



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB2933

Introduced 1/28/2010, by Sen. William Delgado

SYNOPSIS AS INTRODUCED:

750 ILCS 5/404.2 new

Amends the Illinois Marriage and Dissolution of Marriage Act. In an action for dissolution or in a post-judgment proceeding involving minor children, authorizes the court to order the parties to participate in integrative family therapy. Defines "integrative family therapy" as a therapy model specifically aimed at high-conflict dissolution of marriage or post-judgment proceedings that involve custody or visitation where minor children have or are at risk for developing a pathological condition or pathological conditions, including but not limited to depression, anxiety, and personality disorders, in the absence of intervention. Provides that facts adduced at therapy sessions shall not be considered in adjudicating the action unless stipulated by the parties. Allows the court to assess fees as equitable.

LRB096 19796 AJO 35238 b

1 AN ACT in relation to families.

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

4 Section 5. The Illinois Marriage and Dissolution of
5 Marriage Act is amended by adding Section 404.2 as follows:

6 (750 ILCS 5/404.2 new)

7 Sec. 404.2. Integrative family therapy.

8 (a) In an action for dissolution of marriage involving
9 minor children, or in a post-judgment proceeding involving
10 minor children, the court may on its own motion order the
11 parties, including the minor children, to participate in
12 integrative family therapy upon a finding by the court that:
13 (i) the parties' conflict is substantial or ongoing and related
14 to custody or visitation; (ii) the minor children have or are
15 at risk for developing a pathological condition or pathological
16 conditions, including but not limited to depression, anxiety,
17 and personality disorder, in the absence of intervention; and
18 (iii) integrative family therapy would be in the best interests
19 of the minor children. The parties, duration and frequency,
20 therapist, and other conditions and specifications for
21 integrative family therapy may be determined by the court.

22 "Integrative family therapy", as used in this Section, is a
23 therapy model specifically aimed at high-conflict dissolution

1 of marriage or post-judgment proceedings that involve custody
2 or visitation where minor children have or are at risk for
3 developing a pathological condition or pathological
4 conditions, including but not limited to depression, anxiety,
5 and personality disorders, in the absence of intervention.

6 (b) The facts adduced at any integrative family therapy
7 session resulting from a referral under this Section shall not
8 be considered in the adjudication of a pending or subsequent
9 action, nor shall any report resulting from such a session
10 become part of the record of the case unless the parties have
11 stipulated in writing to the contrary.

12 (c) The fees or costs of integrative family therapy
13 sessions under this Section shall be borne by the parties and
14 may be assessed by the court as it deems equitable.