



Rep. Michael J. Zalewski

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1 AMENDMENT TO SENATE BILL 1205

2 AMENDMENT NO. _____. Amend Senate Bill 1205 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Professional Regulation Law
5 of the Civil Administrative Code of Illinois is amended by
6 changing Section 2105-15 as follows:

7 (20 ILCS 2105/2105-15)

8 Sec. 2105-15. General powers and duties.

9 (a) The Department has, subject to the provisions of the
10 Civil Administrative Code of Illinois, the following powers and
11 duties:

12 (1) To authorize examinations in English to ascertain
13 the qualifications and fitness of applicants to exercise
14 the profession, trade, or occupation for which the
15 examination is held.

16 (2) To prescribe rules and regulations for a fair and

1 wholly impartial method of examination of candidates to
2 exercise the respective professions, trades, or
3 occupations.

4 (3) To pass upon the qualifications of applicants for
5 licenses, certificates, and authorities, whether by
6 examination, by reciprocity, or by endorsement.

7 (4) To prescribe rules and regulations defining, for
8 the respective professions, trades, and occupations, what
9 shall constitute a school, college, or university, or
10 department of a university, or other institution,
11 reputable and in good standing, and to determine the
12 reputability and good standing of a school, college, or
13 university, or department of a university, or other
14 institution, reputable and in good standing, by reference
15 to a compliance with those rules and regulations; provided,
16 that no school, college, or university, or department of a
17 university, or other institution that refuses admittance
18 to applicants solely on account of race, color, creed, sex,
19 or national origin shall be considered reputable and in
20 good standing.

21 (5) To conduct hearings on proceedings to revoke,
22 suspend, refuse to renew, place on probationary status, or
23 take other disciplinary action as authorized in any
24 licensing Act administered by the Department with regard to
25 licenses, certificates, or authorities of persons
26 exercising the respective professions, trades, or

1 occupations and to revoke, suspend, refuse to renew, place
2 on probationary status, or take other disciplinary action
3 as authorized in any licensing Act administered by the
4 Department with regard to those licenses, certificates, or
5 authorities. The Department shall issue a monthly
6 disciplinary report. The Department shall deny any license
7 or renewal authorized by the Civil Administrative Code of
8 Illinois to any person who has defaulted on an educational
9 loan or scholarship provided by or guaranteed by the
10 Illinois Student Assistance Commission or any governmental
11 agency of this State; however, the Department may issue a
12 license or renewal if the aforementioned persons have
13 established a satisfactory repayment record as determined
14 by the Illinois Student Assistance Commission or other
15 appropriate governmental agency of this State.
16 Additionally, beginning June 1, 1996, any license issued by
17 the Department may be suspended or revoked if the
18 Department, after the opportunity for a hearing under the
19 appropriate licensing Act, finds that the licensee has
20 failed to make satisfactory repayment to the Illinois
21 Student Assistance Commission for a delinquent or
22 defaulted loan. For the purposes of this Section,
23 "satisfactory repayment record" shall be defined by rule.
24 The Department shall refuse to issue or renew a license to,
25 or shall suspend or revoke a license of, any person who,
26 after receiving notice, fails to comply with a subpoena or

1 warrant relating to a paternity or child support
2 proceeding. However, the Department may issue a license or
3 renewal upon compliance with the subpoena or warrant.

4 The Department, without further process or hearings,
5 shall revoke, suspend, or deny any license or renewal
6 authorized by the Civil Administrative Code of Illinois to
7 a person who is certified by the Department of Healthcare
8 and Family Services (formerly Illinois Department of
9 Public Aid) as being more than 30 days delinquent in
10 complying with a child support order or who is certified by
11 a court as being in violation of the Non-Support Punishment
12 Act for more than 60 days. The Department may, however,
13 issue a license or renewal if the person has established a
14 satisfactory repayment record as determined by the
15 Department of Healthcare and Family Services (formerly
16 Illinois Department of Public Aid) or if the person is
17 determined by the court to be in compliance with the
18 Non-Support Punishment Act. The Department may implement
19 this paragraph as added by Public Act 89-6 through the use
20 of emergency rules in accordance with Section 5-45 of the
21 Illinois Administrative Procedure Act. For purposes of the
22 Illinois Administrative Procedure Act, the adoption of
23 rules to implement this paragraph shall be considered an
24 emergency and necessary for the public interest, safety,
25 and welfare.

