

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 10. The Abandoned Newborn Infant Protection Act is  
5 amended by changing Sections 5, 10, 20, 22, 35, 37, 40, 45, 50,  
6 55, 60, and 65 as follows:

7 (325 ILCS 2/5)

8 Sec. 5. Public policy. Illinois recognizes that newborn  
9 infants have been abandoned to the environment or to other  
10 circumstances that may be unsafe to the newborn infant. These  
11 circumstances have caused injury and death to newborn infants  
12 and give rise to potential civil or criminal liability to  
13 parents who may be under severe emotional distress. It is  
14 recognized that establishing an adoption plan is preferable to  
15 relinquishing a child using the procedures outlined in this  
16 Act, but to reduce the chance of injury to a newborn infant,  
17 this Act provides a safer alternative. This Act is intended to  
18 provide a mechanism for a newborn infant to be relinquished to  
19 a safe environment and for the parents of the infant to remain  
20 anonymous if they choose and to avoid civil or criminal  
21 liability for the act of relinquishing the infant. ~~It is~~  
22 ~~recognized that establishing an adoption plan is preferable to~~  
23 ~~relinquishing a child using the procedures outlined in this~~

1 ~~Act, but to reduce the chance of injury to a newborn infant,~~  
2 ~~this Act provides a safer alternative.~~

3 A public information campaign on this delicate issue shall  
4 be implemented to encourage parents considering abandonment of  
5 their newborn child to relinquish the child under the  
6 procedures outlined in this Act, to choose a traditional  
7 adoption plan, or to parent a child themselves rather than  
8 place the newborn infant in harm's way.

9 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01.)

10 (325 ILCS 2/10)

11 Sec. 10. Definitions. In this Act:

12 "Abandon" has the same meaning as in the Abused and  
13 Neglected Child Reporting Act.

14 "Abused child" has the same meaning as in the Abused and  
15 Neglected Child Reporting Act.

16 "Child welfare ~~Child placing~~ agency" means an Illinois a  
17 licensed public or private agency that receives a child for  
18 the purpose of placing or arranging for the placement of the  
19 child in a foster or pre-adoptive family home or other  
20 facility for child care, apart from the custody of the child's  
21 parents.

22 "Department" or "DCFS" means the Illinois Department of  
23 Children and Family Services.

24 "Emergency medical facility" means a freestanding  
25 emergency center or trauma center, as defined in the Emergency

1 Medical Services (EMS) Systems Act.

2 "Emergency medical professional" includes licensed  
3 physicians, and any emergency medical technician, emergency  
4 medical technician-intermediate, advanced emergency medical  
5 technician, paramedic, trauma nurse specialist, and  
6 pre-hospital registered nurse, as defined in the Emergency  
7 Medical Services (EMS) Systems Act.

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

10 "Hospital" has the same meaning as in the Hospital  
11 Licensing Act.

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

19 "Neglected child" has the same meaning as in the Abused  
20 and Neglected Child Reporting Act.

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

26 "Parent" or "biological parent" or "birth parent" means a

1 person who has established maternity or paternity of the  
2 newborn infant through genetic testing.

3 "Police station" means a municipal police station, a  
4 county sheriff's office, a campus police department located on  
5 any college or university owned or controlled by the State or  
6 any private college or private university that is not owned or  
7 controlled by the State when employees of the campus police  
8 department are present, or any of the district headquarters of  
9 the Illinois State Police.

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

22 "Temporary protective custody" means the temporary  
23 placement of a newborn infant within a hospital or other  
24 medical facility out of the custody of the infant's parent.

25 (Source: P.A. 97-293, eff. 8-11-11; 98-973, eff. 8-15-14.)

1 (325 ILCS 2/20)

2 Sec. 20. Procedures with respect to relinquished newborn  
3 infants.

4 (a) Hospitals. Every hospital must accept and provide all  
5 necessary emergency services and care to a relinquished  
6 newborn infant, in accordance with this Act. The hospital  
7 shall examine a relinquished newborn infant and perform tests  
8 that, based on reasonable medical judgment, are appropriate in  
9 evaluating whether the relinquished newborn infant was abused  
10 or neglected.

11 The act of relinquishing a newborn infant serves as  
12 implied consent for the hospital and its medical personnel and  
13 physicians on staff to treat and provide care for the infant.

14 The hospital shall be deemed to have temporary protective  
15 custody of a relinquished newborn infant until the infant is  
16 discharged to the custody of a child welfare ~~child placing~~  
17 agency or the Department. The hospital shall provide all  
18 available medical records and information to the Department  
19 and the child welfare agency that has accepted the referral of  
20 the infant in accordance with Section 50.

21 (b) Fire stations and emergency medical facilities. Every  
22 fire station and emergency medical facility must accept and  
23 provide all necessary emergency services and care to a  
24 relinquished newborn infant, in accordance with this Act.

25 The act of relinquishing a newborn infant serves as  
26 implied consent for the fire station or emergency medical

1 facility and its emergency medical professionals to treat and  
2 provide care for the infant, to the extent that those  
3 emergency medical professionals are trained to provide those  
4 services.

5 After the relinquishment of a newborn infant to a fire  
6 station or emergency medical facility, the fire station or  
7 emergency medical facility's personnel must arrange for the  
8 transportation of the infant to the nearest hospital as soon  
9 as transportation can be arranged.

10 If the person who relinquished or a person claiming to be  
11 the parent of a newborn infant returns to reclaim the infant  
12 ~~child~~ within 30 days ~~72 hours~~ after the infant was  
13 relinquished ~~relinquishing the child~~ to a fire station or  
14 emergency medical facility, the fire station or emergency  
15 medical facility must inform such person ~~the parent~~ of the  
16 name and location of the hospital to which the infant was  
17 transported.

18 (c) Police stations. Every police station must accept a  
19 relinquished newborn infant, in accordance with this Act.  
20 After the relinquishment of a newborn infant to a police  
21 station, the police station must arrange for the  
22 transportation of the infant to the nearest hospital as soon  
23 as transportation can be arranged. The act of relinquishing a  
24 newborn infant serves as implied consent for the hospital to  
25 which the infant is transported and that hospital's medical  
26 personnel and physicians on staff to treat and provide care

1 for the infant.

2 If the person who relinquished or a person claiming to be  
3 the parent of a newborn infant returns to reclaim the infant  
4 within 30 days ~~72 hours~~ after the infant was relinquished  
5 ~~relinquishing the infant~~ to a police station, the police  
6 station must inform such person ~~the parent~~ of the name and  
7 location of the hospital to which the infant was transported.  
8 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;  
9 93-820, eff. 7-27-04.)

10 (325 ILCS 2/22)

11 Sec. 22. Signage ~~Signs~~. Every hospital, fire station,  
12 emergency medical facility, and police station that is  
13 required to accept a relinquished newborn infant in accordance  
14 with this Act must post, either by physical or electronic  
15 means, a sign in a conspicuous place on the exterior of the  
16 building housing the facility informing persons that a newborn  
17 infant may be relinquished at the facility in accordance with  
18 this Act. The Department shall prescribe specifications for  
19 the signs and for their placement that will ensure statewide  
20 uniformity.

21 ~~This Section does not apply to a hospital, fire station,~~  
22 ~~emergency medical facility, or police station that has a sign~~  
23 ~~that is consistent with the requirements of this Section that~~  
24 ~~is posted on the effective date of this amendatory Act of the~~  
25 ~~95th General Assembly.~~

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

2 (325 ILCS 2/35)

3 Sec. 35. Information for relinquishing person.

4 (a) The ~~A~~ hospital, police station, fire station, or  
5 emergency medical facility that receives a newborn infant  
6 relinquished in accordance with this Act shall ~~must~~ offer ~~an~~  
7 ~~information packet~~ to the relinquishing person information  
8 about the relinquishment process and, either in writing or by  
9 referring such person to a website or other electronic  
10 resource, such information shall state if possible, must  
11 ~~clearly inform the relinquishing person~~ that his or her  
12 acceptance of the information is completely voluntary. The  
13 information packet must include all of the following:

14 (1) (Blank).

15 (2) Written notice of the following:

16 (A) No sooner than 60 days following the date of  
17 the initial relinquishment of the infant to a  
18 hospital, police station, fire station, or emergency  
19 medical facility, the child welfare ~~child-placing~~  
20 agency or the Department will commence proceedings for  
21 the termination of parental rights and placement of  
22 the infant for adoption.

23 (B) Failure of a parent of the infant to contact  
24 the Department and petition for the return of custody  
25 of the infant before termination of parental rights



1 bars any future action asserting legal rights with  
2 respect to the infant.

3 (3) A resource list of providers of counseling  
4 services including grief counseling, pregnancy counseling,  
5 and counseling regarding adoption and other available  
6 options for placement of the infant.

7 Upon request of a parent, the Department of Public Health  
8 shall provide the application forms for the Illinois Adoption  
9 Registry and Medical Information Exchange.

10 (b) The information offered ~~packet~~ given to a  
11 relinquishing person ~~parent~~ in accordance with this Act shall  
12 include, in addition to other information required under this  
13 Act, the following:

14 (1) Information ~~A brochure (with a self mailer~~  
15 ~~attached)~~ that describes this Act and the rights of birth  
16 parents, including an option ~~optional section~~ for the  
17 parent to complete and mail to the Department of Children  
18 and Family Services a form, that shall ask for basic  
19 anonymous background information about the relinquished  
20 child. This form ~~brochure~~ shall be maintained by the  
21 Department on its website.

22 (2) Information about ~~A brochure that describes~~ the  
23 Illinois Adoption Registry, including a toll-free number  
24 and website information. ~~This brochure shall be maintained~~  
25 ~~on the Office of Vital Records website.~~

26 (3) Information about a mother's ~~A brochure describing~~

1 postpartum health ~~information for the mother.~~

2 The information provided in writing or through electronic  
3 means ~~packet~~ shall be designed in coordination between the  
4 Office of Vital Records and the Department of Children and  
5 Family Services. The Failure to provide such information under  
6 this Section or the failure of the relinquishing person to  
7 accept such information shall not invalidate the  
8 relinquishment under this Act. ~~, with the exception of the~~  
9 ~~resource list of providers of counseling services and adoption~~  
10 ~~agencies, which shall be provided by the hospital, fire~~  
11 ~~station, police station, sheriff's office, or emergency~~  
12 ~~medical facility.~~

13 (Source: P.A. 96-1114, eff. 7-20-10; 97-333, eff. 8-12-11.)

14 (325 ILCS 2/37)

15 Sec. 37. Public disclosure of information prohibited.  
16 Emergency medical professionals, employees, or other persons  
17 engaged in the administration or operation of a fire station,  
18 police station, hospital, emergency medical facility, child  
19 welfare ~~child placing~~ agency, or the Department where a  
20 newborn infant ~~baby~~ has been relinquished or transferred under  
21 this Act, are prohibited from publicly disclosing any  
22 information concerning the relinquishment of the infant and  
23 the individuals involved, except as otherwise provided by law.

