



Sen. Ann Gillespie

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1 AMENDMENT TO SENATE BILL 1478

2 AMENDMENT NO. _____. Amend Senate Bill 1478 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 17a-16 as follows:

6 (20 ILCS 505/17a-16 new)

7 Sec. 17a-16. Due Process for Youth Oversight
8 Commission.

9 (a) Purpose. The Due Process for Youth Oversight
10 Commission is created to oversee the creation and
11 implementation of a youth's statutory right to counsel in
12 proceedings conducted in accordance with Article II of the
13 Juvenile Court Act of 1987. The Commission shall provide
14 direction and operational phases for implementation statewide,
15 provide status reports and recommendations to the General
16 Assembly regarding implementation, and provide ongoing

1 implementation and program oversight for 5 years after
2 statewide transition is completed.

3 (b) Membership; operations. The Commission shall consist
4 of the following members:

5 (1) One member of the Senate appointed by the Senate
6 President.

7 (2) One member of the Senate appointed by the Senate
8 Minority Leader.

9 (3) One member of the House of Representatives
10 appointed by the Speaker of the House of Representatives.

11 (4) One member of the House of Representatives
12 appointed by the Minority Leader of the House of
13 Representatives.

14 (5) The Director of Children and Family Services or
15 the Director's designee.

16 (6) One member of the Governor's Office appointed by
17 the Governor.

18 (7) Two members who are judges from different counties
19 who preside over proceedings in accordance with Article II
20 of the Juvenile Court Act of 1987, appointed by the Chief
21 Justice of the Illinois Supreme Court.

22 (8) One member representing the Administrative Office
23 of the Illinois Courts, appointed by the Chief Justice of
24 the Illinois Supreme Court.

25 (9) The Public Defender of Cook County or that Public
26 Defender's designee.

1 (10) One member who provides legal representation on
2 behalf of an Office of the Public Defender from a central
3 region, appointed by that central region's Public
4 Defender.

5 (11) One member who provides legal representation on
6 behalf of an Office of the Public Defender from a
7 downstate county with a population less than 500,000,
8 appointed by that downstate jurisdiction's Public
9 Defender.

10 (12) The Cook County Public Guardian, or the Cook
11 County Public Guardian's designee.

12 (13) One member who is licensed to practice law in the
13 State of Illinois and who provides client-directed legal
14 services to indigent persons on behalf of a not-for-profit
15 civil legal aid organization serving at least 5 counties
16 in Illinois, appointed by the Commission's co-chairs.

17 (14) One member who manages a major law firm's pro
18 bono program serving Illinois residents, appointed by the
19 Commission's co-chairs.

20 (15) One member from a State university law school who
21 is appointed as an attorney to represent minors in
22 proceedings pending under Article II of the Juvenile Court
23 Act of 1987 appointed by the Commission's co-chairs.

24 (16) Two members who have recent experience as youth
25 in the child welfare system, at least one of whom
26 identifies with a population disproportionately

1 overrepresented in the child welfare system, appointed by
2 the Commission's co-chairs.

3 (17) One member from a statewide organization
4 advocating for the advancement of civil liberties for at
5 least 80 years in Illinois, appointed by the Commission's
6 co-chairs.

7 (18) One member who is a licensed clinical social
8 worker who is employed by a non-for-profit agency
9 contracted by the Department to provide services to youth
10 who are the subjects of cases pending under Article II of
11 the Juvenile Court Act of 1987, appointed by the
12 Commission's co-chairs.

13 (19) A licensed attorney who is a member of the
14 Illinois State Bar Association Child Law Section,
15 appointed by the Commission's co-chairs.

