



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB3222

Introduced 2/19/2021, by Rep. Maura Hirschauer

#### SYNOPSIS AS INTRODUCED:

720 ILCS 5/24-1.9 new

Amends the Criminal Code of 2012. Provides that any person who, prior to the effective date of the amendatory Act, lawfully possessed an assault weapon shall register the assault weapon with the Illinois State Police within 90 days after the effective date of the amendatory Act and any person who acquired an assault weapon on or after the effective date of the amendatory Act shall register the assault weapon with the Illinois State Police within 90 days after he or she purchased or was given the weapon. Provides that the registration shall contain a description of the assault weapon that identifies it uniquely, including all identification marks, the full name, address, date of birth, and thumbprint of the owner, and any other information that the Director of the Illinois State Police deems appropriate. Provides that the Illinois State Police may charge a fee for registration not to exceed the reasonable processing costs of the Illinois State Police. Provides that the fees shall be deposited into the State Police Firearm Services Fund. Provides that a violation of these provisions is a Class A misdemeanor. Defines various terms.

LRB102 13790 RLC 19140 b

CORRECTIONAL  
BUDGET AND  
IMPACT NOTE ACT  
MAY APPLY

FISCAL NOTE ACT  
MAY APPLY

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 2012 is amended by adding  
5 Section 24-1.9 as follows:

6 (720 ILCS 5/24-1.9 new)

7 Sec. 24-1.9. Firearms; assault weapons.

8 (a) In this Section:

9 "Assault weapon" means:

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

13 (A) only a pistol grip without a stock attached;

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

16 (C) a folding, telescoping or thumbhole stock;

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

21 (E) a muzzle brake or muzzle compensator;

22 (2) a semiautomatic pistol or any semi-automatic rifle  
23 that has a fixed magazine, that has the capacity to accept more

1 than 10 rounds of ammunition;

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

4 (A) any feature capable of functioning as a protruding  
5 grip that can be held by the non-trigger hand;

6 (B) a folding, telescoping or thumbhole stock;

7 (C) a shroud attached to the barrel, or that partially  
8 or completely encircles the barrel, allowing the bearer to  
9 hold the firearm with the non-trigger hand without being  
10 burned, but excluding a slide that encloses the barrel;

11 (D) a muzzle brake or muzzle compensator; or

12 (E) the capacity to accept a detachable magazine at  
13 some location outside of the pistol grip;

14 (4) a semiautomatic shotgun that has one or more of the  
15 following:

16 (A) only a pistol grip without a stock attached;

17 (B) any feature capable of functioning as a protruding  
18 grip that can be held by the non-trigger hand;

19 (C) a folding, telescoping or thumbhole stock;

20 (D) a fixed magazine capacity in excess of five  
21 rounds;

22 (E) an ability to accept a detachable magazine; or

23 (F) a grenade, flare or rocket launcher;

24 (5) any shotgun with a revolving cylinder;

25 (6) a conversion kit, part or combination of parts, from  
26 which an assault weapon can be assembled if those parts are in

1 the possession or under the control of the same person;

2 (7) the assault weapons models identified as follows,  
3 including, but not be limited to:

4 (A) the following rifles or copies or duplicates  
5 thereof:

6 (i) AK, AKM, AKS, AK-47, AK-74, ARM, MAK90, Misr,  
7 NHM 90, NHM 91, SA 85, SA 93, VEPR, Rock River Arms  
8 LAR-47, Vector Arms AK-47, VEPR, WASR-10, WUM, MAADI,  
9 Norinco 56S, 56S2, 84S, and 86S;

10 (ii) AR-10;

11 (iii) AR-15, Bushmaster XM15, Bushmaster Carbon  
12 15, Bushmaster ACR, Bushmaster MOE series, Armalite  
13 M15, Armalite M15-T and Olympic Arms PCR;

14 (iv) AR70;

15 (v) Calico Liberty;

16 (vi) Dragunov SVD Sniper Rifle or Dragunov SVU;

17 (vii) Fabrique National FN/FAL, FN/LAR, or FNC;

18 (viii) Hi-Point Carbine;

19 (ix) HK-91, HK-93, HK-94, HK-USC and HK-PSG-1;

20 (x) Kel-Tec Sub Rifle, Kel-Tec Sub-2000, SU-16,

21 and RFB;

22 (xi) Saiga;

23 (xii) SAR-8, SAR-4800;

24 (xiii) KS with detachable magazine;

25 (xiv) SLG 95;

26 (xv) SLR 95 or 96;

