



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB2395

Introduced 2/19/2009, by Rep. Angelo Saviano

SYNOPSIS AS INTRODUCED:

225 ILCS 65/50-75

Amends the Nurse Practice Act. In a provision prohibiting a registered professional nurse from delegating the nursing activity of medication administration to an unlicensed person, provides that "medication administration" does not include prepackaged medications administered to an individual detainee in a correctional facility by corrections personnel in accordance with Title 20 of the Illinois Administrative Code. Effective immediately.

LRB096 07599 ASK 17695 b

1 AN ACT concerning professional regulation.

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

4 Section 5. The Nurse Practice Act is amended by changing
5 Section 50-75 as follows:

6 (225 ILCS 65/50-75)

7 (Section scheduled to be repealed on January 1, 2018)

8 Sec. 50-75. Nursing delegation.

9 (a) For the purposes of this Section:

10 "Delegation" means transferring to an individual the
11 authority to perform a selected nursing activity or task, in a
12 selected situation.

13 "Nursing activity" means any work requiring the use of
14 knowledge acquired by completion of an approved program for
15 licensure, including advanced education, continuing education,
16 and experience as a licensed practical nurse or professional
17 nurse, as defined by the Department by rule.

18 "Task" means work not requiring nursing knowledge,
19 judgment, or decision-making, as defined by the Department by
20 rule.

21 (b) Nursing shall be practiced by licensed practical
22 nurses, registered professional nurses, and advanced practice
23 nurses. In the delivery of nursing care, nurses work with many

1 other licensed professionals and other persons. An advanced
2 practice nurse may delegate to registered professional nurses,
3 licensed practical nurses, and others persons.

4 (c) A registered professional nurse shall not delegate any
5 nursing activity requiring the specialized knowledge,
6 judgment, and skill of a licensed nurse to an unlicensed
7 person, including medication administration. A registered
8 professional nurse may delegate nursing activities to other
9 registered professional nurses or licensed practical nurses.

10 A registered nurse may delegate tasks to other licensed and
11 unlicensed persons. A licensed practical nurse who has been
12 delegated a nursing activity shall not re-delegate the nursing
13 activity. A registered professional nurse or advanced practice
14 nurse retains the right to refuse to delegate or to stop or
15 rescind a previously authorized delegation.

16 For purposes of this subsection (c), "medication
17 administration" does not include prepackaged medications
18 administered to an individual detainee in a correctional
19 facility by corrections personnel in accordance with Title 20
20 of the Illinois Administrative Code.

21 (Source: P.A. 95-639, eff. 10-5-07.)

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.