



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3222

Introduced 2/19/2021, by Rep. Maura Hirschauer

SYNOPSIS AS INTRODUCED:

720 ILCS 5/24-1.9 new

Amends the Criminal Code of 2012. Provides that any person who, prior to the effective date of the amendatory Act, lawfully possessed an assault weapon shall register the assault weapon with the Illinois State Police within 90 days after the effective date of the amendatory Act and any person who acquired an assault weapon on or after the effective date of the amendatory Act shall register the assault weapon with the Illinois State Police within 90 days after he or she purchased or was given the weapon. Provides that the registration shall contain a description of the assault weapon that identifies it uniquely, including all identification marks, the full name, address, date of birth, and thumbprint of the owner, and any other information that the Director of the Illinois State Police deems appropriate. Provides that the Illinois State Police may charge a fee for registration not to exceed the reasonable processing costs of the Illinois State Police. Provides that the fees shall be deposited into the State Police Firearm Services Fund. Provides that a violation of these provisions is a Class A misdemeanor. Defines various terms.

LRB102 13790 RLC 19140 b

CORRECTIONAL
BUDGET AND
IMPACT NOTE ACT
MAY APPLY

FISCAL NOTE ACT
MAY APPLY

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. Firearms; assault weapons.

8 (a) In this Section:

9 "Assault weapon" means:

10 (1) a semiautomatic rifle that has the capacity to accept
11 a large capacity magazine detachable or otherwise and one or
12 more of the following:

13 (A) only a pistol grip without a stock attached;

14 (B) any feature capable of functioning as a protruding
15 grip that can be held by the non-trigger hand;

16 (C) a folding, telescoping or thumbhole stock;

17 (D) a shroud attached to the barrel, or that partially
18 or completely encircles the barrel, allowing the bearer to
19 hold the firearm with the non-trigger hand without being
20 burned, but excluding a slide that encloses the barrel; or

21 (E) a muzzle brake or muzzle compensator;

22 (2) a semiautomatic pistol or any semi-automatic rifle
23 that has a fixed magazine, that has the capacity to accept more

1 than 10 rounds of ammunition;

2 (3) a semiautomatic pistol that has the capacity to accept
3 a detachable magazine and has one or more of the following:

4 (A) any feature capable of functioning as a protruding
5 grip that can be held by the non-trigger hand;

6 (B) a folding, telescoping or thumbhole stock;

7 (C) a shroud attached to the barrel, or that partially
8 or completely encircles the barrel, allowing the bearer to
9 hold the firearm with the non-trigger hand without being
10 burned, but excluding a slide that encloses the barrel;

11 (D) a muzzle brake or muzzle compensator; or

12 (E) the capacity to accept a detachable magazine at
13 some location outside of the pistol grip;

14 (4) a semiautomatic shotgun that has one or more of the
15 following:

16 (A) only a pistol grip without a stock attached;

17 (B) any feature capable of functioning as a protruding
18 grip that can be held by the non-trigger hand;

19 (C) a folding, telescoping or thumbhole stock;

20 (D) a fixed magazine capacity in excess of five
21 rounds;

22 (E) an ability to accept a detachable magazine; or

23 (F) a grenade, flare or rocket launcher;

24 (5) any shotgun with a revolving cylinder;

25 (6) a conversion kit, part or combination of parts, from
26 which an assault weapon can be assembled if those parts are in

1 the possession or under the control of the same person;

2 (7) the assault weapons models identified as follows,
3 including, but not be limited to:

4 (A) the following rifles or copies or duplicates
5 thereof:

6 (i) AK, AKM, AKS, AK-47, AK-74, ARM, MAK90, Misr,
7 NHM 90, NHM 91, SA 85, SA 93, VEPR, Rock River Arms
8 LAR-47, Vector Arms AK-47, VEPR, WASR-10, WUM, MAADI,
9 Norinco 56S, 56S2, 84S, and 86S;

10 (ii) AR-10;

11 (iii) AR-15, Bushmaster XM15, Bushmaster Carbon
12 15, Bushmaster ACR, Bushmaster MOE series, Armalite
13 M15, Armalite M15-T and Olympic Arms PCR;

14 (iv) AR70;

15 (v) Calico Liberty;

16 (vi) Dragunov SVD Sniper Rifle or Dragunov SVU;

17 (vii) Fabrique National FN/FAL, FN/LAR, or FNC;

18 (viii) Hi-Point Carbine;

19 (ix) HK-91, HK-93, HK-94, HK-USC and HK-PSG-1;

