

104TH GENERAL ASSEMBLY**State of Illinois****2025 and 2026****SB1908**

Introduced 2/6/2025, by Sen. Lakesia Collins

SYNOPSIS AS INTRODUCED:

225 ILCS 65/50-10	was 225 ILCS 65/5-10
225 ILCS 65/65-35	was 225 ILCS 65/15-15
225 ILCS 65/65-40	was 225 ILCS 65/15-20
225 ILCS 65/65-43	

Amends the Nurse Practice Act. Provides that a certified nurse midwife with full practice authority may enter into a written collaborative agreement with an advanced practice registered nurse. Provides that an advanced practice registered nurse certified as a nurse midwife may enter into a written collaborative agreement with an advanced practice registered nurse with full practice authority who is certified as a nurse midwife or a physician. Provides that, for an advanced practice registered nurse certified as a nurse midwife, the clinical experience shall be in collaboration with a certified nurse midwife with full practice authority. Makes conforming changes in provisions concerning written collaborative agreements, prescriptive authority under a written collaborative agreement, and full practice authority.

LRB104 08797 AAS 18852 b

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 Nurse Practice Act is amended by changing
5 Sections 50-10, 65-35, 65-40, and 65-43 as follows:

6 (225 ILCS 65/50-10) (was 225 ILCS 65/5-10)

7 (Section scheduled to be repealed on January 1, 2028)

8 Sec. 50-10. Definitions. Each of the following terms, when
9 used in this Act, shall have the meaning ascribed to it in this
10 Section, except where the context clearly indicates otherwise:

11 "Academic year" means the customary annual schedule of
12 courses at a college, university, or approved school,
13 customarily regarded as the school year as distinguished from
14 the calendar year.

15 "Address of record" means the designated address recorded
16 by the Department in the applicant's or licensee's application
17 file or license file as maintained by the Department's
18 licensure maintenance unit.

19 "Advanced practice registered nurse" or "APRN" means a
20 person who has met the qualifications for a (i) certified
21 nurse midwife (CNM); (ii) certified nurse practitioner (CNP);
22 (iii) certified registered nurse anesthetist (CRNA); or (iv)
23 clinical nurse specialist (CNS) and has been licensed by the

1 Department. All advanced practice registered nurses licensed
2 and practicing in the State of Illinois shall use the title
3 APRN and may use specialty credentials CNM, CNP, CRNA, or CNS
4 after their name. All advanced practice registered nurses may
5 only practice in accordance with national certification and
6 this Act.

7 "Advisory Board" means the Illinois Nursing Workforce
8 Center Advisory Board.

9 "Approved program of professional nursing education" and
10 "approved program of practical nursing education" are programs
11 of professional or practical nursing, respectively, approved
12 by the Department under the provisions of this Act.

13 "Board" means the Board of Nursing appointed by the
14 Secretary.

15 "Center" means the Illinois Nursing Workforce Center.

16 "Collaboration" means a process involving 2 or more health
17 care professionals working together, each contributing one's
18 respective area of expertise to provide more comprehensive
19 patient care.

20 "Competence" means an expected and measurable level of
21 performance that integrates knowledge, skills, abilities, and
22 judgment based on established scientific knowledge and
23 expectations for nursing practice.

24 "Comprehensive nursing assessment" means the gathering of
25 information about the patient's physiological, psychological,
26 sociological, and spiritual status on an ongoing basis by a

1 registered professional nurse and is the first step in
2 implementing and guiding the nursing plan of care.

3 "Consultation" means the process whereby an advanced
4 practice registered nurse seeks the advice or opinion of
5 another health care professional.

6 "Credentialed" means the process of assessing and
7 validating the qualifications of a health care professional.

8 "Dentist" means a person licensed to practice dentistry
9 under the Illinois Dental Practice Act.

10 "Department" means the Department of Financial and
11 Professional Regulation.

12 "Email address of record" means the designated email
13 address recorded by the Department in the applicant's
14 application file or the licensee's license file, as maintained
15 by the Department's licensure maintenance unit.

