



Rep. Regan Deering

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10400HB4242ham001

LRB104 16754 KTG 35742 a

1 AMENDMENT TO HOUSE BILL 4242

2 AMENDMENT NO. _____. Amend House Bill 4242 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Abused and Neglected Child Reporting Act
5 is amended by changing Section 7.12 as follows:

6 (325 ILCS 5/7.12) (from Ch. 23, par. 2057.12)

7 Sec. 7.12. The Child Protective Service Unit shall
8 determine, within 60 days, whether the report is "indicated"
9 or "unfounded" and report it forthwith to the central
10 register; where it is not possible to initiate or complete an
11 investigation within 60 days the report may be deemed
12 "undetermined" provided every effort has been made to
13 undertake a complete investigation. The Department may extend
14 the period in which such determinations must be made in
15 individual cases for additional periods of up to 30 days each
16 for good cause shown. The Department shall by rule establish

1 what shall constitute good cause.

2 In those cases in which the Child Protective Service Unit
3 has made a final determination that a report is "indicated" or
4 "unfounded", the Department shall provide written notification
5 of the final determination to the subjects of the report and to
6 the alleged perpetrator, parents, personal guardian or legal
7 guardian of the alleged child victim, and other persons
8 required to receive notice by regular U.S. mail. The written
9 notification of the final determination of an indicated
10 finding by the Department shall include:

11 (1) a statement of the allegation and the indicated
12 finding;

13 (2) the length of time the indicated finding shall be
14 maintained in the State Central Register;

15 (3) notice of the right to request an administrative
16 appeal of the indicated finding;

17 (4) the time period within which an administrative
18 appeal must be requested;

19 (5) the manner in which to request an administrative
20 appeal; and

21 (6) notice of the right to request a copy of the
22 investigative file that pertains to the subject, including
23 the manner in which such a request may be made, regardless
24 of whether the subject requests an administrative appeal,
25 and that any records provided are subject to redaction or
26 withholding as required by State or federal law.

1 Subject to appropriation, written notification of the
2 final determination shall be sent to a perpetrator indicated
3 for child abuse or child neglect, or both, by both regular and
4 certified mail.

5 (Source: P.A. 96-385, eff. 1-1-10.)".