

1 AN ACT concerning certain offenses.

2 WHEREAS, Section 10 of this Act may be referred to as the  
3 Matt Wilhelm Law; therefore

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

6 Section 5. The Criminal Code of 1961 is amended by adding  
7 Section 9-3.4 as follows:

8 (720 ILCS 5/9-3.4 new)

9 Sec. 9-3.4. Negligent vehicular homicide.

10 (a) A person commits the offense of negligent vehicular  
11 homicide if the person's negligent operation of a motor vehicle  
12 is a proximate cause of the death of another person.

13 (b) A person acts negligently within the meaning of this  
14 Section if he or she fails to be aware of a substantial and  
15 unjustifiable risk of death or injury to others, and that  
16 failure constitutes a substantial deviation from the standard  
17 of care that a reasonable person would exercise under the  
18 circumstances then prevailing.

19 (c) The finder of fact may consider statutes and ordinances  
20 regulating the defendant's conduct in determining whether he or  
21 she was culpably negligent under subsection (a).

22 (d) Negligent vehicular homicide is a Class A misdemeanor.