



Sen. Mattie Hunter

Filed: 3/23/2023

10300SB0375sam001

LRB103 02782 KTG 59801 a

1 AMENDMENT TO SENATE BILL 375

2 AMENDMENT NO. _____. Amend Senate Bill 375 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Children and Family Services Act is
5 amended by changing Section 21 as follows:

6 (20 ILCS 505/21) (from Ch. 23, par. 5021)

7 Sec. 21. Investigative powers; training.

8 (a) To make such investigations as it may deem necessary
9 to the performance of its duties.

10 (b) In the course of any such investigation any qualified
11 person authorized by the Director may administer oaths and
12 secure by its subpoena both the attendance and testimony of
13 witnesses and the production of books and papers relevant to
14 such investigation. Any person who is served with a subpoena
15 by the Department to appear and testify or to produce books and
16 papers, in the course of an investigation authorized by law,

1 and who refuses or neglects to appear, or to testify, or to
2 produce books and papers relevant to such investigation, as
3 commanded in such subpoena, shall be guilty of a Class B
4 misdemeanor. The fees of witnesses for attendance and travel
5 shall be the same as the fees of witnesses before the circuit
6 courts of this State. Any circuit court of this State, upon
7 application of the person requesting the hearing or the
8 Department, may compel the attendance of witnesses, the
9 production of books and papers, and giving of testimony before
10 the Department or before any authorized officer or employee
11 thereof, by an attachment for contempt or otherwise, in the
12 same manner as production of evidence may be compelled before
13 such court. Every person who, having taken an oath or made
14 affirmation before the Department or any authorized officer or
15 employee thereof, shall willfully swear or affirm falsely,
16 shall be guilty of perjury and upon conviction shall be
17 punished accordingly.

18 (c) Investigations initiated under this Section shall
19 provide individuals due process of law, including the right to
20 a hearing, to cross-examine witnesses, to obtain relevant
21 documents, and to present evidence. Administrative findings
22 shall be subject to the provisions of the Administrative
23 Review Law.

24 (d) Beginning July 1, 1988, any child protective
25 investigator or supervisor or child welfare specialist or
26 supervisor employed by the Department on the effective date of

1 this amendatory Act of 1987 shall have completed a training
2 program which shall be instituted by the Department. The
3 training program shall include, but not be limited to, the
4 following: (1) training in the detection of symptoms of child
5 neglect and drug abuse; (2) specialized training for dealing
6 with families and children of drug abusers; and (3) specific
7 training in child development, family dynamics and interview
8 techniques. Such program shall conform to the criteria and
9 curriculum developed under Section 4 of the Child Protective
10 Investigator and Child Welfare Specialist Certification Act of
11 1987. Failure to complete such training due to lack of
12 opportunity provided by the Department shall in no way be
13 grounds for any disciplinary or other action against an
14 investigator or a specialist.

15 The Department shall develop a continuous inservice staff
16 development program and evaluation system. Each child
17 protective investigator and supervisor and child welfare
18 specialist and supervisor shall participate in such program
19 and evaluation and shall complete a minimum of 20 hours of
20 inservice education and training every 2 years in order to
21 maintain certification.

22 Any child protective investigator or child protective
23 supervisor, or child welfare specialist or child welfare
24 specialist supervisor hired by the Department who begins his
25 actual employment after the effective date of this amendatory
26 Act of 1987, shall be certified pursuant to the Child

1 Protective Investigator and Child Welfare Specialist
2 Certification Act of 1987 before he begins such employment.
3 Nothing in this Act shall replace or diminish the rights of
4 employees under the Illinois Public Labor Relations Act, as
5 amended, or the National Labor Relations Act. In the event of
6 any conflict between either of those Acts, or any collective
7 bargaining agreement negotiated thereunder, and the provisions
8 of subsections (d) and (e), the former shall prevail and
9 control.

10 (e) The Department shall develop and implement the
11 following:

12 (1) A safety-based child welfare intervention system
13 ~~standardized child endangerment risk assessment protocol.~~

14 (2) Related training procedures.

