



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1789

Introduced 2/20/2015, by Sen. Pamela J. Althoff

SYNOPSIS AS INTRODUCED:

See Index

Amends the Nurse Practice Act. Ratifies and adopts the Nurse Licensure Compact, but only if the Compact requires fingerprinting as part of the criminal history records checks required for the privilege to practice nursing in this State. Allows for reciprocity of licensure of licensed practical nurses and registered nurses among the states. Provides for administration of the Compact by the Nursing Act Coordinator. Provides that the licensing board shall participate in a Compact Evaluation Initiative designed to evaluate the effectiveness and operability of the Compact. Provides that the Compact does not relieve employers from complying with statutorily imposed obligations. Provides that the Compact does not supersede existing State labor laws. Provides that any practical nurse or registered nurse employed in an Illinois facility providing direct patient care exercising the practice privilege afforded under the Nurse Licensure Compact shall be registered with the eNotify Nurses Database system, which can be accessed at no cost by the Department of Financial and Professional Regulation. Further provides that a party state's licensing board shall notify the Department in the event that the party state issues a license to a practical nurse or registered nurse with a past felony conviction. Provides that the Department may revoke or limit the multistate licensure privilege of any practical nurse or registered nurse to practice in Illinois necessary to protect the health and safety of the public.

LRB099 05808 HAF 25852 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 adding
5 Article 85 as follows:

6 (225 ILCS 65/Art. 85 heading new)

7 ARTICLE 85. NURSE LICENSURE COMPACT

8 (225 ILCS 65/85-5 new)

9 Sec. 85-5. Nurse Licensure Compact. The State of Illinois
10 ratifies and approves the Nurse Licensure Compact and enters
11 into it with all other jurisdictions that legally join in the
12 compact, but only if the Compact requires fingerprinting as
13 part of the criminal history records checks required for the
14 privilege to practice nursing in this State. The General
15 Assembly finds that no amendment by the General Assembly to the
16 provisions of the Compact contained in this Act shall become
17 effective and binding upon the Compact and the Compact party
18 states unless and until the Nurse Licensure Compact
19 Administrators (NLCA) enact the amendment to the Articles of
20 Organization of the NLCA. The Nurse Licensure Compact is, in
21 form, substantially as follows:

1 PART I.

2 Findings and Declaration of Purpose

3 (a) The party states find that:

4 (1) the health and safety of the public are affected by
5 the degree of compliance with and the effectiveness of
6 enforcement activities related to state nurse licensure
7 laws;

8 (2) violations of nurse licensure and other laws
9 regulating the practice of nursing may result in injury or
10 harm to the public;

11 (3) the expanded mobility of nurses and the use of
12 advanced communication technologies as part of our
13 nation's healthcare delivery system require greater
14 coordination and cooperation among states in the areas of
15 nurse licensure and regulation;

16 (4) new practice modalities and technology make
17 compliance with individual state nurse licensure laws
18 difficult and complex; and

19 (5) the current system of duplicative licensure for
20 nurses practicing in multiple states is cumbersome and
21 redundant to both nurses and states.

22 (b) The general purposes of this Compact are to:

23 (1) facilitate the states' responsibility to protect
24 the public's health and safety;

25 (2) ensure and encourage the cooperation of party

1 states in the areas of nurse licensure and regulation;

2 (3) facilitate the exchange of information between
3 party states in the areas of nurse regulation,
4 investigation and adverse actions;

5 (4) promote compliance with the laws governing the
6 practice of nursing in each jurisdiction; and

7 (5) invest all party states with the authority to hold
8 a nurse accountable for meeting all state practice laws in
9 the state in which the patient is located at the time care
10 is rendered through the mutual recognition of party state
11 licenses.

12 PART II.

13 Definitions

14 As used in this Compact:

15 (a) "Adverse Action" means a home or remote state action.

16 (b) "Alternative program" means a voluntary,
17 non-disciplinary monitoring program approved by a nurse
18 licensing board.

19 (c) "Coordinated licensure information system" means an
20 integrated process for collecting, storing, and sharing
21 information on nurse licensure and enforcement activities
22 related to nurse licensure laws, which is administered by a
23 non-profit organization composed of and controlled by state
24 nurse licensing boards.

1 (d) "Current significant investigative information" means:

2 (1) investigative information that a licensing board,
3 after a preliminary inquiry that includes notification and
4 an opportunity for the nurse to respond if required by
5 state law, has reason to believe is not groundless and, if
6 proved true, would indicate more than a minor infraction;
7 or

8 (2) investigative information that indicates that the
9 nurse represents an immediate threat to public health and
10 safety regardless of whether the nurse has been notified
11 and had an opportunity to respond.

12 (e) "Home state" means the party state which is the nurse's
13 primary state of residence.

14 (f) "Home state action" means any administrative, civil,
15 equitable, or criminal action permitted by the home state's
16 laws that are imposed on a nurse by the home state's licensing
17 board or other authority including actions against an
18 individual's license such as: revocation, suspension,
19 probation, or any other action which affects a nurse's
20 authorization to practice.

21 (g) "Licensing board" means a party state's regulatory body
22 responsible for issuing nurse licenses.

23 (h) "Multistate licensure privilege" means current,
24 official authority from a remote state permitting the practice
25 of nursing as either a registered nurse or a licensed
26 practical/vocational nurse in such party state. All party

1 states have the authority, in accordance with existing state
2 due process law, to take actions against the nurse's privilege
3 such as: revocation, suspension, probation, or any other action
4 which affects a nurse's authorization to practice.

5 (i) "Nurse" means a registered nurse or licensed
6 practical/vocational nurse, as those terms are defined by each
7 party's state practice laws.

8 (j) "Party state" means any state that has adopted this
9 Compact.

10 (k) "Remote state" means a party state, other than the home
11 state,

12 (1) where the patient is located at the time nursing
13 care is provided, or,

14 (2) in the case of the practice of nursing not
15 involving a patient, in such party state where the
16 recipient of nursing practice is located.

