



Sen. Iris Y. Martinez

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1 AMENDMENT TO HOUSE BILL 313

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 313 on page 286,  
3 line 22, after "nurses", by inserting "without full practice  
4 authority"; and

5 on page 290, immediately below line 16, by inserting the  
6 following:

7 "(j) As set forth in Section 22.2 of this Act, a licensee  
8 under this Act may not directly or indirectly divide, share, or  
9 split any professional fee or other form of compensation for  
10 professional services with anyone in exchange for a referral or  
11 otherwise, other than as provided in Section 22.2."; and

12 on page 290, line 23, after "65-55,", by inserting "65-60,";  
13 and

14 on page 291, line 2, after "60-11", by inserting "65-43,"; and

1 on page 294, immediately below line 1, by inserting the  
2 following:

3 "Full practice authority" means the authority of an  
4 advanced practice registered nurse licensed in Illinois and  
5 certified as a nurse practitioner, clinical nurse specialist,  
6 or nurse midwife to practice without a written collaborative  
7 agreement and:

8 (1) to be fully accountable to patients for the quality  
9 of advanced nursing care rendered;

10 (2) to be fully accountable for recognizing limits of  
11 knowledge and experience and for planning for the  
12 management of situations beyond the advanced practice  
13 registered nurse's expertise; the full practice authority  
14 for advanced practice registered nurses includes accepting  
15 referrals from, consulting with, collaborating with, or  
16 referring to other health care professionals as warranted  
17 by the needs of the patient; and

18 (3) to possess the authority to prescribe medications,  
19 including Schedule II through V controlled substances, as  
20 provided in Section 65-43."; and

21 on page 365, on line 14, by replacing "2018" with "2023 ~~2018~~";  
22 and

23 on page 376, line 21, by replacing "practice," with "practice  
24 prior to meeting the requirements of Section 65-43,"; and

1 on page 376, line 22, by replacing "authorized" with  
2 "privileged authorized"; and

3 on page 377, line 2, by replacing "authorized" with "privileged  
4 authorized"; and

5 on page 377, line 3, after "agreement", by inserting ", except  
6 as set forth in Section 65-43"; and

7 on page 377, line 6, by replacing "or podiatric physician" with  
8 "~~or podiatric physician~~"; and

9 on page 377, line 10, after "Section.", by inserting "A  
10 collaborative agreement with a podiatric physician must be in  
11 accordance with subsection (c-5) of this Section."; and

12 on page 377, by replacing line 12 with "physician ~~or podiatric~~  
13 ~~physician~~ and the advanced practice"; and

14 on page 377, by replacing line 16 with "collaborating physician  
15 ~~or podiatric physician~~ at the place where services"; and

16 on page 377, lines 18 and 19, by replacing "or podiatric  
17 physician" with "~~or podiatric physician~~"; and

1 on page 380, by replacing lines 12 through 14 with "~~Nothing in~~  
2 ~~this Act shall be construed to authorize an advanced practice~~  
3 ~~nurse to provide health care services required by law or rule~~  
4 ~~to be performed by a physician.~~"; and

5 on page 380, immediately below line 14, by inserting the  
6 following:

7 "(e-5) Nothing in this Act shall be construed to authorize  
8 an advanced practice registered nurse to provide health care  
9 services required by law or rule to be performed by a  
10 physician, including those acts to be performed by a physician  
11 in Section 3.1 of the Illinois Abortion Law of 1975."; and

12 on page 381, line 3, by replacing "or collaborating podiatrist"  
13 with "~~or collaborating podiatrist~~"; and

14 on page 381, line 15, by replacing "or podiatric physician"  
15 with "~~or podiatric physician~~"; and

16 on page 382, lines 1 and 2, by replacing "or podiatric  
17 physician" with "~~or podiatric physician~~"; and

18 on page 382, lines 9 and 10, by replacing "or podiatric  
19 physician" each time it appears with "~~or podiatric physician~~";  
20 and

1 on page 382, line 11, after "Department", by inserting "and the  
2 Prescription Monitoring Program"; and

3 on page 382, lines 20 and 21, by replacing "or podiatric  
4 physician" with "~~or podiatric physician~~"; and