- 1                   (xvi) Steyr AUG;
- 2                   (xvii) Sturm, Ruger Mini-14, and Sturm, Ruger &  
3 Co. SR556;
- 4                   (xviii) Tavor;
- 5                   (xix) all Thompson rifles, including Thompson  
6 1927, Thompson M1, Thompson M1SB, Thompson T1100D,  
7 Thompson T150D, Thompson T1B, Thompson T1B100D,  
8 Thompson T1B50D, Thompson T1BSB, Thompson T1-C,  
9 Thompson T1D, Thompson T1SB, Thompson T5, Thompson  
10 T5100D, Thompson TM1, Thompson TM1C and Thompson 1927  
11 Commando;
- 12                   (xx) Uzi, Galil and Uzi Sporter, Galil Sporter, or  
13 Galil Sniper Rifle (Galatz);
- 14                   (xxi) Barret REC7, Barrett M82A1, Barrett M107A1;
- 15                   (xxii) Colt Match Target Rifles;
- 16                   (xxiii) Double Star AR Rifles;
- 17                   (xxiv) DPMS Tactical Rifles;
- 18                   (xxv) Heckler & Koch MR556;
- 19                   (xxvi) Remington R-15 Rifles;
- 20                   (xxvii) Rock River Arms LAR-15;
- 21                   (xxviii) Sig Sauer SIG516 Rifles, SIG AMT, SIG PE  
22 57, Sig Saucer SG 550, and Sig Saucer SG 551;
- 23                   (xxix) Smith & Wesson M&P15;
- 24                   (xxx) Stag Arms AR;
- 25                   (xxxii) Baretta CX4 Storm;
- 26                   (xxxiii) CETME Sporter;

1 (xxxiii) Daewoo K-1, K-2, Max 1, Max 2, AR 100, and  
2 AR 110C;

3 (xxxiv) Fabrique Nationale/FN Herstal FAL, LAR, 22  
4 FNC, 308 Match, L1A1 Sporter, PS90, SCAR, and FS2000;

5 (xxxv) Feather Industries AT-9; (xxxvi) Galil  
6 Model AR and Model ARM;

7 (xxxvii) Springfield Armory SAR-48;

8 (xxxviii) Steyr AUG;

9 (xxxix) UMAREX UZI Rifle;

10 (xl) UZI Mini Carbine, UZI Model A Carbine, and  
11 UZI Model B Carbine;

12 (xli) Valmet M62S, M71S, and M78;

13 (xlii) Vector Arms UZI Type;

14 (xliii) Weaver Arms Nighthawk; and

15 (xliv) Wilkinson Arms Linda Carbine;

16 (B) the following handguns, pistols or copies or  
17 duplicates thereof:

18 (i) all AK-47 types, including Centurion 39 AK  
19 handgun, Draco AK-47 handgun, HCR AK-47 handgun, 10  
20 Inc. Hellpup, AK-47 handgun, Krinkov handgun, Mini  
21 Draco AK-47 handgun, and Yugo Krebs Krink handgun;

22 (ii) all AR-15 types, including American Spirit  
23 AR-15 handgun, Bushmaster Carbon 15 handgun,  
24 DoubleStar Corporation AR handgun, DPMS AR-15 handgun,  
25 Olympic Arms AR-15 handgun and Rock River Arms LAR 15  
26 handgun;

- 1                   (iii) Calico Liberty handguns;  
2                   (iv) DSA SA58 PKP FAL handgun;  
3                   (v) Encom MP-9 and MP-45;  
4                   (vi) Heckler & Koch model SP-89 handgun;  
5                   (vii) Intratec AB-10, TEC-22 Scorpion, TEC-9 and  
6                   TEC-DC9;  
7                   (viii) Kel-Tec PLR 16 handgun;  
8                   (ix) MAC-10, MAC-11, Masterpiece Arms MPA A930  
9                   Mini Pistol, MPA460 Pistol, MPA Tactical Pistol, MPA 3  
10                   and MPA Mini Tactical Pistol;  
11                   (x) Military Armament Corp. Ingram M-11 and  
12                   Velocity Arms VMAC;  
13                   (xi) Sig Sauer P556 handgun;  
14                   (xii) Sites Spectre;  
15                   (xiii) all Thompson types, including the Thompson  
16                   TA510D and Thompson TA5;  
17                   (xiv) Olympic Arms OA;  
18                   (xv) TEC-9, TEC-DC9, TEC-22 Scorpion, or AB-10;  
19                   and  
20                   (xvi) All UZI types, including Micro-UZI;  
21                   (C) the following shotguns or copies or duplicates  
22                   thereof:  
23                   (i) Armscor 30 BG;  
24                   (ii) SPAS 12 or LAW 12;  
25                   (iii) Striker 12;  
26                   (iv) Streetsweeper;

