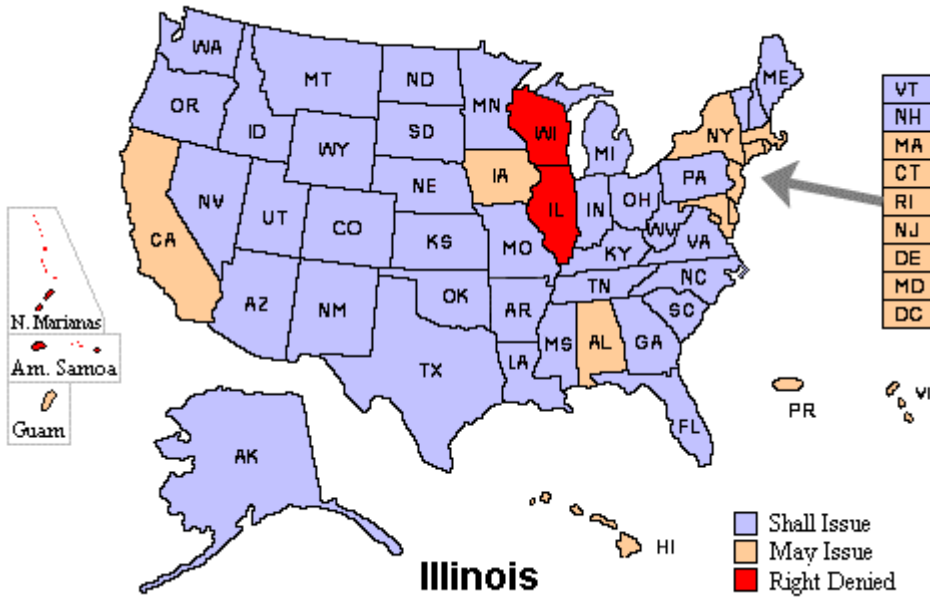


# Illinois

Non Issue

Must Inform Officer: N/A



## Links

- State CCW Site
- State CCW Pamphlet
- [Apply for FOID Card](#)
- [State FAQ Site](#)
- [State Statutes](#)
- [State Admin Rules](#)
- State Reciprocity Info
- [State Attorney General](#)
- 2<sup>nd</sup> CCW Info Site
- [Secretary of State](#)
- Last Updated: 8/19/09

## Permits/Licenses This State Honors

Illinois Does not honor any other states Permits/Licenses

### **Firearms Owners Identification Card (FOID Card)**

The FOID card was created in 1968, by the FOID Act, as a way to identify those persons eligible to possess and acquire firearms and firearm ammunition as part of a public safety initiative in the State of Illinois.

**Q.** Who needs a FOID card?

- A.** Unless specifically exempted by statute, any Illinois resident who acquires or possesses firearm or firearm ammunition within the State must have in their possession a valid Firearm Owner's Identification (FOID) card issued in his or her name.

**Q.** Where can I obtain a FOID application?

- A.** A FOID application can be downloaded from the Illinois State Police website at <http://www.isp.state.il.us/foid/foidapp.cfm> or applications may be obtained at most retail stores where firearms are sold.

### **Transporting Firearms Through Illinois (From the Illinois State Police)**

**Q.** How can I legally transport a firearm on my person or in my vehicle? There is more than one way to legally transport a firearm. However, in order to be in compliance with all statutes, it is recommended all firearms be transported:

- A.**
  - Unloaded
  - Enclosed in a case and,
  - By persons who have a valid FOID card.

**Q.** What constitutes a legal "case" for transporting a firearm?

**A.** The Criminal Code refers to "a case, firearm carrying box, shipping box, or other container." However, the Wildlife Code is more specific, defining case as "a container specifically designed for the purpose of housing a gun or bow and arrow device which completely encloses such gun or bow and arrow device by being zipped, snapped, buckled, tied, or otherwise fastened with no portion of the gun or bow and arrow device exposed."

**Q.** How do I transport a firearm through an Illinois community with an ordinance that prohibits firearms or handguns? Illinois'

**A.** Unlawful Use of Weapons law does not preempt local ordinances from banning firearms. Persons carrying or transporting firearms through such communities could be subject to local firearm ordinances. It is recommended that you contact local authorities regarding their firearm ordinances.

**Q.** If a non-resident is coming to Illinois to hunt and would like to bring their firearm, how do they legally transport it?

**A.** Non- residents must be legally eligible to possess or acquire firearms and ammunition in their state of residence. It is recommended that, in order to be in compliance with all statutes, non-residents transport all firearms:

1. Unloaded, and
2. Enclosed in a case, and
3. Not immediately accessible or broken down in a nonfunctioning state.

**Q.** Is it legal to have ammunition in the case with the firearm?

**A.** Yes, so long as the firearm is unloaded and properly enclosed in a case.

## How to Apply for A Permit

Illinois does not issue any type of Permit/License to carry a firearm concealed.

