



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB3322

Introduced 2/3/2026, by Sen. Sara Feigenholtz

SYNOPSIS AS INTRODUCED:

210 ILCS 49/3-104

Amends the Specialized Mental Health Rehabilitation Act of 2013. Provides that each consumer shall be offered at least 15 hours of treatment programming per week and encouraged to attend the treatment domains that meet the consumer's needs, as reflected in the consumer's treatment plans. Provides that each consumer's program engagement and attendance shall be documented in the consumer's clinical record, and each consumer shall be prompted to attend programming regularly as documented in the consumer's clinical record at least quarterly. Effective July 1, 2026.

LRB104 17631 BAB 31062 b

1 AN ACT concerning regulation.

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

4 Section 5. The Specialized Mental Health Rehabilitation
5 Act of 2013 is amended by changing Section 3-104 as follows:

6 (210 ILCS 49/3-104)

7 Sec. 3-104. Care, treatment, and records. Facilities shall
8 provide, at a minimum, the following services: physician,
9 nursing, pharmaceutical, rehabilitative, and dietary services.
10 To provide these services, the facility shall adhere to the
11 following:

12 (1) Each consumer shall be encouraged and assisted to
13 achieve and maintain the highest level of self-care and
14 independence. Every effort shall be made to keep consumers
15 active and out of bed for reasonable periods of time,
16 except when contraindicated by physician orders.

17 (2) Every consumer shall be engaged in a
18 person-centered planning process regarding his or her
19 total care and treatment.

20 (3) All medical treatment and procedures shall be
21 administered as ordered by a physician. All new physician
22 orders shall be reviewed by the facility's director of
23 nursing or charge nurse designee within 24 hours after

1 such orders have been issued to ensure facility compliance
2 with such orders. According to rules adopted by the
3 Department, every woman consumer of child bearing age
4 shall receive routine obstetrical and gynecological
5 evaluations as well as necessary prenatal care.

6 (4) Each consumer shall be provided with good
7 nutrition and with necessary fluids for hydration.

8 (5) Each consumer shall be provided visual privacy
9 during treatment and personal care.

10 (6) Every consumer or consumer's guardian shall be
11 permitted to inspect and copy all his or her clinical and
12 other records concerning his or her care kept by the
13 facility or by his or her physician. The facility may
14 charge a reasonable fee for duplication of a record.

15 (7) Each consumer shall be offered at least 15 hours
16 of treatment programming per week and encouraged to attend
17 the treatment domains that meet the consumer's needs, as
18 reflected in the consumer's treatment plans. Each
19 consumer's program engagement and attendance shall be
20 documented in the consumer's clinical record, and each
21 consumer shall be prompted to attend programming regularly
22 as documented in the consumer's clinical record at least
23 quarterly.

24 (Source: P.A. 98-104, eff. 7-22-13.)

25 Section 99. Effective date. This Act takes effect July 1,
26 2026.