

1 AN ACT concerning civil law.

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

4 Section 5. The Adoption Act is amended by changing Section  
5 10 as follows:

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,  
14 state:

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

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

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

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

20 That I hereby acknowledge that I have been provided with a  
21 copy of the Birth Parent Rights and Responsibilities-Private

1 Form before signing this Consent and that I have had time to  
 2 read, or have had read to me, this Form. I understand that if I  
 3 do not receive any of the rights as described in this Form, it  
 4 shall not constitute a basis to revoke this Final and  
 5 Irrevocable Consent.

6 That I do hereby consent and agree to the adoption of such  
 7 child.

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

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

17 Dated (insert date).

18 .....

19 If under Section 8 the consent of more than one person is  
 20 required, then each such person shall execute a separate  
 21 consent.

22 A-1. (1) The form of the Final and Irrevocable Consent to  
 23 Adoption by a Specified Person or Persons: Non-DCFS Case set  
 24 forth in this subsection A-1 is to be used by legal parents  
 25 only. This form is not to be used in cases in which there is a

1 pending petition under Section 2-13 of the Juvenile Court Act  
2 of 1987.

3 (2) The form of the Final and Irrevocable Consent to  
4 Adoption by a Specified Person or Persons in a non-DCFS case  
5 shall have the caption of the proceeding in which it is to be  
6 filed and shall be substantially as follows:

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

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

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

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

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

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

21 5. That I hereby acknowledge that I have been provided a  
22 copy of the Birth Parent Rights and Responsibilities-Private  
23 Form before signing this Consent and that I have had time to  
24 read, or have had read to me, this Form and that I understand

1 the Rights and Responsibilities described in this Form. I  
 2 understand that if I do not receive any of my rights as  
 3 described in said Form, it shall not constitute a basis to  
 4 revoke this Final and Irrevocable Consent to Adoption by a  
 5 Specified Person.

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

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

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

1 ..... (specified person or persons)  
2 adopt(s) such child; PROVIDED that each specified person has  
3 filed or shall file, within 60 days from the date hereof, a  
4 petition for the adoption of such child.

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

1 service of process in any legal proceeding regarding the child,  
2 including a legal proceeding for someone other than .....  
3 (specified person or persons) to adopt for the adoption of the  
4 child, and that I will have no parental rights as to the child.  
5 The person sending the notice shall file an affidavit of notice  
6 as proof of the date sent.

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

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

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

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

24 14. That I acknowledge that this consent is valid even if  
25 the specified person or persons separate or divorce or one of  
26 the specified persons dies prior to the entry of the final

1 judgment for adoption.

2 Dated (insert date).

3 .....

4 Signature of parent.

5 .....

6 Address of parent.

7 .....

8 Phone number(s) of parent.

9 .....

10 Personal email(s) of parent.

11 .....

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

16 STATE OF .....)

17 ) SS.

18 COUNTY OF .....)

19 I, ..... (Name of Judge or other person),  
20 ..... (official title, name, and address),  
21 certify that ....., personally known to me to be the  
22 same person whose name is subscribed to the foregoing Final and  
23 Irrevocable Consent for Adoption by a Specified Person or  
24 Persons; non-DCFS case, appeared before me this day in person

1 and acknowledged that (she)(he) signed and delivered the  
2 consent as (her)(his) free and voluntary act, for the specified  
3 purpose. I am further satisfied that, before signing this  
4 Consent, ..... has read, or has had read to him or her, the  
5 Birth Parent Rights and Responsibilities-Private Form.

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

16 Birth Parent Rights and Responsibilities-Private Form

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

21 As a birth parent in the State of Illinois, you have the  
22 right:

23 1. To have your own attorney represent you. The prospective



1 adoptive parents may agree to pay for the cost of your attorney  
2 in a manner consistent with Illinois law, but they are not  
3 required to do so.

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

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

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

16 5. To ask your child's prospective adoptive parents any  
17 questions that pertain to your decision to place your child  
18 with them.

