

1 AN ACT concerning children.

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

4 Section 5. The Abused and Neglected Child Reporting Act is
5 amended by changing Section 7.7 as follows:

6 (325 ILCS 5/7.7) (from Ch. 23, par. 2057.7)

7 Sec. 7.7. There shall be a central register of all cases of
8 suspected child abuse or neglect reported and maintained by the
9 Department under this Act. Through the recording of initial,
10 preliminary, and final reports, the central register shall be
11 operated in such a manner as to enable the Department to: (1)
12 immediately identify and locate prior reports of child abuse or
13 neglect; (2) continuously monitor the current status of all
14 reports of child abuse or neglect being provided services under
15 this Act; and (3) regularly evaluate the effectiveness of
16 existing laws and programs through the development and analysis
17 of statistical and other information.

18 The Department shall maintain in the central register a
19 listing of unfounded reports where the subject of the unfounded
20 report requests that the record not be expunged because the
21 subject alleges an intentional false report was made. Such a
22 request must be made by the subject in writing to the
23 Department, within 10 days of the investigation. By January 1,

1 2014, the Department shall promulgate rules establishing
2 criteria and standards for labeling an unfounded report as an
3 intentional false report in the central register. The rules
4 shall permit the reporter to submit a statement regarding the
5 report unless the reporter has been convicted of knowingly
6 transmitting a false report to the Department under paragraph
7 (7) of subsection (a) of Section 26-1 of the Criminal Code of
8 2012.

9 The Department shall also maintain in the central register
10 a listing of unfounded reports where the report was classified
11 as a priority one or priority two report in accordance with the
12 Department's rules or the report was made by a person mandated
13 to report suspected abuse or neglect under this Act.

14 The Department shall maintain in the central register all
15 unfounded reports for a minimum of 5 years following the date
16 of the final finding.

17 ~~The Department shall maintain in the central register for 3~~
18 ~~years a listing of unfounded reports involving the death of a~~
19 ~~child, the sexual abuse of a child, or serious physical injury~~
20 ~~to a child as defined by the Department in rules.~~

21 If an individual is the subject of a subsequent
22 investigation that is pending, the Department shall maintain
23 all prior unfounded reports pertaining to that individual until
24 the pending investigation has been completed or for 5 years ~~12~~
25 ~~months~~, whichever time period ends later.

26 ~~The Department shall maintain all other unfounded reports~~

1 ~~for 12 months following the date of the final finding.~~

2 For purposes of this Section "child abuse or neglect"
3 includes abuse or neglect of an adult resident as defined in
4 this Act.

5 (Source: P.A. 97-333, eff. 8-12-11; 97-1089, eff. 8-24-12;
6 98-453, eff. 8-16-13.)