



## 98TH GENERAL ASSEMBLY

### State of Illinois

### 2013 and 2014

### HB3382

by Rep. Silvana Tabares

#### SYNOPSIS AS INTRODUCED:

225 ILCS 15/10	from Ch. 111, par. 5360
225 ILCS 15/13	from Ch. 111, par. 5363
225 ILCS 25/9	from Ch. 111, par. 2309
225 ILCS 25/13	from Ch. 111, par. 2313
225 ILCS 25/16.1	from Ch. 111, par. 2316.1
225 ILCS 60/9	from Ch. 111, par. 4400-9
225 ILCS 60/20	from Ch. 111, par. 4400-20
225 ILCS 65/55-10	was 225 ILCS 65/10-30
225 ILCS 65/55-35	
225 ILCS 65/60-10	
225 ILCS 65/60-40	
225 ILCS 65/65-60	was 225 ILCS 65/15-45
225 ILCS 80/14	from Ch. 111, par. 3914
225 ILCS 80/16	from Ch. 111, par. 3916
225 ILCS 100/10	from Ch. 111, par. 4810
225 ILCS 100/14	from Ch. 111, par. 4814
320 ILCS 20/3.5	

Amends various Acts. Provides that, beginning January 1, 2016, qualifications and continuing education requirements for health care professionals shall include completion of a one-hour course or training program regarding the identification and reporting of elder abuse and neglect. Amends the Elder Abuse and Neglect Act. Provides that the Department on Aging shall establish and implement a one-hour course or training program regarding the identification and reporting of elder abuse and neglect by health care professionals.

LRB098 08869 MGM 39000 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 Clinical Psychologist Licensing Act is  
5 amended by changing Sections 10 and 13 as follows:

6 (225 ILCS 15/10) (from Ch. 111, par. 5360)

7 (Section scheduled to be repealed on January 1, 2017)

8 Sec. 10. Qualifications of applicants; examination. The  
9 Department, except as provided in Section 11 of this Act, shall  
10 issue a license as a clinical psychologist to any person who  
11 pays an application fee and who:

12 (1) is at least 21 years of age; and has not engaged in  
13 conduct or activities which would constitute grounds for  
14 discipline under this Act;

15 (2) (blank);

16 (3) is a graduate of a doctoral program from a college,  
17 university or school accredited by the regional  
18 accrediting body which is recognized by the Council on  
19 Postsecondary Accreditation and is in the jurisdiction in  
20 which it is located for purposes of granting the doctoral  
21 degree and either:

22 (a) is a graduate of a doctoral program in  
23 clinical, school or counseling psychology either

1 accredited by the American Psychological Association  
2 or approved by the Council for the National Register of  
3 Health Service Providers in Psychology or other  
4 national board recognized by the Board, and has  
5 completed 2 years of satisfactory supervised  
6 experience in clinical, school or counseling  
7 psychology at least one of which is an internship and  
8 one of which is postdoctoral; or

9 (b) holds a doctoral degree from a recognized  
10 college, university or school which the Department,  
11 through its rules, establishes as being equivalent to a  
12 clinical, school or counseling psychology program and  
13 has completed at least one course in each of the  
14 following 7 content areas, in actual attendance at a  
15 recognized university, college or school whose  
16 graduates would be eligible for licensure under this  
17 Act: scientific and professional ethics, biological  
18 basis of behavior, cognitive-affective basis of  
19 behavior, social basis of behavior, individual  
20 differences, assessment, and treatment modalities; and  
21 has completed 2 years of satisfactory supervised  
22 experience in clinical, school or counseling  
23 psychology, at least one of which is an internship and  
24 one of which is postdoctoral; or

25 (c) holds a doctorate in psychology or in a program  
26 whose content is psychological in nature from an

1 accredited college, university or school not meeting  
2 the standards of paragraph (a) or (b) of this  
3 subsection (3) and provides evidence of the completion  
4 of at least one course in each of the 7 content areas  
5 specified in paragraph (b) in actual attendance at a  
6 recognized university, school or college whose  
7 graduate would be eligible for licensure under this  
8 Act; and has completed an appropriate practicum, an  
9 internship or equivalent supervised clinical  
10 experience in an organized mental health care setting  
11 and 2 years of satisfactory supervised experience in  
12 clinical or counseling psychology, at least one of  
13 which is postdoctoral; ~~and~~

14 (3.5) beginning January 1, 2016, presents satisfactory  
15 evidence of completion of a course or training program  
16 regarding the identification and reporting of elder abuse  
17 and neglect established by the Department on Aging pursuant  
18 to subsection (2) of Section 3.5 of the Elder Abuse and  
19 Neglect Act; and

20 (4) has passed an examination authorized by the  
21 Department to determine his or her fitness to receive a  
22 license.

23 Applicants for licensure under subsection (3) (a) and (3) (b) of  
24 this Section shall complete 2 years of satisfactory supervised  
25 experience, at least one of which shall be an internship and  
26 one of which shall be postdoctoral. A year of supervised

1 experience is defined as not less than 1,750 hours obtained in  
2 not less than 50 weeks based on 35 hours per week for full-time  
3 work experience. Full-time supervised experience will be  
4 counted only if it is obtained in a single setting for a  
5 minimum of 6 months. Part-time and internship experience will  
6 be counted only if it is 18 hours or more a week for a minimum  
7 of 9 months and is in a single setting. The internship  
8 experience required under subsection (3)(a) and (3)(b) of this  
9 Section shall be a minimum of 1,750 hours completed within 24  
10 months.

11 Programs leading to a doctoral degree require minimally the  
12 equivalent of 3 full-time academic years of graduate study, at  
13 least 2 years of which are at the institution from which the  
14 degree is granted, and of which at least one year or its  
15 equivalent is in residence at the institution from which the  
16 degree is granted. Course work for which credit is given for  
17 life experience will not be accepted by the Department as  
18 fulfilling the educational requirements for licensure.  
19 Residence requires interaction with psychology faculty and  
20 other matriculated psychology students; one year's residence  
21 or its equivalent is defined as follows:

22 (a) 30 semester hours taken on a full-time or part-time  
23 basis at the institution accumulated within 24 months, or

24 (b) a minimum of 350 hours of student-faculty contact  
25 involving face-to-face individual or group courses or  
26 seminars accumulated within 18 months. Such educational

1 meetings must include both faculty-student and  
2 student-student interaction, be conducted by the  
3 psychology faculty of the institution at least 90% of the  
4 time, be fully documented by the institution, and relate  
5 substantially to the program and course content. The  
6 institution must clearly document how the applicant's  
7 performance is assessed and evaluated.

8 To meet the requirement for satisfactory supervised  
9 experience, under this Act the supervision must be performed  
10 pursuant to the order, control and full professional  
11 responsibility of a licensed clinical psychologist. The  
12 clients shall be the clients of the agency or supervisor rather  
13 than the supervisee. Supervised experience in which the  
14 supervisor receives monetary payment or other consideration  
15 from the supervisee or in which the supervisor is hired by or  
16 otherwise employed by the supervisee shall not be accepted by  
17 the Department as fulfilling the practicum, internship or 2  
18 years of satisfactory supervised experience requirements for  
19 licensure.

20 Examinations for applicants under this Act shall be held at  
21 the direction of the Department from time to time but not less  
22 than once each year. The scope and form of the examination  
23 shall be determined by the Department.

24 Each applicant for a license who possesses the necessary  
25 qualifications therefor shall be examined by the Department,  
26 and shall pay to the Department, or its designated testing

1 service, the required examination fee, which fee shall not be  
2 refunded by the Department.

3 Applicants have 3 years from the date of application to  
4 complete the application process. If the process has not been  
5 completed in 3 years, the application shall be denied, the fee  
6 shall be forfeited, and the applicant must reapply and meet the  
7 requirements in effect at the time of reapplication.

8 An applicant has one year from the date of notification of  
9 successful completion of the examination to apply to the  
10 Department for a license. If an applicant fails to apply within  
11 one year, the applicant shall be required to take and pass the  
12 examination again unless licensed in another jurisdiction of  
13 the United States within one year of passing the examination.

