



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB0298

Introduced 1/19/2005, by Rep. Dan Brady

SYNOPSIS AS INTRODUCED:

5 ILCS 80/4.16	
225 ILCS 5/3	from Ch. 111, par. 7603
225 ILCS 5/4	from Ch. 111, par. 7604
225 ILCS 5/6	from Ch. 111, par. 7606
225 ILCS 5/9	from Ch. 111, par. 7609
225 ILCS 5/10	from Ch. 111, par. 7610
225 ILCS 5/13	from Ch. 111, par. 7613
225 ILCS 5/16	from Ch. 111, par. 7616
225 ILCS 5/17.5	
225 ILCS 5/34.1 new	
225 ILCS 5/34.2 new	
225 ILCS 5/34 rep.	

Amends the Regulatory Sunset Act to remove the Illinois Athletic Trainers Practice Act from the list of Acts that get repealed pursuant to the Regulatory Sunset Act. Amends the Illinois Athletic Trainers Practice Act. Changes the definitions of the terms "licensed athletic trainer" and "referral". Provides a definition for the terms "athletic injury" and "athletic training aide". Makes changes in provisions concerning what activities are exempt from the application of the Act, educational and professional requirements, requirements for licensure by endorsement, and grounds for disciplinary action. Adds a licensed athletic trainer to the Athletic Training Board. Removes provisions concerning initial appointments to the Board. Corrects references to registration to reflect that athletic trainers are licensed. Provides that if any portion of the Act is held invalid, the invalidity of that portion shall not affect any other part of the the Act that can be given effect without the invalid portion. Provides that a licensed athletic trainer who provides emergency care without fee shall not be held liable for civil damages unless his or her acts constitute wilful or wanton misconduct. Makes other changes. Effective immediately.

LRB094 06459 RAS 36547 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 Regulatory Sunset Act is amended by changing
5 Section 4.16 as follows:

6 (5 ILCS 80/4.16)

7 Sec. 4.16. Acts repealed January 1, 2006. The following
8 Acts are repealed January 1, 2006:

9 The Respiratory Care Practice Act.

10 The Hearing Instrument Consumer Protection Act.

11 The Illinois Dental Practice Act.

12 The Professional Geologist Licensing Act.

13 ~~The Illinois Athletic Trainers Practice Act.~~

14 The Barber, Cosmetology, Esthetics, and Nail Technology
15 Act of 1985.

16 The Collection Agency Act.

17 The Illinois Roofing Industry Licensing Act.

18 The Illinois Physical Therapy Act.

19 (Source: P.A. 89-33, eff. 1-1-96; 89-72, eff. 12-31-95; 89-80,
20 eff. 6-30-95; 89-116, eff. 7-7-95; 89-366, eff. 7-1-96; 89-387,
21 eff. 8-20-95; 89-626, eff. 8-9-96.)

22 Section 10. The Illinois Athletic Trainers Practice Act is
23 amended by changing Sections 3, 4, 6, 9, 10, 13, 16, and 17.5
24 and adding Sections 34.1 and 34.2 as follows:

25 (225 ILCS 5/3) (from Ch. 111, par. 7603)

26 (Section scheduled to be repealed on January 1, 2006)

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

28 (1) "Department" means the Department of Professional
29 Regulation.

30 (2) "Director" means the Director of Professional

1 Regulation.

2 (3) "Board" means the Illinois Board of Athletic Trainers
3 appointed by the Director.

4 (4) "Licensed athletic trainer" means a person licensed to
5 practice athletic training under ~~as defined in~~ this Act and
6 with the specific qualifications set forth in Section 9 of this
7 Act who, upon the direction or referral of a physician licensed
8 under the Medical Practice Act of 1987, carries out the
9 practice of prevention, recognition, evaluation, management,
10 treatment, disposition, and rehabilitation of athletic
11 injuries. ~~of his or her team physician or consulting physician,~~
12 ~~carries out the practice of prevention/emergency care or~~
13 ~~physical reconditioning of injuries incurred by athletes~~
14 ~~participating in an athletic program conducted by an~~
15 ~~educational institution, professional athletic organization,~~
16 ~~or sanctioned amateur athletic organization employing the~~
17 ~~athletic trainer; or a person who, under the direction of a~~
18 ~~physician, carries out comparable functions for a health~~
19 ~~organization based extramural program of athletic training~~
20 ~~services for athletes.~~ Specific duties of the athletic trainer
21 include but are not limited to:

22 A. supervision of the selection, fitting, and
23 maintenance of protective equipment;

24 B. provision of assistance to the coaching staff in the
25 development and implementation of conditioning programs;

26 C. counseling of athletes on nutrition and hygiene;

27 D. supervision of athletic training facilities
28 ~~facility~~ and inspection of playing facilities;

29 E. selection and maintenance of athletic training
30 equipment and supplies;

31 F. instruction and supervision of athletic training
32 students and athletic training aides ~~student trainer~~
33 ~~staff;~~

34 G. coordination with a team or consulting physician to
35 provide:

36 (i) pre-participation ~~pre-competition~~ physical

1 exam and health history updates,

2 (ii) game coverage or phone access to a physician
3 or paramedic,

4 (iii) follow-up injury care,

5 (iv) rehabilitation and reconditioning programs,
6 and

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

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

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

15 J. maintenance of complete and accurate records of all
16 athletic injuries and treatments rendered.

17 To carry out these functions the athletic trainer is
18 authorized to utilize modalities including, but not limited to,
19 ~~such as~~ heat, light, sound, cold, electricity, exercise,
20 therapeutic massage, mobilization, application of topical
21 medications used in generally accepted rehabilitation
22 protocols when prescribed by a physician, or durable medical
23 equipment and mechanical devices related to treatment and
24 rehabilitation. An athletic trainer is not authorized to
25 utilize chiropractic techniques ~~care and reconditioning.~~

26 (5) "Referral" means the guidance and ~~or~~ direction ~~to the~~
27 ~~athletic trainer~~ given by the physician, who shall maintain
28 supervision of the athlete.

29 (6) "Athletic injury" means an injury sustained by an
30 individual that effects the individual's participation or
31 performance in sports, games, recreation, or exercise, or an
32 injury or condition identified by a licensed physician as
33 benefiting from athletic training services.

34 (7) "Athletic training aide" means a person who has
35 received on-the-job training specific to the facility in which
36 he or she is employed, but is not enrolled in an accredited

1 athletic training curriculum.

2 (Source: P.A. 91-357, eff. 7-29-99.)

3 (225 ILCS 5/4) (from Ch. 111, par. 7604)

4 (Section scheduled to be repealed on January 1, 2006)

5 Sec. 4. Licensure requirement - Exempt activities. After
6 the effective date of this Act, no person shall provide any of
7 the services set forth in subsection (4) of Section 3 of this
8 Act, or use the title "athletic trainer" or "certified athletic
9 trainer" or "athletic trainer certified" or the letters "A.T.",
10 "C.A.T.", "A.T.C.", "A.C.T.", or "I.A.T.L." after his name,
11 unless licensed under this Act.

12 Nothing in this Act shall be construed as preventing or
13 restricting any of the following practices ~~the practice,~~
14 services, or activities of:

15 (1) Any person licensed or registered in this State by any
16 other law from engaging in the profession or occupation for
17 which he or she is licensed or registered. ~~or~~

18 (2) Any person employed as an athletic trainer by the
19 Government of the United States, if such person provides
20 athletic training solely under the direction or control of the
21 organization by which he or she is employed. ~~or~~

22 (3) Any person pursuing a course of study leading to a
23 degree or certificate in athletic training at an accredited ~~or~~
24 ~~approved~~ educational program or at a non-accredited program
25 that has a formal matriculation agreement with an accredited
26 program if such activities and services constitute a part of a
27 supervised course of study involving daily personal or verbal
28 contact at the site of supervision between the athletic
29 training student and the licensed athletic trainer who plans,
30 directs, advises, and evaluates the student's athletic
31 training experience. The supervising licensed athletic trainer
32 must be on-site where the athletic training experience hours
33 are being obtained. A person meeting the criteria under this
34 item (3) must be ~~and if such person is~~ designated by a title
35 which clearly indicates his or her status as a student or

