



Sen. Ira I. Silverstein

**Filed: 3/10/2011**

09700SB2015sam001

LRB097 10113 AJO 52594 a

1 AMENDMENT TO SENATE BILL 2015

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2015 on page 1,  
3 line 5, by replacing "Section 11a-4" with "Sections 11a-4 and  
4 11a-9"; and

5 on page 3, below line 7, by inserting the following:

6 "(755 ILCS 5/11a-9) (from Ch. 110 1/2, par. 11a-9)  
7 Sec. 11a-9. Report.)

8 (a) The petition for adjudication of disability and for  
9 appointment of a guardian should be accompanied by a report  
10 which contains (1) a description of the nature and type of the  
11 respondent's disability and an assessment of how the disability  
12 impacts on the ability of the respondent to make decisions or  
13 to function independently; (2) an analysis and results of  
14 evaluations of the respondent's mental and physical condition  
15 and, where appropriate, educational condition, adaptive  
16 behavior and social skills, which have been performed within 3

1 months of the date of the filing of the petition; (3) an  
2 opinion as to whether guardianship is needed, the type and  
3 scope of the guardianship needed, and the reasons therefor; (4)  
4 a recommendation as to the most suitable living arrangement  
5 and, where appropriate, treatment or habilitation plan for the  
6 respondent and the reasons therefor; (5) the signatures of all  
7 persons who performed the evaluations upon which the report is  
8 based, one of whom shall be a licensed physician unless the  
9 evaluation and report are completed by a licensed clinical  
10 psychologist or psychiatrist and the evaluation is limited to  
11 the respondent's mental condition, and a statement of the  
12 certification, license, or other credentials that qualify the  
13 evaluators who prepared the report.

14 (b) If for any reason no report accompanies the petition,  
15 the court shall order appropriate evaluations to be performed  
16 by a qualified person or persons and a report prepared and  
17 filed with the court at least 10 days prior to the hearing.

18 (c) Unless the court otherwise directs, any report prepared  
19 pursuant to this Section shall not be made part of the public  
20 record of the proceedings but shall be available to the court  
21 or an appellate court in which the proceedings are subject to  
22 review, to the respondent, the petitioner, the guardian, and  
23 their attorneys, to the respondent's guardian ad litem, and to  
24 such other persons as the court may direct.

25 (Source: P.A. 89-396, eff. 8-20-95.)"