26 (6) To transfer jurisdiction of any realty under the

1 control of the Department to any other department of the
2 State Government or to acquire or accept federal lands when
3 the transfer, acquisition, or acceptance is advantageous
4 to the State and is approved in writing by the Governor.

5 (7) To formulate rules and regulations necessary for
6 the enforcement of any Act administered by the Department.

7 (8) To exchange with the Department of Healthcare and
8 Family Services information that may be necessary for the
9 enforcement of child support orders entered pursuant to the
10 Illinois Public Aid Code, the Illinois Marriage and
11 Dissolution of Marriage Act, the Non-Support of Spouse and
12 Children Act, the Non-Support Punishment Act, the Revised
13 Uniform Reciprocal Enforcement of Support Act, the Uniform
14 Interstate Family Support Act, or the Illinois Parentage
15 Act of 1984. Notwithstanding any provisions in this Code to
16 the contrary, the Department of Professional Regulation
17 shall not be liable under any federal or State law to any
18 person for any disclosure of information to the Department
19 of Healthcare and Family Services (formerly Illinois
20 Department of Public Aid) under this paragraph (8) or for
21 any other action taken in good faith to comply with the
22 requirements of this paragraph (8).

23 (8.5) To accept continuing education credit for
24 mandated reporter training on how to recognize and report
25 child abuse offered by the Department of Children and
26 Family Services and completed by any person who holds a

1 professional license issued by the Department and who is a
2 mandated reporter under the Abused and Neglected Child
3 Reporting Act. The Department shall adopt any rules
4 necessary to implement this paragraph.

5 (9) To perform other duties prescribed by law.

6 (a-5) Except in cases involving default on an educational
7 loan or scholarship provided by or guaranteed by the Illinois
8 Student Assistance Commission or any governmental agency of
9 this State or in cases involving delinquency in complying with
10 a child support order or violation of the Non-Support
11 Punishment Act, no person or entity whose license, certificate,
12 or authority has been revoked as authorized in any licensing
13 Act administered by the Department may apply for restoration of
14 that license, certification, or authority until 3 years after
15 the effective date of the revocation.

16 (b) The Department may, when a fee is payable to the
17 Department for a wall certificate of registration provided by
18 the Department of Central Management Services, require that
19 portion of the payment for printing and distribution costs be
20 made directly or through the Department to the Department of
21 Central Management Services for deposit into the Paper and
22 Printing Revolving Fund. The remainder shall be deposited into
23 the General Revenue Fund.

24 (c) For the purpose of securing and preparing evidence, and
25 for the purchase of controlled substances, professional
26 services, and equipment necessary for enforcement activities,

1 recoupment of investigative costs, and other activities
2 directed at suppressing the misuse and abuse of controlled
3 substances, including those activities set forth in Sections
4 504 and 508 of the Illinois Controlled Substances Act, the
5 Director and agents appointed and authorized by the Director
6 may expend sums from the Professional Regulation Evidence Fund
7 that the Director deems necessary from the amounts appropriated
8 for that purpose. Those sums may be advanced to the agent when
9 the Director deems that procedure to be in the public interest.
10 Sums for the purchase of controlled substances, professional
11 services, and equipment necessary for enforcement activities
12 and other activities as set forth in this Section shall be
13 advanced to the agent who is to make the purchase from the
14 Professional Regulation Evidence Fund on vouchers signed by the
15 Director. The Director and those agents are authorized to
16 maintain one or more commercial checking accounts with any
17 State banking corporation or corporations organized under or
18 subject to the Illinois Banking Act for the deposit and
19 withdrawal of moneys to be used for the purposes set forth in
20 this Section; provided, that no check may be written nor any
21 withdrawal made from any such account except upon the written
22 signatures of 2 persons designated by the Director to write
23 those checks and make those withdrawals. Vouchers for those
24 expenditures must be signed by the Director. All such
25 expenditures shall be audited by the Director, and the audit
26 shall be submitted to the Department of Central Management

