

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 Cannabis Control Act is amended by changing
5 Section 12 as follows:

6 (720 ILCS 550/12) (from Ch. 56 1/2, par. 712)

7 Sec. 12. (a) The following are subject to forfeiture:

8 (1) all substances containing cannabis which have been
9 produced, manufactured, delivered, or possessed in
10 violation of this Act;

11 (2) all raw materials, products and equipment of any
12 kind which are produced, delivered, or possessed in
13 connection with any substance containing cannabis in
14 violation of this Act;

15 (3) all conveyances, including aircraft, vehicles or
16 vessels, which are used, or intended for use, to transport,
17 or in any manner to facilitate the transportation, sale,
18 receipt, possession, or concealment of property described
19 in paragraph (1) or (2) that constitutes a felony violation
20 of the Act, but:

21 (i) no conveyance used by any person as a common
22 carrier in the transaction of business as a common
23 carrier is subject to forfeiture under this Section
24 unless it appears that the owner or other person in
25 charge of the conveyance is a consenting party or privy
26 to a violation of this Act;

27 (ii) no conveyance is subject to forfeiture under
28 this Section by reason of any act or omission which the
29 owner proves to have been committed or omitted without
30 his knowledge or consent;

31 (iii) a forfeiture of a conveyance encumbered by a
32 bona fide security interest is subject to the interest

1 of the secured party if he neither had knowledge of nor
2 consented to the act or omission;

3 (4) all money, things of value, books, records, and
4 research products and materials including formulas,
5 microfilm, tapes, and data which are used, or intended for
6 use in a felony violation of this Act;

7 (5) everything of value furnished or intended to be
8 furnished by any person in exchange for a substance in
9 violation of this Act, all proceeds traceable to such an
10 exchange, and all moneys, negotiable instruments, and
11 securities used, or intended to be used, to commit or in
12 any manner to facilitate any felony violation of this Act.

13 (b) Property subject to forfeiture under this Act may be
14 seized by the Director or any peace officer upon process or
15 seizure warrant issued by any court having jurisdiction over
16 the property. Seizure by the Director or any peace officer
17 without process may be made:

18 (1) if the property subject to seizure has been the
19 subject of a prior judgment in favor of the State in a
20 criminal proceeding or in an injunction or forfeiture
21 proceeding based upon this Act or the Drug Asset Forfeiture
22 Procedure Act;

23 (2) if there is probable cause to believe that the
24 property is directly or indirectly dangerous to health or
25 safety;

26 (3) if there is probable cause to believe that the
27 property is subject to forfeiture under this Act and the
28 property is seized under circumstances in which a
29 warrantless seizure or arrest would be reasonable; or

30 (4) in accordance with the Code of Criminal Procedure
31 of 1963.

32 (c) In the event of seizure pursuant to subsection (b),
33 forfeiture proceedings shall be instituted in accordance with
34 the Drug Asset Forfeiture Procedure Act.

35 (d) Property taken or detained under this Section shall not
36 be subject to replevin, but is deemed to be in the custody of

1 the Director subject only to the order and judgments of the
2 circuit court having jurisdiction over the forfeiture
3 proceedings and the decisions of the State's Attorney under the
4 Drug Asset Forfeiture Procedure Act. When property is seized
5 under this Act, the seizing agency shall promptly conduct an
6 inventory of the seized property, estimate the property's
7 value, and shall forward a copy of the inventory of seized
8 property and the estimate of the property's value to the
9 Director. Upon receiving notice of seizure, the Director may:

10 (1) place the property under seal;

11 (2) remove the property to a place designated by him;

12 (3) keep the property in the possession of the seizing
13 agency;

14 (4) remove the property to a storage area for
15 safekeeping or, if the property is a negotiable instrument
16 or money and is not needed for evidentiary purposes,
17 deposit it in an interest bearing account;

18 (5) place the property under constructive seizure by
19 posting notice of pending forfeiture on it, by giving
20 notice of pending forfeiture to its owners and interest
21 holders, or by filing notice of pending forfeiture in any
22 appropriate public record relating to the property; or

23 (6) provide for another agency or custodian, including
24 an owner, secured party, or lienholder, to take custody of
25 the property upon the terms and conditions set by the
26 Director.

27 (e) No disposition may be made of property under seal until
28 the time for taking an appeal has elapsed or until all appeals
29 have been concluded unless a court, upon application therefor,
30 orders the sale of perishable substances and the deposit of the
31 proceeds of the sale with the court.

