

# SB3842



## 104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB3842

Introduced 2/6/2026, by Sen. Andrew S. Chesney

### SYNOPSIS AS INTRODUCED:

405 ILCS 5/1-129

Amends the Mental Health and Developmental Disabilities Code. Expands the definition of "mental illness" to include transgenderism, or the condition of identifying with a gender other than the one assigned at birth.

LRB104 19809 SSS 33259 b

A BILL FOR

1 AN ACT concerning mental 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 Code is amended by changing Section 1-129 as  
6 follows:

7 (405 ILCS 5/1-129)

8 Sec. 1-129. Mental illness. "Mental illness" means a  
9 mental, or emotional disorder that substantially impairs a  
10 person's thought, perception of reality, emotional process,  
11 judgment, behavior, or ability to cope with the ordinary  
12 demands of life. "Mental illness" includes transgenderism, or  
13 the condition of identifying with a gender other than the one  
14 assigned at birth. "Mental illness" ~~, but~~ does not include a  
15 developmental disability, dementia or Alzheimer's disease  
16 absent psychosis, a substance use disorder, or an abnormality  
17 manifested only by repeated criminal or otherwise antisocial  
18 conduct.

19 (Source: P.A. 100-759, eff. 1-1-19.)