



Rep. Laura Faver Dias

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10300HB4407ham001

LRB103 36040 KTG 70697 a

1 AMENDMENT TO HOUSE BILL 4407

2 AMENDMENT NO. _____. Amend House Bill 4407 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.)"