



Sen. Laura Fine

**Filed: 3/25/2024**

10300SB3137sam003

LRB103 36125 RLC 71180 a

1 AMENDMENT TO SENATE BILL 3137

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3137, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 1. This Act may be referred to as Jordan's Law.

6 Section 5. The Substance Use Disorder Act is amended by  
7 adding Section 55-45 as follows:

8 (20 ILCS 301/55-45 new)

9 Sec. 55-45. Notice of death of patient. Any licensed  
10 facility operating in this State shall provide notice of the  
11 death of a patient occurring in the facility to the personal  
12 representative of the patient. The facility shall provide  
13 verbal notice to the personal representative of the patient  
14 within 24 hours after the death of the patient and shall  
15 provide written notice to the personal representative, if

1 known, of the patient within 5 days after the death of the  
2 patient. The facility shall provide notice under this  
3 subsection in accordance with 42 CFR 2.15(b) and 45 CFR  
4 164.502(g), as amended. For the purposes of this subsection,  
5 "personal representative" has the meaning set forth in 45 CFR  
6 164.502(g).

7 Section 10. The Mental Health and Developmental  
8 Disabilities Code is amended by adding Section 5-100.1 as  
9 follows:

10 (405 ILCS 5/5-100.1 new)

11 Sec. 5-100.1. Notice of death of patient. Any mental  
12 health or developmental disabilities facility operating in  
13 this State shall provide notice of the death of a recipient of  
14 services occurring in the facility to the personal  
15 representative of the recipient of services. The facility  
16 shall provide verbal notice to the personal representative, if  
17 known, of the recipient of services within 24 hours after the  
18 death of the recipient of services and shall provide written  
19 notice to the personal representative of the recipient of  
20 services within 5 days after the death of the recipient of  
21 services. The facility shall provide notice under this  
22 subsection in accordance with Sections 4 and 5 of the Mental  
23 Health and Developmental Disabilities Confidentiality Act and  
24 45 CFR 164.502(g), as amended. For the purposes of this

1 subsection, "personal representative" has the meaning set  
2 forth in 45 CFR 164.502(g).

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.".