



Illinois Department of Financial and Professional Regulation
Division of Professional Regulation

J.B. Pritzker
Governor

Deborah A. Hagan
Secretary
CECILIA ABUNDIS
Acting Director
Division of Professional Regulation

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 OUT-OF-STATE LICENSED PHYSICIANS TO PROVIDE MEDICAL ASSESSMENT, SCREENING, AND TREATMENT, AND ANY HEALTH RELIEF NECESSARY TO CARE FOR COVID-19 PATIENTS; AND FOR ILLINOIS LICENSED PHARMACISTS TO ADMINISTER COVID-19 TESTS

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 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 and the Illinois Department of Public Health pursuant to a declared disaster by the Governor. 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 Emergency Management Agency and the Department of Public Health to ensure any impacted licensed professionals are aiding in the response to the disaster.

WHEREAS, Section 2105-400(a)(1) of the Civil Administrative Code (20 ILCS 2105) authorizes the Secretary of the IDFPR to suspend the requirements for permanent licensure of persons who are licensed in another state, and modify the scope of practice restrictions under any licensing act administered by the Department; and

WHEREAS, the Secretary of IDFPR has coordinated a response to the declared public health emergency; and

THEREFORE, the Secretary of the Illinois Department of Financial and Professional Regulation, Deborah Hagan, hereby orders the following:

1. An Illinois licensed pharmacist's scope of practice under the Pharmacy Practice Act is expanded to screen patients, order, administer, read, and report the findings of tests waived under the Clinical Laboratory Improvement Amendments of 1988 (CLIA) for COVID-19. Such licensees must be appropriately trained to administer COVID-19 tests and are subject to all provisions of the Pharmacy Practice Act and its Rules, as applicable, relating to the standards of care. Such licensees are limited to working in (a) a CLIA-certified lab or a facility with a CLIA certificate of waiver; (b) in a state-licensed long-term care facility, state regulated hospital, or federally qualified health center (FQHC); or (c) under the direction of the Illinois Emergency Management Agency (IEMA) or the Department of Public Health (DPH).
2. The requirements for permanent licensure of physicians who are licensed in another state, are in good standing, and working in response to the public health emergency declared by the Governor: (a) in a CLIA-certified lab or a facility with a CLIA certificate of waiver; (b) in a state licensed long-term care facility, state regulated hospital, or federally qualified health center (FQHC); or (c) under the direction of IEMA or DPH, are suspended to allow out-of-state physician licensees to provide treatment in response to the COVID-19 outbreak.
3. Out-of-state physician licensees working in Illinois pursuant to this Order must hold a license from another U.S. jurisdiction and must be in good standing in that jurisdiction. Such licensees, while working in Illinois, are subject to all provisions of the Medical Practice Act and its Rules, as applicable, relating to the standards of care.
4. Out-of-state physician licensees must provide IDFPR with their name, contact information, state of licensure, license number, respective date of arrival, and date of departure on a form provided by IDFPR.
5. This Order does not apply to any licensee who holds an Illinois license as a physician or pharmacist that is revoked, suspended, or otherwise encumbered.
6. This Order is effective upon signature and shall continue in effect until throughout the duration of the Gubernatorial Disaster Proclamation.

DEPARTMENT OF FINANCIAL AND
PROFESSIONAL REGULATION of the State of
Illinois: DEBORAH HAGAN, SECRETARY,

Date

4/10/2020

