

# HB5032



## 95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB5032

by Rep. Arthur L. Turner

### SYNOPSIS AS INTRODUCED:

720 ILCS 5/16A-6

from Ch. 38, par. 16A-6

Amends the Criminal Code of 1961. Makes a technical change in a Section concerning an affirmative defense to retail theft.

LRB095 19342 RLC 45637 b

A BILL FOR

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 16A-6 as follows:

6 (720 ILCS 5/16A-6) (from Ch. 38, par. 16A-6)

7 Sec. 16A-6. Affirmative Defense. A detention as permitted  
8 in this Article does not constitute an arrest or an unlawful  
9 restraint, as defined in Section 10-3 of this Code, nor shall  
10 it render the ~~the~~ merchant liable to the person so detained.

11 (Source: P.A. 79-840.)