

1 AN ACT concerning conservation.

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

4 Section 5. The Illinois Exotic Weed Act is amended by
5 changing Sections 3 and 4 as follows:

6 (525 ILCS 10/3) (from Ch. 5, par. 933)

7 Sec. 3. Designated Exotic Weeds. Japanese honeysuckle
8 (Lonicera japonica), multiflora rose (Rosa multiflora), purple
9 loosestrife (Lythrum salicaria), common buckthorn (Rhamnus
10 cathartica), glossy buckthorn (Rhamnus frangula), saw-toothed
11 buckthorn (Rhamnus arguta), dahurian buckthorn (Rhamnus
12 davurica), Japanese buckthorn (Rhamnus japonica), Chinese
13 buckthorn (Rhamnus utilis), ~~and~~ kudzu (Pueraria lobata),
14 exotic bush honeysuckles (Lonicera maackii, Lonicera tatarica,
15 Lonicera morrowii, and Lonicera fragrantissima), exotic olives
16 (Elaeagnus umbellata, Elaeagnus pungens, Elaeagnus
17 angustifolia), salt cedar (all members of the Tamarix genus),
18 poison hemlock (Conium maculatum), giant hogweed (Heracleum
19 mantegazzianum), Oriental bittersweet (Celastrus orbiculatus),
20 and lesser celandine (Ficaria verna), teasel (all members of
21 the Dipsacus genus), and Japanese, giant, and Bohemian knotweed
22 (Fallopia japonica, syn. Polygonum cuspidatum; Fallopia
23 sachalinensis; and Fallopia x bohémica, resp.) are hereby

1 designated exotic weeds. Upon petition the Director of Natural
2 Resources, by rule, shall exempt varieties of any species
3 listed in this Act that can be demonstrated by published or
4 current research not to be an exotic weed as defined in Section
5 2.

6 (Source: P.A. 93-128, eff. 7-10-03.)

7 (525 ILCS 10/4) (from Ch. 5, par. 934)

8 Sec. 4. Control of Exotic Weeds.

9 (a) It shall be unlawful for any person, corporation,
10 political subdivision, agency or department of the State to
11 buy, sell, offer for sale, distribute or plant seeds, plants or
12 plant parts of exotic weeds without a permit issued by the
13 Department of Natural Resources. Such permits shall be issued
14 only:

15 (1) for experiments into controlling and eradicating
16 exotic weeds; ~~or~~

17 (2) for research to demonstrate that a variety of a
18 species listed in this Act is not an exotic weed as defined
19 in Section 2; or ~~or~~

20 (3) for the use of exotic olive (Elaeagnus umbellata,
21 Elaeagnus pungens, Elaeagnus angustifolia) berries in the
22 manufacture of value added products, not to include the
23 resale of whole berries or seeds. The exotic berry permit
24 holder must register annually with the Department of
25 Natural Resources and be able to demonstrate to the

1 Department that seeds remaining post-manufacture are
2 sterile or otherwise unviable.

3 (b) The commercial propagation of exotic weeds for sale
4 outside Illinois, certified under the Insect Pest and Plant
5 Disease Act, is exempted from the provisions of this Section.

6 (c) The Department of Natural Resources may adopt rules for
7 the administration of this Section.

8 (Source: P.A. 89-445, eff. 2-7-96.)