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

15 (225 ILCS 15/13) (from Ch. 111, par. 5363)

16 (Section scheduled to be repealed on January 1, 2017)

17 Sec. 13. License renewal; restoration. The expiration date  
18 and renewal period for each license issued under this Act shall  
19 be set by rule. Every holder of a license under this Act may  
20 renew such license during the 90-day period immediately  
21 preceding the expiration date thereof upon payment of the  
22 required renewal fees and demonstrating compliance with any  
23 continuing education requirements. The Department shall adopt  
24 rules establishing minimum requirements of continuing  
25 education and means for verification of the completion of the

1 continuing education requirements. The Department may, by  
2 rule, specify circumstances under which the continuing  
3 education requirements may be waived. The rules establishing  
4 minimum requirements for continuing education shall provide  
5 that, beginning January 1, 2016, a holder of a license under  
6 this Act is required to complete an additional one hour of  
7 continuing education consisting of the course or training  
8 program regarding the identification and reporting of elder  
9 abuse and neglect established by the Department on Aging  
10 pursuant to subsection (2) of Section 3.5 of the Elder Abuse  
11 and Neglect Act.

12 A clinical psychologist who has permitted his or her  
13 license to expire or who has had his or her license on inactive  
14 status may have his or her license restored by making  
15 application to the Department and filing proof acceptable to  
16 the Department, as defined by rule, of his or her fitness to  
17 have his or her license restored, including evidence certifying  
18 to active practice in another jurisdiction satisfactory to the  
19 Department and by paying the required restoration fee.

20 If the clinical psychologist has not maintained an active  
21 practice in another jurisdiction satisfactory to the  
22 Department, the Board shall determine, by an evaluation program  
23 established by rule, his or her fitness to resume active status  
24 and may require the clinical psychologist to complete a period  
25 of supervised professional experience and may require  
26 successful completion of an examination.



1           However, any clinical psychologist whose license expired  
2 while he or she was (1) in Federal Service on active duty with  
3 the Armed Forces of the United States, or the State Militia  
4 called into service or training, or (2) in training or  
5 education under the supervision of the United States  
6 preliminary to induction into the military service, may have  
7 his or her license renewed or restored without paying any  
8 lapsed renewal fees if within 2 years after honorable  
9 termination of such service, training or education he or she  
10 furnishes the Department with satisfactory evidence to the  
11 effect that he or she has been so engaged and that his or her  
12 service, training or education has been so terminated.

13           (Source: P.A. 96-1050, eff. 1-1-11.)

14           Section 10. The Illinois Dental Practice Act is amended by  
15 changing Sections 9, 13, and 16.1 as follows:

16           (225 ILCS 25/9) (from Ch. 111, par. 2309)

17           (Section scheduled to be repealed on January 1, 2016)

18           Sec. 9. Qualifications of Applicants for Dental Licenses.  
19 The Department shall require that each applicant for a license  
20 to practice dentistry shall:

21           (a) (Blank).

22           (b) Be at least 21 years of age and of good moral  
23 character.

24           (c) (1) Present satisfactory evidence of completion of

1 dental education by graduation from a dental college or  
2 school in the United States or Canada approved by the  
3 Department. The Department shall not approve any dental  
4 college or school which does not require at least (A) 60  
5 semester hours of collegiate credit or the equivalent in  
6 acceptable subjects from a college or university before  
7 admission, and (B) completion of at least 4 academic years  
8 of instruction or the equivalent in an approved dental  
9 college or school that is accredited by the Commission on  
10 Dental Accreditation of the American Dental Association;  
11 or

12 (2) Present satisfactory evidence of completion of  
13 dental education by graduation from a dental college or  
14 school outside the United States or Canada and provide  
15 satisfactory evidence that:

16 (A) (blank);

17 (B) the applicant has completed a minimum of 2  
18 academic years of general dental clinical training at a  
19 dental college or school in the United States or Canada  
20 approved by the Department, however, an accredited  
21 advanced dental education program approved by the  
22 Department of no less than 2 years may be substituted  
23 for the 2 academic years of general dental clinical  
24 training and an applicant who was enrolled for not less  
25 than one year in an approved clinical program prior to  
26 January 1, 1993 at an Illinois dental college or school

1 shall be required to complete only that program; and

2 (C) the applicant has received certification from  
3 the dean of an approved dental college or school in the  
4 United States or Canada or the program director of an  
5 approved advanced dental education program stating  
6 that the applicant has achieved the same level of  
7 scientific knowledge and clinical competence as  
8 required of all graduates of the college, school, or  
9 advanced dental education program.

10 Nothing in this Act shall be construed to prevent  
11 either the Department or any dental college or school from  
12 establishing higher standards than specified in this Act.

13 (c-5) Beginning January 1, 2016, present satisfactory  
14 evidence of completion of a course or training program  
15 regarding the identification and reporting of elder abuse  
16 and neglect established by the Department on Aging pursuant  
17 to subsection (2) of Section 3.5 of the Elder Abuse and  
18 Neglect Act.

19 (d) (Blank).

20 (e) Present satisfactory evidence that the applicant  
21 has passed both parts of the National Board Dental  
22 Examination administered by the Joint Commission on  
23 National Dental Examinations and has successfully  
24 completed an examination conducted by one of the following  
25 regional testing services: the Central Regional Dental  
26 Testing Service, Inc. (CRDTS), the Southern Regional

1 Testing Agency, Inc. (SRTA), the Western Regional  
2 Examining Board (WREB), the North East Regional Board  
3 (NERB), or the Council of Interstate Testing Agencies  
4 (CITA). For purposes of this Section, successful  
5 completion shall mean that the applicant has achieved a  
6 minimum passing score as determined by the applicable  
7 regional testing service. The Secretary may suspend a  
8 regional testing service under this subsection (e) if,  
9 after proper notice and hearing, it is established that (i)  
10 the integrity of the examination has been breached so as to  
11 make future test results unreliable or (ii) the test is  
12 fundamentally deficient in testing clinical competency.

13 In determining professional capacity under this Section,  
14 any individual who has not been actively engaged in the  
15 practice of dentistry, has not been a dental student, or has  
16 not been engaged in a formal program of dental education during  
17 the 5 years immediately preceding the filing of an application  
18 may be required to complete such additional testing, training,  
19 or remedial education as the Board may deem necessary in order  
20 to establish the applicant's present capacity to practice  
21 dentistry with reasonable judgment, skill, and safety.

22 (Source: P.A. 96-14, eff. 6-19-09; 96-1000, eff. 7-2-10;  
23 96-1222, eff. 7-23-10; 97-526, eff. 1-1-12; 97-1013, eff.  
24 8-17-12.)

1 (Section scheduled to be repealed on January 1, 2016)

2 Sec. 13. Qualifications of Applicants for Dental  
3 Hygienists. Every person who desires to obtain a license as a  
4 dental hygienist shall apply to the Department in writing, upon  
5 forms prepared and furnished by the Department. Each  
6 application shall contain proof of the particular  
7 qualifications required of the applicant, shall be verified by  
8 the applicant, under oath, and shall be accompanied by the  
9 required examination fee.

10 The Department shall require that every applicant for a  
11 license as a dental hygienist shall:

12 (1) (Blank).

13 (2) Be a graduate of high school or its equivalent.

14 (3) Present satisfactory evidence of having  
15 successfully completed 2 academic years of credit at a  
16 dental hygiene program accredited by the Commission on  
17 Dental Accreditation of the American Dental Association.

18 (4) Submit evidence that he or she holds a currently  
19 valid certification to perform cardiopulmonary  
20 resuscitation. The Department shall adopt rules  
21 establishing criteria for certification in cardiopulmonary  
22 resuscitation. The rules of the Department shall provide  
23 for variances only in instances where the applicant is  
24 physically disabled and therefore unable to secure such  
25 certification.

26 (4.5) Beginning January 1, 2016, present satisfactory

1 evidence of completion of a course or training program  
2 regarding the identification and reporting of elder abuse  
3 and neglect established by the Department on Aging pursuant  
4 to subsection (2) of Section 3.5 of the Elder Abuse and  
5 Neglect Act.

