



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB1314

by Rep. Mary E. Flowers

#### SYNOPSIS AS INTRODUCED:

720 ILCS 5/17-6.1 new

Amends the Criminal Code of 2012. Provides that any person, firm, corporation, association, agency, institution, or other legal entity that knowingly, by means of a false statement, false representation, concealment of any material fact, or by other fraudulent scheme or device on behalf of himself, herself, or others, obtains payments from a school district to which he, she, or it is not entitled, or in a greater amount than that to which he, she, or it is entitled, commits vendor fraud against a school district. Establishes penalties. Provides that a person convicted of vendor fraud against a school district shall be assessed an additional fine, as determined by the court, which fine shall be deposited in a special fund in the county treasury. Provides that moneys in the fund shall be disbursed upon order of the court for the purpose of funding job training and educational programs for pupils in the school district that has been defrauded.

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CORRECTIONAL  
BUDGET AND  
IMPACT NOTE ACT  
MAY APPLY

FISCAL NOTE ACT  
MAY APPLY

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 adding  
5 Section 17-6.1 as follows:

6 (720 ILCS 5/17-6.1 new)

7 Sec. 17-6.1. Vendor fraud against a school district.

8 (a) Any person, firm, corporation, association, agency,  
9 institution, or other legal entity commits vendor fraud against  
10 a school district when he, she, or it knowingly, by means of a  
11 false statement, false representation, concealment of any  
12 material fact, or by other fraudulent scheme or device on  
13 behalf of himself, herself, or others, obtains payments from a  
14 school district to which he, she, or it is not entitled, or in  
15 a greater amount than that to which he, she, or it is entitled.

16 (b) Sentence. Vendor fraud against a school district is a  
17 Class 4 felony except when more than \$300 in payments is  
18 obtained, in which case vendor fraud against a school district  
19 is a Class 3 felony.

20 (c) In addition to the penalties provided in subsection  
21 (b), a person convicted of vendor fraud against a school  
22 district shall be assessed an additional fine, as determined by  
23 the court, which fine shall be deposited in a special fund in

1 the county treasury. Moneys in the fund shall be disbursed upon  
2 order of the court for the purpose of funding job training and  
3 educational programs for pupils in the school district that has  
4 been defrauded.