

Due to changes to Illinois laws regarding persons in-custody, seeking medical treatment, **(Insert your facility)** requires complete cooperative adherence to these changes. **(Insert your facility)** has adopted these statutory requirements to our policy and procedural operation for admittance and treatment. **(Your facility)** requirements may have changed considering these legal requirements, yet we are here to serve the medical needs of your patients within the scope of our operational policies.

We thank you for your cooperation.

***Per the changes to (210 ILCS 160/30) the institution or facility holding custody shall:***

- (1) to the greatest extent practicable, notify the hospital or medical facility that is treating the committed person prior to the committed person's visit and notify the hospital or medical facility of any significant medical, mental health, recent violent actions, or other safety concerns regarding the patient.**
- 2) to the greatest extent practicable, ensure the transferred committed person is accompanied by the most comprehensive medical records possible**
- (3) provide at least one guard trained in custodial escort and custody of high-risk committed persons to accompany any committed person.**

**Restraints applied on patients:**

**Under no circumstances may leg irons or shackles or waist shackles be used on any pregnant female prisoner who is in labor.**

**Restraint of a pregnant female prisoner in the custody of the Cook County shall comply with Section 3-15003.6**

**Restraints shall not be used on a committed person if medical personnel determine that the restraints would impede medical treatment**

**Patient Visitation:**

**(4) ensure that only medical personnel, Department of Corrections, county, or municipality personnel, and visitors on the committed person's approved institutional visitors list may visit the committed person.**

**Visitation by a person on the committed person's approved institutional visitors list shall be subject to the rules and procedures of the hospital or medical facility and the Department of Corrections, county, or municipality.**

- (A) the name of the visitor must be listed per the facility's or institution's documentation;**
- (B) the visitor shall submit to the search of his or her person or any personal property under his or her control at any time;**
- (C) the custodial agency may deny the committed person access to a telephone or limit the number of visitors the committed person may receive for purposes of safety.**

**Restraint Application Rules:**

**The custodial agency shall ensure that the committed person is wearing security restraints in accordance with the custodial agency's rules and procedures if the custodial agency determines that restraints are necessary for the following reasons**

1. to prevent physical harm to the committed person or another person
2. because the committed person has a history of disruptive behavior that has placed others in potentially harmful situations or presents a substantial risk of inflicting physical harm on himself or herself or others as evidenced by recent behavior
3. there is a well-founded belief that the committed person presents a substantial risk of flight

**Under no circumstances may leg irons or shackles or waist shackles be used on any pregnant female prisoner who is in labor. In addition, restraint of a pregnant female prisoner in the custody of the Cook County shall comply with Section 3-15003.6 of the Counties Code.**

**The hospital or medical facility may establish protocols for the receipt of committed persons in collaboration with the Department of Corrections, county, or municipality, specifically with regard to potentially violent persons.**

**Juvenile Justice Custody Patients:**

If a committed person receives medical care and treatment at a place other than an institution or facility of the Department of **Juvenile Justice**, then the institution or facility shall

- 1) To the greatest extent practicable, **notify the hospital or medical facility** that is treating the committed person **prior to the committed person's visit**, and  
  
**notify the hospital or medical facility of any significant medical, mental health, recent violent actions, or other safety concerns regarding the patient**
- (2) To the greatest extent practicable, ensure the **transferred committed person is accompanied by the most comprehensive medical records possible**;
- (3) Provide: **at least one guard trained in custodial escort and custody of high-risk committed persons to accompany any committed person**
- (4) Ensure that only medical personnel, Department of Juvenile Justice personnel, and visitors on the committed person's approved institutional visitors list may visit the committed person. Visitation by a person on the committed person's approved institutional visitors list shall be subject to the rules and procedures of the hospital or medical facility and the Department of Juvenile Justice. In any situation in which a committed person is being visited:
  - (A) the name of the visitor must be listed per the facility's or institution's documentation
  - (B) the visitor shall submit to the search of his or her person or any personal property under his or her control at any time; and
  - (C) the custodial agency may deny the committed person access to a telephone or limit the number of visitors the committed person may receive for purposes of safety.

**Application of Restraints to Juvenile Patients:**

The Department of Juvenile Justice **shall ensure that the committed person is wearing security restraints on either his or her wrists or ankles in accordance with the rules and procedures of the Department of Juvenile Justice if the Department of Juvenile Justice determines that restraints are necessary for the following reasons:**

- (5) to **prevent physical harm to the committed person or another person**
- (6) because the committed person has a history of disruptive behavior that has placed others in potentially harmful situations or **presents a substantial risk of inflicting physical harm on himself or herself or others as evidenced by recent behavior;**

Any restraints used on a committed person under this paragraph shall be the least restrictive restraints necessary to prevent flight or physical harm to the committed person or another person. Restraints shall not be used on the committed person as provided in this paragraph if medical personnel determine that the restraints would impede medical treatment.

The hospital or medical facility may establish protocols for the receipt of committed persons in collaboration with the Department of Juvenile Justice, specifically with regard to persons recently exhibiting violence.