6 (5) (Blank).

7 (6) Present satisfactory evidence that the applicant  
8 has passed the National Board Dental Hygiene Examination  
9 administered by the Joint Commission on National Dental  
10 Examinations and has successfully completed an examination  
11 conducted by one of the following regional testing  
12 services: the Central Regional Dental Testing Service,  
13 Inc. (CRDTS), the Southern Regional Testing Agency, Inc.  
14 (SRTA), the Western Regional Examining Board (WREB), or the  
15 North East Regional Board (NERB). For the purposes of this  
16 Section, successful completion shall mean that the  
17 applicant has achieved a minimum passing score as  
18 determined by the applicable regional testing service. The  
19 Secretary may suspend a regional testing service under this  
20 item (6) if, after proper notice and hearing, it is  
21 established that (i) the integrity of the examination has  
22 been breached so as to make future test results unreliable  
23 or (ii) the examination is fundamentally deficient in  
24 testing clinical competency.

25 (Source: P.A. 96-14, eff. 6-19-09; 97-1013, eff. 8-17-12.)

1 (225 ILCS 25/16.1) (from Ch. 111, par. 2316.1)

2 (Section scheduled to be repealed on January 1, 2016)

3 Sec. 16.1. Continuing education. The Department shall  
4 promulgate rules of continuing education for persons licensed  
5 under this Act. In establishing rules, the Department shall  
6 require a minimum of 48 hours of study in approved courses for  
7 dentists during each 3-year licensing period and a minimum of  
8 36 hours of study in approved courses for dental hygienists  
9 during each 3-year licensing period. Beginning January 1, 2016,  
10 during each 3-year licensing period, dentists and dental  
11 hygienists are required to complete an additional one hour of  
12 continuing education consisting of the course or training  
13 program regarding the identification and reporting of elder  
14 abuse and neglect established by the Department on Aging  
15 pursuant to subsection (2) of Section 3.5 of the Elder Abuse  
16 and Neglect Act.

17 The Department shall approve only courses that are relevant  
18 to the treatment and care of patients, including, but not  
19 limited to, clinical courses in dentistry and dental hygiene  
20 and nonclinical courses such as patient management, legal and  
21 ethical responsibilities, and stress management. The  
22 Department shall allow up to 4 hours of continuing education  
23 credit hours per license renewal period for volunteer hours  
24 spent providing clinical services at, or sponsored by, a  
25 nonprofit community clinic, local or state health department,  
26 or a charity event. Courses shall not be approved in such

1 subjects as estate and financial planning, investments, or  
2 personal health. Approved courses may include, but shall not be  
3 limited to, courses that are offered or sponsored by approved  
4 colleges, universities, and hospitals and by recognized  
5 national, State, and local dental and dental hygiene  
6 organizations.

7 No license shall be renewed unless the renewal application  
8 is accompanied by an affidavit indicating that the applicant  
9 has completed the required minimum number of hours of  
10 continuing education in approved courses as required by this  
11 Section. The affidavit shall not require a listing of courses.  
12 The affidavit shall be a prima facie evidence that the  
13 applicant has obtained the minimum number of required  
14 continuing education hours in approved courses. The Department  
15 shall not be obligated to conduct random audits or otherwise  
16 independently verify that an applicant has met the continuing  
17 education requirement. The Department, however, may not  
18 conduct random audits of more than 10% of the licensed dentists  
19 and dental hygienists in any one licensing cycle to verify  
20 compliance with continuing education requirements. If the  
21 Department, however, receives a complaint that a licensee has  
22 not completed the required continuing education or if the  
23 Department is investigating another alleged violation of this  
24 Act by a licensee, the Department may demand and shall be  
25 entitled to receive evidence from any licensee of completion of  
26 required continuing education courses for the most recently



1 completed 3-year licensing period. Evidence of continuing  
2 education may include, but is not limited to, canceled checks,  
3 official verification forms of attendance, and continuing  
4 education recording forms, that demonstrate a reasonable  
5 record of attendance. The Board shall determine, in accordance  
6 with rules adopted by the Department, whether a licensee or  
7 applicant has met the continuing education requirements. Any  
8 dentist who holds more than one license under this Act shall be  
9 required to complete only the minimum number of hours of  
10 continuing education required for renewal of a single license.  
11 The Department may provide exemptions from continuing  
12 education requirements. The exemptions shall include, but  
13 shall not be limited to, dentists and dental hygienists who  
14 agree not to practice within the State during the licensing  
15 period because they are retired from practice.

16 (Source: P.A. 97-526, eff. 1-1-12; 97-1013, eff. 8-17-12.)

17 Section 15. The Medical Practice Act of 1987 is amended by  
18 changing Sections 9 and 20 as follows:

19 (225 ILCS 60/9) (from Ch. 111, par. 4400-9)

20 (Section scheduled to be repealed on December 31, 2013)

21 Sec. 9. Application for license. Each applicant for a  
22 license shall:

23 (A) Make application on blank forms prepared and  
24 furnished by the Department.

1 (B) Submit evidence satisfactory to the Department  
2 that the applicant:

3 (1) is of good moral character. In determining  
4 moral character under this Section, the Department may  
5 take into consideration whether the applicant has  
6 engaged in conduct or activities which would  
7 constitute grounds for discipline under this Act. The  
8 Department may also request the applicant to submit,  
9 and may consider as evidence of moral character,  
10 endorsements from 2 or 3 individuals licensed under  
11 this Act;

12 (2) has the preliminary and professional education  
13 required by this Act;

14 (2.5) beginning January 1, 2016, has successfully  
15 completed a course or training program regarding the  
16 identification and reporting of elder abuse and  
17 neglect established by the Department on Aging  
18 pursuant to subsection (2) of Section 3.5 of the Elder  
19 Abuse and Neglect Act.

20 (3) (blank); and

21 (4) is physically, mentally, and professionally  
22 capable of practicing medicine with reasonable  
23 judgment, skill, and safety. In determining physical,  
24 mental and professional capacity under this Section,  
25 the Licensing Board may, upon a showing of a possible  
26 incapacity or conduct or activities that would

1 constitute grounds for discipline under this Act,  
2 compel any applicant to submit to a mental or physical  
3 examination and evaluation, or both, as provided for in  
4 Section 22 of this Act. The Licensing Board may  
5 condition or restrict any license, subject to the same  
6 terms and conditions as are provided for the  
7 Disciplinary Board under Section 22 of this Act. Any  
8 such condition of a restricted license shall provide  
9 that the Chief Medical Coordinator or Deputy Medical  
10 Coordinator shall have the authority to review the  
11 subject physician's compliance with such conditions or  
12 restrictions, including, where appropriate, the  
13 physician's record of treatment and counseling  
14 regarding the impairment, to the extent permitted by  
15 applicable federal statutes and regulations  
16 safeguarding the confidentiality of medical records of  
17 patients.

18 In determining professional capacity under this  
19 Section, an individual may be required to complete such  
20 additional testing, training, or remedial education as the  
21 Licensing Board may deem necessary in order to establish  
22 the applicant's present capacity to practice medicine with  
23 reasonable judgment, skill, and safety. The Licensing  
24 Board may consider the following criteria, as they relate  
25 to an applicant, as part of its determination of  
26 professional capacity:

1           (1) Medical research in an established research  
2           facility, hospital, college or university, or private  
3           corporation.

4           (2) Specialized training or education.

5           (3) Publication of original work in learned,  
6           medical, or scientific journals.

7           (4) Participation in federal, State, local, or  
8           international public health programs or organizations.

9           (5) Professional service in a federal veterans or  
10          military institution.

11          (6) Any other professional activities deemed to  
12          maintain and enhance the clinical capabilities of the  
13          applicant.

14          Any applicant applying for a license to practice  
15          medicine in all of its branches or for a license as a  
16          chiropractic physician who has not been engaged in the  
17          active practice of medicine or has not been enrolled in a  
18          medical program for 2 years prior to application must  
19          submit proof of professional capacity to the Licensing  
20          Board.

