



Sen. Martin A. Sandoval

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09800HB5922sam001

LRB098 20301 RLC 58973 a

1 AMENDMENT TO HOUSE BILL 5922

2 AMENDMENT NO. _____. Amend House Bill 5922 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 2012 is amended by
5 changing Section 21-5 as follows:

6 (720 ILCS 5/21-5) (from Ch. 38, par. 21-5)

7 Sec. 21-5. Criminal Trespass to State Supported Land.

8 (a) A person commits criminal trespass to State supported
9 land when he or she enters upon land supported in whole or in
10 part with State funds, or federal funds administered or granted
11 through State agencies or any building on the land, after
12 receiving, prior to the entry, notice from the State or its
13 representative that the entry is forbidden, or remains upon the
14 land or in the building after receiving notice from the State
15 or its representative to depart, and who thereby interferes
16 with another person's lawful use or enjoyment of the building

1 or land.

2 A person has received notice from the State within the
3 meaning of this subsection if he or she has been notified
4 personally, either orally or in writing, or if a printed or
5 written notice forbidding entry to him or her or a group of
6 which he or she is a part, has been conspicuously posted or
7 exhibited at the main entrance to the land or the forbidden
8 part thereof.

9 (a-5) A person commits criminal trespass to State supported
10 land when he or she enters upon a right of way, including
11 facilities and improvements thereon, owned, leased, or
12 otherwise used by a public body or district organized under the
13 Metropolitan Transit Authority Act, the Local Mass Transit
14 District Act, or the Regional Transportation Authority Act,
15 after receiving, prior to the entry, notice from the public
16 body or district, or its representative, that the entry is
17 forbidden, or the person remains upon the right of way after
18 receiving notice from the public body or district, or its
19 representative, to depart, and in either of these instances
20 intends to compromise public safety by causing a delay in
21 transit service lasting more than 15 minutes or destroying
22 property.

23 A person has received notice from the public body or
24 district within the meaning of this subsection if he or she has
25 been notified personally, either orally or in writing, or if a
26 printed or written notice forbidding entry to him or her has

1 been conspicuously posted or exhibited at any point of entrance
2 to the right of way or the forbidden part of the right of way.

3 As used in this subsection (a-5), "right of way" has the
4 meaning ascribed to it in Section 18c-7502 of the Illinois
5 Vehicle Code.

6 (b) A person commits criminal trespass to State supported
7 land when he or she enters upon land supported in whole or in
8 part with State funds, or federal funds administered or granted
9 through State agencies or any building on the land by
10 presenting false documents or falsely representing his or her
11 identity orally to the State or its representative in order to
12 obtain permission from the State or its representative to enter
13 the building or land; or remains upon the land or in the
14 building by presenting false documents or falsely representing
15 his or her identity orally to the State or its representative
16 in order to remain upon the land or in the building, and who
17 thereby interferes with another person's lawful use or
18 enjoyment of the building or land.

19 This subsection does not apply to a peace officer or other
20 official of a unit of government who enters upon land supported
21 in whole or in part with State funds, or federal funds
22 administered or granted through State agencies or any building
23 on the land in the performance of his or her official duties.

24 (c) Sentence. Criminal trespass to State supported land is
25 a Class A misdemeanor, except a violation of subsection (a-5)
26 of this Section is a Class A misdemeanor for a first violation

1 and a Class 4 felony for a second or subsequent violation.

2 (Source: P.A. 97-1108, eff. 1-1-13.)".