

1 AN ACT concerning safety.

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

4 Section 5. The Litter Control Act is amended by changing  
5 Section 8 as follows:

6 (415 ILCS 105/8) (from Ch. 38, par. 86-8)

7 Sec. 8. Persons who violate any of Sections 4 through 7 are  
8 subject to the penalties set out in this Section.

9 (a) Any person convicted of a violation of Section 4, 5, 6  
10 or 7 is guilty of a Class B misdemeanor. A second conviction  
11 for an offense committed after the first conviction is a Class  
12 A misdemeanor. A third or subsequent violation, committed after  
13 a second conviction is a Class 4 felony.

14 (b) In addition to any fine imposed under this Act, the  
15 court may order that the person convicted of such a violation  
16 remove and properly dispose of the litter, may employ special  
17 bailiffs to supervise such removal and disposal, and may tax  
18 the costs of such supervision as costs against the person so  
19 convicted.

20 (c) The penalties prescribed in this Section are in  
21 addition to, and not in lieu of, any penalties, rights,  
22 remedies, duties or liabilities otherwise imposed or conferred  
23 by law.

1           (d) An individual convicted of violating Section 4 or  
2 Section 5 of this Act by disposing of litter upon a public  
3 highway may, in addition to any other penalty, be required to  
4 maintain litter control for 30 days over a designated portion  
5 of that highway, including, at the discretion of the agency  
6 having jurisdiction over the section of highway in question,  
7 the site where the offense occurred, as provided in Section 50  
8 of the Illinois Adopt-A-Highway Act.

9           (e) A mandatory minimum fine of \$100 must be imposed  
10 against any person who is convicted of violating Section 5 of  
11 this Act.

12 (Source: P.A. 94-1044, eff. 1-1-07.)