

1 AN ACT in relation to 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 Section 12-20.5 as follows:

6 (720 ILCS 5/12-20.5 new)

7 Sec. 12-20.5. Dismembering a human body.

8 (a) A person commits the offense of dismembering a human
9 body when he or she knowingly dismembers, severs, separates,
10 dissects, or mutilates any body part of a deceased's body.

11 (b) This Section does not apply to:

12 (1) an anatomical gift made in accordance with the
13 Uniform Anatomical Gift Act;

14 (2) the removal and use of a human cornea in
15 accordance with the Illinois Corneal Transplant Act;

16 (3) the purchase or sale of drugs, reagents, or
17 other substances made from human body parts, for the use
18 in medical or scientific research, treatment, or
19 diagnosis;

20 (4) persons employed by a county medical
21 examiner's office or coroner's office acting within the
22 scope of their employment while performing an autopsy;

23 (5) the acts of a licensed funeral director or
24 embalmer while performing acts authorized by the Funeral
25 Directors and Embalmers Licensing Code;

26 (6) the acts of emergency medical personnel or
27 physicians performed in good faith and according to the
28 usual and customary standards of medical practice in an
29 attempt to resuscitate a life; or

30 (7) physicians licensed to practice medicine in all
31 of its branches or holding a visiting professor,

1 physician, or resident permit under the Medical Practice
2 Act of 1987, performing acts in accordance with usual and
3 customary standards of medical practice, or a currently
4 enrolled student in an accredited medical school in
5 furtherance of his or her education at the accredited
6 medical school.

7 (c) It is not a defense to a violation of this Section
8 that the decedent died due to natural, accidental, or
9 suicidal causes.

10 (d) Sentence. Dismembering a human body is a Class X
11 felony.

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.