

1 AN ACT concerning agriculture.

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

4 Section 5. The Illinois Noxious Weed Law is amended by
5 changing Sections 2, 4, and 14 as follows:

6 (505 ILCS 100/2) (from Ch. 5, par. 952)

7 Sec. 2. As used in this Act: (1) "Person" means any
8 individual, partnership, firm, corporation, company, society,
9 association, the State or any department, agency, or
10 subdivision thereof, or any other entity.

11 (2) "Control", "controlled" or "controlling" includes
12 being in charge of or being in possession, whether as owner,
13 lessee, renter, or tenant, under statutory authority, or
14 otherwise.

15 (3) "Director" means the Director of the Department of
16 Agriculture of the State of Illinois, or his or her duly
17 appointed representative.

18 (4) "Department" means the Department of Agriculture of the
19 State of Illinois.

20 (5) "Noxious weed" means any plant which is determined by
21 the Director, the Dean of the College of Agricultural, Consumer
22 and Environmental Sciences ~~Agriculture~~ of the University of
23 Illinois and the Director of the Agricultural Experiment

1 Station at the University of Illinois, to be injurious to
2 public health, crops, livestock, land or other property.

3 (6) "Control Authority" means the governing body of each
4 county, and shall represent all rural areas and cities,
5 villages and townships within the county boundaries.

6 (7) "Applicable fund" means the fund current at the time
7 the work is performed or the money is received.

8 (Source: P.A. 77-1037.)

9 (505 ILCS 100/4) (from Ch. 5, par. 954)

10 Sec. 4. The duty of enforcing this Act and carrying out its
11 provisions is vested in the Director, and the authorities
12 designated in this Act acting under the supervision and
13 direction of the Director. If a Control Authority fails to
14 carry out its duties and responsibilities under this Act or
15 fails to follow the Department's rules, the Director shall
16 enforce this Act or rules by sending a Notice of Noncompliance
17 to the Control Authority. The Director, the Dean of the College
18 of Agricultural, Consumer and Environmental Sciences
19 ~~Agriculture~~ of the University of Illinois and the Director of
20 the Agricultural Experiment Station at the University of
21 Illinois, shall determine what weeds are noxious for the
22 purposes of this Act, and shall compile and keep current a list
23 of such noxious weeds, which list shall be published and
24 incorporated in the rules and regulations of the Department.
25 The Director shall, from time to time, adopt and publish

1 methods as official for control and eradication of noxious
2 weeds and make and publish such rules and regulations as in his
3 judgment are necessary to carry out the provisions of this Act.
4 (Source: P.A. 77-1037.)

5 (505 ILCS 100/14) (from Ch. 5, par. 964)

6 Sec. 14. To prevent the dissemination of noxious weeds
7 through any article, including machinery, equipment, plants,
8 materials and other things, the Director, in consultation with
9 the Dean of the College of Agricultural, Consumer and
10 Environmental Sciences ~~Agriculture~~ of the University of
11 Illinois and the Director of the Agricultural Experiment
12 Station at the University of Illinois, shall, from time to
13 time, publish a list of noxious weeds which may be disseminated
14 through articles and a list of articles capable of
15 disseminating such weeds, and designate treatment of such
16 articles as, in his opinion, would prevent such dissemination.
17 Until such article is treated in accordance with the applicable
18 regulations, it shall not be moved from such premises except
19 under and in accordance with the written permission of the
20 Control Authority having jurisdiction of the area in which such
21 article is located, and the Control Authority may hold or
22 prevent its movement from such premises. The movement of any
23 such article which has not been so decontaminated, except in
24 accordance with such written permission, may be stopped by the
25 Control Authority having jurisdiction over the place in which

1 such movement is taking place and further movement and
2 disposition shall only be in accordance with such Control
3 Authority's direction.

4 (Source: P.A. 77-1037.)

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