



Rep. Ann M. Williams

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10300SB1999ham001

LRB103 30669 KTG 60671 a

1 AMENDMENT TO SENATE BILL 1999

2 AMENDMENT NO. _____. Amend Senate Bill 1999 by replacing
3 everything after the enacting clause with the following:

4 "Section 10. The Abandoned Newborn Infant Protection Act
5 is amended by changing Sections 5, 10, 20, 22, 35, 37, 40, 45,
6 50, 55, 60, and 65 as follows:

7 (325 ILCS 2/5)

8 Sec. 5. Public policy. Illinois recognizes that newborn
9 infants have been abandoned to the environment or to other
10 circumstances that may be unsafe to the newborn infant. These
11 circumstances have caused injury and death to newborn infants
12 and give rise to potential civil or criminal liability to
13 parents who may be under severe emotional distress. It is
14 recognized that establishing an adoption plan is preferable to
15 relinquishing a child using the procedures outlined in this
16 Act, but to reduce the chance of injury to a newborn infant,

1 this Act provides a safer alternative. This Act is intended to
2 provide a mechanism for a newborn infant to be relinquished to
3 a safe environment and for the parents of the infant to remain
4 anonymous if they choose and to avoid civil or criminal
5 liability for the act of relinquishing the infant. ~~It is~~
6 ~~recognized that establishing an adoption plan is preferable to~~
7 ~~relinquishing a child using the procedures outlined in this~~
8 ~~Act, but to reduce the chance of injury to a newborn infant,~~
9 ~~this Act provides a safer alternative.~~

10 A public information campaign on this delicate issue shall
11 be implemented to encourage parents considering abandonment of
12 their newborn child to relinquish the child under the
13 procedures outlined in this Act, to choose a traditional
14 adoption plan, or to parent a child themselves rather than
15 place the newborn infant in harm's way.

16 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01.)

17 (325 ILCS 2/10)

18 Sec. 10. Definitions. In this Act:

19 "Abandon" has the same meaning as in the Abused and
20 Neglected Child Reporting Act.

21 "Abused child" has the same meaning as in the Abused and
22 Neglected Child Reporting Act.

23 "Child welfare ~~Child-placing~~ agency" means an Illinois a
24 licensed public or private agency that receives a child for
25 the purpose of placing or arranging for the placement of the

1 child in a foster or pre-adoptive family home or other
2 facility for child care, apart from the custody of the child's
3 parents.

4 "Department" or "DCFS" means the Illinois Department of
5 Children and Family Services.

6 "Emergency medical facility" means a freestanding
7 emergency center or trauma center, as defined in the Emergency
8 Medical Services (EMS) Systems Act.

9 "Emergency medical professional" includes licensed
10 physicians, and any emergency medical technician, emergency
11 medical technician-intermediate, advanced emergency medical
12 technician, paramedic, trauma nurse specialist, and
13 pre-hospital registered nurse, as defined in the Emergency
14 Medical Services (EMS) Systems Act.

15 "Fire station" means a fire station within the State with
16 at least one staff person.

17 "Hospital" has the same meaning as in the Hospital
18 Licensing Act.

19 "Legal custody" means the relationship created by a court
20 order in the best interest of a newborn infant that imposes on
21 the infant's custodian the responsibility of physical
22 possession of the infant, the duty to protect, train, and
23 discipline the infant, and the duty to provide the infant with
24 food, shelter, education, and medical care, except as these
25 are limited by parental rights and responsibilities.

26 "Neglected child" has the same meaning as in the Abused

1 and Neglected Child Reporting Act.

2 "Newborn infant" means a child who a licensed physician
3 reasonably believes is 30 days old or less at the time the
4 child is initially relinquished to a hospital, police station,
5 fire station, or emergency medical facility, and who is not an
6 abused or a neglected child.

7 "Parent" or "biological parent" or "birth parent" means a
8 person who has established maternity or paternity of the
9 newborn infant through genetic testing.

10 "Police station" means a municipal police station, a
11 county sheriff's office, a campus police department located on
12 any college or university owned or controlled by the State or
13 any private college or private university that is not owned or
14 controlled by the State when employees of the campus police
15 department are present, or any of the district headquarters of
16 the Illinois State Police.

17 "Relinquish" means to bring a newborn infant, who a
18 licensed physician reasonably believes is 30 days old or less,
19 to a hospital, police station, fire station, or emergency
20 medical facility and to leave the infant with personnel of the
21 facility, if the person leaving the infant does not express an
22 intent to return for the infant or states that he or she will
23 not return for the infant. In the case of a mother who gives
24 birth to an infant in a hospital, the mother's act of leaving
25 that newborn infant at the hospital (i) without expressing an
26 intent to return for the infant or (ii) stating that she will

1 not return for the infant is not a "relinquishment" under this
2 Act.

3 "Temporary protective custody" means the temporary
4 placement of a newborn infant within a hospital or other
5 medical facility out of the custody of the infant's parent.

6 (Source: P.A. 97-293, eff. 8-11-11; 98-973, eff. 8-15-14.)

7 (325 ILCS 2/20)

8 Sec. 20. Procedures with respect to relinquished newborn
9 infants.

10 (a) Hospitals. Every hospital must accept and provide all
11 necessary emergency services and care to a relinquished
12 newborn infant, in accordance with this Act. The hospital
13 shall examine a relinquished newborn infant and perform tests
14 that, based on reasonable medical judgment, are appropriate in
15 evaluating whether the relinquished newborn infant was abused
16 or neglected.

17 The act of relinquishing a newborn infant serves as
18 implied consent for the hospital and its medical personnel and
19 physicians on staff to treat and provide care for the infant.

20 The hospital shall be deemed to have temporary protective
21 custody of a relinquished newborn infant until the infant is
22 discharged to the custody of a child welfare ~~child-placing~~
23 agency or the Department. The hospital shall provide all
24 available medical records and information to the Department
25 and the child welfare agency that has accepted the referral of

1 the infant in accordance with Section 50.

2 (b) Fire stations and emergency medical facilities. Every
3 fire station and emergency medical facility must accept and
4 provide all necessary emergency services and care to a
5 relinquished newborn infant, in accordance with this Act.

6 The act of relinquishing a newborn infant serves as
7 implied consent for the fire station or emergency medical
8 facility and its emergency medical professionals to treat and
9 provide care for the infant, to the extent that those
10 emergency medical professionals are trained to provide those
11 services.

12 After the relinquishment of a newborn infant to a fire
13 station or emergency medical facility, the fire station or
14 emergency medical facility's personnel must arrange for the
15 transportation of the infant to the nearest hospital as soon
16 as transportation can be arranged.

17 If the person who relinquished or a person claiming to be
18 the parent of a newborn infant returns to reclaim the infant
19 ~~child~~ within 30 days ~~72 hours~~ after the infant was
20 relinquished ~~relinquishing the child~~ to a fire station or
21 emergency medical facility, the fire station or emergency
22 medical facility must inform such person ~~the parent~~ of the
23 name and location of the hospital to which the infant was
24 transported.

25 (c) Police stations. Every police station must accept a
26 relinquished newborn infant, in accordance with this Act.

1 After the relinquishment of a newborn infant to a police
2 station, the police station must arrange for the
3 transportation of the infant to the nearest hospital as soon
4 as transportation can be arranged. The act of relinquishing a
5 newborn infant serves as implied consent for the hospital to
6 which the infant is transported and that hospital's medical
7 personnel and physicians on staff to treat and provide care
8 for the infant.

9 If the person who relinquished or a person claiming to be
10 the parent of a newborn infant returns to reclaim the infant
11 within 30 days ~~72 hours~~ after the infant was relinquished
12 ~~relinquishing the infant~~ to a police station, the police
13 station must inform such person ~~the parent~~ of the name and
14 location of the hospital to which the infant was transported.

15 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;
16 93-820, eff. 7-27-04.)

17 (325 ILCS 2/22)

18 Sec. 22. Signage ~~Signs~~. Every hospital, fire station,
19 emergency medical facility, and police station that is
20 required to accept a relinquished newborn infant in accordance
21 with this Act must post, either by physical or electronic
22 means, a sign in a conspicuous place on the exterior of the
23 building housing the facility informing persons that a newborn
24 infant may be relinquished at the facility in accordance with
25 this Act. The Department shall prescribe specifications for

1 the signs and for their placement that will ensure statewide
2 uniformity.

3 ~~This Section does not apply to a hospital, fire station,~~
4 ~~emergency medical facility, or police station that has a sign~~
5 ~~that is consistent with the requirements of this Section that~~
6 ~~is posted on the effective date of this amendatory Act of the~~
7 ~~95th General Assembly.~~

8 (Source: P.A. 102-4, eff. 4-27-21.)

9 (325 ILCS 2/35)

10 Sec. 35. Information for relinquishing person.

11 (a) The ~~A~~ hospital, police station, fire station, or
12 emergency medical facility that receives a newborn infant
13 relinquished in accordance with this Act shall ~~must~~ offer ~~an~~
14 ~~information packet~~ to the relinquishing person information
15 about the relinquishment process and, either in writing or by
16 referring such person to a website or other electronic
17 resource, such information shall state ~~if possible, must~~
18 ~~clearly inform the relinquishing person~~ that his or her
19 acceptance of the information is completely voluntary. The
20 information packet must include all of the following:

21 (1) (Blank).

22 (2) Written notice of the following:

23 (A) No sooner than 60 days following the date of
24 the initial relinquishment of the infant to a
25 hospital, police station, fire station, or emergency

1 medical facility, the child welfare ~~child placing~~
2 agency or the Department will commence proceedings for
3 the termination of parental rights and placement of
4 the infant for adoption.

5 (B) Failure of a parent of the infant to contact
6 the Department and petition for the return of custody
7 of the infant before termination of parental rights
8 bars any future action asserting legal rights with
9 respect to the infant.

10 (3) A resource list of providers of counseling
11 services including grief counseling, pregnancy counseling,
12 and counseling regarding adoption and other available
13 options for placement of the infant.

14 Upon request of a parent, the Department of Public Health
15 shall provide the application forms for the Illinois Adoption
16 Registry and Medical Information Exchange.

