



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB2866

Introduced 2/14/2018, by Sen. Linda Holmes

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, 2019. Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Provides that beginning on January 1, 2020, the definition for "eligible individual" for provisions concerning human papillomavirus vaccinations includes male children under the age of 18 that meet specified conditions.

LRB100 19072 MJP 34328 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 2020, 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, vaginal, penile, anal, and oropharyngeal cancers in
24 males and females, as applicable, and the Centers for Disease

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

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

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

17 (d) In order to provide for the expeditious and timely
18 implementation of the provisions of this amendatory Act of the
19 100th General Assembly, the Department of Public Health shall
20 adopt emergency rules in accordance with Section 5-45 of the
21 Illinois Administrative Procedure Act to the extent necessary
22 to administer the Department's responsibilities under this
23 amendatory Act of the 100th General Assembly no later than July
24 1, 2019. The adoption of emergency rules authorized by this
25 subsection (d) is deemed to be necessary for the public
26 interest, safety, and welfare.

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