

Faith's Law and Erin's Law – Reminders of New Requirements Addressing Sexual Abuse

Over the last several years, the Illinois legislature passed several laws addressing sexual abuse prevention. Districts should be familiar with Erin's Law, passed over a decade ago and named after a former Illinois student who is a survivor of sexual abuse, and which addresses the provision of age-appropriate sexual abuse and assault awareness and prevention education. On August 27, 2021, Governor Pritzker signed into law amendments to Erin's Law, expanding a school district's responsibility in addressing sexual abuse prevention.

Additionally, on December 3, 2021, Governor Pritzker signed Faith's Law, named after a former Illinois student who was sexually abused as a high school student. Faith's Law includes new requirements for school districts to prevent and address sexual abuse and misconduct. The law expands the definition of "grooming," which previously was confined to electronic communication, as well as adds a new section to the *School Code* that addresses sexual misconduct.

A summary is provided below as a reminder of the new requirements and deadlines under both of these laws.

Policy Addressing Sexual Abuse of Children

The amended Erin's Law required that by July 1, 2022, public school districts shall (rather than "may") adopt and implement a policy addressing sexual abuse of children. The policy must include age-appropriate and evidence-informed curriculum for students addressing sexual abuse in grades Pre-K through 12 and evidence-informed training for school personnel on sexual abuse. It also requires evidence-informed information be made available to parents and guardians on the warning signs of child abuse and available resources, which must be provided in the school handbook.

The policy and all training materials and instruction must include a definition of prohibited grooming behaviors and boundary violations for school personnel and how to report those behaviors.

For more specific information on the policy requirements, please see 105 ILCS 5/10-23.13(b).

Sexual Misconduct in School

Under Faith's Law, a newly created section of *School Code*, 105 ILCS 5/22-85.5, addresses the prevention of sexual misconduct in schools.

Definition of Sexual Misconduct:

Under 105 ILCS 5/22-85.5, sexual misconduct is defined as

An act, including, but not limited to, any verbal, written, or electronic communication or physical activity, by an employee or agent of the school district, charter school, or nonpublic school with direct contact with a student

that is directed toward or with a student to establish a romantic or sexual relationship with the student. Such an act includes, but is not limited to, any of the following:

1. A sexual or romantic invitation.
2. Dating or soliciting a date.
3. Engaging in sexualized or romantic dialog.
4. Making sexually suggestive comments that are directed toward or with a student.
5. Self-disclosure or physical exposure of a sexual, romantic, or erotic nature.
6. A sexual, indecent, romantic, or erotic contact with the student.

Professional Code of Conduct:

Faith's Law also required that by July 1, 2022, school districts, charter schools, and nonpublic schools to develop an employee code of professional conduct that addresses the following:

1. Incorporates the Code of Ethics for Illinois Educators,
2. Incorporates the definition of sexual misconduct as defined in 105 ILCS 5/22-85.5, and
3. Identifies the expectations for employees and agents of the school district, charter school, or nonpublic school regarding how to maintain a professional relationship with students, including expectations for staff-student boundaries, recognizing the age and developmental level of the students served, and establishing guidelines for the following situations:
 - a. Transporting a student
 - b. Taking or possessing a photo or video of a student
 - c. Meeting with a student or contacting a student outside of the employee's or agent's professional role
 - d. References the employee reporting requirements under the Abused and Neglected Child Reporting Act and under Title IX of the federal Education Amendments of 1972
 - e. References required employee training that is related to child abuse and educator ethics that are applicable under State and federal law.

Student and Staff Handbook and Website Requirements:

The employee code of professional conduct, as required by Faith's Law, must be posted on the school district, charter school or nonpublic school website and must be included in any staff, student, or parent handbook.

Erin's Law also requires public school districts to provide evidence-informed information in the school handbook on the warning signs of a child being abused, as well as resource and referral information.

Educator Training:

Under the amended Erin's Law, school districts must provide training for school personnel no later than January 31 of each school year. This evidence-informed training must include information on preventing, recognizing, reporting, and responding to sexual abuse and grooming

behaviors, including when grooming or sexual abuse is committed by a member of the school community. The training must also include a discussion of the criminal statutes addressing sexual conduct between school personnel and students, professional conduct, and reporting requirements.

Districts may consider collaborating with local children's advocacy centers or rape crisis centers for assistance with this training.

Mandated Reporting:

Faith's Law amended the Illinois Abused and Neglected Child Reporting Act (ANCRA) to include grooming behaviors under the definition of abuse. As such, school personnel, as mandated reporters, should be aware of this expanded definition, as they must report instances when they have reasonable cause to believe a child is a victim of grooming behaviors.

ISBE Resource Guide:

By July 1, 2023, ISBE must develop and maintain a resource guide that will be available on its website. The resource guide will provide guidance about sexual abuse response and prevention. At the beginning of each school year, each school district, charter school, or nonpublic schools shall make the resource guide available on its website, as well notify parents/guardians about the availability of the resource guide and shall furnish it to parents/guardians upon request.

Faith's Law Trailer Bill – Additional Requirements

On April 22, 2022, Governor Pritzker signed Public Act 102-702, a Faith's Law trailer bill, adding additional requirements primarily related to hiring and reporting practices. This law goes into effect July 1, 2023. The major requirements are outlined below.

Notification of Sexual Misconduct – State and Regional Superintendents

Under the amendment, school superintendents must notify, in writing, the State Superintendent and regional superintendent of any acts of sexual misconduct as defined under Section 22-85.5. The State Superintendent may initiate the suspension of up to 5 calendar years or revocation of an individual's license for sexual misconduct.

Notification of Sexual Misconduct – Parents

Each school district, charter school, or nonpublic school must provide notice to the parents/guardians of an enrolled student (unless student is 18 years of age or emancipated) with whom a school employee, agent, or contractor, is alleged to have engaged in sexual misconduct, as well as when any formal action has been taken following an investigation. This notice must not conflict with a student's IEP or 504 Plan and must include certain requirements as defined by 105 ILCS 5/22-85.10(a) and (b). The law requires specific notice procedures, including that the student must be notified first in a developmentally appropriate manner.

Employment History Review

The new law also requires school districts to take specific steps to conduct employment history reviews to make sure potential candidates do not have a history of sexual misconduct in a

previous district prior to hiring the candidate. This applies both to the hiring of any permanent or temporary positions for employment with a school or a contractor of a school involving direct contact with children or students. As part of the application process, the applicant must affirm he or she is not disqualified from employment and the school or contractor must not have any knowledge or information regarding the applicant that would disqualify them from employment.

Additionally, employers will be required to collect specific information from an applicant using a template created by ISBE. The template will require the applicant to provide contact information for their current employer, as well as all former employers at which the applicant had direct contact with children or students. The template will also require the applicant to consent to and authorize disclosure of information and records, as well as provide a written statement of whether the applicant has been the subject of a sexual misconduct allegation (unless subsequent investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated) or has been disciplined or had an employment contract not renewed due to a finding of sexual misconduct or while an investigation was pending (unless the investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated).

The school or contractor must initiate a review of the applicant's employment history by contacting those employers listed by the applicant. ISBE will also create a template to be used by potential employers to request information from previous employers such as date of employment, whether the individual has been a subject of a sexual misconduct investigation, was discharged, resigned, or had a license or certificate suspended or revoked due to a finding of sexual misconduct. Previous employers are required to provide the information requested no later than 20 days after receiving the request for information. If there is an affirmative response regarding allegations of sexual misconduct, the employer shall provide additional information about the matters disclosed and all related records.

Districts should complete the template at the time of separation from employment or when requested by another district. The template shall be maintained as part of the personnel file.

For applicants licensed by ISBE, districts, charter schools, or nonpublic schools must also verify the applicant's reported previous history with ISBE's educator licensure database.

The law specifically exempts this information from being a public record and is therefore not subject to disclosure in response to a Freedom of Information Act request.

Both of these laws address requirements that districts should currently have in place, as well as others that will need to be in place by July 1, 2023. Please contact a KB attorney with any questions or if we can be of assistance as you implement these requirements.

For more information please see:

[Erin's Law](#)

[Faith's Law](#)

[Faith's Law Amendment – PA 102-0702](#)

Abuso Sexual Guía de Recursos Respuestas y Prevención

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isbe.net





Abuso Sexual Guía de Recursos -Respuestas y Prevención De conformidad con la Ley Pública 102-0676, [105 ILCS 5/2-3.188](#)¹

Si usted es un estudiante, padre o tutor, o un educador, esta guía de recursos fue desarrollada para ayudarle a saber dónde encontrar ayuda en caso de que se sospeche, se denuncie y/o se investigue un abuso sexual. Ser la persona de apoyo de una víctima de abuso sexual puede crear un trauma secundario, y es importante buscar la ayuda y el apoyo adecuado no sólo para la víctima principal, sino también para uno mismo. Por el contrario, si usted es víctima de abuso y no se siente apoyado por los adultos en su vida, la ayuda y la esperanza están disponibles.

Todos los niños tienen derecho a crecer en comunidades seguras y saludables que cuenten con escuelas acogedoras y enriquecedoras. Desafortunadamente, las estadísticas señalan que el abuso sexual infantil es un problema frecuente y continuo que afecta a miles de niños en Illinois cada año². Sesenta y seis por ciento de los niños abusados sexualmente tienen entre 12 y 17 años, según la Red Nacional de Violación (Rape, Abuse, and Incest National Network)³. La mayoría de los tutores creen que enseñar a sus hijos a no hablar con extraños mantendrá a sus hijos seguros⁴. Lamentablemente, las estadísticas también nos muestran que el 93% de las víctimas conocerán y confiarán en su agresor. Los estudios han demostrado que uno de cada 10 estudiantes será víctima de la mala conducta de un educador⁵ y uno de cada cuatro deportistas declara haber sido agredido o acosado sexualmente en su deporte⁶. También sabemos ahora que miles de niños han sufrido abusos bajo el cuidado de sus líderes de la iglesia, líderes juveniles y líderes Scouts. Estas cifras son alarmantes, pero educar tanto a adultos como a estudiantes nos da la esperanza de que la prevención es posible y de que las víctimas pueden sanar cuando se les da acceso a los servicios adecuados.

