



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3906

Introduced 10/17/2019, by Rep. Bob Morgan - Deb Conroy - Kelly M. Cassidy and Norine K. Hammond

SYNOPSIS AS INTRODUCED:

New Act

5 ILCS 100/5-45

from Ch. 127, par. 1005-45

30 ILCS 105/5.891 new

Creates the CBD Safety Act. Prohibits the sale or distribution of a CBD product unless the CBD product has labeling and has undergone lab testing that meet labeling and minimum testing requirements pursuant to rules adopted by the Department of Agriculture. Requires the Department to administer and enforce the Act and to develop rules for the labeling and minimum testing requirements of CBD products using a specified provision of the Illinois Administrative Code as a model. Provides that the Department of Public Health, the Illinois State Police, and the Department of Agriculture may inspect any business that manufactures, processes, transports, or distributes CBD products in the State to ensure compliance with the Act. Provides specified criminal fines, imprisonment, and administrative penalties for violations of the Act and directs that criminal fines collected under the Act shall be deposited into the CBD Safety Fund. Allows the Director to pursue and a court to grant a temporary restraining order or a preliminary or permanent injunction restraining any person from violating the Act. Contains other provisions. Amends the Illinois Administrative Procedure Act. Allows the Department of Agriculture to adopt emergency rules to implement the CBD Safety Act. Amends the State Finance Act. Creates the CBD Safety Fund. Effective 180 days after becoming law.

LRB101 14515 CPF 63480 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning health.

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 CBD
5 Safety Act.

6 Section 5. Definitions. In this Act:

7 "CBD" means cannabidiol derived from cannabis. "CBD"
8 includes resin extracted from any part of a cannabis plant and
9 any compound, manufacture, salt, derivative, mixture, or
10 preparation of such plant, whether produced directly or
11 indirectly by extraction, independently by means of chemical
12 synthesis, or by a combination of extraction and chemical
13 synthesis. "CBD" does not include any product or substance
14 regulated under the Compassionate Use of Medical Cannabis
15 Program Act, the Cannabis Regulation and Tax Act, or the
16 Industrial Hemp Act.

17 "CBD product" means a product offered for sale that
18 contains CBD.

19 "Department" means the Department of Agriculture.

20 "Director" means the Director of Agriculture.

21 Section 10. CBD product labeling and testing requirements.
22 No person shall sell or distribute a CBD product unless the CBD

1 product has labeling and has undergone lab testing that meet
2 labeling and minimum testing requirements pursuant to rules
3 adopted by the Department under subsection (b) of Section 15.

4 Section 15. Administration and enforcement; rules;
5 emergency rules; inspection.

6 (a) The Department shall administer and enforce this Act
7 and may adopt rules under the Illinois Administrative Procedure
8 Act for the purpose of administering and enforcing this Act.

9 (b) The Department shall develop rules setting forth
10 labeling and minimum testing requirements of CBD products,
11 using Section 1000.510 of Title 8 of the Illinois
12 Administrative Code as a model.

13 (c) In order to provide for the expeditious and timely
14 implementation of the provisions of this Act, the Department
15 may adopt emergency rules in accordance with Section 5-45 of
16 the Illinois Administrative Procedure Act to the extent
17 necessary to administer the Department's responsibilities
18 under this Act. The adoption of emergency rules authorized by
19 this subsection (c) is deemed to be necessary for the public
20 interest, safety, and welfare.

21 (d) The Department of Public Health, the Illinois State
22 Police, and the Department may inspect any business that
23 manufactures, processes, transports, or distributes CBD
24 products in the State to ensure compliance with this Act.

1 Section 20. Violations; fines.

2 (a) A person who by himself or herself, by his or her
3 employee or agent, or as the employee or agent of another
4 person violates Section 10 or any rule adopted by the
5 Department under Section 15 is guilty of a business offense and
6 shall be fined not less than \$1,000 for the first offense; not
7 less than \$1,500 for a second offense; and not less than \$2,500
8 for a third offense.

9 (b) A person who by himself or herself, by the person's
10 servant or agent, or as a servant or agent of another person
11 commits a fourth or subsequent violation of Section 10 or any
12 rule adopted by the Department under Section 15 is guilty of a
13 Class 3 felony and subject to: (1) a fine of not less than
14 \$1,000 and not more than \$10,000, or the total amount of any
15 money gained for each day on which a violation has been found,
16 whichever is greater; (2) imprisonment; or (3) both.

