

HB4096



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4096

by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

720 ILCS 5/12C-5

was 720 ILCS 5/12-21.6

Amends the Criminal Code of 2012. Makes a technical change in a Section concerning endangering the life or health of a child.

LRB098 15654 RLC 50685 b

A BILL FOR

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 2012 is amended by changing
5 Section 12C-5 as follows:

6 (720 ILCS 5/12C-5) (was 720 ILCS 5/12-21.6)

7 Sec. 12C-5. Endangering the life or health of a child.

8 (a) A person commits endangering the ~~the~~ life or health of
9 a child when he or she knowingly: (1) causes or permits the
10 life or health of a child under the age of 18 to be endangered;
11 or (2) causes or permits a child to be placed in circumstances
12 that endanger the child's life or health. It is not a violation
13 of this Section for a person to relinquish a child in
14 accordance with the Abandoned Newborn Infant Protection Act.

15 (b) A trier of fact may infer that a child 6 years of age or
16 younger is unattended if that child is left in a motor vehicle
17 for more than 10 minutes.

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

21 (d) Sentence. A violation of this Section is a Class A
22 misdemeanor. A second or subsequent violation of this Section
23 is a Class 3 felony. A violation of this Section that is a

1 proximate cause of the death of the child is a Class 3 felony
2 for which a person, if sentenced to a term of imprisonment,
3 shall be sentenced to a term of not less than 2 years and not
4 more than 10 years. A parent, who is found to be in violation
5 of this Section with respect to his or her child, may be
6 sentenced to probation for this offense pursuant to Section
7 12C-15.

8 (Source: P.A. 97-1109, eff. 1-1-13.)