



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB1086

Introduced 1/9/2025, by Rep. Katie Stuart

SYNOPSIS AS INTRODUCED:

235 ILCS 5/1-3.05	from Ch. 43, par. 95.05
235 ILCS 5/1-3.47 new	
235 ILCS 5/6-16	from Ch. 43, par. 131
235 ILCS 5/6-35.5 new	
410 ILCS 620/10	from Ch. 56 1/2, par. 510

Amends the Liquor Control Act of 1934. Provides that "alcoholic liquor" does not include frozen desserts containing alcoholic liquor. Provides that "frozen desserts containing alcoholic liquor" means ice cream or other frozen desserts that are made with liquor, wine, beer, cider, or any combination thereof and that contain more than 0.5% but not more than 5% of alcohol by volume. Provides that no person shall sell a package of frozen desserts that contains more than 5% alcohol by volume. Provides that no person shall sell, give, or deliver frozen desserts containing alcoholic liquor to a person under the age of 21. Provides that a person under the age of 21 may not purchase, possess, or consume frozen desserts containing alcoholic liquor. Provides that no person shall sell a package of frozen desserts containing alcoholic liquor for consumption off the premises or for consumption on the premises unless it contains specified notices and warnings. Provides that no manufacturer or distributor of frozen desserts containing alcoholic liquor shall sell the product to a person intending to sell at retail individual servings of frozen desserts containing alcoholic liquor or packages of frozen desserts containing alcoholic liquor for consumption off the premises, unless, with each shipment, the manufacturer or distributor provides a written notice that frozen desserts containing alcoholic liquor may be sold at retail only if the retailer complies with specified requirements and provides a written copy of those requirements. Provides that frozen desserts containing alcoholic liquor are subject to all applicable food safety laws, rules, standards, and requirements, including, but not limited to, the provisions of the Illinois Food, Drug and Cosmetic Act. Makes conforming changes. Amends the Illinois Food, Drug and Cosmetic Act to make a conforming change.

LRB104 05590 RPS 15620 b

A BILL FOR

1 AN ACT concerning liquor.

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

4 Section 5. The Liquor Control Act of 1934 is amended by
5 changing Sections 1-3.05 and 6-16 and by adding Sections
6 1-3.47 and 6-35.5 as follows:

7 (235 ILCS 5/1-3.05) (from Ch. 43, par. 95.05)

8 Sec. 1-3.05. Alcoholic liquor. "Alcoholic liquor" includes
9 alcohol, spirits, wine and beer, and every liquid or solid,
10 patented or not, containing alcohol, spirits, wine or beer,
11 and capable of being consumed as a beverage by a human being.
12 "Alcoholic liquor" also includes alcohol-infused products.
13 "Alcoholic liquor" does not include frozen desserts containing
14 alcoholic liquor. The provisions of this Act shall not apply
15 to alcohol used in the manufacture of denatured alcohol
16 produced in accordance with Acts of Congress and regulations
17 promulgated thereunder, nor to any liquid or solid containing
18 one-half of one per cent, or less, of alcohol by volume. No tax
19 provided for in Article VIII of this Act shall apply to wine
20 intended for use and used by any church or religious
21 organization for sacramental purposes, provided that such wine
22 shall be purchased from a licensed manufacturer or importing
23 distributor under this Act.

1 (Source: P.A. 103-904, eff. 1-1-25.)

2 (235 ILCS 5/1-3.47 new)

3 Sec. 1-3.47. Frozen desserts containing alcoholic liquor.

4 "Frozen desserts containing alcoholic liquor" means ice creams
5 or other frozen desserts that are made with liquor, wine,
6 beer, cider, or any combination thereof and that contain more
7 than 0.5% but not more than 5% of alcohol by volume.

8 (235 ILCS 5/6-16) (from Ch. 43, par. 131)

9 Sec. 6-16. Prohibited sales and possession.

10 (a) (i) No licensee nor any officer, associate, member,
11 representative, agent, or employee of such licensee shall
12 sell, give, or deliver alcoholic liquor or frozen desserts
13 containing alcoholic liquor to any person under the age of 21
14 years or to any intoxicated person, except as provided in
15 Section 6-16.1. (ii) No express company, common carrier, or
16 contract carrier nor any representative, agent, or employee on
17 behalf of an express company, common carrier, or contract
18 carrier that carries or transports alcoholic liquor for
19 delivery within this State shall knowingly give or knowingly
20 deliver to a residential address any shipping container
21 clearly labeled as containing alcoholic liquor and labeled as
22 requiring signature of an adult of at least 21 years of age to
23 any person in this State under the age of 21 years. An express
24 company, common carrier, or contract carrier that carries or

