

1 AN ACT concerning criminal law, which may be referred to as
2 the Child Protection Act of 2008.

3 **Be it enacted by the People of the State of Illinois,**
4 **represented in the General Assembly:**

5 Section 5. The Criminal Code of 1961 is amended by changing
6 Sections 11-9.4, 11-21, 11-23, and 11-24 and by adding Sections
7 10-8.1 and 11-6.6 as follows:

8 (720 ILCS 5/10-8.1 new)

9 Sec. 10-8.1. Unlawful sending of a public conveyance travel
10 ticket to a minor.

11 (a) In this Section, "public conveyance" has the meaning
12 ascribed to it in Section 10-8 of this Code.

13 (b) A person commits the offense of unlawful sending of a
14 public conveyance travel ticket to a minor when the person,
15 other than for a lawful purpose under Illinois law, without the
16 consent of the minor's parent or guardian:

17 (1) knowingly sends, causes to be sent, or purchases a
18 public conveyance travel ticket to any location for a
19 person known by the offender to be an unemancipated minor
20 under 17 years of age or a person he or she believes to be a
21 minor under 17 years of age, other than for a lawful
22 purpose under Illinois law; or

23 (2) knowingly arranges for travel to any location on

1 any public conveyance for a person known by the offender to
2 be an unemancipated minor under 17 years of age or a person
3 he or she believes to be a minor under 17 years of age,
4 other than for a lawful purpose under Illinois law.

5 (b-5) Telecommunications carriers, commercial mobile
6 service providers, and providers of information services,
7 including, but not limited to, Internet service providers and
8 hosting service providers, are not liable under this Section,
9 except for willful and wanton misconduct, by virtue of the
10 transmission, storage, or caching of electronic communications
11 or messages of others or by virtue of the provision of other
12 related telecommunications, commercial mobile services, or
13 information services used by others in violation of this
14 Section.

15 (c) Sentence. Unlawful sending of a public conveyance
16 travel ticket to a minor is a Class A misdemeanor. A person who
17 commits unlawful sending of a public conveyance travel ticket
18 to a minor who believes that he or she is at least 5 years older
19 than the minor is guilty of a Class 4 felony.

20 (720 ILCS 5/11-6.6 new)

21 Sec. 11-6.6. Solicitation to meet a child.

22 (a) A person of the age of 18 or more years commits the
23 offense of solicitation to meet a child if the person while
24 using a computer, cellular telephone, or any other device, with
25 the intent to meet a child or one whom he or she believes to be

1 a child, solicits, entices, induces, or arranges with the child
2 to meet at a location without the knowledge of the child's
3 parent or guardian and the meeting with the child is arranged
4 for a purpose other than a lawful purpose under Illinois law.

5 (b) Sentence. Solicitation to meet a child is a Class A
6 misdemeanor. Solicitation to meet a child is a Class 4 felony
7 when the solicitor believes he or she is 5 or more years older
8 than the child.

9 (c) For purposes of this Section, "child" means any person
10 under 17 years of age; and "computer" has the meaning ascribed
11 to it in Section 16D-2 of this Code.

12 (720 ILCS 5/11-9.4)

13 (Text of Section after amendment by P.A. 95-640)

14 Sec. 11-9.4. Approaching, contacting, residing, or
15 communicating with a child within certain places by child sex
16 offenders prohibited.

17 (a) It is unlawful for a child sex offender to knowingly be
18 present in any public park building or on real property
19 comprising any public park when persons under the age of 18 are
20 present in the building or on the grounds and to approach,
21 contact, or communicate with a child under 18 years of age,
22 unless the offender is a parent or guardian of a person under
23 18 years of age present in the building or on the grounds.

24 (b) It is unlawful for a child sex offender to knowingly
25 loiter on a public way within 500 feet of a public park

1 building or real property comprising any public park while
2 persons under the age of 18 are present in the building or on
3 the grounds and to approach, contact, or communicate with a
4 child under 18 years of age, unless the offender is a parent or
5 guardian of a person under 18 years of age present in the
6 building or on the grounds.

