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09400SB1144sam001

LRB094 04838 RLC 57748 a

1 AMENDMENT TO SENATE BILL 1144

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1144 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 1961 is amended by adding  
5 Section 26-6 as follows:

6 (720 ILCS 5/26-6 new)

7 Sec. 26-6. Disorderly conduct at a funeral or memorial  
8 service.

9 (a) The General Assembly finds and declares that due to the  
10 unique nature of funeral and memorial services and the  
11 heightened opportunity for extreme emotional distress on such  
12 occasions, the purpose of this Section is to protect the  
13 privacy and ability to mourn of grieving families directly  
14 before, during, and after a funeral or memorial service.

15 (b) For purposes of this Section, "funeral site" means a  
16 church, synagogue, mosque, funeral home, gravesite, or other  
17 place at which a funeral or memorial service is being conducted  
18 or is scheduled to be conducted within the next 30 minutes or  
19 has been conducted within the last 30 minutes.

20 (c) A person commits the offense of disorderly conduct at a  
21 funeral or memorial service when he or she:

22 (1) engages, with knowledge of the existence of a  
23 funeral site, in any loud singing, playing of music,  
24 chanting, whistling, yelling, or noisemaking with, or

1 without, noise amplification including, but not limited  
2 to, bullhorns, auto horns, and microphones within 200 feet  
3 of any ingress or egress of that funeral site, where the  
4 volume of such singing, music, chanting, whistling,  
5 yelling, or noisemaking is likely to be audible at and  
6 disturbing to the funeral site;

7 (2) displays, with knowledge of the existence of a  
8 funeral site and within 200 feet of any ingress or egress  
9 of that funeral site, any visual images that convey  
10 fighting words or actual or veiled threats against any  
11 other person;

12 (3) with knowledge of the existence of a funeral site,  
13 knowingly obstructs, hinders, impedes, or blocks another  
14 person's entry to or exit from that funeral site or a  
15 facility containing that funeral site, except that the  
16 owner or occupant of property may take lawful actions to  
17 exclude others from that property; or

18 (4) with knowledge of the existence of a funeral site,  
19 knowingly engages in a march or picket at the funeral site  
20 at any public location located within 200 feet of any  
21 ingress or egress of that funeral site.

22 (d) Disorderly conduct at a funeral or memorial service is  
23 a Class C misdemeanor. A second or subsequent violation of  
24 disorderly conduct at a funeral or memorial service is a Class  
25 4 felony.

26 (e) This Section does not apply to peaceful activity  
27 regulated by the National Labor Relations Act or the Illinois  
28 Public Labor Relations Act.

29 (f) If any clause, sentence, section, provision, or part of  
30 this Section or the application thereof to any person or  
31 circumstance is adjudged to be unconstitutional, the remainder  
32 of this Section or its application to persons or circumstances  
33 other than those to which it is held invalid, is not affected  
34 thereby.

1           Section 99. Effective date. This Act takes effect upon  
2    becoming law.".