



Sen. Ann Gillespie

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10200HB0601sam001

LRB102 04273 NLB 38748 a

1 AMENDMENT TO HOUSE BILL 601

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 601 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 2012 is amended by  
5 changing Section 19-2 as follows:

6 (720 ILCS 5/19-2) (from Ch. 38, par. 19-2)

7 Sec. 19-2. Possession of burglary tools.

8 (a) A person commits possession of burglary tools when he  
9 or she possesses any key, tool, instrument, device, or any  
10 explosive, suitable for use in breaking into a building,  
11 housetrailer, watercraft, aircraft, motor vehicle, railroad  
12 car, or any depository designed for the safekeeping of  
13 property, or any part thereof, with intent to enter that place  
14 and with intent to commit therein a felony or theft. The trier  
15 of fact may infer from the possession of a key designed for  
16 lock bumping an intent to commit a felony or theft; however,

1 this inference does not apply to any peace officer or other  
2 employee of a law enforcement agency, or to any person or  
3 agency licensed under the Private Detective, Private Alarm,  
4 Private Security, Fingerprint Vendor, and Locksmith Act of  
5 2004. For the purposes of this Section, "lock bumping" means a  
6 lock picking technique for opening a pin tumbler lock using a  
7 specially-crafted bumpkey.

8 (a-5) A person also commits possession of burglary tools  
9 when he or she, knowingly and with the intent to enter the  
10 motor vehicle and with the intent to commit therein a felony or  
11 theft, possesses a device designed to:

12 (1) unlock or start a motor vehicle without the use or  
13 possession of the key to the motor vehicle; or

14 (2) capture or duplicate a signal from the key fob of a  
15 motor vehicle to unlock or start the motor vehicle without  
16 the use or possession of the key to the motor vehicle.

17 (b) Sentence. Possession of burglary tools is a Class 4  
18 felony.

19 (Source: P.A. 97-1108, eff. 1-1-13.)".