



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB5523

Introduced 1/31/2022, by Rep. La Shawn K. Ford

SYNOPSIS AS INTRODUCED:

New Act

410 ILCS 82/35

410 ILCS 705/10-25

410 ILCS 705/10-35

410 ILCS 705/55-25

Creates the Local Cannabis Licensing Act. Provides that a county or municipality may issue licenses for temporary events, cannabis clubs, and cannabis tours that will allow for the sale and consumption of cannabis or cannabis-infused products and for the sale of cannabis paraphernalia at such temporary events, clubs, or tours. Allows tours of cannabis craft grower or cultivation center facilities. Requires ordinances with specified regulations of such temporary events, cannabis clubs, and cannabis tours before any licenses are issued. Limits home rule powers. Amends the Cannabis Regulation and Tax Act and Smoke Free Illinois Act making conforming changes. Effective immediately.

LRB102 24970 CPF 34225 b

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 1. Short title. This Act may be cited as the Local
5 Cannabis Licensing Act.

6 Section 5. Definitions. As used in this Act:

7 "Cannabis business establishment", "cannabis",
8 "cannabis-infused product", "cannabis paraphernalia", "craft
9 grower", "cultivation center", "dispensing organization", and
10 "dispensing organization agent" have the meanings given to
11 those terms in the Cannabis Regulation and Tax Act.

12 "Cannabis club" means a public or private restaurant, bar,
13 or other business licensed under Section 15 that allows
14 communal consumption of cannabis or cannabis-infused products
15 on premises.

16 "Governmental unit" means a county or municipality.

17 Section 10. Temporary event licenses.

18 (a) The consumption and sale of cannabis, cannabis-infused
19 products, or cannabis paraphernalia at a temporary event is
20 subject to regulation by a municipality, for events within the
21 municipality, and a county, for events outside of a
22 municipality.

1 (b) A person conducting a temporary event for the
2 consumption and sale of cannabis, cannabis-infused products,
3 or cannabis paraphernalia must hold a temporary event license
4 issued by the governmental unit for the premises at which the
5 temporary event is conducted.

6 (c) An applicant for a temporary event license under this
7 Section must:

8 (1) apply for the license in the manner required by
9 ordinance of the governmental unit;

10 (2) provide proof that the applicant is 21 years of
11 age or older; and

12 (3) submit a plan to the governmental unit, in a form
13 and manner prescribed by the governmental unit, detailing
14 how persons under 21 years of age will be prevented from
15 gaining access to the premises at which the temporary
16 event is to be conducted.

17 (d) The premises at which an applicant intends to conduct
18 a temporary event may not be located:

19 (1) in an area that is zoned exclusively for
20 residential use; or

21 (2) within 1,000 feet of a public or private
22 elementary or secondary school.

23 (e) An applicant for a temporary event license under this
24 Section and the premises at which the temporary event is to be
25 conducted must meet the requirements of any ordinance adopted
26 by the governmental unit under this subsection.

1 (1) Before a governmental unit may issue any temporary
2 event license under this Section, the governmental unit
3 must adopt an ordinance that includes:

4 (A) application and licensure fees for a license
5 issued under this Section;

6 (B) the maximum term of a license issued under
7 this Section;

8 (C) a prohibition on licenses issued under this
9 Section from being continuously issued for a single
10 location;

11 (D) a requirement that cannabis sold on a premises
12 for which a license has been issued under this Section
13 will be sold by a cannabis business establishment;

14 (E) allowing the consumption of cannabis or
15 cannabis-infused products in designated areas of a
16 premises for which a license has been issued under
17 this Section;

18 (F) a requirement that each enclosed portion of a
19 premises for which a license has been issued under
20 this Section where cannabis or cannabis-infused
21 products are smoked, aerosolized, or vaporized must
22 have a ventilation system that:

23 (i) exhausts smoke, aerosols, and vapors from
24 that portion of the premises; and

25 (ii) is designed and terminated in accordance
26 with building code standards for the applicable

1 occupancy classification; and

2 (G) a requirement that a premises for which a
3 license has been issued under this Section must meet
4 any public health and safety standards and industry
5 best practices established by the governmental unit by
6 rule or ordinance.

7 (H) a requirement that a licensee under this
8 Section meet the definition of a Social Equity
9 Applicant under the Cannabis Regulation and Tax Act.

