

HB2658



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB2658

Introduced 2/19/2021, by Rep. Lance Yednock

SYNOPSIS AS INTRODUCED:

415 ILCS 105/8

from Ch. 38, par. 86-8

Amends the Litter Control Act. Provides that any person convicted of dumping, depositing, dropping, throwing, discarding, or otherwise disposing of litter in any State park is guilty of a Class A misdemeanor. Provides that a second or subsequent violation committed after the first conviction is a Class 4 felony.

LRB102 11916 CPF 17252 b

A BILL FOR

1 AN ACT concerning safety.

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

4 Section 5. The Litter Control Act is amended by changing
5 Section 8 as follows:

6 (415 ILCS 105/8) (from Ch. 38, par. 86-8)

7 Sec. 8. Persons who violate any of Sections 4 through 7 are
8 subject to the penalties set out in this Section.

9 (a) Except as provided under subsection (f), any ~~Any~~
10 person convicted of a violation of Section 4, 5, 6 or 7 is
11 guilty of a Class B misdemeanor. A second conviction for an
12 offense committed after the first conviction is a Class A
13 misdemeanor. A third or subsequent violation, committed after
14 a second conviction is a Class 4 felony.

15 (b) In addition to any fine imposed under this Act, the
16 court may order that the person convicted of such a violation
17 remove and properly dispose of the litter, may employ special
18 bailiffs to supervise such removal and disposal, and may tax
19 the costs of such supervision as costs against the person so
20 convicted.

21 (c) The penalties prescribed in this Section are in
22 addition to, and not in lieu of, any penalties, rights,
23 remedies, duties or liabilities otherwise imposed or conferred

1 by law.

2 (d) An individual convicted of violating Section 4 or
3 Section 5 of this Act by disposing of litter upon a public
4 highway may, in addition to any other penalty, be required to
5 maintain litter control for 30 days over a designated portion
6 of that highway, including, at the discretion of the agency
7 having jurisdiction over the section of highway in question,
8 the site where the offense occurred, as provided in Section 50
9 of the Illinois Adopt-A-Highway Act.

10 (e) A mandatory minimum fine of \$50 must be imposed
11 against any person who is convicted of violating Section 5 of
12 this Act.

13 (f) Any person convicted of dumping, depositing, dropping,
14 throwing, discarding, or otherwise disposing of litter in any
15 State park is guilty of a Class A misdemeanor. A second or
16 subsequent violation committed after the first conviction is
17 guilty of a Class 4 felony.

18 (Source: P.A. 98-472, eff. 1-1-14.)