



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

**HB4681**

Introduced 2/6/2024, by Rep. Cyril Nichols

#### SYNOPSIS AS INTRODUCED:

430 ILCS 69/35-45 new

Amends the Reimagine Public Safety Act. Provides that, subject to appropriation, the Office of Firearm Violence Prevention shall create a firearm and firearm ammunition buyback program. Provides that, subject to appropriation, the Office of Firearm Violence Prevention shall purchase operable firearms and receive firearm ammunition from the owners of those firearms and firearm ammunition who wish to sell the firearms and transfer the firearm ammunition to the State. Provides that only Illinois residents are eligible to participate in the firearm and firearm ammunition buyback program. Provides that an Illinois resident who sells an operable firearm to the State at the buyback program shall receive \$100 per firearm sold. Provides that permanently inoperable or antique firearms are ineligible for the buyback program, except these firearms may be transferred to the Office through the program without compensation. Provides that a person who transfers ammunition, inoperable firearms, or antique firearms to the State at the buyback program shall receive no compensation for transferring ammunition, inoperable firearms, or antique firearms to the State at the buyback program. Provides that firearms and firearm ammunition purchased at the buyback program shall be delivered to the Illinois State Police who may: (1) destroy the firearms; (2) use the firearms for training or other Illinois State Police purposes; or (3) transfer the firearms and firearm ammunition to municipal and county law enforcement agencies for their use. Provides that the Department of Human Services shall adopt rules to implement the program. Effective immediately.

LRB103 33719 RLC 63531 b

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Reimagine Public Safety Act is amended by  
5 adding Section 35-45 as follows:

6 (430 ILCS 69/35-45 new)

7 Sec. 35-45. Firearm and firearm ammunition buyback  
8 program.

9 (a) In this Section, "firearm" and "firearm ammunition"  
10 have the meanings ascribed to them in Section 1.1 of the  
11 Firearm Owners Identification Card Act.

12 (b) Subject to appropriation, the Office of Firearm  
13 Violence Prevention shall create a firearm and firearm  
14 ammunition buyback program.

15 (c) Subject to appropriation, the Office of Firearm  
16 Violence Prevention shall purchase operable firearms and  
17 receive firearm ammunition from the owners of those firearms  
18 and firearm ammunition who wish to sell the firearms and  
19 transfer firearm ammunition to the State. Permanently  
20 inoperable firearms or antique firearms are ineligible for the  
21 buyback program, except these firearms may be transferred to  
22 the Office through the program without compensation.

23 (d) Only Illinois residents are eligible to participate in

1 the firearm and firearm ammunition buyback program. An  
2 Illinois resident who sells an operable firearm to the State  
3 at the buyback program shall receive \$100 per firearm sold. A  
4 person who transfers ammunition, inoperable firearms, or  
5 antique firearms to the Office at the buyback program shall  
6 receive no compensation for the transfer.

7 (e) Firearms and firearm ammunition purchased or  
8 transferred at the buyback program shall be delivered to the  
9 Illinois State Police who may:

10 (1) destroy the firearms or firearm ammunition;

11 (2) use the firearms or firearm ammunition for  
12 training or other Illinois State Police purposes; or

13 (3) transfer the firearms or firearm ammunition to  
14 municipal and county law enforcement agencies for  
15 municipal or county use.

16 (f) No person who sells a firearm or transfers firearm  
17 ammunition, inoperable firearms, or antique firearms at the  
18 buyback program shall be arrested or prosecuted for such sale  
19 or transfer of firearms and firearm ammunition at the buyback  
20 program.

21 (g) The Department of Human Services shall adopt rules to  
22 implement this program, including the definition of an  
23 "antique firearm".

24 Section 99. Effective date. This Act takes effect upon  
25 becoming law.