16 The Commission shall have 2 co-chairs, one of whom shall
17 be the House member appointed under paragraph (3) by the
18 Speaker of the House of Representatives and one of whom shall
19 be the Senate member appointed under paragraph (1) by the
20 President of the Senate. Members shall serve 5-year terms or
21 until the Commission dissolves. If a vacancy occurs in the
22 Commission membership, the vacancy shall be filled in the same
23 manner as the original appointment for the remainder of the
24 unexpired term. Commission members shall serve without
25 compensation except for members appointed under paragraph (16)
26 of this subsection who shall receive stipends provided or

1 issued by the Department.

2 The Commission shall convene meetings on a quarterly basis
3 at the direction of the co-chairs. The first meeting shall be
4 noticed 30 days after the effective date of this amendatory
5 Act of the 103rd General Assembly. At the direction of the
6 Illinois Supreme Court, the Department of Children and Family
7 Services shall provide administrative support to the
8 Commission. The Commission shall dissolve 5 years after the
9 effective date of this amendatory Act of the 103rd General
10 Assembly.

11 For the full duration of the Commission and for the
12 purposes of achieving the duties required under subsection
13 (c), the Department of Children and Family Services shall
14 provide the Commission with all necessary data held by the
15 Department, with personal identifying information redacted. At
16 the direction of the Illinois Supreme Court, the
17 Administrative Office of the Illinois Courts shall provide
18 necessary information to the Commission to aid the Commission
19 in developing phases for statewide implementation of legal
20 counsel for youth who are the subjects of proceedings pending
21 under Article II of the Juvenile Court Act of 1987.

22 (c) Duties. No later than January 1, 2024, the Commission
23 shall be authorized and empowered to take all action that is
24 necessary and appropriate to complete the following duties:

25 (1) Review court practices and relevant case docket
26 data related to the provision of legal counsel to parties

1 in abuse and neglect proceedings.

2 (2) Provide recommendations on how to achieve the goal
3 of ensuring that each youth is appointed an attorney who
4 represents the youth in accordance with the Illinois Rules
5 of Professional Conduct, taking into account current
6 models of practice, applicable federal requirements, and
7 the feasibility of proposed models, including current
8 resources and the time needed to develop resources
9 throughout the State.

10 (3) Provide recommendations regarding caseload levels
11 for attorneys who are appointed to represent youth in
12 pending cases arising under Article II of the Juvenile
13 Court Act of 1987. Such recommendations shall take into
14 account the jurisdictions in which cases are pending, the
15 percentage of the attorney's practice that is spent on
16 cases arising under Article II of the Juvenile Court Act
17 of 1987, the complexity of the cases, and other relevant
18 factors. Provide recommendations on how to ensure
19 adherence to recommended caseload levels.

20 (4) Provide recommendations to the Illinois Supreme
21 Court regarding any changes to any Illinois Supreme Court
22 rules that are applicable to the representation of youth
23 with pending cases arising under Article II of the
24 Juvenile Court Act of 1987.

25 (5) Develop and provide recommendations to the
26 Illinois Supreme Court regarding training for attorneys

1 who represent youth in proceedings pending under Article
2 II of the Juvenile Court Act.

3 (6) Make recommendations regarding the provision of a
4 written "Notice of Rights" as described in Section 1-5 of
5 the Juvenile Court Act of 1987 to every youth who is the
6 subject of a proceeding under Article II of the Juvenile
7 Court Act of 1987.

8 (7) Determine a plan for eliminating the use of a
9 single attorney filling the dual role of guardian ad litem
10 and client-directed attorney.

11 (8) Report findings and recommendations annually to
12 the Governor, the General Assembly, the Illinois Supreme
13 Court, and the Department of Children and Family Services
14 beginning the first year after the Commission convenes its
15 first meeting. The report shall include, but not be
16 limited to, the following:

17 (A) recommendations on the framework, guidelines,
18 implementation phases, and timeline or benchmarks for
19 the program providing attorneys to youth with pending
20 cases arising under Article II of the Juvenile Court
21 Act of 1987;

22 (B) recommendations for strengthening and
23 expanding attorney workforce capacity;

24 (C) implementation progress and oversight
25 findings;

26 (D) program funding and resource recommendations;

1 and
2 (E) recommended statutory changes to improve
3 program delivery.

