

# LAWS FOR YOUTH

NOVEMBER 2014

EIGHTH EDITION



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Cover photo (left): Kathleen Riley Young

# Introduction

This booklet tells about major laws that affect young residents of Illinois. It is arranged by subject under “Contents” and written in a question-and-answer format to make it easy to read. All laws that it mentions are cited in the endnotes on pages 40 to 47.

The topics addressed were chosen because they affect young people more than adults. But most other laws apply to young people too. Although there are some different procedures for enforcing laws for persons under 17 (or in some cases 18 or 21), laws generally apply to everyone regardless of age.

The law exists to protect everyone. We all need to know what it says so we can act as responsible members of society. If you need more information on laws or other topics addressed in this booklet, see the suggestions under “For More Information” on page 38. The back cover lists major Websites that offer more information on the laws and related topics.

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Publication 382, November 2014

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# BICYCLING

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## *What are the laws about bicycling?*

Among the most important is that a bicycle rider is treated as operating a vehicle, not as a pedestrian.<sup>1</sup> Thus on a bicycle you must ride on the **RIGHT** side of any two-way street or road.<sup>2</sup> Riding on the left is not only illegal, but also dangerous.



## *Why?*

If you ride on the left side, you are riding against the traffic in your lane. Drivers have much less time to see you, and any crash would be much harder. To see why, suppose you are riding at 15 miles per hour in the right lane and a car is coming up behind you at 25 m.p.h., a common speed on city streets. The car is going only 10 m.p.h. faster than you, and the driver will have several seconds to see and avoid you.

But if you rode on the left side, at the same speeds the car would be approaching you at 40 m.p.h.—four times as fast. The driver might have only a moment to see you if other vehicles blocked the view, and any crash probably would kill you or leave you seriously injured.

## *What else?*

The law requires bicyclists, like drivers, to stop at red lights<sup>3</sup> and give signals before turning.<sup>4</sup> Giving a signal is especially important before you change lanes. A car may be just behind you in the other lane and about to move forward as you start to change lanes.

It is illegal to carry on a bicycle more people than it was designed for (except for adults using child packs).<sup>5</sup> It is also illegal to carry anything that prevents you from being able to use both hands to control the bike.<sup>6</sup>

You must be at least 16 to use a bicycle that has a gasoline or electric motor to assist the rider. Such motor-assisted bicycles are illegal on sidewalks, and may not be operated faster than 20 m.p.h. on streets.<sup>7</sup>

### ***How about night riding?***

If you ride at night, the law requires your bicycle to have a headlight on the front and at least a reflector on the back. A red lamp may be used on the back along with the reflector.<sup>8</sup>

However, it is **much** harder for drivers to see a bicycle at night than it is for you to see their cars. Automobile lights are much brighter than bicycle lights or reflectors; and glare from other vehicles' headlights and brake lights makes seeing your lights and reflectors harder still. Some cars have tinted (or dirty) glass, further reducing drivers' night vision. And even if drivers do see you, it is hard for them to judge your distance from them. Thus riding at night is dangerous—especially if done on streets. If you must do it, reflective tape or other markings on your bicycle and/or clothing will make you more visible to drivers.

### ***Is it legal to ride on sidewalks?***

There is no statewide law against riding on sidewalks on a bicycle that is not equipped with an engine or motor. However, such riding is banned by local ordinance in some places—including Chicago's business district and, for persons 12 or older, everywhere in Chicago except marked bike routes.<sup>9</sup> Remember that sidewalks are primarily for pedestrians. But if riding on them is allowed where you are, and they are not crowded, they are safer than streets for riding at night. Even on a sidewalk, you must have a headlight and back reflector if riding at night. The light is important so pedestrians can see you coming.

Also, day or night, the law requires you to yield the right of way to pedestrians and give them a warning sound (such as a bell) before passing.<sup>10</sup> But a sudden loud warning could make a pedestrian jump into your path—so when approaching a pedestrian it is best to slow down, give a steady warning sound, and pass as far to the side as possible.

### ***Where can I get more information?***

A booklet from the Illinois Secretary of State called “Bicycle Rules of the Road” has laws and suggestions for safe bicycling. Copies are

available at places like libraries, schools, and fairs; or you can download it from the Secretary of State's Website.<sup>11</sup> Two Illinois Department of Transportation booklets (now available only in electronic form) provide much valuable information on safe bicycling. "Kids on Bikes in Illinois" is for riders up to about age 12; "Safe Bicycling in Illinois" is for teenage and adult riders. Each is available for download.<sup>12</sup>

The Illinois Department of Transportation also offers county maps showing which roadways are recommended for bike riding.<sup>13</sup>

To protect against concussions and other serious head injuries, always wear a helmet when bicycling. Remember that smart riders use helmets, and helmet users stay smart!

## HITCHHIKING

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### *Is hitchhiking legal?*

Illinois law prohibits hitchhiking on controlled-access highways such as Interstate and toll highways.<sup>14</sup> The law also prohibits standing on the *pavement* of any street, road, or highway to hitch rides, since you could be hit or make drivers swerve to avoid you.<sup>15</sup>

More important, some drivers consider hitchhikers fair game for robbery, sexual attack, or even murder. They may disable the inside handle on the passenger's door so a victim can't jump out.

Some drivers also carry knives or guns, making escape impossible. Don't let yourself become their next victim.

While on the subject of hitchhiking: If you are driving, the best advice about hitchhikers is not to pick them up unless you know them well. Hitchhikers can be dangerous to drivers, as well as the other way around.

## DRIVING

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### *How soon can I drive?*

You can apply for a regular adult driver's license at age 18.<sup>16</sup> Limited licensing is allowed earlier. A system called "Graduated Licensing" has stages that new drivers must pass to receive licenses. The stages go from getting an instruction permit after turning 15, to full licensing a few years later.<sup>17</sup>



### *What is an instruction permit?*

A permit lets you drive a car while a licensed driver sits beside you. You can get an instruction permit if you are at least 15; have the consent of at least one parent; are taking an approved driver education course; and have passed vision and knowledge tests.<sup>18</sup> The permit allows you to drive only when accompanied by your instructor, or accompanied on a front seat by a parent or other adult with responsibility for you who is licensed, has at least 1 year's driving experience, and is at least 21.<sup>19</sup> An instruction permit can also be issued to a person who is at least 15½ and in school, but unable to take a driver's education course before turning 16. (For you to get a permit for that reason, the school must send in forms to start the process for obtaining a permit, and you must meet requirements that include passing vision and written exams at a Secretary of State licensing station.)

A permit may also be issued to a person who is 17½ but has not taken an approved driver education course.<sup>20</sup> An instruction permit and any type of driver's license issued to a person who is under 18 is not valid between 11 p.m. Friday and 6 a.m. Saturday; between 11 p.m. Saturday and 6 a.m. Sunday; or between 10 p.m. on Sunday to Thursday and 6 a.m. the next day (with several exceptions, such as when accompanied by a parent or guardian, when traveling between states, or when going to or returning home from a job or a school or civic activity).<sup>21</sup> A person under 18 who is certified as chronically or habitually truant from school cannot get an instruction permit.<sup>22</sup>

You apply for an instruction permit at the local driver licensing station (locations are available on the Secretary of State's Website<sup>23</sup>

and in local phone directories—typically under “Illinois,” subheading “Secretary of State”). The station, or a driver education teacher, should have copies of the booklet called “Illinois Rules of the Road” on the laws applying to driving and parking cars.

Anyone who is found guilty, in juvenile or adult court, of any of a long list of crimes involving motor vehicles, which include “joyriding” and unauthorized possession of a vehicle or its parts, cannot get a driver’s license before at least age 18.<sup>24</sup>

### ***How do I get a “graduated” license?***

If you are at least 16; have had a valid instruction permit for at least 9 months; have passed an approved driver education course; have or are working toward a high school diploma or GED and are not a chronic or habitual truant; have at least 50 hours of driving practice (including at least 10 hours at night); and have a parent’s consent, you can get a “graduated” driver’s license.<sup>25</sup> While you use such a license, any passengers under age 19 must use seat belts; and for the first 12 months that you use such a license or until you turn 18 (whichever comes first) you may not have more than one passenger under age 20 except a family member.<sup>26</sup> Until you are 18, the car may have only one passenger in the front seat, and no more in the back seat than its available seat belts.<sup>27</sup> If you violate any of those restrictions—or commit any other traffic violations—in the first 12 months of using the graduated license or during the 6 months before your 18th birthday, the restrictions will continue to apply until 6 months after your latest violation.<sup>28</sup>

### ***What is the law on cell-phones and texting while driving?***

It is normally illegal while driving to talk or to read, write, or send a written (including text or e-mail) message using a cellphone or other electronic communication device. Three main exceptions apply to the general public:



- (1) The device is used in a hands-free or voice-activated mode, or by pressing only one button to make or end a call.

- (2) The vehicle is parked on the shoulder, or is prevented by traffic from moving and its transmission is in neutral or park.
- (3) The driver is reporting an emergency or continuing to communicate with emergency personnel about the emergency.<sup>29</sup>

Anyone under 19 who has an instruction permit or graduated license may not use a cellphone when driving, except to make an emergency call to a police or fire department, medical provider, or other emergency services provider. If a person over 18, with a graduated license, has committed a traffic offense in the 6 months before turning 18, the ban on cellphone use while driving continues until 6 months after the last such violation.<sup>30</sup>

### ***What are the restrictions on vehicle equipment?***

Vehicles used on Illinois roadways may not have window tinting or objects that significantly restrict the driver's front view, other than tinting in the top 6 inches of a windshield.<sup>31</sup> The law allows limited tinting or other treatment of windows back of the driver's seat.<sup>32</sup> A driver who has a disease making protection from the sun necessary can be exempted after getting certification from a physician and while using special license plates or stickers.<sup>33</sup>

Secret compartments in vehicles, if used with intent to hide a firearm or illegal drug, are illegal. Using such a compartment can bring up to 3 years in prison and a fine up to \$25,000, and the vehicle can be forfeited to the local or state government.<sup>34</sup>

Operating a device intended to interfere with police radar or laser speed detectors is illegal. Violation can bring a fine of at least \$50 for a first offense and \$100 for any later offense.<sup>35</sup>

Use of "vanity" lights such as neon underbody lights or off-road driving lamps appears to be prohibited while driving on any roadway.<sup>36</sup>

## MOTORCYCLING

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### *May I operate a motorcycle with a driver's license?*

If you are under 18, before you can operate a motorcycle you must meet all requirements for a driver's license; complete a motorcycle training course approved by the Illinois Department of Transportation; and pass the Secretary of State's motorcycle driver's exam.<sup>37</sup>

Information on free motorcycle safety courses is available on the Illinois Department of Transportation's Website.<sup>38</sup> Motorcycle licenses can be obtained at driver licensing facilities.

