



Rep. Anna Moeller

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LRB103 30134 CES 69920 a

1 AMENDMENT TO HOUSE BILL 2895

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2895 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Ambulatory Surgical Treatment Center Act  
5 is amended by changing Section 6.5 as follows:

6 (210 ILCS 5/6.5)

7 Sec. 6.5. Clinical privileges; advanced practice  
8 registered nurses. All ambulatory surgical treatment centers  
9 (ASTC) licensed under this Act shall comply with the following  
10 requirements:

11 (1) No ASTC policy, rule, regulation, or practice  
12 shall be inconsistent with the provision of adequate  
13 collaboration and consultation in accordance with Section  
14 54.5 of the Medical Practice Act of 1987.

15 (2) Operative surgical procedures shall be performed  
16 only by a physician licensed to practice medicine in all

1 its branches under the Medical Practice Act of 1987, a  
2 dentist licensed under the Illinois Dental Practice Act,  
3 or a podiatric physician licensed under the Podiatric  
4 Medical Practice Act of 1987, with medical staff  
5 membership and surgical clinical privileges granted by the  
6 consulting committee of the ASTC. A licensed physician,  
7 dentist, or podiatric physician may be assisted by a  
8 physician licensed to practice medicine in all its  
9 branches, dentist, dental assistant, podiatric physician,  
10 licensed advanced practice registered nurse, licensed  
11 physician assistant, licensed registered nurse, licensed  
12 practical nurse, surgical assistant, surgical technician,  
13 or other individuals granted clinical privileges to assist  
14 in surgery by the consulting committee of the ASTC.  
15 Payment for services rendered by an assistant in surgery  
16 who is not an ambulatory surgical treatment center  
17 employee shall be paid at the appropriate non-physician  
18 modifier rate if the payor would have made payment had the  
19 same services been provided by a physician.

20 (2.5) A registered nurse licensed under the Nurse  
21 Practice Act and qualified by training and experience in  
22 operating room nursing shall be present in the operating  
23 room and function as the circulating nurse during all  
24 invasive or operative procedures. For purposes of this  
25 paragraph (2.5), "circulating nurse" means a registered  
26 nurse who is responsible for coordinating all nursing

1 care, patient safety needs, and the needs of the surgical  
2 team in the operating room during an invasive or operative  
3 procedure.

4 (3) An advanced practice registered nurse is not  
5 required to possess prescriptive authority or a written  
6 collaborative agreement meeting the requirements of the  
7 Nurse Practice Act to provide advanced practice registered  
8 nursing services in an ambulatory surgical treatment  
9 center. An advanced practice registered nurse must possess  
10 clinical privileges granted by the consulting medical  
11 staff committee and ambulatory surgical treatment center  
12 in order to provide services. Individual advanced practice  
13 registered nurses may also be granted clinical privileges  
14 to order, select, and administer medications, including  
15 controlled substances, to provide delineated care. The  
16 attending physician must determine the advanced practice  
17 registered nurse's role in providing care for his or her  
18 patients, except as otherwise provided in the consulting  
19 staff policies. The consulting medical staff committee  
20 shall periodically review the services of advanced  
21 practice registered nurses granted privileges.

22 (4) (Blank). ~~The anesthesia service shall be under the~~  
23 ~~direction of a physician licensed to practice medicine in~~  
24 ~~all its branches who has had specialized preparation or~~  
25 ~~experience in the area or who has completed a residency in~~  
26 ~~anesthesiology. An anesthesiologist, Board certified or~~

1 ~~Board eligible, is recommended. Anesthesia services may~~  
2 ~~only be administered pursuant to the order of a physician~~  
3 ~~licensed to practice medicine in all its branches,~~  
4 ~~licensed dentist, or licensed podiatric physician.~~

5 (A) The individuals who, with clinical privileges  
6 granted by the medical staff and ASTC, may administer  
7 anesthesia services are limited to the following:

8 (i) an anesthesiologist; or

9 (ii) a physician licensed to practice medicine  
10 in all its branches; or

11 (iii) a dentist with authority to administer  
12 anesthesia under Section 8.1 of the Illinois  
13 Dental Practice Act; or

14 (iv) a licensed certified registered nurse  
15 anesthetist; or

16 (v) a podiatric physician licensed under the  
17 Podiatric Medical Practice Act of 1987.

18 (B) For anesthesia services, a certified  
19 registered nurse anesthetist shall seek consultation  
20 regarding development of an anesthesia plan and  
21 treatment of patients as is appropriate to the  
22 certified registered nurse anesthetist's level of  
23 expertise and scope of practice and as is warranted by  
24 the needs of the patient ~~an anesthesiologist shall~~  
25 ~~participate through discussion of and agreement with~~  
26 ~~the anesthesia plan and shall remain physically~~

1 ~~present and be available on the premises during the~~  
2 ~~delivery of anesthesia services for diagnosis,~~  
3 ~~consultation, and treatment of emergency medical~~  
4 ~~conditions. In the absence of 24-hour availability of~~  
5 ~~anesthesiologists with clinical privileges, an~~  
6 ~~alternate policy (requiring participation, presence,~~  
7 ~~and availability of a physician licensed to practice~~  
8 ~~medicine in all its branches) shall be developed by~~  
9 ~~the medical staff consulting committee in consultation~~  
10 ~~with the anesthesia service and included in the~~  
11 ~~medical staff consulting committee policies.~~

12 (C) A certified registered nurse anesthetist is  
13 not required to possess prescriptive authority or a  
14 written collaborative agreement meeting the  
15 requirements of Section 65-35 of the Nurse Practice  
16 Act to provide anesthesia and related services ~~ordered~~  
17 ~~by a licensed physician, dentist, or podiatric~~  
18 ~~physician.~~ Licensed certified registered nurse  
19 anesthetists are authorized to select, order, and  
20 administer drugs and apply the appropriate medical  
21 devices in the provision of anesthesia and related  
22 ~~services under the anesthesia plan agreed with by the~~  
23 ~~anesthesiologist or, in the absence of an available~~  
24 ~~anesthesiologist with clinical privileges, agreed with~~  
25 ~~by the operating physician, operating dentist, or~~  
26 ~~operating podiatric physician~~ in accordance with the

1 medical staff consulting committee policies of a  
2 licensed ambulatory surgical treatment center.

