



Rep. Dennis Tipsword, Jr.

**Filed: 3/7/2024**

10300HB1881ham001

LRB103 28153 RLC 69946 a

1 AMENDMENT TO HOUSE BILL 1881

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1881 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 2012 is amended by  
5 changing Sections 24-1 and 24-2 as follows:

6 (720 ILCS 5/24-1) (from Ch. 38, par. 24-1)

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

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

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

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

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

9 (2.5) Carries or possesses with intent to use the same  
10 unlawfully against another, any firearm in a church,  
11 synagogue, mosque, or other building, structure, or place  
12 used for religious worship; or

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

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

1 conditions:

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

3 (ii) are not immediately accessible; or

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

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

12 (5) Sets a spring gun; or

13 (6) Possesses any device or attachment of any kind  
14 designed, used or intended for use in silencing the report  
15 of any firearm; or

16 (7) Sells, manufactures, purchases, possesses or  
17 carries:

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

1 machine gun, or any combination or parts from which a  
2 machine gun can be assembled if such parts are in the  
3 possession or under the control of a person;

4 (ii) any rifle having one or more barrels less  
5 than 16 inches in length or a shotgun having one or  
6 more barrels less than 18 inches in length or any  
7 weapon made from a rifle or shotgun, whether by  
8 alteration, modification, or otherwise, if such a  
9 weapon as modified has an overall length of less than  
10 26 inches; or

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

16 (8) Carries or possesses any firearm, stun gun or  
17 taser or other deadly weapon in any place which is  
18 licensed to sell intoxicating beverages, or at any public  
19 gathering held pursuant to a license issued by any  
20 governmental body or any public gathering at which an  
21 admission is charged, excluding a place where a showing,  
22 demonstration or lecture involving the exhibition of  
23 unloaded firearms is conducted.

24 This subsection (a) (8) does not apply to any auction  
25 or raffle of a firearm held pursuant to a license or permit  
26 issued by a governmental body, nor does it apply to

1 persons engaged in firearm safety training courses; or

2 (9) Carries or possesses in a vehicle or on or about  
3 his or her person any pistol, revolver, stun gun or taser  
4 or firearm or ballistic knife, when he or she is hooded,  
5 robed or masked in such manner as to conceal his or her  
6 identity; or

7 (10) Carries or possesses on or about his or her  
8 person, upon any public street, alley, or other public  
9 lands within the corporate limits of a city, village, or  
10 incorporated town, except when an invitee thereon or  
11 therein, for the purpose of the display of such weapon or  
12 the lawful commerce in weapons, or except when on his land  
13 or in his or her own abode, legal dwelling, or fixed place  
14 of business, or on the land or in the legal dwelling of  
15 another person as an invitee with that person's  
16 permission, any pistol, revolver, stun gun, or taser or  
17 other firearm, except that this subsection (a)(10) does  
18 not apply to or affect transportation of weapons that meet  
19 one of the following conditions:

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

21 (ii) are not immediately accessible; or

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

26 (iv) are carried or possessed in accordance with

1           the Firearm Concealed Carry Act by a person who has  
2           been issued a currently valid license under the  
3           Firearm Concealed Carry Act.

4           A "stun gun or taser", as used in this paragraph (a)  
5           means (i) any device which is powered by electrical  
6           charging units, such as, batteries, and which fires one or  
7           several barbs attached to a length of wire and which, upon  
8           hitting a human, can send out a current capable of  
9           disrupting the person's nervous system in such a manner as  
10          to render him incapable of normal functioning or (ii) any  
11          device which is powered by electrical charging units, such  
12          as batteries, and which, upon contact with a human or  
13          clothing worn by a human, can send out current capable of  
14          disrupting the person's nervous system in such a manner as  
15          to render him incapable of normal functioning; or

16          (11) Sells, manufactures, delivers, imports,  
17          possesses, or purchases any assault weapon attachment or  
18          .50 caliber cartridge in violation of Section 24-1.9 or  
19          any explosive bullet. For purposes of this paragraph (a)  
20          "explosive bullet" means the projectile portion of an  
21          ammunition cartridge which contains or carries an  
22          explosive charge which will explode upon contact with the  
23          flesh of a human or an animal. "Cartridge" means a tubular  
24          metal case having a projectile affixed at the front  
25          thereof and a cap or primer at the rear end thereof, with  
26          the propellant contained in such tube between the

