



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

**HB5797**

Introduced 11/16/2022, by Rep. La Shawn K. Ford

#### SYNOPSIS AS INTRODUCED:

720 ILCS 5/25-1

from Ch. 38, par. 25-1

Amends the Criminal Code of 2012. Includes in the offense of mob action, (1) the knowing or reckless steering of a motor vehicle so that it makes a controlled skid sideways through a turn with the front wheels pointed in a direction opposite to that of the turn if the activity results in the use of force or violence disturbing the public peace; or (2) the knowing or reckless act of street racing if the activity results in the use of force or violence disturbing the public peace. Defines "street racing". Provides that the penalty for these offenses is a Class 4 felony.

LRB102 28899 RLC 40792 b

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 2012 is amended by  
5 changing Section 25-1 as follows:

6 (720 ILCS 5/25-1) (from Ch. 38, par. 25-1)

7 Sec. 25-1. Mob action.

8 (a) A person commits mob action when he or she engages in  
9 any of the following:

10 (1) the knowing or reckless use of force or violence  
11 disturbing the public peace by 2 or more persons acting  
12 together and without authority of law;

13 (2) the knowing assembly of 2 or more persons with the  
14 intent to commit or facilitate the commission of a felony  
15 or misdemeanor; ~~or~~

16 (3) the knowing assembly of 2 or more persons, without  
17 authority of law, for the purpose of doing violence to the  
18 person or property of anyone supposed to have been guilty  
19 of a violation of the law, or for the purpose of exercising  
20 correctional powers or regulative powers over any person  
21 by violence;

22 (4) the knowing or reckless steering of a motor  
23 vehicle so that it makes a controlled skid sideways

1 through a turn with the front wheels pointed in a  
2 direction opposite to that of the turn if the activity  
3 results in the use of force or violence disturbing the  
4 public peace; or

5 (5) the knowing or reckless act of street racing if  
6 the activity results in the use of force or violence  
7 disturbing the public peace. In this paragraph (5),  
8 "street racing" has the meaning ascribed to it in Section  
9 11-506 of the Illinois Vehicle Code.

10 (b) Sentence.

11 (1) Mob action in violation of paragraph (1), (4), or  
12 (5) of subsection (a) is a Class 4 felony.

13 (2) Mob action in violation of paragraphs (2) and (3)  
14 of subsection (a) is a Class C misdemeanor.

15 (3) A participant in a mob action that by violence  
16 inflicts injury to the person or property of another  
17 commits a Class 4 felony.

18 (4) A participant in a mob action who does not  
19 withdraw when commanded to do so by a peace officer  
20 commits a Class A misdemeanor.

21 (5) In addition to any other sentence that may be  
22 imposed, a court shall order any person convicted of mob  
23 action to perform community service for not less than 30  
24 and not more than 120 hours, if community service is  
25 available in the jurisdiction and is funded and approved  
26 by the county board of the county where the offense was

1 committed. In addition, whenever any person is placed on  
2 supervision for an alleged offense under this Section, the  
3 supervision shall be conditioned upon the performance of  
4 the community service. This paragraph does not apply when  
5 the court imposes a sentence of incarceration.

6 (Source: P.A. 96-710, eff. 1-1-10; 97-1108, eff. 1-1-13.)