24 (Source: P.A. 95-549, eff. 6-1-08.)

1 (325 ILCS 2/40)

2 Sec. 40. Reporting requirements.

3 (a) Within 12 hours after accepting a newborn infant from  
4 a relinquishing person or from a police station, fire station,  
5 or emergency medical facility in accordance with this Act, a  
6 hospital must report to the Department's State Central  
7 Registry for the purpose of transferring physical custody of  
8 the infant from the hospital to either a child welfare  
9 ~~child placing~~ agency or the Department.

10 (b) Within 24 hours after receiving a report under  
11 subsection (a), the Department must request assistance from  
12 law enforcement officials to investigate the matter using the  
13 National Crime Information Center to ensure that the  
14 relinquished newborn infant is not a missing child.

15 (c) Once a hospital has made a report to the Department  
16 under subsection (a), the Department must arrange for a  
17 licensed child welfare ~~child placing~~ agency to accept physical  
18 custody of the relinquished newborn infant.

19 (d) If a relinquished child is not a newborn infant as  
20 defined in this Act, the hospital and the Department must  
21 proceed as if the child is an abused or neglected child.

22 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;  
23 93-820, eff. 7-27-04.)

24 (325 ILCS 2/45)

25 Sec. 45. Medical assistance. Notwithstanding any other

1 provision of law, a newborn infant relinquished in accordance  
2 with this Act shall be deemed eligible for medical assistance  
3 under the Illinois Public Aid Code, and a hospital providing  
4 medical services to such an infant shall be reimbursed for  
5 those services in accordance with the payment methodologies  
6 authorized under that Code. In addition, for any day that a  
7 hospital has custody of a newborn infant relinquished in  
8 accordance with this Act and the infant does not require  
9 medically necessary care, the hospital shall be reimbursed by  
10 the Department of Healthcare and Family Services at the  
11 general acute care per diem rate, in accordance with 89 Ill.  
12 Adm. Code 148.270(c). The hospital shall complete and submit  
13 an application for medical assistance provided under Article V  
14 of the Illinois Public Aid Code on behalf of the infant. The  
15 Department of Healthcare and Family Services may adopt rules  
16 in accordance with this Section.

17 (Source: P.A. 95-331, eff. 8-21-07.)

18 (325 ILCS 2/50)

19 Sec. 50. Child welfare ~~Child-placing~~ agency procedures.

20 (a) The Department's State Central Registry must maintain  
21 a list of licensed child welfare ~~child-placing~~ agencies  
22 willing to take legal custody of newborn infants relinquished  
23 in accordance with this Act. The child welfare ~~child-placing~~  
24 agencies on the list must be contacted by the Department on a  
25 rotating basis upon notice from a hospital that a newborn

1 infant has been relinquished in accordance with this Act.

2 (b) Upon notice from the Department that a newborn infant  
3 has been relinquished in accordance with this Act, a child  
4 welfare ~~child-placing~~ agency must accept the newborn infant if  
5 the agency has the accommodations to do so. The child welfare  
6 ~~child-placing~~ agency must seek an order for legal custody of  
7 the infant upon its acceptance of the infant.

8 (c) Within 3 business days after accepting the referral  
9 from the Department ~~assuming physical custody of the infant,~~  
10 the child welfare ~~child-placing~~ agency shall file a petition  
11 for custody in the division of the circuit court in which  
12 petitions for adoption would normally be heard. The petition  
13 for custody shall allege that the newborn infant has been  
14 relinquished in accordance with this Act and shall request  
15 ~~state~~ that the child welfare ~~child-placing~~ agency be given the  
16 authority ~~intends~~ to place the infant in an adoptive home,  
17 foster home, child care facility, or other facility  
18 appropriate for the needs of the infant. No filing or  
19 appearance fees shall be charged to any petitioner.

20 (d) If no licensed child welfare ~~child-placing~~ agency is  
21 able to accept the relinquished newborn infant, then the  
22 Department must assume responsibility for the infant as soon  
23 as practicable.

24 (e) A custody order issued under subsection (b) shall  
25 grant the child welfare agency the authority to make medical  
26 and health-related decisions for the infant. The order shall

1 remain in effect until a final ~~adoption~~ order based on the  
2 relinquished newborn infant's best interests is issued in  
3 accordance with this Act and the Adoption Act.

4 (f) When possible, the child welfare ~~child-placing~~ agency  
5 must place a relinquished newborn infant in a prospective  
6 adoptive home.

7 (g) The Department or child welfare ~~child-placing~~ agency  
8 must initiate proceedings to (i) terminate the parental rights  
9 of the relinquished newborn infant's known or unknown parents,  
10 (ii) appoint a guardian for the infant, and (iii) obtain  
11 consent to the infant's adoption in accordance with this Act  
12 no sooner than 60 days following the date of the initial  
13 relinquishment of the infant to the hospital, police station,  
14 fire station, or emergency medical facility.

15 (h) Before filing a petition for termination of parental  
16 rights, the Department or child welfare ~~child-placing~~ agency  
17 must do the following:

18 (1) If the name of either the biological parent is  
19 known, search the Illinois ~~Search its~~ Putative Father  
20 Registry for the purpose of determining the identity and  
21 location of the putative father of the relinquished  
22 newborn infant who is, or is expected to be, the subject of  
23 an adoption proceeding, in order to provide notice of the  
24 proceeding to the putative father. At least one search of  
25 the Registry must be conducted, at least 30 days after the  
26 relinquished newborn infant's estimated date of birth;

1 earlier searches may be conducted, however. Notice to any  
2 potential putative father discovered in a search of the  
3 Registry according to the estimated age of the  
4 relinquished newborn infant must be in accordance with the  
5 Code of Civil Procedure or Section 12a of the Adoption  
6 Act. If the names of all the alleged parents are unknown,  
7 then a search is not required under this Section.

8 (2) Verify with the Department that, in accordance  
9 with subsection (b) of Section 40, with law enforcement  
10 officials, using the National Crime Information Center,  
11 ~~that~~ the relinquished newborn infant is not a missing  
12 child.

13 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;  
14 93-820, eff. 7-27-04.)

15 (325 ILCS 2/55)

16 Sec. 55. Petition for return of custody.

17 (a) A parent or person claiming to be a parent of a newborn  
18 infant relinquished in accordance with this Act may petition  
19 for the return of custody of the infant before the termination  
20 of parental rights with respect to the infant.

21 (b) A parent of a newborn infant relinquished in  
22 accordance with this Act may petition for the return of  
23 custody of the infant by contacting the Department for the  
24 purpose of obtaining the name of the child welfare  
25 ~~child placing~~ agency with custody of the infant and the

1 appropriate court in which the petition for return of custody  
2 of the infant must be filed, and then filing a petition for  
3 return of custody in the circuit court in which the proceeding  
4 for the termination of parental rights is pending. No filing  
5 fees or appearance fees shall be charged to any petitioner.

6 (c) (Blank). ~~If a petition for the termination of parental~~  
7 ~~rights has not been filed by the Department or the~~  
8 ~~child placing agency, the parent of the relinquished newborn~~  
9 ~~infant must contact the Department, which must notify the~~  
10 ~~parent of the appropriate court in which the petition for~~  
11 ~~return of custody must be filed.~~

12 (d) The circuit court may hold the proceeding for the  
13 termination of parental rights in abeyance for a period not to  
14 exceed 60 days from the date that the petition for return of  
15 custody was filed without a showing of good cause. During that  
16 period:

17 (1) The court shall order genetic testing to establish  
18 maternity or paternity, or both.

19 (2) The Department shall conduct a child protective  
20 investigation and home study to develop recommendations to  
21 the court.

22 (3) When indicated as a result of the Department's  
23 investigation and home study, further proceedings under  
24 the Juvenile Court Act of 1987 as the court determines  
25 appropriate, may be conducted. However, relinquishment of  
26 a newborn infant in accordance with this Act does not



1 render the infant abused, neglected, or abandoned solely  
2 because the newborn infant was relinquished to a hospital,  
3 police station, fire station, or emergency medical  
4 facility in accordance with this Act.

5 (4) The court shall appoint a guardian ad litem to  
6 represent the interests of the infant.

7 (e) Failure to file a petition for the return of custody of  
8 a relinquished newborn infant before the termination of  
9 parental rights bars any future action asserting legal rights  
10 with respect to the infant unless the parent's act of  
11 relinquishment that led to the termination of parental rights  
12 involved fraud perpetrated against and not stemming from or  
13 involving the parent of the newborn infant. No action to void  
14 or revoke the termination of parental rights of a parent of a  
15 newborn infant relinquished in accordance with this Act,  
16 including an action based on fraud, may be commenced after 12  
17 months after the date that the newborn infant was initially  
18 relinquished to a hospital, police station, fire station, or  
19 emergency medical facility.

20 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;  
21 93-820, eff. 7-27-04.)

22 (325 ILCS 2/60)

23 Sec. 60. Department's duties. The Department must  
24 implement a public information program to promote safe  
25 placement alternatives for newborn infants. The public

1 information program must inform the public of the following:

2 (1) The relinquishment alternative provided for in  
3 this Act, which results in the adoption of a newborn  
4 infant relinquished under 30 ~~7~~ days of age and which  
5 provides for the parent's anonymity, if the parent so  
6 chooses.

7 (2) The alternative of adoption through a public or  
8 private agency, in which the parent's identity may or may  
9 not be known to the agency, but is kept anonymous from the  
10 adoptive parents, if the birth parent so desires, and  
11 which allows the parent to be actively involved in the  
12 child's adoption plan.

13 The public information program may include, but need not  
14 be limited to, the following elements:

15 (i) Educational and informational materials in print,  
16 audio, video, electronic or other media.

17 (ii) Establishment of a web site.

18 (iii) Public service announcements and advertisements.

19 (iv) Establishment of toll-free telephone hotlines to  
20 provide information.

21 (Source: P.A. 94-941, eff. 6-26-06.)

22 (325 ILCS 2/65)

23 Sec. 65. Evaluation.

24 (a) The Department shall collect and analyze information  
25 regarding the relinquishment of newborn infants and placement

1 of children under this Act. Police stations, fire stations,  
2 emergency medical facilities, and medical professionals  
3 accepting and providing services to a newborn infant under  
4 this Act shall report to the Department data necessary for the  
5 Department to evaluate and determine the effect of this Act in  
6 the prevention of injury or death of newborn infants. Child  
7 welfare ~~Child placing~~ agencies shall report to the Department  
8 data necessary to evaluate and determine the effectiveness of  
9 these agencies in providing child protective and child welfare  
10 services to newborn infants relinquished under this Act.

