

1 AN ACT concerning 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 adding
5 Sections 10-10 and 10-11 as follows:

6 (720 ILCS 5/10-10 new)

7 Sec. 10-10. Failure to report the disappearance of a child
8 to a law enforcement agency.

9 (a) A person commits failure to report the disappearance of
10 a child to a law enforcement agency when he or she, as a
11 parent, guardian, or other person having physical custody or
12 control of a child under 13 years of age, knowingly or
13 recklessly fails to immediately report the child as missing to
14 a law enforcement agency after a 48-hour period expires in
15 which he or she failed to make contact with or otherwise verify
16 the whereabouts and safety of that child.

17 (b) A person does not commit failure to report the
18 disappearance of a child to a law enforcement agency when the
19 failure to report is due to an act of God, act of war, or
20 inability of a law enforcement agency to receive a report of
21 the disappearance of a child.

22 (c) A person does not commit failure to report the
23 disappearance of a child to a law enforcement agency when the

1 person calls 911 to report the disappearance of the child or
2 knows that the child is under the care of another parent,
3 family member, relative, friend, or baby sitter.

4 (d) Sentence. Failure to report the disappearance of a
5 child to a law enforcement agency is a Class 4 felony.

6 (720 ILCS 5/10-11 new)

7 Sec. 10-11. Death of a child or location of a child's
8 corpse.

9 (a) A parent, guardian, or other person having physical
10 custody or control of a child under 18 years of age must
11 report:

12 (1) the child's death to a law enforcement agency
13 within one hour after learning about the child's death; or

14 (2) the location of the child's corpse to a law
15 enforcement agency within one hour after learning the
16 location of the corpse.

17 (b) A person does not violate this Section when he or she
18 fails to report due to an act of God, act of war, or inability
19 of a law enforcement agency to receive a report of a child's
20 death or the location of a child's corpse.

21 (c) A person does not violate this Section when he or she
22 calls 911 to report the death of the child or if the death of
23 the child occurs in a hospital or if the child's body is in the
24 custody of a medical examiner or coroner, or if the death
25 occurs in the care of a physician.

1 (d) Sentence. A violation of this Section is a Class 4
2 felony.