



Rep. Sara Feigenholtz

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LRB097 00516 AJO 55034 a

1 AMENDMENT TO SENATE BILL 1234

2 AMENDMENT NO. _____. Amend Senate Bill 1234 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Mental Health and Developmental
5 Disabilities Confidentiality Act is amended by adding Section
6 9.4 as follows:

7 (740 ILCS 110/9.4 new)

8 Sec. 9.4. Disclosure for treatment and coordination of
9 care.

10 (a) For recipients in a program administered or operated by
11 the Department of Healthcare and Family Services or the
12 Department of Human Services (as successor to the Department of
13 Mental Health and Developmental Disabilities), records of a
14 recipient may be disclosed without consent by county jails,
15 insurance companies, integrated health systems, and State
16 agencies, including the Department of Corrections, the
17 Department of Children and Family Services, the Department of

1 Healthcare and Family Services and the Department of Human
2 Services, to hospitals, physicians, therapists, emergency
3 medical personnel, and members of an interdisciplinary team
4 treating a recipient for the purposes of treatment and
5 coordination of care.

6 (b) An interdisciplinary team treating a recipient may
7 disclose the recipient's records without the recipient's
8 consent to other members of the team.

9 (c) The records that may be disclosed under this Section
10 are services rendered, providers rendering the services,
11 pharmaceuticals prescribed or dispensed, and diagnoses. All
12 disclosures under this Section must be made in a manner
13 consistent with existing federal and State laws and
14 regulations, including the federal Health Insurance
15 Portability and Accountability Act (HIPAA).

16 (d) For the purpose of this Section only:

17 "Integrated health system" means an organization with
18 a system of care which incorporates physical and behavioral
19 healthcare and includes care delivered in an inpatient and
20 outpatient setting.

21 "Interdisciplinary team" means a group of persons,
22 representing different clinical disciplines (medicine,
23 nursing, social work, psychology, etc.) providing and
24 coordinating the care and treatment for a person with
25 mental illness. The group may be composed of individuals
26 employed by one provider or multiple providers.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".