1 projectile and the cap; or

2 (12) (Blank); or

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

11 (14) Manufactures, possesses, sells, or offers to  
12 sell, purchase, manufacture, import, transfer, or use any  
13 device, part, kit, tool, accessory, or combination of  
14 parts that is designed to and functions to increase the  
15 rate of fire of a semiautomatic firearm above the standard  
16 rate of fire for semiautomatic firearms that is not  
17 equipped with that device, part, or combination of parts;  
18 or

19 (15) Carries or possesses any assault weapon or .50  
20 caliber rifle in violation of Section 24-1.9; or

21 (16) Manufactures, sells, delivers, imports, or  
22 purchases any assault weapon or .50 caliber rifle in  
23 violation of Section 24-1.9.

24 (b) Sentence. A person convicted of a violation of  
25 subsection 24-1(a)(1) through (5), subsection 24-1(a)(10),  
26 subsection 24-1(a)(11), subsection 24-1(a)(13), or 24-1(a)(15)

1 commits a Class A misdemeanor. A person convicted of a  
2 violation of subsection 24-1(a)(8) or 24-1(a)(9) commits a  
3 Class 4 felony; a person convicted of a violation of  
4 subsection 24-1(a)(6), 24-1(a)(7)(ii), 24-1(a)(7)(iii), or  
5 24-1(a)(16) commits a Class 3 felony. A person convicted of a  
6 violation of subsection 24-1(a)(7)(i) commits a Class 2 felony  
7 and shall be sentenced to a term of imprisonment of not less  
8 than 3 years and not more than 7 years, unless the weapon is  
9 possessed in the passenger compartment of a motor vehicle as  
10 defined in Section 1-146 of the Illinois Vehicle Code, or on  
11 the person, while the weapon is loaded, in which case it shall  
12 be a Class X felony. A person convicted of a second or  
13 subsequent violation of subsection 24-1(a)(4), 24-1(a)(8),  
14 24-1(a)(9), 24-1(a)(10), or 24-1(a)(15) commits a Class 3  
15 felony. A person convicted of a violation of subsection  
16 24-1(a)(2.5) or 24-1(a)(14) commits a Class 2 felony. The  
17 possession of each weapon or device in violation of this  
18 Section constitutes a single and separate violation.

19 (c) Violations in specific places.

20 (1) A person who violates subsection 24-1(a)(6) or  
21 24-1(a)(7) in any school, regardless of the time of day or  
22 the time of year, in residential property owned, operated  
23 or managed by a public housing agency or leased by a public  
24 housing agency as part of a scattered site or mixed-income  
25 development, in a public park, in a courthouse, on the  
26 real property comprising any school, regardless of the



1 time of day or the time of year, on residential property  
2 owned, operated or managed by a public housing agency or  
3 leased by a public housing agency as part of a scattered  
4 site or mixed-income development, on the real property  
5 comprising any public park, on the real property  
6 comprising any courthouse, in any conveyance owned, leased  
7 or contracted by a school to transport students to or from  
8 school or a school related activity, in any conveyance  
9 owned, leased, or contracted by a public transportation  
10 agency, or on any public way within 1,000 feet of the real  
11 property comprising any school, public park, courthouse,  
12 public transportation facility, or residential property  
13 owned, operated, or managed by a public housing agency or  
14 leased by a public housing agency as part of a scattered  
15 site or mixed-income development commits a Class 2 felony  
16 and shall be sentenced to a term of imprisonment of not  
17 less than 3 years and not more than 7 years.

