

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 Methamphetamine Precursor Control Act is  
5 amended by changing Section 25 as follows:

6 (720 ILCS 648/25)

7 Sec. 25. Pharmacies.

8 (a) No targeted methamphetamine precursor may be knowingly  
9 distributed through a pharmacy, including a pharmacy located  
10 within, owned by, operated by, or associated with a retail  
11 distributor unless all terms of this Section are satisfied.

12 (b) Any targeted methamphetamine precursor other than a  
13 convenience package or a liquid, including but not limited to  
14 any targeted methamphetamine precursor in liquid-filled  
15 capsules, shall: be packaged in blister packs, with each  
16 blister containing not more than 2 dosage units, or when the  
17 use of blister packs is technically infeasible, in unit dose  
18 packets. Each targeted package shall contain no more than  
19 3,600 ~~3,000~~ milligrams of ephedrine or pseudoephedrine, their  
20 salts or optical isomers, or salts of optical isomers.

21 (c) The targeted methamphetamine precursor shall be stored  
22 behind the pharmacy counter and distributed by a pharmacist or  
23 pharmacy technician licensed under the Pharmacy Practice Act,

1 or by an agent of the pharmacist or pharmacy technician.

2 (d) Any retail distributor operating a pharmacy, and any  
3 pharmacist or pharmacy technician involved in the transaction  
4 or transactions, shall ensure that any person purchasing,  
5 receiving, or otherwise acquiring the targeted methamphetamine  
6 precursor complies with subsection (a) of Section 20 of this  
7 Act.

8 (e) Any retail distributor operating a pharmacy, and any  
9 pharmacist or pharmacy technician involved in the transaction  
10 or transactions, shall verify that:

11 (1) The person purchasing, receiving, or otherwise  
12 acquiring the targeted methamphetamine precursor is 18  
13 years of age or older and resembles the photograph of the  
14 person on the government-issued identification presented  
15 by the person; and

16 (2) The name entered into the log referred to in  
17 subsection (a) of Section 20 of this Act corresponds to  
18 the name on the government-issued identification presented  
19 by the person.

20 (f) The logs referred to in subsection (a) of Section 20 of  
21 this Act shall be kept confidential, maintained for not less  
22 than 4 years, and made available for inspection and copying by  
23 any law enforcement officer upon request of that officer.  
24 These logs shall be kept in an electronic format as required by  
25 the Methamphetamine Precursor Tracking Act.

26 (g) No retail distributor operating a pharmacy, and no

1 pharmacist or pharmacy technician, shall knowingly distribute  
2 any targeted methamphetamine precursor to any person under 18  
3 years of age.

4 (h) No retail distributor operating a pharmacy, and no  
5 pharmacist or pharmacy technician, shall knowingly distribute  
6 to a single person more than 3.6 grams per day or 7.5 grams in  
7 a 30-day period of a targeted methamphetamine precursor ~~≠~~  
8 ~~targeted packages in a single retail transaction.~~

9 (i) No retail distributor operating a pharmacy, and no  
10 pharmacist or pharmacy technician, shall knowingly distribute  
11 to a single person in any 30-day period products containing  
12 more than a total of 7,500 milligrams of ephedrine or  
13 pseudoephedrine, their salts or optical isomers, or salts of  
14 optical isomers.

15 (j) A pharmacist or pharmacy technician may distribute a  
16 targeted methamphetamine precursor to a person who is without  
17 a form of identification specified in paragraph (1) of  
18 subsection (a) of Section 20 of this Act only if all other  
19 provisions of this Act are followed and either:

20 (1) the person presents a driver's license issued  
21 without a photograph by the State of Illinois pursuant to  
22 the Illinois Administrative Code, Title 92, Section  
23 1030.90(b)(1) or 1030.90(b)(2); or

24 (2) the person is known to the pharmacist or pharmacy  
25 technician, the person presents some form of  
26 identification, and the pharmacist or pharmacy technician

1           reasonably believes that the targeted methamphetamine  
2           precursor will be used for a legitimate medical purpose  
3           and not to manufacture methamphetamine.