3 (D) In accordance with the medical staff  
4 consulting committee policies of a licensed ambulatory  
5 surgical treatment center, a certified registered  
6 nurse anesthetist with clinical privileges may perform  
7 acts of advanced assessment and diagnosis and may  
8 provide such functions for which the certified  
9 registered nurse anesthetist is educationally and  
10 experientially prepared. A certified registered nurse  
11 anesthetist shall practice in accordance with the  
12 scope and all standards of the appropriate national  
13 professional nursing association.

14 (Source: P.A. 99-642, eff. 7-28-16; 100-513, eff. 1-1-18.)

15 Section 10. The Hospital Licensing Act is amended by  
16 changing Section 10.7 as follows:

17 (210 ILCS 85/10.7)

18 Sec. 10.7. Clinical privileges; advanced practice  
19 registered nurses. All hospitals licensed under this Act  
20 shall comply with the following requirements:

21 (1) No hospital policy, rule, regulation, or practice  
22 shall be inconsistent with the provision of adequate  
23 collaboration and consultation in accordance with Section  
24 54.5 of the Medical Practice Act of 1987.

1           (2) Operative surgical procedures shall be performed  
2           only by a physician licensed to practice medicine in all  
3           its branches under the Medical Practice Act of 1987, a  
4           dentist licensed under the Illinois Dental Practice Act,  
5           or a podiatric physician licensed under the Podiatric  
6           Medical Practice Act of 1987, with medical staff  
7           membership and surgical clinical privileges granted at the  
8           hospital. A licensed physician, dentist, or podiatric  
9           physician may be assisted by a physician licensed to  
10          practice medicine in all its branches, dentist, dental  
11          assistant, podiatric physician, licensed advanced practice  
12          registered nurse, licensed physician assistant, licensed  
13          registered nurse, licensed practical nurse, surgical  
14          assistant, surgical technician, or other individuals  
15          granted clinical privileges to assist in surgery at the  
16          hospital. Payment for services rendered by an assistant in  
17          surgery who is not a hospital employee shall be paid at the  
18          appropriate non-physician modifier rate if the payor would  
19          have made payment had the same services been provided by a  
20          physician.

21          (2.5) A registered nurse licensed under the Nurse  
22          Practice Act and qualified by training and experience in  
23          operating room nursing shall be present in the operating  
24          room and function as the circulating nurse during all  
25          invasive or operative procedures. For purposes of this  
26          paragraph (2.5), "circulating nurse" means a registered

1 nurse who is responsible for coordinating all nursing  
2 care, patient safety needs, and the needs of the surgical  
3 team in the operating room during an invasive or operative  
4 procedure.

5 (3) An advanced practice registered nurse is not  
6 required to possess prescriptive authority or a written  
7 collaborative agreement meeting the requirements of the  
8 Nurse Practice Act to provide advanced practice registered  
9 nursing services in a hospital. An advanced practice  
10 registered nurse must possess clinical privileges  
11 recommended by the medical staff and granted by the  
12 hospital in order to provide services. Individual advanced  
13 practice registered nurses may also be granted clinical  
14 privileges to order, select, and administer medications,  
15 including controlled substances, to provide delineated  
16 care. The attending physician must determine the advanced  
17 practice registered nurse's role in providing care for his  
18 or her patients, except as otherwise provided in medical  
19 staff bylaws. The medical staff shall periodically review  
20 the services of advanced practice registered nurses  
21 granted privileges. This review shall be conducted in  
22 accordance with item (2) of subsection (a) of Section 10.8  
23 of this Act for advanced practice registered nurses  
24 employed by the hospital.

25 (4) (Blank). ~~The anesthesia service shall be under the~~  
26 ~~direction of a physician licensed to practice medicine in~~



1 ~~all its branches who has had specialized preparation or~~  
2 ~~experience in the area or who has completed a residency in~~  
3 ~~anesthesiology. An anesthesiologist, Board certified or~~  
4 ~~Board eligible, is recommended. Anesthesia services may~~  
5 ~~only be administered pursuant to the order of a physician~~  
6 ~~licensed to practice medicine in all its branches,~~  
7 ~~licensed dentist, or licensed podiatric physician.~~

8 (A) The individuals who, with clinical privileges  
9 granted at the hospital, may administer anesthesia  
10 services are limited to the following:

11 (i) an anesthesiologist; or

12 (ii) a physician licensed to practice medicine  
13 in all its branches; or

14 (iii) a dentist with authority to administer  
15 anesthesia under Section 8.1 of the Illinois  
16 Dental Practice Act; or

17 (iv) a licensed certified registered nurse  
18 anesthetist; or

19 (v) a podiatric physician licensed under the  
20 Podiatric Medical Practice Act of 1987.

