

1 AMENDMENT TO SENATE BILL 28

2 AMENDMENT NO. _____. Amend Senate Bill 28 as follows:
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Criminal Code of 1961 is amended by
6 changing Section 12-21.6 as follows:

7 (720 ILCS 5/12-21.6)

8 Sec. 12-21.6. Endangering the life or health of a child.

9 (a) It is unlawful for any person to willfully cause or
10 permit the life or health of a child under the age of 18 to
11 be endangered or to willfully cause or permit a child to be
12 placed in circumstances that endanger the child's life or
13 health.

14 (a-5) A person commits the offense of endangering the
15 life or health of a child if he or she leaves a child 6 years
16 of age or younger unattended in a motor vehicle. For
17 purposes of this subsection:

18 (1) There is a rebuttable presumption that a person
19 committed the offense if he or she left a child 6 years
20 of age or younger unattended in a motor vehicle for more
21 than 10 minutes.

22 (2) "Unattended" means either: (i) not accompanied

1 by a person 14 years of age or older; or (ii) if
2 accompanied by a person 14 years of age or older, out of
3 sight of that person.

4 (b) A violation of this Section is a Class A
5 misdemeanor. A second or subsequent violation of this
6 Section is a Class 3 felony. A violation of this Section
7 that is a proximate cause of the death of the child is a
8 Class 3 felony for which a person, if sentenced to a term of
9 imprisonment, shall be sentenced to a term of not less than 2
10 years and not more than 10 years.

11 (Source: P.A. 90-687, eff. 7-31-98.)".