

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 1. Short title. This Act may be cited as the
5 Safeguard Our Children Act.

6 Section 5. Definitions. In this Act:

7 "Caseworker" means an employee of the Department of
8 Children and Family Services who is assigned case management
9 duties concerning a child or person under the care and legal
10 custody of the Department.

11 "Child or person" means any child or person, regardless of
12 age, who is under the care and legal custody of the Department
13 of Children and Family Services.

14 "Department" means the Department of Children and Family
15 Services.

16 "Plan of Care" means a written or electronic document that
17 details the information required under Section 15 of this Act.

18 Section 10. Duty to report. Any child or person in the care
19 of the Department who is placed in a residential facility under
20 contract with the Department pursuant to the Children and
21 Family Services Act shall be reported as missing to the local
22 law enforcement agency within whose jurisdiction the facility

1 is located, if:

2 (1) there is no contact between an employee of the
3 residential facility and the child or person within a
4 period of 12 hours; and

5 (2) the child or person is absent from the residential
6 facility without prior approval.

7 The operator of the residential facility shall inform the
8 child's or person's caseworker that the child or person has
9 been reported as missing to the appropriate local law
10 enforcement agency. The operator of the residential facility
11 shall also report the child or person as missing to the
12 National Center for Missing and Exploited Children and shall
13 make a subsequent telephone notification to the sheriff of the
14 county in which the residential facility is located.

15 The operator of the residential facility making the missing
16 persons report to the local law enforcement agency within whose
17 jurisdiction the facility is located shall report that the
18 missing person is a ward of the Department and shall inform the
19 law enforcement agency taking the report to include the
20 following statement within the missing persons report, in the
21 field of the Law Enforcement Agencies Data System (LEADS) known
22 as "Miscellaneous":

23 "This individual is a ward of the Illinois Department
24 of Children and Family Services (DCFS) and, regardless of
25 age, shall be released only to the custody of DCFS. Contact
26 the 24-hour hotline: 866.503.0184."

1 Section 15. Plan of Care. The operator of a residential
2 facility under contract with the Department shall record a Plan
3 of Care for any child or person who resides at the facility and
4 who plans to leave the facility temporarily for more than 24
5 hours. A child's or person's Plan of Care must contain the
6 following information:

7 (1) The location of the place that the child or person
8 intends to visit after leaving the residential facility.

9 (2) The contact information of the individual the child
10 or person intends to stay with after leaving the
11 residential facility.

12 (3) The duration of the visit.

13 (4) The expected time or date the child or person
14 intends to return to the residential facility.

15 Section 20. The Intergovernmental Missing Child Recovery
16 Act of 1984 is amended by adding Section 3.6 as follows:

17 (325 ILCS 40/3.6 new)

18 Sec. 3.6. Department of Children and Family Services;
19 missing persons. The Department shall develop and conduct a
20 training advisory for LEADS reporting of missing persons when
21 the missing individual, regardless of age, is under the care
22 and legal custody of the Department of Children and Family
23 Services.