

STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF PROFESSIONAL REGULATION

PROCLAMATION TO INVOKE EMERGENCY POWERS TO MODIFY PROFESSIONAL LICENSE AND CERTIFICATION STATUTES AND REGULATIONS TO PROVIDE FOR MEDICAL ASSESSMENT, SCREENING, AND TREATMENT, AND ANY OTHER DISASTER RELIEF

WHEREAS, pursuant to Section 7 of the Illinois Emergency Management Agency Act (20 ILCS 3305/7), the Governor of the State of Illinois has issued a proclamation declaring that a public health emergency related to the H1N1 influenza virus exists within the State of Illinois; and

WHEREAS, pursuant to 20 ILCS 2105/2105-400 of the Civil Administrative Code of Illinois, upon the proclamation by the Governor, the Secretary of the Department of Financial and Professional Regulation is authorized to:

1. modify the scope of practice restrictions under any licensing act administered by the Department for any person working under the direction of the Illinois Emergency Management Agency (IEMA) and the Illinois Department of Public Health (IDPH), or an IEMA-certified emergency services and disaster agency or a local public health department as provided in 20 ILCS 2105/2105-400(b) of the Civil Administrative Code of Illinois pursuant to the declared public health emergency; and
2. expand the exemption in Section 4(a) of the Pharmacy Practice Act to those licensed professionals whose scopes of practice are modified pursuant to the preceding paragraph, to include any element of the practice of pharmacy as defined in the Pharmacy Practice Act for any person working under the direction of IEMA and IDPH, or an IEMA-certified emergency services and disaster agency or a local public health department as provided in 20 ILCS 2105/2105-400(b) of the Civil Administrative Code of Illinois, pursuant to the declared disaster.

WHEREAS, the Secretary of the Department of Financial and Professional Regulation has coordinated a response to the declared public health emergency with the Illinois Emergency Management Agency and the Department of Public Health;

THEREFORE, I, Brent E. Adams, hereby order the following:

1. The scope of practice for a pharmacist licensed under the Illinois Pharmacy Practice Act is modified to permit a licensed pharmacist in good standing to administer the H1N1 vaccine and the seasonal influenza vaccine to persons 9 years old or older for the prevention of influenza under an order or prescription of a practitioner authorized to prescribe and under the direction of IEMA and IDPH;
2. The scope of practice for a dentist licensed under the Illinois Dental Practice Act is modified to permit licensed dentists in good standing to administer the H1N1 vaccine and the seasonal influenza vaccine to persons for the prevention of influenza under an order or prescription of a practitioner authorized to prescribe and under the direction of IEMA and IDPH;
3. The scope of practice for an advanced practice nurse (APN), a registered nurse (RN), and a practical nurse (LPN) licensed under the Nurse Practice Act is modified to permit a licensed APN, RN or LPN in good standing to administer the H1N1 vaccine and the seasonal influenza vaccine to persons for

the prevention of influenza under an order or prescription of a practitioner authorized to prescribe and under the direction of the IEMA and the IDPH;

4. The scope of practice for a medical resident holding a temporary license under the Medical Practice Act of 1987 is modified to permit a medical resident to administer the H1N1 vaccine and the seasonal influenza vaccine for the prevention of influenza outside the scope of their residency or specialty training program, under an order or prescription of a practitioner authorized to prescribe and under the direction of IEMA and IDPH;
5. The scope of practice for a physician assistant licensed under the Physician Assistant Act of 1987 is modified to permit a licensed physician assistant in good standing to administer the H1N1 vaccine and the seasonal influenza vaccine for the prevention of influenza regardless of any supervisory agreements under the direction of IEMA and IDPH;
6. A licensed physician, physician assistant, APN, RN, dentist, or pharmacist who has received training in the administration of vaccinations may supervise a third or fourth year medical student, pharmacy student, or nursing student who is determined to be qualified by their medical, pharmacy, or nursing school in the administration of vaccinations to administer the H1N1 vaccine and the seasonal influenza vaccine for the prevention of influenza under an order or prescription of a practitioner authorized to prescribe and under the direction of IEMA and IDPH;
7. The aforementioned persons are prohibited from acting under the modified scopes of practice except where they are working under the direction of IEMA and IDPH, or an IEMA-certified emergency services and disaster agency, or a certified local public health department. A practitioner with a modified scope of practice shall not utilize the expanded scope in any private practice or individual setting unless operating pursuant to a vaccine provider agreement.

Department of Financial and Professional
Regulation of the State of Illinois;
Brent E. Adams, Acting Secretary by

10-14-09
Date


Daniel E. Bluthardt, Director