



Rep. Kelly M. Burke

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10200HB4629ham001

LRB102 22345 AMQ 36809 a

1 AMENDMENT TO HOUSE BILL 4629

2 AMENDMENT NO. _____. Amend House Bill 4629 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Athletic Trainers Practice Act is
5 amended by changing Sections 3, 4, 13, and 16 as follows:

6 (225 ILCS 5/3) (from Ch. 111, par. 7603)

7 (Section scheduled to be repealed on January 1, 2026)

8 Sec. 3. Definitions. As used in this Act:

9 (1) "Department" means the Department of Financial and
10 Professional Regulation.

11 (2) "Secretary" means the Secretary of Financial and
12 Professional Regulation.

13 (3) "Board" means the Illinois Board of Athletic Trainers
14 appointed by the Secretary.

15 (4) "Licensed athletic trainer" means a person licensed to
16 practice athletic training as defined in this Act and with the

1 specific qualifications set forth in Section 9 of this Act
2 who, upon the direction or consultation of a ~~his or her team~~
3 ~~physician or consulting physician~~, carries out the practice of
4 evaluation, prevention or emergency ~~prevention/emergency care,~~
5 or physical reconditioning of injuries incurred by athletes
6 ~~participating in an athletic program~~ conducted by an
7 educational institution, professional athletic organization,
8 ~~or~~ sanctioned amateur athletic organization, performing arts
9 setting, clinical setting, or employment setting employing the
10 athletic trainer; or a person who, under the direction of a
11 physician, carries out comparable functions for a health
12 organization-based extramural program of athletic training
13 services for athletes. Specific duties of the athletic trainer
14 include, but are not limited to:

15 A. Supervision of the selection, fitting, and
16 maintenance of protective equipment;

17 B. Provision of assistance to the coaching staff in
18 the development and implementation of conditioning
19 programs;

20 C. Counseling of athletes on nutrition and hygiene;

21 D. Supervision of athletic training facility and
22 inspection of playing facilities;

23 E. Selection and maintenance of athletic training
24 equipment and supplies;

25 F. (Blank); ~~Instruction and supervision of student~~
26 ~~trainer staff;~~

1 G. Coordination with a ~~team~~ physician to provide:

2 (i) pre-competition physical exam and health
3 history updates,

4 (ii) game coverage or phone access to a physician
5 or paramedic,

6 (iii) follow-up injury care,

7 (iv) reconditioning programs, and

8 (v) assistance on all matters pertaining to the
9 health and well-being of athletes;~~;~~

10 H. Provision of on-site injury care and evaluation as
11 well as appropriate transportation, follow-up treatment
12 and reconditioning ~~rehabilitation~~ as necessary for all
13 injuries sustained by athletes in the program;

14 I. With a physician, determination of when an athlete
15 may safely return to full participation post-injury; ~~and~~

16 J. Maintenance of complete and accurate records of all
17 athlete ~~athletic~~ injuries and treatments rendered; and ~~-~~

18 K. Written reports to a referring individual every 30
19 days services are provided.

20 To carry out these functions the athletic trainer is
21 authorized to utilize modalities, including, but not limited
22 to, heat, light, sound, cold, electricity, exercise, or
23 mechanical devices related to care and reconditioning. An
24 athletic trainer may also carry out these functions upon
25 receiving a referral. A licensed athletic trainer shall use
26 "LAT" or "L.A.T." in connection with the athletic trainer's

1 name to denote licensure under this Act.

2 (5) "Referral" means the written authorization for
3 athletic trainer services as provided in paragraph (4)
4 guidance and direction given by a the physician, physician
5 assistant, advanced practice registered nurse, podiatric
6 physician, or dentist, who shall maintain medical supervision
7 of the athlete and makes a diagnosis or verifies that the
8 patient's condition is such that it may be treated by an
9 athletic trainer.

10 (6) "Aide ~~Athletic trainer aide~~" means a person who has
11 received on-the-job training specific to the facility in which
12 he or she is employed, on either a paid or volunteer basis, but
13 is not enrolled in an accredited ~~athletic training~~ curriculum.

14 (7) "Address of record" means the designated address
15 recorded by the Department in the applicant's or licensee's
16 application file or license file as maintained by the
17 Department's licensure maintenance unit. It is the duty of the
18 applicant or licensee to inform the Department of any change
19 of address, and those changes must be made either through the
20 Department's website or by contacting the Department.

21 (8) "Board of Certification" means the Board of
22 Certification for the Athletic Trainer.

