

1 AN ACT in relation to health.

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 changing
6 Section 9.2 as follows:

7 (740 ILCS 110/9.2)

8 Sec. 9.2. Interagency disclosure of recipient
9 information. For the purposes of continuity of care, the
10 Department of Human Services (as successor to the Department
11 of Mental Health and Developmental Disabilities), community
12 agencies funded by the Department of Human Services in that
13 capacity, and jails operated by any county of this State may
14 disclose a recipient's record or communications, without
15 consent, to each other, but only for the purpose of
16 admission, treatment, planning, or discharge. Entities shall
17 not redisclose any personally identifiable information,
18 unless necessary for admission, treatment, planning, or
19 discharge of the identified recipient to another setting. No
20 records or communications may be disclosed to a county jail
21 pursuant to this Section unless the Department of Human
22 Services has entered into a written agreement with the county
23 jail requiring that the county jail adopt written policies
24 and procedures designed to ensure that the records and
25 communications are disclosed only to those persons employed
26 by or under contract to the county jail who are involved in
27 the provision of mental health services to inmates and that
28 the records and communications are protected from further
29 disclosure.

30 (Source: P.A. 91-536, eff. 1-1-00.)