11 (b) The information collected shall include, but need not  
12 be limited to: the number of newborn infants relinquished; the  
13 category of the place of relinquishment (hospital, police  
14 station, fire station, or emergency medical facility); the  
15 services provided to relinquished newborn infants; the outcome  
16 of care for the relinquished newborn infants; the number and  
17 disposition of cases of relinquished newborn infants subject  
18 to placement; the number of children accepted and served by  
19 child welfare ~~child placing~~ agencies; and the services  
20 provided by child welfare ~~child placing~~ agencies and the  
21 disposition of the cases of the children placed under this  
22 Act.

23 (c) The Department shall submit a report by January 1,  
24 2002, and on January 1 of each year thereafter, to the Governor  
25 and General Assembly regarding the prevention of injury or  
26 death of newborn infants and the effect of placements of

1 children under this Act. The report shall include, but need  
2 not be limited to, a summary of collected data, an analysis of  
3 the data and conclusions regarding the Act's effectiveness, a  
4 determination whether the purposes of the Act are being  
5 achieved, and recommendations for changes that may be  
6 considered necessary to improve the administration and  
7 enforcement of this Act.

8 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;  
9 93-820, eff. 7-27-04.)

10 Section 15. The Immunization Data Registry Act is amended  
11 by changing Section 20 as follows:

12 (410 ILCS 527/20)

13 Sec. 20. Confidentiality of information; release of  
14 information; statistics; panel on expanding access.

15 (a) Records maintained as part of the immunization data  
16 registry are confidential.

17 (b) The Department may release an individual's  
18 confidential information to the individual or to the  
19 individual's parent or guardian if the individual is less than  
20 18 years of age.

21 (c) Subject to subsection (d) of this Section, the  
22 Department may release information in the immunization data  
23 registry concerning an individual to the following entities:

24 (1) The immunization data registry of another state.

1           (2) A health care provider or a health care provider's  
2           designee.

3           (3) A local health department.

4           (4) An elementary or secondary school that is attended  
5           by the individual.

6           (5) A licensed child care center in which the  
7           individual is enrolled.

8           (6) A licensed child welfare ~~child placing~~ agency.

9           (7) A college or university that is attended by the  
10          individual.

11          (8) The Department of Healthcare and Family Services  
12          or a managed care entity contracted with the Department of  
13          Healthcare and Family Services to coordinate the provision  
14          of medical care to enrollees of the medical assistance  
15          program.

16          (d) Before immunization data may be released to an entity,  
17          the entity must enter into an agreement with the Department  
18          that provides that information that identifies a patient will  
19          not be released to any other person without the written  
20          consent of the patient.

21          (e) The Department may release summary statistics  
22          regarding information in the immunization data registry if the  
23          summary statistics do not reveal the identity of an  
24          individual.

25          (Source: P.A. 97-117, eff. 7-14-11; 98-651, eff. 6-16-14.)

1           Section 20. The Illinois Parentage Act of 2015 is amended  
2 by changing Section 602 as follows:

3           (750 ILCS 46/602)

4           Sec. 602. Standing. A complaint to adjudicate parentage  
5 shall be verified, shall be designated a petition, and shall  
6 name the person or persons alleged to be the parent of the  
7 child. Subject to Article 3 and Sections 607, 608, and 609 of  
8 this Act, a proceeding to adjudicate parentage may be  
9 maintained by:

10           (a) the child;

11           (b) the mother of the child;

12           (c) a pregnant woman;

13           (d) a man presumed or alleging himself to be the  
14 parent of the child;

15           (e) a woman presumed or alleging herself to be the  
16 parent of the child;

17           (f) the support-enforcement agency or other  
18 governmental agency authorized by other law;

19           (g) any person or public agency that has physical  
20 possession of or has custody of or has been allocated  
21 parental responsibilities for, is providing financial  
22 support to, or has provided financial support to the  
23 child;

24           (h) the Department of Healthcare and Family Services  
25 if it is providing, or has provided, financial support to

1 the child or if it is assisting with child support  
2 collections services;

3 (i) an authorized adoption agency or licensed child  
4 welfare ~~child-placing~~ agency;

5 (j) a representative authorized by law to act for an  
6 individual who would otherwise be entitled to maintain a  
7 proceeding but who is deceased, incapacitated, or a minor;  
8 or

9 (k) an intended parent.

10 (Source: P.A. 99-85, eff. 1-1-16; 99-769, eff. 1-1-17.)

11 Section 25. The Adoption Act is amended by changing  
12 Sections 4.1 and 10 as follows:

13 (750 ILCS 50/4.1) (from Ch. 40, par. 1506)

14 Sec. 4.1. Adoption between multiple jurisdictions. It is  
15 the public policy of this State to promote child welfare in  
16 adoption between multiple jurisdictions by implementing  
17 standards that foster permanency for children in an  
18 expeditious manner while considering the best interests of the  
19 child as paramount. Ensuring that standards for  
20 interjurisdictional adoption are clear and applied  
21 consistently, efficiently, and reasonably will promote the  
22 best interests of the child in finding a permanent home.

23 (a) The Department of Children and Family Services shall  
24 promulgate rules regarding the approval and regulation of

1 agencies providing, in this State, adoption services, as  
2 defined in Section 2.24 of the Child Care Act of 1969, which  
3 shall include, but not be limited to, a requirement that any  
4 agency shall be licensed in this State as a child welfare  
5 agency as defined in Section 2.08 of the Child Care Act of  
6 1969. Any out-of-state agency, if not licensed in this State  
7 as a child welfare agency, must obtain the approval of the  
8 Department in order to act as a sending agency, as defined in  
9 Section 1 of the Interstate Compact on Placement of Children  
10 Act, seeking to place a child into this State through a  
11 placement subject to the Interstate Compact on the Placement  
12 of Children. An out-of-state agency, if not licensed in this  
13 State as a child welfare agency, is prohibited from providing  
14 in this State adoption services, as defined by Section 2.24 of  
15 the Child Care Act of 1969; shall comply with Section 12C-70 of  
16 the Criminal Code of 2012; and shall provide all of the  
17 following to the Department:

18 (1) A copy of the agency's current license or other  
19 form of authorization from the approving authority in the  
20 agency's state. If no license or authorization is issued,  
21 the agency must provide a reference statement, from the  
22 approving authority, stating that the agency is authorized  
23 to place children in foster care or adoption or both in its  
24 jurisdiction.

25 (2) A description of the program, including home  
26 studies, placements, and supervisions, that the child



1        welfare ~~child-placing~~ agency conducts within its  
2        geographical area, and, if applicable, adoptive placements  
3        and the finalization of adoptions. The child welfare ~~child~~  
4        ~~placing~~ agency must accept continued responsibility for  
5        placement planning and replacement if the placement fails.

6            (3) Notification to the Department of any significant  
7        child welfare ~~child-placing~~ agency changes after approval.

8            (4) Any other information the Department may require.

9        The rules shall also provide that any agency that places  
10       children for adoption in this State may not, in any policy or  
11       practice relating to the placement of children for adoption,  
12       discriminate against any child or prospective adoptive parent  
13       on the basis of race.

14            (a-5) (Blank).

15            (b) Interstate adoptions.

16            (1) All interstate adoption placements under this Act  
17       shall comply with the Child Care Act of 1969 and the  
18       Interstate Compact on the Placement of Children. The  
19       placement of children with relatives by the Department of  
20       Children and Family Services shall also comply with  
21       subsection (b) of Section 7 of the Children and Family  
22       Services Act. The Department may promulgate rules to  
23       implement interstate adoption placements, including those  
24       requirements set forth in this Section.

25            (2) If an adoption is finalized prior to bringing or  
26       sending a child to this State, compliance with the

1 Interstate Compact on the Placement of Children is not  
2 required.

3 (3) Approval requirements. The Department shall  
4 promulgate procedures for interstate adoption placements  
5 of children under this Act. No later than September 24,  
6 2017 (30 days after the effective date of Public Act  
7 100-344), the Department shall distribute a written list  
8 of all preadoption approval requirements to all Illinois  
9 licensed child welfare agencies performing adoption  
10 services, and all out-of-state agencies approved under  
11 this Section, and shall post the requirements on the  
12 Department's website. The Department may not require any  
13 further preadoption requirements other than those set  
14 forth in the procedures required under this paragraph. The  
15 procedures shall reflect the standard of review as stated  
16 in the Interstate Compact on the Placement of Children and  
17 approval shall be given by the Department if the placement  
18 appears not to be contrary to the best interests of the  
19 child.

20 (4) Time for review and decision. In all cases where  
21 the child to be placed is not a youth in care in Illinois  
22 or any other state, a provisional or final approval for  
23 placement shall be provided in writing from the Department  
24 in accordance with the Interstate Compact on the Placement  
25 of Children. Approval or denial of the placement must be  
26 given by the Department as soon as practicable, but in no

1 event more than 3 business days of the receipt of the  
2 completed referral packet by the Department's Interstate  
3 Compact Administrator. Receipt of the packet shall be  
4 evidenced by the packet's arrival at the address  
5 designated by the Department to receive such referrals.  
6 The written decision to approve or deny the placement  
7 shall be communicated in an expeditious manner, including,  
8 but not limited to, electronic means referenced in  
9 paragraph (b) (7) of this Section, and shall be provided to  
10 all Illinois licensed child welfare agencies involved in  
11 the placement, all out-of-state child placing agencies  
12 involved in the placement, and all attorneys representing  
13 the prospective adoptive parent or biological parent. If,  
14 during its initial review of the packet, the Department  
15 believes there are any incomplete or missing documents, or  
16 missing information, as required in paragraph (b) (3), the  
17 Department shall, as soon as practicable, but in no event  
18 more than 2 business days of receipt of the packet,  
19 communicate a list of any incomplete or missing documents  
20 and information to all Illinois licensed child welfare  
21 agencies involved in the placement, all out-of-state child  
22 placing agencies involved in the placement, and all  
23 attorneys representing the adoptive parent or biological  
24 parent. This list shall be communicated in an expeditious  
25 manner, including, but not limited to, electronic means  
26 referenced in paragraph (b) (7) of this Section.

1           (5) Denial of approval. In all cases where the child  
2           to be placed is not a youth in the care of any state, if  
3           the Department denies approval of an interstate placement,  
4           the written decision referenced in paragraph (b)(4) of  
5           this Section shall set forth the reason or reasons why the  
6           placement was not approved and shall reference which  
7           requirements under paragraph (b)(3) of this Section were  
8           not met. The written decision shall be communicated in an  
9           expeditious manner, including, but not limited to,  
10          electronic means referenced in paragraph (b)(7) of this  
11          Section, to all Illinois licensed child welfare agencies  
12          involved in the placement, all out-of-state child placing  
13          agencies involved in the placement, and all attorneys  
14          representing the prospective adoptive parent or biological  
15          parent.