23 (9) "Athlete" means a person participating in an activity
24 that requires a level of strength, endurance, flexibility,
25 range of motion, speed, or agility which may include exercise,
26 sports, recreation, wellness, or employment activity.

1 (10) "Physician assistant" means a physician assistant
2 licensed to practice under the Physician Assistant Practice
3 Act of 1987 in accordance with a written collaborative
4 agreement with a physician licensed to practice medicine in
5 all of its branches.

6 (11) "Advanced practice registered nurse" means an
7 advanced practice registered nurse licensed to practice under
8 the Nurse Practice Act in accordance with a written
9 collaborative agreement with a physician licensed under the
10 Medical Practice Act of 1987.

11 (Source: P.A. 99-469, eff. 8-26-15.)

12 (225 ILCS 5/4) (from Ch. 111, par. 7604)

13 (Section scheduled to be repealed on January 1, 2026)

14 Sec. 4. Licensure; exempt activities. No person shall
15 provide any of the services set forth in subsection (4) of
16 Section 3 of this Act, or use the title "athletic trainer" or
17 "certified athletic trainer" or "athletic trainer certified"
18 or "licensed athletic trainer" or the letters "LAT", "L.A.T.",
19 "A.T.", "C.A.T.", "A.T.C.", "A.C.T.", or "I.A.T.L." after the
20 athletic trainer's ~~his or her~~ name, unless licensed under this
21 Act.

22 Nothing in this Act shall be construed as preventing or
23 restricting the practice, services, or activities of:

24 (1) Any person licensed or registered in this State by
25 any other law from engaging in the profession or

1 occupation for which he or she is licensed or registered.

2 (2) Any person employed as an athletic trainer by the
3 Government of the United States, if such person provides
4 athletic training solely under the direction or control of
5 the organization by which he or she is employed.

6 (3) Any person pursuing a course of study leading to a
7 degree ~~or certificate~~ in athletic training at an
8 accredited educational program if such activities and
9 services constitute a part of a supervised course of study
10 involving daily personal or verbal contact at the site of
11 supervision between the athletic training student and the
12 licensed athletic trainer who plans, directs, advises, and
13 evaluates the student's athletic training clinical
14 education. The supervising licensed athletic trainer must
15 be on-site where the athletic training clinical education
16 is being obtained. A person meeting the criteria under
17 this paragraph (3) must be designated by a title which
18 clearly indicates his or her status as a student ~~or~~
19 ~~trainee~~.

20 (4) (Blank).

21 (5) The practice of athletic training under the
22 supervision of a licensed athletic trainer by one who has
23 applied in writing to the Department for licensure and has
24 complied with all the provisions of Section 9 except the
25 passing of the examination to be eligible to receive such
26 license. This temporary right to act as an athletic

1 trainer shall expire 3 months after the filing of his or
2 her written application to the Department; when the
3 applicant has been notified of his or her failure to pass
4 the examination authorized by the Department; when the
5 applicant has withdrawn his or her application; when the
6 applicant has received a license from the Department after
7 successfully passing the examination authorized by the
8 Department; or when the applicant has been notified by the
9 Department to cease and desist from practicing, whichever
10 occurs first. This provision shall not apply to an
11 applicant who has previously failed the examination.

12 (6) Any person in a coaching position from rendering
13 emergency care on an as needed basis to the athletes under
14 his or her supervision when a licensed athletic trainer is
15 not available.

16 (7) Any person who is an athletic trainer from another
17 state or territory of the United States or another nation,
18 state, or territory acting as an athletic trainer while
19 performing his or her duties for his or her respective
20 non-Illinois based team or organization, so long as he or
21 she restricts his or her duties to his or her team or
22 organization during the course of his or her team's or
23 organization's stay in this State. For the purposes of
24 this Act, a team shall be considered based in Illinois if
25 its home contests are held in Illinois, regardless of the
26 location of the team's administrative offices.

1 (8) The practice of athletic training by persons
2 licensed in another state who have applied in writing to
3 the Department for licensure by endorsement. This
4 temporary right to act as an athletic trainer shall expire
5 6 months after the filing of his or her written
6 application to the Department; upon the withdrawal of the
7 application for licensure under this Act; upon delivery of
8 a notice of intent to deny the application from the
9 Department; or upon the denial of the application by the
10 Department, whichever occurs first.

11 (9) The practice of athletic training by one who has
12 applied in writing to the Department for licensure and has
13 complied with all the provisions of Section 9. This
14 temporary right to act as an athletic trainer shall expire
15 6 months after the filing of his or her written
16 application to the Department; upon the withdrawal of the
17 application for licensure under this Act; upon delivery of
18 a notice of intent to deny the application from the
19 Department; or upon the denial of the application by the
20 Department, whichever occurs first.

