

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  
5 adding Section 12-21.7 as follows:

6 (720 ILCS 5/12-21.7 new)

7 Sec. 12-21.7. Seduction of a minor.

8 (a) Every person who, with knowledge that a person is a  
9 minor under 18 years of age, or who fails to exercise  
10 reasonable care in ascertaining the true age of a minor,  
11 knowingly distributes, sends, causes to be sent, exhibits, or  
12 offers to distribute or exhibit by any means, including, but  
13 not limited to, live or recorded telephone messages, any  
14 harmful material, as defined in Section 11-21 of this Code,  
15 to a minor under 18 years of age with the intent of arousing,  
16 appealing to, or gratifying the lust or passions or sexual  
17 desires of that person or of a minor, and with the intent or  
18 for the purpose of seducing a minor, is guilty of seduction  
19 of a minor.

20 (b) Every person who, with knowledge that a person is a  
21 minor under 18 years of age, or who fails to exercise  
22 reasonable care in ascertaining the true age of a minor,  
23 knowingly distributes, sends, causes to be sent, exhibits, or  
24 offers to distribute or exhibit by electronic mail, the  
25 Internet, or a commercial online service, any harmful  
26 material, as defined in Section 11-21 of this Code, to a  
27 minor under 18 years of age with the intent of arousing,  
28 appealing to, or gratifying the lust or passions or sexual  
29 desires of that person or of a minor, and with the intent or  
30 for the purpose of seducing a minor, is guilty of seduction  
31 of a minor.

1       (c) It is a defense to any prosecution under this  
2       Section that a parent or guardian committed the act charged  
3       in aid of legitimate sex education.

4       (d) It is a defense in any prosecution under this  
5       Section that the act charged was committed in aid of  
6       legitimate scientific or educational purposes.

7       (e) It does not constitute a violation of this Section  
8       for a telephone corporation, a cable television service as  
9       defined in Section 16-10 of this Code, or any of its  
10       affiliates, an Internet service provider, or commercial  
11       online service provider, to carry, broadcast, or transmit  
12       messages described in this Section or perform related  
13       activities in providing telephone, cable television,  
14       Internet, or commercial online services.

15       (f) Sentence. Seduction of a minor is a Class 4 felony.  
16       A second or subsequent violation of this Section is a Class 3  
17       felony.