



Rep. Margo McDermed

**Filed: 2/22/2017**

10000HB0528ham001

LRB100 04273 SLF 21093 a

1 AMENDMENT TO HOUSE BILL 528

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 528 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Sexual Assault Evidence Submission Act is  
5 amended by changing Section 5 and by adding Section 43 as  
6 follows:

7 (725 ILCS 202/5)

8 Sec. 5. Definitions. In this Act:

9 "Commission" means the Sexual Assault Evidence Tracking  
10 and Reporting Commission.

11 "Department" means the Department of State Police or  
12 Illinois State Police.

13 "Law enforcement agencies" means local, county, State or  
14 federal law enforcement agencies involved in the investigation  
15 of sexual assault cases in Illinois.

16 "Sexual assault evidence" means evidence collected in

1 connection with a sexual assault investigation, including, but  
2 not limited to, evidence collected using the State Police  
3 Evidence Collection Kits.

4 (Source: P.A. 96-1011, eff. 9-1-10.)

5 (725 ILCS 202/43 new)

6 Sec. 43. Sexual Assault Evidence Tracking and Reporting  
7 Commission.

8 (a) The Sexual Assault Evidence Tracking and Reporting  
9 Commission is created to research and develop a plan to create  
10 and implement a statewide mechanism to track and report sexual  
11 assault evidence information. The Commission shall consist of  
12 the following members:

13 (1) one member of the House of Representatives,  
14 appointed by the Speaker of the House of Representatives;

15 (2) one member of the House of Representatives,  
16 appointed by the Minority Leader of the House of  
17 Representatives;

18 (3) one member of the Senate, appointed by the  
19 President of the Senate;

20 (4) one member of the Senate, appointed by the Minority  
21 Leader of the Senate;

22 (5) the Attorney General, or his or her designee;

23 (6) the Director of State Police, or his or her  
24 designee;

25 (7) the Superintendent of the Chicago Police

1 Department, or his or her designee;

2 (8) the Director of a statewide organization  
3 representing sheriffs of this State;

4 (9) the Director of a statewide organization  
5 representing chiefs of police of this State;

6 (10) a representative of a statewide organization  
7 against sexual assault, appointed by the Speaker of the  
8 House of Representatives;

9 (11) a representative of the Illinois State's  
10 Attorneys Association, appointed by the Minority Leader of  
11 the House of Representatives;

12 (12) a representative of a statewide organization  
13 representing hospitals of this State appointed by the  
14 Senate President; and

15 (13) a representative of Illinois Sexual Assault Nurse  
16 Examiners appointed by the Senate Minority Leader.

17 (b) The members appointed to the Commission under  
18 subsection (a) of this Section shall be appointed within 60  
19 days after the effective date of this amendatory Act of the  
20 100th General Assembly.

21 (c) The first meeting of the Commission shall be called by  
22 the Director of the Department, or his or her designee, no  
23 later than 30 days after all the members of the Commission have  
24 been appointed. At the first meeting, the Commission shall  
25 elect from its members a chairperson and other officers as it  
26 considers necessary or appropriate.

1       (d) The members of the Commission shall serve without  
2 compensation.

3       (e) The Department shall provide administrative and other  
4 support to the Commission.

5       (f) The Commission shall within one year of its initial  
6 meeting:

7           (1) research options to create a tracking system and  
8 develop guidelines and a plan to implement a uniform  
9 statewide system to track the location, lab submission  
10 status, completion of forensic testing, and storage of  
11 sexual assault evidence;

12           (2) develop guidelines and a plan to implement a system  
13 with secure electronic access that allows a victim, or his  
14 or her designee, to access or receive information about the  
15 location, lab submission status, and storage of sexual  
16 assault evidence that was gathered from him or her,  
17 provided that the disclosure does not impede or compromise  
18 an ongoing investigation;

19           (3) develop guidelines and a plan to safeguard  
20 confidentiality and limited disclosure of the information  
21 contained in the statewide system;

22           (4) recommend sources of public and private funding to  
23 implement the plans developed under this subsection (f);

24           (5) recommend changes to law or policy required to  
25 support the implementation of the plans developed under  
26 this subsection (f); and

1           (6) report its findings and recommendations to submit  
2           any and all proposed legislation to the Governor and  
3           General Assembly.

4           (g) This Section is repealed on January 1, 2019.

5           Section 99. Effective date. This Act takes effect upon  
6           becoming law.".