Las comunidades escolares que cuentan con políticas de respuesta y prevención del abuso sexual infantil tienden a tener tasas más bajas de bullying (conocido como acoso), problemas de salud mental, suicidio y acoso entre pares tanto en línea como en persona⁷. Los estudiantes que se sienten apoyados por adultos receptivos tienen más probabilidades de denunciar antes una experiencia dañina. Los padres/tutores son clave en el apoyo a sus hijos después de un abuso.

Es posible que los padres o tutores no conozcan los indicadores de que un niño está siendo abusado y que no se sientan preparados si su hijo les revela un abuso. Si un niño a su cargo le revela un abuso, sepa que hay ayuda disponible. Por eso se ha creado esta guía de recursos. Reporte el abuso llamando al 800-25-ABUSE (800-252-2873).

¹<https://www.ilga.gov/legislation/publicacts/fulltext.asp?Name=102-0676>

²Illinois Department of Children and Family Services "Six - Year Statistics on Child Protective Services: from 2/28/23:

<https://dcfs.illinois.gov/content/dam/soi/en/web/dcfs/documents/about-us/reports-and-statistics/documents/ess-protective-services.pdf>

³<https://www.rainn.org/statistics/children-and-teens>

⁴<https://www.rainn.org/statistics/children-and-teens>

⁵<https://www.ojp.gov/pdffiles1/nij/grants/252484.pdf>

⁶https://laurenskids.org/wp-content/uploads/2021/08/21-CRU-001-Campus-Sex-Abuse-Report-V2_5.pdf

⁷CDC "What works in Sexual Health Education": <https://www.cdc.gov/healthyyouth/whatworks/what-works-sexual-health-education.htm>

Si se inicia una investigación del Departamento de Servicios para Niños y Familias (DCFS – Department of Children and Family Services), el Child Advocacy Center local coordinará los siguientes pasos y lo mantendrá informado. Los centros de asalto sexual (a veces también denominados centros de crisis por violación) son un recurso gratuito para encontrar servicios de violencia sexual en Illinois, y cada centro tiene una línea telefónica de ayuda las 24 horas del día, los 7 días de la semana. Visite la página [web](#)⁸ de la Coalición de Illinois contra la Agresión Sexual (ICASA – Illinois Coalition Against Sexual Assault) o el Apéndice 2 de este informe donde encontrara los centros.

Illinois tiene una gran cantidad de recursos a los que los padres / tutores, estudiantes y personal escolar pueden recurrir para obtener ayuda con el abuso sexual. Las siguientes secciones describen cinco categorías de recursos que están disponibles en todo el estado, con información de contacto para las oficinas locales incluida en dos apéndices adicionales al final de este documento. Comuníquese con el equipo de Faith's Law de ISBE en faithslaw@isbe.net si tiene alguna pregunta sobre esta guía. Esta guía está de acuerdo con la legislación que se ha promulgado recientemente en Illinois para mejorar la forma en que las escuelas manejan las acusaciones de conducta sexual inapropiada por parte de un empleado de la escuela. Visite la [página web](#)⁹ de la Ley de Fe de ISBE para obtener más información, incluidas las [Preguntas frecuentes y el documento de orientación de la Ley de Fe de ISBE](#).

Centros Acreditados de Defensa de los Niños de Illinois

Los Centros de Defensa de los Niños (CAC – Children's Advocacy Centers) de Illinois se asocian con la policía local y el DCFS para apoyar a los niños y trabajar para garantizar la seguridad de los niños. Los CAC ayudan a los niños a sentirse más cómodos durante un proceso de investigación, al tiempo que los apoyan a ellos y a sus cuidadores. Todos los CAC proporcionan los mismos 10 servicios mínimos de acuerdo con los Estándares de Acreditación de la Alianza Nacional de Niños. Estos 10 estándares son los siguientes: Respuesta del Equipo Multidisciplinario, Diversidad, Entrevistas Forenses, Apoyo y Defensa de las Víctimas, Evaluación Médica Forense, Salud Mental Basada en Evidencia, Revisión de Casos, Seguimiento de Casos, Capacidad Organizacional y Protección Infantil. En un CAC, un niño cuenta sus experiencias a un entrevistador capacitado que conoce las preguntas correctas que debe hacer de una manera que no vuelva a traumatizar al niño. Luego, un equipo que incluye profesionales médicos, agentes del orden público, salud mental, enjuiciamiento, servicios de protección infantil, defensa de víctimas y otros profesionales toma decisiones en colaboración sobre cómo ayudar al niño en función de la entrevista forense. Los CAC ofrecen terapia y exámenes médicos, además de preparación en la sala del tribunal, intercesora de víctimas, administración de casos y otros servicios. Esto se denomina respuesta de equipo multidisciplinario y es una parte fundamental del trabajo de los CAC. Todos los servicios de CAC son completamente gratuitos. Un [mapa](#)¹⁰ de los Centros de Defensa de los Niños, junto con la información de contacto, se puede encontrar en la [página web](#)¹¹ de los [Centros de Defensa de los Niños de Illinois](#). El nombre, las ubicaciones, la lista de servicios ofrecidos y la información de contacto de todos los CAC en Illinois también se incluyen en el Apéndice 1 de esta guía de recursos.

Centros de Agresión Sexual de Illinois

Los centros de agresión sexual brindan servicios gratuitos y confidenciales a sobrevivientes de violencia sexual. Los servicios incluyen asesoramiento informado sobre el trauma y defensa médica y legal. El personal de los centros de agresión sexual cree y trabaja con los sobrevivientes. Los servicios están disponibles para cualquier sobreviviente independientemente de su edad, raza, identificación de género u orientación sexual. La respuesta puede comenzar inmediatamente a través de líneas directas las 24 horas y respuesta las 24 horas a las salas de emergencia del hospital o años después de la agresión. Los servicios se pueden proporcionar en persona o virtualmente. Los centros también ofrecen programas de prevención de la violencia sexual a escuelas, organizaciones comunitarias y otros grupos. Una lista de centros de agresión sexual en Illinois se puede encontrar en www.icasa.org. El nombre, las ubicaciones, la lista de servicios ofrecidos y la información de contacto de todos los centros ICASA en Illinois también se incluyen en el Apéndice 2 de esta guía de recursos.

⁸<https://www.icasa.org/>

⁹<https://www.isbe.net/faithslaw>

¹⁰<https://www.childrensadvocacycentersofillinois.org/about/mapV2>

¹¹<https://childrensadvocacycentersofillinois.org/>

Evaluación de Salud Mental y Servicios para Víctimas

Los servicios de salud mental están disponibles para los sobrevivientes y sus familias que se encuentren junto a ellos en su viaje de sanación. La intención de esta sección es ampliar los recursos de evaluación y servicios de salud mental disponibles a través de los Centros de Defensa de los Niños y los Centros de Agresión Sexual de Illinois, descritos anteriormente en esta guía y en los Apéndices 1 y 2.

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Si usted o alguien que conoce está experimentando una crisis de salud mental o pensamientos suicidas, llame o envíe un mensaje de texto al 988 para comunicarse con la Línea de Vida de Suicidio y Crisis. El [988 Suicide and Crisis Lifeline](https://988lifeline.org/es/home/)¹² es una red nacional de centros de crisis locales que brinda apoyo emocional gratuito y confidencial a personas en crisis suicida o angustia emocional las 24 horas del día, los siete días de la semana en los Estados Unidos.

Safe2Help Illinois

El estado de Illinois ha desarrollado un programa de seguridad escolar llamado Safe2Help Illinois en un esfuerzo por crear conciencia sobre las amenazas del siglo 21 que enfrentan los estudiantes en las escuelas de Illinois. Safe2Help Illinois es un programa 24/7 en el que los estudiantes pueden utilizar una aplicación gratuita, texto/teléfono y página [web](https://www.safe2helpil.com/)¹³ para compartir información sobre temas de seguridad escolar. Una vez examinada, esa información se compartirá con los funcionarios locales del distrito y la escuela y / o el centro de llamadas local PSAP / 911, dependiendo de la naturaleza de la información compartida. Llame al: 844-4-SAFEIL (844-472-
envíe un mensaje de texto con la palabra SAFE2 (72332) o envíe un correo electrónico a: HELP@Safe2HelpIL.com.

El Acceso a la Atención de Salud Mental en las Escuelas de Illinois se realiza mejor contactando al personal de apoyo de la escuela o del distrito, generalmente un trabajador social escolar, un consejero escolar o un psicólogo escolar. El papel de estas personas es apoyar a los estudiantes y las familias con una variedad de servicios relacionados con la salud mental, el acceso a la atención dentro y fuera de la escuela y, ocasionalmente, la intervención en crisis. A veces, el personal de apoyo escolar puede proporcionar a un estudiante sesiones de terapia individual durante el día escolar, pero generalmente apoyan al estudiante y a la familia para obtener los servicios necesarios fuera de la escuela.

Financiar la atención de salud mental es diferente para cada familia. Como se señaló anteriormente, los CAC y los centros de agresión sexual de Illinois brindan terapia y asesoramiento a los sobrevivientes sin costo alguno. Muchas familias de Illinois dependen de Medicaid para su cobertura de seguro de salud, que incluye atención de salud conductual. Se incluye más información sobre esta cobertura en la [página web de Illinois Healthcare and Family Services](https://hfs.illinois.gov/medicalproviders/behavioral/communitybasedbehavioralhealthservices.html)¹⁴. Las personas con seguro privado tienen acceso a proveedores privados a los que pueden acceder llamando a su compañía de seguros para obtener una referencia o mediante una referencia de un médico de atención primaria a alguien de su red. Además, los padres / tutores pueden tener acceso a los servicios de un Programa de Asistencia al Empleado asociado con su lugar de trabajo que podría proporcionar vinculación y derivación a servicios de terapia para sus hijos o toda la unidad familiar.