15 (3) A standardized method for demonstration of
16 proficiency in application of the safety-based child
17 welfare intervention system ~~protocol.~~

18 (4) An evaluation of the reliability and validity of
19 the safety-based child welfare intervention system
20 ~~protocol.~~

21 All child protective investigators and supervisors and child
22 welfare specialists and supervisors employed by the Department
23 or its contractors shall be required, subsequent to the
24 availability of training under this Act, to demonstrate
25 proficiency in application of the safety-based child welfare
26 intervention system ~~protocol~~ previous to being permitted to

1 make safety decisions about the ~~degree of risk posed to~~
2 children for whom they are responsible. The Department shall
3 establish a multi-disciplinary advisory committee appointed by
4 the Director, including but not limited to representatives
5 from the fields of child development, domestic violence,
6 family systems, juvenile justice, law enforcement, health
7 care, mental health, substance abuse, and social service to
8 advise the Department and its related contractors in the
9 development and implementation of the safety-based child
10 welfare intervention system ~~child endangerment risk assessment~~
11 ~~protocol~~, related training, method for demonstration of
12 proficiency in application of the safety-based child welfare
13 intervention system ~~protocol~~, and evaluation of the
14 reliability and validity of the safety-based child welfare
15 intervention system ~~protocol~~. The Department shall develop the
16 safety-based child welfare intervention system ~~protocol~~,
17 training curriculum, method for demonstration of proficiency
18 in application of the safety-based child welfare intervention
19 system, ~~protocol~~ and method for evaluation of the reliability
20 and validity of the safety-based child welfare intervention
21 system ~~protocol~~ by July 1, 1995. Training and demonstration of
22 proficiency in application of the safety-based child welfare
23 intervention system ~~child endangerment risk assessment~~
24 ~~protocol~~ for all child protective investigators and
25 supervisors and child welfare specialists and supervisors
26 shall be completed as soon as practicable, ~~but no later than~~

1 ~~January 1, 1996~~. The Department shall submit to the General
2 Assembly on or before December 31, 2026 ~~May 1, 1996~~, and every
3 year thereafter, an annual report on the evaluation of the
4 reliability and validity of the safety-based child welfare
5 intervention system ~~child endangerment risk assessment~~
6 ~~protocol~~. The Department shall contract with a not for profit
7 organization with demonstrated expertise in the field of
8 safety-based child welfare intervention ~~child endangerment~~
9 ~~risk assessment~~ to assist in the development and
10 implementation of the safety-based child welfare intervention
11 system ~~child endangerment risk assessment protocol~~, related
12 training, method for demonstration of proficiency in
13 application of the safety-based child welfare intervention
14 system ~~protocol~~, and evaluation of the reliability and
15 validity of the safety-based child welfare intervention system
16 ~~protocol~~.

17 (f) The Department shall provide each parent or guardian
18 and responsible adult caregiver participating in a safety plan
19 a copy of the written safety plan as signed by each parent or
20 guardian and responsible adult caregiver and by a
21 representative of the Department. The Department shall also
22 provide each parent or guardian and responsible adult
23 caregiver safety plan information on their rights and
24 responsibilities that shall include, but need not be limited
25 to, information on how to obtain medical care, emergency phone
26 numbers, and information on how to notify schools or day care

1 providers as appropriate. The Department's representative
2 shall ensure that the safety plan is reviewed and approved by
3 the child protection supervisor.

4 (Source: P.A. 98-830, eff. 1-1-15.)

5 Section 10. The Advisory Commission on Reducing the
6 Disproportionate Representation of African-American Children
7 in Foster Care Act is amended by changing Section 10 as
8 follows:

9 (20 ILCS 4104/10)

10 Sec. 10. Advisory Commission on Reducing the
11 Disproportionate Representation of African-American Children
12 in Foster Care.

13 (a) The Advisory Commission on Reducing the
14 Disproportionate Representation of African-American Children
15 in Foster Care is created and shall have the following
16 appointed members:

17 (1) One member appointed by the Governor or his or her
18 designee.

19 (2) One member appointed by the Speaker of the House
20 of Representatives or his or her designee.

21 (3) One member appointed by the Minority Leader of the
22 House of Representatives or his or her designee.

23 (4) One member appointed by the President of the
24 Senate or his or her designee.

1 (5) One member appointed by the Minority Leader of the
2 Senate or his or her designee.

3 (6) The Department on Aging, the Department of
4 Children and Family Services, the Department of Human
5 Services, the Department of Juvenile Justice, the
6 Department of Commerce and Economic Opportunity, the
7 Department of Healthcare and Family Services, the
8 Department of Public Health, the State Board of Education,
9 the Board of Higher Education, the Illinois Community
10 College Board, the Department of Human Rights, the Capital
11 Development Board, the Department of Corrections, and the
12 Department of Labor shall each appoint a liaison to serve
13 ex officio on the Commission.