## GENERAL CRIMINAL LAW

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### *Do adult criminal laws apply to me?*

Yes. The same acts are illegal if done by a minor as if they were done by an adult—although the method of imposing punishment may be different. Most criminal



acts by persons under 18 are prosecuted in juvenile court<sup>39</sup> as described under the next few questions. But a person under 18 can be tried in an adult criminal court in several kinds of situations:

- (1) The crime charged is a traffic, boating, fish and game, or municipal or county ordinance violation.<sup>40</sup>
- (2) The person was at least 13 and is charged with first-degree murder committed in the course of an aggravated criminal sexual assault, criminal sexual assault, or aggravated kidnapping.<sup>41</sup>
- (3) The person was at least 15 and is charged with (a) first-degree murder; (b) aggravated criminal sexual assault; (c) aggravated battery by personally discharging a firearm; (d) armed robbery with a firearm; (e) aggravated vehicular hijacking with a firearm; or (f) possession on school grounds of a dangerous weapon

(including sprays for personal defense carried by a person under 18).<sup>42</sup>

- (4) The person is charged with a felony; adjudicated delinquent for a felony; or charged with or adjudicated delinquent for an offense that would be a felony if committed by an adult, and escapes from custody, or violates a bail bond by willfully failing to surrender at the required time after posting bail.<sup>43</sup>

There is also a hybrid kind of trial called an “extended jurisdiction juvenile prosecution.” It is used if a minor was at least 13 at the time of an alleged offense and is charged with a felony, and the judge finds probable cause to believe the allegations are true. (The judge has the option to keep the case in juvenile court, based on clear and convincing evidence that criminal prosecution is not appropriate.) Proceedings in an extended jurisdiction juvenile prosecution are similar to those of a criminal trial (including the right to a jury), but with less strict rules of evidence.<sup>44</sup>

### ***What is the juvenile court?***

It is a branch of the trial court that deals with persons under 18 who are charged with crime; persons under 18 who are alleged to be abused or neglected; and persons under 21 who are alleged to be addicts. In some situations a juvenile court can keep control over persons up to age 21.

### ***What happens if I have to go to juvenile court?***

If you must go to juvenile court because you are accused of committing a crime (that is, charged with being a “delinquent minor”), it is a serious event that can affect you for years to come. Your parent(s) should go with you. The law allows you to be represented by a lawyer at such a hearing. If your parent(s) cannot pay for a lawyer, the public defender or another lawyer can be appointed for you.<sup>45</sup>

Juvenile court hearings for minors charged with crimes are now described as “trials” and resemble adult criminal trials—with pleas, hearing of evidence, and the same standard of proof as in adult trials.<sup>46</sup>

## ***What can the juvenile judge do to me?***

If the evidence shows that you committed a crime, the judge can order any one or more of several actions, including:

- Sending you to the Illinois Department of Juvenile Justice for confinement in a youth correctional center, or putting you in a so-called “boot camp” for juveniles—in each case for as long as you could have been sentenced to prison if an adult, up to age 21.
- Putting you in a juvenile detention center.
- Sending you to a treatment facility for drug addiction.
- Requiring psychological or psychiatric treatment if you committed animal cruelty, or sex offender evaluation and treatment if you committed a sex offense.
- Putting you in the custody or guardianship of someone other than your parents, including a probation officer.<sup>47</sup>

Some of these orders can last until you reach age 21.

In addition to such immediate consequences, a person who is found in juvenile court to have committed a serious felony, and before being out of confinement for 10 years commits *any* felony as an adult, can be sentenced to a term for the later crime approximately twice as long as it otherwise would be.<sup>48</sup>

If you are found to be a “minor requiring authoritative intervention” (basically a persistent runaway) or an addicted minor, the court may send you to the Department of Children and Family Services, put you under supervision of a relative or probation officer, or make other orders.<sup>49</sup> Although a juvenile judge does not *have* to do any of these things to you, the judge has authority to do them if you come within these categories in the Act.

## ***Can I appeal the judge’s decision?***

Yes. There is a right of appeal to the next higher court (the Illinois Appellate Court) in juvenile as in other cases.<sup>50</sup> But an appeal is expensive—typically costing thousands of dollars for legal fees alone.

Also, the Appellate Court will not reverse a decision by a juvenile judge merely because the Appellate Court judges might have decided the case differently. To win an appeal, you must show that the juvenile judge's decision was legally wrong.

### ***What are some of the criminal laws I should know about?***

You no doubt know about the most serious crimes, such as murder, arson, robbery, and burglary. Some less well-known crimes that you should also know about are listed below, along with their maximum penalties.<sup>51</sup>

- Theft of property other than a firearm (without breaking into a residence or taking something from anyone's immediate possession): If the property is worth up to \$500, for a first offense 364 days and/or a \$2,500 fine; for a second theft or related offense, or a theft in a school or place of worship, or of public property, 3 years and/or a \$25,000 fine. If the property is worth over \$500 but less than \$10,000, 5 years and/or a \$25,000 fine (if committed in a school or place of worship, or involving theft of public property, 7 years and/or a \$25,000 fine). Penalties are heavier for theft of property worth over \$10,000.<sup>52</sup>
- Intentionally damaging property without the owner's consent: 364 days in jail and/or a \$2,500 fine. If the damage is to property of a school; place of worship; memorial to police, firefighters, or veterans; or to farm equipment or immovable items of agricultural production, or to someone's domestic animal, *or* if the damage exceeds \$300, 3 years and/or a \$25,000 fine. If the damage is to property of a school; place of worship; or memorial to police, firefighters, or veterans; or to farm equipment or immovable items of agricultural production, *and* is between \$301 and \$10,000: 5 years and/or a \$25,000 fine. Even heavier penalties are authorized if greater damage is done.<sup>53</sup>
- Opening a fire hydrant without authority, or tampering with a hydrant or other firefighting equipment: 6 months and/or a \$1,500 fine.<sup>54</sup>



- Criminal defacement of property using paint, ink, an etching tool, or a similar device: 364 days in jail and/or a \$2,500 fine if it is a first offense and the damage does not exceed \$300. If the damage is to a school; place of worship; or memorial to police, firefighters, or veterans, *or* exceeds \$300, 3 years and/or a \$25,000 fine. If the damage is to a school; place of worship; or memorial to police, firefighters, or veterans, *and* exceeds \$300, 5 years and/or a \$25,000 fine. In addition to any other sentence, a violator must pay for the damage and do 30-120 hours of community service.<sup>55</sup>
- Carrying, for illegal use, a dangerous weapon other than a firearm: 364 days and/or a \$2,500 fine. Carrying a concealed weapon such as a handgun, or transporting in a vehicle a firearm that is accessible to occupants: 364 days and/or a \$2,500 fine. (A person must be at least 21 to get a permit to carry a concealed firearm.<sup>56</sup>) Taking a firearm into a public gathering where admission is charged (such as a stadium or theater), or a place where alcohol is served: 3 years and/or a \$25,000 fine; a repeat offense is punishable by up to 5 years and/or a \$25,000 fine.<sup>57</sup>
- Making an object fall from an overpass and hit a moving vehicle: 7 years and/or a \$25,000 fine; if anyone is killed, 15 years and/or a \$25,000 fine.<sup>58</sup>
- Entering a computer system or network without the owner's consent; falsifying e-mail information or routing information to send unsolicited bulk messages ("spam"); and distributing software to falsify routing information: 6 months and/or a \$1,500 fine. Obtaining data or use of a computer system or network without the owner's consent: 364 days and/or a \$2,500 fine. Altering, damaging, or destroying a computer system or network (or inserting a program to do so) without the owner's consent: 3 years and/or a \$25,000 fine for a first offense.<sup>59</sup> (These actions are also likely to violate federal laws.)
- Accessing a computer system or program with the intent to devise a scheme to defraud: 3 years and/or a \$25,000 fine. Obtaining, destroying, or altering data or a computer system with intent to defraud: 5 years and/or a \$25,000 fine. Accessing a computer system or data and obtaining money or control over money, property, or services with the intent to defraud: 3 years and/or a \$25,000 fine if the value is up to \$1,000; 5 years and/or a \$25,000 fine if the value is between \$1,000 and \$50,000; and 7 years and/or a

\$25,000 fine if the value is at least \$5,000.<sup>60</sup> (These actions are also likely to violate federal laws.)

- Using encryption to commit any crime; help someone else commit a crime; conceal a crime; or conceal a criminal's identity: 364 days and/or a \$2,500 fine (or if it is done for purposes of committing a more serious crime, the penalty that could be imposed for that crime).<sup>61</sup>
- Tampering with or obtaining telecommunications services unlawfully: 364 days and/or a \$2,500 fine; 3 years and/or a \$25,000 fine if it is a second offense or if 10 to 50 unlawful communication or access devices are involved; or 5 years and/or a \$25,000 fine if over 50 devices are involved. Violators must also make restitution to the communications provider, and the unauthorized devices can be seized.<sup>62</sup>
- Breaking into or damaging a coin-operated machine: if done to operate or use the machine, 6 months; if done with intent to commit a theft, 364 days and/or a \$2,500 fine; if earlier convicted of a theft, robbery, burglary, or home invasion, 3 years and/or \$25,000.<sup>63</sup>
- Library theft: A fine up to \$500 and a requirement to reimburse the library for replacement costs; if the value of things taken is over \$300, 5 years in prison and/or a fine up to \$25,000.<sup>64</sup>
- Entering or staying on the land of a person who has given notice, either by clearly visible sign or orally just before or during the trespass, that entry is forbidden: up to 6 months and/or a \$1,500 fine; 364 days and/or a \$2,500 fine if committed in a motor vehicle (including an off-road vehicle, motorcycle, mo-ped, or similar device) on agricultural land.<sup>65</sup>
- Throwing litter on land without permission from the landowner: 6 months and/or a \$1,500 fine for a first offense; 364 days and/or a \$2,500 fine for a second offense; 3 years and/or a \$25,000 fine for each additional offense. Violators may also be required to dispose of the litter, and if the littering was done on a public highway, to provide litter control for 30 days on a designated part of the highway. Littering from a vehicle also brings a mandatory fine of at least \$50.<sup>66</sup>

- Knowingly aiming an operating laser (including a laser gunsight) at a police officer, or into the cockpit of an aircraft that is taking off, in flight, or landing: 364 days and/or a \$2,500 fine.<sup>67</sup>
- Use by a person who is at least 16 of a telephone or other electronic communication method to harass anyone under age 13, or such use by a person who is at least 18 to harass a person under 18: 3 years and/or a \$25,000 fine.<sup>68</sup>
- Cyberstalking (sending electronic communications or making an Internet site or page containing statements that threaten a person with bodily harm, sexual assault, confinement, or restraint): 3 years and/or a \$25,000 fine for a first offense; 5 years and/or a \$25,000 fine for a repeat offense.<sup>69</sup>
- Pretending to be at least 18 for the purpose of viewing material that is deemed harmful to minors: 6 months and/or a \$1,500 fine.<sup>70</sup> (Such materials could include violent or sexually explicit video-games, as defined in the law,<sup>71</sup> which are required to be labeled on the front with a solid white “18” outlined in black.<sup>72</sup>)
- Tampering with and knowingly damaging any security, fire, or life-safety system (such as any part of a burglar alarm, fire or smoke alarm, security camera, or associated equipment): 3 years and/or a fine up to \$25,000.<sup>73</sup>
- Street racing: mandatory driver’s license revocation, 364 days in jail, and a minimum fine of \$250 for a first offense; 3 years and a minimum fine of \$500 for later offenses. If anyone suffers great bodily harm as a result, 1 to 12 years and/or a fine up to \$25,000 may be imposed.<sup>74</sup>

Many other crimes are listed in Illinois and federal laws. Any action, whether intentional or reckless, that causes harm to other persons or to property that is not yours is likely to be a crime. Your local police department probably can tell you if something not listed here is prohibited.

