

HB3810



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3810

Introduced 3/14/2019, by Rep. Maurice A. West, II

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-503

from Ch. 95 1/2, par. 11-503

Amends the Illinois Vehicle Code. Provides that, in cases where the person accused of reckless driving unintentionally caused a death or type A injury to another person, the trier of fact may infer that the defendant acted with a willful or wanton disregard for the safety of persons if the person is also found guilty of committing 3 or more violations of the Chapter concerning the Rules of the Road in causing the accident.

LRB101 11547 TAE 57448 b

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 11-503 as follows:

6 (625 ILCS 5/11-503) (from Ch. 95 1/2, par. 11-503)

7 Sec. 11-503. Reckless driving; aggravated reckless
8 driving.

9 (a) A person commits reckless driving if he or she:

10 (1) drives any vehicle with a willful or wanton
11 disregard for the safety of persons or property; or

12 (2) knowingly drives a vehicle and uses an incline in a
13 roadway, such as a railroad crossing, bridge approach, or
14 hill, to cause the vehicle to become airborne.

15 (a-5) In cases where the person accused of reckless driving
16 under this Section unintentionally caused a death or type A
17 injury to another person, the trier of fact may infer that the
18 defendant acted with a willful or wanton disregard for the
19 safety of persons under paragraph (1) of subsection (a) of this
20 Section if the person is also found guilty of committing 3 or
21 more violations of Chapter 11 of this Code in causing the
22 accident.

23 (b) Every person convicted of reckless driving shall be

1 guilty of a Class A misdemeanor, except as provided under
2 subsections (b-1), (c), and (d) of this Section.

3 (b-1) Except as provided in subsection (d), any person
4 convicted of violating subsection (a), if the violation causes
5 bodily harm to a child or a school crossing guard while the
6 school crossing guard is performing his or her official duties,
7 is guilty of a Class 4 felony.

8 (c) Every person convicted of committing a violation of
9 subsection (a) shall be guilty of aggravated reckless driving
10 if the violation results in great bodily harm or permanent
11 disability or disfigurement to another. Except as provided in
12 subsection (d) of this Section, aggravated reckless driving is
13 a Class 4 felony.

14 (d) Any person convicted of violating subsection (a), if
15 the violation causes great bodily harm or permanent disability
16 or disfigurement to a child or a school crossing guard while
17 the school crossing guard is performing his or her official
18 duties, is guilty of aggravated reckless driving. Aggravated
19 reckless driving under this subsection (d) is a Class 3 felony.

20 (Source: P.A. 95-467, eff. 6-1-08.)