

AN ACT concerning criminal law.

**Be it enacted by the People of the State of Illinois,
represented in the General Assembly:**

Section 5. The Criminal Code of 1961 is amended by changing
Section 17-3 as follows:

(720 ILCS 5/17-3) (from Ch. 38, par. 17-3)

Sec. 17-3. Forgery.

(a) A person commits forgery when, with intent to defraud,
he or she knowingly:

(1) makes a false document or alters any document to
make it false and that document is apparently capable of
defrauding another ~~in such manner that it purports to have
been made by another or at another time, or with different
provisions, or by authority of one who did not give such
authority;~~ or

(2) issues or delivers such document knowing it to have
been thus made or altered; or

(3) possesses, with intent to issue or deliver, any
such document knowing it to have been thus made or altered;
or

(4) unlawfully uses the digital signature, as defined
in the Financial Institutions Electronic Documents and
Digital Signature Act, of another; or

(5) unlawfully uses the signature device of another to create an electronic signature of that other person, as those terms are defined in the Electronic Commerce Security Act.

(b) An intent to defraud means an intention to cause another to assume, create, transfer, alter or terminate any right, obligation or power with reference to any person or property. As used in this Section, "document" includes, but is not limited to, any document, representation, or image produced manually, electronically, or by computer.

(c) A document apparently capable of defrauding another includes, but is not limited to, one by which any right, obligation or power with reference to any person or property may be created, transferred, altered or terminated. A document includes any record or electronic record as those terms are defined in the Electronic Commerce Security Act.

(c-5) For purposes of this Section, "false document" or "document that is false" includes, but is not limited to, a document whose contents are false in some material way, or that purports to have been made by another or at another time, or with different provisions, or by authority of one who did not give such authority.

(d) Sentence.

Forgery is a Class 3 felony.

(Source: P.A. 94-458, eff. 8-4-05.)