19 6. To see your child before signing a Consent or Specified  
20 Consent if you are the custodial parent, and to request to see  
21 your child if you are not the custodial parent.

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

1 law.

2 8. To receive copies of all documents that you sign and  
3 have those documents provided to you in your preferred  
4 language.

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

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

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

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

26 13. To delay signing a Consent, Specified Consent, or

1 Unborn Consent if you are not ready to do so.

2 14. To decline to sign a Consent, Specified Consent, or  
3 Unborn Consent even if you have received financial support from  
4 the prospective adoptive parents.

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

8 As a Birth Parent in the State of Illinois, you have the  
9 responsibility:

10 1. To carefully consider your reasons for choosing  
11 adoption.

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

16 3. To provide the necessary documentation regarding  
17 financial need to make an appropriate determination of  
18 reasonable pregnancy-related expenses.

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

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

1 Birth Parent Medical Information

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

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

10 Birth parent name:

11 .....

12 Signature:

13 .....

14 Date:.....

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

18 MOTHER'S PHYSICAL CHARACTERISTICS:

19 Eyes: ... Hair: .... Complexion: .... Height: ....

20 Weight: .... Body build: ..... Race: .....

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

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

23 Right /.../ Left /.../ handed

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

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

1 .....

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

3 If yes, explain: .....

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

6 .....

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

8 FATHER'S PHYSICAL CHARACTERISTICS:

9 Eyes: ... Hair: .... Complexion: .... Height: ....

10 Weight: .... Body build: ..... Race: .....

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

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

13 Right /.../ Left /.../ handed

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

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

17 .....

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

19 If yes, explain: .....

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

22 .....

23 PREGNANCY HISTORY INVOLVING THIS CHILD

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

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

1 .....  
2

MEDICATION AND OTHER SUBSTANCES USED DURING

PREGNANCY OR YEAR PRIOR TO PREGNANCY

	YES	NO	FREQUENCY/ AMOUNT DURING PREGNANCY	FREQUENCY/ AMOUNT PRIOR TO PREGNANCY
8 Alcohol	/.. /	/.. /	.....	.....
9 Amphetamines	/.. /	/.. /	.....	.....
10 Barbiturates	/.. /	/.. /	.....	.....
11 Cocaine	/.. /	/.. /	.....	.....
12 Heroin	/.. /	/.. /	.....	.....
13 LSD	/.. /	/.. /	.....	.....
14 Marijuana	/.. /	/.. /	.....	.....
15 Caffeine				
16 (Coffee,				
17 tea, etc)	/.. /	/.. /	.....	.....
18 Prescription				
19 drugs	/.. /	/.. /	.....	.....
20 Non-				
21 prescription				
22 drugs	/.. /	/.. /	.....	.....
23 Other	/.. /	/.. /	.....	.....

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

1 Medical Information Exchange.

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

4 CONSENT TO ADOPTION OF UNBORN CHILD

5 I, . . . . , state:

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

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

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

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

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

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

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

1 have the right to revoke this consent by giving written notice  
2 of my revocation not later than 72 hours after the birth of the  
3 child.

4 That I understand such child will be placed for adoption  
5 and that, except as hereinabove provided, I cannot under any  
6 circumstances, after signing this document, change my mind and  
7 revoke or cancel this consent or obtain or recover custody or  
8 any other rights over 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 B-5. (1) The parent of a child may execute a consent to  
14 standby adoption by a specified person or persons. A consent  
15 under this subsection B-5 shall be acknowledged by a parent  
16 pursuant to subsection H and subsection K of this Section. The  
17 form of consent required for the standby adoption of a born  
18 child effective at a future date when the consenting parent of  
19 the child dies or requests that a final judgment of adoption be  
20 entered shall be substantially as follows:

21 FINAL AND IRREVOCABLE CONSENT  
22 TO STANDBY ADOPTION

23 I, ..., (relationship, e.g. mother or father) of ....., a



1 ~~---~~male or female (circle one) child, state:

