

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 Sections
5 10-21.7, 10-27.1A, 10-27.1B, and 34-8.05 and by adding Section
6 22-66 as follows:

7 (105 ILCS 5/10-21.7) (from Ch. 122, par. 10-21.7)

8 Sec. 10-21.7. Attacks on school personnel.

9 (a) In the Section, "school" means any public or private
10 elementary or secondary school.

11 (b) Upon receipt of a written complaint from any school
12 personnel, the superintendent or his or her designee, or other
13 appropriate administrative officer for a private school, shall
14 report all incidents of assault, battery, criminal sexual
15 assault, aggravated criminal sexual assault, criminal sexual
16 abuse, or aggravated criminal sexual abuse committed against
17 teachers, teacher personnel, administrative personnel or
18 educational support personnel to the local law enforcement
19 authorities immediately after the occurrence of the attack. The
20 local law enforcement agency shall report the incident ~~and~~ to
21 the Department of State Police's Illinois Uniform Crime
22 Reporting Program in a form, manner, and frequency as
23 prescribed by the Department of State Police ~~no later than 3~~

1 ~~days after the occurrence of the attack.~~ The State Board of
2 Education shall receive ~~monthly as well as~~ annual statistical
3 compilations of attacks on school personnel from the Department
4 of State Police through the Illinois Uniform Crime Reporting
5 Program. The State Board of Education shall compile this
6 information by school district and make it available to the
7 public.

8 (Source: P.A. 91-491, eff. 8-13-99.)

9 (105 ILCS 5/10-27.1A)

10 Sec. 10-27.1A. Reporting firearms ~~Firearms~~ in schools.

11 (a) All school officials, including teachers, guidance
12 counselors, and support staff, shall immediately notify the
13 office of the principal in the event that they observe any
14 person in possession of a firearm on school grounds or on
15 school owned or leased property, including any conveyance
16 owned, leased, or used by the school for the transport of
17 students or school personnel; provided that taking such
18 immediate action to notify the office of the principal would
19 not immediately endanger the health, safety, or welfare of
20 students who are under the direct supervision of the school
21 official or the school official. If the health, safety, or
22 welfare of students under the direct supervision of the school
23 official or of the school official is immediately endangered,
24 the school official shall notify the office of the principal as
25 soon as the students under his or her supervision and he or she

1 are no longer under immediate danger. A report is not required
2 by this Section when the school official knows that the person
3 in possession of the firearm is a law enforcement official
4 engaged in the conduct of his or her official duties. Any
5 school official acting in good faith who makes such a report
6 under this Section shall have immunity from any civil or
7 criminal liability that might otherwise be incurred as a result
8 of making the report, except for willful or wanton misconduct.

9 The identity of the school official making such report shall
10 not be disclosed except as expressly and specifically
11 authorized by law. Knowingly and willfully failing to comply
12 with this Section is a petty offense. A second or subsequent
13 offense is a Class C misdemeanor.

14 (b) Upon receiving a report from any school official
15 pursuant to this Section, or from any other person, the
16 principal or his or her designee shall immediately notify a
17 local law enforcement agency and require a police report to be
18 completed. If the person found to be in possession of a firearm
19 on school grounds is a student, then the law enforcement agency
20 shall notify the student's parent or guardian pursuant to the
21 Juvenile Court Act of 1987 ~~the principal or his or her designee~~
22 ~~shall also immediately notify that student's parent or~~
23 ~~guardian.~~ Any principal or his or her designee acting in good
24 faith who makes such reports under this Section shall have
25 immunity from any civil or criminal liability that might
26 otherwise be incurred or imposed as a result of making the

1 reports. Knowingly and willfully failing to comply with this
2 Section is a petty offense. A second or subsequent offense is a
3 Class C misdemeanor. If the person found to be in possession of
4 the firearm on school grounds is a minor, the law enforcement
5 agency shall detain that minor until such time as the agency
6 makes a determination pursuant to clause (a) of subsection (1)
7 of Section 5-401 of the Juvenile Court Act of 1987, as to
8 whether the agency reasonably believes that the minor is
9 delinquent. If the law enforcement agency determines that
10 probable cause exists to believe that the minor committed a
11 violation of item (4) of subsection (a) of Section 24-1 of the
12 Criminal Code of 1961 while on school grounds, the agency shall
13 detain the minor for processing pursuant to Section 5-407 of
14 the Juvenile Court Act of 1987.

