

1 AN ACT concerning criminal law.

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

4 Section 5. The Illinois Controlled Substances Act is  
5 amended by changing Section 411.3 as follows:

6 (720 ILCS 570/411.3)

7 Sec. 411.3. Methamphetamine restitution. If a person is  
8 convicted of a violation of clause (6.5) or (6.6) of subsection  
9 (a), subsection (c) (6.5), subsection (c-5), clause (d) (iii),  
10 or subsection (d-5) of Section 401, and the offense involves  
11 the manufacture of methamphetamine or the possession of a  
12 methamphetamine manufacturing chemical as defined in paragraph  
13 (z-1) of Section 102, and the manufacture of methamphetamine or  
14 possession of one or more methamphetamine manufacturing  
15 chemicals requires an emergency response, the person convicted  
16 shall be required to make restitution to all public entities  
17 involved in the emergency response, to cover the reasonable  
18 cost of their participation in the emergency response, including but not limited to regular and overtime costs  
19 incurred by local law enforcement agencies and private  
20 contractors paid by the public agencies in securing the site.  
21 The convicted person shall make this restitution in addition to  
22 any other fine or penalty required by law. Any restitution  
23 payments made under this Section shall be disbursed equitably  
24 by the circuit clerk in the following order:

25 (1) first, to the local agencies involved in the emergency  
26 response;

27 (2) second, to the State agencies involved in the emergency  
28 response; and

29 (3) third, to the federal agencies involved in the  
30 emergency response.

31 In this Section, "emergency response" includes, but is not  
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1 limited to, collecting evidence, securing the site, and  
2 cleaning up the site where the relevant offense or offenses  
3 took place, whether these actions are performed by the public  
4 entities themselves or by private contractors paid by the  
5 public entities.

6 (Source: P.A. 93-297, eff. 1-1-04.)