



Rep. Carol Ammons

Filed: 3/21/2023

10300HB3384ham001

LRB103 30352 KTG 59793 a

1 AMENDMENT TO HOUSE BILL 3384

2 AMENDMENT NO. _____. Amend House Bill 3384 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Child Death Review Team Act is amended by
5 changing Sections 15, 20, and 40 as follows:

6 (20 ILCS 515/15)

7 Sec. 15. Child death review teams; establishment.

8 (a) The Inspector General of the Department, in
9 consultation and cooperation with the Executive Council, law
10 enforcement, and other professionals who work in the field of
11 investigating, treating, or preventing child abuse or neglect
12 in that subregion, shall appoint members to a child death
13 review team in each of the Department's administrative
14 subregions of the State outside Cook County and at least one
15 child death review team in Cook County. The members of a team
16 shall be appointed for 2-year terms and shall be eligible for

1 reappointment upon the expiration of the terms. The Inspector
2 General of the Department must fill any vacancy in a team
3 within 60 days after that vacancy occurs.

4 (b) Each child death review team shall consist of at least
5 one member from each of the following categories:

6 (1) Pediatrician or other physician knowledgeable
7 about child abuse and neglect.

8 (2) Representative of the Department.

9 (3) State's attorney or State's attorney's
10 representative.

11 (4) Representative of a local law enforcement agency.

12 (5) Psychologist or psychiatrist.

13 (6) Representative of a local health department.

14 (7) Representative of a school district or other
15 education or child care interests.

16 (8) Coroner or forensic pathologist.

17 (9) Representative of a child welfare agency or child
18 advocacy organization.

19 (10) Representative of a local hospital, trauma
20 center, or provider of emergency medical services.

21 (11) Representative of the Illinois State Police.

22 (12) Representative of the Department of Public
23 Health.

24 (13) One member of the General Assembly, appointed by
25 the Speaker of the House of Representatives.

26 (14) One member of the General Assembly, appointed by

1 the President of the Senate.

2 (15) One member of the General Assembly, appointed by
3 the Minority Leader of the House of Representatives.

4 (16) One member of the General Assembly, appointed by
5 the Minority Leader of the Senate.

6 Each child death review team may make recommendations to
7 the Inspector General of the Department concerning additional
8 appointments. In the event of a disagreement, the Executive
9 Council's decision shall control.

10 Each child death review team member who is not a member of
11 the General Assembly must have demonstrated experience and an
12 interest in investigating, treating, or preventing child abuse
13 or neglect.

14 (c) Each child death review team shall select a
15 chairperson and vice-chairperson from among its members. The
16 chairperson shall also serve on the Illinois Child Death
17 Review Teams Executive Council. The vice-chairperson may also
18 serve on the Illinois Child Death Review Teams Executive
19 Council, but shall not have a vote on child death review team
20 business unless the chairperson is unable to attend a meeting.

21 (d) The child death review teams shall be funded under a
22 separate line item in the Department's annual budget.

23 (e) The Department shall provide at least one full-time
24 Statewide Department of Children and Family Services Liaison
25 who shall attend all child death review team meetings, all
26 Executive meetings, all Executive Council meetings, and

1 meetings between the Director and the Executive Council.

2 (f) Appointed General Assembly members shall serve on the
3 Illinois Child Death Review Teams Executive Council. The
4 appointed General Assembly members shall serve as a liaison
5 between the Child Death Review Team Executive Council and the
6 General Assembly. The appointed General Assembly members shall
7 be permitted to attend all Executive meetings, meetings
8 between the Director and the Executive Council, and Child
9 Death Review regional team meetings.

10 (Source: P.A. 102-538, eff. 8-20-21.)

11 (20 ILCS 515/20)

12 Sec. 20. Reviews of child deaths.

13 (a) Every child death shall be reviewed by the team in the
14 subregion which has primary case management responsibility.
15 The deceased child must be one of the following:

16 (1) A youth in care.

