

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 Assisted Living and Shared Housing Act is
5 amended by changing Sections 10 and 70 and by adding Section 79
6 as follows:

7 (210 ILCS 9/10)

8 Sec. 10. Definitions. For purposes of this Act:

9 "Activities of daily living" means eating, dressing,
10 bathing, toileting, transferring, or personal hygiene.

11 "Assisted living establishment" or "establishment" means a
12 home, building, residence, or any other place where sleeping
13 accommodations are provided for at least 3 unrelated adults,
14 at least 80% of whom are 55 years of age or older and where the
15 following are provided consistent with the purposes of this
16 Act:

17 (1) services consistent with a social model that is
18 based on the premise that the resident's unit in assisted
19 living and shared housing is his or her own home;

20 (2) community-based residential care for persons who
21 need assistance with activities of daily living, including
22 personal, supportive, and intermittent health-related
23 services available 24 hours per day, if needed, to meet

1 the scheduled and unscheduled needs of a resident;

2 (3) mandatory services, whether provided directly by
3 the establishment or by another entity arranged for by the
4 establishment, with the consent of the resident or
5 resident's representative; and

6 (4) a physical environment that is a homelike setting
7 that includes the following and such other elements as
8 established by the Department: individual living units
9 each of which shall accommodate small kitchen appliances
10 and contain private bathing, washing, and toilet
11 facilities, or private washing and toilet facilities with
12 a common bathing room readily accessible to each resident.
13 Units shall be maintained for single occupancy except in
14 cases in which 2 residents choose to share a unit.
15 Sufficient common space shall exist to permit individual
16 and group activities.

17 "Assisted living establishment" or "establishment" does
18 not mean any of the following:

19 (1) A home, institution, or similar place operated by
20 the federal government or the State of Illinois.

21 (2) A long term care facility licensed under the
22 Nursing Home Care Act, a facility licensed under the
23 Specialized Mental Health Rehabilitation Act of 2013, a
24 facility licensed under the ID/DD Community Care Act, or a
25 facility licensed under the MC/DD Act. However, a facility
26 licensed under any of those Acts may convert distinct

1 parts of the facility to assisted living. If the facility
2 elects to do so, the facility shall retain the Certificate
3 of Need for its nursing and sheltered care beds that were
4 converted.

5 (3) A hospital, sanitarium, or other institution, the
6 principal activity or business of which is the diagnosis,
7 care, and treatment of human illness and that is required
8 to be licensed under the Hospital Licensing Act.

9 (4) A facility for child care as defined in the Child
10 Care Act of 1969.

11 (5) A community living facility as defined in the
12 Community Living Facilities Licensing Act.

13 (6) A nursing home or sanitarium operated solely by
14 and for persons who rely exclusively upon treatment by
15 spiritual means through prayer in accordance with the
16 creed or tenants of a well-recognized church or religious
17 denomination.

18 (7) A facility licensed by the Department of Human
19 Services as a community-integrated living arrangement as
20 defined in the Community-Integrated Living Arrangements
21 Licensure and Certification Act.

22 (8) A supportive residence licensed under the
23 Supportive Residences Licensing Act.

24 (9) The portion of a life care facility as defined in
25 the Life Care Facilities Act not licensed as an assisted
26 living establishment under this Act; a life care facility

1 may apply under this Act to convert sections of the
2 community to assisted living.

3 (10) A free-standing hospice facility licensed under
4 the Hospice Program Licensing Act.

5 (11) A shared housing establishment.

6 (12) A supportive living facility as described in
7 Section 5-5.01a of the Illinois Public Aid Code.

8 "Certified medication aide" means a person who has met the
9 qualifications for certification under Section 79 and assists
10 with medication administration while under the supervision of
11 a registered professional nurse as authorized by Section 50-75
12 of the Nurse Practice Act in an assisted living establishment.

13 "Department" means the Department of Public Health.

14 "Director" means the Director of Public Health.

15 "Emergency situation" means imminent danger of death or
16 serious physical harm to a resident of an establishment.

17 "License" means any of the following types of licenses
18 issued to an applicant or licensee by the Department:

19 (1) "Probationary license" means a license issued to
20 an applicant or licensee that has not held a license under
21 this Act prior to its application or pursuant to a license
22 transfer in accordance with Section 50 of this Act.

23 (2) "Regular license" means a license issued by the
24 Department to an applicant or licensee that is in
25 substantial compliance with this Act and any rules
26 promulgated under this Act.

