



Rep. Stephanie A. Kifowit

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10400HB1872ham002

LRB104 08599 KTG 25150 a

1 AMENDMENT TO HOUSE BILL 1872

2 AMENDMENT NO. _____. Amend House Bill 1872 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Children and Family Services Act is
5 amended by adding Section 5.28 as follows:

6 (20 ILCS 505/5.28 new)

7 Sec. 5.28. Assigned mental health providers for youth in
8 care.

9 (a) As used in this Section, "mental health and wellness
10 screening" means an age-appropriate screening that includes a
11 visual assessment of the youth, whether in-person or via
12 telehealth, that comports with the recommendations of the
13 American Academy of Pediatrics' Bright Futures: Guidelines for
14 Health Supervision of Infants, Children, and Adolescents, and
15 that is conducted for the purposes of (i) identifying a mental
16 health issue, condition, or disorder; (ii) discussing mental

1 health symptoms that might be present, including symptoms of a
2 previously diagnosed mental health condition or disorder;
3 (iii) performing an evaluation of adverse childhood
4 experiences; and (iv) discussing mental health and wellness.

5 (b) No later than 45 days after a youth in care is removed
6 from the youth's home and placed in the temporary custody or
7 guardianship of the Department and every year thereafter, a
8 youth in care shall receive a mental health and wellness
9 screening unless the youth in care:

10 (1) is less than 6 months of age;

11 (2) is 12 years of age or older and does not consent to
12 receiving mental health services; or

13 (3) is already being treated by a mental health
14 clinician.

15 (c) If the mental health and wellness screening required
16 under subsection (b) results in a recommendation of mental
17 health care for the youth, the youth's caseworker shall
18 coordinate the delivery of mental health care and related
19 services recommended for the youth. The youth shall receive
20 assessments and services from a licensed clinician as
21 recommended by the mental health provider unless the youth is
22 12 years of age or older and does not consent to receiving
23 mental health services.

24 If the youth in care is covered under the State's Medicaid
25 managed care program, the managed care plan shall ensure that
26 the youth has access to a mental health provider who will begin

1 servicing the youth within 30 days after receipt of the referral
2 from the screening and who is located:

3 (1) within a 30-mile radius or 30-minute drive from
4 the youth's place of residence;

5 (2) within a 60-mile radius or 60-minute drive from
6 the youth's place of residence in rural counties; or

7 (3) as otherwise provided for in the managed care
8 plan's contract with the Department of Healthcare and
9 Family Services if the time and distance limitations are
10 more restrictive in that contract.

11 If there is not an in-network provider who meets these
12 requirements, the managed care plan shall cover the cost
13 necessary for the youth to receive care from an out-of-network
14 provider who meets these availability and proximity
15 requirements and is an eligible provider in the State's
16 Medical Assistance Program.

17 The Department and the Department of Healthcare and Family
18 Services shall ensure that any managed care plan that is in
19 effect, amended, delivered, issued, or renewed on or after
20 January 1, 2026 requires managed care organizations to meet
21 the obligations of this Section if the managed care plan
22 serves youth in care under the State's Medicaid managed care
23 program.

24 Any mental health care and related services provided to
25 the youth shall be in addition to any other care or services
26 the youth receives from the youth's primary care provider. The

1 Department may adopt any rules necessary to implement the
2 provisions of this Section, including rules to promote a
3 holistic and proactive approach to the provision of mental
4 health care for youth in care.".