



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB2060

by Rep. Luis Arroyo

#### SYNOPSIS AS INTRODUCED:

720 ILCS 5/Art. 24.7 heading new  
720 ILCS 5/24.7-5 new

Amends the Criminal Code of 1961. Provides that a person shall not sell or offer to sell an aerosol spray paint can to any person under 18 years of age. Provides that any person, before selling an aerosol spray paint can to a prospective purchaser, must demand and be shown by the prospective purchaser adequate written evidence of the age and identity of the purchaser issued by a federal, state, county, or municipal government, or a subdivision or agency of that government. Provides that a seller of an aerosol spray paint can who violates this provision is guilty of a Class A misdemeanor. Provides that a person who knowingly uses spray paint to damage, deface, deform, or destroy the property of another person without the consent of the owner of that property is guilty of a Class A misdemeanor.

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CORRECTIONAL  
BUDGET AND  
IMPACT NOTE ACT  
MAY APPLY

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 adding  
5 Article 24.7 as follows:

6 (720 ILCS 5/Art. 24.7 heading new)

7 ARTICLE 24.7. AEROSOL SPRAY PAINT CAN

8 (720 ILCS 5/24.7-5 new)

9 Sec. 24.7-5. Sale of an aerosol spray paint can to persons  
10 under 18 prohibited.

11 (a) A person shall not sell or offer to sell an aerosol  
12 spray paint can to any person under 18 years of age.

13 (b) The seller of an aerosol spray paint can, before  
14 selling the aerosol spray paint can to a prospective purchaser,  
15 shall demand adequate written evidence of identity of the  
16 prospective purchaser and of the fact that he or she is over  
17 the age of 18 years. Adequate written evidence of age and  
18 identity of the prospective purchaser is a document issued by a  
19 federal, state, county, or municipal government, or a  
20 subdivision or agency of that government, including, but not  
21 limited to, a motor vehicle operator's license, a state  
22 identification card, a registration certificate issued under

1 the Federal Selective Service Act, or an identification card  
2 issued to a member of the Armed Forces.

3 (c) Sentence.

4 (1) A seller of an aerosol spray paint can who violates  
5 this Section is guilty of a Class A misdemeanor.

6 (2) A person who knowingly uses spray paint to damage,  
7 deface, deform, or destroy the property of another person  
8 without the consent of the owner of that property is guilty  
9 of a Class A misdemeanor.