

11.104
Issues In Predatory Criminal Sexual Assault Of A Child

To sustain the charge of predatory criminal sexual assault of a child, the State must prove the following propositions:

First Proposition: That the defendant [(intentionally) (knowingly) (recklessly)] committed an act of sexual penetration with ____; and

Second Proposition: That the defendant was 17 years of age or older when the act was committed; and

Third Proposition: That ____ was under 13 years of age when the act was committed.

If you find from your consideration of all the evidence that each of these propositions has been proved beyond a reasonable doubt, you should find the defendant guilty.

If you find from your consideration of all the evidence that any one of these propositions has not been proved beyond a reasonable doubt, you should find the defendant not guilty.

Committee Note

720 ILCS 5/12-14.1(a) (1), added by P.A. 89-462, effective May 29, 1996.

Give Instruction 11.103.

See Committee Note to Instruction 11.103 regarding the use of mental states in this instruction.

Insert in the blanks the name of the victim.

Use applicable bracketed material.

When accountability is an issue, ordinarily insert the phrase “or one for whose conduct he is legally responsible” after the word “defendant” in each proposition. See Instruction 5.03.