



Rep. Chris Bos

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10200HB4593ham001

LRB102 24397 RLC 36214 a

1 AMENDMENT TO HOUSE BILL 4593

2 AMENDMENT NO. _____. Amend House Bill 4593 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 11-14.1 as follows:

6 (720 ILCS 5/11-14.1)

7 Sec. 11-14.1. Solicitation of a sexual act.

8 (a) Any person who offers a person not his or her spouse
9 any money, property, token, object, or article or anything of
10 value for that person or any other person not his or her spouse
11 to perform any act of sexual penetration as defined in Section
12 11-0.1 of this Code, or any touching or fondling of the sex
13 organs of one person by another person for the purpose of
14 sexual arousal or gratification, commits solicitation of a
15 sexual act.

16 (b) Sentence. Solicitation of a sexual act is a Class A

1 misdemeanor. Solicitation of a sexual act from a person who is
2 under the age of 18 or who is a person with a severe or
3 profound intellectual disability is a Class 4 felony. If the
4 court imposes a fine under this subsection (b), it shall be
5 collected and distributed to the Specialized Services for
6 Survivors of Human Trafficking Fund in accordance with Section
7 5-9-1.21 of the Unified Code of Corrections.

8 (b-5) (Blank). ~~It is an affirmative defense to a charge of~~
9 ~~solicitation of a sexual act with a person who is under the age~~
10 ~~of 18 or who is a person with a severe or profound intellectual~~
11 ~~disability that the accused reasonably believed the person was~~
12 ~~of the age of 18 years or over or was not a person with a~~
13 ~~severe or profound intellectual disability at the time of the~~
14 ~~act giving rise to the charge.~~

15 (c) This Section does not apply to a person engaged in
16 prostitution who is under 18 years of age.

17 (d) A person cannot be convicted under this Section if the
18 practice of prostitution underlying the offense consists
19 exclusively of the accused's own acts of prostitution under
20 Section 11-14 of this Code.

21 (Source: P.A. 98-1013, eff. 1-1-15; 99-143, eff. 7-27-15.)".