1 Services for approval.

2 (d) Whenever the Department is authorized or required by
3 law to consider some aspect of criminal history record
4 information for the purpose of carrying out its statutory
5 powers and responsibilities, then, upon request and payment of
6 fees in conformance with the requirements of Section 2605-400
7 of the Department of State Police Law (20 ILCS 2605/2605-400),
8 the Department of State Police is authorized to furnish,
9 pursuant to positive identification, the information contained
10 in State files that is necessary to fulfill the request.

11 (e) The provisions of this Section do not apply to private
12 business and vocational schools as defined by Section 15 of the
13 Private Business and Vocational Schools Act of 2012.

14 (f) Beginning July 1, 1995, this Section does not apply to
15 those professions, trades, and occupations licensed under the
16 Real Estate License Act of 2000, nor does it apply to any
17 permits, certificates, or other authorizations to do business
18 provided for in the Land Sales Registration Act of 1989 or the
19 Illinois Real Estate Time-Share Act.

20 (g) Notwithstanding anything that may appear in any
21 individual licensing statute or administrative rule, the
22 Department shall deny any license application or renewal
23 authorized under any licensing Act administered by the
24 Department to any person who has failed to file a return, or to
25 pay the tax, penalty, or interest shown in a filed return, or
26 to pay any final assessment of tax, penalty, or interest, as

1 required by any tax Act administered by the Illinois Department
2 of Revenue, until such time as the requirement of any such tax
3 Act are satisfied; however, the Department may issue a license
4 or renewal if the person has established a satisfactory
5 repayment record as determined by the Illinois Department of
6 Revenue. For the purpose of this Section, "satisfactory
7 repayment record" shall be defined by rule.

8 In addition, a complaint filed with the Department by the
9 Illinois Department of Revenue that includes a certification,
10 signed by its Director or designee, attesting to the amount of
11 the unpaid tax liability or the years for which a return was
12 not filed, or both, is prima facie evidence of the licensee's
13 failure to comply with the tax laws administered by the
14 Illinois Department of Revenue. Upon receipt of that
15 certification, the Department shall, without a hearing,
16 immediately suspend all licenses held by the licensee.
17 Enforcement of the Department's order shall be stayed for 60
18 days. The Department shall provide notice of the suspension to
19 the licensee by mailing a copy of the Department's order by
20 certified and regular mail to the licensee's last known address
21 as registered with the Department. The notice shall advise the
22 licensee that the suspension shall be effective 60 days after
23 the issuance of the Department's order unless the Department
24 receives, from the licensee, a request for a hearing before the
25 Department to dispute the matters contained in the order.

26 Any suspension imposed under this subsection (g) shall be

1 terminated by the Department upon notification from the
2 Illinois Department of Revenue that the licensee is in
3 compliance with all tax laws administered by the Illinois
4 Department of Revenue.

5 The Department shall promulgate rules for the
6 administration of this subsection (g).

7 (h) The Department may grant the title "Retired", to be
8 used immediately adjacent to the title of a profession
9 regulated by the Department, to eligible retirees. For
10 individuals licensed under the Medical Practice Act of 1987,
11 the title "Retired" may be used in the profile required by the
12 Patients' Right to Know Act. The use of the title "Retired"
13 shall not constitute representation of current licensure,
14 registration, or certification. Any person without an active
15 license, registration, or certificate in a profession that
16 requires licensure, registration, or certification shall not
17 be permitted to practice that profession.

18 (i) Within 180 days after December 23, 2009 (the effective
19 date of Public Act 96-852), the Department shall promulgate
20 rules which permit a person with a criminal record, who seeks a
21 license or certificate in an occupation for which a criminal
22 record is not expressly a per se bar, to apply to the
23 Department for a non-binding, advisory opinion to be provided
24 by the Board or body with the authority to issue the license or
25 certificate as to whether his or her criminal record would bar
26 the individual from the licensure or certification sought,

1 should the individual meet all other licensure requirements
2 including, but not limited to, the successful completion of the
3 relevant examinations.

