

# CANNABIS IN ILLINOIS: WHAT YOU NEED TO KNOW

## Adult-Use Cannabis

Effective January 1, 2020, [Public Act 101-0027](#) legalizes the possession and private use of cannabis for Illinois residents over 21 years of age.

### CANNABIS CAN ONLY BE PURCHASED LEGALLY AT LICENSED DISPENSARIES

The Village of Wilmette Board approved a moratorium prohibiting the sale of recreational cannabis in Wilmette. This moratorium does not have any impact upon the new lawful authority of individuals to purchase, possess and use cannabis within the limitations provide by state law.



### INDIVIDUALS UNDER 21 YEARS OF AGE CAN NOT POSSESS OR CONSUME CANNABIS ([720 ILCS 550/4\(a\)](#))

#### POSSESSION LIMITS FOR ADULT ILLINOIS RESIDENTS:

- 30 Grams of raw cannabis in a sealed, odorless container,
- 500mg of Cannabis-infused product(s) containing THC, and
- 5 grams of cannabis product in concentrated form

#### POSSESSION LIMITS FOR ADULT NON-ILLINOIS RESIDENTS

- Half of the amounts allowed for Illinois residents

#### CONSUMPTION RESTRICTIONS

**Public Use Is Prohibited** - "Public Place" is defined as any place where a person could reasonably be expected to be seen by others.

#### SMOKE FREE ILLINOIS ACT

The restrictions of the Smoke Free Illinois Act also apply to the Cannabis Regulation and Tax Act. Property owners may prohibit the use of cannabis by any guest, lessee, customer or visitor. In addition, individuals cannot possess or use cannabis on a school bus, school grounds, private residence licensed for day care.

#### TRANSPORTATION and USE

##### DRIVING UNDER THE INFLUENCE OF CANNABIS IS ILLEGAL

##### VEHICLES: [625 ILCS 5/11-502.15](#)

- Cannabis consumption in vehicle is prohibited.
- Cannabis must be in sealed, odorless container reasonably inaccessible when transported.
- Offenses in vehicles by persons under 21 years may result in driver's license suspension or revocation. [625 ILCS 5/6-206](#)

##### RESIDENCES

- Adults over 21 cannot use cannabis in proximity to individuals under 21
- Residential cannabis use cannot be publicly viewable
- Landlords and building associations can prohibit smoking of cannabis.

## **PARENTAL RESPONSIBILITY**

It is unlawful for any parent or guardian to knowingly permit their residence, property, vehicle, etc. to be used by an invitee (under 21) of their child in violation of Act. Violation is a Class A misdemeanor. If violation results in death or great bodily harm it is a Class 4 Felony.

## **ZONING**

The Act preserves local zoning authority and directly authorizes municipalities to prohibit (opt out) or significantly limit the location of cannabis businesses by ordinance. Municipalities also may enact zoning ordinances and regulations designating the time, place, manner and number of cannabis business operations, including minimum distances between locations through conditional use permits.

At its Oct. 22, 2019 meeting, the Village Board approved a moratorium for the operation of any cannabis business establishments within the Village. Per the terms of the moratorium, the Village will not allow the sale of recreational cannabis within the Village limits because the Board wants more time to study the impact of such businesses, review the State's rules regarding cannabis sales and determine the appropriate vehicle for public input. The Village will consider placing a referendum question on the November 2020 ballot which would allow the public to provide input on the matter.

## **HOME GROW**

Cultivating cannabis plants at your home or business is prohibited and restricted to licensed cultivators.

## **DECRIMINALIZATION AND EXPUNGEMENTS**

A significant portion of the Act addresses the decriminalization of cannabis through mandatory and discretionary expungements of criminal convictions relating to non-violent cannabis offenses

## **RESOURCES:**

[A Parent's Guide to Talking with a Teenager about Marijuana](#)

[National Institute on Drug Abuse Marijuana Facts](#)

[Know the Risks of Marijuana](#)

[Is Marijuana Addictive?](#)

[Drug Free Kids](#)