Weapons such as guns and knives in schools are now a serious problem in some places. Illinois law authorizes public schools to inspect school property (including lockers, desks, and parking lots) for illegal

drugs, weapons, and other contraband.<sup>75</sup> Possession of a dangerous weapon on school grounds is a felony; a person carrying such a weapon can be tried in regular criminal court and imprisoned if convicted.<sup>76</sup> Shooting a firearm into an occupied school building or at a school bus is a Class X felony, punishable by 6 to 30 years in prison and a fine up to \$25,000.<sup>77</sup>

### ***Can I get in trouble for helping someone else break a law?***

Yes. In fact, inducing or helping someone else to commit a crime is punishable as if you had committed the crime yourself.<sup>78</sup>

### ***What are the consequences of joining a gang?***

We all want others to accept us and include us in their activities. This need can be met in many ways, such as joining scouting or other youth organizations, and participating in school sports, musical, drama, and other activities. An extremely dangerous way to meet this need is to join a street gang. Illinois law defines such a gang basically as a group of people with a leadership structure who show a pattern of committing crimes.<sup>79</sup> Some Illinois laws against gang crime can be violated by a single action, such as painting gang symbols on public or private property.<sup>80</sup> Under these laws, gang members may:

- (1) have to post higher bail if charged with a crime related to gang activity;<sup>81</sup>
- (2) have to serve longer sentences for a crime if it was related to gang activity;<sup>82</sup>
- (3) be sentenced to do additional community service work as part of a sentence for crimes related to gangs;<sup>83</sup>
- (4) have their names and records put into a statewide police database listing gang members;<sup>84</sup>
- (5) be sued by local governments for damage caused by their gang activities, or have any real estate they own, if it is used for gang activities, seized by a local government;<sup>85</sup> and
- (6) lose, or be refused, driver's licenses or permits for crime related to gang activity that involved a motor vehicle.<sup>86</sup>

Using or threatening force to coerce a minor to join a street gang is a felony punishable by 4-15 years in prison and a fine up to \$25,000.<sup>87</sup>

In a study of street gangs for the National Institute of Justice, researchers found that the average time from joining a gang until first arrest was only 6 months.<sup>88</sup>

### ***What does Illinois law say about hazing?***

Hazing is a crime in Illinois. It is defined basically as requiring any person in an educational institution to do any act to be inducted or admitted into any organization or society connected with that educational institution, if the act is not authorized by the institution and results in bodily harm to anyone.<sup>89</sup> Hazing is normally a Class A misdemeanor (punishable by up to 364 days in jail and a fine up to \$2,500). If great bodily harm or death results, it is a Class 4 felony (punishable by 1-3 years in prison and a fine up to \$25,000).<sup>90</sup>

## ***DRUGS (INCLUDING ALCOHOL AND NICOTINE)***

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### ***Why is nicotine included in this section?***

Because it is a drug, and is now known to be highly addictive. Researchers in the mid-1980s began to think that nicotine is as addictive as the so-called “hard drugs.” A 1987 article on research into this topic reported:

Interdisciplinary research in pharmacology, psychology, physiology and neurobiology is just beginning to shed light on the incredible hold that tobacco has on people. Scientists have found, for instance, that nicotine is as addictive as heroin, cocaine or amphetamines, and for most people more addictive than alcohol. Its hooks go deep . . . .<sup>91</sup>



Later research has shown that nicotine activates brain pathways that regulate feelings of pleasure. It acts on the brain quickly, but the pleasurable feelings it causes also decline quickly, causing smokers to continue smoking to maintain the feelings of pleasure and prevent withdrawal.<sup>92</sup> The American Psychiatric Association’s *Diagnostic and Statistical Manual*, 5th edition (DSM-5) says the symptoms of nicotine withdrawal include irritability, anger, impatience, restlessness, difficulty concentrating, insomnia, increased appetite, anxiety, and depressed mood.<sup>93</sup> In a study published in 2007 in the *Archives of Pediatric and Adolescent Medicine* of over 1,200 teenagers for 4 years, researchers found that some teenagers showed signs of nicotine addiction after smoking only *one* cigarette.<sup>94</sup>

In 2004 the *British Medical Journal* published a study covering over 34,000 subjects for more than 50 years. It found that at least half, and for some groups as many as two-thirds (depending on the decade when they were born), of those who began smoking cigarettes and kept doing so were killed by smoking.<sup>95</sup>

The message of this and much other research on tobacco is this:

Each cigarette you smoke is like digging yourself deeper into a hole. It gets you more addicted, making it less likely that you will ever climb out.

Some young people in recent years have been trying “e-cigarettes” that provide nicotine without tobacco. Their health effects are unknown—there are hundreds of brands, and their ingredients are not disclosed. But one thing is clear: Any kind of cigarette that puts nicotine into your body tends to get, or keep, you addicted to nicotine, with all the dangers that brings. As mentioned below, selling e-cigarettes to persons under 18 is illegal in Illinois.

### ***What are the laws on tobacco?***

To protect young people from starting on the road to heart disease, cancer, emphysema, and many other deadly effects of tobacco, Illinois prohibits anyone under 18 from buying or possessing any form of tobacco. It is also a crime for anyone to sell or give tobacco to, or buy it for, a person under 18. These prohibitions apply to smoking

and chewing tobacco, cigarette paper, and all other materials used for smoking.<sup>96</sup> Persons under 18 are prohibited from using false IDs to get tobacco.<sup>97</sup> It is also illegal to sell “alternative nicotine products” such as e-cigarettes to persons under age 18.<sup>98</sup>

The Smoke Free Illinois Act prohibits smoking in almost all public places and workplaces, and within 15 feet of their outside entrances.<sup>99</sup> Smoking is also banned in public and private college dormitories.<sup>100</sup> Smoking is prohibited on all school property while in use for school purposes (including athletic events),<sup>101</sup> and will be banned on all public college and university campuses starting in July 2015.<sup>102</sup>

Smoking in an area where it is prohibited is punishable by a fine of \$100 for a first offense and \$250 for a repeat offense.<sup>103</sup> Persons affected by illegal smoking can sue to stop violations.<sup>104</sup> Cities and counties are allowed to enact ordinances stricter than the state law.<sup>105</sup> Thus if you start smoking, you may have to break the law to keep doing so.

### ***What about alcohol?***

Illinois<sup>106</sup> and all other states prohibit sale of alcoholic beverages to anyone under 21. It is also a crime for a person under 21 to use false evidence of age, such as a fraudulent ID card, to buy alcoholic drinks;<sup>107</sup> for a person under 21 to obtain, possess, or consume an alcoholic beverage;<sup>108</sup> or for anyone to buy an alcoholic beverage to give to a person under 21.<sup>109</sup> (The last two prohibitions have exceptions for beverage use in a religious ceremony.) The Secretary of State can revoke the driver’s license of anyone violating those prohibitions.<sup>110</sup> Any delivery of alcoholic beverages to a residence in Illinois must be signed for by a person who is at least 21.<sup>111</sup>

### ***Why can’t I drink if I’m responsible about it?***

Unfortunately, it’s impossible to tell beforehand who will be responsible with alcohol and who won’t. Thousands of deaths are caused on U.S. highways each year by adult drinkers who would be kept off the roads if law-enforcement agencies could catch them. Alcohol abuse is a very serious problem among young people. The Illinois

Department of Transportation reports that although persons ages 16 to 24 are about 15.5% of Illinois drivers, they are involved in almost 39% of all alcohol-related vehicle crashes.<sup>112</sup> So the state is trying to fight the problem when it begins.

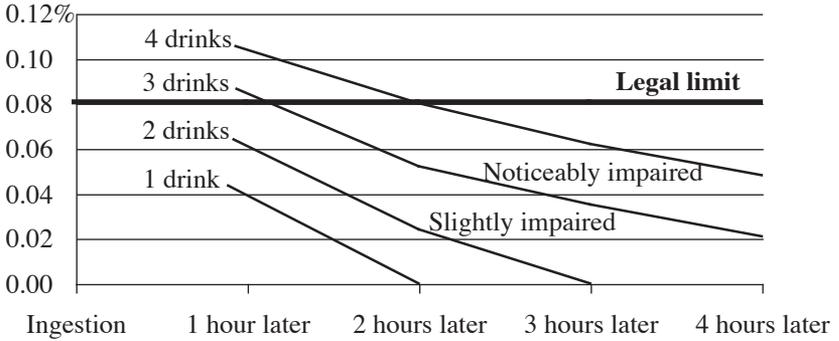
The graphs on the next page, and the table on p. 20, show estimated effects of drinking various amounts of alcohol on persons of three body weights, at several times (beginning 1 hour after the last drink). The graphs are based on average drinks—typically one 12-ounce can of beer, a small serving of wine, or about 1 ounce of liquor. Many hand-poured drinks contain more than 1 ounce of alcohol. A person who gets more alcohol per drink; drinks faster; weighs less; or has impaired liver function will have greater effects than these estimates.

Remember too that the graphs show estimated blood alcohol levels starting 1 hour after the last drink—by which time the liver has changed some of the alcohol into other substances. Your level may be higher shortly after you take one or more drinks. Also, most research on the effects of alcohol on driving and other activities has used male subjects. There is growing evidence that drinking the same amount of alcohol typically causes a higher blood alcohol level in a woman than in a man, even of the same weight.<sup>113</sup> Thus women especially should keep in mind that they may exceed the legal limit with fewer drinks than the graphs show.

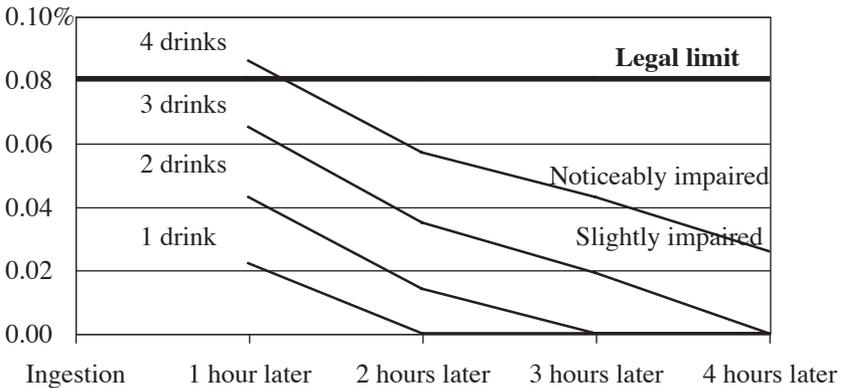
Finally, do not assume that you can legally (and safely) drive after drinking even if your blood alcohol level is below the legal limit. By the time your blood alcohol level reaches the legal limit (0.08%), your risk of having a traffic accident will be 4 times as high as normal. You can be convicted of driving under the influence even with a blood alcohol level below 0.08%, if the evidence shows that your driving was impaired by alcohol and/or other drugs.<sup>114</sup>

## Estimated Blood Alcohol Levels 1 to 4 Hours After Taking 1 to 4 Drinks

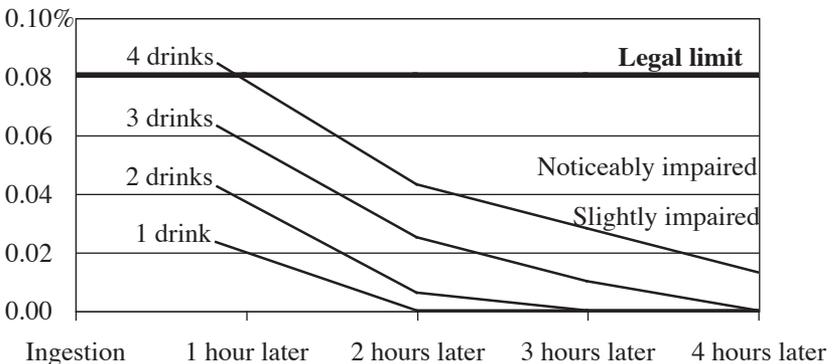
**120-lb. Person**



**150-lb. Person**



**180-lb. Person**



## Typical Effects of Blood Alcohol Levels on Driving Ability

- .02% Mild elation.
- .03% Judgment and reactions slightly impaired.
- .05% Inhibitions begin disappearing; judgment becomes noticeably impaired.
- .08% Abilities to steer, brake, control speed, and judge distance are impaired. Risk of accident is 4 times normal. **Driving with blood alcohol at or above this level is always illegal.**
- .10% Judgment seriously affected; coordination impaired.
- .15% Aggressive tendencies, slurred speech, and loss of self-control. Chance of accident is 25 times normal.

