

HB0804



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB0804

Introduced 1/25/2013, by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

720 ILCS 5/31-4

from Ch. 38, par. 31-4

Amends the Criminal Code of 2012. Makes a technical change in a Section concerning obstructing justice.

LRB098 03641 RLC 33657 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 2012 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) A person obstructs justice when, with intent to prevent
9 the ~~the~~ apprehension or obstruct the prosecution or defense of
10 any person, he or she knowingly commits any of the following
11 acts:

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

15 (2) Induces a witness having knowledge material to the
16 subject at issue to leave the State or conceal himself or
17 herself; or

18 (3) Possessing knowledge material to the subject at
19 issue, he or she leaves the State or conceals himself; or

20 (4) If a parent, legal guardian, or caretaker of a
21 child under 13 years of age reports materially false
22 information to a law enforcement agency, medical examiner,
23 coroner, State's Attorney, or other governmental agency

1 during an investigation of the disappearance or death of a
2 child under circumstances described in subsection (a) or
3 (b) of Section 10-10 of this Code.

4 (b) Sentence.

5 (1) Obstructing justice is a Class 4 felony, except as
6 provided in paragraph (2) of this subsection (b).

7 (2) Obstructing justice in furtherance of streetgang
8 related or gang-related activity, as defined in Section 10
9 of the Illinois Streetgang Terrorism Omnibus Prevention
10 Act, is a Class 3 felony.

11 (Source: P.A. 97-1079, eff. 1-1-13.)