32 (f) When property is forfeited under this Act the Director
33 shall sell all such property unless such property is required
34 by law to be destroyed or is harmful to the public, and shall
35 distribute the proceeds of the sale, together with any moneys
36 forfeited or seized, in accordance with subsection (g).

1 However, upon the application of the seizing agency or
2 prosecutor who was responsible for the investigation, arrest or
3 arrests and prosecution which lead to the forfeiture, the
4 Director may return any item of forfeited property to the
5 seizing agency or prosecutor for official use in the
6 enforcement of laws relating to cannabis or controlled
7 substances, if the agency or prosecutor can demonstrate that
8 the item requested would be useful to the agency or prosecutor
9 in their enforcement efforts. When any forfeited conveyance,
10 including an aircraft, vehicle, or vessel, is returned to the
11 seizing agency or prosecutor, the conveyance may be used
12 immediately in the enforcement of the criminal laws of this
13 State. Upon disposal, all proceeds from the sale of the
14 conveyance must be used for drug enforcement purposes. When any
15 real property returned to the seizing agency is sold by the
16 agency or its unit of government, the proceeds of the sale
17 shall be delivered to the Director and distributed in
18 accordance with subsection (g).

19 (g) All monies and the sale proceeds of all other property
20 forfeited and seized under this Act shall be distributed as
21 follows:

22 (1) 65% shall be distributed to the metropolitan
23 enforcement group, local, municipal, county, or state law
24 enforcement agency or agencies which conducted or
25 participated in the investigation resulting in the
26 forfeiture. The distribution shall bear a reasonable
27 relationship to the degree of direct participation of the
28 law enforcement agency in the effort resulting in the
29 forfeiture, taking into account the total value of the
30 property forfeited and the total law enforcement effort
31 with respect to the violation of the law upon which the
32 forfeiture is based. Amounts distributed to the agency or
33 agencies shall be used for the enforcement of laws
34 governing cannabis and controlled substances or for
35 security cameras used for the prevention or detection of
36 violence, except that amounts distributed to the Secretary

1 of State shall be deposited into the Secretary of State
2 Evidence Fund to be used as provided in Section 2-115 of
3 the Illinois Vehicle Code.

4 (2) (i) 12.5% shall be distributed to the Office of the
5 State's Attorney of the county in which the prosecution
6 resulting in the forfeiture was instituted, deposited
7 in a special fund in the county treasury and
8 appropriated to the State's Attorney for use in the
9 enforcement of laws governing cannabis and controlled
10 substances. In counties over 3,000,000 population, 25%
11 will be distributed to the Office of the State's
12 Attorney for use in the enforcement of laws governing
13 cannabis and controlled substances. If the prosecution
14 is undertaken solely by the Attorney General, the
15 portion provided hereunder shall be distributed to the
16 Attorney General for use in the enforcement of laws
17 governing cannabis and controlled substances.

18 (ii) 12.5% shall be distributed to the Office of
19 the State's Attorneys Appellate Prosecutor and
20 deposited in the Narcotics Profit Forfeiture Fund of
21 that Office to be used for additional expenses incurred
22 in the investigation, prosecution and appeal of cases
23 arising under laws governing cannabis and controlled
24 substances. The Office of the State's Attorneys
25 Appellate Prosecutor shall not receive distribution
26 from cases brought in counties with over 3,000,000
27 population.

28 (3) 10% shall be retained by the Department of State
29 Police for expenses related to the administration and sale
30 of seized and forfeited property.

31 (Source: P.A. 89-404, eff. 8-20-95; 90-593, eff. 6-19-98.)

32 Section 10. The Illinois Controlled Substances Act is
33 amended by changing Section 505 as follows:

34 (720 ILCS 570/505) (from Ch. 56 1/2, par. 1505)

1 Sec. 505. (a) The following are subject to forfeiture:

2 (1) all substances which have been manufactured,
3 distributed, dispensed, or possessed in violation of this
4 Act;

5 (2) all raw materials, products and equipment of any
6 kind which are used, or intended for use in manufacturing,
7 distributing, dispensing, administering or possessing any
8 substance in violation of this Act;

