



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3461

Introduced 2/22/2021, by Rep. Fred Crespo

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-23.13

Amends the School Code. Makes changes to provisions relating to a school district's policy addressing the sexual abuse of children. Provides that the policy must be adopted and implemented by no later than July 1, 2022. Provides that the policy shall (rather than may) include an age-appropriate and evidence-based curriculum (rather than age-appropriate curriculum) for students in pre-K through 12th (rather than 5th) grade. Requires a school district to include in its policy and all training materials and instruction a definition of prohibited grooming behaviors and boundary violations for school personnel and how to report these behaviors to school authorities. Sets forth what the policy must address. Makes other changes. Effective immediately.

LRB102 14613 CMG 19966 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

1 AN ACT concerning education.

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

4 Section 5. The School Code is amended by changing Section
5 10-23.13 as follows:

6 (105 ILCS 5/10-23.13)

7 Sec. 10-23.13. Policies addressing sexual abuse.

8 (a) In this Section, "evidence-informed" refers to
9 modalities that were created utilizing components of
10 evidence-based treatments or curriculums.

11 (b) To adopt and implement, by no later than July 1, 2022,
12 a policy addressing sexual abuse of children that shall ~~may~~
13 include an age-appropriate and evidence-informed curriculum
14 for students in pre-K through 12th ~~5th~~ grade;
15 evidence-informed training for school personnel on child
16 sexual abuse; evidence-informed educational information to
17 parents or guardians provided in the school handbook on the
18 warning signs of a child being abused, along with any needed
19 assistance, referral, or resource information; available
20 counseling and resources for students affected by sexual
21 abuse; and emotional and educational support for a child ~~of~~
22 ~~abuse~~ to continue to be successful in school. A school
23 district shall include in its policy and all training

1 materials and instruction a definition of prohibited grooming
2 behaviors and boundary violations for school personnel and how
3 to report these behaviors to school authorities.

4 Any policy adopted under this Section shall ~~may~~ address
5 without limitation:

6 (1) methods for increasing teacher, student, and
7 parent awareness of issues regarding sexual abuse of
8 children, including awareness and knowledge of likely
9 warning signs indicating that a child may be a victim of
10 sexual abuse, awareness and knowledge of grooming
11 behaviors and how to report those behaviors to school
12 authorities, and how to prevent child abuse from
13 happening;

14 (1.5) evidence-informed training for school personnel
15 on preventing, recognizing, reporting, and responding to
16 child sexual abuse and grooming behavior, including, but
17 not limited to, training as outlined in Section 10-22.39;

18 (2) options ~~actions~~ that a student ~~child~~ who is a
19 victim of sexual abuse has ~~should take~~ to obtain
20 assistance and intervention; ~~and~~

21 (3) available counseling options for students affected
22 by sexual abuse;~~;~~

23 (4) methods for educating school personnel, students,
24 and staff on how to report child abuse to law enforcement
25 authorities and to the Department of Children and Family
26 Services and how to report grooming behaviors to school

1 authorities; and
2 (5) education and information about children's
3 advocacy centers and sexual assault centers and
4 information about how to access a children's advocacy
5 center or sexual assault center serving the district.

6 This Section may be referred to as Erin's Law.

7 (Source: P.A. 96-1524, eff. 2-14-11.)

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.