

# SB3006



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

SB3006

Introduced 2/18/2016, by Sen. Sue Rezin

#### SYNOPSIS AS INTRODUCED:

430 ILCS 66/65

Amends the Firearm Concealed Carry Act. Provides that the prohibition on carrying a concealed firearm into a courthouse does not apply to a licensee who is a circuit or associate judge, State's Attorney, or Assistant State's Attorney, with the consent of the State's Attorney, provided that the judge, State's Attorney, or Assistant State's Attorney does not carry a concealed firearm at any time while in a courtroom. Provides that the firearm, when it is not carried on the person of the judge, State's Attorney, or Assistant State's Attorney, shall be stored in a secure area in a locked compartment designated by the sheriff, or if in a building only under the control of the court in a locked compartment designated by the chief judge or resident judge.

LRB099 18651 SLF 43033 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 under  
11 the control of a public or private elementary or secondary  
12 school.

13 (2) Any building, real property, and parking area under  
14 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  
17 this paragraph shall prevent the operator of a child care  
18 facility in a family home from owning or possessing a  
19 firearm in the home or license under this Act, if no child  
20 under child care at the home is present in the home or the  
21 firearm in the home is stored in a locked container when a  
22 child under child care at the home is present in the home.

23 (3) Any building, parking area, or portion of a

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

10 (4) Any building designated for matters before a  
11 circuit court, appellate court, or the Supreme Court, or  
12 any building or portion of a building under the control of  
13 the Supreme Court. This paragraph (4) does not apply to a  
14 licensee who is a circuit or associate judge, State's  
15 Attorney, or Assistant State's Attorney with the consent of  
16 the State's Attorney; provided that the judge, State's  
17 Attorney, or Assistant State's Attorney does not carry a  
18 concealed firearm at any time while in a courtroom. The  
19 firearm, when it is not carried on the person of the judge,  
20 State's Attorney, or Assistant State's Attorney, shall be  
21 stored in a secure area in a locked compartment designated  
22 by the sheriff, or if in a building only under the control  
23 of the court in a locked compartment designated by the  
24 chief judge or resident judge.

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

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

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

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

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

23           (10) Any public gathering or special event conducted on  
24 property open to the public that requires the issuance of a  
25 permit from the unit of local government, provided this  
26 prohibition shall not apply to a licensee who must walk

1 through a public gathering in order to access his or her  
2 residence, place of business, or vehicle.

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

11 (12) Any public playground.

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

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

20 (15) Any building, classroom, laboratory, medical  
21 clinic, hospital, artistic venue, athletic venue,  
22 entertainment venue, officially recognized  
23 university-related organization property, whether owned or  
24 leased, and any real property, including parking areas,  
25 sidewalks, and common areas under the control of a public  
26 or private community college, college, or university.

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

5           (17) Any stadium, arena, or the real property or  
6 parking area under the control of a stadium, arena, or any  
7 collegiate or professional sporting event.

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

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

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

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

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

25          (23) Any area where firearms are prohibited under  
26 federal law.

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

3 (1) prohibiting persons from carrying a firearm within  
4 a vehicle owned, leased, or controlled by the college or  
5 university;

6 (2) developing resolutions, regulations, or policies  
7 regarding student, employee, or visitor misconduct and  
8 discipline, including suspension and expulsion;

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

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

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

25 (b) Notwithstanding subsections (a), (a-5), and (a-10) of  
26 this Section except under paragraph (22) or (23) of subsection

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

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

24 (d) Signs stating that the carrying of firearms is  
25 prohibited shall be clearly and conspicuously posted at the  
26 entrance of a building, premises, or real property specified in



1 this Section as a prohibited area, unless the building or  
2 premises is a private residence. Signs shall be of a uniform  
3 design as established by the Department and shall be 4 inches  
4 by 6 inches in size. The Department shall adopt rules for  
5 standardized signs to be used under this subsection.

6 (Source: P.A. 98-63, eff. 7-9-13; 99-29, eff. 7-10-15.)