



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB1695

Introduced 2/8/2023, by Sen. Adriane Johnson

SYNOPSIS AS INTRODUCED:

20 ILCS 505/5a	from Ch. 23, par. 5005a
20 ILCS 505/50 new	
110 ILCS 947/35	
225 ILCS 10/4.1	from Ch. 23, par. 2214.1
225 ILCS 10/7	from Ch. 23, par. 2217
225 ILCS 10/25 new	

Amends the Children and Family Services Act. Provides that the reimbursement amount for certain child care services shall be increased by at least 8%. Requires the Department of Children and Family Services to provide additional training for Department representatives who work with early childhood education providers. Amends the Higher Education Student Assistance Act. Provides that the Illinois Student Assistance Commission may award a grant to an eligible applicant enrolled in an early childhood education program who, after graduation, will work in a child care facility. Amends the Child Care Act of 1969. Provides that the Department shall ensure that the amount of time it takes to complete a criminal background investigation does not exceed 90 days. Provides that certain classes and trainings shall be waived for licensed day care home providers, licensed group day care home providers, and licensed day care center directors and classroom staff to the extent the classes and trainings are duplicative of an individual's educational training or if the individual has a master's or bachelor's degree in early childhood education or an equivalent subject. Provides that the Department shall implement a child care facility educator substitution pool program, which shall provide to child care facilities the contact information for early childhood educators willing to provide substitute services to other child care facilities in a specified geographic area.

LRB103 26903 AMQ 53267 b

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Children and Family Services Act is amended
5 by changing Section 5a and adding Sections 50 and 55 as
6 follows:

7 (20 ILCS 505/5a) (from Ch. 23, par. 5005a)

8 (Text of Section before amendment by P.A. 102-926)

9 Sec. 5a. Reimbursable services for which the Department of
10 Children and Family Services shall pay 100% of the reasonable
11 cost pursuant to a written contract negotiated between the
12 Department and the agency furnishing the services (which shall
13 include but not be limited to the determination of reasonable
14 cost, the services being purchased and the duration of the
15 agreement) include, but are not limited to:

16 SERVICE ACTIVITIES

17 Adjunctive Therapy;

18 Child Care Service, including day care;

19 Clinical Therapy;

20 Custodial Service;

21 Field Work Students;

22 Food Service;

1 Normal Education;
2 In-Service Training;
3 Intake or Evaluation, or both;
4 Medical Services;
5 Recreation;
6 Social Work or Counselling, or both;
7 Supportive Staff;
8 Volunteers.

9 OBJECT EXPENSES

10 Professional Fees and Contract Service Payments;
11 Supplies;
12 Telephone and Telegram;
13 Occupancy;
14 Local Transportation;
15 Equipment and Other Fixed Assets, including amortization
16 of same;
17 Miscellaneous.

18 ADMINISTRATIVE COSTS

19 Program Administration;
20 Supervision and Consultation;
21 Inspection and Monitoring for purposes of issuing
22 licenses;
23 Determination of Children who are eligible
24 for federal or other reimbursement;

1 Postage and Shipping;
2 Outside Printing, Artwork, etc.;
3 Subscriptions and Reference Publications;
4 Management and General Expense.

5 Reimbursement of administrative costs other than inspection
6 and monitoring for purposes of issuing licenses may not exceed
7 20% of the costs for other services.

8 The Department may offer services to any child or family
9 with respect to whom a report of suspected child abuse or
10 neglect has been called in to the hotline after completion of a
11 family assessment as provided under subsection (a-5) of
12 Section 7.4 of the Abused and Neglected Child Reporting Act
13 and the Department has determined that services are needed to
14 address the safety of the child and other family members and
15 the risk of subsequent maltreatment. Acceptance of such
16 services shall be voluntary.

