed an assault weapon in violation of this Section  
2 commits a Class 3 felony for a first violation and a Class  
3 2 felony for a second or subsequent violation or for the  
4 possession or delivery of 2 or more of these weapons at the  
5 same time.

6 (2) A person who knowingly delivers, sells, purchases,  
7 or possesses or causes to be delivered, sold, purchased, or  
8 possessed in violation of this Section an assault weapon  
9 attachment commits a Class 4 felony for a first violation  
10 and a Class 3 felony for a second or subsequent violation.

11 (3) Any other violation of this Section is a Class A  
12 misdemeanor.

13 (720 ILCS 5/24-1.10 new)

14 Sec. 24-1.10. Delivery or sale of large capacity ammunition  
15 feeding devices.

16 (a) As used in this Section:

17 "Large capacity ammunition feeding device" means:

18 (1) a magazine, belt, drum, feed strip, or similar  
19 device that has a capacity of, or that can be readily  
20 restored or converted to accept, more than 10 rounds of  
21 ammunition; or

22 (2) any combination of parts from which a device  
23 described in paragraph (1) can be assembled.

24 "Large capacity ammunition feeding device" does not  
25 include an attached tubular device designed to accept, and



1 capable of operating only with, .22 caliber rimfire ammunition  
2 or a feeding device that has been permanently altered so that  
3 it cannot accommodate more than 10 rounds. "Large capacity  
4 ammunition feeding device" does not include a tubular magazine  
5 that is contained in a lever-action firearm or any device that  
6 has been made permanently inoperable.

7 (b) Except as provided in subsection (c), it is unlawful  
8 for any person within this State to knowingly deliver, sell,  
9 purchase, or possess or cause to be delivered, sold, or  
10 purchased a large capacity ammunition feeding device.

11 (c) This Section does not apply to or affect any of the  
12 following:

13 (1) Peace officers.

14 (2) A local law enforcement agency for the purpose of  
15 equipping the agency's peace officers.

16 (3) Wardens, superintendents, and keepers of prisons,  
17 penitentiaries, jails, and other institutions for the  
18 detention of persons accused or convicted of an offense.

19 (4) Members of the Armed Services or Reserve Forces of  
20 the United States or the Illinois National Guard, for the  
21 performance of their official duties.

22 (5) Any company that employs armed security officers in  
23 this State at a nuclear energy, storage, weapons, or  
24 development site or facility regulated by the federal  
25 Nuclear Regulatory Commission and persons employed as an  
26 armed security force member at a nuclear energy, storage,

1 weapons, or development site or facility regulated by the  
2 federal Nuclear Regulatory Commission who have completed  
3 the background screening and training mandated by the rules  
4 and regulations of the federal Nuclear Regulatory  
5 Commission for the performance of their official duties.

6 (6) Sale of large capacity ammunition feeding devices  
7 to persons authorized under paragraphs (1) through (5) of  
8 this subsection (c) to possess those devices.

9 (7) Sale of large capacity ammunition feeding devices  
10 for sale or transfer in another state.

11 (8) Sale or rental of large capacity ammunition feeding  
12 devices for blank-firing assault weapons to persons  
13 authorized or permitted, or both authorized and permitted  
14 to acquire these devices for the purpose of rental for use  
15 solely as props for a motion picture, television, or video  
16 production or entertainment event.

17 (d) Sentence. A person who knowingly delivers, sells,  
18 purchases, or causes to be delivered, sold, or purchased in  
19 violation of this Section a large capacity ammunition feeding  
20 device capable of holding more than 10 rounds of ammunition  
21 commits a Class 3 felony for a first violation and a Class 2  
22 felony for a second or subsequent violation or for delivery or  
23 possession of 2 or more of these devices at the same time. Any  
24 other violation of this Section is a Class A misdemeanor.

25 Section 99. Effective date. This Act takes effect upon

1 becoming law.".