14 (7) One member from the Task Force on Strengthening
15 Child Welfare Workforce for Children and Families.

16 (8) One member from the Safety-Based Child Welfare
17 Intervention ~~Child Endangerment Risk Assessment Protocol~~
18 Advisory Committee.

19 (9) Two members representing nonprofit organizations
20 that advocate for African-American children or youth to be
21 appointed by the Governor or his or her designee.

22 (b) The Governor or his or her designee shall appoint the
23 chairperson or chairpersons.

24 (c) Each member appointed to the Commission shall have a
25 working knowledge of Illinois' child welfare system. The
26 members shall reflect regional representation to ensure that

1 the needs of African-American families and children throughout
2 the State of Illinois are met.

3 (d) Members shall be appointed within 60 days after the
4 effective date of this Act. The Advisory Commission shall hold
5 its initial meetings within 60 days after at least 50% of the
6 members have been appointed.

7 (e) Vacancies on the Advisory Commission shall be filled
8 in the same manner as initial appointments. Appointments to
9 fill vacancies occurring before the expiration of a term shall
10 be for the remainder of the unexpired term. Members shall
11 serve without compensation but may be reimbursed for actual
12 necessary expenses incurred in the performance of their
13 duties.

14 (f) The Department of Children and Family Services shall
15 provide administrative support to the Advisory Commission.

16 (Source: P.A. 102-470, eff. 8-20-21.)

17 Section 15. The Abused and Neglected Child Reporting Act
18 is amended by changing Sections 7.01 and 7.4 as follows:

19 (325 ILCS 5/7.01)

20 Sec. 7.01. Reports made by mandated reporters that require
21 a child welfare services referral ~~Safety assessments for~~
22 ~~reports made by mandated reporters.~~

23 (a) When a report is made by a mandated reporter to the
24 statewide toll-free telephone number established under Section

1 7.6 of this Act and there is a prior indicated report of abuse
2 or neglect, or there is a prior open service case involving any
3 member of the household, the Department must, at a minimum,
4 accept the report as a child welfare services referral. If the
5 family refuses to cooperate or refuses access to the home or
6 children, then a child protective services investigation shall
7 be initiated if the facts otherwise meet the criteria to
8 accept a report.

9 As used in this Section, "child welfare services referral"
10 means an assessment of the family for service needs and
11 linkage to available local community resources for the purpose
12 of preventing or remedying or assisting in the solution of
13 problems which may result in the neglect, abuse, exploitation,
14 or delinquency of children, and as further defined in
15 Department rules and procedures.

16 As used in this Section, "prior open service case" means a
17 case in which the Department has provided services to the
18 family either directly or through a purchase of service
19 agency.

20 (b) One year after the effective date of this amendatory
21 Act of the 101st General Assembly, the Auditor General shall
22 commence a performance audit of the Department of Children and
23 Family Services to determine whether the Department is meeting
24 the requirements of this Section. Within 2 years after the
25 audit's release, the Auditor General shall commence a
26 follow-up performance audit to determine whether the

1 Department has implemented the recommendations contained in
2 the initial performance audit. Upon completion of each audit,
3 the Auditor General shall report its findings to the General
4 Assembly. The Auditor General's reports shall include any
5 issues or deficiencies and recommendations. The audits
6 required by this Section shall be in accordance with and
7 subject to the Illinois State Auditing Act.

8 (Source: P.A. 101-237, eff. 1-1-20.)

9 (325 ILCS 5/7.4) (from Ch. 23, par. 2057.4)

10 Sec. 7.4. (a) The Department shall be capable of receiving
11 reports of suspected child abuse or neglect 24 hours a day, 7
12 days a week. Whenever the Department receives a report
13 alleging that a child is a truant as defined in Section 26-2a
14 of the School Code, as now or hereafter amended, the
15 Department shall notify the superintendent of the school
16 district in which the child resides and the appropriate
17 superintendent of the educational service region. The
18 notification to the appropriate officials by the Department
19 shall not be considered an allegation of abuse or neglect
20 under this Act.

21 (a-5) The Department of Children and Family Services may
22 implement a "differential response program" in accordance with
23 criteria, standards, and procedures prescribed by rule. The
24 program may provide that, upon receiving a report, the
25 Department shall determine whether to conduct a family

1 assessment or an investigation as appropriate to prevent or
2 provide a remedy for child abuse or neglect.

