

1 AN ACT concerning adult entertainment.

2 Be it enacted by the People of the State of Illinois,  
3 represented in the General Assembly:

4 Section 1. Short title. This Act may be cited as the  
5 Adult Uses Location Restriction Act.

6 Section 5. Policy. It is the policy of the General  
7 Assembly on behalf of the People of the State of Illinois and  
8 in protection of their general health, safety, and welfare to  
9 regulate the proximity of adult uses to other adult uses,  
10 schools, parks, places of worship, mobile home parks,  
11 pre-schools, and day care facilities.

12 Section 10. Definitions. In this Act:

13 "Adult bookstore" includes:

14 (1) any establishment having as a substantial portion of  
15 sales or stock-in-trade, any books, magazines, periodicals,  
16 or films for sale or for viewing on the premises by the use  
17 of motion picture devices or coin-operated machines that are  
18 distinguished or characterized by their emphasis on matter  
19 depicting, describing, or relating to specific sexual  
20 activities or anatomical areas;

21 (2) any establishment with a section or segment devoted  
22 to the sale or display of any books, magazines, periodicals,  
23 or films for sale or for viewing on the premises by the use  
24 of motion picture devices or coin-operated machines that are  
25 distinguished or characterized by their emphasis on matter  
26 depicting, describing, or relating to specific sexual  
27 activities or anatomical areas; and

28 (3) any establishment that holds itself out to the  
29 public to be a purveyor of any books, magazines, periodicals,  
30 or films for sale or for viewing on the premises by the use

1 of motion picture devices or coin-operated machines that are  
2 distinguished or characterized by their emphasis on matter  
3 depicting, describing, or relating to specific sexual  
4 activities or anatomical areas, based upon its signage,  
5 advertising, displays, sales, presence of video preview or  
6 coin-operated machines, exclusion of minors from its  
7 premises, or any other factors showing that the  
8 establishment's purpose is to purvey that material.

9 "Adult entertainment cabaret" means:

10 (1) any public or private establishment that features  
11 topless dancers, strippers, "go-go" dancers, male or female  
12 impersonators, or lingerie or bathing suit fashion shows;

13 (2) any public or private establishment that features  
14 entertainers who display specific anatomical areas; or

15 (3) any public or private establishment that features  
16 entertainers who, by reason of their appearance or conduct,  
17 perform in a manner designed primarily to appeal to the  
18 prurient interest of the patron or who engage in explicit  
19 simulation of specific sexual activities.

20 "Adult motion picture theater" means a building or area  
21 used for presenting materials or that is distinguished or  
22 characterized by an emphasis on matter depicting, describing,  
23 or relating to specific sexual activities or anatomical areas  
24 for observation by patrons inside the building or area.

25 "Adult novelty store" means:

26 (1) any establishment having as a substantial portion of  
27 sales or stock-in-trade, any toys, devices, clothing,  
28 novelties, lotions, or other items distinguished or  
29 characterized by their emphasis on or use for specific sexual  
30 activities or anatomical areas; or

31 (2) any establishment that holds itself out to the  
32 public to be a purveyor of any toys, devices, clothing,  
33 novelties, lotions, or other items distinguished or  
34 characterized by their emphasis on or use for specific sexual

1 activities or anatomical areas, based upon its signage,  
2 advertising, displays, actual sales, exclusion of minors from  
3 its premises, or any other factors showing that the  
4 establishment's primary purpose is to purvey that material.

5 "Adult Uses" include any adult bookstore, adult  
6 entertainment cabaret, adult motion picture theater, or adult  
7 novelty store.

8 Section 15. Restrictions on locations of adult uses.

9 (a) No adult use shall be located within 1,000 feet of  
10 any then-existing adult use.

11 (b) No adult use shall be located within 1,000 feet of  
12 any public or private elementary or secondary school, any  
13 public park, any place of worship, any pre-school, any day  
14 care facility, any mobile home park used for residential  
15 purposes, or any area that is zoned as residential.

16 Section 20. Penalty. A violation of any provision of  
17 this Act is a separate petty offense for each day of  
18 violation.