



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB4427

Introduced 1/21/2022, by Rep. Lance Yednock

SYNOPSIS AS INTRODUCED:

225 ILCS 65/60-10

Amends the Nurse Practice Act. Provides that an applicant for licensure by examination who has not yet passed the licensure examination for professional nursing approved by the Department of Financial and Professional Regulation may obtain employment as an exam-pending (and license-pending) registered nurse and may practice under the direction of a registered professional nurse or an advanced practice registered nurse until passage of the examination.

LRB102 23735 AMQ 32924 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 Section 60-10 as follows:

6 (225 ILCS 65/60-10)

7 (Section scheduled to be repealed on January 1, 2028)

8 Sec. 60-10. RN licensure by examination.

9 (a) Each applicant who successfully meets the requirements
10 of this Section is eligible for licensure as a registered
11 professional nurse.

12 (b) An applicant for licensure by examination to practice
13 as a registered professional nurse is eligible for licensure
14 when the following requirements are met:

15 (1) the applicant has submitted a completed written
16 application, on forms provided by the Department, and
17 fees, as established by the Department;

18 (2) the applicant has graduated from a professional
19 nursing education program approved by the Department or
20 has been granted a certificate of completion of
21 pre-licensure requirements from another United States
22 jurisdiction;

23 (3) the applicant has successfully completed a

1 licensure examination approved by the Department;

2 (4) (blank);

3 (5) the applicant has submitted to the criminal
4 history records check required under Section 50-35 of this
5 Act;

6 (6) the applicant has submitted, either to the
7 Department or its designated testing service, a fee
8 covering the cost of providing the examination; failure to
9 appear for the examination on the scheduled date at the
10 time and place specified after the applicant's application
11 for examination has been received and acknowledged by the
12 Department or the designated testing service shall result
13 in the forfeiture of the examination fee; and

14 (7) the applicant has met all other requirements
15 established by the Department by rule.

16 An applicant for licensure by examination may take the
17 Department-approved examination in another jurisdiction.

18 (b-5) If an applicant for licensure by examination
19 neglects, fails, or refuses to take an examination or fails to
20 pass an examination for a license within 3 years of the date of
21 initial application, the application shall be denied. When an
22 applicant's application is denied due to the failure to pass
23 the examination within the 3-year period, that applicant must
24 undertake an additional course of education as defined by rule
25 prior to submitting a new application for licensure. Any new
26 application must be accompanied by the required fee, evidence

1 of meeting the requirements in force at the time of the new
2 application, and evidence of completion of the additional
3 course of education prescribed by rule.

4 (c) An applicant for licensure by examination shall have
5 one year after the date of notification of the successful
6 completion of the examination to apply to the Department for a
7 license. If an applicant fails to apply within one year, the
8 applicant shall be required to retake and pass the examination
9 unless licensed in another jurisdiction of the United States.

10 (d) An applicant for licensure by examination who passes
11 the Department-approved licensure examination for professional
12 nursing may obtain employment as a license-pending registered
13 nurse and practice under the direction of a registered
14 professional nurse or an advanced practice registered nurse
15 until such time as he or she receives his or her license to
16 practice or until the license is denied. In no instance shall
17 any such applicant practice or be employed in any management
18 capacity. An individual may be employed as a license-pending
19 registered nurse if all of the following criteria are met:

20 (1) He or she has completed and passed the
21 Department-approved licensure exam and presents to the
22 employer the official written notification indicating
23 successful passage of the licensure examination.

24 (2) He or she has completed and submitted to the
25 Department an application for licensure under this Section
26 as a registered professional nurse.

1 (3) He or she has submitted the required licensure
2 fee.

3 (4) He or she has met all other requirements
4 established by rule, including having submitted to a
5 criminal history records check.

6 (d-5) Notwithstanding any law of the State to the
7 contrary, an applicant for licensure by examination, including
8 a recent graduate of a registered nurse program, who has not
9 yet passed the Department-approved licensure examination for
10 professional nursing may obtain employment as an exam-pending
11 (and license-pending) registered nurse and may practice under
12 the direction of a registered professional nurse or an
13 advanced practice registered nurse until passage of the
14 examination.

15 (e) The privilege to practice as a license-pending
16 registered nurse shall terminate with the occurrence of any of
17 the following:

18 (1) Three months have passed since the official date
19 of passing the licensure exam as inscribed on the formal
20 written notification indicating passage of the exam. The
21 3-month license pending period may be extended if more
22 time is needed by the Department to process the licensure
23 application.

24 (2) Receipt of the registered professional nurse
25 license from the Department.

26 (3) Notification from the Department that the

1 application for licensure has been refused.

2 (4) A request by the Department that the individual
3 terminate practicing as a license-pending registered nurse
4 until an official decision is made by the Department to
5 grant or deny a registered professional nurse license.

6 (f) (Blank).

7 (g) (Blank).

8 (h) (Blank).

9 (i) (Blank).

10 (j) (Blank).

11 (k) All applicants for registered professional nurse
12 licensure have 3 years after the date of application to
13 complete the application process. If the process has not been
14 completed within 3 years after the date of application, the
15 application shall be denied, the fee forfeited, and the
16 applicant must reapply and meet the requirements in effect at
17 the time of reapplication.

18 (l) All applicants for registered nurse licensure by
19 examination who are graduates of practical nursing educational
20 programs in a country other than the United States and its
21 territories shall have their nursing education credentials
22 evaluated by a Department-approved nursing credentialing
23 evaluation service. No such applicant may be issued a license
24 under this Act unless the applicant's program is deemed by the
25 nursing credentialing evaluation service to be equivalent to a
26 professional nursing education program approved by the

1 Department. An applicant who has graduated from a nursing
2 educational program outside of the United States or its
3 territories and whose first language is not English shall
4 submit evidence of English proficiency, as defined by rule.

5 (m) (Blank).

6 (Source: P.A. 100-513, eff. 1-1-18.)