



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB1593

by Rep. Monica Bristow

SYNOPSIS AS INTRODUCED:

720 ILCS 5/12-5.03 new

Amends the Criminal Code of 2012. Provides that a person who unlawfully possesses fentanyl commits reckless endangerment of a first responder or coroner by fentanyl exposure if he or she, by any means lawful or unlawful, recklessly performs an act or acts that causes a first responder or coroner bodily harm as a result of exposure to or contact with fentanyl. Provides that a person commits reckless endangerment of a first responder or coroner by fentanyl exposure when he or she unlawfully delivers fentanyl to another that causes bodily harm to a first responder or coroner as a result of exposure to or contact with that fentanyl. Reckless endangerment of a first responder or coroner by fentanyl exposure is a Class 2 felony. Effective immediately.

LRB101 07245 SLF 52283 b

CORRECTIONAL
BUDGET AND
IMPACT NOTE ACT
MAY APPLY

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 adding
5 Section 12-5.03 as follows:

6 (720 ILCS 5/12-5.03 new)

7 Sec. 12-5.03. Reckless endangerment of a first responder or
8 coroner by fentanyl exposure.

9 (a) In this Section:

10 "Coroner" means a coroner designated under Division
11 3-3 of the Counties Code, a medical examiner, or his or her
12 designated representative.

13 "Fentanyl" means a substance containing any amount of
14 fentanyl or a fentanyl analog, including any isomers, esters,
15 ethers, salts, or salts of isomers thereof.

16 "First responder" means emergency medical services
17 personnel as defined in Section 3.5 of the Emergency Medical
18 Services (EMS) Systems Act, a law enforcement officer, or
19 firefighter.

20 (b) A person who unlawfully possesses fentanyl commits
21 reckless endangerment of a first responder or coroner by
22 fentanyl exposure if he or she, by any means lawful or
23 unlawful, recklessly performs an act or acts that causes a

1 first responder or coroner bodily harm as a result of exposure
2 to or contact with fentanyl.

3 (c) A person commits reckless endangerment of a first
4 responder or coroner by fentanyl exposure when he or she
5 unlawfully delivers fentanyl to another that causes bodily harm
6 to a first responder or coroner as a result of exposure to or
7 contact with that fentanyl.

8 (d) Reckless endangerment of a first responder or coroner
9 by fentanyl exposure is a Class 2 felony.

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.