



Sen. Rachelle Crowe

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LRB101 04188 SLF 58632 a

1 AMENDMENT TO SENATE BILL 414

2 AMENDMENT NO. _____. Amend Senate Bill 414 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 2012 is amended by
5 changing 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 life or health of a
9 child when he or she knowingly: (1) causes or permits the life
10 or health of a child under the age of 18 to be endangered; or
11 (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 (a-5) A person commits aggravated endangering the life or
16 health of a child when he or she knowingly and willfully

1 deprives a child under the age of 18 of necessary food,
2 shelter, health care, or supervision appropriate to the age of
3 the child, when the person is reasonably able to make the
4 necessary provisions and which deprivation substantially harms
5 the child's physical, mental, or emotional health. In this
6 subsection (a-5), the failure to provide specific medical
7 treatment shall not alone be considered willful deprivation of
8 health care if the person can show that the treatment would
9 conflict with the tenets and practice of a recognized religious
10 denomination of which the person is an adherent or member. This
11 exception does not in any manner restrict the right of an
12 interested party to petition the court on behalf of the best
13 interest of the child.

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

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

20 (d) Sentence. A violation of subsection (a) ~~this Section~~ is
21 a Class A misdemeanor. A second or subsequent violation of
22 subsection (a) ~~this Section~~ is a Class 3 felony. A violation of
23 subsection (a) ~~this Section~~ that is a proximate cause of the
24 death of the child is a Class 3 felony for which a person, if
25 sentenced to a term of imprisonment, shall be sentenced to a
26 term of not less than 2 years and not more than 10 years. A

1 violation of subsection (a-5) is a Class 4 felony. A parent,
2 who is found to be in violation of this Section with respect to
3 his or her child, may be sentenced to probation for this
4 offense pursuant to Section 12C-15.
5 (Source: P.A. 97-1109, eff. 1-1-13.)".