



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

SB0253

Introduced 1/22/2025, by Sen. Dan McConchie

#### SYNOPSIS AS INTRODUCED:

35 ILCS 105/3-10  
35 ILCS 110/3-10  
35 ILCS 115/3-10  
35 ILCS 120/2-10

Amends the Use Tax Act, the Service Use Tax Act, the Service Occupation Tax Act, and the Retailers' Occupation Tax Act. Provides that, beginning on July 1, 2025, the 1% rate of tax on modifications to a motor vehicle for the purpose of rendering the motor vehicle usable by a person with a disability applies to tangible personal property that is installed in or on a motor vehicle before, during, or after the purchase of the motor vehicle for the purpose of rendering the motor vehicle usable by a person with a disability. Provides that the 1% rate of tax on that property applies only if the tangible personal property is separately itemized on the bill or invoice for the sale of the motor vehicle or if the tangible personal property is purchased separately from the motor vehicle and is separately itemized on a bill or invoice. Effective immediately.

LRB104 06480 HLH 16516 b

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 Use Tax Act is amended by changing Section  
5 3-10 as follows:

6 (35 ILCS 105/3-10)

7 Sec. 3-10. Rate of tax. Unless otherwise provided in this  
8 Section, the tax imposed by this Act is at the rate of 6.25% of  
9 either the selling price or the fair market value, if any, of  
10 the tangible personal property, which, on and after January 1,  
11 2025, includes leases of tangible personal property. In all  
12 cases where property functionally used or consumed is the same  
13 as the property that was purchased at retail, then the tax is  
14 imposed on the selling price of the property. In all cases  
15 where property functionally used or consumed is a by-product  
16 or waste product that has been refined, manufactured, or  
17 produced from property purchased at retail, then the tax is  
18 imposed on the lower of the fair market value, if any, of the  
19 specific property so used in this State or on the selling price  
20 of the property purchased at retail. For purposes of this  
21 Section "fair market value" means the price at which property  
22 would change hands between a willing buyer and a willing  
23 seller, neither being under any compulsion to buy or sell and

1 both having reasonable knowledge of the relevant facts. The  
2 fair market value shall be established by Illinois sales by  
3 the taxpayer of the same property as that functionally used or  
4 consumed, or if there are no such sales by the taxpayer, then  
5 comparable sales or purchases of property of like kind and  
6 character in Illinois.

7 Beginning on July 1, 2000 and through December 31, 2000,  
8 with respect to motor fuel, as defined in Section 1.1 of the  
9 Motor Fuel Tax Law, and gasohol, as defined in Section 3-40 of  
10 the Use Tax Act, the tax is imposed at the rate of 1.25%.

11 Beginning on August 6, 2010 through August 15, 2010, and  
12 beginning again on August 5, 2022 through August 14, 2022,  
13 with respect to sales tax holiday items as defined in Section  
14 3-6 of this Act, the tax is imposed at the rate of 1.25%.

15 With respect to gasohol, the tax imposed by this Act  
16 applies to (i) 70% of the proceeds of sales made on or after  
17 January 1, 1990, and before July 1, 2003, (ii) 80% of the  
18 proceeds of sales made on or after July 1, 2003 and on or  
19 before July 1, 2017, (iii) 100% of the proceeds of sales made  
20 after July 1, 2017 and prior to January 1, 2024, (iv) 90% of  
21 the proceeds of sales made on or after January 1, 2024 and on  
22 or before December 31, 2028, and (v) 100% of the proceeds of  
23 sales made after December 31, 2028. If, at any time, however,  
24 the tax under this Act on sales of gasohol is imposed at the  
25 rate of 1.25%, then the tax imposed by this Act applies to 100%  
26 of the proceeds of sales of gasohol made during that time.

1           With respect to mid-range ethanol blends, the tax imposed  
2 by this Act applies to (i) 80% of the proceeds of sales made on  
3 or after January 1, 2024 and on or before December 31, 2028 and  
4 (ii) 100% of the proceeds of sales made thereafter. If, at any  
5 time, however, the tax under this Act on sales of mid-range  
6 ethanol blends is imposed at the rate of 1.25%, then the tax  
7 imposed by this Act applies to 100% of the proceeds of sales of  
8 mid-range ethanol blends made during that time.

9           With respect to majority blended ethanol fuel, the tax  
10 imposed by this Act does not apply to the proceeds of sales  
11 made on or after July 1, 2003 and on or before December 31,  
12 2028 but applies to 100% of the proceeds of sales made  
13 thereafter.

14           With respect to biodiesel blends with no less than 1% and  
15 no more than 10% biodiesel, the tax imposed by this Act applies  
16 to (i) 80% of the proceeds of sales made on or after July 1,  
17 2003 and on or before December 31, 2018 and (ii) 100% of the  
18 proceeds of sales made after December 31, 2018 and before  
19 January 1, 2024. On and after January 1, 2024 and on or before  
20 December 31, 2030, the taxation of biodiesel, renewable  
21 diesel, and biodiesel blends shall be as provided in Section  
22 3-5.1. If, at any time, however, the tax under this Act on  
23 sales of biodiesel blends with no less than 1% and no more than  
24 10% biodiesel is imposed at the rate of 1.25%, then the tax  
25 imposed by this Act applies to 100% of the proceeds of sales of  
26 biodiesel blends with no less than 1% and no more than 10%

1 biodiesel made during that time.

2 With respect to biodiesel and biodiesel blends with more  
3 than 10% but no more than 99% biodiesel, the tax imposed by  
4 this Act does not apply to the proceeds of sales made on or  
5 after July 1, 2003 and on or before December 31, 2023. On and  
6 after January 1, 2024 and on or before December 31, 2030, the  
7 taxation of biodiesel, renewable diesel, and biodiesel blends  
8 shall be as provided in Section 3-5.1.

9 Until July 1, 2022 and from July 1, 2023 through December  
10 31, 2025, with respect to food for human consumption that is to  
11 be consumed off the premises where it is sold (other than  
12 alcoholic beverages, food consisting of or infused with adult  
13 use cannabis, soft drinks, and food that has been prepared for  
14 immediate consumption), the tax is imposed at the rate of 1%.  
15 Beginning on July 1, 2022 and until July 1, 2023, with respect  
16 to food for human consumption that is to be consumed off the  
17 premises where it is sold (other than alcoholic beverages,  
18 food consisting of or infused with adult use cannabis, soft  
19 drinks, and food that has been prepared for immediate  
20 consumption), the tax is imposed at the rate of 0%. On and  
21 after January 1, 2026, food for human consumption that is to be  
22 consumed off the premises where it is sold (other than  
23 alcoholic beverages, food consisting of or infused with adult  
24 use cannabis, soft drinks, candy, and food that has been  
25 prepared for immediate consumption) is exempt from the tax  
26 imposed by this Act.

