



Sen. Sara Feigenholtz

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10300SB2134sam001

LRB103 27443 LNS 58607 a

1 AMENDMENT TO SENATE BILL 2134

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2134 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Adoption Act is amended by changing  
5 Section 18.3 as follows:

6 (750 ILCS 50/18.3) (from Ch. 40, par. 1522.3)

7 (Text of Section before amendment by P.A. 102-825)

8 Sec. 18.3. (a) The agency, Department of Children and  
9 Family Services, Court Supportive Services, Juvenile Division  
10 of the Circuit Court, and any other party to the surrender of a  
11 child for adoption or in an adoption proceeding shall inform  
12 any birth parent or parents relinquishing a child for purposes  
13 of adoption after the effective date of this Act of the  
14 opportunity to register with the Illinois Adoption Registry  
15 and Medical Information Exchange and to utilize the Illinois  
16 confidential intermediary program and shall obtain a written

1 confirmation that acknowledges the birth parent's receipt of  
2 such information.

3 The birth parent shall be informed in writing that if  
4 contact or exchange of identifying information with the adult  
5 adopted or surrendered person is to occur, that adult adopted  
6 or surrendered person must be 21 years of age or over except as  
7 referenced in paragraph (d) of this Section.

8 (b) Any birth parent, birth sibling, adopted or  
9 surrendered person, adoptive parent, or legal guardian  
10 indicating their desire to receive identifying or medical  
11 information shall be informed of the existence of the Registry  
12 and assistance shall be given to such person to legally record  
13 his or her name with the Registry.

14 (c) The agency, Department of Children and Family  
15 Services, Court Supportive Services, Juvenile Division of the  
16 Circuit Court, and any other organization involved in the  
17 surrender of a child for adoption in an adoption proceeding  
18 which has written statements from an adopted or surrendered  
19 person and the birth parent or a birth sibling indicating a  
20 desire to share identifying information or establish contact  
21 shall supply such information to the mutually consenting  
22 parties, except that no identifying information shall be  
23 supplied to consenting birth siblings if any such sibling is  
24 under 21 years of age. However, both the Registry having an  
25 Information Exchange Authorization and the organization having  
26 a written statement requesting the sharing of identifying

1 information or contact shall communicate with each other to  
2 determine if the adopted or surrendered person or the birth  
3 parent or birth sibling has signed a form at a later date  
4 indicating a change in his or her desires regarding the  
5 sharing of information or contact.

6 (d) On and after January 1, 2000, any licensed child  
7 welfare agency which provides post-adoption search assistance  
8 to adoptive parents, adopted persons, surrendered persons,  
9 birth parents, or other birth relatives shall require that any  
10 person requesting post-adoption search assistance complete an  
11 Illinois Adoption Registry Application prior to the  
12 commencement of the search. However, former youth in care as  
13 defined in Section 4d of the Children and Family Services Act  
14 between the ages of 18 and 21 who have been surrendered or  
15 adopted and who are seeking contact or an exchange of  
16 information with siblings shall not be required to complete an  
17 Illinois Adoption Registry Application prior to commencement  
18 of the search, provided that the search is performed  
19 consistent with applicable Sections of this Act.

20 (Source: P.A. 100-159, eff. 8-18-17.)

21 (Text of Section after amendment by P.A. 102-825)

22 Sec. 18.3. (a) The agency, Department of Children and  
23 Family Services, Court Supportive Services, Juvenile Division  
24 of the Circuit Court, and any other party to the surrender of a  
25 child for adoption or in an adoption proceeding shall inform

1 any birth parent or parents relinquishing a child for purposes  
2 of adoption after the effective date of this Act of the  
3 opportunity to register with the Illinois Adoption Registry  
4 and Medical Information Exchange and to utilize the Illinois  
5 confidential intermediary program and shall obtain a written  
6 confirmation that acknowledges the birth parent's receipt of  
7 such information.

8 The birth parent shall be informed in writing that if  
9 contact or exchange of identifying information with the adult  
10 adopted or surrendered person is to occur, that adult adopted  
11 or surrendered person must be 21 years of age or over except as  
12 referenced in paragraph (d) of this Section.

13 (b) Any birth parent, birth sibling, adopted or  
14 surrendered person, adoptive parent, or legal guardian  
15 indicating their desire to receive identifying or medical  
16 information shall be informed of the existence of the Registry  
17 and assistance shall be given to such person to legally record  
18 his or her name with the Registry.

19 (c) The agency, Department of Children and Family  
20 Services, Court Supportive Services, Juvenile Division of the  
21 Circuit Court, and any other organization involved in the  
22 surrender of a child for adoption in an adoption proceeding  
23 which has written statements from an adopted or surrendered  
24 person and the birth parent or a birth sibling indicating a  
25 desire to share identifying information or establish contact  
26 shall supply such information to the mutually consenting

1 parties, except that no identifying information shall be  
2 supplied to consenting birth siblings if any such sibling is  
3 under 21 years of age. However, both the Registry having an  
4 Information Exchange Authorization and the organization having  
5 a written statement requesting the sharing of identifying  
6 information or contact shall communicate with each other to  
7 determine if the adopted or surrendered person or the birth  
8 parent or birth sibling has signed a form at a later date  
9 indicating a change in his or her desires regarding the  
10 sharing of information or contact.

11 (d) On and after January 1, 2000, any licensed child  
12 welfare agency which provides post-adoption search assistance  
13 to adoptive parents, adopted persons, surrendered persons,  
14 birth parents, or other birth relatives shall require that any  
15 person requesting post-adoption search assistance complete an  
16 Illinois Adoption Registry Application prior to the  
17 commencement of the search. However, former youth in care as  
18 defined in Section 4d of the Children and Family Services Act  
19 who have been surrendered or adopted who are (i) between the  
20 ages of 18 and 21 and who are seeking contact or an exchange of  
21 information with siblings, birth relatives, former foster  
22 parents, or former foster siblings or (ii) over the age of 21  
23 who are seeking contact with former foster parents or former  
24 foster siblings shall not be required to complete an Illinois  
25 Adoption Registry Application prior to commencement of the  
26 search, provided that the search is performed consistent with

1 applicable Sections of this Act.

2 (e) A confidential intermediary shall be permitted to  
3 access records of closed child welfare agencies that are  
4 housed in the State Central Storage, in addition to the  
5 information allowed to be requested in paragraph (g) from  
6 adoption agencies, if the petitioner is an adult adopted or  
7 surrendered person, or the adoptive parent of an adult adopted  
8 person under the age of 21, or the adoptive parent of a  
9 deceased adopted or surrendered person, and the confidential  
10 intermediary may request any non-identifying information,  
11 including any available medical information about the adopted  
12 or surrendered person from birth through adoption, any  
13 non-identifying information described in Section 18.4, and the  
14 18.3 statement.

15 (Source: P.A. 102-825, eff. 7-1-23.)

16 Section 95. No acceleration or delay. Where this Act makes  
17 changes in a statute that is represented in this Act by text  
18 that is not yet or no longer in effect (for example, a Section  
19 represented by multiple versions), the use of that text does  
20 not accelerate or delay the taking effect of (i) the changes  
21 made by this Act or (ii) provisions derived from any other  
22 Public Act."