21          Any applicant applying for a temporary license that has  
22          not been engaged in the active practice of medicine or has  
23          not been enrolled in a medical program for longer than 5  
24          years prior to application must submit proof of  
25          professional capacity to the Licensing Board.

26          (C) Designate specifically the name, location, and

1 kind of professional school, college, or institution of  
2 which the applicant is a graduate and the category under  
3 which the applicant seeks, and will undertake, to practice.

4 (D) Pay to the Department at the time of application  
5 the required fees.

6 (E) Pursuant to Department rules, as required, pass an  
7 examination authorized by the Department to determine the  
8 applicant's fitness to receive a license.

9 (F) Complete the application process within 3 years  
10 from the date of application. If the process has not been  
11 completed within 3 years, the application shall expire,  
12 application fees shall be forfeited, and the applicant must  
13 reapply and meet the requirements in effect at the time of  
14 reapplication.

15 (Source: P.A. 97-622, eff. 11-23-11.)

16 (225 ILCS 60/20) (from Ch. 111, par. 4400-20)

17 (Section scheduled to be repealed on December 31, 2013)

18 Sec. 20. Continuing education. The Department shall  
19 promulgate rules of continuing education for persons licensed  
20 under this Act that require an average of 50 hours of  
21 continuing education per license year. Beginning January 1,  
22 2016, a person licensed under this Act is required to complete  
23 an additional one hour of continuing education consisting of  
24 the course or training program regarding the identification and  
25 reporting of elder abuse and neglect established by the

1 Department on Aging pursuant to subsection (2) of Section 3.5  
2 of the Elder Abuse and Neglect Act. These rules shall be  
3 consistent with requirements of relevant professional  
4 associations, specialty societies, or boards. The rules shall  
5 also address variances in part or in whole for good cause,  
6 including, but not limited to, temporary illness or hardship.  
7 In establishing these rules, the Department shall consider  
8 educational requirements for medical staffs, requirements for  
9 specialty society board certification or for continuing  
10 education requirements as a condition of membership in  
11 societies representing the 2 categories of licensee under this  
12 Act. These rules shall assure that licensees are given the  
13 opportunity to participate in those programs sponsored by or  
14 through their professional associations or hospitals which are  
15 relevant to their practice. Each licensee is responsible for  
16 maintaining records of completion of continuing education and  
17 shall be prepared to produce the records when requested by the  
18 Department.

19 (Source: P.A. 97-622, eff. 11-23-11.)

20 Section 20. The Nurse Practice Act is amended by changing  
21 Sections 55-10, 55-35, 60-10, 60-40, and 65-60 as follows:

22 (225 ILCS 65/55-10) (was 225 ILCS 65/10-30)

23 (Section scheduled to be repealed on January 1, 2018)

24 Sec. 55-10. Qualifications for LPN licensure.

1 (a) Each applicant who successfully meets the requirements  
2 of this Section shall be entitled to licensure as a Licensed  
3 Practical Nurse.

4 (b) An applicant for licensure by examination to practice  
5 as a practical nurse must do each of the following:

6 (1) Submit a completed written application, on forms  
7 provided by the Department and fees as established by the  
8 Department.

9 (2) Have graduated from a practical nursing education  
10 program approved by the Department or have been granted a  
11 certificate of completion of pre-licensure requirements  
12 from another United States jurisdiction.

13 (2.5) Beginning January 1, 2016, have successfully  
14 completed a course or training program regarding the  
15 identification and reporting of elder abuse and neglect  
16 established by the Department on Aging pursuant to  
17 subsection (2) of Section 3.5 of the Elder Abuse and  
18 Neglect Act.

19 (3) Successfully complete a licensure examination  
20 approved by the Department.

21 (4) Have not violated the provisions of this Act  
22 concerning the grounds for disciplinary action. The  
23 Department may take into consideration any felony  
24 conviction of the applicant, but such a conviction shall  
25 not operate as an absolute bar to licensure.

26 (5) Submit to the criminal history records check

1 required under Section 50-35 of this Act.

2 (6) Submit either to the Department or its designated  
3 testing service, a fee covering the cost of providing the  
4 examination. Failure to appear for the examination on the  
5 scheduled date at the time and place specified after the  
6 applicant's application for examination has been received  
7 and acknowledged by the Department or the designated  
8 testing service shall result in the forfeiture of the  
9 examination fee.

10 (7) Meet all other requirements established by rule.

11 An applicant for licensure by examination may take the  
12 Department-approved examination in another jurisdiction.

13 (b-5) If an applicant for licensure by examination  
14 neglects, fails, or refuses to take an examination or fails to  
15 pass an examination for a license under this Act within 3 years  
16 after filing the application, the application shall be denied.  
17 The applicant must enroll in and complete an approved practical  
18 nursing education program prior to submitting an additional  
19 application for the licensure exam.

20 An applicant may take and successfully complete a  
21 Department-approved examination in another jurisdiction.  
22 However, an applicant who has never been licensed previously in  
23 any jurisdiction that utilizes a Department-approved  
24 examination and who has taken and failed to pass the  
25 examination within 3 years after filing the application must  
26 submit proof of successful completion of a



1 Department-authorized nursing education program or  
2 recompletion of an approved licensed practical nursing program  
3 prior to re-application.

4 (c) An applicant for licensure by examination shall have  
5 one year from the date of notification of successful completion  
6 of the examination to apply to the Department for a license. If  
7 an applicant fails to apply within one year, the applicant  
8 shall be required to retake and pass the examination unless  
9 licensed in another jurisdiction of the United States.

10 (d) A licensed practical nurse applicant who passes the  
11 Department-approved licensure examination and has applied to  
12 the Department for licensure may obtain employment as a  
13 license-pending practical nurse and practice as delegated by a  
14 registered professional nurse or an advanced practice nurse or  
15 physician. An individual may be employed as a license-pending  
16 practical nurse if all of the following criteria are met:

17 (1) He or she has completed and passed the  
18 Department-approved licensure exam and presents to the  
19 employer the official written notification indicating  
20 successful passage of the licensure examination.

21 (1.5) Beginning January 1, 2016, he or she has  
22 successfully completed a course or training program  
23 regarding the identification and reporting of elder abuse  
24 and neglect established by the Department on Aging pursuant  
25 to subsection (2) of Section 3.5 of the Elder Abuse and  
26 Neglect Act.

1           (2) He or she has completed and submitted to the  
2           Department an application for licensure under this Section  
3           as a practical nurse.

4           (3) He or she has submitted the required licensure fee.

5           (4) He or she has met all other requirements  
6           established by rule, including having submitted to a  
7           criminal history records check.

8           (e) The privilege to practice as a license-pending  
9           practical nurse shall terminate with the occurrence of any of  
10          the following:

11           (1) Three months have passed since the official date of  
12           passing the licensure exam as inscribed on the formal  
13           written notification indicating passage of the exam. This  
14           3-month period may be extended as determined by rule.

15           (2) Receipt of the practical nurse license from the  
16           Department.

17           (3) Notification from the Department that the  
18           application for licensure has been denied.

19           (4) A request by the Department that the individual  
20           terminate practicing as a license-pending practical nurse  
21           until an official decision is made by the Department to  
22           grant or deny a practical nurse license.

23           (f) An applicant for licensure by endorsement who is a  
24           licensed practical nurse licensed by examination under the laws  
25           of another state or territory of the United States or a foreign  
26           country, jurisdiction, territory, or province must do each of

1 the following:

2 (1) Submit a completed written application, on forms  
3 supplied by the Department, and fees as established by the  
4 Department.

5 (2) Have graduated from a practical nursing education  
6 program approved by the Department.

7 (2.5) Beginning January 1, 2016, have successfully  
8 completed a course or training program regarding the  
9 identification and reporting of elder abuse and neglect  
10 established by the Department on Aging pursuant to  
11 subsection (2) of Section 3.5 of the Elder Abuse and  
12 Neglect Act.

13 (3) Submit verification of licensure status directly  
14 from the United States jurisdiction of licensure, if  
15 applicable, as defined by rule.