Sources: *The American Medical Association Family Medical Guide* (Random House, Inc., 1982), p. 36 (© 1982 Dorling Kindersley Limited; reprinted by permission); Illinois Department of Transportation, "Blood Alcohol Content Estimator" (February 1998).

### ***What exactly is the law on carrying alcohol in a car?***

It is illegal for either a driver or passenger to have any alcoholic beverage in the passenger area of a car or truck while it is on the road, unless it is "in the original container and with the seal unbroken."<sup>115</sup> Violation, in addition to criminal penalties, can result in losing your driver's license if you are under 21.<sup>116</sup> This law is intended to prevent drinking while driving, and applies to persons of any age. Thus even for adults, the only legal place for an opened container of alcohol in a vehicle would be its trunk (if it has one).

### ***What are the penalties for drunk or drugged driving?***

Driving under the influence (DUI) of alcohol and/or any other drug(s) or intoxicating compound(s) that endanger safe driving results in mandatory revocation of your driver's license, plus up to 364 days in jail and a fine up to \$2,500.<sup>117</sup> (There is also a mandatory fine of \$750 in addition to any other fine, with proceeds divided between the state treasury and use by the arresting police agency to buy equipment to enforce DUI laws.<sup>118</sup>) If you are under 21 and have

alcohol in your blood at a level under 0.08%, your license will be suspended for 3 months.<sup>119</sup> But if you have a blood alcohol level of at least 0.08% (0.05% if the arresting officer finds other evidence of impairment<sup>120</sup>), or have any trace of other drugs in your system, you cannot get another license for 1 year. (After 1 year, if you meet conditions set by the Secretary of State, you can get a restricted driving permit lasting 1 year that generally allows you to drive only between 5 a.m. and 9 p.m. Then, 2 years after the revocation, you can apply for—but are not guaranteed to get—a driver’s license.<sup>121</sup>) There are stiffer penalties if your blood alcohol level is still higher, or if you were transporting a child under age 16.<sup>122</sup>

Those are the penalties for a *first* offense. For a second offense within 20 years, the same criminal penalties apply, plus a mandatory minimum of either 5 days in jail or 240 hours of community service, and a fine of \$1,000 instead of \$750; you will lose your license; you cannot apply for another license for 5 years; and if you are allowed to have a restricted driving permit, your vehicle must be equipped with an ignition interlock to test your breath for alcohol each time you try to drive.<sup>123</sup> For a third offense in your lifetime, you can be imprisoned up to 7 years and fined up to \$25,000; your license will be revoked; and you cannot apply for another license for 10 years.<sup>124</sup> For a fourth offense, you can be imprisoned up to 7 years (probation is not allowed) and fined up to \$25,000; and you can **NEVER AGAIN** legally drive.<sup>125</sup>

Anyone found guilty, in either juvenile or adult court, of illegally possessing marijuana or other drug while driving a motor vehicle cannot get a driver’s license, or will lose an existing license, for 1 year (or if under 17, until age 18).<sup>126</sup> Anyone convicted of using an intoxicating compound while driving will lose an existing license or permit for 1 year.<sup>127</sup> (“Intoxicating compounds” include substances that can be sniffed or otherwise used to get a “high” or otherwise confused feeling.<sup>128</sup>)

In addition to the criminal penalties described above, the law requires automatic pretrial license suspensions in some situations. Your license will be automatically suspended for 1 year if, while driving, you are found to have in your blood **ANY** amount of a drug or intoxicating compound due to illegal use; or for 3 months if, while driving before age 21, you are found to have any amount of alcohol in your blood, unless it was taken in a religious ceremony or as part of a proper dose of medicine.<sup>129</sup>

By driving on any street, road, or highway, you give consent for testing of your breath, blood, or urine if police believe you are driving under the influence of alcohol, another drug, and/or another intoxicating compound.<sup>130</sup> If you refuse to be tested, your driver's license will automatically be suspended for 1 year the first time,<sup>131</sup> and 3 years for a repeat refusal.<sup>132</sup> If you cause an accident while driving under the influence, and emergency vehicles respond, you will be liable for costs of the response.<sup>133</sup> And you will be both morally and criminally responsible if you injure or kill anyone. (Killing a person by drunk or drugged driving brings a mandatory prison term of 3-14 years plus other penalties<sup>134</sup>.)

### ***How serious a crime is marijuana use?***

Marijuana can have serious effects on users' health and wellbeing, which may become irreversible if it is used repeatedly. The National Institute on Drug Abuse (NIDA) reports that short-term marijuana use can cause problems with memory and learning, distort perception, and interfere with thinking and problem-solving. Less is known about health problems caused by long-term marijuana use; but regular use of marijuana has been linked to depression, anxiety, and a loss of motivation.<sup>135</sup> The NIDA reports that about 17% of teens (1 in 6) who use marijuana will become addicted. Marijuana is the most common illegal drug involved in automobile fatalities.<sup>136</sup>

Because of such dangers from marijuana use, Illinois law prohibits possession of any amount of it<sup>137</sup> other than by adult patients and their caregivers who are registered with the state to use marijuana therapeutically.<sup>138</sup> Illinois lawmakers also recognize that distributors and sellers of marijuana (and other illegal drugs) should be punished more severely than people who buy it for their own use. Thus the penalties for possession go up with amount possessed, and are highest for those who grow, distribute, or sell it illegally. The first table on the next page shows the maximum penalties for simply *possessing* marijuana (or any substance containing THC, its main active ingredient). The "Additional assessment" column shows amounts that must be imposed on top of any other fine; they go to the state's Drug Treatment Fund.

## Penalties for Possessing Marijuana

| Amount<br>in grams* | Jail or<br>prison | Fine     | Additional<br>assessment |
|---------------------|-------------------|----------|--------------------------|
| Up to 2.5           | 30 days           | \$ 1,500 | \$ 200                   |
| 2.5 to 10           | 6 months          | 1,500    | 200                      |
| 10 to 30†           | 364 days          | 2,500    | 300                      |
| 30 to 500†          | 3 years           | 25,000   | 500                      |
| 500 to 2,000        | 5 years           | 25,000   | 500                      |
| 2,000 to 5,000      | 7 years           | 25,000   | 1,000                    |
| Over 5,000          | 15 years          | 25,000   | 2,000                    |

\* There are about 28 grams in an ounce.

† Penalty is higher for a repeat offense.

Sources: 720 ILCS 550/4; penalties by class of crime stated in 730 ILCS 5/5-4.5-30 to 5/5-4.5-65; additional assessments required by 720 ILCS 550/10.3(a).

The next table shows maximum penalties for illegally making; possessing with intent to deliver (transfer to someone else); or delivering marijuana or its products. For amounts up to 2,000 grams, the rows labeled “At school” show penalties if the crime is committed either on school grounds or in a school vehicle such as a bus. As in the preceding table, the “Additional assessment” column shows a mandatory charge added to any fine.

## **Penalties for Making or Transferring Marijuana**

| Amount<br>in grams | Jail or<br>prison | Fine     | Additional<br>assessment |
|--------------------|-------------------|----------|--------------------------|
| Up to 2.5          | 6 months          | \$ 1,500 | \$ 200                   |
| At school          | 364 days          | 2,500    | 300                      |
| 2.5 to 10          | 364 days          | 2,500    | 300                      |
| At school          | 3 years           | 25,000   | 500                      |
| 10 to 30           | 3 years           | 25,000   | 500                      |
| At school          | 5 years           | 50,000   | 500                      |
| 30 to 500          | 5 years           | 50,000   | 500                      |
| At school          | 7 years           | 100,000  | 1,000                    |
| 500 to 2,000       | 7 years           | 100,000  | 1,000                    |
| At school          | 15 years          | 200,000  | 2,000                    |
| 2,000 to 5,000     | 15 years          | 150,000  | 2,000                    |
| Over 5,000         | 30 years          | 200,000  | 3,000                    |

Source: 720 ILCS 550/5, 550/5.2, and 550/10.3.

A person who makes or possesses marijuana in an enterprise with other persons, and directs, finances, or receives over \$500 from the conspiracy, can be imprisoned up to 5 years for a first violation (15 years for a repeat violation); fined up to \$200,000; and required to forfeit everything obtained from the criminal enterprise.<sup>139</sup>

In summary, Illinois law punishes most severely those who deal in marijuana, but does not treat personal use lightly.

### ***What are the effects of taking other drugs?***

Virtually all illegal drugs have serious risks to young people. Effects of using them may range from temporary loss of judgment and control, to serious and sometimes permanent disability. Adolescent brains are still “under construction,” so drug use during those years can have lifelong harmful effects.

New drugs are constantly being developed and used, both in legitimate medical practice and for illegal purposes. It takes years (sometimes decades) for medical researchers to learn most of their effects. In the meantime, persons who use them without medical supervision are being guinea pigs in dangerous ‘experiments.’ The following are brief summaries of research available on some drugs or other substances commonly abused at the time this booklet was written. There is no reason to think that a new abused substance will be any less dangerous.

**Ecstasy (MDMA)** and similar “club drugs” are in the amphetamine family and can act as both stimulants and hallucinogens. The National Institute on Drug Abuse is concerned that young people regard them as harmless “safe drugs” that cause a sense of well-being. Both animal and human studies have found that users of these drugs can experience psychiatric disorders including depression, anxiety, paranoia, and disturbed sleep. These drugs can also cause nausea, chills, muscle cramps, blurred vision, and—in extreme cases—kidney or heart failure. Also, MDMA tablets are often mixed with other substances such as methamphetamines, dextromethorphan (described later), ephedrine, and cocaine,<sup>140</sup> which could increase the risks of taking them.

**Methamphetamine (“meth” or “speed”)** is a highly addictive stimulant that can have devastating effects. Taking a small amount of it can result in insomnia and higher heart rate and blood pressure. Continued use changes the way the brain functions, causing paranoia, hallucinations, mood disturbances, memory loss, and violent behavior. The drug also alters judgment, often leading users to engage in unsafe behavior, such as sharing needles to use drugs, which can transmit HIV or hepatitis.<sup>141</sup>

The high human cost of methamphetamine abuse has led Illinois to enact laws addressing making and using it separately from other drugs. In addition to penalties for possession (see table on next page), there are serious penalties for being involved in making it. Participating in making methamphetamine is punishable by as much as 60 years in prison and a fine of \$400,000 or its street value, depending on the amount involved.<sup>142</sup> Persons convicted have their names entered into a State Police database that is available to the public.<sup>143</sup> It is illegal to possess any substance needed to make methamphetamine (such as ephedrine, pseudoephedrine, or anhydrous ammonia) with intent to make the drug. Violation can bring

up to 50 years in prison and a \$300,000 fine.<sup>144</sup> Also, no one under 18 may buy a product containing any ephedrine or pseudoephedrine; providing false identification to do so is punishable by 3 years in prison and/or a fine up to \$25,000 for a first offense.<sup>145</sup> The harmful effects of methamphetamine, as well as the heavy penalties for using or making it, are good reasons to stay away from it.

