

Bill Tracker

March 27, 2023



In the House

The Illinois Coalition Against Sexual Assault (ICASA), the statewide association of 30 community-based rape crisis centers, takes the following positions on legislation impacting sexual assault victims.

Support

\$20 Million in GRF funding for Rape Crisis Services.

Dedicate \$20 million in General Revenue funding for sexual assault services. A \$12 million increase would sustain rape crisis services in Illinois by offsetting the \$9 million VOCA funding deficit and addressing rising workforce and inflation costs. This investment amounts to about \$900 per survivor served by ICASA centers.

HB 2755: Creates victims' rights parity with the Organized Retail Theft law, and provides for vacation of any (rather than only prostitution) convictions for offenses committed as a result of having been a victim of human trafficking.

House Sponsors: Rep. Kelly Cassidy (D), Rep. Maura Hirschauer (D)

Status: Re-referred to Rules

HB 2280: Requires health care professionals licensed by DFPR who have continuing education requirements to complete cultural competency training, which include best practices for providing affirming care to people with disabilities, immigrants, people who are intersex, people living with HIV, and people of diverse sexual orientations and gender identities.

House Sponsors: Rep. Dagmara Avelar (D), Rep. Kevin Olickal (D), Rep. Kelly Cassidy (D), Rep. Margaret Croke (D), Rep. Joyce Mason (D), Rep. Barbara Hernandez (D), Rep. Elizabeth "Lisa" Hernandez (D), Rep. Aaron Ortiz (D), Rep. Lilian Jiménez (D), Rep. Hoan Huynh (D), Rep. Mary Beth Canty (D), Rep. Kam Buckner (D), Rep. Ann Williams (D), Rep. Laura Faver Dias (D), Rep. Emanuel "Chris" Welch (D), Rep. Janet Yang Rohr (D)

Status: Second Reading



For more information on these bills, contact Sarah Beuning by phone (217-753-4117) or email (sbeuning@icasa.org).

HB 2158: The State, school districts, and units of local government may only expend funds at hotels and motels certified by the Department of Human Services as providing human trafficking recognition training to their employees.

House Sponsors: Rep. Gregg Johnson (D)

Status: Second Reading

Oppose Bills that Allow Parole for Offenders Sentenced to Natural Life in Prison for Convictions of Multiple Class X Sex Offenses

HB 3373: All persons serving terms of imprisonment, including natural life terms for multiple Class X Sex Offenses, would be eligible for “earned reentry” if they have served at least 20 consecutive years (once fully implemented). The Prisoner Review Board will determine whether earned reentry should be granted after a hearing. The incarcerated person may petition every two years and must be provided a hearing. Applies retroactively. Provides for victim notice and participation in the hearings. For victims of Class X Sex Offenses, this change from a life sentence to allowing release breaks the promise the criminal justice system made that the offender would never be released, which may result in re-traumatization and a feeling of lost safety. Also, victims may feel a need to re-engage with the offender each time a hearing is scheduled, which could be every two years.

House Sponsors: Rep. Carol Ammons (D), Rep. Mary Flowers (D), Rep. Will Guzzardi (D), Rep. Kelly Cassidy (D), Rep. Kevin Olickal (D), Rep. Theresa Mah (D), Rep. Barbara Hernandez (D), Rep. Hoan Huynh (D), Rep. Sonya Harper (D), Rep. Anne Stava-Murray

Status: Second Reading

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In the Senate

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SB 333: ICASA's Priority Bill. Amends the mandate that hospitals and healthcare providers treating crime victims must notify law enforcement as soon as treatment permits to allow survivors of sexual assault to choose to delay notification up to 24 hours and to control what information is shared.

Senate Sponsors: Sen. David Koehler (D), Sen. Robert Peters (D), Sen. Doris Turner (D), Sen. Ann Gillespie (D), Sen. Willie Preston (D), Sen. Laura Fine (D), Sen. Celina Villanueva (D)

Status: Third Reading

HB 1397: Amends the Criminal Code to provide that criminal sexual assault and criminal sexual abuse include an act of sexual penetration or conduct using "coercive control," which is "a direct or implied threat of danger, or retribution sufficient to coerce a reasonable person of ordinary susceptibilities to perform an act that otherwise would not have been performed, or acquiesce in an act to which one otherwise would not have submitted."