16          (6) Provisional approval. Nothing in paragraphs (b)(3)  
17          through (b)(5) of this Section shall preclude the  
18          Department from issuing provisional approval of the  
19          placement pending receipt of any missing or incomplete  
20          documents or information.

21          (7) Electronic communication. All communications  
22          concerning an interstate placement made between the  
23          Department and an Illinois licensed child welfare agency,  
24          an out-of-state child placing agency, and attorneys  
25          representing the prospective adoptive parent or biological  
26          parent, including the written communications referenced in

1           this Section, may be made through any type of electronic  
2           means, including, but not limited to, electronic mail.

3           (c) Intercountry adoptions. The adoption of a child, if  
4           the child is a habitual resident of a country other than the  
5           United States and the petitioner is a habitual resident of the  
6           United States, or, if the child is a habitual resident of the  
7           United States and the petitioner is a habitual resident of a  
8           country other than the United States, shall comply with the  
9           Intercountry Adoption Act of 2000, as amended, and the  
10          Immigration and Nationality Act, as amended. In the case of an  
11          intercountry adoption that requires oversight by the adoption  
12          services governed by the Intercountry Adoption Universal  
13          Accreditation Act of 2012, this State shall not impose any  
14          additional preadoption requirements.

15          (d) (Blank).

16          (e) Re-adoption after an intercountry adoption.

17                 (1) Any time after a minor child has been adopted in a  
18                 foreign country and has immigrated to the United States,  
19                 the adoptive parent or parents of the child may petition  
20                 the court for a judgment of adoption to re-adopt the child  
21                 and confirm the foreign adoption decree.

22                 (2) The petitioner must submit to the court one or  
23                 more of the following to verify the foreign adoption:

24                         (i) an immigrant visa for the child issued by  
25                         United States Citizenship and Immigration Services of  
26                         the U.S. Department of Homeland Security that was

1           valid at the time of the child's immigration;

2           (ii) a decree, judgment, certificate of adoption,  
3           adoption registration, or equivalent court order,  
4           entered or issued by a court of competent jurisdiction  
5           or administrative body outside the United States,  
6           establishing the relationship of parent and child by  
7           adoption; or

8           (iii) such other evidence deemed satisfactory by  
9           the court.

10          (3) The child's immigrant visa shall be prima facie  
11          proof that the adoption was established in accordance with  
12          the laws of the foreign jurisdiction and met United States  
13          requirements for immigration.

14          (4) If the petitioner submits documentation that  
15          satisfies the requirements of paragraph (2), the court  
16          shall not appoint a guardian ad litem for the minor who is  
17          the subject of the proceeding, shall not require any  
18          further termination of parental rights of the child's  
19          biological parents, nor shall it require any home study,  
20          investigation, post-placement visit, or background check  
21          of the petitioner.

22          (5) The petition may include a request for change of  
23          the child's name and any other request for specific relief  
24          that is in the best interests of the child. The relief may  
25          include a request for a revised birth date for the child if  
26          supported by evidence from a medical or dental

1 professional attesting to the appropriate age of the child  
2 or other collateral evidence.

3 (6) Two adoptive parents who adopted a minor child  
4 together in a foreign country while married to one another  
5 may file a petition for adoption to re-adopt the child  
6 jointly, regardless of whether their marriage has been  
7 dissolved. If either parent whose marriage was dissolved  
8 has subsequently remarried or entered into a civil union  
9 with another person, the new spouse or civil union partner  
10 shall not join in the petition to re-adopt the child,  
11 unless the new spouse or civil union partner is seeking to  
12 adopt the child. If either adoptive parent does not join  
13 in the petition, he or she must be joined as a party  
14 defendant. The defendant parent's failure to participate  
15 in the re-adoption proceeding shall not affect the  
16 existing parental rights or obligations of the parent as  
17 they relate to the minor child, and the parent's name  
18 shall be placed on any subsequent birth record issued for  
19 the child as a result of the re-adoption proceeding.

20 (7) An adoptive parent who adopted a minor child in a  
21 foreign country as an unmarried person may file a petition  
22 for adoption to re-adopt the child as a sole petitioner,  
23 even if the adoptive parent has subsequently married or  
24 entered into a civil union.

25 (8) If one of the adoptive parents who adopted a minor  
26 child dies prior to a re-adoption proceeding, the deceased

1 parent's name shall be placed on any subsequent birth  
2 record issued for the child as a result of the re-adoption  
3 proceeding.

4 (Source: P.A. 99-49, eff. 7-15-15; 100-344, eff. 8-25-17;  
5 100-863, eff. 8-14-18.)

6 (750 ILCS 50/10) (from Ch. 40, par. 1512)

7 Sec. 10. Forms of consent and surrender; execution and  
8 acknowledgment thereof.

9 A. The form of consent required for the adoption of a born  
10 child shall be substantially as follows:

11 FINAL AND IRREVOCABLE CONSENT TO ADOPTION

12 I, . . . ., (relationship, e.g., mother, father, relative,  
13 guardian) of . . . ., a male or female (circle one) child, state:

14 That such child was born on . . . . at . . . .

15 That I reside at . . . ., County of . . . . and State of . . . .

16 That I am of the age of . . . . years.

17 That I hereby enter my appearance in this proceeding and  
18 waive service of summons on me.

19 That I hereby acknowledge that I have been provided with a  
20 copy of the Birth Parent Rights and Responsibilities-Private  
21 Form before signing this Consent and that I have had time to  
22 read, or have had read to me, this Form. I understand that if I  
23 do not receive any of the rights as described in this Form, it



1 shall not constitute a basis to revoke this Final and  
2 Irrevocable Consent.

3 That I do hereby consent and agree to the adoption of such  
4 child.

5 That I wish to and understand that by signing this consent  
6 I do irrevocably and permanently give up all custody and other  
7 parental rights I have to such child.

8 That I understand such child will be placed for adoption  
9 and that I cannot under any circumstances, after signing this  
10 document, change my mind and revoke or cancel this consent or  
11 obtain or recover custody or any other rights over such child.  
12 That I have read and understand the above and I am signing it  
13 as my free and voluntary act.

14 Dated (insert date).

15 .....

16 If under Section 8 the consent of more than one person is  
17 required, then each such person shall execute a separate  
18 consent.

19 A-1. (1) The form of the Final and Irrevocable Consent to  
20 Adoption by a Specified Person or Persons: Non-DCFS Case set  
21 forth in this subsection A-1 is to be used by legal parents  
22 only. This form is not to be used in cases in which there is a  
23 pending petition under Section 2-13 of the Juvenile Court Act  
24 of 1987.

25 (2) The form of the Final and Irrevocable Consent to

1 Adoption by a Specified Person or Persons in a non-DCFS case  
2 shall have the caption of the proceeding in which it is to be  
3 filed and shall be substantially as follows:

4 FINAL AND IRREVOCABLE CONSENT TO ADOPTION BY  
5 A SPECIFIED PERSON OR PERSONS; NON-DCFS CASE

6 I, ....., (relationship, e.g., mother, father) of ....., a  
7 male or female (circle one) child, state:

8 1. That such child was born on ....., at ....., in the  
9 City/Town of ... and State of ....

10 2. That I reside at ....., County of .... and State of .....,  
11 my email address (if I have one) is .... my cell phone number  
12 where I can receive text messages (if I have one) is .... and  
13 my land line phone number (if I have one) is ....., and any  
14 other contact information is ....

15 3. That I am of the age of .... years.

16 4. That I hereby enter my appearance in this proceeding  
17 and waive service of summons on me.

18 5. That I hereby acknowledge that I have been provided a  
19 copy of the Birth Parent Rights and Responsibilities-Private  
20 Form before signing this Consent and that I have had time to  
21 read, or have had read to me, this Form and that I understand  
22 the Rights and Responsibilities described in this Form. I  
23 understand that if I do not receive any of my rights as  
24 described in said Form, it shall not constitute a basis to

1 revoke this Final and Irrevocable Consent to Adoption by a  
2 Specified Person.

3 6. That I do hereby consent and agree to the adoption of  
4 such child by .... (specified person or persons) only. If only  
5 first names are used for the specified person or persons, I  
6 voluntarily sign this specified consent form without  
7 disclosure to me of the last name of the specified person or  
8 persons. However, I understand that if I wish to know the last  
9 name of the specified person or persons, I may request it  
10 before signing the form. If I do not receive the last name, I  
11 may choose not to sign the specified consent form.

12 7. That I wish to and understand that upon signing this  
13 consent I do irrevocably and permanently give up all custody  
14 and other parental rights I have to such child if such child is  
15 adopted by .... (specified person or persons). I hereby  
16 transfer all of my rights to the custody, care and control of  
17 such child to ..... (specified person  
18 or persons).

19 8. That I understand such child will be adopted by  
20 ..... (specified person or persons) and that  
21 I cannot under any circumstances, after signing this document,  
22 change my mind and revoke or cancel this consent or obtain or  
23 recover custody or any other rights over such child if  
24 ..... (specified person or persons)  
25 adopt(s) such child; PROVIDED that each specified person has  
26 filed or shall file, within 60 days from the date hereof, a

1 petition for the adoption of such child.

2 9. That if the specified person or persons designated  
3 herein do not file a petition for adoption within the  
4 time-frame specified above, or, if said petition for adoption  
5 is filed within the time-frame specified above but the  
6 adoption petition is dismissed with prejudice or the adoption  
7 proceeding is otherwise concluded without an order declaring  
8 the child to be the adopted child of the specified person or  
9 persons, then I understand that I will be sent written notice  
10 of such circumstances at the mailing address, at the email  
11 address, through a text message to my cell phone number, and to  
12 any other contact information I have provided in paragraph 2  
13 within 5 business days of this occurrence. I understand that  
14 the notice will be directed to me using the contact  
15 information I have provided in this consent. I understand that  
16 I will have 15 business days from the date that the written  
17 notice is sent to me to respond in the manner described in the  
18 notice, within which time I may request the Court to declare  
19 this consent voidable and return the child to me. I further  
20 understand that the Court will make the final decision of  
21 whether or not the child will be returned to me. If I do not  
22 make such request within 15 business days of the date the  
23 notice was sent, then I expressly waive any other notice or  
24 service of process in any legal proceeding regarding the  
25 child, including a legal proceeding for someone other than  
26 ..... (specified person or persons) to adopt the child, and

1 that I will have no parental rights as to the child. The person  
2 sending the notice shall file an affidavit of notice as proof  
3 of the date sent.

4 10. That I expressly acknowledge that nothing in this  
5 Consent impairs the validity and absolute finality of this  
6 Consent under any circumstance other than those described in  
7 paragraph 9 of this Consent.