10 (2) The governmental unit may not adopt an ordinance
11 or rule that:

12 (A) prohibits a person that holds a license issued
13 under this Section from adopting policies that allow
14 persons attending the temporary event to bring
15 cannabis, cannabis-infused products, or cannabis
16 paraphernalia into the temporary event; or

17 (B) imposes public health or safety standards on
18 temporary events if those standards serve no purpose
19 other than deterring the consumption of cannabis or
20 cannabis-infused products at a temporary event.

21 (f) License fees adopted under this Section must be
22 reasonably related to the cost of inspecting and regulating
23 the temporary event.

24 Section 15. Cannabis clubs.

25 (a) The consumption of cannabis or cannabis-infused

1 products at a cannabis club is subject to regulation by a
2 municipality, for cannabis clubs within the municipality, and
3 a county, for cannabis clubs outside of a municipality.

4 (b) A person operating a cannabis club must hold a
5 cannabis club license issued by the governmental unit for the
6 premises at which the consumption occurs.

7 (c) An applicant for a cannabis club license under this
8 Section must:

9 (1) apply for the license in the manner required by
10 ordinance of the governmental unit; and

11 (2) provide proof that the applicant is 21 years of
12 age or older.

13 (d) The premises at which an applicant intends to have a
14 cannabis club may not be located:

15 (1) in an area that is zoned exclusively for
16 residential use; or

17 (2) within 1,000 feet of a public or private
18 elementary or secondary school.

19 (e) (1) An applicant for a cannabis club license under this
20 Section and the premises at which the cannabis club is to be
21 located must meet the requirements of any ordinance adopted by
22 the governmental unit under this subsection. The ordinance
23 must include:

24 (A) a requirement that a person that holds a license
25 must renew the license annually;

26 (B) fees for the application, licensure, and renewal

1 of licensure for a license;

2 (C) a restriction on the consumption of cannabis or
3 cannabis-infused products to designated enclosed areas of
4 a premises for which a license has been issued;

5 (D) a prohibition of the production, propagation, and
6 processing of cannabis, cannabis-infused products, or
7 cannabis paraphernalia on a premises for which a license
8 has been issued;

9 (E) a requirement that cannabis, cannabis-infused
10 products, or cannabis paraphernalia sold on a premises for
11 which a license has been issued shall be sold by a
12 dispensing organization;

13 (F) a requirement that each enclosed portion of a
14 premises for which a license has been issued under this
15 Section where cannabis or cannabis-infused products are
16 smoked, aerosolized, or vaporized must have a ventilation
17 system that:

18 (i) exhausts smoke, aerosols, and vapors from that
19 portion of the premises; and

20 (ii) is designed and terminated in accordance with
21 building code standards for the applicable occupancy
22 classification; and

23 (G) a requirement that a premises for which a license
24 has been issued under this Section must meet any public
25 health and safety standards and industry best practices
26 established by the governmental unit by rule or ordinance.

1 (H) a requirement that a licensee under this Section
2 meet the definition of a Social Equity Applicant under the
3 Cannabis Regulation and Tax Act.

4 (2) The governmental unit may not adopt an ordinance or
5 rule that:

6 (A) prohibits a person that holds a license issued
7 under this Section from adopting policies that allow
8 persons present at the cannabis club to bring cannabis,
9 cannabis-infused products, or cannabis paraphernalia into
10 the cannabis club; or

11 (B) imposes public health or safety standards on
12 cannabis clubs if those standards serve no purpose other
13 than deterring the consumption of cannabis or
14 cannabis-infused products at a cannabis club.

15 (f) License fees adopted under this Section must be
16 reasonably related to the cost of inspecting and regulating
17 the cannabis club.

18 (g) If any provision of this Section conflicts with
19 paragraph (8) of Section 35 of the Smoke Free Illinois Act
20 relating to a dispensing organization, the provisions of
21 paragraph (8) of Section 35 of the Smoke Free Illinois Act
22 prevail.

23 Section 20. Cannabis tours.

24 (a) A craft grower or cultivation center may offer tours
25 to the public of its licensed facility if the craft grower or

1 cultivation center meets the definition of a Social Equity
2 Applicant under the Cannabis Regulation and Tax Act.

3 (b) A tour may be offered only to persons who are 21 years
4 of age or older.