17 (b) The information offered ~~packet given~~ to a
18 relinquishing person ~~parent~~ in accordance with this Act shall
19 include, in addition to other information required under this
20 Act, the following:

21 (1) Information ~~A brochure (with a self-mailer~~
22 ~~attached)~~ that describes this Act and the rights of birth
23 parents, including an option ~~optional section~~ for the
24 parent to complete and mail to the Department of Children
25 and Family Services a form, that shall ask for basic
26 anonymous background information about the relinquished

1 child. This form ~~brochure~~ shall be maintained by the
2 Department on its website.

3 (2) Information about ~~A brochure that describes~~ the
4 Illinois Adoption Registry, including a toll-free number
5 and website information. ~~This brochure shall be maintained~~
6 ~~on the Office of Vital Records website.~~

7 (3) Information about a mother's ~~A brochure describing~~
8 postpartum health ~~information for the mother.~~

9 The information provided in writing or through electronic
10 means ~~packet~~ shall be designed in coordination between the
11 Office of Vital Records and the Department of Children and
12 Family Services. The Failure to provide such information under
13 this Section or the failure of the relinquishing person to
14 accept such information shall not invalidate the
15 relinquishment under this Act. ~~, with the exception of the~~
16 ~~resource list of providers of counseling services and adoption~~
17 ~~agencies, which shall be provided by the hospital, fire~~
18 ~~station, police station, sheriff's office, or emergency~~
19 ~~medical facility.~~

20 (Source: P.A. 96-1114, eff. 7-20-10; 97-333, eff. 8-12-11.)

21 (325 ILCS 2/37)

22 Sec. 37. Public disclosure of information prohibited.
23 Emergency medical professionals, employees, or other persons
24 engaged in the administration or operation of a fire station,
25 police station, hospital, emergency medical facility, child

1 welfare ~~child-placing~~ agency, or the Department where a
2 newborn infant ~~baby~~ has been relinquished or transferred under
3 this Act, are prohibited from publicly disclosing any
4 information concerning the relinquishment of the infant and
5 the individuals involved, except as otherwise provided by law.
6 (Source: P.A. 95-549, eff. 6-1-08.)

7 (325 ILCS 2/40)

8 Sec. 40. Reporting requirements.

9 (a) Within 12 hours after accepting a newborn infant from
10 a relinquishing person or from a police station, fire station,
11 or emergency medical facility in accordance with this Act, a
12 hospital must report to the Department's State Central
13 Registry for the purpose of transferring physical custody of
14 the infant from the hospital to either a child welfare
15 ~~child-placing~~ agency or the Department.

16 (b) Within 24 hours after receiving a report under
17 subsection (a), the Department must request assistance from
18 law enforcement officials to investigate the matter using the
19 National Crime Information Center to ensure that the
20 relinquished newborn infant is not a missing child.

21 (c) Once a hospital has made a report to the Department
22 under subsection (a), the Department must arrange for a
23 licensed child welfare ~~child-placing~~ agency to accept physical
24 custody of the relinquished newborn infant.

25 (d) If a relinquished child is not a newborn infant as

1 defined in this Act, the hospital and the Department must
2 proceed as if the child is an abused or neglected child.

3 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;
4 93-820, eff. 7-27-04.)

5 (325 ILCS 2/45)

6 Sec. 45. Medical assistance. Notwithstanding any other
7 provision of law, a newborn infant relinquished in accordance
8 with this Act shall be deemed eligible for medical assistance
9 under the Illinois Public Aid Code, and a hospital providing
10 medical services to such an infant shall be reimbursed for
11 those services in accordance with the payment methodologies
12 authorized under that Code. In addition, for any day that a
13 hospital has custody of a newborn infant relinquished in
14 accordance with this Act and the infant does not require
15 medically necessary care, the hospital shall be reimbursed by
16 the Department of Healthcare and Family Services at the
17 general acute care per diem rate, in accordance with 89 Ill.
18 Adm. Code 148.270(c). The hospital shall complete and submit
19 an application for medical assistance provided under Article V
20 of the Illinois Public Aid Code on behalf of the infant. The
21 Department of Healthcare and Family Services may adopt rules
22 in accordance with this Section.

23 (Source: P.A. 95-331, eff. 8-21-07.)

24 (325 ILCS 2/50)

1 Sec. 50. Child welfare ~~Child placing~~ agency procedures.

2 (a) The Department's State Central Registry must maintain
3 a list of licensed child welfare ~~child placing~~ agencies
4 willing to take legal custody of newborn infants relinquished
5 in accordance with this Act. The child welfare ~~child placing~~
6 agencies on the list must be contacted by the Department on a
7 rotating basis upon notice from a hospital that a newborn
8 infant has been relinquished in accordance with this Act.

9 (b) Upon notice from the Department that a newborn infant
10 has been relinquished in accordance with this Act, a child
11 welfare ~~child placing~~ agency must accept the newborn infant if
12 the agency has the accommodations to do so. The child welfare
13 ~~child placing~~ agency must seek an order for legal custody of
14 the infant upon its acceptance of the infant.

15 (c) Within 3 business days after accepting the referral
16 from the Department ~~assuming physical custody of the infant,~~
17 the child welfare ~~child placing~~ agency shall file a petition
18 for custody in the division of the circuit court in which
19 petitions for adoption would normally be heard. The petition
20 for custody shall allege that the newborn infant has been
21 relinquished in accordance with this Act and shall request
22 ~~state~~ that the child welfare ~~child placing~~ agency be given the
23 authority ~~intends~~ to place the infant in an adoptive home,
24 foster home, child care facility, or other facility
25 appropriate for the needs of the infant. No filing or
26 appearance fees shall be charged to any petitioner.

1 (d) If no licensed child welfare ~~child-placing~~ agency is
2 able to accept the relinquished newborn infant, then the
3 Department must assume responsibility for the infant as soon
4 as practicable.

5 (e) A custody order issued under subsection (b) shall
6 grant the child welfare agency the authority to make medical
7 and health-related decisions for the infant. The order shall
8 remain in effect until a final ~~adoption~~ order based on the
9 relinquished newborn infant's best interests is issued in
10 accordance with this Act and the Adoption Act.

11 (f) When possible, the child welfare ~~child-placing~~ agency
12 must place a relinquished newborn infant in a prospective
13 adoptive home.

14 (g) The Department or child welfare ~~child-placing~~ agency
15 must initiate proceedings to (i) terminate the parental rights
16 of the relinquished newborn infant's known or unknown parents,
17 (ii) appoint a guardian for the infant, and (iii) obtain
18 consent to the infant's adoption in accordance with this Act
19 no sooner than 60 days following the date of the initial
20 relinquishment of the infant to the hospital, police station,
21 fire station, or emergency medical facility.

22 (h) Before filing a petition for termination of parental
23 rights, the Department or child welfare ~~child-placing~~ agency
24 must do the following:

25 (1) If the name of either the biological parent is
26 known, search the Illinois ~~Search its~~ Putative Father

1 Registry for the purpose of determining the identity and
2 location of the putative father of the relinquished
3 newborn infant who is, or is expected to be, the subject of
4 an adoption proceeding, in order to provide notice of the
5 proceeding to the putative father. At least one search of
6 the Registry must be conducted, at least 30 days after the
7 relinquished newborn infant's estimated date of birth;
8 earlier searches may be conducted, however. Notice to any
9 potential putative father discovered in a search of the
10 Registry according to the estimated age of the
11 relinquished newborn infant must be in accordance with the
12 Code of Civil Procedure or Section 12a of the Adoption
13 Act. If the names of all the alleged parents are unknown,
14 then a search is not required under this Section.

15 (2) Verify with the Department that, in accordance
16 with subsection (b) of Section 40, with law enforcement
17 officials, using the National Crime Information Center,
18 ~~that~~ the relinquished newborn infant is not a missing
19 child.

20 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;
21 93-820, eff. 7-27-04.)

22 (325 ILCS 2/55)

23 Sec. 55. Petition for return of custody.

24 (a) A parent or person claiming to be a parent of a newborn
25 infant relinquished in accordance with this Act may petition

1 for the return of custody of the infant before the termination
2 of parental rights with respect to the infant.

3 (b) A parent of a newborn infant relinquished in
4 accordance with this Act may petition for the return of
5 custody of the infant by contacting the Department for the
6 purpose of obtaining the name of the child welfare
7 ~~child placing~~ agency with custody of the infant and the
8 appropriate court in which the petition for return of custody
9 of the infant must be filed, and then filing a petition for
10 return of custody in the circuit court in which the proceeding
11 for the termination of parental rights is pending. No filing
12 fees or appearance fees shall be charged to any petitioner.

13 (c) (Blank). ~~If a petition for the termination of parental~~
14 ~~rights has not been filed by the Department or the~~
15 ~~child placing agency, the parent of the relinquished newborn~~
16 ~~infant must contact the Department, which must notify the~~
17 ~~parent of the appropriate court in which the petition for~~
18 ~~return of custody must be filed.~~

19 (d) The circuit court may hold the proceeding for the
20 termination of parental rights in abeyance for a period not to
21 exceed 60 days from the date that the petition for return of
22 custody was filed without a showing of good cause. During that
23 period:

24 (1) The court shall order genetic testing to establish
25 maternity or paternity, or both.

26 (2) The Department shall conduct a child protective

1 investigation and home study to develop recommendations to
2 the court.

3 (3) When indicated as a result of the Department's
4 investigation and home study, further proceedings under
5 the Juvenile Court Act of 1987 as the court determines
6 appropriate, may be conducted. However, relinquishment of
7 a newborn infant in accordance with this Act does not
8 render the infant abused, neglected, or abandoned solely
9 because the newborn infant was relinquished to a hospital,
10 police station, fire station, or emergency medical
11 facility in accordance with this Act.

12 (4) The court shall appoint a guardian ad litem to
13 represent the interests of the infant.

14 (e) Failure to file a petition for the return of custody of
15 a relinquished newborn infant before the termination of
16 parental rights bars any future action asserting legal rights
17 with respect to the infant unless the parent's act of
18 relinquishment that led to the termination of parental rights
19 involved fraud perpetrated against and not stemming from or
20 involving the parent of the newborn infant. No action to void
21 or revoke the termination of parental rights of a parent of a
22 newborn infant relinquished in accordance with this Act,
23 including an action based on fraud, may be commenced after 12
24 months after the date that the newborn infant was initially
25 relinquished to a hospital, police station, fire station, or
26 emergency medical facility.