1 With respect to prescription and nonprescription  
2 medicines, drugs, medical appliances, products classified as  
3 Class III medical devices by the United States Food and Drug  
4 Administration that are used for cancer treatment pursuant to  
5 a prescription, as well as any accessories and components  
6 related to those devices, modifications to a motor vehicle for  
7 the purpose of rendering it usable by a person with a  
8 disability, and insulin, blood sugar testing materials,  
9 syringes, and needles used by human diabetics, the tax is  
10 imposed at the rate of 1%. Beginning on July 1, 2025, the 1%  
11 rate of tax on modifications to a motor vehicle for the purpose  
12 of rendering the motor vehicle usable by a person with a  
13 disability applies to tangible personal property that is  
14 installed in or on a motor vehicle before, during, or after the  
15 purchase of the motor vehicle for the purpose of rendering the  
16 motor vehicle usable by a person with a disability; however,  
17 that 1% rate of tax applies only if the tangible personal  
18 property is separately itemized on the bill or invoice for the  
19 sale of the motor vehicle or if the tangible personal property  
20 is purchased separately from the motor vehicle and is  
21 separately itemized on a bill or invoice. For the purposes of  
22 this Section, until September 1, 2009: the term "soft drinks"  
23 means any complete, finished, ready-to-use, non-alcoholic  
24 drink, whether carbonated or not, including, but not limited  
25 to, soda water, cola, fruit juice, vegetable juice, carbonated  
26 water, and all other preparations commonly known as soft

1 drinks of whatever kind or description that are contained in  
2 any closed or sealed bottle, can, carton, or container,  
3 regardless of size; but "soft drinks" does not include coffee,  
4 tea, non-carbonated water, infant formula, milk or milk  
5 products as defined in the Grade A Pasteurized Milk and Milk  
6 Products Act, or drinks containing 50% or more natural fruit  
7 or vegetable juice.

8 Notwithstanding any other provisions of this Act,  
9 beginning September 1, 2009, "soft drinks" means non-alcoholic  
10 beverages that contain natural or artificial sweeteners. "Soft  
11 drinks" does not include beverages that contain milk or milk  
12 products, soy, rice or similar milk substitutes, or greater  
13 than 50% of vegetable or fruit juice by volume.

14 Until August 1, 2009, and notwithstanding any other  
15 provisions of this Act, "food for human consumption that is to  
16 be consumed off the premises where it is sold" includes all  
17 food sold through a vending machine, except soft drinks and  
18 food products that are dispensed hot from a vending machine,  
19 regardless of the location of the vending machine. Beginning  
20 August 1, 2009, and notwithstanding any other provisions of  
21 this Act, "food for human consumption that is to be consumed  
22 off the premises where it is sold" includes all food sold  
23 through a vending machine, except soft drinks, candy, and food  
24 products that are dispensed hot from a vending machine,  
25 regardless of the location of the vending machine.

26 Notwithstanding any other provisions of this Act,

1 beginning September 1, 2009, "food for human consumption that  
2 is to be consumed off the premises where it is sold" does not  
3 include candy. For purposes of this Section, "candy" means a  
4 preparation of sugar, honey, or other natural or artificial  
5 sweeteners in combination with chocolate, fruits, nuts or  
6 other ingredients or flavorings in the form of bars, drops, or  
7 pieces. "Candy" does not include any preparation that contains  
8 flour or requires refrigeration.

9 Notwithstanding any other provisions of this Act,  
10 beginning September 1, 2009, "nonprescription medicines and  
11 drugs" does not include grooming and hygiene products. For  
12 purposes of this Section, "grooming and hygiene products"  
13 includes, but is not limited to, soaps and cleaning solutions,  
14 shampoo, toothpaste, mouthwash, antiperspirants, and sun tan  
15 lotions and screens, unless those products are available by  
16 prescription only, regardless of whether the products meet the  
17 definition of "over-the-counter-drugs". For the purposes of  
18 this paragraph, "over-the-counter-drug" means a drug for human  
19 use that contains a label that identifies the product as a drug  
20 as required by 21 CFR 201.66. The "over-the-counter-drug"  
21 label includes:

22 (A) a "Drug Facts" panel; or

23 (B) a statement of the "active ingredient(s)" with a  
24 list of those ingredients contained in the compound,  
25 substance or preparation.

26 Beginning on January 1, 2014 (the effective date of Public

1 Act 98-122), "prescription and nonprescription medicines and  
2 drugs" includes medical cannabis purchased from a registered  
3 dispensing organization under the Compassionate Use of Medical  
4 Cannabis Program Act.

5 As used in this Section, "adult use cannabis" means  
6 cannabis subject to tax under the Cannabis Cultivation  
7 Privilege Tax Law and the Cannabis Purchaser Excise Tax Law  
8 and does not include cannabis subject to tax under the  
9 Compassionate Use of Medical Cannabis Program Act.

10 If the property that is purchased at retail from a  
11 retailer is acquired outside Illinois and used outside  
12 Illinois before being brought to Illinois for use here and is  
13 taxable under this Act, the "selling price" on which the tax is  
14 computed shall be reduced by an amount that represents a  
15 reasonable allowance for depreciation for the period of prior  
16 out-of-state use. No depreciation is allowed in cases where  
17 the tax under this Act is imposed on lease receipts.

18 (Source: P.A. 102-4, eff. 4-27-21; 102-700, Article 20,  
19 Section 20-5, eff. 4-19-22; 102-700, Article 60, Section  
20 60-15, eff. 4-19-22; 102-700, Article 65, Section 65-5, eff.  
21 4-19-22; 103-9, eff. 6-7-23; 103-154, eff. 6-30-23; 103-592,  
22 eff. 1-1-25; 103-781, eff. 8-5-24; revised 11-26-24.)

23 Section 10. The Service Use Tax Act is amended by changing  
24 Section 3-10 as follows:

1 (35 ILCS 110/3-10)

2 Sec. 3-10. Rate of tax. Unless otherwise provided in this  
3 Section, the tax imposed by this Act is at the rate of 6.25% of  
4 the selling price of tangible personal property transferred,  
5 including, on and after January 1, 2025, transferred by lease,  
6 as an incident to the sale of service, but, for the purpose of  
7 computing this tax, in no event shall the selling price be less  
8 than the cost price of the property to the serviceman.

