



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB3943

Introduced 2/22/2021, by Rep. Anne Stava-Murray

#### SYNOPSIS AS INTRODUCED:

720 ILCS 5/24-1.9 new

Amends the Criminal Code of 2012. Prohibits the transfer of .50 caliber ammunition and large capacity ammunition feeding devices (30 rounds or more). Provides that on and after the effective date of the amendatory Act, the person may transfer .50 caliber ammunition or a large capacity ammunition feeding device only to an heir, an individual residing in another state maintaining it in another state, or a dealer licensed as a federal firearms dealer under the federal Gun Control Act of 1968. Provides exemptions. Provides that a person who knowingly transfers or causes to be transferred .50 caliber ammunition or a large capacity ammunition feeding devices commits a Class 3 felony for a first violation and a Class 2 felony for a second or subsequent violation or for the transfer of 2 or more of these caliber bullets or devices at the same time. Defines various terms. Effective immediately.

LRB102 17077 RLC 22506 b

CORRECTIONAL  
BUDGET AND  
IMPACT NOTE ACT  
MAY APPLY

A BILL FOR

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. Transfer of a .50 caliber ammunition and  
8 large capacity ammunition feeding devices; prohibited.

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

10 ".50 caliber cartridge" means a cartridge in .50 BMG  
11 caliber or .50 caliber, either by designation or actual  
12 measurement, that is capable of being fired from a  
13 centerfire rifle. The term ".50 caliber cartridge" does  
14 not include any memorabilia or display item that is filled  
15 with a permanent inert substance or that is otherwise  
16 permanently altered in a manner that prevents ready  
17 modification for use as live ammunition or shotgun  
18 ammunition with a caliber measurement that is equal to or  
19 greater than .50 caliber.

20 "Large capacity ammunition feeding device" means:

21 (A) a magazine, belt, drum, feed strip, or similar  
22 device that has a capacity of, or that can be readily  
23 restored or converted to accept, 30 rounds or more of

1 ammunition; or

2 (B) any combination of parts from which a device  
3 described in subparagraph (A) can be assembled.

4 "Large capacity ammunition feeding device" does not  
5 include an attached tubular device designed to accept, and  
6 capable of operating only with, .22 caliber rimfire  
7 ammunition or a feeding device that has been permanently  
8 altered so that it cannot accommodate 30 rounds or more.

9 "Large capacity ammunition feeding device" does not  
10 include a tubular magazine that is contained in a  
11 lever-action firearm or any device that has been made  
12 permanently inoperable.

13 (b) Except as provided in subsections (c) and (d), on and  
14 after the effective date of this amendatory Act of the 102nd  
15 General Assembly, it is unlawful for any person within this  
16 State to knowingly transfer or cause to be transferred .50  
17 caliber ammunition or a large capacity ammunition feeding  
18 device.

19 (c) On and after the effective date of this amendatory Act  
20 of the 102nd General Assembly, the person may transfer .50  
21 caliber ammunition or a large capacity ammunition feeding  
22 device only to an heir, an individual residing in another  
23 state maintaining it in another state, or a dealer licensed as  
24 a federal firearms dealer under Section 923 of the federal Gun  
25 Control Act of 1968. Within 10 days after transfer of the .50  
26 caliber ammunition or device except to an heir, the person

1 shall notify the Department of State Police of the name and  
2 address of the transferee and comply with the requirements of  
3 subsection (b) of Section 3 of the Firearm Owners  
4 Identification Card Act. A person to whom the ammunition or  
5 device is transferred may transfer it only as provided in this  
6 subsection.

7 (d) This Section does not apply to or affect any of the  
8 following:

9 (1) a transfer of .50 caliber ammunition or a large  
10 capacity ammunition feeding device to a peace officer;

11 (2) a transfer of .50 caliber ammunition or a large  
12 capacity ammunition feeding device by a local law  
13 enforcement agency for the purpose of equipping the  
14 agency's peace officers;

15 (3) a transfer of .50 caliber ammunition or a large  
16 capacity ammunition feeding device to a warden,  
17 superintendent, or keeper of a prison, penitentiary, jail,  
18 or other institution for the detention of persons accused  
19 or convicted of an offense;

20 (4) a transfer of .50 caliber ammunition or a large  
21 capacity ammunition feeding device to a member of the  
22 Armed Services or Reserve Forces of the United States or  
23 the Illinois National Guard, while in the performance of  
24 his or her official duties or while traveling to or from  
25 their place of duty;

26 (5) a transfer of .50 caliber ammunition or a large

1 capacity ammunition feeding device to a company that  
2 employs armed security officers in this State at a nuclear  
3 energy, storage, weapons, or development site or facility  
4 regulated by the federal Nuclear Regulatory Commission and  
5 persons employed as an armed security force member at a  
6 nuclear energy, storage, weapons, or development site or  
7 facility regulated by the federal Nuclear Regulatory  
8 Commission who have completed the background screening and  
9 training mandated by the rules and regulations of the  
10 federal Nuclear Regulatory Commission and while in the  
11 performance of his or her official duties;

12 (6) the transfer of .50 caliber ammunition or a large  
13 capacity ammunition feeding device to persons authorized  
14 under paragraphs (1) through (5) of this subsection (d) to  
15 transfer those items;

16 (7) the transfer of .50 caliber ammunition or a large  
17 capacity ammunition feeding device for transfer in another  
18 state; or

19 (8) the transfer of .50 caliber ammunition or a large  
20 capacity ammunition feeding device used in firearms for  
21 the purpose of rental for use solely as props for a motion  
22 picture, television, or video production or entertainment  
23 event.

24 (e) Sentence. A person who knowingly transfers or causes  
25 to be transferred .50 caliber ammunition or a large capacity  
26 ammunition feeding device in violation of this Section commits

1 a Class 3 felony for a first violation and a Class 2 felony for  
2 a second or subsequent violation or for the transfer of 2 or  
3 more of these caliber bullets or devices at the same time.

4

5 Section 99. Effective date. This Act takes effect upon  
6 becoming law.