1 "Licensee" means a person, agency, association,
2 corporation, partnership, or organization that has been issued
3 a license to operate an assisted living or shared housing
4 establishment.

5 "Licensed health care professional" means a registered
6 professional nurse, an advanced practice registered nurse, a
7 physician assistant, and a licensed practical nurse.

8 "Mandatory services" include the following:

9 (1) 3 meals per day available to the residents
10 prepared by the establishment or an outside contractor;

11 (2) housekeeping services including, but not limited
12 to, vacuuming, dusting, and cleaning the resident's unit;

13 (3) personal laundry and linen services available to
14 the residents provided or arranged for by the
15 establishment;

16 (4) security provided 24 hours each day including, but
17 not limited to, locked entrances or building or contract
18 security personnel;

19 (5) an emergency communication response system, which
20 is a procedure in place 24 hours each day by which a
21 resident can notify building management, an emergency
22 response vendor, or others able to respond to his or her
23 need for assistance; and

24 (6) assistance with activities of daily living as
25 required by each resident.

26 "Negotiated risk" is the process by which a resident, or

1 his or her representative, may formally negotiate with
2 providers what risks each are willing and unwilling to assume
3 in service provision and the resident's living environment.
4 The provider assures that the resident and the resident's
5 representative, if any, are informed of the risks of these
6 decisions and of the potential consequences of assuming these
7 risks.

8 "Owner" means the individual, partnership, corporation,
9 association, or other person who owns an assisted living or
10 shared housing establishment. In the event an assisted living
11 or shared housing establishment is operated by a person who
12 leases or manages the physical plant, which is owned by
13 another person, "owner" means the person who operates the
14 assisted living or shared housing establishment, except that
15 if the person who owns the physical plant is an affiliate of
16 the person who operates the assisted living or shared housing
17 establishment and has significant control over the day to day
18 operations of the assisted living or shared housing
19 establishment, the person who owns the physical plant shall
20 incur jointly and severally with the owner all liabilities
21 imposed on an owner under this Act.

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

25 "Program" means the Certified Medication Aide Program.

26 "Qualified establishment" means an assisted living and

1 shared housing establishment licensed by the Department of
2 Public Health.

3 "Resident" means a person residing in an assisted living
4 or shared housing establishment.

5 "Resident's representative" means a person, other than the
6 owner, agent, or employee of an establishment or of the health
7 care provider unless related to the resident, designated in
8 writing by a resident to be his or her representative. This
9 designation may be accomplished through the Illinois Power of
10 Attorney Act, pursuant to the guardianship process under the
11 Probate Act of 1975, or pursuant to an executed designation of
12 representative form specified by the Department.

13 "Self" means the individual or the individual's designated
14 representative.

15 "Shared housing establishment" or "establishment" means a
16 publicly or privately operated free-standing residence for 16
17 or fewer persons, at least 80% of whom are 55 years of age or
18 older and who are unrelated to the owners and one manager of
19 the residence, where the following are provided:

20 (1) services consistent with a social model that is
21 based on the premise that the resident's unit is his or her
22 own home;

23 (2) community-based residential care for persons who
24 need assistance with activities of daily living, including
25 housing and personal, supportive, and intermittent
26 health-related services available 24 hours per day, if

1 needed, to meet the scheduled and unscheduled needs of a
2 resident; and

3 (3) mandatory services, whether provided directly by
4 the establishment or by another entity arranged for by the
5 establishment, with the consent of the resident or the
6 resident's representative.

7 "Shared housing establishment" or "establishment" does not
8 mean any of the following:

9 (1) A home, institution, or similar place operated by
10 the federal government or the State of Illinois.

11 (2) A long term care facility licensed under the
12 Nursing Home Care Act, a facility licensed under the
13 Specialized Mental Health Rehabilitation Act of 2013, a
14 facility licensed under the ID/DD Community Care Act, or a
15 facility licensed under the MC/DD Act. A facility licensed
16 under any of those Acts may, however, convert sections of
17 the facility to assisted living. If the facility elects to
18 do so, the facility shall retain the Certificate of Need
19 for its nursing beds that were converted.

20 (3) A hospital, sanitarium, or other institution, the
21 principal activity or business of which is the diagnosis,
22 care, and treatment of human illness and that is required
23 to be licensed under the Hospital Licensing Act.

24 (4) A facility for child care as defined in the Child
25 Care Act of 1969.