4 (Source: P.A. 97-650, eff. 2-1-12; 98-756, eff. 7-16-14;
5 98-850, eff. 1-1-15.)

6 Section 10. The Patients' Right to Know Act is amended by
7 changing Section 10 as follows:

8 (225 ILCS 61/10)

9 Sec. 10. Physician profiles. The Department shall make
10 available to the public a profile of each physician. The
11 Department shall make this information available through an
12 Internet web site and, if requested, in writing. Except as
13 otherwise provided in this Section, the ~~The~~ physician profile
14 shall contain the following information:

15 (1) the full name of the physician;

16 (2) a description of any criminal convictions for
17 felonies and Class A misdemeanors, as determined by the
18 Department, within the most recent 10 years. For the
19 purposes of this Section, a person shall be deemed to be
20 convicted of a crime if he or she pleaded guilty or if he
21 was found or adjudged guilty by a court of competent
22 jurisdiction;

23 (3) a description of any final Department disciplinary
24 actions within the most recent 10 years;

1 (4) a description of any final disciplinary actions by
2 licensing boards in other states within the most recent 10
3 years;

4 (5) a description of revocation or involuntary
5 restriction of hospital privileges for reasons related to
6 competence or character that have been taken by the
7 hospital's governing body or any other official of the
8 hospital after procedural due process has been afforded, or
9 the resignation from or nonrenewal of medical staff
10 membership or the restriction of privileges at a hospital
11 taken in lieu of or in settlement of a pending disciplinary
12 case related to competence or character in that hospital.
13 Only cases which have occurred within the most recent 10
14 years shall be disclosed by the Department to the public;

15 (6) all medical malpractice court judgments and all
16 medical malpractice arbitration awards in which a payment
17 was awarded to a complaining party during the most recent
18 10 years and all settlements of medical malpractice claims
19 in which a payment was made to a complaining party within
20 the most recent 10 years. A medical malpractice judgment or
21 award that has been appealed shall be identified
22 prominently as "Under Appeal" on the profile within 20 days
23 of formal written notice to the Department. Information
24 concerning all settlements shall be accompanied by the
25 following statement: "Settlement of a claim may occur for a
26 variety of reasons which do not necessarily reflect

1 negatively on the professional competence or conduct of the
2 physician. A payment in settlement of a medical malpractice
3 action or claim should not be construed as creating a
4 presumption that medical malpractice has occurred."

5 Nothing in this subdivision (6) shall be construed to limit
6 or prevent the Disciplinary Board from providing further
7 explanatory information regarding the significance of
8 categories in which settlements are reported. Pending
9 malpractice claims shall not be disclosed by the Department
10 to the public. Nothing in this subdivision (6) shall be
11 construed to prevent the Disciplinary Board from
12 investigating and the Department from disciplining a
13 physician on the basis of medical malpractice claims that
14 are pending;

15 (7) names of medical schools attended, dates of
16 attendance, and date of graduation;

17 (8) graduate medical education;

18 (9) specialty board certification. The toll-free
19 number of the American Board of Medical Specialties shall
20 be included to verify current board certification status;

21 (10) number of years in practice and locations;

22 (11) names of the hospitals where the physician has
23 privileges;

24 (12) appointments to medical school faculties and
25 indication as to whether a physician has a responsibility
26 for graduate medical education within the most recent 10

1 years;

2 (13) information regarding publications in
3 peer-reviewed medical literature within the most recent 10
4 years;

5 (14) information regarding professional or community
6 service activities and awards;

7 (15) the location of the physician's primary practice
8 setting;

9 (16) identification of any translating services that
10 may be available at the physician's primary practice
11 location; and

12 (17) an indication of whether the physician
13 participates in the Medicaid program.