16 "Focused nursing assessment" means an appraisal of an
17 individual's status and current situation, contributing to the
18 comprehensive nursing assessment performed by the registered
19 professional nurse or advanced practice registered nurse or
20 the assessment by the physician assistant, physician, dentist,
21 podiatric physician, or other licensed health care
22 professional, as determined by the Department, supporting
23 ongoing data collection, and deciding who needs to be informed
24 of the information and when to inform.

25 "Full practice authority" means the authority of an
26 advanced practice registered nurse licensed in Illinois and

1 certified as a nurse practitioner, clinical nurse specialist,
2 or nurse midwife to practice without a written collaborative
3 agreement and:

4 (1) to be fully accountable to patients for the
5 quality of advanced nursing care rendered;

6 (2) to be fully accountable for recognizing limits of
7 knowledge and experience and for planning for the
8 management of situations beyond the advanced practice
9 registered nurse's expertise; the full practice authority
10 for advanced practice registered nurses includes accepting
11 referrals from, consulting with, collaborating with, or
12 referring to other health care professionals as warranted
13 by the needs of the patient; and

14 (3) to possess the authority to prescribe medications,
15 including Schedule II through V controlled substances, as
16 provided in Section 65-43.

17 "Full practice authority-pending advanced practice
18 registered nurse" means an advanced practice registered nurse
19 licensed in Illinois and certified as a nurse practitioner,
20 clinical nurse specialist, or nurse midwife who has provided a
21 notarized attestation of completion of at least 250 hours of
22 continuing education or training in the advanced practice
23 registered nurse's area of certification and at least 4,000
24 hours of clinical experience after first attaining national
25 certification and who has submitted an application to the
26 Department to be granted full practice authority.

1 "Hospital affiliate" means a corporation, partnership,
2 joint venture, limited liability company, or similar
3 organization, other than a hospital, that is devoted primarily
4 to the provision, management, or support of health care
5 services and that directly or indirectly controls, is
6 controlled by, or is under common control of the hospital. For
7 the purposes of this definition, "control" means having at
8 least an equal or a majority ownership or membership interest.
9 A hospital affiliate shall be 100% owned or controlled by any
10 combination of hospitals, their parent corporations, or
11 physicians licensed to practice medicine in all its branches
12 in Illinois. "Hospital affiliate" does not include a health
13 maintenance organization regulated under the Health
14 Maintenance Organization Act.

15 "Impaired nurse" means a nurse licensed under this Act who
16 is unable to practice with reasonable skill and safety because
17 of a physical or mental disability as evidenced by a written
18 determination or written consent based on clinical evidence,
19 including loss of motor skills, abuse of drugs or alcohol, or a
20 psychiatric disorder, of sufficient degree to diminish his or
21 her ability to deliver competent patient care.

22 "License-pending advanced practice registered nurse" means
23 a registered professional nurse who has completed all
24 requirements for licensure as an advanced practice registered
25 nurse except the certification examination and has applied to
26 take the next available certification exam and received a

1 temporary permit from the Department.

2 "License-pending registered nurse" means a person who has
3 passed the Department-approved registered nurse licensure exam
4 and has applied for a license from the Department. A
5 license-pending registered nurse shall use the title "RN lic
6 pend" on all documentation related to nursing practice.

7 "Nursing intervention" means any treatment based on
8 clinical nursing judgment or knowledge that a nurse performs.
9 An individual or entity shall not mandate that a registered
10 professional nurse delegate nursing interventions if the
11 registered professional nurse determines it is inappropriate
12 to do so. A nurse shall not be subject to disciplinary or any
13 other adverse action for refusing to delegate a nursing
14 intervention based on patient safety.

15 "Physician" means a person licensed to practice medicine
16 in all its branches under the Medical Practice Act of 1987.

17 "Podiatric physician" means a person licensed to practice
18 podiatry under the Podiatric Medical Practice Act of 1987.

19 "Practical nurse" or "licensed practical nurse" means a
20 person who is licensed as a practical nurse under this Act and
21 practices practical nursing as defined in this Act. Only a
22 practical nurse licensed under this Act is entitled to use the
23 title "licensed practical nurse" and the abbreviation
24 "L.P.N.".

