



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5942

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

LRB100 22719 SLF 41700 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 by
8 fantanyl exposure.

9 (a) In this Section:

10 "Fantanyl" means a substance containing any amount of
11 fantanyl or a fantanyl analog, including any isomers, esters,
12 ethers, salts, or salts of isomers thereof.

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

17 (b) A person who unlawfully possesses fantanyl commits
18 reckless endangerment of a first responder by fantanyl exposure
19 if he or she, by any means lawful or unlawful, recklessly
20 performs an act or acts that cause a first responder bodily
21 harm as a result of exposure to or contact with fantanyl.

22 (c) A person commits reckless endangerment of a first
23 responder by fantanyl exposure when he or she unlawfully

1 delivers fentanyl to another that causes bodily harm to a first
2 responder as a result of exposure to or contact with that
3 fentanyl.

4 (d) Reckless endangerment of a first responder by fentanyl
5 exposure is a Class 2 felony.

6 Section 99. Effective date. This Act takes effect upon
7 becoming law.