



Rep. Daniel V. Beiser

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09700HB3801ham001

LRB097 12788 RLC 66243 a

1 AMENDMENT TO HOUSE BILL 3801

2 AMENDMENT NO. _____. Amend House Bill 3801 by replacing
3 everything after the enacting clause with the following:

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.

1 (b) A person does not commit failure to report the
2 disappearance of a child to a law enforcement agency when the
3 failure to report is due to an act of God, act of war, or
4 inability of a law enforcement agency to receive a report of
5 the disappearance of a child.

6 (c) A person does not commit failure to report the
7 disappearance of a child to a law enforcement agency when the
8 person calls 911 to report the disappearance of the child or
9 knows that the child is under the care of another parent,
10 family member, relative, friend, or baby sitter.

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

13 (720 ILCS 5/10-11 new)

14 Sec. 10-11. Death of a child or location of a child's
15 corpse.

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

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

21 (2) the location of the child's corpse to a law
22 enforcement agency within one hour after learning the
23 location of the corpse.

24 (b) A person does not violate this Section when he or she
25 fails to report due to an act of God, act of war, or inability

1 of a law enforcement agency to receive a report of a child's
2 death or the location of a child's corpse.

3 (c) A person does not violate this Section when he or she
4 calls 911 to report the death of the child or if the death of
5 the child occurs in a hospital or if the child's body is in the
6 custody of a medical examiner or coroner, or if the death
7 occurs in the care of a physician.

8 (d) Sentence. A violation of this Section is a Class 4
9 felony."