

HB3145



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB3145

Introduced 2/26/2007, by Rep. Tom Cross

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-501.4-1

Amends the Illinois Vehicle Code. Makes a technical change in a Section concerning driving under the influence of alcohol or drugs.

LRB095 06772 DRH 26888 b

A BILL FOR

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 11-501.4-1 as follows:

6 (625 ILCS 5/11-501.4-1)

7 Sec. 11-501.4-1. Reporting of test results of blood or
8 urine conducted in the ~~the~~ regular course of providing
9 emergency medical treatment.

10 (a) Notwithstanding any other provision of law, the results
11 of blood or urine tests performed for the purpose of
12 determining the content of alcohol, other drug or drugs, or
13 intoxicating compound or compounds, or any combination
14 thereof, in an individual's blood or urine conducted upon
15 persons receiving medical treatment in a hospital emergency
16 room for injuries resulting from a motor vehicle accident shall
17 be disclosed to the Department of State Police or local law
18 enforcement agencies of jurisdiction, upon request. Such blood
19 or urine tests are admissible in evidence as a business record
20 exception to the hearsay rule only in prosecutions for any
21 violation of Section 11-501 of this Code or a similar provision
22 of a local ordinance, or in prosecutions for reckless homicide
23 brought under the Criminal Code of 1961.

1 (b) The confidentiality provisions of law pertaining to
2 medical records and medical treatment shall not be applicable
3 with regard to tests performed upon an individual's blood or
4 urine under the provisions of subsection (a) of this Section.
5 No person shall be liable for civil damages or professional
6 discipline as a result of the disclosure or reporting of the
7 tests or the evidentiary use of an individual's blood or urine
8 test results under this Section or Section 11-501.4 or as a
9 result of that person's testimony made available under this
10 Section or Section 11-501.4, except for willful or wanton
11 misconduct.

12 (Source: P.A. 90-779, eff. 1-1-99; 91-125, eff. 1-1-00.)