17 (c) Moneys collected under this Section shall be deposited
18 into the CBD Safety Fund.

19 Section 25. Administrative penalties; judicial review.
20 When an administrative hearing is held, the hearing officer,
21 upon a determination of a violation of Section 10 or any rule
22 adopted by the Department under Section 15, shall levy the
23 following administrative monetary penalties:

24 (1) A penalty of \$500 for a first violation.

25 (2) A penalty of \$1,500 for a second violation at the

1 same location within 2 years of the first violation.

2 (3) A penalty of \$2,500 for a third or subsequent
3 violation at the same location within 2 years of the second
4 violation.

5 The penalty levied shall be collected by the Department.
6 Any penalty of \$2,500 or greater that is not paid within 120
7 days of issuance of notice from the Department shall be
8 submitted to the Department of Revenue for collection as
9 provided under the Illinois State Collection Act of 1986. The
10 Department may prohibit any person from selling or distributing
11 a CBD product for failure to pay an administrative monetary
12 penalty within 60 days of issuance of notice from the
13 Department.

14 All final administrative decisions of the Department are
15 subject to judicial review under the Administrative Review Law.
16 The term "administrative decision" has the same meaning as
17 defined in Section 3-101 of the Code of Civil Procedure.

18 Section 30. Publishing information. The Director or the
19 Director's agent may publish or cause to be published any
20 information pertinent to the issuance of the decision of the
21 court or administrative hearing to such media as the Director
22 may designate.

23 Section 35. Temporary restraining order or injunction. The
24 Director may file a complaint and apply to the circuit court

1 for, and the court upon hearing and for cause shown may grant,
2 a temporary restraining order or a preliminary or permanent
3 injunction restraining any person from violating this Act.

4 Section 40. CBD Safety Fund. The CBD Safety fund is created
5 as a special fund in the State treasury. Moneys in the Fund
6 shall be utilized by the Department for the implementation,
7 administration, and enforcement of this Act.

8 Section 90. The Illinois Administrative Procedure Act is
9 amended by changing Section 5-45 as follows:

10 (5 ILCS 100/5-45) (from Ch. 127, par. 1005-45)

11 Sec. 5-45. Emergency rulemaking.

12 (a) "Emergency" means the existence of any situation that
13 any agency finds reasonably constitutes a threat to the public
14 interest, safety, or welfare.

15 (b) If any agency finds that an emergency exists that
16 requires adoption of a rule upon fewer days than is required by
17 Section 5-40 and states in writing its reasons for that
18 finding, the agency may adopt an emergency rule without prior
19 notice or hearing upon filing a notice of emergency rulemaking
20 with the Secretary of State under Section 5-70. The notice
21 shall include the text of the emergency rule and shall be
22 published in the Illinois Register. Consent orders or other
23 court orders adopting settlements negotiated by an agency may

1 be adopted under this Section. Subject to applicable
2 constitutional or statutory provisions, an emergency rule
3 becomes effective immediately upon filing under Section 5-65 or
4 at a stated date less than 10 days thereafter. The agency's
5 finding and a statement of the specific reasons for the finding
6 shall be filed with the rule. The agency shall take reasonable
7 and appropriate measures to make emergency rules known to the
8 persons who may be affected by them.

9 (c) An emergency rule may be effective for a period of not
10 longer than 150 days, but the agency's authority to adopt an
11 identical rule under Section 5-40 is not precluded. No
12 emergency rule may be adopted more than once in any 24-month
13 period, except that this limitation on the number of emergency
14 rules that may be adopted in a 24-month period does not apply
15 to (i) emergency rules that make additions to and deletions
16 from the Drug Manual under Section 5-5.16 of the Illinois
17 Public Aid Code or the generic drug formulary under Section
18 3.14 of the Illinois Food, Drug and Cosmetic Act, (ii)
19 emergency rules adopted by the Pollution Control Board before
20 July 1, 1997 to implement portions of the Livestock Management
21 Facilities Act, (iii) emergency rules adopted by the Illinois
22 Department of Public Health under subsections (a) through (i)
23 of Section 2 of the Department of Public Health Act when
24 necessary to protect the public's health, (iv) emergency rules
25 adopted pursuant to subsection (n) of this Section, (v)
26 emergency rules adopted pursuant to subsection (o) of this

1 Section, or (vi) emergency rules adopted pursuant to subsection
2 (c-5) of this Section. Two or more emergency rules having
3 substantially the same purpose and effect shall be deemed to be
4 a single rule for purposes of this Section.

