

1 AN ACT concerning infants who are born alive.

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

4 Section 5. The Statute on Statutes is amended by adding  
5 Section 1.36 as follows:

6 (5 ILCS 70/1.36 new)

7 Sec. 1.36. Born alive infant.

8 (a) In determining the meaning of any statute or of any  
9 rule, regulation, or interpretation of the various  
10 administrative agencies of this State, the words "person",  
11 "human being", "child", and "individual" shall include every  
12 infant member of the species homo sapiens who is born alive at  
13 any stage of development.

14 (b) As used in this Section, the term "born alive", with  
15 respect to a member of the species homo sapiens, means the  
16 complete expulsion or extraction from his or her mother of that  
17 member, at any stage of development, who after such expulsion  
18 or extraction breathes or has a beating heart, pulsation of the  
19 umbilical cord, or definite movement of voluntary muscles,  
20 regardless of whether the umbilical cord has been cut and  
21 regardless of whether the expulsion or extraction occurs as a  
22 result of natural or induced labor, cesarean section, or  
23 induced abortion.

24 (c) Nothing in this Section shall be construed to affirm,  
25 deny, expand, or contract any legal status or legal right  
26 applicable to any member of the species homo sapiens at any  
27 point prior to being born alive, as defined in this Section.

28 (d) Nothing in this Section shall be construed to affect  
29 existing federal or State law regarding abortion.

30 (e) Nothing in this Section shall be construed to alter  
31 generally accepted medical standards.