25 "Practical nursing" means the performance of nursing
26 interventions requiring the nursing knowledge, judgment, and

1 skill acquired by means of completion of an approved practical
2 nursing education program. Practical nursing includes
3 assisting in the nursing process under the guidance of a
4 registered professional nurse or an advanced practice
5 registered nurse. The practical nurse may work under the
6 direction of a licensed physician, dentist, podiatric
7 physician, or other health care professional determined by the
8 Department.

9 "Privileged" means the authorization granted by the
10 governing body of a healthcare facility, agency, or
11 organization to provide specific patient care services within
12 well-defined limits, based on qualifications reviewed in the
13 credentialing process.

14 "Registered Nurse" or "Registered Professional Nurse"
15 means a person who is licensed as a professional nurse under
16 this Act and practices nursing as defined in this Act. Only a
17 registered nurse licensed under this Act is entitled to use
18 the titles "registered nurse" and "registered professional
19 nurse" and the abbreviation, "R.N.".

20 "Registered professional nursing practice" means a
21 scientific process founded on a professional body of knowledge
22 that includes, but is not limited to, the protection,
23 promotion, and optimization of health and abilities,
24 prevention of illness and injury, development and
25 implementation of the nursing plan of care, facilitation of
26 nursing interventions to alleviate suffering, care

1 coordination, and advocacy in the care of individuals,
2 families, groups, communities, and populations. "Registered
3 professional nursing practice" does not include the act of
4 medical diagnosis or prescription of medical therapeutic or
5 corrective measures.

6 "Professional assistance program for nurses" means a
7 professional assistance program that meets criteria
8 established by the Board of Nursing and approved by the
9 Secretary, which provides a non-disciplinary treatment
10 approach for nurses licensed under this Act whose ability to
11 practice is compromised by alcohol or chemical substance
12 addiction.

13 "Secretary" means the Secretary of Financial and
14 Professional Regulation.

15 "Unencumbered license" means a license issued in good
16 standing.

17 "Written collaborative agreement" means a written
18 agreement between an advanced practice registered nurse and a
19 collaborating physician, dentist, certified nurse midwife with
20 full practice authority, or podiatric physician pursuant to
21 Section 65-35.

22 (Source: P.A. 103-154, eff. 6-30-23; 103-686, eff. 1-1-25.)

23 (225 ILCS 65/65-35) (was 225 ILCS 65/15-15)

24 (Section scheduled to be repealed on January 1, 2028)

25 Sec. 65-35. Written collaborative agreements.

1 (a) A written collaborative agreement is required for all
2 advanced practice registered nurses engaged in clinical
3 practice prior to meeting the requirements of Section 65-43,
4 except for advanced practice registered nurses who are
5 privileged to practice in a hospital, hospital affiliate, or
6 ambulatory surgical treatment center.

7 (a-5) If an advanced practice registered nurse engages in
8 clinical practice outside of a hospital, hospital affiliate,
9 or ambulatory surgical treatment center in which he or she is
10 privileged to practice, the advanced practice registered nurse
11 must have a written collaborative agreement, except as set
12 forth in Section 65-43.

13 (b) A written collaborative agreement shall describe the
14 relationship of the advanced practice registered nurse with
15 the collaborating physician or certified nurse midwife with
16 full practice authority and shall describe the categories of
17 care, treatment, or procedures to be provided by the advanced
18 practice registered nurse. A collaborative agreement with a
19 podiatric physician must be in accordance with subsection
20 (c-5) or (c-15) of this Section. A collaborative agreement
21 with a dentist must be in accordance with subsection (c-10) of
22 this Section. A collaborative agreement with a podiatric
23 physician must be in accordance with subsection (c-5) of this
24 Section. A collaborative agreement between an advanced
25 practice registered nurse certified as a certified nurse
26 midwife and a certified nurse midwife with full practice

1 authority must be in accordance with subsection (c-20) of this
2 Section. Collaboration does not require an employment
3 relationship between the collaborating physician or certified
4 nurse midwife with full practice authority and the advanced
5 practice registered nurse.

6 The collaborative relationship under an agreement shall
7 not be construed to require the personal presence of a
8 collaborating physician or certified nurse midwife with full
9 practice authority at the place where services are rendered.
10 Methods of communication shall be available for consultation
11 with the collaborating physician or certified nurse midwife
12 with full practice authority in person or by
13 telecommunications or electronic communications as set forth
14 in the written agreement.

