



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5225

Introduced 2/3/2010, by Rep. Dennis M. Reboletti

SYNOPSIS AS INTRODUCED:

720 ILCS 5/4-9

from Ch. 38, par. 4-9

Amends the Criminal Code of 1961. Provides that a person may be guilty of an offense without having, as to each element thereof, one of the mental states described in the Code if the offense is a petty offense (rather than a misdemeanor) which is not punishable by incarceration or by a fine exceeding \$1,000 (rather than \$500). Effective immediately.

LRB096 18300 RLC 33675 b

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 4-9 as follows:

6 (720 ILCS 5/4-9) (from Ch. 38, par. 4-9)

7 Sec. 4-9. Absolute liability.

8 A person may be guilty of an offense without having, as to
9 each element thereof, one of the mental states described in
10 Sections 4--4 through 4--7 if the offense is a petty offense
11 ~~misdemeanor~~ which is not punishable by incarceration or by a
12 fine exceeding \$1,000 ~~\$500~~, or the statute defining the offense
13 clearly indicates a legislative purpose to impose absolute
14 liability for the conduct described.

15 (Source: Laws 1961, p. 1983.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.