



Rep. Fred Crespo

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10100HB3304ham001

LRB101 09747 AWJ 58460 a

1 AMENDMENT TO HOUSE BILL 3304

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3304 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by adding Sections  
5 10-23.14 and 22-84 as follows:

6 (105 ILCS 5/10-23.14 new)

7 Sec. 10-23.14. Child abuse or neglect investigations at  
8 schools. To adopt and implement a policy addressing child abuse  
9 or neglect investigations at schools consistent with Section  
10 22-84.

11 (105 ILCS 5/22-84 new)

12 Sec. 22-84. Child abuse or neglect investigation at  
13 schools.

14 (a) As used in this Section:

15 "Alleged incidents of child abuse or neglect" is limited

1 to: (i) incidents of child abuse or neglect that are alleged to  
2 have been perpetrated by school personnel, including school  
3 vendors or volunteers; (ii) incidents of alleged child abuse or  
4 neglect that occurred on school grounds or during a school  
5 activity; or (iii) when school personnel became aware of the  
6 alleged incidents of child abuse or neglect of a child  
7 perpetrated by school personnel, vendors, or volunteers which  
8 occurs outside of school grounds or a school activity.

9 "Appropriate law enforcement agency" means a law  
10 enforcement agency whose employees have been involved, in some  
11 capacity, with an investigation of a particular alleged  
12 incident of child abuse or neglect.

13 "Child abuse or neglect" is used as that phrase is used in  
14 the Abused and Neglected Child Reporting Act.

15 "Written approval" means any electronic or paper  
16 communication signifying permission to proceed with an  
17 internal school investigation of an alleged incident of child  
18 abuse or neglect. "Written approval" from an appropriate law  
19 enforcement agency means approval by the agency's Chief or his  
20 or her designee. "Written approval" from the Department of  
21 Children and Family Services means approval by an area  
22 administrator or his or her designee.

23 (b) The General Assembly finds that:

24 (1) investigations of a child regarding incidents of  
25 child abuse or neglect can induce significant trauma for  
26 the child;

1           (2) it is desirable to prevent multiple interviews of a  
2           child at a school; and

3           (3) it is important to recognize the role of Children's  
4           Advocacy Centers in conducting developmentally appropriate  
5           investigations.

6           (c) When a mandated reporter within a school has knowledge  
7           of an alleged incident of child abuse or neglect, the reporter  
8           shall call the Department of Children and Family Services  
9           hotline immediately after obtaining the minimal information  
10           necessary to make a report, including names of affected parties  
11           and allegations. After a mandated reporter calls the hotline,  
12           no school personnel shall conduct an investigation of an  
13           alleged incident of child abuse or neglect until the Department  
14           of Children and Family Services has completed its investigation  
15           and the school has obtained written permission from either the  
16           Department of Children and Family Services or law enforcement.  
17           Schools in a county with an accredited Children's Advocacy  
18           Center shall contact the local Children's Advocacy Center to  
19           coordinate efforts and collaborate on ensuring the child victim  
20           receives necessary support services.

21           (d) If an appropriate law enforcement agency gives written  
22           approval to a school, it shall also notify the Department of  
23           Children and Family Services of the approval. If the Department  
24           of Children and Family Services gives written approval to a  
25           school, it shall also notify the appropriate law enforcement  
26           agency of the approval. If either the appropriate law

1 enforcement agency or the Department of Children and Family  
2 Services objects to the written approval granted to a school by  
3 the other entity, then the objecting entity shall notify the  
4 school as soon as possible and the school, upon receipt of the  
5 notification, shall not proceed with an investigation under  
6 subsection (c) until it receives written approval from both the  
7 appropriate law enforcement agency and the Department of  
8 Children and Family Services.

9 (e) The State Board of Education shall develop and make  
10 available materials detailing the information which is  
11 necessary to enable notification of law enforcement agencies or  
12 the Department of Children and Family Services of an alleged  
13 incident of child abuse or neglect. All schools shall ensure  
14 that mandated reporters review the State Board of Education's  
15 materials under this subsection at least once annually.

16 (f) This Section applies to all schools operated under this  
17 Code, including, but not limited to, public schools located in  
18 cities having a population of more than 500,000, a school  
19 operated pursuant to an agreement with a public school  
20 district, alternative schools operated by third parties, an  
21 alternative learning opportunities program, a public school  
22 administered by a local public agency or the Department of  
23 Human Services, charter schools operating under the authority  
24 of Article 27A, and non-public schools recognized by the  
25 Illinois State Board of Education.

1           Section 99. Effective date. This Act takes effect July 1,  
2   2019.".