17 All Object Expenses, Service Activities and Administrative
18 Costs are allowable.

19 If a survey instrument is used in the rate setting
20 process:

21 (a) with respect to any day care centers, it shall be
22 limited to those agencies which receive reimbursement from
23 the State;

24 (b) the cost survey instrument shall be promulgated by
25 rule;

26 (c) any requirements of the respondents shall be

1 promulgated by rule;

2 (d) all screens, limits or other tests of
3 reasonableness, allowability and reimbursability shall be
4 promulgated by rule;

5 (e) adjustments may be made by the Department to rates
6 when it determines that reported wage and salary levels
7 are insufficient to attract capable caregivers in
8 sufficient numbers.

9 The Department of Children and Family Services may pay
10 100% of the reasonable costs of research and valuation focused
11 exclusively on services to youth in care. Such research
12 projects must be approved, in advance, by the Director of the
13 Department.

14 In addition to reimbursements otherwise provided for in
15 this Section, the Department of Human Services shall, in
16 accordance with annual written agreements, make advance
17 quarterly disbursements to local public agencies for child day
18 care services with funds appropriated from the Local Effort
19 Day Care Fund.

20 Neither the Department of Children and Family Services nor
21 the Department of Human Services shall pay or approve
22 reimbursement for day care in a facility which is operating
23 without a valid license or permit, except in the case of day
24 care homes or day care centers which are exempt from the
25 licensing requirements of the "Child Care Act of 1969".

26 As soon as practical on or after the effective date of this

1 amendatory Act of the 103rd General Assembly, the
2 reimbursement rate under this Section shall be increased by at
3 least 8%.

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

5 (Text of Section after amendment by P.A. 102-926)

6 Sec. 5a. Reimbursable services for which the Department of
7 Children and Family Services shall pay 100% of the reasonable
8 cost pursuant to a written contract negotiated between the
9 Department and the agency furnishing the services (which shall
10 include but not be limited to the determination of reasonable
11 cost, the services being purchased and the duration of the
12 agreement) include, but are not limited to:

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3 Volunteers.

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11 of same;
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17 licenses;
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19 for federal or other reimbursement;
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2 20% of the costs for other services.

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4 with respect to whom a report of suspected child abuse or
5 neglect has been called in to the hotline after completion of a
6 family assessment as provided under subsection (a-5) of
7 Section 7.4 of the Abused and Neglected Child Reporting Act
8 and the Department has determined that services are needed to
9 address the safety of the child and other family members and
10 the risk of subsequent maltreatment. Acceptance of such
11 services shall be voluntary.

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13 Costs are allowable.

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15 process:

16 (a) with respect to any day care centers, it shall be
17 limited to those agencies which receive reimbursement from
18 the State;

19 (b) the cost survey instrument shall be promulgated by
20 rule;

21 (c) any requirements of the respondents shall be
22 promulgated by rule;

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24 reasonableness, allowability and reimbursability shall be
25 promulgated by rule;

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1 when it determines that reported wage and salary levels
2 are insufficient to attract capable caregivers in
3 sufficient numbers.

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5 100% of the reasonable costs of research and valuation focused
6 exclusively on services to youth in care. Such research
7 projects must be approved, in advance, by the Director of the
8 Department.

9 In addition to reimbursements otherwise provided for in
10 this Section, the Department of Human Services shall, in
11 accordance with annual written agreements, make advance
12 quarterly disbursements to local public agencies for child day
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14 Day Care Fund.

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16 the Department of Human Services shall pay or approve
17 reimbursement for day care in a facility which is operating
18 without a valid license or permit, except in the case of day
19 care homes or day care centers which are exempt from the
20 licensing requirements of the "Child Care Act of 1969".

21 The rates paid to day care providers by the Department of
22 Children and Family Services shall match the rates paid to
23 child care providers by the Department of Human Services under
24 the child care assistance program, including base rates and
25 any relevant rate enhancements.

26 As soon as practical on or after the effective date of this

1 amendatory Act of the 103rd General Assembly, the
2 reimbursement rate under this Section shall be increased by at
3 least 8%.

4 (Source: P.A. 102-926, eff. 7-1-23.)

5 (20 ILCS 505/50 new)

6 Sec. 50. Training for Department staff who work with early
7 childhood education providers. The Department shall provide
8 additional training for Department staff who work with early
9 childhood education providers.

