

HB4462



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB4462

Introduced 1/16/2024, by Rep. Lance Yednock

SYNOPSIS AS INTRODUCED:

705 ILCS 405/3-5

from Ch. 37, par. 803-5

Amends the Minors Requiring Authoritative Intervention Article of the Juvenile Court Act of 1987. Provides that no minor shall be sheltered in a temporary living arrangement for more than 48 hours (rather than 21 business days.)

LRB103 36936 JRC 67050 b

A BILL FOR

1 AN ACT concerning courts.

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

4 Section 5. The Juvenile Court Act of 1987 is amended by
5 changing Section 3-5 as follows:

6 (705 ILCS 405/3-5) (from Ch. 37, par. 803-5)

7 Sec. 3-5. Interim crisis intervention services.

8 (a) Any minor who is taken into limited custody, or who
9 independently requests or is referred for assistance, may be
10 provided crisis intervention services by an agency or
11 association, as defined in this Act, provided the association
12 or agency staff (i) immediately investigate the circumstances
13 of the minor and the facts surrounding the minor being taken
14 into custody and promptly explain these facts and
15 circumstances to the minor, and (ii) make a reasonable effort
16 to inform the minor's parent, guardian, or custodian of the
17 fact that the minor has been taken into limited custody and
18 where the minor is being kept, and (iii) if the minor consents,
19 make a reasonable effort to transport, arrange for the
20 transportation of, or otherwise release the minor to the
21 parent, guardian, or custodian. Upon release of the child who
22 is believed to need or benefit from medical, psychological,
23 psychiatric, or social services, the association or agency may

1 inform the minor and the person to whom the minor is released
2 of the nature and location of appropriate services and shall,
3 if requested, assist in establishing contact between the
4 family and other associations or agencies providing such
5 services. If the agency or association is unable by all
6 reasonable efforts to contact a parent, guardian, or
7 custodian, or if the person contacted lives an unreasonable
8 distance away, or if the minor refuses to be taken to the
9 minor's home or other appropriate residence, or if the agency
10 or association is otherwise unable despite all reasonable
11 efforts to make arrangements for the safe return of the minor,
12 the minor may be taken to a temporary living arrangement which
13 is in compliance with the Child Care Act of 1969 or which is
14 with persons agreed to by the parents and the agency or
15 association.

16 (b) An agency or association is authorized to permit a
17 minor to be sheltered in a temporary living arrangement
18 provided the agency seeks to effect the minor's return home or
19 alternative living arrangements agreeable to the minor and the
20 parent, guardian, or custodian as soon as practicable. No
21 minor shall be sheltered in a temporary living arrangement for
22 more than 48 hours ~~21 business days~~. Throughout such limited
23 custody, the agency or association shall work with the parent,
24 guardian, or custodian and the minor's local school district,
25 the Department of Human Services, the Department of Healthcare
26 and Family Services, the Department of Juvenile Justice, and

1 the Department of Children and Family Services to identify
2 immediate and long-term treatment or placement. If at any time
3 during the crisis intervention there is a concern that the
4 minor has experienced abuse or neglect, the Comprehensive
5 Community Based-Youth Services provider shall contact the
6 Department of Children and Family Services as provided in the
7 Abused and Neglected Child Reporting Act. ~~the minor~~

8 (c) Any agency or association or employee thereof acting
9 reasonably and in good faith in the care of a minor being
10 provided interim crisis intervention services and shelter care
11 shall be immune from any civil or criminal liability resulting
12 from such care.

13 (Source: P.A. 103-22, eff. 8-8-23; 103-546, eff. 8-11-23;
14 revised 8-30-23.)