¹²<https://988lifeline.org/es/home/>

¹³<https://www.safe2helpil.com/>

¹⁴<https://hfs.illinois.gov/medicalproviders/behavioral/communitybasedbehavioralhealthservices.html>

Service Provider Identification & Exploration Resource¹⁵ (SPIDER) SPIDER es una base de datos gratuita y completa de identificación de recursos para el estado de Illinois. SPIDER conecta a proveedores de servicios, individuos, familias y comunidades con recursos de servicios sociales útiles y oportunos. Incluye información detallada sobre más de 1,700 agencias y más de 4,200 programas de servicios sociales. El enlace SPIDER contiene información de contacto y una lista de los servicios ofrecidos por organizaciones que brindan evaluaciones y servicios de salud mental a las víctimas y las familias de las víctimas de abuso sexual infantil. Todas las agencias y programas están geo codificados para permitir a los usuarios localizar programas cerca de ellos. La aplicación es un esfuerzo de colaboración patrocinado por el DCFS, con mantenimiento de datos y soporte al usuario proporcionado por la Facultad de Medicina Feinberg de la Universidad Northwestern/Hospital, recursos tecnológicos proporcionados por el Departamento de Innovación y Tecnología de Illinois e información proporcionada por innumerables niños y proveedores de servicios de bienestar familiar en todo el estado de Illinois. Los usuarios pueden realizar búsquedas en SPIDER por idioma, incluyendo inglés, español y polaco. **TENGA EN CUENTA:** La información enumerada en el SPIDER se basa únicamente en la información auto informada proporcionada por las respectivas agencias y programas.

El Departamento de Servicios Humanos de la División de Salud Mental de Illinois¹⁶ tiene una serie de recursos adicionales para acceder a servicios de salud mental, socios, recursos y apoyo, incluido el contacto de Información y una lista de los servicios ofrecidos por organizaciones que brindan evaluaciones y servicios de salud mental a las víctimas y las familias de las víctimas de abuso sexual infantil. Los proveedores de salud mental adicionales se enumeran en la [página web del Localizador de Oficinas¹⁷](#) de la división.

Violencia Doméstica

La violencia doméstica es un tipo de violencia que a veces está relacionada con el abuso sexual infantil. Al igual que los centros de agresión sexual y los Centros de Defensa de los Niños, hay organizaciones dedicadas a proveedores de servicios de violencia doméstica en Illinois que brindan asesoramiento a niños y familias afectadas por este problema. Visite la página web de la **Coalición de Illinois contra la Violencia Doméstica** para encontrar una [lista completa¹⁸](#) de agencias de servicios de violencia doméstica por condado o llame a la Línea Directa de Violencia Doméstica de Illinois al 1-877-863-6338.

Consideraciones Adicionales

Los miembros del grupo de trabajo de la Guía de Recursos de la Ley de Fe (Faith's Law Resource Guide) han elaborado siguiente lista de consideraciones que pueden ser útiles para los estudiantes y las familias cuando busquen servicios salud mental por abuso sexual infantil:

- El abuso sexual infantil, ya sea que ocurra una o muchas veces, es una forma de trauma. Se puede encontrar más información sobre el trauma y el abuso sexual infantil en la [National Child Traumatic Stress Network¹⁹](#) y en las [páginas web de la Administración de Niños y Familias²⁰](#). Es importante cuando se busca un proveedor de salud mental encontrar a alguien que tenga experiencia en el tratamiento de sobrevivientes de trauma. Considere preguntarles a los proveedores potenciales sobre su experiencia trabajando con personas que han experimentado trauma o abuso sexual como parte de su proceso o el de su familia para evaluar y seleccionar un proveedor para su hijo.
- La competencia cultural es importante en la relación terapéutica. Un terapeuta o consejero debe tener capacitación y experiencia trabajando con culturas distintas a la suya, y demostrar el deseo de desarrollar continuamente su propia competencia para trabajar con diversas comunidades. Más información sobre el vínculo entre la terapia de trauma y la competencia cultural también está disponible en la [National Child Traumatic Stress Network²¹](#).
- El Código de Salud Mental y Discapacidades del Desarrollo de Illinois, 405 ILCS 5/, establece que los niños de 12 años de edad o más pueden solicitar y recibir hasta ocho sesiones de 90 minutos (anteriormente cinco sesiones de 45 minutos) de servicios de asesoramiento o psicoterapia (proporcionados por un psicólogo clínico) sin el consentimiento del padre, tutor o persona in loco parentis del niño. 405 ILCS 5/3-550.
- Los niños y las familias que buscan tratamiento de salud mental deben sentirse capacitados para buscar un nuevo terapeuta o un proveedor de tratamiento diferente si su proveedor actual no es una buena opción.

Evaluaciones Médicas y Tratamientos disponibles para las Víctimas de Abuso Sexual Infantil

Los sobrevivientes de abuso sexual infantil que buscan atención médica deben visitar el departamento de emergencias de su hospital local y el personal brindará atención médica inmediata. Puede ser beneficioso para los sobrevivientes buscar tratamiento médico porque pueden tener lesiones que desconocen. Los sobrevivientes también pueden haber estado expuestos a infecciones de transmisión sexual o, si corresponde a su cuerpo, estar en riesgo de embarazo.

Los defensores de los centros de agresión sexual pueden ayudarlo a navegar por los servicios médicos que se ofrecen a los sobrevivientes. La atención médica está disponible para proteger la salud de un sobreviviente y para recopilar evidencia del asalto. Si un/a sobreviviente va a la sala de emergencias, el/la sobreviviente puede optar por someterse a un examen físico, tratamiento médico y proceso de recolección de pruebas. Los defensores de los centros de agresión sexual pueden ir a un hospital, si el sobreviviente lo desea, y permanecer con el sobreviviente durante todo el proceso para responder preguntas y brindar apoyo. El defensor también puede ayudar a él/la sobreviviente a navegar el proceso posterior al examen de la atención de seguimiento y asegurarse de que el/la sobreviviente no se le facturen los servicios de la sala de emergencias.

El personal del departamento de emergencias del hospital local proporcionará atención médica inmediata. Sin embargo, no todos los departamentos de emergencia ofrecen recolección de evidencia por parte del personal médico que se especializa en servicios de agresión sexual. En algunos casos, a un sobreviviente se le ofrecerá una transferencia a un hospital que está aprobado para realizar la recolección de evidencia de agresión sexual. Esos hospitales aprobados también proporcionarán un cupón que puede cubrir el costo de la atención de seguimiento. La Ley de Tratamiento de Emergencia para Sobrevivientes de Agresión Sexual (SASETA) (410 ILCS 70/) rige la atención médica proporcionada a cualquier sobreviviente de agresión sexual que visite cualquier sala de emergencias en Illinois. Se puede acceder a más información sobre esta ley, incluida una lista de hospitales y el tipo de plan aprobado que tienen archivado en el Departamento de Salud Pública de Illinois (IDPH – Illinois Department of Public Health), visitando una [página web del IDPH](#) ²². Esta página incluye información de contacto actualizada y una lista de los servicios ofrecidos por organizaciones aprobadas por el Estado de Illinois para proporcionar evaluaciones médicas y tratamiento a las víctimas de abuso sexual infantil.

Los formularios de consentimiento pueden firmarse durante una visita a un hospital con un plan aprobado bajo SASETA para permitir que el personal médico examine, trate, administre medicamentos, recopile evidencia y para divulgar información a la policía. Los sobrevivientes de cualquier edad pueden dar su consentimiento para el tratamiento médico para la agresión/abuso sexual y la recopilación de pruebas, pero solo los sobrevivientes mayores de 13 años pueden dar su consentimiento para la divulgación de evidencia para las pruebas. Un proveedor médico [Nota: aunque a menudo es una enfermera (SANE), también podría ser un médico o asistente médico (SAFE) o un pediatra de abuso infantil] le explicará los procedimientos del examen al sobreviviente y estará presente durante todo el examen. Más información sobre SASETA está disponible en la [página web del procurador general](#) ²³ de Illinois.

¹⁵ <https://spider.dcf.illinois.gov/>

¹⁶ <https://www.dhs.state.il.us/page.aspx?item=29735%20>

¹⁷ <https://www.dhs.state.il.us/page.aspx?module=12>

¹⁸ <https://www.ilcadv.org/get-help/#reciteme>

¹⁹ <https://www.nctsn.org/what-is-child-trauma/trauma-types/sexual-abuse>

²⁰ <https://www.acf.hhs.gov/trauma-toolkit/victims-sexual-abuse>

²¹ <https://www.nctsn.org/resources/culture-and-trauma-brief-promoting-culturally-competent-trauma-informed-practices>

²² <https://dph.illinois.gov/topics-services/health-care-regulation/hospitals/saseta.html>

²³ https://ag.state.il.us/victims/saimplementationtaskforce/OAG_Medical_Forensic_Exam_Brochure_12.27.2021.pdf

Asistencia Legal y Defensa en Nombre de las Víctimas

La Oficina del Procurador General de Illinois tiene una gran cantidad de recursos legales para sobrevivientes de abuso sexual y sus familias en su página web, incluida una sección dedicada a la información sobre [agresión sexual](#)²⁴. También se proporciona información sobre el [Programa de Compensación para Víctimas de delitos](#)²⁵ en Illinois. Otra sección de la página web del procurador general, [Derechos del Pueblo](#)²⁶, tiene información para ayudar a los miembros del público a aprender más sobre sus derechos civiles. Esta sección incluye información sobre los [derechos migrantes](#)²⁷, [los derechos de los discapacitados](#)²⁷ y otros. Además, el procurador general mantiene [una lista](#)²⁹ de recursos de referencia en todo el estado para aquellos que buscan asistencia legal.

La Junta de Educación del Estado de Illinois (ISBE) ayuda a implementar una serie de leyes vigentes para ayudar a las poblaciones vulnerables con la estabilidad escolar. Los estudiantes y las familias sin hogar tienen [apoyo especializado disponible](#)³⁰ en las escuelas de Illinois, al igual que los estudiantes que se consideran [Youth in Care](#)³¹ porque están bajo la tutela del DCFS. Además, la ley Asegurando el éxito en la escuela se aprobó específicamente para apoyar a los estudiantes sobrevivientes de agresión sexual en las escuelas de Illinois, y un [grupo de trabajo ISBE](#)³² está trabajando en un informe sobre esta ley a partir de la redacción de esta guía de recursos. Finalmente, [el Departamento de Atención Estudiantil](#)³³ de ISBE mantiene [una lista](#)³⁴ de recursos de defensa legal que pueden proporcionar representación legal gratuita o a precio reducido para los estudiantes de las escuelas de Illinois. Esta lista incluye información de contacto de organizaciones que ofrecen asistencia legal a víctimas de abuso sexual infantil.