9 Beginning on July 1, 2000 and through December 31, 2000,  
10 with respect to motor fuel, as defined in Section 1.1 of the  
11 Motor Fuel Tax Law, and gasohol, as defined in Section 3-40 of  
12 the Use Tax Act, the tax is imposed at the rate of 1.25%.

13 With respect to gasohol, as defined in the Use Tax Act, the  
14 tax imposed by this Act applies to (i) 70% of the selling price  
15 of property transferred as an incident to the sale of service  
16 on or after January 1, 1990, and before July 1, 2003, (ii) 80%  
17 of the selling price of property transferred as an incident to  
18 the sale of service on or after July 1, 2003 and on or before  
19 July 1, 2017, (iii) 100% of the selling price of property  
20 transferred as an incident to the sale of service after July 1,  
21 2017 and before January 1, 2024, (iv) 90% of the selling price  
22 of property transferred as an incident to the sale of service  
23 on or after January 1, 2024 and on or before December 31, 2028,  
24 and (v) 100% of the selling price of property transferred as an  
25 incident to the sale of service after December 31, 2028. If, at  
26 any time, however, the tax under this Act on sales of gasohol,

1 as defined in the Use Tax Act, is imposed at the rate of 1.25%,  
2 then the tax imposed by this Act applies to 100% of the  
3 proceeds of sales of gasohol made during that time.

4 With respect to mid-range ethanol blends, as defined in  
5 Section 3-44.3 of the Use Tax Act, the tax imposed by this Act  
6 applies to (i) 80% of the selling price of property  
7 transferred as an incident to the sale of service on or after  
8 January 1, 2024 and on or before December 31, 2028 and (ii)  
9 100% of the selling price of property transferred as an  
10 incident to the sale of service after December 31, 2028. If, at  
11 any time, however, the tax under this Act on sales of mid-range  
12 ethanol blends is imposed at the rate of 1.25%, then the tax  
13 imposed by this Act applies to 100% of the selling price of  
14 mid-range ethanol blends transferred as an incident to the  
15 sale of service during that time.

16 With respect to majority blended ethanol fuel, as defined  
17 in the Use Tax Act, the tax imposed by this Act does not apply  
18 to the selling price of property transferred as an incident to  
19 the sale of service on or after July 1, 2003 and on or before  
20 December 31, 2028 but applies to 100% of the selling price  
21 thereafter.

22 With respect to biodiesel blends, as defined in the Use  
23 Tax Act, with no less than 1% and no more than 10% biodiesel,  
24 the tax imposed by this Act applies to (i) 80% of the selling  
25 price of property transferred as an incident to the sale of  
26 service on or after July 1, 2003 and on or before December 31,

1 2018 and (ii) 100% of the proceeds of the selling price after  
2 December 31, 2018 and before January 1, 2024. On and after  
3 January 1, 2024 and on or before December 31, 2030, the  
4 taxation of biodiesel, renewable diesel, and biodiesel blends  
5 shall be as provided in Section 3-5.1 of the Use Tax Act. If,  
6 at any time, however, the tax under this Act on sales of  
7 biodiesel blends, as defined in the Use Tax Act, with no less  
8 than 1% and no more than 10% biodiesel is imposed at the rate  
9 of 1.25%, then the tax imposed by this Act applies to 100% of  
10 the proceeds of sales of biodiesel blends with no less than 1%  
11 and no more than 10% biodiesel made during that time.

12 With respect to biodiesel, as defined in the Use Tax Act,  
13 and biodiesel blends, as defined in the Use Tax Act, with more  
14 than 10% but no more than 99% biodiesel, the tax imposed by  
15 this Act does not apply to the proceeds of the selling price of  
16 property transferred as an incident to the sale of service on  
17 or after July 1, 2003 and on or before December 31, 2023. On  
18 and after January 1, 2024 and on or before December 31, 2030,  
19 the taxation of biodiesel, renewable diesel, and biodiesel  
20 blends shall be as provided in Section 3-5.1 of the Use Tax  
21 Act.

22 At the election of any registered serviceman made for each  
23 fiscal year, sales of service in which the aggregate annual  
24 cost price of tangible personal property transferred as an  
25 incident to the sales of service is less than 35%, or 75% in  
26 the case of servicemen transferring prescription drugs or

1 servicemen engaged in graphic arts production, of the  
2 aggregate annual total gross receipts from all sales of  
3 service, the tax imposed by this Act shall be based on the  
4 serviceman's cost price of the tangible personal property  
5 transferred as an incident to the sale of those services.

6       Until July 1, 2022 and from July 1, 2023 through December  
7 31, 2025, the tax shall be imposed at the rate of 1% on food  
8 prepared for immediate consumption and transferred incident to  
9 a sale of service subject to this Act or the Service Occupation  
10 Tax Act by an entity licensed under the Hospital Licensing  
11 Act, the Nursing Home Care Act, the Assisted Living and Shared  
12 Housing Act, the ID/DD Community Care Act, the MC/DD Act, the  
13 Specialized Mental Health Rehabilitation Act of 2013, or the  
14 Child Care Act of 1969, or an entity that holds a permit issued  
15 pursuant to the Life Care Facilities Act. Until July 1, 2022  
16 and from July 1, 2023 through December 31, 2025, the tax shall  
17 also be imposed at the rate of 1% on food for human consumption  
18 that is to be consumed off the premises where it is sold (other  
19 than alcoholic beverages, food consisting of or infused with  
20 adult use cannabis, soft drinks, and food that has been  
21 prepared for immediate consumption and is not otherwise  
22 included in this paragraph).

23       Beginning on July 1, 2022 and until July 1, 2023, the tax  
24 shall be imposed at the rate of 0% on food prepared for  
25 immediate consumption and transferred incident to a sale of  
26 service subject to this Act or the Service Occupation Tax Act

1 by an entity licensed under the Hospital Licensing Act, the  
2 Nursing Home Care Act, the Assisted Living and Shared Housing  
3 Act, the ID/DD Community Care Act, the MC/DD Act, the  
4 Specialized Mental Health Rehabilitation Act of 2013, or the  
5 Child Care Act of 1969, or an entity that holds a permit issued  
6 pursuant to the Life Care Facilities Act. Beginning on July 1,  
7 2022 and until July 1, 2023, the tax shall also be imposed at  
8 the rate of 0% on food for human consumption that is to be  
9 consumed off the premises where it is sold (other than  
10 alcoholic beverages, food consisting of or infused with adult  
11 use cannabis, soft drinks, and food that has been prepared for  
12 immediate consumption and is not otherwise included in this  
13 paragraph).