9 (3) all conveyances, including aircraft, vehicles or
10 vessels, which are used, or intended for use, to transport,
11 or in any manner to facilitate the transportation, sale,
12 receipt, possession, or concealment of property described
13 in paragraphs (1) and (2), but:

14 (i) no conveyance used by any person as a common
15 carrier in the transaction of business as a common
16 carrier is subject to forfeiture under this Section
17 unless it appears that the owner or other person in
18 charge of the conveyance is a consenting party or privy
19 to a violation of this Act;

20 (ii) no conveyance is subject to forfeiture under
21 this Section by reason of any act or omission which the
22 owner proves to have been committed or omitted without
23 his knowledge or consent;

24 (iii) a forfeiture of a conveyance encumbered by a
25 bona fide security interest is subject to the interest
26 of the secured party if he neither had knowledge of nor
27 consented to the act or omission;

28 (4) all money, things of value, books, records, and
29 research products and materials including formulas,
30 microfilm, tapes, and data which are used, or intended to
31 be used in violation of this Act;

32 (5) everything of value furnished, or intended to be
33 furnished, in exchange for a substance in violation of this
34 Act, all proceeds traceable to such an exchange, and all
35 moneys, negotiable instruments, and securities used, or
36 intended to be used, to commit or in any manner to

1 facilitate any violation of this Act;

2 (6) all real property, including any right, title, and
3 interest (including, but not limited to, any leasehold
4 interest or the beneficial interest in a land trust) in the
5 whole of any lot or tract of land and any appurtenances or
6 improvements, which is used or intended to be used, in any
7 manner or part, to commit, or in any manner to facilitate
8 the commission of, any violation or act that constitutes a
9 violation of Section 401 or 405 of this Act or that is the
10 proceeds of any violation or act that constitutes a
11 violation of Section 401 or 405 of this Act.

12 (b) Property subject to forfeiture under this Act may be
13 seized by the Director or any peace officer upon process or
14 seizure warrant issued by any court having jurisdiction over
15 the property. Seizure by the Director or any peace officer
16 without process may be made:

17 (1) if the seizure is incident to inspection under an
18 administrative inspection warrant;

19 (2) if the property subject to seizure has been the
20 subject of a prior judgment in favor of the State in a
21 criminal proceeding, or in an injunction or forfeiture
22 proceeding based upon this Act or the Drug Asset Forfeiture
23 Procedure Act;

24 (3) if there is probable cause to believe that the
25 property is directly or indirectly dangerous to health or
26 safety;

27 (4) if there is probable cause to believe that the
28 property is subject to forfeiture under this Act and the
29 property is seized under circumstances in which a
30 warrantless seizure or arrest would be reasonable; or

31 (5) in accordance with the Code of Criminal Procedure
32 of 1963.

33 (c) In the event of seizure pursuant to subsection (b),
34 forfeiture proceedings shall be instituted in accordance with
35 the Drug Asset Forfeiture Procedure Act.

36 (d) Property taken or detained under this Section shall not

1 be subject to replevin, but is deemed to be in the custody of
2 the Director subject only to the order and judgments of the
3 circuit court having jurisdiction over the forfeiture
4 proceedings and the decisions of the State's Attorney under the
5 Drug Asset Forfeiture Procedure Act. When property is seized
6 under this Act, the seizing agency shall promptly conduct an
7 inventory of the seized property and estimate the property's
8 value, and shall forward a copy of the inventory of seized
9 property and the estimate of the property's value to the
10 Director. Upon receiving notice of seizure, the Director may:

11 (1) place the property under seal;

12 (2) remove the property to a place designated by the
13 Director;

14 (3) keep the property in the possession of the seizing
15 agency;

16 (4) remove the property to a storage area for
17 safekeeping or, if the property is a negotiable instrument
18 or money and is not needed for evidentiary purposes,
19 deposit it in an interest bearing account;

20 (5) place the property under constructive seizure by
21 posting notice of pending forfeiture on it, by giving
22 notice of pending forfeiture to its owners and interest
23 holders, or by filing notice of pending forfeiture in any
24 appropriate public record relating to the property; or

25 (6) provide for another agency or custodian, including
26 an owner, secured party, or lienholder, to take custody of
27 the property upon the terms and conditions set by the
28 Director.

