



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB1332

Introduced 02/09/05, by Rep. John J. Millner

SYNOPSIS AS INTRODUCED:

720 ILCS 5/11-9

from Ch. 38, par. 11-9

Amends the Criminal Code of 1961. Provides that a person who performs a sexual act as defined in the statute concerning the offense of sexual exploitation of a child (rather than an act of sexual penetration or sexual conduct) in a public place commits public indecency.

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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 changing
5 Section 11-9 as follows:

6 (720 ILCS 5/11-9) (from Ch. 38, par. 11-9)

7 Sec. 11-9. Public indecency.

8 (a) Any person of the age of 17 years and upwards who
9 performs any of the following acts in a public place commits a
10 public indecency:

11 (1) A sexual act as defined in subsection (b) of
12 Section 11-9.1 ~~An act of sexual penetration or sexual~~
13 ~~conduct as defined in Section 12-12~~ of this Code; or

14 (2) A lewd exposure of the body done with intent to
15 arouse or to satisfy the sexual desire of the person.

16 Breast-feeding of infants is not an act of public
17 indecency.

18 (b) "Public place" for purposes of this Section means any
19 place where the conduct may reasonably be expected to be viewed
20 by others.

21 (c) Sentence.

22 Public indecency is a Class A misdemeanor. A person
23 convicted of a third or subsequent violation for public
24 indecency is guilty of a Class 4 felony.

25 (Source: P.A. 91-115, eff. 1-1-00.)