26 (5) A community living facility as defined in the

1 Community Living Facilities Licensing Act.

2 (6) A nursing home or sanitarium operated solely by
3 and for persons who rely exclusively upon treatment by
4 spiritual means through prayer in accordance with the
5 creed or tenants of a well-recognized church or religious
6 denomination.

7 (7) A facility licensed by the Department of Human
8 Services as a community-integrated living arrangement as
9 defined in the Community-Integrated Living Arrangements
10 Licensure and Certification Act.

11 (8) A supportive residence licensed under the
12 Supportive Residences Licensing Act.

13 (9) A life care facility as defined in the Life Care
14 Facilities Act; a life care facility may apply under this
15 Act to convert sections of the community to assisted
16 living.

17 (10) A free-standing hospice facility licensed under
18 the Hospice Program Licensing Act.

19 (11) An assisted living establishment.

20 (12) A supportive living facility as described in
21 Section 5-5.01a of the Illinois Public Aid Code.

22 "Total assistance" means that staff or another individual
23 performs the entire activity of daily living without
24 participation by the resident.

25 (Source: P.A. 99-180, eff. 7-29-15; 100-513, eff. 1-1-18.)

1 (210 ILCS 9/70)

2 Sec. 70. Service requirements. An establishment must
3 provide all mandatory services and may provide optional
4 services, including medication reminders, supervision of
5 self-administered medication and medication administration as
6 defined by this Section and nonmedical services defined by
7 rule, whether provided directly by the establishment or by
8 another entity arranged for by the establishment with the
9 consent of the resident or the resident's representative.

10 For the purposes of this Section, "medication reminders"
11 means reminding residents to take pre-dispensed,
12 self-administered medication, observing the resident, and
13 documenting whether or not the resident took the medication.

14 For the purposes of this Section, "supervision of
15 self-administered medication" means assisting the resident
16 with self-administered medication using any combination of the
17 following: reminding residents to take medication, reading the
18 medication label to residents, checking the self-administered
19 medication dosage against the label of the medication,
20 confirming that residents have obtained and are taking the
21 dosage as prescribed, and documenting in writing that the
22 resident has taken (or refused to take) the medication. If
23 residents are physically unable to open the container, the
24 container may be opened for them. Supervision of
25 self-administered medication shall be under the direction of a
26 licensed health care professional or, in the case of a

1 certified medication aide, under the supervision and
2 delegation of a registered nurse as authorized by Section
3 50-75 of the Nurse Practice Act.

4 For the purposes of this Section, "medication
5 administration" refers to a licensed health care professional
6 employed by an establishment engaging in administering insulin
7 and vitamin B-12 injections, oral medications, topical
8 treatments, eye and ear drops, or nitroglycerin patches. A
9 certified medication aide may administer medications under the
10 supervision and delegation of a registered nurse as authorized
11 by Section 50-75 of the Nurse Practice Act, except (i)
12 Schedule II controlled substances as set forth in the Illinois
13 Controlled Substances Act and (ii) any subcutaneous,
14 intramuscular, intradermal, or intravenous medication
15 ~~Non-licensed staff may not administer any medication.~~

16 The Department shall specify by rule procedures for
17 medication reminders, supervision of self-administered
18 medication, and medication administration.

19 Nothing in this Act shall preclude a physician licensed
20 under the Medical Practice Act of 1987 from providing services
21 within the scope of his or her license to any resident.

22 (Source: P.A. 96-353, eff. 8-13-09.)

23 (210 ILCS 9/79 new)

24 Sec. 79. Certified Medication Aide Program.

25 (a) The Department shall administer and enforce a

1 Certified Medication Aide Program and regulate certified
2 medication aides. To be approved as an establishment qualified
3 to participate in the program, an establishment must satisfy
4 all of the following requirements:

5 (1) Be licensed and in good standing as an assisted
6 living or shared housing establishment by the Department.

7 (2) Certify that the employment of a certified
8 medication aide will not replace or diminish the
9 employment of registered nurses or licensed practical
10 nurses at the establishment.

11 (3) Certify that a registered nurse will be on duty
12 and present in the establishment to delegate and supervise
13 the administration of medication by a certified medication
14 aide at all times.

15 (4) Certify that, with the exception of licensed
16 health care professionals, only certified medication aides
17 will be employed in the capacity of administering
18 medication.

19 (5) Provide information regarding patient safety,
20 efficiency, and errors as determined by the Department.

