

**SIXTH JUDICIAL CIRCUIT
CHAMPAIGN COUNTY**

ADMINISTRATIVE ORDER 2023-4

REMOVAL OF CASE DETAIL REPORTS FROM CHILD SUPPORT CASES

WHEREAS, 305 ILCS 5/10-10.5 requires that obligors and obligees in child support cases file certain personal identity information with the clerk of the circuit court, but in cases where the obligee receives child support enforcement services from the Illinois Department of Healthcare and Family Services (“IDHFS”, formerly Illinois Department of Public Aid) under Article X of the Public Aid Code, the obligee is to file the required personal identity information with IDHFS rather than file the information with the clerk; and

WHEREAS, 305 ILCS 5/10-10.5(h) provides that “[i]nformation filed by the obligor and obligee under this Section that is not specifically required to be included in the body of an order for support under other laws is not a public record and shall be treated as confidential and subject to disclosure only in accordance with the provisions of this Section, Section 10-27 of this Code, and Title IV, Part D of the Social Security Act [42 U.S.C. § 601 et seq.]”; and

WHEREAS, Illinois Supreme Court Rule 8 provides that “confidential” means a document or case that is accessible only to the party submitting the document or filing the case; otherwise the document or case is only accessible upon order of court; and

WHEREAS, IDHFS has historically organized personal identity information regarding obligors, obligees, and children on sheets labeled and described as “Case Detail Report(s),” which are separate and distinct from the Child Support Data Sheets attached to Uniform Orders for Support; and

WHEREAS, IDHFS requests that Case Detail Reports not be filed with the clerk of the circuit court, and that any Case Detail Report previously filed with the clerk of the circuit court be destroyed so as to protect against improper or accidental disclosure of personal identity information;

WHEREAS the Champaign County State’s Attorney makes an oral Motion for entry of this Order:

IT IS HEREBY ORDERED that: The Champaign County Circuit Clerk shall remove and permanently delete and destroy all IDHFS Case Detail Reports, regardless of physical or electronic form and regardless of any previous confidential filing status, from every Champaign County case under the Clerk’s control in which the Illinois Department of Healthcare and Family Services and/or the Illinois Department of Public Aid has previously provided or currently provides child support enforcement services. The Clerk is directed and authorized to use all reasonable means at the Clerk’s disposal to identify such cases and carry out this Order, as soon as reasonably practicable. This Order makes no change to the rights or obligations of any party.

5/18/23
Date

R. B. Rosenbaum
Randall B Rosenbaum, Presiding Judge