



Office of the Chicago City
Clerk



O2011-9771

Office of the City Clerk

City Council Document Tracking Sheet

Meeting Date:	12/14/2011
Sponsor(s):	Fioretti, Bob (2) And Others
Type:	Ordinance
Title:	Amendment of Section 4-4-334 of Municipal Code regarding license regulations for synthetic stimulants
Committee(s) Assignment:	Committee on Finance

ORDINANCE

WHEREAS, the City of Chicago is a home rule unit government pursuant to the 1970 Illinois Constitution, Article VII, Section 6(a); and

WHEREAS, pursuant to its home rule power, the City of Chicago may exercise any power and perform any function relating to its government and affairs, including the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the Corporate Authorities of the City of Chicago have encountered businesses selling products typically labeled as “bath salts” and containing central nervous stimulants known as synthetic cathinones; and

WHEREAS, synthetic cathinones have been found to produce effects similar to amphetamine, cathinone, cocaine, MDEA, MDMA (ecstasy), methcathinone, and methamphetamine; and

WHEREAS, several synthetic cathinones are not yet categorized as illegal controlled substances under State or Federal law; and

WHEREAS, products containing synthetic cathinones are particularly enticing to children and young adults due to their availability at neighborhood stores and their marketing as being legal; and

WHEREAS, the ingestion of synthetic cathinones can cause adverse health effects such as hypertension (increased blood pressure), tachycardia (increased heart rate), agitation, hallucinations, extreme paranoia, delusions, and violent episodes; and

WHEREAS, a total of 5,625 synthetic cathinone cases were reported to U.S. poison centers between January 1, 2011 and October 31, 2011; and

WHEREAS, the Illinois Poison Control Center has managed 237 synthetic cathinone exposures between November 1, 2010 and November 30, 2011, including two deaths; and

WHEREAS, the City Council of the City of Chicago hereby finds that it is in the best interest of the public health, safety and welfare to prohibit the sale of synthetic stimulants in the City; NOW THEREFORE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. The above recitals are expressly incorporated herein and made part hereof as though fully set forth herein.

SECTION 2. Chapter 4-4 of the Municipal Code of Chicago is hereby amended by inserting a new Section 4-4-334 as follows:

4-4-334 Synthetic stimulants.

(a) As used in this Section, "synthetic stimulant" means any product, whether labeled as bath salts, novelty collector's items, plant food, or otherwise labeled, and whether marketed for the purpose of being smoked, sniffed, snorted, injected, ingested or otherwise marketed, which includes one or more of the following substances:

- (1) 3, 4-Methylenedioxymethcathinone; some trade or other names: Methylone; or
- (2) 3, 4-Methylenedioxypropylone; some trade or other names: MDVP; or
- (3) 4-Methylmethcathinone; some trade or other names: Mephedrone; or
- (4) 4-methoxymethcathinone; or
- (5) 4-Fluoromethcathinone; or
- (6) 3-Fluoromethcathinone; or
- (7) any other non-prescription substance that has a chemical structure and/or pharmacological effect substantially similar to amphetamine, cathinone, cocaine, MDEA, MDMA (ecstasy), methcathinone, or methamphetamine.

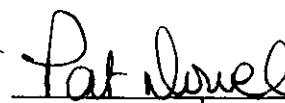
(b) No licensee under this Code shall sell, offer for sale, give away, barter, exchange or otherwise furnish any synthetic stimulant in the City of Chicago.

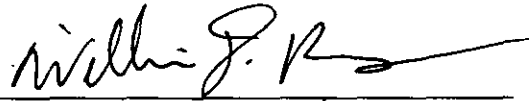
(c) Except as otherwise provided in this Chapter, any person who violates any of the requirements of this Section or any regulation promulgated thereunder shall be fined not less than \$500.00 nor more than \$1000.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense to which a separate fine shall apply.

(d) Any violation of this Section or any regulation promulgated thereunder may result in license suspension or revocation in accordance with the requirements of Section 4-4-280 of this Code.

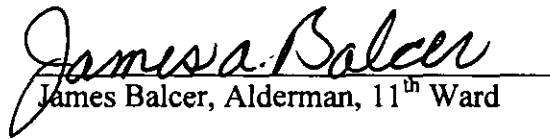
SECTION 3. This ordinance shall be in full force and effect upon passage and publication.


Bob Fioretti, Alderman, 2nd Ward

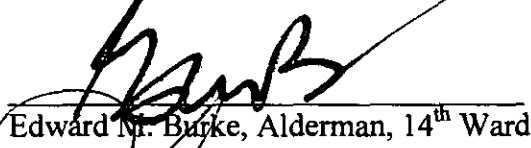

Pat Dowell, 3rd Ward



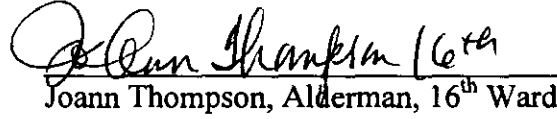
Will Burns, Alderman, 4th Ward



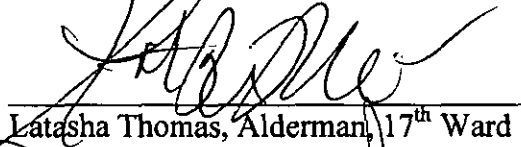
James Balcer, Alderman, 11th Ward



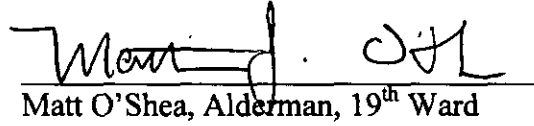
Edward M. Burke, Alderman, 14th Ward



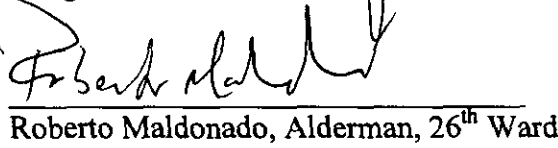
Joann Thompson, Alderman, 16th Ward



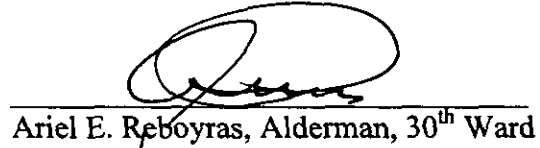
Latasha Thomas, Alderman, 17th Ward



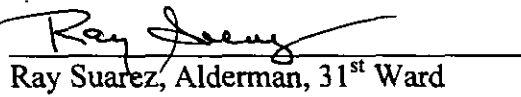
Matt O'Shea, Alderman, 19th Ward



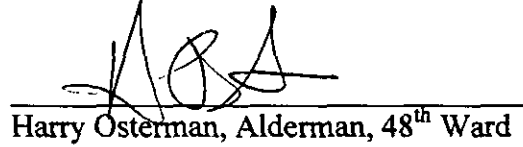
Roberto Maldonado, Alderman, 26th Ward



Ariel E. Reboyras, Alderman, 30th Ward



Ray Suarez, Alderman, 31st Ward



Harry Osterman, Alderman, 48th Ward