

**AN ORDINANCE CLARIFYING THE CITY'S  
BAN UPON THE RETAIL SALE OF HEMP-DERIVED THC  
AND PROHIBITING UNDERAGE PERSONS FROM ACCESSING  
LICENSED SPECIALTY SHOPS AND SMOKING LOUNGES**

**WHEREAS**, the City of Rolling Meadows, as a home rule unit of local government as provided by Article VII, Section 6(a) of the Illinois Constitution of 1970, has the authority to exercise any power and perform any function pertaining to its government and affairs including the power to regulate for the protection of the public health, safety, morals, and welfare; and

**WHEREAS**, on October 22, 2024, the City adopted Ordinance No. 24-46 to ban the retail sale of hemp-derived THC, kratom, and tianeptine products within the City in order to protect the public health, safety, morals, and welfare of the residents of the City and particularly those residents under 21 years of age; and

**WHEREAS**, the City desires to clarify its definition of hemp-derived THC products in order to exclude certain non-intoxicating hemp products from the City's ban; and

**WHEREAS**, the Corporate Authorities of the City of Rolling Meadows have therefore determined that it is in the best interest of the City and its residents to amend the Municipal Code as set forth herein.

**NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Rolling Meadows, Illinois:**

**Section 1:** The recitals set forth above are incorporated herein by reference as the findings of the Corporate Authorities.

**Section 2:** Section 22-76, entitled "Ban of sales of THC, Kratom, and Tianeptine" of Division 1, entitled "Generally," of Article II, entitled "Merchants," of Chapter 22, entitled "Businesses," of the Code of Ordinances, City of Rolling Meadows is hereby amended as follows [additions are **bold and double-underlined**; deletions are struck through]:

**"Sec. 22-76. Ban of sales of THC, Kratom, and Tianeptine.**

- (a) *Definitions.* Whenever in this section the following words and phrases are used, they shall, for the purposes of this section, have the meanings respectively ascribed to them in this section, except when the context otherwise clearly indicates:

**Cannabidol or CBD means the naturally occurring hemp-derived phytocannabinoid cannabidol.**

*Hemp-derived THC products* means a product that both:

- A. Is not a Non-Intoxicating Hemp Product, as defined herein;**  
B. Is intended for human or animal consumption by any means including, without limitation: oral ingestion; inhalation; smoking; and topical absorption; and

- C. Contains a total THC concentration greater than:
1. 0.3 percent by dry weight for any intermediate or finished plant product or material, or for any product intended for consumption by inhalation or smoking.
  2. For all other products, more than 0.5 milligrams per serving or individual product unit, or more than two milligrams per retail package.

*Kratom* means any parts of the plant *Mitragyna speciosa*, whether growing or not, and any compound, manufacture, salt, derivative, mixture, or preparation of that plant, including but not limited to mitragynine and 7-hydroxymitragynine.

**Non-Intoxicating Hemp Product means a product that contains THC, has less than 0.3 percent by dry weight concentration of delta-9 THC, and is any of the following:**

- A. **A topical product intended for absorption through the skin.**
- B. **The flower, buds, leaves, or stems of the hemp plant sold at retail with minimal processing and without the addition of other extracts.**
- C. **The following categories of products if they contain equal to, or less than, 1 milligram of Total THC per serving or individual product unit:**
  - i. **A product that is primarily marketed as a means of consuming CBD where the product's ratio of CBD to Total THC is 15:1 or higher.**
  - ii. **A product that is primarily marketed as a means of consuming cannabinoids other than CBD where the product's sum of all non-THC cannabinoids has a ratio to Total THC of 15:1 or higher.**

*Tianeptine* means the chemical 7-((3-chloro-6-methyl-5,5-dioxido-6,11-dihydrodibenzo [c,f][1,2]thiazepin-11-yl)amino) heptanoic acid, and any compound, manufacture, salt, derivative, mixture, or preparation thereof.

