

1 AN ACT concerning pest control.

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

4 Section 5. The Illinois Pesticide Act is amended by
5 changing Section 24 as follows:

6 (415 ILCS 60/24) (from Ch. 5, par. 824)

7 Sec. 24. Criminal Penalties.

8 (a) ~~1-~~ Except as otherwise provided in this Section, any
9 person violating any provisions of this Act or regulations
10 adopted thereunder is shall--be guilty of a Class A
11 misdemeanor with a fine of not less than \$5,000.

12 (b) A retailer convicted of distributing or selling a
13 pesticide that has never been registered with or for which
14 the registration has been cancelled or suspended by the
15 United States Environmental Protection Agency shall be guilty
16 of a Class A misdemeanor with a fine of not less than \$5,000.
17 A retailer convicted of a second or subsequent violation of
18 distributing or selling a pesticide that has never been
19 registered with or for which the registration has been
20 cancelled or suspended by the United States Environmental
21 Protection Agency shall be guilty of a Class 4 felony. For
22 the purposes of this Section, "retailer" means a person who
23 transfers ownership of or title to pesticides to a purchaser
24 for use and who is not certified under the Structural Pest
25 Control Act.

26 (c) A wholesaler who distributes or sells a pesticide
27 that has never been registered with or for which the
28 registration has been cancelled or suspended by the United
29 States Environmental Protection Agency shall be guilty of a
30 Class 4 felony for a first offense and shall be guilty of a
31 Class 3 felony for a second or subsequent offense. For the

1 purposes of this Section, "wholesaler" means a person who
2 sells or distributes pesticides to a retailer.

3 (Source: P.A. 85-177.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.