



Rep. Tony McCombie

Filed: 2/10/2022

10200HB4636ham001

LRB102 24466 RLC 35782 a

1 AMENDMENT TO HOUSE BILL 4636

2 AMENDMENT NO. _____. Amend House Bill 4636 on page 3, by
3 replacing lines 3 and 4 with the following:

4 "Section 15. The Firearm Concealed Carry Act is amended by
5 changing Sections 65 and 75 as follows:

6 (430 ILCS 66/65)

7 Sec. 65. Prohibited areas.

8 (a) A licensee under this Act shall not knowingly carry a
9 firearm on or into:

10 (1) Any building, real property, and parking area
11 under the control of a public or private elementary or
12 secondary school.

13 (2) Any building, real property, and parking area
14 under the control of a pre-school or child care facility,
15 including any room or portion of a building under the
16 control of a pre-school or child care facility. Nothing in

1 this paragraph shall prevent the operator of a child care
2 facility in a family home from owning or possessing a
3 firearm in the home or license under this Act, if no child
4 under child care at the home is present in the home or the
5 firearm in the home is stored in a locked container when a
6 child under child care at the home is present in the home.

7 (3) Any building, parking area, or portion of a
8 building under the control of an officer of the executive
9 or legislative branch of government, provided that nothing
10 in this paragraph shall prohibit a licensee from carrying
11 a concealed firearm onto the real property, bikeway, or
12 trail in a park regulated by the Department of Natural
13 Resources or any other designated public hunting area or
14 building where firearm possession is permitted as
15 established by the Department of Natural Resources under
16 Section 1.8 of the Wildlife Code. Nothing in this
17 paragraph prohibits a licensee who is a caseworker of the
18 Department of Children and Family Services from carrying a
19 firearm into the Department of Children and Family
20 Services caseworker's place of employment. In this
21 paragraph, "caseworker" has the meaning ascribed to it in
22 Section 45 of the Children and Family Services Act.

23 (4) Any building designated for matters before a
24 circuit court, appellate court, or the Supreme Court, or
25 any building or portion of a building under the control of
26 the Supreme Court.

1 (5) Any building or portion of a building under the
2 control of a unit of local government.

3 (6) Any building, real property, and parking area
4 under the control of an adult or juvenile detention or
5 correctional institution, prison, or jail.

6 (7) Any building, real property, and parking area
7 under the control of a public or private hospital or
8 hospital affiliate, mental health facility, or nursing
9 home.

10 (8) Any bus, train, or form of transportation paid for
11 in whole or in part with public funds, and any building,
12 real property, and parking area under the control of a
13 public transportation facility paid for in whole or in
14 part with public funds.

15 (9) Any building, real property, and parking area
16 under the control of an establishment that serves alcohol
17 on its premises, if more than 50% of the establishment's
18 gross receipts within the prior 3 months is from the sale
19 of alcohol. The owner of an establishment who knowingly
20 fails to prohibit concealed firearms on its premises as
21 provided in this paragraph or who knowingly makes a false
22 statement or record to avoid the prohibition on concealed
23 firearms under this paragraph is subject to the penalty
24 under subsection (c-5) of Section 10-1 of the Liquor
25 Control Act of 1934.

26 (10) Any public gathering or special event conducted

1 on property open to the public that requires the issuance
2 of a permit from the unit of local government, provided
3 this prohibition shall not apply to a licensee who must
4 walk through a public gathering in order to access his or
5 her residence, place of business, or vehicle.

6 (11) Any building or real property that has been
7 issued a Special Event Retailer's license as defined in
8 Section 1-3.17.1 of the Liquor Control Act during the time
9 designated for the sale of alcohol by the Special Event
10 Retailer's license, or a Special use permit license as
11 defined in subsection (q) of Section 5-1 of the Liquor
12 Control Act during the time designated for the sale of
13 alcohol by the Special use permit license.

14 (12) Any public playground.

15 (13) Any public park, athletic area, or athletic
16 facility under the control of a municipality or park
17 district, provided nothing in this Section shall prohibit
18 a licensee from carrying a concealed firearm while on a
19 trail or bikeway if only a portion of the trail or bikeway
20 includes a public park.

