

SB3820



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB3820

Introduced 1/21/2022, by Sen. John F. Curran

SYNOPSIS AS INTRODUCED:

720 ILCS 5/19-3

from Ch. 38, par. 19-3

Amends the Criminal Code of 2012. Provides that a person also commits residential burglary when he or she knowingly and without authority enters on the property of another, or any part thereof, with the intent to commit therein a theft of a motor vehicle. Provides that if a person while in possession of a relay vehicle theft device commits residential burglary by knowingly and without authority entering on the property of another, or any part thereof, with the intent to commit therein a theft of a motor vehicle, the penalty is a Class X felony. Defines "relay vehicle theft device". Effective immediately.

LRB102 24379 RLC 33613 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 Code of 2012 is amended by
5 changing Section 19-3 as follows:

6 (720 ILCS 5/19-3) (from Ch. 38, par. 19-3)

7 Sec. 19-3. Residential burglary.

8 (a) A person commits residential burglary when he or she
9 knowingly and without authority enters or knowingly and
10 without authority remains within the dwelling place of
11 another, or any part thereof, with the intent to commit
12 therein a felony or theft. This offense includes the offense
13 of burglary as defined in Section 19-1.

14 (a-5) A person commits residential burglary when he or she
15 falsely represents himself or herself, including but not
16 limited to falsely representing himself or herself to be a
17 representative of any unit of government or a construction,
18 telecommunications, or utility company, for the purpose of
19 gaining entry to the dwelling place of another, with the
20 intent to commit therein a felony or theft or to facilitate the
21 commission therein of a felony or theft by another.

22 (a-10) A person commits residential burglary when he or
23 she knowingly and without authority enters on the property of

1 another, or any part thereof, with the intent to commit
2 therein a theft of a motor vehicle.

3 (b) Sentence. Residential burglary is a Class 1 felony.
4 Residential burglary in violation of subsection (a-10) while
5 in possession of a relay vehicle theft device is a Class X
6 felony.

7 (c) In this Section, "relay vehicle theft device" means a
8 device to unlock and start the motor vehicle without the use or
9 possession of the motor vehicle key.

10 (Source: P.A. 96-1113, eff. 1-1-11; 97-1108, eff. 1-1-13.)

11 Section 99. Effective date. This Act takes effect upon
12 becoming law.