



Sen. William R. Haine

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09700HB1908sam001

LRB097 06479 RLC 55289 a

1 AMENDMENT TO HOUSE BILL 1908

2 AMENDMENT NO. _____. Amend House Bill 1908 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Methamphetamine Control and Community
5 Protection Act is amended by adding Section 115 as follows:

6 (720 ILCS 646/115 new)

7 Sec. 115. Prescriptions.

8 (a) Whenever any person pleads guilty to, is found guilty
9 of, or is placed on supervision for an offense under this Act,
10 in addition to any other penalty imposed by the court, no such
11 person shall thereafter knowingly purchase, receive, own, or
12 otherwise possess any substance or product containing more than
13 7,500 milligrams of a methamphetamine precursor as defined in
14 Section 10 of this Act, without the methamphetamine precursor
15 first being prescribed for the use of that person in the manner
16 provided for the prescription of Schedule II controlled

1 substances under Article III of the Illinois Controlled
2 Substances Act.

3 (b) A person described in subsection (a) of this Section
4 who is in possession of any substance or product containing a
5 methamphetamine precursor as defined in Section 10 of this Act,
6 in violation of subsection (a) of this Section, is guilty of a
7 Class 4 felony.

8 (c) Nothing in this Section shall be construed to create
9 any duty, responsibility to investigate, or other liability for
10 any person prescribing, dispensing, selling, or otherwise
11 lawfully transferring or providing a methamphetamine precursor
12 to a person described in subsection (a) of this Section.

13 (d) Notwithstanding any provision of this Act to the
14 contrary, it is lawful for persons to provide small quantities
15 of methamphetamine precursors to immediate family or household
16 members for legitimate medical purposes, and it is lawful for
17 persons to receive small quantities of methamphetamine
18 precursors from immediate family or household members for
19 legitimate medical purposes."