1 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;
2 93-820, eff. 7-27-04.)

3 (325 ILCS 2/60)

4 Sec. 60. Department's duties. The Department must
5 implement a public information program to promote safe
6 placement alternatives for newborn infants. The public
7 information program must inform the public of the following:

8 (1) The relinquishment alternative provided for in
9 this Act, which results in the adoption of a newborn
10 infant relinquished under 30 ~~7~~ days of age and which
11 provides for the parent's anonymity, if the parent so
12 chooses.

13 (2) The alternative of adoption through a public or
14 private agency, in which the parent's identity may or may
15 not be known to the agency, but is kept anonymous from the
16 adoptive parents, if the birth parent so desires, and
17 which allows the parent to be actively involved in the
18 child's adoption plan.

19 The public information program may include, but need not
20 be limited to, the following elements:

21 (i) Educational and informational materials in print,
22 audio, video, electronic or other media.

23 (ii) Establishment of a web site.

24 (iii) Public service announcements and advertisements.

25 (iv) Establishment of toll-free telephone hotlines to

1 provide information.

2 (Source: P.A. 94-941, eff. 6-26-06.)

3 (325 ILCS 2/65)

4 Sec. 65. Evaluation.

5 (a) The Department shall collect and analyze information
6 regarding the relinquishment of newborn infants and placement
7 of children under this Act. Police stations, fire stations,
8 emergency medical facilities, and medical professionals
9 accepting and providing services to a newborn infant under
10 this Act shall report to the Department data necessary for the
11 Department to evaluate and determine the effect of this Act in
12 the prevention of injury or death of newborn infants. Child
13 welfare ~~Child placing~~ agencies shall report to the Department
14 data necessary to evaluate and determine the effectiveness of
15 these agencies in providing child protective and child welfare
16 services to newborn infants relinquished under this Act.

17 (b) The information collected shall include, but need not
18 be limited to: the number of newborn infants relinquished; the
19 category of the place of relinquishment (hospital, police
20 station, fire station, or emergency medical facility); the
21 services provided to relinquished newborn infants; the outcome
22 of care for the relinquished newborn infants; the number and
23 disposition of cases of relinquished newborn infants subject
24 to placement; the number of children accepted and served by
25 child welfare ~~child placing~~ agencies; and the services

1 provided by child welfare ~~child placing~~ agencies and the
2 disposition of the cases of the children placed under this
3 Act.

4 (c) The Department shall submit a report by January 1,
5 2002, and on January 1 of each year thereafter, to the Governor
6 and General Assembly regarding the prevention of injury or
7 death of newborn infants and the effect of placements of
8 children under this Act. The report shall include, but need
9 not be limited to, a summary of collected data, an analysis of
10 the data and conclusions regarding the Act's effectiveness, a
11 determination whether the purposes of the Act are being
12 achieved, and recommendations for changes that may be
13 considered necessary to improve the administration and
14 enforcement of this Act.

15 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;
16 93-820, eff. 7-27-04.)

17 Section 15. The Immunization Data Registry Act is amended
18 by changing Section 20 as follows:

19 (410 ILCS 527/20)

20 Sec. 20. Confidentiality of information; release of
21 information; statistics; panel on expanding access.

22 (a) Records maintained as part of the immunization data
23 registry are confidential.

24 (b) The Department may release an individual's

1 confidential information to the individual or to the
2 individual's parent or guardian if the individual is less than
3 18 years of age.

4 (c) Subject to subsection (d) of this Section, the
5 Department may release information in the immunization data
6 registry concerning an individual to the following entities:

7 (1) The immunization data registry of another state.

8 (2) A health care provider or a health care provider's
9 designee.

10 (3) A local health department.

11 (4) An elementary or secondary school that is attended
12 by the individual.

13 (5) A licensed child care center in which the
14 individual is enrolled.

15 (6) A licensed child welfare ~~child placing~~ agency.

16 (7) A college or university that is attended by the
17 individual.

18 (8) The Department of Healthcare and Family Services
19 or a managed care entity contracted with the Department of
20 Healthcare and Family Services to coordinate the provision
21 of medical care to enrollees of the medical assistance
22 program.

23 (d) Before immunization data may be released to an entity,
24 the entity must enter into an agreement with the Department
25 that provides that information that identifies a patient will
26 not be released to any other person without the written

1 consent of the patient.

2 (e) The Department may release summary statistics
3 regarding information in the immunization data registry if the
4 summary statistics do not reveal the identity of an
5 individual.

6 (Source: P.A. 97-117, eff. 7-14-11; 98-651, eff. 6-16-14.)

7 Section 20. The Illinois Parentage Act of 2015 is amended
8 by changing Section 602 as follows:

9 (750 ILCS 46/602)

10 Sec. 602. Standing. A complaint to adjudicate parentage
11 shall be verified, shall be designated a petition, and shall
12 name the person or persons alleged to be the parent of the
13 child. Subject to Article 3 and Sections 607, 608, and 609 of
14 this Act, a proceeding to adjudicate parentage may be
15 maintained by:

16 (a) the child;

17 (b) the mother of the child;

18 (c) a pregnant woman;

19 (d) a man presumed or alleging himself to be the
20 parent of the child;

21 (e) a woman presumed or alleging herself to be the
22 parent of the child;

23 (f) the support-enforcement agency or other
24 governmental agency authorized by other law;

1 (g) any person or public agency that has physical
2 possession of or has custody of or has been allocated
3 parental responsibilities for, is providing financial
4 support to, or has provided financial support to the
5 child;

6 (h) the Department of Healthcare and Family Services
7 if it is providing, or has provided, financial support to
8 the child or if it is assisting with child support
9 collections services;

10 (i) an authorized adoption agency or licensed child
11 welfare ~~child-placing~~ agency;

12 (j) a representative authorized by law to act for an
13 individual who would otherwise be entitled to maintain a
14 proceeding but who is deceased, incapacitated, or a minor;
15 or

16 (k) an intended parent.

17 (Source: P.A. 99-85, eff. 1-1-16; 99-769, eff. 1-1-17.)

18 Section 25. The Adoption Act is amended by changing
19 Sections 4.1 and 10 as follows:

20 (750 ILCS 50/4.1) (from Ch. 40, par. 1506)

21 Sec. 4.1. Adoption between multiple jurisdictions. It is
22 the public policy of this State to promote child welfare in
23 adoption between multiple jurisdictions by implementing
24 standards that foster permanency for children in an

1 expeditious manner while considering the best interests of the
2 child as paramount. Ensuring that standards for
3 interjurisdictional adoption are clear and applied
4 consistently, efficiently, and reasonably will promote the
5 best interests of the child in finding a permanent home.

6 (a) The Department of Children and Family Services shall
7 promulgate rules regarding the approval and regulation of
8 agencies providing, in this State, adoption services, as
9 defined in Section 2.24 of the Child Care Act of 1969, which
10 shall include, but not be limited to, a requirement that any
11 agency shall be licensed in this State as a child welfare
12 agency as defined in Section 2.08 of the Child Care Act of
13 1969. Any out-of-state agency, if not licensed in this State
14 as a child welfare agency, must obtain the approval of the
15 Department in order to act as a sending agency, as defined in
16 Section 1 of the Interstate Compact on Placement of Children
17 Act, seeking to place a child into this State through a
18 placement subject to the Interstate Compact on the Placement
19 of Children. An out-of-state agency, if not licensed in this
20 State as a child welfare agency, is prohibited from providing
21 in this State adoption services, as defined by Section 2.24 of
22 the Child Care Act of 1969; shall comply with Section 12C-70 of
23 the Criminal Code of 2012; and shall provide all of the
24 following to the Department:

25 (1) A copy of the agency's current license or other
26 form of authorization from the approving authority in the

1 agency's state. If no license or authorization is issued,
2 the agency must provide a reference statement, from the
3 approving authority, stating that the agency is authorized
4 to place children in foster care or adoption or both in its
5 jurisdiction.

6 (2) A description of the program, including home
7 studies, placements, and supervisions, that the child
8 welfare ~~child-placing~~ agency conducts within its
9 geographical area, and, if applicable, adoptive placements
10 and the finalization of adoptions. The child welfare ~~child~~
11 ~~placing~~ agency must accept continued responsibility for
12 placement planning and replacement if the placement fails.

13 (3) Notification to the Department of any significant
14 child welfare ~~child-placing~~ agency changes after approval.

15 (4) Any other information the Department may require.

16 The rules shall also provide that any agency that places
17 children for adoption in this State may not, in any policy or
18 practice relating to the placement of children for adoption,
19 discriminate against any child or prospective adoptive parent
20 on the basis of race.

21 (a-5) (Blank).

22 (b) Interstate adoptions.

23 (1) All interstate adoption placements under this Act
24 shall comply with the Child Care Act of 1969 and the
25 Interstate Compact on the Placement of Children. The
26 placement of children with relatives by the Department of

1 Children and Family Services shall also comply with
2 subsection (b) of Section 7 of the Children and Family
3 Services Act. The Department may promulgate rules to
4 implement interstate adoption placements, including those
5 requirements set forth in this Section.

6 (2) If an adoption is finalized prior to bringing or
7 sending a child to this State, compliance with the
8 Interstate Compact on the Placement of Children is not
9 required.

10 (3) Approval requirements. The Department shall
11 promulgate procedures for interstate adoption placements
12 of children under this Act. No later than September 24,
13 2017 (30 days after the effective date of Public Act
14 100-344), the Department shall distribute a written list
15 of all preadoption approval requirements to all Illinois
16 licensed child welfare agencies performing adoption
17 services, and all out-of-state agencies approved under
18 this Section, and shall post the requirements on the
19 Department's website. The Department may not require any
20 further preadoption requirements other than those set
21 forth in the procedures required under this paragraph. The
22 procedures shall reflect the standard of review as stated
23 in the Interstate Compact on the Placement of Children and
24 approval shall be given by the Department if the placement
25 appears not to be contrary to the best interests of the
26 child.

