

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 changing
5 Sections 7-1, 7-2, and 7-3 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 use of force against
9 another when and to the extent that he reasonably believes that
10 such conduct is necessary to defend himself or another against
11 such other's imminent use of unlawful force. However, he is
12 justified in the use of force which is intended or likely to
13 cause death or great bodily harm only if he reasonably believes
14 that such force is necessary to prevent imminent death or great
15 bodily harm to himself or another, or the commission of a
16 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
24 wanton misconduct.

25 (Source: Laws 1961, p. 1983.)

26 (720 ILCS 5/7-2) (from Ch. 38, par. 7-2)

27 Sec. 7-2. Use of force in defense of dwelling.

28 (a) A person is justified in the use of force against
29 another when and to the extent that he reasonably believes that
30 such conduct is necessary to prevent or terminate such other's
31 unlawful entry into or attack upon a dwelling. However, he is

1 justified in the use of force which is intended or likely to
2 cause death or great bodily harm only if:

3 (1) ~~(a)~~ The entry is made or attempted in a violent,
4 riotous, or tumultuous manner, and he reasonably believes
5 that such force is necessary to prevent an assault upon, or
6 offer of personal violence to, him or another then in the
7 dwelling, or

8 (2) ~~(b)~~ He reasonably believes that such force is
9 necessary to prevent the commission of a felony in the
10 dwelling.

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

19 (Source: Laws 1967, p. 696.)

20 (720 ILCS 5/7-3) (from Ch. 38, par. 7-3)

21 Sec. 7-3. Use of force in defense of other property.

22 (a) A person is justified in the use of force against
23 another when and to the extent that he reasonably believes that
24 such conduct is necessary to prevent or terminate such other's
25 trespass on or other tortious or criminal interference with
26 either real property (other than a dwelling) or personal
27 property, lawfully in his possession or in the possession of
28 another who is a member of his immediate family or household or
29 of a person whose property he has a legal duty to protect.
30 However, he is justified in the use of force which is intended
31 or likely to cause death or great bodily harm only if he
32 reasonably believes that such force is necessary to prevent the
33 commission of a forcible felony.

34 (b) In no case shall any act involving the use of force
35 justified under this Section give rise to any claim or

1 liability brought by or on behalf of any person acting within
2 the definition of "aggressor" set forth in Section 7-4 of this
3 Article, or the estate, spouse, or other family member of such
4 a person, against the person or estate of the person using such
5 justified force, unless the use of force involves willful or
6 wanton misconduct.

7 (Source: Laws 1961, p. 1983.)

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.