

1 AN ACT concerning civil liabilities.

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

4 Section 5. The Mental Health and Developmental
5 Disabilities Confidentiality Act is amended by adding Section
6 9.4 as follows:

7 (740 ILCS 110/9.4 new)

8 Sec. 9.4. Disclosure for treatment and coordination of
9 care. For purposes of treatment and coordination of care, State
10 agencies, including the Department of Corrections, county
11 jails, insurance companies, and integrated health systems, may
12 disclose records of a recipient without the recipient's consent
13 if the recipient is in a program administered or operated by
14 the Department of Healthcare and Family Services or the
15 Department of Human Services to hospitals, physicians,
16 therapists, emergency medical personnel, and members of an
17 interdisciplinary team treating a recipient with or without the
18 recipient's consent. Providers on an interdisciplinary care
19 team treating a recipient may disclose the recipient's records
20 without the recipient's consent to other members of the team.
21 The records that may be disclosed under this Section are
22 services rendered, providers rendering the services,
23 pharmaceuticals prescribed or dispensed, and diagnoses. All

1 disclosures under this Section must be made in a manner
2 consistent with the federal Health Insurance Portability and
3 Accountability Act (HIPAA).

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