17 (2) The subject of an open service case maintained by
18 the Department.

19 (3) The subject of a pending child abuse or neglect
20 investigation.

21 (4) A child who was the subject of an abuse or neglect
22 investigation at any time during the 12 months preceding
23 the child's death.

24 (5) Any other child whose death is reported to the
25 State central register as a result of alleged child abuse

1 or neglect which report is subsequently indicated.

2 A child death review team may, at its discretion, review
3 other sudden, unexpected, or unexplained child deaths, cases
4 of serious or fatal injuries to a child identified under the
5 Children's Advocacy Center Act, and all unfounded child death
6 cases.

7 (b) A child death review team's purpose in conducting
8 reviews of child deaths is to do the following:

9 (1) Assist in determining the cause and manner of the
10 child's death, when requested.

11 (2) Evaluate means by which the death might have been
12 prevented.

13 (3) Report its findings to appropriate agencies and
14 make recommendations that may help to reduce the number of
15 child deaths caused by abuse or neglect.

16 (4) Promote continuing education for professionals
17 involved in investigating, treating, and preventing child
18 abuse and neglect as a means of preventing child deaths
19 due to abuse or neglect.

20 (5) Make specific recommendations to the Director and
21 the Inspector General of the Department concerning the
22 prevention of child deaths due to abuse or neglect and the
23 establishment of protocols for investigating child deaths.

24 (6) Share specific, agreed upon recommendations with
25 the General Assembly.

26 (c) A child death review team shall review a child death as

1 soon as practical and not later than 90 days following the
2 completion by the Department of the investigation of the death
3 under the Abused and Neglected Child Reporting Act. When there
4 has been no investigation by the Department, the child death
5 review team shall review a child's death within 90 days after
6 obtaining the information necessary to complete the review
7 from the coroner, pathologist, medical examiner, or law
8 enforcement agency, depending on the nature of the case. A
9 child death review team shall meet at least once in each
10 calendar quarter.

11 (d) The Director shall, within 90 days, review and reply
12 to recommendations made by a team under item (5) of subsection
13 (b). With respect to each recommendation made by a team, the
14 Director shall submit his or her reply both to the chairperson
15 of that team and to the chairperson of the Executive Council.
16 The Director's reply to each recommendation must include a
17 statement as to whether the Director intends to implement the
18 recommendation. The Director shall meet in person with the
19 Executive Council at least every 60 days to discuss
20 recommendations and the Department's responses.

21 The Director shall implement recommendations as feasible
22 and appropriate and shall respond in writing to explain the
23 implementation or nonimplementation of the recommendations.

24 (e) Within 90 days after the Director submits a reply with
25 respect to a recommendation as required by subsection (d), the
26 Director must submit an additional report that sets forth in

1 detail the way, if any, in which the Director will implement
2 the recommendation and the schedule for implementing the
3 recommendation. The Director shall submit this report to the
4 chairperson of the team that made the recommendation and to
5 the chairperson of the Executive Council.

6 (f) Within 180 days after the Director submits a report
7 under subsection (e) concerning the implementation of a
8 recommendation, the Director shall submit a further report to
9 the chairperson of the team that made the recommendation and
10 to the chairperson of the Executive Council. This report shall
11 set forth the specific changes in the Department's policies
12 and procedures that have been made in response to the
13 recommendation.

14 (Source: P.A. 100-159, eff. 8-18-17; 100-1122, eff. 11-27-18.)

15 (20 ILCS 515/40)

16 Sec. 40. Illinois Child Death Review Teams Executive
17 Council.

18 (a) The Illinois Child Death Review Teams Executive
19 Council, consisting of the chairpersons of the 9 child death
20 review teams in Illinois, is the coordinating and oversight
21 body for child death review teams and activities in Illinois.
22 The vice-chairperson of a child death review team, as
23 designated by the chairperson, may serve as a back-up member
24 or an alternate member of the Executive Council, if the
25 chairperson of the child death review team is unavailable to

1 serve on the Executive Council. The appointed General Assembly
2 members, and the ~~The~~ Inspector General of the Department, ex
3 officio, are ~~is a~~ non-voting members ~~member~~ of the Executive
4 Council. The Inspector General of the Department may appoint
5 to the Executive Council any additional ex-officio members
6 deemed necessary. Persons with expertise needed by the
7 Executive Council may be invited to meetings. The Executive
8 Council must select from its members a chairperson and a
9 vice-chairperson, each to serve a 2-year, renewable term.

