

1 AN ACT in relation to child care.

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

4 Section 5. The Child Care Act of 1969 is amended by
5 changing Section 2.17 as follows:

6 (225 ILCS 10/2.17) (from Ch. 23, par. 2212.17)

7 Sec. 2.17. "Foster family home" means a facility for
8 child care in residences of families who receive no more than
9 8 children unrelated to them, unless all the children are of
10 common parentage, or residences of relatives who receive no
11 more than 8 related children placed by the Department, unless
12 the children are of common parentage, for the purpose of
13 providing family care and training for the children on a
14 full-time basis, except the Director of Children and Family
15 Services, pursuant to Department regulations, may waive the
16 limit of 8 children unrelated to an adoptive family for good
17 cause and only to facilitate an adoptive placement. The
18 family's or relative's own children, under 18 years of age,
19 shall be included in determining the maximum number of
20 children served. For purposes of this Section, a "relative"
21 includes any person, 21 years of age or over, other than the
22 parent, who (i) is currently related to the child in any of
23 the following ways by blood or adoption: grandparent,
24 sibling, great-grandparent, uncle, aunt, nephew, niece, first
25 cousin, great-uncle, or great-aunt; or (ii) is the spouse of
26 such a relative; or (iii) is a child's step-father,
27 step-mother, or adult step-brother or step-sister; "relative"
28 also includes a person related in any of the foregoing ways
29 to a sibling of a child, even though the person is not
30 related to the child, when the child and its sibling are
31 placed together with that person. The term "foster family

1 home" includes homes receiving children from any
2 State-operated institution for child care; or from any agency
3 established by a municipality or other political subdivision
4 of the State of Illinois authorized to provide care for
5 children outside their own homes. The term "foster family
6 home" does not include an "adoption-only home" as defined in
7 Section 2.23 of this Act. The types of foster family homes
8 are defined as follows:

9 (a) "Boarding home" means a foster family home which
10 receives payment for regular full-time care of a child or
11 children.

12 (b) "Free home" means a foster family home other than an
13 adoptive home which does not receive payments for the care of
14 a child or children.

15 (c) "Adoptive home" means a foster family home which
16 receives a child or children for the purpose of adopting the
17 child or children.

18 (d) "Work-wage home" means a foster family home which
19 receives a child or children who pay part or all of their
20 board by rendering some services to the family not prohibited
21 by the Child Labor Law or by standards or regulations of the
22 Department prescribed under this Act. The child or children
23 may receive a wage in connection with the services rendered
24 the foster family.

25 (e) "Agency-supervised home" means a foster family home
26 under the direct and regular supervision of a licensed child
27 welfare agency, of the Department of Children and Family
28 Services, of a circuit court, or of any other State agency
29 which has authority to place children in child care
30 facilities, and which receives no more than 8 children,
31 unless of common parentage, who are placed and are regularly
32 supervised by one of the specified agencies.

33 (f) "Independent home" means a foster family home, other
34 than an adoptive home, which receives no more than 4

1 children, unless of common parentage, directly from parents,
2 or other legally responsible persons, by independent
3 arrangement and which is not subject to direct and regular
4 supervision of a specified agency except as such supervision
5 pertains to licensing by the Department.

6 (Source: P.A. 89-21, eff. 7-1-95.)

7 (225 ILCS 10/2.23 new)

8 Sec. 2.23. "Adoption-only home" means a family home that
9 receives only children whose parents' parental rights have
10 been terminated or surrendered for the purpose of adoption
11 only.