5 (c-5) To facilitate the maintenance of the program of group
6 health benefits provided to annuitants, survivors, and retired
7 employees under the State Employees Group Insurance Act of
8 1971, rules to alter the contributions to be paid by the State,
9 annuitants, survivors, retired employees, or any combination
10 of those entities, for that program of group health benefits,
11 shall be adopted as emergency rules. The adoption of those
12 rules shall be considered an emergency and necessary for the
13 public interest, safety, and welfare.

14 (d) In order to provide for the expeditious and timely
15 implementation of the State's fiscal year 1999 budget,
16 emergency rules to implement any provision of Public Act 90-587
17 or 90-588 or any other budget initiative for fiscal year 1999
18 may be adopted in accordance with this Section by the agency
19 charged with administering that provision or initiative,
20 except that the 24-month limitation on the adoption of
21 emergency rules and the provisions of Sections 5-115 and 5-125
22 do not apply to rules adopted under this subsection (d). The
23 adoption of emergency rules authorized by this subsection (d)
24 shall be deemed to be necessary for the public interest,
25 safety, and welfare.

26 (e) In order to provide for the expeditious and timely

1 implementation of the State's fiscal year 2000 budget,
2 emergency rules to implement any provision of Public Act 91-24
3 or any other budget initiative for fiscal year 2000 may be
4 adopted in accordance with this Section by the agency charged
5 with administering that provision or initiative, except that
6 the 24-month limitation on the adoption of emergency rules and
7 the provisions of Sections 5-115 and 5-125 do not apply to
8 rules adopted under this subsection (e). The adoption of
9 emergency rules authorized by this subsection (e) shall be
10 deemed to be necessary for the public interest, safety, and
11 welfare.

12 (f) In order to provide for the expeditious and timely
13 implementation of the State's fiscal year 2001 budget,
14 emergency rules to implement any provision of Public Act 91-712
15 or any other budget initiative for fiscal year 2001 may be
16 adopted in accordance with this Section by the agency charged
17 with administering that provision or initiative, except that
18 the 24-month limitation on the adoption of emergency rules and
19 the provisions of Sections 5-115 and 5-125 do not apply to
20 rules adopted under this subsection (f). The adoption of
21 emergency rules authorized by this subsection (f) shall be
22 deemed to be necessary for the public interest, safety, and
23 welfare.

24 (g) In order to provide for the expeditious and timely
25 implementation of the State's fiscal year 2002 budget,
26 emergency rules to implement any provision of Public Act 92-10

1 or any other budget initiative for fiscal year 2002 may be
2 adopted in accordance with this Section by the agency charged
3 with administering that provision or initiative, except that
4 the 24-month limitation on the adoption of emergency rules and
5 the provisions of Sections 5-115 and 5-125 do not apply to
6 rules adopted under this subsection (g). The adoption of
7 emergency rules authorized by this subsection (g) shall be
8 deemed to be necessary for the public interest, safety, and
9 welfare.

10 (h) In order to provide for the expeditious and timely
11 implementation of the State's fiscal year 2003 budget,
12 emergency rules to implement any provision of Public Act 92-597
13 or any other budget initiative for fiscal year 2003 may be
14 adopted in accordance with this Section by the agency charged
15 with administering that provision or initiative, except that
16 the 24-month limitation on the adoption of emergency rules and
17 the provisions of Sections 5-115 and 5-125 do not apply to
18 rules adopted under this subsection (h). The adoption of
19 emergency rules authorized by this subsection (h) shall be
20 deemed to be necessary for the public interest, safety, and
21 welfare.

