



Sen. Dan Kotowski

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09700HB1489sam005

LRB097 09341 RLC 70426 a

1 AMENDMENT TO HOUSE BILL 1489

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1489, AS AMENDED,  
3 with reference to page and line numbers of Senate Amendment No.  
4 4, on page 3, by inserting immediately below line 1 the  
5 following:

6 "Section 10. The Juvenile Court Act of 1987 is amended by  
7 changing Section 2-4 as follows:

8 (705 ILCS 405/2-4) (from Ch. 37, par. 802-4)

9 Sec. 2-4. Dependent minor.

10 (1) Those who are dependent include any minor under 18  
11 years of age:

12 (a) who is without a parent, guardian or legal  
13 custodian;

14 (b) who is without proper care because of the physical  
15 or mental disability of his parent, guardian or custodian;

16 (c) who is without proper medical or other remedial

1 care recognized under State law or other care necessary for  
2 his or her well being through no fault, neglect or lack of  
3 concern by his parents, guardian or custodian, provided  
4 that no order may be made terminating parental rights, nor  
5 may a minor be removed from the custody of his or her  
6 parents for longer than 6 months, pursuant to an  
7 adjudication as a dependent minor under this subdivision  
8 (c), unless it is found to be in his or her best interest  
9 by the court or the case automatically closes as provided  
10 under Section 2-31 of this Act; or

11 (d) who has a parent, guardian or legal custodian who  
12 with good cause wishes to be relieved of all residual  
13 parental rights and responsibilities, guardianship or  
14 custody, and who desires the appointment of a guardian of  
15 the person with power to consent to the adoption of the  
16 minor under Section 2-29.

17 (1.5) Those who are dependent include any person under 21  
18 years of age:

19 (a) who was previously a ward of the court and under  
20 guardianship of the Department of Children and Family  
21 Services Guardianship Administrator and wardship and  
22 guardianship were vacated under:

23 (i) an order entered under subsection (2) of  
24 Section 2-31 in the case of a minor over the age of 18;

25 (ii) closure of a case under subsection (2) of  
26 Section 2-31 in the case of a minor under the age of 18

1           who has been partially or completely emancipated in  
2           accordance with the Emancipation of Minors Act; or  
3           (iii) an order entered under subsection (3) of  
4           Section 2-31 based on the minor's attaining the age of  
5           19 years;

6           (b) who is not presently a ward of the court under  
7           Article II of this Act and where there is no supplemental  
8           petition to reinstate wardship pending on behalf of the  
9           minor; and

10           (c) in whose best interest that wardship be reinstated.

11           (2) This Section does not apply to a minor who would be  
12 included herein solely for the purpose of qualifying for  
13 financial assistance for himself, his parent or parents,  
14 guardian or custodian or to a minor solely because his or her  
15 parent or parents or guardian has left the minor for any period  
16 of time in the care of an adult relative, who the parent or  
17 parents or guardian know is both a mentally capable adult  
18 relative and physically capable adult relative, as defined by  
19 this Act.

20           (Source: P.A. 96-168, eff. 8-10-09.)".