1 (4) Time for review and decision. In all cases where
2 the child to be placed is not a youth in care in Illinois
3 or any other state, a provisional or final approval for
4 placement shall be provided in writing from the Department
5 in accordance with the Interstate Compact on the Placement
6 of Children. Approval or denial of the placement must be
7 given by the Department as soon as practicable, but in no
8 event more than 3 business days of the receipt of the
9 completed referral packet by the Department's Interstate
10 Compact Administrator. Receipt of the packet shall be
11 evidenced by the packet's arrival at the address
12 designated by the Department to receive such referrals.
13 The written decision to approve or deny the placement
14 shall be communicated in an expeditious manner, including,
15 but not limited to, electronic means referenced in
16 paragraph (b)(7) of this Section, and shall be provided to
17 all Illinois licensed child welfare agencies involved in
18 the placement, all out-of-state child placing agencies
19 involved in the placement, and all attorneys representing
20 the prospective adoptive parent or biological parent. If,
21 during its initial review of the packet, the Department
22 believes there are any incomplete or missing documents, or
23 missing information, as required in paragraph (b)(3), the
24 Department shall, as soon as practicable, but in no event
25 more than 2 business days of receipt of the packet,
26 communicate a list of any incomplete or missing documents

1 and information to all Illinois licensed child welfare
2 agencies involved in the placement, all out-of-state child
3 placing agencies involved in the placement, and all
4 attorneys representing the adoptive parent or biological
5 parent. This list shall be communicated in an expeditious
6 manner, including, but not limited to, electronic means
7 referenced in paragraph (b) (7) of this Section.

8 (5) Denial of approval. In all cases where the child
9 to be placed is not a youth in the care of any state, if
10 the Department denies approval of an interstate placement,
11 the written decision referenced in paragraph (b) (4) of
12 this Section shall set forth the reason or reasons why the
13 placement was not approved and shall reference which
14 requirements under paragraph (b) (3) of this Section were
15 not met. The written decision shall be communicated in an
16 expeditious manner, including, but not limited to,
17 electronic means referenced in paragraph (b) (7) of this
18 Section, to all Illinois licensed child welfare agencies
19 involved in the placement, all out-of-state child placing
20 agencies involved in the placement, and all attorneys
21 representing the prospective adoptive parent or biological
22 parent.

23 (6) Provisional approval. Nothing in paragraphs (b) (3)
24 through (b) (5) of this Section shall preclude the
25 Department from issuing provisional approval of the
26 placement pending receipt of any missing or incomplete

1 documents or information.

2 (7) Electronic communication. All communications
3 concerning an interstate placement made between the
4 Department and an Illinois licensed child welfare agency,
5 an out-of-state child placing agency, and attorneys
6 representing the prospective adoptive parent or biological
7 parent, including the written communications referenced in
8 this Section, may be made through any type of electronic
9 means, including, but not limited to, electronic mail.

10 (c) Intercountry adoptions. The adoption of a child, if
11 the child is a habitual resident of a country other than the
12 United States and the petitioner is a habitual resident of the
13 United States, or, if the child is a habitual resident of the
14 United States and the petitioner is a habitual resident of a
15 country other than the United States, shall comply with the
16 Intercountry Adoption Act of 2000, as amended, and the
17 Immigration and Nationality Act, as amended. In the case of an
18 intercountry adoption that requires oversight by the adoption
19 services governed by the Intercountry Adoption Universal
20 Accreditation Act of 2012, this State shall not impose any
21 additional preadoption requirements.

22 (d) (Blank).

23 (e) Re-adoption after an intercountry adoption.

24 (1) Any time after a minor child has been adopted in a
25 foreign country and has immigrated to the United States,
26 the adoptive parent or parents of the child may petition

1 the court for a judgment of adoption to re-adopt the child
2 and confirm the foreign adoption decree.

3 (2) The petitioner must submit to the court one or
4 more of the following to verify the foreign adoption:

5 (i) an immigrant visa for the child issued by
6 United States Citizenship and Immigration Services of
7 the U.S. Department of Homeland Security that was
8 valid at the time of the child's immigration;

9 (ii) a decree, judgment, certificate of adoption,
10 adoption registration, or equivalent court order,
11 entered or issued by a court of competent jurisdiction
12 or administrative body outside the United States,
13 establishing the relationship of parent and child by
14 adoption; or

15 (iii) such other evidence deemed satisfactory by
16 the court.

17 (3) The child's immigrant visa shall be prima facie
18 proof that the adoption was established in accordance with
19 the laws of the foreign jurisdiction and met United States
20 requirements for immigration.

21 (4) If the petitioner submits documentation that
22 satisfies the requirements of paragraph (2), the court
23 shall not appoint a guardian ad litem for the minor who is
24 the subject of the proceeding, shall not require any
25 further termination of parental rights of the child's
26 biological parents, nor shall it require any home study,

1 investigation, post-placement visit, or background check
2 of the petitioner.

3 (5) The petition may include a request for change of
4 the child's name and any other request for specific relief
5 that is in the best interests of the child. The relief may
6 include a request for a revised birth date for the child if
7 supported by evidence from a medical or dental
8 professional attesting to the appropriate age of the child
9 or other collateral evidence.

10 (6) Two adoptive parents who adopted a minor child
11 together in a foreign country while married to one another
12 may file a petition for adoption to re-adopt the child
13 jointly, regardless of whether their marriage has been
14 dissolved. If either parent whose marriage was dissolved
15 has subsequently remarried or entered into a civil union
16 with another person, the new spouse or civil union partner
17 shall not join in the petition to re-adopt the child,
18 unless the new spouse or civil union partner is seeking to
19 adopt the child. If either adoptive parent does not join
20 in the petition, he or she must be joined as a party
21 defendant. The defendant parent's failure to participate
22 in the re-adoption proceeding shall not affect the
23 existing parental rights or obligations of the parent as
24 they relate to the minor child, and the parent's name
25 shall be placed on any subsequent birth record issued for
26 the child as a result of the re-adoption proceeding.

1 (7) An adoptive parent who adopted a minor child in a
2 foreign country as an unmarried person may file a petition
3 for adoption to re-adopt the child as a sole petitioner,
4 even if the adoptive parent has subsequently married or
5 entered into a civil union.

6 (8) If one of the adoptive parents who adopted a minor
7 child dies prior to a re-adoption proceeding, the deceased
8 parent's name shall be placed on any subsequent birth
9 record issued for the child as a result of the re-adoption
10 proceeding.

11 (Source: P.A. 99-49, eff. 7-15-15; 100-344, eff. 8-25-17;
12 100-863, eff. 8-14-18.)

13 (750 ILCS 50/10) (from Ch. 40, par. 1512)

14 Sec. 10. Forms of consent and surrender; execution and
15 acknowledgment thereof.

16 A. The form of consent required for the adoption of a born
17 child shall be substantially as follows:

18 FINAL AND IRREVOCABLE CONSENT TO ADOPTION

19 I,, (relationship, e.g., mother, father, relative,
20 guardian) of, a male or female (circle one) child, state:

21 That such child was born on at

22 That I reside at, County of and State of

23 That I am of the age of years.

1 That I hereby enter my appearance in this proceeding and
2 waive service of summons on me.

3 That I hereby acknowledge that I have been provided with a
4 copy of the Birth Parent Rights and Responsibilities-Private
5 Form before signing this Consent and that I have had time to
6 read, or have had read to me, this Form. I understand that if I
7 do not receive any of the rights as described in this Form, it
8 shall not constitute a basis to revoke this Final and
9 Irrevocable Consent.

10 That I do hereby consent and agree to the adoption of such
11 child.

12 That I wish to and understand that by signing this consent
13 I do irrevocably and permanently give up all custody and other
14 parental rights I have to such child.

15 That I understand such child will be placed for adoption
16 and that I cannot under any circumstances, after signing this
17 document, change my mind and revoke or cancel this consent or
18 obtain or recover custody or any other rights over such child.
19 That I have read and understand the above and I am signing it
20 as my free and voluntary act.

21 Dated (insert date).

22

23 If under Section 8 the consent of more than one person is
24 required, then each such person shall execute a separate
25 consent.

1 A-1. (1) The form of the Final and Irrevocable Consent to
2 Adoption by a Specified Person or Persons: Non-DCFS Case set
3 forth in this subsection A-1 is to be used by legal parents
4 only. This form is not to be used in cases in which there is a
5 pending petition under Section 2-13 of the Juvenile Court Act
6 of 1987.

7 (2) The form of the Final and Irrevocable Consent to
8 Adoption by a Specified Person or Persons in a non-DCFS case
9 shall have the caption of the proceeding in which it is to be
10 filed and shall be substantially as follows:

11 FINAL AND IRREVOCABLE CONSENT TO ADOPTION BY
12 A SPECIFIED PERSON OR PERSONS; NON-DCFS CASE

13 I,, (relationship, e.g., mother, father) of, a
14 male or female (circle one) child, state:

15 1. That such child was born on, at, in the
16 City/Town of ... and State of

17 2. That I reside at, County of and State of,
18 my email address (if I have one) is my cell phone number
19 where I can receive text messages (if I have one) is and
20 my land line phone number (if I have one) is, and any
21 other contact information is

22 3. That I am of the age of years.

23 4. That I hereby enter my appearance in this proceeding
24 and waive service of summons on me.

1 5. That I hereby acknowledge that I have been provided a
 2 copy of the Birth Parent Rights and Responsibilities-Private
 3 Form before signing this Consent and that I have had time to
 4 read, or have had read to me, this Form and that I understand
 5 the Rights and Responsibilities described in this Form. I
 6 understand that if I do not receive any of my rights as
 7 described in said Form, it shall not constitute a basis to
 8 revoke this Final and Irrevocable Consent to Adoption by a
 9 Specified Person.

10 6. That I do hereby consent and agree to the adoption of
 11 such child by (specified person or persons) only. If only
 12 first names are used for the specified person or persons, I
 13 voluntarily sign this specified consent form without
 14 disclosure to me of the last name of the specified person or
 15 persons. However, I understand that if I wish to know the last
 16 name of the specified person or persons, I may request it
 17 before signing the form. If I do not receive the last name, I
 18 may choose not to sign the specified consent form.

19 7. That I wish to and understand that upon signing this
 20 consent I do irrevocably and permanently give up all custody
 21 and other parental rights I have to such child if such child is
 22 adopted by (specified person or persons). I hereby
 23 transfer all of my rights to the custody, care and control of
 24 such child to (specified person
 25 or persons).

