



IDFPR

Illinois Department of Financial and Professional Regulation

Division of Professional Regulation

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JB PRITZKER
Governor

MARIO TRETO, JR.
Secretary

CECILIA ABUNDIS
Director

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 FOR FOREIGN TRAINED PHYSICIANS TO PROVIDE FOR MEDICAL ASSESSMENT, SCREENING, AND TREATMENT, AND ANY HEALTH RELIEF NECESSARY TO CARE FOR COVID-19 PATIENTS

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 exists related to the COVID-19 outbreak in the State of Illinois; and

WHEREAS, as the Governor of the State of Illinois, pursuant to Sections 7(1), 7(2), 7(8), and 7(12) of the Illinois Emergency Management Agency Act, 20 ILCS 3305, ordered during the duration of the Gubernatorial COVID-19 Disaster Proclamations, the requirement in the Section 2105-400 of the Civil Administrative Code, 20 ILCS 2105-400, and its accompanying regulations, authorizing the Secretary of the Department of Financial and Professional Regulation (IDFPR) to take certain actions to increase the number of licensed professionals responding to the disaster is suspended to the extent it limits the Secretary's authority to those persons working under the direction of the Illinois Emergency Management Agency (IEMA) and the Illinois Department of Public Health (IDPH) pursuant to a declared disaster by the Governor;

WHEREAS, the Governor further ordered that the requirement that the Secretary shall only exercise this authority "in coordination with the Illinois Emergency Management Agency and the Department of Public Health" remains in effect and that in exercising this authority, the Secretary shall work closely with the Directors of the IEMA and IDPH to ensure any impacted licensed professionals are aiding in the response to the disaster; and

WHEREAS, Section 2105-400(a)(2) of the Civil Administrative Code (20 ILCS 2105) authorizes the Secretary of IDFPR to modify the scope of practice restrictions for physicians and surgeons licensed to practice medicine in all of its branches under the Medical Practice Act ("MPA"), 225 ILCS 60/1, including the delegation of authority; and

WHEREAS, the Secretary of IDFPR has coordinated a response to the declared public health emergency with IEMA and IDPH, including modifying the scope of practice restrictions for physicians and surgeons licensed to practice medicine in all of its branches under the MPA, to delegate authority to physicians who are trained in a country other than the United States and are not licensed to practice medicine in any state or territory of the United States, hereinafter referred to as international medical graduate ("IMG") physicians; and

THEREFORE, the Secretary of IDFPR, Mario Treto, Jr., hereby orders the following, pursuant to his authority under 20 ILCS 2105- 400(a)(1):

1. The restrictions on delegation of authority of licensed physicians and surgeons licensed to practice medicine in all of its branches under the MPA which would prevent them from delegating any and all authority prescribed to them by law to IMG physicians who are working in response to the public health emergency declared by the Governor, are suspended to allow licensed physicians and surgeons licensed to practice medicine in all of its branches under the MPA to delegate authority to IMG physicians to provide vital healthcare services in Illinois.
2. IMG physicians working in Illinois pursuant to this Order must have their education certified by the Educational Commission for Foreign Medical Graduates (ECFMG) and have passed Steps 1, 2 Clinical Knowledge (CK), and 3 of the United States Medical Licensing Examination (USMLE) as required by the MPA. Such IMG physicians, while working in Illinois, are subject to all statutory and regulatory requirements of the MPA, 225 ILCS 60/1, as applicable, relating to the standards of care. IMG physicians must attest that they have done so on a form provided by the Department.
3. IMG physicians are limited to providing treatment during the Gubernatorial COVID-19 Disaster Proclamations.
4. IMG physicians are limited to providing treatment under the supervision of a physician and surgeon licensed to practice medicine in all of its branches pursuant to the MPA.
5. IMG physicians must provide IDFPR with their name, contact information, country or other origin of licensure, license number, respective date of beginning services, and date of ending services on an IMG Physician Temporary Practice Application.
6. This Order does not apply to any IMG physician who holds a license as a licensed physician that is revoked, suspended, or otherwise encumbered.
7. This Order is effective on April 29, 2022, and shall continue in effect until the expiration of the Gubernatorial COVID-19 Disaster Proclamations.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION of the State of Illinois;
MARIO TRETO, JR., SECRETARY,

April 29, 2022
Date


Mario Treto, Jr.