



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB1806

Introduced 2/17/2021, by Rep. Terra Costa Howard

#### SYNOPSIS AS INTRODUCED:

225 ILCS 65/Art. 80 heading  
225 ILCS 65/80-10

Amends Medication Aide Pilot Program Article of the Nurse Practice Act. Makes changes to make the pilot program (which was authorized for a period of 3 years) a permanent program, including changing the name from the Medication Aide Pilot Program to the Medication Aide Program. Makes conforming changes. Effective immediately.

LRB102 14447 SPS 19799 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 the heading of Article 80 and Section 80-10 as follows:

6 (225 ILCS 65/Art. 80 heading)

7 ARTICLE 80. MEDICATION AIDE ~~PILOT~~ PROGRAM

8 (Article scheduled to be repealed on January 1, 2028)

9 (Source: P.A. 98-990, eff. 8-18-14.)

10 (225 ILCS 65/80-10)

11 (Section scheduled to be repealed on January 1, 2028)

12 Sec. 80-10. Program ~~Pilot program~~.

13 (a) The Department shall administer and enforce a Licensed  
14 Medication Aide ~~Pilot~~ Program. ~~The program shall last for a~~  
15 ~~period of 3 years, as determined by rule. During the 3 year~~  
16 ~~pilot program, the~~ Department shall license and regulate  
17 licensed medication aides. ~~As part of the pilot program, no~~  
18 ~~more than 10 skilled nursing homes, which shall be~~  
19 ~~geographically located throughout the State, shall be~~  
20 ~~authorized to employ licensed medication aides, as approved by~~  
21 ~~the Department.~~ The Department may consult with the Department  
22 of Public Health as necessary to properly administer and

1 enforce this Article.

2 (b) To be approved as a qualified facility for the  
3 ~~duration of the pilot~~ program, a facility must:

4 (1) be licensed in good standing as a skilled nursing  
5 facility by the Department of Public Health;

6 (2) have an overall Five Star Quality Rating of 3, 4,  
7 or 5 from the most recent data available on the Centers for  
8 Medicare and Medicaid Services' website;

9 (3) certify that the employment of a licensed  
10 medication aide will not replace or diminish the  
11 employment of a registered nurse or licensed practical  
12 nurse at the facility;

13 (4) certify that a registered nurse will be on-duty  
14 and present in the facility to delegate and supervise the  
15 medication administration by a licensed medication aide at  
16 all times;

17 (5) certify that, with the exception of licensed  
18 health care professionals, only licensed medication aides  
19 will be employed in the capacity of administering  
20 medication; and

21 (6) provide information regarding patient safety,  
22 efficiency, and errors as determined by the Department;  
23 failure to submit any required report may be grounds for  
24 discipline or sanctions under this Act, the Nursing Home  
25 Administrators Licensing and Disciplinary Act, or the  
26 Nursing Home Care Act.

1       ~~The Department shall submit a report regarding patient~~  
2       ~~safety, efficiency, and errors, as determined by rule, to the~~  
3       ~~General Assembly no later than 6 months after termination of~~  
4       ~~the pilot program.~~

5       (Source: P.A. 98-990, eff. 8-18-14.)

6       Section 99. Effective date. This Act takes effect upon  
7       becoming law.