



Rep. Mary E. Flowers

Filed: 2/23/2017

10000HB0244ham001

LRB100 00033 RLC 21782 a

1 AMENDMENT TO HOUSE BILL 244

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 244 on page 1, line  
3 9, by replacing "private," with "private, charter school as  
4 defined in Section 27A-5 of the School Code,"; and

5 by replacing all of pages 51 and 52 and lines 1 through 6 on  
6 page 53 with the following:

7 "(720 ILCS 550/5.2) (from Ch. 56 1/2, par. 705.2)

8 Sec. 5.2. Delivery of cannabis on school grounds.

9 (a) Any person, other than an enrolled student, who  
10 violates subsection (e) of Section 5 in any school, on the real  
11 property comprising any school, or any conveyance owned, leased  
12 or contracted by a school to transport students to or from  
13 school or a school related activity, or on any public way  
14 within 1,000 feet of the real property comprising any school,  
15 or any conveyance owned, leased or contracted by a school to  
16 transport students to or from school or a school related

1 activity, is guilty of a Class 1 felony, the fine for which  
2 shall not exceed \$200,000;

3 (b) Any person, other than an enrolled student, who  
4 violates subsection (d) of Section 5 in any school, on the real  
5 property comprising any school, or any conveyance owned, leased  
6 or contracted by a school to transport students to or from  
7 school or a school related activity, or on any public way  
8 within 1,000 feet of the real property comprising any school,  
9 or any conveyance owned, leased or contracted by a school to  
10 transport students to or from school or a school related  
11 activity, is guilty of a Class 2 felony, the fine for which  
12 shall not exceed \$100,000;

13 (c) Any person, other than an enrolled student, who  
14 violates subsection (c) of Section 5 in any school, on the real  
15 property comprising any school, or any conveyance owned, leased  
16 or contracted by a school to transport students to or from  
17 school or a school related activity, or on any public way  
18 within 1,000 feet of the real property comprising any school,  
19 or any conveyance owned, leased or contracted by a school to  
20 transport students to or from school or a school related  
21 activity, is guilty of a Class 3 felony, the fine for which  
22 shall not exceed \$50,000;

23 (d) Any person, other than an enrolled student, who  
24 violates subsection (b) of Section 5 in any school, on the real  
25 property comprising any school, or any conveyance owned, leased  
26 or contracted by a school to transport students to or from

1 school or a school related activity, or on any public way  
2 within 1,000 feet of the real property comprising any school,  
3 or any conveyance owned, leased or contracted by a school to  
4 transport students to or from school or a school related  
5 activity, is guilty of a Class 4 felony, the fine for which  
6 shall not exceed \$25,000;

7 (e) Any person, other than an enrolled student, who  
8 violates subsection (a) of Section 5 in any school, on the real  
9 property comprising any school, or any conveyance owned, leased  
10 or contracted by a school to transport students to or from  
11 school or a school related activity, on any public way within  
12 1,000 feet of the real property comprising any school, or any  
13 conveyance owned, leased or contracted by a school to transport  
14 students to or from school or a school related activity, is  
15 guilty of a Class A misdemeanor.

16 (f) As used in this Section:

17 "Charter school" has the meaning ascribed to the term  
18 in Section 27A-5 of the School Code.

19 "Enrolled student" means a student registered at an  
20 active and operational public, private, charter, or  
21 parochial elementary or secondary school, community  
22 college, college, or university.

23 "School" means an active and operational public,  
24 private, charter, or parochial elementary or secondary  
25 school, community college, college, or university and  
26 includes the grounds of an active and operational school,

1 if the offense is committed when school is in session,  
2 children are present, or when school related activity  
3 occurs; and "school related activity" means any sporting,  
4 social, academic, or other activity for which students'  
5 attendance or participation is sponsored, organized, or  
6 funded in whole or in part by a school or school district.

7 (Source: P.A. 87-544.); and

8 on page 63, line 21, by replacing "private," with the  
9 following:

10 "private, charter school as defined in Section 27A-5 of the  
11 School Code,"; and

12 on page 68, line 20, by replacing "private," with the  
13 following:

14 "private, charter school as defined in Section 27A-5 of the  
15 School Code,"; and

16 on page 77, line 15, by inserting after "school," the  
17 following:

18 "charter school as defined in Section 27A-5 of the School  
19 Code,".