



Rep. Anna Moeller

Filed: 3/24/2025

10400HB2688ham002

LRB104 07342 AAS 24313 a

1 AMENDMENT TO HOUSE BILL 2688

2 AMENDMENT NO. _____. Amend House Bill 2688 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Findings. The General Assembly finds that:

5 (1) the State is experiencing a maternal health
6 crisis; and

7 (2) access to out-of-hospital services is critical to
8 addressing the maternal health crisis.

9 Section 5. The Nurse Practice Act is amended by changing
10 Sections 50-10 and 65-35 and by adding Sections 65-44 and
11 65-70 as follows:

12 (225 ILCS 65/50-10) (was 225 ILCS 65/5-10)

13 (Section scheduled to be repealed on January 1, 2028)

14 Sec. 50-10. Definitions. Each of the following terms, when
15 used in this Act, shall have the meaning ascribed to it in this

1 Section, except where the context clearly indicates otherwise:

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

6 "Address of record" means the designated address recorded
7 by the Department in the applicant's or licensee's application
8 file or license file as maintained by the Department's
9 licensure maintenance unit.

10 "Advanced practice registered nurse" or "APRN" means a
11 person who has met the qualifications for a (i) certified
12 nurse midwife (CNM); (ii) certified nurse practitioner (CNP);
13 (iii) certified registered nurse anesthetist (CRNA); or (iv)
14 clinical nurse specialist (CNS) and has been licensed by the
15 Department. All advanced practice registered nurses licensed
16 and practicing in the State of Illinois shall use the title
17 APRN and may use specialty credentials CNM, CNP, CRNA, or CNS
18 after their name. All advanced practice registered nurses may
19 only practice in accordance with national certification and
20 this Act.

21 "Advisory Board" means the Illinois Nursing Workforce
22 Center Advisory Board.

23 "Approved program of professional nursing education" and
24 "approved program of practical nursing education" are programs
25 of professional or practical nursing, respectively, approved
26 by the Department under the provisions of this Act.

1 "Board" means the Board of Nursing appointed by the
2 Secretary.

3 "Center" means the Illinois Nursing Workforce Center.

4 "Collaboration" means a process involving 2 or more health
5 care professionals working together, each contributing one's
6 respective area of expertise to provide more comprehensive
7 patient care.

8 "Competence" means an expected and measurable level of
9 performance that integrates knowledge, skills, abilities, and
10 judgment based on established scientific knowledge and
11 expectations for nursing practice.

12 "Comprehensive nursing assessment" means the gathering of
13 information about the patient's physiological, psychological,
14 sociological, and spiritual status on an ongoing basis by a
15 registered professional nurse and is the first step in
16 implementing and guiding the nursing plan of care.

17 "Consultation" means the process whereby an advanced
18 practice registered nurse seeks the advice or opinion of
19 another health care professional.

20 "Credentialed" means the process of assessing and
21 validating the qualifications of a health care professional.

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

24 "Department" means the Department of Financial and
25 Professional Regulation.

26 "Email address of record" means the designated email

1 address recorded by the Department in the applicant's
2 application file or the licensee's license file, as maintained
3 by the Department's licensure maintenance unit.

4 "Focused nursing assessment" means an appraisal of an
5 individual's status and current situation, contributing to the
6 comprehensive nursing assessment performed by the registered
7 professional nurse or advanced practice registered nurse or
8 the assessment by the physician assistant, physician, dentist,
9 podiatric physician, or other licensed health care
10 professional, as determined by the Department, supporting
11 ongoing data collection, and deciding who needs to be informed
12 of the information and when to inform.

13 "Full practice authority" means the authority of an
14 advanced practice registered nurse licensed in Illinois and
15 certified as a nurse practitioner, clinical nurse specialist,
16 or nurse midwife to practice without a written collaborative
17 agreement and:

18 (1) to be fully accountable to patients for the
19 quality of advanced nursing care rendered;

20 (2) to be fully accountable for recognizing limits of
21 knowledge and experience and for planning for the
22 management of situations beyond the advanced practice
23 registered nurse's expertise; the full practice authority
24 for advanced practice registered nurses includes accepting
25 referrals from, consulting with, collaborating with, or
26 referring to other health care professionals as warranted

1 by the needs of the patient; and

2 (3) to possess the authority to prescribe medications,
3 including Schedule II through V controlled substances, as
4 provided in Section 65-43.

