

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 Medical Practice Act of 1987 is amended by
5 changing Section 54.2 as follows:

6 (225 ILCS 60/54.2)

7 (Section scheduled to be repealed on January 1, 2027)

8 Sec. 54.2. Physician delegation of authority.

9 (a) Nothing in this Act shall be construed to limit the
10 delegation of patient care tasks or duties by a physician, to a
11 licensed practical nurse, a registered professional nurse, or
12 other licensed person practicing within the scope of his or
13 her individual licensing Act. Delegation by a physician
14 licensed to practice medicine in all its branches to physician
15 assistants or advanced practice registered nurses is also
16 addressed in Section 54.5 of this Act. No physician may
17 delegate any patient care task or duty that is statutorily or
18 by rule mandated to be performed by a physician.

19 (b) In an office or practice setting and within a
20 physician-patient relationship, a physician may delegate
21 patient care tasks or duties to an unlicensed person who
22 possesses appropriate training and experience provided a
23 health care professional, who is practicing within the scope

1 of such licensed professional's individual licensing Act, is
2 on site to provide assistance.

3 (c) Any such patient care task or duty delegated to a
4 licensed or unlicensed person must be within the scope of
5 practice, education, training, or experience of the delegating
6 physician and within the context of a physician-patient
7 relationship.

8 (d) Nothing in this Section shall be construed to affect
9 referrals for professional services required by law.

10 (e) The Department shall have the authority to adopt
11 ~~promulgate~~ rules concerning a physician's delegation,
12 including, but not limited to, the use of light emitting
13 devices for patient care or treatment. An on-site physician
14 examination prior to the performance of a non-ablative laser
15 procedure shall not be required when:

16 (1) the laser hair removal facility follows a
17 physician delegation protocol, which shall be made
18 available to the Department upon request;

19 (2) the examination is performed by an advanced
20 practice registered nurse;

21 (3) the procedure is delegated by a physician and
22 performed by a registered nurse or licensed practical
23 nurse who has received appropriate, documented training
24 and education in the safe and effective use of each
25 system; and

26 (4) a physician is available by telephone or other

1 electronic means to respond promptly to any questions or
2 complications that may occur.

3 Nothing in this Section shall be construed to limit a
4 licensed advanced practice registered nurse with full practice
5 authority from practicing according to the Nurse Practice Act.

6 (f) Nothing in this Act shall be construed to limit the
7 method of delegation that may be authorized by any means,
8 including, but not limited to, oral, written, electronic,
9 standing orders, protocols, guidelines, or verbal orders.

10 (g) A physician licensed to practice medicine in all of
11 its branches under this Act may delegate any and all authority
12 prescribed to him or her by law to international medical
13 graduate physicians, so long as the tasks or duties are within
14 the scope of practice, education, training, or experience of
15 the delegating physician who is on site to provide assistance.
16 An international medical graduate working in Illinois pursuant
17 to this subsection is subject to all statutory and regulatory
18 requirements of this Act, as applicable, relating to the
19 standards of care. An international medical graduate physician
20 is limited to providing treatment under the supervision of a
21 physician licensed to practice medicine in all of its
22 branches. The supervising physician or employer must keep
23 record of and make available upon request by the Department
24 the following: (1) evidence of education certified by the
25 Educational Commission for Foreign Medical Graduates; (2)
26 evidence of passage of Step 1, Step 2 Clinical Knowledge, and

1 Step 3 of the United States Medical Licensing Examination as
2 required by this Act; and (3) evidence of an unencumbered
3 license from another country. This subsection does not apply
4 to any international medical graduate whose license as a
5 physician is revoked, suspended, or otherwise encumbered. This
6 subsection is inoperative upon the adoption of rules
7 implementing Section 15.5.

8 (Source: P.A. 103-1, eff. 4-27-23; 103-102, eff. 6-16-23.)