**Section 690.1390 Observation and Monitoring**

a) *The Department* or certified local health department *may order observation and monitoring of persons to prevent the probable spread of a dangerously contagious or infectious disease.* (Section 2(f)of the Act)

b) Persons who are subject to observation and monitoring shall comply with other conditions of observation and monitoring as the Department or certified local health department orders.

c) *An individual may refuse to undergo observation or monitoring*, but shall remain subject to isolation or quarantine, provided that, if an individual is isolated or quarantined, he or she may request a hearing in accordance with this Subpart. (Section 2(f) of the Act)

d) *An individual shall be given a written notice that shall include notice of the following:*

1) *That the individual may refuse to undergo observation and monitoring*;

2) *That, if the individual consents to observation and monitoring, the results of that observation and monitoring may subject the individual to isolation or quarantine pursuant to the provisions of* this Subpart*;*

3) *That if the individual refuses to undergo observation or monitoring and that refusal results in uncertainty regarding whether the individual has been exposed to or is infected with a dangerously contagious or infectious disease or otherwise poses a danger to the public's health, the individual may be subject to isolation or quarantine pursuant to the provisions of* this Subpart; *and*

4) *That, if the individual refuses to undergo observation or monitoring and becomes subject to isolation and quarantine, he or she shall have the right to counsel pursuant to the provisions of* this Subpart. (Section 2(f) of the Act)

e) Nothing in this Section shall be construed to limit the Department's or certified local health department's ability to conduct observation and monitoring on a voluntary basis or to prohibit the Department or certified local health department from engaging in other methods of voluntary disease surveillance.

(Source: Added at 32 Ill. Reg. 3777, effective March 3, 2008)