



Rep. Daniel V. Beiser

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09700HB5122ham001

LRB097 18007 RLC 67225 a

1 AMENDMENT TO HOUSE BILL 5122

2 AMENDMENT NO. _____. Amend House Bill 5122 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 1961 is amended by adding
5 Section 12-20.6 as follows:

6 (720 ILCS 5/12-20.6 new)

7 Sec. 12-20.6. Abuse of a corpse.

8 (a) In this Section:

9 "Corpse" means the dead body of a human being.

10 "Sexual conduct" has the meaning ascribed to the term
11 in Section 11-0.1 of this Code.

12 (b) A person commits abuse of a corpse if he or she
13 intentionally:

14 (1) engages in sexual conduct with a corpse or
15 involving a corpse; or

16 (2) removes or carries away a corpse and is not

1 authorized by law to do so.

2 (c) Sentence.

3 (1) A person convicted of violating paragraph (1) of
4 subsection (b) of this Section is guilty of a Class 2
5 felony.

6 (2) A person convicted of violating paragraph (2) of
7 subsection (b) of this Section is guilty of a Class 4
8 felony.

9 (d) Paragraph (2) of subsection (b) of this Section does
10 not apply to:

11 (1) persons employed by a county medical examiner's
12 office or coroner's office acting within the scope of their
13 employment;

14 (2) the acts of a licensed funeral director or embalmer
15 while performing acts authorized by the Funeral Directors
16 and Embalmers Licensing Code;

17 (3) the acts of emergency medical personnel or
18 physicians performed in good faith and according to the
19 usual and customary standards of medical practice in an
20 attempt to resuscitate a life; or

21 (4) physicians licensed to practice medicine in all of
22 its branches or holding a visiting professor, physician, or
23 resident permit under the Medical Practice Act of 1987,
24 performing acts in accordance with usual and customary
25 standards of medical practice, or a currently enrolled
26 student in an accredited medical school in furtherance of

1 his or her education at the accredited medical school.

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.".