

## Petition for Review FAQs for Health Care Worker Licenses Permanently Revoked or Denied

- 1. I am a health care worker, but my license was permanently revoked due to a forcible felony conviction in my past. Can I ever get my license back?** Possibly. Beginning January 1, 2017, you may qualify under the law for restoration of your license. Health care workers whose licenses were permanently revoked due to certain forcible felony convictions may request review of that revocation.
- 2. I applied for a health care worker license between 2011 and 2016, but my application was permanently denied due to a forcible felony conviction in my past. Can I ever get a license in Illinois?** Possibly. Beginning January 1, 2017, you may qualify under the law to receive a license. Previous applicants for healthcare worker licenses who were permanently denied due to certain forcible felony convictions may request review of that denial.
- 3. How do I know if I qualify under the law for review of my permanent revocation or denial due to a forcible felony conviction?** To qualify for review under the law of your permanent revocation or denial, you must meet these requirements: (a) be a health care worker (See Question 4); (b) have a qualifying forcible felony conviction in your past (See Question 5); AND (c) meet the later of these two timeframes: - Your conviction date must be more than 5 years ago, OR - Your release from confinement date must be more than 3 years ago. If you meet all of these requirements, you may file a Petition for Review to present information that you have been rehabilitated since your conviction.
- 4. Who is considered a health care worker?** Health care workers include:
  - Acupuncturists
  - Advanced Practice Nurses
  - Athletic Trainers
  - Audiologists
  - Chiropractic Physicians (D.C.)
  - Clinical Psychologists
  - Clinical Social Workers
  - Dentists
  - Dental Hygienists
  - Genetic Counselors
  - Marriage and Family Therapists
  - Naprapaths
  - Nursing Home Administrators
  - Occupational Therapists
  - Occupational Therapy Assistants
  - Optometrists
  - Orthotists
  - Podiatrists
  - Perfusionists
  - Pharmacists
  - Physical Therapists
  - Physical Therapy Assistants
  - Physician Assistants
  - Physicians, Including Medical Doctors (M.D.), Doctors of Osteopathic Medicine (D.O.)
  - Podiatrists
  - Practical Nurses
  - Professional Counselors & Clinical Professional Counselors
  - Prosthetists
  - Registered Nurses
  - Respiratory Care Practitioners
  - Social Workers
  - Speech-Language Pathologists
  - Surgical Assistants
  - Surgical Technologists
  - Any other license issued by the Department under the Acts listed in 68 IAC 1130 and the Illinois Controlled Substances Act, except for pharmacy technicians

5. **Which forcible felonies qualify for review?** The review process applies to the following forcible felonies:

- First Degree Murder
- Second Degree Murder
- Intentional Homicide of an Unborn Child
- Voluntary Manslaughter of an Unborn Child
- Drug-induced Homicide
- Kidnapping & Aggravated Kidnapping
- Unlawful Restraint & Aggravated Unlawful Restraint
- Forcible Detention
- Involuntary Servitude
- Trafficking in Persons
- Aggravated Battery
- Compelling Organization Membership of Persons
- Compelling Confession or Information by Force or Threat
- Robbery, Armed Robbery, & Aggravated Robbery
- Vehicular Hijacking & Aggravated Vehicular Hijacking
- Home Invasion
- Terrorism
- Causing a Catastrophe
- Possession of a Deadly Substance
- Making a Terrorist Threat & Falsely Making a Terrorist Threat
- Material Support for Terrorism
- Hindering Prosecution of Terrorism
- Boarding or Attempting to Board an Aircraft with Weapon
- Armed Violence
- Attempt of any of the above offenses

6. **Which forcible felonies do NOT qualify for review?** The review process does NOT apply to certain forcible felonies. If you have been convicted of one of the below forcible felonies, you may not hold a health care worker license in Illinois.
  - Forcible felonies requiring registration under the Sex Offender Registration Act
  - Involuntary sexual servitude of a minor that is a forcible felony
  - Criminal battery against any patient in the course of patient care or treatment
7. **Where can I find the date of my conviction?** You must contact the courthouse in the place where the conviction occurred and request a certified copy.
8. **Where can I find the date I was released from confinement?** Please provide your certified conviction and/or discharge papers indicating your last day of confinement. If you need a copy of your discharge papers, please call the Illinois Department of Corrections Records Department at 217-558-220 Ext. 5550 to request that a copy be sent to the Illinois Department of Financial and Professional Regulation at 100 West Randolph Street 9th Floor Chicago, Illinois 60601. Additional information about your conviction may be available via the Illinois State Police's Criminal History Information Response Process (CHIRP). If your conviction occurred outside of Illinois or in a Federal court, you must contact the authorities in that state or government agency to request this information.
9. **I meet all of the requirements under the law for review of my permanent revocation or denial. What do I do next?** You may file a Petition for Review.
10. **What is a Petition for Review?** A Petition for Review is a document that you must file with the Department's Clerk of the Court in order for the Department to review whether your forcible felony conviction prevents you from holding a health care worker license. Instructions for where and how to file a Petition for Review can be found [here](#).
11. **Where can I find this Petition for Review?** Instructions for where and how to file a Petition for Review can be found at <http://www.idfpr.com/Renewals/apply/Forms/F2306.pdf>.
12. **How much does it cost to file a Petition for Review?** There is no cost to file a Petition for Review, but you must still pay applicable costs and fees connected to your application for a health care worker license.
13. **How will the Department assess my Petition for Review?** If you qualify for review, you will have the opportunity to present information to the Department in support of licensure. You must prove that you have been rehabilitated since your conviction. You are encouraged to provide information that will help support your Petition for Review.
14. **I have provided information supporting rehabilitation from my forcible felony conviction. How will the Department determine whether I have been rehabilitated?** The Department may consider, but is not limited to, the following factors:
  - the seriousness of your offenses