1 trainee.~~† or~~

2 (4) (Blank). ~~Any person fulfilling the supervised work~~
3 ~~experience requirements of Section 9 of this Act, if such~~
4 ~~activities and services constitute a part of the experience~~
5 ~~necessary to meet the requirements of that Section; or~~

6 (5) The practice of athletic training under the supervision
7 of a licensed athletic trainer by one who has applied in
8 writing to the Department for licensure and has complied with
9 all the provisions of Section 9 except the passing of the
10 examination to be eligible to receive such license. In no event
11 shall this exemption extend to any person for longer than 3
12 months. Anyone who has previously failed the examination or
13 fails the examination during this 3 months shall immediately
14 cease practice as an athletic trainer and shall not engage in
15 the practice of athletic training again until he or she passes
16 the examination.~~† or~~

17 (6) Any person in a coaching position from rendering
18 emergency care on an as needed basis to the athletes under his
19 or her supervision when a licensed athletic trainer is not
20 available.~~† or~~

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

31 (8) Athletic training by persons licensed in another state
32 who have applied in writing to the Department for licensure by
33 endorsement for no longer than 3 months or until such time that
34 notification has been given that licensure has been granted or
35 denied, whichever period of time is lesser.

36 (9) Athletic training by one who has applied in writing to

1 the Department for licensure and has complied with all the
2 provisions of Section 9 for no longer than 6 months or until
3 such time that notification has been given that licensure has
4 been granted or denied, whichever period of time is lesser.

5 (10) Athletic training by persons actively licensed as an
6 athletic trainer in another state or currently certified by the
7 Board of Certification, Inc., if the person's home state does
8 not regulate the practice of athletic training, under the
9 supervision of an Illinois licensed athletic trainer at a
10 special athletic tournament or event conducted by a sanctioned
11 amateur athletic organization (including, but not limited to,
12 the Prairie State Games and the Special Olympics) for no more
13 than 4 days. This shall not include contests or events that are
14 part of a scheduled series of regular season events.

15 (11) Athletic training aides from performing patient care
16 activities under the on-site supervision of a licensed athletic
17 trainer. These patient care activities shall not include
18 interpretation of referrals, evaluation procedures, the
19 planning of or major modifications to patient programs, or solo
20 practice or event coverage without immediate access to a
21 licensed athletic trainer.

22 (Source: P.A. 89-216, eff. 1-1-96.)

23 (225 ILCS 5/6) (from Ch. 111, par. 7606)

24 (Section scheduled to be repealed on January 1, 2006)

25 Sec. 6. Athletic Training Board; appointment; membership;
26 term; duties. The Director shall appoint an Illinois Board of
27 Athletic Trainers as follows: 7 ~~6~~ persons who shall be
28 appointed by and shall serve in an advisory capacity to the
29 Director. Two members must be licensed physicians; 4 ~~3~~ members
30 must be licensed ~~registered~~ athletic trainers in good standing,
31 and actively engaged in the practice of or teaching of athletic
32 training in this State; and 1 member must be a public member
33 who is not licensed ~~registered~~ under this Act, or a similar Act
34 of another jurisdiction, and is not a provider of athletic
35 health care service.

1 Members shall serve 4 year terms and until their successors
2 are appointed and qualified ~~except that of the initial~~
3 ~~appointments, 1 member shall be appointed to serve for one~~
4 ~~year, 2 shall be appointed to serve for 2 years, 2 shall be~~
5 ~~appointed to serve for 3 years, and the remaining one, who~~
6 ~~shall be the public member, shall be appointed to serve for 4~~
7 ~~years, and until their successors are appointed and qualified.~~

8 No member shall be reappointed to the Board for more than 2
9 terms. Appointments to fill vacancies shall be made in the same
10 manner as original appointments, for the unexpired portion of
11 the vacated term. ~~Initial terms shall begin upon the effective~~
12 ~~date of this Act.~~

13 The membership of the Board should reasonably reflect
14 representation from the geographic areas in this State.

15 The Director may terminate the appointment of any member
16 for cause which in the opinion of the Director reasonably
17 justifies such termination.

