



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

SB2043

Introduced 2/10/2017, by Sen. John G. Mulroe

#### SYNOPSIS AS INTRODUCED:

20 ILCS 2310/2310-617  
410 ILCS 315/2e

Amends the Communicable Disease Prevention Act. Provides that the Department must provide all students (currently, all female students) who are entering sixth grade and their parents or legal guardians written information about the link between human papillomavirus and specified kinds of cancer, and the Centers for Disease Control and Prevention's recommendation for children to be vaccinated with the HPV vaccine (currently, written information about the link between human papillomavirus and cervical cancer and the availability of a HPV vaccine). Provides that the Department shall adopt emergency rules to the extent necessary to administer the Department's responsibilities under the amendatory Act no later than July 1, 2018. Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Provides that beginning on January 1, 2019, the definition for "eligible individual" for provisions concerning human papillomavirus vaccinations includes male children under the age of 18 that meet specified conditions.

LRB100 08811 MJP 18952 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Department of Public Health Powers and  
5 Duties Law of the Civil Administrative Code of Illinois is  
6 amended by changing Section 2310-617 as follows:

7 (20 ILCS 2310/2310-617)

8 Sec. 2310-617. Human papillomavirus vaccine.

9 (a) As used in this Section, "eligible individual" means a  
10 female child under the age of 18, and, beginning on January 1,  
11 2019, a male child under the age of 18, who is a resident of  
12 Illinois who: (1) is not entitled to receive a human  
13 papillomavirus (HPV) vaccination at no cost as a benefit under  
14 a plan of health insurance, a managed care plan, or a plan  
15 provided by a health maintenance organization, a health  
16 services plan corporation, or a similar entity, and (2) meets  
17 the requirements established by the Department of Public Health  
18 by rule.

19 (b) Subject to appropriation, the Department of Public  
20 Health shall establish and administer a program, commencing no  
21 later than July 1, 2011, under which any eligible individual  
22 shall, upon the eligible individual's request, receive a series  
23 of HPV vaccinations as medically indicated, at no cost to the

1 eligible individual.

2 (c) The Department of Public Health shall adopt rules for  
3 the administration and operation of the program, including, but  
4 not limited to: determination of the HPV vaccine formulation to  
5 be administered and the method of administration; eligibility  
6 requirements and eligibility determinations; and standards and  
7 criteria for acquisition and distribution of the HPV vaccine  
8 and related supplies. The Department may enter into contracts  
9 or agreements with public or private entities for the  
10 performance of such duties under the program as the Department  
11 may deem appropriate to carry out this Section and its rules  
12 adopted under this Section.

13 (Source: P.A. 95-422, eff. 8-24-07.)

14 Section 10. The Communicable Disease Prevention Act is  
15 amended by changing Section 2e as follows:

16 (410 ILCS 315/2e)

17 Sec. 2e. Cervical cancer prevention.

18 (a) Notwithstanding the provisions of Section 2 of this  
19 Act, beginning August 1, 2007, the Department of Public Health  
20 must provide all ~~female~~ students who are entering sixth grade  
21 and their parents or legal guardians written information about  
22 the link between human papillomavirus (HPV) and cervical,  
23 vulvar, and vaginal cancer in females; penile cancer in males;  
24 and anal cancer and oropharyngeal cancer in both females and

1 males, and the Centers for Disease Control and Prevention's  
2 recommendation for children to be vaccinated with the HPV  
3 vaccine so that they are protected before ever being exposed to  
4 the virus cervical cancer and the availability of a HPV  
5 vaccine.

6 (b) The Director of Public Health shall prescribe the  
7 content of the information required in subsection (a) of this  
8 Section.

9 (c) In order to provide for the expeditious and timely  
10 implementation of the provisions of this amendatory Act of the  
11 95th General Assembly, the Department of Public Health shall  
12 adopt emergency rules in accordance with Section 5-45 of the  
13 Illinois Administrative Procedure Act to the extent necessary  
14 to administer the Department's responsibilities under this  
15 amendatory Act of the 95th General Assembly. The adoption of  
16 emergency rules authorized by this subsection (c) is deemed to  
17 be necessary for the public interest, safety, and welfare.

18 (d) In order to provide for the expeditious and timely  
19 implementation of the provisions of this amendatory Act of the  
20 100th General Assembly, the Department of Public Health shall  
21 adopt emergency rules in accordance with Section 5-45 of the  
22 Illinois Administrative Procedure Act to the extent necessary  
23 to administer the Department's responsibilities under this  
24 amendatory Act of the 100th General Assembly no later than July  
25 1, 2018. The adoption of emergency rules authorized by this  
26 subsection (d) is deemed to be necessary for the public

1 interest, safety, and welfare.

2 (Source: P.A. 95-422, eff. 8-24-07.)