5 (c) A craft grower or cultivation center that offers tours
6 under this Section may enter into a contract with a dispensing
7 organization to allow a dispensing organization agent to sell
8 cannabis, cannabis-infused products, or cannabis paraphernalia
9 during the tour on the premises of the craft grower or
10 cultivation center offering the tour.

11 (d) The governmental unit may:

12 (1) require a craft grower or cultivation center to
13 submit to the governmental unit, in a form and manner
14 prescribed by the governmental unit, a plan that details
15 how the craft grower or cultivation center will:

16 (A) prevent persons who are under 21 years of age
17 from entering the premises of the craft grower or
18 cultivation center during a tour; and

19 (B) ensure the health and safety of persons taking
20 a tour; or

21 (2) adopt ordinances or rules as necessary to carry
22 out the provisions of this Section.

23 Section 25. Home rule. A home rule unit may not regulate or
24 license temporary events, cannabis clubs, or cannabis tours in
25 a manner inconsistent with this Act. This Act is a limitation

1 under subsection (i) of Section 6 of Article VII of the
2 Illinois Constitution on the concurrent exercise by home rule
3 units of powers and functions exercised by the State.

4 Section 900. The Smoke Free Illinois Act is amended by
5 changing Section 35 as follows:

6 (410 ILCS 82/35)

7 Sec. 35. Exemptions. Notwithstanding any other provision
8 of this Act, smoking is allowed in the following areas:

9 (1) Private residences or dwelling places, except when
10 used as a child care, adult day care, or healthcare
11 facility or any other home-based business open to the
12 public.

13 (2) Retail tobacco stores as defined in Section 10 of
14 this Act in operation prior to the effective date of this
15 amendatory Act of the 95th General Assembly. The retail
16 tobacco store shall annually file with the Department by
17 January 31st an affidavit stating the percentage of its
18 gross income during the prior calendar year that was
19 derived from the sale of loose tobacco, plants, or herbs
20 and cigars, cigarettes, pipes, or other smoking devices
21 for smoking tobacco and related smoking accessories. Any
22 retail tobacco store that begins operation after the
23 effective date of this amendatory Act may only qualify for
24 an exemption if located in a freestanding structure

1 occupied solely by the business and smoke from the
2 business does not migrate into an enclosed area where
3 smoking is prohibited. A retail tobacco store may, with
4 authorization or permission from a unit of local
5 government, including a home rule unit, or any non-home
6 rule county within the unincorporated territory of the
7 county, allow the on-premises consumption of cannabis in a
8 specially designated areas.

9 (3) (Blank).

10 (4) Hotel and motel sleeping rooms that are rented to
11 guests and are designated as smoking rooms, provided that
12 all smoking rooms on the same floor must be contiguous and
13 smoke from these rooms must not infiltrate into nonsmoking
14 rooms or other areas where smoking is prohibited. Not more
15 than 25% of the rooms rented to guests in a hotel or motel
16 may be designated as rooms where smoking is allowed. The
17 status of rooms as smoking or nonsmoking may not be
18 changed, except to permanently add additional nonsmoking
19 rooms.

20 (5) Enclosed laboratories that are excluded from the
21 definition of "place of employment" in Section 10 of this
22 Act. Rulemaking authority to implement this amendatory Act
23 of the 95th General Assembly, if any, is conditioned on
24 the rules being adopted in accordance with all provisions
25 of the Illinois Administrative Procedure Act and all rules
26 and procedures of the Joint Committee on Administrative

1 Rules; any purported rule not so adopted, for whatever
2 reason, is unauthorized.

3 (6) Common smoking rooms in long-term care facilities
4 operated under the authority of the Illinois Department of
5 Veterans' Affairs or licensed under the Nursing Home Care
6 Act that are accessible only to residents who are smokers
7 and have requested in writing to have access to the common
8 smoking room where smoking is permitted and the smoke
9 shall not infiltrate other areas of the long-term care
10 facility. Rulemaking authority to implement this
11 amendatory Act of the 95th General Assembly, if any, is
12 conditioned on the rules being adopted in accordance with
13 all provisions of the Illinois Administrative Procedure
14 Act and all rules and procedures of the Joint Committee on
15 Administrative Rules; any purported rule not so adopted,
16 for whatever reason, is unauthorized.