18 (1.5) A person who violates subsection 24-1(a)(4),  
19 24-1(a)(9), or 24-1(a)(10) in any school, regardless of  
20 the time of day or the time of year, in residential  
21 property owned, operated, or managed by a public housing  
22 agency or leased by a public housing agency as part of a  
23 scattered site or mixed-income development, in a public  
24 park, in a courthouse, on the real property comprising any  
25 school, regardless of the time of day or the time of year,  
26 on residential property owned, operated, or managed by a

1 public housing agency or leased by a public housing agency  
2 as part of a scattered site or mixed-income development,  
3 on the real property comprising any public park, on the  
4 real property comprising any courthouse, in any conveyance  
5 owned, leased, or contracted by a school to transport  
6 students to or from school or a school related activity,  
7 in any conveyance owned, leased, or contracted by a public  
8 transportation agency, or on any public way within 1,000  
9 feet of the real property comprising any school, public  
10 park, courthouse, public transportation facility, or  
11 residential property owned, operated, or managed by a  
12 public housing agency or leased by a public housing agency  
13 as part of a scattered site or mixed-income development  
14 commits a Class 3 felony.

15 (2) A person who violates subsection 24-1(a)(1),  
16 24-1(a)(2), or 24-1(a)(3) in any school, regardless of the  
17 time of day or the time of year, in residential property  
18 owned, operated or managed by a public housing agency or  
19 leased by a public housing agency as part of a scattered  
20 site or mixed-income development, in a public park, in a  
21 courthouse, on the real property comprising any school,  
22 regardless of the time of day or the time of year, on  
23 residential property owned, operated or managed by a  
24 public housing agency or leased by a public housing agency  
25 as part of a scattered site or mixed-income development,  
26 on the real property comprising any public park, on the

1 real property comprising any courthouse, in any conveyance  
2 owned, leased or contracted by a school to transport  
3 students to or from school or a school related activity,  
4 in any conveyance owned, leased, or contracted by a public  
5 transportation agency, or on any public way within 1,000  
6 feet of the real property comprising any school, public  
7 park, courthouse, public transportation facility, or  
8 residential property owned, operated, or managed by a  
9 public housing agency or leased by a public housing agency  
10 as part of a scattered site or mixed-income development  
11 commits a Class 4 felony. "Courthouse" means any building  
12 that is used by the Circuit, Appellate, or Supreme Court  
13 of this State for the conduct of official business.

14 (3) Paragraphs (1), (1.5), and (2) of this subsection  
15 (c) shall not apply to law enforcement officers or  
16 security officers of such school, college, or university  
17 or to students carrying or possessing firearms for use in  
18 training courses, parades, hunting, target shooting on  
19 school ranges, or otherwise with the consent of school  
20 authorities and which firearms are transported unloaded  
21 enclosed in a suitable case, box, or transportation  
22 package.

23 (3.1) Paragraph (1.5) of this subsection (c) does not  
24 apply to or affect a qualified current or retired law  
25 enforcement officer qualified under the laws of this State  
26 or under the federal Law Enforcement Officers Safety Act

1       carrying or possessing firearms in or on the properties  
2       listed in paragraph (1.5) of this subsection (c).

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

6           (5) For the purposes of this subsection (c), "public  
7       transportation agency" means a public or private agency  
8       that provides for the transportation or conveyance of  
9       persons by means available to the general public, except  
10       for transportation by automobiles not used for conveyance  
11       of the general public as passengers; and "public  
12       transportation facility" means a terminal or other place  
13       where one may obtain public transportation.

14       (d) The presence in an automobile other than a public  
15       omnibus of any weapon, instrument or substance referred to in  
16       subsection (a)(7) is prima facie evidence that it is in the  
17       possession of, and is being carried by, all persons occupying  
18       such automobile at the time such weapon, instrument or  
19       substance is found, except under the following circumstances:  
20       (i) if such weapon, instrument or instrumentality is found  
21       upon the person of one of the occupants therein; or (ii) if  
22       such weapon, instrument or substance is found in an automobile  
23       operated for hire by a duly licensed driver in the due, lawful  
24       and proper pursuit of his or her trade, then such presumption  
25       shall not apply to the driver.

26       (e) Exemptions.

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

5           (2) The provision of paragraph (1) of subsection (a)  
6           of this Section prohibiting the sale, manufacture,  
7           purchase, possession, or carrying of any knife, commonly  
8           referred to as a switchblade knife, which has a blade that  
9           opens automatically by hand pressure applied to a button,  
10          spring or other device in the handle of the knife, does not  
11          apply to a person who possesses a currently valid Firearm  
12          Owner's Identification Card previously issued in his or  
13          her name by the Illinois State Police or to a person or an  
14          entity engaged in the business of selling or manufacturing  
15          switchblade knives.