15 (c) On or after January 1, 1997, upon receipt of any
16 written, electronic, or verbal report from any school personnel
17 regarding a verified incident involving a firearm in a school
18 or on school owned or leased property, including any conveyance
19 owned, leased, or used by the school for the transport of
20 students or school personnel, the superintendent or his or her
21 designee, or other appropriate administrative officer for a
22 private school, shall report all such firearm-related
23 incidents occurring in a school or on school property to the
24 local law enforcement authorities immediately and require a
25 police report to be completed. The local law enforcement agency
26 shall report the incident to the Department of State Police's

1 Illinois Uniform Crime Reporting Program ~~Police~~ in a form,
2 manner, and frequency as prescribed by the Department of State
3 Police.

4 The State Board of Education shall receive an annual
5 statistical compilation and related data associated with
6 incidents involving firearms in schools from the Department of
7 State Police. The State Board of Education shall ~~compile this~~
8 ~~information by school district and~~ make this information ~~it~~
9 available to the public.

10 (d) As used in this Section, the term "firearm" shall have
11 the meaning ascribed to it in Section 1.1 of the Firearm Owners
12 Identification Card Act.

13 As used in this Section, the term "school" means any public
14 or private elementary or secondary school.

15 As used in this Section, the term "school grounds" includes
16 the real property comprising any school, any conveyance owned,
17 leased, or contracted by a school to transport students to or
18 from school or a school-related activity, or any public way
19 within 1,000 feet of the real property comprising any school.

20 (Source: P.A. 91-11, eff. 6-4-99; 91-491, eff. 8-13-99.)

21 (105 ILCS 5/10-27.1B)

22 Sec. 10-27.1B. Reporting drug-related incidents in
23 schools.

24 (a) In this Section:

25 "Drug" means "cannabis" as defined under subsection (a) of

1 Section 3 of the Cannabis Control Act, "narcotic drug" as
2 defined under subsection (aa) of Section 102 of the Illinois
3 Controlled Substances Act, or "methamphetamine" as defined
4 under Section 10 of the Methamphetamine Control and Community
5 Protection Act.

6 "School" means any public or private elementary or
7 secondary school.

8 (b) Upon receipt of any written, electronic, or verbal
9 report from any school personnel regarding a verified incident
10 involving drugs in a school or on school owned or leased
11 property, including any conveyance owned, leased, or used by
12 the school for the transport of students or school personnel,
13 the superintendent or his or her designee, or other appropriate
14 administrative officer for a private school, shall report all
15 such drug-related incidents occurring in a school or on school
16 property to the local law enforcement authorities immediately
17 and require a police report to be completed. The local law
18 enforcement agency shall report the incident to the Department
19 of State Police's Illinois Uniform Crime Reporting Program
20 ~~Police~~ in a form, manner, and frequency as prescribed by the
21 Department of State Police.

22 (c) The State Board of Education shall receive an annual
23 statistical compilation and related data associated with
24 drug-related incidents in schools from the Department of State
25 Police. The State Board of Education shall compile this
26 information by school district and make it available to the

1 public.

2 (Source: P.A. 94-556, eff. 9-11-05.)

3 (105 ILCS 5/22-66 new)

4 Sec. 22-66. Certain criminal offenses to be reported.

5 (a) All school officials, including teachers, guidance
6 counselors, and support staff, shall immediately notify the
7 office of the principal in the event that they observe any
8 person who is a student in grade 6 through 12 or any person not
9 a student commit an assault, a battery, a criminal sexual
10 assault, an aggravated criminal sexual assault, a predatory
11 criminal sexual assault of a child, criminal sexual abuse, or
12 aggravated criminal sexual abuse on school grounds or on school
13 owned or leased property, including any conveyance owned,
14 leased, or used by the school for the transport of students.
15 Incidents involving great bodily harm shall be reported
16 involving students in all grades. Any school official acting in
17 good faith who makes a report under this Section shall have
18 immunity from any civil or criminal liability that might
19 otherwise be incurred as a result of making the report. The
20 identity of the school official making the report shall not be
21 disclosed except as expressly and specifically authorized by
22 law. Knowingly and willfully failing to comply with this
23 subsection (a) is a petty offense. A second or subsequent
24 offense is a Class C misdemeanor.

