



Rep. Michael J. Zalewski

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LRB098 08476 MRW 43192 a

1 AMENDMENT TO HOUSE BILL 1156

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1156, AS AMENDED, by  
3 replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The Criminal Code of 2012 is amended by adding  
6 Section 24-1.10 as follows:

7 (720 ILCS 5/24-1.10 new)

8 Sec. 24-1.10. Delivery, sale, receipt, transfer, purchase,  
9 or possession of large capacity ammunition feeding device.

10 (a) As used in this Section:

11 "Large capacity ammunition feeding device" means:

12 (1) a magazine, belt, drum, feed strip, or similar  
13 device that has a capacity of, or that can be readily  
14 restored or converted to accept, more than 10 rounds of  
15 ammunition; or

16 (2) any combination of parts from which a device

1 described in paragraph (1) can be assembled.

2 "Large capacity ammunition feeding device" does not  
3 include an attached tubular device designed to accept, and  
4 capable of operating only with, .22 caliber rimfire ammunition.

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

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

13 (b-5) Except as provided in subsections (b-10) and (c), 270  
14 days after the effective date of this amendatory Act of the  
15 98th General Assembly, it is unlawful for any person within  
16 this State to knowingly possess a large capacity ammunition  
17 feeding device.

18 (b-10) This Section does not apply to a person who  
19 possessed a large capacity ammunition feeding device  
20 prohibited by subsection (b-5) of this Section before the  
21 effective date of this amendatory Act of the 98th General  
22 Assembly, provided that the person has provided in a  
23 registration affidavit, under oath or affirmation and in the  
24 form and manner prescribed by the Department of State Police,  
25 his or her name, date of birth, and Firearm Owner's  
26 Identification Card Number, on or after 180 days after the

1 effective date of this amendatory Act of the 98th General  
2 Assembly but within 270 days after the effective date of this  
3 amendatory Act of the 98th General Assembly. The affidavit  
4 shall include a statement that the large capacity ammunition  
5 feeding device is owned by the person submitting the affidavit.  
6 Each affidavit form shall include the following statement  
7 printed in bold type: "Warning: Entering false information on  
8 this form is punishable as perjury under Section 32-2 of the  
9 Criminal Code of 2012.". Beginning 270 days after the effective  
10 date of this amendatory Act of the 98th General Assembly, the  
11 person may transfer the large capacity ammunition feeding  
12 device only to an heir, an individual residing in another state  
13 maintaining that device in another state, or a dealer licensed  
14 as a federal firearms dealer under Section 923 of the federal  
15 Gun Control Act of 1968. Within 10 days after transfer of the  
16 device, the person shall notify the Department of State Police  
17 of the name and address of the transferee and comply with the  
18 requirements of subsection (b) of Section 3 of the Firearm  
19 Owners Identification Card Act. The person to whom the device  
20 is transferred shall, within 60 days of the transfer, complete  
21 an affidavit. A person to whom the device is transferred may  
22 transfer the device only as provided in this subsection.

23 (c) Exemptions. This Section does not apply to or affect  
24 any of the following:

25 (1) Peace officers as defined in Section 2-13 of the  
26 Criminal Code of 2012.

1           (2) Acquisition and possession by a local law  
2 enforcement agency for the purpose of equipping the  
3 agency's peace officers as defined in paragraph (1) of this  
4 subsection.

5           (3) Wardens, superintendents, and keepers of prisons,  
6 penitentiaries, jails, and other institutions for the  
7 detention of persons accused or convicted of an offense,  
8 for the performance of their official duties.

9           (4) Members of the Armed Services or Reserve Forces of  
10 the United States or the Illinois National Guard, for the  
11 performance of their official duties.

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

22           (6) Manufacture, transportation, or sale of large  
23 capacity ammunition feeding devices to persons authorized  
24 under paragraphs (1) through (5) of this subsection (c) to  
25 possess those devices.

26           (7) Manufacture, transportation, or sale of large

1       capacity ammunition feeding devices for sale or transfer in  
2       another state.

3       (8) Sale or rental of large capacity ammunition feeding  
4       devices for blank-firing prohibited weapons to persons  
5       authorized or permitted, or both authorized and permitted,  
6       to acquire these devices for the purpose of rental for use  
7       solely as props for a motion picture, television, or video  
8       production or entertainment event.

9       (d) Sentence. A person who possesses a large capacity  
10      ammunition feeding device in violation of this Section commits  
11      a Class A misdemeanor for a first violation and a Class 4  
12      felony for a second or subsequent violation. A person who  
13      delivers, sells, receives, transfers, purchases, or causes to  
14      be delivered, sold, received, transferred, purchased, or  
15      possessed a large capacity ammunition feeding device in  
16      violation of this Section commits a Class 4 felony for a first  
17      violation and a Class 3 felony for a second or subsequent  
18      violation."