

# HB0631



## 101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

**HB0631**

by Rep. Michael J. Madigan

### SYNOPSIS AS INTRODUCED:

720 ILCS 5/33-5

Amends the Criminal Code of 2012. Makes a technical change in a Section concerning preservation of evidence.

LRB101 03629 SLF 48637 b

A BILL FOR

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 Criminal Code of 2012 is amended by changing  
5 Section 33-5 as follows:

6 (720 ILCS 5/33-5)

7 Sec. 33-5. Preservation of evidence.

8 (a) It is unlawful for a law enforcement agency or an agent  
9 acting on behalf of the ~~the~~ law enforcement agency to  
10 intentionally fail to comply with the provisions of subsection  
11 (a) of Section 116-4 of the Code of Criminal Procedure of 1963.

12 (b) Sentence. A person who violates this Section is guilty  
13 of a Class 4 felony.

14 (c) For purposes of this Section, "law enforcement agency"  
15 has the meaning ascribed to it in subsection (e) of Section  
16 116-4 of the Code of Criminal Procedure of 1963.

17 (Source: P.A. 91-871, eff. 1-1-01; 92-459, eff. 8-22-01.)