



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB2379

by Rep. Luis Arroyo

SYNOPSIS AS INTRODUCED:

410 ILCS 620/3.24 new

Amends the Illinois Food, Drug and Cosmetic Act. Defines "energy drink" as any soft drink with a caffeine level of 6 mg or more per ounce. Provides that it is unlawful in this State for any person to sell, offer for sale, or deliver an energy drink to a person under 18 years of age. Provides that in addition to any other remedies provided by law, the Director of Public Health is authorized to file a complaint and apply to the circuit court for, and such court may upon hearing and for cause shown grant, a temporary restraining order or preliminary or permanent injunction restraining any person from violating the provision concerning energy drinks.

LRB098 02640 RPM 32645 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning public health.

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

4 Section 5. The Illinois Food, Drug and Cosmetic Act is
5 amended by adding Section 3.24 as follows:

6 (410 ILCS 620/3.24 new)

7 Sec. 3.24. Energy drinks. For the purpose of this Section,
8 "energy drink" means any soft drink with a caffeine level of 6
9 mg or more per ounce. It is unlawful in this State for any
10 person to sell, offer for sale, or deliver an energy drink to a
11 person under 18 years of age. In addition to any other remedies
12 provided by law, the Director is authorized to file a complaint
13 and apply to the circuit court for, and such court may upon
14 hearing and for cause shown grant, a temporary restraining
15 order or preliminary or permanent injunction restraining any
16 person from violating any provision of this Section.