17 (l) "Remote state action" means:

18 (1) any administrative, civil, equitable, or criminal
19 action permitted by a remote state's laws which are imposed
20 on a nurse by the remote state's licensing board or other
21 authority including actions against an individual's
22 multistate licensure privilege to practice in the remote
23 state, and

24 (2) cease and desist and other injunctive or equitable
25 orders issued by remote states or the licensing boards
26 thereof.

1 (m) "State" means a state, territory, or possession of the
2 United States, the District of Columbia or the Commonwealth of
3 Puerto Rico.

4 (n) "State practice laws" means those individual party's
5 state laws and regulations that govern the practice of nursing,
6 define the scope of nursing practice, and create the methods
7 and grounds for imposing discipline. "State practice laws" does
8 not include the initial qualifications for licensure or
9 requirements necessary to obtain and retain a license, except
10 for qualifications or requirements of the home state.

11 PART III.

12 General Provisions and Jurisdiction

13 (a) A license to practice registered nursing issued by a
14 home state to a resident in that state will be recognized by
15 each party state as authorizing a multistate licensure
16 privilege to practice as a registered nurse in such party
17 state. A license to practice licensed practical/vocational
18 nursing issued by a home state to a resident in that state will
19 be recognized by each party state as authorizing a multistate
20 licensure privilege to practice as a licensed
21 practical/vocational nurse in such party state. In order to
22 obtain or retain a license, an applicant must meet the home
23 state's qualifications for licensure and license renewal as
24 well as all other applicable state laws.

1 (b) Party states may, in accordance with state due process
2 laws, limit or revoke the multistate licensure privilege of any
3 nurse to practice in their state and may take any other actions
4 under their applicable state laws necessary to protect the
5 health and safety of their citizens. If a party state takes
6 such action, it shall promptly notify the administrator of the
7 coordinated licensure information system. The administrator of
8 the coordinated licensure information system shall promptly
9 notify the home state of any such actions by remote states.

10 (c) Every nurse practicing in a party state must comply
11 with the state practice laws of the state in which the patient
12 is located at the time care is rendered. In addition, the
13 practice of nursing is not limited to patient care, but shall
14 include all nursing practice as defined by the state practice
15 laws of a party state. The practice of nursing will subject a
16 nurse to the jurisdiction of the nurse licensing board and the
17 courts, as well as the laws, in that party state.

18 (d) This Compact does not affect additional requirements
19 imposed by states for advanced practice registered nursing.
20 However, a multistate licensure privilege to practice
21 registered nursing granted by a party state shall be recognized
22 by other party states as a license to practice registered
23 nursing if one is required by state law as a precondition for
24 qualifying for advanced practice registered nurse
25 authorization.

26 (e) Individuals not residing in a party state shall

1 continue to be able to apply for nurse licensure as provided
2 for under the laws of each party state. However, the license
3 granted to these individuals will not be recognized as granting
4 the privilege to practice nursing in any other party state
5 unless explicitly agreed to by that party state.

6 PART IV.

7 Applications for Licensure in a Party State

8 (a) Upon application for a license, the licensing board in
9 a party state shall ascertain, through the coordinated
10 licensure information system, whether the applicant has ever
11 held, or is the holder of, a license issued by any other state,
12 whether there are any restrictions on the multistate licensure
13 privilege, and whether any other adverse action by any state
14 has been taken against the license.

15 (b) A nurse in a party state shall hold licensure in only
16 one party state at a time, issued by the home state.

17 (c) A nurse who intends to change primary state of
18 residence may apply for licensure in the new home state in
19 advance of such change. However, new licenses will not be
20 issued by a party state until after a nurse provides evidence
21 of change in primary state of residence satisfactory to the new
22 home state's licensing board.

23 (d) When a nurse changes primary state of residence by:

24 (1) moving between two party states, and obtains a

1 license from the new home state, the license from the
2 former home state is no longer valid;

3 (2) moving from a non-party state to a party state, and
4 obtains a license from the new home state, the individual
5 state license issued by the non-party state is not affected
6 and will remain in full force if so provided by the laws of
7 the non-party state;

8 (3) moving from a party state to a non-party state, the
9 license issued by the prior home state converts to an
10 individual state license, valid only in the former home
11 state, without the multistate licensure privilege to
12 practice in other party states.

13 PART V.

14 Adverse Actions

15 In addition to the General Provisions described in Part
16 III, the following provisions apply:

17 (a) The licensing board of a remote state shall promptly
18 report to the administrator of the coordinated licensure
19 information system any remote state actions including the
20 factual and legal basis for such action, if known. The
21 licensing board of a remote state shall also promptly report
22 any significant current investigative information yet to
23 result in a remote state action. The administrator of the
24 coordinated licensure information system shall promptly notify

1 the home state of any such reports.

2 (b) The licensing board of a party state shall have the
3 authority to complete any pending investigations for a nurse
4 who changes primary state of residence during the course of
5 such investigations. It shall also have the authority to take
6 appropriate action(s), and shall promptly report the
7 conclusions of such investigations to the administrator of the
8 coordinated licensure information system. The administrator of
9 the coordinated licensure information system shall promptly
10 notify the new home state of any such actions.

11 (c) A remote state may take adverse action affecting the
12 multistate licensure privilege to practice within that party
13 state. However, only the home state shall have the power to
14 impose adverse action against the license issued by the home
15 state.

16 (d) For purposes of imposing adverse action, the licensing
17 board of the home state shall give the same priority and effect
18 to reported conduct received from a remote state as it would if
19 such conduct had occurred within the home state. In so doing,
20 it shall apply its own state laws to determine appropriate
21 action.

22 (e) The home state may take adverse action based on the
23 factual findings of the remote state, so long as each state
24 follows its own procedures for imposing such adverse action.

25 (f) Nothing in this Compact shall override a party state's
26 decision that participation in an alternative program may be

1 used in lieu of licensure action and that such participation
2 shall remain non-public if required by the party state's laws.
3 Party states must require nurses who enter any alternative
4 programs to agree not to practice in any other party state
5 during the term of the alternative program without prior
6 authorization from such other party state.

