

13.05

Definition Of Subsequent Theft Offense

Committee Note

Effective January 1, 1988, Chapter 38, Section 16-1(b)(2), was amended to provide that a prior conviction used to enhance the offense of theft of property not exceeding \$300 in value from a Class A misdemeanor to a Class 4 felony is not an element of that offense and should not be disclosed to the jury unless otherwise permitted by issues properly raised during trial. Accordingly, this instruction has been rescinded, and Instruction 13.01 should be used instead. See P.A. 85-691 and P.A. 85-1030.