26 8. That I understand such child will be adopted by

1 (specified person or persons) and that
 2 I cannot under any circumstances, after signing this document,
 3 change my mind and revoke or cancel this consent or obtain or
 4 recover custody or any other rights over such child if
 5 (specified person or persons)
 6 adopt(s) such child; PROVIDED that each specified person has
 7 filed or shall file, within 60 days from the date hereof, a
 8 petition for the adoption of such child.

9 9. That if the specified person or persons designated
 10 herein do not file a petition for adoption within the
 11 time-frame specified above, or, if said petition for adoption
 12 is filed within the time-frame specified above but the
 13 adoption petition is dismissed with prejudice or the adoption
 14 proceeding is otherwise concluded without an order declaring
 15 the child to be the adopted child of the specified person or
 16 persons, then I understand that I will be sent written notice
 17 of such circumstances at the mailing address, at the email
 18 address, through a text message to my cell phone number, and to
 19 any other contact information I have provided in paragraph 2
 20 within 5 business days of this occurrence. I understand that
 21 the notice will be directed to me using the contact
 22 information I have provided in this consent. I understand that
 23 I will have 15 business days from the date that the written
 24 notice is sent to me to respond in the manner described in the
 25 notice, within which time I may request the Court to declare
 26 this consent voidable and return the child to me. I further

1 understand that the Court will make the final decision of
2 whether or not the child will be returned to me. If I do not
3 make such request within 15 business days of the date the
4 notice was sent, then I expressly waive any other notice or
5 service of process in any legal proceeding regarding the
6 child, including a legal proceeding for someone other than
7 (specified person or persons) to adopt the child, and
8 that I will have no parental rights as to the child. The person
9 sending the notice shall file an affidavit of notice as proof
10 of the date sent.

11 10. That I expressly acknowledge that nothing in this
12 Consent impairs the validity and absolute finality of this
13 Consent under any circumstance other than those described in
14 paragraph 9 of this Consent.

15 11. That I understand that I have a remaining duty and
16 obligation to keep (insert name and address of
17 the attorney for the specified person or persons) informed of
18 my current address or other preferred contact information
19 until this adoption has been finalized. My failure to do so may
20 result in the termination of my parental rights and the child
21 being placed for adoption in another home.

22 12. That I do expressly waive any other notice or service
23 of process in any of the legal proceedings for the adoption of
24 the child as long as the adoption proceeding by the specified
25 person or persons is pending.

26 13. That I have read and understand the above and I am

1 signing it as my free and voluntary act.

2 14. That I acknowledge that this consent is valid even if
3 the specified person or persons separate or divorce or one of
4 the specified persons dies prior to the entry of the final
5 judgment for adoption.

6 Dated (insert date).

7

8 Signature of parent.

9

10 Address of parent.

11

12 Phone number(s) of parent.

13

14 Personal email(s) of parent.

15

16 (3) The form of the certificate of acknowledgement for a
17 Final and Irrevocable Consent for Adoption by a Specified
18 Person or Persons: Non-DCFS Case shall be substantially as
19 follows:

20 STATE OF)

21) SS.

22 COUNTY OF)

23 I, (Name of Judge or other person),

24 (official title, name, and address),

1 certify that, personally known to me to be the
2 same person whose name is subscribed to the foregoing Final
3 and Irrevocable Consent for Adoption by a Specified Person or
4 Persons; non-DCFS case, appeared before me this day in person
5 and acknowledged that (she)(he) signed and delivered the
6 consent as (her)(his) free and voluntary act, for the
7 specified purpose. I am further satisfied that, before signing
8 this Consent, has read, or has had read to him or her,
9 the Birth Parent Rights and Responsibilities-Private Form.

10 A-2. Birth Parent Rights and Responsibilities-Private
11 Form. The Birth Parent Rights and Responsibilities-Private
12 Form must be read by, or have been read to, any person
13 executing a Final and Irrevocable Consent to Adoption under
14 subsection A, a Final and Irrevocable Consent to Adoption by a
15 Specified Person or Persons: Non-DCFS Case under subsection
16 A-1, or a Consent to Adoption of Unborn Child under subsection
17 B prior to the execution of said Consent. The form of the Birth
18 Parent Rights and Responsibilities-Private Form shall be
19 substantially as follows:

20 Birth Parent Rights and Responsibilities-Private Form

21 THIS FORM DOES NOT CONSTITUTE LEGAL ADVICE. LEGAL ADVICE IS
22 DEPENDENT ON THE SPECIFIC CIRCUMSTANCES OF EACH SITUATION AND
23 JURISDICTION. THE INFORMATION IN THIS FORM CANNOT REPLACE THE

1 ADVICE OF AN ATTORNEY LICENSED IN YOUR STATE.

2 As a birth parent in the State of Illinois, you have the
3 right:

4 1. To have your own attorney represent you. The
5 prospective adoptive parents may agree to pay for the cost of
6 your attorney in a manner consistent with Illinois law, but
7 they are not required to do so.

8 2. To be treated with dignity and respect at all times and
9 to make decisions free from coercion and pressure.

10 3. To request to receive counseling before and after
11 signing a Final and Irrevocable Consent to Adoption
12 ("Consent"), a Final and Irrevocable Consent to Adoption by a
13 Specified Person or Persons: Non-DCFS Case ("Specified
14 Consent"), or a Consent to Adoption of Unborn Child ("Unborn
15 Consent"). The prospective adoptive parents may agree to pay
16 for the cost of counseling in a manner consistent with
17 Illinois law, but they are not required to do so.

18 4. To ask to be involved in choosing your child's
19 prospective adoptive parents and to ask to meet them.

20 5. To ask your child's prospective adoptive parents any
21 questions that pertain to your decision to place your child
22 with them.

23 6. To see your child before signing a Consent or Specified
24 Consent if you are the custodial parent, and to request to see
25 your child if you are not the custodial parent.

26 7. To request contact with your child and/or the child's

1 prospective adoptive parents, with the understanding that any
2 promises regarding contact with your child or receipt of
3 information about the child after signing a Consent, Specified
4 Consent, or Unborn Consent cannot be enforced under Illinois
5 law.

6 8. To receive copies of all documents that you sign and
7 have those documents provided to you in your preferred
8 language.

9 9. To request that your identifying information remain
10 confidential, unless required otherwise by Illinois law or
11 court order, and to voluntarily share your medical,
12 background, and identifying information, including information
13 on the original birth certificate of your child. This can be
14 done through the Illinois Adoption Registry and Medical
15 Information Exchange or through completing the Birth Parent
16 Preference Form. Please visit <http://dph.illinois.gov> or
17 www.newillinoisadoptionlaw.com.

18 10. To access the Confidential Intermediary Program which
19 provides a way for a court appointed person to connect and/or
20 exchange information between adoptees, adoptive parents and
21 birth parents, and other biological family members, provided
22 in most cases that mutual consent is given. Please visit
23 www.ci-illinois.org or call (800) 526-9022(x29).

24 11. To work with an adoption agency or attorney of your
25 choice, or change said agency or attorney, provided you
26 promptly inform all of the parties currently involved.

1 12. To receive, upon request, a written list of any
2 promised support, financial or otherwise, from your attorney
3 or the attorney for your child's prospective adoptive parents.

4 13. To delay signing a Consent, Specified Consent, or
5 Unborn Consent if you are not ready to do so.

6 14. To decline to sign a Consent, Specified Consent, or
7 Unborn Consent even if you have received financial support
8 from the prospective adoptive parents.

9 If you do not receive any of the rights described in this
10 Form, it shall not be a basis to revoke a Consent, Specified
11 Consent, or Unborn Consent.

12 As a Birth Parent in the State of Illinois, you have the
13 responsibility:

14 1. To carefully consider your reasons for choosing
15 adoption.

16 2. (Birth mothers only) To accurately complete an
17 Affidavit of Identification, which identifies the father of
18 the child when known, with the understanding that a birth
19 mother has a right to decline to identify the birth father.

20 3. To provide the necessary documentation regarding
21 financial need to make an appropriate determination of
22 reasonable pregnancy-related expenses.

23 4. To not accept financial support or reimbursement of
24 pregnancy related expenses simultaneously from more than one
25 source or if you are not pregnant, as doing so is a crime.

26 5. To voluntarily provide all known medical, background,

1 and family information about yourself and your immediate
2 family to your child's prospective adoptive parents or their
3 attorney. For the health of your child, you are strongly
4 encouraged, but not required, to do so as set forth on the
5 following form:

6 Birth Parent Medical Information

7 The purpose of this form is to gather your health history,
8 genetic history, and social background information to share
9 with the adoptive parents. It is important the adoptive family
10 provide this information to the child's physician. It will
11 become a part of the child's medical and family history. This
12 form, in its entirety, will be given to the adoptive
13 parent(s).

14 The following information is true and complete to the best
15 of my knowledge and belief.

16 Birth parent name:
17

18 Signature:
19

20 Date:.....

21 YES or NO (circle one) I agree to release my full name on
22 this form to the adoptive family. If NO is circled then the
23 birth parent's name shall be redacted on this form.

24 MOTHER'S PHYSICAL CHARACTERISTICS:
25 Eyes: ... Hair: Complexion: Height:
26 Weight: Body build: Race:

1 Nationality/Descent: Blood type: Rh factor:

2 Eye glasses or contact lenses? Yes /.../ No /.../

3 Right /.../ Left /.../ handed

4 Age: or Date of birth: Religion:

5 Please list your highest education level, occupation,
6 hobbies, interests, and talents:

7

8 Existence of any disabilities? Yes /.../ No /.../

9 If yes, explain:

10 If you have other children, list them below. Include any
11 children previously placed for adoption.

12

13 Describe your relationship with the birth father:

14 FATHER'S PHYSICAL CHARACTERISTICS:

15 Eyes: ... Hair: Complexion: Height:

16 Weight: Body build: Race:

17 Nationality/Descent: Blood type: Rh factor:

18 Eye glasses or contact lenses? Yes /.../ No /.../

19 Right /.../ Left /.../ handed

20 Age: or Date of birth: Religion:

21 Please list your highest education level, occupation,
22 hobbies, interests, and talents:

23

24 Existence of any disabilities? Yes /.../ No /.../

25 If yes, explain:

26 If you have other children, list them below. Include any

1 children previously placed for adoption.

