

1 AN ACT concerning 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 3-804 as
6 follows:

7 (405 ILCS 5/3-804) (from Ch. 91 1/2, par. 3-804)

8 Sec. 3-804. The respondent is entitled to secure an
9 independent examination by a physician, qualified examiner,
10 clinical psychologist or other expert of his or her choice. If
11 the respondent is unable to obtain an examination in an
12 involuntary admission proceeding, a discharge proceeding under
13 Section 3-901 of this Code, or in a proceeding under Section
14 2-107.1 of this Code, the respondent,~~he~~ may request that the
15 court order an examination to be made by a physician, an
16 ~~impartial medical expert pursuant to Supreme Court Rules or by~~
17 ~~a~~ qualified examiner, clinical psychologist, or other expert.
18 Any such physician or other examiner, whether secured by the
19 respondent or appointed by the court, may interview by
20 telephone or in person any witnesses or other persons listed in
21 the petition for involuntary admission, the petition for
22 discharge under Section 3-901 of this Code, or in the petition
23 for medication or therapy under Section 2-107.1 of this Code.

1 The physician or other examiner may submit to the court a
2 report in which his or her findings are described in detail.
3 The court must determine the compensation of the examiner or
4 other expert. The compensation must be paid by the respondent's
5 county of residence unless the respondent is not a resident of
6 this State, in which case the fee must be paid by the county in
7 which the proceeding is pending. ~~Determination of the~~
8 ~~compensation of the physician, qualified examiner, clinical~~
9 ~~psychologist or other expert and its payment shall be governed~~
10 ~~by Supreme Court Rule.~~

11 (Source: P.A. 85-558.)