

# HB3391



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

**HB3391**

Introduced 2/24/2009, by Rep. Tom Cross

#### SYNOPSIS AS INTRODUCED:

725 ILCS 5/115-8

from Ch. 38, par. 115-8

Amends the Code of Criminal Procedure of 1963. Makes a technical change in a Section concerning a defendant's waiver of his or her right to be present during trial.

LRB096 07930 RLC 18033 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 115-8 as follows:

6 (725 ILCS 5/115-8) (from Ch. 38, par. 115-8)

7 Sec. 115-8. A defendant may waive his right to be present  
8 during trial. However, upon motion of the ~~the~~ State's Attorney  
9 made prior to or during trial, the court shall order the  
10 defendant to present himself in open court for the purpose of  
11 identification.

12 (Source: P.A. 77-1426.)