15 (b-5) Absent an employment relationship, a written
16 collaborative agreement may not (1) restrict the categories of
17 patients of an advanced practice registered nurse within the
18 scope of the advanced practice registered nurses training and
19 experience, (2) limit third party payors or government health
20 programs, such as the medical assistance program or Medicare
21 with which the advanced practice registered nurse contracts,
22 or (3) limit the geographic area or practice location of the
23 advanced practice registered nurse in this State.

24 (c) In the case of anesthesia services provided by a
25 certified registered nurse anesthetist, an anesthesiologist, a
26 physician, a dentist, or a podiatric physician must

1 participate through discussion of and agreement with the
2 anesthesia plan and remain physically present and available on
3 the premises during the delivery of anesthesia services for
4 diagnosis, consultation, and treatment of emergency medical
5 conditions.

6 (c-5) A certified registered nurse anesthetist, who
7 provides anesthesia services outside of a hospital or
8 ambulatory surgical treatment center shall enter into a
9 written collaborative agreement with an anesthesiologist or
10 the physician licensed to practice medicine in all its
11 branches or the podiatric physician performing the procedure.
12 Outside of a hospital or ambulatory surgical treatment center,
13 the certified registered nurse anesthetist may provide only
14 those services that the collaborating podiatric physician is
15 authorized to provide pursuant to the Podiatric Medical
16 Practice Act of 1987 and rules adopted thereunder. A certified
17 registered nurse anesthetist may select, order, and administer
18 medication, including controlled substances, and apply
19 appropriate medical devices for delivery of anesthesia
20 services under the anesthesia plan agreed with by the
21 anesthesiologist or the operating physician or operating
22 podiatric physician.

23 (c-10) A certified registered nurse anesthetist who
24 provides anesthesia services in a dental office shall enter
25 into a written collaborative agreement with an
26 anesthesiologist or the physician licensed to practice

1 medicine in all its branches or the operating dentist
2 performing the procedure. The agreement shall describe the
3 working relationship of the certified registered nurse
4 anesthetist and dentist and shall authorize the categories of
5 care, treatment, or procedures to be performed by the
6 certified registered nurse anesthetist. In a collaborating
7 dentist's office, the certified registered nurse anesthetist
8 may only provide those services that the operating dentist
9 with the appropriate permit is authorized to provide pursuant
10 to the Illinois Dental Practice Act and rules adopted
11 thereunder. For anesthesia services, an anesthesiologist,
12 physician, or operating dentist shall participate through
13 discussion of and agreement with the anesthesia plan and shall
14 remain physically present and be available on the premises
15 during the delivery of anesthesia services for diagnosis,
16 consultation, and treatment of emergency medical conditions. A
17 certified registered nurse anesthetist may select, order, and
18 administer medication, including controlled substances, and
19 apply appropriate medical devices for delivery of anesthesia
20 services under the anesthesia plan agreed with by the
21 operating dentist.

22 (c-15) An advanced practice registered nurse who had a
23 written collaborative agreement with a podiatric physician
24 immediately before the effective date of Public Act 100-513
25 may continue in that collaborative relationship or enter into
26 a new written collaborative relationship with a podiatric

1 physician under the requirements of this Section and Section
2 65-40, as those Sections existed immediately before the
3 amendment of those Sections by Public Act 100-513 with regard
4 to a written collaborative agreement between an advanced
5 practice registered nurse and a podiatric physician.

6 (c-20) An advanced practice registered nurse certified as
7 a certified nurse midwife may enter into a written
8 collaborative agreement with a certified nurse midwife with
9 full practice authority or a physician.

10 (d) A copy of the signed, written collaborative agreement
11 must be available to the Department upon request from both the
12 advanced practice registered nurse and the collaborating
13 physician, dentist, certified nurse midwife with full practice
14 authority, or podiatric physician.

15 (e) Nothing in this Act shall be construed to limit the
16 delegation of tasks or duties by a physician to a licensed
17 practical nurse, a registered professional nurse, or other
18 persons in accordance with Section 54.2 of the Medical
19 Practice Act of 1987. Nothing in this Act shall be construed to
20 limit the method of delegation that may be authorized by any
21 means, including, but not limited to, oral, written,
22 electronic, standing orders, protocols, guidelines, or verbal
23 orders.