16 (4) Submit to the criminal history records check  
17 required under Section 50-35 of this Act.

18 (5) Meet all other requirements as established by the  
19 Department by rule.

20 (g) All applicants for practical nurse licensure by  
21 examination or endorsement who are graduates of nursing  
22 educational programs in a country other than the United States  
23 or its territories shall have their nursing education  
24 credentials evaluated by a Department-approved nursing  
25 credentialing evaluation service. No such applicant may be  
26 issued a license under this Act unless the applicant's program

1 is deemed by the nursing credentialing evaluation service to be  
2 equivalent to a professional nursing education program  
3 approved by the Department. An applicant who has graduated from  
4 a nursing educational program outside of the United States or  
5 its territories and whose first language is not English shall  
6 submit certification of passage of the Test of English as a  
7 Foreign Language (TOEFL), as defined by rule. The Department  
8 may, upon recommendation from the nursing evaluation service,  
9 waive the requirement that the applicant pass the TOEFL  
10 examination if the applicant submits verification of the  
11 successful completion of a nursing education program conducted  
12 in English. The requirements of this subsection (d) may be  
13 satisfied by the showing of proof of a certificate from the  
14 Certificate Program or the VisaScreen Program of the Commission  
15 on Graduates of Foreign Nursing Schools.

16 (h) An applicant licensed in another state or territory who  
17 is applying for licensure and has received her or his education  
18 in a country other than the United States or its territories  
19 shall have her or his nursing education credentials evaluated  
20 by a Department-approved nursing credentialing evaluation  
21 service. No such applicant may be issued a license under this  
22 Act unless the applicant's program is deemed by the nursing  
23 credentialing evaluation service to be equivalent to a  
24 professional nursing education program approved by the  
25 Department. An applicant who has graduated from a nursing  
26 educational program outside of the United States or its

1 territories and whose first language is not English shall  
2 submit certification of passage of the Test of English as a  
3 Foreign Language (TOEFL), as defined by rule. The Department  
4 may, upon recommendation from the nursing evaluation service,  
5 waive the requirement that the applicant pass the TOEFL  
6 examination if the applicant submits verification of the  
7 successful completion of a nursing education program conducted  
8 in English or the successful passage of an approved licensing  
9 examination given in English. The requirements of this  
10 subsection (d-5) may be satisfied by the showing of proof of a  
11 certificate from the Certificate Program or the VisaScreen  
12 Program of the Commission on Graduates of Foreign Nursing  
13 Schools.

14 (i) A licensed practical nurse who holds an unencumbered  
15 license in good standing in another United States jurisdiction  
16 and who has applied for practical nurse licensure under this  
17 Act by endorsement may be issued a temporary license, if  
18 satisfactory proof of such licensure in another jurisdiction is  
19 presented to the Department. The Department shall not issue an  
20 applicant a temporary practical nurse license until it is  
21 satisfied that the applicant holds an active, unencumbered  
22 license in good standing in another jurisdiction. If the  
23 applicant holds more than one current active license or one or  
24 more active temporary licenses from another jurisdiction, the  
25 Department may not issue a temporary license until the  
26 Department is satisfied that each current active license held

1 by the applicant is unencumbered. The temporary license, which  
2 shall be issued no later than 14 working days following receipt  
3 by the Department of an application for the temporary license,  
4 shall be granted upon the submission of all of the following to  
5 the Department:

6 (1) A completed application for licensure as a  
7 practical nurse.

8 (2) Proof of a current, active license in at least one  
9 other jurisdiction of the United States and proof that each  
10 current active license or temporary license held by the  
11 applicant within the last 5 years is unencumbered.

12 (3) A signed and completed application for a temporary  
13 license.

14 (4) The required temporary license fee.

15 (j) The Department may refuse to issue an applicant a  
16 temporary license authorized pursuant to this Section if,  
17 within 14 working days following its receipt of an application  
18 for a temporary license, the Department determines that:

19 (1) the applicant has been convicted of a crime under  
20 the laws of a jurisdiction of the United States that is:  
21 (i) a felony; or (ii) a misdemeanor directly related to the  
22 practice of the profession, within the last 5 years;

23 (2) the applicant has had a license or permit related  
24 to the practice of practical nursing revoked, suspended, or  
25 placed on probation by another jurisdiction within the last  
26 5 years and at least one of the grounds for revoking,

1 suspending, or placing on probation is the same or  
2 substantially equivalent to grounds in Illinois; or

3 (3) the Department intends to deny licensure by  
4 endorsement.

5 (k) The Department may revoke a temporary license issued  
6 pursuant to this Section if it determines any of the following:

7 (1) That the applicant has been convicted of a crime  
8 under the law of any jurisdiction of the United States that  
9 is (i) a felony or (ii) a misdemeanor directly related to  
10 the practice of the profession, within the last 5 years.

11 (2) That within the last 5 years the applicant has had  
12 a license or permit related to the practice of nursing  
13 revoked, suspended, or placed on probation by another  
14 jurisdiction, and at least one of the grounds for revoking,  
15 suspending, or placing on probation is the same or  
16 substantially equivalent to grounds for disciplinary  
17 action under this Act.

18 (3) That the Department intends to deny licensure by  
19 endorsement.

20 (l) A temporary license shall expire 6 months from the date  
21 of issuance. Further renewal may be granted by the Department  
22 in hardship cases, as defined by rule and upon approval of the  
23 Secretary. However, a temporary license shall automatically  
24 expire upon issuance of a valid license under this Act or upon  
25 notification that the Department intends to deny licensure,  
26 whichever occurs first.

1 (m) All applicants for practical nurse licensure have 3  
2 years from the date of application to complete the application  
3 process. If the process has not been completed within 3 years  
4 from the date of application, the application shall be denied,  
5 the fee forfeited, and the applicant must reapply and meet the  
6 requirements in effect at the time of reapplication.

7 (Source: P.A. 94-352, eff. 7-28-05; 94-932, eff. 1-1-07;  
8 95-639, eff. 10-5-07.)

9 (225 ILCS 65/55-35)

10 (Section scheduled to be repealed on January 1, 2018)

11 Sec. 55-35. Continuing education for LPN licensees. The  
12 Department may adopt rules of continuing education for licensed  
13 practical nurses that require 20 hours of continuing education  
14 per 2-year license renewal cycle. The rules shall address  
15 variances in part or in whole for good cause, including without  
16 limitation illness or hardship. The continuing education rules  
17 must ensure that licensees are given the opportunity to  
18 participate in programs sponsored by or through their State or  
19 national professional associations, hospitals, or other  
20 providers of continuing education. Beginning January 1, 2016, a  
21 licensed practical nurse is required to complete an additional  
22 one hour of continuing education consisting of the course or  
23 training program regarding the identification and reporting of  
24 elder abuse and neglect established by the Department on Aging  
25 pursuant to subsection (2) of Section 3.5 of the Elder Abuse



1 and Neglect Act. Each licensee is responsible for maintaining  
2 records of completion of continuing education and shall be  
3 prepared to produce the records when requested by the  
4 Department.

5 (Source: P.A. 95-639, eff. 10-5-07.)

6 (225 ILCS 65/60-10)

7 (Section scheduled to be repealed on January 1, 2018)

8 Sec. 60-10. Qualifications for RN licensure.

9 (a) Each applicant who successfully meets the requirements  
10 of this Section shall be entitled to licensure as a registered  
11 professional nurse.

12 (b) An applicant for licensure by examination to practice  
13 as a registered professional nurse must do each of the  
14 following:

15 (1) Submit a completed written application, on forms  
16 provided by the Department, and fees, as established by the  
17 Department.

18 (2) Have graduated from a professional nursing  
19 education program approved by the Department or have been  
20 granted a certificate of completion of pre-licensure  
21 requirements from another United States jurisdiction.

22 (2.5) Beginning January 1, 2016, have successfully  
23 completed a course or training program regarding the  
24 identification and reporting of elder abuse and neglect  
25 established by the Department on Aging pursuant to

1       subsection (2) of Section 3.5 of the Elder Abuse and  
2       Neglect Act.