1 transports such alcoholic liquor for delivery within this
2 State shall obtain a signature at the time of delivery
3 acknowledging receipt of the alcoholic liquor by an adult who
4 is at least 21 years of age. At no time while delivering
5 alcoholic beverages within this State may any representative,
6 agent, or employee of an express company, common carrier, or
7 contract carrier that carries or transports alcoholic liquor
8 for delivery within this State deliver the alcoholic liquor to
9 a residential address without the acknowledgment of the
10 consignee and without first obtaining a signature at the time
11 of the delivery by an adult who is at least 21 years of age. A
12 signature of a person on file with the express company, common
13 carrier, or contract carrier does not constitute
14 acknowledgement of the consignee. Any express company, common
15 carrier, or contract carrier that transports alcoholic liquor
16 for delivery within this State that violates this item (ii) of
17 this subsection (a) by delivering alcoholic liquor without the
18 acknowledgement of the consignee and without first obtaining a
19 signature at the time of the delivery by an adult who is at
20 least 21 years of age is guilty of a business offense for which
21 the express company, common carrier, or contract carrier that
22 transports alcoholic liquor within this State shall be fined
23 not more than \$1,001 for a first offense, not more than \$5,000
24 for a second offense, and not more than \$10,000 for a third or
25 subsequent offense. An express company, common carrier, or
26 contract carrier shall be held vicariously liable for the

1 actions of its representatives, agents, or employees. For
2 purposes of this Act, in addition to other methods authorized
3 by law, an express company, common carrier, or contract
4 carrier shall be considered served with process when a
5 representative, agent, or employee alleged to have violated
6 this Act is personally served. Each shipment of alcoholic
7 liquor delivered in violation of this item (ii) of this
8 subsection (a) constitutes a separate offense. (iii) No
9 person, after purchasing or otherwise obtaining alcoholic
10 liquor or frozen desserts containing alcoholic liquor, shall
11 sell, give, or deliver such alcoholic liquor or frozen
12 desserts containing alcoholic liquor to another person under
13 the age of 21 years, except in the performance of a religious
14 ceremony or service. Except as otherwise provided in item
15 (ii), any express company, common carrier, or contract carrier
16 that transports alcoholic liquor within this State that
17 violates the provisions of item (i), (ii), or (iii) of this
18 paragraph of this subsection (a) is guilty of a Class A
19 misdemeanor and the sentence shall include, but shall not be
20 limited to, a fine of not less than \$500. Any person who
21 violates the provisions of item (iii) of this paragraph of
22 this subsection (a) is guilty of a Class A misdemeanor and the
23 sentence shall include, but shall not be limited to a fine of
24 not less than \$500 for a first offense and not less than \$2,000
25 for a second or subsequent offense. Any person who knowingly
26 violates the provisions of item (iii) of this paragraph of

1 this subsection (a) is guilty of a Class 4 felony if a death
2 occurs as the result of the violation.

3 If a licensee or officer, associate, member,
4 representative, agent, or employee of the licensee, or a
5 representative, agent, or employee of an express company,
6 common carrier, or contract carrier that carries or transports
7 alcoholic liquor for delivery within this State, is prosecuted
8 under this paragraph of this subsection (a) for selling,
9 giving, or delivering alcoholic liquor or frozen desserts
10 containing alcoholic liquor to a person under the age of 21
11 years, the person under 21 years of age who attempted to buy or
12 receive the alcoholic liquor or frozen desserts containing
13 alcoholic liquor may be prosecuted pursuant to Section 6-20 of
14 this Act, unless the person under 21 years of age was acting
15 under the authority of a law enforcement agency, the Illinois
16 Liquor Control Commission, or a local liquor control
17 commissioner pursuant to a plan or action to investigate,
18 patrol, or conduct any similar enforcement action.

19 For the purpose of preventing the violation of this
20 Section, any licensee, or his agent or employee, or a
21 representative, agent, or employee of an express company,
22 common carrier, or contract carrier that carries or transports
23 alcoholic liquor for delivery within this State, shall refuse
24 to sell, deliver, or serve alcoholic beverages or frozen
25 desserts containing alcoholic liquor to any person who is
26 unable to produce adequate written evidence of identity and of

1 the fact that he or she is over the age of 21 years, if
2 requested by the licensee, agent, employee, or representative.