21 (B) For anesthesia services, a certified  
22 registered nurse anesthetist shall seek consultation  
23 regarding development of an anesthesia plan and  
24 treatment of patients as is appropriate to the  
25 certified registered nurse anesthetist's level of  
26 expertise and scope of practice and as is warranted by

1           ~~the needs of the patient an anesthesiologist shall~~  
2           ~~participate through discussion of and agreement with~~  
3           ~~the anesthesia plan and shall remain physically~~  
4           ~~present and be available on the premises during the~~  
5           ~~delivery of anesthesia services for diagnosis,~~  
6           ~~consultation, and treatment of emergency medical~~  
7           ~~conditions. In the absence of 24 hour availability of~~  
8           ~~anesthesiologists with medical staff privileges, an~~  
9           ~~alternate policy (requiring participation, presence,~~  
10           ~~and availability of a physician licensed to practice~~  
11           ~~medicine in all its branches) shall be developed by~~  
12           ~~the medical staff and licensed hospital in~~  
13           ~~consultation with the anesthesia service.~~

14           (C) A certified registered nurse anesthetist is  
15           not required to possess prescriptive authority or a  
16           written collaborative agreement meeting the  
17           requirements of Section 65-35 of the Nurse Practice  
18           Act to provide anesthesia and related services ~~ordered~~  
19           ~~by a licensed physician, dentist, or podiatric~~  
20           ~~physician.~~ Licensed certified registered nurse  
21           anesthetists are authorized to select, order, and  
22           administer drugs and apply the appropriate medical  
23           devices in the provision of anesthesia and related  
24           services ~~under the anesthesia plan agreed with by the~~  
25           ~~anesthesiologist or, in the absence of an available~~  
26           ~~anesthesiologist with clinical privileges, agreed with~~

1           ~~by the operating physician, operating dentist, or~~  
2           ~~operating podiatric physician~~ in accordance with the  
3           hospital's ~~alternative~~ policy.

4           (D) In accordance with the hospital's policies, a  
5           certified registered nurse anesthetist with clinical  
6           privileges may perform acts of advanced assessment and  
7           diagnosis and may provide such functions for which the  
8           CRNA is educationally and experientially prepared. A  
9           certified registered nurse anesthetist shall practice  
10           in accordance with the scope and all standards of the  
11           appropriate national professional nursing association.

12           (Source: P.A. 99-642, eff. 7-28-16; 100-513, eff. 1-1-18.)

13           Section 15. The Medical Practice Act of 1987 is amended by  
14           changing Section 54.5 as follows:

15           (225 ILCS 60/54.5)

16           (Section scheduled to be repealed on January 1, 2027)

17           Sec. 54.5. Physician delegation of authority to physician  
18           assistants, advanced practice registered nurses without full  
19           practice authority, and prescribing psychologists.

20           (a) Physicians licensed to practice medicine in all its  
21           branches may delegate care and treatment responsibilities to a  
22           physician assistant under guidelines in accordance with the  
23           requirements of the Physician Assistant Practice Act of 1987.  
24           A physician licensed to practice medicine in all its branches

1 may enter into collaborative agreements with no more than 7  
2 full-time equivalent physician assistants, except in a  
3 hospital, hospital affiliate, or ambulatory surgical treatment  
4 center as set forth by Section 7.7 of the Physician Assistant  
5 Practice Act of 1987 and as provided in subsection (a-5).

6 (a-5) A physician licensed to practice medicine in all its  
7 branches may collaborate with more than 7 physician assistants  
8 when the services are provided in a federal primary care  
9 health professional shortage area with a Health Professional  
10 Shortage Area score greater than or equal to 12, as determined  
11 by the United States Department of Health and Human Services.

12 The collaborating physician must keep appropriate  
13 documentation of meeting this exemption and make it available  
14 to the Department upon request.

15 (b) A physician licensed to practice medicine in all its  
16 branches in active clinical practice may collaborate with an  
17 advanced practice registered nurse in accordance with the  
18 requirements of the Nurse Practice Act. Collaboration is for  
19 the purpose of providing medical consultation, and no  
20 employment relationship is required. A written collaborative  
21 agreement shall conform to the requirements of Section 65-35  
22 of the Nurse Practice Act. The written collaborative agreement  
23 shall be for services for which the collaborating physician  
24 can provide adequate collaboration. A written collaborative  
25 agreement shall be adequate with respect to collaboration with  
26 advanced practice registered nurses if all of the following

1 apply:

2 (1) The agreement is written to promote the exercise  
3 of professional judgment by the advanced practice  
4 registered nurse commensurate with his or her education  
5 and experience.

6 (2) The advanced practice registered nurse provides  
7 services based upon a written collaborative agreement with  
8 the collaborating physician, ~~except as set forth in~~  
9 ~~subsection (b-5) of this Section~~. With respect to labor  
10 and delivery, the collaborating physician must provide  
11 delivery services in order to participate with a certified  
12 nurse midwife.

13 (3) Methods of communication are available with the  
14 collaborating physician in person or through  
15 telecommunications for consultation, collaboration, and  
16 referral as needed to address patient care needs.

17 (b-5) An anesthesiologist or physician licensed to  
18 practice medicine in all its branches may collaborate with a  
19 certified registered nurse anesthetist in accordance with  
20 Section 65-35 of the Nurse Practice Act for the provision of  
21 anesthesia and related services. A written collaborative  
22 agreement shall be adequate with respect to collaboration with  
23 certified registered nurse anesthetists if all of the  
24 following apply:

25 (1) The agreement is written to promote exercise of  
26 professional judgment by the certified registered nurse

1 anesthetist commensurate with his or her education and  
2 experience.

3 (2) The certified registered nurse anesthetist  
4 provides service based on a written collaborative  
5 agreement with the collaborating physician.

6 (3) Methods of communication are available with the  
7 collaborating physician in person or through  
8 telecommunications for consultation, collaboration, and  
9 referral as needed to address patient care needs. ~~With~~  
10 ~~respect to the provision of anesthesia services, the~~  
11 ~~collaborating anesthesiologist or physician shall have~~  
12 ~~training and experience in the delivery of anesthesia~~  
13 ~~services consistent with Department rules. Collaboration~~  
14 ~~shall be adequate if:~~

15 ~~(1) an anesthesiologist or a physician participates in~~  
16 ~~the joint formulation and joint approval of orders or~~  
17 ~~guidelines and periodically reviews such orders and the~~  
18 ~~services provided patients under such orders; and~~

19 ~~(2) for anesthesia services, the anesthesiologist or~~  
20 ~~physician participates through discussion of and agreement~~  
21 ~~with the anesthesia plan and is physically present and~~  
22 ~~available on the premises during the delivery of~~  
23 ~~anesthesia services for diagnosis, consultation, and~~  
24 ~~treatment of emergency medical conditions. Collaboration~~  
25 with respect to an anesthesia and related Anesthesia  
26 services in a hospital shall be conducted in accordance

1 with Section 10.7 of the Hospital Licensing Act and in an  
2 ambulatory surgical treatment center in accordance with  
3 Section 6.5 of the Ambulatory Surgical Treatment Center  
4 Act.