5 "Full practice authority-pending advanced practice
6 registered nurse" means an advanced practice registered nurse
7 licensed in Illinois and certified as a nurse practitioner,
8 clinical nurse specialist, or nurse midwife who has provided a
9 notarized attestation of completion of at least 250 hours of
10 continuing education or training in the advanced practice
11 registered nurse's area of certification and at least 4,000
12 hours of clinical experience after first attaining national
13 certification and who has submitted an application to the
14 Department to be granted full practice authority.

15 "Hospital affiliate" means a corporation, partnership,
16 joint venture, limited liability company, or similar
17 organization, other than a hospital, that is devoted primarily
18 to the provision, management, or support of health care
19 services and that directly or indirectly controls, is
20 controlled by, or is under common control of the hospital. For
21 the purposes of this definition, "control" means having at
22 least an equal or a majority ownership or membership interest.
23 A hospital affiliate shall be 100% owned or controlled by any
24 combination of hospitals, their parent corporations, or
25 physicians licensed to practice medicine in all its branches
26 in Illinois. "Hospital affiliate" does not include a health

1 maintenance organization regulated under the Health
2 Maintenance Organization Act.

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

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

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

21 "Maternity care desert" means a county without any
22 hospital, any birth center, or any licensed health care
23 professional offering obstetric care.

24 "Nursing intervention" means any treatment based on
25 clinical nursing judgment or knowledge that a nurse performs.
26 An individual or entity shall not mandate that a registered

1 professional nurse delegate nursing interventions if the
2 registered professional nurse determines it is inappropriate
3 to do so. A nurse shall not be subject to disciplinary or any
4 other adverse action for refusing to delegate a nursing
5 intervention based on patient safety.

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

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

10 "Practical nurse" or "licensed practical nurse" means a
11 person who is licensed as a practical nurse under this Act and
12 practices practical nursing as defined in this Act. Only a
13 practical nurse licensed under this Act is entitled to use the
14 title "licensed practical nurse" and the abbreviation
15 "L.P.N.".

16 "Practical nursing" means the performance of nursing
17 interventions requiring the nursing knowledge, judgment, and
18 skill acquired by means of completion of an approved practical
19 nursing education program. Practical nursing includes
20 assisting in the nursing process under the guidance of a
21 registered professional nurse or an advanced practice
22 registered nurse. The practical nurse may work under the
23 direction of a licensed physician, dentist, podiatric
24 physician, or other health care professional determined by the
25 Department.

26 "Privileged" means the authorization granted by the

1 governing body of a healthcare facility, agency, or
2 organization to provide specific patient care services within
3 well-defined limits, based on qualifications reviewed in the
4 credentialing process.

5 "Registered Nurse" or "Registered Professional Nurse"
6 means a person who is licensed as a professional nurse under
7 this Act and practices nursing as defined in this Act. Only a
8 registered nurse licensed under this Act is entitled to use
9 the titles "registered nurse" and "registered professional
10 nurse" and the abbreviation, "R.N.".

11 "Registered professional nursing practice" means a
12 scientific process founded on a professional body of knowledge
13 that includes, but is not limited to, the protection,
14 promotion, and optimization of health and abilities,
15 prevention of illness and injury, development and
16 implementation of the nursing plan of care, facilitation of
17 nursing interventions to alleviate suffering, care
18 coordination, and advocacy in the care of individuals,
19 families, groups, communities, and populations. "Registered
20 professional nursing practice" does not include the act of
21 medical diagnosis or prescription of medical therapeutic or
22 corrective measures.

23 "Professional assistance program for nurses" means a
24 professional assistance program that meets criteria
25 established by the Board of Nursing and approved by the
26 Secretary, which provides a non-disciplinary treatment

1 approach for nurses licensed under this Act whose ability to
2 practice is compromised by alcohol or chemical substance
3 addiction.

4 "Secretary" means the Secretary of Financial and
5 Professional Regulation.

6 "Unencumbered license" means a license issued in good
7 standing.

8 "Written collaborative agreement" means a written
9 agreement between an advanced practice registered nurse and a
10 collaborating physician, dentist, or podiatric physician
11 pursuant to Section 65-35.

12 (Source: P.A. 103-154, eff. 6-30-23; 103-686, eff. 1-1-25.)

13 (225 ILCS 65/65-35) (was 225 ILCS 65/15-15)

14 (Section scheduled to be repealed on January 1, 2028)

15 Sec. 65-35. Written collaborative agreements.

16 (a) A written collaborative agreement is required for all
17 advanced practice registered nurses engaged in clinical
18 practice prior to meeting the requirements of Section 65-43,
19 except for advanced practice registered nurses who are
20 privileged to practice in a hospital, hospital affiliate, or
21 ambulatory surgical treatment center.