21 (14) Any real property under the control of the Cook
22 County Forest Preserve District.

23 (15) Any building, classroom, laboratory, medical
24 clinic, hospital, artistic venue, athletic venue,
25 entertainment venue, officially recognized
26 university-related organization property, whether owned or

1 leased, and any real property, including parking areas,
2 sidewalks, and common areas under the control of a public
3 or private community college, college, or university.

4 (16) Any building, real property, or parking area
5 under the control of a gaming facility licensed under the
6 Illinois Gambling Act or the Illinois Horse Racing Act of
7 1975, including an inter-track wagering location licensee.

8 (17) Any stadium, arena, or the real property or
9 parking area under the control of a stadium, arena, or any
10 collegiate or professional sporting event.

11 (18) Any building, real property, or parking area
12 under the control of a public library.

13 (19) Any building, real property, or parking area
14 under the control of an airport.

15 (20) Any building, real property, or parking area
16 under the control of an amusement park.

17 (21) Any building, real property, or parking area
18 under the control of a zoo or museum.

19 (22) Any street, driveway, parking area, property,
20 building, or facility, owned, leased, controlled, or used
21 by a nuclear energy, storage, weapons, or development site
22 or facility regulated by the federal Nuclear Regulatory
23 Commission. The licensee shall not under any circumstance
24 store a firearm or ammunition in his or her vehicle or in a
25 compartment or container within a vehicle located anywhere
26 in or on the street, driveway, parking area, property,

1 building, or facility described in this paragraph.

2 (23) Any area where firearms are prohibited under
3 federal law.

4 (a-5) Nothing in this Act shall prohibit a public or
5 private community college, college, or university from:

6 (1) prohibiting persons from carrying a firearm within
7 a vehicle owned, leased, or controlled by the college or
8 university;

9 (2) developing resolutions, regulations, or policies
10 regarding student, employee, or visitor misconduct and
11 discipline, including suspension and expulsion;

12 (3) developing resolutions, regulations, or policies
13 regarding the storage or maintenance of firearms, which
14 must include designated areas where persons can park
15 vehicles that carry firearms; and

16 (4) permitting the carrying or use of firearms for the
17 purpose of instruction and curriculum of officially
18 recognized programs, including but not limited to military
19 science and law enforcement training programs, or in any
20 designated area used for hunting purposes or target
21 shooting.

22 (a-10) The owner of private real property of any type may
23 prohibit the carrying of concealed firearms on the property
24 under his or her control. The owner must post a sign in
25 accordance with subsection (d) of this Section indicating that
26 firearms are prohibited on the property, unless the property

1 is a private residence.

2 (b) Notwithstanding subsections (a), (a-5), and (a-10) of
3 this Section except under paragraph (22) or (23) of subsection
4 (a), any licensee prohibited from carrying a concealed firearm
5 into the parking area of a prohibited location specified in
6 subsection (a), (a-5), or (a-10) of this Section shall be
7 permitted to carry a concealed firearm on or about his or her
8 person within a vehicle into the parking area and may store a
9 firearm or ammunition concealed in a case within a locked
10 vehicle or locked container out of plain view within the
11 vehicle in the parking area. A licensee may carry a concealed
12 firearm in the immediate area surrounding his or her vehicle
13 within a prohibited parking lot area only for the limited
14 purpose of storing or retrieving a firearm within the
15 vehicle's trunk. For purposes of this subsection, "case"
16 includes a glove compartment or console that completely
17 encloses the concealed firearm or ammunition, the trunk of the
18 vehicle, or a firearm carrying box, shipping box, or other
19 container.

20 (c) A licensee shall not be in violation of this Section
21 while he or she is traveling along a public right of way that
22 touches or crosses any of the premises under subsection (a),
23 (a-5), or (a-10) of this Section if the concealed firearm is
24 carried on his or her person in accordance with the provisions
25 of this Act or is being transported in a vehicle by the
26 licensee in accordance with all other applicable provisions of

1 law.

