



Rep. Kelly M. Cassidy

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09800HB1142ham002

LRB098 04131 OMW 41305 a

1 AMENDMENT TO HOUSE BILL 1142

2 AMENDMENT NO. _____. Amend House Bill 1142 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by adding Section
5 5-1134 as follows:

6 (55 ILCS 5/5-1134 new)

7 Sec. 5-1134. Unwanted firearms. The county board of each
8 county, in consultation with the sheriff, shall establish a
9 program allowing individuals to turn in unwanted firearms by
10 calling the sheriff's office to set up a time to turn the
11 firearms in at the sheriff's office.

12 This Section is a limitation of home rule powers and
13 functions under subsection (i) of Section 6 of Article VII of
14 the Illinois Constitution on the concurrent exercise by home
15 rule units of powers and functions exercised by the State.

1 Section 10. The Illinois Municipal Code is amended by
2 adding Section 11-1-12 as follows:

3 (65 ILCS 5/11-1-12 new)

4 Sec. 11-1-12. Unwanted firearms. The corporate authorities
5 of any municipality that operates a police department shall
6 establish a program allowing individuals to turn in unwanted
7 firearms by calling that police department to set up a time to
8 turn the firearms in at a police station.

9 This Section is a limitation of home rule powers and
10 functions under subsection (i) of Section 6 of Article VII of
11 the Illinois Constitution on the concurrent exercise by home
12 rule units of powers and functions exercised by the State.

13 Section 15. The Local Governmental and Governmental
14 Employees Tort Immunity Act is amended by adding Section 4-108
15 as follows:

16 (745 ILCS 10/4-108 new)

17 Sec. 4-108. Neither a local public entity nor a public
18 employee acting within the scope of his or her employment is
19 liable for any injury or loss caused by actions taken to create
20 or conduct a program established under Section 5-1134 of the
21 Counties Code or Section 11-1-12 of the Illinois Municipal
22 Code, except in case of wilful or wanton conduct.

1 Section 90. The State Mandates Act is amended by adding
2 Section 8.37 as follows:

3 (30 ILCS 805/8.37 new)

4 Sec. 8.37. Exempt mandate. Notwithstanding Sections 6 and 8
5 of this Act, no reimbursement by the State is required for the
6 implementation of any mandate created by this amendatory Act of
7 the 98th General Assembly."