



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB4171

Introduced 10/19/2021, by Rep. Katie Stuart

#### SYNOPSIS AS INTRODUCED:

20 ILCS 1305/1-75 new  
20 ILCS 2605/2605-370 new

Amends the Department of Human Services Act and the Illinois State Police Law of the Civil Administrative Code of Illinois. Provides that the Illinois State Police shall establish and maintain a database of persons who register as being diagnosed with a communication disability or a disability that can impair communication. Provides that a person diagnosed with a communication disability or a disability that can impair communication who is 18 of age or older may register with the Illinois State Police for inclusion in the database by submitting a completed verification form established by the Department of Human Services. Provides that a parent or guardian of a minor child or a ward diagnosed with a communication disability or a disability that can impair communication may register the minor child or the ward with the Illinois State Police for inclusion in the database by submitting a completed verification form established by the Department of Human Services. Provides that the Illinois State Police shall include in the database information provided on a completed verification form that the Illinois State Police determines is necessary for a law enforcement officer to identify a person as diagnosed with a communication disability or a disability that can impair communication. Defines terms.

LRB102 20317 RLC 29172 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 5. The Department of Human Services Act is amended  
5 by adding Section 1-75 as follows:

6 (20 ILCS 1305/1-75 new)

7 Sec. 1-75. Verification form for a person diagnosed with a  
8 communication disability or a disability that can impair  
9 communication. The Department shall develop a verification  
10 form for a person diagnosed with a communication disability or  
11 a disability that can impair communication as provided in  
12 Section 2605-370 of the Illinois State Police Law of the Civil  
13 Administrative Code of Illinois.

14 Section 10. The Illinois State Police Law of the Civil  
15 Administrative Code of Illinois is amended by adding Section  
16 2605-370 as follows:

17 (20 ILCS 2605/2605-370 new)

18 Sec. 2605-370. Database of persons with a communication  
19 disability; form for inclusion in database of persons with a  
20 communication disability.

21 (a) In this Section:

1           "Clinical psychologist" means a person licensed to  
2           practice clinical psychology under the Clinical  
3           Psychologist Licensing Act.

4           "Communication disability" means a human condition  
5           involving an impairment in the human's ability to receive,  
6           send, process, or comprehend concepts or verbal,  
7           nonverbal, or graphic symbol systems that may result in a  
8           primary disability or may be secondary to other  
9           disabilities.

10           "Disability that can impair communication" means a  
11           human condition with symptoms that can impair the human's  
12           ability to receive, send, process, or comprehend concepts  
13           or verbal, nonverbal, or graphic symbol systems.

14           "Guardian" has the meaning ascribed to it in Section  
15           1-2.08 of the Probate Act of 1975.

16           "Physician" means a person licensed by the State of  
17           Illinois to practice medicine in all its branches and  
18           includes a person holding a temporary license, as provided  
19           in the Medical Practice Act of 1987. "Physician" includes  
20           a psychiatrist.

21           "Psychiatrist" means a physician who has successfully  
22           completed a residency program in psychiatry accredited by  
23           either the Accreditation Council for Graduate Medical  
24           Education or the American Osteopathic Association.

25           "Ward" has the meaning ascribed to it in Section  
26           1-2.17 of the Probate Act of 1975.

1       (b) The Department of Human Services shall develop a  
2 verification form for a person diagnosed with a communication  
3 disability or a disability that can impair communication to be  
4 submitted voluntarily to the Illinois State Police so that the  
5 person may be included in the database established under  
6 subsection (f). The same form shall be used to indicate that  
7 the person wishes to be removed from the database in  
8 accordance with subsection (f).

9       (c) The form shall include the following information:

10       (1) the name of the person diagnosed with a  
11 communication disability or a disability that can impair  
12 communication;

13       (2) the name of the person completing the form on  
14 behalf of the person diagnosed with a communication  
15 disability or a disability that can impair communication,  
16 if applicable;

17       (3) the relationship between the person completing the  
18 form and the person diagnosed with a communication  
19 disability or a disability that can impair communication,  
20 if applicable;

21       (4) the driver's license number, standard Illinois  
22 Identification Card number, or Illinois Person with a  
23 Disability Identification Card number issued to the person  
24 diagnosed with a communication disability or a disability  
25 that can impair communication, if that person has such a  
26 number;

1           (5) the license plate number of each vehicle owned,  
2           operated, or regularly occupied by the person diagnosed  
3           with a communication disability or a disability that can  
4           impair communication or registered in that person's name;

5           (6) a physician, psychiatrist, or clinical  
6           psychologist's signed certification that the person has  
7           been diagnosed with a communication disability or a  
8           disability that can impair communication;

9           (7) the name, business address, business telephone  
10           number, and medical license number of the physician,  
11           psychiatrist, or clinical psychologist making the  
12           certification;

13           (8) the signature of the person diagnosed with a  
14           communication disability or a disability that can impair  
15           communication or the signature of the person completing  
16           the form on behalf of the person; and

17           (9) a place where the person diagnosed with a  
18           communication disability or a disability that can impair  
19           communication or the person completing the form on behalf  
20           of the person may indicate the desire to be removed from  
21           the database.

22           (d) Any of the following persons may complete the  
23           verification form:

24           (1) a person diagnosed with a communication disability  
25           or a disability that can impair communication who is 18  
26           years of age or older;

1           (2) the parent or parents of a minor child diagnosed  
2           with a communication disability or a disability that can  
3           impair communication; or

4           (3) the guardian of a person diagnosed with a  
5           communication disability or a disability that can impair  
6           communication, regardless of the age of the person.

7           (e) The Department of Human Services and the Illinois  
8           State Police shall make the verification form electronically  
9           available on each of their websites.

10           (f) The Illinois State Police shall establish and maintain  
11           a database of persons who register under this Section as being  
12           diagnosed with a communication disability or a disability that  
13           can impair communication. A person diagnosed with a  
14           communication disability or a disability that can impair  
15           communication who is 18 of age or older may register with the  
16           Illinois State Police for inclusion in the database by  
17           submitting a completed verification form established by the  
18           Department of Human Services. A parent or guardian of a minor  
19           child or a ward diagnosed with a communication disability or a  
20           disability that can impair communication may register the  
21           minor child or the ward with the Illinois State Police for  
22           inclusion in the database by submitting a completed  
23           verification form established by the Department of Human  
24           Services. The Illinois State Police shall include in the  
25           database information provided on a completed verification form  
26           that the Illinois State Police determines is necessary for a

1 law enforcement officer to identify a person as diagnosed with  
2 a communication disability or a disability that can impair  
3 communication. The Illinois State Police shall make the  
4 database available to State and local law enforcement officers  
5 through the Law Enforcement Agencies Data System (LEADS).  
6 Information in the database is not a public record subject to  
7 inspection or copying under the Freedom of Information Act. A  
8 person diagnosed with a communication disability or a  
9 disability that can impair communication who is included in  
10 the database or the parent or guardian of a minor child or a  
11 ward diagnosed with a communication disability or a disability  
12 that can impair communication who is included in the database  
13 may request removal of the person, minor, or ward, as  
14 applicable, from the database. The person, parent, or guardian  
15 shall do so by completing the verification form with only the  
16 information required under paragraphs (1), (2), (3), (8), and  
17 (9) of subsection (c) as applicable, and submitting the form  
18 to the Illinois State Police. Upon receipt of a properly  
19 completed verification form requesting the removal of a person  
20 with a communication disability or a disability that can  
21 impair communication from the database, the Illinois State  
22 Police shall immediately remove that person from the database.