7 PART VI.

8 Additional Authorities Invested

9 in Party State Nurse Licensing Boards

10 Notwithstanding any other powers, party state nurse
11 licensing boards shall have the authority to:

12 (a) if otherwise permitted by state law, recover from the
13 affected nurse the costs of investigations and disposition of
14 cases resulting from any adverse action taken against that
15 nurse;

16 (b) issue subpoenas for both hearings and investigations
17 which require the attendance and testimony of witnesses and the
18 production of evidence. Subpoenas issued by a nurse licensing
19 board in a party state for the attendance and testimony of
20 witnesses or the production of evidence from another party
21 state, shall be enforced in the latter state by any court of
22 competent jurisdiction, according to the practice and
23 procedure of that court applicable to subpoenas issued in
24 proceedings pending before it. The issuing authority shall pay

1 any witness fees, travel expenses, mileage, and other fees
2 required by the service statutes of the state where the
3 witnesses and/or evidence are located;

4 (c) issue cease and desist orders to limit or revoke a
5 nurse's authority to practice in their state; or

6 (d) adopt uniform rules and regulations as provided for in
7 Part VIII(c).

8 PART VII.

9 Coordinated Licensure Information System

10 (a) All party states shall participate in a cooperative
11 effort to create a coordinated data base of all licensed
12 registered nurses and licensed practical/vocational nurses.
13 This system will include information on the licensure and
14 disciplinary history of each nurse, as contributed by party
15 states, to assist in the coordination of nurse licensure and
16 enforcement efforts.

17 (b) Notwithstanding any other provision of law, all party
18 states' licensing boards shall promptly report adverse
19 actions, actions against multistate licensure privileges, any
20 current significant investigative information yet to result in
21 adverse action, denials of applications, and the reasons for
22 such denials, to the coordinated licensure information system.

23 (c) Current significant investigative information shall be
24 transmitted through the coordinated licensure information

1 system only to party state licensing boards.

2 (d) Notwithstanding any other provision of law, all party
3 states' licensing boards contributing information to the
4 coordinated licensure information system may designate
5 information that may not be shared with non-party states or
6 disclosed to other entities or individuals without the express
7 permission of the contributing state.

8 (e) Any personally identifiable information obtained by a
9 party states' licensing board from the coordinated licensure
10 information system may not be shared with non-party states or
11 disclosed to other entities or individuals except to the extent
12 permitted by the laws of the party state contributing the
13 information.

14 (f) Any information contributed to the coordinated
15 licensure information system that is subsequently required to
16 be expunged by the laws of the party state contributing that
17 information shall also be expunged from the coordinated
18 licensure information system.

19 (g) The Compact administrators, acting jointly with each
20 other and in consultation with the administrator of the
21 coordinated licensure information system, shall formulate
22 necessary and proper procedures for the identification,
23 collection, and exchange of information under this Compact.

24 PART VIII.

25 Compact Administration and

1 Interchange of Information

2 (a) The head of the nurse licensing board, or his or her
3 designee, of each party state shall be the administrator of
4 this Compact for his or her state.

5 (b) The Compact administrator of each party state shall
6 furnish to the Compact administrator of each other party state
7 any information and documents including, but not limited to, a
8 uniform data set of investigations, identifying information,
9 licensure data, and disclosable alternative program
10 participation information to facilitate the administration of
11 this Compact.

12 (c) Compact administrators shall have the authority to
13 develop uniform rules to facilitate and coordinate
14 implementation of this Compact. These uniform rules shall be
15 adopted by party states, under the authority invested under
16 Part VI(d).

17 PART IX.

18 Immunity

19 No party state or the officers or employees or agents of a
20 party state's nurse licensing board who acts in accordance with
21 the provisions of this Compact shall be liable on account of
22 any act or omission in good faith while engaged in the
23 performance of their duties under this Compact. Good faith in

1 this article shall not include willful misconduct, gross
2 negligence, or recklessness.

3 PART X.

4 Entry into Force, Withdrawal and Amendment

5 (a) This Compact shall enter into force and become
6 effective as to any state when it has been enacted into the
7 laws of that state. Any party state may withdraw from this
8 Compact by enacting a statute repealing the same, but no such
9 withdrawal shall take effect until six months after the
10 withdrawing state has given notice of the withdrawal to the
11 executive heads of all other party states.

12 (b) No withdrawal shall affect the validity or
13 applicability by the licensing boards of states remaining party
14 to the Compact of any report of adverse action occurring prior
15 to the withdrawal.

16 (c) Nothing contained in this Compact shall be construed to
17 invalidate or prevent any nurse licensure agreement or other
18 cooperative arrangement between a party state and a non-party
19 state that is made in accordance with the other provisions of
20 this Compact.

21 (d) This Compact may be amended by the party states. No
22 amendment to this Compact shall become effective and binding
23 upon the party states unless and until it is enacted into the
24 laws of all party states.

1 PART XI.

2 Construction and Severability

3 (a) This Compact shall be liberally construed so as to
4 effectuate the purposes thereof. The provisions of this Compact
5 shall be severable and if any phrase, clause, sentence, or
6 provision of this Compact is declared to be contrary to the
7 constitution of any party state or of the United States or the
8 applicability thereof to any government, agency, person, or
9 circumstance is held invalid, the validity of the remainder of
10 this Compact and the applicability thereof to any government,
11 agency, person, or circumstance shall not be affected thereby.
12 If this Compact shall be held contrary to the constitution of
13 any state party thereto, the Compact shall remain in full force
14 and effect as to the remaining party states and in full force
15 and effect as to the party state affected as to all severable
16 matters.

17 (b) In the event party states find a need for settling
18 disputes arising under this Compact:

19 (1) The party states may submit the issues in dispute
20 to an arbitration panel which will be comprised of an
21 individual appointed by the Compact administrator in the
22 home state; an individual appointed by the Compact
23 administrator in the remote state(s) involved; and an
24 individual mutually agreed upon by the Compact

1 administrators of all the party states involved in the
2 dispute.

3 (2) The decision of a majority of the arbitrators shall
4 be final and binding.

