

SB3186



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB3186

Introduced 1/13/2022, by Sen. Donald P. DeWitte

SYNOPSIS AS INTRODUCED:

430 ILCS 66/65

Amends the Firearm Concealed Carry Act. Eliminates a provision that a licensee under the Act shall not knowingly carry a firearm on any bus, train, or form of transportation paid for in whole or in part with public funds, and any building, real property, and parking area under the control of a public transportation facility paid for in whole or in part with public funds. Effective immediately.

LRB102 22757 RLC 31903 b

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 Concealed Carry Act is amended by
5 changing Section 65 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 preschool ~~pre-school~~ or child care
15 facility, including any room or portion of a building
16 under the control of a preschool ~~pre-school~~ or child care
17 facility. Nothing in this paragraph shall prevent the
18 operator of a child care facility in a family home from
19 owning or possessing a firearm in the home or license
20 under this Act, if no child under child care at the home is
21 present in the home or the firearm in the home is stored in
22 a locked container when a child under child care at the
23 home is present in the home.

1 (3) Any building, parking area, or portion of a
2 building under the control of an officer of the executive
3 or legislative branch of government, provided that nothing
4 in this paragraph shall prohibit a licensee from carrying
5 a concealed firearm onto the real property, bikeway, or
6 trail in a park regulated by the Department of Natural
7 Resources or any other designated public hunting area or
8 building where firearm possession is permitted as
9 established by the Department of Natural Resources under
10 Section 1.8 of the Wildlife Code.

11 (4) Any building designated for matters before a
12 circuit court, appellate court, or the Supreme Court, or
13 any building or portion of a building under the control of
14 the Supreme Court.

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

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

20 (7) Any building, real property, and parking area
21 under the control of a public or private hospital or
22 hospital affiliate, mental health facility, or nursing
23 home.

24 (8) (Blank). ~~Any bus, train, or form of transportation~~
25 ~~paid for in whole or in part with public funds, and any~~
26 ~~building, real property, and parking area under the~~

1 ~~control of a public transportation facility paid for in~~
2 ~~whole or in part with public funds.~~

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

14 (10) Any public gathering or special event conducted
15 on property open to the public that requires the issuance
16 of a permit from the unit of local government, provided
17 this prohibition shall not apply to a licensee who must
18 walk through a public gathering in order to access his or
19 her residence, place of business, or vehicle.

20 (11) Any building or real property that has been
21 issued a Special Event Retailer's license as defined in
22 Section 1-3.17.1 of the Liquor Control Act during the time
23 designated for the sale of alcohol by the Special Event
24 Retailer's license, or a Special use permit license as
25 defined in subsection (q) of Section 5-1 of the Liquor
26 Control Act during the time designated for the sale of

1 alcohol by the Special use permit license.

2 (12) Any public playground.

3 (13) Any public park, athletic area, or athletic
4 facility under the control of a municipality or park
5 district, provided nothing in this Section shall prohibit
6 a licensee from carrying a concealed firearm while on a
7 trail or bikeway if only a portion of the trail or bikeway
8 includes a public park.

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

11 (15) Any building, classroom, laboratory, medical
12 clinic, hospital, artistic venue, athletic venue,
13 entertainment venue, officially recognized
14 university-related organization property, whether owned or
15 leased, and any real property, including parking areas,
16 sidewalks, and common areas under the control of a public
17 or private community college, college, or university.

18 (16) Any building, real property, or parking area
19 under the control of a gaming facility licensed under the
20 Illinois Gambling Act or the Illinois Horse Racing Act of
21 1975, including an inter-track wagering location licensee.

22 (17) Any stadium, arena, or the real property or
23 parking area under the control of a stadium, arena, or any
24 collegiate or professional sporting event.

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

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

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

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

7 (22) Any street, driveway, parking area, property,
8 building, or facility, owned, leased, controlled, or used
9 by a nuclear energy, storage, weapons, or development site
10 or facility regulated by the federal Nuclear Regulatory
11 Commission. The licensee shall not under any circumstance
12 store a firearm or ammunition in his or her vehicle or in a
13 compartment or container within a vehicle located anywhere
14 in or on the street, driveway, parking area, property,
15 building, or facility described in this paragraph.

16 (23) Any area where firearms are prohibited under
17 federal law.

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

20 (1) prohibiting persons from carrying a firearm within
21 a vehicle owned, leased, or controlled by the college or
22 university;

23 (2) developing resolutions, regulations, or policies
24 regarding student, employee, or visitor misconduct and
25 discipline, including suspension and expulsion;

26 (3) developing resolutions, regulations, or policies

1 regarding the storage or maintenance of firearms, which
2 must include designated areas where persons can park
3 vehicles that carry firearms; and

4 (4) permitting the carrying or use of firearms for the
5 purpose of instruction and curriculum of officially
6 recognized programs, including, but not limited to,
7 military science and law enforcement training programs, or
8 in any designated area used for hunting purposes or target
9 shooting.

10 (a-10) The owner of private real property of any type may
11 prohibit the carrying of concealed firearms on the property
12 under his or her control. The owner must post a sign in
13 accordance with subsection (d) of this Section indicating that
14 firearms are prohibited on the property, unless the property
15 is a private residence.

16 (b) Notwithstanding subsections (a), (a-5), and (a-10) of
17 this Section except under paragraph (22) or (23) of subsection
18 (a), any licensee prohibited from carrying a concealed firearm
19 into the parking area of a prohibited location specified in
20 subsection (a), (a-5), or (a-10) of this Section shall be
21 permitted to carry a concealed firearm on or about his or her
22 person within a vehicle into the parking area and may store a
23 firearm or ammunition concealed in a case within a locked
24 vehicle or locked container out of plain view within the
25 vehicle in the parking area. A licensee may carry a concealed
26 firearm in the immediate area surrounding his or her vehicle

1 within a prohibited parking lot area only for the limited
2 purpose of storing or retrieving a firearm within the
3 vehicle's trunk. For purposes of this subsection, "case"
4 includes a glove compartment or console that completely
5 encloses the concealed firearm or ammunition, the trunk of the
6 vehicle, or a firearm carrying box, shipping box, or other
7 container.

8 (c) A licensee shall not be in violation of this Section
9 while he or she is traveling along a public right of way that
10 touches or crosses any of the premises under subsection (a),
11 (a-5), or (a-10) of this Section if the concealed firearm is
12 carried on his or her person in accordance with the provisions
13 of this Act or is being transported in a vehicle by the
14 licensee in accordance with all other applicable provisions of
15 law.

16 (d) Signs stating that the carrying of firearms is
17 prohibited shall be clearly and conspicuously posted at the
18 entrance of a building, premises, or real property specified
19 in this Section as a prohibited area, unless the building or
20 premises is a private residence. Signs shall be of a uniform
21 design as established by the Illinois State Police and shall
22 be 4 inches by 6 inches in size. The Illinois State Police
23 shall adopt rules for standardized signs to be used under this
24 subsection.

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

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.