



Rep. Stephanie A. Kifowit

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10400HB1872ham001

LRB104 08599 JDS 25043 a

1 AMENDMENT TO HOUSE BILL 1872

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1872 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Children and Family Services Act is  
5 amended by adding Section 5.28 as follows:

6 (20 ILCS 505/5.28 new)

7 Sec. 5.28. Assigned mental health providers for youth in  
8 care.

9 (a) As used in this Section, "mental health and wellness  
10 screening" means an age-appropriate screening that includes a  
11 visual assessment of the youth, whether in-person or via  
12 telehealth, that comports with the recommendations of the  
13 American Academy of Pediatrics' Bright Futures: Guidelines for  
14 Health Supervision of Infants, Children, and Adolescents, and  
15 that is conducted for the purposes of (i) identifying a mental  
16 health issue, condition, or disorder; (ii) discussing mental

1 health symptoms that might be present, including symptoms of a  
2 previously diagnosed mental health condition or disorder;  
3 (iii) performing an evaluation of adverse childhood  
4 experiences; and (iv) discussing mental health and wellness.

5 (b) No later than 45 days after a youth in care is removed  
6 from the youth's home and placed in the temporary custody or  
7 guardianship of the Department and every year thereafter, a  
8 youth in care shall receive a mental health and wellness  
9 screening unless the youth in care:

10 (1) is less than 6 months of age;

11 (2) is 12 years of age or older and does not consent to  
12 receiving mental health services; or

13 (3) is already being treated by a mental health  
14 clinician.

15 (c) If the mental health and wellness screening required  
16 under subsection (b) results in a recommendation of mental  
17 health care for the youth, the youth shall be assigned a  
18 licensed clinician who shall assist the youth's caseworker in  
19 coordinating delivery of mental health care and related  
20 services recommended for the youth. The youth shall receive  
21 assessments and services as recommended by the mental health  
22 provider unless the youth is 12 years of age or older and does  
23 not consent to receiving mental health services.

24 If the youth in care is covered under the State's Medicaid  
25 managed care program, the managed care plan shall ensure that  
26 the youth has access to a mental health provider who will begin

1 servicing the youth within 30 days after receipt of the referral  
2 from the screening and who is located:

3 (1) within a 30-mile radius or 30-minute drive from  
4 the youth's place of residence;

5 (2) within a 60-mile radius or 60-minute drive from  
6 the youth's place of residence in rural counties; or

7 (3) as otherwise provided for in the managed care  
8 plan's contract with the Department of Healthcare and  
9 Family Services if the time and distance limitations are  
10 more restrictive in that contract.

11 If there is not an in-network provider who meets these  
12 requirements, the managed care plan shall cover the cost  
13 necessary for the youth to receive care from an out-of-network  
14 provider who meets these availability and proximity  
15 requirements and is an eligible provider in the State's  
16 Medical Assistance Program.

17 The Department and the Department of Healthcare and Family  
18 Services shall ensure that any managed care plan that is in  
19 effect, amended, delivered, issued, or renewed on or after  
20 January 1, 2026 requires managed care organizations to meet  
21 the obligations of this Section if the managed care plan  
22 serves youth in care under the State's Medicaid managed care  
23 program.

24 Any mental health care and related services provided to  
25 the youth shall be in addition to any other care or services  
26 the youth receives from the youth's primary care provider. The

1 Department may adopt any rules necessary to implement the  
2 provisions of this Section, including rules to promote a  
3 holistic and proactive approach to the provision of mental  
4 health care for youth in care.".