

HB4728



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB4728

by Rep. Linda Chapa LaVia

SYNOPSIS AS INTRODUCED:

720 ILCS 5/25-1.1

Amends the Criminal Code of 1961 relating to the offense of unlawful contact with streetgang members. Provides that a person convicted of a third or subsequent violation of the offense is guilty of a Class 4 felony.

LRB095 18726 RLC 44830 b

CORRECTIONAL
BUDGET AND
IMPACT NOTE ACT
MAY APPLY

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 1961 is amended by changing
5 Section 25-1.1 as follows:

6 (720 ILCS 5/25-1.1)

7 Sec. 25-1.1. Unlawful contact with streetgang members.

8 (a) A person commits the offense of unlawful contact with
9 streetgang members when:

10 (1) He or she knowingly has direct or indirect contact
11 with a streetgang member as defined in Section 10 of the
12 Illinois Streetgang Terrorism Omnibus Prevention Act after
13 having been sentenced to probation, conditional discharge,
14 or supervision for a criminal offense with a condition of
15 such sentence being to refrain from direct or indirect
16 contact with a streetgang member or members;

17 (2) He or she knowingly has direct or indirect contact
18 with a streetgang member as defined in Section 10 of the
19 Illinois Streetgang Terrorism Omnibus Prevention Act after
20 having been released on bond for any criminal offense with
21 a condition of such bond being to refrain from direct or
22 indirect contact with a streetgang member or members;

23 (3) He or she knowingly has direct or indirect contact

1 with a streetgang member as defined in Section 10 of the
2 Illinois Streetgang Terrorism Omnibus Prevention Act after
3 having been ordered by a judge in any non-criminal
4 proceeding to refrain from direct or indirect contact with
5 a streetgang member or members; or

6 (4) He or she knowingly has direct or indirect contact
7 with a streetgang member as defined in Section 10 of the
8 Streetgang Terrorism Omnibus Prevention Act after having
9 been released from the Illinois Department of Corrections
10 on a condition of parole or mandatory supervised release
11 that he or she refrain from direct or indirect contact with
12 a streetgang member or members.

13 (b) Unlawful contact with streetgang members is a Class A
14 misdemeanor. A person convicted of a third or subsequent
15 violation of this Section is guilty of a Class 4 felony.

16 (c) This Section does not apply to a person when the only
17 streetgang member or members he or she is with is a family or
18 household member or members as defined in paragraph (3) of
19 Section 112A-3 of the Code of Criminal Procedure of 1963 and
20 the streetgang members are not engaged in any streetgang
21 related activity.

22 (Source: P.A. 95-45, eff. 1-1-08.)