

1 AN ACT concerning criminal law.

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

4 Section 5. The Cannabis Control Act is amended by changing
5 Section 5.2 as follows:

6 (720 ILCS 550/5.2) (from Ch. 56 1/2, par. 705.2)

7 Sec. 5.2. Delivery of cannabis on school grounds.

8 (a) Any person, other than an enrolled student, who
9 violates subsection (e) of Section 5 in any school, on the real
10 property comprising any school, or any conveyance owned, leased
11 or contracted by a school to transport students to or from
12 school or a school related activity, or on any public way
13 within 1,000 feet of the real property comprising any school,
14 or any conveyance owned, leased or contracted by a school to
15 transport students to or from school or a school related
16 activity, is guilty of a Class 1 felony, the fine for which
17 shall not exceed \$200,000;

18 (b) Any person, other than an enrolled student, who
19 violates subsection (d) of Section 5 in any school, on the real
20 property comprising any school, or any conveyance owned, leased
21 or contracted by a school to transport students to or from
22 school or a school related activity, or on any public way
23 within 1,000 feet of the real property comprising any school,

1 or any conveyance owned, leased or contracted by a school to
2 transport students to or from school or a school related
3 activity, is guilty of a Class 2 felony, the fine for which
4 shall not exceed \$100,000;

5 (c) Any person, other than an enrolled student, who
6 violates subsection (c) of Section 5 in any school, on the real
7 property comprising any school, or any conveyance owned, leased
8 or contracted by a school to transport students to or from
9 school or a school related activity, or on any public way
10 within 1,000 feet of the real property comprising any school,
11 or any conveyance owned, leased or contracted by a school to
12 transport students to or from school or a school related
13 activity, is guilty of a Class 3 felony, the fine for which
14 shall not exceed \$50,000;

15 (d) Any person, other than an enrolled student, who
16 violates subsection (b) of Section 5 in any school, on the real
17 property comprising any school, or any conveyance owned, leased
18 or contracted by a school to transport students to or from
19 school or a school related activity, or on any public way
20 within 1,000 feet of the real property comprising any school,
21 or any conveyance owned, leased or contracted by a school to
22 transport students to or from school or a school related
23 activity, is guilty of a Class 4 felony, the fine for which
24 shall not exceed \$25,000;

25 (e) Any person, other than an enrolled student, who
26 violates subsection (a) of Section 5 in any school, on the real

1 property comprising any school, or any conveyance owned, leased
2 or contracted by a school to transport students to or from
3 school or a school related activity, on any public way within
4 1,000 feet of the real property comprising any school, or any
5 conveyance owned, leased or contracted by a school to transport
6 students to or from school or a school related activity, is
7 guilty of a Class A misdemeanor.

8 (f) As used in this Section:

9 "Charter school" has the meaning ascribed to the term
10 in Section 27A-5 of the School Code.

11 "Enrolled student" means a student registered at an
12 active and operational public, private, charter, or
13 parochial elementary or secondary school, community
14 college, college, or university.

15 "School" means an active and operational public,
16 private, charter, or parochial elementary or secondary
17 school, community college, college, or university and
18 includes the grounds of an active and operational school,
19 if the offense is committed when school is in session,
20 children are present, or when school related activity
21 occurs; and "school related activity" means any sporting,
22 social, academic, or other activity for which students'
23 attendance or participation is sponsored, organized, or
24 funded in whole or in part by a school or school district.

25 (Source: P.A. 87-544.)

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.