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

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

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

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

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

10 That I wish to and understand that by signing this consent  
11 I do irrevocably and permanently give up all custody and other  
12 parental rights I have to the child, effective upon (my death)  
13 (the child's other parent's death) or upon (my) (the other  
14 parent's) request for the entry of a final judgment for  
15 adoption if ..... (specified person or persons) adopt my 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 ..... (specified  
22 person or persons) only and that I cannot, under any  
23 circumstances, after signing this document, change my mind and  
24 revoke or cancel this consent or obtain or recover custody or  
25 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 valid  
 2 only if the petition for standby adoption is filed and that if  
 3 ..... (specified person or persons), for any reason, cannot  
 4 or will not file a petition for standby adoption or if his,  
 5 her, or their petition for standby adoption is denied, then  
 6 this consent is void. I have the right to notice of any other  
 7 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 consent  
 22 or obtain or recover custody of my child if ..... (specified  
 23 persons) obtain a judgment of dissolution of marriage and .....  
 24 (specified person) adopts my child. I understand that I cannot  
 25 change my mind and revoke this consent if ..... (specified

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

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

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

19 STATE OF .....)  
 20 ) SS.  
 21 COUNTY OF .....)

22 I, ..... (name of Judge or other person) ..... (official  
 23 title, name, and address), certify that ....., personally  
 24 known to me to be the same person whose name is subscribed to

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

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

15 Dated (insert date).

16 Signature .....

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

20 (a) the specified person or persons do not file a  
 21 petition for standby adoption of the child; or

22 (b) a court denies the standby adoption petition.

23 The parent shall not need to take further action to revoke  
 24 the consent if the standby adoption by the specified person or  
 25 persons does not occur, notwithstanding the provisions of

1 Section 11 of this Act.

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

6 FINAL AND IRREVOCABLE SURRENDER

7 FOR PURPOSES OF ADOPTION

8 I, .... (relationship, e.g., mother, father, relative,  
9 guardian) of ....., a ~~male~~ or female (circle one) child,  
10 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 parents  
24 and to consent to the legal adoption of such child by such

1 person or persons; and to take any and all measures which, in  
 2 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 rights  
 12 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 and  
 22 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,  
3 state:

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

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

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

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

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

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

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



1 in its sole discretion select to become the adopting parent or  
2 parents and to consent to the legal adoption of the child by  
3 such person or persons.

4 7. That I acknowledge that this surrender is valid even if  
5 the specified persons separate or divorce or one of the  
6 specified persons dies prior to the entry of the final judgment  
7 for adoption.

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

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

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

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

22 Dated (insert date).

23 .....

24 D. The form of surrender to an agency given by a parent of  
25 an unborn child who is to be subsequently placed for adoption

1 shall be substantially as follows and shall contain such other  
2 facts and statements as the particular agency shall require.

3 SURRENDER OF UNBORN CHILD FOR  
4 PURPOSES OF ADOPTION

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

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

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

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

10 That I do hereby surrender and entrust the entire custody  
11 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 and to  
16 consent to the legal adoption of such child, and that I have  
17 not previously executed a consent or surrender with respect to  
18 such child.

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

1 such child, including authorizing medical, surgical and dental  
2 care and treatment, including inoculation and anaesthesia for  
3 such child.

4 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 That I understand I cannot under any circumstances, after  
8 signing this surrender, change my mind and revoke or cancel  
9 this surrender or obtain or recover custody or any other rights  
10 over such child, except that I have the right to revoke this  
11 surrender by giving written notice of my revocation not later  
12 than 72 hours after the birth of 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 E. The form of consent required from the parents for the  
18 adoption of an adult, when such adult elects to obtain such  
19 consent, shall be substantially as follows:

20 CONSENT

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

23 That I do hereby consent and agree to the adoption of such

1 adult by .... and .....

2 Dated (insert date).

3 .....

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

7 CONSENT

8 I, ....., state:

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

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

13 Dated (insert date).

14 .....

