



Sen. Bill Cunningham

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10200HB4629sam001

LRB102 22345 AMQ 37791 a

1 AMENDMENT TO HOUSE BILL 4629

2 AMENDMENT NO. _____. Amend House Bill 4629 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Athletic Trainers Practice Act is
5 amended by changing Sections 3, 4, 13, and 16 as follows:

6 (225 ILCS 5/3) (from Ch. 111, par. 7603)

7 (Section scheduled to be repealed on January 1, 2026)

8 Sec. 3. Definitions. As used in this Act:

9 (1) "Department" means the Department of Financial and
10 Professional Regulation.

11 (2) "Secretary" means the Secretary of Financial and
12 Professional Regulation.

13 (3) "Board" means the Illinois Board of Athletic Trainers
14 appointed by the Secretary.

15 (4) "Licensed athletic trainer" means a person licensed to
16 practice athletic training as defined in this Act and with the

1 specific qualifications set forth in Section 9 of this Act
2 who, upon the direction or consultation of a ~~his or her team~~
3 ~~physician or consulting physician~~, carries out the practice of
4 evaluation, prevention or emergency ~~prevention/emergency care,~~
5 or physical reconditioning of injuries incurred by athletes
6 ~~participating in an athletic program~~ conducted by an
7 educational institution, professional athletic organization,
8 ~~or~~ sanctioned amateur athletic organization, performing arts
9 setting, clinical setting, or employment setting employing the
10 athletic trainer; or a person who, under the direction of a
11 physician, carries out comparable functions for a health
12 organization-based extramural program of athletic training
13 services for athletes. Specific duties of the athletic trainer
14 include, but are not limited to:

15 A. Supervision of the selection, fitting, and
16 maintenance of protective equipment;

17 B. Provision of assistance to the coaching staff in
18 the development and implementation of conditioning
19 programs;

20 C. Counseling of athletes on nutrition and hygiene;

21 D. Supervision of athletic training facility and
22 inspection of playing facilities;

23 E. Selection and maintenance of athletic training
24 equipment and supplies;

25 F. (Blank); ~~Instruction and supervision of student~~
26 ~~trainer staff;~~

1 G. Coordination with a ~~team~~ physician to provide:

2 (i) pre-competition physical exam and health
3 history updates,

4 (ii) game coverage or phone access to a physician
5 or paramedic,

6 (iii) follow-up injury care,

7 (iv) reconditioning programs, and

8 (v) assistance on all matters pertaining to the
9 health and well-being of athletes;~~;~~

10 H. Provision of on-site injury care and evaluation as
11 well as appropriate transportation, follow-up treatment
12 and reconditioning ~~rehabilitation~~ as necessary for all
13 injuries sustained by athletes in the program;

14 I. With a physician, determination of when an athlete
15 may safely return to full participation post-injury; ~~and~~

16 J. Maintenance of complete and accurate records of all
17 athlete ~~athletic~~ injuries and treatments rendered; and ~~-~~

18 K. Written reports to a referring individual every 30
19 days services are provided.

20 To carry out these functions the athletic trainer is
21 authorized to utilize modalities, including, but not limited
22 to, heat, light, sound, cold, electricity, exercise, or
23 mechanical devices related to care and reconditioning. An
24 athletic trainer may also carry out these functions upon
25 receiving a referral. A licensed athletic trainer shall use
26 "LAT" or "L.A.T." in connection with the athletic trainer's

1 name to denote licensure under this Act.

2 (5) "Referral" means the written authorization for
3 athletic trainer services as provided in paragraph (4)
4 guidance and direction given by a the physician, physician
5 assistant, advanced practice registered nurse, podiatric
6 physician, or dentist, who shall maintain medical supervision
7 of the athlete and makes a diagnosis or verifies that the
8 patient's condition is such that it may be treated by an
9 athletic trainer.

10 (6) "Aide ~~Athletic trainer aide~~" means a person who has
11 received on-the-job training specific to the facility in which
12 he or she is employed, on either a paid or volunteer basis, but
13 is not enrolled in an accredited ~~athletic training~~ curriculum.

14 (7) "Address of record" means the designated address
15 recorded by the Department in the applicant's or licensee's
16 application file or license file as maintained by the
17 Department's licensure maintenance unit. It is the duty of the
18 applicant or licensee to inform the Department of any change
19 of address, and those changes must be made either through the
20 Department's website or by contacting the Department.

21 (8) "Board of Certification" means the Board of
22 Certification for the Athletic Trainer.