5 on page 383, lines 3 and 10, by replacing "or podiatric  
6 physician" each time it appears with "~~or podiatric physician~~";  
7 and

8 on page 383, lines 14 and 15, by replacing "or podiatric  
9 physician" with "~~or podiatric physician~~"; and

10 on page 384, by replacing lines 9 through 13 with the  
11 following:

12 "(g) (Blank). ~~Any advanced practice nurse who writes a~~  
13 ~~prescription for a controlled substance without having a valid~~  
14 ~~appropriate authority may be fined by the Department not more~~  
15 ~~than \$50 per prescription, and the Department may take any~~  
16 ~~other disciplinary action provided for in this Act.~~"; and

17 on page 384, immediately below line 15, by inserting the  
18 following:

19 "(i) Nothing in this Section shall be construed to apply to  
20 an advanced practice registered nurse who meets the  
21 requirements of Section 65-43."; and

1 on page 384, immediately below line 16, by inserting the  
2 following:

3 "(225 ILCS 65/65-43 new)

4 Sec. 65-43. Full practice authority.

5 (a) An Illinois-licensed advanced practice registered  
6 nurse certified as a nurse practitioner, nurse midwife, or  
7 clinical nurse specialist shall be deemed by law to possess the  
8 ability to practice without a written collaborative agreement  
9 as set forth in this Section.

10 (b) An advanced practice registered nurse certified as a  
11 nurse midwife, clinical nurse specialist, or nurse  
12 practitioner who files with the Department a notarized  
13 attestation of completion of at least 250 hours of continuing  
14 education or training and at least 4,000 hours of clinical  
15 experience after first attaining national certification shall  
16 not require a written collaborative agreement, except as  
17 specified in subsection (c). Documentation of successful  
18 completion shall be provided to the Department upon request.

19 Continuing education or training hours required by  
20 subsection (b) shall be in the advanced practice registered  
21 nurse's area of certification as set forth by Department rule.

22 The clinical experience must be in the advanced practice  
23 registered nurse's area of certification. The clinical  
24 experience shall be in collaboration with a physician or

1 physicians. Completion of the clinical experience must be  
2 attested to by the collaborating physician or physicians and  
3 the advanced practice registered nurse.

4 (c) The scope of practice of an advanced practice  
5 registered nurse with full practice authority includes:

6 (1) all matters included in subsection (c) of Section  
7 65-30 of this Act;

8 (2) practicing without a written collaborative  
9 agreement in all practice settings consistent with  
10 national certification;

11 (3) authority to prescribe both legend drugs and  
12 Schedule II through V controlled substances; this  
13 authority includes prescription of, selection of, orders  
14 for, administration of, storage of, acceptance of samples  
15 of, and dispensing over the counter medications, legend  
16 drugs, and controlled substances categorized as any  
17 Schedule II through V controlled substances, as defined in  
18 Article II of the Illinois Controlled Substances Act, and  
19 other preparations, including, but not limited to,  
20 botanical and herbal remedies;

21 (4) prescribing benzodiazepines or Schedule II  
22 narcotic drugs, such as opioids, only in a consultation  
23 relationship with a physician; this consultation  
24 relationship shall be recorded in the Prescription  
25 Monitoring Program website, pursuant to Section 316 of the  
26 Illinois Controlled Substances Act, by the physician and

1 advanced practice registered nurse with full practice  
2 authority and is not required to be filed with the  
3 Department; the specific Schedule II narcotic drug must be  
4 identified by either brand name or generic name; the  
5 specific Schedule II narcotic drug, such as an opioid, may  
6 be administered by oral dosage or topical or transdermal  
7 application; delivery by injection or other route of  
8 administration is not permitted; at least monthly, the  
9 advanced practice registered nurse and the physician must  
10 discuss the condition of any patients for whom a  
11 benzodiazepine or opioid is prescribed; nothing in this  
12 subsection shall be construed to require a prescription by  
13 an advanced practice registered nurse with full practice  
14 authority to require a physician name;

15 (5) authority to obtain an Illinois controlled  
16 substance license and a federal Drug Enforcement  
17 Administration number; and

18 (6) use of only local anesthetic.