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

1 H. A consent (other than that given by an agency, or  
2 guardian of the person of the child sought to be adopted who  
3 was appointed by a court of competent jurisdiction) shall be  
4 acknowledged by a parent before a judge of a court of competent  
5 jurisdiction or, except as otherwise provided in this Act,  
6 before a representative of an agency, or before a person, other  
7 than the attorney for the prospective adoptive parent or  
8 parents, designated by a court of competent jurisdiction.

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

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

19 STATE OF ....)

20 ) SS.

21 COUNTY OF ...)

22 I, .... (Name of judge or other person), .... (official  
23 title, name and location of court or status or position of  
24 other person), certify that ....., personally known to me to be  
25 the same person whose name is subscribed to the foregoing

1 (consent) (surrender), appeared before me this day in person  
 2 and acknowledged that (she) (he) signed and delivered such  
 3 (consent) (surrender) as (her) (his) free and voluntary act,  
 4 for the specified purpose.

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

12 Dated (insert date).

13 Signature .....

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

19 STATE OF ....)

20 ) SS.

21 COUNTY OF ...)

22 I, a Notary Public, in and for the County of ....., in the  
 23 State of ....., certify that ....., personally known to me to  
 24 be the same person whose name is subscribed to the foregoing

1 certificate of acknowledgment, appeared before me in person and  
2 acknowledged that (she) (he) signed such certificate as (her)  
3 (his) free and voluntary act and that the statements made in  
4 the certificate are true.

5 Dated (insert date).

6 Signature ..... Notary Public  
7 (official seal)

8 There shall be attached a certificate of magistracy, or  
9 other comparable proof of office of the notary public  
10 satisfactory to the court, to a consent signed and acknowledged  
11 in another state.

12 L. A surrender or consent executed and acknowledged outside  
13 of this State, either in accordance with the law of this State  
14 or in accordance with the law of the place where executed, is  
15 valid.

16 M. Where a consent or a surrender is signed in a foreign  
17 country, the execution of such consent shall be acknowledged or  
18 affirmed in a manner conformable to the law and procedure of  
19 such country.

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

1 branch of the armed forces.

2 O. (1) The parent or parents of a child in whose interests  
3 a petition under Section 2-13 of the Juvenile Court Act of 1987  
4 is pending may, with the approval of the designated  
5 representative of the Department of Children and Family  
6 Services ("Department" or "DCFS"), execute a consent to  
7 adoption by a specified person or persons:

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

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

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

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

19 A consent under this subsection O shall be acknowledged by  
20 a parent pursuant to subsection H and subsection K of this  
21 Section.

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

25 FINAL AND IRREVOCABLE CONSENT TO ADOPTION BY



1 A SPECIFIED PERSON OR PERSONS: DCFS CASE

2 I, ....., the  
3 ..... ~~mother~~ or father (circle one) of a ~~male~~  
4 or female (circle one) child, state:

5 1. My child ..... (name of  
6 child) was born on ..... (insert date) at  
7 ..... Hospital in the City/Town  
8 ~~municipality~~ of ....., in ..... County,  
9 State of .....

10 2. I reside at ....., County of  
11 ..... and State of .....

12 Mail may also be sent to me at this address  
13 ....., in care of .....

14 My home telephone number is .....

15 My cell telephone number is .....

16 My e-mail address is .....

17 3. I, ....., am .... years old.

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

21 5. I hereby acknowledge that I have been provided a  
22 copy of the Birth Parent Rights and Responsibilities in  
23 Illinois for Final and Irrevocable Consents to Adoption by  
24 a Specified Person or Persons for DCFS Cases before signing  
25 this Consent and that I have had time to read this form or

1           have it read to me and that I understand the rights and  
2           responsibilities described in this form. I understand that  
3           if I do not receive any of my rights as described in the  
4           form, it shall not constitute a basis to revoke this Final  
5           and Irrevocable Consent to Adoption by a Specified Person  
6           or Persons.

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

11          7. I wish to sign this consent and I understand that by  
12          signing this consent I irrevocably and permanently give up  
13          all my parental rights I have to my child.