17 (7) A convention hall of the Donald E. Stephens
18 Convention Center where a meeting or trade show for
19 manufacturers and suppliers of tobacco and tobacco
20 products and accessories is being held, during the time
21 the meeting or trade show is occurring, if the meeting or
22 trade show:

23 (i) is a trade-only event and not open to the
24 public;

25 (ii) is limited to attendees and exhibitors that
26 are 21 years of age or older;

1 (iii) is being produced or organized by a business
2 relating to tobacco or a professional association for
3 convenience stores; and

4 (iv) involves the display of tobacco products.

5 Smoking is not allowed in any public area outside of
6 the hall designated for the meeting or trade show.

7 This paragraph (7) is inoperative on and after October
8 1, 2015.

9 (8) A dispensing organization, as defined in the
10 Cannabis Regulation and Tax Act, authorized or permitted
11 by a unit local government to allow on-site consumption of
12 cannabis, if the establishment: (1) maintains a specially
13 designated area or areas for the purpose of heating,
14 burning, smoking, or lighting cannabis; (2) is limited to
15 individuals 21 or older; and (3) maintains a locked door
16 or barrier to any specially designated areas for the
17 purpose of heating, burning, smoking or lighting cannabis.

18 (9) Temporary events, cannabis clubs, or cannabis
19 tours licensed under the Local Cannabis Licensing Act.

20 (Source: P.A. 101-593, eff. 12-4-19.)

21 Section 905. The Cannabis Regulation and Tax Act is
22 amended by changing Sections 10-25, 10-35, and 55-25 as
23 follows:

24 (410 ILCS 705/10-25)

1 Sec. 10-25. Immunities and presumptions related to the use
2 of cannabis by purchasers.

3 (a) A purchaser who is 21 years of age or older is not
4 subject to arrest, prosecution, denial of any right or
5 privilege, or other punishment including, but not limited to,
6 any civil penalty or disciplinary action taken by an
7 occupational or professional licensing board, based solely on
8 the use of cannabis if (1) the purchaser possesses an amount of
9 cannabis that does not exceed the possession limit under
10 Section 10-10 and, if the purchaser is licensed, certified, or
11 registered to practice any trade or profession under any Act
12 and (2) the use of cannabis does not impair that person when he
13 or she is engaged in the practice of the profession for which
14 he or she is licensed, certified, or registered.

15 (b) A purchaser 21 years of age or older is not subject to
16 arrest, prosecution, denial of any right or privilege, or
17 other punishment, including, but not limited to, any civil
18 penalty or disciplinary action taken by an occupational or
19 professional licensing board, based solely for (i) selling
20 cannabis paraphernalia if employed and licensed as a
21 dispensing agent by a dispensing organization; (ii) being in
22 the presence or vicinity of the use of cannabis or cannabis
23 paraphernalia as allowed under this Act; or (iii) possessing
24 cannabis paraphernalia.

25 (c) Mere possession of, or application for, an agent
26 identification card or license does not constitute probable

1 cause or reasonable suspicion to believe that a crime has been
2 committed, nor shall it be used as the sole basis to support
3 the search of the person, property, or home of the person
4 possessing or applying for the agent identification card. The
5 possession of, or application for, an agent identification
6 card does not preclude the existence of probable cause if
7 probable cause exists based on other grounds.

8 (c-5) Except as provided in Section 11-205.15 of the
9 Illinois Vehicle Code, in any criminal proceeding, no finding
10 or determination of probable cause to believe a crime has been
11 committed shall be based solely on evidence of the following
12 facts and circumstances, either individually or in combination
13 with each other: (i) the odor of cannabis; (ii) the odor of
14 burnt cannabis; (iii) the possession or the suspicion of
15 possession of cannabis in amount authorized under this Act;
16 (iv) the possession of multiple containers of cannabis without
17 evidence of cannabis in amounts in excess of those authorized
18 by this Act; or (v) the presence of cash or currency in
19 proximity to cannabis.

20 (d) No person employed by the State of Illinois shall be
21 subject to criminal or civil penalties for taking any action
22 in good faith in reliance on this Act when acting within the
23 scope of his or her employment. Representation and
24 indemnification shall be provided to State employees as set
25 forth in Section 2 of the State Employee Indemnification Act.

26 (e) No law enforcement or correctional agency, nor any

1 person employed by a law enforcement or correctional agency,
2 shall be subject to criminal or civil liability, except for
3 willful and wanton misconduct, as a result of taking any
4 action within the scope of the official duties of the agency or
5 person to prohibit or prevent the possession or use of
6 cannabis by a person incarcerated at a correctional facility,
7 jail, or municipal lockup facility, on parole or mandatory
8 supervised release, or otherwise under the lawful jurisdiction
9 of the agency or person.