10 Section 10. The Higher Education Student Assistance Act is
11 amended by changing Section 35 as follows:

12 (110 ILCS 947/35)

13 Sec. 35. Monetary award program.

14 (a) The Commission shall, each year, receive and consider
15 applications for grant assistance under this Section. Subject
16 to a separate appropriation for such purposes, an applicant is
17 eligible for a grant under this Section when the Commission
18 finds that the applicant:

19 (1) is a resident of this State and a citizen or
20 permanent resident of the United States;

21 (2) is enrolled or has been accepted for enrollment in
22 a qualified institution for the purpose of obtaining a
23 degree, certificate, or other credential offered by the

1 institution, as applicable; and

2 (3) in the absence of grant assistance, will be
3 deterred by financial considerations from completing an
4 educational program at the qualified institution of his or
5 her choice.

6 (b) The Commission shall award renewals only upon the
7 student's application and upon the Commission's finding that
8 the applicant:

9 (1) has remained a student in good standing;

10 (2) remains a resident of this State; and

11 (3) is in a financial situation that continues to
12 warrant assistance.

13 (c) All grants shall be applicable only to tuition and
14 necessary fee costs. The Commission shall determine the grant
15 amount for each student, which shall not exceed the smallest
16 of the following amounts:

17 (1) subject to appropriation, \$5,468 for fiscal year
18 2009, \$5,968 for fiscal year 2010, \$6,468 for fiscal year
19 2011 and each fiscal year thereafter through fiscal year
20 2022, and \$8,508 for fiscal year 2023 and each fiscal year
21 thereafter, or such lesser amount as the Commission finds
22 to be available, during an academic year;

23 (2) the amount which equals 2 semesters or 3 quarters
24 tuition and other necessary fees required generally by the
25 institution of all full-time undergraduate students; or

26 (3) such amount as the Commission finds to be

1 appropriate in view of the applicant's financial
2 resources.

3 Subject to appropriation, the maximum grant amount for
4 students not subject to subdivision (1) of this subsection (c)
5 must be increased by the same percentage as any increase made
6 by law to the maximum grant amount under subdivision (1) of
7 this subsection (c).

8 "Tuition and other necessary fees" as used in this Section
9 include the customary charge for instruction and use of
10 facilities in general, and the additional fixed fees charged
11 for specified purposes, which are required generally of
12 nongrant recipients for each academic period for which the
13 grant applicant actually enrolls, but do not include fees
14 payable only once or breakage fees and other contingent
15 deposits which are refundable in whole or in part. The
16 Commission may prescribe, by rule not inconsistent with this
17 Section, detailed provisions concerning the computation of
18 tuition and other necessary fees.

19 (d) No applicant, including those presently receiving
20 scholarship assistance under this Act, is eligible for
21 monetary award program consideration under this Act after
22 receiving a baccalaureate degree or the equivalent of 135
23 semester credit hours of award payments.

24 (d-5) In this subsection (d-5), "renewing applicant" means
25 a student attending an institution of higher learning who
26 received a Monetary Award Program grant during the prior

1 academic year. Beginning with the processing of applications
2 for the 2020-2021 academic year, the Commission shall annually
3 publish a priority deadline date for renewing applicants.
4 Subject to appropriation, a renewing applicant who files by
5 the published priority deadline date shall receive a grant if
6 he or she continues to meet the eligibility requirements under
7 this Section. A renewing applicant's failure to apply by the
8 priority deadline date established under this subsection (d-5)
9 shall not disqualify him or her from receiving a grant if
10 sufficient funding is available to provide awards after that
11 date.

12 (e) The Commission, in determining the number of grants to
13 be offered, shall take into consideration past experience with
14 the rate of grant funds unclaimed by recipients. The
15 Commission shall notify applicants that grant assistance is
16 contingent upon the availability of appropriated funds.

