

# HB5590



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

**HB5590**

by Rep. Deborah L. Graham

#### SYNOPSIS AS INTRODUCED:

720 ILCS 5/24-2.2

from Ch. 38, par. 24-2.2

Amends the Criminal Code of 1961. Makes a technical change in a Section concerning the manufacture, sale, or transfer of bullets or shells represented to be armor piercing bullets, dragon's breath shotgun shells, bolo shells, or flechette shells.

LRB095 19666 RLC 46013 b

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 1961 is amended by changing  
5 Section 24-2.2 as follows:

6 (720 ILCS 5/24-2.2) (from Ch. 38, par. 24-2.2)

7 Sec. 24-2.2. Manufacture, sale or transfer of bullets or  
8 shells represented to be armor piercing bullets, dragon's  
9 breath shotgun shells, bolo shells, or flechette shells.

10 (a) Except as provided in subsection (b) of this Section,  
11 it ~~it~~ is unlawful for any person to knowingly manufacture,  
12 sell, offer to sell, or transfer any bullet or shell which is  
13 represented to be an armor piercing bullet, a dragon's breath  
14 shotgun shell, a bolo shell, or a flechette shell as defined in  
15 Section 24-2.1 of this Code.

16 (b) Exemptions. This Section does not apply to or affect  
17 any person authorized under Section 24-2.1 to manufacture,  
18 sell, purchase, possess, or carry any armor piercing bullet or  
19 any dragon's breath shotgun shell, bolo shell, or flechette  
20 shell with respect to activities which are within the lawful  
21 scope of the exemption therein granted.

22 (c) An information or indictment based upon a violation of  
23 this Section need not negate any exemption herein contained.

1 The defendant shall have the burden of proving such an  
2 exemption and that the activities forming the basis of any  
3 criminal charge brought pursuant to this Section were within  
4 the lawful scope of such exemption.

5 (d) Sentence. A violation of this Section is a Class 4  
6 felony.

7 (Source: P.A. 92-423, eff. 1-1-02.)