14 On and ~~an~~ after January 1, 2026, food prepared for  
15 immediate consumption and transferred incident to a sale of  
16 service subject to this Act or the Service Occupation Tax Act  
17 by an entity licensed under the Hospital Licensing Act, the  
18 Nursing Home Care Act, the Assisted Living and Shared Housing  
19 Act, the ID/DD Community Care Act, the MC/DD Act, the  
20 Specialized Mental Health Rehabilitation Act of 2013, or the  
21 Child Care Act of 1969, or by an entity that holds a permit  
22 issued pursuant to the Life Care Facilities Act is exempt from  
23 the tax under this Act. On and after January 1, 2026, food for  
24 human consumption that is to be consumed off the premises  
25 where it is sold (other than alcoholic beverages, food  
26 consisting of or infused with adult use cannabis, soft drinks,

1 candy, and food that has been prepared for immediate  
2 consumption and is not otherwise included in this paragraph)  
3 is exempt from the tax under this Act.

4 The tax shall be imposed at the rate of 1% on prescription  
5 and nonprescription medicines, drugs, medical appliances,  
6 products classified as Class III medical devices by the United  
7 States Food and Drug Administration that are used for cancer  
8 treatment pursuant to a prescription, as well as any  
9 accessories and components related to those devices,  
10 modifications to a motor vehicle for the purpose of rendering  
11 it usable by a person with a disability, and insulin, blood  
12 sugar testing materials, syringes, and needles used by human  
13 diabetics. Beginning on July 1, 2025, the 1% rate of tax on  
14 modifications to a motor vehicle for the purpose of rendering  
15 the motor vehicle usable by a person with a disability applies  
16 to tangible personal property that is installed in or on a  
17 motor vehicle before, during, or after the purchase of the  
18 motor vehicle for the purpose of rendering the motor vehicle  
19 usable by a person with a disability; however, that 1% rate of  
20 tax applies only if the tangible personal property is  
21 separately itemized on the bill or invoice for the sale of the  
22 motor vehicle or if the tangible personal property is  
23 purchased separately from the motor vehicle and is separately  
24 itemized on a bill or invoice. For the purposes of this  
25 Section, until September 1, 2009: the term "soft drinks" means  
26 any complete, finished, ready-to-use, non-alcoholic drink,

1 whether carbonated or not, including, but not limited to, soda  
2 water, cola, fruit juice, vegetable juice, carbonated water,  
3 and all other preparations commonly known as soft drinks of  
4 whatever kind or description that are contained in any closed  
5 or sealed bottle, can, carton, or container, regardless of  
6 size; but "soft drinks" does not include coffee, tea,  
7 non-carbonated water, infant formula, milk or milk products as  
8 defined in the Grade A Pasteurized Milk and Milk Products Act,  
9 or drinks containing 50% or more natural fruit or vegetable  
10 juice.

11 Notwithstanding any other provisions of this Act,  
12 beginning September 1, 2009, "soft drinks" means non-alcoholic  
13 beverages that contain natural or artificial sweeteners. "Soft  
14 drinks" does not include beverages that contain milk or milk  
15 products, soy, rice or similar milk substitutes, or greater  
16 than 50% of vegetable or fruit juice by volume.

17 Until August 1, 2009, and notwithstanding any other  
18 provisions of this Act, "food for human consumption that is to  
19 be consumed off the premises where it is sold" includes all  
20 food sold through a vending machine, except soft drinks and  
21 food products that are dispensed hot from a vending machine,  
22 regardless of the location of the vending machine. Beginning  
23 August 1, 2009, and notwithstanding any other provisions of  
24 this Act, "food for human consumption that is to be consumed  
25 off the premises where it is sold" includes all food sold  
26 through a vending machine, except soft drinks, candy, and food

1 products that are dispensed hot from a vending machine,  
2 regardless of the location of the vending machine.

3 Notwithstanding any other provisions of this Act,  
4 beginning September 1, 2009, "food for human consumption that  
5 is to be consumed off the premises where it is sold" does not  
6 include candy. For purposes of this Section, "candy" means a  
7 preparation of sugar, honey, or other natural or artificial  
8 sweeteners in combination with chocolate, fruits, nuts or  
9 other ingredients or flavorings in the form of bars, drops, or  
10 pieces. "Candy" does not include any preparation that contains  
11 flour or requires refrigeration.

12 Notwithstanding any other provisions of this Act,  
13 beginning September 1, 2009, "nonprescription medicines and  
14 drugs" does not include grooming and hygiene products. For  
15 purposes of this Section, "grooming and hygiene products"  
16 includes, but is not limited to, soaps and cleaning solutions,  
17 shampoo, toothpaste, mouthwash, antiperspirants, and sun tan  
18 lotions and screens, unless those products are available by  
19 prescription only, regardless of whether the products meet the  
20 definition of "over-the-counter-drugs". For the purposes of  
21 this paragraph, "over-the-counter-drug" means a drug for human  
22 use that contains a label that identifies the product as a drug  
23 as required by 21 CFR 201.66. The "over-the-counter-drug"  
24 label includes:

25 (A) a "Drug Facts" panel; or

26 (B) a statement of the "active ingredient(s)" with a

1 list of those ingredients contained in the compound,  
2 substance or preparation.

3 Beginning on January 1, 2014 (the effective date of Public  
4 Act 98-122), "prescription and nonprescription medicines and  
5 drugs" includes medical cannabis purchased from a registered  
6 dispensing organization under the Compassionate Use of Medical  
7 Cannabis Program Act.

8 As used in this Section, "adult use cannabis" means  
9 cannabis subject to tax under the Cannabis Cultivation  
10 Privilege Tax Law and the Cannabis Purchaser Excise Tax Law  
11 and does not include cannabis subject to tax under the  
12 Compassionate Use of Medical Cannabis Program Act.

13 If the property that is acquired from a serviceman is  
14 acquired outside Illinois and used outside Illinois before  
15 being brought to Illinois for use here and is taxable under  
16 this Act, the "selling price" on which the tax is computed  
17 shall be reduced by an amount that represents a reasonable  
18 allowance for depreciation for the period of prior  
19 out-of-state use. No depreciation is allowed in cases where  
20 the tax under this Act is imposed on lease receipts.