14 A physician who has retired from active practice may use
15 the title "Retired" in his or her physician profile. If the
16 physician uses that title in his or her profile, he or she is
17 not required to provide office addresses and other practice
18 specific information.

19 (Source: P.A. 97-280, eff. 8-9-11; 98-210, eff. 1-1-14.)

20 Section 15. The Nurse Practice Act is amended by changing
21 Section 50-10 as follows:

22 (225 ILCS 65/50-10) (was 225 ILCS 65/5-10)

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

24 Sec. 50-10. Definitions. Each of the following terms, when

1 used in this Act, shall have the meaning ascribed to it in this
2 Section, except where the context clearly indicates otherwise:

3 "Academic year" means the customary annual schedule of
4 courses at a college, university, or approved school,
5 customarily regarded as the school year as distinguished from
6 the calendar year.

7 "Advanced practice nurse" or "APN" means a person who has
8 met the qualifications for a (i) certified nurse midwife (CNM);
9 (ii) certified nurse practitioner (CNP); (iii) certified
10 registered nurse anesthetist (CRNA); or (iv) clinical nurse
11 specialist (CNS) and has been licensed by the Department. All
12 advanced practice nurses licensed and practicing in the State
13 of Illinois shall use the title APN and may use specialty
14 credentials after their name.

15 "Approved program of professional nursing education" and
16 "approved program of practical nursing education" are programs
17 of professional or practical nursing, respectively, approved
18 by the Department under the provisions of this Act.

19 "Board" means the Board of Nursing appointed by the
20 Secretary.

21 "Collaboration" means a process involving 2 or more health
22 care professionals working together, each contributing one's
23 respective area of expertise to provide more comprehensive
24 patient care.

25 "Consultation" means the process whereby an advanced
26 practice nurse seeks the advice or opinion of another health

1 care professional.

2 "Credentialed" means the process of assessing and
3 validating the qualifications of a health care professional.

4 "Current nursing practice update course" means a planned
5 nursing education curriculum approved by the Department
6 consisting of activities that have educational objectives,
7 instructional methods, content or subject matter, clinical
8 practice, and evaluation methods, related to basic review and
9 updating content and specifically planned for those nurses
10 previously licensed in the United States or its territories and
11 preparing for reentry into nursing practice.

12 "Dentist" means a person licensed to practice dentistry
13 under the Illinois Dental Practice Act.

14 "Department" means the Department of Financial and
15 Professional Regulation.

16 "Hospital affiliate" means a corporation, partnership,
17 joint venture, limited liability company, or similar
18 organization, other than a hospital, that is devoted primarily
19 to the provision, management, or support of health care
20 services and that directly or indirectly controls, is
21 controlled by, or is under common control of the hospital. For
22 the purposes of this definition, "control" means having at
23 least an equal or a majority ownership or membership interest.
24 A hospital affiliate shall be 100% owned or controlled by any
25 combination of hospitals, their parent corporations, or
26 physicians licensed to practice medicine in all its branches in

1 Illinois. "Hospital affiliate" does not include a health
2 maintenance organization regulated under the Health
3 Maintenance Organization Act.

4 "Impaired nurse" means a nurse licensed under this Act who
5 is unable to practice with reasonable skill and safety because
6 of a physical or mental disability as evidenced by a written
7 determination or written consent based on clinical evidence,
8 including loss of motor skills, abuse of drugs or alcohol, or a
9 psychiatric disorder, of sufficient degree to diminish his or
10 her ability to deliver competent patient care.

11 "License-pending advanced practice nurse" means a
12 registered professional nurse who has completed all
13 requirements for licensure as an advanced practice nurse except
14 the certification examination and has applied to take the next
15 available certification exam and received a temporary license
16 from the Department.

17 "License-pending registered nurse" means a person who has
18 passed the Department-approved registered nurse licensure exam
19 and has applied for a license from the Department. A
20 license-pending registered nurse shall use the title "RN lic
21 pend" on all documentation related to nursing practice.

22 "Physician" means a person licensed to practice medicine in
23 all its branches under the Medical Practice Act of 1987.

