

HB3939



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3939

Introduced 2/17/2023, by Rep. Sonya M. Harper

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1126.5 new
65 ILCS 5/11-42-10.3 new

Amends the Counties Code and the Illinois Municipal Code. Provides that the corporate authorities of a county or municipality may license or regulate businesses operating as a public accommodation that permit the consumption of cannabis on the business premises and that are not regulated under the Cannabis Regulation and Tax Act. Provides an exemption from a provision of the Cannabis Regulation and Tax Act. Defines "public accommodation". Effective immediately.

LRB103 31037 SPS 57655 b

A BILL FOR

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 5-1126.5 as follows:

6 (55 ILCS 5/5-1126.5 new)

7 Sec. 5-1126.5. Cannabis consumption. The county board may
8 license or regulate businesses operating as a public
9 accommodation that permit the consumption of cannabis on the
10 business premises and that are not regulated under the
11 Cannabis Regulation and Tax Act. The consumption of cannabis
12 under this Section is exempt from the provisions of
13 subparagraph (F) of paragraph (3) of subsection (a) of Section
14 10-35 of the Cannabis Regulation and Tax Act. For purposes of
15 this Section, "public accommodation" means a refreshment,
16 entertainment, or recreation facility of any kind, whether
17 licensed or not, whose goods, services, facilities,
18 privileges, or advantages are extended, offered, sold, or
19 otherwise made available to the public.

20 Section 10. The Illinois Municipal Code is amended by
21 adding Section 11-42-10.3 as follows:

1 (65 ILCS 5/11-42-10.3 new)

2 Sec. 11-42-10.3. Cannabis consumption. The corporate
3 authorities of each municipality may license or regulate
4 businesses operating as a public accommodation that permit the
5 consumption of cannabis on the business premises and that are
6 not regulated under the Cannabis Regulation and Tax Act. The
7 consumption of cannabis under this Section is exempt from the
8 provisions of subparagraph (F) of paragraph (3) of subsection
9 (a) of Section 10-35 of the Cannabis Regulation and Tax Act.
10 For purposes of this Section, "public accommodation" means a
11 refreshment, entertainment, or recreation facility of any
12 kind, whether licensed or not, whose goods, services,
13 facilities, privileges, or advantages are extended, offered,
14 sold, or otherwise made available to the public.

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.