5 (b-10) For anesthesia services, a certified registered  
6 nurse anesthetist shall consult with the collaborating  
7 physician or other appropriate health care professionals  
8 regarding development of an anesthesia plan and treatment of a  
9 patient as is appropriate to the certified registered nurse  
10 anesthetist's level of expertise and scope of practice and as  
11 is warranted by the needs of the patient ~~The anesthesiologist~~  
12 ~~or operating physician must agree with the anesthesia plan~~  
13 ~~prior to the delivery of services.~~

14 (c) The collaborating physician shall have access to the  
15 medical records of all patients attended by a physician  
16 assistant. The collaborating physician shall have access to  
17 the medical records of all patients attended to by an advanced  
18 practice registered nurse.

19 (d) (Blank).

20 (e) A physician shall not be liable for the acts or  
21 omissions of a prescribing psychologist, physician assistant,  
22 or advanced practice registered nurse solely on the basis of  
23 having signed a supervision agreement or guidelines or a  
24 collaborative agreement, an order, a standing medical order, a  
25 standing delegation order, or other order or guideline  
26 authorizing a prescribing psychologist, physician assistant,

1 or advanced practice registered nurse to perform acts, unless  
2 the physician has reason to believe the prescribing  
3 psychologist, physician assistant, or advanced practice  
4 registered nurse lacked the competency to perform the act or  
5 acts or commits willful and wanton misconduct.

6 (f) A collaborating physician may, but is not required to,  
7 delegate prescriptive authority to an advanced practice  
8 registered nurse as part of a written collaborative agreement,  
9 and the delegation of prescriptive authority shall conform to  
10 the requirements of Section 65-40 of the Nurse Practice Act.

11 (g) A collaborating physician may, but is not required to,  
12 delegate prescriptive authority to a physician assistant as  
13 part of a written collaborative agreement, and the delegation  
14 of prescriptive authority shall conform to the requirements of  
15 Section 7.5 of the Physician Assistant Practice Act of 1987.

16 (h) (Blank).

17 (i) A collaborating physician shall delegate prescriptive  
18 authority to a prescribing psychologist as part of a written  
19 collaborative agreement, and the delegation of prescriptive  
20 authority shall conform to the requirements of Section 4.3 of  
21 the Clinical Psychologist Licensing Act.

22 (j) As set forth in Section 22.2 of this Act, a licensee  
23 under this Act may not directly or indirectly divide, share,  
24 or split any professional fee or other form of compensation  
25 for professional services with anyone in exchange for a  
26 referral or otherwise, other than as provided in Section 22.2.



1 (Source: P.A. 103-228, eff. 1-1-24.)

2 Section 20. The Nurse Practice Act is amended by changing  
3 Sections 65-35 and 65-45 and by adding Section 65-70 as  
4 follows:

5 (225 ILCS 65/65-35) (was 225 ILCS 65/15-15)

6 (Section scheduled to be repealed on January 1, 2028)

7 Sec. 65-35. Written collaborative agreements.

8 (a) A written collaborative agreement is required for all  
9 advanced practice registered nurses engaged in clinical  
10 practice prior to meeting the requirements of Section 65-43,  
11 except for advanced practice registered nurses who are  
12 privileged to practice in a hospital, hospital affiliate, or  
13 ambulatory surgical treatment center.

14 (a-5) If an advanced practice registered nurse engages in  
15 clinical practice outside of a hospital, hospital affiliate,  
16 or ambulatory surgical treatment center in which he or she is  
17 privileged to practice, the advanced practice registered nurse  
18 must have a written collaborative agreement, except as set  
19 forth in Section 65-43 and 65-70.

20 (b) A written collaborative agreement shall describe the  
21 relationship of the advanced practice registered nurse with  
22 the collaborating physician and shall describe the categories  
23 of care, treatment, or procedures to be provided by the  
24 advanced practice registered nurse. A collaborative agreement

1 with a podiatric physician must be in accordance with  
2 subsection (c-5) or (c-15) of this Section. A collaborative  
3 agreement with a dentist must be in accordance with subsection  
4 (c-10) of this Section. A collaborative agreement with a  
5 podiatric physician must be in accordance with subsection  
6 (c-5) of this Section. Collaboration does not require an  
7 employment relationship between the collaborating physician  
8 and the advanced practice registered nurse.

9 The collaborative relationship under an agreement shall  
10 not be construed to require the personal presence of a  
11 collaborating physician at the place where services are  
12 rendered. Methods of communication shall be available for  
13 consultation with the collaborating physician in person or by  
14 telecommunications or electronic communications as set forth  
15 in the written agreement.

16 (b-5) Absent an employment relationship, a written  
17 collaborative agreement may not (1) restrict the categories of  
18 patients of an advanced practice registered nurse within the  
19 scope of the advanced practice registered nurses training and  
20 experience, (2) limit third party payors or government health  
21 programs, such as the medical assistance program or Medicare  
22 with which the advanced practice registered nurse contracts,  
23 or (3) limit the geographic area or practice location of the  
24 advanced practice registered nurse in this State.