16          (Source: P.A. 101-223, eff. 1-1-20; 102-538, eff. 8-20-21;  
17          102-1116, eff. 1-10-23.)

18           (720 ILCS 5/24-2)

19           Sec. 24-2. Exemptions.

20           (a) Subsections 24-1(a)(3), 24-1(a)(4), 24-1(a)(10), and  
21           24-1(a)(13) and Section 24-1.6 do not apply to or affect any of  
22           the following:

23           (1) Peace officers, and any person summoned by a peace  
24           officer to assist in making arrests or preserving the  
25           peace, while actually engaged in assisting such officer.

1           (2) Wardens, superintendents and keepers of prisons,  
2           penitentiaries, jails and other institutions for the  
3           detention of persons accused or convicted of an offense,  
4           while in the performance of their official duty, or while  
5           commuting between their homes and places of employment.

6           (3) Members of the Armed Services or Reserve Forces of  
7           the United States or the Illinois National Guard or the  
8           Reserve Officers Training Corps, while in the performance  
9           of their official duty.

10          (4) Special agents employed by a railroad or a public  
11          utility to perform police functions, and guards of armored  
12          car companies, while actually engaged in the performance  
13          of the duties of their employment or commuting between  
14          their homes and places of employment; and watchmen while  
15          actually engaged in the performance of the duties of their  
16          employment.

17          (5) Persons licensed as private security contractors,  
18          private detectives, or private alarm contractors, or  
19          employed by a private security contractor, private  
20          detective, or private alarm contractor agency licensed by  
21          the Department of Financial and Professional Regulation,  
22          if their duties include the carrying of a weapon under the  
23          provisions of the Private Detective, Private Alarm,  
24          Private Security, Fingerprint Vendor, and Locksmith Act of  
25          2004, while actually engaged in the performance of the  
26          duties of their employment or commuting between their

1 homes and places of employment. A person shall be  
2 considered eligible for this exemption if he or she has  
3 completed the required 20 hours of training for a private  
4 security contractor, private detective, or private alarm  
5 contractor, or employee of a licensed private security  
6 contractor, private detective, or private alarm contractor  
7 agency and 28 hours of required firearm training, and has  
8 been issued a firearm control card by the Department of  
9 Financial and Professional Regulation. Conditions for the  
10 renewal of firearm control cards issued under the  
11 provisions of this Section shall be the same as for those  
12 cards issued under the provisions of the Private  
13 Detective, Private Alarm, Private Security, Fingerprint  
14 Vendor, and Locksmith Act of 2004. The firearm control  
15 card shall be carried by the private security contractor,  
16 private detective, or private alarm contractor, or  
17 employee of the licensed private security contractor,  
18 private detective, or private alarm contractor agency at  
19 all times when he or she is in possession of a concealable  
20 weapon permitted by his or her firearm control card.

21 (6) Any person regularly employed in a commercial or  
22 industrial operation as a security guard for the  
23 protection of persons employed and private property  
24 related to such commercial or industrial operation, while  
25 actually engaged in the performance of his or her duty or  
26 traveling between sites or properties belonging to the

1 employer, and who, as a security guard, is a member of a  
2 security force registered with the Department of Financial  
3 and Professional Regulation; provided that such security  
4 guard has successfully completed a course of study,  
5 approved by and supervised by the Department of Financial  
6 and Professional Regulation, consisting of not less than  
7 48 hours of training that includes the theory of law  
8 enforcement, liability for acts, and the handling of  
9 weapons. A person shall be considered eligible for this  
10 exemption if he or she has completed the required 20 hours  
11 of training for a security officer and 28 hours of  
12 required firearm training, and has been issued a firearm  
13 control card by the Department of Financial and  
14 Professional Regulation. Conditions for the renewal of  
15 firearm control cards issued under the provisions of this  
16 Section shall be the same as for those cards issued under  
17 the provisions of the Private Detective, Private Alarm,  
18 Private Security, Fingerprint Vendor, and Locksmith Act of  
19 2004. The firearm control card shall be carried by the  
20 security guard at all times when he or she is in possession  
21 of a concealable weapon permitted by his or her firearm  
22 control card.

