



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004
HB4618

Introduced 02/04/04, by Kathleen A. Ryg

SYNOPSIS AS INTRODUCED:

720 ILCS 5/26-4.5 new

Amends the Criminal Code of 1961. Prohibits the use in a child care facility, public restroom, or health club of electronic devices capable of producing a visual image and of cell phones regardless of their capacity to produce a visual image. Permits the use of these devices for business or emergency use. Provides that a person who violates these provisions is guilty of a petty offense and shall be fined \$1,000.

LRB093 18260 RLC 43961 b

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 1961 is amended by adding
5 Section 26-4.5 as follows:

6 (720 ILCS 5/26-4.5 new)

7 Sec. 26-4.5. Cell phones and other electronic devices;
8 prohibited places.

9 (a) A person may not use in a child care facility, public
10 restroom, or health club:

11 (1) an electronic, mechanical, manual, electric,
12 digital, voltaic, or other device, instrument, or means
13 capable of recording, producing, duplicating, reproducing,
14 storing, copying, transmitting, or displaying a visual,
15 video, photographic, electronic, digital, recorded, or
16 other visual image, picture, or representation including,
17 but not limited to, a camera, photographic camera, video
18 camera, fiberoptic camera, motion picture camera,
19 television camera, camcorder, or videotaping device; or

20 (2) a cell phone of any type or kind regardless of its
21 capacity or lack of capacity to produce a visual image.

22 (b) Nothing in this Section prohibits the use of the
23 devices described in subsection (a) in the places described in
24 that subsection for business related purposes or for emergency
25 use.

26 (c) Sentence. A person who violates this Section is guilty
27 of a petty offense and shall be fined \$1,000.

28 (d) For the purposes of this Section, "child care facility"
29 has the meaning ascribed to it in Section 2.05 of the Child
30 Care Act of 1969.