8 11. That I understand that I have a remaining duty and  
9 obligation to keep ..... (insert name and address of  
10 the attorney for the specified person or persons) informed of  
11 my current address or other preferred contact information  
12 until this adoption has been finalized. My failure to do so may  
13 result in the termination of my parental rights and the child  
14 being placed for adoption in another home.

15 12. That I do expressly waive any other notice or service  
16 of process in any of the legal proceedings for the adoption of  
17 the child as long as the adoption proceeding by the specified  
18 person or persons is pending.

19 13. That I have read and understand the above and I am  
20 signing it as my free and voluntary act.

21 14. That I acknowledge that this consent is valid even if  
22 the specified person or persons separate or divorce or one of  
23 the specified persons dies prior to the entry of the final  
24 judgment for adoption.

25 Dated (insert date).

26 .....

1 Signature of parent.  
 2 .....  
 3 Address of parent.  
 4 .....  
 5 Phone number(s) of parent.  
 6 .....  
 7 Personal email(s) of parent.  
 8 .....

9 (3) The form of the certificate of acknowledgement for a  
 10 Final and Irrevocable Consent for Adoption by a Specified  
 11 Person or Persons: Non-DCFS Case shall be substantially as  
 12 follows:

13 STATE OF .....)  
 14 ) SS.  
 15 COUNTY OF .....

16 I, ..... (Name of Judge or other person),  
 17 ..... (official title, name, and address),  
 18 certify that ....., personally known to me to be the  
 19 same person whose name is subscribed to the foregoing Final  
 20 and Irrevocable Consent for Adoption by a Specified Person or  
 21 Persons; non-DCFS case, appeared before me this day in person  
 22 and acknowledged that (she)(he) signed and delivered the  
 23 consent as (her)(his) free and voluntary act, for the  
 24 specified purpose. I am further satisfied that, before signing

1 this Consent, ..... has read, or has had read to him or her,  
2 the Birth Parent Rights and Responsibilities-Private Form.

3 A-2. Birth Parent Rights and Responsibilities-Private  
4 Form. The Birth Parent Rights and Responsibilities-Private  
5 Form must be read by, or have been read to, any person  
6 executing a Final and Irrevocable Consent to Adoption under  
7 subsection A, a Final and Irrevocable Consent to Adoption by a  
8 Specified Person or Persons: Non-DCFS Case under subsection  
9 A-1, or a Consent to Adoption of Unborn Child under subsection  
10 B prior to the execution of said Consent. The form of the Birth  
11 Parent Rights and Responsibilities-Private Form shall be  
12 substantially as follows:

13 Birth Parent Rights and Responsibilities-Private Form

14 THIS FORM DOES NOT CONSTITUTE LEGAL ADVICE. LEGAL ADVICE IS  
15 DEPENDENT ON THE SPECIFIC CIRCUMSTANCES OF EACH SITUATION AND  
16 JURISDICTION. THE INFORMATION IN THIS FORM CANNOT REPLACE THE  
17 ADVICE OF AN ATTORNEY LICENSED IN YOUR STATE.

18 As a birth parent in the State of Illinois, you have the  
19 right:

20 1. To have your own attorney represent you. The  
21 prospective adoptive parents may agree to pay for the cost of  
22 your attorney in a manner consistent with Illinois law, but  
23 they are not required to do so.

1           2. To be treated with dignity and respect at all times and  
2 to make decisions free from coercion and pressure.

3           3. To request to receive counseling before and after  
4 signing a Final and Irrevocable Consent to Adoption  
5 ("Consent"), a Final and Irrevocable Consent to Adoption by a  
6 Specified Person or Persons: Non-DCFS Case ("Specified  
7 Consent"), or a Consent to Adoption of Unborn Child ("Unborn  
8 Consent"). The prospective adoptive parents may agree to pay  
9 for the cost of counseling in a manner consistent with  
10 Illinois law, but they are not required to do so.

11          4. To ask to be involved in choosing your child's  
12 prospective adoptive parents and to ask to meet them.

13          5. To ask your child's prospective adoptive parents any  
14 questions that pertain to your decision to place your child  
15 with them.

16          6. To see your child before signing a Consent or Specified  
17 Consent if you are the custodial parent, and to request to see  
18 your child if you are not the custodial parent.

19          7. To request contact with your child and/or the child's  
20 prospective adoptive parents, with the understanding that any  
21 promises regarding contact with your child or receipt of  
22 information about the child after signing a Consent, Specified  
23 Consent, or Unborn Consent cannot be enforced under Illinois  
24 law.

25          8. To receive copies of all documents that you sign and  
26 have those documents provided to you in your preferred



1 language.

2 9. To request that your identifying information remain  
3 confidential, unless required otherwise by Illinois law or  
4 court order, and to voluntarily share your medical,  
5 background, and identifying information, including information  
6 on the original birth certificate of your child. This can be  
7 done through the Illinois Adoption Registry and Medical  
8 Information Exchange or through completing the Birth Parent  
9 Preference Form. Please visit <http://dph.illinois.gov> or  
10 [www.newillinoisadoptionlaw.com](http://www.newillinoisadoptionlaw.com).

11 10. To access the Confidential Intermediary Program which  
12 provides a way for a court appointed person to connect and/or  
13 exchange information between adoptees, adoptive parents and  
14 birth parents, and other biological family members, provided  
15 in most cases that mutual consent is given. Please visit  
16 [www.ci-illinois.org](http://www.ci-illinois.org) or call (800) 526-9022(x29).

17 11. To work with an adoption agency or attorney of your  
18 choice, or change said agency or attorney, provided you  
19 promptly inform all of the parties currently involved.

20 12. To receive, upon request, a written list of any  
21 promised support, financial or otherwise, from your attorney  
22 or the attorney for your child's prospective adoptive parents.

23 13. To delay signing a Consent, Specified Consent, or  
24 Unborn Consent if you are not ready to do so.

25 14. To decline to sign a Consent, Specified Consent, or  
26 Unborn Consent even if you have received financial support

1 from the prospective adoptive parents.

2 If you do not receive any of the rights described in this  
3 Form, it shall not be a basis to revoke a Consent, Specified  
4 Consent, or Unborn Consent.

5 As a Birth Parent in the State of Illinois, you have the  
6 responsibility:

7 1. To carefully consider your reasons for choosing  
8 adoption.

9 2. (Birth mothers only) To accurately complete an  
10 Affidavit of Identification, which identifies the father of  
11 the child when known, with the understanding that a birth  
12 mother has a right to decline to identify the birth father.

13 3. To provide the necessary documentation regarding  
14 financial need to make an appropriate determination of  
15 reasonable pregnancy-related expenses.

16 4. To not accept financial support or reimbursement of  
17 pregnancy related expenses simultaneously from more than one  
18 source or if you are not pregnant, as doing so is a crime.

19 5. To voluntarily provide all known medical, background,  
20 and family information about yourself and your immediate  
21 family to your child's prospective adoptive parents or their  
22 attorney. For the health of your child, you are strongly  
23 encouraged, but not required, to do so as set forth on the  
24 following form:

25 Birth Parent Medical Information

26 The purpose of this form is to gather your health history,

1 genetic history, and social background information to share  
 2 with the adoptive parents. It is important the adoptive family  
 3 provide this information to the child's physician. It will  
 4 become a part of the child's medical and family history. This  
 5 form, in its entirety, will be given to the adoptive  
 6 parent(s).

7 The following information is true and complete to the best  
 8 of my knowledge and belief.

9 Birth parent name:

10 .....

11 Signature:

12 .....

13 Date:.....

14 YES or NO (circle one) I agree to release my full name on  
 15 this form to the adoptive family. If NO is circled then the  
 16 birth parent's name shall be redacted on this form.

17 MOTHER'S PHYSICAL CHARACTERISTICS:

18 Eyes: ... Hair: .... Complexion: .... Height: ....

19 Weight: .... Body build: ..... Race: .....

20 Nationality/Descent: ..... Blood type: .... Rh factor: ....

21 Eye glasses or contact lenses? Yes /.../ No /.../

22 Right /.../ Left /.../ handed

23 Age: .... or Date of birth: ..... Religion: .....

24 Please list your highest education level, occupation,  
 25 hobbies, interests, and talents:

26 .....

1 Existence of any disabilities? Yes /.../ No /.../

2 If yes, explain: .....

3 If you have other children, list them below. Include any  
4 children previously placed for adoption.

5 .....

6 Describe your relationship with the birth father: .....

7 FATHER'S PHYSICAL CHARACTERISTICS:

8 Eyes: ... Hair: .... Complexion: .... Height: ....

9 Weight: .... Body build: ..... Race: .....

10 Nationality/Descent: ..... Blood type: .... Rh factor: ....

11 Eye glasses or contact lenses? Yes /.../ No /.../

12 Right /.../ Left /.../ handed

13 Age: .... or Date of birth: ..... Religion: .....

14 Please list your highest education level, occupation,  
15 hobbies, interests, and talents:

16 .....

17 Existence of any disabilities? Yes /.../ No /.../

18 If yes, explain: .....

19 If you have other children, list them below. Include any  
20 children previously placed for adoption.

21 .....

22 PREGNANCY HISTORY INVOLVING THIS CHILD

23 Month prenatal care began during this pregnancy: .....

24 Complications during pregnancy: Yes ... No ... If yes,  
25 explain: .....

26 .....

1 MEDICATION AND OTHER SUBSTANCES USED DURING					
2 PREGNANCY OR YEAR PRIOR TO PREGNANCY					
		3 YES NO		4 FREQUENCY/ 5 AMOUNT 6 DURING PREGNANCY	7 FREQUENCY/ 8 AMOUNT 9 PRIOR TO PREGNANCY
10	Alcohol	/..	/..	.....	.....
11	Amphetamines	/..	/..	.....	.....
12	Barbiturates	/..	/..	.....	.....
13	Cocaine	/..	/..	.....	.....
14	Heroin	/..	/..	.....	.....
15	LSD	/..	/..	.....	.....
16	Marijuana	/..	/..	.....	.....
17	Caffeine				
18	(Coffee,				
19	tea, etc)	/..	/..	.....	.....
20	Prescription				
21	drugs	/..	/..	.....	.....
22	Non-				
23	prescription				
24	drugs	/..	/..	.....	.....
25	Other	/..	/..	.....	.....

23 In addition to this form, a birth parent shall also be  
 24 provided the forms for the Illinois Adoption Registry and  
 25 Medical Information Exchange.

1           B. The form of consent required for the adoption of an  
2 unborn child shall be substantially as follows:

3                               CONSENT TO ADOPTION OF UNBORN CHILD

4           I, ....., state:

5           That I am the father of a child expected to be born on or  
6 about .... to .... (name of mother).

7           That I reside at .... County of ....., and State of .....

8           That I am of the age of .... years.

9           That I hereby enter my appearance in such adoption  
10 proceeding and waive service of summons on me.

11           That I hereby acknowledge that I have been provided with a  
12 copy of the Birth Parent Rights and Responsibilities-Private  
13 Form before signing this Consent, and that I have had time to  
14 read, or have had read to me, this Form. I understand that if I  
15 do not receive any of the rights as described in this Form, it  
16 shall not constitute a basis to revoke this Consent to  
17 Adoption of Unborn Child.