10 (f) For purposes of receiving medical care, including
11 organ transplants, a person's use of cannabis under this Act
12 does not constitute the use of an illicit substance or
13 otherwise disqualify a person from medical care.

14 (Source: P.A. 101-27, eff. 6-25-19; 101-593, eff. 12-4-19.)

15 (410 ILCS 705/10-35)

16 Sec. 10-35. Limitations and penalties.

17 (a) This Act does not permit any person to engage in, and
18 does not prevent the imposition of any civil, criminal, or
19 other penalties for engaging in, any of the following conduct:

20 (1) undertaking any task under the influence of
21 cannabis when doing so would constitute negligence,
22 professional malpractice, or professional misconduct;

23 (2) possessing cannabis:

24 (A) in a school bus, unless permitted for a
25 qualifying patient or caregiver pursuant to the

1 Compassionate Use of Medical Cannabis Program Act;

2 (B) on the grounds of any preschool or primary or
3 secondary school, unless permitted for a qualifying
4 patient or caregiver pursuant to the Compassionate Use
5 of Medical Cannabis Program Act;

6 (C) in any correctional facility;

7 (D) in a vehicle not open to the public unless the
8 cannabis is in a reasonably secured, sealed or
9 resealable container and reasonably inaccessible while
10 the vehicle is moving; or

11 (E) in a private residence that is used at any time
12 to provide licensed child care or other similar social
13 service care on the premises;

14 (3) using cannabis:

15 (A) in a school bus, unless permitted for a
16 qualifying patient or caregiver pursuant to the
17 Compassionate Use of Medical Cannabis Program Act;

18 (B) on the grounds of any preschool or primary or
19 secondary school, unless permitted for a qualifying
20 patient or caregiver pursuant to the Compassionate Use
21 of Medical Cannabis Program Act;

22 (C) in any correctional facility;

23 (D) in any motor vehicle;

24 (E) in a private residence that is used at any time
25 to provide licensed child care or other similar social
26 service care on the premises;

1 (F) (blank) ~~in any public place~~; or

2 (G) knowingly in close physical proximity to
3 anyone under 21 years of age who is not a registered
4 medical cannabis patient under the Compassionate Use
5 of Medical Cannabis Program Act;

6 (4) smoking cannabis in any place where smoking is
7 prohibited under the Smoke Free Illinois Act;

8 (5) operating, navigating, or being in actual physical
9 control of any motor vehicle, aircraft, watercraft, or
10 snowmobile while using or under the influence of cannabis
11 in violation of Section 11-501 or 11-502.1 of the Illinois
12 Vehicle Code, Section 5-16 of the Boat Registration and
13 Safety Act, or Section 5-7 of the Snowmobile Registration
14 and Safety Act;

15 (6) facilitating the use of cannabis by any person who
16 is not allowed to use cannabis under this Act or the
17 Compassionate Use of Medical Cannabis Program Act;

18 (7) transferring cannabis to any person contrary to
19 this Act or the Compassionate Use of Medical Cannabis
20 Program Act;

21 (8) the use of cannabis by a law enforcement officer,
22 corrections officer, probation officer, or firefighter
23 while on duty; nothing in this Act prevents a public
24 employer of law enforcement officers, corrections
25 officers, probation officers, paramedics, or firefighters
26 from prohibiting or taking disciplinary action for the

1 consumption, possession, sales, purchase, or delivery of
2 cannabis or cannabis-infused substances while on or off
3 duty, unless provided for in the employer's policies.
4 However, an employer may not take adverse employment
5 action against an employee based solely on the lawful
6 possession or consumption of cannabis or cannabis-infused
7 substances by members of the employee's household. To the
8 extent that this Section conflicts with any applicable
9 collective bargaining agreement, the provisions of the
10 collective bargaining agreement shall prevail. Further,
11 nothing in this Act shall be construed to limit in any way
12 the right to collectively bargain over the subject matters
13 contained in this Act; or

14 (9) the use of cannabis by a person who has a school
15 bus permit or a Commercial Driver's License while on duty.