24 "Podiatric physician" means a person licensed to practice
25 podiatry under the Podiatric Medical Practice Act of 1987.

26 "Practical nurse" or "licensed practical nurse" means a

1 person who is licensed as a practical nurse under this Act and
2 practices practical nursing as defined in this Act. Only a
3 practical nurse licensed under this Act is entitled to use the
4 title "licensed practical nurse" and the abbreviation
5 "L.P.N."

6 "Practical nursing" means the performance of nursing acts
7 requiring the basic nursing knowledge, judgement, and skill
8 acquired by means of completion of an approved practical
9 nursing education program. Practical nursing includes
10 assisting in the nursing process as delegated by a registered
11 professional nurse or an advanced practice nurse. The practical
12 nurse may work under the direction of a licensed physician,
13 dentist, podiatric physician, or other health care
14 professional determined by the Department.

15 "Privileged" means the authorization granted by the
16 governing body of a healthcare facility, agency, or
17 organization to provide specific patient care services within
18 well-defined limits, based on qualifications reviewed in the
19 credentialing process.

20 "Registered Nurse" or "Registered Professional Nurse"
21 means a person who is licensed as a professional nurse under
22 this Act and practices nursing as defined in this Act. Only a
23 registered nurse licensed under this Act is entitled to use the
24 titles "registered nurse" and "registered professional nurse"
25 and the abbreviation, "R.N."

26 "Registered professional nursing practice" is a scientific

1 process founded on a professional body of knowledge; it is a
2 learned profession based on the understanding of the human
3 condition across the life span and environment and includes all
4 nursing specialties and means the performance of any nursing
5 act based upon professional knowledge, judgment, and skills
6 acquired by means of completion of an approved professional
7 nursing education program. A registered professional nurse
8 provides holistic nursing care through the nursing process to
9 individuals, groups, families, or communities, that includes
10 but is not limited to: (1) the assessment of healthcare needs,
11 nursing diagnosis, planning, implementation, and nursing
12 evaluation; (2) the promotion, maintenance, and restoration of
13 health; (3) counseling, patient education, health education,
14 and patient advocacy; (4) the administration of medications and
15 treatments as prescribed by a physician licensed to practice
16 medicine in all of its branches, a licensed dentist, a licensed
17 podiatric physician, or a licensed optometrist or as prescribed
18 by a physician assistant in accordance with written guidelines
19 required under the Physician Assistant Practice Act of 1987 or
20 by an advanced practice nurse in accordance with Article 65 of
21 this Act; (5) the coordination and management of the nursing
22 plan of care; (6) the delegation to and supervision of
23 individuals who assist the registered professional nurse
24 implementing the plan of care; and (7) teaching nursing
25 students. The foregoing shall not be deemed to include those
26 acts of medical diagnosis or prescription of therapeutic or

1 corrective measures.

2 "Professional assistance program for nurses" means a
3 professional assistance program that meets criteria
4 established by the Board of Nursing and approved by the
5 Secretary, which provides a non-disciplinary treatment
6 approach for nurses licensed under this Act whose ability to
7 practice is compromised by alcohol or chemical substance
8 addiction.

9 "Secretary" means the Secretary of Financial and
10 Professional Regulation.

11 "Unencumbered license" means a license issued in good
12 standing.

13 "Written collaborative agreement" means a written
14 agreement between an advanced practice nurse and a
15 collaborating physician, dentist, or podiatric physician
16 pursuant to Section 65-35.

17 (Source: P.A. 97-813, eff. 7-13-12; 98-214, eff. 8-9-13.)

18 Section 20. The Physician Assistant Practice Act of 1987 is
19 amended by changing Section 4 as follows:

20 (225 ILCS 95/4) (from Ch. 111, par. 4604)

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

22 Sec. 4. In this Act:

23 1. "Department" means the Department of Financial and
24 Professional Regulation.

1 2. "Secretary" means the Secretary of Financial and
2 Professional Regulation.

