

725 ILCS 5/124B-610

Statutes current with legislation through P.A. 103-585 of the 2024 Regular Session of the 103rd General Assembly.

Illinois Compiled Statutes Annotated > *Chapter 725 CRIMINAL PROCEDURE (§§ 5/100-1 — 245/4)* > *Code of Criminal Procedure of 1963 (Titles I — VIII)* > *Title VIII. MISCELLANEOUS (Arts. 124A — 126)* > *Article 124B. Forfeiture (Pts. 5 — 1000)* > *Part 600. Computer Crime (§§ 5/124B-600 — 5/124B-615)*

725 ILCS 5/124B-610 Computer used in commission of felony; forfeiture

If a person commits a felony under any provision of the Criminal Code of 1961 or the Criminal Code of 2012 [720 ILCS 5/1-1 et seq.] or another statute and the instrumentality used in the commission of the offense, or in connection with or in furtherance of a scheme or design to commit the offense, is a computer owned by the defendant (or, if the defendant is a minor, owned by the minor's parent or legal guardian), the computer is subject to forfeiture under this Article. A computer, or any part of a computer, is not subject to forfeiture under this Article, however, under either of the following circumstances:

- (1) The computer accessed in the commission of the offense was owned or leased by the victim or an innocent third party at the time the offense was committed.
- (2) The rights of a creditor, lienholder, or person having a security interest in the computer at the time the offense was committed will be adversely affected.

History

P.A. 96-712, § 15; 97-1150, § 635.

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