



Rep. Mary E. Flowers

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09800HB3661ham001

LRB098 12938 ZMM 57016 a

1 AMENDMENT TO HOUSE BILL 3661

2 AMENDMENT NO. _____. Amend House Bill 3661 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Medical Practice Act of 1987 is amended by
5 changing Section 9 as follows:

6 (225 ILCS 60/9) (from Ch. 111, par. 4400-9)

7 (Section scheduled to be repealed on December 31, 2014)

8 Sec. 9. Application for license. Each applicant for a
9 license shall:

10 (A) Make application on blank forms prepared and
11 furnished by the Department.

12 (B) Submit evidence satisfactory to the Department
13 that the applicant:

14 (1) is of good moral character. In determining
15 moral character under this Section, the Department may
16 take into consideration whether the applicant has

1 engaged in conduct or activities which would
2 constitute grounds for discipline under this Act. The
3 Department may also request the applicant to submit,
4 and may consider as evidence of moral character,
5 endorsements from 2 or 3 individuals licensed under
6 this Act;

7 (2) has the preliminary and professional education
8 required by this Act;

9 (3) (blank); and

10 (4) is physically, mentally, and professionally
11 capable of practicing medicine with reasonable
12 judgment, skill, and safety. In determining physical,
13 mental and professional capacity under this Section,
14 the Licensing Board may, upon a showing of a possible
15 incapacity or conduct or activities that would
16 constitute grounds for discipline under this Act,
17 compel any applicant to submit to a mental or physical
18 examination and evaluation, or both, as provided for in
19 Section 22 of this Act. The Licensing Board may
20 condition or restrict any license, subject to the same
21 terms and conditions as are provided for the
22 Disciplinary Board under Section 22 of this Act. Any
23 such condition of a restricted license shall provide
24 that the Chief Medical Coordinator or Deputy Medical
25 Coordinator shall have the authority to review the
26 subject physician's compliance with such conditions or

1 restrictions, including, where appropriate, the
2 physician's record of treatment and counseling
3 regarding the impairment, to the extent permitted by
4 applicable federal statutes and regulations
5 safeguarding the confidentiality of medical records of
6 patients.

7 In determining professional capacity under this
8 Section, an individual may be required to complete such
9 additional testing, training, or remedial education as the
10 Licensing Board may deem necessary in order to establish
11 the applicant's present capacity to practice medicine with
12 reasonable judgment, skill, and safety. The Licensing
13 Board may consider the following criteria, as they relate
14 to an applicant, as part of its determination of
15 professional capacity:

16 (1) Medical research in an established research
17 facility, hospital, college or university, or private
18 corporation.

19 (2) Specialized training or education.

20 (3) Publication of original work in learned,
21 medical, or scientific journals.

22 (4) Participation in federal, State, local, or
23 international public health programs or organizations.

24 (5) Professional service in a federal veterans or
25 military institution.

26 (6) Any other professional activities deemed to

1 maintain and enhance the clinical capabilities of the
2 applicant.

3 Any applicant applying for a license to practice
4 medicine in all of its branches or for a license as a
5 chiropractic physician who has not been engaged in the
6 active practice of medicine or has not been enrolled in a
7 medical program for 2 years prior to application must
8 submit proof of professional capacity to the Licensing
9 Board.

10 Any applicant applying for a temporary license that has
11 not been engaged in the active practice of medicine or has
12 not been enrolled in a medical program for longer than 5
13 years prior to application must submit proof of
14 professional capacity to the Licensing Board.

15 (C) Designate specifically the name, location, and
16 kind of professional school, college, or institution of
17 which the applicant is a graduate and the category under
18 which the applicant seeks, and will undertake, to practice.

19 (D) Pay to the Department at the time of application
20 the required fees.

21 (E) Pursuant to Department rules, as required, pass an
22 examination authorized by the Department to determine the
23 applicant's fitness to receive a license.

24 (E-5) Pursuant to Department rules, complete
25 credential verification through the Federation Credentials
26 Verification Service and submit the verification to the

1 Department.

2 (F) Complete the application process within 3 years
3 from the date of application. If the process has not been
4 completed within 3 years, the application shall expire,
5 application fees shall be forfeited, and the applicant must
6 reapply and meet the requirements in effect at the time of
7 reapplication.

8 (Source: P.A. 97-622, eff. 11-23-11.)".