21 Failure to submit any required report may be grounds for
22 discipline or sanctions as prescribed by the Department. The
23 Department shall submit a report regarding patient safety,
24 efficiency, and errors, as determined by rule, to the General
25 Assembly no later than 2 years after the effective date of this
26 amendatory Act of the 103rd General Assembly.

1 (b) No person shall practice as a medication aide or hold
2 himself or herself out as a certified medication aide in this
3 State unless he or she is certified in accordance with this
4 Section. Nothing in this Section shall be construed as
5 preventing or restricting the practice, services, or
6 activities of:

7 (1) any person licensed in this State by any other law
8 from engaging in the profession or occupation for which he
9 or she is licensed;

10 (2) any person employed as a medication aide by the
11 government of the United States, if such person practices
12 as a medication aide solely under the direction or control
13 of the organization by which he or she is employed; or

14 (3) any person pursuing a course of study leading to a
15 certificate in medication aide at an accredited or
16 approved educational program if such activities and
17 services constitute a part of a supervised course of study
18 and if such person is designated by a title which clearly
19 indicates his or her status as a student or trainee.

20 Nothing in this Section shall be construed to limit the
21 delegation of tasks or duties by a physician, dentist,
22 advanced practice registered nurse, or podiatric physician as
23 authorized by law.

24 (c) A certified medication aide may only practice in a
25 qualified establishment. Certified medication aides must be
26 supervised by and receive delegation by a registered nurse, as

1 authorized by Section 50-75 of the Nurse Practice Act, that is
2 on duty and present in the establishment at all times.
3 Certified medication aides shall not have a direct-care
4 assignment when scheduled to work as a certified medication
5 aide, but may assist residents as needed. Certified medication
6 aides shall not administer any medication until a physician
7 has conducted an initial assessment of the resident.

8 Certified medication aides shall not administer any
9 Schedule II controlled substances as set forth in the Illinois
10 Controlled Substances Act and may not administer any
11 subcutaneous, intramuscular, intradermal, or intravenous
12 medication.

13 (d) In addition to any other penalty provided by law, any
14 person who practices, offers to practice, attempts to
15 practice, or holds oneself out to practice as a medication
16 aide without being certified in accordance with this Section
17 shall pay a civil penalty to the Department as determined by
18 the Department. The Department has the authority and power to
19 investigate any and all uncertified activity. The civil
20 penalty shall be paid within 60 days after the date of the
21 order imposing the civil penalty. The order shall constitute a
22 judgment and may be filed and execution had thereon in the same
23 manner as any judgment from any court of record.

24 (e) Applications for original certification shall be made
25 to the Department in writing on forms prescribed by the
26 Department and shall be accompanied by the required fee, which

1 shall not be refundable. The application shall require such
2 information that, in the judgment of the Department, enables
3 the Department to pass on the qualifications of the applicant
4 for certification.

5 (f) The Department shall authorize examinations of
6 applicants for a certificate under this Section at the times
7 and places as it may designate. The examination shall be of a
8 character to give a fair test of the qualifications of the
9 applicant to practice as a medication aide.

10 Applicants for examination as a medication aide shall be
11 required to pay, either to the Department or the designated
12 testing service, a fee covering the cost of providing the
13 examination. Failure to appear for the examination on the
14 scheduled date, at the time and place specified, after the
15 applicant's application for examination has been received and
16 acknowledged by the Department or the designated testing
17 service, shall result in the forfeiture of the examination
18 fee.

19 If an applicant fails to pass an examination for
20 certification in accordance with this Section within 3 years
21 after filing his or her application, then the application
22 shall be denied. The applicant may thereafter make a new
23 application accompanied by the required fee; however, the
24 applicant shall meet all requirements in effect at the time of
25 subsequent application before obtaining certification. The
26 Department may employ consultants for the purposes of

1 preparing and conducting examinations.