21 (Source: P.A. 102-4, eff. 4-27-21; 102-16, eff. 6-17-21;  
22 102-700, Article 20, Section 20-10, eff. 4-19-22; 102-700,  
23 Article 60, Section 60-20, eff. 4-19-22; 103-9, eff. 6-7-23;  
24 103-154, eff. 6-30-23; 103-592, eff. 1-1-25; 103-781, eff.  
25 8-5-24; revised 11-26-24.)

1           Section 15. The Service Occupation Tax Act is amended by  
2 changing Section 3-10 as follows:

3           (35 ILCS 115/3-10)

4           Sec. 3-10. Rate of tax. Unless otherwise provided in this  
5 Section, the tax imposed by this Act is at the rate of 6.25% of  
6 the "selling price", as defined in Section 2 of the Service Use  
7 Tax Act, of the tangible personal property, including, on and  
8 after January 1, 2025, tangible personal property transferred  
9 by lease. For the purpose of computing this tax, in no event  
10 shall the "selling price" be less than the cost price to the  
11 serviceman of the tangible personal property transferred. The  
12 selling price of each item of tangible personal property  
13 transferred as an incident of a sale of service may be shown as  
14 a distinct and separate item on the serviceman's billing to  
15 the service customer. If the selling price is not so shown, the  
16 selling price of the tangible personal property is deemed to  
17 be 50% of the serviceman's entire billing to the service  
18 customer. When, however, a serviceman contracts to design,  
19 develop, and produce special order machinery or equipment, the  
20 tax imposed by this Act shall be based on the serviceman's cost  
21 price of the tangible personal property transferred incident  
22 to the completion of the contract.

23           Beginning on July 1, 2000 and through December 31, 2000,  
24 with respect to motor fuel, as defined in Section 1.1 of the  
25 Motor Fuel Tax Law, and gasohol, as defined in Section 3-40 of

1 the Use Tax Act, the tax is imposed at the rate of 1.25%.

2 With respect to gasohol, as defined in the Use Tax Act, the  
3 tax imposed by this Act shall apply to (i) 70% of the cost  
4 price of property transferred as an incident to the sale of  
5 service on or after January 1, 1990, and before July 1, 2003,  
6 (ii) 80% of the selling price of property transferred as an  
7 incident to the sale of service on or after July 1, 2003 and on  
8 or before July 1, 2017, (iii) 100% of the selling price of  
9 property transferred as an incident to the sale of service  
10 after July 1, 2017 and prior to January 1, 2024, (iv) 90% of  
11 the selling price of property transferred as an incident to  
12 the sale of service on or after January 1, 2024 and on or  
13 before December 31, 2028, and (v) 100% of the selling price of  
14 property transferred as an incident to the sale of service  
15 after December 31, 2028. If, at any time, however, the tax  
16 under this Act on sales of gasohol, as defined in the Use Tax  
17 Act, is imposed at the rate of 1.25%, then the tax imposed by  
18 this Act applies to 100% of the proceeds of sales of gasohol  
19 made during that time.

20 With respect to mid-range ethanol blends, as defined in  
21 Section 3-44.3 of the Use Tax Act, the tax imposed by this Act  
22 applies to (i) 80% of the selling price of property  
23 transferred as an incident to the sale of service on or after  
24 January 1, 2024 and on or before December 31, 2028 and (ii)  
25 100% of the selling price of property transferred as an  
26 incident to the sale of service after December 31, 2028. If, at

1 any time, however, the tax under this Act on sales of mid-range  
2 ethanol blends is imposed at the rate of 1.25%, then the tax  
3 imposed by this Act applies to 100% of the selling price of  
4 mid-range ethanol blends transferred as an incident to the  
5 sale of service during that time.

6 With respect to majority blended ethanol fuel, as defined  
7 in the Use Tax Act, the tax imposed by this Act does not apply  
8 to the selling price of property transferred as an incident to  
9 the sale of service on or after July 1, 2003 and on or before  
10 December 31, 2028 but applies to 100% of the selling price  
11 thereafter.

12 With respect to biodiesel blends, as defined in the Use  
13 Tax Act, with no less than 1% and no more than 10% biodiesel,  
14 the tax imposed by this Act applies to (i) 80% of the selling  
15 price of property transferred as an incident to the sale of  
16 service on or after July 1, 2003 and on or before December 31,  
17 2018 and (ii) 100% of the proceeds of the selling price after  
18 December 31, 2018 and before January 1, 2024. On and after  
19 January 1, 2024 and on or before December 31, 2030, the  
20 taxation of biodiesel, renewable diesel, and biodiesel blends  
21 shall be as provided in Section 3-5.1 of the Use Tax Act. If,  
22 at any time, however, the tax under this Act on sales of  
23 biodiesel blends, as defined in the Use Tax Act, with no less  
24 than 1% and no more than 10% biodiesel is imposed at the rate  
25 of 1.25%, then the tax imposed by this Act applies to 100% of  
26 the proceeds of sales of biodiesel blends with no less than 1%

1 and no more than 10% biodiesel made during that time.

2 With respect to biodiesel, as defined in the Use Tax Act,  
3 and biodiesel blends, as defined in the Use Tax Act, with more  
4 than 10% but no more than 99% biodiesel material, the tax  
5 imposed by this Act does not apply to the proceeds of the  
6 selling price of property transferred as an incident to the  
7 sale of service on or after July 1, 2003 and on or before  
8 December 31, 2023. On and after January 1, 2024 and on or  
9 before December 31, 2030, the taxation of biodiesel, renewable  
10 diesel, and biodiesel blends shall be as provided in Section  
11 3-5.1 of the Use Tax Act.

12 At the election of any registered serviceman made for each  
13 fiscal year, sales of service in which the aggregate annual  
14 cost price of tangible personal property transferred as an  
15 incident to the sales of service is less than 35%, or 75% in  
16 the case of servicemen transferring prescription drugs or  
17 servicemen engaged in graphic arts production, of the  
18 aggregate annual total gross receipts from all sales of  
19 service, the tax imposed by this Act shall be based on the  
20 serviceman's cost price of the tangible personal property  
21 transferred incident to the sale of those services.