7 (b-5) It is unlawful for a child sex offender to knowingly
8 reside within 500 feet of a playground, child care institution,
9 day care center, part day child care facility, or a facility
10 providing programs or services exclusively directed toward
11 persons under 18 years of age. Nothing in this subsection (b-5)
12 prohibits a child sex offender from residing within 500 feet of
13 a playground or a facility providing programs or services
14 exclusively directed toward persons under 18 years of age if
15 the property is owned by the child sex offender and was
16 purchased before the effective date of this amendatory Act of
17 the 91st General Assembly. Nothing in this subsection (b-5)
18 prohibits a child sex offender from residing within 500 feet of
19 a child care institution, day care center, or part day child
20 care facility if the property is owned by the child sex
21 offender and was purchased before the effective date of this
22 amendatory Act of the 94th General Assembly.

23 (b-6) It is unlawful for a child sex offender to knowingly
24 reside within 500 feet of the victim of the sex offense.
25 Nothing in this subsection (b-6) prohibits a child sex offender
26 from residing within 500 feet of the victim if the property in

1 which the child sex offender resides is owned by the child sex
2 offender and was purchased before the effective date of this
3 amendatory Act of the 92nd General Assembly.

4 This subsection (b-6) does not apply if the victim of the
5 sex offense is 21 years of age or older.

6 (b-7) It is unlawful for a child sex offender to knowingly
7 communicate, other than for a lawful purpose under Illinois
8 law, using the Internet or any other digital media, with a
9 person under 18 years of age or with a person whom he or she
10 believes to be a person under 18 years of age, unless the
11 offender is a parent or guardian of the person under 18 years
12 of age.

13 (c) It is unlawful for a child sex offender to knowingly
14 operate, manage, be employed by, volunteer at, be associated
15 with, or knowingly be present at any: (i) facility providing
16 programs or services exclusively directed towards persons
17 under the age of 18; (ii) day care center; (iii) part day child
18 care facility; (iv) child care institution, or (v) school
19 providing before and after school programs for children under
20 18 years of age. This does not prohibit a child sex offender
21 from owning the real property upon which the programs or
22 services are offered or upon which the day care center, part
23 day child care facility, child care institution, or school
24 providing before and after school programs for children under
25 18 years of age is located, provided the child sex offender
26 refrains from being present on the premises for the hours

1 during which: (1) the programs or services are being offered or
2 (2) the day care center, part day child care facility, child
3 care institution, or school providing before and after school
4 programs for children under 18 years of age is operated.

5 (c-5) It is unlawful for a child sex offender to knowingly
6 operate, manage, be employed by, or be associated with any
7 county fair when persons under the age of 18 are present.

8 (d) Definitions. In this Section:

9 (1) "Child sex offender" means any person who:

10 (i) has been charged under Illinois law, or any
11 substantially similar federal law or law of another
12 state, with a sex offense set forth in paragraph (2) of
13 this subsection (d) or the attempt to commit an
14 included sex offense, and:

15 (A) is convicted of such offense or an attempt
16 to commit such offense; or

17 (B) is found not guilty by reason of insanity
18 of such offense or an attempt to commit such
19 offense; or

20 (C) is found not guilty by reason of insanity
21 pursuant to subsection (c) of Section 104-25 of the
22 Code of Criminal Procedure of 1963 of such offense
23 or an attempt to commit such offense; or

24 (D) is the subject of a finding not resulting
25 in an acquittal at a hearing conducted pursuant to
26 subsection (a) of Section 104-25 of the Code of

1 Criminal Procedure of 1963 for the alleged
2 commission or attempted commission of such
3 offense; or

4 (E) is found not guilty by reason of insanity
5 following a hearing conducted pursuant to a
6 federal law or the law of another state
7 substantially similar to subsection (c) of Section
8 104-25 of the Code of Criminal Procedure of 1963 of
9 such offense or of the attempted commission of such
10 offense; or

11 (F) is the subject of a finding not resulting
12 in an acquittal at a hearing conducted pursuant to
13 a federal law or the law of another state
14 substantially similar to subsection (a) of Section
15 104-25 of the Code of Criminal Procedure of 1963
16 for the alleged violation or attempted commission
17 of such offense; or

18 (ii) is certified as a sexually dangerous person
19 pursuant to the Illinois Sexually Dangerous Persons
20 Act, or any substantially similar federal law or the
21 law of another state, when any conduct giving rise to
22 such certification is committed or attempted against a
23 person less than 18 years of age; or

24 (iii) is subject to the provisions of Section 2 of
25 the Interstate Agreements on Sexually Dangerous
26 Persons Act.