**“Bath Salts”** are synthetic products usually sold in small packages and labeled as “plant food” or “jewelry cleaner” under a variety of names. They are typically swallowed, inhaled, or injected. They are chemically similar to Ecstasy and methamphetamine, and cause heart problems and symptoms like paranoia, hallucinations, and panic attacks.<sup>146</sup>

**Spice (K2)** is a mix of herbs that produce results similar to marijuana. Some “spice” products are sold as incense; it is often smoked like marijuana or prepared as an herbal tea for drinking. The NIDA reports that the drug’s effects have not been well-studied, but it has been linked to heart problems (including heart attacks), confusion, hallucinations, and agitation.<sup>147</sup>

**Prescription Drugs**, taken under a doctor’s direction, are legal and normally safe, but can be very dangerous if taken by someone for whom they were not prescribed, or in a way that is not prescribed. Pain relievers (OxyContin and Vicodin), central nervous system depressants (Xanax and Valium), and stimulants (Concerta and Adderall) are the most commonly abused prescription drugs. Some medications available without a prescription, such as cough suppressants, are also sometimes abused by taking large doses, making them dangerous.<sup>148</sup> In Illinois, possession of dextromethorphan (except by prescription or as an over-the-counter medicine) is punishable by up to 3 years in prison and a fine up to \$25,000; its distribution is punishable by up to 7 years in prison and the same fine.<sup>149</sup>

**Inhaling (“huffing”)** means intentionally breathing vapors or gases from any of various products to get a quick “high.” In addition to being a crime in Illinois,<sup>150</sup> it is also very dangerous. Initial effects are similar to those of drinking large amounts of alcohol, including slurred speech, lack of coordination, euphoria, and dizziness. Long-term huffing can cause serious damage to the brain, heart, liver, and muscles. But some huffers never become chronic users; high concentrations of inhalants can cause death from suffocation.<sup>151</sup> “Huffing” is a dumb thing to do.

### ***What are the penalties for illegal drug possession?***

The table below gives examples of maximum penalties for possessing, without making or selling, some major illegal drugs. (Making, distributing, or selling them is always a more serious crime.) Each column heading shows the number of years in prison that can be imposed for possessing the amounts listed in that column. In addition to going to prison, a violator can be assessed from \$200 to \$3,000 (based on the amount possessed) to help fund drug treatment.<sup>152</sup> State law allows similar penalties for other illegal drugs that pose similar risks to users and the general public.

#### ***Examples of Prison Sentences for Possessing Major Drugs (amounts listed are grams, except for LSD pieces)***

|                      | 3<br>years | 15<br>years | 30<br>years | 40<br>years | 50<br>years |
|----------------------|------------|-------------|-------------|-------------|-------------|
| Amphetamines         | up to 199  | 200+        |             |             |             |
| Barbiturates         | up to 199  | 200+        |             |             |             |
| Cocaine              | up to 14   | 15-99*      | 100-399*    | 400-899*    | 900+*       |
| Heroin               | up to 14   | 15-99*      | 100-399*    | 400-899*    | 900+*       |
| LSD                  |            |             |             |             |             |
| grams                | up to 14   | 15-99*      | 100-399*    | 400-899*    | 900+*       |
| pieces               | up to 14   | 15-199*     | 200-599     | 600-1499    | 1500+       |
| Methamphet-<br>amine | †          | 15-99       | 100-399*    | 400-899*    | 900+*       |
| Methaqualone         | up to 29   | 30+         |             |             |             |
| Morphine             | up to 14   | 15-99*      | 100-399*    | 400-899*    | 900+*       |
| Peyote               | up to 199  | 200+        |             |             |             |
| PCP                  | up to 29   | 30+         |             |             |             |

\* A violator may also be fined the full street value of these drugs (except methamphetamine) if it is over \$200,000. Possessors and deliverers of methamphetamine are fined its full street value plus \$145 for drug prevention and control efforts. Possessors of at least 100 grams of methamphetamine may also be fined \$100,000 to \$300,000 depending on amount possessed.

† Possession of up to 5 grams of methamphetamine is punishable by up to 5 years in prison, and possession of 5 to 14 grams is punishable by up to 7 years.

Sources: 720 ILCS 570/402, 720 ILCS 646/60, and 730 ILCS 5/5-9-1.1-5.

The superintendent or person responsible for a public or private school must immediately report to local police any verified incident involving illegal drugs in a school building, property used by schools, or school buses.<sup>153</sup>

Beside legal risks, there is absolutely no way to know what drug (or mixture of drugs) you will get if you buy something that is not legally regulated and labeled. Many amateur chemists now make methamphetamines, hallucinogens, or other drugs in crude “laboratories” where anything could happen. In some cases, a single dose of an illegal drug—especially a hallucinogen—can cause lifelong mental problems. Illegal drugs occasionally even kill users due to accidental—or intentional—contamination with drugs or substances not disclosed to buyers.

### ***What are the rules on drug testing of athletes?***

Schools can require testing of student athletes for drugs. The U.S. Supreme Court in 1995<sup>154</sup> and 2002<sup>155</sup> cases upheld such school policies, primarily on the grounds that (1) participation in extracurricular sports is voluntary and (2) the privacy interests of students are outweighed by the need to keep illegal drugs out of school sports.



Anabolic steroids are sometimes abused by adolescents—mostly athletes hoping to improve their performance. These drugs are synthetic substances related to male hormones, and are often smuggled in from other countries.<sup>156</sup>

These steroids have many adverse effects. Some make users unattractive; others threaten their health. In males, steroids can lead to male pattern baldness, acne, and increased breast size. In females they can cause reduced breast size, male pattern baldness, increased body hair, coarsening of skin, and acne. Because they disrupt hormone production, they can also cause growth to end prematurely. Animal studies, and the experience of some athletes, suggest that steroid use can even lead to cardiovascular disease and early death.<sup>157</sup>

Illinois law prohibits possession of anabolic steroids without a prescription. Violation is punishable by a fine up to \$1,500 and up to 30 days in jail (6 months for a repeat offense within 2 years).<sup>158</sup> It is also illegal for anyone to sell or give to a person under age 18 a dietary supplement that contains ephedrine, or that contains any drug that can be used to make anabolic steroids.<sup>159</sup> If you are an athlete, it is never a good idea to introduce illegal drugs into your body.

## OTHER HEALTH RISKS

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### *What does Illinois law say about tanning, tattooing, and body piercing?*

Public health authorities report that skin cancer rates continue to rise in the U.S. and worldwide,<sup>160</sup> and that skin cancer is now the most common cancer in the United States.<sup>161</sup> More exposure to the sun without adequate protection gets part of the blame; but studies have consistently shown that indoor tanning increases the risk of getting skin cancer. Indoor tanning can cause such skin cancers as melanoma (the deadliest type of skin cancer), basal cell carcinoma, and squamous cell carcinoma. Exposure to ultraviolet (UV) radiation can also cause cataracts and cancers of the eye.<sup>162</sup>



By Daisy Romwall via Wikimedia Commons

Illinois law now prohibits commercial tanning places from allowing anyone under 18 to use their tanning equipment.<sup>163</sup> (That does **not** mean that tanning is safe for older persons—only that the state leaves that choice to those who are legally adults.) So-called “spray-on” tanning is not restricted by this law.

Tattooing penetrates or breaches the skin, making infections and other complications a risk. Dirty needles can pass infections, such as hepatitis and HIV, from one person to another. Some ink pigments can cause allergic reactions including redness, swelling, pain, and pus-like drainage. In addition, unwanted overgrowths of scar tissue can form when getting or removing a tattoo.<sup>164</sup>

Body piercing at sites other than earlobes has grown in popularity. Complications can include infections, disfigurement, and rejection of a foreign object by the immune system.<sup>165</sup>

The Tattoo and Body Piercing Establishment Registration Act<sup>166</sup> imposes requirements on businesses that engage in these practices. If you decide to visit one of them, be sure to look for its certificate of registration, which the Act requires to be “conspicuously displayed within the sight of clients upon entering” the business.<sup>167</sup> But keep in mind that people sometimes get infections if their skin is broken—even in hospitals, where strict medical precautions are usually taken. Thus there can be no guarantee that such a procedure will be completely safe.

## *SEXUAL BEHAVIOR AND ABUSE*

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### *What does “sexual abuse” mean?*

This term refers primarily to adults engaging in any sexual behavior with children. This is a very harmful kind of child abuse, because it can cause victims to suffer from guilt and difficulty in social or marital adjustment for many years—even decades. The offender may be a stranger, or may be an acquaintance, uncle, stepparent, or other relative.

Sexual abuse is a serious crime.<sup>168</sup> The state of Illinois is committed to stopping it whenever and wherever it occurs in the state. The state has a toll-free child abuse hotline available 24 hours a day, 7 days a week to take reports of child abuse, including sexual abuse: 1-800-25ABUSE (in numbers, 1-800-252-2873). If you or anyone you know is a victim of sexual abuse, you should call this number and give the names and address(es) of the persons involved. The Department of Children and Family Services (DCFS) is required to start investigating immediately if necessary, and in any case within 24 hours, including interviewing the child for details.<sup>169</sup> DCFS investigators have authority to remove a child to a safe place if they believe the child’s life or health is in danger.<sup>170</sup>

### ***Can I get in trouble with the law for sexual behavior?***

Yes. You will be criminally liable for sexual conduct (including sexual touching) in any of several kinds of situations, regardless of your or the other person's gender:

- (1) You are under 17 and the other person is between 9 and 16; or you are less than 5 years older than the other person, who is aged 13 to 16. This is a Class A misdemeanor, punishable by up to 364 days in jail and/or a fine up to \$2,500.<sup>171</sup>
- (2) You are at least 17 and the other person is under 13; or you are under 17 and the other person is under 9. This is a Class 2 felony, punishable by 3 to 7 years in prison and a fine up to \$25,000.<sup>172</sup>
- (3) You are at least 17 and the other person is under 13, and the conduct involves any contact between sex organs, or intrusion of any part of either person's body or any object into any part of the other person's body in the pelvic area. This is a Class X felony, punishable by 6 to 60 years in prison and a fine up to \$25,000.<sup>173</sup>
- (4) The conditions described in (3) apply when you use any drug to commit the act. This is a Class X felony with a minimum term of 50 years in prison.<sup>174</sup>

Keep in mind that **the other person's consent does not make these acts legal**. These prohibitions are designed to protect young people from sexual activity before they are old enough to understand fully its effects. Of course, any sexual act done by force or threat of force is a very serious felony—Class 1 (4 to 15 years and up to a \$25,000 fine),<sup>175</sup> or if done with a firearm, a Class X felony to which 15 to 25 years must be added to the Class X term.<sup>176</sup>

### ***Are there any other legal consequences of sexual activity?***

Yes. If you become a parent, you can be required to support your child until at least age 18 (19 if the child is still in high school).<sup>177</sup> In that case, part of every paycheck you earn for 18 or more years can

be taken by court order to pay support.<sup>178</sup> Also, your driver's license or permit may be denied or revoked if you are 90 days or more delinquent in paying child support.<sup>179</sup> DNA testing is now required in Illinois paternity cases,<sup>180</sup> and is highly accurate in determining who is the father. Mothers are required to support their children just like fathers.<sup>181</sup>

There can also be legal liability for sexual transmission of disease. (Engaging in behavior likely to transmit HIV is a Class 2 felony,<sup>182</sup> and could result in a large civil damage award.) But this is one subject on which the legal risks may not be as serious as the health risks. Sexual activity with numerous persons has a high risk of infecting you with a virus that would stay with you for the rest of your life—and shorten your life. Three such viruses are of major concern today:

- HIV, the virus causing AIDS. Many people with HIV infection are being kept alive by modern drug therapies. But those therapies may require taking many pills each day; can cost of thousands of dollars per year; have serious side effects; and may eventually fail if the virus mutates into resistant versions.
- Hepatitis C virus, which causes gradual liver damage and sometimes requires a liver transplant. It may be sexually transmitted in some situations.
- Herpes simplex 2 virus, which becomes active repeatedly throughout an infected person's lifetime, and can have effects as serious as sterility.

