



Sen. Mary Edly-Allen

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10300SB2788sam001

LRB103 35567 KTG 70696 a

1 AMENDMENT TO SENATE BILL 2788

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2788 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Abused and Neglected Child Reporting Act  
5 is amended by changing Sections 7 and 8.6 as follows:

6 (325 ILCS 5/7) (from Ch. 23, par. 2057)

7 Sec. 7. Time and manner of making reports. All reports of  
8 suspected child abuse or neglect made under this Act shall be  
9 made immediately by telephone to the central register  
10 established under Section 7.7 on the single, State-wide,  
11 toll-free telephone number established in Section 7.6, or in  
12 person or by telephone through the nearest Department office.  
13 The Department shall, in cooperation with school officials,  
14 distribute appropriate materials in school buildings listing  
15 the toll-free telephone number established in Section 7.6,  
16 including methods of making a report under this Act. The

1 Department may, in cooperation with appropriate members of the  
2 clergy, distribute appropriate materials in churches,  
3 synagogues, temples, mosques, or other religious buildings  
4 listing the toll-free telephone number established in Section  
5 7.6, including methods of making a report under this Act.

6 Wherever the Statewide number is posted, there shall also  
7 be posted the following notice:

8 "Any person who knowingly transmits a false report to the  
9 Department commits the offense of disorderly conduct under  
10 subsection (a)(7) of Section 26-1 of the Criminal Code of  
11 2012. A violation of this subsection is a Class 4 felony."

12 The report required by this Act shall include, if known,  
13 the name and address of the child and the child's parents or  
14 other persons having the child's custody; the child's age; the  
15 nature of the child's condition, including any evidence of  
16 previous injuries or disabilities; and any other information  
17 that the person filing the report believes might be helpful in  
18 establishing the cause of such abuse or neglect and the  
19 identity of the person believed to have caused such abuse or  
20 neglect. Reports made to the central register through the  
21 State-wide, toll-free telephone number shall be immediately  
22 transmitted by the Department to the appropriate Child  
23 Protective Service Unit. All such reports alleging the death  
24 of a child, serious injury to a child, including, but not  
25 limited to, brain damage, skull fractures, subdural hematomas,  
26 and internal injuries, torture of a child, malnutrition of a

1 child, and sexual abuse to a child, including, but not limited  
2 to, sexual intercourse, sexual exploitation, sexual  
3 molestation, and sexually transmitted disease in a child age  
4 12 and under, shall also be immediately transmitted by the  
5 Department to the appropriate local law enforcement agency.  
6 The Department shall within 24 hours orally notify local law  
7 enforcement personnel and the office of the State's Attorney  
8 of the involved county of the receipt of any report alleging  
9 the death of a child, serious injury to a child, including, but  
10 not limited to, brain damage, skull fractures, subdural  
11 hematomas, and internal injuries, torture of a child,  
12 malnutrition of a child, and sexual abuse to a child,  
13 including, but not limited to, sexual intercourse, sexual  
14 exploitation, sexual molestation, and sexually transmitted  
15 disease in a child age 12 and under. All oral reports made by  
16 the Department to local law enforcement personnel and the  
17 office of the State's Attorney of the involved county shall be  
18 confirmed in writing within 24 hours of the oral report. ~~All~~  
19 ~~reports by persons mandated to report under this Act shall be~~  
20 ~~confirmed in writing to the appropriate Child Protective~~  
21 ~~Service Unit, which may be on forms supplied by the~~  
22 ~~Department, within 48 hours of any initial report.~~

23 Any report received by the Department alleging the abuse  
24 or neglect of a child by a person who is not the child's  
25 parent, a member of the child's immediate family, a person  
26 responsible for the child's welfare, an individual residing in

1 the same home as the child, or a paramour of the child's parent  
2 shall immediately be referred to the appropriate local law  
3 enforcement agency for consideration of criminal investigation  
4 or other action.

5 Written confirmation reports from persons not required to  
6 report by this Act may be made to the appropriate Child  
7 Protective Service Unit. Written reports from persons required  
8 by this Act to report shall be admissible in evidence in any  
9 judicial proceeding or administrative hearing relating to  
10 child abuse or neglect. Reports involving known or suspected  
11 child abuse or neglect in public or private residential  
12 agencies or institutions shall be made and received in the  
13 same manner as all other reports made under this Act.

14 For purposes of this Section, "child" includes an adult  
15 resident as defined in this Act.

16 (Source: P.A. 102-558, eff. 8-20-21; 103-22, eff. 8-8-23.)

17 (325 ILCS 5/8.6)

18 Sec. 8.6. Reports to a child's school. Within 10 days  
19 after completing an investigation of alleged physical or  
20 sexual abuse under this Act, if the report is indicated, the  
21 Child Protective Service Unit shall send a copy of its final  
22 finding report to the school that the child, who is the  
23 indicated victim of child abuse, ~~the report~~ attends. During ~~If~~  
24 ~~the final finding report is sent during~~ the summer when the  
25 school is not in session, the report shall be sent to the last

1 school that the child attended. The final finding report shall  
2 be sent as "confidential", and the school shall be responsible  
3 for ensuring that the report remains confidential in  
4 accordance with the Illinois School Student Records Act. If an  
5 indicated finding is overturned in an appeal or hearing, ~~or if~~  
6 ~~the Department has made a determination that the child is no~~  
7 ~~longer at risk of physical or sexual harm,~~ the Department  
8 shall request that the final finding report be purged from the  
9 student's record, and the school shall purge the final finding  
10 report from the student's record. The final finding report  
11 shall provide the date of expungement and return the report to  
12 the Department. ~~If an indicated report is expunged from the~~  
13 ~~central register, and that report has been sent to a child's~~  
14 ~~school, the Department shall request that the final finding~~  
15 ~~report be purged from the student's record,~~ and the school  
16 shall purge the final finding report from the student's record  
17 in accordance with the Illinois School Student Records Act ~~and~~  
18 ~~return the report to the Department.~~

19 (Source: P.A. 92-295, eff. 1-1-02.)"