16 ~~As used in this Section, "public place" means any place~~
17 ~~where a person could reasonably be expected to be observed by~~
18 ~~others. "Public place" includes all parts of buildings owned~~
19 ~~in whole or in part, or leased, by the State or a unit of local~~
20 ~~government. "Public place" includes all areas in a park,~~
21 ~~recreation area, wildlife area, or playground owned in whole~~
22 ~~or in part, leased, or managed by the State or a unit of local~~
23 ~~government. "Public place" does not include a private~~
24 ~~residence unless the private residence is used to provide~~
25 ~~licensed child care, foster care, or other similar social~~
26 ~~service care on the premises.~~

1 (b) Nothing in this Act shall be construed to prevent the
2 arrest or prosecution of a person for reckless driving or
3 driving under the influence of cannabis, operating a
4 watercraft under the influence of cannabis, or operating a
5 snowmobile under the influence of cannabis if probable cause
6 exists.

7 (c) Nothing in this Act shall prevent a private business
8 from restricting or prohibiting the use of cannabis on its
9 property, including areas where motor vehicles are parked.

10 (d) Nothing in this Act shall require an individual or
11 business entity to violate the provisions of federal law,
12 including colleges or universities that must abide by the
13 Drug-Free Schools and Communities Act Amendments of 1989, that
14 require campuses to be drug free.

15 (Source: P.A. 101-27, eff. 6-25-19; 101-593, eff. 12-4-19;
16 102-98, eff. 7-15-21.)

17 (410 ILCS 705/55-25)

18 Sec. 55-25. Local ordinances. Unless otherwise provided
19 under this Act or under the Local Cannabis Licensing Act or
20 otherwise in accordance with State law:

21 (1) A unit of local government, including a home rule
22 unit or any non-home rule county within the unincorporated
23 territory of the county, may enact reasonable zoning
24 ordinances or resolutions, not in conflict with this Act
25 or rules adopted pursuant to this Act, regulating cannabis

1 business establishments. No unit of local government,
2 including a home rule unit or any non-home rule county
3 within the unincorporated territory of the county, may
4 prohibit home cultivation or unreasonably prohibit use of
5 cannabis authorized by this Act.

6 (2) A unit of local government, including a home rule
7 unit or any non-home rule county within the unincorporated
8 territory of the county, may enact ordinances or rules not
9 in conflict with this Act or with rules adopted pursuant
10 to this Act governing the time, place, manner, and number
11 of cannabis business establishment operations, including
12 minimum distance limitations between cannabis business
13 establishments and locations it deems sensitive, including
14 colleges and universities, through the use of conditional
15 use permits. A unit of local government, including a home
16 rule unit, may establish civil penalties for violation of
17 an ordinance or rules governing the time, place, and
18 manner of operation of a cannabis business establishment
19 or a conditional use permit in the jurisdiction of the
20 unit of local government. No unit of local government,
21 including a home rule unit or non-home rule county within
22 an unincorporated territory of the county, may
23 unreasonably restrict the time, place, manner, and number
24 of cannabis business establishment operations authorized
25 by this Act.

26 (3) A unit of local government, including a home rule

1 unit, or any non-home rule county within the
2 unincorporated territory of the county may authorize or
3 permit the on-premises consumption of cannabis at or in a
4 dispensing organization or retail tobacco store (as
5 defined in Section 10 of the Smoke Free Illinois Act)
6 within its jurisdiction in a manner consistent with this
7 Act. A dispensing organization or retail tobacco store
8 authorized or permitted by a unit of local government to
9 allow on-site consumption shall not be deemed a public
10 place within the meaning of the SmokeFree Illinois Act.

11 (4) A unit of local government, including a home rule
12 unit or any non-home rule county within the unincorporated
13 territory of the county, may not regulate the activities
14 described in paragraph (1), (2), or (3) in a manner more
15 restrictive than the regulation of those activities by the
16 State under this Act. This Section is a limitation under
17 subsection (i) of Section 6 of Article VII of the Illinois
18 Constitution on the concurrent exercise by home rule units
19 of powers and functions exercised by the State.

20 (5) A unit of local government, including a home rule
21 unit or any non-home rule county within the unincorporated
22 territory of the county, may enact ordinances to prohibit
23 or significantly limit a cannabis business establishment's
24 location.

25 (Source: P.A. 101-27, eff. 6-25-19; 101-593, eff. 12-4-19.)

26 Section 999. Effective date. This Act takes effect upon

1 becoming law.