3           (3) Successfully complete a licensure examination  
4       approved by the Department.

5           (4) Have not violated the provisions of this Act  
6       concerning the grounds for disciplinary action. The  
7       Department may take into consideration any felony  
8       conviction of the applicant, but such a conviction may not  
9       operate as an absolute bar to licensure.

10          (5) Submit to the criminal history records check  
11       required under Section 50-35 of this Act.

12          (6) Submit, either to the Department or its designated  
13       testing service, a fee covering the cost of providing the  
14       examination. Failure to appear for the examination on the  
15       scheduled date at the time and place specified after the  
16       applicant's application for examination has been received  
17       and acknowledged by the Department or the designated  
18       testing service shall result in the forfeiture of the  
19       examination fee.

20          (7) Meet all other requirements established by the  
21       Department by rule. An applicant for licensure by  
22       examination may take the Department-approved examination  
23       in another jurisdiction.

24          (b-5) If an applicant for licensure by examination  
25       neglects, fails, or refuses to take an examination or fails to  
26       pass an examination for a license within 3 years after filing

1 the application, the application shall be denied. The applicant  
2 may make a new application accompanied by the required fee,  
3 evidence of meeting the requirements in force at the time of  
4 the new application, and proof of the successful completion of  
5 at least 2 additional years of professional nursing education.

6 (c) An applicant for licensure by examination shall have  
7 one year after the date of notification of the successful  
8 completion of the examination to apply to the Department for a  
9 license. If an applicant fails to apply within one year, the  
10 applicant shall be required to retake and pass the examination  
11 unless licensed in another jurisdiction of the United States.

12 (d) An applicant for licensure by examination who passes  
13 the Department-approved licensure examination for professional  
14 nursing may obtain employment as a license-pending registered  
15 nurse and practice under the direction of a registered  
16 professional nurse or an advanced practice nurse until such  
17 time as he or she receives his or her license to practice or  
18 until the license is denied. In no instance shall any such  
19 applicant practice or be employed in any management capacity.  
20 An individual may be employed as a license-pending registered  
21 nurse if all of the following criteria are met:

22 (1) He or she has completed and passed the  
23 Department-approved licensure exam and presents to the  
24 employer the official written notification indicating  
25 successful passage of the licensure examination.

26 (1.5) Beginning January 1, 2016, he or she has

1       successfully completed a course or training program  
2       regarding the identification and reporting of elder abuse  
3       and neglect established by the Department on Aging pursuant  
4       to subsection (2) of Section 3.5 of the Elder Abuse and  
5       Neglect Act.

6           (2) He or she has completed and submitted to the  
7       Department an application for licensure under this Section  
8       as a registered professional nurse.

9           (3) He or she has submitted the required licensure fee.

10          (4) He or she has met all other requirements  
11       established by rule, including having submitted to a  
12       criminal history records check.

13       (e) The privilege to practice as a license-pending  
14       registered nurse shall terminate with the occurrence of any of  
15       the following:

16           (1) Three months have passed since the official date of  
17       passing the licensure exam as inscribed on the formal  
18       written notification indicating passage of the exam. The  
19       3-month license pending period may be extended if more time  
20       is needed by the Department to process the licensure  
21       application.

22           (2) Receipt of the registered professional nurse  
23       license from the Department.

24           (3) Notification from the Department that the  
25       application for licensure has been refused.

26           (4) A request by the Department that the individual

1 terminate practicing as a license-pending registered nurse  
2 until an official decision is made by the Department to  
3 grant or deny a registered professional nurse license.

4 (f) An applicant for registered professional nurse  
5 licensure by endorsement who is a registered professional nurse  
6 licensed by examination under the laws of another state or  
7 territory of the United States must do each of the following:

8 (1) Submit a completed written application, on forms  
9 supplied by the Department, and fees as established by the  
10 Department.

11 (2) Have graduated from a registered professional  
12 nursing education program approved by the Department.

13 (2.5) Beginning January 1, 2016, have successfully  
14 completed a course or training program regarding the  
15 identification and reporting of elder abuse and neglect  
16 established by the Department on Aging pursuant to  
17 subsection (2) of Section 3.5 of the Elder Abuse and  
18 Neglect Act.

19 (3) Submit verification of licensure status directly  
20 from the United States jurisdiction of licensure, if  
21 applicable, as defined by rule.

22 (4) Submit to the criminal history records check  
23 required under Section 50-35 of this Act.

24 (5) Meet all other requirements as established by the  
25 Department by rule.

26 (g) Pending the issuance of a license under this Section,

1 the Department may grant an applicant a temporary license to  
2 practice nursing as a registered professional nurse if the  
3 Department is satisfied that the applicant holds an active,  
4 unencumbered license in good standing in another U.S.  
5 jurisdiction. If the applicant holds more than one current  
6 active license or one or more active temporary licenses from  
7 another jurisdiction, the Department may not issue a temporary  
8 license until the Department is satisfied that each current  
9 active license held by the applicant is unencumbered. The  
10 temporary license, which shall be issued no later than 14  
11 working days after receipt by the Department of an application  
12 for the temporary license, shall be granted upon the submission  
13 of all of the following to the Department:

14 (1) A completed application for licensure as a  
15 registered professional nurse.

16 (2) Proof of a current, active license in at least one  
17 other jurisdiction of the United States and proof that each  
18 current active license or temporary license held by the  
19 applicant within the last 5 years is unencumbered.

20 (3) A completed application for a temporary license.

21 (4) The required temporary license fee.

22 (h) The Department may refuse to issue an applicant a  
23 temporary license authorized pursuant to this Section if,  
24 within 14 working days after its receipt of an application for  
25 a temporary license, the Department determines that:

26 (1) the applicant has been convicted of a crime under

1 the laws of a jurisdiction of the United States that is (i)  
2 a felony or (ii) a misdemeanor directly related to the  
3 practice of the profession, within the last 5 years;

4 (2) the applicant has had a license or permit related  
5 to the practice of nursing revoked, suspended, or placed on  
6 probation by another jurisdiction within the last 5 years,  
7 if at least one of the grounds for revoking, suspending, or  
8 placing on probation is the same or substantially  
9 equivalent to grounds for disciplinary action under this  
10 Act; or

11 (3) the Department intends to deny licensure by  
12 endorsement.

13 (i) The Department may revoke a temporary license issued  
14 pursuant to this Section if it determines any of the following:

15 (1) That the applicant has been convicted of a crime  
16 under the laws of any jurisdiction of the United States  
17 that is (i) a felony or (ii) a misdemeanor directly related  
18 to the practice of the profession, within the last 5 years.

19 (2) That within the last 5 years, the applicant has had  
20 a license or permit related to the practice of nursing  
21 revoked, suspended, or placed on probation by another  
22 jurisdiction, if at least one of the grounds for revoking,  
23 suspending, or placing on probation is the same or  
24 substantially equivalent to grounds for disciplinary  
25 action under this Act.

26 (3) That it intends to deny licensure by endorsement.

1           (j) A temporary license issued under this Section shall  
2 expire 6 months after the date of issuance. Further renewal may  
3 be granted by the Department in hardship cases, as defined by  
4 rule and upon approval of the Secretary. However, a temporary  
5 license shall automatically expire upon issuance of the  
6 Illinois license or upon notification that the Department  
7 intends to deny licensure, whichever occurs first.

8           (k) All applicants for registered professional nurse  
9 licensure have 3 years after the date of application to  
10 complete the application process. If the process has not been  
11 completed within 3 years after the date of application, the  
12 application shall be denied, the fee forfeited, and the  
13 applicant must reapply and meet the requirements in effect at  
14 the time of reapplication.