18           That I do hereby consent and agree to the adoption of such  
19 child, and that I have not previously executed a consent or  
20 surrender with respect to such child.

21           That I wish to and do understand that by signing this  
22 consent I do irrevocably and permanently give up all custody  
23 and other parental rights I have to such child, except that I  
24 have the right to revoke this consent by giving written notice

1 of my revocation not later than 72 hours after the birth of the  
2 child.

3 That I understand such child will be placed for adoption  
4 and that, except as hereinabove provided, I cannot under any  
5 circumstances, after signing this document, change my mind and  
6 revoke or cancel this consent or obtain or recover custody or  
7 any other rights over such child.

8 That I have read and understand the above and I am signing  
9 it as my free and voluntary act.

10 Dated (insert date).

11 .....

12 B-5. (1) The parent of a child may execute a consent to  
13 standby adoption by a specified person or persons. A consent  
14 under this subsection B-5 shall be acknowledged by a parent  
15 pursuant to subsection H and subsection K of this Section. The  
16 form of consent required for the standby adoption of a born  
17 child effective at a future date when the consenting parent of  
18 the child dies or requests that a final judgment of adoption be  
19 entered shall be substantially as follows:

20 FINAL AND IRREVOCABLE CONSENT

21 TO STANDBY ADOPTION

22 I, ..., (relationship, e.g. mother or father) of ..., a  
23 male or female (circle one) child, state:

1           That the child was born on .... at .....

2           That I reside at ....., County of ....., and State of .....

3           That I am of the age of .... years.

4           That I hereby enter my appearance in this proceeding and  
5 waive service of summons on me in this action only.

6           That I do hereby consent and agree to the standby adoption  
7 of the child, and that I have not previously executed a consent  
8 or surrender with respect to the child.

9           That I wish to and understand that by signing this consent  
10 I do irrevocably and permanently give up all custody and other  
11 parental rights I have to the child, effective upon (my death)  
12 (the child's other parent's death) or upon (my) (the other  
13 parent's) request for the entry of a final judgment for  
14 adoption if ..... (specified person or persons) adopt my  
15 child.

16           That I understand that until (I die) (the child's other  
17 parent dies), I retain all legal rights and obligations  
18 concerning the child, but at that time, I irrevocably give all  
19 custody and other parental rights to .... (specified person or  
20 persons).

21           I understand my child will be adopted by .....  
22 (specified person or persons) only and that I cannot, under  
23 any circumstances, after signing this document, change my mind  
24 and revoke or cancel this consent or obtain or recover custody  
25 or any other rights over my child if ..... (specified person or  
26 persons) adopt my child.



1 I understand that this consent to standby adoption is  
 2 valid only if the petition for standby adoption is filed and  
 3 that if ..... (specified person or persons), for any reason,  
 4 cannot or will not file a petition for standby adoption or if  
 5 his, her, or their petition for standby adoption is denied,  
 6 then this consent is void. I have the right to notice of any  
 7 other proceeding that could affect my parental rights.

8 That I have read and understand the above and I am signing  
 9 it as my free and voluntary act.

10 Dated (insert date).

11 .....

12 If under Section 8 the consent of more than one person is  
 13 required, then each such person shall execute a separate  
 14 consent. A separate consent shall be executed for each child.

15 (2) If the parent consents to a standby adoption by 2  
 16 specified persons, then the form shall contain 2 additional  
 17 paragraphs in substantially the following form:

18 If .... (specified persons) obtain a judgment of  
 19 dissolution of marriage before the judgment for adoption is  
 20 entered, then ..... (specified person) shall adopt my child. I  
 21 understand that I cannot change my mind and revoke this  
 22 consent or obtain or recover custody of my child if .....  
 23 (specified persons) obtain a judgment of dissolution of  
 24 marriage and ..... (specified person) adopts my child. I  
 25 understand that I cannot change my mind and revoke this

1 consent if ..... (specified persons) obtain a judgment of  
2 dissolution of marriage before the adoption is final. I  
3 understand that this consent to adoption has no effect on who  
4 will get custody of my child if ..... (specified persons)  
5 obtain a judgment of dissolution of marriage after the  
6 adoption is final. I understand that if either .....  
7 (specified persons) dies before the petition to adopt my child  
8 is granted, then the surviving person may adopt my child. I  
9 understand that I cannot change my mind and revoke this  
10 consent or obtain or recover custody of my child if the  
11 surviving person adopts my child.

12 A consent to standby adoption by specified persons on this  
13 form shall have no effect on a court's determination of  
14 custody or visitation under the Illinois Marriage and  
15 Dissolution of Marriage Act if the marriage of the specified  
16 persons is dissolved before the adoption is final.

17 (3) The form of the certificate of acknowledgement for a  
18 Final and Irrevocable Consent for Standby Adoption shall be  
19 substantially as follows:

20 STATE OF .....)

21 ) SS.

22 COUNTY OF .....)

23 I, ..... (name of Judge or other person) ..... (official  
24 title, name, and address), certify that ....., personally

1 known to me to be the same person whose name is subscribed to  
 2 the foregoing Final and Irrevocable Consent to Standby  
 3 Adoption, appeared before me this day in person and  
 4 acknowledged that (she) (he) signed and delivered the consent  
 5 as (her) (his) free and voluntary act, for the specified  
 6 purpose.

7 I have fully explained that this consent to adoption is  
 8 valid only if the petition to adopt is filed, and that if the  
 9 specified person or persons, for any reason, cannot or will  
 10 not adopt the child or if the adoption petition is denied, then  
 11 this consent will be void. I have fully explained that if the  
 12 specified person or persons adopt the child, by signing this  
 13 consent (she) (he) is irrevocably and permanently  
 14 relinquishing all parental rights to the child, and (she) (he)  
 15 has stated that such is (her) (his) intention and desire.

16 Dated (insert date).

17 Signature .....

18 (4) If a consent to standby adoption is executed in this  
 19 form, the consent shall be valid only if the specified person  
 20 or persons adopt the child. The consent shall be void if:

- 21 (a) the specified person or persons do not file a
- 22 petition for standby adoption of the child; or
- 23 (b) a court denies the standby adoption petition.

24 The parent shall not need to take further action to revoke  
 25 the consent if the standby adoption by the specified person or

1 persons does not occur, notwithstanding the provisions of  
2 Section 11 of this Act.

3 C. The form of surrender to any agency given by a parent of  
4 a born child who is to be subsequently placed for adoption  
5 shall be substantially as follows and shall contain such other  
6 facts and statements as the particular agency shall require.

7 FINAL AND IRREVOCABLE SURRENDER

8 FOR PURPOSES OF ADOPTION

9 I, .... (relationship, e.g., mother, father, relative,  
10 guardian) of ....., a male or female (circle one) child, state:

11 That such child was born on ....., at .....

12 That I reside at ....., County of ....., and State of .....

13 That I am of the age of .... years.

14 That I do hereby surrender and entrust the entire custody  
15 and control of such child to the .... (the "Agency"), a  
16 (public) (licensed) child welfare agency with its principal  
17 office in the City of ....., County of .... and State of .....,  
18 for the purpose of enabling it to care for and supervise the  
19 care of such child, to place such child for adoption and to  
20 consent to the legal adoption of such child.

21 That I hereby grant to the Agency full power and authority  
22 to place such child with any person or persons it may in its  
23 sole discretion select to become the adopting parent or  
24 parents and to consent to the legal adoption of such child by

1 such person or persons; and to take any and all measures which,  
 2 in the judgment of the Agency, may be for the best interests of  
 3 such child, including authorizing medical, surgical and dental  
 4 care and treatment including inoculation and anaesthesia for  
 5 such child.

6 That I wish to and understand that by signing this  
 7 surrender I do irrevocably and permanently give up all custody  
 8 and other parental rights I have to such child.

9 That I understand I cannot under any circumstances, after  
 10 signing this surrender, change my mind and revoke or cancel  
 11 this surrender or obtain or recover custody or any other  
 12 rights over such child.

13 That I have read and understand the above and I am signing  
 14 it as my free and voluntary act.

15 Dated (insert date).  
 16 .....

17 C-5. The form of a Final and Irrevocable Designated  
 18 Surrender for Purposes of Adoption to any agency given by a  
 19 parent of a born child who is to be subsequently placed for  
 20 adoption is to be used by legal parents only. The form shall be  
 21 substantially as follows and shall contain such other facts  
 22 and statements as the particular agency shall require:

23 FINAL AND IRREVOCABLE DESIGNATED SURRENDER  
 24 FOR PURPOSES OF ADOPTION

1 I, .... (relationship, e.g., mother, father, relative,  
2 guardian) of ....., a male or female (circle one) child, state:

3 1. That such child was born on ....., at .....

4 2. That I reside at ....., County of ....., and State of  
5 ....., my email address (if I have one) is .... my cell phone  
6 number where I can receive text messages (if I have one) is  
7 .... and my land line phone number (if I have one) is ....., and  
8 any other contact information is ....

9 3. That I am of the age of .... years.

10 4. That I do hereby surrender and entrust the entire  
11 custody and control of such child to the .... (the "Agency"), a  
12 (public) (licensed) child welfare agency with its principal  
13 office in the City of ....., County of .... and State of .....,  
14 for the purpose of enabling it to care for and supervise the  
15 care of such child, to place such child for adoption with  
16 ..... (specified person or persons)  
17 and to consent to the legal adoption of such child and to take  
18 any and all measures which, in the judgment of the Agency, may  
19 be for the best interests of such child, including authorizing  
20 medical, surgical and dental care and treatment including  
21 inoculation and anesthesia for such child. If only first names  
22 are used for the specified person or persons, I voluntarily  
23 sign this designated surrender without disclosure to me of the  
24 last name of the specified person or persons. However, I  
25 understand that if I wish to know the last name of the

1 specified person or persons, I may request it before signing  
2 the form. If I do not receive the last name, I may choose not  
3 to sign the designated surrender form.

4 5. That I wish to and understand that by signing this  
5 surrender I do irrevocably and permanently give up all custody  
6 and other parental rights I have to such child.

