

# HB1391



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB1391

Introduced 1/31/2023, by Rep. Anna Moeller

### SYNOPSIS AS INTRODUCED:

20 ILCS 3955/33.5  
755 ILCS 5/13-1.2

Amends the Guardianship and Advocacy Act. Provides that the guardianship training program shall include content regarding Alzheimer's disease and dementia. Amends the Probate Act of 1975. Requires a public guardian to complete a one-hour course on Alzheimer's disease and dementia within 6 months of appointment and annually thereafter.

LRB103 06004 LNS 51028 b

A BILL FOR

1 AN ACT concerning civil law.

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

4 Section 5. The Guardianship and Advocacy Act is amended by  
5 changing Section 33.5 as follows:

6 (20 ILCS 3955/33.5)

7 Sec. 33.5. Guardianship training program. The State  
8 Guardian shall provide a training program that outlines the  
9 duties and responsibilities of guardians appointed under  
10 Article XIa of the Probate Act of 1975. The training program  
11 shall be offered to courts at no cost, and shall outline the  
12 responsibilities of a guardian and the rights of a person with  
13 a disability in a guardianship proceeding under Article XIa of  
14 the Probate Act of 1975. The training program shall also  
15 include content regarding Alzheimer's disease and dementia,  
16 including, but not limited to, the following topics: effective  
17 communication strategies; best practices for interacting with  
18 people living with Alzheimer's disease or related forms of  
19 dementia; and strategies for supporting people living with  
20 Alzheimer's disease or related forms of dementia in exercising  
21 their rights. In developing the training program content, the  
22 State Guardian shall consult with the courts, State and  
23 national guardianship organizations, public guardians,

1 advocacy organizations, and persons and family members with  
2 direct experience with adult guardianship. In the preparation  
3 and dissemination of training materials, the State Guardian  
4 shall give due consideration to making the training materials  
5 accessible to persons with disabilities.

6 (Source: P.A. 100-483, eff. 9-8-18.)

7 Section 10. The Probate Act of 1975 is amended by changing  
8 Section 13-1.2 as follows:

9 (755 ILCS 5/13-1.2)

10 Sec. 13-1.2. Certification requirement.

11 Each person appointed as a public guardian by the Governor  
12 shall be certified as a National Certified Guardian by the  
13 Center for Guardianship Certification within 6 months after  
14 his or her appointment. The Guardianship and Advocacy  
15 Commission shall provide public guardians with information  
16 about certification requirements and procedures for testing  
17 and certification offered by the Center for Guardianship  
18 Certification. The cost of certification shall be considered  
19 an expense connected with the operation of the public  
20 guardian's office within the meaning of subsection (b) of  
21 Section 13-3.1 of this Article.

22 A public guardian shall additionally complete a one-hour  
23 course regarding Alzheimer's disease and dementia within 6  
24 months of appointment and annually thereafter. The training

1 program shall include, but not be limited to, the following  
2 topics: effective communication strategies; best practices for  
3 interacting with people with Alzheimer's disease and related  
4 forms of dementia; and strategies for supporting people living  
5 with Alzheimer's disease or related forms of dementia in  
6 exercising their rights.

7 (Source: P.A. 100-483, eff. 9-8-18.)