

1 AN ACT concerning health.

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

4 Section 1. This Act may be referred to as Jordan's Law.

5 Section 5. The Substance Use Disorder Act is amended by
6 adding Section 55-45 as follows:

7 (20 ILCS 301/55-45 new)

8 Sec. 55-45. Notice of death of patient. Any licensed
9 facility operating in this State shall provide notice of the
10 death of a patient occurring in the facility to the personal
11 representative, if known, of the patient as specified in this
12 Section. The facility shall attempt to provide verbal notice
13 to the personal representative, if known, of the patient
14 within 24 hours after the death of the patient and shall
15 provide written notice to the personal representative, if
16 known, of the patient within 5 days after the death of the
17 patient. The facility shall provide notice under this
18 subsection in accordance with 42 CFR 2.15(b) and 45 CFR
19 164.502(g), as amended. For the purposes of this subsection,
20 "personal representative" has the meaning set forth in 45 CFR
21 164.502(g).

1 Section 10. The Mental Health and Developmental
2 Disabilities Code is amended by adding Section 5-100.1 as
3 follows:

4 (405 ILCS 5/5-100.1 new)

5 Sec. 5-100.1. Notice of death of patient. Any mental
6 health or developmental disabilities facility operating in
7 this State shall provide notice of the death of a recipient of
8 services occurring in the facility to the personal
9 representative, if known, of the recipient of services as
10 specified in this Section. The facility shall attempt to
11 provide verbal notice to the personal representative, if
12 known, of the recipient of services within 24 hours after the
13 death of the recipient of services and shall provide written
14 notice to the personal representative, if known, of the
15 recipient of services within 5 days after the death of the
16 recipient of services. The facility shall provide notice under
17 this subsection in accordance with Sections 4 and 5 of the
18 Mental Health and Developmental Disabilities Confidentiality
19 Act and 45 CFR 164.502(g), as amended. For the purposes of this
20 subsection, "personal representative" has the meaning set
21 forth in 45 CFR 164.502(g).

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.