7 6. That if the petition for adoption is not filed by the  
8 specified person or persons designated herein or, if the  
9 petition for adoption is filed but the adoption petition is  
10 dismissed with prejudice or the adoption proceeding is  
11 otherwise concluded without an order declaring the child to be  
12 the adopted child of each specified person, then I understand  
13 that the Agency will send notice to me at the mailing address,  
14 at the email address, through a text message to my cell phone  
15 number provided in paragraph 2, and to any other contact  
16 information I have provided in paragraph 2 within 5 business  
17 days of this occurrence. The person sending the notice shall  
18 prepare an affidavit of notice. I understand that I will have  
19 15 business days from the date that the written notice was sent  
20 to respond, within which time I may choose to designate other  
21 adoptive parent(s). However, I acknowledge that the Agency has  
22 full power and authority to place the child for adoption with  
23 any person or persons it may in its sole discretion select to  
24 become the adopting parent or parents and to consent to the  
25 legal adoption of the child by such person or persons.

26 7. That I acknowledge that this surrender is valid even if

1 the specified persons separate or divorce or one of the  
2 specified persons dies prior to the entry of the final  
3 judgment for adoption.

4 8. That I expressly acknowledge that the above paragraphs  
5 6 and 7 do not impair the validity and absolute finality of  
6 this surrender under any circumstance.

7 9. That I understand that I have a remaining obligation to  
8 keep the Agency informed of my current contact information  
9 until the adoption of the child has been finalized if I wish to  
10 be notified in the event the adoption by the specified  
11 person(s) cannot proceed.

12 10. That I understand I cannot under any circumstances,  
13 after signing this surrender, change my mind and revoke or  
14 cancel this surrender or obtain or recover custody or any  
15 other rights over such child.

16 11. That I have read and understand the above and I am  
17 signing it as my free and voluntary act.

18 Dated (insert date).

19 .....

20 D. The form of surrender to an agency given by a parent of  
21 an unborn child who is to be subsequently placed for adoption  
22 shall be substantially as follows and shall contain such other  
23 facts and statements as the particular agency shall require.



1

## PURPOSES OF ADOPTION

2 I, .... (father), state:

3 That I am the father of a child expected to be born on or  
4 about .... to .... (name of mother).

5 That I reside at ....., County of ....., and State of .....

6 That I am of the age of .... years.

7 That I do hereby surrender and entrust the entire custody  
8 and control of such child to the .... (the "Agency"), a  
9 (public) (licensed) child welfare agency with its principal  
10 office in the City of ....., County of .... and State of .....,  
11 for the purpose of enabling it to care for and supervise the  
12 care of such child, to place such child for adoption and to  
13 consent to the legal adoption of such child, and that I have  
14 not previously executed a consent or surrender with respect to  
15 such child.

16 That I hereby grant to the Agency full power and authority  
17 to place such child with any person or persons it may in its  
18 sole discretion select to become the adopting parent or  
19 parents and to consent to the legal adoption of such child by  
20 such person or persons; and to take any and all measures which,  
21 in the judgment of the Agency, may be for the best interests of  
22 such child, including authorizing medical, surgical and dental  
23 care and treatment, including inoculation and anaesthesia for  
24 such child.

25 That I wish to and understand that by signing this

1 surrender I do irrevocably and permanently give up all custody  
2 and other parental rights I have to such child.

3 That I understand I cannot under any circumstances, after  
4 signing this surrender, change my mind and revoke or cancel  
5 this surrender or obtain or recover custody or any other  
6 rights over such child, except that I have the right to revoke  
7 this surrender by giving written notice of my revocation not  
8 later than 72 hours after the birth of such child.

9 That I have read and understand the above and I am signing  
10 it as my free and voluntary act.

11 Dated (insert date).  
12 .....

13 E. The form of consent required from the parents for the  
14 adoption of an adult, when such adult elects to obtain such  
15 consent, shall be substantially as follows:

16 CONSENT

17 I, ....., (father) (mother) of ....., an adult, state:  
18 That I reside at ....., County of .... and State of .....

19 That I do hereby consent and agree to the adoption of such  
20 adult by .... and .....

21 Dated (insert date).  
22 .....

1 F. The form of consent required for the adoption of a child  
 2 of the age of 14 years or over, or of an adult, to be given by  
 3 such person, shall be substantially as follows:

4 CONSENT

5 I, ....., state:

6 That I reside at ....., County of .... and State of .....

7 That I am of the age of .... years. That I hereby enter my  
 8 appearance in this proceeding and waive service of summons on  
 9 me. That I consent and agree to my adoption by .... and .....

10 Dated (insert date).

11 .....

12 G. The form of consent given by an agency to the adoption  
 13 by specified persons of a child previously surrendered to it  
 14 shall set forth that the agency has the authority to execute  
 15 such consent. The form of consent given by a guardian of the  
 16 person of a child sought to be adopted, appointed by a court of  
 17 competent jurisdiction, shall set forth the facts of such  
 18 appointment and the authority of the guardian to execute such  
 19 consent.

20 H. A consent (other than that given by an agency, or  
 21 guardian of the person of the child sought to be adopted who  
 22 was appointed by a court of competent jurisdiction) shall be  
 23 acknowledged by a parent before a judge of a court of competent

1 jurisdiction or, except as otherwise provided in this Act,  
2 before a representative of an agency, or before a person,  
3 other than the attorney for the prospective adoptive parent or  
4 parents, designated by a court of competent jurisdiction.

5 I. A surrender, or any other document equivalent to a  
6 surrender, by which a child is surrendered to an agency shall  
7 be acknowledged by the person signing such surrender, or other  
8 document, before a judge of a court of competent jurisdiction,  
9 or, except as otherwise provided in this Act, before a  
10 representative of an agency, or before a person designated by  
11 a court of competent jurisdiction.

12 J. The form of the certificate of acknowledgment for a  
13 consent, a surrender, or any other document equivalent to a  
14 surrender, shall be substantially as follows:

15 STATE OF ....)

16 ) SS.

17 COUNTY OF ...)

18 I, .... (Name of judge or other person), .... (official  
19 title, name and location of court or status or position of  
20 other person), certify that ....., personally known to me to be  
21 the same person whose name is subscribed to the foregoing  
22 (consent) (surrender), appeared before me this day in person  
23 and acknowledged that (she) (he) signed and delivered such  
24 (consent) (surrender) as (her) (his) free and voluntary act,  
25 for the specified purpose.

1 I have fully explained that by signing such (consent)  
 2 (surrender) (she) (he) is irrevocably relinquishing all  
 3 parental rights to such child or adult and (she) (he) has  
 4 stated that such is (her) (his) intention and desire. (Add if  
 5 Consent only) I am further satisfied that, before signing this  
 6 Consent, ..... has read, or has had read to him or her, the  
 7 Birth Parent Rights and Responsibilities-Private Form.

8 Dated (insert date).

9 Signature .....

10 K. When the execution of a consent or a surrender is  
 11 acknowledged before someone other than a judge, such other  
 12 person shall have his or her signature on the certificate  
 13 acknowledged before a notary public, in form substantially as  
 14 follows:

15 STATE OF ....)

16 ) SS.

17 COUNTY OF ...)

18 I, a Notary Public, in and for the County of ....., in the  
 19 State of ....., certify that ....., personally known to me to  
 20 be the same person whose name is subscribed to the foregoing  
 21 certificate of acknowledgment, appeared before me in person  
 22 and acknowledged that (she) (he) signed such certificate as  
 23 (her) (his) free and voluntary act and that the statements  
 24 made in the certificate are true.

1 Dated (insert date).

2 Signature ..... Notary Public

3 (official seal)

4 There shall be attached a certificate of magistracy, or  
5 other comparable proof of office of the notary public  
6 satisfactory to the court, to a consent signed and  
7 acknowledged in another state.

8 L. A surrender or consent executed and acknowledged  
9 outside of this State, either in accordance with the law of  
10 this State or in accordance with the law of the place where  
11 executed, is valid.

12 M. Where a consent or a surrender is signed in a foreign  
13 country, the execution of such consent shall be acknowledged  
14 or affirmed in a manner conformable to the law and procedure of  
15 such country.

16 N. If the person signing a consent or surrender is in the  
17 military service of the United States, the execution of such  
18 consent or surrender may be acknowledged before a commissioned  
19 officer and the signature of such officer on such certificate  
20 shall be verified or acknowledged before a notary public or by  
21 such other procedure as is then in effect for such division or  
22 branch of the armed forces.

23 O. (1) The parent or parents of a child in whose interests  
24 a petition under Section 2-13 of the Juvenile Court Act of 1987  
25 is pending may, with the approval of the designated

1 representative of the Department of Children and Family  
2 Services ("Department" or "DCFS"), execute a consent to  
3 adoption by a specified person or persons:

4 (a) in whose physical custody the child has resided  
5 for at least 6 months; or

6 (b) in whose physical custody at least one sibling of  
7 the child who is the subject of this consent has resided  
8 for at least 6 months, and the child who is the subject of  
9 this consent is currently residing in this foster home; or

10 (c) in whose physical custody a child under one year  
11 of age has resided for at least 3 months.

12 The court may waive the time frames in subdivisions (a),  
13 (b), and (c) for good cause shown if the court finds it to be  
14 in the child's best interests.

15 A consent under this subsection O shall be acknowledged by  
16 a parent pursuant to subsection H and subsection K of this  
17 Section.

18 (2) The final and irrevocable consent to adoption by a  
19 specified person or persons in a Department of Children and  
20 Family Services (DCFS) case shall be substantially as follows:

21 FINAL AND IRREVOCABLE CONSENT TO ADOPTION BY

22 A SPECIFIED PERSON OR PERSONS: DCFS CASE

23 I, ....., the  
24 ..... mother or father (circle one) of a male or

1 female (circle one) child, state:

2 1. My child ..... (name of  
3 child) was born on ..... (insert date) at  
4 ..... Hospital in the City/Town of  
5 ....., in ..... County, State of  
6 .....

7 2. I reside at ....., County of  
8 ..... and State of .....

9 Mail may also be sent to me at this address  
10 ....., in care of  
11 .....

12 My home telephone number is .....

13 My cell telephone number is .....

14 My e-mail address is .....

15 3. I, ....., am .... years old.

16 4. I enter my appearance in this action for my child to  
17 be adopted by the person or persons specified herein by me  
18 and waive service of summons on me in this action only.

19 5. I hereby acknowledge that I have been provided a  
20 copy of the Birth Parent Rights and Responsibilities in  
21 Illinois for Final and Irrevocable Consents to Adoption by  
22 a Specified Person or Persons for DCFS Cases before  
23 signing this Consent and that I have had time to read this  
24 form or have it read to me and that I understand the rights  
25 and responsibilities described in this form. I understand  
26 that if I do not receive any of my rights as described in



1 the form, it shall not constitute a basis to revoke this  
2 Final and Irrevocable Consent to Adoption by a Specified  
3 Person or Persons.

4 6. I do hereby consent and agree to the adoption of  
5 such child by ..... (names of current foster  
6 parent(s) or caregiver(s), hereinafter referred to as the  
7 "specified person or persons") only.