Los centros de agresión sexual ofrecen defensa legal a los sobrevivientes. El apoyo puede comenzar durante el examen de emergencia de agresión sexual en el hospital y continuar durante todo el sistema judicial. Los intercesores están disponibles para ayudar a un/a sobreviviente a entender y proteger los derechos de la sobreviviente durante todas las fases del proceso legal. Si el/la sobreviviente decide participar en el proceso de enjuiciamiento, la intercesora puede ayudar a la sobreviviente a reunirse y hacer preguntas a la policía. Los defensores también pueden trabajar con los sobrevivientes para obtener recursos legales civiles, como una orden civil de no contacto. Los servicios son gratuitos y confidenciales.

Los Centros de Defensa de los Niños (CAC – Children’s Advocacy Centers) incluyen equipos multidisciplinarios compuestos por agentes del orden público, servicios de protección infantil, fiscales y defensores de la familia. Los defensores de la familia son personales de CAC que ayuda a los sobrevivientes y sus partidarios a navegar las secuelas del abuso dentro del equipo multidisciplinario. Los Apéndices 1 y 2, respectivamente, contienen los listados del CAC y centros de agresión sexual en todo el estado.

²⁴<https://illinoisattorneygeneral.gov/safer-communities/Responding-to-Sexual-Assault/>

²⁵<https://illinoisattorneygeneral.gov/safer-communities/supporting-victims-of-crime/>

²⁶<https://www.illinoisattorneygeneral.gov/Rights-of-the-People/>

²⁷<https://illinoisattorneygeneral.gov/rights-of-the-people/civil-rights/immigration/>

²⁸<https://illinoisattorneygeneral.gov/rights-of-the-people/disability-rights/>

²⁹<https://illinoisattorneygeneral.gov/Legal-Assistance-Referrals/index>

³⁰<https://www.isbe.net/homeless>

³¹<https://www.isbe.net/Pages/YouthInCare.aspx>

³²<https://www.isbe.net/Pages/ESS-Task-Force.aspx>

³³<https://www.isbe.net/student-care>

³⁴<https://www.isbe.net/Documents/Legal-Advocacy-Resources.pdf>

Gracias a las muchas partes interesadas en todo Illinois que contribuyeron a la redacción de esta guía. Las preguntas sobre Faith's Law o este documento pueden dirigirse a faithslaw@isbe.net.

Appendices

Apéndice 1 - Centros de Defensa de los Niños

Apéndice 2 - Centros de Agresión Sexual

Centros de Defensa de los Niños

Cada centro brinda servicios en Respuesta de Equipo Multidisciplinario, Diversidad, Entrevistas Forenses, Apoyo y Defensa de Víctimas, Evaluación Médica Forense, Salud Mental Basada en Evidencia, Revisión de Casos, Seguimiento de Casos, Capacidad organizativa y protección de la infancia.

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico	Condados atendidos
April House	101 E. Main St.	Morrison	61270	815-772-5286	https://aprilhouse.org/	carrie@aprilhouse.org	Whiteside
Braveheart Children's Advocacy Center	292 South East Rd. Ste. A	Cambridge	61238	309-937-5663	https://braveheartcac.org/	jackie@braveheartcac.org	Henry, Bureau, Stark, Putnam, Marshall
Carrie Lynn Children's Advocacy Center	826 North Main Street.	Rockford	61103	815-319-4150	http://carrie-lynn.org/	KPomahac@Carrie-Lynn.org	Winnebago, Boone
Child Network	171 North West Ave.	Bradley	60915	815-936-7372	https://www.childnetwork.org/	Info@ChildNetwork.org	Kankakee, Iroquois
Dani-Brandon Center	603 East Etna Rd.	Ottawa	61350	815-433-0411	NA	lasallecacdirector@mchsi.com	LaSalle
Jeanine Nicario Children's Advocacy Center 422 North County Farm Road	422 North County Farm Road	Wheaton	60187	630-407-2750	https://www.dupagecounty.gov/elected_officials/state_s_attorney/children_s_center/#collapse43812b0	Catherine.Hundley@dupageco.org	DuPage
Family Service Agency's Children's Advocacy Center of DeKalb County	1325 Sycamore Rd.	DeKalb	60115	815-758-8616	https://fsadekalbcounty.org/programs/childrens-advocacy-center/	info@fsadekalbcounty.org	DeKalb
Grundy County Child Advocacy Center	530 Bedford Rd.	Morris	60450	815-941-3285	NA	tjahn@grundycountyil.gov	Grundy
Kane County Child Advocacy Center	427 West Campbell St.	Geneva	60134	630-208-5160	NA	kanecac@co.kane.il.us	Kane

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico	Cond dos atendidos
Kendall County Children's Advocacy Center	807 W. John St.	Yorkville	60560	630-533-4157	https://www.kendallcountyil.gov/offices/state-s-attorney/about-the-state-s-attorney/children-s-advocacy-center	BKarales@co.kendall.il.us	Kendall
Lake County Children's Advocacy Center	123 North O'Plaine Road	Gurnee	60031	847-377-3155	https://friendsoflccac.org/	info@friendsoflccac.org	Lake
Child Advocacy Center of McHenry County Inc.	1 S. Virginia St.	Crystal Lake	60014	815-334-9597	https://mchenrycac.org/	mmarinier@mchenrycac.org	McHenry
Mercer County Children's Advocacy Center	110 N. West Third Ave.	Aledo	61231	309-582-7233	https://mcfcc.com/what-is-the-child-advocacy-center/	kim@mcfcc.com	Mercer
Rock Island County Children's Advocacy Center	734 20th St.	Rock Island	61201	309-794-6451	https://www.riccac.org/	cac@riccac.org	Rock Island
Shining Star Children's Center	215 East 1st St., Ste 110	Dixon	61021	815-284-1891	https://shiningstarcac.com/	icash@shiningstarcac.org	Lee, Ogle
Tyler's Justice Center for Children	400 West Front St.	Stockton	61085	815-9476030	https://www.tylersjusticecenter.org/	suzanne.lueker@outlook.com	Jo Davies, Carroll, Stephenson
Will County Children's Advocacy Center	304 N. Scott St.	Joliet	60432	815-774-4565	https://www.willcountycac.org/	cac@willcountylvillinois.com	Will
All Our Children's Advocacy Center	8651 South 79th Ave.	Justice	60458	708-233-1176	https://www.aocac.org/	danielleb.cacswcc@gmail.com	Cook
Chicago Children's Advocacy Center	1240 South Damen Ave.	Chicago	60608	312-492-3700	https://www.chicagocac.org/	Info@ChicagoCAC.org	Cook

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico	Condados atendidos
LaRabida Children's Advocacy Center	200 Lakewood Blvd.	Park Forest	60466	708-481-9799 x232	https://larabida.org/cherry-services/child-abuse-and-trauma/	aapostal@larabida.org	Cook
Children's Advocacy Center of North & Northwest Cook Co.	640 Illinois Blvd.	Hoffman Estates	60169	847-885-0100	https://www.cachelps.org/	Info@cachelps.org	Cook
Proviso Children's Advocacy Center	1820 South 25th Ave.	Broadview	60155	708-338-3910	NA	sherri.lau@ascension.org	Cook
Advocacy Network for Children	1420 Harrison	Quincy	62301	217-223-2272	https://advonet.org/	tshackelford@advonet.org	Adams, Hancock, Pike, McDonough, Schuyler, Brown, Scott, Cass, Morgan
Champaign County Children's Advocacy Center	201 West Kenyon Road, Ste. 1	Champaign	61820	217-384-1266	https://champaigncac.com/	CACmail@co.champaign.il.us	Champaign, Ford
Child 1st Center	800 E. Clay	Decatur	62522	217-422-6293	https://child1stcenter.org/	mccac4kids@aol.com	Macon, Piatt
Children's Advocacy Center of East Central Illinois	119 W. State St.	Charleston	61920	217-345-8250	https://caceci.org/	childadvocacy@consolidated.net	Coles, Douglas, Edgar, Clark, Cumberland, Jasper, Effingham, Fayette, Shelby, Moultrie
Fulton-Mason Crisis Service	1330 E. Ash St.	Canton	61520	309-647-7487	NA	p_todd99@yahoo.com	Fulton

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico	Condados atendidos
Knox County Child Advocacy Center	139 South Cherry	Galesburg	61401	309-647-7487	https://www.paladincac.org/	director@paladincac.org	Knox, Warren, Henderson
Children's Advocacy Center of McLean County	200 West Front St., 5th Floor	Bloomington	61701	309-888-5656	https://www.mcleancountyil.gov/125/Child-Advocacy-Center-CAC-CASA	molly.evans@mcleancountyil.gov	McLean, Livingston, DeWitt
Peoria County Children's Advocacy Center	501 East Gift Ave.	Peoria	61603	309-669-2900	https://www.peoriacounty.gov/688/Childrens-Advocacy-Center	CAC@peoriacounty.org	Peoria
Sangamon County Child Advocacy Center	1001 East Monroe St.	Springfield	62703	217-522-2241	https://co.sangamon.il.us/departments/a-c/child-advocacy-center	Denise.Johnson@sangamonil.gov	Sangamon, Christian, Menard, Logan
Tazewell County Children's Advocacy Center	341 Buena Vista	Pekin	61554	309-347-6001	https://www.tazewellcac.org/	tazewellcountycac@gmail.com	Tazewell, Mason
Unified Child's Advocacy Network	101 N. State St.	Jerseyville	62052	618-639-8222	https://www.unifiedchildadvocacy.org/	tlrcher@unifiedadvocacy.org	Calhoun, Green, Jersey, Macoupin, Montgomery
Vermillion County Children's Advocacy Center	200 S. College St.	Danville	61832	217-806-4800	https://www.vermcountycac.org/child-advocacy/	Bferber@vermcountycac.org	Vermillion
Amy Schulz Child Advocacy Center	500 Fairfield Rd.	Mt. Vernon	62864	618-224-2100	http://www.amycenter.mvn.net/	Keith_ascac@outlook.com	Jefferson, Washington, Clinton, Marion, Clay, Wayne, Hamilton

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico	Condados atendidos
Guardian Center	1124 Oak St.	Carmi	62821	618-382-8247	https://www.theguardiancenter.org/	swoodham@theguardiancenter.org	White, Saline, Gallatin, Edwards, Wabash, Richland, Lawrence, Crawford
Madison County Child Advocacy Center	101 East Edwardsville Rd.	Wood River	62095	618-296-5390	https://www.madisoncountyl.gov/departments/child_advocacy_center/index.php	childadvocacy@madisoncountyl.gov	Madison, Bond
Perry-Jackson Child Advocacy Center	5512 State Route 154	Pinckneyville	62274	618-357-2990	https://perryjacksoncac.com/	pjacac@perryjacksoncac.com	Perry, Jackson
St. Clair County Child Advocacy Center	300 West Main, Ste. 3	Belleville	62220	618-277-1134	https://www.stclairchildadvocacycenter.org/	st.claircac@sbcglobal.net	St. Clair, Monroe, Randolph
Two Rivers Child Advocacy Center	109 Denny Dr.	Anna	62906	618-833-7470	http://www.tworiverscac.org/	jedmonds@tworiverscac.org	Union, Johnson, Pope, Hardin, Massac, Pulaski, Alexander
Franklin-Williamson Child Advocacy Center	501 South 14th St.	Herrin	62948	618-942-3800	https://www.franklinwilliamsoncac.org/	advocate@franklinwilliamsoncac.org	Franklin, Williamson

Centros de Agresión Sexual

Cada centro ofrece servicios de defensa, asesoramiento, prevención y línea directa las 24 horas al día.