22 Until July 1, 2022 and from July 1, 2023 through December  
23 31, 2025, the tax shall be imposed at the rate of 1% on food  
24 prepared for immediate consumption and transferred incident to  
25 a sale of service subject to this Act or the Service Use Tax  
26 Act by an entity licensed under the Hospital Licensing Act,

1 the Nursing Home Care Act, the Assisted Living and Shared  
2 Housing Act, the ID/DD Community Care Act, the MC/DD Act, the  
3 Specialized Mental Health Rehabilitation Act of 2013, or the  
4 Child Care Act of 1969, or an entity that holds a permit issued  
5 pursuant to the Life Care Facilities Act. Until July 1, 2022  
6 and from July 1, 2023 through December 31, 2025, the tax shall  
7 also be imposed at the rate of 1% on food for human consumption  
8 that is to be consumed off the premises where it is sold (other  
9 than alcoholic beverages, food consisting of or infused with  
10 adult use cannabis, soft drinks, and food that has been  
11 prepared for immediate consumption and is not otherwise  
12 included in this paragraph).

13 Beginning on July 1, 2022 and until July 1, 2023, the tax  
14 shall be imposed at the rate of 0% on food prepared for  
15 immediate consumption and transferred incident to a sale of  
16 service subject to this Act or the Service Use Tax Act by an  
17 entity licensed under the Hospital Licensing Act, the Nursing  
18 Home Care Act, the Assisted Living and Shared Housing Act, the  
19 ID/DD Community Care Act, the MC/DD Act, the Specialized  
20 Mental Health Rehabilitation Act of 2013, or the Child Care  
21 Act of 1969, or an entity that holds a permit issued pursuant  
22 to the Life Care Facilities Act. Beginning July 1, 2022 and  
23 until July 1, 2023, the tax shall also be imposed at the rate  
24 of 0% on food for human consumption that is to be consumed off  
25 the premises where it is sold (other than alcoholic beverages,  
26 food consisting of or infused with adult use cannabis, soft

1 drinks, and food that has been prepared for immediate  
2 consumption and is not otherwise included in this paragraph).

3 On and after January 1, 2026, food prepared for immediate  
4 consumption and transferred incident to a sale of service  
5 subject to this Act or the Service Use Tax Act by an entity  
6 licensed under the Hospital Licensing Act, the Nursing Home  
7 Care Act, the Assisted Living and Shared Housing Act, the  
8 ID/DD Community Care Act, the MC/DD Act, the Specialized  
9 Mental Health Rehabilitation Act of 2013, or the Child Care  
10 Act of 1969, or an entity that holds a permit issued pursuant  
11 to the Life Care Facilities Act is exempt from the tax imposed  
12 by this Act. On and after January 1, 2026, food for human  
13 consumption that is to be consumed off the premises where it is  
14 sold (other than alcoholic beverages, food consisting of or  
15 infused with adult use cannabis, soft drinks, candy, and food  
16 that has been prepared for immediate consumption and is not  
17 otherwise included in this paragraph) is exempt from the tax  
18 imposed by this Act.

19 The tax shall be imposed at the rate of 1% on prescription  
20 and nonprescription medicines, drugs, medical appliances,  
21 products classified as Class III medical devices by the United  
22 States Food and Drug Administration that are used for cancer  
23 treatment pursuant to a prescription, as well as any  
24 accessories and components related to those devices,  
25 modifications to a motor vehicle for the purpose of rendering  
26 it usable by a person with a disability, and insulin, blood

1 sugar testing materials, syringes, and needles used by human  
2 diabetics. Beginning on July 1, 2025, the 1% rate of tax on  
3 modifications to a motor vehicle for the purpose of rendering  
4 the motor vehicle usable by a person with a disability applies  
5 to tangible personal property that is installed in or on a  
6 motor vehicle before, during, or after the purchase of the  
7 motor vehicle for the purpose of rendering the motor vehicle  
8 usable by a person with a disability; however, that 1% rate of  
9 tax applies only if the tangible personal property is  
10 separately itemized on the bill or invoice for the sale of the  
11 motor vehicle or if the tangible personal property is  
12 purchased separately from the motor vehicle and is separately  
13 itemized on a bill or invoice. For the purposes of this  
14 Section, until September 1, 2009: the term "soft drinks" means  
15 any complete, finished, ready-to-use, non-alcoholic drink,  
16 whether carbonated or not, including, but not limited to, soda  
17 water, cola, fruit juice, vegetable juice, carbonated water,  
18 and all other preparations commonly known as soft drinks of  
19 whatever kind or description that are contained in any closed  
20 or sealed can, carton, or container, regardless of size; but  
21 "soft drinks" does not include coffee, tea, non-carbonated  
22 water, infant formula, milk or milk products as defined in the  
23 Grade A Pasteurized Milk and Milk Products Act, or drinks  
24 containing 50% or more natural fruit or vegetable juice.

25 Notwithstanding any other provisions of this Act,  
26 beginning September 1, 2009, "soft drinks" means non-alcoholic

1 beverages that contain natural or artificial sweeteners. "Soft  
2 drinks" does not include beverages that contain milk or milk  
3 products, soy, rice or similar milk substitutes, or greater  
4 than 50% of vegetable or fruit juice by volume.

5       Until August 1, 2009, and notwithstanding any other  
6 provisions of this Act, "food for human consumption that is to  
7 be consumed off the premises where it is sold" includes all  
8 food sold through a vending machine, except soft drinks and  
9 food products that are dispensed hot from a vending machine,  
10 regardless of the location of the vending machine. Beginning  
11 August 1, 2009, and notwithstanding any other provisions of  
12 this Act, "food for human consumption that is to be consumed  
13 off the premises where it is sold" includes all food sold  
14 through a vending machine, except soft drinks, candy, and food  
15 products that are dispensed hot from a vending machine,  
16 regardless of the location of the vending machine.

17       Notwithstanding any other provisions of this Act,  
18 beginning September 1, 2009, "food for human consumption that  
19 is to be consumed off the premises where it is sold" does not  
20 include candy. For purposes of this Section, "candy" means a  
21 preparation of sugar, honey, or other natural or artificial  
22 sweeteners in combination with chocolate, fruits, nuts or  
23 other ingredients or flavorings in the form of bars, drops, or  
24 pieces. "Candy" does not include any preparation that contains  
25 flour or requires refrigeration.