2 (d) Signs stating that the carrying of firearms is
3 prohibited shall be clearly and conspicuously posted at the
4 entrance of a building, premises, or real property specified
5 in this Section as a prohibited area, unless the building or
6 premises is a private residence. Signs shall be of a uniform
7 design as established by the Illinois State Police and shall
8 be 4 inches by 6 inches in size. The Illinois State Police
9 shall adopt rules for standardized signs to be used under this
10 subsection.

11 (Source: P.A. 101-31, eff. 6-28-19; 102-538, eff. 8-20-21.);
12 and

13 on page 6, by inserting immediately below line 25 the
14 following:

15 "Section 20. The Criminal Code of 2012 is amended by
16 changing Section 24-2 as follows:

17 (720 ILCS 5/24-2)

18 Sec. 24-2. Exemptions.

19 (a) Subsections 24-1(a)(3), 24-1(a)(4), 24-1(a)(10), and
20 24-1(a)(13) and Section 24-1.6 do not apply to or affect any of
21 the following:

22 (1) Peace officers, and any person summoned by a peace
23 officer to assist in making arrests or preserving the

1 peace, while actually engaged in assisting such officer.

2 (2) Wardens, superintendents and keepers of prisons,
3 penitentiaries, jails and other institutions for the
4 detention of persons accused or convicted of an offense,
5 while in the performance of their official duty, or while
6 commuting between their homes and places of employment.

7 (3) Members of the Armed Services or Reserve Forces of
8 the United States or the Illinois National Guard or the
9 Reserve Officers Training Corps, while in the performance
10 of their official duty.

11 (4) Special agents employed by a railroad or a public
12 utility to perform police functions, and guards of armored
13 car companies, while actually engaged in the performance
14 of the duties of their employment or commuting between
15 their homes and places of employment; and watchmen while
16 actually engaged in the performance of the duties of their
17 employment.

18 (5) Persons licensed as private security contractors,
19 private detectives, or private alarm contractors, or
20 employed by a private security contractor, private
21 detective, or private alarm contractor agency licensed by
22 the Department of Financial and Professional Regulation,
23 if their duties include the carrying of a weapon under the
24 provisions of the Private Detective, Private Alarm,
25 Private Security, Fingerprint Vendor, and Locksmith Act of
26 2004, while actually engaged in the performance of the

1 duties of their employment or commuting between their
2 homes and places of employment. A person shall be
3 considered eligible for this exemption if he or she has
4 completed the required 20 hours of training for a private
5 security contractor, private detective, or private alarm
6 contractor, or employee of a licensed private security
7 contractor, private detective, or private alarm contractor
8 agency and 28 hours of required firearm training, and has
9 been issued a firearm control card by the Department of
10 Financial and Professional Regulation. Conditions for the
11 renewal of firearm control cards issued under the
12 provisions of this Section shall be the same as for those
13 cards issued under the provisions of the Private
14 Detective, Private Alarm, Private Security, Fingerprint
15 Vendor, and Locksmith Act of 2004. The firearm control
16 card shall be carried by the private security contractor,
17 private detective, or private alarm contractor, or
18 employee of the licensed private security contractor,
19 private detective, or private alarm contractor agency at
20 all times when he or she is in possession of a concealable
21 weapon permitted by his or her firearm control card.

22 (6) Any person regularly employed in a commercial or
23 industrial operation as a security guard for the
24 protection of persons employed and private property
25 related to such commercial or industrial operation, while
26 actually engaged in the performance of his or her duty or

1 traveling between sites or properties belonging to the
2 employer, and who, as a security guard, is a member of a
3 security force registered with the Department of Financial
4 and Professional Regulation; provided that such security
5 guard has successfully completed a course of study,
6 approved by and supervised by the Department of Financial
7 and Professional Regulation, consisting of not less than
8 48 hours of training that includes the theory of law
9 enforcement, liability for acts, and the handling of
10 weapons. A person shall be considered eligible for this
11 exemption if he or she has completed the required 20 hours
12 of training for a security officer and 28 hours of
13 required firearm training, and has been issued a firearm
14 control card by the Department of Financial and
15 Professional Regulation. Conditions for the renewal of
16 firearm control cards issued under the provisions of this
17 Section shall be the same as for those cards issued under
18 the provisions of the Private Detective, Private Alarm,
19 Private Security, Fingerprint Vendor, and Locksmith Act of
20 2004. The firearm control card shall be carried by the
21 security guard at all times when he or she is in possession
22 of a concealable weapon permitted by his or her firearm
23 control card.

