



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB3600

Introduced 2/18/2025, by Rep. Jackie Haas

SYNOPSIS AS INTRODUCED:

325 ILCS 2/10
325 ILCS 2/20

Amends the Abandoned Newborn Infant Protection Act. In a provision requiring a hospital to provide all necessary emergency services and care to a relinquished newborn infant, provides that all necessary emergency services and care may include having a child rescue pod available for use if the hospital has an emergency department that is staffed and monitored at all times. Defines "child rescue pod" to mean a medical device used to maintain an optimal environment for the care of a newborn infant.

LRB104 11391 KTG 21479 b

1 AN ACT concerning children.

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

4 Section 5. The Abandoned Newborn Infant Protection Act is
5 amended by changing Sections 10 and 20 as follows:

6 (325 ILCS 2/10)

7 Sec. 10. Definitions. In this Act:

8 "Abandon" has the same meaning as in the Abused and
9 Neglected Child Reporting Act.

10 "Abused child" has the same meaning as in the Abused and
11 Neglected Child Reporting Act.

12 "Child welfare agency" means an Illinois licensed public
13 or private agency that receives a child for the purpose of
14 placing or arranging for the placement of the child in a foster
15 or pre-adoptive family home or other facility for child care,
16 apart from the custody of the child's parents.

17 "Child rescue pod" means a medical device used to maintain
18 an optimal environment for the care of a newborn infant.

19 "Department" or "DCFS" means the Illinois Department of
20 Children and Family Services.

21 "Emergency medical facility" means a freestanding
22 emergency center or trauma center, as defined in the Emergency
23 Medical Services (EMS) Systems Act.

1 "Emergency medical professional" includes licensed
2 physicians, and any emergency medical technician, emergency
3 medical technician-intermediate, advanced emergency medical
4 technician, paramedic, trauma nurse specialist, and
5 pre-hospital registered nurse, as defined in the Emergency
6 Medical Services (EMS) Systems Act.

7 "Fire station" means a fire station within the State with
8 at least one staff person.

9 "Hospital" has the same meaning as in the Hospital
10 Licensing Act.

11 "Legal custody" means the relationship created by a court
12 order in the best interest of a newborn infant that imposes on
13 the infant's custodian the responsibility of physical
14 possession of the infant, the duty to protect, train, and
15 discipline the infant, and the duty to provide the infant with
16 food, shelter, education, and medical care, except as these
17 are limited by parental rights and responsibilities.

18 "Neglected child" has the same meaning as in the Abused
19 and Neglected Child Reporting Act.

20 "Newborn infant" means a child who a licensed physician
21 reasonably believes is 30 days old or less at the time the
22 child is initially relinquished to a hospital, police station,
23 fire station, or emergency medical facility, and who is not an
24 abused or a neglected child.

25 "Parent" or "biological parent" or "birth parent" means a
26 person who has established maternity or paternity of the

1 newborn infant through genetic testing.

2 "Police station" means a municipal police station, a
3 county sheriff's office, a campus police department located on
4 any college or university owned or controlled by the State or
5 any private college or private university that is not owned or
6 controlled by the State when employees of the campus police
7 department are present, or any of the district headquarters of
8 the Illinois State Police.

9 "Relinquish" means to bring a newborn infant, who a
10 licensed physician reasonably believes is 30 days old or less,
11 to a hospital, police station, fire station, or emergency
12 medical facility and to leave the infant with personnel of the
13 facility, if the person leaving the infant does not express an
14 intent to return for the infant or states that the person will
15 not return for the infant. In the case of a person who gives
16 birth to an infant in a hospital, the person's act of leaving
17 that newborn infant at the hospital (i) without expressing an
18 intent to return for the infant or (ii) stating that the person
19 will not return for the infant is not a "relinquishment" under
20 this Act.

21 "Temporary protective custody" means the temporary
22 placement of a newborn infant within a hospital or other
23 medical facility out of the custody of the infant's parent.

24 (Source: P.A. 103-22, eff. 8-8-23; 103-501, eff. 1-1-24;
25 103-605, eff. 7-1-24.)

1 (325 ILCS 2/20)

2 Sec. 20. Procedures with respect to relinquished newborn
3 infants.

4 (a) Hospitals. Every hospital must accept and provide all
5 necessary emergency services and care to a relinquished
6 newborn infant, in accordance with this Act. All necessary
7 emergency services and care may include having a child rescue
8 pod available for use if the hospital has an emergency
9 department that is staffed and monitored at all times. The
10 hospital shall examine a relinquished newborn infant and
11 perform tests that, based on reasonable medical judgment, are
12 appropriate in evaluating whether the relinquished newborn
13 infant was abused or neglected.

14 The act of relinquishing a newborn infant serves as
15 implied consent for the hospital and its medical personnel and
16 physicians on staff to treat and provide care for the infant.

17 The hospital shall be deemed to have temporary protective
18 custody of a relinquished newborn infant until the infant is
19 discharged to the custody of a child welfare agency or the
20 Department. The hospital shall provide all available medical
21 records and information to the Department and the child
22 welfare agency that has accepted the referral of the infant in
23 accordance with Section 50.

24 If the person who relinquished or a person claiming to be
25 the parent of a newborn infant returns to reclaim the infant
26 within 30 days after the infant was relinquished to a

1 hospital, the hospital must inform such person of the name and
2 contact information of the child welfare agency to whom
3 custody of the infant was transferred.

4 (b) Fire stations and emergency medical facilities. Every
5 fire station and emergency medical facility must accept and
6 provide all necessary emergency services and care to a
7 relinquished newborn infant, in accordance with this Act.

8 The act of relinquishing a newborn infant serves as
9 implied consent for the fire station or emergency medical
10 facility and its emergency medical professionals to treat and
11 provide care for the infant, to the extent that those
12 emergency medical professionals are trained to provide those
13 services.

14 After the relinquishment of a newborn infant to a fire
15 station or emergency medical facility, the fire station or
16 emergency medical facility's personnel must arrange for the
17 transportation of the infant to the nearest hospital as soon
18 as transportation can be arranged.

19 If the person who relinquished or a person claiming to be
20 the parent of a newborn infant returns to reclaim the infant
21 within 30 days after the infant was relinquished to a fire
22 station or emergency medical facility, the fire station or
23 emergency medical facility must inform such person of the name
24 and location of the hospital to which the infant was
25 transported.

26 (c) Police stations. Every police station must accept a

1 relinquished newborn infant, in accordance with this Act.
2 After the relinquishment of a newborn infant to a police
3 station, the police station must arrange for the
4 transportation of the infant to the nearest hospital as soon
5 as transportation can be arranged. The act of relinquishing a
6 newborn infant serves as implied consent for the hospital to
7 which the infant is transported and that hospital's medical
8 personnel and physicians on staff to treat and provide care
9 for the infant.

10 If the person who relinquished or a person claiming to be
11 the parent of a newborn infant returns to reclaim the infant
12 within 30 days after the infant was relinquished to a police
13 station, the police station must inform such person of the
14 name and location of the hospital to which the infant was
15 transported.

16 (Source: P.A. 103-501, eff. 1-1-24; 103-958, eff. 1-1-25.)