23 (9) "Athlete" means a person participating in an activity
24 that requires a level of strength, endurance, flexibility,
25 range of motion, speed, or agility which may include exercise,
26 sports, recreation, wellness, or employment activity.

1 (10) "Physician assistant" means a physician assistant
2 licensed to practice under the Physician Assistant Practice
3 Act of 1987 in accordance with a written collaborative
4 agreement with a physician licensed to practice medicine in
5 all of its branches.

6 (11) "Advanced practice registered nurse" means an
7 advanced practice registered nurse licensed to practice under
8 the Nurse Practice Act.

9 (Source: P.A. 99-469, eff. 8-26-15.)

10 (225 ILCS 5/4) (from Ch. 111, par. 7604)

11 (Section scheduled to be repealed on January 1, 2026)

12 Sec. 4. Licensure; exempt activities. No person shall
13 provide any of the services set forth in subsection (4) of
14 Section 3 of this Act, or use the title "athletic trainer" or
15 "certified athletic trainer" or "athletic trainer certified"
16 or "licensed athletic trainer" or the letters "LAT", "L.A.T.",
17 "A.T.", "C.A.T.", "A.T.C.", "A.C.T.", or "I.A.T.L." after the
18 athletic trainer's ~~his or her~~ name, unless licensed under this
19 Act.

20 Nothing in this Act shall be construed as preventing or
21 restricting the practice, services, or activities of:

22 (1) Any person licensed or registered in this State by
23 any other law from engaging in the profession or
24 occupation for which he or she is licensed or registered.

25 (2) Any person employed as an athletic trainer by the

1 Government of the United States, if such person provides
2 athletic training solely under the direction or control of
3 the organization by which he or she is employed.

4 (3) Any person pursuing a course of study leading to a
5 degree ~~or certificate~~ in athletic training at an
6 accredited educational program if such activities and
7 services constitute a part of a supervised course of study
8 involving daily personal or verbal contact at the site of
9 supervision between the athletic training student and the
10 licensed athletic trainer who plans, directs, advises, and
11 evaluates the student's athletic training clinical
12 education. The supervising licensed athletic trainer must
13 be on-site where the athletic training clinical education
14 is being obtained. A person meeting the criteria under
15 this paragraph (3) must be designated by a title which
16 clearly indicates his or her status as a student ~~or~~
17 ~~trainee~~.

18 (4) (Blank).

19 (5) The practice of athletic training under the
20 supervision of a licensed athletic trainer by one who has
21 applied in writing to the Department for licensure and has
22 complied with all the provisions of Section 9 except the
23 passing of the examination to be eligible to receive such
24 license. This temporary right to act as an athletic
25 trainer shall expire 3 months after the filing of his or
26 her written application to the Department; when the

1 applicant has been notified of his or her failure to pass
2 the examination authorized by the Department; when the
3 applicant has withdrawn his or her application; when the
4 applicant has received a license from the Department after
5 successfully passing the examination authorized by the
6 Department; or when the applicant has been notified by the
7 Department to cease and desist from practicing, whichever
8 occurs first. This provision shall not apply to an
9 applicant who has previously failed the examination.

10 (6) Any person in a coaching position from rendering
11 emergency care on an as needed basis to the athletes under
12 his or her supervision when a licensed athletic trainer is
13 not available.

14 (7) Any person who is an athletic trainer from another
15 state or territory of the United States or another nation,
16 state, or territory acting as an athletic trainer while
17 performing his or her duties for his or her respective
18 non-Illinois based team or organization, so long as he or
19 she restricts his or her duties to his or her team or
20 organization during the course of his or her team's or
21 organization's stay in this State. For the purposes of
22 this Act, a team shall be considered based in Illinois if
23 its home contests are held in Illinois, regardless of the
24 location of the team's administrative offices.

25 (8) The practice of athletic training by persons
26 licensed in another state who have applied in writing to

1 the Department for licensure by endorsement. This
2 temporary right to act as an athletic trainer shall expire
3 6 months after the filing of his or her written
4 application to the Department; upon the withdrawal of the
5 application for licensure under this Act; upon delivery of
6 a notice of intent to deny the application from the
7 Department; or upon the denial of the application by the
8 Department, whichever occurs first.

9 (9) The practice of athletic training by one who has
10 applied in writing to the Department for licensure and has
11 complied with all the provisions of Section 9. This
12 temporary right to act as an athletic trainer shall expire
13 6 months after the filing of his or her written
14 application to the Department; upon the withdrawal of the
15 application for licensure under this Act; upon delivery of
16 a notice of intent to deny the application from the
17 Department; or upon the denial of the application by the
18 Department, whichever occurs first.