18 The Director shall consider the recommendation of the Board
19 on questions involving standards of professional conduct,
20 discipline, and qualifications of candidates and license
21 holders under this Act.

22 (Source: P.A. 91-827, eff. 6-13-00.)

23 (225 ILCS 5/9) (from Ch. 111, par. 7609)

24 (Section scheduled to be repealed on January 1, 2006)

25 Sec. 9. Educational and professional requirements. A
26 person having the qualifications prescribed in this Section
27 shall be qualified to receive a license as an athletic trainer
28 if he or she:

29 (a) has graduated from a curriculum in athletic training
30 accredited ~~approved by the Department. In approving a~~
31 ~~curriculum in athletic training, the Department shall~~
32 ~~consider, but not be bound by, accreditation~~ by the Joint
33 Review Committee on Athletic Training (JRC-AT) of the
34 Commission ~~Committee~~ on Accreditation of Allied Health
35 Education Programs (CAAHEP) or its successor entity; ~~or~~

1 (b) gives proof of certification, on the date of
2 application, in First Aid and CPR/AED or the equivalent based
3 on the current national standards of the National Safety
4 Council, American Red Cross, or American Heart Association; and
5 ~~graduation from a 4 year accredited college or university and~~
6 ~~has met the following minimum athletic training curriculum~~
7 ~~requirements established by the Board:~~

8 ~~Completion of the following specific course requirements:~~

9 ~~(1) Anatomy~~

10 ~~(2) Physiology~~

11 ~~(3) Physiology of Exercise~~

12 ~~(4) Applied Anatomy and Kinesiology~~

13 ~~(5) Psychology (2 courses)~~

14 ~~(6) First Aid and CPR or equivalent (American Red Cross~~
15 ~~standards)~~

16 ~~(7) Nutrition~~

17 ~~(8) Remedial Exercise or Therapeutic Exercise~~

18 ~~(9) Personal, Community, and School Health~~

19 ~~(10) Techniques of Athletic Training (fundamentals)~~

20 ~~(11) Advanced Techniques of Athletic Training~~
21 ~~(modalities, administration)~~

22 ~~(12) Clinical Experience (1500 hours) over a minimum of~~
23 ~~a 2 year academic period within a 5 year calendar period.~~

24 (c) has passed an examination approved by the Department to
25 determine his or her fitness for practice as an athletic
26 trainer, or is entitled to be licensed without examination as
27 provided in Sections 7 and 8 of this Act.

28 The Department may request a personal interview of an
29 applicant before the Board ~~committee~~ to further evaluate his or
30 her qualifications for a license.

31 An applicant has 3 years from the date of his or her
32 application to complete the application process. If the process
33 has not been completed in 3 years, the application shall be
34 denied, the fee forfeited, and the applicant must reapply and
35 meet the requirements in effect at the time of reapplication.

36 (Source: P.A. 89-216, eff. 1-1-96.)

1 (225 ILCS 5/10) (from Ch. 111, par. 7610)

2 (Section scheduled to be repealed on January 1, 2006)

3 Sec. 10. License expiration; renewal; continuing education
4 requirement. The expiration date of licenses issued under this
5 Act shall be set by rule. Licenses shall be renewed according
6 to procedures established by the Department and upon payment of
7 the renewal fee established herein and ~~notarized~~ proof of
8 completion ~~40 contact hours~~ of approved continuing education
9 relating to the performance and practice of athletic training.
10 The number of hours required and their composition shall be set
11 by rule.

12 (Source: P.A. 89-216, eff. 1-1-96; 89-626, eff. 8-9-96.)