22 (i) In order to provide for the expeditious and timely
23 implementation of the State's fiscal year 2004 budget,
24 emergency rules to implement any provision of Public Act 93-20
25 or any other budget initiative for fiscal year 2004 may be
26 adopted in accordance with this Section by the agency charged

1 with administering that provision or initiative, except that
2 the 24-month limitation on the adoption of emergency rules and
3 the provisions of Sections 5-115 and 5-125 do not apply to
4 rules adopted under this subsection (i). The adoption of
5 emergency rules authorized by this subsection (i) shall be
6 deemed to be necessary for the public interest, safety, and
7 welfare.

8 (j) In order to provide for the expeditious and timely
9 implementation of the provisions of the State's fiscal year
10 2005 budget as provided under the Fiscal Year 2005 Budget
11 Implementation (Human Services) Act, emergency rules to
12 implement any provision of the Fiscal Year 2005 Budget
13 Implementation (Human Services) Act may be adopted in
14 accordance with this Section by the agency charged with
15 administering that provision, except that the 24-month
16 limitation on the adoption of emergency rules and the
17 provisions of Sections 5-115 and 5-125 do not apply to rules
18 adopted under this subsection (j). The Department of Public Aid
19 may also adopt rules under this subsection (j) necessary to
20 administer the Illinois Public Aid Code and the Children's
21 Health Insurance Program Act. The adoption of emergency rules
22 authorized by this subsection (j) shall be deemed to be
23 necessary for the public interest, safety, and welfare.

24 (k) In order to provide for the expeditious and timely
25 implementation of the provisions of the State's fiscal year
26 2006 budget, emergency rules to implement any provision of

1 Public Act 94-48 or any other budget initiative for fiscal year
2 2006 may be adopted in accordance with this Section by the
3 agency charged with administering that provision or
4 initiative, except that the 24-month limitation on the adoption
5 of emergency rules and the provisions of Sections 5-115 and
6 5-125 do not apply to rules adopted under this subsection (k).
7 The Department of Healthcare and Family Services may also adopt
8 rules under this subsection (k) necessary to administer the
9 Illinois Public Aid Code, the Senior Citizens and Persons with
10 Disabilities Property Tax Relief Act, the Senior Citizens and
11 Disabled Persons Prescription Drug Discount Program Act (now
12 the Illinois Prescription Drug Discount Program Act), and the
13 Children's Health Insurance Program Act. The adoption of
14 emergency rules authorized by this subsection (k) shall be
15 deemed to be necessary for the public interest, safety, and
16 welfare.

17 (1) In order to provide for the expeditious and timely
18 implementation of the provisions of the State's fiscal year
19 2007 budget, the Department of Healthcare and Family Services
20 may adopt emergency rules during fiscal year 2007, including
21 rules effective July 1, 2007, in accordance with this
22 subsection to the extent necessary to administer the
23 Department's responsibilities with respect to amendments to
24 the State plans and Illinois waivers approved by the federal
25 Centers for Medicare and Medicaid Services necessitated by the
26 requirements of Title XIX and Title XXI of the federal Social

1 Security Act. The adoption of emergency rules authorized by
2 this subsection (l) shall be deemed to be necessary for the
3 public interest, safety, and welfare.

4 (m) In order to provide for the expeditious and timely
5 implementation of the provisions of the State's fiscal year
6 2008 budget, the Department of Healthcare and Family Services
7 may adopt emergency rules during fiscal year 2008, including
8 rules effective July 1, 2008, in accordance with this
9 subsection to the extent necessary to administer the
10 Department's responsibilities with respect to amendments to
11 the State plans and Illinois waivers approved by the federal
12 Centers for Medicare and Medicaid Services necessitated by the
13 requirements of Title XIX and Title XXI of the federal Social
14 Security Act. The adoption of emergency rules authorized by
15 this subsection (m) shall be deemed to be necessary for the
16 public interest, safety, and welfare.

17 (n) In order to provide for the expeditious and timely
18 implementation of the provisions of the State's fiscal year
19 2010 budget, emergency rules to implement any provision of
20 Public Act 96-45 or any other budget initiative authorized by
21 the 96th General Assembly for fiscal year 2010 may be adopted
22 in accordance with this Section by the agency charged with
23 administering that provision or initiative. The adoption of
24 emergency rules authorized by this subsection (n) shall be
25 deemed to be necessary for the public interest, safety, and
26 welfare. The rulemaking authority granted in this subsection

1 (n) shall apply only to rules promulgated during Fiscal Year
2 2010.