8 7. I wish to sign this consent and I understand that by  
9 signing this consent I irrevocably and permanently give up  
10 all my parental rights I have to my child.

11 8. I understand that this consent allows my child to  
12 be adopted by the specified person or persons only and  
13 that I cannot under any circumstances after signing this  
14 document change my mind and revoke or cancel this consent.

15 9. I understand that this consent will be void if:

16 (a) the Department places my child with someone  
17 other than the specified person or persons; or

18 (b) a court denies the adoption petition for the  
19 specified person or persons to adopt my child; or

20 (c) the DCFS Guardianship Administrator refuses to  
21 consent to my child's adoption by the specified person  
22 or persons on the basis that the adoption is not in my  
23 child's best interests.

24 I understand that if this consent is void I have  
25 parental rights to my child, subject to any applicable  
26 court orders including those entered under Article II of

1 the Juvenile Court Act of 1987, unless and until I sign a  
2 new consent or surrender or my parental rights are  
3 involuntarily terminated. I understand that if this  
4 consent is void, my child may be adopted by someone other  
5 than the specified person or persons only if I sign a new  
6 consent or surrender, or my parental rights are  
7 involuntarily terminated. I understand that if this  
8 consent is void, the Department will notify me within 30  
9 days using the addresses and telephone numbers I provided  
10 in paragraph 2 of this form. I understand that if I receive  
11 such a notice, it is very important that I contact the  
12 Department immediately, and preferably within 30 days, to  
13 have input into the plan for my child's future.

14 10. I understand that if a petition for adoption of my  
15 child is filed by someone other than the specified person  
16 or persons, the Department will notify me within 14 days  
17 after the Department becomes aware of the petition. The  
18 fact that someone other than the specified person or  
19 persons files a petition to adopt my child does not make  
20 this consent void.

21 11. If a person other than the specified person or  
22 persons files a petition to adopt my child or if the  
23 consent is void under paragraph 9, the Department will  
24 send written notice to me using the mailing address and  
25 email address provided by me in paragraph 2 of this form.  
26 The Department will also contact me using the telephone

1 numbers I provided in paragraph 2 of this form. It is very  
 2 important that I let the Department know if any of my  
 3 contact information changes. If I do not let the  
 4 Department know if any of my contact information changes,  
 5 I understand that I may not receive notification from the  
 6 Department if this consent is void or if someone other  
 7 than the specified person or persons files a petition to  
 8 adopt my child. If any of my contact information changes,  
 9 I should immediately notify:

10 Caseworker's name and telephone number:

11 ..... ;

12 Agency name, address, zip code, and telephone number:

13 ..... ;

14 Supervisor's name and telephone number:

15 ..... ;

16 DCFS Advocacy Office for Children and Families:  
 17 800-232-3798.

18 12. I expressly acknowledge that paragraph 9 (and  
 19 paragraphs 8a and 8b, if applicable) do not impair the  
 20 validity and finality of this consent under any  
 21 circumstances.

22 13. I have read and understand the above and I am  
 23 signing it as my free and voluntary act.

24 Dated (insert date).

25 .....

26 Signature of parent

1           (3) If the parent consents to an adoption by 2 specified  
2 persons, then the form shall contain 2 additional paragraphs  
3 in substantially the following form:

4           8a. I understand that I cannot change my mind or  
5 revoke this consent or recover custody of my child on the  
6 basis that the specified persons divorce or are granted a  
7 dissolution of a civil union or that one of the specified  
8 persons has died.

9           8b. I understand that if the specified persons get a  
10 divorce or are granted a dissolution of a civil union  
11 before the petition to adopt my child is granted, this  
12 consent remains valid only for ..... (name only  
13 one specified person) to adopt my child.

14           8c. I understand that if either of the specified  
15 persons dies before the petition to adopt my child is  
16 granted, this consent remains valid for the surviving  
17 person to adopt my child.

18           (4) The form of the certificate of acknowledgement for a  
19 Final and Irrevocable Consent for Adoption by a Specified  
20 Person or Persons: DCFS Case shall be substantially as  
21 follows:

22 STATE OF .....)

23    ) SS.

24 COUNTY OF .....)

1 I, ..... (Name of Judge or other person),  
 2 ..... (official title, name, and address),  
 3 certify that ....., personally known to me to be the  
 4 same person whose name is subscribed to the foregoing Final  
 5 and Irrevocable Consent for Adoption by a Specified Person or  
 6 Persons: DCFS Case, appeared before me this day in person and  
 7 acknowledged that (she)(he) signed and delivered the consent  
 8 as (her)(his) free and voluntary act, for the specified  
 9 purpose.

10 I have fully explained that by signing this consent this  
 11 parent is irrevocably and permanently relinquishing all  
 12 parental rights to the child so that the child may be adopted  
 13 by a specified person or persons, and this parent has stated  
 14 that such is (her)(his) intention and desire. I have fully  
 15 explained that this consent is void only if:

16 (a) the placement is disrupted and the child is moved  
 17 to a different placement; or

18 (b) a court denies the petition for adoption; or

19 (c) the Department of Children and Family Services  
 20 Guardianship Administrator refuses to consent to the  
 21 child's adoption by a specified person or persons on the  
 22 basis that the adoption is not in the child's best  
 23 interests.

24 Dated (insert date).

25 .....

1           Signature

2           (5) If a consent to adoption by a specified person or  
3 persons is executed in this form, the following provisions  
4 shall apply. The consent shall be valid only for the specified  
5 person or persons to adopt the child. The consent shall be void  
6 if:

7           (a) the placement disrupts and the child is moved to  
8 another placement; or

9           (b) a court denies the petition for adoption; or

10           (c) the Department of Children and Family Services  
11 Guardianship Administrator refuses to consent to the  
12 child's adoption by the specified person or persons on the  
13 basis that the adoption is not in the child's best  
14 interests.

15           If the consent is void under this Section, the parent  
16 shall not need to take further action to revoke the consent. No  
17 proceeding for termination of parental rights shall be brought  
18 unless the parent who executed the consent to adoption by a  
19 specified person or persons has been notified of the  
20 proceedings pursuant to Section 7 of this Act or subsection  
21 (4) of Section 2-13 of the Juvenile Court Act of 1987.

22           (6) The Department of Children and Family Services is  
23 authorized to promulgate rules necessary to implement this  
24 subsection O.

25           (7) (Blank).

1           (8) The Department of Children and Family Services shall  
2 promulgate a rule and procedures regarding Consents to  
3 Adoption by a Specified Person or Persons in DCFS cases. The  
4 rule and procedures shall provide for the development of the  
5 Birth Parent Rights and Responsibilities Form for DCFS Cases.

6           (9) A consent to adoption by specified persons on this  
7 consent form shall have no effect on a court's determination  
8 of custody or visitation under the Illinois Marriage and  
9 Dissolution of Marriage Act or the Illinois Religious Freedom  
10 Protection and Civil Union Act if the marriage or civil union  
11 of the specified persons is dissolved after the adoption is  
12 final.

13           P. If the person signing a consent is incarcerated or  
14 detained in a correctional facility, prison, jail, detention  
15 center, or other comparable institution, either in this State  
16 or any other jurisdiction, the execution of such consent may  
17 be acknowledged before social service personnel of such  
18 institution, or before a person designated by a court of  
19 competent jurisdiction.

20           Q. A consent may be acknowledged telephonically, via  
21 audiovisual connection, or other electronic means, provided  
22 that a court of competent jurisdiction has entered an order  
23 approving the execution of the consent in such manner and has  
24 designated an individual to be physically present with the  
25 parent executing such consent in order to verify the identity  
26 of the parent.

1 R. An agency whose representative is acknowledging a  
 2 consent pursuant to this Section shall be a public child  
 3 welfare agency, or a child welfare agency, ~~or a child placing~~  
 4 ~~agency~~ that is authorized or licensed in the State or  
 5 jurisdiction in which the consent is signed.

6 S. The form of waiver by a putative or legal father of a  
 7 born or unborn child shall be substantially as follows:

8 FINAL AND IRREVOCABLE

9 WAIVER OF PARENTAL RIGHTS OF PUTATIVE OR LEGAL FATHER

10 I, ....., state under oath or affirm as  
 11 follows:

12 1. That the biological mother ..... has  
 13 named me as a possible biological or legal father of her  
 14 minor child who was born, or is expected to be born on  
 15 ....., ....., in the City/Town of....., State  
 16 of .....

17 2. That I understand that the biological mother  
 18 ..... intends to or has placed the child for  
 19 adoption.

20 3. That I reside at ....., in the City/Town  
 21 of....., State of .....

22 4. That I am ..... years of age and my date  
 23 of birth is ....., .....

24 5. That I (select one):



1           ..... am married to the biological mother.

2           ..... am not married to the biological mother and  
3           have not been married to the biological mother within  
4           300 days before the child's birth or expected date of  
5           child's birth.

6           ..... am not currently married to the biological  
7           mother, but was married to the biological mother,  
8           within 300 days before the child's birth or expected  
9           date of child's birth.

10          6. That I (select one):

11                 ..... neither admit nor deny that I am the  
12                 biological father of the child.

13                 ..... deny that I am the biological father of the  
14                 child.

15          7. That I hereby agree to the termination of my  
16           parental rights, if any, without further notice to me of  
17           any proceeding for the adoption of the minor child, even  
18           if I have taken any action to establish parental rights or  
19           take any such action in the future including registering  
20           with any putative father registry.

21          8. That I understand that by signing this Waiver I do  
22           irrevocably and permanently give up all custody and other  
23           parental rights I may have to such child.

24          9. That I understand that this Waiver is FINAL AND  
25           IRREVOCABLE and that I am permanently barred from  
26           contesting any proceeding for the adoption of the child

1 after I sign this Waiver.

2 10. That I waive any further service of summons or  
3 other pleadings in any proceeding to terminate parental  
4 rights, if any to this child, or any proceeding for  
5 adoption of this child.

6 11. That I understand that if a final judgment or  
7 order of adoption for this child is not entered, then any  
8 parental rights or responsibilities that I may have remain  
9 intact.

10 12. That I have read and understand the above and that  
11 I am signing it as my free and voluntary act.

12 Dated: ....., .....

13 .....

14 Signature

15 OATH

16 I have been duly sworn and I state under oath that I have read  
17 and understood this Final and Irrevocable Waiver of Parental  
18 Rights of Putative or Legal Father. The facts contained in it  
19 are true and correct to the best of my knowledge. I have signed  
20 this document as my free and voluntary act in order to  
21 facilitate the adoption of the child.

22 .....

23 Signature

1 Signed and Sworn before me on  
2 this ..... day  
3 of ....., 20....

4 .....

5 Notary Public

6 (Source: P.A. 99-833, eff. 1-1-17; 100-1060, eff. 1-1-19.)