3 Adequate written evidence of age and identity of the
4 person is a document issued by a federal, state, county, or
5 municipal government, or subdivision or agency thereof,
6 including, but not limited to, a motor vehicle operator's
7 license, a registration certificate issued under the Federal
8 Selective Service Act, or an identification card issued to a
9 member of the Armed Forces. Proof that the defendant-licensee,
10 or his employee or agent, or the representative, agent, or
11 employee of the express company, common carrier, or contract
12 carrier that carries or transports alcoholic liquor for
13 delivery within this State demanded, was shown and reasonably
14 relied upon such written evidence in any transaction forbidden
15 by this Section is an affirmative defense in any criminal
16 prosecution therefor or to any proceedings for the suspension
17 or revocation of any license based thereon. It shall not,
18 however, be an affirmative defense if the agent or employee
19 accepted the written evidence knowing it to be false or
20 fraudulent. If a false or fraudulent Illinois driver's license
21 or Illinois identification card is presented by a person less
22 than 21 years of age to a licensee or the licensee's agent or
23 employee for the purpose of ordering, purchasing, attempting
24 to purchase, or otherwise obtaining or attempting to obtain
25 the serving of any alcoholic beverage or frozen dessert
26 containing alcoholic liquor, the law enforcement officer or

1 agency investigating the incident shall, upon the conviction
2 of the person who presented the fraudulent license or
3 identification, make a report of the matter to the Secretary
4 of State on a form provided by the Secretary of State.

5 However, no agent or employee of the licensee or employee
6 of an express company, common carrier, or contract carrier
7 that carries or transports alcoholic liquor for delivery
8 within this State shall be disciplined or discharged for
9 selling or furnishing liquor or frozen desserts containing
10 alcoholic liquor to a person under 21 years of age if the agent
11 or employee demanded and was shown, before furnishing liquor
12 or frozen desserts containing alcoholic liquor to a person
13 under 21 years of age, adequate written evidence of age and
14 identity of the person issued by a federal, state, county or
15 municipal government, or subdivision or agency thereof,
16 including, but not limited to, a motor vehicle operator's
17 license, a registration certificate issued under the Federal
18 Selective Service Act, or an identification card issued to a
19 member of the Armed Forces. This paragraph, however, shall not
20 apply if the agent or employee accepted the written evidence
21 knowing it to be false or fraudulent.

22 Any person who sells, gives, or furnishes to any person
23 under the age of 21 years any false or fraudulent written,
24 printed, or photostatic evidence of the age and identity of
25 such person or who sells, gives or furnishes to any person
26 under the age of 21 years evidence of age and identification of

1 any other person is guilty of a Class A misdemeanor and the
2 person's sentence shall include, but shall not be limited to,
3 a fine of not less than \$500.

4 Any person under the age of 21 years who presents or offers
5 to any licensee, his agent or employee, any written, printed
6 or photostatic evidence of age and identity that is false,
7 fraudulent, or not actually his or her own for the purpose of
8 ordering, purchasing, attempting to purchase or otherwise
9 procuring or attempting to procure, the serving of any
10 alcoholic beverage or frozen dessert containing alcoholic
11 liquor, who falsely states in writing that he or she is at
12 least 21 years of age when receiving alcoholic liquor or a
13 frozen dessert containing alcoholic liquor from a
14 representative, agent, or employee of an express company,
15 common carrier, or contract carrier, or who has in his or her
16 possession any false or fraudulent written, printed, or
17 photostatic evidence of age and identity, is guilty of a Class
18 A misdemeanor and the person's sentence shall include, but
19 shall not be limited to, the following: a fine of not less than
20 \$500 and at least 25 hours of community service. If possible,
21 any community service shall be performed for an alcohol abuse
22 prevention program.

23 Any person under the age of 21 years who has any alcoholic
24 beverage or frozen dessert containing alcoholic liquor in his
25 or her possession on any street or highway or in any public
26 place or in any place open to the public is guilty of a Class A

1 misdemeanor. This Section does not apply to possession by a
2 person under the age of 21 years making a delivery of an
3 alcoholic beverage or frozen dessert containing alcoholic
4 liquor in pursuance of the order of his or her parent or in
5 pursuance of his or her employment.

