

**HB5435**



**99TH GENERAL ASSEMBLY**

**State of Illinois**

**2015 and 2016**

**HB5435**

by Rep. Michael J. Madigan

**SYNOPSIS AS INTRODUCED:**

725 ILCS 5/108A-10

from Ch. 38, par. 108A-10

Amends the Code of Criminal Procedure of 1963. Makes a technical change in a Section concerning appeals by the State.

LRB099 17555 SLF 41913 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 Code of Criminal Procedure of 1963 is  
5 amended by changing Section 108A-10 as follows:

6 (725 ILCS 5/108A-10) (from Ch. 38, par. 108A-10)

7 Sec. 108A-10. Appeal by State. In addition to any other  
8 right to appeal, the ~~the~~ State shall have the right to appeal  
9 from a denial of an application for an order of authorization  
10 or approval and the right to appeal the granting of a motion to  
11 suppress.

12 Where the State appeals, such appeal shall be taken within  
13 30 days after the date the order was denied or motion granted  
14 and shall be diligently prosecuted.

15 (Source: P.A. 79-1159.)