

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 Section 10 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-placing agency" means a licensed public or private  
13 agency that receives a child for the purpose of placing or  
14 arranging for the placement of the child in a foster family  
15 home or other facility for child care, apart from the custody  
16 of the child's parents.

17 "Department" or "DCFS" means the Illinois Department of  
18 Children and Family Services.

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

22 "Emergency medical professional" includes licensed  
23 physicians, and any emergency medical technician-basic,

1 emergency medical technician-intermediate, emergency medical  
2 technician-paramedic, trauma nurse specialist, and  
3 pre-hospital RN, as defined in the Emergency Medical Services  
4 (EMS) Systems Act.

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

7 "Hospital" has the same meaning as in the Hospital  
8 Licensing Act.

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

16 "Neglected child" has the same meaning as in the Abused and  
17 Neglected Child Reporting Act.

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

23 "Police station" means a municipal police station, ~~or~~ a  
24 county sheriff's office, a campus police department located on  
25 any college or university owned or controlled by the State or  
26 any private college or private university that is not owned or

1 controlled by the State when employees of the campus police  
2 department are present, or any of the district headquarters of  
3 the Illinois State Police.

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

16 "Temporary protective custody" means the temporary  
17 placement of a newborn infant within a hospital or other  
18 medical facility out of the custody of the infant's parent.

19 (Source: P.A. 96-345, eff. 1-1-10.)

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law.