



Rep. David R. Leitch

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09900HB3599ham001

LRB099 10237 SXM 32594 a

1 AMENDMENT TO HOUSE BILL 3599

2 AMENDMENT NO. _____. Amend House Bill 3599 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Student Optional Disclosure of Private Mental Health Act.

6 Section 5. Definitions. In this Act:

7 (a) "Designated person" means a parent, guardian, or other
8 person over the age of 18 designated by the student to receive
9 disclosure of certain private mental health information.

10 (b) "Qualified examiner" has the meaning ascribed to that
11 term in Section 1-122 of the Mental Health and Developmental
12 Disabilities Code.

13 Section 10. Disclosure of mental health information.

14 (a) An institution of higher learning in Illinois shall, at
15 or near the time that an incoming student enrolls at the

1 institution of higher learning, provide that student the
2 opportunity to authorize in writing the disclosure of certain
3 private mental health information to a designated person.

4 (b) The institution may disclose the student's mental
5 information if a physician, clinical psychologist, or
6 qualified examiner who is employed by the institution of higher
7 learning makes a determination that the student poses a clear
8 danger to himself, herself, or others to protect the student or
9 other person against a clear, imminent risk of serious physical
10 or mental injury or disease or death being inflicted upon the
11 person or by the student on himself, herself, or another.

12 The physician, clinical psychologist, or qualified
13 examiner shall, as soon as practicable, but in no more than 24
14 hours after making a determination under this Section, attempt
15 to contact the designated person and notify the designated
16 person that the physician, clinical psychologist, or qualified
17 examiner has made a determination that the student poses a
18 clear, imminent danger to himself, herself, or others.

19 Section 15. Preparation of authorization form. An
20 institution of higher learning shall prepare a form for the
21 purpose of such authorization and shall create a policy and
22 supporting procedures to ensure that every new student is given
23 the opportunity to complete and submit the form if he or she so
24 desires. The form shall provide a space for the student to
25 affirmatively authorize, or decline to authorize, the

1 disclosure of the information. The form shall contain a space
2 for the student to enter the name, address, telephone number,
3 and other contact information for the designated person."