



## 102ND GENERAL ASSEMBLY

### State of Illinois

### 2021 and 2022

### SB3977

Introduced 1/21/2022, by Sen. Laura Fine

#### SYNOPSIS AS INTRODUCED:

20 ILCS 505/21.6 new  
20 ILCS 1305/10-75 new  
20 ILCS 2805/39 new  
730 ILCS 5/3-2-7.5 new  
730 ILCS 5/3-2.5-40.5 new

Amends the Department of Human Services Act. Requires the Department of Human Services to develop, within 6 months after the effective date of the amendatory Act, an assessment protocol and training for tardive dyskinesia and other drug-induced involuntary movement disorders. Requires the Department to make the assessment protocol and training available to all State agencies that contract for or directly provide housing services. Requires the Department to utilize the assessment protocol to train the appropriate staff and screen all residents of facilities operated by the Department who have been prescribed psychotropic medication. Requires the Department to publish on its website a report on the number of facility residents assessed for tardive dyskinesia and other drug-induced involuntary movement disorders. Prohibits the Department from publishing medical information specific to a resident that may violate the resident's privacy. Amends the Children and Family Services Act, the Department of Veterans' Affairs Act, and the Unified Code of Corrections. Requires the Department of Children and Family Services, Department of Veterans' Affairs, Department of Corrections, and Department of Juvenile Justice to utilize the assessment protocol to train their staff on tardive dyskinesia and other drug-induced involuntary movement disorders and to screen residents of facilities operated by those Departments who have been prescribed psychotropic medication. Effective immediately.

LRB102 23966 KTG 33170 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 Children and Family Services Act is amended  
5 by adding Section 21.6 as follows:

6 (20 ILCS 505/21.6 new)

7 Sec. 21.6. Tardive dyskinesia; staff training and resident  
8 assessments. Utilizing the Department of Human Services'  
9 assessment protocol described in Section 10-75 of the  
10 Department of Human Services Act, within one year after the  
11 effective date of this amendatory Act of the 102nd General  
12 Assembly, the Department of Children and Family Services shall  
13 train the appropriate staff on tardive dyskinesia and other  
14 drug-induced involuntary movement disorders and screen all  
15 residents of facilities operated by the Department of Children  
16 and Family Services who have been prescribed psychotropic  
17 medication.

18 The Department of Children and Family Services shall  
19 publish a report and post on its website the number of  
20 residents, by facility, who were assessed for tardive  
21 dyskinesia and other drug-induced involuntary movement  
22 disorders and the results of those assessments. Nothing in  
23 this Section shall require the publication of medical

1 information specific to a resident that may violate the  
2 resident's privacy.

3 Section 10. The Department of Human Services Act is  
4 amended by adding Section 10-75 as follows:

5 (20 ILCS 1305/10-75 new)

6 Sec. 10-75. Tardive dyskinesia; assessment protocol and  
7 training. Within 6 months after the effective date of this  
8 amendatory Act of the 102nd General Assembly, the Department  
9 shall develop an assessment protocol and training for tardive  
10 dyskinesia and other drug-induced involuntary movement  
11 disorders. This assessment protocol and training shall be made  
12 available to all State agencies that contract for or directly  
13 provide housing services, including, but not limited to, the  
14 Department of Corrections, the Department of Children and  
15 Family Services, the Department of Juvenile Justice, and the  
16 Department of Veterans' Affairs.

17 Utilizing the assessment protocol, within one year after  
18 the effective date of this amendatory Act of the 102nd General  
19 Assembly, the Department shall train the appropriate staff and  
20 screen all residents of facilities operated by the Department  
21 who have been prescribed psychotropic medication.

22 The Department shall publish a report and post on its  
23 website the number of residents, by facility, who were  
24 assessed for tardive dyskinesia and other drug-induced

1 involuntary movement disorders and the results of those  
2 assessments. Nothing in this Section shall require the  
3 publication of medical information specific to a resident that  
4 may violate the resident's privacy.

5 Section 15. The Department of Veterans' Affairs Act is  
6 amended by adding Section 39 as follows:

7 (20 ILCS 2805/39 new)

8 Sec. 39. Tardive dyskinesia; staff training and resident  
9 assessments. Utilizing the Department of Human Services'  
10 assessment protocol described in Section 10-75 of the  
11 Department of Human Services Act, within one year after the  
12 effective date of this amendatory Act of the 102nd General  
13 Assembly, the Department of Veterans' Affairs shall train the  
14 appropriate staff on tardive dyskinesia and other drug-induced  
15 involuntary movement disorders and screen all residents of the  
16 veterans homes operated by the Department of Veterans' Affairs  
17 who have been prescribed psychotropic medication.

18 The Department of Veterans' Affairs shall publish a report  
19 and post on its website the number of residents, by veteran  
20 home, who were assessed for tardive dyskinesia and other  
21 drug-induced involuntary movement disorders and the results of  
22 those assessments. Nothing in this Section shall require the  
23 publication of medical information specific to a resident that  
24 may violate the resident's privacy.

1 Section 20. The Unified Code of Corrections is amended by  
2 adding Sections 3-2-7.5 and 3-2.5-40.5 as follows:

3 (730 ILCS 5/3-2-7.5 new)

4 Sec. 3-2-7.5. Tardive dyskinesia; staff training and  
5 resident assessments. Utilizing the Department of Human  
6 Services' assessment protocol described in Section 10-75 of  
7 the Department of Human Services Act, within one year after  
8 the effective date of this amendatory Act of the 102nd General  
9 Assembly, the Department of Corrections shall train the  
10 appropriate staff on tardive dyskinesia and other drug-induced  
11 involuntary movement disorders and screen all residents of  
12 facilities operated by the Department of Corrections who have  
13 been prescribed psychotropic medication.

14 The Department of Corrections shall publish a report and  
15 post on its website the number of residents, by facility, who  
16 were assessed for tardive dyskinesia and other drug-induced  
17 involuntary movement disorders and the results of those  
18 assessments. Nothing in this Section shall require the  
19 publication of medical information specific to a resident that  
20 may violate the resident's privacy.

21 (730 ILCS 5/3-2.5-40.5 new)

22 Sec. 3-2.5-40.5. Tardive dyskinesia; staff training and  
23 resident assessments. Utilizing the Department of Human

1 Services' assessment protocol described in Section 10-75 of  
2 the Department of Human Services Act, within one year after  
3 the effective date of this amendatory Act of the 102nd General  
4 Assembly, the Department of Juvenile Justice shall train the  
5 appropriate staff on tardive dyskinesia and other drug-induced  
6 involuntary movement disorders and screen all residents of  
7 facilities operated by the Department of Juvenile Justice who  
8 have been prescribed psychotropic medication.

9 The Department of Juvenile Justice shall publish a report  
10 and post on its website the number of residents, by facility,  
11 who were assessed for tardive dyskinesia and other  
12 drug-induced involuntary movement disorders and the results of  
13 those assessments. Nothing in this Section shall require the  
14 publication of medical information specific to a resident that  
15 may violate the resident's privacy.

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law.