21 (10) The practice of athletic training by persons
22 actively licensed as an athletic trainer in another state
23 or territory of the United States or another country, or
24 currently certified by the Board of Certification, or its
25 successor entity, at a special athletic tournament or
26 event conducted by a sanctioned amateur athletic

1 organization, ~~including, but not limited to, the Prairie~~
2 ~~State Games and the Special Olympics,~~ for no more than 14
3 days. This shall not include contests or events that are
4 part of a scheduled series of regular season events.

5 (11) Aides ~~Athletic trainer aides~~ from performing
6 patient care activities under the on-site supervision of a
7 licensed athletic trainer. These patient care activities
8 shall not include interpretation of referrals or
9 evaluation procedures, planning or major modifications of
10 patient programs, administration of medication, or solo
11 practice or event coverage without immediate access to a
12 licensed athletic trainer.

13 (12) Persons or entities practicing the specified
14 occupations set forth in subsection (a) of, and pursuant
15 to a licensing exemption granted in subsection (b) or (d)
16 of, Section 2105-350 of the Department of Professional
17 Regulation Law of the Civil Administrative Code of
18 Illinois, but only for so long as the 2016 Olympic and
19 Paralympic Games Professional Licensure Exemption Law is
20 operable.

21 (Source: P.A. 99-469, eff. 8-26-15.)

22 (225 ILCS 5/13) (from Ch. 111, par. 7613)

23 (Section scheduled to be repealed on January 1, 2026)

24 Sec. 13. Endorsement. The Department may, at its
25 discretion, license as an athletic trainer, without

1 examination, on payment of the required fee, an applicant for
2 licensure who is an athletic trainer registered or licensed
3 under the laws of another jurisdiction if the requirements
4 pertaining to athletic trainers in such jurisdiction were at
5 the date of his or her registration or licensure substantially
6 equal to the requirements in force in Illinois on that date or
7 equivalent to the requirements of this Act.

8 An applicant for endorsement who has practiced for 10
9 consecutive years in another jurisdiction shall meet the
10 requirements for licensure by endorsement upon filing an
11 application on forms provided by the Department, paying the
12 required fee, and showing proof of licensure in another
13 jurisdiction for at least 10 consecutive years without
14 discipline by certified verification of licensure from the
15 jurisdiction in which the applicant practiced.

16 Applicants have 3 years from the date of application to
17 complete the application process. If the process has not been
18 completed in 3 years, the application shall be denied, the fee
19 forfeited and the applicant must reapply and meet the
20 requirements in effect at the time of reapplication.

21 (Source: P.A. 99-469, eff. 8-26-15.)

22 (225 ILCS 5/16) (from Ch. 111, par. 7616)

23 (Section scheduled to be repealed on January 1, 2026)

24 Sec. 16. Grounds for discipline.

25 (1) The Department may refuse to issue or renew, or may

1 revoke, suspend, place on probation, reprimand, or take other
2 disciplinary action as the Department may deem proper,
3 including fines not to exceed \$10,000 for each violation, with
4 regard to any licensee for any one or combination of the
5 following:

6 (A) Material misstatement in furnishing information to
7 the Department;

8 (B) Violations of this Act, or of the rules or
9 regulations promulgated hereunder;

10 (C) Conviction of or plea of guilty to any crime under
11 the Criminal Code of 2012 or the laws of any jurisdiction
12 of the United States that is (i) a felony, (ii) a
13 misdemeanor, an essential element of which is dishonesty,
14 or (iii) of any crime that is directly related to the
15 practice of the profession;

16 (D) Fraud or any misrepresentation in applying for or
17 procuring a license under this Act, or in connection with
18 applying for renewal of a license under this Act;

19 (E) Professional incompetence or gross negligence;

20 (F) Malpractice;

21 (G) Aiding or assisting another person, firm,
22 partnership, or corporation in violating any provision of
23 this Act or rules;

24 (H) Failing, within 60 days, to provide information in
25 response to a written request made by the Department;

26 (I) Engaging in dishonorable, unethical, or

1 unprofessional conduct of a character likely to deceive,
2 defraud or harm the public;

3 (J) Habitual or excessive use or abuse of drugs
4 defined in law as controlled substances, alcohol, or any
5 other substance that results in the inability to practice
6 with reasonable judgment, skill, or safety;