5 (225 ILCS 65/85-10 new)

6 Sec. 85-10. Costs of investigation and disposition of
7 cases. To facilitate cross-state enforcement efforts, the
8 Department shall have the power to recover from the affected
9 nurse a reasonable fine for the costs of investigations and
10 disposition of cases resulting from adverse actions taken by
11 this State against that nurse.

12 (225 ILCS 65/85-15 new)

13 Sec. 85-15. Statutory obligations. The Compact is designed
14 to facilitate the regulation of nurses and does not relieve
15 employers from complying with statutorily imposed obligations.

16 (225 ILCS 65/85-20 new)

17 Sec. 85-20. State labor laws. The Compact does not
18 supersede existing State labor laws.

19 Section 90. The Nurse Practice Act is amended by changing
20 Sections 50-10, 50-15, 55-10, and 60-10 as follows:

21 (225 ILCS 65/50-10) (was 225 ILCS 65/5-10)

1 (Section scheduled to be repealed on January 1, 2018)

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

5 "Academic year" means the customary annual schedule of
6 courses at a college, university, or approved school,
7 customarily regarded as the school year as distinguished from
8 the calendar year.

9 "Advanced practice nurse" or "APN" means a person who has
10 met the qualifications for a (i) certified nurse midwife (CNM);
11 (ii) certified nurse practitioner (CNP); (iii) certified
12 registered nurse anesthetist (CRNA); or (iv) clinical nurse
13 specialist (CNS) and has been licensed by the Department. All
14 advanced practice nurses licensed and practicing in the State
15 of Illinois shall use the title APN and may use specialty
16 credentials after their name.

17 "Approved program of professional nursing education" and
18 "approved program of practical nursing education" are programs
19 of professional or practical nursing, respectively, approved
20 by the Department under the provisions of this Act.

21 "Board" means the Board of Nursing appointed by the
22 Secretary.

23 "Collaboration" means a process involving 2 or more health
24 care professionals working together, each contributing one's
25 respective area of expertise to provide more comprehensive
26 patient care.

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

4 "Credentialed" means the process of assessing and
5 validating the qualifications of a health care professional.

6 "Current nursing practice update course" means a planned
7 nursing education curriculum approved by the Department
8 consisting of activities that have educational objectives,
9 instructional methods, content or subject matter, clinical
10 practice, and evaluation methods, related to basic review and
11 updating content and specifically planned for those nurses
12 previously licensed in the United States or its territories and
13 preparing for reentry into nursing practice.

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

16 "Department" means the Department of Financial and
17 Professional Regulation.

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

25 "License" or "licensed" means the permission granted a
26 person to practice nursing under this Act, including the

1 privilege to practice.

2 "Licensee" means a person who has been issued a license to
3 practice nursing in this State or who holds the privilege to
4 practice nursing in this State.

5 "License-pending advanced practice nurse" means a
6 registered professional nurse who has completed all
7 requirements for licensure as an advanced practice nurse except
8 the certification examination and has applied to take the next
9 available certification exam and received a temporary license
10 from the Department.

11 "License-pending registered nurse" means a person who has
12 passed the Department-approved registered nurse licensure exam
13 and has applied for a license from the Department. A
14 license-pending registered nurse shall use the title "RN lic
15 pend" on all documentation related to nursing practice.

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

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

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

1 "Practical nursing" means the performance of nursing acts
2 requiring the basic nursing knowledge, judgment ~~judgement~~, and
3 skill acquired by means of completion of an approved practical
4 nursing education program. Practical nursing includes
5 assisting in the nursing process as delegated by a registered
6 professional nurse or an advanced practice nurse. The practical
7 nurse may work under the direction of a licensed physician,
8 dentist, podiatric physician, or other health care
9 professional determined by the Department.

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

15 "Privilege to practice" means the authorization to
16 practice as a practical nurse or a registered nurse in this
17 State under Article 80 of this Act.

18 "Registered Nurse" or "Registered Professional Nurse"
19 means a person who is licensed as a professional nurse under
20 this Act or holds the privilege to practice under this Act and
21 practices nursing as defined in this Act. Only a registered
22 nurse licensed under or granted the privilege to practice this
23 Act is entitled to use the titles "registered nurse" and
24 "registered professional nurse" and the abbreviation, "R.N.".

25 "Registered professional nursing practice" is a scientific
26 process founded on a professional body of knowledge; it is a

1 learned profession based on the understanding of the human
2 condition across the life span and environment and includes all
3 nursing specialties and means the performance of any nursing
4 act based upon professional knowledge, judgment, and skills
5 acquired by means of completion of an approved professional
6 nursing education program. A registered professional nurse
7 provides holistic nursing care through the nursing process to
8 individuals, groups, families, or communities, that includes
9 but is not limited to: (1) the assessment of healthcare needs,
10 nursing diagnosis, planning, implementation, and nursing
11 evaluation; (2) the promotion, maintenance, and restoration of
12 health; (3) counseling, patient education, health education,
13 and patient advocacy; (4) the administration of medications and
14 treatments as prescribed by a physician licensed to practice
15 medicine in all of its branches, a licensed dentist, a licensed
16 podiatric physician, or a licensed optometrist or as prescribed
17 by a physician assistant in accordance with written guidelines
18 required under the Physician Assistant Practice Act of 1987 or
19 by an advanced practice nurse in accordance with Article 65 of
20 this Act; (5) the coordination and management of the nursing
21 plan of care; (6) the delegation to and supervision of
22 individuals who assist the registered professional nurse
23 implementing the plan of care; and (7) teaching nursing
24 students. The foregoing shall not be deemed to include those
25 acts of medical diagnosis or prescription of therapeutic or
26 corrective measures.

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

8 "Secretary" means the Secretary of Financial and
9 Professional Regulation.

10 "Unencumbered license" means a license issued in good
11 standing.

12 "Written collaborative agreement" means a written
13 agreement between an advanced practice nurse and a
14 collaborating physician, dentist, or podiatric physician
15 pursuant to Section 65-35.

16 (Source: P.A. 97-813, eff. 7-13-12; 98-214, eff. 8-9-13.)