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico
Northwest Center Against Sexual Assault	415 W. Golf Rd., Ste 47	Arlington Heights	60005	847-806-6526	www.nwccasa.org	cestrada@nwccasa.org
* Northwest CASA at the Heartwood Center	1818 Dempster St.	Evanston	60202	847-806-6526		asynnestvedt@nwccasa.org
* The CARE Center of McHenry County	4508 Prime Parkway	McHenry	60050	815-671-4004		office@nwccasa.org
Mutual Ground, Inc.	418 Oak Avenue	Aurora	60506	630-897-0084	www.mutualground.org	mmeyer@mutualground.org
Stepping Stones Sexual Assault Services - YWCA McLean County	1201 N. Hershey Rd.	Bloomington	61704	309-585-3618	www.ywcamclean.org	jgolliday@ywcamclean.org
Survivor Empowerment Center	610 S. Thompson St.	Carbondale	62901	618-549-4807	www.eempoweringsurvivors.org	executivedirector@empoweringsurvivors.org
* Survivor Empowerment Center - Bonan Business Center	540 N. Commercial Dr., Ste 320	Harrisburg	62946	618-294-8641		executivedirector@empoweringsurvivors.org
* Survivor Empowerment Center	1111 Anker Dr.	Marion	62959	618-993-0803		executivedirector@empoweringsurvivors.org
* Survivor Empowerment Center	309 E. Jackson St.	Carbondale	62901	618-549-4807		executivedirector@empoweringsurvivors.org

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico
Sexual Assault Counseling & Information Service (SACIS)	825 18th St., Ste 409	Charleston	61920	217-348-5033	www.sacis.org	sacis@sacis.org
* Counseling & Information for Sexual Assault/Abuse (CAISA)	205 E. Main St	Olney	62450	618-879-2130		elizabeth.caixa@sacis.org
* Counseling & Information for Sexual Assault/Abuse (CAISA)	10499 N. State Hwy 1, Ste 1	Robinson	62454	618-544-9379		caixa@caixa.org
Mujeres Latinas En Accion	2124 W. 21st Place	Chicago	60608	773-890-7676	www.mujereslatinasenaccion.org	neusa@mujereslat.org
* Mujeres Latinas En Accion - North Riverside	7222 W. Cermak Rd., Ste 509	North Riverside	60546	708-442-1299		lmaldonado@mujereslat.org
* Mujeres Latinas En Accion - Brighton Park	4700 S. California Ave.	Chicago	60623	773-890-8621		sgarcia@mujereslat.org
Resilience	180 N. Michigan Ave., Ste 600	Chicago	60601	312-443-9603	www.ourresilience.org	info@ourresilience.org
* Resilience - Stroger Hospital Satellite Office -Fantus Health Center	1901 W. Harrison. Rm 1699	Chicago	60612	312-443-9603		info@ourresilience.org
* Resilience - Austin Community Satellite	4909 W. Division St., Ste 407	Chicago	60651	312-443-9603		info@ourresilience.org
* Resilience - Northside Satellite Office	1945 W. Wilson Ave., Ste 6110	Chicago	60640	312-443-9603		info@ourresilience.org

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico
YWCA Metropolitan Chicago Sexual Violence & Support Services & Rise Children's Center	1340 S. Damen Ave., Mezzanine Ste. C	Chicago	60608	312-733-2102	www.ywcachicago.org	
* YWCA Patterson & McDaniel Family Center	2055 W. Army Trail Rd., Ste 140	Addison	60101	630-790-6600		
* YWCA Cynthia B. Lafuente Center	2754 W. Fullerton Ave.	Chicago	60647	773-862-3100		logan.square@ywcachicago.org
* YWCA Laura Parks and Mildred Francis Center	6600 S. Cottage Grove Ave.	Chicago	60637	773-955-3100		
* YWCA Englewood Satellite Office	641 W. 63rd St., LL #34-35	Chicago	60621	773-783-1031		
* YWCA South Suburban Center	320 W. 202nd St.	Chicago Heights	60411	708-754-0486		
* YWCA Roseland Center	839 W. 115th St.	Chicago	60643	708-302-2040		
Survivor Resource Center	27 N. Vermilion St.	Danville	61832	217-446-1337	www.survivorresourcecenter.org	msheridan@thesrc.org
* Survivor Resource Center	108 S. Central St.	Paris	61944	217-463-6477		ecadvocate@survivorresourcecenter.org
Growing Strong Sexual Assault Center	270 W. Prairie Ave.	Decatur	62523	217-482-0770	www.growingstrongcenter.org	growingstrong@growingstrongcenter.org
Safe Passage, Inc.	312 S. 4th St.	DeKalb	60115	815-756-7930	www.safepassagedv.org	mschaid@safepassagedv.org

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico
* Safe Passage, Inc.	156 W. State St.	Sycamore	60178	815-756-7930		
* Safe Passage, Inc.	708 E. Railroad St.	Sandwich	60548	815-756-7930		
Community Crisis Center	37 S. Geneva	Elgin	60120	847-742-4088	www.crisiscenter.org	kcecil@crisiscenter.org
VOICES of Stephenson County	660 W. Stephenson St.	Freeport	61032	815-232-7200	www.voicesofsc.org	bmaskell@voicesofsc.org
Riverview Center	11358 Industrial Dr., Ste 2	Galena	61036	815-777-8155	www.riverviewcenter.org	gwen@riverviewcenter.org
* Riverview Center - Carroll County Satellite	855 S. Mill St., Ste 200	Mt. Carroll	61053	815-244-7704		
Zacharias Sexual Abuse Center	4275 Old Grand Ave.	Gurnee	60031	847-244-1187	www.Zcenter.org	swilliams@zcenter.org
* Zacharias Sexual Abuse Center	4232 Dempster St.	Skokie	60076	847-972-1790		swilliams@zcenter.org
Pillars Community Health	8020 W. 87th St.	Hickory Hills	60457	708-995-3858	www.pchcares.org	lpagan@pchcares.org
* The Filmore Center	6918 Windsor	Berwyn	60402	708-995-3535		lpagan@pchcares.org
Sexual Assault Service Center - Guardian Angel Community Services	168 N. Ottawa St.	Joliet	60432	815-729-0930	www.gacsprograms.org	dpplier@gacsprograms.org
* Guardian Angel Community Services - Grundy County Office	201 Liberty St., Ste 252	Morris	60450	815-941-2261		dpplier@gacsprograms.org

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico
* Guardian Angel Community Services - Plainfield Office	24047 W. Lockport St., Ste 201T	Plainfield	60435	815-641-1352		dpplier@gacsprograms.org
* Guardian Angel Community Services - Crete Office	722 W. Exchange St.	Crete	60417	815-729-1535		dpplier@gacsprograms.org
Clove Alliance	1440 W. Court St.	Kankakee	60901	815-321-7273	www.clovealliance.org	tracey@clovealliance.org
* Clove Alliance - Watseka Office	1801 N. State Route 1, Ste 3	Watsaka	60970	815-432-2779		tracey@clovealliance.org
* Clove Alliance - Paxton Office	124 W. State St.	Paxton	60957			tracey@clovealliance.org
Western Illinois Regional Council/Community Action Agency - Victim Services	P. O. Box 157	Macomb	61455	309-836-2148	www.wirpc.org/victim-services	deborah@wirpc.org
* Victim Services - Sexual Assault Program - Knox County Satellite - WIRC/CAA	311 E. Main St., Ste 505	Galesburg	61401	309-343-3337		deborah@wirpc.org
* WIRC/CAA - Fulton county Satellite Office	114 S. Main St.	Cuba	61427	309-333-1934		deborah@wirpc.org
Center for Prevention of Abuse - Sexual Assault Services	720 W. Joan Court	Peoria	61614	309-691-0551	www.centerforpreventionofabuse.org	jboland@centerforpreventionofabuse.org
Freedom House, Inc.	440 Elm Place	Princeton	61356	815-872-0087	www.freedomhouseillinois.org	mwhitmer@freedomhouseillinois.com
* Freedom House, Inc.	544 Tenney St., Ste 1	Kewanee	61443	309-852-4008		mwhitmer@freedomhouseillinois.com

