

**CITY OF FREEPORT
STEPHENSON COUNTY, ILLINOIS**

ORDINANCE NO. 2017-60

**AN ORDINANCE AMENDING PART SIX GENERAL OFFENSES CODE, CHAPTER
692 WEAPONS AND EXPLOSIVES, SECTION 692.02 OF THE CODIFIED
ORDINANCES OF THE CITY OF FREEPORT, ILLINOIS REGARDING CONCEALED
WEAPONS**

**ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF FREEPORT, ILLINOIS**

THIS _____ DAY OF _____, 2017

**Published in pamphlet form by authority of the
City Council of the City of Freeport,
Stephenson County, Illinois, this
_____ day of _____, 2017.**

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WHEREAS, the City of Freeport, Illinois (“City”) has Codified Ordinances of the City (the “Code”); and

WHEREAS, Section 692.02 of the Code is entitled “Concealed Weapons” and governs the concealing of weapons in the City of Freeport; and

WHEREAS, the City now desires to amend Chapter 692, Section 692.02 regarding concealed weapons to align the ordinance with revisions to Illinois statutes regarding concealed carry, specifically the Illinois Firearm Concealed Carry Act 430 ILCS 66/1 et. seq.; and

WHEREAS, the City Council finds that such amendment is in the best interest of the public health, safety, morals and general welfare of the residents of the City of Freeport.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS AS FOLLOWS:

Section 1. The above-recitals are incorporated herein and made a part hereof.

Section 2. That Section 692.02 of the Code regarding concealed weapons is hereby amended to read as follows (new language in **bold**, ~~strikethrough~~ language to be deleted):

“692.02 CONCEALED WEAPONS

(a) **Prohibited.** No person shall wear or carry concealed about his or her person any gun, pistol, revolver, metallic knuckles, bowie-knife, dirk, razor or other dangerous or deadly weapon, or display or flourish any such weapon in a boisterous or threatening manner.

(b) **Exceptions.**

(1) ~~**Police officers.** This section shall not apply to any police officer while in the discharge of his or her duty, nor to any person summoned by any officer to aid him or her in making an arrest or preserving the peace.~~

(2) ~~**Hunters.** This section shall not apply to the concealed carrying of any type of gun, when unloaded and properly cased, to or from any range or gallery or to or from a hunting area.~~

This provision does not apply, however, to the following officers, while engaged in the discharge of their official duties: sheriffs, coroners, policemen or other duly constituted peace officers; nor to the following employees or agents, while in the discharge of the duties of their employment: special agents and policemen employed by railroads; nor to persons lawfully summoned by an officer to assist in making arrests or preserving the

peace while so engaged in assisting such an officer; nor to the concealed carrying of any type of gun by hunters when unloaded and properly cased, to or from any range or gallery or to or from a hunting area; nor to persons possessing a validly issued, unexpired license to carry a concealed handgun, pursuant to the Illinois Firearm Concealed Carry Act, 430 ILCS 66/1 et seq., as amended, and not located in a prohibited area, as defined by 430 ILCS 66/65, as amended.”

Section 3. This Ordinance shall be effective upon its passage by the City Council, its approval by the Mayor, and its publication as provided by law.

Section 4. This ordinance is expressly adopted pursuant to the Home Rule Powers of the City of Freeport under Section 6 of Article VII of the Illinois Constitution of 1970.

Section 5. All ordinances or parts of ordinances in conflict with this Ordinance are repealed insofar as they conflict.

Section 6. If any section, clause or provision of this Ordinance be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid, and this City Council hereby expressly declares that it would have enacted this Ordinance even with the invalid portion deleted.

PASSED BY A ROLL CALL VOTE OF THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS this _____ day of _____, 2017.

Dovie L. Anderson, City Clerk

YEAS:
NAYS:
ABSTAIN:
PRESENT:

APPROVED by the Mayor of the City of Freeport this _____ day of _____, 2017.

Jodi Miller, Mayor

Date Published:
Date Effective:

Approved as to form:

City Legal Counsel