4 Section 10. The Foster Children's Bill of Rights Act is
5 amended by changing Section 5 as follows:

6 (20 ILCS 521/5)

7 Sec. 5. Foster Children's Bill of Rights. It is the policy
8 of this State that every child and adult in the care of the
9 Department of Children and Family Services who is placed in
10 foster care shall have the following rights:

11 (1) To live in a safe, healthy, and comfortable home
12 where he or she is treated with respect.

13 (2) To be free from physical, sexual, emotional, or
14 other abuse, or corporal punishment.

15 (3) To receive adequate and healthy food, adequate
16 clothing, and, for youth in group homes, residential
17 treatment facilities, and foster homes, an allowance.

18 (4) To receive medical, dental, vision, and mental
19 health services.

20 (5) To be free of the administration of medication or
21 chemical substances, unless authorized by a physician.

22 (6) To contact family members, unless prohibited by
23 court order, and social workers, attorneys, foster youth
24 advocates and supporters, Court Appointed Special

1 Advocates (CASAs), and probation officers.

2 (7) To visit and contact brothers and sisters, unless
3 prohibited by court order.

4 (8) To contact the Advocacy Office for Children and
5 Families established under the Children and Family
6 Services Act or the Department of Children and Family
7 Services' Office of the Inspector General regarding
8 violations of rights, to speak to representatives of these
9 offices confidentially, and to be free from threats or
10 punishment for making complaints.

11 (9) To make and receive confidential telephone calls
12 and send and receive unopened mail, unless prohibited by
13 court order.

14 (10) To attend religious services and activities of
15 his or her choice.

16 (11) To maintain an emancipation bank account and
17 manage personal income, consistent with the child's age
18 and developmental level, unless prohibited by the case
19 plan.

20 (12) To not be locked in a room, building, or facility
21 premises, unless placed in a secure child care facility
22 licensed by the Department of Children and Family Services
23 under the Child Care Act of 1969 and placed pursuant to
24 Section 2-27.1 of the Juvenile Court Act of 1987.

25 (13) To attend school and participate in
26 extracurricular, cultural, and personal enrichment

1 activities, consistent with the child's age and
2 developmental level, with minimal disruptions to school
3 attendance and educational stability.

4 (14) To work and develop job skills at an
5 age-appropriate level, consistent with State law.

6 (15) To have social contacts with people outside of
7 the foster care system, including teachers, church
8 members, mentors, and friends.

9 (16) If he or she meets age requirements, to attend
10 services and programs operated by the Department of
11 Children and Family Services or any other appropriate
12 State agency that aim to help current and former foster
13 youth achieve self-sufficiency prior to and after leaving
14 foster care.

15 (17) To attend court hearings and speak to the judge.

16 (18) To have storage space for private use.

17 (19) To be involved in the development of his or her
18 own case plan and plan for permanent placement.

19 (20) To review his or her own case plan and plan for
20 permanent placement, if he or she is 12 years of age or
21 older and in a permanent placement, and to receive
22 information about his or her out-of-home placement and
23 case plan, including being told of changes to the case
24 plan.

25 (21) To be free from unreasonable searches of personal
26 belongings.

1 (22) To the confidentiality of all juvenile court
2 records consistent with existing law.

3 (23) To have fair and equal access to all available
4 services, placement, care, treatment, and benefits, and to
5 not be subjected to discrimination or harassment on the
6 basis of actual or perceived race, ethnic group
7 identification, ancestry, national origin, color,
8 religion, sex, sexual orientation, gender identity, mental
9 or physical disability, or HIV status.

10 (24) To have caregivers and child welfare personnel
11 who have received sensitivity training and instruction on
12 matters concerning race, ethnicity, national origin,
13 color, ancestry, religion, mental and physical disability,
14 and HIV status.