Senate Sponsor: Sen. Celina Villanueva (D)

House Sponsor: Rep. Kelly Cassidy (D)

Status: Referred to Assignments in the Senate; Passed in the House 113-000-000



For more information on these bills, contact Sarah Beuning by phone (217-753-4117) or email (sbeuning@icasa.org).

HB 2607: Creates a rebuttable presumption that a child victim under 13 years of age shall testify outside the courtroom by means of a closed-circuit television (CCT). This presumption may be overcome if the defendant proves by clear and convincing evidence that the child victim will not suffer severe emotional distress. Court must make a finding that testimony by means of CCT does not prejudice the defendant.

Senate Sponsor: Sen. Chapin Rose (R)

House Sponsor: Rep. Adam Niemerg (R)

Status: Referred to Assignments in the Senate; Passed in the House 111-000-000

HB 2231: Removes liability shield from the Transportation Network Providers Act, which provides Transportation Network Companies are not common carriers, contract carriers or motor carriers. Makes companies like Lyft and Uber legally responsible for actions of their drivers, similar to taxicab companies. In *Jane Doe v. Lyft*, a passenger who was sexually assaulted by a driver struggled to sue Lyft.

Senate Sponsor: Sen. Robert F. Martwick (D)

House Sponsor: Rep. Jennifer Gong-Gershowitz (D)

Status: Referred to Assignments in the Senate; Passed in the House 073-036-000

HB 2123 & SB 1392: Creates the Digital Forgeries Act. An individual depicted in a digital forgery has a cause of action against any person who, without the consent of the depicted individual, knowingly distributes a digital forgery, or creates or solicits the creation of a digital forgery with intent to distribute: (1) in order to harass, extort, threaten, or cause physical, emotional, reputational, or economic harm to the individual falsely depicted; (2) with reckless disregard for whether such a creation, distribution, reproduction, or manipulation will cause such harm; or (3) in order to incite violence or interfere with an official proceeding.

Combined list of Senate Sponsors for HB 2123 & SB 1392: Sen. Mary Edly-Allen (D), Sen. Adriane Johnson (D), Sen. Steve Stadelman (D), Sen. Julie Morrison (D), Sen. Javier L. Cervantes (D), Sen. Karina Villa (D), Sen. Sue Rezin (R), Sen. Michael Halpin (D), Sen. Paul Faraci (D), Sen. Rachel Ventura (D), Sen. Mike Simmons (D), Sen. Cristina Castro (D), Sen. Robert Martwick (D), Sen. Ram Villivalam (D), Sen. Meg Loughran Cappel (D), Sen. Laura Ellman (D), Sen. Linda Holmes (D), Sen. Ann Gillespie (D), Sen. Suzy Glowiak Hilton (D), Sen. Mike Porfirio (D), Sen. Laura Fine (D), Sen. Sally Turner (R), Sen. Doris Turner (D), Sen. David Koehler (D), Rep. Bill Cunningham (D), Sen. Willie Preston (D), Sen. Sara Feigenholtz (D), Sen. Elgie Sims, Jr. (D), Sen. Patrick Joyce (D), Sen. Kimberly Lightford (D), Sen. Celina Villanueva (D)

HB 2123 House Sponsor: Rep. Jennifer Gong-Gershowitz (D)

HB 2123 Status: Referred to Assignments in the Senate; Passed in the House 109-000-000

SB 1392 Status: Second Reading

Oppose

SB 2073: Persons sentenced to natural life who were under 21 when crime was committed eligible for parole after serving 10 years; for aggravated criminal sexual assault after 20 years. Predatory criminal sexual assault of a child not eligible.

Senate Sponsors: Sen. Seth Lewis (R), Sen. Kimberly Lightford (D), Sen. Javier Cervantes (D), Sen. Willie Preston (D), Sen. Ann Gillespie (D), Sen. Rachel Ventura (D), Sen. Karina Villa (D), Sen. Adriane Johnson (D), Sen. Mary Edly-Allen (D), Sen. David Koehler (D)

Status: Third Reading