24 (7) Agents and investigators of the Illinois
25 Legislative Investigating Commission authorized by the
26 Commission to carry the weapons specified in subsections

1 24-1(a)(3) and 24-1(a)(4), while on duty in the course of
2 any investigation for the Commission.

3 (8) Persons employed by a financial institution as a
4 security guard for the protection of other employees and
5 property related to such financial institution, while
6 actually engaged in the performance of their duties,
7 commuting between their homes and places of employment, or
8 traveling between sites or properties owned or operated by
9 such financial institution, and who, as a security guard,
10 is a member of a security force registered with the
11 Department; provided that any person so employed has
12 successfully completed a course of study, approved by and
13 supervised by the Department of Financial and Professional
14 Regulation, consisting of not less than 48 hours of
15 training which includes theory of law enforcement,
16 liability for acts, and the handling of weapons. A person
17 shall be considered to be eligible for this exemption if
18 he or she has completed the required 20 hours of training
19 for a security officer and 28 hours of required firearm
20 training, and has been issued a firearm control card by
21 the Department of Financial and Professional Regulation.
22 Conditions for renewal of firearm control cards issued
23 under the provisions of this Section shall be the same as
24 for those issued under the provisions of the Private
25 Detective, Private Alarm, Private Security, Fingerprint
26 Vendor, and Locksmith Act of 2004. The firearm control

1 card shall be carried by the security guard at all times
2 when he or she is in possession of a concealable weapon
3 permitted by his or her firearm control card. For purposes
4 of this subsection, "financial institution" means a bank,
5 savings and loan association, credit union or company
6 providing armored car services.

7 (9) Any person employed by an armored car company to
8 drive an armored car, while actually engaged in the
9 performance of his duties.

10 (10) Persons who have been classified as peace
11 officers pursuant to the Peace Officer Fire Investigation
12 Act.

13 (11) Investigators of the Office of the State's
14 Attorneys Appellate Prosecutor authorized by the board of
15 governors of the Office of the State's Attorneys Appellate
16 Prosecutor to carry weapons pursuant to Section 7.06 of
17 the State's Attorneys Appellate Prosecutor's Act.

18 (12) Special investigators appointed by a State's
19 Attorney under Section 3-9005 of the Counties Code.

20 (12.5) Probation officers while in the performance of
21 their duties, or while commuting between their homes,
22 places of employment or specific locations that are part
23 of their assigned duties, with the consent of the chief
24 judge of the circuit for which they are employed, if they
25 have received weapons training according to requirements
26 of the Peace Officer and Probation Officer Firearm

1 Training Act.

2 (13) Court Security Officers while in the performance
3 of their official duties, or while commuting between their
4 homes and places of employment, with the consent of the
5 Sheriff.

6 (13.5) A person employed as an armed security guard at
7 a nuclear energy, storage, weapons or development site or
8 facility regulated by the Nuclear Regulatory Commission
9 who has completed the background screening and training
10 mandated by the rules and regulations of the Nuclear
11 Regulatory Commission.

12 (14) Manufacture, transportation, or sale of weapons
13 to persons authorized under subdivisions (1) through
14 (13.5) of this subsection to possess those weapons.

15 (a-5) Subsections 24-1(a)(4) and 24-1(a)(10) do not apply
16 to or affect any person carrying a concealed pistol, revolver,
17 or handgun and the person has been issued a currently valid
18 license under the Firearm Concealed Carry Act at the time of
19 the commission of the offense.

20 (a-6) Subsections 24-1(a)(4) and 24-1(a)(10) do not apply
21 to or affect a qualified current or retired law enforcement
22 officer qualified under the laws of this State or under the
23 federal Law Enforcement Officers Safety Act.

