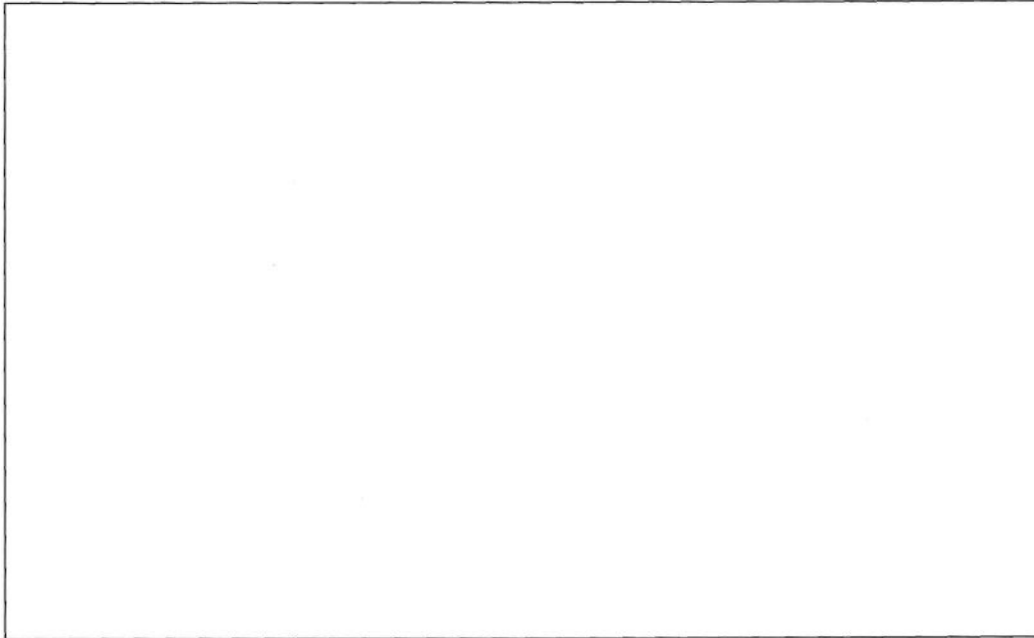




CITY OF RED BUD, RANDOLPH COUNTY, ILLINOIS

ORDINANCE NO. 1565

**AN ORDINANCE AMENDING TITLE XIII OF THE
CITY OF RED BUD CODE OF ORDINANCES 2021
PERTAINING TO OFFENSES**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF RED BUD, ILLINOIS,
THIS 5th DAY OF JANUARY, 2026

*Published in pamphlet form by authority of the City Council of the City of Red Bud,
Randolph County, Illinois, this 6th day of January, 2026.*

Posted: January 6, 2026
Removed:

By: KAC
By:

STATE OF ILLINOIS)
) SS.
COUNTY OF RANDOLPH)

CERTIFICATION

I, Joanne Cowell, certify that I am the duly appointed municipal clerk of the City of Red Bud, Randolph County, Illinois.

I further certify that on January 5, 2026, the Corporate Authorities of the above municipality passed and approved Ordinance No. 1565 entitled:

**AN ORDINANCE AMENDING TITLE XIII OF THE
CITY OF RED BUD CODE OF ORDINANCES 2021
PERTAINING TO OFFENSES**

Which, provided by its terms, that it should be published in pamphlet form.

The Pamphlet form of Ordinance No. 1565 including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance posted at the Red Bud City Hall commencing on January 5, 2026 where it will remain for at least ten (10) days thereafter. Copies of the Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Red Bud, Illinois this 5th day of January, 2026.



Joanne Cowell
City Clerk

ORDINANCE NO. 1565

AN ORDINANCE AMENDING TITLE XIII OF THE CITY OF RED BUD CODE OF ORDINANCES 2021 PERTAINING TO OFFENSES

WHEREAS, the City of Red Bud Code of Ordinances 2021 includes Title XIII establishing Offenses; and

WHEREAS, Kratom is a synthetic drug containing substances eliciting a stimulant effect on the central nervous system, is comprised of chemical compounds with opioid possessing properties that have been determined by testing performed by the FDA to activate opioid receptors, has no beneficial or practical purpose, and the consumption of which can lead to serious side effects including seizures, respiratory depression, and potentially death; and

WHEREAS, the City of Red Bud has concerns that allowing the possession, distribution, and delivery of Kratom within City limits will have a negative effect on the health, safety, and welfare of the citizens of the City of Red Bud, Illinois; and

WHEREAS, the City of Red Bud has deemed it in the best interests of the City to amend Title XIII Offenses of the Revised Code of Ordinances of the City of Red Bud, Illinois, to prohibit the possession, distribution, and delivery of Kratom within the City of Red Bud, Illinois.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RED BUD, ILLINOIS, as follows:

SECTION 1: That the above recitals are hereby made a part of this Ordinance as though written herein verbatim.

SECTION 2: That Chapter 135 of Title XIII of the City of Red Bud Code of Ordinances 2021 be added as follows:

CHAPTER 135: PROHIBITION ON KRATOM

135-1: PURPOSES. This article is enacted to protect, preserve and promote the health, safety and welfare of the citizens of the City of Red Bud by prohibiting the sale, distribution and delivery of any substance containing Kratom as hereinafter defined, it being the specific finding of the City of Red Bud that said substance has a deleterious effect upon anyone using said substance and has no practical medicinal or beneficial purposes.

135-2 DEFINITIONS. When used in this article, the following words have the meanings as hereinafter provided:

(A) **“DELIVERY”** The actual, constructive, or attempted transfer from one person to another of Kratom, whether or not there is an agency relationship, and includes a sale;

(B) **“DISTRIBUTION”** To deliver other than by administering or dispensing Kratom;

(C) **“KRATOM”** Includes any product, material, compound, mixture or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, Mitragynine, 7-Hydroxymitragynine, Epicatechin.

(D) **“POSSESS”** With the knowledge of the presence and nature of a substance, either actually or constructively to be in control of a substance. A person has actual possession if he or she has the substance on his or her person or within easy reach and convenient control. A person who, although not in actual possession, has the power and intention at a given time to exercise dominion or control over the substance either directly or through another person or persons is in constructive possession of it.

(E) **“USE”** The partaking, inhaling, smoking, consumption, ingestion, or injection of KRATOM.

135-3 GENERAL PROHIBITION. It shall be unlawful for any business or person to use, possess, sell, distribute, or deliver any substance containing KRATOM as defined hereto.

135-4 PENALTY. Any person or entity violating this article shall be issued a citation and shall be subject to a fine of \$750 plus court costs and reasonable legal fees expended by the City of Red Bud to enforce this provision. Each day’s violation constitutes a separate offense.

SECTION 3: This Ordinance supersedes all Ordinances or parts of Ordinances adopted prior hereto that are in conflict herewith, to the extent of such conflict.

SECTION 4: This Ordinance shall be in full force and effect from and after its passage by the City Council, signature by the Mayor, and publication in pamphlet form, as provided by law.

PASSED BY THE CITY COUNCIL this 5th day of January, 2026.

YEAS: B. Parsons, C. Guebert, B. Hanebutt, J. DeMond, R. Nevois, K. Donjon, A. Piel

NAYS: N/A

ABSTAINED: N/A

ABSENT: P. Mueller

APPROVED BY THE MAYOR this 5th day of January, 2026.


Susan L. Harbaugh, Mayor

ATTEST:

Joanne G Cowell

Joanne Cowell, City Clerk