

SB2063



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB2063

Introduced 2/9/2023, by Sen. Chapin Rose

SYNOPSIS AS INTRODUCED:

725 ILCS 5/102-7.1

Amends the Code of Criminal Procedure of 1963. In the definition of "Category A offense" for bail and pretrial release purposes, includes aggravated fleeing or attempting to elude a peace officer, escape, and violation of bail bond or pretrial release.

LRB103 25254 RLC 51598 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 102-7.1 as follows:

6 (725 ILCS 5/102-7.1)

7 (Text of Section before amendment by P.A. 102-982)

8 Sec. 102-7.1. "Category A offense". "Category A offense"
9 means a Class 1 felony, Class 2 felony, Class X felony, first
10 degree murder, a violation of Section 11-204 or 11-204.1 of
11 the Illinois Vehicle Code, a second or subsequent violation of
12 Section 11-501 of the Illinois Vehicle Code, a violation of
13 subsection (d) of Section 11-501 of the Illinois Vehicle Code,
14 a violation of Section 11-401 of the Illinois Vehicle Code if
15 the accident results in injury and the person failed to report
16 the accident within 30 minutes, a violation of Section 9-3,
17 9-3.4, 10-3, 10-3.1, 10-5, 11-6, 11-9.2, 11-20.1, 11-23.5,
18 11-25, 12-2, 12-3, 12-3.05, 12-3.2, 12-3.4, 12-4.4a, 12-5,
19 12-6, 12-7.1, 12-7.3, 12-7.4, 12-7.5, 12C-5, 24-1.1, 24-1.5,
20 24-3, 25-1, 26.5-2, 31-6, 32-10, or 48-1 of the Criminal Code
21 of 2012, a second or subsequent violation of 12-3.2 or 12-3.4
22 of the Criminal Code of 2012, a violation of paragraph (5) or
23 (6) of subsection (b) of Section 10-9 of the Criminal Code of

1 2012, a violation of subsection (b) or (c) or paragraph (1) or
2 (2) of subsection (a) of Section 11-1.50 of the Criminal Code
3 of 2012, a violation of Section 12-7 of the Criminal Code of
4 2012 if the defendant inflicts bodily harm on the victim to
5 obtain a confession, statement, or information, a violation of
6 Section 12-7.5 of the Criminal Code of 2012 if the action
7 results in bodily harm, a violation of paragraph (3) of
8 subsection (b) of Section 17-2 of the Criminal Code of 2012, a
9 violation of subdivision (a)(7)(ii) of Section 24-1 of the
10 Criminal Code of 2012, a violation of paragraph (6) of
11 subsection (a) of Section 24-1 of the Criminal Code of 2012, a
12 first violation of Section 24-1.6 of the Criminal Code of 2012
13 by a person 18 years of age or older where the factors listed
14 in both items (A) and (C) or both items (A-5) and (C) of
15 paragraph (3) of subsection (a) of Section 24-1.6 of the
16 Criminal Code of 2012 are present, a Class 3 felony violation
17 of paragraph (1) of subsection (a) of Section 2 of the Firearm
18 Owners Identification Card Act, or a violation of Section 10
19 of the Sex Offender Registration Act.

20 (Source: P.A. 100-1, eff. 1-1-18; 100-929, eff. 1-1-19.)

21 (Text of Section after amendment by P.A. 102-982)

22 Sec. 102-7.1. "Category A offense". "Category A offense"
23 means a Class 1 felony, Class 2 felony, Class X felony, first
24 degree murder, a violation of Section 11-204 or 11-204.1 of
25 the Illinois Vehicle Code, a second or subsequent violation of

1 Section 11-501 of the Illinois Vehicle Code, a violation of
2 subsection (d) of Section 11-501 of the Illinois Vehicle Code,
3 a violation of Section 11-401 of the Illinois Vehicle Code if
4 the crash results in injury and the person failed to report the
5 crash within 30 minutes, a violation of Section 9-3, 9-3.4,
6 10-3, 10-3.1, 10-5, 11-6, 11-9.2, 11-20.1, 11-23.5, 11-25,
7 12-2, 12-3, 12-3.05, 12-3.2, 12-3.4, 12-4.4a, 12-5, 12-6,
8 12-7.1, 12-7.3, 12-7.4, 12-7.5, 12C-5, 24-1.1, 24-1.5, 24-3,
9 25-1, 26.5-2, 31-6, 32-10, or 48-1 of the Criminal Code of
10 2012, a second or subsequent violation of 12-3.2 or 12-3.4 of
11 the Criminal Code of 2012, a violation of paragraph (5) or (6)
12 of subsection (b) of Section 10-9 of the Criminal Code of 2012,
13 a violation of subsection (b) or (c) or paragraph (1) or (2) of
14 subsection (a) of Section 11-1.50 of the Criminal Code of
15 2012, a violation of Section 12-7 of the Criminal Code of 2012
16 if the defendant inflicts bodily harm on the victim to obtain a
17 confession, statement, or information, a violation of Section
18 12-7.5 of the Criminal Code of 2012 if the action results in
19 bodily harm, a violation of paragraph (3) of subsection (b) of
20 Section 17-2 of the Criminal Code of 2012, a violation of
21 subdivision (a)(7)(ii) of Section 24-1 of the Criminal Code of
22 2012, a violation of paragraph (6) of subsection (a) of
23 Section 24-1 of the Criminal Code of 2012, a first violation of
24 Section 24-1.6 of the Criminal Code of 2012 by a person 18
25 years of age or older where the factors listed in both items
26 (A) and (C) or both items (A-5) and (C) of paragraph (3) of

1 subsection (a) of Section 24-1.6 of the Criminal Code of 2012
2 are present, a Class 3 felony violation of paragraph (1) of
3 subsection (a) of Section 2 of the Firearm Owners
4 Identification Card Act, or a violation of Section 10 of the
5 Sex Offender Registration Act.

6 (Source: P.A. 102-982, eff. 7-1-23.)

7 Section 95. No acceleration or delay. Where this Act makes
8 changes in a statute that is represented in this Act by text
9 that is not yet or no longer in effect (for example, a Section
10 represented by multiple versions), the use of that text does
11 not accelerate or delay the taking effect of (i) the changes
12 made by this Act or (ii) provisions derived from any other
13 Public Act.