

AN ACT concerning pest control.

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

Section 5. The Illinois Pesticide Act is amended by
changing Section 24 as follows:

(415 ILCS 60/24) (from Ch. 5, par. 824)

Sec. 24. Criminal Penalties.

(a) 1- Except as otherwise provided in this Section, any
person violating any provisions of this Act or regulations
adopted thereunder is shall--be guilty of a Class A
misdemeanor with a fine of not less than \$5,000.

(b) A retailer convicted of distributing or selling a
pesticide that has never been registered with or for which
the registration has been cancelled or suspended by the
United States Environmental Protection Agency shall be guilty
of a Class A misdemeanor with a fine of not less than \$5,000.
A retailer convicted of a second or subsequent violation of
distributing or selling a pesticide that has never been
registered with or for which the registration has been
cancelled or suspended by the United States Environmental
Protection Agency shall be guilty of a Class 4 felony. For
the purposes of this Section, "retailer" means a person who
transfers ownership of or title to pesticides to a purchaser
for use and who is not certified under the Structural Pest
Control Act.

(c) A wholesaler who distributes or sells a pesticide
that has never been registered with or for which the
registration has been cancelled or suspended by the United
States Environmental Protection Agency shall be guilty of a
Class 4 felony for a first offense and shall be guilty of a
Class 3 felony for a second or subsequent offense. For the

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purposes of this Section, "wholesaler" means a person who
sells or distributes pesticides to a retailer.

(Source: P.A. 85-177.)

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