If you contract any of these viruses and later get married, you will need to take careful precautions to avoid transmitting it to your spouse and to any children you may have. Even with such precautions, there will always be a risk of transmitting HIV or herpes simplex 2 to your spouse.

The most common sexually transmitted disease is genital human papillomavirus (HPV). It is so common that nearly all persons who are active with multiple partners get it at some point in their lives. Most people with HPV do not have symptoms, but it can cause genital warts and cancers. A vaccine has been developed to protect men and women against the disease. The U.S. Centers for Disease Control and Prevention recommends that all boys and girls ages 11 or 12 get vaccinated.

Another major threat is the bacterial infection chlamydia, which is also one of the most common sexually transmitted diseases today. Unlike the viral infections just listed, it can be treated with antibiotics. If it is not properly treated, it can cause painful reproductive disorders, some of which may be permanent. Women infected with chlamydia appear to be at higher risk of being infected with HIV if exposed to it.

The following was the latest information from the U.S. Centers for Disease Control and Prevention on the prevalence of these diseases when this booklet was revised:

- At the end of 2009, an estimated 1,148,000 Americans aged 13 and older were living with HIV infection, including about 207,000 persons whose infections had not been diagnosed. An estimated 50,000 people are newly infected each year. In 2010 the estimated number of deaths of persons with AIDS was about 15,500.<sup>183</sup>
- About 16% of Americans ages 14 to 49 are infected with herpes simplex 2 virus. Many persons who are infected have no or mild symptoms that go unnoticed. As a result, about 81% of infected persons are unaware of their condition.<sup>184</sup>
- An estimated 3.2 million Americans have chronic hepatitis C virus infection. Many of them got it from transfusions before testing of blood donors for the virus began in 1992, and may not know that they have it. It is now most often spread by intravenous drug use or other skin piercing by objects exposed to infected blood; it may occasionally be spread by risky sexual behavior. About 70% of infected persons will eventually develop chronic liver disease, and some of those will die unless they get liver transplants.<sup>185</sup>
- About 79 million Americans have HPV, and about 14 million are newly infected each year.<sup>186</sup>
- Chlamydia is the most frequently reported bacterial sexually transmitted disease. About 1,423,000 new infections were reported in 2012, but the CDC estimated that about 2.86 million infections occur each year, and that about 1 in 15 sexually active females aged 14 to 19 are infected.<sup>187</sup>

Some other sexually transmitted diseases are becoming harder to treat, as the bacteria or other organisms that cause them increase their resistance to antibiotics. Those diseases also can sometimes cause irreversible harm.

Ask yourself whether any benefits of promiscuity are worth taking such serious risks.

## *SCHOOL*

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### *How long must I go to school?*

Everyone aged 6 to 17, and not yet a high school graduate, is required to attend either a public or an acceptable private school.<sup>188</sup> Students who repeatedly fail to attend can be dealt with by truant officers, and if necessary by the courts.



Of course, this is merely the minimum legal education requirement. The realities of work and life in a complex society require more education for most people.

### *What powers do teachers and principals have?*

This is a complex question, about which courts often have to make decisions. School personnel have a legal duty to maintain reasonable order in schools and at all activities connected with schools, including all athletic and extracurricular programs.<sup>189</sup> This includes taking measures to protect students and employees against physical attack, drug distribution, and other harm. Because a school combines many people in a single building, who constantly mingle with one another, there is much more need for protection against contraband and health or security dangers than there is outside. For these reasons, Illinois law authorizes public schools to inspect school property, including lockers, desks, and parking lots, for illegal drugs, weapons, and similar contraband.<sup>190</sup>

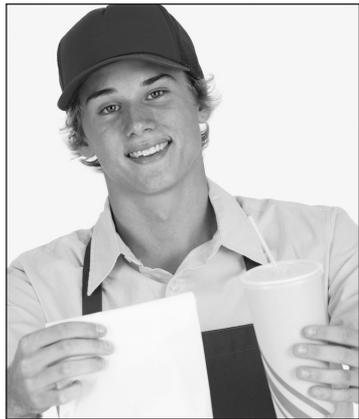
However, the actions of school personnel must be reasonable, and courts can hold them liable if they go too far. The courts usually try to balance the need for order and safety in schools against the expectations of students for privacy and reasonable freedom to control their own lives (with guidance from parents). Few specific principles on the subject can be stated absolutely.

## *EMPLOYMENT*

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### *When will I be old enough to get a job?*

For ordinary kinds of employment the minimum legal age is 16. This Illinois law applies to places such as restaurants, stores, offices, and factories.<sup>191</sup> But federal law effectively excludes persons under 18 from kinds of work the U.S. Secretary of Labor has determined to be dangerous or unhealthful for them, which applies to many kinds of factory and other work involving dangerous equipment or substances.<sup>192</sup>



If you are between 14 and 16 and want to work in a nondangerous job, you may be able to do so by getting an “employment certificate” from your city or county superintendent of schools. Such a certificate will be issued if the superintendent’s staff determine that the kind of work involved will not harm your health and will be done outside of school hours or during school vacations.<sup>193</sup>

There are some exceptions to the work restrictions described above. Persons 10 or older may do agricultural work outside school hours or during school vacations.<sup>194</sup> Those 13 or older may work as caddies at golf courses.<sup>195</sup> And those 14 or 15 may be allowed to work in federally funded work training programs supervised by the State Board of Education.<sup>196</sup>

Working during your teen years may help prepare you for adult duties. On the other hand, many teens who work during the school year find it hard to do their schoolwork as well as they should. The money you earn now will likely be spent soon; but knowledge and mental skills developed through study will last your whole life.

## ***MARRIAGE***

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### ***At what age can I get married?***

Anyone may get married at age 18. A person may get married at 16 or 17 with either the consent of both parents, or a court order.<sup>197</sup> The court will give such an order only if convinced that the person under 18 “is capable of assuming the responsibilities of marriage and the marriage will serve his [or her] best interest.”<sup>198</sup>

Just because the law will allow marriage at an early age doesn’t mean it is usually a good idea. Many people who marry in their teens later feel “trapped.” Divorce rates from teenage marriages are high; both partners can be burdened with supporting children, and find their own educations interrupted (or ended). With average life expectancy around 80 years, it may not be a good idea to pick a lifetime partner during your first 20.

## ***PARENTAL RESPONSIBILITIES***

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### ***What responsibilities does the law impose on parents?***

Parents are required to support their children until at least age 18 (19 if the children are still in high school).<sup>199</sup> This requirement applies regardless of whether the parents were married when the child was born, and regardless of whether they become, or stay, married afterward.<sup>200</sup> Being a minor does not



relieve a parent of the obligation to support a child.<sup>201</sup> If the father of a child born to an unmarried woman is not known, the mother (or the Illinois Department of Public Aid if it provides aid to the child) can bring a paternity suit to prove who is the father and require him to provide support. (See the discussion of this subject on page 31.)

Parents also have a duty to provide necessary care, guidance, and education for their children. Of course, different parents raise children in quite different ways. But if parents' care falls below a minimum level considered essential by the law, the child(ren) can be taken away as neglected or abused under the Juvenile Court Act.<sup>202</sup>

Note: As an alternative to abandoning a newborn, state law allows a parent of a child up to 30 days old to give away all parental rights by surrendering the child to personnel at a hospital, emergency medical facility, fire station, or police station.<sup>203</sup>

Finally, parents can be required to pay any expenses, up to \$20,000 per victim for a first offense and \$30,000 if there is a pattern of criminal behavior, of any person or organization whose property is intentionally damaged by their child.<sup>204</sup> This law is intended to encourage parents to exercise enough supervision so their children will not commit vandalism or other harm to persons or property.

## LICENSING REQUIREMENTS

### *What activities require licenses?*

Major activities (in addition to driving or operating a motorcycle, which are addressed earlier in this booklet) for which you may need a license, or must be above or below some age, are listed below.



*Boating.* No person under 10 may operate a motorboat. A person who is 10 or 11 may operate a motorboat only if accompanied by a parent, guardian, or designee who is at least 18, and under that person's direct control while operating it.<sup>205</sup> These provisions apply equally to personal craft propelled by water jets.<sup>206</sup> A person 10 or

older may take a course to earn a Boating Safety Certificate. With such a certificate, a person aged 12 through 17 need not be accompanied while operating a motorboat.<sup>207</sup> It is illegal for a rental business to rent a personal watercraft (a powered vessel without raised sides, on which a user typically sits or kneels, such as a Jet Ski®) to anyone younger than 16.<sup>208</sup>

*Firearms.* A person of any age must have a Firearm Owner's Identification Card to buy a firearm, ammunition, stun gun, or Taser.<sup>209</sup> To obtain such a "FOID" card, a person must not (among other things) have been convicted of any felony; have been convicted in the past 5 years of a violent misdemeanor using a firearm; have been convicted of a domestic battery committed after 2012; be addicted to narcotics; be an illegal alien; or have been a patient in a mental health facility in the last 5 years (unless later certified as not dangerous by a physician or mental health professional). An applicant under 21 must also have the written consent of a parent or legal guardian, and must never have been convicted of a misdemeanor (other than a traffic offense) or adjudicated delinquent.<sup>210</sup> Each person applying to buy a firearm, stun gun, or Taser from a licensed firearms dealer or a gun show promoter or vendor must be approved by the Department of State Police to receive the weapon.<sup>211</sup> No one under 18 may buy or possess a concealable firearm (handgun).<sup>212</sup>

*Fishing and hunting.* Persons under 16 need not have fishing licenses to fish with "sport fishing" devices such as a pole and line.<sup>213</sup> Illinois residents 16 or older may buy "sport fishing" licenses at many stores for \$14.50 plus a 50¢ fee.<sup>214</sup> Other kinds of licenses are sold for various kinds of fishing.

A hunting license is required before starting to hunt any protected species. Anyone born after 1979, and not yet licensed, can get a license to hunt them only with a certificate of competency earned by completing a course on weapons and hunting safety.<sup>215</sup> The charge for a license for an Illinois resident is \$12 plus a habitat fee of \$5.<sup>216</sup> Persons hunting various types of animals must also buy permits or stamps for those types. Any person may get an Apprentice Hunter License for a \$7 license fee to allow hunting while supervised for 1 year. A person up to age 17 with such a license may hunt while supervised by a licensed parent or grandparent; a person with such a license who is at least 18 may hunt while supervised by anyone who is licensed and at least 21.<sup>217</sup>

Another type of license, called a Youth Hunting License, can be issued for a \$7 fee to a person up to age 16. It authorizes hunting only while under the close supervision of a parent, grandparent, or guardian who is at least 21 and has an Illinois hunting license.<sup>218</sup>

*Snowmobiles.* No person under 10 may operate a snowmobile. A person who is 10 or 11 may operate one only if accompanied on it by a parent, guardian, or parental designee who is at least 18. With a certificate authorizing snowmobile operation from the Department of Natural Resources, an operator aged 12 to 16 need not be so accompanied, unless traveling on a public roadway.<sup>219</sup>

Information on courses and licenses to boat, fish, hunt, and operate snowmobiles is available on the Illinois Department of Natural Resources' Website ([www.dnr.illinois.gov](http://www.dnr.illinois.gov)).

