



Sen. Julie A. Morrison

Adopted in Senate on Apr 12, 2018

10000SB0293sam001

LRB100 04825 KTG 37105 a

1 AMENDMENT TO SENATE BILL 293

2 AMENDMENT NO. _____. Amend Senate Bill 293 by replacing
3 everything after the enacting clause with the following:

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

1 of statistical and other information.

2 The Department shall maintain in the central register a
3 listing of unfounded reports where the subject of the unfounded
4 report requests that the record not be expunged because the
5 subject alleges an intentional false report was made. Such a
6 request must be made by the subject in writing to the
7 Department, within 10 days of the investigation. By January 1,
8 2014, the Department shall promulgate rules establishing
9 criteria and standards for labeling an unfounded report as an
10 intentional false report in the central register. The rules
11 shall permit the reporter to submit a statement regarding the
12 report unless the reporter has been convicted of knowingly
13 transmitting a false report to the Department under paragraph
14 (7) of subsection (a) of Section 26-1 of the Criminal Code of
15 2012.

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

21 The Department shall maintain in the central register all
22 unfounded reports for a minimum of 5 years following the date
23 of the final finding.

24 ~~The Department shall maintain in the central register for 3~~
25 ~~years a listing of unfounded reports involving the death of a~~
26 ~~child, the sexual abuse of a child, or serious physical injury~~

1 ~~to a child as defined by the Department in rules.~~

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

7 ~~The Department shall maintain all other unfounded reports~~
8 ~~for 12 months following the date of the final finding.~~

9 For purposes of this Section "child abuse or neglect"
10 includes abuse or neglect of an adult resident as defined in
11 this Act.

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