1 Convictions that result from or are connected with the
2 same act, or result from offenses committed at the same
3 time, shall be counted for the purpose of this Section as
4 one conviction. Any conviction set aside pursuant to law is
5 not a conviction for purposes of this Section.

6 (2) Except as otherwise provided in paragraph (2.5),
7 "sex offense" means:

8 (i) A violation of any of the following Sections of
9 the Criminal Code of 1961: 10-7 (aiding and abetting
10 child abduction under Section 10-5(b)(10)),
11 10-5(b)(10) (child luring), 11-6 (indecent
12 solicitation of a child), 11-6.5 (indecent
13 solicitation of an adult), 11-9 (public indecency when
14 committed in a school, on the real property comprising
15 a school, on a conveyance owned, leased, or contracted
16 by a school to transport students to or from school or
17 a school related activity, or in a public park), 11-9.1
18 (sexual exploitation of a child), 11-15.1 (soliciting
19 for a juvenile prostitute), 11-17.1 (keeping a place of
20 juvenile prostitution), 11-18.1 (patronizing a
21 juvenile prostitute), 11-19.1 (juvenile pimping),
22 11-19.2 (exploitation of a child), 11-20.1 (child
23 pornography), 11-20.3 (aggravated child pornography),
24 11-21 (harmful material), 12-14.1 (predatory criminal
25 sexual assault of a child), 12-33 (ritualized abuse of
26 a child), 11-20 (obscenity) (when that offense was

1 committed in any school, on real property comprising
2 any school, on any conveyance owned, leased, or
3 contracted by a school to transport students to or from
4 school or a school related activity, or in a public
5 park). An attempt to commit any of these offenses.

6 (ii) A violation of any of the following Sections
7 of the Criminal Code of 1961, when the victim is a
8 person under 18 years of age: 12-13 (criminal sexual
9 assault), 12-14 (aggravated criminal sexual assault),
10 12-15 (criminal sexual abuse), 12-16 (aggravated
11 criminal sexual abuse). An attempt to commit any of
12 these offenses.

13 (iii) A violation of any of the following Sections
14 of the Criminal Code of 1961, when the victim is a
15 person under 18 years of age and the defendant is not a
16 parent of the victim:

17 10-1 (kidnapping),
18 10-2 (aggravated kidnapping),
19 10-3 (unlawful restraint),
20 10-3.1 (aggravated unlawful restraint).

21 An attempt to commit any of these offenses.

22 (iv) A violation of any former law of this State
23 substantially equivalent to any offense listed in
24 clause (2)(i) of this subsection (d).

25 (2.5) For the purposes of subsection (b-5) only, a sex
26 offense means:

1 (i) A violation of any of the following Sections of
2 the Criminal Code of 1961:

3 10-5(b)(10) (child luring), 10-7 (aiding and
4 abetting child abduction under Section
5 10-5(b)(10)), 11-6 (indecent solicitation of a
6 child), 11-6.5 (indecent solicitation of an
7 adult), 11-15.1 (soliciting for a juvenile
8 prostitute), 11-17.1 (keeping a place of juvenile
9 prostitution), 11-18.1 (patronizing a juvenile
10 prostitute), 11-19.1 (juvenile pimping), 11-19.2
11 (exploitation of a child), 11-20.1 (child
12 pornography), 11-20.3 (aggravated child
13 pornography), 12-14.1 (predatory criminal sexual
14 assault of a child), or 12-33 (ritualized abuse of
15 a child). An attempt to commit any of these
16 offenses.

17 (ii) A violation of any of the following Sections
18 of the Criminal Code of 1961, when the victim is a
19 person under 18 years of age: 12-13 (criminal sexual
20 assault), 12-14 (aggravated criminal sexual assault),
21 12-16 (aggravated criminal sexual abuse), and
22 subsection (a) of Section 12-15 (criminal sexual
23 abuse). An attempt to commit any of these offenses.

24 (iii) A violation of any of the following Sections
25 of the Criminal Code of 1961, when the victim is a
26 person under 18 years of age and the defendant is not a

1 parent of the victim:

2 10-1 (kidnapping),

3 10-2 (aggravated kidnapping),

4 10-3 (unlawful restraint),

5 10-3.1 (aggravated unlawful restraint).