6 (a-1) It is unlawful for any parent or guardian to
7 knowingly permit his or her residence, any other private
8 property under his or her control, or any vehicle, conveyance,
9 or watercraft under his or her control to be used by an invitee
10 of the parent's child or the guardian's ward, if the invitee is
11 under the age of 21, in a manner that constitutes a violation
12 of this Section. A parent or guardian is deemed to have
13 knowingly permitted his or her residence, any other private
14 property under his or her control, or any vehicle, conveyance,
15 or watercraft under his or her control to be used in violation
16 of this Section if he or she knowingly authorizes or permits
17 consumption of alcoholic liquor or frozen desserts containing
18 alcoholic liquor by underage invitees. Any person who violates
19 this subsection (a-1) is guilty of a Class A misdemeanor and
20 the person's sentence shall include, but shall not be limited
21 to, a fine of not less than \$500. Where a violation of this
22 subsection (a-1) directly or indirectly results in great
23 bodily harm or death to any person, the person violating this
24 subsection shall be guilty of a Class 4 felony. Nothing in this
25 subsection (a-1) shall be construed to prohibit the giving of
26 alcoholic liquor to a person under the age of 21 years in the

1 performance of a religious ceremony or service in observation
2 of a religious holiday.

3 For the purposes of this subsection (a-1) where the
4 residence or other property has an owner and a tenant or
5 lessee, the trier of fact may infer that the residence or other
6 property is occupied only by the tenant or lessee.

7 (b) Except as otherwise provided in this Section whoever
8 violates this Section shall, in addition to other penalties
9 provided for in this Act, be guilty of a Class A misdemeanor.

10 (c) Any person shall be guilty of a Class A misdemeanor
11 where he or she knowingly authorizes or permits a residence
12 which he or she occupies to be used by an invitee under 21
13 years of age and:

14 (1) the person occupying the residence knows that any
15 such person under the age of 21 is in possession of or is
16 consuming any alcoholic beverage or frozen dessert
17 containing alcoholic liquor; and

18 (2) the possession or consumption of the alcohol by
19 the person under 21 is not otherwise permitted by this
20 Act.

21 For the purposes of this subsection (c) where the
22 residence has an owner and a tenant or lessee, the trier of
23 fact may infer that the residence is occupied only by the
24 tenant or lessee. The sentence of any person who violates this
25 subsection (c) shall include, but shall not be limited to, a
26 fine of not less than \$500. Where a violation of this

1 subsection (c) directly or indirectly results in great bodily
2 harm or death to any person, the person violating this
3 subsection (c) shall be guilty of a Class 4 felony. Nothing in
4 this subsection (c) shall be construed to prohibit the giving
5 of alcoholic liquor to a person under the age of 21 years in
6 the performance of a religious ceremony or service in
7 observation of a religious holiday.

8 A person shall not be in violation of this subsection (c)
9 if (A) he or she requests assistance from the police
10 department or other law enforcement agency to either (i)
11 remove any person who refuses to abide by the person's
12 performance of the duties imposed by this subsection (c) or
13 (ii) terminate the activity because the person has been unable
14 to prevent a person under the age of 21 years from consuming
15 alcohol despite having taken all reasonable steps to do so and
16 (B) this assistance is requested before any other person makes
17 a formal complaint to the police department or other law
18 enforcement agency about the activity.

19 (d) Any person who rents a hotel or motel room from the
20 proprietor or agent thereof for the purpose of or with the
21 knowledge that such room shall be used for the consumption of
22 alcoholic liquor or frozen desserts containing alcoholic
23 liquor by persons under the age of 21 years shall be guilty of
24 a Class A misdemeanor.

25 (e) Except as otherwise provided in this Act, any person
26 who has alcoholic liquor or a frozen dessert containing

1 alcoholic liquor in his or her possession on public school
2 district property on school days or at events on public school
3 district property when children are present is guilty of a
4 petty offense, unless the alcoholic liquor or frozen dessert
5 containing alcoholic liquor (i) is in the original container
6 with the seal unbroken and is in the possession of a person who
7 is not otherwise legally prohibited from possessing the
8 alcoholic liquor or frozen dessert containing alcoholic liquor
9 or (ii) is in the possession of a person in or for the
10 performance of a religious service or ceremony authorized by
11 the school board.

12 (Source: P.A. 97-1049, eff. 1-1-13; 98-1017, eff. 1-1-15.)