19 (10) The practice of athletic training by persons
20 actively licensed as an athletic trainer in another state
21 or territory of the United States or another country, or
22 currently certified by the Board of Certification, or its
23 successor entity, at a special athletic tournament or
24 event conducted by a sanctioned amateur athletic
25 organization, ~~including, but not limited to, the Prairie~~
26 ~~State Games and the Special Olympics,~~ for no more than 14

1 days. This shall not include contests or events that are
2 part of a scheduled series of regular season events.

3 (11) Aides ~~Athletic trainer aides~~ from performing
4 patient care activities under the on-site supervision of a
5 licensed athletic trainer. These patient care activities
6 shall not include interpretation of referrals or
7 evaluation procedures, planning or major modifications of
8 patient programs, administration of medication, or solo
9 practice or event coverage without immediate access to a
10 licensed athletic trainer.

11 (12) Persons or entities practicing the specified
12 occupations set forth in subsection (a) of, and pursuant
13 to a licensing exemption granted in subsection (b) or (d)
14 of, Section 2105-350 of the Department of Professional
15 Regulation Law of the Civil Administrative Code of
16 Illinois, but only for so long as the 2016 Olympic and
17 Paralympic Games Professional Licensure Exemption Law is
18 operable.

19 (Source: P.A. 99-469, eff. 8-26-15.)

20 (225 ILCS 5/13) (from Ch. 111, par. 7613)

21 (Section scheduled to be repealed on January 1, 2026)

22 Sec. 13. Endorsement. The Department may, at its
23 discretion, license as an athletic trainer, without
24 examination, on payment of the required fee, an applicant for
25 licensure who is an athletic trainer registered or licensed

1 under the laws of another jurisdiction if the requirements
2 pertaining to athletic trainers in such jurisdiction were at
3 the date of his or her registration or licensure substantially
4 equal to the requirements in force in Illinois on that date or
5 equivalent to the requirements of this Act.

6 An applicant for endorsement who has practiced for 10
7 consecutive years in another jurisdiction shall meet the
8 requirements for licensure by endorsement upon filing an
9 application on forms provided by the Department, paying the
10 required fee, and showing proof of licensure in another
11 jurisdiction for at least 10 consecutive years without
12 discipline by certified verification of licensure from the
13 jurisdiction in which the applicant practiced.

14 Applicants have 3 years from the date of application to
15 complete the application process. If the process has not been
16 completed in 3 years, the application shall be denied, the fee
17 forfeited and the applicant must reapply and meet the
18 requirements in effect at the time of reapplication.

19 (Source: P.A. 99-469, eff. 8-26-15.)

20 (225 ILCS 5/16) (from Ch. 111, par. 7616)

21 (Section scheduled to be repealed on January 1, 2026)

22 Sec. 16. Grounds for discipline.

23 (1) The Department may refuse to issue or renew, or may
24 revoke, suspend, place on probation, reprimand, or take other
25 disciplinary action as the Department may deem proper,

1 including fines not to exceed \$10,000 for each violation, with
2 regard to any licensee for any one or combination of the
3 following:

4 (A) Material misstatement in furnishing information to
5 the Department;

6 (B) Violations of this Act, or of the rules or
7 regulations promulgated hereunder;

8 (C) Conviction of or plea of guilty to any crime under
9 the Criminal Code of 2012 or the laws of any jurisdiction
10 of the United States that is (i) a felony, (ii) a
11 misdemeanor, an essential element of which is dishonesty,
12 or (iii) of any crime that is directly related to the
13 practice of the profession;

14 (D) Fraud or any misrepresentation in applying for or
15 procuring a license under this Act, or in connection with
16 applying for renewal of a license under this Act;

17 (E) Professional incompetence or gross negligence;

18 (F) Malpractice;

19 (G) Aiding or assisting another person, firm,
20 partnership, or corporation in violating any provision of
21 this Act or rules;

22 (H) Failing, within 60 days, to provide information in
23 response to a written request made by the Department;

24 (I) Engaging in dishonorable, unethical, or
25 unprofessional conduct of a character likely to deceive,
26 defraud or harm the public;

1 (J) Habitual or excessive use or abuse of drugs
2 defined in law as controlled substances, alcohol, or any
3 other substance that results in the inability to practice
4 with reasonable judgment, skill, or safety;

