

Update on Concealed Carry Legislation

June 4, 2013

The Illinois General Assembly passed concealed carry legislation in the final hours of the legislative session. The concealed carry legislation was necessary in response to the invalidation of the current Illinois and Chicago gun bans by the U.S. Court of Appeals for the 7th Circuit. The General Assembly had until June 9th to allow Illinois time to join the other 49 states by enacting a concealed carry law.

While the bill (HB 183 Phelps/Forby) passed both legislative chambers with super-majority support, the legislature has 30 calendar days to review and certify the legislation before sending the bill to the Governor for his review and action. Once the bill is sent to the Governor, ordinarily, the Governor would have 60 days to review the proposed legislation, but the Court's June 9th deadline gives the Governor only a few days to consider the bill. Attorney General Lisa Madigan has asked the Court of Appeals for a 30 day extension to allow the Governor more time to review the legislation.

Throughout the deliberations on the legislation, BOMA/Chicago was actively involved in lobbying efforts to ensure that the right of commercial property owners to determine proper policy for their buildings is maintained. Under the legislation, commercial property owners will retain the right to determine proper policy for their buildings. Owners of private real property of any type may prohibit the carrying of concealed firearms on the property under his or her control. There are posting and noticing requirements for buildings that choose to prohibit concealed firearms. The Illinois State Police will adopt rules for the standardized signs which would state that the carrying of concealed weapons is prohibited. The legislation specifies that the signs shall be 4 inches by 6 inches and must be posted clearly and conspicuously posted at the entrance of a building, premises or real property, unless the building is a private residence.

The legislation also creates a uniform "baseline" standard for concealed carry that would apply statewide. It requires 16 hours of training to obtain a license, and also creates uniform fees and penalties, etc. Under the legislation, municipalities in Illinois will have the ability to pass stricter conceal carry provisions, via local ordinance, within a 10-day window of the bill becoming law. The digest and text of the concealed carry legislation can be found by [clicking here](#).

If signed by the Governor, BOMA/Chicago's legislative team will monitor the rule making. If you have any questions, please contact Ron Tabaczynski, Director of Government Affairs at BOMA/Chicago, at (312) 870-9611 or by emailing rtabaczynski@bomachicago.org.