

# HB5146



## 95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB5146

by Rep. John E. Bradley

### SYNOPSIS AS INTRODUCED:

720 ILCS 5/39-1

from Ch. 38, par. 39-1

Amends the Criminal Code of 1961. Makes a technical change in a Section concerning usury.

LRB095 19344 RLC 45639 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 39-1 as follows:

6 (720 ILCS 5/39-1) (from Ch. 38, par. 39-1)

7 Sec. 39-1. Criminal Usury.

8 (a) Any person commits criminal usury when, in exchange for  
9 either a loan of money or other property or forbearance from  
10 the ~~the~~ collection of such a loan, he knowingly contracts for  
11 or receives from an individual, directly or indirectly,  
12 interest, discount or other consideration at a rate greater  
13 than 20% per annum either before or after the maturity of the  
14 loan.

15 (b) When a person has in his personal or constructive  
16 possession records, memoranda, or other documentary record of  
17 usurious loans it shall be prima facie evidence that he has  
18 violated Subsection 39-1(a) hereof.

19 (Source: P.A. 76-1879.)