

**SB1658**



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**SB1658**

Introduced 2/24/2005, by Sen. Kirk W. Dillard

**SYNOPSIS AS INTRODUCED:**

30 ILCS 168/20

Amends the Tobacco Product Manufacturer's Escrow Act. Provides that a holding of unconstitutionality or the repeal of subdivision (2)(B) of the escrow provisions provided under Section 15 of the Act will not affect, impair, or invalidate any other portion of that Section (now, this severability provision only applies to subdivision (2)(B)(ii)). Effective immediately.

LRB094 11163 RSP 41814 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

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

4 Section 5. The Tobacco Product Manufacturers' Escrow Act is  
5 amended by changing Section 20 as follows:

6 (30 ILCS 168/20)

7 Sec. 20. If this amendatory Act of the 93rd General  
8 Assembly or any portion of the amendment to subdivision  
9 (2) (B) (ii) of subsection (a) of Section 15 made by this  
10 amendatory Act of the 93rd General Assembly is held by a court  
11 of competent jurisdiction to be unconstitutional, then such  
12 subdivision (2) (B) (ii) of subsection (a) of Section 15 shall be  
13 deemed to be repealed in its entirety. If subdivision  
14 (2) (B) (ii) of subsection (a) of Section 15 shall thereafter be  
15 held by a court of competent jurisdiction to be  
16 unconstitutional, then this amendatory Act of the 93rd General  
17 Assembly shall be deemed repealed and subdivision (2) (B) (ii) of  
18 subsection (a) of Section 15 shall be restored as if no such  
19 amendments had been made. Neither any holding of  
20 unconstitutionality nor the repeal of subdivision (2) (B)  
21 ~~(2) (B) (ii)~~ of subsection (a) of Section 15 shall affect,  
22 impair, or invalidate any other portion of Section 15 or the  
23 application of such Section to any other person or  
24 circumstance, and such remaining portions of Section 15 shall  
25 at all times continue in full force and effect.

26 (Source: P.A. 93-446, eff. 1-1-04.)

27 Section 99. Effective date. This Act takes effect upon  
28 becoming law.