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

14 (Section scheduled to be repealed on January 1, 2006)

15 Sec. 13. Endorsement. The Department may, at its
16 discretion, license as an athletic trainer, without
17 examination, on payment of the fee, an applicant for licensure
18 who is an athletic trainer registered or licensed under the
19 laws of another state if the requirements pertaining to
20 athletic trainers in such state were at the date of his or her
21 registration or licensure substantially equal to the
22 requirements in force in Illinois on that date. If the
23 requirements of that state are not substantially equal to the
24 Illinois requirements or, if at the time of application, the
25 state in which the applicant has been practicing does not
26 regulate the practice of athletic training, and the applicant
27 began practice in that state prior to January 1, 2004, a person
28 having the qualifications prescribed in this Section shall be
29 qualified to receive a license as an athletic trainer if he or
30 she:

31 (1) has passed an examination approved by the
32 Department to determine his or her fitness for practice as
33 an athletic trainer;

34 (2) gives proof of certification on the date of

1 application in First Aid and CPR/AED or the equivalent
2 based on American Red Cross or equivalent standards; and

3 (3) (A) has graduated from a curriculum in athletic
4 training approved by the Department. In approving a
5 curriculum in athletic training, the Department shall
6 consider, but not be bound by, accreditation by the
7 Joint Review Committee on Athletic Training (JRC-AT)
8 of the Commission on Accreditation of Allied Health
9 Education Programs (CAAHEP) or its successor entity;
10 or

11 (B) gives proof of graduation from a 4-year
12 accredited college or university and has met the
13 following minimum athletic training curriculum
14 requirements established by the Board, which shall
15 include completion of all of the following specific
16 course requirements:

17 (i) Anatomy.

18 (ii) Physiology.

19 (iii) Physiology of exercise

20 (iv) Applied anatomy and kinesiology.

21 (v) Psychology (1 course).

22 (vi) Nutrition.

23 (vii) Remedial exercise or therapeutic
24 exercise.

25 (viii) Personal, Community, and School Health

26 (ix) Techniques of athletic training
27 (fundamentals)

28 (x) Advanced techniques of athletic training
29 (modalities and administration).

30 (xi) Clinical experience (1500 hours) over a
31 minimum of a 2-year academic period within a 5 year
32 calendar period.

33 The Department may request a personal interview of an
34 applicant before the Board to further evaluate his or her
35 qualifications for license.

36 Applicants have 3 years from the date of application to

1 complete the application process. If the process has not been
2 completed in 3 years, the application shall be denied, the fee
3 forfeited and the applicant must reapply and meet the
4 requirements in effect at the time of reapplication.

5 (Source: P.A. 89-216, eff. 1-1-96.)

6 (225 ILCS 5/16) (from Ch. 111, par. 7616)

7 (Section scheduled to be repealed on January 1, 2006)

8 Sec. 16. Refusal to issue, suspension, or revocation of
9 license. The Department may refuse to issue or renew, or may
10 revoke, suspend, place on probation, reprimand, or take other
11 disciplinary action as the Department may deem proper,
12 including fines not to exceed \$1,000 for each violation, with
13 regard to any licensee for any one or combination of the
14 following:

15 (A) Material misstatement in furnishing information to the
16 Department;

17 (B) Negligent or intentional disregard of this Act, or of
18 the rules or regulations promulgated hereunder;

19 (C) Conviction of any crime under the laws of the United
20 States or any state or territory thereof that is (i) a felony,
21 (ii) ~~or~~ a misdemeanor, ~~and~~ an essential element of which is
22 dishonesty, or (iii) ~~or~~ any crime that is directly related to
23 the practice of the profession;

24 (D) Making any misrepresentation for the purpose of
25 obtaining registration, or violating any provision of this Act;

26 (E) Professional incompetence;

27 (F) Malpractice;

28 (G) Aiding or assisting another person in violating any
29 provision of this Act or rules;

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

32 (I) Engaging in dishonorable, unethical, or unprofessional
33 conduct of a character likely to deceive, defraud or harm the
34 public;

35 (J) Habitual intoxication or addiction to the use of drugs;

