



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

HB3088

Introduced 2/6/2025, by Rep. Anna Moeller

#### SYNOPSIS AS INTRODUCED:

20 ILCS 505/5.36 new

Amends the Children and Family Services Act. Requires the Department of Children and Family Services and the Department of Human Services to adopt rules that permit a licensed child care institution or group home that provides residential developmental disability services to youth under the age of 22 to request an age waiver to allow such youth to continue to receive residential developmental disability services at the facility beyond their 22nd birthday. Requires the rules to include waiver application requirements, waiver renewals, and criteria a youth must meet to qualify for extended residential developmental disability services. Provides that a licensed child care institution or group home that receives Department approval of its waiver application shall not be issued any notice of violation or citation for providing extended residential developmental disability services to a youth within the terms of the approved waiver application. Requires the Department of Children and Family Services and the Department of Human Services' Division of Developmental Disabilities to ensure that the rates determined for extended residential developmental disability services authorized under an approved age waiver are on parity with the rates determined for residential developmental disability services provided to youth under the age of 22. Provides that nothing in the amendatory Act shall be construed to reduce the level or type of services and supports provided to a youth beyond their 22nd birthday under an approved age waiver application.

LRB104 12154 KTG 22254 b

1 AN ACT concerning State government.

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

4 Section 5. The Children and Family Services Act is amended  
5 by adding Section 5.36 as follows:

6 (20 ILCS 505/5.36 new)

7 Sec. 5.36. Extended residential developmental disability  
8 services. Notwithstanding any other provision of law to the  
9 contrary, the Department of Children and Family Services and  
10 the Department of Human Services shall adopt rules that permit  
11 a licensed child care institution or group home that provides  
12 residential developmental disability services to youth under  
13 the age of 22 to request an age waiver to allow such youth to  
14 continue to receive residential developmental disability  
15 services and supports at the facility beyond their 22nd  
16 birthday. The rules shall include waiver application  
17 requirements, waiver renewals, and criteria a youth must meet  
18 to qualify for extended residential developmental disability  
19 services. A licensed child care institution or group home that  
20 receives Department approval of its waiver application shall  
21 not be issued any notice of violation or citation for  
22 providing extended residential developmental disability  
23 services to a youth within the terms of the approved waiver

1 application. The Department of Children and Family Services  
2 and the Department of Human Services' Division of  
3 Developmental Disabilities shall ensure that the rates  
4 determined for extended residential developmental disability  
5 services authorized under an approved age waiver are on parity  
6 with the rates determined for residential developmental  
7 disability services provided to youth under the age of 22.  
8 Nothing in this Section shall be construed to reduce the level  
9 or type of services and supports provided to a youth beyond  
10 their 22nd birthday under an approved age waiver application.