

1 AN ACT in relation to 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 1961 is amended by
5 adding Section 5-6 as follows:

6 (720 ILCS 5/5-6 new)

7 Sec. 5-6. Victims of domestic violence. A parent of a
8 child under 18 years of age is not criminally liable for the
9 death of that child caused by a spouse, ex-spouse, person who
10 is the other parent of the child or alleged to be the other
11 parent of the child, person who has or had a dating or
12 engagement relationship, or paramour of the parent who has
13 engaged in a known pattern of domestic violence against the
14 parent or child if the parent did not directly cause or
15 participate in the act that resulted in the death of the
16 child. The parent is not criminally responsible even if the
17 act or acts of domestic violence are not reported to the
18 State's Attorney or local law enforcement agency. In this
19 Section, "domestic violence" has the meaning ascribed to it
20 in Section 112A-3 of the Code of Criminal Procedure of 1963.