



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

Introduced 02/09/04, by Chapin Rose - Dan Brady

SYNOPSIS AS INTRODUCED:

720 ILCS 5/20-1.4 new

Amends the Criminal Code of 1961. Creates the offense of aggravated controlled substance manufacturing arson. Provides that a person commits the offense of aggravated controlled substance manufacturing arson when he or she knowingly manufactures or attempts to manufacture a controlled substance in violation of the Illinois Controlled Substances Act and that act is a contributing cause of damage to any building or structure and: (1) he or she knows or reasonably should know that one or more persons are present in the building or structure or reside or dwell in the building or structure; or (2) any person suffers bodily harm; or (3) the building or structure is the dwelling place of another and a child under 13 years of age is present in the dwelling or structure. Provides that aggravated controlled substance manufacturing arson is a Class X felony for which the defendant shall be sentenced to a term of imprisonment of not less than 15 years and not more than 50 years.

LRB093 18802 RLC 44536 b

CORRECTIONAL
BUDGET AND
IMPACT NOTE ACT
MAY APPLY

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 20-1.4 as follows:

6 (720 ILCS 5/20-1.4 new)

7 Sec. 20-1.4. Aggravated controlled substance manufacturing
8 arson.

9 (a) A person commits the offense of aggravated controlled
10 substance manufacturing arson when he or she knowingly
11 manufactures or attempts to manufacture a controlled substance
12 in violation of the Illinois Controlled Substances Act and that
13 act is a contributing cause of damage to any building or
14 structure and:

15 (1) he or she knows or reasonably should know that one
16 or more persons are present in the building or structure or
17 reside or dwell in the building or structure; or

18 (2) any person suffers bodily harm; or

19 (3) the building or structure is the dwelling place of
20 another and a child under 13 years of age is present in the
21 dwelling or structure.

22 (b) Aggravated controlled substance manufacturing arson is
23 a Class X felony for which the defendant shall be sentenced to
24 a term of imprisonment of not less than 15 years and not more
25 than 50 years.