

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

17 (1) There is a rebuttable presumption that a person  
18 committed the offense if he or she left a child  
19 unattended in a motor vehicle for more than 10 minutes.

20 (2) "Unattended" means either: (i) not accompanied  
21 by a person 14 years of age or older; or (ii) if  
22 accompanied by a person 14 years of age or older, out of  
23 sight of that person.

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

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