6 An attempt to commit any of these offenses.

7 (iv) A violation of any former law of this State
8 substantially equivalent to any offense listed in this
9 paragraph (2.5) of this subsection.

10 (3) A conviction for an offense of federal law or the
11 law of another state that is substantially equivalent to
12 any offense listed in paragraph (2) of this subsection (d)
13 shall constitute a conviction for the purpose of this
14 Section. A finding or adjudication as a sexually dangerous
15 person under any federal law or law of another state that
16 is substantially equivalent to the Sexually Dangerous
17 Persons Act shall constitute an adjudication for the
18 purposes of this Section.

19 (4) "Public park" includes a park, forest preserve, or
20 conservation area under the jurisdiction of the State or a
21 unit of local government.

22 (5) "Facility providing programs or services directed
23 towards persons under the age of 18" means any facility
24 providing programs or services exclusively directed
25 towards persons under the age of 18.

26 (6) "Loiter" means:

1 (i) Standing, sitting idly, whether or not the
2 person is in a vehicle or remaining in or around public
3 park property.

4 (ii) Standing, sitting idly, whether or not the
5 person is in a vehicle or remaining in or around public
6 park property, for the purpose of committing or
7 attempting to commit a sex offense.

8 (7) "Playground" means a piece of land owned or
9 controlled by a unit of local government that is designated
10 by the unit of local government for use solely or primarily
11 for children's recreation.

12 (8) "Child care institution" has the meaning ascribed
13 to it in Section 2.06 of the Child Care Act of 1969.

14 (9) "Day care center" has the meaning ascribed to it in
15 Section 2.09 of the Child Care Act of 1969.

16 (10) "Part day child care facility" has the meaning
17 ascribed to it in Section 2.10 of the Child Care Act of
18 1969.

19 (11) "Internet" means an interactive computer service
20 or system or an information service, system, or access
21 software provider that provides or enables computer access
22 by multiple users to a computer server, and includes, but
23 is not limited to, an information service, system, or
24 access software provider that provides access to a network
25 system commonly known as the Internet, or any comparable
26 system or service and also includes, but is not limited to,

1 a World Wide Web page, newsgroup, message board, mailing
2 list, or chat area on any interactive computer service or
3 system or other online service.

4 (e) Sentence. A person who violates this Section is guilty
5 of a Class 4 felony.

6 (Source: P.A. 94-925, eff. 6-26-06; 95-32, eff. 1-1-08; 95-640,
7 eff. 6-1-08; revised 10-30-07.)

8 (720 ILCS 5/11-21) (from Ch. 38, par. 11-21)

9 Sec. 11-21. Harmful material.

10 (a) As used in this Section:

11 "Distribute" means transfer possession of, whether
12 with or without consideration.

13 "Harmful to minors" means that quality of any
14 description or representation, in whatever form, of
15 nudity, sexual conduct, sexual excitement, or
16 sado-masochistic abuse, when, taken as a whole, it (i)
17 predominately appeals to the prurient interest in sex of
18 minors, (ii) is patently offensive to prevailing standards
19 in the adult community in the State as a whole with respect
20 to what is suitable material for minors, and (iii) lacks
21 serious literary, artistic, political, or scientific value
22 for minors.

23 "Knowingly" means having knowledge of the contents of
24 the subject matter, or recklessly failing to exercise
25 reasonable inspection which would have disclosed the

1 contents.

2 "Material" means (i) any picture, photograph, drawing,
3 sculpture, film, video game, computer game, video or
4 similar visual depiction, including any such
5 representation or image which is stored electronically, or
6 (ii) any book, magazine, printed matter however
7 reproduced, or recorded audio of any sort.

8 "Minor" means any person under the age of 18.

9 "Nudity" means the showing of the human male or female
10 genitals, pubic area or buttocks with less than a full
11 opaque covering, or the showing of the female breast with
12 less than a fully opaque covering of any portion below the
13 top of the nipple, or the depiction of covered male
14 genitals in a discernably turgid state.

15 "Sado-masochistic abuse" means flagellation or torture
16 by or upon a person clad in undergarments, a mask or
17 bizarre costume, or the condition of being fettered, bound
18 or otherwise physically restrained on the part of one
19 clothed for sexual gratification or stimulation.