17 (e-5) The General Assembly finds and declares that it is
18 an important purpose of the Monetary Award Program to
19 facilitate access to college both for students who pursue
20 postsecondary education immediately following high school and
21 for those who pursue postsecondary education later in life,
22 particularly Illinoisans who are dislocated workers with
23 financial need and who are seeking to improve their economic
24 position through education. For the 2015-2016 and 2016-2017
25 academic years, the Commission shall give additional and
26 specific consideration to the needs of dislocated workers with

1 the intent of allowing applicants who are dislocated workers
2 an opportunity to secure financial assistance even if applying
3 later than the general pool of applicants. The Commission's
4 consideration shall include, in determining the number of
5 grants to be offered, an estimate of the resources needed to
6 serve dislocated workers who apply after the Commission
7 initially suspends award announcements for the upcoming
8 regular academic year, but prior to the beginning of that
9 academic year. For the purposes of this subsection (e-5), a
10 dislocated worker is defined as in the federal Workforce
11 Innovation and Opportunity Act.

12 (f) (Blank).

13 (g) The Commission shall determine the eligibility of and
14 make grants to applicants enrolled at qualified for-profit
15 institutions in accordance with the criteria set forth in this
16 Section. The eligibility of applicants enrolled at such
17 for-profit institutions shall be limited as follows:

18 (1) Beginning with the academic year 1997, only to
19 eligible first-time freshmen and first-time transfer
20 students who have attained an associate degree.

21 (2) Beginning with the academic year 1998, only to
22 eligible freshmen students, transfer students who have
23 attained an associate degree, and students who receive a
24 grant under paragraph (1) for the academic year 1997 and
25 whose grants are being renewed for the academic year 1998.

26 (3) Beginning with the academic year 1999, to all

1 eligible students.

2 (h) The Commission may award a grant to an eligible
3 applicant enrolled at an Illinois public institution of higher
4 learning in a program that will culminate in the award of an
5 occupational or career and technical certificate as that term
6 is defined in 23 Ill. Adm. Code 1501.301.

7 (h-5) The Commission may award a grant to an eligible
8 applicant enrolled in an early childhood education program
9 who, after graduation, will work in a child care facility. The
10 grant shall cover the cost of an undergraduate degree.

11 (i) The Commission may adopt rules to implement this
12 Section.

13 (Source: P.A. 101-81, eff. 7-12-19; 102-699, eff. 4-19-22.)

14 Section 15. The Child Care Act of 1969 is amended by
15 changing Sections 4.1 and 7 and by adding Section 25 as
16 follows:

17 (225 ILCS 10/4.1) (from Ch. 23, par. 2214.1)

18 Sec. 4.1. Criminal Background Investigations. The
19 Department shall require that each child care facility license
20 applicant as part of the application process, and each
21 employee and volunteer of a child care facility or
22 non-licensed service provider, as a condition of employment,
23 authorize an investigation to determine if such applicant,
24 employee, or volunteer has ever been charged with a crime and

1 if so, the disposition of those charges; this authorization
2 shall indicate the scope of the inquiry and the agencies which
3 may be contacted. Upon this authorization, the Director shall
4 request and receive information and assistance from any
5 federal, State or local governmental agency as part of the
6 authorized investigation. Each applicant, employee, or
7 volunteer of a child care facility or non-licensed service
8 provider shall submit his or her fingerprints to the Illinois
9 State Police in the form and manner prescribed by the Illinois
10 State Police. These fingerprints shall be checked against the
11 fingerprint records now and hereafter filed in the Illinois
12 State Police and Federal Bureau of Investigation criminal
13 history records databases. The Illinois State Police shall
14 charge a fee for conducting the criminal history records
15 check, which shall be deposited in the State Police Services
16 Fund and shall not exceed the actual cost of the records check.
17 The Illinois State Police shall provide information concerning
18 any criminal charges, and their disposition, now or hereafter
19 filed, against an applicant, employee, or volunteer of a child
20 care facility or non-licensed service provider upon request of
21 the Department of Children and Family Services when the
22 request is made in the form and manner required by the Illinois
23 State Police.