26       Notwithstanding any other provisions of this Act,

1 beginning September 1, 2009, "nonprescription medicines and  
2 drugs" does not include grooming and hygiene products. For  
3 purposes of this Section, "grooming and hygiene products"  
4 includes, but is not limited to, soaps and cleaning solutions,  
5 shampoo, toothpaste, mouthwash, antiperspirants, and sun tan  
6 lotions and screens, unless those products are available by  
7 prescription only, regardless of whether the products meet the  
8 definition of "over-the-counter-drugs". For the purposes of  
9 this paragraph, "over-the-counter-drug" means a drug for human  
10 use that contains a label that identifies the product as a drug  
11 as required by 21 CFR 201.66. The "over-the-counter-drug"  
12 label includes:

13 (A) a "Drug Facts" panel; or

14 (B) a statement of the "active ingredient(s)" with a  
15 list of those ingredients contained in the compound,  
16 substance or preparation.

17 Beginning on January 1, 2014 (the effective date of Public  
18 Act 98-122), "prescription and nonprescription medicines and  
19 drugs" includes medical cannabis purchased from a registered  
20 dispensing organization under the Compassionate Use of Medical  
21 Cannabis Program Act.

22 As used in this Section, "adult use cannabis" means  
23 cannabis subject to tax under the Cannabis Cultivation  
24 Privilege Tax Law and the Cannabis Purchaser Excise Tax Law  
25 and does not include cannabis subject to tax under the  
26 Compassionate Use of Medical Cannabis Program Act.

1 (Source: P.A. 102-4, eff. 4-27-21; 102-16, eff. 6-17-21;  
2 102-700, Article 20, Section 20-15, eff. 4-19-22; 102-700,  
3 Article 60, Section 60-25, eff. 4-19-22; 103-9, eff. 6-7-23;  
4 103-154, eff. 6-30-23; 103-592, eff. 1-1-25; 103-781, eff.  
5 8-5-24; revised 11-26-24.)

6 Section 20. The Retailers' Occupation Tax Act is amended  
7 by changing Section 2-10 as follows:

8 (35 ILCS 120/2-10)

9 Sec. 2-10. Rate of tax. Unless otherwise provided in this  
10 Section, the tax imposed by this Act is at the rate of 6.25% of  
11 gross receipts from sales, which, on and after January 1,  
12 2025, includes leases, of tangible personal property made in  
13 the course of business.

14 Beginning on July 1, 2000 and through December 31, 2000,  
15 with respect to motor fuel, as defined in Section 1.1 of the  
16 Motor Fuel Tax Law, and gasohol, as defined in Section 3-40 of  
17 the Use Tax Act, the tax is imposed at the rate of 1.25%.

18 Beginning on August 6, 2010 through August 15, 2010, and  
19 beginning again on August 5, 2022 through August 14, 2022,  
20 with respect to sales tax holiday items as defined in Section  
21 2-8 of this Act, the tax is imposed at the rate of 1.25%.

22 Within 14 days after July 1, 2000 (the effective date of  
23 Public Act 91-872), each retailer of motor fuel and gasohol  
24 shall cause the following notice to be posted in a prominently

1 visible place on each retail dispensing device that is used to  
2 dispense motor fuel or gasohol in the State of Illinois: "As of  
3 July 1, 2000, the State of Illinois has eliminated the State's  
4 share of sales tax on motor fuel and gasohol through December  
5 31, 2000. The price on this pump should reflect the  
6 elimination of the tax." The notice shall be printed in bold  
7 print on a sign that is no smaller than 4 inches by 8 inches.  
8 The sign shall be clearly visible to customers. Any retailer  
9 who fails to post or maintain a required sign through December  
10 31, 2000 is guilty of a petty offense for which the fine shall  
11 be \$500 per day per each retail premises where a violation  
12 occurs.

13 With respect to gasohol, as defined in the Use Tax Act, the  
14 tax imposed by this Act applies to (i) 70% of the proceeds of  
15 sales made on or after January 1, 1990, and before July 1,  
16 2003, (ii) 80% of the proceeds of sales made on or after July  
17 1, 2003 and on or before July 1, 2017, (iii) 100% of the  
18 proceeds of sales made after July 1, 2017 and prior to January  
19 1, 2024, (iv) 90% of the proceeds of sales made on or after  
20 January 1, 2024 and on or before December 31, 2028, and (v)  
21 100% of the proceeds of sales made after December 31, 2028. If,  
22 at any time, however, the tax under this Act on sales of  
23 gasohol, as defined in the Use Tax Act, is imposed at the rate  
24 of 1.25%, then the tax imposed by this Act applies to 100% of  
25 the proceeds of sales of gasohol made during that time.

26 With respect to mid-range ethanol blends, as defined in

1 Section 3-44.3 of the Use Tax Act, the tax imposed by this Act  
2 applies to (i) 80% of the proceeds of sales made on or after  
3 January 1, 2024 and on or before December 31, 2028 and (ii)  
4 100% of the proceeds of sales made after December 31, 2028. If,  
5 at any time, however, the tax under this Act on sales of  
6 mid-range ethanol blends is imposed at the rate of 1.25%, then  
7 the tax imposed by this Act applies to 100% of the proceeds of  
8 sales of mid-range ethanol blends made during that time.

9 With respect to majority blended ethanol fuel, as defined  
10 in the Use Tax Act, the tax imposed by this Act does not apply  
11 to the proceeds of sales made on or after July 1, 2003 and on  
12 or before December 31, 2028 but applies to 100% of the proceeds  
13 of sales made thereafter.

14 With respect to biodiesel blends, as defined in the Use  
15 Tax Act, with no less than 1% and no more than 10% biodiesel,  
16 the tax imposed by this Act applies to (i) 80% of the proceeds  
17 of sales made on or after July 1, 2003 and on or before  
18 December 31, 2018 and (ii) 100% of the proceeds of sales made  
19 after December 31, 2018 and before January 1, 2024. On and  
20 after January 1, 2024 and on or before December 31, 2030, the  
21 taxation of biodiesel, renewable diesel, and biodiesel blends  
22 shall be as provided in Section 3-5.1 of the Use Tax Act. If,  
23 at any time, however, the tax under this Act on sales of  
24 biodiesel blends, as defined in the Use Tax Act, with no less  
25 than 1% and no more than 10% biodiesel is imposed at the rate  
26 of 1.25%, then the tax imposed by this Act applies to 100% of

1 the proceeds of sales of biodiesel blends with no less than 1%  
2 and no more than 10% biodiesel made during that time.

3 With respect to biodiesel, as defined in the Use Tax Act,  
4 and biodiesel blends, as defined in the Use Tax Act, with more  
5 than 10% but no more than 99% biodiesel, the tax imposed by  
6 this Act does not apply to the proceeds of sales made on or  
7 after July 1, 2003 and on or before December 31, 2023. On and  
8 after January 1, 2024 and on or before December 31, 2030, the  
9 taxation of biodiesel, renewable diesel, and biodiesel blends  
10 shall be as provided in Section 3-5.1 of the Use Tax Act.

