

1 AN ACT concerning local government.

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

4 Section 5. The Counties Code is amended by adding Section
5 5-1057.5 as follows:

6 (55 ILCS 5/5-1057.5 new)

7 Sec. 5-1057.5. Milkweed classification.

8 (a) For purposes of this Section, "milkweed" means
9 Asclepias syriaca or other native Asclepias species.

10 (b) A county may not classify milkweed as a noxious or
11 exotic weed.

12 (c) A county may not classify milkweed in a manner
13 inconsistent with this Section. This Section is a limitation
14 under subsection (i) of Section 6 of Article VII of the
15 Illinois Constitution on the concurrent exercise by home rule
16 units of powers and functions exercised by the State.

17 Section 10. The Illinois Municipal Code is amended by
18 adding Section 11-20-6.5 as follows:

19 (65 ILCS 5/11-20-6.5 new)

20 Sec. 11-20-6.5. Milkweed classification.

21 (a) For purposes of this Section, "milkweed" means

1 Asclepias syriaca or other native Asclepias species.

2 (b) The corporate authorities of a municipality may not
3 classify milkweed as a noxious or exotic weed.

4 (c) A municipality may not classify milkweed in a manner
5 inconsistent with this Section. This Section is a limitation
6 under subsection (i) of Section 6 of Article VII of the
7 Illinois Constitution on the concurrent exercise by home rule
8 units of powers and functions exercised by the State.