## ***FOR MORE INFORMATION***

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If you need details on laws described in this booklet, you may be able to look them up at a library or online. They are available in books in many public libraries, and on the General Assembly's Website ([www.ilga.gov](http://www.ilga.gov)). The notes beginning on page 40 cite all laws mentioned in this booklet.

Although reading laws can be helpful, keep in mind a couple of cautions. The first is that any law may have been amended since the version you are reading was issued or last updated. The second is that in some situations other laws may affect the same activity. For these reasons, you may want to ask someone familiar with the area of law in which you are interested. Your school counselor, a police officer, or a state legislator's office may be able to help.

## *HOW ILLINOIS LAWS ARE ENACTED*

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When your legislators go to Springfield, they have many ideas for changing Illinois laws or enacting new ones. Each idea must be proposed in a “bill” to be introduced in either the Senate or House of Representatives.

The Illinois Constitution requires that a bill have three “readings” by number and title in each legislative house before it can become law. This helps legislators learn about it before it is voted on. After First Reading, a bill is assigned to a committee dealing with its subject. The committee may amend the bill then. If the committee reports it favorably to the full house, it gets a Second Reading, when further amendment is allowed with some restrictions. On Third Reading the bill is either approved or disapproved by that house.

If the bill is passed by the house where it was introduced, it goes to the other house. There it goes through the same process, including a committee hearing and possible amendments. If the second house passes it in the same version as the first, it goes to the Governor. (If the two houses pass it in different versions, they must work out the differences before the bill can go to the Governor.)

The Illinois Constitution gives the Governor four possible responses to a bill: approval; total veto; amendatory veto; or item or reduction veto. A total veto disapproves a bill in its entirety. An amendatory veto approves of the general intent of a bill but recommends specific changes that the Governor thinks would improve it. Item and reduction vetoes propose to cut amounts the legislature has voted to appropriate for state spending.

If the Governor puts any kind of veto on a bill, it is returned to the house where it began. Legislators in the two houses may vote to accept the Governor’s action, or vote to restore the bill to its original form. Doing the latter, called “overriding” a veto, requires a three-fifths majority in each house.

If the Governor approves a bill, or the legislature overrides the Governor’s veto of it, it becomes a law. The Secretary of State then

gives it a Public Act number and prints it in the Laws of Illinois, and legal publishers add it in printed and online versions of the Illinois Compiled Statutes.

## NOTES

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The citations below to “ILCS” refer to the Illinois Compiled Statutes, the state’s official code of laws. It is available in book form in many libraries, and at [www.ilga.gov](http://www.ilga.gov). As an example of a citation, “125 ILCS 20/5” would mean chapter 125 of the Illinois Compiled Statutes, act 20, section 5. There is also one citation below to the U.S. Code (the federal code of laws), available in some libraries and Internet sites (including <http://uscode.house.gov>). If you use a printed version of statutes, be sure to check its latest “supplement” (which may be in one or more separate booklets, or a “pocket part” in the back of a bound volume).

### BICYCLING, HITCHHIKING, DRIVING, MOTORCYCLING

1. 625 ILCS 5/11-1502.
2. 625 ILCS 5/11-1505.
3. 625 ILCS 5/11-1502 and 5/11-306.
4. 625 ILCS 5/11-1511.
5. 625 ILCS 5/11-1503(b).
6. 625 ILCS 5/11-1506.
7. 625 ILCS 5/11-1516.
8. 625 ILCS 5/11-1507(a).
9. Chicago Municipal Code, sec. 9-52-020.
10. 625 ILCS 5/11-1512.
11. To download the booklet as a PDF file, go to [www.cyberdriveillinois.com/publications/motorist/rorts.html](http://www.cyberdriveillinois.com/publications/motorist/rorts.html) and click the “Bicycle Rules of the Road” link.
12. Those booklets had the following Internet addresses in mid-2014:  
“Kids on Bikes in Illinois”:  
[www.dot.il.gov/bikemap/kidsonbikes/kidsbike.pdf](http://www.dot.il.gov/bikemap/kidsonbikes/kidsbike.pdf)  
“Safe Bicycling in Illinois”:  
[www.dot.il.gov/bikemap/safekids/safebike.pdf](http://www.dot.il.gov/bikemap/safekids/safebike.pdf)

If those addresses don’t work, go to [www.dot.il.gov](http://www.dot.il.gov) and, on the left side of its home page, click on “Bicycling”. When its page opens,

click on the “● [Bicycle Safety Education Resource Page](#)” link; when a page headed “Bicycle Safety Education: Resource Guide” opens, click on “[List of Safety Education Literature](#)”. On its page, below “[Department of Transportation](#)”, are links to both booklets. (If what opens is only the cover page of a booklet, click on the “[Single file version](#)” link instead.)

13. You can get a free copy of the map for your area by e-mailing DOT.maps@illinois.gov; calling (217) 782-2270; or writing to Illinois Department of Transportation, 2300 S. Dirksen Parkway, Mail Services—Room 029, Springfield, Illinois 62764. You can view a zoomable map for your region at [www.dot.il.gov](http://www.dot.il.gov) (on the left side of its home page, click on “Bicycling” and when that page opens, click on the “■ [County Bike Maps \(.pdf\)](#)” link).
14. Use of these highways by persons on foot has been prohibited under 625 ILCS 5/11-711(b).
15. 625 ILCS 5/11-1006.
16. 625 ILCS 5/6-103, subd. 1.
17. 625 ILCS 5/6-107 to 6-107.3.
18. 625 ILCS 5/6-103, subd. 1; 5/6-107(b); and 5/6-107.1.
19. 625 ILCS 5/6-107.1(a)(1).
20. 625 ILCS 5/6-103, subd. 1.
21. 625 ILCS 5/6-107.1(b) and 625 ILCS 5/6-110(a-1) and (a-2).
22. 625 ILCS 5/6-107.1(b-1).
23. To find driver licensing stations near you, go to [www.ilsos.gov/facilityfinder/facility](http://www.ilsos.gov/facilityfinder/facility) and enter the name of your city or your ZIP Code, or click in the Illinois outline map on your area for lists of nearby driver facilities.
24. 625 ILCS 5/6-107(c), referring to crimes listed in 625 ILCS 5/6-205 among other crimes.
25. 625 ILCS 5/6-107(b) and (b-1).
26. 625 ILCS 5/6-107(f), (g) and (h).
27. 625 ILCS 5/6-107(e).
28. 625 ILCS 5/6-107(g) and 5/6-110(a-3).
29. 625 ILCS 5/12-610.2 as amended by P.A. 98-756 (2014).
30. 625 ILCS 5/12-610.1(a) to (d).
31. 625 ILCS 5/12-503(a) and (c).
32. 625 ILCS 5/12-503(a-5), (b), and (b-5).
33. 625 ILCS 5/12-503(g).
34. 625 ILCS 5/12-612; 720 ILCS 5/36-1 and 5/36-2.
35. 625 ILCS 5/12-613.
36. 625 ILCS 5/12-201 to 5/12-212 (especially 5/12-212(c)).
37. 625 ILCS 5/6-103, subd. 2.

38. Go to [www.dot.il.gov](http://www.dot.il.gov); on the left side of the home page, click on “Motorcycling”; and in the page that opens, look for the “Free Motorcycle Courses” link.

## GENERAL CRIMINAL LAW

39. See 705 ILCS 405/5-120.
40. See 705 ILCS 405/5-125.
41. 705 ILCS 405/5-130(4)(a).
42. 705 ILCS 405/5-130(1)(a) and (3)(a).
43. 705 ILCS 405/5-130(5)(a).
44. 705 ILCS 405/5-810(1) to (4).
45. 705 ILCS 405/1-5(1).
46. See 705 ILCS 405/5-601 ff., especially 405/5-605.
47. 705 ILCS 405/5-701, 405/5-710, and 405/5-715.
48. 730 ILCS 5/5-5-3.2(b)(7)).
49. 705 ILCS 405/3-24 and 405/4-21.
50. Ill. Const., Art. 6, sec. 6; Ill. Sup. Ct. Rules 301 and 660.
51. The penalties for each class of crime are set out in 730 ILCS 5/5-4.5-20 to 730 ILCS 5/5-4.5-85.
52. 720 ILCS 5/16-1.
53. 720 ILCS 5/21-1.
54. 720 ILCS 5/21-1(a)(8) and (9), and (d)(1)(A).
55. 720 ILCS 5/21-1.3.
56. 720 ILCS 5/21-1.3.
57. 720 ILCS 5/24-1(a)(2), (4), and (8), and (b).
58. 720 ILCS 5/12-5.02.
59. 720 ILCS 5/17-51.
60. 720 ILCS 5/17-50.
61. 720 ILCS 5/17-52.5.
62. 720 ILCS 5/16-18.
63. 720 ILCS 5/16-5.
64. 720 ILCS 5/16-3(c) and (d).
65. 720 ILCS 5/21-3.
66. 415 ILCS 105/4 and 105/8.
67. 720 ILCS 5/26-7.
68. 720 ILCS 5/26.5-2(a)(5), 5/26-3(a)(4), and 5/26.5-5(b)(6) and (7).
69. 720 ILCS 5/12-7.5.
70. 720 ILCS 5/11-21(f).
71. 720 ILCS 5/12A-10(e) and 5/12B-10(e).
72. 720 ILCS 5/12A-25 and 5/12B-25.
73. 720 ILCS 5/17-11.5.
74. 625 ILCS 5/11-506.
75. 105 ILCS 5/10-22.6(e).

76. 705 ILCS 405/5-130(3)(a), referring to 720 ILCS 5/24-1(a)(1), (3), (4), and (10).
77. 720 ILCS 5/24-1.2(a)(1) and (b).
78. 720 ILCS 5/5-1 and 5/5-2.
79. See 740 ILCS 147/10.
80. 740 ILCS 147/10, definition of “Course or pattern of criminal activity.”
81. 725 ILCS 5/110-5(a).
82. 730 ILCS 5/5-5-3.2(a)(15) and (b)(8).
83. 705 ILCS 405/5-710(10).
84. 20 ILCS 2640/10 and 705 ILCS 405/1-7(A)(1).
85. 740 ILCS 147/15 to 147/45.
86. 625 ILCS 5/6-103, subd. 18 and 5/6-205(b), subd. 3; 705 ILCS 405/5-701(11).
87. 720 ILCS 5/12-6.4.
88. Professor C. Ronald Huff, Ohio State University, “The Criminal Behavior of Gang Members” (final report to National Institute of Justice under grant 91-IJ-CXK013), Tables 33 and 38.
89. 720 ILCS 5/12C-50(a).
90. 720 ILCS 5/12C-50(b).
91. Blakeslee, “Nicotine: Harder to Kick Than Heroin,” *N.Y. Times Magazine*, March 29, 1987, p. 22.
92. “Is Nicotine Addictive?” (updated July 2012, downloaded from National Institute on Drug Abuse Internet site).
93. American Psychiatric Association, *Diagnostic and Statistical Manual* (5th ed. 2013), p. 575.
94. DiFranza et al., “Symptoms of Tobacco Dependence After Brief Intermittent Use,” *Archives of Pediatric and Adolescent Medicine*, vol. 161, p. 704 (2007).
95. Doll et al., “Mortality in relation to smoking: 50 years’ observations on male British doctors,” *British Medical Journal*, June 22, 2004.
96. 720 ILCS 675/1.
97. 720 ILCS 675/1(a-6).
98. 720 ILCS 675/1.5.
99. 410 ILCS 82/15.
100. 410 ILCS 82/25.
101. 105 ILCS 5/10-20.5b and 5/34-18.11.
102. P.A. 98-985 (2014).
103. 410 ILCS 82/45(b).
104. 410 ILCS 82/50.
105. 410 ILCS 82/65.

