

11.13

Definition Of Aggravated Battery--Great Bodily Harm-As Of July 1, 2011

A person commits the offense of aggravated battery when he [(intentionally) (knowingly)] [without legal justification] and by any means causes [(great bodily harm) (permanent disability) (permanent disfigurement)] to another person.

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(a) (West, 1999) (formerly Ill.Rev.Stat. ch. 38, §12-4(a) (1991)).

Give Instruction 11.14.

Use the mental state that conforms to the allegations in the charge. *See People v. Grant*, 101 Ill.App.3d 43, 427 N.E.2d 810, 56 Ill.Dec. 478 (1st Dist.1981).

Use the phrase "without legal justification" whenever an instruction is to be given on an affirmative defense contained in Article 7 of Chapter 38. *See People v. Worsham*, 26 Ill.App.3d 767, 326 N.E.2d 134 (1st Dist.1975).

Use applicable bracketed material.