

SB3445



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3445

Introduced 2/14/2014, by Sen. Darin M. LaHood

SYNOPSIS AS INTRODUCED:

720 ILCS 5/31-4

from Ch. 38, par. 31-4

Amends the Criminal Code of 2012. Provides that obstructing justice in furtherance of, or to avoid the consequences arising from, a: (1) Class X felony or first degree murder is a Class 1 felony; (2) Class 1 felony is a Class 2 felony; and (3) Class 2 felony is a Class 3 felony.

LRB098 12947 RLC 47454 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 2012 is amended by changing
5 Section 31-4 as follows:

6 (720 ILCS 5/31-4) (from Ch. 38, par. 31-4)

7 Sec. 31-4. Obstructing justice.

8 (a) A person obstructs justice when, with intent to prevent
9 the apprehension or obstruct the prosecution or defense of any
10 person, he or she knowingly commits any of the following acts:

11 (1) Destroys, alters, conceals or disguises physical
12 evidence, plants false evidence, furnishes false
13 information; or

14 (2) Induces a witness having knowledge material to the
15 subject at issue to leave the State or conceal himself or
16 herself; or

17 (3) Possessing knowledge material to the subject at
18 issue, he or she leaves the State or conceals himself; or

19 (4) If a parent, legal guardian, or caretaker of a
20 child under 13 years of age reports materially false
21 information to a law enforcement agency, medical examiner,
22 coroner, State's Attorney, or other governmental agency
23 during an investigation of the disappearance or death of a

1 child under circumstances described in subsection (a) or
2 (b) of Section 10-10 of this Code.

3 (b) Sentence.

4 (1) Obstructing justice is a Class 4 felony, except as
5 provided in paragraph (2) or (3) of this subsection (b).

6 (2) Obstructing justice in furtherance of streetgang
7 related or gang-related activity, as defined in Section 10
8 of the Illinois Streetgang Terrorism Omnibus Prevention
9 Act, is a Class 3 felony.

10 (3) Obstructing justice in furtherance of, or to avoid
11 the consequences arising from, a:

12 (A) Class X felony or first degree murder is a
13 Class 1 felony.

14 (B) Class 1 felony is a Class 2 felony.

15 (C) Class 2 felony is a Class 3 felony.

16 (Source: P.A. 97-1079, eff. 1-1-13.)