1 (K) Discipline by another state, District of Columbia,
2 territory, or foreign nation, if at least one of the grounds
3 for the discipline is the same or substantially equivalent to
4 those set forth herein;

5 (L) Directly or indirectly giving to or receiving from any
6 person, firm, corporation, partnership, or association any
7 fee, commission, rebate, or other form of compensation for any
8 professional services not actually or personally rendered;

9 (M) A finding that the licensee after having his or her
10 license placed on probationary status has violated the terms of
11 probation;

12 (N) Abandonment of an athlete;

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

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

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

23 (R) Solicitation of professional services other than by
24 permitted institutional policy;

25 (S) The use of any words, abbreviations, figures or letters
26 with the intention of indicating practice as an athletic
27 trainer without a valid license as an athletic trainer under
28 this Act;

29 (T) The treatment of injuries of athletes by a licensed
30 athletic trainer except by the referral of a physician,
31 podiatrist, or dentist;

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

35 (V) Willfully violating or knowingly assisting in the
36 violation of any law of this State relating to the practice of

1 abortion;

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

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

10 (Y) Failure to file a return, or to pay the tax, penalty,
11 or interest shown in a filed return, or to pay any final
12 assessment of tax, penalty, or interest, as required by any tax
13 Act administered by the Illinois Department of Revenue, until
14 such time as the requirements of any such tax Act are
15 satisfied; or

16 (Z) Failure to fulfill continuing education requirements
17 as prescribed in Section 10 of this Act.

18 The determination by a circuit court that a licensee is
19 subject to involuntary admission or judicial admission as
20 provided in the Mental Health and Developmental Disabilities
21 Code operates as an automatic suspension. Such suspension will
22 end only upon a finding by a court that the athletic trainer is
23 no longer subject to involuntary admission or judicial
24 admission and issues an order so finding and discharging the
25 athlete; and upon the recommendation of the Board to the
26 Director that the licensee be allowed to resume his or her
27 practice.

28 (Source: P.A. 91-357, eff. 7-29-99.)

29 (225 ILCS 5/17.5)

30 (Section scheduled to be repealed on January 1, 2006)

31 Sec. 17.5. Unlicensed ~~Unregistered~~ practice; violation;
32 civil penalty.

33 (a) Any person who practices, offers to practice, attempts
34 to practice, or holds oneself out to practice as a licensed
35 ~~registered~~ athletic trainer without being licensed ~~registered~~

1 under this Act shall, in addition to any other penalty provided
2 by law, pay a civil penalty to the Department in an amount not
3 to exceed \$5,000 for each offense as determined by the
4 Department. The civil penalty shall be assessed by the
5 Department after a hearing is held in accordance with the
6 provisions set forth in this Act regarding the provision of a
7 hearing for the discipline of a licensee.

8 (b) The Department has the authority and power to
9 investigate any and all unlicensed activity.

10 (c) The civil penalty shall be paid within 60 days after
11 the effective date of the order imposing the civil penalty. The
12 order shall constitute a judgment and may be filed and
13 execution had thereon in the same manner as any judgment from
14 any court of record.

15 (Source: P.A. 89-474, eff. 6-18-96.)

16 (225 ILCS 5/34.1 new)

17 (Section scheduled to be repealed on January 1, 2006)

18 Sec. 34.1. Partial invalidity. If any portion of this Act
19 is held invalid, the invalidity of that portion shall not
20 affect any other portion of this Act that can be given effect
21 without the invalid portion.

22 (225 ILCS 5/34.2 new)

23 (Section scheduled to be repealed on January 1, 2006)

24 Sec. 34.2. Emergency care without fee; liability. Any
25 licensed athletic trainer, as defined in Section 3 of this Act,
26 who in good faith provides emergency care without fee to any
27 person, shall not, as a result of his acts or omissions, except
28 willful and wanton misconduct on the part of such person in
29 providing such care, be liable for civil damages to a person to
30 whom such care is provided.

31 (225 ILCS 5/34 rep.)

32 Section 15. The Illinois Athletic Trainers Practice Act is
33 amended by repealing Section 34.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.