24 Information concerning convictions of a license applicant,
25 employee, or volunteer of a child care facility or
26 non-licensed service provider investigated under this Section,

1 including the source of the information and any conclusions or
2 recommendations derived from the information, shall be
3 provided, upon request, to such applicant, employee, or
4 volunteer of a child care facility or non-licensed service
5 provider prior to final action by the Department on the
6 application. State conviction information provided by the
7 Illinois State Police regarding employees, prospective
8 employees, or volunteers of non-licensed service providers and
9 child care facilities licensed under this Act shall be
10 provided to the operator of such facility, and, upon request,
11 to the employee, prospective employee, or volunteer of a child
12 care facility or non-licensed service provider. Any
13 information concerning criminal charges and the disposition of
14 such charges obtained by the Department shall be confidential
15 and may not be transmitted outside the Department, except as
16 required herein, and may not be transmitted to anyone within
17 the Department except as needed for the purpose of evaluating
18 an application or an employee or volunteer of a child care
19 facility or non-licensed service provider. Only information
20 and standards which bear a reasonable and rational relation to
21 the performance of a child care facility shall be used by the
22 Department or any licensee. Any employee of the Department of
23 Children and Family Services, Illinois State Police, or a
24 child care facility receiving confidential information under
25 this Section who gives or causes to be given any confidential
26 information concerning any criminal convictions of an

1 applicant, employee, or volunteer of a child care facility or
2 non-licensed service provider, shall be guilty of a Class A
3 misdemeanor unless release of such information is authorized
4 by this Section.

5 A child care facility may hire, on a probationary basis,
6 any employee or volunteer of a child care facility or
7 non-licensed service provider authorizing a criminal
8 background investigation under this Section, pending the
9 result of such investigation. Employees and volunteers of a
10 child care facility or non-licensed service provider shall be
11 notified prior to hiring that such employment may be
12 terminated on the basis of criminal background information
13 obtained by the facility.

14 The Department shall ensure that the amount of time it
15 takes to complete the criminal background investigation under
16 this Section does not exceed 90 days.

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

18 (225 ILCS 10/7) (from Ch. 23, par. 2217)

19 Sec. 7. (a) The Department must prescribe and publish
20 minimum standards for licensing that apply to the various
21 types of facilities for child care defined in this Act and that
22 are equally applicable to like institutions under the control
23 of the Department and to foster family homes used by and under
24 the direct supervision of the Department. The Department shall
25 seek the advice and assistance of persons representative of

1 the various types of child care facilities in establishing
2 such standards. The standards prescribed and published under
3 this Act take effect as provided in the Illinois
4 Administrative Procedure Act, and are restricted to
5 regulations pertaining to the following matters and to any
6 rules and regulations required or permitted by any other
7 Section of this Act:

8 (1) The operation and conduct of the facility and
9 responsibility it assumes for child care;

10 (2) The character, suitability and qualifications of
11 the applicant and other persons directly responsible for
12 the care and welfare of children served. All child day
13 care center licensees and employees who are required to
14 report child abuse or neglect under the Abused and
15 Neglected Child Reporting Act shall be required to attend
16 training on recognizing child abuse and neglect, as
17 prescribed by Department rules;

18 (3) The general financial ability and competence of
19 the applicant to provide necessary care for children and
20 to maintain prescribed standards;

21 (4) The number of individuals or staff required to
22 insure adequate supervision and care of the children
23 received. The standards shall provide that each child care
24 institution, maternity center, day care center, group
25 home, day care home, and group day care home shall have on
26 its premises during its hours of operation at least one

1 staff member certified in first aid, in the Heimlich
2 maneuver and in cardiopulmonary resuscitation by the
3 American Red Cross or other organization approved by rule
4 of the Department. Child welfare agencies shall not be
5 subject to such a staffing requirement. The Department may
6 offer, or arrange for the offering, on a periodic basis in
7 each community in this State in cooperation with the
8 American Red Cross, the American Heart Association or
9 other appropriate organization, voluntary programs to
10 train operators of foster family homes and day care homes
11 in first aid and cardiopulmonary resuscitation;

12 (5) The appropriateness, safety, cleanliness, and
13 general adequacy of the premises, including maintenance of
14 adequate fire prevention and health standards conforming
15 to State laws and municipal codes to provide for the
16 physical comfort, care, and well-being of children
17 received;