25 (c) In the case of anesthesia services provided by a  
26 certified registered nurse anesthetist, a certified registered

1 nurse anesthetist shall seek consultation regarding  
2 development of an anesthesia plan and treatment of patients as  
3 is appropriate to the certified registered nurse anesthetist's  
4 level of expertise and scope of practice and as is warranted by  
5 the needs of the patient ~~an anesthesiologist, a physician, a~~  
6 ~~dentist, or a podiatric physician must participate through~~  
7 ~~discussion of and agreement with the anesthesia plan and~~  
8 ~~remain physically present and available on the premises during~~  
9 ~~the delivery of anesthesia services for diagnosis,~~  
10 ~~consultation, and treatment of emergency medical conditions.~~

11 (c-5) A certified registered nurse anesthetist, who  
12 provides anesthesia and related services outside of a hospital  
13 or ambulatory surgical treatment center shall enter into a  
14 written collaborative agreement with an anesthesiologist or  
15 the physician licensed to practice medicine in all its  
16 branches or the podiatric physician performing the procedure.  
17 The collaborative agreement may, but is not required to,  
18 include the following terms: (i) that the certified registered  
19 nurse anesthetist providing anesthesia services and the  
20 anesthesiologist, physician, or podiatric physician  
21 participate through discussion of and reach agreement on the  
22 anesthesia plan or (ii) that anesthesia services shall only be  
23 delivered when the anesthesiologist, physician, or podiatric  
24 physician is present and available on the premises for  
25 diagnosis, consultation, and treatment of emergency medical  
26 conditions. Outside of a hospital or ambulatory surgical

1 treatment center, the certified registered nurse anesthetist  
2 may provide only those services that the collaborating  
3 podiatric physician is authorized to provide pursuant to the  
4 Podiatric Medical Practice Act of 1987 and rules adopted  
5 thereunder. A certified registered nurse anesthetist may  
6 select, order, and administer medication, including controlled  
7 substances, and apply appropriate medical devices for delivery  
8 of anesthesia and related services ~~under the anesthesia plan~~  
9 ~~agreed with by the anesthesiologist or the operating physician~~  
10 ~~or operating podiatric physician.~~

11 (c-10) A certified registered nurse anesthetist who  
12 provides anesthesia services in a dental office shall enter  
13 into a written collaborative agreement with an  
14 anesthesiologist or the physician licensed to practice  
15 medicine in all its branches or the operating dentist  
16 performing the procedure. The agreement shall describe the  
17 working relationship of the certified registered nurse  
18 anesthetist and dentist and shall authorize the categories of  
19 care, treatment, or procedures to be performed by the  
20 certified registered nurse anesthetist. The collaborative  
21 agreement may, but is not required to, include the following  
22 terms: (i) that the certified registered nurse anesthetist  
23 providing anesthesia services and the anesthesiologist,  
24 physician, or podiatric physician participate through  
25 discussion of and reach agreement on the anesthesia plan or  
26 (ii) that anesthesia services shall only be delivered when the

1 anesthesiologist, physician, or podiatric physician is present  
2 and available on the premises for diagnosis, consultation, and  
3 treatment of emergency medical conditions. In a collaborating  
4 dentist's office, the certified registered nurse anesthetist  
5 may only provide those services that the operating dentist  
6 with the appropriate permit is authorized to provide pursuant  
7 to the Illinois Dental Practice Act and rules adopted  
8 thereunder. For anesthesia services, a certified registered  
9 nurse anesthetist shall seek consultation regarding  
10 development of an anesthesia plan and treatment of patients as  
11 is appropriate to the certified registered nurse anesthetist's  
12 level of expertise and scope of practice and as is warranted by  
13 the needs of the patient ~~an anesthesiologist, physician, or~~  
14 ~~operating dentist shall participate through discussion of and~~  
15 ~~agreement with the anesthesia plan and shall remain physically~~  
16 ~~present and be available on the premises during the delivery~~  
17 ~~of anesthesia services for diagnosis, consultation, and~~  
18 ~~treatment of emergency medical conditions.~~ A certified  
19 registered nurse anesthetist may select, order, and administer  
20 medication, including controlled substances, and apply  
21 appropriate medical devices for delivery of anesthesia and  
22 related services ~~under the anesthesia plan agreed with by the~~  
23 ~~operating dentist.~~

24 (c-15) An advanced practice registered nurse who had a  
25 written collaborative agreement with a podiatric physician  
26 immediately before the effective date of Public Act 100-513

1 may continue in that collaborative relationship or enter into  
2 a new written collaborative relationship with a podiatric  
3 physician under the requirements of this Section and Section  
4 65-40, as those Sections existed immediately before the  
5 amendment of those Sections by Public Act 100-513 with regard  
6 to a written collaborative agreement between an advanced  
7 practice registered nurse and a podiatric physician.

8 (d) A copy of the signed, written collaborative agreement  
9 must be available to the Department upon request from both the  
10 advanced practice registered nurse and the collaborating  
11 physician, dentist, or podiatric physician.

12 (e) Nothing in this Act shall be construed to limit the  
13 delegation of tasks or duties by a physician to a licensed  
14 practical nurse, a registered professional nurse, or other  
15 persons in accordance with Section 54.2 of the Medical  
16 Practice Act of 1987. Nothing in this Act shall be construed to  
17 limit the method of delegation that may be authorized by any  
18 means, including, but not limited to, oral, written,  
19 electronic, standing orders, protocols, guidelines, or verbal  
20 orders.

21 (e-5) Nothing in this Act shall be construed to authorize  
22 an advanced practice registered nurse to provide health care  
23 services required by law or rule to be performed by a  
24 physician. The scope of practice of an advanced practice  
25 registered nurse does not include operative surgery. Nothing  
26 in this Section shall be construed to preclude an advanced

1 practice registered nurse from assisting in surgery.

2 (f) An advanced practice registered nurse shall inform  
3 each collaborating physician, dentist, or podiatric physician  
4 of all collaborative agreements he or she has signed and  
5 provide a copy of these to any collaborating physician,  
6 dentist, or podiatric physician upon request.