13 (235 ILCS 5/6-35.5 new)

14 Sec. 6-35.5. Frozen desserts containing alcoholic liquor.

15 (a) No person shall sell a package of frozen desserts
16 containing alcoholic liquor that contains more than 5% alcohol
17 by volume. No person shall sell, give, or deliver frozen
18 desserts containing alcoholic liquor to a person under the age
19 of 21. A person under the age of 21 may not purchase, possess,
20 or consume frozen desserts containing alcoholic liquor.

21 (b) No person shall sell a package of frozen desserts
22 containing alcoholic liquor for consumption off the premises
23 unless:

24 (1) each package is a sealed package, as received from
25 the manufacturer or distributor;

1 (2) each sealed package, as received from the
2 manufacturer or distributor, prominently bears the
3 following statements, in a format to be established or
4 approved by the State Commission:

5 "(A) The sale of this product to individuals under
6 the age of 21 years is prohibited.

7 (B) This product is made with (insert whichever is
8 applicable: liquor, wine, beer, cider, or a
9 combination thereof) and contains alcohol up to 5% by
10 volume.

11 (C) NOTICE: This product contains alcohol used as
12 flavoring and, as with any product that contains
13 alcohol:

14 (1) women should not consume alcohol during
15 pregnancy because of the risk of birth defects;
16 and

17 (2) consumption of alcohol impairs your
18 ability to drive a car or operate machinery and
19 may cause health problems."; and

20 (3) the following advisory, on a sign or poster not
21 less than 7 inches by 5 inches, in a format to be
22 established or approved by the State Commission, is
23 displayed prominently at each location where frozen
24 desserts containing alcoholic liquor are made available to
25 the public:

26 "THIS AREA CONTAINS FROZEN DESSERTS CONTAINING

1 ALCOHOLIC LIQUOR. The sale of frozen desserts containing
2 alcoholic liquor to individuals under the age of 21 years
3 is prohibited.

4 The frozen desserts containing alcoholic liquor in
5 this area contain alcohol up to 5% by volume.

6 NOTICE: Frozen desserts containing alcoholic liquor
7 contain alcohol used as a flavoring and, as with any
8 product that contains alcohol:

9 (1) women should not consume alcohol during
10 pregnancy because of the risk of birth defects; and

11 (2) consumption of alcohol impairs your ability to
12 drive a car or operate machinery and may cause health
13 problems. IT IS A VIOLATION PUNISHABLE UNDER LAW FOR
14 ANY PERSON UNDER THE AGE OF 21 TO PRESENT ANY WRITTEN
15 EVIDENCE OF AGE WHICH IS FALSE, FRAUDULENT, OR NOT
16 ACTUALLY HIS OR HER OWN FOR THE PURPOSE OF ATTEMPTING
17 TO PURCHASE FROZEN DESSERTS CONTAINING ALCOHOLIC
18 LIQUOR."

19 (c) No person shall sell at retail individual servings of
20 frozen desserts containing alcoholic liquor for consumption on
21 the premises, unless the following statements are prominently
22 displayed on the printed menu (or, if no printed menus are
23 used, on the menu board or sign setting forth the bill of fare)
24 immediately adjacent to the listing of the item or items of
25 frozen desserts containing alcoholic liquor:

26 "(1) The sale of this product to individuals under the

1 age of 21 years is prohibited.

2 (2) This product is made with (insert whichever is
3 applicable: liquor, wine, beer, cider, or a combination
4 thereof) and contains alcohol up to 5% by volume.

5 (3) NOTICE: This product contains alcohol used as
6 flavoring and, as with any product that contains alcohol:

7 (A) women should not consume alcohol during
8 pregnancy because of the risk of birth defects; and

9 (B) consumption of alcohol impairs your ability to
10 drive a car or operate machinery and may cause health
11 problems."

12 (d) No manufacturer or distributor of frozen desserts
13 containing alcoholic liquor shall sell such product to a
14 person intending to sell at retail individual servings of
15 frozen desserts containing alcoholic liquor or packages of
16 frozen desserts containing alcoholic liquor for consumption
17 off the premises, unless, with each shipment, the manufacturer
18 or distributor provides:

19 (1) a written notice that individual servings of
20 frozen desserts containing alcoholic liquor or packages of
21 frozen desserts containing alcoholic liquor may be sold at
22 retail only if the retailer complies with all of the
23 requirements set forth in subsection (b); and

24 (2) a written copy of the requirements set forth in
25 subsection (b).