3 For purposes of this subsection (a-5), "family assessment"
4 means a comprehensive assessment of child safety, risk of
5 subsequent child maltreatment, and family strengths and needs
6 that is applied to a child maltreatment report that does not
7 allege substantial child endangerment. "Family assessment"
8 does not include a determination as to whether child
9 maltreatment occurred but does determine the need for services
10 to address the safety of family members and the risk of
11 subsequent maltreatment.

12 For purposes of this subsection (a-5), "investigation"
13 means fact-gathering related to the current safety of a child
14 and the risk of subsequent abuse or neglect that determines
15 whether a report of suspected child abuse or neglect should be
16 indicated or unfounded and whether child protective services
17 are needed.

18 Under the "differential response program" implemented
19 under this subsection (a-5), the Department:

20 (1) Shall conduct an investigation on reports
21 involving substantial child abuse or neglect.

22 (2) Shall begin an immediate investigation if, at any
23 time when it is using a family assessment response, it
24 determines that there is reason to believe that
25 substantial child abuse or neglect or a serious threat to
26 the child's safety exists.

1 (3) May conduct a family assessment for reports that
2 do not allege substantial child endangerment. In
3 determining that a family assessment is appropriate, the
4 Department may consider issues, including, but not limited
5 to, child safety, parental cooperation, and the need for
6 an immediate response.

7 (4) Shall promulgate criteria, standards, and
8 procedures that shall be applied in making this
9 determination, taking into consideration the Safety-Based
10 Child Welfare Intervention System ~~Child Endangerment Risk~~
11 ~~Assessment Protocol~~ of the Department.

12 (5) May conduct a family assessment on a report that
13 was initially screened and assigned for an investigation.

14 In determining that a complete investigation is not
15 required, the Department must document the reason for
16 terminating the investigation and notify the local law
17 enforcement agency or the Illinois State Police if the local
18 law enforcement agency or Illinois State Police is conducting
19 a joint investigation.

20 Once it is determined that a "family assessment" will be
21 implemented, the case shall not be reported to the central
22 register of abuse and neglect reports.

23 During a family assessment, the Department shall collect
24 any available and relevant information to determine child
25 safety, risk of subsequent abuse or neglect, and family
26 strengths.

1 Information collected includes, but is not limited to,
2 when relevant: information with regard to the person reporting
3 the alleged abuse or neglect, including the nature of the
4 reporter's relationship to the child and to the alleged
5 offender, and the basis of the reporter's knowledge for the
6 report; the child allegedly being abused or neglected; the
7 alleged offender; the child's caretaker; and other collateral
8 sources having relevant information related to the alleged
9 abuse or neglect. Information relevant to the assessment must
10 be asked for, and may include:

11 (A) The child's sex and age, prior reports of abuse or
12 neglect, information relating to developmental
13 functioning, credibility of the child's statement, and
14 whether the information provided under this paragraph (A)
15 is consistent with other information collected during the
16 course of the assessment or investigation.

17 (B) The alleged offender's age, a record check for
18 prior reports of abuse or neglect, and criminal charges
19 and convictions. The alleged offender may submit
20 supporting documentation relevant to the assessment.

21 (C) Collateral source information regarding the
22 alleged abuse or neglect and care of the child. Collateral
23 information includes, when relevant: (i) a medical
24 examination of the child; (ii) prior medical records
25 relating to the alleged maltreatment or care of the child
26 maintained by any facility, clinic, or health care

1 professional, and an interview with the treating
2 professionals; and (iii) interviews with the child's
3 caretakers, including the child's parent, guardian, foster
4 parent, child care provider, teachers, counselors, family
5 members, relatives, and other persons who may have
6 knowledge regarding the alleged maltreatment and the care
7 of the child.

8 (D) Information on the existence of domestic abuse and
9 violence in the home of the child, and substance abuse.

10 Nothing in this subsection (a-5) precludes the Department
11 from collecting other relevant information necessary to
12 conduct the assessment or investigation. Nothing in this
13 subsection (a-5) shall be construed to allow the name or
14 identity of a reporter to be disclosed in violation of the
15 protections afforded under Section 7.19 of this Act.

16 After conducting the family assessment, the Department
17 shall determine whether services are needed to address the
18 safety of the child and other family members and the risk of
19 subsequent abuse or neglect.

20 Upon completion of the family assessment, if the
21 Department concludes that no services shall be offered, then
22 the case shall be closed. If the Department concludes that
23 services shall be offered, the Department shall develop a
24 family preservation plan and offer or refer services to the
25 family.