22 (a-5) If an advanced practice registered nurse engages in
23 clinical practice outside of a hospital, hospital affiliate,
24 or ambulatory surgical treatment center in which he or she is
25 privileged to practice, the advanced practice registered nurse

1 must have a written collaborative agreement, except as set
2 forth in Section 65-43.

3 (b) A written collaborative agreement shall describe the
4 relationship of the advanced practice registered nurse with
5 the collaborating physician and shall describe the categories
6 of care, treatment, or procedures to be provided by the
7 advanced practice registered nurse. A collaborative agreement
8 with a podiatric physician must be in accordance with
9 subsection (c-5) or (c-15) of this Section. A collaborative
10 agreement with a dentist must be in accordance with subsection
11 (c-10) of this Section. A collaborative agreement with a
12 podiatric physician must be in accordance with subsection
13 (c-5) of this Section. Collaboration does not require an
14 employment relationship between the collaborating physician
15 and the advanced practice registered nurse.

16 The collaborative relationship under an agreement shall
17 not be construed to require the personal presence of a
18 collaborating physician at the place where services are
19 rendered. Methods of communication shall be available for
20 consultation with the collaborating physician in person or by
21 telecommunications or electronic communications as set forth
22 in the written agreement.

23 (b-5) Absent an employment relationship, a written
24 collaborative agreement may not (1) restrict the categories of
25 patients of an advanced practice registered nurse within the
26 scope of the advanced practice registered nurses training and

1 experience, (2) limit third party payors or government health
2 programs, such as the medical assistance program or Medicare
3 with which the advanced practice registered nurse contracts,
4 or (3) limit the geographic area or practice location of the
5 advanced practice registered nurse in this State.

6 (b-10) In the case of home birth services provided by a
7 certified nurse midwife, a written collaborative agreement may
8 permit a certified nurse midwife to provide home birth
9 services within the scope of the certified nurse midwife's
10 training and experience. A written collaborative agreement may
11 not prohibit a certified nurse midwife from providing home
12 birth services within the scope of the certified nurse
13 midwife's training and experience. Where the collaborating
14 physician does not provide home birth services, home birth
15 services may be provided by a certified nurse midwife working
16 under a written collaborative agreement with a collaborating
17 physician when the services are provided in a federal primary
18 care health professional shortage area with a Health
19 Professional Shortage Area score greater than or equal to 12,
20 as determined by the United States Department of Health and
21 Human Services, or a maternity care desert.

22 (c) In the case of anesthesia services provided by a
23 certified registered nurse anesthetist, an anesthesiologist, a
24 physician, a dentist, or a podiatric physician must
25 participate through discussion of and agreement with the
26 anesthesia plan and remain physically present and available on

1 the premises during the delivery of anesthesia services for
2 diagnosis, consultation, and treatment of emergency medical
3 conditions.

4 (c-5) A certified registered nurse anesthetist, who
5 provides anesthesia services outside of a hospital or
6 ambulatory surgical treatment center shall enter into a
7 written collaborative agreement with an anesthesiologist or
8 the physician licensed to practice medicine in all its
9 branches or the podiatric physician performing the procedure.
10 Outside of a hospital or ambulatory surgical treatment center,
11 the certified registered nurse anesthetist may provide only
12 those services that the collaborating podiatric physician is
13 authorized to provide pursuant to the Podiatric Medical
14 Practice Act of 1987 and rules adopted thereunder. A certified
15 registered nurse anesthetist may select, order, and administer
16 medication, including controlled substances, and apply
17 appropriate medical devices for delivery of anesthesia
18 services under the anesthesia plan agreed with by the
19 anesthesiologist or the operating physician or operating
20 podiatric physician.

21 (c-10) A certified registered nurse anesthetist who
22 provides anesthesia services in a dental office shall enter
23 into a written collaborative agreement with an
24 anesthesiologist or the physician licensed to practice
25 medicine in all its branches or the operating dentist
26 performing the procedure. The agreement shall describe the

1 working relationship of the certified registered nurse
2 anesthetist and dentist and shall authorize the categories of
3 care, treatment, or procedures to be performed by the
4 certified registered nurse anesthetist. In a collaborating
5 dentist's office, the certified registered nurse anesthetist
6 may only provide those services that the operating dentist
7 with the appropriate permit is authorized to provide pursuant
8 to the Illinois Dental Practice Act and rules adopted
9 thereunder. For anesthesia services, an anesthesiologist,
10 physician, or operating dentist shall participate through
11 discussion of and agreement with the anesthesia plan and shall
12 remain physically present and be available on the premises
13 during the delivery of anesthesia services for diagnosis,
14 consultation, and treatment of emergency medical conditions. A
15 certified registered nurse anesthetist may select, order, and
16 administer medication, including controlled substances, and
17 apply appropriate medical devices for delivery of anesthesia
18 services under the anesthesia plan agreed with by the
19 operating dentist.

