



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

Introduced 02/06/04, by Michael J. Madigan

SYNOPSIS AS INTRODUCED:

720 ILCS 5/16A-6

from Ch. 38, par. 16A-6

Amends the Criminal Code of 1961. Makes a technical change in a Section relating to an affirmative defense to retail theft.

LRB093 17142 RLC 42808 b

1 AN ACT in relation to 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 1961 is amended by changing
5 Section 16A-6 as follows:

6 (720 ILCS 5/16A-6) (from Ch. 38, par. 16A-6)

7 Sec. 16A-6. Affirmative defense. A detention as permitted
8 in this Article does not constitute an arrest or an unlawful
9 restraint, as defined in Section 10-3 of this Code, nor does
10 ~~shall~~ it render the merchant liable to the person so detained.

11 (Source: P.A. 79-840.)