5 (K) Discipline by another state, unit of government,
6 government agency, the District of Columbia, territory, or
7 foreign nation, if at least one of the grounds for the
8 discipline is the same or substantially equivalent to
9 those set forth herein;

10 (L) Directly or indirectly giving to or receiving from
11 any person, firm, corporation, partnership, or association
12 any fee, commission, rebate, or other form of compensation
13 for any professional services not actually or personally
14 rendered. Nothing in this subparagraph (L) affects any
15 bona fide independent contractor or employment
16 arrangements among health care professionals, health
17 facilities, health care providers, or other entities,
18 except as otherwise prohibited by law. Any employment
19 arrangements may include provisions for compensation,
20 health insurance, pension, or other employment benefits
21 for the provision of services within the scope of the
22 licensee's practice under this Act. Nothing in this
23 subparagraph (L) shall be construed to require an
24 employment arrangement to receive professional fees for
25 services rendered;

26 (M) A finding by the Department that the licensee

1 after having his or her license disciplined has violated
2 the terms of probation;

3 (N) Abandonment of an athlete;

4 (O) Willfully making or filing false records or
5 reports in his or her practice, including but not limited
6 to false records filed with State agencies or departments;

7 (P) Willfully failing to report an instance of
8 suspected child abuse or neglect as required by the Abused
9 and Neglected Child Reporting Act;

10 (Q) Physical illness, including but not limited to
11 deterioration through the aging process, or loss of motor
12 skill that results in the inability to practice the
13 profession with reasonable judgment, skill, or safety;

14 (R) Solicitation of professional services other than
15 by permitted institutional policy;

16 (S) The use of any words, abbreviations, figures or
17 letters with the intention of indicating practice as an
18 athletic trainer without a valid license as an athletic
19 trainer under this Act;

20 (T) The evaluation or treatment of ailments of human
21 beings other than by the practice of athletic training as
22 defined in this Act or the treatment of injuries of
23 athletes by a licensed athletic trainer except by the
24 referral of a physician, physician assistant, advanced
25 practice registered nurse, podiatric physician, or
26 dentist;

1 (U) Willfully violating or knowingly assisting in the
2 violation of any law of this State relating to the use of
3 habit-forming drugs;

4 (V) Willfully violating or knowingly assisting in the
5 violation of any law of this State relating to the
6 practice of abortion;

7 (W) Continued practice by a person knowingly having an
8 infectious communicable or contagious disease;

9 (X) Being named as a perpetrator in an indicated
10 report by the Department of Children and Family Services
11 pursuant to the Abused and Neglected Child Reporting Act
12 and upon proof by clear and convincing evidence that the
13 licensee has caused a child to be an abused child or
14 neglected child as defined in the Abused and Neglected
15 Child Reporting Act;

16 (X-5) Failure to provide a monthly report on the
17 patient's progress to the referring physician, physician
18 assistant, advanced practice registered nurse, podiatric
19 physician, or dentist;

20 (Y) (Blank);

21 (Z) Failure to fulfill continuing education
22 requirements;

23 (AA) Allowing one's license under this Act to be used
24 by an unlicensed person in violation of this Act;

25 (BB) Practicing under a false or, except as provided
26 by law, assumed name;

1 (CC) Promotion of the sale of drugs, devices,
2 appliances, or goods provided in any manner to exploit the
3 client for the financial gain of the licensee;

4 (DD) Gross, willful, or continued overcharging for
5 professional services;

6 (EE) Mental illness or disability that results in the
7 inability to practice under this Act with reasonable
8 judgment, skill, or safety; ~~or~~

9 (FF) Cheating on or attempting to subvert the
10 licensing examination administered under this Act; ~~or~~

11 (GG) Violation of the Health Care Worker Self-Referral
12 Act; or

13 (HH) Failure by a supervising athletic trainer of an
14 aide to maintain contact, including personal supervision
15 and instruction, to ensure the safety and welfare of an
16 athlete.

17 All fines imposed under this Section shall be paid within
18 60 days after the effective date of the order imposing the fine
19 or in accordance with the terms set forth in the order imposing
20 the fine.

21 (2) The determination by a circuit court that a licensee
22 is subject to involuntary admission or judicial admission as
23 provided in the Mental Health and Developmental Disabilities
24 Code operates as an automatic suspension. Such suspension will
25 end only upon a finding by a court that the licensee is no
26 longer subject to involuntary admission or judicial admission

1 and issuance of an order so finding and discharging the
2 licensee.

