

CHAPTER 131: OFFENSES PERTAINING TO PROPERTY

Section

131.01	Damage of firefighting apparatus, hydrants, or equipment
131.02	Trespass to land
131.03	Damaging village property
131.04	Jackrocks

§ 131.01 DAMAGE OF FIREFIGHTING APPARATUS, HYDRANTS, OR EQUIPMENT.

No person shall willfully and maliciously cut, injure, damage, tamper with, destroy, or deface any fire hydrant, fire hose, fire engine, or other public or private firefighting equipment, or any apparatus appertaining to such equipment, or intentionally open any fire hydrant without proper authorization.

(ILCS Ch. 720, Act 5, § 21-1.1)

Penalty, see § 130.99

§ 131.02 TRESPASS TO LAND.

(A) (1) Whoever commits any of the following commits a misdemeanor:

(a) Knowingly and without lawful authority enters or remains within or on a building; or

(b) Enters upon the land of another, after receiving prior to such entry notice from the owner or occupant that such entry is forbidden; or

(c) Remains upon the land of another, after receiving notice from the owner or occupant to depart; or

(d) Enters upon one of the following areas in or on a motor vehicle (including an off-road vehicle, motorcycle, moped, or any other powered two-wheel vehicle), after receiving prior to that entry notice from the owner or occupant that the entry is forbidden, or remains upon or in the area after receiving notice from the owner or occupant to depart:

1. Any field that is used for growing crops or which is capable of being used for growing crops; or

2. An enclosed area containing livestock; or

3. An orchard; or
4. A barn or other agricultural building containing livestock.

(2) For purposes of this division (A), this section shall not apply to being in a building which is open to the public while the building is open to the public during its normal hours of operation, nor shall this section apply to a person who enters a public building under the reasonable belief that the building is still open to the public.

(B) A person has received notice from the owner or occupant within the meaning of division (A) if the person has been notified personally, either orally or in writing, including a valid court order as defined by ILCS Ch. 725, Act 5, § 112A-3 granting remedy (2) of ILCS Ch. 725, Act 5, § 112A-14(b), or if a printed or written notice forbidding such entry has been conspicuously posted or exhibited at the main entrance to the land or the forbidden part thereof.

(C) This section does not apply to any person, whether a migrant worker or otherwise, living on the land with permission of the owner or of the owner's agent having apparent authority to hire workers on the land and assign them living quarters or a place of accommodations for living thereon, nor to anyone living on such land at the request of or by occupancy, leasing, or other agreement or arrangement with the owner or the owner's agent, nor to anyone invited by such migrant worker or other person so living on the land to visit him or her at the place that person is so living upon the land

(D) (1) A person shall be exempt from prosecution under this section if the person beautifies unoccupied and abandoned residential and industrial properties located within any municipality.

(2) For the purpose of this division (D), **UNOCCUPIED AND ABANDONED RESIDENTIAL AND INDUSTRIAL PROPERTY** means any real estate:

- (a) In which the taxes have not been paid for a period of at least two years; and
- (b) Which has been left unoccupied and abandoned for a period of at least one year.

(3) For the purpose of this division (D), **BEAUTIFIES** means to landscape, to clean up litter, or to repair dilapidated conditions on, or to board up windows and doors.

(E) No person shall be liable in any civil action for money damages to the owner of unoccupied and abandoned residential and industrial property which that person beautifies pursuant to division (D) of this section.

(F) This section does not prohibit a person from entering a building or upon the land of another for emergency purposes. For purposes of this division (F), **EMERGENCY** means a condition or circumstance in which an individual is or is reasonably believed by the person to be in imminent danger of serious bodily harm or in which property is or is reasonably believed to be in imminent danger of damage or destruction.

(ILCS Ch. 720, Act 5, § 21-3)

Penalty, see § 130.99

§ 131.03 DAMAGING VILLAGE PROPERTY.

(A) It shall be unlawful to:

(1) Knowingly damage any village property without the village's consent.

(2) Recklessly, by means of fire or explosion, damage village property without the village's consent.

(3) Knowingly start a fire on village land without the consent of the village.

(4) Knowingly deposit on village land or in a village building any stink bomb or any offensive-smelling compound which thereby tends to interfere with the use by the village of its land or buildings. (ILCS Ch. 720, Act 5, § 21-1)

(B) For the purposes of this section, **PROPERTY** means anything of value including, but not limited to real estate, money, commercial instruments, written instruments representing or embodying rights concerning anything of value, labor, or services, things affixed to or found on land or part of or affixed to any building, electricity, gas, or water.

Penalty, see § 130.99

§ 131.04 JACKROCKS.

(A) A person who knowingly sells, gives away, manufactures, purchases, or possesses a jackrock or who knowingly places, tosses, or throws a jackrock on public or private property commits a Class A misdemeanor.

(B) As used in this section, **JACKROCK** means a caltrop or other object manufactured with one or more rounded or sharpened points, which when placed or thrown present at least one point at such an angle that it is peculiar to and designed for use in puncturing or damaging vehicle tires. It does not include a device designed to puncture or damage the tires of a vehicle driven over it in a particular direction, if a conspicuous and clearly visible warning is posted at the device's location, alerting persons to its presence.

(C) This section does not apply to the possession, transfer, or use of jackrocks by any law enforcement officer in the course of his or her official duties.
(Ch. 720, Act 5, § 21-1.4)

Penalty, see § 130.99