

HB4396



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB4396

Introduced 1/30/2012, by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

720 ILCS 5/31-4

from Ch. 38, par. 31-4

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

LRB097 15388 RLC 60488 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 31-4 as follows:

6 (720 ILCS 5/31-4) (from Ch. 38, par. 31-4)

7 Sec. 31-4. Obstructing justice.

8 A person obstructs justice when, with intent to prevent the
9 ~~the~~ apprehension or obstruct the prosecution or defense of any
10 person, he knowingly commits any of the following acts:

11 (a) Destroys, alters, conceals or disguises physical
12 evidence, plants false evidence, furnishes false information;
13 or

14 (b) Induces a witness having knowledge material to the
15 subject at issue to leave the State or conceal himself; or

16 (c) Possessing knowledge material to the subject at issue,
17 he leaves the State or conceals himself.

18 (d) Sentence.

19 (1) Obstructing justice is a Class 4 felony, except as
20 provided in paragraph (2) of this subsection (d).

21 (2) Obstructing justice in furtherance of streetgang
22 related or gang-related activity, as defined in Section 10
23 of the Illinois Streetgang Terrorism Omnibus Prevention

1 Act, is a Class 3 felony.

2 (Source: P.A. 90-363, eff. 1-1-98.)