2 (g) An applicant for certification by examination to
3 practice as a certified medication aide must:

4 (1) submit a completed written application on forms
5 provided by the Department and fees as established by the
6 Department;

7 (2) be age 18 or older;

8 (3) have a high school diploma or a high school
9 equivalency certificate;

10 (4) demonstrate the ability to speak, read, and write
11 the English language, as determined by rule;

12 (5) demonstrate competency in math, as determined by
13 rule;

14 (6) be currently certified in good standing as a
15 certified nursing assistant and provide proof of 2,000
16 hours of practice as a certified nursing assistant within
17 3 years before application for a certificate under this
18 Section;

19 (7) submit to the criminal history records check
20 required under Section 46 of the Health Care Worker
21 Background Check Act;

22 (8) be currently certified to perform cardiopulmonary
23 resuscitation by the American Heart Association or
24 American Red Cross;

25 (9) have successfully completed a course of study
26 approved by the Department as defined by rule; to be

1 approved, the program must include a minimum of 60 hours
2 of classroom-based medication aide education, a minimum of
3 10 hours of simulation laboratory study, and a minimum of
4 30 hours of registered nurse-supervised clinical practicum
5 with progressive responsibility of patient medication
6 assistance;

7 (10) have successfully completed the Medication Aide
8 Certification Examination or other examination authorized
9 by the Department; and

10 (11) submit proof of employment by a qualifying
11 establishment.

12 (h) The expiration date for each certification to practice
13 as a certified medication aide shall be set by rule.

14 (i) No person shall use the title "certified medication
15 aide" unless he or she holds a valid certificate issued by the
16 Department in accordance with this Section.

17 (j) The Department shall adopt rules to implement the
18 provisions of this Section within 180 days after the effective
19 date of this amendatory Act of the 103rd General Assembly.

20 (225 ILCS 65/Art. 80 rep.)

21 Section 10. The Nurse Practice Act is amended by repealing
22 Article 80.

23 Section 15. The Illinois Public Aid Code is amended by
24 adding Section 5-5.01c as follows:

1 (305 ILCS 5/5-5.01c new)

2 Sec. 5-5.01c. Certified medication aide.

3 (a) As used in this Section:

4 "Certified medication aide" means a person who has met the
5 qualifications for certification under this Section and
6 assists with medication administration while under the
7 supervision of a registered professional nurse in a long-term
8 care facility.

9 "Department" means the Department of Healthcare and Family
10 Services.

11 "Direct-care assignment" means an assignment for staffing
12 requirements for direct care staff as that term is defined
13 under 77 Ill. Adm. Code 300.1230.

14 "Program" means the Certified Medication Aide Program.

15 "Qualified facility" means a supportive living program
16 setting approved and certified by the Department of Healthcare
17 and Family Services to participate in the supportive living
18 program under Section 5-5.01a.

19 (b) The Department shall administer and enforce a
20 Certified Medication Aide Program and regulate certified
21 medication aides. To be approved as a facility qualified to
22 participate in the program, a facility must satisfy all of the
23 following requirements:

24 (1) Be certified and in good standing as a supportive
25 living facility by the Department.

1 (2) Certify that the employment of a certified
2 medication aide will not replace or diminish the
3 employment of a registered nurse or licensed practical
4 nurse at the facility.

5 (3) Certify that a registered nurse will be on duty
6 and present in the facility to delegate and supervise the
7 administration of medication by a certified medication
8 aide at all times.

9 (4) Certify that, with the exception of licensed
10 health care professionals, only certified medication aides
11 will be employed in the capacity of administering
12 medication.

13 (5) Provide information regarding patient safety,
14 efficiency, and errors as determined by the Department.
15 Failure to submit any required report may be grounds for
16 discipline or sanctions as prescribed by the Department.
17 The Department shall submit a report regarding patient
18 safety, efficiency, and errors, as determined by rule, to
19 the General Assembly no later than 2 years after the
20 effective date of this amendatory Act of the 103rd General
21 Assembly.

22 (c) No person shall practice as a medication aide or hold
23 himself or herself out as a certified medication aide in this
24 State unless he or she is certified in accordance with this
25 Section.

26 Nothing in this Section shall be construed as preventing

1 or restricting the practice, services, or activities of:

2 (1) any person licensed in this State by any other law
3 from engaging in the profession or occupation for which he
4 or she is licensed;

5 (2) any person employed as a medication aide by the
6 government of the United States, if such person practices
7 as a medication aide solely under the direction or control
8 of the organization by which he or she is employed; or

9 (3) any person pursuing a course of study leading to a
10 certificate in medication aide at an accredited or
11 approved educational program if such activities and
12 services constitute a part of a supervised course of study
13 and if such person is designated by a title which clearly
14 indicates his or her status as a student or trainee.

15 Nothing in this Section shall be construed to limit the
16 delegation of tasks or duties by a physician, dentist,
17 advanced practice registered nurse, or podiatric physician as
18 authorized by law.