26 At any time during a family assessment, if the Department

1 believes there is any reason to stop the assessment and
2 conduct an investigation based on the information discovered,
3 the Department shall do so.

4 The procedures available to the Department in conducting
5 investigations under this Act shall be followed as appropriate
6 during a family assessment.

7 If the Department implements a differential response
8 program authorized under this subsection (a-5), the Department
9 shall arrange for an independent evaluation of the program for
10 at least the first 3 years of implementation to determine
11 whether it is meeting the goals in accordance with Section 2 of
12 this Act.

13 The Department may adopt administrative rules necessary
14 for the execution of this Section, in accordance with Section
15 4 of the Children and Family Services Act.

16 The Department shall submit a report to the General
17 Assembly by January 15, 2018 on the implementation progress
18 and recommendations for additional needed legislative changes.

19 (b) (1) The following procedures shall be followed in the
20 investigation of all reports of suspected abuse or neglect of
21 a child, except as provided in subsection (c) of this Section.

22 (2) If, during a family assessment authorized by
23 subsection (a-5) or an investigation, it appears that the
24 immediate safety or well-being of a child is endangered, that
25 the family may flee or the child disappear, or that the facts
26 otherwise so warrant, the Child Protective Service Unit shall

1 commence an investigation immediately, regardless of the time
2 of day or night. All other investigations shall be commenced
3 within 24 hours of receipt of the report. Upon receipt of a
4 report, the Child Protective Service Unit shall conduct a
5 family assessment authorized by subsection (a-5) or begin an
6 initial investigation and make an initial determination
7 whether the report is a good faith indication of alleged child
8 abuse or neglect.

9 (3) Based on an initial investigation, if the Unit
10 determines the report is a good faith indication of alleged
11 child abuse or neglect, then a formal investigation shall
12 commence and, pursuant to Section 7.12 of this Act, may or may
13 not result in an indicated report. The formal investigation
14 shall include: direct contact with the subject or subjects of
15 the report as soon as possible after the report is received; an
16 evaluation of the environment of the child named in the report
17 and any other children in the same environment; a
18 determination of the risk to such children if they continue to
19 remain in the existing environments, as well as a
20 determination of the nature, extent and cause of any condition
21 enumerated in such report; the name, age and condition of
22 other children in the environment; and an evaluation as to
23 whether there would be an immediate and urgent necessity to
24 remove the child from the environment if appropriate family
25 preservation services were provided. After seeing to the
26 safety of the child or children, the Department shall

1 forthwith notify the subjects of the report in writing, of the
2 existence of the report and their rights existing under this
3 Act in regard to amendment or expungement. To fulfill the
4 requirements of this Section, the Child Protective Service
5 Unit shall have the capability of providing or arranging for
6 comprehensive emergency services to children and families at
7 all times of the day or night.

8 (4) If (i) at the conclusion of the Unit's initial
9 investigation of a report, the Unit determines the report to
10 be a good faith indication of alleged child abuse or neglect
11 that warrants a formal investigation by the Unit, the
12 Department, any law enforcement agency or any other
13 responsible agency and (ii) the person who is alleged to have
14 caused the abuse or neglect is employed or otherwise engaged
15 in an activity resulting in frequent contact with children and
16 the alleged abuse or neglect are in the course of such
17 employment or activity, then the Department shall, except in
18 investigations where the Director determines that such
19 notification would be detrimental to the Department's
20 investigation, inform the appropriate supervisor or
21 administrator of that employment or activity that the Unit has
22 commenced a formal investigation pursuant to this Act, which
23 may or may not result in an indicated report. The Department
24 shall also notify the person being investigated, unless the
25 Director determines that such notification would be
26 detrimental to the Department's investigation.

1 (c) In an investigation of a report of suspected abuse or
2 neglect of a child by a school employee at a school or on
3 school grounds, the Department shall make reasonable efforts
4 to follow the following procedures:

5 (1) Investigations involving teachers shall not, to
6 the extent possible, be conducted when the teacher is
7 scheduled to conduct classes. Investigations involving
8 other school employees shall be conducted so as to
9 minimize disruption of the school day. The school employee
10 accused of child abuse or neglect may have his superior,
11 his association or union representative and his attorney
12 present at any interview or meeting at which the teacher
13 or administrator is present. The accused school employee
14 shall be informed by a representative of the Department,
15 at any interview or meeting, of the accused school
16 employee's due process rights and of the steps in the
17 investigation process. These due process rights shall also
18 include the right of the school employee to present
19 countervailing evidence regarding the accusations. In an
20 investigation in which the alleged perpetrator of abuse or
21 neglect is a school employee, including, but not limited
22 to, a school teacher or administrator, and the
23 recommendation is to determine the report to be indicated,
24 in addition to other procedures as set forth and defined
25 in Department rules and procedures, the employee's due
26 process rights shall also include: (i) the right to a copy

