



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB1572

Introduced 1/31/2023, by Rep. William E Hauter

SYNOPSIS AS INTRODUCED:

20 ILCS 2105/2105-400

Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. In a provision concerning emergency powers, provides that the Secretary of Financial and Professional Regulation has the power to issue licenses, including temporary licenses, to health care professionals on an expedited basis in accordance with the rules adopted by the Department of Financial and Professional Regulation for expedited licensure.

LRB103 25694 AMQ 52043 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 Department of Professional Regulation Law
5 of the Civil Administrative Code of Illinois is amended by
6 changing Section 2105-400 as follows:

7 (20 ILCS 2105/2105-400)

8 Sec. 2105-400. Emergency powers.

9 (a) Upon proclamation of a disaster by the Governor, as
10 provided for in the Illinois Emergency Management Agency Act,
11 the Secretary of Financial and Professional Regulation shall
12 have the following powers, which shall be exercised only in
13 coordination with the Illinois Emergency Management Agency and
14 the Department of Public Health:

15 (1) The power to suspend the requirements for
16 permanent or temporary licensure of persons who are
17 licensed in another state and are working under the
18 direction of the Illinois Emergency Management Agency and
19 the Department of Public Health pursuant to a declared
20 disaster.

21 (2) The power to modify the scope of practice
22 restrictions under any licensing act administered by the
23 Department for any person working under the direction of

1 the Illinois Emergency Management Agency and the Illinois
2 Department of Public Health pursuant to the declared
3 disaster.

4 (3) The power to expand the exemption in Section 4(a)
5 of the Pharmacy Practice Act to those licensed
6 professionals whose scope of practice has been modified,
7 under paragraph (2) of subsection (a) of this Section, to
8 include any element of the practice of pharmacy as defined
9 in the Pharmacy Practice Act for any person working under
10 the direction of the Illinois Emergency Management Agency
11 and the Illinois Department of Public Health pursuant to
12 the declared disaster.

13 (4) The power to issue licenses, including temporary
14 licenses, to health care professionals on an expedited
15 basis in accordance with the rules adopted by the
16 Department for expedited licensure.

17 (b) Persons exempt from licensure under paragraph (1) of
18 subsection (a) of this Section and persons operating under
19 modified scope of practice provisions under paragraph (2) of
20 subsection (a) of this Section shall be exempt from licensure
21 or be subject to modified scope of practice only until the
22 declared disaster has ended as provided by law. For purposes
23 of this Section, persons working under the direction of an
24 emergency services and disaster agency accredited by the
25 Illinois Emergency Management Agency and a local public health
26 department, pursuant to a declared disaster, shall be deemed

1 to be working under the direction of the Illinois Emergency
2 Management Agency and the Department of Public Health.

3 (c) The Secretary or the Director, as his or her designee,
4 shall exercise these powers by way of proclamation.

5 (Source: P.A. 99-227, eff. 8-3-15.)