

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 Unified Code of Corrections is amended by
5 changing Section 5-8-2 as follows:

6 (730 ILCS 5/5-8-2) (from Ch. 38, par. 1005-8-2)

7 Sec. 5-8-2. Extended Term.

8 (a) A judge shall not sentence an offender to a term of
9 imprisonment in excess of the maximum sentence authorized by
10 Section 5-8-1 for the class of the most serious offense of
11 which the offender was convicted unless the factors in
12 aggravation set forth in paragraph (b) of Section 5-5-3.2 or
13 clause (a) (1) (b) of Section 5-8-1 were found to be present. If
14 the pre-trial and trial proceedings were conducted in
15 compliance with subsection (c-5) of Section 111-3 of the Code
16 of Criminal Procedure of 1963, the judge may sentence an
17 offender to the following:

18 (1) for first degree murder, a term shall be not less
19 than 60 years and not more than 100 years;

20 (2) for a Class X felony, a term shall be not less than
21 30 years and not more than 60 years;

22 (3) for a Class 1 felony, a term shall be not less than
23 15 years and not more than 30 years;

24 (4) for a Class 2 felony, a term shall be not less than
25 7 years and not more than 14 years;

26 (5) for a Class 3 felony, a term shall not be less than
27 5 years and not more than 10 years;

28 (6) for a Class 4 felony, a term shall be not less than
29 3 years and not more than 6 years.

30 (b) If the conviction was by plea, it shall appear on the
31 record that the plea was entered with the defendant's knowledge
32 that a sentence under this Section was a possibility. If it

1 does not so appear on the record, the defendant shall not be
2 subject to such a sentence unless he is first given an
3 opportunity to withdraw his plea without prejudice.

4 (Source: P.A. 91-953, eff. 2-23-01; 92-591, eff. 6-27-02.)