29 (e) If the Department of Professional Regulation suspends
30 or revokes a registration, all controlled substances owned or
31 possessed by the registrant at the time of suspension or the
32 effective date of the revocation order may be placed under
33 seal. No disposition may be made of substances under seal until
34 the time for taking an appeal has elapsed or until all appeals
35 have been concluded unless a court, upon application therefor,
36 orders the sale of perishable substances and the deposit of the

1 proceeds of the sale with the court. Upon a revocation rule
2 becoming final, all substances may be forfeited to the
3 Department of Professional Regulation.

4 (f) When property is forfeited under this Act the Director
5 shall sell all such property unless such property is required
6 by law to be destroyed or is harmful to the public, and shall
7 distribute the proceeds of the sale, together with any moneys
8 forfeited or seized, in accordance with subsection (g).
9 However, upon the application of the seizing agency or
10 prosecutor who was responsible for the investigation, arrest or
11 arrests and prosecution which lead to the forfeiture, the
12 Director may return any item of forfeited property to the
13 seizing agency or prosecutor for official use in the
14 enforcement of laws relating to cannabis or controlled
15 substances, if the agency or prosecutor can demonstrate that
16 the item requested would be useful to the agency or prosecutor
17 in their enforcement efforts. When any forfeited conveyance,
18 including an aircraft, vehicle, or vessel, is returned to the
19 seizing agency or prosecutor, the conveyance may be used
20 immediately in the enforcement of the criminal laws of this
21 State. Upon disposal, all proceeds from the sale of the
22 conveyance must be used for drug enforcement purposes. When any
23 real property returned to the seizing agency is sold by the
24 agency or its unit of government, the proceeds of the sale
25 shall be delivered to the Director and distributed in
26 accordance with subsection (g).

27 (g) All monies and the sale proceeds of all other property
28 forfeited and seized under this Act shall be distributed as
29 follows:

30 (1) 65% shall be distributed to the metropolitan
31 enforcement group, local, municipal, county, or state law
32 enforcement agency or agencies which conducted or
33 participated in the investigation resulting in the
34 forfeiture. The distribution shall bear a reasonable
35 relationship to the degree of direct participation of the
36 law enforcement agency in the effort resulting in the

1 forfeiture, taking into account the total value of the
2 property forfeited and the total law enforcement effort
3 with respect to the violation of the law upon which the
4 forfeiture is based. Amounts distributed to the agency or
5 agencies shall be used for the enforcement of laws
6 governing cannabis and controlled substances or for
7 security cameras used for the prevention or detection of
8 violence, except that amounts distributed to the Secretary
9 of State shall be deposited into the Secretary of State
10 Evidence Fund to be used as provided in Section 2-115 of
11 the Illinois Vehicle Code.

12 (2) (i) 12.5% shall be distributed to the Office of the
13 State's Attorney of the county in which the prosecution
14 resulting in the forfeiture was instituted, deposited in a
15 special fund in the county treasury and appropriated to the
16 State's Attorney for use in the enforcement of laws
17 governing cannabis and controlled substances. In counties
18 over 3,000,000 population, 25% will be distributed to the
19 Office of the State's Attorney for use in the enforcement
20 of laws governing cannabis and controlled substances. If
21 the prosecution is undertaken solely by the Attorney
22 General, the portion provided hereunder shall be
23 distributed to the Attorney General for use in the
24 enforcement of laws governing cannabis and controlled
25 substances.

26 (ii) 12.5% shall be distributed to the Office of the
27 State's Attorneys Appellate Prosecutor and deposited in
28 the Narcotics Profit Forfeiture Fund of that office to be
29 used for additional expenses incurred in the
30 investigation, prosecution and appeal of cases arising
31 under laws governing cannabis and controlled substances.
32 The Office of the State's Attorneys Appellate Prosecutor
33 shall not receive distribution from cases brought in
34 counties with over 3,000,000 population.

35 (3) 10% shall be retained by the Department of State
36 Police for expenses related to the administration and sale

1 of seized and forfeited property.

2 (h) Species of plants from which controlled substances in
3 Schedules I and II may be derived which have been planted or
4 cultivated in violation of this Act, or of which the owners or
5 cultivators are unknown, or which are wild growths, may be
6 seized and summarily forfeited to the State. The failure, upon
7 demand by the Director or any peace officer, of the person in
8 occupancy or in control of land or premises upon which the
9 species of plants are growing or being stored, to produce
10 registration, or proof that he is the holder thereof,
11 constitutes authority for the seizure and forfeiture of the
12 plants.

