



Rep. Anna Moeller

Adopted in House on Oct 29, 2019

10100HB1269ham001

LRB101 03461 SMS 63942 a

1 AMENDMENT TO HOUSE BILL 1269

2 AMENDMENT NO. _____. Amend House Bill 1269 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Medical Practice Act of 1987 is amended by
5 changing Section 21 as follows:

6 (225 ILCS 60/21) (from Ch. 111, par. 4400-21)

7 (Section scheduled to be repealed on January 1, 2022)

8 Sec. 21. License renewal; reinstatement; inactive status;
9 disposition and collection of fees.

10 (A) Renewal. The expiration date and renewal period for
11 each license issued under this Act shall be set by rule. The
12 holder of a license may renew the license by paying the
13 required fee. The holder of a license may also renew the
14 license within 90 days after its expiration by complying with
15 the requirements for renewal and payment of an additional fee.
16 A license renewal within 90 days after expiration shall be

1 effective retroactively to the expiration date.

2 The Department shall attempt to provide through electronic
3 means to each licensee under this Act, at least 60 days in
4 advance of the expiration date of his or her license, a renewal
5 notice. No such license shall be deemed to have lapsed until 90
6 days after the expiration date and after the Department has
7 attempted to provide such notice as herein provided.

8 (B) Reinstatement. Any licensee who has permitted his or
9 her license to lapse or who has had his or her license on
10 inactive status may have his or her license reinstated by
11 making application to the Department and filing proof
12 acceptable to the Department of his or her fitness to have the
13 license reinstated, including evidence certifying to active
14 practice in another jurisdiction satisfactory to the
15 Department, proof of meeting the continuing education
16 requirements for one renewal period, and by paying the required
17 reinstatement fee.

18 If the licensee has not maintained an active practice in
19 another jurisdiction satisfactory to the Department, the
20 Licensing Board shall determine, by an evaluation program
21 established by rule, the applicant's fitness to resume active
22 status and may require the licensee to complete a period of
23 evaluated clinical experience and may require successful
24 completion of a practical examination specified by the
25 Licensing Board.

26 However, any registrant whose license has expired while he

1 or she has been engaged (a) in Federal Service on active duty
2 with the Army of the United States, the United States Navy, the
3 Marine Corps, the Air Force, the Coast Guard, the Public Health
4 Service or the State Militia called into the service or
5 training of the United States of America, or (b) in training or
6 education under the supervision of the United States
7 preliminary to induction into the military service, may have
8 his or her license reinstated without paying any lapsed renewal
9 fees, if within 2 years after honorable termination of such
10 service, training, or education, he or she furnishes to the
11 Department with satisfactory evidence to the effect that he or
12 she has been so engaged and that his or her service, training,
13 or education has been so terminated.

14 (C) Inactive licenses. Any licensee who notifies the
15 Department, in writing on forms prescribed by the Department,
16 may elect to place his or her license on an inactive status and
17 shall, subject to rules of the Department, be excused from
18 payment of renewal fees until he or she notifies the Department
19 in writing of his or her desire to resume active status.

20 Any licensee requesting reinstatement from inactive status
21 shall be required to pay the current renewal fee, provide proof
22 of meeting the continuing education requirements for the period
23 of time the license is inactive not to exceed one renewal
24 period, and shall be required to reinstate his or her license
25 as provided in subsection (B).

26 Any licensee whose license is in an inactive status shall

1 not practice in the State of Illinois.

2 (D) Disposition of monies collected. All monies collected
3 under this Act by the Department shall be deposited in the
4 Illinois State Medical Disciplinary Fund in the State Treasury,
5 and used only for the following purposes: (a) by the
6 Disciplinary Board and Licensing Board in the exercise of its
7 powers and performance of its duties, as such use is made by
8 the Department with full consideration of all recommendations
9 of the Disciplinary Board and Licensing Board, (b) for costs
10 directly related to persons licensed under this Act, and (c)
11 for direct and allocable indirect costs related to the public
12 purposes of the Department.

13 Moneys in the Fund may be transferred to the Professions
14 Indirect Cost Fund as authorized under Section 2105-300 of the
15 Department of Professional Regulation Law of the Civil
16 Administrative Code of Illinois.