23 (7) Agents and investigators of the Illinois  
24 Legislative Investigating Commission authorized by the  
25 Commission to carry the weapons specified in subsections  
26 24-1(a)(3) and 24-1(a)(4), while on duty in the course of



1 any investigation for the Commission.

2 (8) Persons employed by a financial institution as a  
3 security guard for the protection of other employees and  
4 property related to such financial institution, while  
5 actually engaged in the performance of their duties,  
6 commuting between their homes and places of employment, or  
7 traveling between sites or properties owned or operated by  
8 such financial institution, and who, as a security guard,  
9 is a member of a security force registered with the  
10 Department; provided that any person so employed has  
11 successfully completed a course of study, approved by and  
12 supervised by the Department of Financial and Professional  
13 Regulation, consisting of not less than 48 hours of  
14 training which includes theory of law enforcement,  
15 liability for acts, and the handling of weapons. A person  
16 shall be considered to be eligible for this exemption if  
17 he or she has completed the required 20 hours of training  
18 for a security officer and 28 hours of required firearm  
19 training, and has been issued a firearm control card by  
20 the Department of Financial and Professional Regulation.  
21 Conditions for renewal of firearm control cards issued  
22 under the provisions of this Section shall be the same as  
23 for those issued under the provisions of the Private  
24 Detective, Private Alarm, Private Security, Fingerprint  
25 Vendor, and Locksmith Act of 2004. The firearm control  
26 card shall be carried by the security guard at all times

1 when he or she is in possession of a concealable weapon  
2 permitted by his or her firearm control card. For purposes  
3 of this subsection, "financial institution" means a bank,  
4 savings and loan association, credit union or company  
5 providing armored car services.

6 (9) Any person employed by an armored car company to  
7 drive an armored car, while actually engaged in the  
8 performance of his duties.

9 (10) Persons who have been classified as peace  
10 officers pursuant to the Peace Officer Fire Investigation  
11 Act.

12 (11) Investigators of the Office of the State's  
13 Attorneys Appellate Prosecutor authorized by the board of  
14 governors of the Office of the State's Attorneys Appellate  
15 Prosecutor to carry weapons pursuant to Section 7.06 of  
16 the State's Attorneys Appellate Prosecutor's Act.

17 (12) Special investigators appointed by a State's  
18 Attorney under Section 3-9005 of the Counties Code.

19 (12.5) Probation officers while in the performance of  
20 their duties, or while commuting between their homes,  
21 places of employment or specific locations that are part  
22 of their assigned duties, with the consent of the chief  
23 judge of the circuit for which they are employed, if they  
24 have received weapons training according to requirements  
25 of the Peace Officer and Probation Officer Firearm  
26 Training Act.

1           (13) Court Security Officers while in the performance  
2 of their official duties, or while commuting between their  
3 homes and places of employment, with the consent of the  
4 Sheriff.

5           (13.5) A person employed as an armed security guard at  
6 a nuclear energy, storage, weapons or development site or  
7 facility regulated by the Nuclear Regulatory Commission  
8 who has completed the background screening and training  
9 mandated by the rules and regulations of the Nuclear  
10 Regulatory Commission.

11           (14) Manufacture, transportation, or sale of weapons  
12 to persons authorized under subdivisions (1) through  
13 (13.5) of this subsection to possess those weapons.

14           (a-5) Subsections 24-1(a)(4) and 24-1(a)(10) do not apply  
15 to or affect any person carrying a concealed pistol, revolver,  
16 or handgun and the person has been issued a currently valid  
17 license under the Firearm Concealed Carry Act at the time of  
18 the commission of the offense.

19           (a-6) Subsections 24-1(a)(4) and 24-1(a)(10) do not apply  
20 to or affect a qualified current or retired law enforcement  
21 officer or a current or retired deputy, county correctional  
22 officer, or correctional officer of the Department of  
23 Corrections qualified under the laws of this State or under  
24 the federal Law Enforcement Officers Safety Act.

25           (a-7) Paragraph (1.5) of subsection (c) of Section 24-1  
26 does not apply to or affect a qualified current or retired law

1 enforcement officer qualified under the laws of this State or  
2 under the federal Law Enforcement Officers Safety Act carrying  
3 or possessing firearms in or on the properties listed in  
4 paragraph (1.5) of subsection (c) of Section 24-1.

