



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004

Introduced 2/6/2004, by Larry K. Bomke

SYNOPSIS AS INTRODUCED:

410 ILCS 210/4

from Ch. 111, par. 4504

Amends the Consent by Minors to Medical Procedures Act. Provides that anyone involved in the furnishing of medical care to the minor or counseling related to the diagnosis or treatment of the minor's drug or alcohol use shall give the minor's parent or legal guardian notification of the minor's treatment and medical care.

LRB093 20958 RXD 46942 b

1 AN ACT concerning public health.

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

4 Section 5. The Consent by Minors to Medical Procedures Act
5 is amended by changing Section 4 as follows:

6 (410 ILCS 210/4) (from Ch. 111, par. 4504)

7 Sec. 4. Sexually transmitted disease; drug or alcohol
8 abuse. Notwithstanding any other provision of law, a minor 12
9 years of age or older who may have come into contact with any
10 sexually transmitted disease, or may be determined to be an
11 addict, an alcoholic or an intoxicated person, as defined in
12 the Alcoholism and Other Drug Abuse and Dependency Act, or who
13 may have a family member who abuses drugs or alcohol, may give
14 consent to the furnishing of medical care or counseling related
15 to the diagnosis or treatment of the disease. Each incident of
16 sexually transmitted disease shall be reported to the State
17 Department of Public Health or the local board of health in
18 accordance with regulations adopted under statute or
19 ordinance. The consent of the parent, parents, or legal
20 guardian of a minor shall not be necessary to authorize medical
21 care or counseling related to the diagnosis or treatment of
22 sexually transmitted disease or drug use or alcohol consumption
23 by the minor or the effects on the minor of drug or alcohol
24 abuse by a member of the minor's family. The consent of the
25 minor shall be valid and binding as if the minor had achieved
26 his or her majority. The consent shall not be voidable nor
27 subject to later disaffirmance because of minority.

28 Anyone involved in the furnishing of medical care to the
29 minor or counseling related to the diagnosis or treatment of
30 the minor's drug or alcohol use shall give the minor's parent
31 or legal guardian notification of the minor's treatment and
32 medical care.

1 Anyone involved in the furnishing of medical care to the
2 minor or counseling related to the diagnosis or treatment of
3 the minor's disease or drug or alcohol use by the minor or a
4 member of the minor's family shall, upon the minor's consent,
5 make reasonable efforts, to involve the family of the minor in
6 his or her treatment, if the person furnishing treatment
7 believes that the involvement of the family will not be
8 detrimental to the progress and care of the minor. Reasonable
9 effort shall be extended to assist the minor in accepting the
10 involvement of his or her family in the care and treatment
11 being given.

12 (Source: P.A. 88-670, eff. 12-2-94; 89-187, eff. 7-19-95.)