



Rep. Annazette Collins

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09400HB0166ham001

LRB094 05040 RLC 40823 a

1 AMENDMENT TO HOUSE BILL 166

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 166 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Juvenile Court Act of 1987 is amended by  
5 changing Section 5-170 as follows:

6 (705 ILCS 405/5-170)

7 Sec. 5-170. Representation by counsel.

8 (a) In a proceeding under this Article, a minor who was  
9 under 13 years of age at the time of the commission of an act  
10 that if committed by an adult would be a violation of Section  
11 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.2, 9-3.3, 12-13, 12-14,  
12 12-14.1, 12-15, or 12-16 of the Criminal Code of 1961 must be  
13 represented by counsel during the entire custodial  
14 interrogation of the minor.

15 (b) In any court proceeding under this Article, a minor may  
16 not waive the right to the assistance of counsel in his or her  
17 defense.

18 (Source: P.A. 91-915, eff. 1-1-01; 92-16, eff. 6-28-01.)

19 Section 10. The Code of Criminal Procedure of 1963 is  
20 amended by adding Section 115-1.5 as follows:

21 (725 ILCS 5/115-1.5 new)

22 Sec. 115-1.5. Waiver of counsel in any court proceeding by

1 persons under 17 years of age prohibited. A person under 17  
2 years of age may not waive the right to the assistance of  
3 counsel in his or her defense in any court proceeding.

4 Section 99. Effective date. This Act takes effect upon  
5 becoming law.".