19 The scope of practice of an advanced practice registered  
20 nurse does not include operative surgery.

21 (d) The Department may adopt rules necessary to administer  
22 this Section, including, but not limited to, requiring the  
23 completion of forms and the payment of fees.

24 (e) Nothing in this Act shall be construed to authorize an  
25 advanced practice registered nurse with full practice  
26 authority to provide health care services required by law or



1 rule to be performed by a physician, including, but not limited  
2 to, those acts to be performed by a physician in Section 3.1 of  
3 the Illinois Abortion Law of 1975."; and

4 on page 385, line 8, after "services of", by inserting "all";  
5 and

6 on page 385, line 22, by replacing "granted" with "privileged  
7 ~~granted~~"; and

8 on page 385, by replacing line 23 with "~~authority~~ to order  
9 medications, including controlled substances,"; and

10 on page 386, immediately below line 5, by inserting the  
11 following:

12 "(a-4) An advanced practice registered nurse meeting the  
13 requirements of Section 65-43 may be privileged to complete  
14 discharge orders and prescriptions under the advanced practice  
15 registered nurse's name."; and

16 on page 387, line 2, after "Center Act.", by inserting "Nothing  
17 in this Act shall be construed to require an advanced practice  
18 registered nurse to have a collaborative agreement to practice  
19 in a hospital, hospital affiliate, or ambulatory surgical  
20 treatment center."; and

1 on page 387, line 6, by replacing "granted authority" with  
2 "privileged ~~granted authority~~"; and

3 on page 387, line 21, by replacing "mid-level practitioner"  
4 with "~~mid level practitioner~~"; and

5 on page 388, line 11, by replacing "grant authority to" with  
6 "privilege ~~grant authority to~~"; and

7 on page 388, line 20, by replacing "this grant of authority"  
8 with "the privileging documents ~~this grant of authority~~"; and

9 on page 388, line 22, by replacing "authority" with "privileges  
10 ~~authority~~"; and

11 on page 388, line 25, by replacing "grant of authority" with  
12 "privileges ~~grant of authority~~"; and

13 on page 389, immediately below line 11, by inserting the  
14 following:

15 "(d) An advanced practice registered nurse meeting the  
16 requirements of Section 65-43 may be privileged to prescribe  
17 controlled substances categorized as Schedule II through V in  
18 accordance with Section 65-43."; and

19 on page 389, line 19, after "initials", by inserting "Advanced

1 Practice Registered Nurse","; and

2 on page 390, line 3, after "(a).", by inserting "No advanced  
3 practice registered nurse licensed under this Act may use the  
4 title "doctor" or "physician" in paid or approved advertising.  
5 Any advertising must contain the appropriate advanced practice  
6 registered nurse credentials."; and

7 on page 390, line 9, after "patient.", by inserting "If an  
8 advanced practice registered nurse has a doctorate degree, when  
9 identifying himself or herself as "doctor" in a clinical  
10 setting, the advanced practice registered nurse must clearly  
11 state that his or her educational preparation is not in  
12 medicine and that he or she is not a medical doctor or  
13 physician."; and

14 on page 391, line 2, by replacing "board" with "national  
15 ~~board~~"; and

16 on page 391, by replacing line 5 with "physician's or ~~r~~  
17 ~~dentist's, or podiatric physician's name,~~"; and

18 on page 391, line 6, after "title,", by inserting "if such is  
19 required,"; and

20 on page 391, line 16, by replacing "as" with "~~as~~"; and

1 on page 391, by replacing line 17 with "~~an advanced practice~~  
2 ~~nurse~~ to use ~~testimonials or~~"; and

3 on page 392, immediately below line 18, by inserting the  
4 following:

5 "(225 ILCS 65/65-60) (was 225 ILCS 65/15-45)

6 (Section scheduled to be repealed on January 1, 2018)

7 Sec. 65-60. Continuing education. The Department shall  
8 adopt rules of continuing education for persons licensed under  
9 this Article as advanced practice registered nurses that  
10 require 80 ~~50~~ hours of continuing education per 2-year license  
11 renewal cycle. Completion of the 80 ~~50~~ hours of continuing  
12 education shall be deemed to satisfy the continuing education  
13 requirements for renewal of a registered professional nurse  
14 license as required by this Act.