13 (Source: P.A. 89-404, eff. 8-20-95; 90-593, eff. 6-19-98.)

14 Section 15. The Methamphetamine Control and Community
15 Protection Act is amended by changing Section 85 as follows:

16 (720 ILCS 646/85)

17 Sec. 85. Forfeiture.

18 (a) The following are subject to forfeiture:

19 (1) all substances containing methamphetamine which
20 have been produced, manufactured, delivered, or possessed
21 in violation of this Act;

22 (2) all methamphetamine manufacturing materials which
23 have been produced, delivered, or possessed in connection
24 with any substance containing methamphetamine in violation
25 of this Act;

26 (3) all conveyances, including aircraft, vehicles or
27 vessels, which are used, or intended for use, to transport,
28 or in any manner to facilitate the transportation, sale,
29 receipt, possession, or concealment of property described
30 in paragraph (1) or (2) that constitutes a felony violation
31 of the Act, but:

32 (i) no conveyance used by any person as a common
33 carrier in the transaction of business as a common
34 carrier is subject to forfeiture under this Section

1 unless it appears that the owner or other person in
2 charge of the conveyance is a consenting party or privy
3 to a violation of this Act;

4 (ii) no conveyance is subject to forfeiture under
5 this Section by reason of any act or omission which the
6 owner proves to have been committed or omitted without
7 his or her knowledge or consent;

8 (iii) a forfeiture of a conveyance encumbered by a
9 bona fide security interest is subject to the interest
10 of the secured party if he or she neither had knowledge
11 of nor consented to the act or omission;

12 (4) all money, things of value, books, records, and
13 research products and materials including formulas,
14 microfilm, tapes, and data which are used, or intended for
15 use in a felony violation of this Act;

16 (5) everything of value furnished or intended to be
17 furnished by any person in exchange for a substance in
18 violation of this Act, all proceeds traceable to such an
19 exchange, and all moneys, negotiable instruments, and
20 securities used, or intended to be used, to commit or in
21 any manner to facilitate any felony violation of this Act.

22 (6) all real property, including any right, title, and
23 interest (including, but not limited to, any leasehold
24 interest or the beneficial interest in a land trust) in the
25 whole of any lot or tract of land and any appurtenances or
26 improvements, which is used, or intended to be used, in any
27 manner or part, to commit, or in any manner to facilitate
28 the commission of, any violation or act that constitutes a
29 violation of this Act or that is the proceeds of any
30 violation or act that constitutes a violation of this Act.

31 (b) Property subject to forfeiture under this Act may be
32 seized by the Director or any peace officer upon process or
33 seizure warrant issued by any court having jurisdiction over
34 the property. Seizure by the Director or any peace officer
35 without process may be made:

36 (1) if the property subject to seizure has been the

1 subject of a prior judgment in favor of the State in a
2 criminal proceeding or in an injunction or forfeiture
3 proceeding based upon this Act or the Drug Asset Forfeiture
4 Procedure Act;

5 (2) if there is probable cause to believe that the
6 property is directly or indirectly dangerous to health or
7 safety;

8 (3) if there is probable cause to believe that the
9 property is subject to forfeiture under this Act and the
10 property is seized under circumstances in which a
11 warrantless seizure or arrest would be reasonable; or

12 (4) in accordance with the Code of Criminal Procedure
13 of 1963.

14 (c) In the event of seizure pursuant to subsection (b),
15 forfeiture proceedings shall be instituted in accordance with
16 the Drug Asset Forfeiture Procedure Act.

17 (d) Property taken or detained under this Section is not
18 subject to replevin, but is deemed to be in the custody of the
19 Director subject only to the order and judgments of the circuit
20 court having jurisdiction over the forfeiture proceedings and
21 the decisions of the State's Attorney under the Drug Asset
22 Forfeiture Procedure Act. When property is seized under this
23 Act, the seizing agency shall promptly conduct an inventory of
24 the seized property, estimate the property's value, and forward
25 a copy of the inventory of seized property and the estimate of
26 the property's value to the Director. Upon receiving notice of
27 seizure, the Director may:

28 (1) place the property under seal;

29 (2) remove the property to a place designated by him or
30 her;

31 (3) keep the property in the possession of the seizing
32 agency;

33 (4) remove the property to a storage area for
34 safekeeping or, if the property is a negotiable instrument
35 or money and is not needed for evidentiary purposes,
36 deposit it in an interest bearing account;

1 (5) place the property under constructive seizure by
2 posting notice of pending forfeiture on it, by giving
3 notice of pending forfeiture to its owners and interest
4 holders, or by filing notice of pending forfeiture in any
5 appropriate public record relating to the property; or

6 (6) provide for another agency or custodian, including
7 an owner, secured party, or lienholder, to take custody of
8 the property upon the terms and conditions set by the
9 Director.