5 (b) Subsections 24-1(a)(4) and 24-1(a)(10) and Section  
6 24-1.6 do not apply to or affect any of the following:

7 (1) Members of any club or organization organized for  
8 the purpose of practicing shooting at targets upon  
9 established target ranges, whether public or private, and  
10 patrons of such ranges, while such members or patrons are  
11 using their firearms on those target ranges.

12 (2) Duly authorized military or civil organizations  
13 while parading, with the special permission of the  
14 Governor.

15 (3) Hunters, trappers, or fishermen while engaged in  
16 lawful hunting, trapping, or fishing under the provisions  
17 of the Wildlife Code or the Fish and Aquatic Life Code.

18 (4) Transportation of weapons that are broken down in  
19 a non-functioning state or are not immediately accessible.

20 (5) Carrying or possessing any pistol, revolver, stun  
21 gun or taser or other firearm on the land or in the legal  
22 dwelling of another person as an invitee with that  
23 person's permission.

24 (c) Subsection 24-1(a)(7) does not apply to or affect any  
25 of the following:

26 (1) Peace officers while in performance of their

1 official duties.

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

5 (3) Members of the Armed Services or Reserve Forces of  
6 the United States or the Illinois National Guard, while in  
7 the performance of their official duty.

8 (4) Manufacture, transportation, or sale of machine  
9 guns to persons authorized under subdivisions (1) through  
10 (3) of this subsection to possess machine guns, if the  
11 machine guns are broken down in a non-functioning state or  
12 are not immediately accessible.

13 (5) Persons licensed under federal law to manufacture  
14 any weapon from which 8 or more shots or bullets can be  
15 discharged by a single function of the firing device, or  
16 ammunition for such weapons, and actually engaged in the  
17 business of manufacturing such weapons or ammunition, but  
18 only with respect to activities which are within the  
19 lawful scope of such business, such as the manufacture,  
20 transportation, or testing of such weapons or ammunition.  
21 This exemption does not authorize the general private  
22 possession of any weapon from which 8 or more shots or  
23 bullets can be discharged by a single function of the  
24 firing device, but only such possession and activities as  
25 are within the lawful scope of a licensed manufacturing  
26 business described in this paragraph.

1           During transportation, such weapons shall be broken  
2 down in a non-functioning state or not immediately  
3 accessible.

4           (6) The manufacture, transport, testing, delivery,  
5 transfer or sale, and all lawful commercial or  
6 experimental activities necessary thereto, of rifles,  
7 shotguns, and weapons made from rifles or shotguns, or  
8 ammunition for such rifles, shotguns or weapons, where  
9 engaged in by a person operating as a contractor or  
10 subcontractor pursuant to a contract or subcontract for  
11 the development and supply of such rifles, shotguns,  
12 weapons or ammunition to the United States government or  
13 any branch of the Armed Forces of the United States, when  
14 such activities are necessary and incident to fulfilling  
15 the terms of such contract.

16           The exemption granted under this subdivision (c)(6)  
17 shall also apply to any authorized agent of any such  
18 contractor or subcontractor who is operating within the  
19 scope of his employment, where such activities involving  
20 such weapon, weapons or ammunition are necessary and  
21 incident to fulfilling the terms of such contract.

22           (7) A person possessing a rifle with a barrel or  
23 barrels less than 16 inches in length if: (A) the person  
24 has been issued a Curios and Relics license from the U.S.  
25 Bureau of Alcohol, Tobacco, Firearms and Explosives; or  
26 (B) the person is an active member of a bona fide,

1 nationally recognized military re-enacting group and the  
2 modification is required and necessary to accurately  
3 portray the weapon for historical re-enactment purposes;  
4 the re-enactor is in possession of a valid and current  
5 re-enacting group membership credential; and the overall  
6 length of the weapon as modified is not less than 26  
7 inches.

8 (d) Subsection 24-1(a)(1) does not apply to the purchase,  
9 possession or carrying of a black-jack or slung-shot by a  
10 peace officer.