4           (k) When a pharmacist or pharmacy technician distributes a  
5           targeted methamphetamine precursor to a person according to  
6           the procedures set forth in this Act, and the pharmacist or  
7           pharmacy technician does not have access to a working cash  
8           register at the pharmacy counter, the pharmacist or pharmacy  
9           technician may instruct the person to pay for the targeted  
10          methamphetamine precursor at a cash register located elsewhere  
11          in the retail establishment, whether that register is operated  
12          by a pharmacist, pharmacy technician, or other employee or  
13          agent of the retail establishment.

14          (Source: P.A. 96-50, eff. 10-21-09; 97-670, eff. 1-19-12.)

15          Section 10. The Methamphetamine Precursor Tracking Act is  
16          amended by changing Sections 15 and 30 as follows:

17                 (720 ILCS 649/15)

18                 Sec. 15. General provisions.

19                 (a) Structure. There is established a statewide precursor  
20                 tracking program coordinated and administered by the Illinois  
21                 State Police to track purchases of targeted methamphetamine  
22                 precursors across multiple locations for the purposes stated  
23                 in Section 5 of this Act. Every covered pharmacy must comply  
24                 with this Act. The tracking program created by this Act shall

1 be the sole methamphetamine precursor tracking program in  
2 Illinois.

3 (b) Transmission of electronic transaction records. Unless  
4 otherwise provided in this Act, each time a covered pharmacy  
5 distributes a targeted methamphetamine precursor to a  
6 recipient, the pharmacy shall transmit an electronic  
7 transaction record to the Central Repository.

8 (c) Notification. The Illinois Department of Financial and  
9 Professional Regulation shall notify pharmacies seeking  
10 licensure in Illinois of their obligation to comply with the  
11 requirements of this Act.

12 (d) Electronic transmission. Starting on the effective  
13 date of this Act and continuing thereafter, covered pharmacies  
14 shall transmit all electronic transaction records as required  
15 by this Act.

16 (e) Funding.

17 (1) On and after October 1, 2025, any manufacturer of  
18 products containing methamphetamine precursors sold in or  
19 brought into this State must, on a monthly basis, pay fees  
20 to the Central Repository.

21 (2) The Central Repository shall be responsible for  
22 setting the fee levels required under paragraph (1).

23 (3) At the request of the Illinois State Police,  
24 manufacturers required to pay fees under paragraph (1)  
25 shall be required to provide written documentation  
26 demonstrating that they have paid such fees.

1           (4) The sale of methamphetamine precursors in or  
2           brought into this State by a manufacturer who has failed  
3           to pay fees required under paragraph (1) shall be  
4           considered a violation of this Section and shall subject  
5           the manufacturer to the penalties outlined in subsection  
6           (c) of Section 30.

7           (5) Nothing in this subsection (e) applies to a  
8           manufacturer of products containing methamphetamine  
9           precursors sold in or brought into this State that are  
10           available only pursuant to a valid prescription.

11           (6) Funding for the tracking program shall be provided  
12           by the Illinois State Police drawing upon federal and  
13           State grant money and other available sources.

14           (Source: P.A. 97-670, eff. 1-19-12.)

15           (720 ILCS 649/30)

16           Sec. 30. Violations.

17           (a) Any covered pharmacy or retail distributor that  
18           violates this Act is guilty of a petty offense and subject to a  
19           fine of \$500 for a first offense; \$1,000 for a second offense  
20           occurring at the same retail location as and within 3 years of  
21           the offense; and \$5,000 for a third or subsequent offense  
22           occurring at the same retail location as and within 3 years of  
23           the prior offenses.

24           (b) An employee or agent of a covered pharmacy who  
25           violates this Act is guilty of a Class A misdemeanor for a

1 first offense; a Class 4 felony for a second offense; and a  
2 Class 1 felony for a third or subsequent offense.

3 (c) Any manufacturer that violates subsection (e) of  
4 Section 15 of this Act is guilty of a petty offense and subject  
5 to a fine of \$500 for a first offense; \$1,000 for a second  
6 offense occurring within 3 years of the first offense; and  
7 \$5,000 for a third or subsequent offense occurring within 3  
8 years of the prior offenses.

9 (Source: P.A. 97-670, eff. 1-19-12.)

10 Section 99. Effective date. This Act takes effect upon  
11 becoming law.