ORDINANCE NO. 1089

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE ADMENDMENTS RELATING BANNING KRATOM OR SYNTHETIC ALTERNATIVE DRUGS IN THE VILLAGE OF MACKINAW

Published in pamphlet form by authority of the Village President and Board of Trustees of the Village of Mackinaw

FEBRUARY 23, 2026

STATE OF ILLINOIS)
COUNTY OF TAZEWELL) SS
VILLAGE OF MACKINAW)

CERTIFICATE OF ORDINANCE

I, the undersigned, do hereby certify that I am the duly appointed, qualified and acting Village Clerk of the Village of Mackinaw, Tazewell County, Illinois (the "Issuer"), and as such official I am the keeper of the records and files of its President and Board of Trustees (the "Corporate Authorities").

I do further certify the foregoing constitutes a full, true and complete excerpt from the proceedings of the regular meeting of the Corporate Authorities held on the ***23RD day of February 2026,*** insofar as same relates to the adoption of ***Ordinance No. 1089***, entitled:

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE AMENDMENTS RELATING TO BANNING KRATOM OR SYSTHETIC ALTERNATIVE DRUGS IN THE VILLAGE OF MACKINAW

A true, correct and complete copy of which ordinance (the "Preliminary Ordinance" or "Ordinance") as adopted at such meeting appears in the transcript of the minutes of such meeting. The Preliminary Ordinance was adopted and approved by the vote and on the date therein set forth.

I do further certify the deliberations of the Corporate Authorities on the adoption of such Preliminary Ordinance were taken openly and was on the agenda at least 48 hours before the meeting at which it was adopted, that the adoption of such ordinance was duly moved and seconded, that the vote on the adoption of such ordinance was taken openly and was preceded by a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and the Illinois Municipal Code, as amended, and that the Corporate Authorities have compiled with all of the applicable provisions of such Act and such Code and their procedural rules in the adoption of such ordinance.

The pamphlet form of ***Ordinance No.1089***, including the ordinance and a cover sheet thereof, was prepared and a copy of such Ordinance was posted for public inspection in the municipal building, the Mackinaw United States Post Office, and the Mackinaw Library commencing on ***February 24, 2016*** and continuing for at least ten days thereafter. The original ordinance was adopted by the Board of Trustees of the Village of Mackinaw at a regular meeting, attended by ***six*** members of the Board, and approved by the President, as said Ordinance appears on file in my office and as the same is recorded in the Book of Ordinances of said Village.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the official seal of said Village of Mackinaw, Illinois, this 6TH DAY OF MARCH, 2026.

[redacted]

Village Clerk

THE SEAL OF THE VILLAGE OF MACKINAW TAZEWELL COUNTY ILLINOIS

ORDINANCE NO. 1089

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE AMENDMENTS RELATING BANNING KRATOM OR SYNTHETIC ALTERNATIVE DRUGS IN THE VILLAGE OF MACKINAW

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MACKINAW:

SECTION 1: Chapter 99 of the Village Code of the Village of Mackinaw is hereby amended by adding and deleting wordage (additions shown in underlined font and deletions shown in ~~strikethrough font~~) with new numbering for the section:

CHAPTER 99: CANNABIS CONTROL, AND BANNING KRATOM OR SYNTHETIC ALTERNATIVE DRUGS

SECTION 2: §99.06 of the Village Code of the Village of Mackinaw is hereby added:

99.06 KRATOM OR SYNTHETIC ALTERANTIVE DRUGS DEFINITIONS

For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

A product containing a synthetic alternative drug means any product containing a synthetic cannabinoid, stimulant or psychedelic/hallucinogen, as those terms are defined herein such as, but not limited to, the example of brand names or identifiers maintained on a list at the Office of the Village Clerk.

KRATOM: Includes any material, compound, mixture or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: the leaves, bark, or other parts of a tropical tree known as "Mitragyna speciose" containing psychoactive opioid compounds, and sometimes known as: Herbal Speedball, Biak-Biak, Ketum, Kahuam, Ithang and Thom.