19 (d) A certified medication aide may only practice in a
20 qualified establishment. Certified medication aides must be
21 supervised by and receive delegation by a registered nurse, as
22 authorized by Section 50-75 of the Nurse Practice Act, that is
23 on duty and present in the establishment at all times.
24 Certified medication aides shall not have a direct-care
25 assignment when scheduled to work as a certified medication
26 aide, but may assist residents as needed. Certified medication

1 aides shall not administer any medication until a physician
2 has conducted an initial assessment of the resident.

3 Certified medication aides shall not administer any
4 Schedule II controlled substances as set forth in the Illinois
5 Controlled Substances Act and may not administer any
6 subcutaneous, intramuscular, intradermal, or intravenous
7 medication.

8 (e) In addition to any other penalty provided by law, any
9 person who practices, offers to practice, attempts to
10 practice, or holds oneself out to practice as a medication
11 aide without being certified in accordance with this Section
12 shall, in addition to any other penalty provided by law, pay a
13 civil penalty to the Department in an amount as determined by
14 the Department. The Department has the authority and power to
15 investigate any and all uncertified activity. The civil
16 penalty shall be paid within 60 days after the date of the
17 order imposing the civil penalty. The order shall constitute a
18 judgment and may be filed and execution had thereon in the same
19 manner as any judgment from any court of record.

20 (f) Applications for original certification shall be made
21 to the Department in writing on forms prescribed by the
22 Department and shall be accompanied by the required fee, which
23 shall not be returnable. The application shall require such
24 information that, in the judgment of the Department, enables
25 the Department to pass on the qualifications of the applicant
26 for certification.

1 (g) The Department shall authorize examinations of
2 applicants for a certificate under this Section at the times
3 and places as it may designate. The examination shall be of a
4 character to give a fair test of the qualifications of the
5 applicant to practice as a medication aide. Applicants for
6 examination as a medication aide shall be required to pay,
7 either to the Department or the designated testing service, a
8 fee covering the cost of providing the examination. Failure to
9 appear for the examination on the scheduled date, at the time
10 and place specified, after the applicant's application for
11 examination has been received and acknowledged by the
12 Department or the designated testing service, shall result in
13 the forfeiture of the examination fee. If an applicant fails
14 to pass an examination for certification in accordance with
15 this Section within 3 years after filing his or her
16 application, the application shall be denied. The applicant
17 may thereafter make a new application accompanied by the
18 required fee; however, the applicant shall meet all
19 requirements in effect at the time of subsequent application
20 before obtaining certification. The Department may employ
21 consultants for the purposes of preparing and conducting
22 examinations.

23 (h) An applicant for certification by examination to
24 practice as a certified medication aide must:

25 (1) submit a completed written application on forms
26 provided by the Department and fees as established by the

1 Department;

2 (2) be age 18 or older;

3 (3) have a high school diploma or a high school
4 equivalency certificate;

5 (4) demonstrate the ability to speak, read, and write
6 the English language, as determined by rule;

7 (5) demonstrate competency in math, as determined by
8 rule;

9 (6) be currently certified in good standing as a
10 certified nursing assistant and provide proof of 2,000
11 hours of practice as a certified nursing assistant within
12 3 years before application for a certificate under this
13 Section;

14 (7) submit to the criminal history records check
15 required under Section 46 of the Health Care Worker
16 Background Check Act;

17 (8) have not engaged in conduct or behavior determined
18 to be grounds for discipline under this Act;

19 (9) be currently certified to perform cardiopulmonary
20 resuscitation by the American Heart Association or
21 American Red Cross;

22 (10) have successfully completed a course of study
23 approved by the Department as defined by rule; to be
24 approved, the program must include a minimum of 60 hours
25 of classroom-based medication aide education, a minimum of
26 10 hours of simulation laboratory study, and a minimum of

1 30 hours of registered nurse-supervised clinical practicum
2 with progressive responsibility of patient medication
3 assistance;

4 (11) have successfully completed the Medication Aide
5 Certification Examination or other examination authorized
6 by the Department; and

7 (12) submit proof of employment by a qualifying
8 facility.

9 (i) The expiration date for each certification to practice
10 as a certified medication aide shall be set by the rule.
11 Enforcement and violations shall be subject to those within
12 this Act.

13 (j) No person shall use the title "certified medication
14 aide" unless he or she holds a valid certificate issued by the
15 Department in accordance with this Section.

16 (k) The Department shall adopt rules to implement the
17 provisions of this Section within 180 days after the effective
18 date of this amendatory Act of the 103rd General Assembly.

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.