20 (c-15) An advanced practice registered nurse who had a
21 written collaborative agreement with a podiatric physician
22 immediately before the effective date of Public Act 100-513
23 may continue in that collaborative relationship or enter into
24 a new written collaborative relationship with a podiatric
25 physician under the requirements of this Section and Section
26 65-40, as those Sections existed immediately before the

1 amendment of those Sections by Public Act 100-513 with regard
2 to a written collaborative agreement between an advanced
3 practice registered nurse and a podiatric physician.

4 (d) A copy of the signed, written collaborative agreement
5 must be available to the Department upon request from both the
6 advanced practice registered nurse and the collaborating
7 physician, dentist, or podiatric physician.

8 (e) Nothing in this Act shall be construed to limit the
9 delegation of tasks or duties by a physician to a licensed
10 practical nurse, a registered professional nurse, or other
11 persons in accordance with Section 54.2 of the Medical
12 Practice Act of 1987. Nothing in this Act shall be construed to
13 limit the method of delegation that may be authorized by any
14 means, including, but not limited to, oral, written,
15 electronic, standing orders, protocols, guidelines, or verbal
16 orders.

17 (e-5) Nothing in this Act shall be construed to authorize
18 an advanced practice registered nurse to provide health care
19 services required by law or rule to be performed by a
20 physician. The scope of practice of an advanced practice
21 registered nurse does not include operative surgery. Nothing
22 in this Section shall be construed to preclude an advanced
23 practice registered nurse from assisting in surgery.

24 (f) An advanced practice registered nurse shall inform
25 each collaborating physician, dentist, or podiatric physician
26 of all collaborative agreements he or she has signed and

1 provide a copy of these to any collaborating physician,
2 dentist, or podiatric physician upon request.

3 (g) (Blank).

4 (Source: P.A. 100-513, eff. 1-1-18; 100-577, eff. 1-26-18;
5 100-1096, eff. 8-26-18; 101-13, eff. 6-12-19.)

6 (225 ILCS 65/65-44 new)

7 Sec. 65-44. Certified nurse midwife out-of-hospital birth
8 services.

9 (a) An advanced practice registered nurse certified as a
10 nurse midwife may provide out-of-hospital birth services in a
11 licensed birth center without a written collaborative
12 agreement if the advanced practice registered nurse certified
13 as a nurse midwife is granted clinical privileges for
14 out-of-hospital birth services by the clinical director of the
15 birth center.

16 (b) An advanced practice registered nurse certified as a
17 nurse midwife may provide out-of-hospital birth services in
18 all practice settings consistent with national certification
19 under a written collaborative agreement meeting the
20 requirements of Section 65-30 of this Act with an advanced
21 practice registered nurse with full practice authority if the
22 services are provided in a federal primary care health
23 professional shortage area with a Health Professional Shortage
24 Area score greater than or equal to 12, as determined by the
25 United States Department of Health and Human Services, or a

1 maternity care desert.

2 (c) The Department may adopt rules to administer this
3 Section, including, but not limited to, rules that require the
4 completion of forms and the payment of fees.

5 (d) Nothing in this Act shall be construed to authorize an
6 advanced practice registered nurse certified as a nurse
7 midwife to provide health care services required by law or
8 rule to be performed by a physician.

9 (225 ILCS 65/65-70 new)

10 Sec. 65-70. Collaborating physician liability.

11 (a) A physician shall not be liable for the acts or
12 omissions of an advanced practice registered nurse solely on
13 the basis of having signed a collaborative agreement, an
14 order, a standing medical order, a standing delegation order,
15 or another order or guideline authorizing the advanced
16 practice registered nurse to perform certain acts, unless the
17 physician has reason to believe that the advanced practice
18 registered nurse lacked the competency to perform the act or
19 acts or committed willful and wanton misconduct.

20 (b) No physician shall be liable for any act or omission
21 resulting from the provision of home birth services by a
22 certified nurse midwife solely on the basis that the physician
23 has entered a written collaborative agreement with the
24 certified nurse midwife. A physician providing care shall be
25 responsible for his or her own acts and omissions."