



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004

Introduced 2/4/2004, by Iris Y. Martinez

SYNOPSIS AS INTRODUCED:

225 ILCS 60/22.5 new

Amends the Medical Practice Act of 1987. Provides that a physician or a student undertaking a course of professional instruction or a clinical training program may not perform a pelvic examination on an anesthetized or unconscious female patient unless (1) the patient gave informed consent to the pelvic examination, (2) the performance of a pelvic examination is within the scope of care for the surgical procedure or diagnostic examination to be performed on the patient, or (3) in the case of an unconscious patient, the pelvic examination is required for diagnostic purposes.

LRB093 20738 AMC 46628 b

1 AN ACT concerning professional regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Medical Practice Act of 1987 is amended by
5 adding Section 22.5 as follows:

6 (225 ILCS 60/22.5 new)

7 Sec. 22.5. Pelvic examinations.

8 (a) The General Assembly finds that, according to an
9 article in the Wall Street Journal on March 12, 2003, medical
10 students often are allowed by their training physicians to
11 practice pelvic examinations in operating rooms on a patient
12 who is unconscious and has not given explicit consent to the
13 examination. Pursuant to the practice, the training physician
14 performs the examination first, and the medical student repeats
15 the examination.

16 (b) A physician or a student undertaking a course of
17 professional instruction or a clinical training program may not
18 perform a pelvic examination on an anesthetized or unconscious
19 female patient unless (1) the patient gave informed consent to
20 the pelvic examination, (2) the performance of a pelvic
21 examination is within the scope of care for the surgical
22 procedure or diagnostic examination to be performed on the
23 patient, or (3) in the case of an unconscious patient, the
24 pelvic examination is required for diagnostic purposes.