



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB4448

Introduced 1/30/2012, by Rep. David Reis

SYNOPSIS AS INTRODUCED:

720 ILCS 5/16-1.4 new

Amends the Criminal Code of 1961. Creates the offense of copper theft. Provides that a person commits copper theft when, without the consent of the owner, he or she knowingly obtains or exerts control over property of the owner consisting of any copper or copper alloy that is manufactured, sold, or used for certain specified purposes. Provides incremental increases in the penalty for copper theft from a Class 4 felony to a Class 1 felony based on the value of the property stolen or whether the offense was committed in a school or place of worship, or if the theft was of government property.

LRB097 15670 MRW 61936 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 adding
5 Section 16-1.4 as follows:

6 (720 ILCS 5/16-1.4 new)

7 Sec. 16-1.4. Copper theft.

8 (a) A person commits copper theft when, without the consent
9 of the owner, he or she knowingly obtains or exerts control
10 over property of the owner:

11 (1) consisting of any copper or copper alloy; and

12 (2) which is manufactured, sold, or used as:

13 (A) a telegraph, telephone, cable
14 telecommunications, electric power transmission
15 pedestal, underground residential distribution device,
16 or pole;

17 (B) a telephone, cable telecommunications, or
18 electric power line;

19 (C) a wire or fiber insulator, power supply,
20 transformer, grounding system, transmission or other
21 apparatus, equipment or fixture used in the
22 transmission of telegraph, telephone, cable
23 telecommunications, or electrical power service;

1 (D) equipment related to wireless communications
2 regulated by the Federal Communications Commission;

3 (E) a fixture, including a gutter, downspout,
4 plumbing pipe or fixture; or

5 (F) an irrigation unit including a cable, pump, or
6 power supply.

7 (b) Sentence.

8 (1) Copper theft not exceeding \$500 in value is a Class
9 4 felony.

10 (2) Copper theft not exceeding \$500 in value if the
11 theft was committed in a school or place of worship or if
12 the theft was of governmental property is a Class 3 felony.

13 (3) Copper theft exceeding \$500 and not exceeding
14 \$10,000 in value, is a Class 2 felony.

15 (4) Copper theft exceeding \$500 in value if the theft
16 was committed in a school or place of worship or if the
17 theft was of governmental property is a Class 1 felony.

18 (5) Copper theft exceeding \$10,000 in value is a Class
19 1 felony.