24 (e-5) Nothing in this Act shall be construed to authorize
25 an advanced practice registered nurse to provide health care
26 services required by law or rule to be performed by a

1 physician. The scope of practice of an advanced practice
2 registered nurse does not include operative surgery. Nothing
3 in this Section shall be construed to preclude an advanced
4 practice registered nurse from assisting in surgery.

5 (f) An advanced practice registered nurse shall inform
6 each collaborating physician, dentist, certified nurse midwife
7 with full practice authority, or podiatric physician of all
8 collaborative agreements he or she has signed and provide a
9 copy of these to any collaborating physician, dentist,
10 certified nurse midwife with full practice authority, or
11 podiatric physician upon request.

12 (g) (Blank).

13 (Source: P.A. 100-513, eff. 1-1-18; 100-577, eff. 1-26-18;
14 100-1096, eff. 8-26-18; 101-13, eff. 6-12-19.)

15 (225 ILCS 65/65-40) (was 225 ILCS 65/15-20)

16 (Section scheduled to be repealed on January 1, 2028)

17 Sec. 65-40. Written collaborative agreement; prescriptive
18 authority.

19 (a) A collaborating physician or certified nurse midwife
20 with full practice authority may, but is not required to,
21 delegate prescriptive authority to an advanced practice
22 registered nurse as part of a written collaborative agreement.
23 This authority may, but is not required to, include
24 prescription of, selection of, orders for, administration of,
25 storage of, acceptance of samples of, and dispensing over the

1 counter medications, legend drugs, medical gases, and
2 controlled substances categorized as any Schedule III through
3 V controlled substances, as defined in Article II of the
4 Illinois Controlled Substances Act, and other preparations,
5 including, but not limited to, botanical and herbal remedies.
6 The collaborating physician must have a valid current Illinois
7 controlled substance license and federal registration to
8 delegate authority to prescribe delegated controlled
9 substances.

10 (b) To prescribe controlled substances under this Section,
11 an advanced practice registered nurse must obtain a mid-level
12 practitioner controlled substance license. Medication orders
13 shall be reviewed periodically by the collaborating physician.

14 (c) The collaborating physician or certified nurse midwife
15 with full practice authority shall file with the Department
16 and the Prescription Monitoring Program notice of delegation
17 of prescriptive authority and termination of such delegation,
18 in accordance with rules of the Department. Upon receipt of
19 this notice delegating authority to prescribe any Schedule III
20 through V controlled substances, the licensed advanced
21 practice registered nurse shall be eligible to register for a
22 mid-level practitioner controlled substance license under
23 Section 303.05 of the Illinois Controlled Substances Act.

24 (d) In addition to the requirements of subsections (a),
25 (b), and (c) of this Section, a collaborating physician or
26 certified nurse midwife with full practice authority may, but

1 is not required to, delegate authority to an advanced practice
2 registered nurse to prescribe any Schedule II controlled
3 substances, if all of the following conditions apply:

4 (1) Specific Schedule II controlled substances by oral
5 dosage or topical or transdermal application may be
6 delegated, provided that the delegated Schedule II
7 controlled substances are routinely prescribed by the
8 collaborating physician or certified nurse midwife with
9 full practice authority. This delegation must identify the
10 specific Schedule II controlled substances by either brand
11 name or generic name. Schedule II controlled substances to
12 be delivered by injection or other route of administration
13 may not be delegated.

14 (2) Any delegation must be controlled substances that
15 the collaborating physician or certified nurse midwife
16 with full practice authority prescribes.

17 (3) Any prescription must be limited to no more than a
18 30-day supply, with any continuation authorized only after
19 prior approval of the collaborating physician or certified
20 nurse midwife with full practice authority.

21 (4) The advanced practice registered nurse must
22 discuss the condition of any patients for whom a
23 controlled substance is prescribed monthly with the
24 delegating physician or certified nurse midwife with full
25 practice authority.

26 (5) The advanced practice registered nurse meets the

1 education requirements of Section 303.05 of the Illinois
2 Controlled Substances Act.

