

# SB1933



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

SB1933

Introduced 2/26/2021, by Sen. Steve McClure

#### SYNOPSIS AS INTRODUCED:

720 ILCS 5/31-4

from Ch. 38, par. 31-4

Amends the Criminal Code of 2012. Defines "concealment" for purposes of the obstructing justice statute. Defines "concealment" as hiding evidence in a manner that makes its recovery substantially more difficult or impossible. Effective immediately.

LRB102 16281 RLC 21663 b

CORRECTIONAL  
BUDGET AND  
IMPACT NOTE ACT  
MAY APPLY

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 31-4 as follows:

6 (720 ILCS 5/31-4) (from Ch. 38, par. 31-4)

7 Sec. 31-4. Obstructing justice.

8 (a) A person obstructs justice when, with intent to  
9 prevent the apprehension or obstruct the prosecution or  
10 defense of any person, he or she knowingly commits any of the  
11 following acts:

12 (1) Destroys, alters, conceals or disguises physical  
13 evidence, plants false evidence, furnishes false  
14 information; or

15 (2) Induces a witness having knowledge material to the  
16 subject at issue to leave the State or conceal himself or  
17 herself; or

18 (3) Possessing knowledge material to the subject at  
19 issue, he or she leaves the State or conceals himself; or

20 (4) If a parent, legal guardian, or caretaker of a  
21 child under 13 years of age reports materially false  
22 information to a law enforcement agency, medical examiner,  
23 coroner, State's Attorney, or other governmental agency

1 during an investigation of the disappearance or death of a  
2 child under circumstances described in subsection (a) or  
3 (b) of Section 10-10 of this Code.

4 (b) Sentence.

5 (1) Obstructing justice is a Class 4 felony, except as  
6 provided in paragraph (2) of this subsection (b).

7 (2) Obstructing justice in furtherance of streetgang  
8 related or gang-related activity, as defined in Section 10  
9 of the Illinois Streetgang Terrorism Omnibus Prevention  
10 Act, is a Class 3 felony.

11 (c) For purposes of this Section, "concealment" means  
12 hiding evidence in a manner that makes its recovery  
13 substantially more difficult or impossible.

14 (Source: P.A. 97-1079, eff. 1-1-13.)

15 Section 99. Effective date. This Act takes effect upon  
16 becoming law.