17 (225 ILCS 65/50-15) (was 225 ILCS 65/5-15)

18 (Section scheduled to be repealed on January 1, 2018)

19 Sec. 50-15. Policy; application of Act.

20 (a) For the protection of life and the promotion of health,
21 and the prevention of illness and communicable diseases, any
22 person practicing or offering to practice advanced,
23 professional, or practical nursing in Illinois shall submit
24 evidence that he or she is qualified to practice, and shall be
25 licensed or hold the privilege to practice as provided under

1 this Act. No person shall practice or offer to practice
2 advanced, professional, or practical nursing in Illinois or use
3 any title, sign, card or device to indicate that such a person
4 is practicing professional or practical nursing unless such
5 person has been licensed or holds the privilege to practice
6 under the provisions of this Act.

7 (b) This Act does not prohibit the following:

8 (1) The practice of nursing in Federal employment in
9 the discharge of the employee's duties by a person who is
10 employed by the United States government or any bureau,
11 division or agency thereof and is a legally qualified and
12 licensed nurse of another state or territory and not in
13 conflict with Sections 50-50, 55-10, 60-10, and 70-5 of
14 this Act.

15 (2) Nursing that is included in the program of study by
16 students enrolled in programs of nursing or in current
17 nurse practice update courses approved by the Department.

18 (3) The furnishing of nursing assistance in an
19 emergency.

20 (4) The practice of nursing by a nurse who holds an
21 active license in another state when providing services to
22 patients in Illinois during a bonafide emergency or in
23 immediate preparation for or during interstate transit.

24 (5) The incidental care of the sick by members of the
25 family, domestic servants or housekeepers, or care of the
26 sick where treatment is by prayer or spiritual means.

1 (6) Persons from being employed as unlicensed
2 assistive personnel in private homes, long term care
3 facilities, nurseries, hospitals or other institutions.

4 (7) The practice of practical nursing by one who is a
5 licensed practical nurse under the laws of another U.S.
6 jurisdiction and has applied in writing to the Department,
7 in form and substance satisfactory to the Department, for a
8 license as a licensed practical nurse and who is qualified
9 to receive such license under this Act, until (i) the
10 expiration of 6 months after the filing of such written
11 application, (ii) the withdrawal of such application, or
12 (iii) the denial of such application by the Department.

13 (8) The practice of advanced practice nursing by one
14 who is an advanced practice nurse under the laws of another
15 state, territory of the United States, or country and has
16 applied in writing to the Department, in form and substance
17 satisfactory to the Department, for a license as an
18 advanced practice nurse and who is qualified to receive
19 such license under this Act, until (i) the expiration of 6
20 months after the filing of such written application, (ii)
21 the withdrawal of such application, or (iii) the denial of
22 such application by the Department.

23 (9) The practice of professional nursing by one who is
24 a registered professional nurse under the laws of another
25 state, territory of the United States or country and has
26 applied in writing to the Department, in form and substance

1 satisfactory to the Department, for a license as a
2 registered professional nurse and who is qualified to
3 receive such license under Section 55-10, until (1) the
4 expiration of 6 months after the filing of such written
5 application, (2) the withdrawal of such application, or (3)
6 the denial of such application by the Department.

7 (10) The practice of professional nursing that is
8 included in a program of study by one who is a registered
9 professional nurse under the laws of another state or
10 territory of the United States or foreign country,
11 territory or province and who is enrolled in a graduate
12 nursing education program or a program for the completion
13 of a baccalaureate nursing degree in this State, which
14 includes clinical supervision by faculty as determined by
15 the educational institution offering the program and the
16 health care organization where the practice of nursing
17 occurs.

18 (11) Any person licensed in this State under any other
19 Act from engaging in the practice for which she or he is
20 licensed.

21 (12) Delegation to authorized direct care staff
22 trained under Section 15.4 of the Mental Health and
23 Developmental Disabilities Administrative Act consistent
24 with the policies of the Department.

25 (13) The practice, services, or activities of persons
26 practicing the specified occupations set forth in

1 subsection (a) of, and pursuant to a licensing exemption
2 granted in subsection (b) or (d) of, Section 2105-350 of
3 the Department of Professional Regulation Law of the Civil
4 Administrative Code of Illinois, but only for so long as
5 the 2016 Olympic and Paralympic Games Professional
6 Licensure Exemption Law is operable.

7 (14) County correctional personnel from delivering
8 prepackaged medication for self-administration to an
9 individual detainee in a correctional facility.

10 Nothing in this Act shall be construed to limit the
11 delegation of tasks or duties by a physician, dentist, or
12 podiatric physician to a licensed practical nurse, a registered
13 professional nurse, or other persons.

14 (Source: P.A. 98-214, eff. 8-9-13.)

15 (225 ILCS 65/55-10) (was 225 ILCS 65/10-30)

16 (Section scheduled to be repealed on January 1, 2018)

17 Sec. 55-10. Qualifications for LPN licensure.

18 (a) Each applicant who successfully meets the requirements
19 of this Section shall be entitled to licensure as a Licensed
20 Practical Nurse.

21 (b) An applicant for licensure by examination to practice
22 as a practical nurse must do each of the following:

23 (1) Submit a completed written application, on forms
24 provided by the Department and fees as established by the
25 Department.

1 (2) Have graduated from a practical nursing education
2 program approved by the Department or have been granted a
3 certificate of completion of pre-licensure requirements
4 from another United States jurisdiction.

5 (3) Successfully complete a licensure examination
6 approved by the Department.

7 (4) Have not violated the provisions of this Act
8 concerning the grounds for disciplinary action. The
9 Department may take into consideration any felony
10 conviction of the applicant, but such a conviction shall
11 not operate as an absolute bar to licensure.

12 (5) Submit to the criminal history records check
13 required under Section 50-35 of this Act.

14 (6) Submit either to the Department or its designated
15 testing service, a fee covering the cost of providing the
16 examination. Failure to appear for the examination on the
17 scheduled date at the time and place specified after the
18 applicant's application for examination has been received
19 and acknowledged by the Department or the designated
20 testing service shall result in the forfeiture of the
21 examination fee.

