1   AN ACT concerning vehicular offenses.

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 ~~Any~~ person commits reckless driving if he or she:

10   (1) ~~who~~ 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 ~~is guilty of~~

15   ~~reckless driving~~.

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

17   guilty of a Class A misdemeanor, except as provided under

18   subsection (c) of this Section.

19   (c) Every person convicted of committing a violation of

20   subsection (a) shall be guilty of aggravated reckless driving

21   if the violation results in great bodily harm or permanent

22   disability or disfigurement to another. Aggravated reckless

23   driving is a Class 4 felony.

24   (Source: P.A. 88-679, eff. 7-1-95.)

25   Section 10. The Criminal Code of 1961 is amended by

26   changing Section 9-3 as follows:

27   (720 ILCS 5/9-3) (from Ch. 38, par. 9-3)

28   Sec. 9-3. Involuntary Manslaughter and Reckless Homicide.

29   (a) A person who unintentionally kills an individual

30   without lawful justification commits involuntary manslaughter

1   if his acts whether lawful or unlawful which cause the death

2   are such as are likely to cause death or great bodily harm to

3   some individual, and he performs them recklessly, except in

4   cases in which the cause of the death consists of the driving

5   of a motor vehicle or operating a snowmobile, all-terrain

6   vehicle, or watercraft, in which case the person commits

7   reckless homicide. A person commits reckless homicide if he or

8   she unintentionally kills an individual while driving a vehicle

9   and using an incline in a roadway, such as a railroad crossing,

10   bridge approach, or hill, to cause the vehicle to become

11   airborne.

12   (b) (Blank).

13   (c) (Blank).

14   (d) Sentence.

15   (1) Involuntary manslaughter is a Class 3 felony.

16   (2) Reckless homicide is a Class 3 felony.

17   (e) (Blank). subsections, (e-7), and (e-8)

18   (e-5) (Blank).

19   (e-7) Except as otherwise provided in subsection (e-8), in

20   cases involving reckless homicide in which the defendant was

21   driving in a construction or maintenance zone, as defined in

22   Section 11-605 of the Illinois Vehicle Code, the penalty is a

23   Class 2 felony, for which a person, if sentenced to a term of

24   imprisonment, shall be sentenced to a term of not less than 3

25   years and not more than 14 years.

26   (e-8) In cases involving reckless homicide in which the

27   defendant was driving in a construction or maintenance zone, as

28   defined in Section 11-605 of the Illinois Vehicle Code, and

29   caused the deaths of 2 or more persons as part of a single

30   course of conduct, the penalty is a Class 2 felony, for which a

31   person, if sentenced to a term of imprisonment, shall be

32   sentenced to a term of not less than 6 years and not more than

33   28 years.

34   (e-9) In cases involving reckless homicide in which the

35   defendant drove a vehicle and used an incline in a roadway,

36   such as a railroad crossing, bridge approach, or hill, to cause

1   the vehicle to become airborne, and caused the deaths of 2 or
2   more persons as part of a single course of conduct, the penalty
3   is a Class 2 felony.
4   (f) In cases involving involuntary manslaughter in which
5   the victim was a family or household member as defined in
6   paragraph (3) of Section 112A-3 of the Code of Criminal
7   Procedure of 1963, the penalty shall be a Class 2 felony, for
8   which a person if sentenced to a term of imprisonment, shall be
9   sentenced to a term of not less than 3 years and not more than
10   14 years.
11   (Source: P.A. 92-16, eff. 6-28-01; 93-178, eff. 6-1-04; 93-213,
12   eff. 7-18-03; revised 7-28-03.)