15 The 80 hours of continuing education required under this  
16 Section shall be completed as follows:

17 (1) A minimum of 50 hours of the continuing education  
18 shall be obtained in continuing education programs as  
19 determined by rule that shall include no less than 20 hours  
20 of pharmacotherapeutics, including 10 hours of opioid  
21 prescribing or substance abuse education. Continuing  
22 education programs may be conducted or endorsed by  
23 educational institutions, hospitals, specialist

1       associations, facilities, or other organizations approved  
2       to offer continuing education under this Act or rules and  
3       shall be in the advanced practice registered nurse's  
4       specialty.

5           (2) A maximum of 30 hours of credit may be obtained by  
6       presentations in the advanced practice registered nurse's  
7       clinical specialty, evidence-based practice, or quality  
8       improvement projects, publications, research projects, or  
9       preceptor hours as determined by rule.

10       The rules adopted regarding continuing education shall be  
11       consistent to the extent possible with requirements of relevant  
12       national certifying bodies or State or national professional  
13       associations.

14       The rules shall not be inconsistent with requirements of  
15       relevant national certifying bodies or State or national  
16       professional associations. The rules shall also address  
17       variances in part or in whole for good cause, including but not  
18       limited to illness or hardship. The continuing education rules  
19       shall assure that licensees are given the opportunity to  
20       participate in programs sponsored by or through their State or  
21       national professional associations, hospitals, or other  
22       providers of continuing education. Each licensee is  
23       responsible for maintaining records of completion of  
24       continuing education and shall be prepared to produce the  
25       records when requested by the Department.

26       (Source: P.A. 95-639, eff. 10-5-07.)"; and

1 on page 685, line 10, by replacing "or" with "~~or~~"; and

2 on page 685, line 14, after "Section 303.05", by inserting ",  
3 or an advanced practice registered nurse certified as a nurse  
4 practitioner, nurse midwife, or clinical nurse specialist who  
5 has full practice authority pursuant to Section 65-43 of the  
6 Nurse Practice Act"; and

7 on page 686, line 7, by replacing "or" with "~~or~~"; and

8 on page 686, line 12, after "by law", by inserting ", or of an  
9 advanced practice registered nurse certified as a nurse  
10 practitioner, nurse midwife, or clinical nurse specialist who  
11 has full practice authority pursuant to Section 65-43 of the  
12 Nurse Practice Act"; and

13 on page 694, line 13, after "nurses", by inserting "who do not  
14 meet the requirements of Section 65-43 of the Nurse Practice  
15 Act"; and

16 on page 694, lines 25 and 26, by replacing "or collaborating  
17 podiatric physician" with "~~or collaborating podiatric~~  
18 ~~physician~~"; and

19 on page 695, lines 9 and 17, by replacing "or podiatric

1 physician" each time it appears with "~~or podiatric physician~~";  
2 and

3 on page 695, lines 21 and 25, by replacing "or podiatric  
4 physician" each time it appears with "~~or podiatric physician~~";  
5 and

6 on page 696, line 17, after "specialists" by inserting "who do  
7 not meet the requirements of Section 65-43 of the Nurse  
8 Practice Act"; and

9 on page 696, line 21, by replacing "granted authority" with  
10 "privileged ~~granted authority~~"; and

11 on page 697, line 5, by replacing "granted authority" with  
12 "privileged ~~granted authority~~"; and

13 on page 697, line 16, by replacing "this grant of authority"  
14 with "the privileging documents ~~this grant of authority~~"; and

15 on page 697, line 18, by replacing "authority" with "privileges  
16 ~~authority~~"; and

17 on page 697, line 22, by replacing "grant of authority" with  
18 "privileges ~~grant of authority~~"; and

1 on page 698, line 24, by replacing "or licensed podiatric  
2 physician" with "~~or licensed podiatric physician~~"; and

3 on page 699, line 4, after "authority", by inserting "or as  
4 authorized by their practice Act"; and

5 on page 699, line 9, by replacing "or podiatric physician" with  
6 "~~or podiatric physician~~"; and

7 on page 737, line 25, after "effect", by inserting "January 1,  
8 2018, except that this Section and Section 5 take effect".