20 (x) Kel-Tec Sub Rifle, Kel-Tec Sub-2000, SU-16,

21 and RFB;

22 (xi) Saiga;

23 (xii) SAR-8, SAR-4800;

24 (xiii) KS with detachable magazine;

25 (xiv) SLG 95;

26 (xv) SLR 95 or 96;

- 1 (xvi) Steyr AUG;
- 2 (xvii) Sturm, Ruger Mini-14, and Sturm, Ruger &
3 Co. SR556;
- 4 (xviii) Tavor;
- 5 (xix) all Thompson rifles, including Thompson
6 1927, Thompson M1, Thompson M1SB, Thompson T1100D,
7 Thompson T150D, Thompson T1B, Thompson T1B100D,
8 Thompson T1B50D, Thompson T1BSB, Thompson T1-C,
9 Thompson T1D, Thompson T1SB, Thompson T5, Thompson
10 T5100D, Thompson TM1, Thompson TM1C and Thompson 1927
11 Commando;
- 12 (xx) Uzi, Galil and Uzi Sporter, Galil Sporter, or
13 Galil Sniper Rifle (Galatz);
- 14 (xxi) Barret REC7, Barrett M82A1, Barrett M107A1;
- 15 (xxii) Colt Match Target Rifles;
- 16 (xxiii) Double Star AR Rifles;
- 17 (xxiv) DPMS Tactical Rifles;
- 18 (xxv) Heckler & Koch MR556;
- 19 (xxvi) Remington R-15 Rifles;
- 20 (xxvii) Rock River Arms LAR-15;
- 21 (xxviii) Sig Sauer SIG516 Rifles, SIG AMT, SIG PE
22 57, Sig Saucer SG 550, and Sig Saucer SG 551;
- 23 (xxix) Smith & Wesson M&P15;
- 24 (xxx) Stag Arms AR;
- 25 (xxxi) Baretta CX4 Storm;
- 26 (xxxii) CETME Sporter;

1 (xxxiii) Daewoo K-1, K-2, Max 1, Max 2, AR 100, and
2 AR 110C;

3 (xxxiv) Fabrique Nationale/FN Herstal FAL, LAR, 22
4 FNC, 308 Match, L1A1 Sporter, PS90, SCAR, and FS2000;

5 (xxxv) Feather Industries AT-9; (xxxvi) Galil
6 Model AR and Model ARM;

7 (xxxvii) Springfield Armory SAR-48;

8 (xxxviii) Steyr AUG;

9 (xxxix) UMAREX UZI Rifle;

10 (xl) UZI Mini Carbine, UZI Model A Carbine, and
11 UZI Model B Carbine;

12 (xli) Valmet M62S, M71S, and M78;

13 (xlii) Vector Arms UZI Type;

14 (xliii) Weaver Arms Nighthawk; and

15 (xliv) Wilkinson Arms Linda Carbine;

16 (B) the following handguns, pistols or copies or
17 duplicates thereof:

18 (i) all AK-47 types, including Centurion 39 AK
19 handgun, Draco AK-47 handgun, HCR AK-47 handgun, 10
20 Inc. Hellpup, AK-47 handgun, Krinkov handgun, Mini
21 Draco AK-47 handgun, and Yugo Krebs Krink handgun;

22 (ii) all AR-15 types, including American Spirit
23 AR-15 handgun, Bushmaster Carbon 15 handgun,
24 DoubleStar Corporation AR handgun, DPMS AR-15 handgun,
25 Olympic Arms AR-15 handgun and Rock River Arms LAR 15
26 handgun;

- 1 (iii) Calico Liberty handguns;
2 (iv) DSA SA58 PKP FAL handgun;
3 (v) Encom MP-9 and MP-45;
4 (vi) Heckler & Koch model SP-89 handgun;
5 (vii) Intratec AB-10, TEC-22 Scorpion, TEC-9 and
6 TEC-DC9;
7 (viii) Kel-Tec PLR 16 handgun;
8 (ix) MAC-10, MAC-11, Masterpiece Arms MPA A930
9 Mini Pistol, MPA460 Pistol, MPA Tactical Pistol, MPA 3
10 and MPA Mini Tactical Pistol;
11 (x) Military Armament Corp. Ingram M-11 and
12 Velocity Arms VMAC;
13 (xi) Sig Sauer P556 handgun;
14 (xii) Sites Spectre;
15 (xiii) all Thompson types, including the Thompson
16 TA510D and Thompson TA5;
17 (xiv) Olympic Arms OA;
18 (xv) TEC-9, TEC-DC9, TEC-22 Scorpion, or AB-10;
19 and
20 (xvi) All UZI types, including Micro-UZI;
21 (C) the following shotguns or copies or duplicates
22 thereof:
23 (i) Armscor 30 BG;
24 (ii) SPAS 12 or LAW 12;
25 (iii) Striker 12;
26 (iv) Streetsweeper;