15 (25) To have caregivers and child welfare personnel
16 who have received instruction on cultural competency and
17 sensitivity relating to, and best practices for, providing
18 adequate care to lesbian, gay, bisexual, and transgender
19 youth in out-of-home care.

20 (26) At 16 years of age or older, to have access to
21 existing information regarding the educational options
22 available, including, but not limited to, the coursework
23 necessary for vocational and postsecondary educational
24 programs, and information regarding financial aid for
25 postsecondary education.

26 (27) To have access to age-appropriate, medically

1 accurate information about reproductive health care, the
2 prevention of unplanned pregnancy, and the prevention and
3 treatment of sexually transmitted infections at 12 years
4 of age or older.

5 (28) To receive a copy of this Act from and have it
6 fully explained by the Department of Children and Family
7 Services when the child or adult is placed in the care of
8 the Department of Children and Family Services.

9 (29) To be placed in the least restrictive and most
10 family-like setting available and in close proximity to
11 his or her parent's home consistent with his or her
12 health, safety, best interests, and special needs.

13 (30) To participate in an age and developmentally
14 appropriate intake process immediately after placement in
15 the custody or guardianship of the Department. During the
16 intake process, the Department shall provide the youth
17 with a document describing inappropriate acts of
18 affection, discipline, and punishment by guardians, foster
19 parents, foster siblings, or any other adult responsible
20 for the youth's welfare. The Department shall review and
21 discuss the document with the child. The Department must
22 document completion of the intake process in the child's
23 records as well as giving a copy of the document to the
24 child.

25 (31) To participate in appropriate intervention and
26 counseling services after removal from the home of origin

1 in order to assess whether the youth is exhibiting signs
2 of traumatic stress, special needs, or mental illness.

3 (32) To receive a home visit by an assigned child
4 welfare specialist, per existing Department policies and
5 procedures, on a monthly basis or more frequently as
6 needed. In addition to what existing policies and
7 procedures outline, home visits shall be used to assess
8 the youth's well-being and emotional health following
9 placement, to determine the youth's relationship with the
10 youth's guardian or foster parent or with any other adult
11 responsible for the youth's welfare or living in or
12 frequenting the home environment, and to determine what
13 forms of discipline, if any, the youth's guardian or
14 foster parent or any other person in the home environment
15 uses to correct the youth.

16 (33) To be enrolled in an independent living services
17 program prior to transitioning out of foster care where
18 the youth will receive classes and instruction,
19 appropriate to the youth's age and developmental capacity,
20 on independent living and self-sufficiency in the areas of
21 employment, finances, meals, and housing as well as help
22 in developing life skills and long-term goals.

23 (34) To be assessed by a third-party entity or agency
24 prior to enrollment in any independent living services
25 program in order to determine the youth's readiness for a
26 transition out of foster care based on the youth's

1 individual needs, emotional development, and ability,
2 regardless of age, to make a successful transition to
3 adulthood.

4 (35) To have a court appoint an attorney to represent
5 the youth in any case arising under Article II of the
6 Juvenile Court Act of 1987 who will advocate for the
7 youth's wishes and make recommendations to the court
8 regarding the youth's care, including requests for court
9 intervention to address the youth's concerns, quality of
10 care, permanency goals, visitation, placement and service
11 plans, education, and needs. The changes made to this
12 Section by this amendatory Act of the 103rd General
13 Assembly apply to court proceedings pending or commenced
14 on or after 3 years of the effective date of this
15 amendatory Act of the 103rd General Assembly or a date
16 established by the Due Process for Youth Oversight
17 Commission, whichever is sooner.

18 (Source: P.A. 102-810, eff. 1-1-23.)