10 (e) No disposition may be made of property under seal until
11 the time for taking an appeal has elapsed or until all appeals
12 have been concluded unless a court, upon application therefor,
13 orders the sale of perishable substances and the deposit of the
14 proceeds of the sale with the court.

15 (f) When property is forfeited under this Act, the Director
16 shall sell the property unless the property is required by law
17 to be destroyed or is harmful to the public, and shall
18 distribute the proceeds of the sale, together with any moneys
19 forfeited or seized, in accordance with subsection (g).
20 However, upon the application of the seizing agency or
21 prosecutor who was responsible for the investigation, arrest or
22 arrests and prosecution which lead to the forfeiture, the
23 Director may return any item of forfeited property to the
24 seizing agency or prosecutor for official use in the
25 enforcement of laws relating to methamphetamine, cannabis, or
26 controlled substances, if the agency or prosecutor
27 demonstrates that the item requested would be useful to the
28 agency or prosecutor in their enforcement efforts. When any
29 forfeited conveyance, including an aircraft, vehicle, or
30 vessel, is returned to the seizing agency or prosecutor, the
31 conveyance may be used immediately in the enforcement of the
32 criminal laws of this State. Upon disposal, all proceeds from
33 the sale of the conveyance must be used for drug enforcement
34 purposes. When any real property returned to the seizing agency
35 is sold by the agency or its unit of government, the proceeds
36 of the sale shall be delivered to the Director and distributed

1 in accordance with subsection (g).

2 (g) All moneys and the sale proceeds of all other property
3 forfeited and seized under this Act shall be distributed as
4 follows:

5 (1) 65% shall be distributed to the metropolitan
6 enforcement group, local, municipal, county, or State law
7 enforcement agency or agencies which conducted or
8 participated in the investigation resulting in the
9 forfeiture. The distribution shall bear a reasonable
10 relationship to the degree of direct participation of the
11 law enforcement agency in the effort resulting in the
12 forfeiture, taking into account the total value of the
13 property forfeited and the total law enforcement effort
14 with respect to the violation of the law upon which the
15 forfeiture is based. Amounts distributed to the agency or
16 agencies shall be used for the enforcement of laws
17 governing methamphetamine, cannabis, and controlled
18 substances or for security cameras used for the prevention
19 or detection of violence, except that amounts distributed
20 to the Secretary of State shall be deposited into the
21 Secretary of State Evidence Fund to be used as provided in
22 Section 2-115 of the Illinois Vehicle Code.

23 (2) (i) 12.5% shall be distributed to the Office of the
24 State's Attorney of the county in which the prosecution
25 resulting in the forfeiture was instituted, deposited in a
26 special fund in the county treasury and appropriated to the
27 State's Attorney for use in the enforcement of laws
28 governing methamphetamine, cannabis, and controlled
29 substances. In counties with a population over 3,000,000,
30 25% shall be distributed to the Office of the State's
31 Attorney for use in the enforcement of laws governing
32 methamphetamine, cannabis, and controlled substances. If
33 the prosecution is undertaken solely by the Attorney
34 General, the portion provided hereunder shall be
35 distributed to the Attorney General for use in the
36 enforcement of laws governing methamphetamine, cannabis,

1 and controlled substances.

2 (ii) 12.5% shall be distributed to the Office of the
3 State's Attorneys Appellate Prosecutor and deposited in
4 the Narcotics Profit Forfeiture Fund of that Office to be
5 used for additional expenses incurred in the
6 investigation, prosecution and appeal of cases arising
7 under laws governing methamphetamine, cannabis, and
8 controlled substances. The Office of the State's Attorneys
9 Appellate Prosecutor shall not receive distribution from
10 cases brought in counties with a population over 3,000,000.

11 (3) 10% shall be retained by the Department of State
12 Police for expenses related to the administration and sale
13 of seized and forfeited property.

14 (Source: P.A. 94-556, eff. 9-11-05.)

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.