3 (o) In order to provide for the expeditious and timely
4 implementation of the provisions of the State's fiscal year
5 2011 budget, emergency rules to implement any provision of
6 Public Act 96-958 or any other budget initiative authorized by
7 the 96th General Assembly for fiscal year 2011 may be adopted
8 in accordance with this Section by the agency charged with
9 administering that provision or initiative. The adoption of
10 emergency rules authorized by this subsection (o) is deemed to
11 be necessary for the public interest, safety, and welfare. The
12 rulemaking authority granted in this subsection (o) applies
13 only to rules promulgated on or after July 1, 2010 (the
14 effective date of Public Act 96-958) through June 30, 2011.

15 (p) In order to provide for the expeditious and timely
16 implementation of the provisions of Public Act 97-689,
17 emergency rules to implement any provision of Public Act 97-689
18 may be adopted in accordance with this subsection (p) by the
19 agency charged with administering that provision or
20 initiative. The 150-day limitation of the effective period of
21 emergency rules does not apply to rules adopted under this
22 subsection (p), and the effective period may continue through
23 June 30, 2013. The 24-month limitation on the adoption of
24 emergency rules does not apply to rules adopted under this
25 subsection (p). The adoption of emergency rules authorized by
26 this subsection (p) is deemed to be necessary for the public

1 interest, safety, and welfare.

2 (q) In order to provide for the expeditious and timely
3 implementation of the provisions of Articles 7, 8, 9, 11, and
4 12 of Public Act 98-104, emergency rules to implement any
5 provision of Articles 7, 8, 9, 11, and 12 of Public Act 98-104
6 may be adopted in accordance with this subsection (q) by the
7 agency charged with administering that provision or
8 initiative. The 24-month limitation on the adoption of
9 emergency rules does not apply to rules adopted under this
10 subsection (q). The adoption of emergency rules authorized by
11 this subsection (q) is deemed to be necessary for the public
12 interest, safety, and welfare.

13 (r) In order to provide for the expeditious and timely
14 implementation of the provisions of Public Act 98-651,
15 emergency rules to implement Public Act 98-651 may be adopted
16 in accordance with this subsection (r) by the Department of
17 Healthcare and Family Services. The 24-month limitation on the
18 adoption of emergency rules does not apply to rules adopted
19 under this subsection (r). The adoption of emergency rules
20 authorized by this subsection (r) is deemed to be necessary for
21 the public interest, safety, and welfare.

22 (s) In order to provide for the expeditious and timely
23 implementation of the provisions of Sections 5-5b.1 and 5A-2 of
24 the Illinois Public Aid Code, emergency rules to implement any
25 provision of Section 5-5b.1 or Section 5A-2 of the Illinois
26 Public Aid Code may be adopted in accordance with this

1 subsection (s) by the Department of Healthcare and Family
2 Services. The rulemaking authority granted in this subsection
3 (s) shall apply only to those rules adopted prior to July 1,
4 2015. Notwithstanding any other provision of this Section, any
5 emergency rule adopted under this subsection (s) shall only
6 apply to payments made for State fiscal year 2015. The adoption
7 of emergency rules authorized by this subsection (s) is deemed
8 to be necessary for the public interest, safety, and welfare.

9 (t) In order to provide for the expeditious and timely
10 implementation of the provisions of Article II of Public Act
11 99-6, emergency rules to implement the changes made by Article
12 II of Public Act 99-6 to the Emergency Telephone System Act may
13 be adopted in accordance with this subsection (t) by the
14 Department of State Police. The rulemaking authority granted in
15 this subsection (t) shall apply only to those rules adopted
16 prior to July 1, 2016. The 24-month limitation on the adoption
17 of emergency rules does not apply to rules adopted under this
18 subsection (t). The adoption of emergency rules authorized by
19 this subsection (t) is deemed to be necessary for the public
20 interest, safety, and welfare.

21 (u) In order to provide for the expeditious and timely
22 implementation of the provisions of the Burn Victims Relief
23 Act, emergency rules to implement any provision of the Act may
24 be adopted in accordance with this subsection (u) by the
25 Department of Insurance. The rulemaking authority granted in
26 this subsection (u) shall apply only to those rules adopted

1 prior to December 31, 2015. The adoption of emergency rules
2 authorized by this subsection (u) is deemed to be necessary for
3 the public interest, safety, and welfare.