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

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

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

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

24                 (c) the DCFS Guardianship Administrator refuses to  
25                 consent to my child's adoption by the specified person  
26                 or persons on the basis that the adoption is not in my

1 child's best interests.

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

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

25 11. If a person other than the specified person or  
26 persons files a petition to adopt my child or if the

1 consent is void under paragraph 9, the Department will send  
 2 written notice to me using the mailing address and email  
 3 address provided by me in paragraph 2 of this form. The  
 4 Department will also contact me using the telephone numbers  
 5 I provided in paragraph 2 of this form. It is very  
 6 important that I let the Department know if any of my  
 7 contact information changes. If I do not let the Department  
 8 know if any of my contact information changes, I understand  
 9 that I may not receive notification from the Department if  
 10 this consent is void or if someone other than the specified  
 11 person or persons files a petition to adopt my child. If  
 12 any of my contact information changes, I should immediately  
 13 notify:

14 Caseworker's name and telephone number:  
 15 ..... ;

16 Agency name, address, zip code, and telephone number:  
 17 ..... ;

18 Supervisor's name and telephone number:  
 19 ..... ;

20 DCFS Advocacy Office for Children and Families:  
 21 800-232-3798.

22 12. I expressly acknowledge that paragraph 9 (and  
 23 paragraphs 8a and 8b, if applicable) do not impair the  
 24 validity and finality of this consent under any  
 25 circumstances.

26 13. I have read and understand the above and I am

1 signing it as my free and voluntary act.

2 Dated (insert date).

3 .....

4 Signature of parent

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

8 8a. ~~If ..... (specified persons) get a~~  
9 ~~divorce or are granted a dissolution of a civil union~~  
10 ~~before the petition to adopt my child is granted, this~~  
11 ~~consent is valid for ..... (specified person) to~~  
12 ~~adopt my child.~~ I understand that I cannot change my mind  
13 or revoke this consent or recover custody of my child on  
14 the basis that the specified persons divorce or are granted  
15 a dissolution of a civil union or that one of the specified  
16 persons has died.

17 8b. I understand that if the specified persons get a  
18 divorce or are granted a dissolution of a civil union  
19 before the petition to adopt my child is granted, this  
20 consent remains valid only for either .....  
21 (name only one specified person) to adopt my child  
22 ~~(specified persons) dies before the petition to adopt my~~  
23 ~~child is granted, this consent remains valid for the~~  
24 ~~surviving person to adopt my child.~~ I understand that I  
25 cannot change my mind or revoke this consent or recover

1 ~~custody of my child on the basis that one of the specified~~  
2 ~~persons dies.~~

3 8c. I understand that if either of the specified  
4 persons dies before the petition to adopt my child is  
5 granted, this consent remains valid for the surviving  
6 person to adopt my child.

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

10 STATE OF .....)

11 ) SS.

12 COUNTY OF .....)

13 I, ..... (Name of Judge or other person),  
14 ..... (official title, name, and address),  
15 certify that ....., personally known to me to be the  
16 same person whose name is subscribed to the foregoing Final and  
17 Irrevocable Consent for Adoption by a Specified Person or  
18 Persons: DCFS Case, appeared before me this day in person and  
19 acknowledged that (she) (he) signed and delivered the consent as  
20 (her) (his) free and voluntary act, for the specified purpose.

21 I have fully explained that by signing this consent this  
22 parent is irrevocably and permanently relinquishing all  
23 parental rights to the child so that the child may be adopted  
24 by a specified person or persons, and this parent has stated

1 that such is (her)(his) intention and desire. I have fully  
2 explained that this consent is void only if:

3 (a) the placement is disrupted and the child is moved  
4 to a different placement; or

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

6 (c) the Department of Children and Family Services  
7 Guardianship Administrator refuses to consent to the  
8 child's adoption by a specified person or persons on the  
9 basis that the adoption is not in the child's best  
10 interests.

11 Dated (insert date).

12 .....

13 Signature

14 (5) If a consent to adoption by a specified person or  
15 persons is executed in this form, the following provisions  
16 shall apply. The consent shall be valid only for the specified  
17 person or persons to adopt the child. The consent shall be void  
18 if:

19 (a) the placement disrupts and the child is moved to  
20 another placement; or

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

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

1 interests.

