



Sen. Laura Fine

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10400SB2259sam001

LRB104 09338 AAS 23205 a

1 AMENDMENT TO SENATE BILL 2259

2 AMENDMENT NO. _____. Amend Senate Bill 2259 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Medical Practice Act of 1987 is amended by
5 adding Section 67 as follows:

6 (225 ILCS 60/67 new)

7 Sec. 67. Use of generative artificial intelligence.

8 (a) As used in this Section:

9 "Generative artificial intelligence" means an automated
10 computing system that, when prompted with human prompts,
11 descriptions, or queries, can produce outputs that simulate
12 human-produced content, including, but not limited to, the
13 following:

14 (1) textual outputs, such as short answers, essays,
15 poetry, or longer compositions or answers;

16 (2) image outputs, such as fine art, photographs,

1 conceptual art, diagrams, and other images;

2 (3) multimedia outputs, such as audio or video in the
3 form of compositions, songs, or short-form or long-form
4 audio or video; and

5 (4) other content that would be otherwise produced by
6 human means.

7 "Patient clinical information" means information relating
8 to the health status of a patient. "Patient clinical
9 information" does not include administrative matters,
10 including, but not limited to, appointment scheduling,
11 billing, or other clerical or business matters.

12 (b) A physician licensed under this Act who uses
13 generative artificial intelligence to generate written or
14 verbal patient communications pertaining to patient clinical
15 information shall ensure that the communications include both
16 of the following:

17 (1) A disclaimer that indicates to the patient that
18 the communication was generated by generative artificial
19 intelligence and that is provided in the following manner:

20 (A) for written communications involving physical
21 and digital media, including letters, emails, and
22 other occasional messages, the disclaimer shall appear
23 prominently at the beginning of each communication;

24 (B) for written communications involving
25 continuous online interactions, including chat-based
26 telehealth, the disclaimer shall be prominently

1 displayed throughout the interaction;

2 (C) for audio communications, the disclaimer shall
3 be provided verbally at the start and the end of the
4 interaction; or

5 (D) for video communications, the disclaimer shall
6 be prominently displayed throughout the interaction.

7 (2) Clear instructions describing how a patient may
8 contact the physician or other appropriate person.

9 (c) If a communication is generated by generative
10 artificial intelligence and read and reviewed by a human
11 licensed under this Act or by someone otherwise appropriately
12 delegated to under Sections 54.2 and 54.5, the requirements of
13 subsection (b) do not apply.

14 (d) A violation of this Section by a physician shall
15 constitute a violation of this Act and shall be grounds for
16 disciplinary action provided for in this Act."