



Sen. Julie A. Morrison

Filed: 4/9/2021

10200SB0586sam001

LRB102 04032 RLC 24959 a

1 AMENDMENT TO SENATE BILL 586

2 AMENDMENT NO. _____. Amend Senate Bill 586 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Mental Health and Developmental
5 Disabilities Code is amended by changing Section 1-114 as
6 follows:

7 (405 ILCS 5/1-114) (from Ch. 91 1/2, par. 1-114)

8 Sec. 1-114. "Mental health facility" means any licensed
9 private hospital, institution, or facility or section thereof,
10 and any facility, or section thereof, operated by the State or
11 a political subdivision thereof for the treatment of persons
12 with mental illness and includes all hospitals, institutions,
13 clinics, evaluation facilities, and mental health centers
14 which provide treatment for such persons. However, a facility
15 shall not constitute a mental health facility for a person
16 whose admission to the facility is for the sole purpose of

1 receiving medical care that is unrelated to a mental illness,
2 and when that person consents in writing to continue existing
3 mental health treatment, if any, during the same admission if:
4 (i) the mental health treatment remains incidental to the
5 purpose of the medical admission and (ii) such treatment
6 remains voluntary and does not deviate from the
7 already-existing prescribed treatment. A person's written
8 consent to newly prescribed anxiolytic medications in
9 connection with surgery or for the treatment of side effects
10 of medical care that is unrelated to mental health treatment
11 does not constitute admission to a mental health facility.
12 Additionally, a facility shall not constitute a mental health
13 facility for a person whose admission to the facility is for
14 the sole purpose of receiving medical care that is unrelated
15 to mental illness and where that treatment is solely an
16 evaluation of the psychological condition of the person;
17 provided, that the non-psychiatric medical condition for which
18 the person has been admitted continues to require inpatient
19 care. Once the non-psychiatric medical condition or conditions
20 no longer require inpatient care, the person must be
21 discharged from the facility promptly unless the person has
22 been admitted pursuant to Chapter III of this Code.

23 (Source: P.A. 88-380.)

24 Section 99. Effective date. This Act takes effect upon
25 becoming law."