24 (b) Subsections 24-1(a)(4) and 24-1(a)(10) and Section
25 24-1.6 do not apply to or affect any of the following:

26 (1) Members of any club or organization organized for

1 the purpose of practicing shooting at targets upon
2 established target ranges, whether public or private, and
3 patrons of such ranges, while such members or patrons are
4 using their firearms on those target ranges.

5 (2) Duly authorized military or civil organizations
6 while parading, with the special permission of the
7 Governor.

8 (3) Hunters, trappers or fishermen with a license or
9 permit while engaged in hunting, trapping or fishing.

10 (4) Transportation of weapons that are broken down in
11 a non-functioning state or are not immediately accessible.

12 (5) Carrying or possessing any pistol, revolver, stun
13 gun or taser or other firearm on the land or in the legal
14 dwelling of another person as an invitee with that
15 person's permission.

16 (6) Caseworkers employed by the Department of Children
17 and Family Services who are carrying or possessing
18 firearms in the course of their official duties. In this
19 paragraph, "caseworker" has the meaning ascribed to it in
20 Section 45 of the Children and Family Services Act.

21 (c) Subsection 24-1(a)(7) does not apply to or affect any
22 of the following:

23 (1) Peace officers while in performance of their
24 official duties.

25 (2) Wardens, superintendents and keepers of prisons,
26 penitentiaries, jails and other institutions for the

1 detention of persons accused or convicted of an offense.

2 (3) Members of the Armed Services or Reserve Forces of
3 the United States or the Illinois National Guard, while in
4 the performance of their official duty.

5 (4) Manufacture, transportation, or sale of machine
6 guns to persons authorized under subdivisions (1) through
7 (3) of this subsection to possess machine guns, if the
8 machine guns are broken down in a non-functioning state or
9 are not immediately accessible.

10 (5) Persons licensed under federal law to manufacture
11 any weapon from which 8 or more shots or bullets can be
12 discharged by a single function of the firing device, or
13 ammunition for such weapons, and actually engaged in the
14 business of manufacturing such weapons or ammunition, but
15 only with respect to activities which are within the
16 lawful scope of such business, such as the manufacture,
17 transportation, or testing of such weapons or ammunition.
18 This exemption does not authorize the general private
19 possession of any weapon from which 8 or more shots or
20 bullets can be discharged by a single function of the
21 firing device, but only such possession and activities as
22 are within the lawful scope of a licensed manufacturing
23 business described in this paragraph.

24 During transportation, such weapons shall be broken
25 down in a non-functioning state or not immediately
26 accessible.

1 (6) The manufacture, transport, testing, delivery,
2 transfer or sale, and all lawful commercial or
3 experimental activities necessary thereto, of rifles,
4 shotguns, and weapons made from rifles or shotguns, or
5 ammunition for such rifles, shotguns or weapons, where
6 engaged in by a person operating as a contractor or
7 subcontractor pursuant to a contract or subcontract for
8 the development and supply of such rifles, shotguns,
9 weapons or ammunition to the United States government or
10 any branch of the Armed Forces of the United States, when
11 such activities are necessary and incident to fulfilling
12 the terms of such contract.

13 The exemption granted under this subdivision (c)(6)
14 shall also apply to any authorized agent of any such
15 contractor or subcontractor who is operating within the
16 scope of his employment, where such activities involving
17 such weapon, weapons or ammunition are necessary and
18 incident to fulfilling the terms of such contract.

19 (7) A person possessing a rifle with a barrel or
20 barrels less than 16 inches in length if: (A) the person
21 has been issued a Curios and Relics license from the U.S.
22 Bureau of Alcohol, Tobacco, Firearms and Explosives; or
23 (B) the person is an active member of a bona fide,
24 nationally recognized military re-enacting group and the
25 modification is required and necessary to accurately
26 portray the weapon for historical re-enactment purposes;

1 the re-enactor is in possession of a valid and current
2 re-enacting group membership credential; and the overall
3 length of the weapon as modified is not less than 26
4 inches.