- the presence of multiple offenses
- your prior disciplinary history, including, but not limited to, actions taken by other agencies in this State or by other states or jurisdictions, hospitals, health care facilities, residency programs, employers, insurance providers, or any of the armed forces of the United States or any state
- the impact of your offense on any injured party
- the vulnerability of any injured party, including, but not limited to, consideration of the injured party's age, disability, or mental illness
- your motive for the offense
- your contrition or lack of contrition for the offense
- your lack of cooperation with the Department or other investigative authorities
- your lack of prior disciplinary action, including, but not limited to, action by the Department or by other agencies in this State or by other states or jurisdictions, hospitals, health care facilities, residency programs, employers, insurance providers, or any of the armed forces of the United States or any state
- your cooperation with the Department or other investigative authorities
- restitution to injured parties
- whether your misconduct was self-reported
- any voluntary remedial actions taken by you or other evidence of rehabilitation
- the date of your conviction(s)
- if you previously had a health care worker license in Illinois, whether that license was in good standing at the time it was permanently revoked

15. **I filed a Petition for Review, will I receive my license?** Possibly, if you qualify for review under the law, prove you are rehabilitated from your conviction, and meet all restoration or licensure requirements, including payment of fees, if applicable.

16. **My license was permanently revoked and my Petition for Review was granted, what are the costs to get my license back?** You can contact the Licensure Maintenance Unit at 1-800-560-6420 or [FPR.LMU@illinois.gov](mailto:FPR.LMU@illinois.gov) with the email subject "Permanent Revocation/Denial Review" for more information about your required application after your Petition for Review has been granted. You may be required to submit a restoration application customized directly to you, along with any applicable fees, to ensure you are safe to practice. You are responsible for ensuring your renewal or restoration application is complete which may require additional costs such as fingerprinting or competency to practice assessments where required by that profession's practice act and rules. The cost depends on your specific profession and how many years you have been out of practice, if applicable.

17. **My license was permanently denied and my Petition for Review was granted, what are the costs to get my license?**

- **If you were permanently denied licensure and your application has not yet expired**, you are not required to repay your application fee, but are responsible for ensuring your application is complete which may require additional costs associated with fingerprinting (where required by law) or submission of necessary documentation for licensure such as school transcripts and examination results. You must also meet all requirements for licensure.

- **If you were previously permanently denied licensure and your application is expired**, you must submit a new application, meet all licensure requirements currently in effect, and pay any applicable fees. You are responsible for ensuring your application is complete which may require additional costs such as fingerprinting (where required by law) or submission of necessary documentation for licensure such as school transcripts and examination results.

18. **How can I find out if my application has expired?** You can contact the Licensure Maintenance Unit at 1-800-560-6420 or FPR.LMU@illinois.gov with the email subject “Permanent Revocation/Denial Review” for more information after your Petition for Review has been granted.
19. **Where can I find application forms?** You can find application forms and more information on the Department’s website by clicking on your profession name and selecting “Licensee Application and Forms.” You can also contact the Licensure Maintenance Unit at 1-800-560-6420 or FPR.LMU@illinois.gov with the email subject “Permanent Revocation/Denial Review” for more information after your Petition for Review has been granted.
20. **Where can I find more information about permanent denial and revocation and the Petition for Review process?** You can read the Civil Administrative Code at 20 ILCS 2105/2105-165 and the Administrative Rules 68 IAC 1130, Subpart C.
21. **Who can I contact for more information?** You can contact the Department at 1(888) 473-4858 or visit our website idfpr.com. You can also contact the Licensure Maintenance Unit at 1-800-560-6420 or FPR.LMU@illinois.gov with the email subject “Permanent Revocation/Denial Review” for information about documents you will need to submit after your Petition for Review is granted.

*DISCLAIMER: The above questions and answers are provided for general information only and may not be completely accurate in every circumstance, do not purport to be legal advice, and are not intended to be legally binding on the Department in a particular case. Questions involving interpretation of the law and your legal rights and obligations should be addressed to your lawyer.*