*Tetrahydrocannabinol or THC* means any naturally occurring or synthetic tetrahydrocannabinol, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation and any preparation, mixture, or substance containing, or mixed or infused with, any detectable amount of tetrahydrocannabinol or tetrahydrocannabinolic acid, including, but not limited to, delta-8-tetrahydrocannabinol, delta-9-tetrahydrocannabinol, delta-10-tetrahydrocannabinol, tetrahydrocannabinolic acid, tetrahydrocannabiphrol, or hexahydrocannabinol, however derived. As used in this definition, "isomer" means the optical, position, and geometric isomers.

**Total THC means the sum of the percentage by weight or volume measurement of tetrahydrocannabinolic acid (THCA) multiplied by 0.877 plus the percentage by weight or volume measurement of all other forms of THC.**

(b) *Prohibited Acts.*

**1.** It shall be unlawful for any business or person to offer for sale or sell at retail any product containing kratom, any product containing tianeptine, or any hemp derived THC product within the City.

**2.** **It shall be unlawful for any business or person to sell or offer for sale a non-intoxicating hemp product, except a topical product, unless such retailer holds a Specialty Shop license pursuant to Section 22-107.**

**3.** Any product advertised or labeled as containing kratom, tianeptine, or any form of THC is presumed to be a product prohibited by this Section unless, in the case of a hemp derived THC product **or a non-intoxicating hemp product**, it bears a manufacturer's label that lists a concentration of all forms of THC not exceeding the regulations of this Section.

\* \* \*

**Section 3:** Section 22-111, entitled "Operating regulations" of Division 2, entitled "Tobacco and Industrial Hemp Dealers," of Article II, entitled "Merchants," of Chapter 22, entitled "Businesses," of the Code of Ordinances, City of Rolling Meadows is hereby amended as follows [additions are **bold and double-underlined**; deletions are struck through]:

**"Sec. 22-112. Underage persons; purchase by persons under 21 years of age prohibited.**

It shall be unlawful:

- (a) For any person under 21 years of age to purchase any Regulated Tobacco or Nicotine Product, or to misrepresent their identity or age for the purpose of purchasing any Regulated Tobacco or Nicotine Product
- (b) To sell any Regulated Tobacco or Nicotine Product to a purchaser who appears to be under the age of 40, unless the seller first requests and examines the identification of the prospective purchaser and positively establishes the purchaser's age as 21 years or older.
- (c) For any person under 21 years of age to display or use a false or forged identification card or transfer, alter, or deface an identification card in the furtherance or facilitation of obtaining any Regulated Tobacco or Nicotine Product.

- (d) **For any establishment to permit a person under the age of 21 years to enter and remain in a premises that is licensed as a specialty shop or a smoking lounge.**

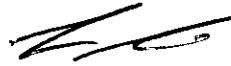
**Section 4:** If any provision of this Ordinance or part thereof is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance shall remain in full force and effect, and shall be interpreted, applied, and enforced so as to achieve, as near as may be, the purpose and intent of this Ordinance to the greatest extent permitted by applicable law.

**Section 5:** The City Manager is directed to transmit notice of the passage of this Ordinance to the holders of tobacco licensees within the City. However, failure to receive notice shall not constitute a defense to a violation of this Ordinance.

**Section 6:** This Ordinance shall be in full force and effect following its passage, approval, and publication in pamphlet form in the manner provided by law.

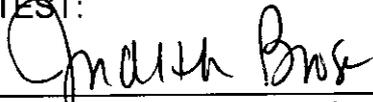
**PASSED AND APPROVED** by the City Council of Rolling Meadows, Cook County, Illinois this 9<sup>th</sup> day of September, 2025.

AYES: O'Brien, Vinezeano, Boucher, Reyez, Koehler, McHale, Budmats  
NAYS: 0  
ABSENT: 0



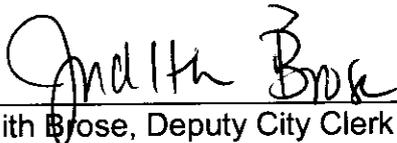
\_\_\_\_\_  
Lara Sanoica, Mayor

ATTEST:



\_\_\_\_\_  
Judith Brose, Deputy City Clerk

Published this 10<sup>th</sup> day of September, 2025.



\_\_\_\_\_  
Judith Brose, Deputy City Clerk