



Sen. Martin A. Sandoval

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09800SB3538sam001

LRB098 19359 RLC 56707 a

1 AMENDMENT TO SENATE BILL 3538

2 AMENDMENT NO. _____. Amend Senate Bill 3538 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 2012 is amended by
5 changing Section 21-5 as follows:

6 (720 ILCS 5/21-5) (from Ch. 38, par. 21-5)

7 Sec. 21-5. Criminal Trespass to State Supported Land.

8 (a) A person commits criminal trespass to State supported
9 land when he or she enters upon land supported in whole or in
10 part with State funds, or federal funds administered or granted
11 through State agencies or any building on the land, after
12 receiving, prior to the entry, notice from the State or its
13 representative that the entry is forbidden, or remains upon the
14 land or in the building after receiving notice from the State
15 or its representative to depart, and who thereby interferes
16 with another person's lawful use or enjoyment of the building

1 or land.

2 A person has received notice from the State within the
3 meaning of this subsection if he or she has been notified
4 personally, either orally or in writing, or if a printed or
5 written notice forbidding entry to him or her or a group of
6 which he or she is a part, has been conspicuously posted or
7 exhibited at the main entrance to the land or the forbidden
8 part thereof.

9 (a-5) A person commits criminal trespass to State supported
10 land when he or she enters upon land owned, leased, or
11 otherwise used by a public body or district organized under the
12 Metropolitan Transit Authority Act, the Local Mass Transit
13 District Act, or the Regional Transportation Authority Act,
14 after receiving, prior to the entry, notice from the public
15 body or district, or its representative, that the entry is
16 forbidden, or the person remains upon the land after receiving
17 notice from the public body or district, or its representative,
18 to depart, with the intent to compromise public safety by
19 causing a delay in transit service lasting more than 15 minutes
20 or destroying property.

21 A person has received notice from the public body or
22 district within the meaning of this subsection if he or she has
23 been notified personally, either orally or in writing, or if a
24 printed or written notice forbidding entry to him or her has
25 been conspicuously posted or exhibited at any point of entrance
26 to the land or the forbidden part of the land.

1 (b) A person commits criminal trespass to State supported
2 land when he or she enters upon land supported in whole or in
3 part with State funds, or federal funds administered or granted
4 through State agencies or any building on the land by
5 presenting false documents or falsely representing his or her
6 identity orally to the State or its representative in order to
7 obtain permission from the State or its representative to enter
8 the building or land; or remains upon the land or in the
9 building by presenting false documents or falsely representing
10 his or her identity orally to the State or its representative
11 in order to remain upon the land or in the building, and who
12 thereby interferes with another person's lawful use or
13 enjoyment of the building or land.

14 This subsection does not apply to a peace officer or other
15 official of a unit of government who enters upon land supported
16 in whole or in part with State funds, or federal funds
17 administered or granted through State agencies or any building
18 on the land in the performance of his or her official duties.

19 (c) Sentence. Criminal trespass to State supported land is
20 a Class A misdemeanor, except a violation of subsection (a-5)
21 of this Section is a Class A misdemeanor for a first violation
22 and a Class 4 felony for a second or subsequent violation.

23 (Source: P.A. 97-1108, eff. 1-1-13.)".