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico
Survivor Services Department - Family Resources, Inc.	1521 47th Avenue	Moline	61265	563-468-2384	www.famres.org	alysee@famres.org
* Survivor Services Department - Family Resources, Inc.	1 Montgomery Dr.	Moline	61265	563-468-2384		alysee@famres.org
Quanada Sexual Assault Program	1900 Harrison St.	Quincy	62301	217-223-2030	www.quanada.org	mcarpenter@quanada.org
* Quanada in Pike County	941 W. Washington	Pittsfield	62363	217-285-6119		pquanada@adams.net
* Quanada - Brown County Satellite Office	111 W. Washington St.	Mt. Sterling	62353	217-242-3889		brownschuyler@quanada.org
* Quanada - Schuyler Satellite Office	114 N. Congress St.	Rushville	62681	217-242-3889		brownschuyler@quanada.org
Rockford Sexual Assault Counseling	5301 E. State St., Ste 301	Rockford	61108	815-636-9811	www.rockfordsexualassaultcounseling.org	eeengler@rsacil.com
* Rockford Sexual Assault Counseling	860 Biester Dr., Ste 205	Belvidere	61008	815-544-6821		par6281@aol.com
* Rockford Sexual Assault Counseling	412 W. Washington	Oregon	61061	815-732-0000		mpauley@rsacil.com
Prairie Center Against Sexual Assault	3 W. Old State Capitol, Ste 206	Springfield	62701	217-744-2560	www.prairiecasa.org	cferree@prairiecasa.org
* Prairie Center Against Sexual Assault	208 S. Mauvaisterre St.	Jacksonville	62650	217-243-7330		ajoy@prairiecasa.org

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico
* Prairie Center Against Sexual Assault	215 W. Main Cross	Taylorville	62568	217-824-9895		jodyclark@prairiecenter.org
YWCA of the Sauk Valley	412 First Ave.	Sterling	61081	815-625-0333	www.ywsauk.org	rmunoz-ripley@ywsauk.org
* YWCA of the Sauk Valley	98 S. Galena Ave.	Dixon	61021	815-288-1232		rmunoz-ripley@ywsauk.org
Safe Journeys	510 N. Bloomington St.	Streator	61364	815-673-1522	www.safejourneysillinois.org	susanb@safejourneysillinois.org
* Safe Journeys - Pontiac Outreach	308 E. Torrance Ave.	Pontiac	61764	815-844-0982		
* Safe Journeys - Ottawa Office	633 LaSalle St., Ste 403	Ottawa	61350	815-673-1552		susanb@safejourneysillinois.org
* Safe Journeys	2823 Fourth St.	Peru	61354	815-673-1552		susanb@safejourneysillinois.org
Metro East Every Survivor Counts	28 Bronze Point, Ste B	Swansea	62226	618-397-0975	www.metroeasteveryurvivorcounts.org	metroeast.every.survivor.counts@gmail.com
* Metro East Every Survivor Counts	3129 State St.	East St. Louis	62205	618-271-8990		sharrell@metroeasteveryurvivorcounts.org
* Metro East Every Survivor Counts	535 Edwardsville Rd., Ste 120	Troy	62294	618-667-3350		ejurke@metroeasteveryurvivorcounts.org
Rape, Advocacy, Counseling & Education Services (RACES)	301 S. Vine, Ste 211	Urbana	61801	217-344-6298	www.cu-races.org	executive.director@cu-races.org

Nombre del centro	Dirección	Ciudad	Código postal	Teléfono	Sitio web	Correo electrónico
Sexual Assault & Family Emergencies	1410 Sunset Dr., Ste G	Vandalia	62471	618-283-1414	www.safecrisiscenter.org	safe@safecrisiscenter.org
* Sexual Assault & Family Emergencies	730 E. 2nd St.	Centralia	62801	618-283-1414		safe@safecrisiscenter.org
* Sexual Assault & Family Emergencies	1901 S. 4th St.	Effingham	62401	618-283-1414		safe@safecrisiscenter.org
* Sexual Assault & Family Emergencies	4114 N. Water Tower Place, Ste G	Mt. Vernon	62864	618-283-1414		safe@safecrisiscenter.org
* Sexual Assault & Family Emergencies	276 N. Main St.	Breese	62230	618-283-1414		safe@safecrisiscenter.org
Arab American Family Services	7000 W. 111th St.	Worth	60482	708-599-2237	www.aafsil.org	ishalabi@aafsil.org / ntaha@aafsil.org

General Personnel

Exhibit – Expectations and Guidelines for Employee-Student Boundaries 1

105 ILCS 5/10-23.13, Erin's Law, requires this exhibit's discussion. Use this exhibit to structure local conversations around what the District will include for its examples of expectations and guidelines about professional boundaries in employee-student relationships. Finalization of this exhibit requires a conversation among district administrators and employees to customize it based upon the ages, grade levels, and developmental levels of the students served, as well as local conditions.

All District employees must maintain professional employee-student boundaries and relationships with students. This includes meeting expectations and following guidelines established by the District for employee-student boundaries. These expectations and guidelines apply to all professional, educational support, and contracted District employees. If they conflict with an applicable collective bargaining agreement, the provision is severable and the applicable bargaining agreement will control.

The District understands that employees may have pre-existing relationships with families of students outside of school. These expectations and guidelines do not apply to employee-student relationships based in pre-existing relationships, including nuclear or extended families. These expectations and guidelines are not intended to prohibit such interactions, provided that an awareness of employee-student boundaries is maintained at all times. This document is not exhaustive, and an employee may be disciplined for boundary violations that are not specifically listed.

Employee-Student Boundaries 2

The relationship between students and school employees is an inherently unequal imbalance of power because school employees are in a unique position of trust, care, authority, and influence in relation to students. District employees breach employee-student boundaries when they misuse their position of power over a student in a way that compromises the student's health, safety, or general welfare. Employee-student boundaries are categorized into four areas that are not mutually exclusive:

- **Emotional Boundaries** – both the employee's own emotional state and self-regulation as well as students' emotional states and developmental abilities to self-regulate.
- **Relationship/Power Boundaries** – recognizing, as noted above, that the employee-student relationship is unequal and employees must safeguard against misusing positions of power.
- **Communication Boundaries** – how and what employees communicate to students, including communication that is verbal, nonverbal, in person, or via electronic means.
- **Physical Boundaries** – physical contact between employees and students.

While some employee-student boundaries are clear and easy to recognize, there are some unclear, *grey* areas that employees must plan for and respond to with sound judgment. This means recognizing the potential negative consequences for students and/or employees engaging in certain behaviors with students or allowing inappropriate conduct to continue. Employees may use *time, place, and circumstances* as a guiding principle by asking themselves:

- Is this the appropriate *time* for my planned action?

¹ Follow the discussion related to subjects of mandatory collective bargaining in f/n 1 of this exhibit's procedure 5:120-AP2, *Employee Conduct Standards*.

² Adapted with permission from *Teacher-Student Professional Boundaries: A Resource for WA Teachers*, Revised Edition (2019), Teacher Registration Board of Western Australia, at: www.trb.wa.gov.au/Professional-Conduct/Teacher-Student-Professional-Boundaries.

- Have I chosen the appropriate *place* for the planned action?
- Are these appropriate *circumstances* for me to take my planned action?

To avoid behavior or conduct which may lead to a breach in employee-student boundaries, employees should also recognize their own unique vulnerabilities. Examples of vulnerabilities that employees may experience include, but are not limited to:

- Employees regarding students as peers
- Employees who too closely identify with students and their issues
- Employees experiencing adult relationship issues
- Immature employees, or employees with an under-developed moral compass
- Employees feeling a need for attention
- Employees who abuse alcohol or other substances
- Employees who lack personal crisis management skills

Employees experiencing difficulties in their personal lives may be particularly susceptible to engaging in at-risk behavior or conduct with students. Employees must be alert to such risks and ensure they maintain professional boundaries at all times. The Markkula Center for Applied Ethics' Framework for Ethical Decision-Making may help employees evaluate and address conduct that concerns them. See www.scu.edu/ethics/ethics-resources/ethical-decision-making/.

Guidelines for Specific Boundary Areas

Customize based upon the ages, grade levels, and developmental levels of the students served.

Boundary Area	Inappropriate	Appropriate
Emotional	Favoring certain students by inviting them to your classroom at non-instructional times to "hang out." Favoring certain students by giving them special privileges. Engaging in peer-like behavior with students. Discussing personal issues with students.	Inviting students who need additional instructional support to your classroom for such additional support. Conducting one-on-one student conferences in a classroom with the door open.
Relationship/Power	Meeting with a student off-campus without parent/guardian knowledge and/or permission. Dating, requesting, or participating in a private meeting with a student (in person or virtually) outside your professional role. Transporting a student in a school or private vehicle without administrative authorization. Giving gifts, money, or treats to	Meeting with a student off-campus with parent/guardian knowledge and/or permission, e.g., when providing pre-arranged tutoring or coaching services. Transporting a student in a school or private vehicle with administrative authorization. Taking and using photos/videos of students for educational purposes, with student and parent/guardian consent, while

	individual students. Sending students on personal errands. Intervening in serious student problems instead of referring the student to an appropriately trained professional. A sexual or romantic invitation toward or from a student. Taking and using photos/videos of students for non-educational purposes.	abiding by student records laws, policies, and procedures.
Communication	Initiating or extending contact with a student beyond the school day in a one-on-one or non-group setting. Inviting students to your home. Adding students on personal social networking sites as contacts when unrelated to a legitimate educational purpose. Privately messaging students by any means. Maintaining intense eye contact. Making comments about a student's physical attributes, including excessively flattering comments. Engaging in sexualized or romantic dialog. Making sexually suggestive comments directed toward or with a student. Disclosing confidential information. Self-disclosure of a sexual, romantic, or erotic nature.	Limiting communication to what is necessary for educational and/or extracurricular activities. Using District-approved methods for communicating with students.
Physical	Full frontal hugs. Invading personal space. Massages, shoulder rubs, neck rubs, etc. Lingering touches or squeezes. Tickling. Having a student on your lap.	Occasionally patting a student on the back, shoulder, or arm. Momentary physical contact with limited force designed to prevent a student from completing an act that would result in potential physical harm to the student or another person

	Physical exposure of a sexual, romantic, or erotic nature. Sexual, indecent, romantic, or erotic contact with a student. Assisting a young student or a student with special needs with a toileting issue without obtaining parent/guardian permission.	or damage to property; or to remove a disruptive student who is unwilling to leave the area voluntarily. Assisting a young student or a student with special needs with a toileting issue when parent/guardian permission has been granted.
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Implementing Faith's Law...

What do I do next?

