



Rep. Fred Crespo

Filed: 4/20/2021

10200HB3461ham002

LRB102 14613 CMG 25308 a

1 AMENDMENT TO HOUSE BILL 3461

2 AMENDMENT NO. _____. Amend House Bill 3461 by replacing
3 everything after the enacting clause with the following:

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

1 parents or guardians provided in the school handbook on the
2 warning signs of a child being abused, along with any needed
3 assistance, referral, or resource information; available
4 counseling and resources for students affected by sexual
5 abuse; and emotional and educational support for a child ~~of~~
6 ~~abuse~~ to continue to be successful in school. A school
7 district shall include in its policy and all training
8 materials and instruction a definition of prohibited grooming
9 behaviors and boundary violations for school personnel and how
10 to report these behaviors.

11 Any policy adopted under this Section shall ~~may~~ address
12 without limitation:

13 (1) methods for increasing school personnel ~~teacher,~~
14 student, and parent awareness of issues regarding sexual
15 abuse of children, including awareness and knowledge of
16 likely warning signs indicating that a child may be a
17 victim of sexual abuse, awareness and knowledge of
18 grooming behaviors and how to report those behaviors,
19 awareness of appropriate relationships between school
20 personnel and students based on State law, and how to
21 prevent child abuse from happening, including, but not
22 limited to methods outlined in State law regarding
23 personal health and safety education for students;

24 (1.5) evidence-informed training for school personnel
25 on preventing, recognizing, reporting, and responding to
26 child sexual abuse and grooming behavior, including when

1 the grooming or abuse is committed by a member of the
2 school community, with a discussion of the criminal
3 statutes addressing sexual conduct between school
4 personnel and students, professional conduct, and
5 reporting requirements, including, but not limited to,
6 training as outlined in Section 10-22.39 and Section 3-11;

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

10 (3) available counseling options for students affected
11 by sexual abuse; ~~and~~

12 (4) methods for educating school personnel, students,
13 and staff on how to report child abuse to law enforcement
14 authorities and to the Department of Children and Family
15 Services and how to report grooming behaviors, including
16 when the grooming or abuse is committed by a member of the
17 school community; and

18 (5) education and information about children's
19 advocacy centers and sexual assault crisis centers and
20 information about how to access a children's advocacy
21 center or sexual assault crisis center serving the
22 district.

23 (c) A school district must provide training for school
24 personnel on child sexual abuse as described in paragraph
25 (1.5) of subsection (b) no later than January 31 of each year.

26 (d) This Section may be referred to as Erin's Law.

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

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.".