## Non-Resident Permits

Illinois does not issue any type of Permit/License to carry a firearm concealed.

## Places Off-Limits Even With A Permit/License

Non Carry state. Carrying firearms in Illinois is very difficult unless unloaded and stored so they are not accessible.

## Carry In State Parks/State & National Forests/WMA/Road Side Rest Areas

### **Carry Allowed in these Areas:**

**State Parks:** N/A

**State/National Forests:** N/A

**WMA's:** N/A

**Road Side Rest Areas:** N/A

## RV/Car Carry Without A Permit/License

It is illegal to carry any type of loaded firearm in any vehicle.

## State Preemption

**430 ILCS 65/13.1 (from Ch. 38, par. 83-13.1)**

### **Sec. 13.1.**

The provisions of any ordinance enacted by any municipality which requires registration or imposes greater restrictions or limitations on the acquisition, possession and transfer of firearms than are imposed by this Act, are not invalidated or affected by this Act.

(Source: P. A. 76-1939.)

## Deadly Force Laws

### **Criminal Offenses**

**720 ILCS 5/ Criminal Code of 1961.**

**720 ILCS 5/Art. 7 heading**

**Article 7. Justifiable Use Of Force; Exoneration**

**Sec. 7-1.** Use of force in defense of person.

**Sec. 7-2.** Use of force in defense of dwelling.

**Sec. 7-3.** Use of force in defense of other property.

**Sec. 7-4.** Use of force by aggressor.

**Sec. 7-5.** Peace officer's use of force in making arrest.

**Sec. 7-6.** Private person's use of force in making arrest.

**Sec. 7-7.** Private person's use of force in resisting arrest.

**Sec. 7-8.** Force likely to cause death or great bodily harm.

**Sec. 7-9.** Use of force to prevent escape.

**Sec. 7-11.** Compulsion.

**Sec. 7-12.** Entrapment.

**Sec. 7-13.** Necessity.

**Sec. 7-14.** Affirmative defense.

## Knife Laws State/Cities

**To access State/Local Knife Laws Click ["Here"](#)**

## Carry in Restaurants That Serve Alcohol

No carry is allowed anywhere in Illinois

**Note: What is defined as carry in a restaurant that serves alcohol is a place like Friday's or Red Lobster. This does not mean a bar or the bar area of a restaurant. Handgunlaw.us believes you should**

**never consume alcohol when carrying your firearm. In some states it is illegal to take even one drink while carrying a firearm.**

## Chemical Sprays/Stun Gun/Higher Capacity Magazine Laws

**720 ILCS 5/24-1** The use of a product "...containing a non-lethal noxious liquid gas or substance designed solely for personal defense carried by a person 18 years of age or older"  
(non-lethal is the key word in this Illinois Law)

**720 ILCS 5/24-1** Stun Guns in Illinois are illegal.

### Local Restrictions on Magazines:

#### **Aurora**

(§ 29-49) bans the possession, sale, or acquisition of large capacity feeding devices (magazines with a capacity of more than 15 rounds).

#### **Chicago**

(§ 8-20-030(i) and 8-24-025) bans the transfer, acquisition or possession of assault ammunition (any ammunition magazine having a capacity of more than 12 rounds).

#### **Franklin Park**

(§ 3-13G-3) bans the transfer, acquisition, possession, manufacture or distribution of assault ammunition (any detachable ammunition magazine having a capacity of more than 16 rounds).

#### **Oak Park**

(§§ 27-2-1 and 27-1-2) bans the possession and sale of large capacity feeding devices (magazines with a capacity of more than 10 rounds).

#### **Riverdale**

(§ 5.120.180 and 5.120.190) bans the possession, transfer, acquisition or manufacture of assault ammunition (a detachable magazine box with a capacity of "more than 35 rounds centerfire.").

## LEOSA State Information

No Information Available

## Attorney General Opinions/Court Cases

[Illinois Supreme Court Decision Stating Car Console is a Storage Box](#)

## Airport Carry/Misc. Information

**Airport Carry:** N/A

**Training Valid for:** N/A

**Time Period to Establish Residency:** N/A

**Minimum Age for Permit/License:** N/A

**Permit/License Info Public Information:** N/A

**State Fire arm Laws:** 720 ILCS 5/24-1

**State Deadly Force Laws:** 720 ILCS 5/7-1 - 5/7-14

**State Knife Laws:** 720 ILCS 5/24-1 & 720 ILCS 5/33A-1

**Chemical/Electric Weapons Laws:** 720 ILCS 5/24-1

**Body Armor Laws:** 720 ILCS 5/33F

**Does Your Permit Cover Other Weapons Besides Firearms?** N/A

## Updates to this Page

**8/19/09** – All Links checked and updated if needed.

**10/13/09** – IL Supreme Court Ruling that Car Console is a Storage Box.