



Rep. Elgie R. Sims, Jr.

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LRB098 08476 RLC 42259 a

1 AMENDMENT TO HOUSE BILL 1156

2 AMENDMENT NO. _____. Amend House Bill 1156, AS AMENDED, by
3 inserting the following in its proper numeric sequence:

4 "Section 10. Possession, delivery, receipt, transfer,
5 sale, and purchase of semi-automatic assault weapons.

6 (a) As used in this Section:

7 "Semi-automatic assault weapon" means any of the
8 firearms or types, replicas, or duplicates in any caliber
9 of firearm, or any similar model of the following firearms:

10 (1) Bushmaster Assault Rifle;

11 (2) Fabrique National FN/FAL, FN/LAR, and FNC;

12 (3) a semi-automatic pistol that has the ability to
13 accept a detachable magazine and has any of the
14 following:

15 (A) a folding, telescoping, or thumbhole
16 stock;

17 (B) a shroud that is attached to, or partially

1 or completely encircles the barrel, and that
2 permits the shooter to hold the firearm with the
3 non-trigger hand without being burned; or

4 (C) a manufactured weight of 50 ounces or more
5 when the pistol is unloaded.

6 "Semi-automatic assault weapon" does not include:

7 (I) any firearm that:

8 (i) is manually operated by bolt, pump, lever,
9 or slide action;

10 (ii) is an unserviceable firearm or has been
11 made permanently inoperable;

12 (iii) is an antique firearm;

13 (iv) uses rimfire ammunition or cartridges; or

14 (v) has been excluded as an assault weapon in a
15 Department of Natural Resources rule. The
16 Department of Natural Resources shall have the
17 authority to adopt rules to further define
18 exclusions of assault weapon types under this
19 Section, provided the make, model, and caliber of
20 the firearm excluded has a viable application to
21 hunting game and conforms to accepted hunting
22 principles of fair chase.

23 (II) any air rifle as defined in Section 24.8-0.1
24 of the Criminal Code of 2012.

25 (b) Beginning on the effective date of this Act, it is
26 unlawful for any person within this State to knowingly deliver,

1 transfer, sell, receive, or purchase a semi-automatic assault
2 weapon or an attachment for that weapon.

3 (c) Beginning 300 days after the effective date of this
4 Act, it is unlawful for any person within this State to
5 knowingly possess a semi-automatic assault weapon or an
6 attachment for that weapon.

7 (d) Sentence. A person who knowingly delivers, transfers,
8 sells, receives, or purchases in violation of this Section a
9 weapon, attachment, or device commits a Class 2 felony for a
10 first violation and a Class 1 felony for a second or subsequent
11 violation. A person who knowingly possesses in violation of
12 this Section a weapon, attachment, or device commits a Class 3
13 felony for a first violation and a Class 2 felony for a second
14 or subsequent violation.

15 Section 12. Exemptions.

16 (a) Section 10 does not apply to or affect any of the
17 following:

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

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

24 (3) Wardens, superintendents, and keepers of prisons,
25 penitentiaries, jails, and other institutions for the

1 detention of persons accused or convicted of an offense.

2 (4) Members of the Armed Services or Reserve Forces of
3 the United States or the Illinois National Guard, while in
4 the performance of their official duties or while traveling
5 to or from their place of duty.

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

17 (6) Manufacture, transportation, or sale of weapons,
18 attachments, or ammunition to persons authorized under
19 subdivisions (1) through (5) of this subsection (a) to
20 possess those items.

21 (7) Manufacture, transportation, or sale of weapons,
22 attachments, or ammunition for sale or transfer in another
23 state.

24 (8) Possession of any firearm if that firearm is
25 sanctioned by the International Olympic Committee and by
26 USA Shooting, the national governing body for

1 international shooting competition in the United States,
2 but only when the firearm is in the actual possession of an
3 Olympic target shooting competitor or target shooting
4 coach for the purpose of storage, transporting to and from
5 Olympic target shooting practice or events if the firearm
6 is broken down in a non-functioning state, is not
7 immediately accessible, or is unloaded and enclosed in a
8 firearm case, carrying box, shipping box, or other similar
9 portable container designed for the safe transportation of
10 firearms, and when the Olympic target shooting competitor
11 or target shooting coach is engaging in those practices or
12 events. For the purposes of this paragraph (8), "firearm"
13 is as defined in Section 1.1 of the Firearm Owners
14 Identification Card Act.

15 (9) Any non-resident who transports, within 24 hours, a
16 weapon for any lawful purpose from any place where he or
17 she may lawfully possess and carry that weapon to any other
18 place where he or she may lawfully possess and carry that
19 weapon if, during the transportation the weapon is
20 unloaded, and neither the weapon nor any ammunition being
21 transported is readily accessible or is directly
22 accessible from the passenger compartment of the
23 transporting vehicle. Provided that, in the case of a
24 vehicle without a compartment separate from the driver's
25 compartment the weapon or ammunition shall be contained in
26 a locked container other than the glove compartment or

1 console.

2 (10) Possession of a weapon at events taking place at
3 the World Shooting and Recreational Complex at Sparta, only
4 while engaged in the legal use of this weapon, or while
5 traveling to or from this location if the weapon is broken
6 down in a non-functioning state, or is not immediately
7 accessible, or is unloaded and enclosed in a firearm case,
8 carrying box, shipping box, or other similar portable
9 container designed for the safe transportation of
10 firearms.

11 (11) Possession of a weapon only for hunting use
12 expressly permitted under the Wildlife Code, or while
13 traveling to or from a location authorized for this hunting
14 use under the Wildlife Code if the weapon is broken down in
15 a non-functioning state, or is not immediately accessible,
16 or is unloaded and enclosed in a firearm case, carrying
17 box, shipping box, or other similar portable container
18 designed for the safe transportation of firearms.

19 (12) The manufacture, transportation, possession,
20 sale, or rental of blank-firing assault weapons and .50
21 caliber rifles, or the weapon's respective attachments, to
22 persons authorized or permitted, or both authorized and
23 permitted to acquire and possess these weapons or
24 attachments for the purpose of rental for use solely as
25 props for a motion picture, television, or video production
26 or entertainment event.

1 (b) Section 10 does not apply to a peace officer who has
2 retired in good standing from a law enforcement agency of this
3 State and who possesses a prohibited weapon or attachment, if
4 the weapon or attachment was lawfully possessed and acquired by
5 the peace officer prior to retirement and the retired peace
6 officer within 30 days of retirement registers the weapon or
7 attachment with the Department of State Police as provided for
8 possession under this Act. The retired peace officer shall
9 comply with the transfer and notification requirements as
10 provided for possession under this Act."