19 Section 15. The Juvenile Court Act of 1987 is amended by
20 changing Section 1-5 and by adding Section 1-6.5 as follows:

21 (705 ILCS 405/1-5) (from Ch. 37, par. 801-5)

22 Sec. 1-5. Rights of parties to proceedings.

23 (1) Except as provided in this Section and paragraph (2)
24 of Sections 2-22, 3-23, 4-20, 5-610 or 5-705, the minor who is

1 the subject of the proceeding and his or her parents,
2 guardian, legal custodian or responsible relative who are
3 parties respondent have the right to be present, to be heard,
4 to present evidence material to the proceedings, to
5 cross-examine witnesses, to examine pertinent court files and
6 records and also, although proceedings under this Act are not
7 intended to be adversary in character, the right to be
8 represented by counsel. Immediately upon the filing of a
9 petition under Article II of this Act, the court shall appoint
10 counsel for each minor who is the subject of that petition,
11 unless the minor has already retained counsel. The changes
12 made to this Section by this amendatory Act of the 103rd
13 General Assembly apply to court proceedings pending or
14 commenced on or after 3 years of the effective date of this
15 amendatory Act of the 103rd General Assembly or a date
16 established by the Due Process for Youth Oversight Commission,
17 whichever is sooner.

18 At the request of any party financially unable to employ
19 counsel, with the exception of a foster parent permitted to
20 intervene under this Section, the court shall appoint the
21 Public Defender or such other counsel as the case may require.
22 Counsel appointed for the minor and any indigent party shall
23 appear at all stages of the trial court proceeding, and such
24 appointment shall continue through the permanency hearings and
25 termination of parental rights proceedings subject to
26 withdrawal, vacating of appointment, or substitution pursuant

1 to Supreme Court Rules or the Code of Civil Procedure.
2 Following the dispositional hearing, the court may require
3 appointed counsel, other than counsel for the minor or counsel
4 for the guardian ad litem, to withdraw his or her appearance
5 upon failure of the party for whom counsel was appointed under
6 this Section to attend any subsequent proceedings.

7 No hearing on any petition or motion filed under this Act
8 may be commenced unless the minor who is the subject of the
9 proceeding is represented by counsel. ~~Notwithstanding the~~
10 ~~preceding sentence, if a guardian ad litem has been appointed~~
11 ~~for the minor under Section 2-17 of this Act and the guardian~~
12 ~~ad litem is a licensed attorney at law of this State, or in the~~
13 ~~event that a court appointed special advocate has been~~
14 ~~appointed as guardian ad litem and counsel has been appointed~~
15 ~~to represent the court appointed special advocate, the court~~
16 ~~may not require the appointment of counsel to represent the~~
17 ~~minor unless the court finds that the minor's interests are in~~
18 ~~conflict with what the guardian ad litem determines to be in~~
19 ~~the best interest of the minor.~~ Each ~~adult~~ respondent 8 years
20 of age or older shall be furnished a written "Notice of Rights"
21 at or before the first hearing at which the respondent ~~he or~~
22 ~~she~~ appears.

23 (1.5) The Department shall maintain a system of response
24 to inquiry made by parents or putative parents as to whether
25 their child is under the custody or guardianship of the
26 Department; and if so, the Department shall direct the parents

1 or putative parents to the appropriate court of jurisdiction,
2 including where inquiry may be made of the clerk of the court
3 regarding the case number and the next scheduled court date of
4 the minor's case. Effective notice and the means of accessing
5 information shall be given to the public on a continuing basis
6 by the Department.

7 (2) (a) Though not appointed guardian or legal custodian
8 or otherwise made a party to the proceeding, any current or
9 previously appointed foster parent or relative caregiver, or
10 representative of an agency or association interested in the
11 minor has the right to be heard by the court, but does not
12 thereby become a party to the proceeding.

13 In addition to the foregoing right to be heard by the
14 court, any current foster parent or relative caregiver of a
15 minor and the agency designated by the court or the Department
16 of Children and Family Services as custodian of the minor who
17 is alleged to be or has been adjudicated an abused or neglected
18 minor under Section 2-3 or a dependent minor under Section 2-4
19 of this Act has the right to and shall be given adequate notice
20 at all stages of any hearing or proceeding under this Act.

