

HB2142



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB2142

by Rep. William Davis

SYNOPSIS AS INTRODUCED:

405 ILCS 5/2-101.1

Amends the Mental Health and Developmental Disabilities Code. Provides that until the consent of the adult's guardian has been obtained, counseling or psychotherapy provided to an adult under guardianship shall be limited to not more than 12 (rather than 5) sessions, a session lasting not more than 60 (rather than 45) minutes. Effective immediately.

LRB101 10701 RLC 55813 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 2-101.1 as
6 follows:

7 (405 ILCS 5/2-101.1)

8 Sec. 2-101.1. Counseling services; consent; costs.

9 (a) Any adult under guardianship may request and receive
10 counseling services or psychotherapy. The consent of the
11 guardian shall not be necessary to authorize counseling or
12 psychotherapy. The adult's guardian shall not be informed,
13 without the consent of the adult, of such counseling or
14 psychotherapy unless the counselor or therapist believes such
15 disclosure is necessary. If the counselor or therapist intends
16 to disclose the fact of counseling or psychotherapy, the adult
17 shall be so informed. However, until the consent of the adult's
18 guardian has been obtained, counseling or psychotherapy
19 provided to an adult under guardianship shall be limited to not
20 more than 12 ~~5~~ sessions, a session lasting not more than 60 ~~45~~
21 minutes.

22 (b) The adult's guardian shall not be liable for the costs
23 of counseling or psychotherapy which is received by the adult

1 without the consent of the adult's guardian.

2 (Source: P.A. 97-165, eff. 1-1-12.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.