

HB3262



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB3262

Introduced 2/18/2025, by Rep. Patrick Sheehan

SYNOPSIS AS INTRODUCED:

55 ILCS 80/4.5

Amends the Children's Advocacy Center Act. Provides that a person charged with a criminal offense involving abuse or neglect of a child does not have standing to object to the failure to comply with the electronic recording requirement of a forensic interview. Provides that it is not a violation of the Act if a forensic interview is not recorded because: (1) the recording equipment malfunctions and the malfunction is not the result of a failure to maintain the equipment or provide adequate supplies for the equipment; or (2) due to circumstances that could not have been reasonably foreseen by the interviewer, the interviewer does not have the necessary recording equipment.

LRB104 08783 RTM 18838 b

A BILL FOR

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 5. The Children's Advocacy Center Act is amended
5 by changing Section 4.5 as follows:

6 (55 ILCS 80/4.5)

7 Sec. 4.5. Forensic interviews; electronic recordings.

8 (a) Consent is not required for a forensic interview to be
9 electronically recorded. Failure to record does not render a
10 forensic interview inadmissible. A person charged with a
11 criminal offense involving abuse or neglect of a child does
12 not have standing to object to the failure to comply with the
13 electronic recording requirement of a forensic interview.

14 (b) A forensic interview, an electronic recording, or a
15 forensic interview transcription or electronic recording is
16 confidential and exempt from public inspection and copying
17 under Section 7.5 of the Freedom of Information Act and may
18 only be viewed by a court, attorneys, investigators, or
19 experts for the purpose of judicial and administrative
20 hearings and shall not be disseminated except pursuant to a
21 court's protective order.

22 (c) Nothing in this Act shall be construed to limit or
23 prohibit electronically recorded forensic interviewing in

1 accordance with Article 14 of the Criminal Code of 2012 or
2 Article 108A or Article 108B of the Code of Criminal Procedure
3 of 1963.

4 (d) It is not a violation of this Act if a forensic
5 interview is not recorded because:

6 (1) the recording equipment malfunctions and the
7 malfunction is not the result of a failure to maintain the
8 equipment or provide adequate supplies for the equipment;
9 or

10 (2) due to circumstances that could not have been
11 reasonably foreseen by the interviewer, the interviewer
12 does not have the necessary recording equipment.

13 (Source: P.A. 101-236, eff. 1-1-20.)