7 (K) Discipline by another state, unit of government,
8 government agency, the District of Columbia, territory, or
9 foreign nation, if at least one of the grounds for the
10 discipline is the same or substantially equivalent to
11 those set forth herein;

12 (L) Directly or indirectly giving to or receiving from
13 any person, firm, corporation, partnership, or association
14 any fee, commission, rebate, or other form of compensation
15 for any professional services not actually or personally
16 rendered. Nothing in this subparagraph (L) affects any
17 bona fide independent contractor or employment
18 arrangements among health care professionals, health
19 facilities, health care providers, or other entities,
20 except as otherwise prohibited by law. Any employment
21 arrangements may include provisions for compensation,
22 health insurance, pension, or other employment benefits
23 for the provision of services within the scope of the
24 licensee's practice under this Act. Nothing in this
25 subparagraph (L) shall be construed to require an
26 employment arrangement to receive professional fees for

1 services rendered;

2 (M) A finding by the Department that the licensee
3 after having his or her license disciplined has violated
4 the terms of probation;

5 (N) Abandonment of an athlete;

6 (O) Willfully making or filing false records or
7 reports in his or her practice, including but not limited
8 to false records filed with State agencies or departments;

9 (P) Willfully failing to report an instance of
10 suspected child abuse or neglect as required by the Abused
11 and Neglected Child Reporting Act;

12 (Q) Physical illness, including but not limited to
13 deterioration through the aging process, or loss of motor
14 skill that results in the inability to practice the
15 profession with reasonable judgment, skill, or safety;

16 (R) Solicitation of professional services other than
17 by permitted institutional policy;

18 (S) The use of any words, abbreviations, figures or
19 letters with the intention of indicating practice as an
20 athletic trainer without a valid license as an athletic
21 trainer under this Act;

22 (T) The evaluation or treatment of ailments of human
23 beings other than by the practice of athletic training as
24 defined in this Act or the treatment of injuries of
25 athletes by a licensed athletic trainer except by the
26 referral of a physician, physician assistant, advanced

1 practice registered nurse, podiatric physician, or
2 dentist;

3 (U) Willfully violating or knowingly assisting in the
4 violation of any law of this State relating to the use of
5 habit-forming drugs;

6 (V) Willfully violating or knowingly assisting in the
7 violation of any law of this State relating to the
8 practice of abortion;

9 (W) Continued practice by a person knowingly having an
10 infectious communicable or contagious disease;

11 (X) Being named as a perpetrator in an indicated
12 report by the Department of Children and Family Services
13 pursuant to the Abused and Neglected Child Reporting Act
14 and upon proof by clear and convincing evidence that the
15 licensee has caused a child to be an abused child or
16 neglected child as defined in the Abused and Neglected
17 Child Reporting Act;

18 (X-5) Failure to provide a monthly report on the
19 patient's progress to the referring physician, physician
20 assistant, advanced practice registered nurse, podiatric
21 physician, or dentist;

22 (Y) (Blank);

23 (Z) Failure to fulfill continuing education
24 requirements;

25 (AA) Allowing one's license under this Act to be used
26 by an unlicensed person in violation of this Act;

1 (BB) Practicing under a false or, except as provided
2 by law, assumed name;

3 (CC) Promotion of the sale of drugs, devices,
4 appliances, or goods provided in any manner to exploit the
5 client for the financial gain of the licensee;

6 (DD) Gross, willful, or continued overcharging for
7 professional services;

8 (EE) Mental illness or disability that results in the
9 inability to practice under this Act with reasonable
10 judgment, skill, or safety; ~~or~~

11 (FF) Cheating on or attempting to subvert the
12 licensing examination administered under this Act; ~~or~~

13 (GG) Violation of the Health Care Worker Self-Referral
14 Act; or

15 (HH) Failure by a supervising athletic trainer of an
16 aide to maintain contact, including personal supervision
17 and instruction, to ensure the safety and welfare of an
18 athlete.

19 All fines imposed under this Section shall be paid within
20 60 days after the effective date of the order imposing the fine
21 or in accordance with the terms set forth in the order imposing
22 the fine.

23 (2) The determination by a circuit court that a licensee
24 is subject to involuntary admission or judicial admission as
25 provided in the Mental Health and Developmental Disabilities
26 Code operates as an automatic suspension. Such suspension will

1 end only upon a finding by a court that the licensee is no
2 longer subject to involuntary admission or judicial admission
3 and issuance of an order so finding and discharging the
4 licensee.

