

16.04

Issues In Shooting A Firearm At A Train--Criminal Damage

To sustain the charge of shooting a firearm at a train, the State must prove the following proposition:

That the defendant knowingly shot a firearm at any portion of a railroad train.

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

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

Committee Note

Committee Note Approved December 1, 2017

720 ILCS 5/21-1 (West, 2017) amended by P.A. 86-496, effective January 1, 1990, and P.A. 86-1254, effective January 1, 1991; P.A. 88-406, effective August 20, 1993; P.A. 88-558, effective January 1, 1995; P.A. 89-8, effective March 21, 1995; P.A. 91-360, effective July 29, 1999; P.A. 92-454, effective January 1, 2002; P.A. 94-509, effective August 9, 2005; P.A. 95-553, effective June 1, 2008; P.A. 96-529, effective August 14, 2009; P.A. 97-1108, effective January 1, 2013; and, P.A. 98-315, effective January 1, 2014.

Give Instruction 16.03.

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