7 (g) (Blank).

8 (Source: P.A. 100-513, eff. 1-1-18; 100-577, eff. 1-26-18;  
9 100-1096, eff. 8-26-18; 101-13, eff. 6-12-19.)

10 (225 ILCS 65/65-45) (was 225 ILCS 65/15-25)

11 (Section scheduled to be repealed on January 1, 2028)

12 Sec. 65-45. Advanced practice registered nursing in  
13 hospitals, hospital affiliates, or ambulatory surgical  
14 treatment centers.

15 (a) An advanced practice registered nurse may provide  
16 services in a hospital or a hospital affiliate as those terms  
17 are defined in the Hospital Licensing Act or the University of  
18 Illinois Hospital Act or a licensed ambulatory surgical  
19 treatment center without a written collaborative agreement  
20 pursuant to Section 65-35 of this Act. An advanced practice  
21 registered nurse must possess clinical privileges recommended  
22 by the hospital medical staff and granted by the hospital or  
23 the consulting medical staff committee and ambulatory surgical  
24 treatment center in order to provide services. The medical  
25 staff or consulting medical staff committee shall periodically

1 review the services of all advanced practice registered nurses  
2 granted clinical privileges, including any care provided in a  
3 hospital affiliate. Authority may also be granted when  
4 recommended by the hospital medical staff and granted by the  
5 hospital or recommended by the consulting medical staff  
6 committee and ambulatory surgical treatment center to  
7 individual advanced practice registered nurses to select,  
8 order, and administer medications, including controlled  
9 substances, to provide delineated care. In a hospital,  
10 hospital affiliate, or ambulatory surgical treatment center,  
11 the attending physician shall determine an advanced practice  
12 registered nurse's role in providing care for his or her  
13 patients, except as otherwise provided in the medical staff  
14 bylaws or consulting committee policies.

15 (a-2) An advanced practice registered nurse privileged to  
16 order medications, including controlled substances, may  
17 complete discharge prescriptions provided the prescription is  
18 in the name of the advanced practice registered nurse and the  
19 attending or discharging physician.

20 (a-3) Advanced practice registered nurses practicing in a  
21 hospital or an ambulatory surgical treatment center are not  
22 required to obtain a mid-level controlled substance license to  
23 order controlled substances under Section 303.05 of the  
24 Illinois Controlled Substances Act.

25 (a-4) An advanced practice registered nurse meeting the  
26 requirements of Section 65-43 or 65-70 may be privileged to



1 complete discharge orders and prescriptions under the advanced  
2 practice registered nurse's name.

3 (a-5) For anesthesia services provided by a certified  
4 registered nurse anesthetist, certified registered nurse  
5 anesthetist shall seek consultation regarding development of  
6 an anesthesia plan and treatment of patients as is appropriate  
7 to the certified registered nurse anesthetist's level of  
8 expertise and scope of practice and as is warranted by the  
9 needs of the patient ~~an anesthesiologist, physician, dentist,~~  
10 ~~or podiatric physician shall participate through discussion of~~  
11 ~~and agreement with the anesthesia plan and shall remain~~  
12 ~~physically present and be available on the premises during the~~  
13 ~~delivery of anesthesia services for diagnosis, consultation,~~  
14 ~~and treatment of emergency medical conditions, unless hospital~~  
15 ~~policy adopted pursuant to clause (B) of subdivision (3) of~~  
16 ~~Section 10.7 of the Hospital Licensing Act or ambulatory~~  
17 ~~surgical treatment center policy adopted pursuant to clause~~  
18 ~~(B) of subdivision (3) of Section 6.5 of the Ambulatory~~  
19 ~~Surgical Treatment Center Act provides otherwise. A certified~~  
20 registered nurse anesthetist may select, order, and administer  
21 medication for anesthesia and related services ~~under the~~  
22 ~~anesthesia plan agreed to by the anesthesiologist or the~~  
23 ~~physician,~~ in accordance with hospital ~~alternative~~ policy or  
24 the medical staff consulting committee policies of a licensed  
25 ambulatory surgical treatment center.

26 (b) An advanced practice registered nurse who provides

1 services in a hospital shall do so in accordance with Section  
2 10.7 of the Hospital Licensing Act and, in an ambulatory  
3 surgical treatment center, in accordance with Section 6.5 of  
4 the Ambulatory Surgical Treatment Center Act. Nothing in this  
5 Act shall be construed to require an advanced practice  
6 registered nurse to have a collaborative agreement to practice  
7 in a hospital, hospital affiliate, or ambulatory surgical  
8 treatment center.

9 (c) Advanced practice registered nurses certified as nurse  
10 practitioners, nurse midwives, or clinical nurse specialists  
11 practicing in a hospital affiliate may be, but are not  
12 required to be, privileged to prescribe Schedule II through V  
13 controlled substances when such authority is recommended by  
14 the appropriate physician committee of the hospital affiliate  
15 and granted by the hospital affiliate. This authority may, but  
16 is not required to, include prescription of, selection of,  
17 orders for, administration of, storage of, acceptance of  
18 samples of, and dispensing over-the-counter medications,  
19 legend drugs, medical gases, and controlled substances  
20 categorized as Schedule II through V controlled substances, as  
21 defined in Article II of the Illinois Controlled Substances  
22 Act, and other preparations, including, but not limited to,  
23 botanical and herbal remedies.

24 To prescribe controlled substances under this subsection  
25 (c), an advanced practice registered nurse certified as a  
26 nurse practitioner, nurse midwife, or clinical nurse

1 specialist must obtain a controlled substance license.  
2 Medication orders shall be reviewed periodically by the  
3 appropriate hospital affiliate physicians committee or its  
4 physician designee.

