



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

HB2995

Introduced 2/16/2023, by Rep. Jed Davis

#### SYNOPSIS AS INTRODUCED:

20 ILCS 520/1-15

Amends the Foster Parent Law. Provides that foster parents have a right to receive an initial payment of \$480 per child to be made within 24 hours of a permanent placement. Provides that if the final monthly payment for a child amounts to \$480 or more, the amount of \$480 shall be deducted from the final monthly payment. Provides that if the final monthly payment amounts to less than \$480, the final monthly payment shall not be made.

LRB103 26969 KTG 53335 b

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Foster Parent Law is amended by changing  
5 Section 1-15 as follows:

6 (20 ILCS 520/1-15)

7 Sec. 1-15. Foster parent rights. A foster parent's rights  
8 include, but are not limited to, the following:

9 (1) The right to be treated with dignity, respect, and  
10 consideration as a professional member of the child  
11 welfare team.

12 (2) The right to be given standardized pre-service  
13 training and appropriate ongoing training to meet mutually  
14 assessed needs and improve the foster parent's skills.

15 (3) The right to be informed as to how to contact the  
16 appropriate child placement agency in order to receive  
17 information and assistance to access supportive services  
18 for children in the foster parent's care.

19 (4) The right to receive timely financial  
20 reimbursement commensurate with the care needs of the  
21 child as specified in the service plan. This shall include  
22 an initial payment of \$480 per child to be made within 24  
23 hours of a permanent placement. If the final monthly

1 payment for a child amounts to \$480 or more, the amount of  
2 \$480 shall be deducted from the final monthly payment. If  
3 the final monthly payment amounts to less than \$480, the  
4 final monthly payment shall not be made.

5 (5) The right to be provided a clear, written  
6 understanding of a placement agency's plan concerning the  
7 placement of a child in the foster parent's home. Inherent  
8 in this right is the foster parent's responsibility to  
9 support activities that will promote the child's right to  
10 relationships with his or her own family and cultural  
11 heritage.

12 (6) The right to be provided a fair, timely, and  
13 impartial investigation of complaints concerning the  
14 foster parent's licensure, to be provided the opportunity  
15 to have a person of the foster parent's choosing present  
16 during the investigation, and to be provided due process  
17 during the investigation; the right to be provided the  
18 opportunity to request and receive mediation or an  
19 administrative review of decisions that affect licensing  
20 parameters, or both mediation and an administrative  
21 review; and the right to have decisions concerning a  
22 licensing corrective action plan specifically explained  
23 and tied to the licensing standards violated.

24 (7) The right, at any time during which a child is  
25 placed with the foster parent, to receive additional or  
26 necessary information that is relevant to the care of the

1 child.

2 (7.5) The right to be given information concerning a  
3 child (i) from the Department as required under subsection  
4 (u) of Section 5 of the Children and Family Services Act  
5 and (ii) from a child welfare agency as required under  
6 subsection (c-5) of Section 7.4 of the Child Care Act of  
7 1969.

8 (8) The right to be notified of scheduled meetings and  
9 staffings concerning the foster child in order to actively  
10 participate in the case planning and decision-making  
11 process regarding the child, including individual service  
12 planning meetings, administrative case reviews,  
13 interdisciplinary staffings, and individual educational  
14 planning meetings; the right to be informed of decisions  
15 made by the courts or the child welfare agency concerning  
16 the child; the right to provide input concerning the plan  
17 of services for the child and to have that input given full  
18 consideration in the same manner as information presented  
19 by any other professional on the team; and the right to  
20 communicate with other professionals who work with the  
21 foster child within the context of the team, including  
22 therapists, physicians, attending health care  
23 professionals, and teachers.

24 (9) The right to be given, in a timely and consistent  
25 manner, any information a case worker has regarding the  
26 child and the child's family which is pertinent to the

1 care and needs of the child and to the making of a  
2 permanency plan for the child. Disclosure of information  
3 concerning the child's family shall be limited to that  
4 information that is essential for understanding the needs  
5 of and providing care to the child in order to protect the  
6 rights of the child's family. When a positive relationship  
7 exists between the foster parent and the child's family,  
8 the child's family may consent to disclosure of additional  
9 information.

10 (10) The right to be given reasonable written notice  
11 of (i) any change in a child's case plan, (ii) plans to  
12 terminate the placement of the child with the foster  
13 parent, and (iii) the reasons for the change or  
14 termination in placement. The notice shall be waived only  
15 in cases of a court order or when the child is determined  
16 to be at imminent risk of harm.

17 (11) The right to be notified in a timely and complete  
18 manner of all court hearings, including notice of the date  
19 and time of the court hearing, the name of the judge or  
20 hearing officer hearing the case, the location of the  
21 hearing, and the court docket number of the case; and the  
22 right to intervene in court proceedings or to seek  
23 mandamus under the Juvenile Court Act of 1987.

24 (12) The right to be considered as a placement option  
25 when a foster child who was formerly placed with the  
26 foster parent is to be re-entered into foster care, if

1           that placement is consistent with the best interest of the  
2           child and other children in the foster parent's home.

3           (13) The right to have timely access to the child  
4           placement agency's existing appeals process and the right  
5           to be free from acts of harassment and retaliation by any  
6           other party when exercising the right to appeal.

7           (14) The right to be informed of the Foster Parent  
8           Hotline established under Section 35.6 of the Children and  
9           Family Services Act and all of the rights accorded to  
10          foster parents concerning reports of misconduct by  
11          Department employees, service providers, or contractors,  
12          confidential handling of those reports, and investigation  
13          by the Inspector General appointed under Section 35.5 of  
14          the Children and Family Services Act.

15          (Source: P.A. 99-581, eff. 1-1-17.)