

AN ACT concerning agriculture.

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

Section 5. The Agricultural Production Contract Code is amended by changing Sections 20 and 50 and by adding Section 7 as follows:

(505 ILCS 17/7 new)

Sec. 7. Applicability. This Code applies to production contracts signed on or after January 1, 2005.

(505 ILCS 17/20)

(This Section may contain text from a Public Act with a delayed effective date)

Sec. 20. Readability of production contracts.

(a) A production contract must comply with all of the following:

(1) It must be in a typeface at least as large as 10-point modern, one-point leaded.

(2) It must be divided and captioned by its various sections, have an index of the major provisions of the production contract and the pages on which they are found, and use commonly-used and understood words and terms, but may include technical or industry terms customarily used and understood by producers in the ordinary course of business.

(3) It must limit references to other sections or provisions and, when incorporating a document, have a copy of the document attached.

(4) It must have a Flesch-Kincaid Grade Level score no higher than the twelfth grade ~~scale analysis readability score of at least 50.~~ This provision does not apply to a document attached to the contract if the contractor,

affiliate, or subsidiary is not the original publisher of the document.

(b) A contractor may include a provision in the index required by Section 25 that the production contract being offered meets the requirements of this Section as to readability.

(Source: P.A. 93-522, eff. 1-1-05.)

(505 ILCS 17/50)

(This Section may contain text from a Public Act with a delayed effective date)

Sec. 50. Enforcement; offenses; remedies. The Attorney General is primarily responsible for enforcing this Act.

A violation of ~~person who violates~~ Section 20, 25, 30, or 35 is ~~commits~~ a business offense under the Code of Corrections punishable by a fine of not more than \$10,000 per offense ~~under the Code of Civil Procedure.~~

A producer may recover his or her actual damages for a contractor's violation of Section 40 or 45 of this Act.

(Source: P.A. 93-522, eff. 1-1-05.)

Section 99. Effective date. This Act takes effect January 1, 2005.