25 (b) Upon receiving a report from any school official

1 pursuant to this Section or from any other person, the
2 principal or his or her designee shall immediately notify a
3 local law enforcement agency and require a report to be
4 completed. The local law enforcement agency shall report the
5 incident to the Department of State Police's Illinois Uniform
6 Crime Reporting Program in a form, manner, and frequency as
7 prescribed by the Department of State Police. Any principal or
8 his or her designee acting in good faith who makes a report
9 under this Section shall have immunity from any civil or
10 criminal liability that might otherwise be incurred or imposed
11 as a result of making the report. Knowingly and willfully
12 failing to comply with this subsection (b) is a petty offense.
13 A second or subsequent offense is a Class C misdemeanor.

14 (c) If the person found to have committed an offense
15 specified under subsection (a) of this Section is a minor, then
16 the law enforcement agency shall detain that minor until such
17 time as the agency makes a determination pursuant to clause (a)
18 of subsection (1) of Section 5-401 of the Juvenile Court Act of
19 1987 as to whether the agency reasonably believes that the
20 minor is delinquent. If the law enforcement agency determines
21 that probable cause exists to believe that the minor committed
22 a violation of Section 12-1, 12-2, 12-3, or 12-3.05 of the
23 Criminal Code of 1961 while on school grounds or on school
24 owned or leased property, including any conveyance owned,
25 leased, or used by the school for the transport of students,
26 then the agency shall detain the minor for processing pursuant

1 to Section 5-407 of the Juvenile Court Act of 1987.

2 (d) The State Board of Education shall receive an annual
3 statistical compilation and related data associated with
4 incidents in schools from the Department of State Police. The
5 State Board of Education shall compile this information by
6 school district and make it available to the public.

7 (105 ILCS 5/34-8.05)

8 Sec. 34-8.05. Reporting firearms in schools.

9 (a) On or after January 1, 1997, upon receipt of any
10 written, electronic, or verbal report from any school personnel
11 regarding a verified incident involving a firearm in a school
12 or on school owned or leased property, including any conveyance
13 owned, leased, or used by the school for the transport of
14 students or school personnel, the general superintendent of
15 schools or chief executive officer or his or her designee shall
16 report all such firearm-related incidents occurring in a school
17 or on school property to the local law enforcement authorities
18 immediately no later than 24 hours after the occurrence of the
19 incident and require a police report to be completed. The local
20 law enforcement agency shall report the incident to the
21 Department of State Police's Illinois Uniform Crime Reporting
22 Program ~~Police~~ in a form, manner, and frequency as prescribed
23 by the Department of State Police.

24 (b) Any school official acting in good faith who makes a
25 report under this Section shall have immunity from any civil or

1 criminal liability that might otherwise be incurred or imposed
2 as a result of making the report, except for willful or wanton
3 misconduct. Knowingly and willfully failing to comply with this
4 Section is a petty offense. A second or subsequent offense is a
5 Class C misdemeanor.

6 (c) If the person found to be in possession of the firearm
7 on school grounds is a minor, then the law enforcement agency
8 shall detain that minor until such time as the agency makes a
9 determination pursuant to clause (a) of subsection (1) of
10 Section 5-401 of the Juvenile Court Act of 1987 as to whether
11 the agency reasonably believes that the minor is delinquent. If
12 the person found to be in possession of a firearm is a minor,
13 then the law enforcement agency shall notify the minor's parent
14 or guardian pursuant to the Juvenile Court Act of 1987. If the
15 law enforcement agency determines that probable cause exists to
16 believe that the minor committed a violation of item (4) of
17 subsection (a) of Section 24-1 of the Criminal Code of 1961
18 while on school grounds, the agency shall detain the minor for
19 processing and shall notify the minor's parent or guardian
20 pursuant to the Juvenile Court Act of 1987.

21 (d) The State Board of Education shall receive an annual
22 statistical compilation and related data associated with
23 incidents involving firearms in schools from the Department of
24 State Police. As used in this Section, the term "firearm" shall
25 have the meaning ascribed to it in Section 1.1 of the Firearm
26 Owners Identification Card Act.

1 (Source: P.A. 89-498, eff. 6-27-96.)

2 Section 99. Effective date. This Act takes effect August 1,
3 2012.