Cindi DeCola

Attorney

Hodges Loizzi Eisenhammer Rodick & Kohn LLP
cdecola@hlerk.com

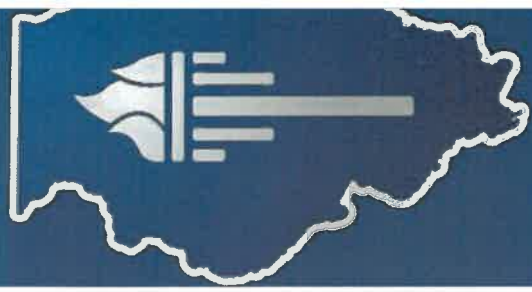
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Eisenhammer Rodick & Kohn

Dr. Kimberly Chambers

Director of Human Resources, Adlai E. Stevenson HSD 125
Executive Director, IASPA

This is intended solely to provide information to the school community. It is not legal advice or a substitute for legal counsel. It is intended as advertising, but not as a solicitation, of an attorney/client relationship.



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Employment History Review (EHR)

Why do we have to conduct the EHR?

What are the requirements of the (EHR)?

Who does the EHR apply to?

Where do we send the EHR? Where do we retain the EHR?

When do I start this process?

How do I do this??



Employment History Review (EHR)

Beginning on July 1, 2023, public and nonpublic elementary and secondary schools and contractors holding contracts with schools must conduct employment history reviews related to sexual misconduct for all permanent and temporary employees who will have direct contact with students or children. You will do most of this work following template forms prepared by ISBE.

Relatedly, employers are legally obligated to respond to the employment history review.



Why do We Have to Conduct the EHR?

In the simplest terms, the EHR is intended to stop a phenomenon known as “Passing the Trash” by equiring the:

- 1) Applicant;
- 2) His or her current employer; and
- 3) His or her former school or school contractor employers, as well as;
- 4) All former employers at which the applicant had direct contact with children or

students - - -

to respond to 3 specific questions concerning any history of sexual misconduct by the applicant.

A school or contractor may not hire an applicant who does not provide the information required by law (Included in the ISBE Applicant Template).

What Does it Mean to Have Direct Contact with Children or Students?

It means the possibility of:

- (1) Care;
- (2) Supervision;
- (3) Guidance or control of children or students; or
- (4) Routine interaction with children or students.

How is Sexual Misconduct Defined?

Any act, including, but not limited to, any verbal, nonverbal, written, or electronic communication or physical activity, by an employee or agent of the school district, charter school, or nonpublic school with direct contact with a student that is directed toward or with a student to establish a romantic or sexual relationship with the student, including, but not limited to any of the following:

- (1) A sexual or romantic invitation.
- (2) Dating or soliciting a date.
- (3) Engaging or soliciting a date.
- (4) Making sexually suggestive comments that are directed to or with a student.
- (5) Self-disclosure or physical disclosure of a sexual, romantic or erotic nature.
- (6) A sexual, indecent, romantic or erotic contact with a student.



How do I Satisfy the EHR Requirements?

You are very likely to have two statutory roles:

- (1) The role of a hiring entity.
- (2) The role of a responding current or former employer.

When You are the Hiring Entity

Prior to hiring an applicant to work directly with children or students, you must ensure that the following criteria are met:

- You must not have any knowledge or information pertaining to the applicant that would disqualify him or her from employment.
- You must obtain the following from the applicant:
 - The applicant's affirmation that he or she is not disqualified from employment. (ISBE Applicant Template)
 - The applicant's current and prior employment history information. (ISBE Applicant Template)
 - The applicant's consent to the release of records and information as well as the applicant's release of any liability that may result from such disclosure. (ISBE Applicant Template)

When You are the Hiring Entity, con't.

- You must **initiate** a review of the employment history by contacting the employers listed by the applicant. (ISBE Current/Former Employer Template)
- For applicants licensed by the State Board of Education, you must verify the applicant's reported employers with ELIS. *An applicant who provides false information or willfully fails to disclose required information shall be subject to discipline, up to and including termination or denial of employment.*
- You may use the information received to evaluate an applicant's fitness to be hired or for continued employment and you may report the information, as appropriate, to ISBE, a State licensing agency, law enforcement, child protective services, another school or contractor, or a prospective employer. *Information you receive is not deemed to be a public record.*
- You must complete the ISBE Template at the time of separation from employment, or at the request of the employee and maintain it as part of the employee's personnel file. If you complete an investigation after an employee's separation from employment, you must update the information accordingly.

When You are the Current or Former Employer

If you have or have had an employment relationship with the applicant, you must disclose the requested information no later than 20 calendar days after receiving the ISBE Current/Former Employer Template.

If you have an Office of Human Resources or a Central Office, information shall be provided by that office.

If you answer “Yes” to any of the 3 questions on the ISBE Current/Former Employer Template, you must provide additional information about the matters disclosed and all related records. Note: Unless the laws of another state prevent the release of this information or records requested or disclosure is restricted by the terms of a contract entered into prior to 7-1-23, and notwithstanding any other provisions of law to the contrary, an employee, school, school administrator, or contractor must report and disclose all relevant information, records, and documentation that might otherwise be confidential.

If you do not have records or evidence regarding the questions on the ISBE Current/Former Template, you may state that there is no knowledge or information pertaining to the applicant that would disqualify him or her from employment.

What About Substitutes?

- The EHR is required only prior to the initial hiring or placement on your approved substitute list and shall remain valid as long as the substitute continues to be employed by you or remains on your approved substitute list.
- If you use a contractor or staffing agency to furnish substitutes, and the contractor or staffing agency conducted an EHR upon initial hiring, that EHR is valid for all schools using the contractor or staffing agency's services. Otherwise, you have to conduct your own EHR even if the substitute is already approved to work in a neighboring school district.

What About Contractors?

Contractors are responsible for conducting the EHR for their employees.

It may be conducted at the time of the initial hiring or prior to the assignment of an existing employee to perform work for a school in a position involving direct contact with children or students.

The EHR is valid as long as the employee remains employed by the same contractor, even if assigned to perform work for different schools.

Upon request, a contractor must provide the employment history review documents to any school at which its employee is assigned.

Prior to assigning an employee to perform work for a school in a position involving direct contact with children or students, the contractor must inform you of any instances known to the contractor where its employee has a sexual misconduct history that could disqualify him/her from employment. The contractor may not assign an employee to perform work for a school in a position involving direct contact with children or students if the school objects after being informed of this history.



Can You Face Liability for Disclosing Information?

“An employer, school, school administrator, or contractor who provides information or records about a current or former employee or applicant pursuant to this law is immune from criminal and civil liability for the disclosure of the information or records, unless the information or records provided were knowingly false. The immunity shall be in addition to and not a limitation on any other immunity provided by law or any absolute or conditional privileges applicable to the disclosure by virtue of the circumstances or the applicant’s consent to the disclosure and shall extend to any circumstances when the employer, school, school administrator or contractor in good faith shares finding of sexual misconduct with another employer.”



What Else Should You Know?

Effective on 7/1/23, schools and contractors are prohibited from entering into a collective bargaining agreement, employment contract, termination/resignation/severance agreement or any other contract or from taking any action that:

- Has the effect of suppressing information concerning a pending investigation or a completed investigation in which an allegation was substantiated related to a report of suspected sexual misconduct by a current or former employee;
- Affects the ability of the school or contractor to report suspected sexual misconduct to the appropriate authorities;
- Requires the school or contractor to expunge information about allegations or findings of suspected sexual misconduct from any documents maintained by the school or contractor, unless, after an investigation, an allegation is found to be false, unfounded or unsubstantiated.

Any contract or agreement that violates this prohibition is void and unenforceable.



What Else Should You Know?

- An applicant who has undergone an EHR does not need to submit to another in order to transfer to or provide services to another school in the same district, diocese, religious jurisdiction or to another school established and supervised by the same organization.
- The Trailer Legislation does not prohibit you from conducting further investigation or from requiring applicants to provide additional background information or authorizations beyond what is required by law. It also does not prohibit you from disclosing more than what is required by law.

ISBE Templates

- Available on ISBE's Website:
<https://www.isbe.net/educatorquality>
- Districts may take these forms and put them on their own letterhead
- Forms may be completed and sent electronically, if desired
 - You can make them digital forms
 - Examples - Frontline, Docusign, Fillable PDFs
- This is a new form to be included in your hiring process (like an I-9, a tax form, etc.)

Two ISBE Templates

Sexual Misconduct Disclosure Form

Completed by the applicant; retained in the hiring district's personnel file

Authorization for Release of Sexual Misconduct-Related Information and Current/Former Employer Response

Completed by applicant for each current/former employer; hiring district sends to current/former employers

Must be initiated prior to hiring.

Sexual Misconduct Disclosure Form

- completed by the applicant
- retained in the personnel file

SEXUAL MISCONDUCT DISCLOSURE TEMPLATE
FOR APPLICANT

Instructions to Applicant: To help protect students and children against the threat of sexual misconduct, Illinois law (105 ILCS 5/22-94) requires that we conduct a sexual misconduct background check on certain applicants for hire. Therefore, you are required to complete this standardized form, which is based on a template developed by the Illinois State Board of Education ("ISBE"). On a separate form, also based on a template developed by ISBE, you will be required to provide the names, contact information and other relevant information related to your current/former employer(s). You will complete one such form for each current/former employer for whom you held a position involving direct contact with children or students.

You must complete this form promptly and return it to (the hiring entity). A copy of this form will be retained by (the hiring entity), but the information provided on this form shall not be deemed a public record.

Section 1: Applicant Information

Name: (First, Middle, Last):	Any former names by which the Applicant has been identified:
Date of Birth:	Last Four Digits of Social Security Number:
IEIN (if applicable):	Email:
Street Address:	City, State, ZIP

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Section 2: Questionnaire

For purposes of the 3 questions below, the term “sexual misconduct,” as defined in 105 ILCS 5/22-85.5 (Sexual Misconduct), means any act, including, but not limited to, any verbal, nonverbal, written, or electronic communication or physical activity, that (1) you committed as an employee or agent of a school district, charter school, or nonpublic school during which time you engaged in or had the possibility of engaging in the care, supervision, guidance, or control of or routine interaction with students; and (2) was directed toward or with a student to establish a romantic or sexual relationship with the student. Such an act includes, but is not limited to:

- 1) A sexual or romantic invitation;
- 2) Dating or soliciting a date;
- 3) Engaging in sexualized or romantic dialog;
- 4) Making sexually suggestive comments that were directed toward or with a student;
- 5) Self-disclosure or physical exposure of a sexual, romantic, or erotic nature; and
- 6) A sexual, indecent, romantic, or erotic contact with the student.