18 (6) Provisions for food, clothing, educational
19 opportunities, program, equipment and individual supplies
20 to assure the healthy physical, mental, and spiritual
21 development of children served;

22 (7) Provisions to safeguard the legal rights of
23 children served;

24 (8) Maintenance of records pertaining to the
25 admission, progress, health, and discharge of children,
26 including, for day care centers and day care homes,

1 records indicating each child has been immunized as
2 required by State regulations. The Department shall
3 require proof that children enrolled in a facility have
4 been immunized against Haemophilus Influenzae B (HIB);

5 (9) Filing of reports with the Department;

6 (10) Discipline of children;

7 (11) Protection and fostering of the particular
8 religious faith of the children served;

9 (12) Provisions prohibiting firearms on day care
10 center premises except in the possession of peace
11 officers;

12 (13) Provisions prohibiting handguns on day care home
13 premises except in the possession of peace officers or
14 other adults who must possess a handgun as a condition of
15 employment and who reside on the premises of a day care
16 home;

17 (14) Provisions requiring that any firearm permitted
18 on day care home premises, except handguns in the
19 possession of peace officers, shall be kept in a
20 disassembled state, without ammunition, in locked storage,
21 inaccessible to children and that ammunition permitted on
22 day care home premises shall be kept in locked storage
23 separate from that of disassembled firearms, inaccessible
24 to children;

25 (15) Provisions requiring notification of parents or
26 guardians enrolling children at a day care home of the

1 presence in the day care home of any firearms and
2 ammunition and of the arrangements for the separate,
3 locked storage of such firearms and ammunition;

4 (16) Provisions requiring all licensed child care
5 facility employees who care for newborns and infants to
6 complete training every 3 years on the nature of sudden
7 unexpected infant death (SUID), sudden infant death
8 syndrome (SIDS), and the safe sleep recommendations of the
9 American Academy of Pediatrics; and

10 (17) With respect to foster family homes, provisions
11 requiring the Department to review quality of care
12 concerns and to consider those concerns in determining
13 whether a foster family home is qualified to care for
14 children.

15 By July 1, 2022, all licensed day care home providers,
16 licensed group day care home providers, and licensed day care
17 center directors and classroom staff shall participate in at
18 least one training that includes the topics of early childhood
19 social emotional learning, infant and early childhood mental
20 health, early childhood trauma, or adverse childhood
21 experiences. Current licensed providers, directors, and
22 classroom staff shall complete training by July 1, 2022 and
23 shall participate in training that includes the above topics
24 at least once every 3 years. However, any licensed day care
25 home provider, licensed group day care home provider, licensed
26 day care center director, or classroom staff is not required

1 to participate in this training if the individual has a
2 master's or a bachelor's degree in early childhood education
3 or an equivalent subject.

4 The Department shall waive any mandatory training or
5 classes for a licensed day care home provider, licensed group
6 day care home provider, or licensed day care center director
7 to the extent that the training or classes is duplicative of
8 the individual's educational training.

9 (b) If, in a facility for general child care, there are
10 children diagnosed as mentally ill or children diagnosed as
11 having an intellectual or physical disability, who are
12 determined to be in need of special mental treatment or of
13 nursing care, or both mental treatment and nursing care, the
14 Department shall seek the advice and recommendation of the
15 Department of Human Services, the Department of Public Health,
16 or both Departments regarding the residential treatment and
17 nursing care provided by the institution.

18 (c) The Department shall investigate any person applying
19 to be licensed as a foster parent to determine whether there is
20 any evidence of current drug or alcohol abuse in the
21 prospective foster family. The Department shall not license a
22 person as a foster parent if drug or alcohol abuse has been
23 identified in the foster family or if a reasonable suspicion
24 of such abuse exists, except that the Department may grant a
25 foster parent license to an applicant identified with an
26 alcohol or drug problem if the applicant has successfully

1 participated in an alcohol or drug treatment program,
2 self-help group, or other suitable activities and if the
3 Department determines that the foster family home can provide
4 a safe, appropriate environment and meet the physical and
5 emotional needs of children.