22 (7) Meet all other requirements established by rule.

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

25 (b-5) If an applicant for licensure by examination
26 neglects, fails, or refuses to take an examination or fails to

1 pass an examination for a license under this Act within 3 years
2 after filing the application, the application shall be denied.
3 The applicant must enroll in and complete an approved practical
4 nursing education program prior to submitting an additional
5 application for the licensure exam.

6 An applicant may take and successfully complete a
7 Department-approved examination in another jurisdiction.
8 However, an applicant who has never been licensed previously in
9 any jurisdiction that utilizes a Department-approved
10 examination and who has taken and failed to pass the
11 examination within 3 years after filing the application must
12 submit proof of successful completion of a
13 Department-authorized nursing education program or
14 recompletion of an approved licensed practical nursing program
15 prior to re-application.

16 (c) An applicant for licensure by examination shall have
17 one year from the date of notification of successful completion
18 of the examination to apply to the Department for a license. If
19 an applicant fails to apply within one year, the applicant
20 shall be required to retake and pass the examination unless
21 licensed in another jurisdiction of the United States.

22 (d) A licensed practical nurse applicant who passes the
23 Department-approved licensure examination and has applied to
24 the Department for licensure may obtain employment as a
25 license-pending practical nurse and practice as delegated by a
26 registered professional nurse or an advanced practice nurse or

1 physician. An individual may be employed as a license-pending
2 practical nurse if all of the following criteria are met:

3 (1) He or she has completed and passed the
4 Department-approved licensure exam and presents to the
5 employer the official written notification indicating
6 successful passage of the licensure examination.

7 (2) He or she has completed and submitted to the
8 Department an application for licensure under this Section
9 as a practical nurse.

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

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

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

17 (1) Three months have passed since the official date of
18 passing the licensure exam as inscribed on the formal
19 written notification indicating passage of the exam. This
20 3-month period may be extended as determined by rule.

21 (2) Receipt of the practical nurse license from the
22 Department.

23 (3) Notification from the Department that the
24 application for licensure has been denied.

25 (4) A request by the Department that the individual
26 terminate practicing as a license-pending practical nurse

1 until an official decision is made by the Department to
2 grant or deny a practical nurse license.

3 (f) An applicant for licensure by endorsement who is a
4 licensed practical nurse licensed by examination under the laws
5 of another state or territory of the United States or a foreign
6 country, jurisdiction, territory, or province must do each of
7 the following:

8 (1) Submit a completed written application, on forms
9 supplied by the Department, and fees as established by the
10 Department.

11 (2) Have graduated from a practical nursing education
12 program approved by the Department.

13 (3) Submit verification of licensure status directly
14 from the United States jurisdiction of licensure, if
15 applicable, as defined by rule.

16 (4) Submit to the criminal history records check
17 required under Section 50-35 of this Act.

18 (5) Meet all other requirements as established by the
19 Department by rule.

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

1 is deemed by the nursing credentialing evaluation service to be
2 equivalent to a professional nursing education program
3 approved by the Department. An applicant who has graduated from
4 a nursing educational program outside of the United States or
5 its territories and whose first language is not English shall
6 submit certification of passage of the Test of English as a
7 Foreign Language (TOEFL), as defined by rule. The Department
8 may, upon recommendation from the nursing evaluation service,
9 waive the requirement that the applicant pass the TOEFL
10 examination if the applicant submits verification of the
11 successful completion of a nursing education program conducted
12 in English. The requirements of this subsection (d) may be
13 satisfied by the showing of proof of a certificate from the
14 Certificate Program or the VisaScreen Program of the Commission
15 on Graduates of Foreign Nursing Schools.

16 (h) An applicant licensed in another state or territory who
17 is applying for licensure and has received her or his education
18 in a country other than the United States or its territories
19 shall have her or his nursing education credentials evaluated
20 by a Department-approved nursing credentialing evaluation
21 service. No such applicant may be issued a license under this
22 Act unless the applicant's program is deemed by the nursing
23 credentialing evaluation service to be equivalent to a
24 professional nursing education program approved by the
25 Department. An applicant who has graduated from a nursing
26 educational program outside of the United States or its

1 territories and whose first language is not English shall
2 submit certification of passage of the Test of English as a
3 Foreign Language (TOEFL), as defined by rule. The Department
4 may, upon recommendation from the nursing evaluation service,
5 waive the requirement that the applicant pass the TOEFL
6 examination if the applicant submits verification of the
7 successful completion of a nursing education program conducted
8 in English or the successful passage of an approved licensing
9 examination given in English. The requirements of this
10 subsection (d-5) may be satisfied by the showing of proof of a
11 certificate from the Certificate Program or the VisaScreen
12 Program of the Commission on Graduates of Foreign Nursing
13 Schools.

14 (i) A licensed practical nurse who holds an unencumbered
15 license in good standing in another United States jurisdiction
16 and who has applied for practical nurse licensure under this
17 Act by endorsement may be issued a temporary license, if
18 satisfactory proof of such licensure in another jurisdiction is
19 presented to the Department. The Department shall not issue an
20 applicant a temporary practical nurse license until it is
21 satisfied that the applicant holds an active, unencumbered
22 license in good standing in another jurisdiction. If the
23 applicant holds more than one current active license or one or
24 more active temporary licenses from another jurisdiction, the
25 Department may not issue a temporary license until the
26 Department is satisfied that each current active license held

1 by the applicant is unencumbered. The temporary license, which
2 shall be issued no later than 14 working days following receipt
3 by the Department of an application for the temporary license,
4 shall be granted upon the submission of all of the following to
5 the Department:

6 (1) A completed application for licensure as a
7 practical nurse.

8 (2) Proof of a current, active license in at least one
9 other jurisdiction of the United States and proof that each
10 current active license or temporary license held by the
11 applicant within the last 5 years is unencumbered.

12 (3) A signed and completed application for a temporary
13 license.

14 (4) The required temporary license fee.