3 (3) The Department may refuse to issue or may suspend
4 without hearing, as provided for in the Code of Civil
5 Procedure, the license of any person who fails to file a
6 return, to pay the tax, penalty, or interest shown in a filed
7 return, or to pay any final assessment of tax, penalty, or
8 interest as required by any tax Act administered by the
9 Illinois Department of Revenue, until such time as the
10 requirements of any such tax Act are satisfied in accordance
11 with subsection (a) of Section 2105-15 of the Department of
12 Professional Regulation Law of the Civil Administrative Code
13 of Illinois.

14 (4) In enforcing this Section, the Department, upon a
15 showing of a possible violation, may compel any individual who
16 is licensed under this Act or any individual who has applied
17 for licensure to submit to a mental or physical examination or
18 evaluation, or both, which may include a substance abuse or
19 sexual offender evaluation, at the expense of the Department.
20 The Department shall specifically designate the examining
21 physician licensed to practice medicine in all of its branches
22 or, if applicable, the multidisciplinary team involved in
23 providing the mental or physical examination and evaluation.
24 The multidisciplinary team shall be led by a physician
25 licensed to practice medicine in all of its branches and may
26 consist of one or more or a combination of physicians licensed

1 to practice medicine in all of its branches, licensed
2 chiropractic physicians, licensed clinical psychologists,
3 licensed clinical social workers, licensed clinical
4 professional counselors, and other professional and
5 administrative staff. Any examining physician or member of the
6 multidisciplinary team may require any person ordered to
7 submit to an examination and evaluation pursuant to this
8 Section to submit to any additional supplemental testing
9 deemed necessary to complete any examination or evaluation
10 process, including, but not limited to, blood testing,
11 urinalysis, psychological testing, or neuropsychological
12 testing.

13 The Department may order the examining physician or any
14 member of the multidisciplinary team to provide to the
15 Department any and all records, including business records,
16 that relate to the examination and evaluation, including any
17 supplemental testing performed. The Department may order the
18 examining physician or any member of the multidisciplinary
19 team to present testimony concerning this examination and
20 evaluation of the licensee or applicant, including testimony
21 concerning any supplemental testing or documents relating to
22 the examination and evaluation. No information, report,
23 record, or other documents in any way related to the
24 examination and evaluation shall be excluded by reason of any
25 common law or statutory privilege relating to communication
26 between the licensee or applicant and the examining physician

1 or any member of the multidisciplinary team. No authorization
2 is necessary from the licensee or applicant ordered to undergo
3 an evaluation and examination for the examining physician or
4 any member of the multidisciplinary team to provide
5 information, reports, records, or other documents or to
6 provide any testimony regarding the examination and
7 evaluation. The individual to be examined may have, at his or
8 her own expense, another physician of his or her choice
9 present during all aspects of the examination.

10 Failure of any individual to submit to a mental or
11 physical examination or evaluation, or both, when directed,
12 shall result in an automatic suspension without hearing, until
13 such time as the individual submits to the examination. If the
14 Department finds a licensee unable to practice because of the
15 reasons set forth in this Section, the Department shall
16 require the licensee to submit to care, counseling, or
17 treatment by physicians approved or designated by the
18 Department as a condition for continued, reinstated, or
19 renewed licensure.

20 When the Secretary immediately suspends a license under
21 this Section, a hearing upon such person's license must be
22 convened by the Department within 15 days after the suspension
23 and completed without appreciable delay. The Department shall
24 have the authority to review the licensee's record of
25 treatment and counseling regarding the impairment to the
26 extent permitted by applicable federal statutes and

1 regulations safeguarding the confidentiality of medical
2 records.

3 Individuals licensed under this Act who are affected under
4 this Section shall be afforded an opportunity to demonstrate
5 to the Department that they can resume practice in compliance
6 with acceptable and prevailing standards under the provisions
7 of their license.

8 (5) (Blank).

9 (6) In cases where the Department of Healthcare and Family
10 Services has previously determined a licensee or a potential
11 licensee is more than 30 days delinquent in the payment of
12 child support and has subsequently certified the delinquency
13 to the Department, the Department may refuse to issue or renew
14 or may revoke or suspend that person's license or may take
15 other disciplinary action against that person based solely
16 upon the certification of delinquency made by the Department
17 of Healthcare and Family Services in accordance with paragraph
18 (5) of subsection (a) of Section 2105-15 of the Department of
19 Professional Regulation Law of the Civil Administrative Code
20 of Illinois.

21 (Source: P.A. 99-469, eff. 8-26-15; 100-872, eff. 8-14-18.)".