5 (d) Subsection 24-1(a)(1) does not apply to the purchase,
6 possession or carrying of a black-jack or slung-shot by a
7 peace officer.

8 (e) Subsection 24-1(a)(8) does not apply to any owner,
9 manager or authorized employee of any place specified in that
10 subsection nor to any law enforcement officer.

11 (f) Subsection 24-1(a)(4) and subsection 24-1(a)(10) and
12 Section 24-1.6 do not apply to members of any club or
13 organization organized for the purpose of practicing shooting
14 at targets upon established target ranges, whether public or
15 private, while using their firearms on those target ranges.

16 (g) Subsections 24-1(a)(11) and 24-3.1(a)(6) do not apply
17 to:

18 (1) Members of the Armed Services or Reserve Forces of
19 the United States or the Illinois National Guard, while in
20 the performance of their official duty.

21 (2) Bonafide collectors of antique or surplus military
22 ordnance.

23 (3) Laboratories having a department of forensic
24 ballistics, or specializing in the development of
25 ammunition or explosive ordnance.

26 (4) Commerce, preparation, assembly or possession of

1 explosive bullets by manufacturers of ammunition licensed
2 by the federal government, in connection with the supply
3 of those organizations and persons exempted by subdivision
4 (g)(1) of this Section, or like organizations and persons
5 outside this State, or the transportation of explosive
6 bullets to any organization or person exempted in this
7 Section by a common carrier or by a vehicle owned or leased
8 by an exempted manufacturer.

9 (g-5) Subsection 24-1(a)(6) does not apply to or affect
10 persons licensed under federal law to manufacture any device
11 or attachment of any kind designed, used, or intended for use
12 in silencing the report of any firearm, firearms, or
13 ammunition for those firearms equipped with those devices, and
14 actually engaged in the business of manufacturing those
15 devices, firearms, or ammunition, but only with respect to
16 activities that are within the lawful scope of that business,
17 such as the manufacture, transportation, or testing of those
18 devices, firearms, or ammunition. This exemption does not
19 authorize the general private possession of any device or
20 attachment of any kind designed, used, or intended for use in
21 silencing the report of any firearm, but only such possession
22 and activities as are within the lawful scope of a licensed
23 manufacturing business described in this subsection (g-5).
24 During transportation, these devices shall be detached from
25 any weapon or not immediately accessible.

26 (g-6) Subsections 24-1(a)(4) and 24-1(a)(10) and Section

1 24-1.6 do not apply to or affect any parole agent or parole
2 supervisor who meets the qualifications and conditions
3 prescribed in Section 3-14-1.5 of the Unified Code of
4 Corrections.

5 (g-7) Subsection 24-1(a)(6) does not apply to a peace
6 officer while serving as a member of a tactical response team
7 or special operations team. A peace officer may not personally
8 own or apply for ownership of a device or attachment of any
9 kind designed, used, or intended for use in silencing the
10 report of any firearm. These devices shall be owned and
11 maintained by lawfully recognized units of government whose
12 duties include the investigation of criminal acts.

13 (g-10) (Blank).

14 (h) An information or indictment based upon a violation of
15 any subsection of this Article need not negative any
16 exemptions contained in this Article. The defendant shall have
17 the burden of proving such an exemption.

18 (i) Nothing in this Article shall prohibit, apply to, or
19 affect the transportation, carrying, or possession, of any
20 pistol or revolver, stun gun, taser, or other firearm
21 consigned to a common carrier operating under license of the
22 State of Illinois or the federal government, where such
23 transportation, carrying, or possession is incident to the
24 lawful transportation in which such common carrier is engaged;
25 and nothing in this Article shall prohibit, apply to, or
26 affect the transportation, carrying, or possession of any

1 pistol, revolver, stun gun, taser, or other firearm, not the
2 subject of and regulated by subsection 24-1(a)(7) or
3 subsection 24-2(c) of this Article, which is unloaded and
4 enclosed in a case, firearm carrying box, shipping box, or
5 other container, by the possessor of a valid Firearm Owners
6 Identification Card.

7 (Source: P.A. 101-80, eff. 7-12-19; 102-152, eff. 1-1-22.)".