4 (v) In order to provide for the expeditious and timely
5 implementation of the provisions of Public Act 99-516,
6 emergency rules to implement Public Act 99-516 may be adopted
7 in accordance with this subsection (v) by the Department of
8 Healthcare and Family Services. The 24-month limitation on the
9 adoption of emergency rules does not apply to rules adopted
10 under this subsection (v). The adoption of emergency rules
11 authorized by this subsection (v) is deemed to be necessary for
12 the public interest, safety, and welfare.

13 (w) In order to provide for the expeditious and timely
14 implementation of the provisions of Public Act 99-796,
15 emergency rules to implement the changes made by Public Act
16 99-796 may be adopted in accordance with this subsection (w) by
17 the Adjutant General. The adoption of emergency rules
18 authorized by this subsection (w) is deemed to be necessary for
19 the public interest, safety, and welfare.

20 (x) In order to provide for the expeditious and timely
21 implementation of the provisions of Public Act 99-906,
22 emergency rules to implement subsection (i) of Section 16-115D,
23 subsection (g) of Section 16-128A, and subsection (a) of
24 Section 16-128B of the Public Utilities Act may be adopted in
25 accordance with this subsection (x) by the Illinois Commerce
26 Commission. The rulemaking authority granted in this

1 subsection (x) shall apply only to those rules adopted within
2 180 days after June 1, 2017 (the effective date of Public Act
3 99-906). The adoption of emergency rules authorized by this
4 subsection (x) is deemed to be necessary for the public
5 interest, safety, and welfare.

6 (y) In order to provide for the expeditious and timely
7 implementation of the provisions of Public Act 100-23,
8 emergency rules to implement the changes made by Public Act
9 100-23 to Section 4.02 of the Illinois Act on the Aging,
10 Sections 5.5.4 and 5-5.4i of the Illinois Public Aid Code,
11 Section 55-30 of the Alcoholism and Other Drug Abuse and
12 Dependency Act, and Sections 74 and 75 of the Mental Health and
13 Developmental Disabilities Administrative Act may be adopted
14 in accordance with this subsection (y) by the respective
15 Department. The adoption of emergency rules authorized by this
16 subsection (y) is deemed to be necessary for the public
17 interest, safety, and welfare.

18 (z) In order to provide for the expeditious and timely
19 implementation of the provisions of Public Act 100-554,
20 emergency rules to implement the changes made by Public Act
21 100-554 to Section 4.7 of the Lobbyist Registration Act may be
22 adopted in accordance with this subsection (z) by the Secretary
23 of State. The adoption of emergency rules authorized by this
24 subsection (z) is deemed to be necessary for the public
25 interest, safety, and welfare.

26 (aa) In order to provide for the expeditious and timely

1 initial implementation of the changes made to Articles 5, 5A,
2 12, and 14 of the Illinois Public Aid Code under the provisions
3 of Public Act 100-581, the Department of Healthcare and Family
4 Services may adopt emergency rules in accordance with this
5 subsection (aa). The 24-month limitation on the adoption of
6 emergency rules does not apply to rules to initially implement
7 the changes made to Articles 5, 5A, 12, and 14 of the Illinois
8 Public Aid Code adopted under this subsection (aa). The
9 adoption of emergency rules authorized by this subsection (aa)
10 is deemed to be necessary for the public interest, safety, and
11 welfare.

12 (bb) In order to provide for the expeditious and timely
13 implementation of the provisions of Public Act 100-587,
14 emergency rules to implement the changes made by Public Act
15 100-587 to Section 4.02 of the Illinois Act on the Aging,
16 Sections 5.5.4 and 5-5.4i of the Illinois Public Aid Code,
17 subsection (b) of Section 55-30 of the Alcoholism and Other
18 Drug Abuse and Dependency Act, Section 5-104 of the Specialized
19 Mental Health Rehabilitation Act of 2013, and Section 75 and
20 subsection (b) of Section 74 of the Mental Health and
21 Developmental Disabilities Administrative Act may be adopted
22 in accordance with this subsection (bb) by the respective
23 Department. The adoption of emergency rules authorized by this
24 subsection (bb) is deemed to be necessary for the public
25 interest, safety, and welfare.

