

HB1152



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB1152

by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

725 ILCS 140/1

from Ch. 38, par. 165-11

Amends the Criminal Proceeding Interpreter Act. Makes a technical change in a Section concerning the appointment of an interpreter.

LRB099 05013 MRW 25042 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 Proceeding Interpreter Act is
5 amended by changing Section 1 as follows:

6 (725 ILCS 140/1) (from Ch. 38, par. 165-11)

7 Sec. 1. Whenever any person accused of committing a felony
8 or misdemeanor is to be tried in any court of this State, the
9 ~~the~~ court shall upon its own motion or that of defense or
10 prosecution determine whether the accused is capable of
11 understanding the English language and is capable of expressing
12 himself in the English language so as to be understood directly
13 by counsel, court or jury. If the court finds the accused
14 incapable of so understanding or so expressing himself, the
15 court shall appoint an interpreter for the accused whom he can
16 understand and who can understand him. In compliance with the
17 federal Americans with Disabilities Act of 1990, the right to
18 communications access through a sign language interpreter or
19 other means shall extend to a person with a disability who is
20 accused of a violation of any penal statute of this State.

21 (Source: P.A. 88-201.)