

1 AN ACT concerning courts.

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

4 Section 5. The Children and Family Services Act is amended  
5 by adding Section 7.8 as follows:

6 (20 ILCS 505/7.8 new)

7 Sec. 7.8. Home safety checklist; aftercare services;  
8 immunization checks.

9 (a) As used in this Section, "purchase of service agency"  
10 means any entity that contracts with the Department to provide  
11 services that are consistent with the purposes of this Act.

12 (b) Whenever a child is placed in the custody or  
13 guardianship of the Department or a child is returned to the  
14 custody of a parent or guardian and the court retains  
15 jurisdiction of the case, the Department must ensure that the  
16 child is up to date on his or her well-child visits, including  
17 age-appropriate immunizations, or that there is a documented  
18 religious or medical reason the child did not receive the  
19 immunizations.

20 (c) Whenever a child has been placed in foster or  
21 substitute care by court order and the court later determines  
22 that the child can return to the custody of his or her parent  
23 or guardian, the Department must complete, prior to the child's

1 discharge from foster or substitute care, a home safety  
2 checklist to ensure that the conditions of the child's home are  
3 sufficient to ensure the child's safety and well-being, as  
4 defined in Department rules and procedures. At a minimum, the  
5 home safety checklist shall be completed within 24 hours prior  
6 to the child's return home and completed again or recertified  
7 in the absence of any environmental barriers or hazards within  
8 5 working days after a child is returned home and every month  
9 thereafter until the child's case is closed pursuant to the  
10 Juvenile Court Act of 1987. The home safety checklist shall  
11 include a certification that there are no environmental  
12 barriers or hazards to prevent returning the child home.

13 (d) When a court determines that a child should return to  
14 the custody or guardianship of a parent or guardian, any  
15 aftercare services provided to the child and the child's family  
16 by the Department or a purchase of service agency shall  
17 commence on the date upon which the child is returned to the  
18 custody or guardianship of his or her parent or guardian. If  
19 children are returned to the custody of a parent at different  
20 times, the Department or purchase of service agency shall  
21 provide a minimum of 6 months of aftercare services to each  
22 child commencing on the date each individual child is returned  
23 home.

24 (e) One year after the effective date of this amendatory  
25 Act of the 101st General Assembly, the Auditor General shall  
26 commence a performance audit of the Department of Children and

1 Family Services to determine whether the Department is meeting  
2 the requirements of this Section. Within 2 years after the  
3 audit's release, the Auditor General shall commence a follow-up  
4 performance audit to determine whether the Department has  
5 implemented the recommendations contained in the initial  
6 performance audit. Upon completion of each audit, the Auditor  
7 General shall report its findings to the General Assembly. The  
8 Auditor General's reports shall include any issues or  
9 deficiencies and recommendations. The audits required by this  
10 Section shall be in accordance with and subject to the Illinois  
11 State Auditing Act.

12 Section 10. The Abused and Neglected Child Reporting Act is  
13 amended by adding Section 7.01 as follows:

14 (325 ILCS 5/7.01 new)

15 Sec. 7.01. Safety assessments for reports made by mandated  
16 reporters.

17 (a) When a report is made by a mandated reporter to the  
18 statewide toll-free telephone number established under Section  
19 7.6 of this Act and there is a prior indicated report of abuse  
20 or neglect, or there is a prior open service case involving any  
21 member of the household, the Department must, at a minimum,  
22 accept the report as a child welfare services referral. If the  
23 family refuses to cooperate or refuses access to the home or  
24 children, then a child protective services investigation shall

1 be initiated if the facts otherwise meet the criteria to accept  
2 a report.

3 As used in this Section, "child welfare services referral"  
4 means an assessment of the family for service needs and linkage  
5 to available local community resources for the purpose of  
6 preventing or remedying or assisting in the solution of  
7 problems which may result in the neglect, abuse, exploitation,  
8 or delinquency of children, and as further defined in  
9 Department rules and procedures.

10 As used in this Section, "prior open service case" means a  
11 case in which the Department has provided services to the  
12 family either directly or through a purchase of service agency.

13 (b) One year after the effective date of this amendatory  
14 Act of the 101st General Assembly, the Auditor General shall  
15 commence a performance audit of the Department of Children and  
16 Family Services to determine whether the Department is meeting  
17 the requirements of this Section. Within 2 years after the  
18 audit's release, the Auditor General shall commence a follow-up  
19 performance audit to determine whether the Department has  
20 implemented the recommendations contained in the initial  
21 performance audit. Upon completion of each audit, the Auditor  
22 General shall report its findings to the General Assembly. The  
23 Auditor General's reports shall include any issues or  
24 deficiencies and recommendations. The audits required by this  
25 Section shall be in accordance with and subject to the Illinois  
26 State Auditing Act.