10 The Executive Council must meet at least 4 times during
11 each calendar year. At each such meeting, in addition to any
12 other matters under consideration, the Executive Council shall
13 review all replies and reports received from the Director
14 pursuant to subsections (d), (e), and (f) of Section 20 since
15 the Executive Council's previous meeting. The Executive
16 Council's review must include consideration of the Director's
17 proposed manner of and schedule for implementing each
18 recommendation made by a child death review team.

19 (b) The Department must provide or arrange for the staff
20 support necessary for the Executive Council to carry out its
21 duties. This includes a full-time Executive Director and
22 support staff person. The Inspector General of the Department,
23 in cooperation and consultation with the Executive Council,
24 shall appoint, reappoint, and remove team members. In the
25 event of a disagreement, the Executive Council's decision
26 shall control. From funds available, the Director may select

1 from a list of 2 or more candidates recommended by the
2 Executive Council to serve as the Child Death Review Teams
3 Executive Director. The Child Death Review Teams Executive
4 Director shall oversee the operations of the child death
5 review teams and shall report directly to the Executive
6 Council.

7 (c) The Executive Council has, but is not limited to, the
8 following duties:

9 (1) To serve as the voice of child death review teams
10 in Illinois.

11 (2) To oversee the regional teams in order to ensure
12 that the teams' work is coordinated and in compliance with
13 the statutes and the operating protocol.

14 (3) To ensure that the data, results, findings, and
15 recommendations of the teams are adequately used to make
16 any necessary changes in the policies, procedures, and
17 statutes in order to protect children in a timely manner.

18 (4) To collaborate with the General Assembly, the
19 Department, and others in order to develop any legislation
20 needed to prevent child fatalities and to protect
21 children.

22 (5) To assist in the development of quarterly and
23 annual reports based on the work and the findings of the
24 teams.

25 (6) To ensure that the regional teams' review
26 processes are standardized in order to convey data,

1 findings, and recommendations in a usable format.

2 (7) To serve as a link with child death review teams
3 throughout the country and to participate in national
4 child death review team activities.

5 (8) To develop an annual statewide symposium to update
6 the knowledge and skills of child death review team
7 members and to promote the exchange of information between
8 teams.

9 (9) To provide the child death review teams with the
10 most current information and practices concerning child
11 death review and related topics.

12 (10) To perform any other functions necessary to
13 enhance the capability of the child death review teams to
14 reduce and prevent child injuries and fatalities.

15 (c-5) The Executive Council shall prepare an annual
16 report. The report must include, but need not be limited to,
17 (i) each recommendation made by a child death review team
18 pursuant to item (5) of subsection (b) of Section 20 during the
19 period covered by the report, (ii) the Director's proposed
20 schedule for implementing each such recommendation, and (iii)
21 a description of the specific changes in the Department's
22 policies and procedures that have been made in response to the
23 recommendation. The Executive Council shall send a copy of its
24 annual report to each of the following:

25 (1) The Governor.

26 (2) Each member of the Senate or the House of

1 Representatives, county coroners and medical examiners,
2 and State's Attorneys, in the sole discretion of the
3 Executive Council.

4 (3) Each member of each child death review team in the
5 State.

6 (d) In any instance when a child death review team does not
7 operate in accordance with established protocol, the Director,
8 in consultation and cooperation with the Executive Council,
9 must take any necessary actions to bring the team into
10 compliance with the protocol.

11 (Source: P.A. 100-1122, eff. 11-27-18.)".