21 Any foster parent or relative caregiver who is denied his
22 or her right to be heard under this Section may bring a
23 mandamus action under Article XIV of the Code of Civil
24 Procedure against the court or any public agency to enforce
25 that right. The mandamus action may be brought immediately
26 upon the denial of those rights but in no event later than 30

1 days after the foster parent has been denied the right to be
2 heard.

3 (b) If after an adjudication that a minor is abused or
4 neglected as provided under Section 2-21 of this Act and a
5 motion has been made to restore the minor to any parent,
6 guardian, or legal custodian found by the court to have caused
7 the neglect or to have inflicted the abuse on the minor, a
8 foster parent may file a motion to intervene in the proceeding
9 for the sole purpose of requesting that the minor be placed
10 with the foster parent, provided that the foster parent (i) is
11 the current foster parent of the minor or (ii) has previously
12 been a foster parent for the minor for one year or more, has a
13 foster care license or is eligible for a license or is not
14 required to have a license, and is not the subject of any
15 findings of abuse or neglect of any child. The juvenile court
16 may only enter orders placing a minor with a specific foster
17 parent under this subsection (2)(b) and nothing in this
18 Section shall be construed to confer any jurisdiction or
19 authority on the juvenile court to issue any other orders
20 requiring the appointed guardian or custodian of a minor to
21 place the minor in a designated foster home or facility. This
22 Section is not intended to encompass any matters that are
23 within the scope or determinable under the administrative and
24 appeal process established by rules of the Department of
25 Children and Family Services under Section 5(o) of the
26 Children and Family Services Act. Nothing in this Section

1 shall relieve the court of its responsibility, under Section
2 2-14(a) of this Act to act in a just and speedy manner to
3 reunify families where it is the best interests of the minor
4 and the child can be cared for at home without endangering the
5 child's health or safety and, if reunification is not in the
6 best interests of the minor, to find another permanent home
7 for the minor. Nothing in this Section, or in any order issued
8 by the court with respect to the placement of a minor with a
9 foster parent, shall impair the ability of the Department of
10 Children and Family Services, or anyone else authorized under
11 Section 5 of the Abused and Neglected Child Reporting Act, to
12 remove a minor from the home of a foster parent if the
13 Department of Children and Family Services or the person
14 removing the minor has reason to believe that the
15 circumstances or conditions of the minor are such that
16 continuing in the residence or care of the foster parent will
17 jeopardize the child's health and safety or present an
18 imminent risk of harm to that minor's life.

19 (c) If a foster parent has had the minor who is the subject
20 of the proceeding under Article II in his or her home for more
21 than one year on or after July 3, 1994 and if the minor's
22 placement is being terminated from that foster parent's home,
23 that foster parent shall have standing and intervenor status
24 except in those circumstances where the Department of Children
25 and Family Services or anyone else authorized under Section 5
26 of the Abused and Neglected Child Reporting Act has removed

1 the minor from the foster parent because of a reasonable
2 belief that the circumstances or conditions of the minor are
3 such that continuing in the residence or care of the foster
4 parent will jeopardize the child's health or safety or
5 presents an imminent risk of harm to the minor's life.

6 (d) The court may grant standing to any foster parent if
7 the court finds that it is in the best interest of the child
8 for the foster parent to have standing and intervenor status.

9 (3) Parties respondent are entitled to notice in
10 compliance with Sections 2-15 and 2-16, 3-17 and 3-18, 4-14
11 and 4-15 or 5-525 and 5-530, as appropriate. At the first
12 appearance before the court by the minor, his parents,
13 guardian, custodian or responsible relative, the court shall
14 explain the nature of the proceedings and inform the parties
15 of their rights under the first 2 paragraphs of this Section.

