



Sen. Heather A. Steans

Filed: 3/9/2011

FISCAL NOTE ACT
MAY APPLY

09700SB0839sam001

LRB097 04587 KTG 52497 a

1 AMENDMENT TO SENATE BILL 839

2 AMENDMENT NO. _____. Amend Senate Bill 839 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Mental Health and Developmental
5 Disabilities Code is amended by adding Section 2-101.1 as
6 follows:

7 (405 ILCS 5/2-101.1 new)

8 Sec. 2-101.1. Outpatient services; consent; costs.

9 (a) Any adult may request and receive counseling services
10 or psychotherapy on an outpatient basis. If the adult is under
11 guardianship, the consent of the guardian shall not be
12 necessary to authorize outpatient counseling or psychotherapy.
13 The adult's guardian shall not be informed of such counseling
14 or psychotherapy without the consent of the adult unless the
15 facility director believes such disclosure is necessary. If the
16 facility director intends to disclose the fact of counseling or

1 psychotherapy, the adult shall be so informed. However, until
2 the consent of the adult's guardian has been obtained,
3 outpatient counseling or psychotherapy provided to an adult
4 under guardianship shall be limited to not more than 5
5 sessions, a session lasting not more than 45 minutes.

6 (b) The adult's guardian shall not be liable for the costs
7 of outpatient counseling or psychotherapy which is received by
8 the adult without the consent of the adult's guardian."