

HB3383



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB3383

Introduced 2/18/2025, by Rep. Angelica Guerrero-Cuellar

SYNOPSIS AS INTRODUCED:

35 ILCS 143/10-100 new
35 ILCS 143/10-100.5 new

Amends the Tobacco Products Tax Act of 1995. Provides that no licensee under the Act or the licensee's agent or employee shall possess, sell, offer for sale, give away, barter, exchange, or otherwise furnish on the licensed premises any cannabinoid hemp products, or engage in an act of concealment of cannabinoid hemp products on any licensed premises, within an area designated as the Midway Residential Area. Provides that the Department of Revenue shall not issue any new tobacco retailers license or renew any existing tobacco retailers license for a tobacco retailer within the Midway Residential Area.

LRB104 11261 HLH 21345 b

A BILL FOR

1 AN ACT concerning revenue.

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

4 Section 5. The Tobacco Products Tax Act of 1995 is amended
5 by adding Sections 10-100 and 10-100.5 as follows:

6 (35 ILCS 143/10-100 new)

7 Sec. 10-100. Cannabinoid hemp products; prohibited areas.

8 (a) As used in this Section:

9 "Cannabinoid hemp product" means hemp or any product
10 manufactured or derived from hemp, including hemp derived
11 terpenes, in its final form, that is: (1) used for human
12 consumption, including by ingestion, inhalation, or otherwise;
13 and (2) capable of producing a psychoactive effect in a person
14 who consumes it. "Cannabinoid hemp product" shall not include
15 products intended for topical use.

16 "Concealment" means to deliberately hide to prevent or
17 evade discovery.

18 "Hemp" means the plant Cannabis sativa L. and any part of
19 such plant, including the seeds thereof and all derivatives,
20 extracts, cannabinoids, isomers, acids, salts, and salts of
21 isomers, whether growing or not, that is not cannabis
22 regulated under the Compassionate Use of Medical Cannabis
23 Program Act or the Cannabis Regulation and Tax Act.

1 "Licensed premises" means the premises or location
2 licensed or required to be licensed under this Act. The term
3 "licensed premises" includes (1) the building where the
4 licensed premises is located; (2) all grounds, areas, and
5 facilities on, in or immediately adjacent to the licensed
6 premises used by, or held out for use by, the licensee or their
7 agent or employee, including, but not limited to, the licensed
8 premises' parking facility; and (3) all vehicles used by the
9 licensee or his agent or employee to conduct the activity
10 licensed or required to be licensed under this Section.

11 "Midway Residential Area" means that portion of the City
12 of Chicago bounded as follows: Beginning at the intersection
13 of 65th Street and Harlem Avenue, thence north on Harlem
14 Avenue to Illinois Central Railroad, thence northeast along
15 the Illinois Central Railroad to 51st Street, thence east on
16 51st Street to Laramie Avenue, thence north on Laramie Avenue
17 to 50th Street, thence east on 50th Street to Cicero Avenue,
18 thence south on Cicero Avenue to 51st Street, thence east on
19 51st Street to Kolin Avenue, thence south on Kolin Avenue to
20 Archer Avenue, thence northeast on Archer Avenue to Kildare
21 Avenue, thence south on Kildare Avenue to 51st Street, thence
22 east on 51st Street to Harding Avenue, thence south on Harding
23 Avenue to the alley south of 51st Street, thence east on the
24 alley south of 51st Street to Lawndale Avenue, thence north on
25 Lawndale Avenue to 51st Street, thence east along 51st Street
26 extended east to the Grand Trunk Western Railroad, thence

1 south along the Grand Trunk Western Railroad to 59th Street,
2 thence east on 59th Street to Central Park Avenue, thence
3 south on Central Park Avenue to 65th Street, thence east on
4 65th Street to St. Louis Avenue, thence south on St. Louis
5 Avenue to Marquette Road, thence west on Marquette Road to the
6 Grand Trunk Western Railroad, thence south along the Grand
7 Trunk Railroad to a line extending west from the intersection
8 of 75th Street and Central Park Avenue, then west along such
9 line to Pulaski Road, thence north on Pulaski Road to 71st
10 Street, thence west on 71st Street as extended to Cicero
11 Avenue, thence north on Cicero Avenue to 65th Street, thence
12 west on 65th Street to Harlem Avenue.

13 (b) No licensee under this Act or the licensee's agent or
14 employee shall possess, sell, offer for sale, give away,
15 barter, exchange, or otherwise furnish on the licensed
16 premises any cannabinoid hemp products, or engage in an act of
17 concealment of cannabinoid hemp products on any licensed
18 premises, within the Midway Residential Area.

19 (c) Except as otherwise provided in this Act, any person
20 who violates any of the requirements of this Section or any
21 rule adopted under this Section shall be fined not less than
22 \$2,000 nor more than \$5,000 for each offense. Each day that a
23 violation continues shall constitute a separate and distinct
24 offense to which a separate fine shall apply.

25 (d) Any violation of this Section or any rule adopted
26 under this Section may result in license suspension or

1 revocation in accordance with the requirements of Section
2 10-25 or 10-50.

3 (35 ILCS 143/10-100.5 new)

4 Sec. 10-100.5. Prohibited locations; retail tobacco
5 dealers. The Department shall not issue any new tobacco
6 retailers license or renew any existing tobacco retailers
7 license for a tobacco retailer within the Midway Residential
8 Area, as defined in Section 10-100.