15 (j) The Department may refuse to issue an applicant a
16 temporary license authorized pursuant to this Section if,
17 within 14 working days following its receipt of an application
18 for a temporary license, the Department determines that:

19 (1) the applicant has been convicted of a crime under
20 the laws of a jurisdiction of the United States that is:
21 (i) a felony; or (ii) a misdemeanor directly related to the
22 practice of the profession, within the last 5 years;

23 (2) the applicant has had a license or permit related
24 to the practice of practical nursing revoked, suspended, or
25 placed on probation by another jurisdiction within the last
26 5 years and at least one of the grounds for revoking,

1 suspending, or placing on probation is the same or
2 substantially equivalent to grounds in Illinois; or

3 (3) the Department intends to deny licensure by
4 endorsement.

5 (k) The Department may revoke a temporary license issued
6 pursuant to this Section if it determines any of the following:

7 (1) That the applicant has been convicted of a crime
8 under the law of any jurisdiction of the United States that
9 is (i) a felony or (ii) a misdemeanor directly related to
10 the practice of the profession, within the last 5 years.

11 (2) That within the last 5 years the applicant has had
12 a license or permit related to the practice of nursing
13 revoked, suspended, or placed on probation by another
14 jurisdiction, and at least one of the grounds for revoking,
15 suspending, or placing on probation is the same or
16 substantially equivalent to grounds for disciplinary
17 action under this Act.

18 (3) That the Department intends to deny licensure by
19 endorsement.

20 (1) A temporary license shall expire 6 months from the date
21 of issuance. Further renewal may be granted by the Department
22 in hardship cases, as defined by rule and upon approval of the
23 Secretary. However, a temporary license shall automatically
24 expire upon issuance of a valid license under this Act or upon
25 notification that the Department intends to deny licensure,
26 whichever occurs first.

1 (m) All applicants for practical nurse licensure have 3
2 years from the date of application to complete the application
3 process. If the process has not been completed within 3 years
4 from the date of application, the application shall be denied,
5 the fee forfeited, and the applicant must reapply and meet the
6 requirements in effect at the time of reapplication.

7 (n) A practical nurse licensed by a party state under the
8 Nurse Licensure Compact under Article 80 of this Act is granted
9 the privilege to practice practical nursing in this State. Any
10 practical nurse employed in an Illinois facility providing
11 direct patient care exercising the practice privilege afforded
12 under this subsection (n) shall be registered with the eNotify
13 Nurses Database system which can be accessed at no cost by the
14 Department. In the event that a party state issues a license to
15 a practical nurse with a past felony conviction, the party
16 state's licensing board shall notify the Department. The
17 Department may revoke or limit the multistate licensure
18 privilege of any practical nurse to practice in Illinois
19 necessary to protect the health and safety of the public.

20 (Source: P.A. 94-352, eff. 7-28-05; 94-932, eff. 1-1-07;
21 95-639, eff. 10-5-07.)

22 (225 ILCS 65/60-10)

23 (Section scheduled to be repealed on January 1, 2018)

24 Sec. 60-10. Qualifications for RN licensure.

25 (a) Each applicant who successfully meets the requirements

1 of this Section shall be entitled to licensure as a registered
2 professional nurse.

3 (b) An applicant for licensure by examination to practice
4 as a registered professional nurse must do each of the
5 following:

6 (1) Submit a completed written application, on forms
7 provided by the Department, and fees, as established by the
8 Department.

9 (2) Have graduated from a professional nursing
10 education program approved by the Department or have been
11 granted a certificate of completion of pre-licensure
12 requirements from another United States jurisdiction.

13 (3) Successfully complete a licensure examination
14 approved by the Department.

15 (4) Have not violated the provisions of this Act
16 concerning the grounds for disciplinary action. The
17 Department may take into consideration any felony
18 conviction of the applicant, but such a conviction may not
19 operate as an absolute bar to licensure.

20 (5) Submit to the criminal history records check
21 required under Section 50-35 of this Act.

22 (6) Submit, either to the Department or its designated
23 testing service, a fee covering the cost of providing the
24 examination. Failure to appear for the examination on the
25 scheduled date at the time and place specified after the
26 applicant's application for examination has been received

1 and acknowledged by the Department or the designated
2 testing service shall result in the forfeiture of the
3 examination fee.

4 (7) Meet all other requirements established by the
5 Department by rule. An applicant for licensure by
6 examination may take the Department-approved examination
7 in another jurisdiction.

8 (b-5) If an applicant for licensure by examination
9 neglects, fails, or refuses to take an examination or fails to
10 pass an examination for a license within 3 years after filing
11 the application, the application shall be denied. The applicant
12 may make a new application accompanied by the required fee,
13 evidence of meeting the requirements in force at the time of
14 the new application, and proof of the successful completion of
15 at least 2 additional years of professional nursing education.

16 (c) An applicant for licensure by examination shall have
17 one year after the date of notification of the successful
18 completion of the examination to apply to the Department for a
19 license. If an applicant fails to apply within one year, the
20 applicant shall be required to retake and pass the examination
21 unless licensed in another jurisdiction of the United States.

22 (d) An applicant for licensure by examination who passes
23 the Department-approved licensure examination for professional
24 nursing may obtain employment as a license-pending registered
25 nurse and practice under the direction of a registered
26 professional nurse or an advanced practice nurse until such

1 time as he or she receives his or her license to practice or
2 until the license is denied. In no instance shall any such
3 applicant practice or be employed in any management capacity.
4 An individual may be employed as a license-pending registered
5 nurse if all of the following criteria are met:

6 (1) He or she has completed and passed the
7 Department-approved licensure exam and presents to the
8 employer the official written notification indicating
9 successful passage of the licensure examination.

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

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

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

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

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

26 (2) Receipt of the registered professional nurse

1 license from the Department.

2 (3) Notification from the Department that the
3 application for licensure has been refused.

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

8 (f) An applicant for registered professional nurse
9 licensure by endorsement who is a registered professional nurse
10 licensed by examination under the laws of another state or
11 territory of the United States must do each of the following:

12 (1) Submit a completed written application, on forms
13 supplied by the Department, and fees as established by the
14 Department.