11 (e) Subsection 24-1(a)(8) does not apply to any owner,  
12 manager or authorized employee of any place specified in that  
13 subsection nor to any law enforcement officer.

14 (f) Subsection 24-1(a)(4) and subsection 24-1(a)(10) and  
15 Section 24-1.6 do not apply to members of any club or  
16 organization organized for the purpose of practicing shooting  
17 at targets upon established target ranges, whether public or  
18 private, while using their firearms on those target ranges.

19 (g) Subsections 24-1(a)(11) and 24-3.1(a)(6) do not apply  
20 to:

21 (1) Members of the Armed Services or Reserve Forces of  
22 the United States or the Illinois National Guard, while in  
23 the performance of their official duty.

24 (2) Bonafide collectors of antique or surplus military  
25 ordnance.

26 (3) Laboratories having a department of forensic

1 ballistics, or specializing in the development of  
2 ammunition or explosive ordnance.

3 (4) Commerce, preparation, assembly or possession of  
4 explosive bullets by manufacturers of ammunition licensed  
5 by the federal government, in connection with the supply  
6 of those organizations and persons exempted by subdivision  
7 (g)(1) of this Section, or like organizations and persons  
8 outside this State, or the transportation of explosive  
9 bullets to any organization or person exempted in this  
10 Section by a common carrier or by a vehicle owned or leased  
11 by an exempted manufacturer.

12 (g-5) Subsection 24-1(a)(6) does not apply to or affect  
13 persons licensed under federal law to manufacture any device  
14 or attachment of any kind designed, used, or intended for use  
15 in silencing the report of any firearm, firearms, or  
16 ammunition for those firearms equipped with those devices, and  
17 actually engaged in the business of manufacturing those  
18 devices, firearms, or ammunition, but only with respect to  
19 activities that are within the lawful scope of that business,  
20 such as the manufacture, transportation, or testing of those  
21 devices, firearms, or ammunition. This exemption does not  
22 authorize the general private possession of any device or  
23 attachment of any kind designed, used, or intended for use in  
24 silencing the report of any firearm, but only such possession  
25 and activities as are within the lawful scope of a licensed  
26 manufacturing business described in this subsection (g-5).



1 During transportation, these devices shall be detached from  
2 any weapon or not immediately accessible.

3 (g-6) Subsections 24-1(a)(4) and 24-1(a)(10) and Section  
4 24-1.6 do not apply to or affect any parole agent or parole  
5 supervisor who meets the qualifications and conditions  
6 prescribed in Section 3-14-1.5 of the Unified Code of  
7 Corrections.

8 (g-7) Subsection 24-1(a)(6) does not apply to a peace  
9 officer while serving as a member of a tactical response team  
10 or special operations team. A peace officer may not personally  
11 own or apply for ownership of a device or attachment of any  
12 kind designed, used, or intended for use in silencing the  
13 report of any firearm. These devices shall be owned and  
14 maintained by lawfully recognized units of government whose  
15 duties include the investigation of criminal acts.

16 (g-10) (Blank).

17 (h) An information or indictment based upon a violation of  
18 any subsection of this Article need not negative any  
19 exemptions contained in this Article. The defendant shall have  
20 the burden of proving such an exemption.

21 (i) Nothing in this Article shall prohibit, apply to, or  
22 affect the transportation, carrying, or possession, of any  
23 pistol or revolver, stun gun, taser, or other firearm  
24 consigned to a common carrier operating under license of the  
25 State of Illinois or the federal government, where such  
26 transportation, carrying, or possession is incident to the

1 lawful transportation in which such common carrier is engaged;  
2 and nothing in this Article shall prohibit, apply to, or  
3 affect the transportation, carrying, or possession of any  
4 pistol, revolver, stun gun, taser, or other firearm, not the  
5 subject of and regulated by subsection 24-1(a)(7) or  
6 subsection 24-2(c) of this Article, which is unloaded and  
7 enclosed in a case, firearm carrying box, shipping box, or  
8 other container, by the possessor of a valid Firearm Owners  
9 Identification Card.

10 (Source: P.A. 102-152, eff. 1-1-22; 102-779, eff. 1-1-23;  
11 102-837, eff. 5-13-22; 103-154, eff. 6-30-23.)".