106. 235 ILCS 5/6-16(a), first paragraph, item (i).
107. 235 ILCS 5/6-16(a), next-to-last paragraph.
108. 235 ILCS 5/6-20(a).
109. 235 ILCS 5/6-16(a), first paragraph, item (iii).
110. 625 ILCS 5/6-206(a), subds. 27 and 38.
111. 235 ILCS 5/6-16(a), first paragraph, item (ii).
112. "Illinois Drunk Driving Fact Sheet" (downloaded July 2, 2014 from Illinois Department of Transportation Internet site).
113. See, for example, Schenker and Speeg, "The Risk of Alcohol Intake in Men and Women: All May Not Be Equal" (editorial), *New England Journal of Medicine*, Jan. 11, 1990, p. 127; and U.S. Department of Health & Human Services, National Institutes of Health, National Institute on Alcohol Abuse and Alcoholism, "Alcohol Alert" (July 2004, downloaded from NIAAA Internet site).
114. 625 ILCS 5/11-501(a)(2) to (5).
115. 625 ILCS 5/11-502(a) and (b). See also the definition in 625 ILCS 5/1-126.
116. 625 ILCS 5/11-502(f) and 6-206(a), subd. 33.
117. 625 ILCS 5/11-501(c)(1); 5/6-205(a), subd. 2; and 5/6-208.
118. 625 ILCS 5/11-501.01(f).
119. 625 ILCS 5/11-501.1(c), second paragraph; 5/6-208.2(a), subd. 2; and 5/11-501.8(c).
120. 625 ILCS 5/11-501.2(b).
121. 625 ILCS 5/6-205(d).
122. 625 ILCS 5/11-501(c)(3), (c)(5), (d)(1)(J), (d)(2)(A), and (d)(2)(H).
123. 625 ILCS 5/11-501(c)(1) and (2); 5/11-501.01(e) and (f); and 5/6-208(b), subd. 2.(A).
124. 625 ILCS 5/11-501(d)(1)(A) and (2)(B), and 5/6-208(b), subd. 3.
125. 625 ILCS 5/11-501(d)(2)(A) and (C), and 5/6-208(b), subd. 4.
126. 625 ILCS 5/6-103, subd. 12; 5/6-107(c); 5/6-108(b); and 5/6-201(a), subd. 7.
127. 625 ILCS 5/6-201(a), subd. 7.
128. See 720 ILCS 690/1 (referred to in the provision cited above on intoxicating compounds).
129. 625 ILCS 5/11-501.1(c) to (e) and 5/6-208.1(a), subd. 2; 5/11-501.8; and 5/6-208.2(a), subd. 2.
130. 625 ILCS 5/11-501.1(a). See also 625 ILCS 5/1-126.
131. 625 ILCS 11-501.1(d) and (e), and 5/6-208.1(a), subd. 1.
132. 625 ILCS 11-501.1(d) and (e), and 5/6-208.1(a), subd. 3.
133. 625 ILCS 5/11-501.01(c) and (i).
134. See 625 ILCS 5/11-501(d)(1)(F) and (2)(G).

135. “Marijuana Facts for Teens: Some FAQs about Marijuana” (updated Oct. 2013, downloaded from National Institute on Drug Abuse Internet site).
136. “Marijuana Facts for Teens: Some Things to Think About” (updated Oct. 2013, downloaded from NIDA Internet site).
137. 720 ILCS 550/4.
138. 410 ILCS 130/1 ff.
139. 720 ILCS 550/9.
140. “Drug Facts: MDMA (Ecstasy or Molly)” (updated June 2014, downloaded from NIDA Internet site).
141. “Drug Facts: Methamphetamine” (updated June 2014, downloaded from NIDA Internet site).
142. 720 ILCS 646/15.
143. 730 ILCS 180/10.
144. 720 ILCS 646/20, 646/25, and 646/30.
145. 720 ILCS 648/10, definition of “targeted methamphetamine precursor”; 720 ILCS 648/20(a); 720 ILCS 648/25(e)(1); and 720 ILCS 648/40(e).
146. “Drug Facts: Bath Salts” (updated June 2014, downloaded from NIDA Internet site).
147. “Drug Facts: Spice” (updated June 2014, downloaded from NIDA Internet site).
148. “Drug Facts: Prescription Drugs” (updated June 2014, downloaded from NIDA Internet site).
149. 720 ILCS 570/206(b)(1)(xviii) and 570/218.
150. 720 ILCS 690/1.
151. “Drug Facts: Inhalants” (updated June 2014, downloaded from NIDA Internet site).
152. 720 ILCS 570/411.2.
153. 105 ILCS 5/10-27.1B.
154. *Vernonia School Dist. 47J v. Acton*, 515 U.S. 646, 115 S. Ct. 2386 (1995).
155. *Board of Education v. Earls*, 536 U.S. 822, 122 S. Ct. 559 (2002).
156. “Anabolic Steroid Abuse” (updated Aug. 2006, downloaded from NIDA Internet site).
157. “Anabolic Steroid Abuse.”
158. 720 ILCS 570/402(d).
159. 720 ILCS 570/219.

## OTHER HEALTH RISKS

160. U.S. Department of Health and Human Services, “The Surgeon General’s Call to Action to Prevent Skin Cancer” (2014), downloaded from Surgeon General’s Internet site, p. 1.
161. Centers for Disease Control and Prevention, “Basic Information About Skin Cancer” (fact sheet, last updated Jan. 22, 2014), downloaded from CDC Internet site.
162. Centers for Disease Control and Prevention, “Indoor Tanning is Not Safe” (fact sheet, last updated July 15, 2014), downloaded from CDC Internet site.
163. 210 ILCS 145/25(2).
164. Food and Drug Administration, “Think Before You Ink: Are Tattoos Safe?” (fact sheet, last updated August 7, 2014), downloaded from FDA Internet site; Mayo Clinic, “Tattoos: Understand Risks and Precautions” (fact sheet, March 20, 2012), downloaded from Mayo Clinic Internet site.
165. Meltzer, “Complications of Body Piercing,” *American Family Physician*, Nov. 15, 2005, p. 2029.
166. 410 ILCS 54/1 ff.
167. 410 ILCS 54/35(c).

## SEXUAL BEHAVIOR AND ABUSE

168. See the provisions on sexual activity with minors in 720 ILCS 5/11-1.20 to 5/11-1.60.
169. 325 ILCS 5/7.4.
170. 325 ILCS 5/5.
171. 720 ILCS 5/11-1.50(b) and (c). See also 720 ILCS 5/11-0.1 for definitions that apply to these prohibitions and those cited in the next five endnotes.
172. 720 ILCS 5/11-1.60(c).
173. 720 ILCS 5/11-1.40(a)(1) and (b)(1).
174. 720 ILCS 5/11-1.40(a)(2)(D).
175. 720 ILCS 5/11-1.20(a)(1).
176. 720 ILCS 5/11-1.30(a)(8) to (10) and (d)(1).
177. 750 ILCS 16/15(a)(1) and (f), adopting the definition of “child” in 750 ILCS 5/505(a), first paragraph.
178. 750 ILCS 16/15 and 16/20.
179. 625 ILCS 5/6-103, subd. 14.5.
180. 750 ILCS 45/11.
181. 750 ILCS 16/15.
182. 720 ILCS 5/12-5.01.
183. Centers for Disease Control and Prevention, “HIV/AIDS: Statistics Overview” (updated Dec. 2013, downloaded from CDC Internet site).

184. Centers for Disease Control and Prevention, “Genital Herpes: CDC Fact Sheet” (updated Feb. 2013, downloaded from CDC Internet site).
185. Centers for Disease Control and Prevention, “Hepatitis C Information for Health Professionals” (updated March 2014, downloaded from CDC Internet site).
186. Centers for Disease Control and Prevention, “Genital HPV Infection—Fact Sheet” (updated March 2014, downloaded from CDC Internet site).
187. Centers for Disease Control and Prevention, “Chlamydia—CDC Fact Sheet” (updated Jan. 2014, downloaded from CDC Internet site).

## SCHOOL

188. 105 ILCS 5/26-1.
189. 105 ILCS 5/24-24.
190. 105 ILCS 5/10-22.6(e).

## EMPLOYMENT

191. 820 ILCS 205/1.
192. 29 U.S. Code sec. 212 and subsec. 203(l); 29 Code of Federal Regulations secs. 570.51 to 570.68.
193. 820 ILCS 205/9 to 205/12.
194. 820 ILCS 205/1.
195. 820 ILCS 205/2, second paragraph.
196. 820 ILCS 205/1.

## MARRIAGE

197. 750 ILCS 5/203.
198. 750 ILCS 5/208.

## PARENTAL RESPONSIBILITIES

199. 750 ILCS 16/15(a) and (f) (referring to the definition of “child” in 750 ILCS 5/505(a)).
200. 750 ILCS 45/3.
201. 750 ILCS 45/3.1.
202. 705 ILCS 405/2-27.
203. 325 ILCS 2/1 ff.
204. 740 ILCS 115/1 ff.

## LICENSING REQUIREMENTS

205. 625 ILCS 45/5-18, first paragraph.
206. 625 ILCS 45/1-2 (definition of “Motorboat”).

207. 625 ILCS 45/5-18, first and fourth paragraphs.
208. 625 ILCS 45/7-10.
209. 430 ILCS 65/2(a).
210. 430 ILCS 65/4 and 65/8.
211. 430 ILCS 65/3.1.
212. 720 ILCS 5/24-3(A)(a) and 5/24-3.1.
213. 515 ILCS 5/20-5(a).
214. 515 ILCS 5/20-45(a) and 5/20-120(b).
215. 520 ILCS 5/3.1(a) and 5/3.2, second and third paragraphs.
216. 520 ILCS 5/3.1(a), third paragraph; 5/3.2, fifth and ninth paragraphs; and 5/3.37.
217. 520 ILCS 5/3.1-5 and 5/3.37.
218. 520 ILCS 5/3.1-9.
219. 625 ILCS 40/5-3. See also the restrictions in 625 ILCS 40/5-2 on operating snowmobiles on public roadways.

## **Useful Internet Sites**

Illinois State home page  
<http://www.illinois.gov/>

General Assembly home page  
<http://www.ilga.gov>

Legislative Research Unit  
[http://www.ilga.gov/commission/lru/lru\\_home.html](http://www.ilga.gov/commission/lru/lru_home.html)

### **Bicycling and Driving**

Secretary of State  
<http://www.cyberdriveillinois.com>

Illinois Department of Transportation  
<http://www.cyberdriveillinois.com>

### **Health**

Federal Centers for Disease Control and Prevention  
<http://www.cdc.gov>

National Institutes of Health  
<http://www.nih.gov>

National Institute on Drug Abuse  
<http://www.drugabuse.gov/>

### **Recreation**

Illinois Department of Natural Resources  
<http://www.dnr.state.il.us/>