

# SB1457



## 94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

SB1457

Introduced 2/23/2005, by Sen. Dave Sullivan

### SYNOPSIS AS INTRODUCED:

750 ILCS 50/18.05

Amends the Adoption Act. Makes a technical change in a Section concerning the Illinois Adoption Registry and the Medical Information Exchange.

LRB094 06842 LCB 36948 b

A BILL FOR

1 AN ACT concerning civil law.

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

4 Section 5. The Adoption Act is amended by changing Section  
5 18.05 as follows:

6 (750 ILCS 50/18.05)

7 Sec. 18.05. The Illinois Adoption Registry and ~~and~~ Medical  
8 Information Exchange.

9 (a) General function. Subject to appropriation, the  
10 Department of Public Health shall redefine the function of the  
11 Illinois Adoption Registry and create the Medical Information  
12 Exchange in the manner outlined in subsections (b) and (c) for  
13 the purpose of facilitating the voluntary exchange of medical  
14 information between mutually consenting birth parents or birth  
15 siblings and mutually consenting adoptive parents or legal  
16 guardians of adopted or surrendered persons under the age of 21  
17 or adopted or surrendered persons 21 years of age or over. The  
18 Department shall establish rules for the confidential  
19 operation of the Illinois Adoption Registry. Beginning January  
20 1, 2000, the Department shall conduct a public information  
21 campaign through public service announcements and other forms  
22 of media coverage and, for a minimum of 4 years, through  
23 notices enclosed with driver's license renewal applications,  
24 shall inform adopted and surrendered persons born,  
25 surrendered, or adopted in Illinois and their adoptive parents,  
26 legal guardians, birth parents and birth siblings of the  
27 Illinois Adoption Registry and Medical Information Exchange.  
28 The Department shall notify all parties who registered with the  
29 Illinois Adoption Registry prior to January 1, 2000 of the  
30 provisions of this amendatory Act of 1999. The Illinois  
31 Adoption Registry shall also maintain an informational  
32 Internet site where interested parties may access information

1 about the Illinois Adoption Registry and Medical Information  
2 Exchange and download all necessary application forms. The  
3 Illinois Adoption Registry shall maintain statistical records  
4 regarding Registry participation and publish and circulate to  
5 the public informational material about the function and  
6 operation of the Registry.

7 (b) Establishment of the Adoption/Surrender Records File.  
8 When a person has voluntarily registered with the Illinois  
9 Adoption Registry and completed an Illinois Adoption Registry  
10 Application or a Registration Identification Form, the  
11 Registry shall establish a new Adoption/Surrender Records  
12 File. Such file may concern an adoption that was finalized by a  
13 court action in the State of Illinois, an adoption of a person  
14 born in Illinois finalized by a court action in a state other  
15 than Illinois or in a foreign country, or a surrender taken in  
16 the State of Illinois. Such file may be established for  
17 adoptions or surrenders finalized prior to as well as after the  
18 effective date of this amendatory Act of 1999. A file may be  
19 created in any manner to preserve documents including but not  
20 limited to microfilm, optical imaging, or electronic  
21 documents.

22 (c) Contents of the Adoption/Surrender Records File. An  
23 established Adoption/Surrender Records File shall be limited  
24 to the following items, to the extent that they are available:

25 (1) The General Information Section and Medical  
26 Information Exchange Questionnaire of any Illinois  
27 Adoption Registry Application or a Registration  
28 Identification Form which has been voluntarily completed  
29 by the adopted or surrendered person or his or her adoptive  
30 parents, legal guardians, birth parents, or birth  
31 siblings.

32 (2) Any photographs voluntarily provided by any  
33 registrant for the adopted or surrendered person or his or  
34 her adoptive parents, legal guardians, birth parents, or  
35 birth siblings at the time of registration or any time  
36 thereafter. All such photographs shall be submitted in an

1 unsealed envelope no larger than 8 1/2" x 11", and shall  
2 not include identifying information pertaining to any  
3 person other than the registrant who submitted them. Any  
4 such identifying information shall be redacted by the  
5 Department or the information shall be returned for removal  
6 of identifying information.

7 (3) Any Information Exchange Authorization or Denial  
8 of Information Exchange which has been filed by a  
9 registrant.

10 (4) For all adoptions finalized after January 1, 2000,  
11 copies of the original certificate of live birth and the  
12 certificate of adoption.

13 (5) Any updated address submitted by any registered  
14 party about himself or herself.

15 (6) Any proof of death which has been submitted by an  
16 adopted or surrendered person, adoptive parent, legal  
17 guardian, birth parent, or birth sibling.

18 (Source: P.A. 91-417, eff. 1-1-00.)