26 (cc) In order to provide for the expeditious and timely

1 implementation of the provisions of Public Act 100-587,
2 emergency rules may be adopted in accordance with this
3 subsection (cc) to implement the changes made by Public Act
4 100-587 to: Sections 14-147.5 and 14-147.6 of the Illinois
5 Pension Code by the Board created under Article 14 of the Code;
6 Sections 15-185.5 and 15-185.6 of the Illinois Pension Code by
7 the Board created under Article 15 of the Code; and Sections
8 16-190.5 and 16-190.6 of the Illinois Pension Code by the Board
9 created under Article 16 of the Code. The adoption of emergency
10 rules authorized by this subsection (cc) is deemed to be
11 necessary for the public interest, safety, and welfare.

12 (dd) In order to provide for the expeditious and timely
13 implementation of the provisions of Public Act 100-864,
14 emergency rules to implement the changes made by Public Act
15 100-864 to Section 3.35 of the Newborn Metabolic Screening Act
16 may be adopted in accordance with this subsection (dd) by the
17 Secretary of State. The adoption of emergency rules authorized
18 by this subsection (dd) is deemed to be necessary for the
19 public interest, safety, and welfare.

20 (ee) In order to provide for the expeditious and timely
21 implementation of the provisions of Public Act 100-1172 ~~this~~
22 ~~amendatory Act of the 100th General Assembly~~, emergency rules
23 implementing the Illinois Underground Natural Gas Storage
24 Safety Act may be adopted in accordance with this subsection by
25 the Department of Natural Resources. The adoption of emergency
26 rules authorized by this subsection is deemed to be necessary

1 for the public interest, safety, and welfare.

2 (ff) ~~(ee)~~ In order to provide for the expeditious and
3 timely initial implementation of the changes made to Articles
4 5A and 14 of the Illinois Public Aid Code under the provisions
5 of Public Act 100-1181 ~~this amendatory Act of the 100th General~~
6 ~~Assembly~~, the Department of Healthcare and Family Services may
7 on a one-time-only basis adopt emergency rules in accordance
8 with this subsection (ff) ~~(ee)~~. The 24-month limitation on the
9 adoption of emergency rules does not apply to rules to
10 initially implement the changes made to Articles 5A and 14 of
11 the Illinois Public Aid Code adopted under this subsection (ff)
12 ~~(ee)~~. The adoption of emergency rules authorized by this
13 subsection (ff) ~~(ee)~~ is deemed to be necessary for the public
14 interest, safety, and welfare.

15 (gg) ~~(ff)~~ In order to provide for the expeditious and
16 timely implementation of the provisions of Public Act 101-1
17 ~~this amendatory Act of the 101st General Assembly~~, emergency
18 rules may be adopted by the Department of Labor in accordance
19 with this subsection (gg) ~~(ff)~~ to implement the changes made by
20 Public Act 101-1 ~~this amendatory Act of the 101st General~~
21 ~~Assembly~~ to the Minimum Wage Law. The adoption of emergency
22 rules authorized by this subsection (gg) ~~(ff)~~ is deemed to be
23 necessary for the public interest, safety, and welfare.

24 (hh) In order to provide for the expeditious and timely
25 implementation of the provisions of the CBD Safety Act,
26 emergency rules implementing the CBD Safety Act may be adopted

1 in accordance with this subsection (hh) by the Department of
2 Agriculture. The adoption of emergency rules authorized by this
3 subsection (hh) is deemed to be necessary for the public
4 interest, safety, and welfare.

5 (Source: P.A. 100-23, eff. 7-6-17; 100-554, eff. 11-16-17;
6 100-581, eff. 3-12-18; 100-587, Article 95, Section 95-5, eff.
7 6-4-18; 100-587, Article 110, Section 110-5, eff. 6-4-18;
8 100-864, eff. 8-14-18; 100-1172, eff. 1-4-19; 100-1181, eff.
9 3-8-19; 101-1, eff. 2-19-19; revised 4-2-19.)

10 Section 95. The State Finance Act is amended by adding
11 Section 5.891 as follows:

12 (30 ILCS 105/5.891 new)

13 Sec. 5.891. The CBD Safety Fund.

14 Section 99. Effective date. This Act takes effect 180 days
15 after becoming law.