



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004
HB4314

Introduced 02/02/04, by Roger L. Eddy

SYNOPSIS AS INTRODUCED:

720 ILCS 570/510 new

Amends the Illinois Controlled Substances Act. Provides that if a firefighter responds to a fire and the firefighter is impeded in his or her ability to extinguish the fire by or is injured while performing his or her duties in extinguishing the fire by a person at the scene of the fire and the firefighter has reasonable suspicion to believe that the person is under the influence of a controlled substance, the firefighter shall make written documentation of the actions of the person and may inform a peace officer of his or her suspicion. Provides that the peace officer who responds to the scene of the fire based upon the firefighter's written documentation may apprehend the person and take the person to a hospital or other medical facility and order a physician licensed to practice medicine in all its branches, a registered nurse, or a phlebotomist acting under the direction of a licensed physician to withdraw blood from the person for testing for the presence of a controlled substance in the person's body and may search the premises of the person and surrounding premises suspected of being the origin of the fire for controlled substances possessed in violation of the Act.

LRB093 18844 RLC 46432 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning controlled substances.

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 adding Section 510 as follows:

6 (720 ILCS 570/510 new)

7 Sec. 510. Suspicious fires; testing for presence of
8 controlled substances. If a firefighter responds to a fire and
9 the firefighter is impeded in his or her ability to extinguish
10 the fire by or is injured while performing his or her duties in
11 extinguishing the fire by a person at the scene of the fire and
12 the firefighter has reasonable suspicion to believe that the
13 person is under the influence of a controlled substance, the
14 firefighter shall make written documentation of the actions of
15 the person and may inform a peace officer of his or her
16 suspicion. The peace officer who responds to the scene of the
17 fire based upon the firefighter's written documentation may
18 apprehend the person and take the person to a hospital or other
19 medical facility and order a physician licensed to practice
20 medicine in all its branches, a registered nurse, or a
21 phlebotomist acting under the direction of a licensed physician
22 to withdraw blood from the person for testing for the presence
23 of a controlled substance in the person's body and may search
24 the premises of the person and surrounding premises suspected
25 of being the origin of the fire for controlled substances
26 possessed in violation of this Act.