

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 5. The Sexual Assault Survivors Emergency  
5 Treatment Act is amended by changing Section 5 as follows:

6 (410 ILCS 70/5) (from Ch. 111 1/2, par. 87-5)

7 Sec. 5. Minimum requirements for hospitals providing  
8 emergency service to sexual assault survivors.

9 (a) Every hospital providing emergency hospital services  
10 to an alleged sexual assault survivor under this Act shall, as  
11 minimum requirements for such services, provide, with the  
12 consent of the alleged sexual assault survivor, and as ordered  
13 by the attending physician, an advanced practice nurse who has  
14 a written collaborative agreement with a collaborating  
15 physician that authorizes provision of emergency services, or a  
16 physician assistant who has been delegated authority to provide  
17 emergency services, the following:

18 (1) appropriate medical examinations and laboratory  
19 tests required to ensure the health, safety, and welfare of  
20 an alleged sexual assault survivor or which may be used as  
21 evidence in a criminal proceeding against a person accused  
22 of the sexual assault, or both; and records of the results  
23 of such examinations and tests shall be maintained by the  
24 hospital and made available to law enforcement officials  
25 upon the request of the alleged sexual assault survivor;

26 (2) appropriate oral and written information  
27 concerning the possibility of infection, sexually  
28 transmitted disease and pregnancy resulting from sexual  
29 assault;

30 (3) appropriate oral and written information  
31 concerning accepted medical procedures, medication, and  
32 possible contraindications of such medication available

1 for the prevention or treatment of infection or disease  
2 resulting from sexual assault;

3 (4) such medication as is deemed appropriate by the  
4 attending physician, an advanced practice nurse, or a  
5 physician assistant, including HIV prophylaxis;

6 (5) a blood test to determine the presence or absence  
7 of sexually transmitted disease;

8 (6) written and oral instructions indicating the need  
9 for a second blood test 6 weeks after the sexual assault to  
10 determine the presence or absence of sexually transmitted  
11 disease; and

12 (7) appropriate counseling as determined by the  
13 hospital, by trained personnel designated by the hospital.

14 (b) Any minor who is an alleged survivor of sexual assault  
15 who seeks emergency services under this Act shall be provided  
16 such services without the consent of the parent, guardian or  
17 custodian of the minor.

18 (Source: P.A. 93-962, eff. 8-20-04.)