3 (e) Nothing in this Act shall be construed to limit the
4 delegation of tasks or duties by a physician to a licensed
5 practical nurse, a registered professional nurse, or other
6 persons. Nothing in this Act shall be construed to limit the
7 method of delegation that may be authorized by any means,
8 including, but not limited to, oral, written, electronic,
9 standing orders, protocols, guidelines, or verbal orders.

10 (f) Nothing in this Section shall be construed to apply to
11 any medication authority including Schedule II controlled
12 substances of an advanced practice registered nurse for care
13 provided in a hospital, hospital affiliate, or ambulatory
14 surgical treatment center pursuant to Section 65-45.

15 (g) (Blank).

16 (h) Nothing in this Section shall be construed to prohibit
17 generic substitution.

18 (i) Nothing in this Section shall be construed to apply to
19 an advanced practice registered nurse who meets the
20 requirements of Section 65-43.

21 (Source: P.A. 100-513, eff. 1-1-18; 101-81, eff. 7-12-19.)

22 (225 ILCS 65/65-43)

23 (Section scheduled to be repealed on January 1, 2028)

24 Sec. 65-43. Full practice authority.

25 (a) An Illinois-licensed advanced practice registered

1 nurse certified as a nurse practitioner, nurse midwife, or
2 clinical nurse specialist shall be deemed by law to possess
3 the ability to practice without a written collaborative
4 agreement as set forth in this Section.

5 (b) An advanced practice registered nurse certified as a
6 nurse midwife, clinical nurse specialist, or nurse
7 practitioner who files with the Department a notarized
8 attestation of completion of at least 250 hours of continuing
9 education or training and at least 4,000 hours of clinical
10 experience after first attaining national certification shall
11 not require a written collaborative agreement. Documentation
12 of successful completion shall be provided to the Department
13 upon request.

14 Continuing education or training hours required by
15 subsection (b) shall be in the advanced practice registered
16 nurse's area of certification as set forth by Department rule.

17 The clinical experience must be in the advanced practice
18 registered nurse's area of certification. The clinical
19 experience shall be in collaboration with a physician or
20 physicians. For an advanced practice registered nurse
21 certified as a nurse midwife, the clinical experience shall be
22 in collaboration with a certified nurse midwife with full
23 practice authority. Completion of the clinical experience must
24 be attested to by the collaborating physician or physicians,
25 collaborating certified nurse midwife with full practice
26 authority, or employer and the advanced practice registered

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(4) prescribing Schedule II narcotic drugs, such as opioids, only in a consultation relationship with a physician; this consultation relationship shall be recorded in the Prescription Monitoring Program website, pursuant to Section 316 of the Illinois Controlled Substances Act, by the physician and advanced practice registered nurse with full practice authority and is not required to be filed with the Department; the specific Schedule II narcotic drug must be identified by either brand name or generic name; the specific Schedule II narcotic drug, such as an opioid, may be administered by oral dosage or topical or transdermal application; delivery by injection or other route of administration is not permitted; at least monthly, the advanced practice registered nurse and the physician must discuss the condition of any patients for whom an opioid is prescribed; nothing in this subsection shall be construed to require a prescription by an advanced practice registered nurse with full practice authority to require a physician name;

(4.5) prescribing up to a 120-day supply of benzodiazepines without a consultation relationship with a physician; thereafter, continued prescription of benzodiazepines shall require a consultation with a physician; nothing in this subsection shall be construed to require a prescription by an advanced practice

1 registered nurse with full practice authority to require a
2 physician name;

3 (5) authority to obtain an Illinois controlled
4 substance license and a federal Drug Enforcement
5 Administration number; and

6 (6) use of only local anesthetic.

7 The scope of practice of an advanced practice registered
8 nurse does not include operative surgery. Nothing in this
9 Section shall be construed to preclude an advanced practice
10 registered nurse from assisting in surgery.

11 (d) The Department may adopt rules necessary to administer
12 this Section, including, but not limited to, requiring the
13 completion of forms and the payment of fees.

14 (e) Nothing in this Act shall be construed to authorize an
15 advanced practice registered nurse with full practice
16 authority to provide health care services required by law or
17 rule to be performed by a physician.

18 (Source: P.A. 102-75, eff. 1-1-22; 103-60, eff. 1-1-24.)