

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 who violates subsection (e) of Section 5 in  
9 any school, on the real property comprising any school, or any  
10 conveyance owned, leased or contracted by a school to transport  
11 students to or from school or a school related activity, or on  
12 any public way within 500 feet of the real property comprising  
13 any school, or in any conveyance owned, leased or contracted by  
14 a school to transport students to or from school or a school  
15 related activity, and at the time of the violation persons  
16 under the age of 18 are present, the offense is committed  
17 during school hours, or the offense is committed at times when  
18 persons under the age of 18 are reasonably expected to be  
19 present in the school, in the conveyance, on the real property,  
20 or on the public way, such as when after-school activities are  
21 occurring, is guilty of a Class 1 felony, the fine for which  
22 shall not exceed \$200,000;

23 (b) Any person who violates subsection (d) of Section 5 in

1 any school, on the real property comprising any school, or any  
2 conveyance owned, leased or contracted by a school to transport  
3 students to or from school or a school related activity, or on  
4 any public way within 500 feet of the real property comprising  
5 any school, or in any conveyance owned, leased or contracted by  
6 a school to transport students to or from school or a school  
7 related activity, and at the time of the violation persons  
8 under the age of 18 are present, the offense is committed  
9 during school hours, or the offense is committed at times when  
10 persons under the age of 18 are reasonably expected to be  
11 present in the school, in the conveyance, on the real property,  
12 or on the public way, such as when after-school activities are  
13 occurring, is guilty of a Class 2 felony, the fine for which  
14 shall not exceed \$100,000;

15 (c) Any person who violates subsection (c) of Section 5 in  
16 any school, on the real property comprising any school, or any  
17 conveyance owned, leased or contracted by a school to transport  
18 students to or from school or a school related activity, or on  
19 any public way within 500 feet of the real property comprising  
20 any school, or in any conveyance owned, leased or contracted by  
21 a school to transport students to or from school or a school  
22 related activity, and at the time of the violation persons  
23 under the age of 18 are present, the offense is committed  
24 during school hours, or the offense is committed at times when  
25 persons under the age of 18 are reasonably expected to be  
26 present in the school, in the conveyance, on the real property,

1 or on the public way, such as when after-school activities are  
2 occurring, is guilty of a Class 3 felony, the fine for which  
3 shall not exceed \$50,000;

4 (d) Any person who violates subsection (b) of Section 5 in  
5 any school, on the real property comprising any school, or any  
6 conveyance owned, leased or contracted by a school to transport  
7 students to or from school or a school related activity, or on  
8 any public way within 500 feet of the real property comprising  
9 any school, or in any conveyance owned, leased or contracted by  
10 a school to transport students to or from school or a school  
11 related activity, and at the time of the violation persons  
12 under the age of 18 are present, the offense is committed  
13 during school hours, or the offense is committed at times when  
14 persons under the age of 18 are reasonably expected to be  
15 present in the school, in the conveyance, on the real property,  
16 or on the public way, such as when after-school activities are  
17 occurring, is guilty of a Class 4 felony, the fine for which  
18 shall not exceed \$25,000;

19 (e) Any person who violates subsection (a) of Section 5 in  
20 any school, on the real property comprising any school, or in  
21 any conveyance owned, leased or contracted by a school to  
22 transport students to or from school or a school related  
23 activity, on any public way within 500 feet of the real  
24 property comprising any school, or any conveyance owned, leased  
25 or contracted by a school to transport students to or from  
26 school or a school related activity, and at the time of the

1 violation persons under the age of 18 are present, the offense  
2 is committed during school hours, or the offense is committed  
3 at times when persons under the age of 18 are reasonably  
4 expected to be present in the school, in the conveyance, on the  
5 real property, or on the public way, such as when after-school  
6 activities are occurring, is guilty of a Class A misdemeanor.

7 (f) This Section does not apply to a violation that occurs  
8 in or on the grounds of a building that is designated as a  
9 school but is no longer operational or active as a school,  
10 including a building that is temporarily or permanently closed  
11 by a unit of local government.

12 (Source: P.A. 100-3, eff. 1-1-18.)

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