

HB3279



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3279

by Rep. Elgie R. Sims, Jr.

SYNOPSIS AS INTRODUCED:

720 ILCS 5/12C-30

was 720 ILCS 5/33D-1

Amends the Criminal Code of 2012. Enhances the penalties for contributing to the delinquency of a minor and contributing to the criminal delinquency of a minor.

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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 2012 is amended by changing
5 Section 12C-30 as follows:

6 (720 ILCS 5/12C-30) (was 720 ILCS 5/33D-1)

7 Sec. 12C-30. Contributing to the delinquency or criminal
8 delinquency of a minor.

9 (a) Contributing to the delinquency of a minor. A person
10 commits contributing to the delinquency of a minor when he or
11 she knowingly: (1) causes, aids, or encourages a minor to be or
12 to become a delinquent minor; or (2) does acts which directly
13 tend to render any minor so delinquent.

14 (b) Contributing to the criminal delinquency of a minor. A
15 person of the age of 21 years and upwards commits contributing
16 to the criminal delinquency of a minor when he or she, with the
17 intent to promote or facilitate the commission of an offense
18 solicits, compels or directs a minor in the commission of the
19 offense that is either: (i) a felony when the minor is under
20 the age of 17 years; or (ii) a misdemeanor when the minor is
21 under the age of 18 years.

22 (c) "Delinquent minor" means any minor who prior to his or
23 her 17th birthday has violated or attempted to violate,

1 regardless of where the act occurred, any federal or State law
2 or county or municipal ordinance, and any minor who prior to
3 his or her 18th birthday has violated or attempted to violate,
4 regardless of where the act occurred, any federal or State law
5 or county or municipal ordinance classified as a misdemeanor
6 offense.

7 (d) Sentence.

8 (1) A violation of subsection (a) is a Class 4 felony ~~A~~
9 ~~misdemeanor~~.

10 (2) A violation of subsection (b) is:

11 (i) a Class B ~~C~~ misdemeanor if the offense
12 committed is a petty offense or a business offense;

13 (ii) (blank); ~~a Class B misdemeanor if the offense~~
14 ~~committed is a Class C misdemeanor;~~

15 (iii) a Class A misdemeanor if the offense
16 committed is a Class C misdemeanor or a Class B
17 misdemeanor;

18 (iv) a Class 3 ~~4~~ felony if the offense committed is
19 a Class A misdemeanor;

20 (v) a Class 2 ~~3~~ felony if the offense committed is
21 a Class 4 felony;

22 (vi) a Class 1 ~~2~~ felony if the offense committed is
23 a Class 3 felony;

24 (vii) (blank) ~~a Class 1 felony if the offense~~
25 ~~committed is a Class 2 felony;~~ and

26 (viii) a Class X felony if the offense committed is

1 a Class 2 felony, a Class 1 felony, or a Class X
2 felony.

3 (3) A violation of subsection (b) incurs the same
4 penalty as first degree murder if the committed offense is
5 first degree murder.

6 (e) The husband or wife of the defendant shall be a
7 competent witness to testify in any case under this Section and
8 to all matters relevant thereto.

9 (Source: P.A. 97-1109, eff. 1-1-13.)