6 (d) The Department, in applying standards prescribed and
7 published, as herein provided, shall offer consultation
8 through employed staff or other qualified persons to assist
9 applicants and licensees in meeting and maintaining minimum
10 requirements for a license and to help them otherwise to
11 achieve programs of excellence related to the care of children
12 served. Such consultation shall include providing information
13 concerning education and training in early childhood
14 development to providers of day care home services. The
15 Department may provide or arrange for such education and
16 training for those providers who request such assistance.

17 (e) The Department shall distribute copies of licensing
18 standards to all licensees and applicants for a license. Each
19 licensee or holder of a permit shall distribute copies of the
20 appropriate licensing standards and any other information
21 required by the Department to child care facilities under its
22 supervision. Each licensee or holder of a permit shall
23 maintain appropriate documentation of the distribution of the
24 standards. Such documentation shall be part of the records of
25 the facility and subject to inspection by authorized
26 representatives of the Department.

1 (f) The Department shall prepare summaries of day care
2 licensing standards. Each licensee or holder of a permit for a
3 day care facility shall distribute a copy of the appropriate
4 summary and any other information required by the Department,
5 to the legal guardian of each child cared for in that facility
6 at the time when the child is enrolled or initially placed in
7 the facility. The licensee or holder of a permit for a day care
8 facility shall secure appropriate documentation of the
9 distribution of the summary and brochure. Such documentation
10 shall be a part of the records of the facility and subject to
11 inspection by an authorized representative of the Department.

12 (g) The Department shall distribute to each licensee and
13 holder of a permit copies of the licensing or permit standards
14 applicable to such person's facility. Each licensee or holder
15 of a permit shall make available by posting at all times in a
16 common or otherwise accessible area a complete and current set
17 of licensing standards in order that all employees of the
18 facility may have unrestricted access to such standards. All
19 employees of the facility shall have reviewed the standards
20 and any subsequent changes. Each licensee or holder of a
21 permit shall maintain appropriate documentation of the current
22 review of licensing standards by all employees. Such records
23 shall be part of the records of the facility and subject to
24 inspection by authorized representatives of the Department.

25 (h) Any standards involving physical examinations,
26 immunization, or medical treatment shall include appropriate

1 exemptions for children whose parents object thereto on the
2 grounds that they conflict with the tenets and practices of a
3 recognized church or religious organization, of which the
4 parent is an adherent or member, and for children who should
5 not be subjected to immunization for clinical reasons.

6 (i) The Department, in cooperation with the Department of
7 Public Health, shall work to increase immunization awareness
8 and participation among parents of children enrolled in day
9 care centers and day care homes by publishing on the
10 Department's website information about the benefits of
11 immunization against vaccine preventable diseases, including
12 influenza and pertussis. The information for vaccine
13 preventable diseases shall include the incidence and severity
14 of the diseases, the availability of vaccines, and the
15 importance of immunizing children and persons who frequently
16 have close contact with children. The website content shall be
17 reviewed annually in collaboration with the Department of
18 Public Health to reflect the most current recommendations of
19 the Advisory Committee on Immunization Practices (ACIP). The
20 Department shall work with day care centers and day care homes
21 licensed under this Act to ensure that the information is
22 annually distributed to parents in August or September.

23 (j) Any standard adopted by the Department that requires
24 an applicant for a license to operate a day care home to
25 include a copy of a high school diploma or equivalent
26 certificate with his or her application shall be deemed to be

1 satisfied if the applicant includes a copy of a high school
2 diploma or equivalent certificate or a copy of a degree from an
3 accredited institution of higher education or vocational
4 institution or equivalent certificate.

5 (Source: P.A. 102-4, eff. 4-27-21.)

6 (225 ILCS 10/25 new)

7 Sec. 25. Child care facility educator substitution pool
8 program. The Department shall implement a child care facility
9 educator substitution pool program, which shall provide to
10 child care facilities the contact information for early
11 childhood educators willing to provide substitute services to
12 other child care facilities in a specified geographic area. As
13 part of the program, the number of hours worked by an early
14 childhood educator under the program shall be tracked for
15 purposes of an appropriate retirement plan. The Department
16 shall adopt rules to implement this Section.

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