16 If the child is alleged to be abused, neglected or
17 dependent, the court shall admonish the parents that if the
18 court declares the child to be a ward of the court and awards
19 custody or guardianship to the Department of Children and
20 Family Services, the parents must cooperate with the
21 Department of Children and Family Services, comply with the
22 terms of the service plans, and correct the conditions that
23 require the child to be in care, or risk termination of their
24 parental rights.

25 Upon an adjudication of wardship of the court under
26 Sections 2-22, 3-23, 4-20 or 5-705, the court shall inform the

1 parties of their right to appeal therefrom as well as from any
2 other final judgment of the court.

3 When the court finds that a child is an abused, neglected,
4 or dependent minor under Section 2-21, the court shall
5 admonish the parents that the parents must cooperate with the
6 Department of Children and Family Services, comply with the
7 terms of the service plans, and correct the conditions that
8 require the child to be in care, or risk termination of their
9 parental rights.

10 When the court declares a child to be a ward of the court
11 and awards guardianship to the Department of Children and
12 Family Services under Section 2-22, the court shall admonish
13 the parents, guardian, custodian, or responsible relative that
14 the parents must cooperate with the Department of Children and
15 Family Services, comply with the terms of the service plans,
16 and correct the conditions that require the child to be in
17 care, or risk termination of their parental rights.

18 (4) No sanction may be applied against the minor who is the
19 subject of the proceedings by reason of his refusal or failure
20 to testify in the course of any hearing held prior to final
21 adjudication under Section 2-22, 3-23, 4-20 or 5-705.

22 (5) In the discretion of the court, the minor may be
23 excluded from any part or parts of a dispositional hearing
24 and, with the consent of the parent or parents, guardian,
25 counsel or a guardian ad litem, from any part or parts of an
26 adjudicatory hearing.

1 (6) The general public except for the news media and the
2 crime victim, as defined in Section 3 of the Rights of Crime
3 Victims and Witnesses Act, shall be excluded from any hearing
4 and, except for the persons specified in this Section only
5 persons, including representatives of agencies and
6 associations, who in the opinion of the court have a direct
7 interest in the case or in the work of the court shall be
8 admitted to the hearing. However, the court may, for the
9 minor's safety and protection and for good cause shown,
10 prohibit any person or agency present in court from further
11 disclosing the minor's identity. Nothing in this subsection
12 (6) prevents the court from allowing other juveniles to be
13 present or to participate in a court session being held under
14 the Juvenile Drug Court Treatment Act.

15 (7) A party shall not be entitled to exercise the right to
16 a substitution of a judge without cause under subdivision
17 (a) (2) of Section 2-1001 of the Code of Civil Procedure in a
18 proceeding under this Act if the judge is currently assigned
19 to a proceeding involving the alleged abuse, neglect, or
20 dependency of the minor's sibling or half sibling and that
21 judge has made a substantive ruling in the proceeding
22 involving the minor's sibling or half sibling.

23 (Source: P.A. 101-147, eff. 1-1-20.)

24 (705 ILCS 405/1-6.5 new)

25 Sec. 1-6.5. Counsel appointed for minors subject to

1 Article II proceedings.

2 (a) Counsel appointed by a court to represent a minor in
3 neglect or abuse proceedings under Article II of this Act
4 shall have a minimum of one in-person contact with the minor
5 prior to each hearing and at least one in-person contact every
6 quarter. For good cause shown, the court may allow video or
7 telephonic contact in lieu of face-to-face interviews required
8 under this Section or may excuse face-to-face interviews
9 required under this Section if the minor's location is unknown
10 to the Department or the minor's counsel.

11 (b) Counsel is prohibited from serving as the minor's
12 guardian ad litem or being employed by the same law office as
13 the minor's guardian ad litem. This subsection applies to
14 proceedings pending or commenced on or after the effective
15 date established by the Due Process for Youth Oversight
16 Commission.

17 Section 99. Effective date. This Act takes effect upon
18 becoming law.".