1.	Have you ever been the subject of an allegation of Sexual Misconduct? Note: Check “No” if an investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated.	☐ Yes ☐ No
2.	Have you ever been discharged from, been asked to resign from, or otherwise been separated from any employment; been disciplined by an employer; or had an employment contract not renewed due to an adjudication or finding of Sexual Misconduct, or while an allegation of Sexual Misconduct against you was pending or under investigation. Note: Check “No” if an investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated.	☐ Yes ☐ No
3.	Have you ever had a license or certificate suspended, surrendered, or revoked; or had an application for licensure, approval, or endorsement denied due to an adjudication or finding of Sexual Misconduct or while an allegation of Sexual Misconduct against you was pending or under investigation. Note: Check “No” if an investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated.	☐ Yes ☐ No



Section 3: Applicant Certification

I have read and understand the contents of this Sexual Misconduct Disclosure Form. I also understand that completion of this form does not preclude the hiring entity from performing other background checks (such as reference checks, criminal history background checks, and the like) in accordance with the hiring entity's policy and/or as required by state statute for a particular position. I understand and agree that any false information I provide on this form or any willful failure to disclose information required on this form shall subject me to discipline, up to and including termination or denial of employment. By signing this form, I certify that the statements made in this form are correct, complete, and true to the best of my knowledge and I swear or affirm that I am not disqualified from employment.

Signature

Printed Name

Date

Authorization for Release of Sexual Misconduct-Related Information and Current/Former Employer Response

- Completed by applicant for each current/former employer
- Hiring district sends to current/former employers

Responsibilities of the Hiring District



**AUTHORIZATION FOR RELEASE OF SEXUAL MISCONDUCT-RELATED INFORMATION AND
CURRENT/FORMER EMPLOYER RESPONSE TEMPLATE**

This standardized form is based on a template developed by the Illinois State Board of Education ("ISBE") pursuant to 105 ILCS 5/22-94 of the Illinois School Code. This completed form and any information or records received by the hiring entity shall not be considered public records.

Instructions for Applicant:

Complete one form for each current employer (if any). Additionally, complete one form for each former employer that falls within any of the categories below:

1. A public or nonpublic elementary or secondary school.
2. An employer that, at the time of your employment, contracted with a public or nonpublic elementary or secondary school to provide services, including, but not limited to, employers that provided food services, bus services, or other transportation services. This category applies only if, as part of your employment with the employer, you had engaged in, or there was the possibility that you would engage in, the care, supervision, guidance, control of or routine interaction with children or students.
3. Any other employer for which you, as part of your employment with the employer, did engage in or had the possibility of engaging in the care, supervision, guidance, control of or routine interaction with children or students.

Please be advised that if you are licensed by ISBE, the hiring entity is required to verify the employment history you report by checking ISBE's educator licensure database. The responses the hiring entity receives from your current and former employers will be used to evaluate your fitness to be hired or for continued employment. An applicant who provides false information or willfully fails to disclose information shall be subject to denial of employment, or if already hired, shall be subject to discipline, up to and including termination.



Section 1: Hiring Entity Information (to be completed by Hiring Entity)

Hiring Entity's Name:	Contact Person:
Address:	City, State, ZIP
Telephone Number:	Email:
Sent to Current/Former Employer By (insert name): On (insert date):	Received at Hiring Entity: By (insert name): On (insert date):

Tip: pre-complete this for your district

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Section 2: Applicant Information (to be completed by Applicant)

Name: (First, Middle, Last):	Any former names by which the Applicant has been identified:
Date of Birth:	Last Four Digits of Social Security Number:
IEIN (if applicable):	Email:
Street Address:	City, State, ZIP:



Tip: have the applicant complete before copying



Section 3: Current/Former Employer Information (to be completed by Applicant)

Employer:	Contact Person:
Address:	City, State, ZIP
Telephone Number:	Email:
Position Held:	Approximate Dates of Employment:

*The applicant completes a separate form for each
current/former employer*

*The hiring district sends the form to the current/former
employer*

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Section 4: Authorization for Disclosure of Employment Information and Release of Employer Liability *(to be completed by Applicant)*

By signing this form, I do hereby authorize my current/former employer identified in Section 3, above, to disclose to the hiring entity identified in Section 1, above, the following information and any records related to that information:

1. The dates of my current/former employment;
2. A statement as to whether I have ever been the subject of an allegation of "sexual misconduct," as defined in 105 ILCS 5/22-85.5 (Sexual Misconduct), (unless a subsequent investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated);
3. A statement as to whether I have ever been discharged from, been asked to resign from, resigned from, or otherwise been separated from any employment; been disciplined by the employer; or had an employment contract not renewed due to an adjudication or finding of Sexual Misconduct, or while an allegation of Sexual Misconduct against me was pending or under investigation (unless a subsequent investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated);
4. A statement as to whether I have ever had a license or certificate suspended, surrendered, or revoked; or had an application for licensure, approval, or endorsement denied due to an adjudication or finding of Sexual Misconduct or while an allegation of Sexual Misconduct against me was pending or under investigation (unless a subsequent investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated); and
5. Any other pertinent records, documentation, or information related to items 2 through 4 above.

Further, by signing this form, I do hereby release my current/former employer identified in Section 3, above, from any criminal or civil liability that may arise from the disclosure of information and records authorized under this Section 4 to the extent such release is permitted by law.

Applicant Signature

Printed Name

Date

Tip: have the applicant complete before copying

Administrator

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Responsibilities of the Responding District (Current/Formal Employer)





Section 5: Information Request *(to be completed by Applicant's current or former employer)*
This form must be completed and returned to the hiring entity listed in Section 1 within 20 days of receipt.

Position held by Applicant:	Dates of Employment:
Person Completing Form:	Title:
Telephone Number:	Email:

For purposes of the following requests, the term "sexual misconduct," as defined in 105 ILCS 5/22-85.5 (Sexual Misconduct), means any act, including, but not limited to, any verbal, nonverbal, written, or electronic communication or physical activity, that:

1. Applicant committed as an employee or agent of a school district, charter school, or nonpublic school during which time Applicant engaged in or had the possibility of engaging in the care, supervision, guidance, control of or routine interaction with students; and
2. Was directed toward or with a student to establish a romantic or sexual relationship with the student. Such an act includes, but is not limited to, any of the following:
 - a. A sexual or romantic invitation;
 - b. Dating or soliciting a date;
 - c. Engaging in sexualized or romantic dialog;
 - d. Making sexually suggestive comments that were directed toward or with a student;
 - e. Self-disclosure or physical exposure of a sexual, romantic, or erotic nature; and
 - f. A sexual, indecent, romantic, or erotic contact with the student.





1.	To the best of your knowledge, has Applicant ever been the subject of an allegation of Sexual Misconduct? Check no if a subsequent investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated.	☐ Yes* ☐ No or ☐ I have no records or other evidence pertaining to this question. I have no knowledge of information pertaining to the Applicant that would disqualify Applicant from employment.
2.	To the best of your knowledge, has Applicant ever been discharged from, been asked to resign from, resigned from, or otherwise been separated from any employment; been disciplined by you (the employer); or had an employment contract not renewed due to an adjudication or finding of Sexual Misconduct, or while an allegation of Sexual Misconduct against Applicant was pending or under investigation? Check no if a subsequent investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated.	☐ Yes* ☐ No or ☐ I have no records or other evidence pertaining to this question. I have no knowledge of information pertaining to the Applicant that would disqualify Applicant from employment.
3.	To the best of your knowledge, has Applicant ever had a license or certificate suspended, surrendered, or revoked; or had an application for licensure, approval, or endorsement denied due to an adjudication or finding of Sexual Misconduct or while an allegation of Sexual Misconduct against Applicant was pending or under investigation? Check no if a subsequent investigation resulted in a finding that the allegation was false, unfounded, or unsubstantiated.	☐ Yes* ☐ No or ☐ I have no records or other evidence pertaining to this question. I have no knowledge of information pertaining to the Applicant that would disqualify Applicant from employment.

*If your answer to any of the above questions is "yes", you must provide any records and information in your control or possession related to the affirmative response. Please provide the information in the space below and attach any responsive records to this form. Additional pages of information may be attached.

I have read and understand the contents of this form. I certify that, to the best of my knowledge, the responses provided above are accurate, and the records provided in connection with these responses are true and correct.

Current/Former Employer Signature

Printed Name/Title

Date

As an employee separates from employment:

- During your offboarding process, complete the *Authorization for Release of Sexual Misconduct-Related Information and Current/Former Employer Response* form (with the employee's signature) - keep it in the personnel file
- If another district requests the form, you will have it ready to provide.

Am I required to complete an EHR for these positions (if they have direct contact with children/students)?

Faculty, Staff, Admin - all regular employees	Yes
Contractors	No, but the contractor must complete
Volunteers	No*
Student Teachers	Only required if the student teacher is paid*
Interns	Only required if the intern is paid*
Paid coaches/sponsors who are not otherwise employed by the District	Yes
Before/After School Programs	Yes, if the district pays the staff No, if they are contractors (but the contractor must complete)

*a District may always choose to do so

FAQs

Can I just phone the current/former employers and ask these questions?

Do I have to send the EHR to a current employer if the applicant did not hold a position involving direct contact with children or students?

Do I have to send the EHR to out-of-state employers?

Is there a limit on the number of years I have to go back?

What if I want to hire/retain an applicant for whom a current or former employer answered “Yes” to any of the questions?

What if a current and/or former employer doesn’t respond?

What if a former employer responds that they do not have any information for the applicant?

What if we are asked to respond to an EHR about a former employee for who entered in to a severance agreement (prior to 7/1/23) with a confidentiality provision?



Digital, Automated Option

A version of the EHR is required in other states.

IASPA is exploring a partnership with a vendor who has automated this process elsewhere.

The vendor provides an Experience Verification product (verifying years of service, evaluations, information for tenure porting, VOEs for mortgages/loans, etc.) and they are adding the EHR to the product for Illinois school districts.

To assist with the administrative burden that the EHR presents, we are working with them to provide this product at a reduced rate. *More information to come soon!*

Questions?

We may not know the answer, but we can get the questions to the right people!