5 (3) The Department may refuse to issue or may suspend
6 without hearing, as provided for in the Code of Civil
7 Procedure, the license of any person who fails to file a
8 return, to pay the tax, penalty, or interest shown in a filed
9 return, or to pay any final assessment of tax, penalty, or
10 interest as required by any tax Act administered by the
11 Illinois Department of Revenue, until such time as the
12 requirements of any such tax Act are satisfied in accordance
13 with subsection (a) of Section 2105-15 of the Department of
14 Professional Regulation Law of the Civil Administrative Code
15 of Illinois.

16 (4) In enforcing this Section, the Department, upon a
17 showing of a possible violation, may compel any individual who
18 is licensed under this Act or any individual who has applied
19 for licensure to submit to a mental or physical examination or
20 evaluation, or both, which may include a substance abuse or
21 sexual offender evaluation, at the expense of the Department.
22 The Department shall specifically designate the examining
23 physician licensed to practice medicine in all of its branches
24 or, if applicable, the multidisciplinary team involved in
25 providing the mental or physical examination and evaluation.
26 The multidisciplinary team shall be led by a physician

1 licensed to practice medicine in all of its branches and may
2 consist of one or more or a combination of physicians licensed
3 to practice medicine in all of its branches, licensed
4 chiropractic physicians, licensed clinical psychologists,
5 licensed clinical social workers, licensed clinical
6 professional counselors, and other professional and
7 administrative staff. Any examining physician or member of the
8 multidisciplinary team may require any person ordered to
9 submit to an examination and evaluation pursuant to this
10 Section to submit to any additional supplemental testing
11 deemed necessary to complete any examination or evaluation
12 process, including, but not limited to, blood testing,
13 urinalysis, psychological testing, or neuropsychological
14 testing.

15 The Department may order the examining physician or any
16 member of the multidisciplinary team to provide to the
17 Department any and all records, including business records,
18 that relate to the examination and evaluation, including any
19 supplemental testing performed. The Department may order the
20 examining physician or any member of the multidisciplinary
21 team to present testimony concerning this examination and
22 evaluation of the licensee or applicant, including testimony
23 concerning any supplemental testing or documents relating to
24 the examination and evaluation. No information, report,
25 record, or other documents in any way related to the
26 examination and evaluation shall be excluded by reason of any

1 common law or statutory privilege relating to communication
2 between the licensee or applicant and the examining physician
3 or any member of the multidisciplinary team. No authorization
4 is necessary from the licensee or applicant ordered to undergo
5 an evaluation and examination for the examining physician or
6 any member of the multidisciplinary team to provide
7 information, reports, records, or other documents or to
8 provide any testimony regarding the examination and
9 evaluation. The individual to be examined may have, at his or
10 her own expense, another physician of his or her choice
11 present during all aspects of the examination.

12 Failure of any individual to submit to a mental or
13 physical examination or evaluation, or both, when directed,
14 shall result in an automatic suspension without hearing, until
15 such time as the individual submits to the examination. If the
16 Department finds a licensee unable to practice because of the
17 reasons set forth in this Section, the Department shall
18 require the licensee to submit to care, counseling, or
19 treatment by physicians approved or designated by the
20 Department as a condition for continued, reinstated, or
21 renewed licensure.

22 When the Secretary immediately suspends a license under
23 this Section, a hearing upon such person's license must be
24 convened by the Department within 15 days after the suspension
25 and completed without appreciable delay. The Department shall
26 have the authority to review the licensee's record of

1 treatment and counseling regarding the impairment to the
2 extent permitted by applicable federal statutes and
3 regulations safeguarding the confidentiality of medical
4 records.

5 Individuals licensed under this Act who are affected under
6 this Section shall be afforded an opportunity to demonstrate
7 to the Department that they can resume practice in compliance
8 with acceptable and prevailing standards under the provisions
9 of their license.

10 (5) (Blank).

11 (6) In cases where the Department of Healthcare and Family
12 Services has previously determined a licensee or a potential
13 licensee is more than 30 days delinquent in the payment of
14 child support and has subsequently certified the delinquency
15 to the Department, the Department may refuse to issue or renew
16 or may revoke or suspend that person's license or may take
17 other disciplinary action against that person based solely
18 upon the certification of delinquency made by the Department
19 of Healthcare and Family Services in accordance with paragraph
20 (5) of subsection (a) of Section 2105-15 of the Department of
21 Professional Regulation Law of the Civil Administrative Code
22 of Illinois.

23 (Source: P.A. 99-469, eff. 8-26-15; 100-872, eff. 8-14-18.)".