1           (v) all IZHMAISH Saiga 12 types, including the  
2           IZHMAISH Saiga 12, IZHMAISH Saiga 12S, IZHMAISH Saiga 12S  
3           EXP-01, IZHMAISH Saiga 12K, IZHMAISH Saiga 12K-030, and  
4           IZHMAISH Saiga 12K-040 Taktika; and

5           (D) all belt-fed semiautomatic firearms, including  
6           TNWM2HB.

7           "Assault weapon" does not include any firearm that has  
8           been made permanently inoperable, or satisfies the definition  
9           of "antique firearm", so that the shroud protects the user of  
10           the firearm from heat generated by the barrel. The term does  
11           not include:

12           (i) a slide that partially or completely encloses  
13           the barrel; or

14           (ii) an extension of the stock along the bottom of  
15           the barrel which does not completely or substantially  
16           encircle the barrel.

17           "Detachable magazine" means any ammunition feeding device,  
18           the function of which is to deliver one or more ammunition  
19           cartridges into the firing chamber, which can be removed from  
20           the firearm without the use of any tool, including a bullet or  
21           ammunition cartridge. Large-capacity magazine means any  
22           ammunition feeding device with the capacity to accept more  
23           than 10 rounds, but shall not be construed to include the  
24           following:

25           (1) a feeding device that has been permanently altered  
26           so that it cannot accommodate more than ten rounds;



1           (2) a 22-caliber tube ammunition feeding device; or  
2           (3) a tubular magazine that is contained in a  
3           lever-action firearm.

4           "Muzzle brake" means a device attached to the muzzle of a  
5           weapon that utilizes escaping gas to reduce recoil.

6           "Muzzle compensator" means a device attached to the muzzle  
7           of a weapon that utilizes escaping gas to control muzzle  
8           movement.

9           "Rocket" means any simple or complex tube-like device  
10           containing combustibles that on being ignited liberate gases  
11           whose action propels the device through the air and has a  
12           propellant charge of not more than 4 ounces.

13           "Grenade", "flare" or "rocket launcher" means an  
14           attachment for use on a firearm that is designed to propel a  
15           grenade, flare, rocket, or other similar destructive device.

16           Belt-fed semiautomatic firearm means any repeating firearm  
17           that:

18           (1) utilizes a portion of the energy of a firing  
19           cartridge to extract the fired cartridge case and chamber  
20           the next round;

21           (2) requires a separate pull of the trigger to fire  
22           each cartridge; and

23           (3) has the capacity to accept a belt ammunition  
24           feeding device.

25           (b) Any person who, prior to the effective date of this  
26           amendatory Act of the 102nd General Assembly, lawfully

1 possessed an assault weapon shall register the firearm with  
2 the Illinois State Police within 90 days after the effective  
3 date of this amendatory Act of the 102nd General Assembly and  
4 any person who acquired an assault weapon on or after the  
5 effective date of this amendatory Act of the 102nd General  
6 Assembly shall register the assault weapon with the Illinois  
7 State Police within 90 days after he or she purchased or was  
8 given the weapon.

9 (c) The registration shall contain a description of the  
10 assault weapon that identifies it uniquely, including all  
11 identification marks, the full name, address, date of birth,  
12 and thumbprint of the owner, and any other information that  
13 the Director of the Illinois State Police deems appropriate.

14 (d) The Illinois State Police may charge a fee for  
15 registration not to exceed the reasonable processing costs of  
16 the Illinois State Police. The fees shall be deposited into  
17 the State Police Firearm Services Fund.

18 (e) Registrations shall be submitted electronically via  
19 the Internet utilizing a public-facing application made  
20 available by the Illinois State Police.

21 (f) The registration shall contain a description of the  
22 assault weapon that identifies it uniquely, including all  
23 identification marks, the date the assault weapon was  
24 acquired, the name and address of the individual from whom, or  
25 business from which, the assault weapon was acquired, as well  
26 as the registrant's full name, address, telephone number, date

1 of birth, sex, height, weight, eye color, hair color, and  
2 Illinois driver's license number or Illinois identification  
3 card number.

4 (g) The Director of the Illinois State Police shall adopt  
5 rules for the purpose of implementing this Section.

6 (h) Sentence. A violation of this Section is a Class A  
7 misdemeanor.