1 (v) all IZHMAH Saiga 12 types, including the
2 IZHMAH Saiga 12, IZHMAH Saiga 12S, IZHMAH Saiga 12S
3 EXP-01, IZHMAH Saiga 12K, IZHMAH Saiga 12K-030, and
4 IZHMAH Saiga 12K-040 Taktika; and

5 (D) all belt-fed semiautomatic firearms, including
6 TNWM2HB.

7 "Assault weapon" does not include any firearm that has
8 been made permanently inoperable, or satisfies the definition
9 of "antique firearm", so that the shroud protects the user of
10 the firearm from heat generated by the barrel. The term does
11 not include:

12 (i) a slide that partially or completely encloses
13 the barrel; or

14 (ii) an extension of the stock along the bottom of
15 the barrel which does not completely or substantially
16 encircle the barrel.

17 "Detachable magazine" means any ammunition feeding device,
18 the function of which is to deliver one or more ammunition
19 cartridges into the firing chamber, which can be removed from
20 the firearm without the use of any tool, including a bullet or
21 ammunition cartridge. Large-capacity magazine means any
22 ammunition feeding device with the capacity to accept more
23 than 10 rounds, but shall not be construed to include the
24 following:

25 (1) a feeding device that has been permanently altered
26 so that it cannot accommodate more than ten rounds;

1 (2) a 22-caliber tube ammunition feeding device; or
2 (3) a tubular magazine that is contained in a
3 lever-action firearm.

4 "Muzzle brake" means a device attached to the muzzle of a
5 weapon that utilizes escaping gas to reduce recoil.

6 "Muzzle compensator" means a device attached to the muzzle
7 of a weapon that utilizes escaping gas to control muzzle
8 movement.

9 "Rocket" means any simple or complex tube-like device
10 containing combustibles that on being ignited liberate gases
11 whose action propels the device through the air and has a
12 propellant charge of not more than 4 ounces.

13 "Grenade", "flare" or "rocket launcher" means an
14 attachment for use on a firearm that is designed to propel a
15 grenade, flare, rocket, or other similar destructive device.

16 Belt-fed semiautomatic firearm means any repeating firearm
17 that:

18 (1) utilizes a portion of the energy of a firing
19 cartridge to extract the fired cartridge case and chamber
20 the next round;

21 (2) requires a separate pull of the trigger to fire
22 each cartridge; and

23 (3) has the capacity to accept a belt ammunition
24 feeding device.

25 (b) Any person who, prior to the effective date of this
26 amendatory Act of the 102nd General Assembly, lawfully

1 possessed an assault weapon shall register the firearm with
2 the Illinois State Police within 90 days after the effective
3 date of this amendatory Act of the 102nd General Assembly and
4 any person who acquired an assault weapon on or after the
5 effective date of this amendatory Act of the 102nd General
6 Assembly shall register the assault weapon with the Illinois
7 State Police within 90 days after he or she purchased or was
8 given the weapon.

9 (c) The registration shall contain a description of the
10 assault weapon that identifies it uniquely, including all
11 identification marks, the full name, address, date of birth,
12 and thumbprint of the owner, and any other information that
13 the Director of the Illinois State Police deems appropriate.

14 (d) The Illinois State Police may charge a fee for
15 registration not to exceed the reasonable processing costs of
16 the Illinois State Police. The fees shall be deposited into
17 the State Police Firearm Services Fund.

18 (e) Registrations shall be submitted electronically via
19 the Internet utilizing a public-facing application made
20 available by the Illinois State Police.

21 (f) The registration shall contain a description of the
22 assault weapon that identifies it uniquely, including all
23 identification marks, the date the assault weapon was
24 acquired, the name and address of the individual from whom, or
25 business from which, the assault weapon was acquired, as well
26 as the registrant's full name, address, telephone number, date

1 of birth, sex, height, weight, eye color, hair color, and
2 Illinois driver's license number or Illinois identification
3 card number.

4 (g) The Director of the Illinois State Police shall adopt
5 rules for the purpose of implementing this Section.

6 (h) Sentence. A violation of this Section is a Class A
7 misdemeanor.