5 The hospital affiliate shall file with the Department  
6 notice of a grant of prescriptive authority consistent with  
7 this subsection (c) and termination of such a grant of  
8 authority, in accordance with rules of the Department. Upon  
9 receipt of this notice of grant of authority to prescribe any  
10 Schedule II through V controlled substances, the licensed  
11 advanced practice registered nurse certified as a nurse  
12 practitioner, nurse midwife, or clinical nurse specialist may  
13 register for a mid-level practitioner controlled substance  
14 license under Section 303.05 of the Illinois Controlled  
15 Substances Act.

16 In addition, a hospital affiliate may, but is not required  
17 to, privilege an advanced practice registered nurse certified  
18 as a nurse practitioner, nurse midwife, or clinical nurse  
19 specialist to prescribe any Schedule II controlled substances,  
20 if all of the following conditions apply:

21 (1) specific Schedule II controlled substances by oral  
22 dosage or topical or transdermal application may be  
23 designated, provided that the designated Schedule II  
24 controlled substances are routinely prescribed by advanced  
25 practice registered nurses in their area of certification;  
26 the privileging documents must identify the specific

1 Schedule II controlled substances by either brand name or  
2 generic name; privileges to prescribe or dispense Schedule  
3 II controlled substances to be delivered by injection or  
4 other route of administration may not be granted;

5 (2) any privileges must be controlled substances  
6 limited to the practice of the advanced practice  
7 registered nurse;

8 (3) any prescription must be limited to no more than a  
9 30-day supply;

10 (4) the advanced practice registered nurse must  
11 discuss the condition of any patients for whom a  
12 controlled substance is prescribed monthly with the  
13 appropriate physician committee of the hospital affiliate  
14 or its physician designee; and

15 (5) the advanced practice registered nurse must meet  
16 the education requirements of Section 303.05 of the  
17 Illinois Controlled Substances Act.

18 (d) An advanced practice registered nurse meeting the  
19 requirements of Section 65-43 may be privileged to prescribe  
20 controlled substances categorized as Schedule II through V in  
21 accordance with Section 65-43.

22 (Source: P.A. 99-173, eff. 7-29-15; 100-513, eff. 1-1-18.)

23 (225 ILCS 65/65-70 new)

24 Sec. 65-70. Conditions under which a written collaborative  
25 agreement not required.

1       (a) An Illinois-licensed advanced practice registered  
2 nurse certified as a certified registered nurse anesthetist  
3 shall be deemed by law to possess the ability to practice  
4 without a written collaborative agreement as set forth in this  
5 Act.

6       (b) An advanced practice registered nurse certified as a  
7 certified registered nurse anesthetist who (i) has attained  
8 national certification and completed a professional practice  
9 doctorate or (ii) files with the Department a notarized  
10 attestation of completion of at least 250 hours of continuing  
11 education or training and at least 4,000 hours of clinical  
12 experience after first attaining national certification, shall  
13 not require a written collaborative agreement. Documentation  
14 of successful completion shall be provided to the Department  
15 upon request. Continuing education or training hours required  
16 by this subsection shall be in the certified registered nurse  
17 anesthetist's area of certification as set forth by Department  
18 rule.

19       The clinical experience must be in the certified  
20 registered nurse anesthetist's area of certification. The  
21 clinical experience shall be in collaboration with a physician  
22 or physicians or a certified registered nurse anesthetist with  
23 full practice authority. Completion of the clinical experience  
24 must be attested to by the collaborating physician or  
25 physicians or employer, collaborating certified registered  
26 nurse anesthetist and the certified registered nurse

1 anesthetist. If the collaborating physician or physicians  
2 collaborating certified nurse anesthetist, or employer is  
3 unable to attest to the completion of the clinical experience,  
4 the Department may accept other evidence of clinical  
5 experience as established by rule.

6 (c) The scope of practice of a certified registered nurse  
7 anesthetist with full practice authority includes:

8 (1) all matters included in subsection (c) of Section  
9 65-30 of this Act;

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

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

23 (4) prescribing benzodiazepines or Schedule II  
24 narcotic drugs, such as opioids; and

25 (5) authority to obtain an Illinois controlled  
26 substance license and a federal Drug Enforcement

1       Administration number.

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

5       (e) Nothing in this Act shall be construed to authorize a  
6 certified registered nurse anesthetist with full practice  
7 authority to provide health care services required by law or  
8 rule to be performed by a physician.

9       Section 25. The Illinois Dental Practice Act is amended by  
10 changing Section 8.1 as follows:

11       (225 ILCS 25/8.1) (from Ch. 111, par. 2308.1)

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

13       Sec. 8.1. Permit for the administration of anesthesia and  
14 sedation.

15       (a) No licensed dentist shall administer general  
16 anesthesia, deep sedation, or conscious sedation without first  
17 applying for and obtaining a permit for such purpose from the  
18 Department. The Department shall issue such permit only after  
19 ascertaining that the applicant possesses the minimum  
20 qualifications necessary to protect public safety. A person  
21 with a dental degree who administers anesthesia, deep  
22 sedation, or conscious sedation in an approved hospital  
23 training program under the supervision of either a licensed  
24 dentist holding such permit or a physician licensed to

1 practice medicine in all its branches shall not be required to  
2 obtain such permit.

3 (b) In determining the minimum permit qualifications that  
4 are necessary to protect public safety, the Department, by  
5 rule, shall:

6 (1) establish the minimum educational and training  
7 requirements necessary for a dentist to be issued an  
8 appropriate permit;

9 (2) establish the standards for properly equipped  
10 dental facilities (other than licensed hospitals and  
11 ambulatory surgical treatment centers) in which general  
12 anesthesia, deep sedation, or conscious sedation is  
13 administered, as necessary to protect public safety;

14 (3) establish minimum requirements for all persons who  
15 assist the dentist in the administration of general  
16 anesthesia, deep sedation, or conscious sedation,  
17 including minimum training requirements for each member of  
18 the dental team, monitoring requirements, recordkeeping  
19 requirements, and emergency procedures;

20 (4) ensure that the dentist has completed and  
21 maintains current certification in advanced cardiac life  
22 support or pediatric advanced life support and all persons  
23 assisting the dentist or monitoring the administration of  
24 general anesthesia, deep sedation, or conscious sedation  
25 maintain current certification in Basic Life Support  
26 (BLS); and



1           (5) establish continuing education requirements in  
2           sedation techniques and airway management for dentists who  
3           possess a permit under this Section.

