

HB5439



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB5439

by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

725 ILCS 5/115-8

from Ch. 38, par. 115-8

Amends the Code of Criminal Procedure of 1963. Makes a technical change in a Section concerning a defendant's waiver of his or her right to be present during trial.

LRB099 17559 SLF 41917 b

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 Code of Criminal Procedure of 1963 is
5 amended by changing Section 115-8 as follows:

6 (725 ILCS 5/115-8) (from Ch. 38, par. 115-8)
7 Sec. 115-8.

8 A defendant may waive his right to be present during trial.
9 However, upon motion of the ~~the~~ State's Attorney made prior to
10 or during trial, the court shall order the defendant to present
11 himself in open court for the purpose of identification.

12 (Source: P.A. 77-1426.)