

HB1098



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB1098

Introduced 2/17/2021, by Rep. Emanuel Chris Welch

SYNOPSIS AS INTRODUCED:

720 ILCS 5/7-1

from Ch. 38, par. 7-1

Amends the Criminal Code of 2012. Makes a technical change in a Section concerning the use of force in defense of a person.

LRB102 03112 RLC 13125 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
5 changing Section 7-1 as follows:

6 (720 ILCS 5/7-1) (from Ch. 38, par. 7-1)

7 Sec. 7-1. Use of force in defense of person.

8 (a) A person is justified in the ~~the~~ use of force against
9 another when and to the extent that he reasonably believes
10 that such conduct is necessary to defend himself or another
11 against such other's imminent use of unlawful force. However,
12 he is justified in the use of force which is intended or likely
13 to cause death or great bodily harm only if he reasonably
14 believes that such force is necessary to prevent imminent
15 death or great bodily harm to himself or another, or the
16 commission of a forcible felony.

17 (b) In no case shall any act involving the use of force
18 justified under this Section give rise to any claim or
19 liability brought by or on behalf of any person acting within
20 the definition of "aggressor" set forth in Section 7-4 of this
21 Article, or the estate, spouse, or other family member of such
22 a person, against the person or estate of the person using such
23 justified force, unless the use of force involves willful or

1 wanton misconduct.

2 (Source: P.A. 93-832, eff. 7-28-04.)