

1 AN ACT concerning regulation.

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

4 Section 5. The Medical Practice Act of 1987 is amended by  
5 changing Section 54.2 as follows:

6 (225 ILCS 60/54.2)

7 (Section scheduled to be repealed on January 1, 2027)

8 Sec. 54.2. Physician delegation of authority.

9 (a) Nothing in this Act shall be construed to limit the  
10 delegation of patient care tasks or duties by a physician, to a  
11 licensed practical nurse, a registered professional nurse, or  
12 other licensed person practicing within the scope of his or  
13 her individual licensing Act. Delegation by a physician  
14 licensed to practice medicine in all its branches to physician  
15 assistants or advanced practice registered nurses is also  
16 addressed in Section 54.5 of this Act. No physician may  
17 delegate any patient care task or duty that is statutorily or  
18 by rule mandated to be performed by a physician.

19 (b) In an office or practice setting and within a  
20 physician-patient relationship, a physician may delegate  
21 patient care tasks or duties to an unlicensed person who  
22 possesses appropriate training and experience provided a  
23 health care professional, who is practicing within the scope

1 of such licensed professional's individual licensing Act, is  
2 on site to provide assistance.

3 (c) Any such patient care task or duty delegated to a  
4 licensed or unlicensed person must be within the scope of  
5 practice, education, training, or experience of the delegating  
6 physician and within the context of a physician-patient  
7 relationship.

8 (d) Nothing in this Section shall be construed to affect  
9 referrals for professional services required by law.

10 (e) The Department shall have the authority to adopt  
11 ~~promulgate~~ rules concerning a physician's delegation,  
12 including but not limited to, the use of light emitting  
13 devices for patient care or treatment. An on-site physician  
14 examination prior to the performance of a non-ablative laser  
15 procedure shall not be required when:

16 (1) the laser hair removal facility follows a  
17 physician supervision protocol, made available to the  
18 Department upon request;

19 (2) the procedure is performed by a registered nurse  
20 or licensed practical nurse;

21 (3) an advanced practice registered nurse or a  
22 physician assistant examines the patient and determines a  
23 course of treatment appropriate to the patient prior to a  
24 non-ablative laser procedure being performed; and

25 (4) an advanced practice registered nurse, physician  
26 assistant, or physician is available for on-site

1       supervision or by telephone or other electronic means to  
2       respond promptly to any questions or complications that  
3       may occur.

4       (f) Nothing in this Act shall be construed to limit the  
5 method of delegation that may be authorized by any means,  
6 including, but not limited to, oral, written, electronic,  
7 standing orders, protocols, guidelines, or verbal orders.

8       (g) A physician licensed to practice medicine in all of  
9 its branches under this Act may delegate any and all authority  
10 prescribed to him or her by law to international medical  
11 graduate physicians, so long as the tasks or duties are within  
12 the scope of practice, education, training, or experience of  
13 the delegating physician who is on site to provide assistance.  
14 An international medical graduate working in Illinois pursuant  
15 to this subsection is subject to all statutory and regulatory  
16 requirements of this Act, as applicable, relating to the  
17 standards of care. An international medical graduate physician  
18 is limited to providing treatment under the supervision of a  
19 physician licensed to practice medicine in all of its  
20 branches. The supervising physician or employer must keep  
21 record of and make available upon request by the Department  
22 the following: (1) evidence of education certified by the  
23 Educational Commission for Foreign Medical Graduates; (2)  
24 evidence of passage of Step 1, Step 2 Clinical Knowledge, and  
25 Step 3 of the United States Medical Licensing Examination as  
26 required by this Act; and (3) evidence of an unencumbered

1 license from another country. This subsection does not apply  
2 to any international medical graduate whose license as a  
3 physician is revoked, suspended, or otherwise encumbered. This  
4 subsection is inoperative upon the adoption of rules  
5 implementing Section 15.5.

6 (Source: P.A. 103-1, eff. 4-27-23; 103-102, eff. 6-16-23.)