

# SB2333



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB2333

Introduced 2/10/2023, by Sen. Terri Bryant

### SYNOPSIS AS INTRODUCED:

430 ILCS 66/65  
430 ILCS 66/105

Amends the Firearm Concealed Carry Act. Provides that the school board of a school district of a public elementary or secondary school or a non-public elementary or secondary school may develop a policy to permit the carrying of a firearm by an employee of the school, licensed under the Act, in any building or on any real property or parking area under the control of the public or non-public elementary or secondary school. Provides that the policy must contain safe storage provisions for the firearm. Those provisions must include securing the firearm in a locked box or container that cannot be accessed by students. Changes "private" elementary or secondary school references in the Act to "non-public" elementary or secondary school.

LRB103 30559 RLC 56993 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 Sections 65 and 105 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) Except as otherwise provided in subsection (a-3)  
11 of this Section, any ~~Any~~ building, real property, and  
12 parking area under the control of a public or non-public  
13 ~~private~~ elementary or secondary school.

14 (2) Any building, real property, and parking area  
15 under the control of a pre-school or child care facility,  
16 including any room or portion of a building under the  
17 control of a pre-school or child care facility. Nothing in  
18 this paragraph shall prevent the operator of a child care  
19 facility in a family home from owning or possessing a  
20 firearm in the home or license under this Act, if no child  
21 under child care at the home is present in the home or the  
22 firearm in the home is stored in a locked container when a  
23 child under child care at the 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) Any bus, train, or form of transportation paid for  
25 in whole or in part with public funds, and any building,  
26 real property, and parking area under the control of a

1 public transportation facility paid for in whole or in  
2 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-3) The school board of a school district of a public  
19 elementary or secondary school or a non-public elementary or  
20 secondary school may develop a policy to permit the carrying  
21 of a firearm by an employee of the school, licensed under this  
22 Act, in any building or on any real property or parking area  
23 under the control of the public or non-public elementary or  
24 secondary school. The policy must contain safe storage  
25 provisions for the firearm. Those provisions must include  
26 securing the firearm in a locked box or container that cannot

1 be accessed by students.

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

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

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

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

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

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

26 (b) Notwithstanding subsections (a), (a-5), and (a-10) of

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

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

26 (d) Signs stating that the carrying of firearms is



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

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

10 (430 ILCS 66/105)

11 Sec. 105. Duty of school administrator. It is the duty of  
12 the principal of a public elementary or secondary school, or  
13 his or her designee, and the chief administrative officer of a  
14 non-public ~~private~~ elementary or secondary school or a public  
15 or private community college, college, or university, or his  
16 or her designee, to report to the Illinois State Police when a  
17 student is determined to pose a clear and present danger to  
18 himself, herself, or to others, within 24 hours of the  
19 determination as provided in Section 6-103.3 of the Mental  
20 Health and Developmental Disabilities Code. "Clear and present  
21 danger" has the meaning as provided in paragraph (2) of the  
22 definition of "clear and present danger" in Section 1.1 of the  
23 Firearm Owners Identification Card Act.

24 (Source: P.A. 102-538, eff. 8-20-21.)