



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB6251

by Rep. Linda Chapa LaVia

#### SYNOPSIS AS INTRODUCED:

20 ILCS 2310/2310-665 new

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Provides that the Department of Public Health shall adopt rules requiring that a breakfast cereal company whose product is the subject of a recall on or after the date 10 years before the effective date of the amendatory Act shall file documentation with the Department asserting that all manufacturing equipment used to produce cereal sold by the company (1) is in compliance with all applicable rules and regulations; and (2) is free from contaminating metals. Provides that the required documentation shall be filed on an annual basis for a period of 5 years. Provides penalties for noncompliance.

LRB097 23346 HEP 72191 b

1 AN ACT concerning State government.

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

4 Section 5. The Department of Public Health Powers and  
5 Duties Law of the Civil Administrative Code of Illinois is  
6 amended by adding Section 2310-665 as follows:

7 (20 ILCS 2310/2310-665 new)

8 Sec. 2310-665. Cereal recall reporting.

9 (a) The Department shall adopt rules requiring that a  
10 breakfast cereal company whose product is the subject of a  
11 recall on or after the date 10 years before the effective date  
12 of this amendatory Act of the 97th General Assembly shall file  
13 documentation with the Department asserting that all  
14 manufacturing equipment used to produce cereal sold by the  
15 company:

16 (1) is in compliance with all applicable rules and  
17 regulations; and

18 (2) is free from contaminating metals.

19 (b) The documentation required by this Section shall be  
20 filed on an annual basis for a period of 5 years.

21 (c) A company that knowingly fails to comply with the rules  
22 adopted under this Section is guilty of a business offense and  
23 shall be fined as follows:

1           (1) \$100,000 per day, if the company has annual gross  
2           revenue of \$50 million or more; and

3           (2) \$10,000 per day, if the company has annual gross  
4           revenue less than \$50 million.