

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 11-9.4-1 as follows:

6 (720 ILCS 5/11-9.4-1)

7 Sec. 11-9.4-1. Sexual predator and child sex offender;  
8 presence or loitering in or near public parks prohibited.

9 (a) For the purposes of this Section:

10 "Child sex offender" has the meaning ascribed to it in  
11 subsection (d) of Section 11-9.3 of this Code, but does not  
12 include as a sex offense under paragraph (2) of subsection  
13 (d) of Section 11-9.3, the offenses under subsections (b)  
14 and (c) of Section 11-1.50 or subsections (b) and (c) of  
15 Section 12-15 of this Code.

16 "Public park" includes a park, forest preserve,  
17 bikeway, trail, or conservation area under the  
18 jurisdiction of the State or a unit of local government.

19 "Loiter" means:

20 (i) Standing, sitting idly, whether or not the  
21 person is in a vehicle or remaining in or around public  
22 park property.

23 (ii) Standing, sitting idly, whether or not the

1 person is in a vehicle or remaining in or around public  
2 park property, for the purpose of committing or  
3 attempting to commit a sex offense.

4 "Sexual predator" has the meaning ascribed to it in  
5 subsection (E) of Section 2 of the Sex Offender  
6 Registration Act.

7 (b) Except as otherwise provided by law, it ~~it~~ is unlawful  
8 for a sexual predator or a child sex offender to knowingly be  
9 present in any public park building or on real property  
10 comprising any public park.

11 (c) Except as otherwise provided by law, it ~~it~~ is unlawful  
12 for a sexual predator or a child sex offender to knowingly  
13 loiter on a public way within 500 feet of a public park  
14 building or real property comprising any public park. For the  
15 purposes of this subsection (c), the 500 feet distance shall be  
16 measured from the edge of the property comprising the public  
17 park building or the real property comprising the public park.

18 (d) Sentence. A person who violates this Section is guilty  
19 of a Class A misdemeanor, except that a second or subsequent  
20 violation is a Class 4 felony.

21 (Source: P.A. 96-1099, eff. 1-1-11; 97-698, eff. 1-1-13;  
22 97-1109, eff. 1-1-13.)