2

3 PREGNANCY HISTORY INVOLVING THIS CHILD

4 Month prenatal care began during this pregnancy:

5 Complications during pregnancy: Yes ... No ... If yes,
6 explain:

7

8 MEDICATION AND OTHER SUBSTANCES USED DURING

9 PREGNANCY OR YEAR PRIOR TO PREGNANCY

				FREQUENCY/ AMOUNT DURING PREGNANCY	FREQUENCY/ AMOUNT PRIOR TO PREGNANCY
	YES	NO			
10					
11					
12					
13					
14	Alcohol	/.. /	/.. /	.....	.....
15	Amphetamines	/.. /	/.. /	.....	.....
16	Barbiturates	/.. /	/.. /	.....	.....
17	Cocaine	/.. /	/.. /	.....	.....
18	Heroin	/.. /	/.. /	.....	.....
19	LSD	/.. /	/.. /	.....	.....
20	Marijuana	/.. /	/.. /	.....	.....
21	Caffeine				
22	(Coffee,				
23	tea, etc)	/.. /	/.. /	.....	.....
24	Prescription				
25	drugs	/.. /	/.. /	.....	.....
26	Non-				

1 That I do hereby consent and agree to the adoption of such
2 child, and that I have not previously executed a consent or
3 surrender with respect to such child.

4 That I wish to and do understand that by signing this
5 consent I do irrevocably and permanently give up all custody
6 and other parental rights I have to such child, except that I
7 have the right to revoke this consent by giving written notice
8 of my revocation not later than 72 hours after the birth of the
9 child.

10 That I understand such child will be placed for adoption
11 and that, except as hereinabove provided, I cannot under any
12 circumstances, after signing this document, change my mind and
13 revoke or cancel this consent or obtain or recover custody or
14 any other rights over such child.

15 That I have read and understand the above and I am signing
16 it as my free and voluntary act.

17 Dated (insert date).
18

19 B-5. (1) The parent of a child may execute a consent to
20 standby adoption by a specified person or persons. A consent
21 under this subsection B-5 shall be acknowledged by a parent
22 pursuant to subsection H and subsection K of this Section. The
23 form of consent required for the standby adoption of a born
24 child effective at a future date when the consenting parent of
25 the child dies or requests that a final judgment of adoption be

1 entered shall be substantially as follows:

2 FINAL AND IRREVOCABLE CONSENT
3 TO STANDBY ADOPTION

4 I, ..., (relationship, e.g. mother or father) of ..., a
5 male or female (circle one) child, state:

6 That the child was born on at

7 That I reside at ..., County of ..., and State of

8 That I am of the age of years.

9 That I hereby enter my appearance in this proceeding and
10 waive service of summons on me in this action only.

11 That I do hereby consent and agree to the standby adoption
12 of the child, and that I have not previously executed a consent
13 or surrender with respect to the child.

14 That I wish to and understand that by signing this consent
15 I do irrevocably and permanently give up all custody and other
16 parental rights I have to the child, effective upon (my death)
17 (the child's other parent's death) or upon (my) (the other
18 parent's) request for the entry of a final judgment for
19 adoption if (specified person or persons) adopt my
20 child.

21 That I understand that until (I die) (the child's other
22 parent dies), I retain all legal rights and obligations
23 concerning the child, but at that time, I irrevocably give all
24 custody and other parental rights to (specified person or

1 persons).

2 I understand my child will be adopted by
3 (specified person or persons) only and that I cannot, under
4 any circumstances, after signing this document, change my mind
5 and revoke or cancel this consent or obtain or recover custody
6 or any other rights over my child if (specified person or
7 persons) adopt my child.

8 I understand that this consent to standby adoption is
9 valid only if the petition for standby adoption is filed and
10 that if (specified person or persons), for any reason,
11 cannot or will not file a petition for standby adoption or if
12 his, her, or their petition for standby adoption is denied,
13 then this consent is void. I have the right to notice of any
14 other proceeding that could affect my parental rights.

15 That I have read and understand the above and I am signing
16 it as my free and voluntary act.

17 Dated (insert date).

18

19 If under Section 8 the consent of more than one person is
20 required, then each such person shall execute a separate
21 consent. A separate consent shall be executed for each child.

22 (2) If the parent consents to a standby adoption by 2
23 specified persons, then the form shall contain 2 additional
24 paragraphs in substantially the following form:

25 If (specified persons) obtain a judgment of

1 dissolution of marriage before the judgment for adoption is
2 entered, then (specified person) shall adopt my child. I
3 understand that I cannot change my mind and revoke this
4 consent or obtain or recover custody of my child if
5 (specified persons) obtain a judgment of dissolution of
6 marriage and (specified person) adopts my child. I
7 understand that I cannot change my mind and revoke this
8 consent if (specified persons) obtain a judgment of
9 dissolution of marriage before the adoption is final. I
10 understand that this consent to adoption has no effect on who
11 will get custody of my child if (specified persons)
12 obtain a judgment of dissolution of marriage after the
13 adoption is final. I understand that if either
14 (specified persons) dies before the petition to adopt my child
15 is granted, then the surviving person may adopt my child. I
16 understand that I cannot change my mind and revoke this
17 consent or obtain or recover custody of my child if the
18 surviving person adopts my child.

19 A consent to standby adoption by specified persons on this
20 form shall have no effect on a court's determination of
21 custody or visitation under the Illinois Marriage and
22 Dissolution of Marriage Act if the marriage of the specified
23 persons is dissolved before the adoption is final.

24 (3) The form of the certificate of acknowledgement for a
25 Final and Irrevocable Consent for Standby Adoption shall be
26 substantially as follows:

1 STATE OF)

2) SS.

3 COUNTY OF)

4 I, (name of Judge or other person) (official
5 title, name, and address), certify that, personally
6 known to me to be the same person whose name is subscribed to
7 the foregoing Final and Irrevocable Consent to Standby
8 Adoption, appeared before me this day in person and
9 acknowledged that (she) (he) signed and delivered the consent
10 as (her) (his) free and voluntary act, for the specified
11 purpose.

12 I have fully explained that this consent to adoption is
13 valid only if the petition to adopt is filed, and that if the
14 specified person or persons, for any reason, cannot or will
15 not adopt the child or if the adoption petition is denied, then
16 this consent will be void. I have fully explained that if the
17 specified person or persons adopt the child, by signing this
18 consent (she) (he) is irrevocably and permanently
19 relinquishing all parental rights to the child, and (she) (he)
20 has stated that such is (her) (his) intention and desire.

21 Dated (insert date).

22 Signature

23 (4) If a consent to standby adoption is executed in this

1 form, the consent shall be valid only if the specified person
2 or persons adopt the child. The consent shall be void if:

3 (a) the specified person or persons do not file a
4 petition for standby adoption of the child; or

5 (b) a court denies the standby adoption petition.

6 The parent shall not need to take further action to revoke
7 the consent if the standby adoption by the specified person or
8 persons does not occur, notwithstanding the provisions of
9 Section 11 of this Act.

10 C. The form of surrender to any agency given by a parent of
11 a born child who is to be subsequently placed for adoption
12 shall be substantially as follows and shall contain such other
13 facts and statements as the particular agency shall require.

14 FINAL AND IRREVOCABLE SURRENDER

15 FOR PURPOSES OF ADOPTION

16 I, (relationship, e.g., mother, father, relative,
17 guardian) of, a male or female (circle one) child, state:

18 That such child was born on, at

19 That I reside at, County of, and State of

20 That I am of the age of years.

21 That I do hereby surrender and entrust the entire custody
22 and control of such child to the (the "Agency"), a
23 (public) (licensed) child welfare agency with its principal
24 office in the City of, County of and State of,

1 for the purpose of enabling it to care for and supervise the
2 care of such child, to place such child for adoption and to
3 consent to the legal adoption of such child.

4 That I hereby grant to the Agency full power and authority
5 to place such child with any person or persons it may in its
6 sole discretion select to become the adopting parent or
7 parents and to consent to the legal adoption of such child by
8 such person or persons; and to take any and all measures which,
9 in the judgment of the Agency, may be for the best interests of
10 such child, including authorizing medical, surgical and dental
11 care and treatment including inoculation and anaesthesia for
12 such child.

13 That I wish to and understand that by signing this
14 surrender I do irrevocably and permanently give up all custody
15 and other parental rights I have to such child.

16 That I understand I cannot under any circumstances, after
17 signing this surrender, change my mind and revoke or cancel
18 this surrender or obtain or recover custody or any other
19 rights over such child.

20 That I have read and understand the above and I am signing
21 it as my free and voluntary act.

22 Dated (insert date).
23

24 C-5. The form of a Final and Irrevocable Designated
25 Surrender for Purposes of Adoption to any agency given by a

1 parent of a born child who is to be subsequently placed for
 2 adoption is to be used by legal parents only. The form shall be
 3 substantially as follows and shall contain such other facts
 4 and statements as the particular agency shall require:

5 FINAL AND IRREVOCABLE DESIGNATED SURRENDER
 6 FOR PURPOSES OF ADOPTION

7 I, (relationship, e.g., mother, father, relative,
 8 guardian) of, a male or female (circle one) child, state:

9 1. That such child was born on, at

10 2. That I reside at, County of, and State of
 11, my email address (if I have one) is my cell phone
 12 number where I can receive text messages (if I have one) is
 13 and my land line phone number (if I have one) is, and
 14 any other contact information is

15 3. That I am of the age of years.

16 4. That I do hereby surrender and entrust the entire
 17 custody and control of such child to the (the "Agency"), a
 18 (public) (licensed) child welfare agency with its principal
 19 office in the City of, County of and State of,
 20 for the purpose of enabling it to care for and supervise the
 21 care of such child, to place such child for adoption with
 22 (specified person or persons)
 23 and to consent to the legal adoption of such child and to take
 24 any and all measures which, in the judgment of the Agency, may

1 be for the best interests of such child, including authorizing
2 medical, surgical and dental care and treatment including
3 inoculation and anesthesia for such child. If only first names
4 are used for the specified person or persons, I voluntarily
5 sign this designated surrender without disclosure to me of the
6 last name of the specified person or persons. However, I
7 understand that if I wish to know the last name of the
8 specified person or persons, I may request it before signing
9 the form. If I do not receive the last name, I may choose not
10 to sign the designated surrender form.

11 5. That I wish to and understand that by signing this
12 surrender I do irrevocably and permanently give up all custody
13 and other parental rights I have to such child.

