



Rep. Litesa E. Wallace

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10000HB0270ham003

LRB100 04388 SLF 24301 a

1 AMENDMENT TO HOUSE BILL 270

2 AMENDMENT NO. _____. Amend House Bill 270, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

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

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

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

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

1 "Officer-involved criminal sexual assault" means an
2 alleged violation of Section 11-1.20, 11-1.30, 11-1.40,
3 11-1.50, or 11-1.60 of the Criminal Code of 2012 while an
4 officer is on duty.

5 Section 10. Investigation of officer-involved criminal
6 assault; requirements.

7 (a) Each law enforcement agency shall have a written policy
8 regarding the investigation of officer-involved criminal
9 sexual assault that involves a law enforcement officer employed
10 by that law enforcement agency.

11 (b) Each officer-involved criminal sexual assault
12 investigation shall be conducted by at least 2 investigators or
13 an entity comprised of at least 2 investigators, one of whom
14 shall be the lead investigator. The lead investigator shall be
15 a person certified by the Illinois Law Enforcement Training
16 Standards Board as a sexual assault investigator, or similar
17 training approved by the Illinois Law Enforcement Training
18 Standards Board or the Department of State Police, or similar
19 training provided at an Illinois Law Enforcement Training
20 Standards Board certified school. No investigator involved in
21 the investigation may be employed by the law enforcement agency
22 that employs the officer involved in the officer-involved
23 criminal sexual assault, unless the investigator is employed by
24 the Department of State Police or a municipality with a
25 population of over 1,000,000 and is not assigned to the same

1 division or unit as the officer involved in the criminal sexual
2 assault.

3 Section 15. Intra-agency investigations. This Act does not
4 prohibit a law enforcement agency from conducting an internal
5 investigation into the officer-involved criminal sexual
6 assault if the internal investigation does not interfere with
7 the investigation conducted under the requirements of Section
8 10 of this Act.

9 Section 20. Compensation for investigations. Compensation
10 for participation in an investigation of an officer-involved
11 criminal sexual assault under Section 10 of this Act may be
12 determined in an intergovernmental or interagency agreement.".