



Sen. David S. Luechtefeld

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09900SB2910sam001

LRB099 15944 SLF 46823 a

1 AMENDMENT TO SENATE BILL 2910

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2910 by replacing  
3 everything after the enacting clause with the following:

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

1 appointed representative.

2 (4) "Department" means the Department of Agriculture of the  
3 State of Illinois.

4 (5) "Noxious weed" means any plant which is determined by  
5 the Director, the Dean of the College of Agricultural, Consumer  
6 and Environmental Sciences ~~Agriculture~~ of the University of  
7 Illinois and the Director of the Agricultural Experiment  
8 Station at the University of Illinois, to be injurious to  
9 public health, crops, livestock, land or other property.

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

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

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

16 (505 ILCS 100/4) (from Ch. 5, par. 954)

17 Sec. 4. Except as otherwise provided in this Section, the  
18 ~~The~~ duty of enforcing this Act and carrying out its provisions  
19 is vested in the Director, and the authorities designated in  
20 this Act acting under the supervision and direction of the  
21 Director. The Director, the Dean of the College of  
22 Agricultural, Consumer and Environmental Sciences ~~Agriculture~~  
23 of the University of Illinois and the Director of the  
24 Agricultural Experiment Station at the University of Illinois,  
25 shall determine what weeds are noxious for the purposes of this

1 Act, and shall compile and keep current a list of such noxious  
2 weeds, which list shall be published and incorporated in the  
3 rules and regulations of the Department. The Director shall,  
4 from time to time, adopt and publish methods as official for  
5 control and eradication of noxious weeds and make and publish  
6 such rules and regulations as in his judgment are necessary to  
7 carry out the provisions of this Act. The failure of a Control  
8 Authority or a Weed Control Superintendent to carry out the  
9 duties and responsibilities under this Act shall not be the  
10 responsibility of the Department.

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

12 (505 ILCS 100/14) (from Ch. 5, par. 964)

13 Sec. 14. To prevent the dissemination of noxious weeds  
14 through any article, including machinery, equipment, plants,  
15 materials and other things, the Director, in consultation with  
16 the Dean of the College of Agricultural, Consumer and  
17 Environmental Sciences ~~Agriculture~~ of the University of  
18 Illinois and the Director of the Agricultural Experiment  
19 Station at the University of Illinois, shall, from time to  
20 time, publish a list of noxious weeds which may be disseminated  
21 through articles and a list of articles capable of  
22 disseminating such weeds, and designate treatment of such  
23 articles as, in his opinion, would prevent such dissemination.  
24 Until such article is treated in accordance with the applicable  
25 regulations, it shall not be moved from such premises except

1 under and in accordance with the written permission of the  
2 Control Authority having jurisdiction of the area in which such  
3 article is located, and the Control Authority may hold or  
4 prevent its movement from such premises. The movement of any  
5 such article which has not been so decontaminated, except in  
6 accordance with such written permission, may be stopped by the  
7 Control Authority having jurisdiction over the place in which  
8 such movement is taking place and further movement and  
9 disposition shall only be in accordance with such Control  
10 Authority's direction.

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

12 Section 99. Effective date. This Act takes effect upon  
13 becoming law."