20 "Sexual conduct" means acts of masturbation, sexual
21 intercourse, or physical contact with a person's clothed or
22 unclothed genitals, pubic area, buttocks or, if such person
23 be a female, breast.

24 "Sexual excitement" means the condition of human male
25 or female genitals when in a state of sexual stimulation or
26 arousal.

1 (b) A person is guilty of distributing harmful material to
2 a minor when he or she:

3 (1) knowingly sells, lends, distributes, or gives away
4 to a minor, knowing that the minor is under the age of 18
5 or failing to exercise reasonable care in ascertaining the
6 person's true age:

7 (A) any material which depicts nudity, sexual
8 conduct or sado-masochistic abuse, or which contains
9 explicit and detailed verbal descriptions or narrative
10 accounts of sexual excitement, sexual conduct or
11 sado-masochistic abuse, and which taken as a whole is
12 harmful to minors;

13 (B) a motion picture, show, or other presentation
14 which depicts nudity, sexual conduct or
15 sado-masochistic abuse and is harmful to minors; or

16 (C) an admission ticket or pass to premises where
17 there is exhibited or to be exhibited such a motion
18 picture, show, or other presentation; or

19 (2) admits a minor to premises where there is exhibited
20 or to be exhibited such a motion picture, show, or other
21 presentation, knowing that the minor is a person under the
22 age of 18 or failing to exercise reasonable care in
23 ascertaining the person's true age.

24 (c) In any prosecution arising under this Section, it is an
25 affirmative defense:

26 (1) that the minor as to whom the offense is alleged to

1 have been committed exhibited to the accused a draft card,
2 driver's license, birth certificate or other official or
3 apparently official document purporting to establish that
4 the minor was 18 years of age or older, which was relied
5 upon by the accused;

6 (2) that the defendant was in a parental or
7 guardianship relationship with the minor or that the minor
8 was accompanied by a parent or legal guardian;

9 (3) that the defendant was a bona fide school, museum,
10 or public library, or was a person acting in the course of
11 his or her employment as an employee or official of such
12 organization or retail outlet affiliated with and serving
13 the educational purpose of such organization;

14 (4) that the act charged was committed in aid of
15 legitimate scientific or educational purposes; or

16 (5) that an advertisement of harmful material as
17 defined in this Section culminated in the sale or
18 distribution of such harmful material to a child under
19 circumstances where there was no personal confrontation of
20 the child by the defendant, his employees, or agents, as
21 where the order or request for such harmful material was
22 transmitted by mail, telephone, Internet or similar means
23 of communication, and delivery of such harmful material to
24 the child was by mail, freight, Internet or similar means
25 of transport, which advertisement contained the following
26 statement, or a substantially similar statement, and that

1 the defendant required the purchaser to certify that he or
2 she was not under the age of 18 and that the purchaser
3 falsely stated that he or she was not under the age of 18:
4 "NOTICE: It is unlawful for any person under the age of 18
5 to purchase the matter advertised. Any person under the age
6 of 18 that falsely states that he or she is not under the
7 age of 18 for the purpose of obtaining the material
8 advertised is guilty of a Class B misdemeanor under the
9 laws of the State."

10 (d) The predominant appeal to prurient interest of the
11 material shall be judged with reference to average children of
12 the same general age of the child to whom such material was
13 sold, lent, distributed or given, unless it appears from the
14 nature of the matter or the circumstances of its dissemination
15 or distribution that it is designed for specially susceptible
16 groups, in which case the predominant appeal of the material
17 shall be judged with reference to its intended or probable
18 recipient group.

19 (e) Distribution of harmful material in violation of this
20 Section is a Class A misdemeanor. A second or subsequent
21 offense is a Class 4 felony.

22 (f) Any person under the age of 18 that falsely states,
23 either orally or in writing, that he or she is not under the
24 age of 18, or that presents or offers to any person any
25 evidence of age and identity that is false or not actually his
26 or her own for the purpose of ordering, obtaining, viewing, or

1 otherwise procuring or attempting to procure or view any
2 harmful material is guilty of a Class B misdemeanor.

3 (g) A person over the age of 18 who fails to exercise
4 reasonable care in ascertaining the true age of a minor,
5 knowingly distributes to, or sends, or causes to be sent, or
6 exhibits to, or offers to distribute, or exhibits any harmful
7 material to a person that he or she believes is a minor is
8 guilty of a Class A misdemeanor. If that person utilized a
9 computer web camera, cellular telephone, or any other type of
10 device to manufacture the harmful material, then each offense
11 is a Class 4 felony.

