

SB3163



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB3163

Introduced 2/1/2012, by Sen. Dan Kotowski

SYNOPSIS AS INTRODUCED:

720 ILCS 5/19-2

from Ch. 38, par. 19-2

Amends the Criminal Code of 1961. Makes a technical change in a Section that prohibits the possession of burglary tools.

LRB097 19743 RLC 65003 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 19-2 as follows:

6 (720 ILCS 5/19-2) (from Ch. 38, par. 19-2)

7 Sec. 19-2. Possession of burglary tools.

8 (a) A person commits the ~~the~~ offense of possession of
9 burglary tools when he possesses any key, tool, instrument,
10 device, or any explosive, suitable for use in breaking into a
11 building, housetrailer, watercraft, aircraft, motor vehicle as
12 defined in The Illinois Vehicle Code, railroad car, or any
13 depository designed for the safekeeping of property, or any
14 part thereof, with intent to enter any such place and with
15 intent to commit therein a felony or theft. The trier of fact
16 may infer from the possession of a key designed for lock
17 bumping an intent to commit a felony or theft; however, this
18 inference does not apply to any peace officer or other employee
19 of a law enforcement agency, or to any person or agency
20 licensed under the Private Detective, Private Alarm, Private
21 Security, Fingerprint Vendor, and Locksmith Act of 2004. For
22 the purposes of this Section, "lock bumping" means a lock
23 picking technique for opening a pin tumbler lock using a

1 specially-crafted bumpkey.

2 (b) Sentence.

3 Possession of burglary tools in violation of this Section
4 is a Class 4 felony.

5 (Source: P.A. 95-883, eff. 1-1-09.)