17 All earnings received from investment of monies in the
18 Illinois State Medical Disciplinary Fund shall be deposited in
19 the Illinois State Medical Disciplinary Fund and shall be used
20 for the same purposes as fees deposited in such Fund.

21 (E) Fees. The following fees are nonrefundable.

22 (1) Applicants for any examination shall be required to
23 pay, either to the Department or to the designated testing
24 service, a fee covering the cost of determining the
25 applicant's eligibility and providing the examination.
26 Failure to appear for the examination on the scheduled

1 date, at the time and place specified, after the
2 applicant's application for examination has been received
3 and acknowledged by the Department or the designated
4 testing service, shall result in the forfeiture of the
5 examination fee.

6 (2) Before July 1, 2018, the fee for a license under
7 Section 9 of this Act is \$700. Beginning on July 1, 2018,
8 the fee for a license under Section 9 of this Act is \$500.

9 (3) Before July 1, 2018, the fee for a license under
10 Section 19 of this Act is \$700. Beginning on July 1, 2018,
11 the fee for a license under Section 19 of this Act is \$500.

12 (4) Before July 1, 2018, the fee for the renewal of a
13 license for a resident of Illinois shall be calculated at
14 the rate of \$230 per year, and beginning on July 1, 2018
15 and until January 1, 2020, the fee for the renewal of a
16 license shall be \$167, except for licensees who were issued
17 a license within 12 months of the expiration date of the
18 license, before July 1, 2018, the fee for the renewal shall
19 be \$230, and beginning on July 1, 2018 and until January 1,
20 2020 that fee will be \$167. Before July 1, 2018, the fee
21 for the renewal of a license for a nonresident shall be
22 calculated at the rate of \$460 per year, and beginning on
23 July 1, 2018 and until January 1, 2020, the fee for the
24 renewal of a license for a nonresident shall be \$250,
25 except for licensees who were issued a license within 12
26 months of the expiration date of the license, before July

1 1, 2018, the fee for the renewal shall be \$460, and
2 beginning on July 1, 2018 and until January 1, 2020 that
3 fee will be \$250. Beginning on January 1, 2020, the fee for
4 renewal of a license for a resident or nonresident is \$181
5 per year.

6 (5) The fee for the reinstatement of a license other
7 than from inactive status, is \$230. In addition, payment of
8 all lapsed renewal fees not to exceed \$1,400 is required.

9 (6) The fee for a 3-year temporary license under
10 Section 17 is \$230.

11 (7) The fee for the issuance of a ~~duplicate license,~~
12 ~~for the issuance of a replacement license for a license~~
13 ~~which has been lost or destroyed, or for the issuance of a~~
14 license with a change of name or address other than during
15 the renewal period is \$20. No fee is required for name and
16 address changes on Department records when no updated
17 ~~duplicate~~ license is issued.

18 (8) The fee to be paid for a license record for any
19 purpose is \$20.

20 (9) The fee to be paid to have the scoring of an
21 examination, administered by the Department, reviewed and
22 verified, is \$20 plus any fees charged by the applicable
23 testing service.

24 (F) Any person who delivers a check or other payment to the
25 Department that is returned to the Department unpaid by the
26 financial institution upon which it is drawn shall pay to the

1 Department, in addition to the amount already owed to the
2 Department, a fine of \$50. The fines imposed by this Section
3 are in addition to any other discipline provided under this Act
4 for unlicensed practice or practice on a nonrenewed license.
5 The Department shall notify the person that payment of fees and
6 fines shall be paid to the Department by certified check or
7 money order within 30 calendar days of the notification. If,
8 after the expiration of 30 days from the date of the
9 notification, the person has failed to submit the necessary
10 remittance, the Department shall automatically terminate the
11 license or permit or deny the application, without hearing. If,
12 after termination or denial, the person seeks a license or
13 permit, he or she shall apply to the Department for
14 reinstatement or issuance of the license or permit and pay all
15 fees and fines due to the Department. The Department may
16 establish a fee for the processing of an application for
17 reinstatement of a license or permit to pay all expenses of
18 processing this application. The Secretary may waive the fines
19 due under this Section in individual cases where the Secretary
20 finds that the fines would be unreasonable or unnecessarily
21 burdensome.

22 (Source: P.A. 101-316, eff. 8-9-19.)

23 Section 99. Effective date. This Act takes effect January
24 1, 2020."