1 of the investigation summary; (ii) the right to review the
2 specific allegations which gave rise to the investigation;
3 and (iii) the right to an administrator's teleconference
4 which shall be convened to provide the school employee
5 with the opportunity to present documentary evidence or
6 other information that supports his or her position and to
7 provide information before a final finding is entered.

8 (2) If a report of neglect or abuse of a child by a
9 teacher or administrator does not involve allegations of
10 sexual abuse or extreme physical abuse, the Child
11 Protective Service Unit shall make reasonable efforts to
12 conduct the initial investigation in coordination with the
13 employee's supervisor.

14 If the Unit determines that the report is a good faith
15 indication of potential child abuse or neglect, it shall
16 then commence a formal investigation under paragraph (3)
17 of subsection (b) of this Section.

18 (3) If a report of neglect or abuse of a child by a
19 teacher or administrator involves an allegation of sexual
20 abuse or extreme physical abuse, the Child Protective Unit
21 shall commence an investigation under paragraph (2) of
22 subsection (b) of this Section.

23 (c-5) In any instance in which a report is made or caused
24 to made by a school district employee involving the conduct of
25 a person employed by the school district, at the time the
26 report was made, as required under Section 4 of this Act, the

1 Child Protective Service Unit shall send a copy of its final
2 finding report to the general superintendent of that school
3 district.

4 (c-10) The Department may recommend that a school district
5 remove a school employee who is the subject of an
6 investigation from his or her employment position pending the
7 outcome of the investigation; however, all employment
8 decisions regarding school personnel shall be the sole
9 responsibility of the school district or employer. The
10 Department may not require a school district to remove a
11 school employee from his or her employment position or limit
12 the school employee's duties pending the outcome of an
13 investigation.

14 (d) If the Department has contact with an employer, or
15 with a religious institution or religious official having
16 supervisory or hierarchical authority over a member of the
17 clergy accused of the abuse of a child, in the course of its
18 investigation, the Department shall notify the employer or the
19 religious institution or religious official, in writing, when
20 a report is unfounded so that any record of the investigation
21 can be expunged from the employee's or member of the clergy's
22 personnel or other records. The Department shall also notify
23 the employee or the member of the clergy, in writing, that
24 notification has been sent to the employer or to the
25 appropriate religious institution or religious official
26 informing the employer or religious institution or religious

1 official that the Department's investigation has resulted in
2 an unfounded report.

3 (d-1) Whenever a report alleges that a child was abused or
4 neglected while receiving care in a hospital, including a
5 freestanding psychiatric hospital licensed by the Department
6 of Public Health, the Department shall send a copy of its final
7 finding to the Director of Public Health and the Director of
8 Healthcare and Family Services.

9 (e) Upon request by the Department, the Illinois State
10 Police and law enforcement agencies are authorized to provide
11 criminal history record information as defined in the Illinois
12 Uniform Conviction Information Act and information maintained
13 in the adjudicatory and dispositional record system as defined
14 in Section 2605-355 of the Illinois State Police Law to
15 properly designated employees of the Department of Children
16 and Family Services if the Department determines the
17 information is necessary to perform its duties under the
18 Abused and Neglected Child Reporting Act, the Child Care Act
19 of 1969, and the Children and Family Services Act. The request
20 shall be in the form and manner required by the Illinois State
21 Police. Any information obtained by the Department of Children
22 and Family Services under this Section is confidential and may
23 not be transmitted outside the Department of Children and
24 Family Services other than to a court of competent
25 jurisdiction or unless otherwise authorized by law. Any
26 employee of the Department of Children and Family Services who

1 transmits confidential information in violation of this
2 Section or causes the information to be transmitted in
3 violation of this Section is guilty of a Class A misdemeanor
4 unless the transmittal of the information is authorized by
5 this Section or otherwise authorized by law.

6 (f) For purposes of this Section, "child abuse or neglect"
7 includes abuse or neglect of an adult resident as defined in
8 this Act.

9 (Source: P.A. 101-43, eff. 1-1-20; 102-538, eff. 8-20-21.)".