

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7 (Section scheduled to be repealed on January 1, 2028)

8 Sec. 50-75. Nursing delegation by a registered  
9 professional nurse.

10 (a) For the purposes of this Section:

11 "Delegation" means transferring to a specific individual  
12 the authority to perform a specific nursing intervention in a  
13 specific situation.

14 "Predictability of outcomes" means that a registered  
15 professional nurse or advanced practice registered nurse has  
16 determined that the patient's or individual's clinical status  
17 is stable and expected to improve or the patient's or  
18 individual's deteriorating condition is expected to follow a  
19 known or expected course.

20 "Stability" means a registered professional nurse or  
21 advanced practice registered nurse has determined that the  
22 individual's clinical status and nursing care needs are  
23 consistent.

1 (b) This Section authorizes a registered professional  
2 nurse ~~or advanced practice registered nurse~~ to:

3 (1) delegate nursing interventions to other registered  
4 professional nurses, licensed practical nurses, and other  
5 unlicensed personnel based on the comprehensive nursing  
6 assessment that includes, but is not limited to:

7 (A) the stability and condition of the patient;

8 (B) the potential for harm;

9 (C) the complexity of the nursing intervention to  
10 be delegated;

11 (D) the predictability of outcomes; and

12 (E) competency of the individual to whom the  
13 nursing intervention is delegated;

14 (2) delegate medication administration to other  
15 licensed nurses;

16 (3) in community-based or in-home care settings,  
17 delegate the administration of medication (limited to oral  
18 or subcutaneous dosage and topical or transdermal  
19 application) to unlicensed personnel, if all the  
20 conditions for delegation set forth in this Section are  
21 met;

22 (4) refuse to delegate, stop, or rescind a previously  
23 authorized delegation; or

24 (5) in community-based or in-home care settings,  
25 delegate, guide, and evaluate the implementation of  
26 nursing interventions as a component of patient care

1 coordination after completion of the comprehensive patient  
2 assessment based on analysis of the comprehensive nursing  
3 assessment data; care coordination in in-home care and  
4 school settings may occur in person, by telecommunication,  
5 or by electronic communication.

6 (c) This Section prohibits the following:

7 (1) An individual or entity from mandating that a  
8 registered professional nurse delegate nursing  
9 interventions if the registered professional nurse  
10 determines it is inappropriate to do so. Nurses shall not  
11 be subject to disciplinary or any other adverse action for  
12 refusing to delegate a nursing intervention based on  
13 patient safety.

14 (2) The delegation of medication administration to  
15 unlicensed personnel in any institutional or long-term  
16 facility, including, but not limited to, those facilities  
17 licensed by the Hospital Licensing Act, the University of  
18 Illinois Hospital Act, State-operated mental health  
19 hospitals, or State-operated developmental centers, except  
20 as authorized under Article 80 of this Act or otherwise  
21 specifically authorized by law.

22 (3) A registered professional nurse from delegating  
23 nursing judgment, the comprehensive patient assessment,  
24 the development of a plan of care, and the evaluation of  
25 care to licensed or unlicensed personnel.

26 (4) A licensed practical nurse or unlicensed personnel

1           who has been delegated a nursing intervention from  
2           re-delegating a nursing intervention.

3           (Source: P.A. 100-513, eff. 1-1-18.)