12 (h) Telecommunications carriers, commercial mobile service
13 providers, and providers of information services, including,
14 but not limited to, Internet service providers and hosting
15 service providers, are not liable under this Section, except
16 for willful and wanton misconduct, by virtue of the
17 transmission, storage, or caching of electronic communications
18 or messages of others or by virtue of the provision of other
19 related telecommunications, commercial mobile services, or
20 information services used by others in violation of this
21 Section.

22 (Source: P.A. 94-315, eff. 1-1-06.)

23 (720 ILCS 5/11-23)

24 Sec. 11-23. Posting of identifying or graphic information
25 on a pornographic Internet site or possessing graphic

1 information with pornographic material.

2 (a) A person at least 17 years of age who discloses on an
3 adult obscenity or child pornography Internet site the name,
4 address, telephone number, or e-mail address of a person under
5 17 years of age at the time of the commission of the offense or
6 of a person at least 17 years of age without the consent of the
7 person at least 17 years of age is guilty of the offense of
8 posting of identifying information on a pornographic Internet
9 site.

10 (a-5) Any person who places, posts, reproduces, or
11 maintains on an adult obscenity or child pornography Internet
12 site a photograph, video, or digital image of a person under 18
13 years of age that is not child pornography under Section
14 11-20.1, without the knowledge and consent of the person under
15 18 years of age, is guilty of the offense of posting of graphic
16 information on a pornographic Internet site. This provision
17 applies even if the person under 18 years of age is fully or
18 properly clothed in the photograph, video, or digital image.

19 (a-10) Any person who places, posts, reproduces, or
20 maintains on an adult obscenity or child pornography Internet
21 site, or possesses with obscene or child pornographic material
22 a photograph, video, or digital image of a person under 18
23 years of age in which the child is posed in a suggestive manner
24 with the focus or concentration of the image on the child's
25 clothed genitals, clothed pubic area, clothed buttocks area, or
26 if the child is female, the breast exposed through transparent

1 clothing, and the photograph, video, or digital image is not
2 child pornography under Section 11-20.1, is guilty of posting
3 of graphic information on a pornographic Internet site or
4 possessing graphic information with pornographic material.

5 (b) Sentence. A person who violates subsection (a) of this
6 Section is guilty of a Class 4 felony if the victim is at least
7 17 years of age at the time of the offense and a Class 3 felony
8 if the victim is under 17 years of age at the time of the
9 offense. A person who violates subsection (a-5) of this Section
10 is guilty of a Class 4 felony. A person who violates subsection
11 (a-10) of this Section is guilty of a Class 3 felony.

12 (c) Definitions. For purposes of this Section:

13 (1) "Adult obscenity or child pornography Internet
14 site" means a site on the Internet that contains material
15 that is obscene as defined in Section 11-20 of this Code or
16 that is child pornography as defined in Section 11-20.1 of
17 this Code.

18 (2) "Internet" includes the World Wide Web, electronic
19 mail, a news group posting, or Internet file transfer.

20 (Source: P.A. 91-222, eff. 7-22-99.)

21 (720 ILCS 5/11-24)

22 Sec. 11-24. Child photography by sex offender.

23 (a) In this Section:

24 "Child" means a person under 18 years of age.

25 "Child sex offender" has the meaning ascribed to it in

1 Section 11-9.3 of this Code.

2 (b) It is unlawful for a child sex offender to knowingly:

3 (1) conduct or operate any type of business in which he
4 or she photographs, videotapes, or takes a digital image of
5 a child; or

6 (2) conduct or operate any type of business in which he
7 or she instructs or directs another person to photograph,
8 videotape, or take a digital image of a child; ~~or.~~

9 (3) photograph, videotape, or take a digital image of a
10 child, or instruct or direct another person to photograph,
11 videotape, or take a digital image of a child without the
12 consent of the parent or guardian.

13 (c) Sentence. A violation of this Section is a Class 2
14 felony. A person who violates this Section at a playground,
15 park facility, school, forest preserve, day care facility, or
16 at a facility providing programs or services directed to
17 persons under 17 years of age is guilty of a Class 1 felony.

18 (Source: P.A. 93-905, eff. 1-1-05.)