



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB1712

Introduced 1/28/2025, by Rep. Nicolle Grasse

SYNOPSIS AS INTRODUCED:

20 ILCS 2310/2310-600

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Provides that the Department of Public Health is vested with the duty and responsibility for oversight and training connected with the use of the Department of Public Health Uniform POLST form at all hospitals, healthcare facilities, and other facilities and providers that use the Department of Public Health Uniform POLST form. Provides that the Department of Public Health shall develop, in consultation with stakeholders determined by the Director of Public Health, training resources to support informed decisions and accurate completion of the Department of Public Health Uniform POLST form. Provides that the Department of Public Health shall establish a simple, efficient, and effective process to ensure oversight of and accountability for training to support informed decisions and accurate completion of the Department of Public Health Uniform POLST form at all hospitals, healthcare facilities, and other facilities and providers that use the Department of Public Health Uniform POLST form. Provides that, in consultation with various organizations, the Department of Public Health shall adopt rules implementing these policies no later than 2 years after the effective date of this amendatory Act. Provides that the Department of Public Health, in connection with implementing these policies, may also consult with the Office of the Secretary of State with respect to the Advance Directive Registry established by the Secretary of State.

LRB104 05046 BDA 15074 b

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Department of Public Health Powers and
5 Duties Law of the Civil Administrative Code of Illinois is
6 amended by changing Section 2310-600 as follows:

7 (20 ILCS 2310/2310-600)

8 Sec. 2310-600. Advance directive information.

9 (a) The Department of Public Health shall prepare and
10 publish the summary of advance directives law, as required by
11 the federal Patient Self-Determination Act, and related forms.
12 Publication may be limited to the World Wide Web. The summary
13 required under this subsection (a) must include the Department
14 of Public Health Uniform POLST form.

15 (b) The Department of Public Health shall publish Spanish
16 language versions of the following:

17 (1) The statutory Living Will Declaration form.

18 (2) The Illinois Statutory Short Form Power of
19 Attorney for Health Care.

20 (3) The statutory Declaration of Mental Health
21 Treatment Form.

22 (4) The summary of advance directives law in Illinois.

23 (5) The Department of Public Health Uniform POLST

1 form.

2 Publication may be limited to the World Wide Web.

3 (b-5) In consultation with a statewide professional
4 organization representing physicians licensed to practice
5 medicine in all its branches, statewide organizations
6 representing physician assistants, advanced practice
7 registered nurses, nursing homes, registered professional
8 nurses, and emergency medical systems, and a statewide
9 organization representing hospitals, the Department of Public
10 Health shall develop and publish a uniform form for
11 practitioner cardiopulmonary resuscitation (CPR) or
12 life-sustaining treatment orders that may be utilized in all
13 settings. The form shall meet the published minimum
14 requirements to nationally be considered a practitioner orders
15 for life-sustaining treatment form, or POLST, and may be
16 referred to as the Department of Public Health Uniform POLST
17 form. An electronic version of the Uniform POLST form under
18 this Act may be created, signed, or revoked electronically
19 using a generic, technology-neutral system in which each user
20 is assigned a unique identifier that is securely maintained
21 and in a manner that meets the regulatory requirements for a
22 digital or electronic signature. Compliance with the standards
23 defined in the Uniform Electronic Transactions Act or the
24 implementing rules of the Hospital Licensing Act for medical
25 record entry authentication for author validation of the
26 documentation, content accuracy, and completeness meets this

1 standard. This form does not replace a physician's or other
2 practitioner's authority to make a do-not-resuscitate (DNR)
3 order.

4 (b-10) In consultation with a statewide professional
5 organization representing physicians licensed to practice
6 medicine in all its branches, statewide organizations
7 representing physician assistants, advanced practice
8 registered nurses, nursing homes, registered professional
9 nurses, and emergency medical systems, a statewide bar
10 association, a national bar association with an Illinois
11 chapter that concentrates in elder and disability law, a
12 not-for-profit organ procurement organization that coordinates
13 organ and tissue donation, a statewide committee or group
14 responsible for stakeholder education about POLST issues, and
15 a statewide organization representing hospitals, the
16 Department of Public Health shall study the feasibility of
17 creating a statewide registry of advance directives and POLST
18 forms. The registry would allow residents of this State to
19 submit the forms and for the forms to be made available to
20 health care providers and professionals in a timely manner for
21 the provision of care or services. This study must be filed
22 with the General Assembly on or before January 1, 2021.

23 (b-15) In consultation with a statewide professional
24 organization representing physicians licensed to practice
25 medicine in all its branches, statewide organizations
26 representing physician assistants, advanced practice

1 registered nurses, nursing homes, registered professional
2 nurses, and emergency medical systems, and a statewide
3 organization representing hospitals, the Department of Public
4 Health shall adopt rules implementing the policies established
5 under this subsection no later than 2 years after the
6 effective date of this amendatory Act of the 104th General
7 Assembly. The Department of Public Health, in connection with
8 implementing the policies established under this subsection,
9 may also consult with the Office of the Secretary of State with
10 respect to the Advance Directive Registry established by the
11 Secretary of State.

12 (1) The Department of Public Health is vested with the
13 duty and responsibility for oversight and training
14 connected with the use of the Department of Public Health
15 Uniform POLST form at all hospitals, healthcare
16 facilities, and other facilities and providers that use
17 the Department of Public Health Uniform POLST form.

18 (2) The Department of Public Health shall develop, in
19 consultation with stakeholders determined by the Director
20 of Public Health, training resources to support informed
21 decisions and accurate completion of the Department of
22 Public Health Uniform POLST form.

23 (3) The Department of Public Health shall establish a
24 simple, efficient, and effective process to ensure
25 oversight of and accountability for training to support
26 informed decisions and accurate completion of the

1 Department of Public Health Uniform POLST form at all
2 hospitals, healthcare facilities, and other facilities and
3 providers that use the Department of Public Health Uniform
4 POLST form.

5 (c) (Blank).

6 (d) The Department of Public Health shall publish the
7 Department of Public Health Uniform POLST form reflecting the
8 changes made by this amendatory Act of the 98th General
9 Assembly no later than January 1, 2015.

10 (Source: P.A. 101-163, eff. 1-1-20; 102-38, eff. 6-25-21.)