3 3. "Physician assistant" means any person who has been
4 certified as a physician assistant by the National Commission
5 on the Certification of Physician Assistants or equivalent
6 successor agency and performs procedures under the supervision
7 of a physician as defined in this Act. A physician assistant
8 may perform such procedures within the specialty of the
9 supervising physician, except that such physician shall
10 exercise such direction, supervision and control over such
11 physician assistants as will assure that patients shall receive
12 quality medical care. Physician assistants shall be capable of
13 performing a variety of tasks within the specialty of medical
14 care under the supervision of a physician. Supervision of the
15 physician assistant shall not be construed to necessarily
16 require the personal presence of the supervising physician at
17 all times at the place where services are rendered, as long as
18 there is communication available for consultation by radio,
19 telephone or telecommunications within established guidelines
20 as determined by the physician/physician assistant team. The
21 supervising physician may delegate tasks and duties to the
22 physician assistant. Delegated tasks or duties shall be
23 consistent with physician assistant education, training, and
24 experience. The delegated tasks or duties shall be specific to
25 the practice setting and shall be implemented and reviewed
26 under a written supervision agreement established by the

1 physician or physician/physician assistant team. A physician
2 assistant, acting as an agent of the physician, shall be
3 permitted to transmit the supervising physician's orders as
4 determined by the institution's by-laws, policies, procedures,
5 or job description within which the physician/physician
6 assistant team practices. Physician assistants shall practice
7 only in accordance with a written supervision agreement.

8 4. "Board" means the Medical Licensing Board constituted
9 under the Medical Practice Act of 1987.

10 5. "Disciplinary Board" means the Medical Disciplinary
11 Board constituted under the Medical Practice Act of 1987.

12 6. "Physician" means, for purposes of this Act, a person
13 licensed to practice medicine in all its branches under the
14 Medical Practice Act of 1987.

15 7. "Supervising Physician" means, for the purposes of this
16 Act, the primary supervising physician of a physician
17 assistant, who, within his specialty and expertise may delegate
18 a variety of tasks and procedures to the physician assistant.
19 Such tasks and procedures shall be delegated in accordance with
20 a written supervision agreement. The supervising physician
21 maintains the final responsibility for the care of the patient
22 and the performance of the physician assistant.

23 8. "Alternate supervising physician" means, for the
24 purpose of this Act, any physician designated by the
25 supervising physician to provide supervision in the event that
26 he or she is unable to provide that supervision. The Department

1 may further define "alternate supervising physician" by rule.

2 The alternate supervising physicians shall maintain all
3 the same responsibilities as the supervising physician.
4 Nothing in this Act shall be construed as relieving any
5 physician of the professional or legal responsibility for the
6 care and treatment of persons attended by him or by physician
7 assistants under his supervision. Nothing in this Act shall be
8 construed as to limit the reasonable number of alternate
9 supervising physicians, provided they are designated by the
10 supervising physician.

11 9. "Address of record" means the designated address
12 recorded by the Department in the applicant's or licensee's
13 application file or license file maintained by the Department's
14 licensure maintenance unit. It is the duty of the applicant or
15 licensee to inform the Department of any change of address, and
16 such changes must be made either through the Department's
17 website or by contacting the Department's licensure
18 maintenance unit.

19 10. "Hospital affiliate" means a corporation, partnership,
20 joint venture, limited liability company, or similar
21 organization, other than a hospital, that is devoted primarily
22 to the provision, management, or support of health care
23 services and that directly or indirectly controls, is
24 controlled by, or is under common control of the hospital. For
25 the purposes of this definition, "control" means having at
26 least an equal or a majority ownership or membership interest.

1 A hospital affiliate shall be 100% owned or controlled by any
2 combination of hospitals, their parent corporations, or
3 physicians licensed to practice medicine in all its branches in
4 Illinois. "Hospital affiliate" does not include a health
5 maintenance organization regulated under the Health
6 Maintenance Organization Act.

7 (Source: P.A. 96-268, eff. 8-11-09; 97-1071, eff. 8-24-12.)

8 Section 99. Effective date. This Act takes effect upon
9 becoming law, except that Sections 15 and 20 take effect on
10 January 1, 2016."