

# RESOLUTION

## Resolution Opposing HB 5471, otherwise known as Public Act 102-1116, and Supporting Its Repeal in the Illinois State Legislature (12)

**WHEREAS**, the County of McHenry has an obligation to forcefully defend its citizens; and

**WHEREAS**, the County of McHenry recognizes the need to speak out against unconstitutional infringements perpetuated against its citizens; and

**WHEREAS**, the County of McHenry finds that HB 5471, otherwise known as Public Act 102-1116, violates Illinois residents' rights under the Second, Fourth, Fifth, and Fourteenth Amendments of the Constitution of the United States; and

**WHEREAS**, the County of McHenry also believes and otherwise denounces the passage of HB 5471 as violating Article IV, Section 8 of the Constitution of the State of Illinois; and

**WHEREAS**, HB 5471 unconstitutionally, among other aforementioned infringements, disarms law-abiding citizens in violation of citizens' Second Amendment rights; and

**WHEREAS**, HB 5471 threatens to make felons out of otherwise law-abiding citizens for the mere enjoyment of their constitutional rights; and

**WHEREAS**, the County of McHenry recognizes the Right of the People to Keep and Bear Arms is guaranteed as an Individual Right under the Second Amendment of the Constitution of the United States; and

**WHEREAS**, the Right of the People to Keep and Bear Arms for defense of Life, Liberty, and Property is regarded as an Unalienable Right by the People of McHenry County, Illinois; and

**WHEREAS**, HB 5471 effectively bans possession of, among other firearms, all semi-automatic rifles, including those most commonly possessed by citizens; and

**WHEREAS**, the passage of HB 5471 will negatively impact the lives, jobs, and businesses in the County of McHenry, resulting in countless loss of jobs and economic activity for its citizens; and

**WHEREAS**, the County of McHenry believes its citizens are in the best position to decide what, if any, instrument they choose to defend themselves, their home, and their families, and HB 5471 unconstitutionally and unreasonably restricts their ability to do so; and

**WHEREAS**, the McHenry County Board supports the January 11, 2023 statement by the McHenry County Sheriff against enforcing unconstitutional laws; and

**WHEREAS**, the McHenry County Board supports the McHenry County State's Attorney's lawsuit contesting the constitutionality of the Protect Illinois Communities Act.

**NOW, THEREFORE BE IT RESOLVED**, by the County Board of the County of McHenry, Illinois demands HB 5471, otherwise known as Public Act 102-1116 or the "Protect Illinois Communities Act", be immediately repealed; and

**BE IT FURTHER RESOLVED**, that a copy of our resolution be immediately sent to all state office holders representing any portion of the County of McHenry, and to the Office of Governor of the State of Illinois; and

**BE IT FURTHER RESOLVED**, that a separate budget line item be instituted for any funds requested or expended, if any, towards the enforcement of HB 5471, for both the McHenry County Sheriff's Office and McHenry County State's Attorney's Office for Fiscal Year 2023-2024, and any Fiscal or Natural Year thenceforth; and

**BE IT FURTHER RESOLVED**, that no McHenry County funds shall be appropriated towards the McHenry County State's Attorney's Office nor the McHenry County Sheriff's Office towards the enforcement of HB 5471.

**DATED** at Woodstock, Illinois, this 21<sup>st</sup> day of February, A.D., 2023.

---

Michael Buehler, Chairman  
McHenry County Board

ATTEST:

---

Joseph J. Tirio, County Clerk



**McHenry County Board**

County Board Room  
Woodstock, IL 60098

Meeting: February 21, 2023  
Department: County Administration  
Prepared By: Kathie Bough

**RESOLUTION**

---

SUBJECT: Resolution Opposing HB 5471, otherwise known as Public Act 102-1116, and Supporting Its Repeal in the Illinois State Legislature (12)

---

**Board / Committee Action Requested:**

To approve the resolution opposing HB5471, otherwise known as Public Act 102-1116, and supporting its repeal in the Illinois State Legislature.