

11.21
Definition Of Heinous Battery-As Of July 1, 2011

A person commits the offense of heinous battery when he knowingly [without legal justification] causes severe and permanent [(disability) (disfigurement)] to another person by means of a [(caustic) (flammable)] substance.

Committee Note

Instruction and Committee Note Approved April 26, 2016

The Aggravated Battery statute was amended effective July 1, 2001. Instructions that reflect this amendment are found at 11.107 through 11.120. For the charge of "Aggravated Battery" which was committed on or after July 1, 2011, use the appropriate Illinois Pattern Jury Instruction in that series. Do not use this Instruction for the charge of "Aggravated Battery" which was committed on or after July 1, 2011.

720 ILCS 5/12-4.1 (West 1992) (formerly Ill.Rev.Stat. ch. 38, §12-4.1 (1991)), amended by P.A. 88-285, effective January 1, 1994.

Give Instruction 11.22.

Use applicable bracketed material.

Use the phrase "without legal justification" whenever an instruction is to be given on an affirmative defense contained in Article 7 of the Criminal Code of 1961 (720 ILCS 5/7-1 *et seq.*). See *People v. Worsham*, 26 Ill.App.3d 767, 326 N.E.2d 134 (1st Dist.1975).