

AN ACT in relation to criminal offenses.

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

Section 5. The Criminal Code of 1961 is amended by adding  
Section 12-2.6 as follows:

(720 ILCS 5/12-2.6 new)

Sec. 12-2.6. Use of a dangerous place for the commission  
of a controlled substance or cannabis offense.

(a) A person commits the offense of use of a dangerous  
place for the commission of a controlled substance or  
cannabis offense when that person knowingly exercises control  
over any place with the intent to use that place to  
manufacture, produce, deliver, or possess with intent to  
deliver a controlled or counterfeit substance or controlled  
substance analog in violation of Section 401 of the Illinois  
Controlled Substances Act or to manufacture, produce,  
deliver, or possess with intent to deliver cannabis in  
violation of Section 5, 5.1, 5.2, 7, or 8 of the Cannabis  
Control Act and:

(1) the place, by virtue of the presence of the  
substance or substances used or intended to be used to  
manufacture a controlled or counterfeit substance,  
controlled substance analog, or cannabis, presents a  
substantial risk of injury to any person from fire,  
explosion, or exposure to toxic or noxious chemicals or  
gas; or

(2) the place used or intended to be used to  
manufacture, produce, deliver, or possess with intent to  
deliver a controlled or counterfeit substance, controlled  
substance analog, or cannabis has located within it or  
surrounding it devices, weapons, chemicals, or explosives

designed, hidden, or arranged in a manner that would cause a person to be exposed to a substantial risk of great bodily harm.

(b) It may be inferred that a place was intended to be used to manufacture a controlled or counterfeit substance or controlled substance analog if a substance containing a controlled or counterfeit substance or controlled substance analog or a substance containing a chemical important to the manufacture of a controlled or counterfeit substance or controlled substance analog is found at the place of the alleged illegal controlled substance manufacturing in close proximity to equipment or a chemical used for facilitating the manufacture of the controlled or counterfeit substance or controlled substance analog that is alleged to have been intended to be manufactured.

(c) As used in this Section, "place" means a premise, conveyance, or location that offers seclusion, shelter, means, or facilitation for manufacturing, producing, possessing, or possessing with intent to deliver a controlled or counterfeit substance, controlled substance analog, or cannabis.

(d) Use of a dangerous place for the commission of a controlled substance or cannabis offense is a Class 1 felony.