14 6. That if the petition for adoption is not filed by the
15 specified person or persons designated herein or, if the
16 petition for adoption is filed but the adoption petition is
17 dismissed with prejudice or the adoption proceeding is
18 otherwise concluded without an order declaring the child to be
19 the adopted child of each specified person, then I understand
20 that the Agency will send notice to me at the mailing address,
21 at the email address, through a text message to my cell phone
22 number provided in paragraph 2, and to any other contact
23 information I have provided in paragraph 2 within 5 business
24 days of this occurrence. The person sending the notice shall
25 prepare an affidavit of notice. I understand that I will have
26 15 business days from the date that the written notice was sent

1 to respond, within which time I may choose to designate other
 2 adoptive parent(s). However, I acknowledge that the Agency has
 3 full power and authority to place the child for adoption with
 4 any person or persons it may in its sole discretion select to
 5 become the adopting parent or parents and to consent to the
 6 legal adoption of the child by such person or persons.

7 7. That I acknowledge that this surrender is valid even if
 8 the specified persons separate or divorce or one of the
 9 specified persons dies prior to the entry of the final
 10 judgment for adoption.

11 8. That I expressly acknowledge that the above paragraphs
 12 6 and 7 do not impair the validity and absolute finality of
 13 this surrender under any circumstance.

14 9. That I understand that I have a remaining obligation to
 15 keep the Agency informed of my current contact information
 16 until the adoption of the child has been finalized if I wish to
 17 be notified in the event the adoption by the specified
 18 person(s) cannot proceed.

19 10. That I understand I cannot under any circumstances,
 20 after signing this surrender, change my mind and revoke or
 21 cancel this surrender or obtain or recover custody or any
 22 other rights over such child.

23 11. That I have read and understand the above and I am
 24 signing it as my free and voluntary act.

25 Dated (insert date).
 26

1 D. The form of surrender to an agency given by a parent of
2 an unborn child who is to be subsequently placed for adoption
3 shall be substantially as follows and shall contain such other
4 facts and statements as the particular agency shall require.

5 SURRENDER OF UNBORN CHILD FOR
6 PURPOSES OF ADOPTION

7 I, (father), state:

8 That I am the father of a child expected to be born on or
9 about to (name of mother).

10 That I reside at, County of, and State of

11 That I am of the age of years.

12 That I do hereby surrender and entrust the entire custody
13 and control of such child to the (the "Agency"), a
14 (public) (licensed) child welfare agency with its principal
15 office in the City of, County of and State of,
16 for the purpose of enabling it to care for and supervise the
17 care of such child, to place such child for adoption and to
18 consent to the legal adoption of such child, and that I have
19 not previously executed a consent or surrender with respect to
20 such child.

21 That I hereby grant to the Agency full power and authority
22 to place such child with any person or persons it may in its
23 sole discretion select to become the adopting parent or

1 parents and to consent to the legal adoption of such child by
 2 such person or persons; and to take any and all measures which,
 3 in the judgment of the Agency, may be for the best interests of
 4 such child, including authorizing medical, surgical and dental
 5 care and treatment, including inoculation and anaesthesia for
 6 such child.

7 That I wish to and understand that by signing this
 8 surrender I do irrevocably and permanently give up all custody
 9 and other parental rights I have to such child.

10 That I understand I cannot under any circumstances, after
 11 signing this surrender, change my mind and revoke or cancel
 12 this surrender or obtain or recover custody or any other
 13 rights over such child, except that I have the right to revoke
 14 this surrender by giving written notice of my revocation not
 15 later than 72 hours after the birth of such child.

16 That I have read and understand the above and I am signing
 17 it as my free and voluntary act.

18 Dated (insert date).

19

20 E. The form of consent required from the parents for the
 21 adoption of an adult, when such adult elects to obtain such
 22 consent, shall be substantially as follows:

23 CONSENT

1 I,, (father) (mother) of, an adult, state:
 2 That I reside at, County of and State of

3 That I do hereby consent and agree to the adoption of such
 4 adult by and

5 Dated (insert date).
 6

7 F. The form of consent required for the adoption of a child
 8 of the age of 14 years or over, or of an adult, to be given by
 9 such person, shall be substantially as follows:

10 CONSENT

11 I,, state:
 12 That I reside at, County of and State of

13 That I am of the age of years. That I hereby enter my
 14 appearance in this proceeding and waive service of summons on
 15 me. That I consent and agree to my adoption by and

16 Dated (insert date).
 17

18 G. The form of consent given by an agency to the adoption
 19 by specified persons of a child previously surrendered to it
 20 shall set forth that the agency has the authority to execute
 21 such consent. The form of consent given by a guardian of the
 22 person of a child sought to be adopted, appointed by a court of

1 competent jurisdiction, shall set forth the facts of such
2 appointment and the authority of the guardian to execute such
3 consent.

4 H. A consent (other than that given by an agency, or
5 guardian of the person of the child sought to be adopted who
6 was appointed by a court of competent jurisdiction) shall be
7 acknowledged by a parent before a judge of a court of competent
8 jurisdiction or, except as otherwise provided in this Act,
9 before a representative of an agency, or before a person,
10 other than the attorney for the prospective adoptive parent or
11 parents, designated by a court of competent jurisdiction.

12 I. A surrender, or any other document equivalent to a
13 surrender, by which a child is surrendered to an agency shall
14 be acknowledged by the person signing such surrender, or other
15 document, before a judge of a court of competent jurisdiction,
16 or, except as otherwise provided in this Act, before a
17 representative of an agency, or before a person designated by
18 a court of competent jurisdiction.

19 J. The form of the certificate of acknowledgment for a
20 consent, a surrender, or any other document equivalent to a
21 surrender, shall be substantially as follows:

22 STATE OF)

23) SS.

24 COUNTY OF ...)

25 I, (Name of judge or other person), (official

1 title, name and location of court or status or position of
 2 other person), certify that, personally known to me to be
 3 the same person whose name is subscribed to the foregoing
 4 (consent) (surrender), appeared before me this day in person
 5 and acknowledged that (she) (he) signed and delivered such
 6 (consent) (surrender) as (her) (his) free and voluntary act,
 7 for the specified purpose.

8 I have fully explained that by signing such (consent)
 9 (surrender) (she) (he) is irrevocably relinquishing all
 10 parental rights to such child or adult and (she) (he) has
 11 stated that such is (her) (his) intention and desire. (Add if
 12 Consent only) I am further satisfied that, before signing this
 13 Consent, has read, or has had read to him or her, the
 14 Birth Parent Rights and Responsibilities-Private Form.

15 Dated (insert date).

16 Signature

17 K. When the execution of a consent or a surrender is
 18 acknowledged before someone other than a judge, such other
 19 person shall have his or her signature on the certificate
 20 acknowledged before a notary public, in form substantially as
 21 follows:

22 STATE OF)

23) SS.

24 COUNTY OF ...)

1 I, a Notary Public, in and for the County of, in the
 2 State of, certify that, personally known to me to
 3 be the same person whose name is subscribed to the foregoing
 4 certificate of acknowledgment, appeared before me in person
 5 and acknowledged that (she) (he) signed such certificate as
 6 (her) (his) free and voluntary act and that the statements
 7 made in the certificate are true.

8 Dated (insert date).

9 Signature Notary Public
 10 (official seal)

11 There shall be attached a certificate of magistracy, or
 12 other comparable proof of office of the notary public
 13 satisfactory to the court, to a consent signed and
 14 acknowledged in another state.

15 L. A surrender or consent executed and acknowledged
 16 outside of this State, either in accordance with the law of
 17 this State or in accordance with the law of the place where
 18 executed, is valid.

19 M. Where a consent or a surrender is signed in a foreign
 20 country, the execution of such consent shall be acknowledged
 21 or affirmed in a manner conformable to the law and procedure of
 22 such country.

23 N. If the person signing a consent or surrender is in the
 24 military service of the United States, the execution of such
 25 consent or surrender may be acknowledged before a commissioned

1 officer and the signature of such officer on such certificate
2 shall be verified or acknowledged before a notary public or by
3 such other procedure as is then in effect for such division or
4 branch of the armed forces.

5 O. (1) The parent or parents of a child in whose interests
6 a petition under Section 2-13 of the Juvenile Court Act of 1987
7 is pending may, with the approval of the designated
8 representative of the Department of Children and Family
9 Services ("Department" or "DCFS"), execute a consent to
10 adoption by a specified person or persons:

11 (a) in whose physical custody the child has resided
12 for at least 6 months; or

13 (b) in whose physical custody at least one sibling of
14 the child who is the subject of this consent has resided
15 for at least 6 months, and the child who is the subject of
16 this consent is currently residing in this foster home; or

17 (c) in whose physical custody a child under one year
18 of age has resided for at least 3 months.

19 The court may waive the time frames in subdivisions (a),
20 (b), and (c) for good cause shown if the court finds it to be
21 in the child's best interests.

22 A consent under this subsection O shall be acknowledged by
23 a parent pursuant to subsection H and subsection K of this
24 Section.

25 (2) The final and irrevocable consent to adoption by a
26 specified person or persons in a Department of Children and

1 Family Services (DCFS) case shall be substantially as follows:

2 FINAL AND IRREVOCABLE CONSENT TO ADOPTION BY
3 A SPECIFIED PERSON OR PERSONS: DCFS CASE

4 I,, the
5 mother or father (circle one) of a male or
6 female (circle one) child, state:

7 1. My child (name of
8 child) was born on (insert date) at
9 Hospital in the City/Town of
10, in County, State of
11

12 2. I reside at, County of
13 and State of

14 Mail may also be sent to me at this address
15, in care of
16

17 My home telephone number is

18 My cell telephone number is

19 My e-mail address is

20 3. I,, am years old.

21 4. I enter my appearance in this action for my child to
22 be adopted by the person or persons specified herein by me
23 and waive service of summons on me in this action only.

24 5. I hereby acknowledge that I have been provided a

1 copy of the Birth Parent Rights and Responsibilities in
2 Illinois for Final and Irrevocable Consents to Adoption by
3 a Specified Person or Persons for DCFS Cases before
4 signing this Consent and that I have had time to read this
5 form or have it read to me and that I understand the rights
6 and responsibilities described in this form. I understand
7 that if I do not receive any of my rights as described in
8 the form, it shall not constitute a basis to revoke this
9 Final and Irrevocable Consent to Adoption by a Specified
10 Person or Persons.

