

**SB2834**



**95TH GENERAL ASSEMBLY**

**State of Illinois**

**2007 and 2008**

**SB2834**

Introduced 2/15/2008, by Sen. John J. Cullerton

**SYNOPSIS AS INTRODUCED:**

625 ILCS 5/11-501.4-1

Amends the Illinois Vehicle Code. Provides that the results of blood or urine tests performed for the purpose of determining the content of alcohol, other drug or drugs, or intoxicating compound or compounds, or any combination thereof, in an individual's blood or urine conducted upon persons receiving medical treatment in a hospital emergency room for injuries resulting from a motor vehicle accident shall be disclosed to the Department of State Police or local law enforcement agencies of jurisdiction (rather than shall be disclosed upon request). Effective immediately.

LRB095 15984 RLC 41996 b

**A BILL FOR**

1 AN ACT concerning vehicles.

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

4 Section 5. The Illinois Vehicle Code is amended by changing  
5 Section 11-501.4-1 as follows:

6 (625 ILCS 5/11-501.4-1)

7 Sec. 11-501.4-1. Reporting of test results of blood or  
8 urine conducted in the regular course of providing emergency  
9 medical treatment.

10 (a) Notwithstanding any other provision of law, the results  
11 of blood or urine tests performed for the purpose of  
12 determining the content of alcohol, other drug or drugs, or  
13 intoxicating compound or compounds, or any combination  
14 thereof, in an individual's blood or urine conducted upon  
15 persons receiving medical treatment in a hospital emergency  
16 room for injuries resulting from a motor vehicle accident shall  
17 be disclosed to the Department of State Police or local law  
18 enforcement agencies of jurisdiction, ~~upon request~~. Such blood  
19 or urine tests are admissible in evidence as a business record  
20 exception to the hearsay rule only in prosecutions for any  
21 violation of Section 11-501 of this Code or a similar provision  
22 of a local ordinance, or in prosecutions for reckless homicide  
23 brought under the Criminal Code of 1961.

1           (b) The confidentiality provisions of law pertaining to  
2 medical records and medical treatment shall not be applicable  
3 with regard to tests performed upon an individual's blood or  
4 urine under the provisions of subsection (a) of this Section.  
5 No person shall be liable for civil damages or professional  
6 discipline as a result of the disclosure or reporting of the  
7 tests or the evidentiary use of an individual's blood or urine  
8 test results under this Section or Section 11-501.4 or as a  
9 result of that person's testimony made available under this  
10 Section or Section 11-501.4, except for willful or wanton  
11 misconduct.

12           (Source: P.A. 90-779, eff. 1-1-99; 91-125, eff. 1-1-00.)

13           Section 99. Effective date. This Act takes effect upon  
14 becoming law.