4           When establishing requirements under this Section, the  
5           Department shall consider the current American Dental  
6           Association guidelines on sedation and general anesthesia, the  
7           current "Guidelines for Monitoring and Management of Pediatric  
8           Patients During and After Sedation for Diagnostic and  
9           Therapeutic Procedures" established by the American Academy of  
10          Pediatrics and the American Academy of Pediatric Dentistry,  
11          and the current parameters of care and Office Anesthesia  
12          Evaluation (OAE) Manual established by the American  
13          Association of Oral and Maxillofacial Surgeons.

14          (c) A licensed dentist must hold an appropriate permit  
15          issued under this Section in order to perform dentistry while  
16          a nurse anesthetist administers conscious sedation, and a  
17          valid written collaborative agreement must exist between the  
18          dentist and the nurse anesthetist, in accordance with the  
19          Nurse Practice Act, unless the nurse anesthetist has full  
20          practice authority under the requirements of Section 65-70.

21          A licensed dentist must hold an appropriate permit issued  
22          under this Section in order to perform dentistry while a nurse  
23          anesthetist administers deep sedation or general anesthesia,  
24          and a valid written collaborative agreement must exist between  
25          the dentist and the nurse anesthetist, in accordance with the  
26          Nurse Practice Act, unless the nurse anesthetist has full

1 practice authority under the requirements of Section 65-70.

2 For the purposes of this subsection (c), "nurse  
3 anesthetist" means a licensed certified registered nurse  
4 anesthetist who holds a license as an advanced practice  
5 registered nurse.

6 (Source: P.A. 100-201, eff. 8-18-17; 100-513, eff. 1-1-18;  
7 101-162, eff. 7-26-19.)

8 Section 30. The Podiatric Medical Practice Act of 1987 is  
9 amended by changing Section 20.5 as follows:

10 (225 ILCS 100/20.5)

11 (Section scheduled to be repealed on January 1, 2028)

12 Sec. 20.5. Delegation of authority to advanced practice  
13 registered nurses.

14 (a) A podiatric physician in active clinical practice may  
15 collaborate with an advanced practice registered nurse in  
16 accordance with the requirements of the Nurse Practice Act.  
17 Collaboration shall be for the purpose of providing podiatric  
18 care and no employment relationship shall be required. A  
19 written collaborative agreement shall conform to the  
20 requirements of Section 65-35 of the Nurse Practice Act. A  
21 written collaborative agreement and podiatric physician  
22 collaboration and consultation shall be adequate with respect  
23 to advanced practice registered nurses if all of the following  
24 apply:

1           (1) With respect to the provision of anesthesia  
2 services by a certified registered nurse anesthetist, the  
3 collaborating podiatric physician must have training and  
4 experience in the delivery of anesthesia consistent with  
5 Department rules unless the certified registered nurse  
6 anesthetist has full practice authority under the  
7 requirements of Section 65-70.

8           (2) Methods of communication are available with the  
9 collaborating podiatric physician in person or through  
10 telecommunications or electronic communications for  
11 consultation, collaboration, and referral as needed to  
12 address patient care needs.

13           (3) With respect to the provision of anesthesia  
14 services by a certified registered nurse anesthetist,  
15 certified registered nurse anesthetist shall seek  
16 consultation regarding development of an anesthesia plan  
17 and treatment of patients as is appropriate to the  
18 certified registered nurse anesthetist's level of  
19 expertise and scope of practice and as is warranted by the  
20 needs of the patient ~~an anesthesiologist, physician, or~~  
21 ~~podiatric physician shall participate through discussion~~  
22 ~~of and agreement with the anesthesia plan and shall remain~~  
23 ~~physically present and be available on the premises during~~  
24 ~~the delivery of anesthesia services for diagnosis,~~  
25 ~~consultation, and treatment of emergency medical~~  
26 ~~conditions. The anesthesiologist or operating podiatric~~

1 ~~physician must agree with the anesthesia plan prior to the~~  
2 ~~delivery of services.~~

3 (b) The collaborating podiatric physician shall have  
4 access to the records of all patients attended to by an  
5 advanced practice registered nurse.

6 (c) Nothing in this Section shall be construed to limit  
7 the delegation of tasks or duties by a podiatric physician to a  
8 licensed practical nurse, a registered professional nurse, or  
9 other appropriately trained persons.

10 (d) A podiatric physician shall not be liable for the acts  
11 or omissions of an advanced practice registered nurse solely  
12 on the basis of having signed guidelines or a collaborative  
13 agreement, an order, a standing order, a standing delegation  
14 order, or other order or guideline authorizing an advanced  
15 practice registered nurse to perform acts, unless the  
16 podiatric physician has reason to believe the advanced  
17 practice registered nurse lacked the competency to perform the  
18 act or acts or commits willful or wanton misconduct.

19 (e) A podiatric physician, may, but is not required to  
20 delegate prescriptive authority to an advanced practice  
21 registered nurse as part of a written collaborative agreement  
22 and the delegation of prescriptive authority shall conform to  
23 the requirements of Section 65-40 of the Nurse Practice Act.

24 (Source: P.A. 99-173, eff. 7-29-15; 100-513, eff. 1-1-18.)

25 Section 99. Effective date. This Act takes effect upon

1 becoming law.".