



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB1876

Introduced 2/15/2013, by Sen. Andy Manar

SYNOPSIS AS INTRODUCED:

210 ILCS 25/2-127.5

210 ILCS 25/7-101

210 ILCS 25/7-102

from Ch. 111 1/2, par. 627-101

from Ch. 111 1/2, par. 627-102

Amends the Illinois Clinical Laboratory and Blood Bank Act. Removes the definition of "therapeutic optometrist" and replaces it with a definition of "optometrist". In a provision concerning the examination of specimens, provides that a clinical laboratory shall examine specimens only at the request of, among others, a licensed optometrist (instead of a therapeutic optometrist for diagnostic or therapeutic purposes related to the use of diagnostic topical or therapeutic ocular pharmaceutical agents). Provides that an optometrist licensed in Illinois (instead of a therapeutic optometrist) may include certain information concerning a diagnosis or other matters on a laboratory report form.

LRB098 07843 DRJ 40440 b

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 Illinois Clinical Laboratory and Blood Bank
5 Act is amended by changing Sections 2-127.5, 7-101, and 7-102
6 as follows:

7 (210 ILCS 25/2-127.5)

8 Sec. 2-127.5. Optometrist ~~Therapeutic~~ ~~optometrist~~.
9 "Optometrist" ~~"Therapeutic optometrist"~~ means a person who is
10 licensed in Illinois to practice optometry ~~and who is~~
11 ~~therapeutically certified.~~

12 (Source: P.A. 90-322, eff. 1-1-98.)

13 (210 ILCS 25/7-101) (from Ch. 111 1/2, par. 627-101)

14 Sec. 7-101. Examination of specimens. A clinical
15 laboratory shall examine specimens only at the request of (i) a
16 licensed physician, (ii) a licensed dentist, (iii) a licensed
17 podiatrist, (iv) a licensed ~~therapeutic~~ optometrist ~~for~~
18 ~~diagnostic or therapeutic purposes related to the use of~~
19 ~~diagnostic topical or therapeutic ocular pharmaceutical~~
20 ~~agents, as defined in subsections (c) and (d) of Section 15.1~~
21 ~~of the Illinois Optometric Practice Act of 1987,~~ (v) a licensed
22 physician assistant in accordance with the written guidelines

1 required under subdivision (3) of Section 4 and under Section
2 7.5 of the Physician Assistant Practice Act of 1987, (v-A) an
3 advanced practice nurse in accordance with the written
4 collaborative agreement required under Section 65-35 of the
5 Nurse Practice Act, (vi) an authorized law enforcement agency
6 or, in the case of blood alcohol, at the request of the
7 individual for whom the test is to be performed in compliance
8 with Sections 11-501 and 11-501.1 of the Illinois Vehicle Code,
9 or (vii) a genetic counselor with the specific authority from a
10 referral to order a test or tests pursuant to subsection (b) of
11 Section 20 of the Genetic Counselor Licensing Act. If the
12 request to a laboratory is oral, the physician or other
13 authorized person shall submit a written request to the
14 laboratory within 48 hours. If the laboratory does not receive
15 the written request within that period, it shall note that fact
16 in its records. For purposes of this Section, a request made by
17 electronic mail or fax constitutes a written request.

18 (Source: P.A. 96-1313, eff. 7-27-10; 97-333, eff. 8-12-11.)

19 (210 ILCS 25/7-102) (from Ch. 111 1/2, par. 627-102)

20 Sec. 7-102. Reports of test results. The result of a test
21 shall be reported directly to the licensed physician or other
22 authorized person who requested it. No interpretation,
23 diagnosis or prognosis or suggested treatment shall appear on
24 the laboratory report form except that a report made by a
25 physician licensed to practice medicine in Illinois, a dentist

1 licensed in Illinois, or an ~~a therapeutic~~ optometrist licensed
2 in Illinois may include such information. Nothing in this Act
3 prohibits the sharing of information as authorized in Section
4 2.1 of the Department of Public Health Act.

5 (Source: P.A. 93-829, eff. 7-28-04.)