15 (2) Have graduated from a registered professional
16 nursing education program approved by the Department.

17 (3) Submit verification of licensure status directly
18 from the United States jurisdiction of licensure, if
19 applicable, as defined by rule.

20 (4) Submit to the criminal history records check
21 required under Section 50-35 of this Act.

22 (5) Meet all other requirements as established by the
23 Department by rule.

24 (g) Pending the issuance of a license under this Section,
25 the Department may grant an applicant a temporary license to
26 practice nursing as a registered professional nurse if the

1 Department is satisfied that the applicant holds an active,
2 unencumbered license in good standing in another U.S.
3 jurisdiction. If the applicant holds more than one current
4 active license or one or more active temporary licenses from
5 another jurisdiction, the Department may not issue a temporary
6 license until the Department is satisfied that each current
7 active license held by the applicant is unencumbered. The
8 temporary license, which shall be issued no later than 14
9 working days after receipt by the Department of an application
10 for the temporary license, shall be granted upon the submission
11 of all of the following to the Department:

12 (1) A completed application for licensure as a
13 registered professional nurse.

14 (2) Proof of a current, active license in at least one
15 other jurisdiction of the United States and proof that each
16 current active license or temporary license held by the
17 applicant within the last 5 years is unencumbered.

18 (3) A completed application for a temporary license.

19 (4) The required temporary license fee.

20 (h) The Department may refuse to issue an applicant a
21 temporary license authorized pursuant to this Section if,
22 within 14 working days after its receipt of an application for
23 a temporary license, the Department determines that:

24 (1) the applicant has been convicted of a crime under
25 the laws of a jurisdiction of the United States that is (i)
26 a felony or (ii) a misdemeanor directly related to the

1 practice of the profession, within the last 5 years;

2 (2) the applicant has had a license or permit related
3 to the practice of nursing revoked, suspended, or placed on
4 probation by another jurisdiction within the last 5 years,
5 if at least one of the grounds for revoking, suspending, or
6 placing on probation is the same or substantially
7 equivalent to grounds for disciplinary action under this
8 Act; or

9 (3) the Department intends to deny licensure by
10 endorsement.

11 (i) The Department may revoke a temporary license issued
12 pursuant to this Section if it determines any of the following:

13 (1) That the applicant has been convicted of a crime
14 under the laws of any jurisdiction of the United States
15 that is (i) a felony or (ii) a misdemeanor directly related
16 to the practice of the profession, within the last 5 years.

17 (2) That within the last 5 years, the applicant has had
18 a license or permit related to the practice of nursing
19 revoked, suspended, or placed on probation by another
20 jurisdiction, if at least one of the grounds for revoking,
21 suspending, or placing on probation is the same or
22 substantially equivalent to grounds for disciplinary
23 action under this Act.

24 (3) That it intends to deny licensure by endorsement.

25 (j) A temporary license issued under this Section shall
26 expire 6 months after the date of issuance. Further renewal may

1 be granted by the Department in hardship cases, as defined by
2 rule and upon approval of the Secretary. However, a temporary
3 license shall automatically expire upon issuance of the
4 Illinois license or upon notification that the Department
5 intends to deny licensure, whichever occurs first.

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

13 (l) All applicants for registered nurse licensure by
14 examination or endorsement who are graduates of practical
15 nursing educational programs in a country other than the United
16 States and its territories shall have their nursing education
17 credentials evaluated by a Department-approved nursing
18 credentialing evaluation service. No such applicant may be
19 issued a license under this Act unless the applicant's program
20 is deemed by the nursing credentialing evaluation service to be
21 equivalent to a professional nursing education program
22 approved by the Department. An applicant who has graduated from
23 a nursing educational program outside of the United States or
24 its territories and whose first language is not English shall
25 submit certification of passage of the Test of English as a
26 Foreign Language (TOEFL), as defined by rule. The Department

1 may, upon recommendation from the nursing evaluation service,
2 waive the requirement that the applicant pass the TOEFL
3 examination if the applicant submits verification of the
4 successful completion of a nursing education program conducted
5 in English. The requirements of this subsection (1) may be
6 satisfied by the showing of proof of a certificate from the
7 Certificate Program or the VisaScreen Program of the Commission
8 on Graduates of Foreign Nursing Schools.

9 (m) An applicant licensed in another state or territory who
10 is applying for licensure and has received her or his education
11 in a country other than the United States or its territories
12 shall have her or his nursing education credentials evaluated
13 by a Department-approved nursing credentialing evaluation
14 service. No such applicant may be issued a license under this
15 Act unless the applicant's program is deemed by the nursing
16 credentialing evaluation service to be equivalent to a
17 professional nursing education program approved by the
18 Department. An applicant who has graduated from a nursing
19 educational program outside of the United States or its
20 territories and whose first language is not English shall
21 submit certification of passage of the Test of English as a
22 Foreign Language (TOEFL), as defined by rule. The Department
23 may, upon recommendation from the nursing evaluation service,
24 waive the requirement that the applicant pass the TOEFL
25 examination if the applicant submits verification of the
26 successful completion of a nursing education program conducted

1 in English or the successful passage of an approved licensing
2 examination given in English. The requirements of this
3 subsection (m) may be satisfied by the showing of proof of a
4 certificate from the Certificate Program or the VisaScreen
5 Program of the Commission on Graduates of Foreign Nursing
6 Schools.

7 (n) A registered nurse licensed by a party state under the
8 Nurse Licensure Compact under Article 80 of this Act is granted
9 the privilege to practice registered nursing in this State. Any
10 registered nurse employed in an Illinois facility providing
11 direct patient care exercising the practice privilege afforded
12 under this subsection (n) shall be registered with the eNotify
13 Nurses Database system which can be accessed at no cost by the
14 Department. In the event that a party state issues a license to
15 a registered nurse with a past felony conviction, the party
16 state's licensing board shall notify the Department. The
17 Department may revoke or limit the multistate licensure
18 privilege of any registered nurse to practice in Illinois
19 necessary to protect the health and safety of the public.

20 (Source: P.A. 95-639, eff. 10-5-07.)

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