

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 12-6.4 as follows:

6 (720 ILCS 5/12-6.4)

7 Sec. 12-6.4. Criminal street gang recruitment on school  
8 grounds, ~~or~~ public property adjacent to school grounds, or park  
9 district property and criminal street gang recruitment of a  
10 minor.

11 (a) A person commits the offense of criminal street gang  
12 recruitment on school grounds, ~~or~~ public property adjacent to  
13 school grounds, or park district property, when on school  
14 grounds, ~~or~~ public property adjacent to school grounds, or park  
15 district property, he or she threatens the use of physical  
16 force to coerce, solicit, recruit, or induce another person to  
17 join or remain a member of a criminal street gang, or conspires  
18 to do so.

19 (a-5) A person commits the offense of criminal street gang  
20 recruitment of a minor when he or she threatens the use of  
21 physical force to coerce, solicit, recruit, or induce another  
22 person to join or remain a member of a criminal street gang, or  
23 conspires to do so, whether or not such threat is communicated

1 in person, by means of the Internet, or by means of a  
2 telecommunications device.

3 (b) Sentence. Criminal street gang recruitment on school  
4 grounds, ~~or~~ public property adjacent to school grounds, or park  
5 district property is a Class 1 felony and criminal street gang  
6 recruitment of a minor is a Class 1 felony.

7 (c) In this Section:

8 "Criminal street gang" has the meaning ascribed to it  
9 in Section 10 of the Illinois Streetgang Terrorism Omnibus  
10 Prevention Act.

11 "School grounds" means the building or buildings or  
12 real property comprising a public or private elementary or  
13 secondary school, community college, college, or  
14 university and includes a school yard, school playing  
15 field, or school playground.

16 "Minor" means any person under 18 years of age.

17 "Internet" means an interactive computer service or  
18 system or an information service, system, or access  
19 software provider that provides or enables computer access  
20 by multiple users to a computer server, and includes, but  
21 is not limited to, an information service, system, or  
22 access software provider that provides access to a network  
23 system commonly known as the Internet, or any comparable  
24 system or service and also includes, but is not limited to,  
25 a World Wide Web page, newsgroup, message board, mailing  
26 list, or chat area on any interactive computer service or

1 system or other online service.

2 "Telecommunications device" means a device that is  
3 capable of receiving or transmitting speech, data,  
4 signals, text, images, sounds, codes, or other information  
5 including, but not limited to, paging devices, telephones,  
6 and cellular and mobile telephones.

7 (Source: P.A. 96-199, eff. 1-1-10.)