11 Until July 1, 2022 and from July 1, 2023 through December  
12 31, 2025, with respect to food for human consumption that is to  
13 be consumed off the premises where it is sold (other than  
14 alcoholic beverages, food consisting of or infused with adult  
15 use cannabis, soft drinks, and food that has been prepared for  
16 immediate consumption), the tax is imposed at the rate of 1%.  
17 Beginning July 1, 2022 and until July 1, 2023, with respect to  
18 food for human consumption that is to be consumed off the  
19 premises where it is sold (other than alcoholic beverages,  
20 food consisting of or infused with adult use cannabis, soft  
21 drinks, and food that has been prepared for immediate  
22 consumption), the tax is imposed at the rate of 0%. On and  
23 after January 1, 2026, food for human consumption that is to be  
24 consumed off the premises where it is sold (other than  
25 alcoholic beverages, food consisting of or infused with adult  
26 use cannabis, soft drinks, candy, and food that has been

1 prepared for immediate consumption) is exempt from the tax  
2 imposed by this Act.

3 With respect to prescription and nonprescription  
4 medicines, drugs, medical appliances, products classified as  
5 Class III medical devices by the United States Food and Drug  
6 Administration that are used for cancer treatment pursuant to  
7 a prescription, as well as any accessories and components  
8 related to those devices, modifications to a motor vehicle for  
9 the purpose of rendering it usable by a person with a  
10 disability, and insulin, blood sugar testing materials,  
11 syringes, and needles used by human diabetics, the tax is  
12 imposed at the rate of 1%. Beginning on July 1, 2025, the 1%  
13 rate of tax on modifications to a motor vehicle for the purpose  
14 of rendering the motor vehicle usable by a person with a  
15 disability applies to tangible personal property that is  
16 installed in or on a motor vehicle before, during, or after the  
17 purchase of the motor vehicle for the purpose of rendering the  
18 motor vehicle usable by a person with a disability; however,  
19 that 1% rate of tax applies only if the tangible personal  
20 property is separately itemized on the bill or invoice for the  
21 sale of the motor vehicle or if the tangible personal property  
22 is purchased separately from the motor vehicle and is  
23 separately itemized on a bill or invoice. For the purposes of  
24 this Section, until September 1, 2009: the term "soft drinks"  
25 means any complete, finished, ready-to-use, non-alcoholic  
26 drink, whether carbonated or not, including, but not limited

1 to, soda water, cola, fruit juice, vegetable juice, carbonated  
2 water, and all other preparations commonly known as soft  
3 drinks of whatever kind or description that are contained in  
4 any closed or sealed bottle, can, carton, or container,  
5 regardless of size; but "soft drinks" does not include coffee,  
6 tea, non-carbonated water, infant formula, milk or milk  
7 products as defined in the Grade A Pasteurized Milk and Milk  
8 Products Act, or drinks containing 50% or more natural fruit  
9 or vegetable juice.

10 Notwithstanding any other provisions of this Act,  
11 beginning September 1, 2009, "soft drinks" means non-alcoholic  
12 beverages that contain natural or artificial sweeteners. "Soft  
13 drinks" does not include beverages that contain milk or milk  
14 products, soy, rice or similar milk substitutes, or greater  
15 than 50% of vegetable or fruit juice by volume.

16 Until August 1, 2009, and notwithstanding any other  
17 provisions of this Act, "food for human consumption that is to  
18 be consumed off the premises where it is sold" includes all  
19 food sold through a vending machine, except soft drinks and  
20 food products that are dispensed hot from a vending machine,  
21 regardless of the location of the vending machine. Beginning  
22 August 1, 2009, and notwithstanding any other provisions of  
23 this Act, "food for human consumption that is to be consumed  
24 off the premises where it is sold" includes all food sold  
25 through a vending machine, except soft drinks, candy, and food  
26 products that are dispensed hot from a vending machine,

1 regardless of the location of the vending machine.

2 Notwithstanding any other provisions of this Act,  
3 beginning September 1, 2009, "food for human consumption that  
4 is to be consumed off the premises where it is sold" does not  
5 include candy. For purposes of this Section, "candy" means a  
6 preparation of sugar, honey, or other natural or artificial  
7 sweeteners in combination with chocolate, fruits, nuts or  
8 other ingredients or flavorings in the form of bars, drops, or  
9 pieces. "Candy" does not include any preparation that contains  
10 flour or requires refrigeration.

11 Notwithstanding any other provisions of this Act,  
12 beginning September 1, 2009, "nonprescription medicines and  
13 drugs" does not include grooming and hygiene products. For  
14 purposes of this Section, "grooming and hygiene products"  
15 includes, but is not limited to, soaps and cleaning solutions,  
16 shampoo, toothpaste, mouthwash, antiperspirants, and sun tan  
17 lotions and screens, unless those products are available by  
18 prescription only, regardless of whether the products meet the  
19 definition of "over-the-counter-drugs". For the purposes of  
20 this paragraph, "over-the-counter-drug" means a drug for human  
21 use that contains a label that identifies the product as a drug  
22 as required by 21 CFR 201.66. The "over-the-counter-drug"  
23 label includes:

24 (A) a "Drug Facts" panel; or

25 (B) a statement of the "active ingredient(s)" with a  
26 list of those ingredients contained in the compound,

1 substance or preparation.

2 Beginning on January 1, 2014 (the effective date of Public  
3 Act 98-122), "prescription and nonprescription medicines and  
4 drugs" includes medical cannabis purchased from a registered  
5 dispensing organization under the Compassionate Use of Medical  
6 Cannabis Program Act.

7 As used in this Section, "adult use cannabis" means  
8 cannabis subject to tax under the Cannabis Cultivation  
9 Privilege Tax Law and the Cannabis Purchaser Excise Tax Law  
10 and does not include cannabis subject to tax under the  
11 Compassionate Use of Medical Cannabis Program Act.

12 (Source: P.A. 102-4, eff. 4-27-21; 102-700, Article 20,  
13 Section 20-20, eff. 4-19-22; 102-700, Article 60, Section  
14 60-30, eff. 4-19-22; 102-700, Article 65, Section 65-10, eff.  
15 4-19-22; 103-9, eff. 6-7-23; 103-154, eff. 6-30-23; 103-592,  
16 eff. 1-1-25; 103-781, eff. 8-5-24; revised 11-26-24.)

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