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

9 (6) The Department of Children and Family Services is  
10 authorized to promulgate rules necessary to implement this  
11 subsection O.

12 (7) (Blank).

13 (8) The Department of Children and Family Services shall  
14 promulgate a rule and procedures regarding Consents to Adoption  
15 by a Specified Person or Persons in DCFS cases. The rule and  
16 procedures shall provide for the development of the Birth  
17 Parent Rights and Responsibilities Form for DCFS Cases.

18 (9) A consent to adoption by specified persons on this  
19 consent form shall have no effect on a court's determination of  
20 custody or visitation under the Illinois Marriage and  
21 Dissolution of Marriage Act or the Illinois Religious Freedom  
22 Protection and Civil Union Act if the marriage or civil union  
23 of the specified persons is dissolved after the adoption is  
24 final.

25 P. If the person signing a consent is incarcerated or  
26 detained in a correctional facility, prison, jail, detention



1 center, or other comparable institution, either in this State  
 2 or any other jurisdiction, the execution of such consent may be  
 3 acknowledged before social service personnel of such  
 4 institution, or before a person designated by a court of  
 5 competent jurisdiction.

6 Q. A consent may be acknowledged telephonically, via  
 7 audiovisual connection, or other electronic means, provided  
 8 that a court of competent jurisdiction has entered an order  
 9 approving the execution of the consent in such manner and has  
 10 designated an individual to be physically present with the  
 11 parent executing such consent in order to verify the identity  
 12 of the parent.

13 R. An agency whose representative is acknowledging a  
 14 consent pursuant to this Section shall be a public child  
 15 welfare agency, or a child welfare agency, or a child placing  
 16 agency that is authorized or licensed in the State or  
 17 jurisdiction in which the consent is signed.

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

20 FINAL AND IRREVOCABLE

21 WAIVER OF PARENTAL RIGHTS OF PUTATIVE OR LEGAL FATHER

22 I, ..... , state under oath or affirm as  
 23 follows:

24 1. That the biological mother ..... has

1 named me as a possible biological or legal father of her  
 2 minor child who was born, or is expected to be born on  
 3 ....., ....., in the City/Town of....., State  
 4 of .....

5 2. That I understand that the biological mother  
 6 ..... intends to or has placed the child for  
 7 adoption.

8 3. That I reside at ....., in the City/Town  
 9 of....., State of .....

10 4. That I am ..... years of age and my date  
 11 of birth is ....., .....

12 5. That I (select one):

13 ..... am married to the biological mother.

14 ..... am not married to the biological mother and  
 15 have not been married to the biological mother within  
 16 300 days before the child's birth or expected date of  
 17 child's birth.

18 ..... am not currently married to the biological  
 19 mother, but was married to the biological mother,  
 20 within 300 days before the child's birth or expected  
 21 date of child's birth.

22 6. That I (select one):

23 ..... neither admit nor deny that I am the  
 24 biological father of the child.

25 ..... deny that I am the biological father of the  
 26 child.

1           7. That I hereby agree to the termination of my  
 2           parental rights, if any, without further notice to me of  
 3           any proceeding for the adoption of the minor child, even if  
 4           I have taken any action to establish parental rights or  
 5           take any such action in the future including registering  
 6           with any putative father registry.

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

10          9. That I understand that this Waiver is FINAL AND  
 11          IRREVOCABLE and that I am permanently barred from  
 12          contesting any proceeding for the adoption of the child  
 13          after I sign this Waiver.

14          10. That I waive any further service of summons or  
 15          other pleadings in any proceeding to terminate parental  
 16          rights, if any to this child, or any proceeding for  
 17          adoption of this child.

18          11. That I understand that if a final judgment or order  
 19          of adoption for this child is not entered, then any  
 20          parental rights or responsibilities that I may have remain  
 21          intact.

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

24          Dated: ....., .....

25          .....