15           (l) All applicants for registered nurse licensure by  
16 examination or endorsement who are graduates of practical  
17 nursing educational programs in a country other than the United  
18 States and its territories shall have their nursing education  
19 credentials evaluated by a Department-approved nursing  
20 credentialing evaluation service. No such applicant may be  
21 issued a license under this Act unless the applicant's program  
22 is deemed by the nursing credentialing evaluation service to be  
23 equivalent to a professional nursing education program  
24 approved by the Department. An applicant who has graduated from  
25 a nursing educational program outside of the United States or  
26 its territories and whose first language is not English shall



1 submit certification of passage of the Test of English as a  
2 Foreign Language (TOEFL), as defined by rule. The Department  
3 may, upon recommendation from the nursing evaluation service,  
4 waive the requirement that the applicant pass the TOEFL  
5 examination if the applicant submits verification of the  
6 successful completion of a nursing education program conducted  
7 in English. The requirements of this subsection (l) may be  
8 satisfied by the showing of proof of a certificate from the  
9 Certificate Program or the VisaScreen Program of the Commission  
10 on Graduates of Foreign Nursing Schools.

11 (m) An applicant licensed in another state or territory who  
12 is applying for licensure and has received her or his education  
13 in a country other than the United States or its territories  
14 shall have her or his nursing education credentials evaluated  
15 by a Department-approved nursing credentialing evaluation  
16 service. No such applicant may be issued a license under this  
17 Act unless the applicant's program is deemed by the nursing  
18 credentialing evaluation service to be equivalent to a  
19 professional nursing education program approved by the  
20 Department. An applicant who has graduated from a nursing  
21 educational program outside of the United States or its  
22 territories and whose first language is not English shall  
23 submit certification of passage of the Test of English as a  
24 Foreign Language (TOEFL), as defined by rule. The Department  
25 may, upon recommendation from the nursing evaluation service,  
26 waive the requirement that the applicant pass the TOEFL

1 examination if the applicant submits verification of the  
2 successful completion of a nursing education program conducted  
3 in English or the successful passage of an approved licensing  
4 examination given in English. The requirements of this  
5 subsection (m) may be satisfied by the showing of proof of a  
6 certificate from the Certificate Program or the VisaScreen  
7 Program of the Commission on Graduates of Foreign Nursing  
8 Schools.

9 (Source: P.A. 95-639, eff. 10-5-07.)

10 (225 ILCS 65/60-40)

11 (Section scheduled to be repealed on January 1, 2018)

12 Sec. 60-40. Continuing education for RN licensees. The  
13 Department may adopt rules of continuing education for  
14 registered professional nurses licensed under this Act that  
15 require 20 hours of continuing education per 2-year license  
16 renewal cycle. The rules shall address variances in part or in  
17 whole for good cause, including without limitation illness or  
18 hardship. The continuing education rules must ensure that  
19 licensees are given the opportunity to participate in programs  
20 sponsored by or through their State or national professional  
21 associations, hospitals, or other providers of continuing  
22 education. Beginning January 1, 2016, a registered  
23 professional nurse is required to complete an additional one  
24 hour of continuing education consisting of the course or  
25 training program regarding the identification and reporting of

1 elder abuse and neglect established by the Department on Aging  
2 pursuant to subsection (2) of Section 3.5 of the Elder Abuse  
3 and Neglect Act. Each licensee is responsible for maintaining  
4 records of completion of continuing education and shall be  
5 prepared to produce the records when requested by the  
6 Department.

7 (Source: P.A. 95-639, eff. 10-5-07.)

8 (225 ILCS 65/65-60) (was 225 ILCS 65/15-45)

9 (Section scheduled to be repealed on January 1, 2018)

10 Sec. 65-60. Continuing education. The Department shall  
11 adopt rules of continuing education for persons licensed under  
12 this Article that require 50 hours of continuing education per  
13 2-year license renewal cycle. Completion of the 50 hours of  
14 continuing education shall be deemed to satisfy the continuing  
15 education requirements for renewal of a registered  
16 professional nurse license as required by this Act. The rules  
17 shall not be inconsistent with requirements of relevant  
18 national certifying bodies or State or national professional  
19 associations. The rules shall also address variances in part or  
20 in whole for good cause, including but not limited to illness  
21 or hardship. The continuing education rules shall assure that  
22 licensees are given the opportunity to participate in programs  
23 sponsored by or through their State or national professional  
24 associations, hospitals, or other providers of continuing  
25 education. Beginning January 1, 2016, persons licensed under

1 this Article are required to complete an additional one hour of  
2 continuing education consisting of the course or training  
3 program regarding the identification and reporting of elder  
4 abuse and neglect established by the Department on Aging  
5 pursuant to subsection (2) of Section 3.5 of the Elder Abuse  
6 and Neglect Act. Each licensee is responsible for maintaining  
7 records of completion of continuing education and shall be  
8 prepared to produce the records when requested by the  
9 Department.

10 (Source: P.A. 95-639, eff. 10-5-07.)

11 Section 25. The Illinois Optometric Practice Act of 1987 is  
12 amended by changing Sections 14 and 16 as follows:

13 (225 ILCS 80/14) (from Ch. 111, par. 3914)

14 (Section scheduled to be repealed on January 1, 2017)

15 Sec. 14. A person shall be qualified for initial licensure  
16 as an optometrist if that person has applied in writing in form  
17 and substance satisfactory to the Department and who:

18 (1) has not been convicted of any of the provisions of  
19 Section 24 of this Act which would be grounds for discipline  
20 under this Act;

21 (2) has graduated, after January 1, 1994, from a program of  
22 optometry education approved by the Department or has  
23 graduated, prior to January 1, 1994, and has met substantially  
24 equivalent criteria established by the Department;

1 (3) (blank); ~~and~~

2 (3.5) beginning January 1, 2016, has successfully  
3 completed a course or training program regarding the  
4 identification and reporting of elder abuse and neglect  
5 established by the Department on Aging pursuant to subsection  
6 (2) of Section 3.5 of the Elder Abuse and Neglect Act; and

7 (4) has met all examination requirements including the  
8 passage of a nationally recognized examination authorized by  
9 the Department. Each applicant shall be tested on theoretical  
10 knowledge and clinical practice skills.

11 (Source: P.A. 94-787, eff. 5-19-06.)

12 (225 ILCS 80/16) (from Ch. 111, par. 3916)

13 (Section scheduled to be repealed on January 1, 2017)

14 Sec. 16. Renewal, reinstatement or restoration of  
15 licenses; military service. The expiration date and renewal  
16 period for each license issued under this Act shall be set by  
17 rule.

18 All renewal applicants shall provide proof of having met  
19 the requirements of continuing education set forth in the rules  
20 of the Department. The rules establishing minimum requirements  
21 for continuing education shall provide that, beginning January  
22 1, 2016, a holder of a license under this Act is required to  
23 complete an additional one hour of continuing education  
24 consisting of the course or training program regarding the  
25 identification and reporting of elder abuse and neglect

1 established by the Department on Aging pursuant to subsection  
2 (2) of Section 3.5 of the Elder Abuse and Neglect Act. The  
3 Department shall, by rule, provide for an orderly process for  
4 the reinstatement of licenses which have not been renewed due  
5 to failure to meet the continuing education requirements. The  
6 continuing education requirement may be waived for such good  
7 cause, including but not limited to illness or hardship, as  
8 defined by rules of the Department.

9 The Department shall establish by rule a means for the  
10 verification of completion of the continuing education  
11 required by this Section. This verification may be accomplished  
12 through audits of records maintained by registrants; by  
13 requiring the filing of continuing education certificates with  
14 the Department; or by other means established by the  
15 Department.

16 Any licensee seeking renewal of his or her license during  
17 the renewal cycle beginning April 1, 2008 must first complete a  
18 tested educational course in the use of oral pharmaceutical  
19 agents for the management of ocular conditions, as approved by  
20 the Board.

21 Any optometrist who has permitted his or her license to  
22 expire or who has had his or her license on inactive status may  
23 have his or her license restored by making application to the  
24 Department and filing proof acceptable to the Department of his  
25 or her fitness to have his or her license restored and by  
26 paying the required fees. Such proof of fitness may include

1 evidence certifying to active lawful practice in another  
2 jurisdiction and must include proof of the completion of the  
3 continuing education requirements specified in the rules for  
4 the preceding license renewal period that has been completed  
5 during the 2 years prior to the application for license  
6 restoration.

