



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

HB0478

Introduced 1/27/2005, by Rep. John E. Bradley

#### SYNOPSIS AS INTRODUCED:

720 ILCS 5/24-11 new

Amends the Criminal Code of 1961. Provides that the provisions of any ordinance or resolution adopted by any unit of local government that impose restrictions or limitations on the acquisition, possession, transportation, storage, purchase, sale, or other dealing in firearms and firearm ammunition, components, accessories, and accoutrements for firearms that do not provide an exception for the use or possession of a firearm for the act of self-defense or defense of another when on one's land or in one's abode or fixed place of business are invalid, and all those existing ordinances and resolutions are void. Provides that a unit of local government, including a home rule unit, may not regulate the possession or use of a firearm kept for self-defense or defense of another and may not regulate ammunition, components, accessories, or accoutrements for such firearm. Effective immediately.

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HOME RULE NOTE  
ACT MAY APPLY

A BILL FOR

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 1961 is amended by adding  
5 Section 24-11 as follows:

6 (720 ILCS 5/24-11 new)

7 Sec. 24-11. Self-defense.

8 (a) The provisions of any ordinance or resolution adopted  
9 before, on, or after the effective date of this amendatory Act  
10 of the 94th General Assembly by any unit of local government  
11 that impose restrictions or limitations on the acquisition,  
12 possession, transportation, storage, purchase, sale, or other  
13 dealing in firearms and firearm ammunition, components,  
14 accessories, and accoutrements for firearms that do not provide  
15 an exception for the use or possession of a firearm for the act  
16 of self-defense or defense of another as defined in Sections  
17 7-1 and 7-2 of this Code when on one's land or in one's abode or  
18 fixed place of business are invalid, and all those existing  
19 ordinances and resolutions are void.

20 (b) A unit of local government, including a home rule unit,  
21 may not regulate the possession or use of a firearm kept for  
22 self-defense or defense of another and may not regulate  
23 ammunition, components, accessories, or accoutrements for such  
24 firearm. This Section is a limitation under subsection (h) of  
25 Section 6 of Article VII of the Illinois Constitution on the  
26 exclusive exercise by home rule units of powers and functions  
27 exercised by the State.

28 Section 99. Effective date. This Act takes effect upon  
29 becoming law.