



Sen. Julie A. Morrison

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10300SB2644sam002

LRB103 34708 JDS 70554 a

1 AMENDMENT TO SENATE BILL 2644

2 AMENDMENT NO. _____. Amend Senate Bill 2644, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Secretary of State Act is amended by
6 adding Section 34 as follows:

7 (15 ILCS 305/34 new)

8 Sec. 34. Advance Directive Registry.

9 (a) By January 1, 2027, the Secretary of State shall
10 establish an electronic registry, to be known as the Advance
11 Directive Registry, through which residents of the State of
12 Illinois may deposit, with the Secretary of State, a completed
13 Department of Public Health Uniform Practitioner Order for
14 Life-Sustaining Treatment (POLST) form. In calendar year 2026,
15 the Secretary of State shall, in good faith, promote the
16 Advance Directive Registry throughout the State by

1 disseminating information about the Advance Directive Registry
2 in the form and manner prescribed by the Secretary of State.

3 (b) Information in the Advance Directive Registry shall be
4 made available electronically to hospitals licensed under the
5 Hospital Licensing Act and hospitals organized under the
6 University of Illinois Hospital Act, and those hospitals may
7 rely on information obtained from the Advance Directive
8 Registry as an accurate copy of the documents filed with the
9 Advance Directive Registry.

10 (c) Nothing in this Section shall limit the right to amend
11 or revoke a Department of Public Health Uniform POLST form
12 previously filed with the Advance Directive Registry.

13 (d) The Secretary of State shall adopt any rules necessary
14 to implement this amendatory Act of the 103rd General
15 Assembly, and the Secretary of State shall also provide on the
16 Secretary of State's website information regarding use of the
17 Advance Directive Registry.

18 (e) In the absence of gross negligence or willful
19 misconduct, the Secretary of State and employees of the
20 Secretary of State are immune from any civil or criminal
21 liability in connection with the creation and maintenance of
22 the Advance Directive Registry described in this Section.

23 (f) A person who knowingly submits a document to the
24 Advance Directive Registry without authorization or assists in
25 such submission shall be guilty of a Class A misdemeanor.

26 (g) Nothing in this Section requires a health care

1 professional or health care provider, including a hospital
2 licensed under the Hospital Licensing Act and a hospital
3 organized under the University of Illinois Hospital Act, to
4 (i) inquire whether a patient has a Department of Public
5 Health Uniform POLST form registered on the Advance Directive
6 Registry or (ii) access or search the Advance Directive
7 Registry to determine whether a patient has registered a
8 Department of Public Health Uniform POLST form or the terms of
9 the form.

10 (h) A health care professional or health care provider,
11 including a hospital licensed under the Hospital Licensing Act
12 and a hospital organized under the University of Illinois
13 Hospital Act, is not subject to civil or criminal liability or
14 professional discipline for failure to access or search the
15 Advance Directive Registry. Notwithstanding any other
16 provision of this Section, a health care professional or
17 health care provider who relies in good faith on the
18 provisions of a Department of Public Health Uniform POLST form
19 retrieved from the Advance Directive Registry is immune from
20 criminal and civil liability as described in subsection (d) of
21 Section 65 of the Health Care Surrogate Act."