

SB1184



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

SB1184

Introduced 2/18/2005, by Sen. John J. Cullerton - Emil Jones, Jr.

SYNOPSIS AS INTRODUCED:

755 ILCS 43/10

Amends the Mental Health Treatment Preference Declaration Act. Makes a technical change in a Section concerning a declaration of preference or instructions regarding mental health treatment.

LRB094 04868 LCB 34897 b

A BILL FOR

1 AN ACT concerning civil law.

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

4 Section 5. The Mental Health Treatment Preference
5 Declaration Act is amended by changing Section 10 as follows:

6 (755 ILCS 43/10)

7 Sec. 10. Declaration of preference or instructions.

8 (1) An adult of sound mind may make a declaration of
9 preferences or instructions regarding mental health treatment.
10 The ~~The~~ preferences or instructions may include consent to or
11 refusal of mental health treatment.

12 (2) A declaration for mental health treatment may be
13 invoked within 3 years of its execution unless it is revoked.
14 The authority of a named attorney-in-fact and any alternative
15 attorney-in-fact named in the declaration continues in effect
16 as long as the declaration appointing the attorney-in-fact is
17 in effect or until the attorney-in-fact has withdrawn. If a
18 declaration for mental health treatment has been invoked and is
19 in effect at the expiration of 3 years after its execution, the
20 declaration remains effective until the principal is no longer
21 incapable.

22 (Source: P.A. 89-439, eff. 6-1-96.)