

1 AN ACT concerning public health.

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

4 Section 5. The HIV/AIDS Registry Act is amended by changing
5 Section 4 as follows:

6 (410 ILCS 310/4) (from Ch. 111 1/2, par. 7354)

7 Sec. 4. (a) The Department shall establish and maintain an
8 HIV/AIDS Registry consisting of a record of all cases of HIV
9 and AIDS which occur in Illinois, and such information
10 concerning those cases as it deems necessary or appropriate in
11 order to conduct thorough and complete epidemiological surveys
12 of HIV and AIDS in Illinois, and to evaluate existing control
13 and prevention measures. Notwithstanding any other provision
14 of this subsection (a), the information concerning those cases
15 included in the Registry shall include all CD4 test results,
16 including counts and percentages of any value, and HIV viral
17 load test results, both detectable and undetectable; provided,
18 however, that hospitals and laboratories may only be required
19 to report such test results for tests performed on or after 90
20 days after the date that the Department furnishes an electronic
21 method for the reporting of such results to the Department and
22 only if a hospital or laboratory has an electronic health
23 record that enables the hospital or laboratory to identify HIV

1 patients. Until electronic laboratory reporting is
2 established, hospitals and laboratories shall continue to
3 report cases of HIV and AIDS in Illinois in accordance with the
4 administrative rules adopted by the Department that are in
5 effect on May 1, 2011. Cases included in the Registry shall be
6 identified by a code rather than by name. To the extent
7 feasible, the Registry shall be compatible with other national
8 models so as to facilitate the coordination of information with
9 other data bases.

10 (b) To facilitate the collection of information relating to
11 cases of HIV and AIDS, the Department shall have the authority
12 to require hospitals, laboratories and other facilities which
13 diagnose such conditions to report cases of HIV and AIDS to the
14 Department or a local health authority if the local health
15 authority serves a population of over 1,000,000 citizens or if
16 the local health authority has been designated by the
17 Department to collect such information, and to require the
18 submission of such other information pertaining to or in
19 connection with such reported cases as the Department deems
20 necessary or appropriate for the purposes of this Act,
21 including all CD4 and HIV viral load test results for those
22 cases included in the Registry. The Department may promulgate
23 rules or regulations specifying the types of information
24 required, requirements for follow up of patients, frequency of
25 reporting, methods of submitting such information and any other
26 details deemed by the Department to be necessary or appropriate

1 for the administration of this Act. Nothing in this Act shall
2 be construed to compel any individual to submit to a medical
3 examination or supervision.

4 (c) The Director shall by rule establish standards for
5 ensuring the protection of information made confidential or
6 privileged under law.

7 (Source: P.A. 94-102, eff. 1-1-06.)