11 6. I do hereby consent and agree to the adoption of
12 such child by (names of current foster
13 parent(s) or caregiver(s), hereinafter referred to as the
14 "specified person or persons") only.

15 7. I wish to sign this consent and I understand that by
16 signing this consent I irrevocably and permanently give up
17 all my parental rights I have to my child.

18 8. I understand that this consent allows my child to
19 be adopted by the specified person or persons only and
20 that I cannot under any circumstances after signing this
21 document change my mind and revoke or cancel this consent.

22 9. I understand that this consent will be void if:

23 (a) the Department places my child with someone
24 other than the specified person or persons; or

25 (b) a court denies the adoption petition for the
26 specified person or persons to adopt my child; or

1 (c) the DCFS Guardianship Administrator refuses to
2 consent to my child's adoption by the specified person
3 or persons on the basis that the adoption is not in my
4 child's best interests.

5 I understand that if this consent is void I have
6 parental rights to my child, subject to any applicable
7 court orders including those entered under Article II of
8 the Juvenile Court Act of 1987, unless and until I sign a
9 new consent or surrender or my parental rights are
10 involuntarily terminated. I understand that if this
11 consent is void, my child may be adopted by someone other
12 than the specified person or persons only if I sign a new
13 consent or surrender, or my parental rights are
14 involuntarily terminated. I understand that if this
15 consent is void, the Department will notify me within 30
16 days using the addresses and telephone numbers I provided
17 in paragraph 2 of this form. I understand that if I receive
18 such a notice, it is very important that I contact the
19 Department immediately, and preferably within 30 days, to
20 have input into the plan for my child's future.

21 10. I understand that if a petition for adoption of my
22 child is filed by someone other than the specified person
23 or persons, the Department will notify me within 14 days
24 after the Department becomes aware of the petition. The
25 fact that someone other than the specified person or
26 persons files a petition to adopt my child does not make

1 this consent void.

2 11. If a person other than the specified person or
3 persons files a petition to adopt my child or if the
4 consent is void under paragraph 9, the Department will
5 send written notice to me using the mailing address and
6 email address provided by me in paragraph 2 of this form.
7 The Department will also contact me using the telephone
8 numbers I provided in paragraph 2 of this form. It is very
9 important that I let the Department know if any of my
10 contact information changes. If I do not let the
11 Department know if any of my contact information changes,
12 I understand that I may not receive notification from the
13 Department if this consent is void or if someone other
14 than the specified person or persons files a petition to
15 adopt my child. If any of my contact information changes,
16 I should immediately notify:

17 Caseworker's name and telephone number:

18 ;

19 Agency name, address, zip code, and telephone number:

20 ;

21 Supervisor's name and telephone number:

22 ;

23 DCFS Advocacy Office for Children and Families:
24 800-232-3798.

25 12. I expressly acknowledge that paragraph 9 (and
26 paragraphs 8a and 8b, if applicable) do not impair the

1 validity and finality of this consent under any
2 circumstances.

3 13. I have read and understand the above and I am
4 signing it as my free and voluntary act.

5 Dated (insert date).

6

7 Signature of parent

8 (3) If the parent consents to an adoption by 2 specified
9 persons, then the form shall contain 2 additional paragraphs
10 in substantially the following form:

11 8a. I understand that I cannot change my mind or
12 revoke this consent or recover custody of my child on the
13 basis that the specified persons divorce or are granted a
14 dissolution of a civil union or that one of the specified
15 persons has died.

16 8b. I understand that if the specified persons get a
17 divorce or are granted a dissolution of a civil union
18 before the petition to adopt my child is granted, this
19 consent remains valid only for (name only
20 one specified person) to adopt my child.

21 8c. I understand that if either of the specified
22 persons dies before the petition to adopt my child is
23 granted, this consent remains valid for the surviving
24 person to adopt my child.

25 (4) The form of the certificate of acknowledgement for a

1 Final and Irrevocable Consent for Adoption by a Specified
2 Person or Persons: DCFS Case shall be substantially as
3 follows:

4 STATE OF)

5) SS.

6 COUNTY OF)

7 I, (Name of Judge or other person),
8 (official title, name, and address),
9 certify that, personally known to me to be the
10 same person whose name is subscribed to the foregoing Final
11 and Irrevocable Consent for Adoption by a Specified Person or
12 Persons: DCFS Case, appeared before me this day in person and
13 acknowledged that (she)(he) signed and delivered the consent
14 as (her)(his) free and voluntary act, for the specified
15 purpose.

16 I have fully explained that by signing this consent this
17 parent is irrevocably and permanently relinquishing all
18 parental rights to the child so that the child may be adopted
19 by a specified person or persons, and this parent has stated
20 that such is (her)(his) intention and desire. I have fully
21 explained that this consent is void only if:

22 (a) the placement is disrupted and the child is moved
23 to a different placement; or

24 (b) a court denies the petition for adoption; or

1 (c) the Department of Children and Family Services
 2 Guardianship Administrator refuses to consent to the
 3 child's adoption by a specified person or persons on the
 4 basis that the adoption is not in the child's best
 5 interests.

6 Dated (insert date).

7

8 Signature

9 (5) If a consent to adoption by a specified person or
 10 persons is executed in this form, the following provisions
 11 shall apply. The consent shall be valid only for the specified
 12 person or persons to adopt the child. The consent shall be void
 13 if:

14 (a) the placement disrupts and the child is moved to
 15 another placement; or

16 (b) a court denies the petition for adoption; or

17 (c) the Department of Children and Family Services
 18 Guardianship Administrator refuses to consent to the
 19 child's adoption by the specified person or persons on the
 20 basis that the adoption is not in the child's best
 21 interests.

22 If the consent is void under this Section, the parent
 23 shall not need to take further action to revoke the consent. No
 24 proceeding for termination of parental rights shall be brought
 25 unless the parent who executed the consent to adoption by a

1 specified person or persons has been notified of the
2 proceedings pursuant to Section 7 of this Act or subsection
3 (4) of Section 2-13 of the Juvenile Court Act of 1987.

4 (6) The Department of Children and Family Services is
5 authorized to promulgate rules necessary to implement this
6 subsection O.

7 (7) (Blank).

8 (8) The Department of Children and Family Services shall
9 promulgate a rule and procedures regarding Consents to
10 Adoption by a Specified Person or Persons in DCFS cases. The
11 rule and procedures shall provide for the development of the
12 Birth Parent Rights and Responsibilities Form for DCFS Cases.

13 (9) A consent to adoption by specified persons on this
14 consent form shall have no effect on a court's determination
15 of custody or visitation under the Illinois Marriage and
16 Dissolution of Marriage Act or the Illinois Religious Freedom
17 Protection and Civil Union Act if the marriage or civil union
18 of the specified persons is dissolved after the adoption is
19 final.

20 P. If the person signing a consent is incarcerated or
21 detained in a correctional facility, prison, jail, detention
22 center, or other comparable institution, either in this State
23 or any other jurisdiction, the execution of such consent may
24 be acknowledged before social service personnel of such
25 institution, or before a person designated by a court of
26 competent jurisdiction.

1 Q. A consent may be acknowledged telephonically, via
 2 audiovisual connection, or other electronic means, provided
 3 that a court of competent jurisdiction has entered an order
 4 approving the execution of the consent in such manner and has
 5 designated an individual to be physically present with the
 6 parent executing such consent in order to verify the identity
 7 of the parent.

8 R. An agency whose representative is acknowledging a
 9 consent pursuant to this Section shall be a public child
 10 welfare agency, or a child welfare agency, ~~or a child placing~~
 11 ~~agency~~ that is authorized or licensed in the State or
 12 jurisdiction in which the consent is signed.

13 S. The form of waiver by a putative or legal father of a
 14 born or unborn child shall be substantially as follows:

15 FINAL AND IRREVOCABLE

16 WAIVER OF PARENTAL RIGHTS OF PUTATIVE OR LEGAL FATHER

17 I,, state under oath or affirm as
 18 follows:

19 1. That the biological mother has
 20 named me as a possible biological or legal father of her
 21 minor child who was born, or is expected to be born on
 22,, in the City/Town of....., State
 23 of

24 2. That I understand that the biological mother

1 intends to or has placed the child for
2 adoption.

3 3. That I reside at, in the City/Town
4 of....., State of

5 4. That I am years of age and my date
6 of birth is,

7 5. That I (select one):

8 am married to the biological mother.

9 am not married to the biological mother and
10 have not been married to the biological mother within
11 300 days before the child's birth or expected date of
12 child's birth.

13 am not currently married to the biological
14 mother, but was married to the biological mother,
15 within 300 days before the child's birth or expected
16 date of child's birth.

17 6. That I (select one):

18 neither admit nor deny that I am the
19 biological father of the child.

20 deny that I am the biological father of the
21 child.

22 7. That I hereby agree to the termination of my
23 parental rights, if any, without further notice to me of
24 any proceeding for the adoption of the minor child, even
25 if I have taken any action to establish parental rights or
26 take any such action in the future including registering

1 with any putative father registry.

2 8. That I understand that by signing this Waiver I do
3 irrevocably and permanently give up all custody and other
4 parental rights I may have to such child.

5 9. That I understand that this Waiver is FINAL AND
6 IRREVOCABLE and that I am permanently barred from
7 contesting any proceeding for the adoption of the child
8 after I sign this Waiver.

9 10. That I waive any further service of summons or
10 other pleadings in any proceeding to terminate parental
11 rights, if any to this child, or any proceeding for
12 adoption of this child.

13 11. That I understand that if a final judgment or
14 order of adoption for this child is not entered, then any
15 parental rights or responsibilities that I may have remain
16 intact.

17 12. That I have read and understand the above and that
18 I am signing it as my free and voluntary act.

19 Dated:,

20

21 Signature

22 OATH

23 I have been duly sworn and I state under oath that I have read
24 and understood this Final and Irrevocable Waiver of Parental

1 Rights of Putative or Legal Father. The facts contained in it
 2 are true and correct to the best of my knowledge. I have signed
 3 this document as my free and voluntary act in order to
 4 facilitate the adoption of the child.

5

6 Signature

7 Signed and Sworn before me on

8 this day

9 of, 20....

10

11 Notary Public

12 (Source: P.A. 99-833, eff. 1-1-17; 100-1060, eff. 1-1-19.)".