

1 AN ACT in relation to health.

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

4 Section 5. The Mental Health and Developmental
5 Disabilities Code is amended by changing Section 1-119 and
6 adding Sections 1-129 and 1-130 as follows:

7 (405 ILCS 5/1-119) (from Ch. 91 1/2, par. 1-119)

8 Sec. 1-119. "Person subject to involuntary admission"
9 means:

10 (1) A person with mental illness and who because of
11 his or her illness is reasonably expected to engage in
12 dangerous conduct ~~inflight--serious--physical--harm--upon~~
13 ~~himself-or-herself-or-another-in-the-near-future;~~ or

14 (2) A person with mental illness and who because of
15 his or her illness is unable to understand his or her
16 need for treatment and who, if not treated, is reasonably
17 expected to suffer or continue to suffer mental or
18 emotional deterioration, or both, to the point that the
19 person will engage in dangerous conduct ~~provide--for--his~~
20 ~~or--her--basic--physical--needs-so-as-to-guard-himself-or~~
21 ~~herself-from-serious-harm.~~

22 In determining whether a person meets the criteria
23 specified in paragraph (1) or (2), the court may consider
24 evidence of the person's past pattern of behavior or clinical
25 testimony concerning the usual course of the person's
26 illness.

27 (Source: P.A. 91-726, eff. 6-2-00.)

28 (405 ILCS 5/1-129 new)

29 Sec. 1-129. Dangerous conduct. "Dangerous conduct" means
30 an individual's acts or omissions that place the individual

1 or others in risk of serious harm. The term includes (i)
2 threatening behavior or conduct that places another
3 individual in reasonable expectation of being harmed and (ii)
4 an individual's inability, without the assistance of family
5 or outside help, to provide for his or her basic physical
6 needs so as to guard himself or herself from serious harm.

7 (405 ILCS 5/1-130 new)

8 Sec. 1-130. Mental illness. "Mental illness" means an
9 organic, mental, or emotional disorder that substantially
10 impairs a person's thought, perception of reality, emotional
11 process, judgment, behavior, or ability to cope with the
12 ordinary demands of life, but does not include a
13 developmental disability, a substance abuse disorder, or an
14 abnormality manifested only by repeated criminal or otherwise
15 antisocial conduct.

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.