7 The Department shall determine, by an evaluation program  
8 established by rule, his or her fitness for restoration of his  
9 or her license and shall establish procedures and requirements  
10 for such restoration.

11 However, any optometrist whose license expired while he or  
12 she was (1) in Federal Service on active duty with the Armed  
13 Forces of the United States, or the State Militia called into  
14 service or training, or (2) in training or education under the  
15 supervision of the United States preliminary to induction into  
16 the military service, may have his or her license restored  
17 without paying any lapsed renewal fees if within 2 years after  
18 honorable termination of such service, training, or education,  
19 he or she furnishes the Department with satisfactory evidence  
20 to the effect that he or she has been so engaged and that his or  
21 her service, training, or education has been so terminated.

22 All licenses without "Therapeutic Certification" on March  
23 31, 2006 shall be placed on non-renewed status and may only be  
24 renewed after the licensee meets those requirements  
25 established by the Department that may not be waived. All  
26 licensees on March 31, 2010 without a certification of

1 completion of an oral pharmaceutical course as required by this  
2 Section shall be placed on non-renewed status and may only be  
3 renewed after the licensee meets those requirements  
4 established by the Department that may not be waived.

5 (Source: P.A. 95-242, eff. 1-1-08; 96-270, eff. 1-1-10.)

6 Section 30. The Podiatric Medical Practice Act of 1987 is  
7 amended by changing Sections 10 and 14 as follows:

8 (225 ILCS 100/10) (from Ch. 111, par. 4810)

9 (Section scheduled to be repealed on January 1, 2018)

10 Sec. 10. Qualifications for licensure. A person shall be  
11 qualified for licensure as a podiatric physician:

12 (A) who has applied for licensure on forms prepared and  
13 furnished by the Department;

14 (B) who is at least 21 years of age;

15 (C) who has not engaged in or is not engaged in any  
16 practice or conduct that constitutes grounds for  
17 discipline under this Act, including without limitation  
18 grounds set forth in Section 24 of this Act, or rules  
19 adopted under this Act;

20 (D) who is a graduate of an approved college of  
21 podiatric medicine and has attained the academic degree of  
22 doctor of podiatric medicine (D.P.M.);

23 (E) who has successfully completed an examination  
24 authorized by the Department; ~~and~~



1           (E-5) beginning January 1, 2016, who has successfully  
2           completed a course or training program regarding the  
3           identification and reporting of elder abuse and neglect  
4           established by the Department on Aging pursuant to  
5           subsection (2) of Section 3.5 of the Elder Abuse and  
6           Neglect Act; and

7           (F) who has successfully completed a minimum of one  
8           year postgraduate training as defined in Section 5 of this  
9           Act. The postgraduate training requirement shall be  
10          effective July 1, 1992.

11         (Source: P.A. 95-235, eff. 8-17-07.)

12           (225 ILCS 100/14) (from Ch. 111, par. 4814)

13           (Section scheduled to be repealed on January 1, 2018)

14          Sec. 14. Continuing education requirement. Podiatric  
15         physicians licensed to practice in Illinois shall, as a  
16         requirement for renewal of license, complete continuing  
17         education at the rate of at least 50 hours per year. Such hours  
18         shall be earned (1) from courses offered by sponsors validated  
19         by the Illinois Podiatric Medical Association Continuing  
20         Education Committee and approved by the Podiatric Medical  
21         Licensing Board; or (2) by continuing education activities as  
22         defined in the rules of the Department. The rules establishing  
23         minimum requirements for continuing education shall provide  
24         that, beginning January 1, 2016, a holder of a license under  
25         this Act is required to complete an additional one hour of

1 continuing education consisting of the course or training  
2 program regarding the identification and reporting of elder  
3 abuse and neglect established by the Department on Aging  
4 pursuant to subsection (2) of Section 3.5 of the Elder Abuse  
5 and Neglect Act. Podiatric physicians shall, at the request of  
6 the Department, provide proof of having met the requirements of  
7 continuing education under this Section. The Department shall  
8 by rule provide an orderly process for the reinstatement of  
9 licenses which have not been renewed due to the licensee's  
10 failure to meet requirements of this Section. The requirements  
11 of continuing education may be waived by the Secretary, upon  
12 recommendation by the Board, in whole or in part for such good  
13 cause, including but not limited to illness or hardship, as  
14 defined by the rules of the Department.

15 The Department shall establish by rule a means for the  
16 verification of completion of the continuing education  
17 required by this Section. This verification may be accomplished  
18 through audits of records maintained by registrants; by  
19 requiring the filing of continuing education certificates with  
20 the Department; or by other means established by the  
21 Department.

22 (Source: P.A. 95-235, eff. 8-17-07.)

23 Section 35. The Elder Abuse and Neglect Act is amended by  
24 changing Section 3.5 as follows:

1 (320 ILCS 20/3.5)

2 Sec. 3.5. Other Responsibilities.

3 (1) The Department shall also be responsible for the  
4 following activities, contingent upon adequate funding:

5 (a) promotion of a wide range of endeavors for the  
6 purpose of preventing elder abuse, neglect, financial  
7 exploitation, and self-neglect in both domestic and  
8 institutional settings, including, but not limited to,  
9 promotion of public and professional education to increase  
10 awareness of elder abuse, neglect, financial exploitation,  
11 and self-neglect, to increase reports, and to improve  
12 response by various legal, financial, social, and health  
13 systems;

14 (b) coordination of efforts with other agencies,  
15 councils, and like entities, to include but not be limited  
16 to, the Office of the Attorney General, the State Police,  
17 the Illinois Law Enforcement Training Standards Board, the  
18 State Triad, the Illinois Criminal Justice Information  
19 Authority, the Departments of Public Health, Public Aid,  
20 and Human Services, the Family Violence Coordinating  
21 Council, the Illinois Violence Prevention Authority, and  
22 other entities which may impact awareness of, and response  
23 to, elder abuse, neglect, financial exploitation, and  
24 self-neglect;

25 (c) collection and analysis of data;

26 (d) monitoring of the performance of regional

1 administrative agencies and elder abuse provider agencies;

2 (e) promotion of prevention activities;

3 (f) establishing and coordinating an aggressive  
4 training program on the unique nature of elder abuse cases  
5 with other agencies, councils, and like entities, to  
6 include but not be limited to the Office of the Attorney  
7 General, the State Police, the Illinois Law Enforcement  
8 Training Standards Board, the State Triad, the Illinois  
9 Criminal Justice Information Authority, the State  
10 Departments of Public Health, Public Aid, and Human  
11 Services, the Family Violence Coordinating Council, the  
12 Illinois Violence Prevention Authority, and other entities  
13 that may impact awareness of and response to elder abuse,  
14 neglect, financial exploitation, and self-neglect;

15 (g) solicitation of financial institutions for the  
16 purpose of making information available to the general  
17 public warning of financial exploitation of the elderly and  
18 related financial fraud or abuse, including such  
19 information and warnings available through signage or  
20 other written materials provided by the Department on the  
21 premises of such financial institutions, provided that the  
22 manner of displaying or distributing such information is  
23 subject to the sole discretion of each financial  
24 institution;

25 (g-1) developing by joint rulemaking with the  
26 Department of Financial and Professional Regulation

1 minimum training standards which shall be used by financial  
2 institutions for their current and new employees with  
3 direct customer contact; the Department of Financial and  
4 Professional Regulation shall retain sole visitation and  
5 enforcement authority under this subsection (g-1); the  
6 Department of Financial and Professional Regulation shall  
7 provide bi-annual reports to the Department setting forth  
8 aggregate statistics on the training programs required  
9 under this subsection (g-1); and

10 (h) coordinating efforts with utility and electric  
11 companies to send notices in utility bills to explain to  
12 persons 60 years of age or older their rights regarding  
13 telemarketing and home repair fraud.

14 (2) The Department shall also establish and implement a  
15 one-hour course or training program regarding the  
16 identification and reporting of elder abuse and neglect by  
17 health care professionals.

18 (Source: P.A. 96-1103, eff. 7-19-10.)