

1 AN ACT concerning local government.

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

4 Section 1. Short title. This Act may be cited as the Law  
5 Enforcement Criminal Sexual Assault Investigation Act.

6 Section 5. Definitions. As used in this Act:

7 "Law enforcement agency" means an agency of this State or  
8 unit of local government which is vested by law or ordinance  
9 with the duty to maintain public order and to enforce criminal  
10 laws or ordinances.

11 "Law enforcement officer" or "officer" means any person  
12 employed by a State, county, or municipality as a policeman,  
13 peace officer, or in a like position involving the enforcement  
14 of the law and protection of public interest at the risk of the  
15 person's life.

16 "Officer-involved criminal sexual assault" means an  
17 alleged violation of Section 11-1.20, 11-1.30, 11-1.40,  
18 11-1.50, or 11-1.60 of the Criminal Code of 2012 while an  
19 officer is on duty.

20 Section 10. Investigation of officer-involved criminal  
21 assault; requirements.

22 (a) Each law enforcement agency shall have a written policy

1 regarding the investigation of officer-involved criminal  
2 sexual assault that involves a law enforcement officer employed  
3 by that law enforcement agency.

4 (b) Each officer-involved criminal sexual assault  
5 investigation shall be conducted by at least 2 investigators or  
6 an entity comprised of at least 2 investigators, one of whom  
7 shall be the lead investigator. The investigators shall have  
8 completed a specialized sexual assault and sexual abuse  
9 investigation training program approved by the Illinois Law  
10 Enforcement Training Standards Board or similar training  
11 approved by the Department of State Police. No investigator  
12 involved in the investigation may be employed by the law  
13 enforcement agency that employs the officer involved in the  
14 officer-involved criminal sexual assault, unless the  
15 investigator is employed by the Department of State Police and  
16 is not assigned to the same division or unit as the officer  
17 involved in the criminal sexual assault.

18 Section 15. Intra-agency investigations. This Act does not  
19 prohibit a law enforcement agency from conducting an internal  
20 investigation into the officer-involved criminal sexual  
21 assault if the internal investigation does not interfere with  
22 the investigation conducted under the requirements of Section  
23 10 of this Act.

24 Section 20. Compensation for investigations. Compensation

1 for participation in an investigation of an officer-involved  
2 criminal sexual assault under Section 10 of this Act may be  
3 determined in an intergovernmental or interagency agreement.

4 Section 99. Effective date. This Act takes effect January  
5 1, 2018.