HEMP-DERIVED INTOXICATING CANNABINOID: Any cannabinoid produced from hemp, as defined under federal or state law, that has been converted, synthesized, or otherwise altered from cannabidiol (CBD) or another hemp extract into an intoxicating tetrahydrocannabinol or THC-like analog, including but not limited to Delta-8 THC, Delta-10 THC, THC-O, THC-P, HHC, and similar substances.

SYNTHETIC CANNABINOID: Any laboratory-created compound that functions similar to the active ingredient in marijuana, tetrahydrocannabinol (THC), including, but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substand and their analog (including isomers, esters, ethers, salts, and salts of isomers) containing a cannabinoid receptor agonist, such as, but not limited to, the examples of brand names or

identifiers maintained on a list at the Office of the Village Clerk. For purposes of this section, "synthetic cannabinoid" also includes any intoxicating cannabinoid derived from hemp through chemical conversion, isomerization, hydrogenation, or other synthetic processes, including but not limited to, Delta-8 THC, Delta-10 THC, Delta-6 THC, THC-O, THC-P, HHC, HHC-O, HHC-P.

SYNTHETIC STIMULANT: Any compound that mimics the effects of any Federally controlled Schedule I substance such as cathinone, methcathinone, MDMA and MDEA, including, but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substance and their analog (including salts, isomers, and salts of isomers) containing substances which have a stimulant effect on the central nervous system, such as, but not limited to, the examples of brand names or identifiers maintained on a list at the Office of the Village Clerk.

SYNTHETIC PSYCHEDELIC/HALLUCINOGEN: Any compound that mimics the effects of any federally controlled Schedule I Substance, including, but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substance and their analog, (including salts, isomers, esters, ethers and salts of isomers) containing substances which have a psychedelic/hallucinogenic effect on the central nervous system and/or brain, such as, but not limited to, the examples of brand names or identifiers maintained on a list at the Office of the Village Clerk.

SECTION 3: §99.07 OF THE Village Code of the Village of Mackinaw is hereby added:

99.07 SALE OR DELIVERY OF KRATOM OR SYNTHETIC ALTERNATIVE DRUGS

It shall be unlawful for any person to sell, offer for sale or deliver any product containing kratom, a synthetic cannabinoid, a synthetic stimulant or synthetic psychedelic/hallucinogen. It shall also be unlawful for any person to sell, offer for sale, or deliver any hemp-derived intoxicating cannabinoid, including products containing Delta-8 THC, Delta-10 THC, HHC, THC-O, THC-P, or any other hemp-derived intoxicating THC created through chemical conversion.

SECTION 4: §99.08 of the Village Code of the Village of Mackinaw is hereby added:

99.08 POSSESSION

It shall be unlawful for any person to knowingly possess a product containing kratom, a synthetic cannabinoid, a synthetic stimulant or a synthetic psychedelic/hallucinogen. Possession of any hemp-derived intoxicating cannabinoid, including but not limited to Delta-8 THC, Delta-10 THC, HHC, THC-O, or THC-P, is prohibited.

SECTION 5: §99.09 of the Village Code of the Village of Mackinaw is hereby added:

99.09 USE

It shall be unlawful for any person to be under the influence of kratom, a synthetic cannabinoid, a synthetic stimulant or a synthetic psychedelic/hallucinogen.

SECTION 6: §99.10 of the Village Code of the Village of Mackinaw is hereby added:

99.10 PENALTY

Penalty, see § 10.99 (A)

SECTION 7: If any section or part of this Ordinance is held invalid, it shall not affect the validity of the remainder of this Ordinance.

SECTION 8: This Ordinance shall take effect 10 days after publication thereof as provided by law.

SECTION 9: Ordinance No. 513 of the Village of Mackinaw, as amended by this Ordinance, shall remain in full force and effect and all previous amendments to Ordinance No. 513 shall remain in force and effect except as modified by this Ordinance.

PASSED in due form on a roll call vote by the Board of Trustees of the Village of Mackinaw at a duly held meeting on the 23rd day of February, 2026.

APPROVED:

[redacted]

President of the Board of Trustees of
The Village of Mackinaw

ATTEST:

[redacted]

Village Clerk

AYES: 6
NAYS: 0
ABSENT: 0