



Rep. David A. Welter

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10000HB4607ham002

LRB100 18764 RLC 39193 a

1 AMENDMENT TO HOUSE BILL 4607

2 AMENDMENT NO. _____. Amend House Bill 4607 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 2012 is amended by adding
5 Section 10-11 as follows:

6 (720 ILCS 5/10-11 new)

7 Sec. 10-11. Transporting persons under 18 years of age to
8 another state for emergency treatment.

9 (a) In this Section:

10 "Child" means a person under 18 years of age.

11 "Person responsible for the child's welfare" has the
12 meaning ascribed to it in Section 3 of the Abused and
13 Neglected Child Reporting Act.

14 (b) A person responsible for the child's welfare may not be
15 criminally or civilly liable for a violation of this Article
16 when the person responsible for the child's welfare transports

1 a child to another state for medical care or treatment if the
2 person responsible for the child's welfare reasonably believes
3 that:

4 (1) the child needs emergency medical care or treatment
5 because of injury or illness;

6 (2) the nearest healthcare facility that is capable of
7 rendering sufficient medical care or treatment for that
8 child's emergency medical condition is not in this State;

9 and

10 (3) failure to transport the child to another state
11 will risk further illness or injury to the child.

12 (c) The Department of Children and Family Services may not
13 place a child described in this Section in its custody or
14 foster care on the basis that the child is transported to
15 another state under circumstances described in subsection

16 (b)."