

1 An Act concerning criminal law.

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
5 changing Section 12-21.6 as follows:

6 (720 ILCS 5/12-21.6)

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

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

13 (b) There is a rebuttable presumption that a person
14 committed the offense if he or she left a child 6 years of
15 age or younger unattended in a motor vehicle for more than 10
16 minutes.

17 (c) "Unattended" means either: (i) not accompanied by a
18 person 14 years of age or older; or (ii) if accompanied by a
19 person 14 years of age or older, out of sight of that person.

20 (d) ~~(b)~~ A violation of this Section is a Class A
21 misdemeanor. A second or subsequent violation of this
22 Section is a Class 3 felony. A violation of this Section
23 that is a proximate cause of the death of the child is a
24 Class 3 felony for which a person, if sentenced to a term of
25 imprisonment, shall be sentenced to a term of not less than 2
26 years and not more than 10 years.

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