

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 1961 is amended by changing  
5 Section 12-5 as follows:

6 (720 ILCS 5/12-5) (from Ch. 38, par. 12-5)

7 Sec. 12-5. Reckless conduct.

8 (a) A person who causes bodily harm to or endangers the  
9 bodily safety of an individual by any means, commits reckless  
10 conduct if he or she performs recklessly the acts that cause  
11 the harm or endanger safety, whether they otherwise are lawful  
12 or unlawful.

13 (a-5) A person who causes great bodily harm or permanent  
14 disability or disfigurement by any means, commits reckless  
15 conduct if he or she performs recklessly the acts that cause  
16 the harm, whether they otherwise are lawful or unlawful.

17 (a-10) A person who, while operating a motor vehicle,  
18 causes bodily harm to or endangers the bodily safety of a  
19 vulnerable user of the public way commits reckless conduct if  
20 he or she performs recklessly the acts that cause the harm or  
21 endanger safety, whether they otherwise are lawful or unlawful.

22 (a-15) A person who, while operating a motor vehicle,  
23 causes great bodily harm or permanent disability or

1 disfigurement to a vulnerable user of the public way commits  
2 reckless conduct if he or she performs recklessly the acts that  
3 cause the harm, whether they otherwise are lawful or unlawful.

4 (a-20) For purposes of subsections (a-10) and (a-15),  
5 "vulnerable user of the public way" means any of the following  
6 persons who are lawfully present on the roadway or shoulder of  
7 a public way:

8 (1) pedestrians,

9 (2) highway workers,

10 (3) persons engaged in equine activities, as defined in  
11 the Equine Activity Liability Act,

12 (4) persons operating a farm tractor or other implement  
13 of husbandry, as defined in the Illinois Vehicle Code, or

14 (5) persons operating or using a motorcycle, bicycle,  
15 scooter, skateboard, roller skates, or in-line skates.

16 (b) Sentence.

17 Reckless conduct under subsection (a) or subsection (a-10)  
18 is a Class A misdemeanor. Reckless conduct under subsection  
19 (a-5) or subsection (a-15) is a Class 4 felony.

20 (Source: P.A. 93-710, eff. 1-1-05.)