

HB5159



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB5159

Introduced 2/8/2012, by Rep. Brandon W. Phelps

SYNOPSIS AS INTRODUCED:

430 ILCS 65/13.1

from Ch. 38, par. 83-13.1

Amends the Firearm Owners Identification Card Act. Denies home rule powers relating to permits and licenses for firearms. Effective immediately.

LRB097 18644 RLC 63878 b

HOME RULE NOTE
ACT MAY APPLY

A BILL FOR

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 Firearm Owners Identification Card Act is
5 amended by changing Section 13.1 as follows:

6 (430 ILCS 65/13.1) (from Ch. 38, par. 83-13.1)

7 Sec. 13.1. It is unlawful for any unit of local government,
8 including a home rule unit of government, to require any person
9 to obtain any permit or license, other than a Firearm Owner's
10 Identification Card, in order to own or possess a firearm for
11 his or her personal use. It is declared to be the policy of
12 this State that the regulation of the right to own or possess a
13 firearm is an exclusive power and function of the State. A home
14 rule unit may not regulate the ownership or possession of
15 firearms. This Section is a denial and limitation of home rule
16 powers and functions under subsection (h) of Section 6 of
17 Article VII of the Illinois Constitution. ~~The provisions of any~~
18 ~~ordinance enacted by any municipality which requires~~
19 ~~registration or imposes greater restrictions or limitations on~~
20 ~~the acquisition, possession and transfer of firearms than are~~
21 ~~imposed by this Act, are not invalidated or affected by this~~
22 Act.

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

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.