26 (d) Frozen desserts containing alcoholic liquor are

1 subject to all applicable food safety laws, rules, standards,
2 and requirements, including, but not limited to, the
3 provisions of the Illinois Food, Drug and Cosmetic Act.

4 Section 10. The Illinois Food, Drug and Cosmetic Act is
5 amended by changing Section 10 as follows:

6 (410 ILCS 620/10) (from Ch. 56 1/2, par. 510)

7 Sec. 10. A food is adulterated - (a) (1) If it bears or
8 contains any poisonous or deleterious substance which may
9 render it injurious to health; but in case the substance is not
10 an added substance such food shall not be considered
11 adulterated under this clause if the quantity of such
12 substance in such food does not ordinarily render it injurious
13 to health; or (2) (A) if it bears or contains any added
14 poisonous or added deleterious substance other than one which
15 is (i) a pesticide chemical in or on a raw agricultural
16 commodity; (ii) a food additive; or (iii) a color additive
17 which is unsafe within the meaning of subsection (a) of
18 Section 13; or (iv) a new animal drug which is unsafe within
19 the meaning of Section 14; or (B) if it is a raw agricultural
20 commodity and it bears or contains a pesticide chemical which
21 is unsafe within the meaning of Section 408 (a) of the Federal
22 Act as amended; or (C) if it is or it bears or contains, any
23 food additive which is unsafe within the meaning of Section
24 409 of the Federal Act as amended; provided that where a

1 pesticide chemical has been used in or on a raw agricultural
2 commodity in conformity with an exemption granted or tolerance
3 prescribed under Section 408 of the Federal Act and such raw
4 agricultural commodity has been subjected to processing such
5 as canning, cooking, freezing, dehydrating or milling, the
6 residue of such pesticide chemical remaining in or on such
7 processed food shall, notwithstanding the provisions of
8 Section 13 and Clause (C) of this Section not be deemed unsafe
9 if such residue in or on the raw agricultural commodity has
10 been removed to the extent possible in good manufacturing
11 practice, and the concentration of such residue in the
12 processed food when ready-to-eat, is not greater than the
13 tolerance prescribed for the raw agricultural commodity; or
14 (D) if it is, or it bears or contains, a new animal drug (or
15 conversion product thereof) which is unsafe within the meaning
16 of Section 512 of the Federal Act; or (3) if it consists in
17 whole or in part of a diseased, contaminated, filthy, putrid
18 or decomposed substance, or if it is otherwise unfit for food;
19 or (4) if it has been produced, prepared, packed or held under
20 unsanitary conditions whereby it may have become contaminated
21 with filth or whereby it may have been rendered diseased,
22 unwholesome or injurious to health; or (5) if it is, in whole
23 or in part, the product of a diseased animal or an animal which
24 has died otherwise than by slaughter, or that has been fed upon
25 the uncooked offal from a slaughterhouse; or (6) if its
26 container is composed, in whole or in part, of any poisonous or

1 deleterious substance which may render the contents injurious
2 to health; or (7) if it has been intentionally subjected to
3 radiation unless the use of the radiation was in conformity
4 with a regulation or exemption in effect pursuant to Section
5 13 of this Act or Section 409 of the Federal Act.

6 (b) (1) If any valuable constituent has been in whole or in
7 part omitted or abstracted therefrom; or (2) if any substance
8 has been substituted wholly or in part therefor; or (3) if
9 damage or inferiority has been concealed in any manner; or (4)
10 if any substance has been added thereto or mixed or packed
11 therewith so as to increase its bulk or weight or reduce its
12 quality or strength or make it appear better or of greater
13 value than it is.

14 (c) If it is confectionery, ice cream, or frozen dessert
15 and it bears or contains any alcohol; however, this subsection
16 shall not apply to any confectionery, ice cream, or frozen
17 dessert by reason of its containing less than 5% by volume of
18 alcohol.

19 (d) If it is or bears or contains any color additive which
20 is unsafe within the meaning of Section 706(a) of the Federal
21 Act.

22 (e) If its packaging or labeling is in violation of an
23 applicable regulation issued pursuant to Section 3, 4 or 5 of
24 the Illinois Poison Prevention Packaging Act.

25 (f) If it is an adulterated egg or egg product pursuant to
26 Section 3.1 of the "Illinois Egg and Egg Products Act".

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1 (Source: P.A. 85-179.)