



Sen. Julie A. Morrison

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10200SB0969sam001

LRB102 04883 CPF 25993 a

1 AMENDMENT TO SENATE BILL 969

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 969 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Sexual Assault Survivors Emergency  
5 Treatment Act is amended by changing Section 7 as follows:

6 (410 ILCS 70/7) (from Ch. 111 1/2, par. 87-7)

7 Sec. 7. Reimbursement.

8 (a) A hospital, approved pediatric health care facility,  
9 or health care professional furnishing medical forensic  
10 services, an ambulance provider furnishing transportation to a  
11 sexual assault survivor, a hospital, health care professional,  
12 or laboratory providing follow-up healthcare, or a pharmacy  
13 dispensing prescribed medications to any sexual assault  
14 survivor shall furnish such services or medications to that  
15 person without charge and shall seek payment as follows:

16 (1) If a sexual assault survivor is eligible to

1 receive benefits under the medical assistance program  
2 under Article V of the Illinois Public Aid Code, the  
3 ambulance provider, hospital, approved pediatric health  
4 care facility, health care professional, laboratory, or  
5 pharmacy must submit the bill to the Department of  
6 Healthcare and Family Services or the appropriate Medicaid  
7 managed care organization and accept the amount paid as  
8 full payment.

9 (2) If a sexual assault survivor is covered by one or  
10 more policies of health insurance or is a beneficiary  
11 under a public or private health coverage program, the  
12 ambulance provider, hospital, approved pediatric health  
13 care facility, health care professional, laboratory, or  
14 pharmacy shall bill the insurance company or program. With  
15 respect to such insured patients, applicable deductible,  
16 co-pay, co-insurance, denial of claim, or any other  
17 out-of-pocket insurance-related expense may be submitted  
18 to the Illinois Sexual Assault Emergency Treatment Program  
19 of the Department of Healthcare and Family Services in  
20 accordance with 89 Ill. Adm. Code 148.510 for payment at  
21 the Department of Healthcare and Family Services'  
22 allowable rates under the Illinois Public Aid Code. The  
23 ambulance provider, hospital, approved pediatric health  
24 care facility, health care professional, laboratory, or  
25 pharmacy shall accept the amounts paid by the insurance  
26 company or health coverage program and the Illinois Sexual

1 Assault Treatment Program as full payment.

2 (3) If a sexual assault survivor is neither eligible  
3 to receive benefits under the medical assistance program  
4 under Article V of the Illinois Public Aid Code nor  
5 covered by a policy of insurance or a public or private  
6 health coverage program, the ambulance provider, hospital,  
7 approved pediatric health care facility, health care  
8 professional, laboratory, or pharmacy shall submit the  
9 request for reimbursement to the Illinois Sexual Assault  
10 Emergency Treatment Program under the Department of  
11 Healthcare and Family Services in accordance with 89 Ill.  
12 Adm. Code 148.510 at the Department of Healthcare and  
13 Family Services' allowable rates under the Illinois Public  
14 Aid Code.

15 (4) If a sexual assault survivor presents a sexual  
16 assault services voucher for follow-up healthcare, the  
17 healthcare professional, pediatric health care facility,  
18 or laboratory that provides follow-up healthcare or the  
19 pharmacy that dispenses prescribed medications to a sexual  
20 assault survivor shall submit the request for  
21 reimbursement for follow-up healthcare, pediatric health  
22 care facility, laboratory, or pharmacy services to the  
23 Illinois Sexual Assault Emergency Treatment Program under  
24 the Department of Healthcare and Family Services in  
25 accordance with 89 Ill. Adm. Code 148.510 at the  
26 Department of Healthcare and Family Services' allowable

1 rates under the Illinois Public Aid Code. Nothing in this  
2 subsection (a) precludes hospitals or approved pediatric  
3 health care facilities from providing follow-up healthcare  
4 and receiving reimbursement under this Section.

5 (b) Nothing in this Section precludes a hospital, health  
6 care provider, ambulance provider, laboratory, or pharmacy  
7 from billing the sexual assault survivor or any applicable  
8 health insurance or coverage for inpatient services.

9 (c) (Blank).

10 (d) (Blank). ~~On and after July 1, 2012, the Department~~  
11 ~~shall reduce any rate of reimbursement for services or other~~  
12 ~~payments or alter any methodologies authorized by this Act or~~  
13 ~~the Illinois Public Aid Code to reduce any rate of~~  
14 ~~reimbursement for services or other payments in accordance~~  
15 ~~with Section 5-5e of the Illinois Public Aid Code.~~

16 (d-5) Notwithstanding any other provision of law,  
17 including, but not limited to, Section 5-5e of the Illinois  
18 Public Aid Code, a person or entity described under subsection  
19 (a) who provides an acute exam to a sexual assault survivor  
20 under this Act who is uninsured or receives medical assistance  
21 under Article V of the Illinois Public Aid Code shall receive  
22 reimbursement for each acute exam provided in the following  
23 amounts:

24 (1) \$750 for an acute exam provided to an adult sexual  
25 assault survivor.

26 (2) \$500 for an acute exam provided to a pediatric

1       sexual assault survivor.

2       The rates of reimbursement under this subsection may be  
3 increased by the Department.

4       (d-10) Notwithstanding any other provision of law,  
5 including, but not limited to, subsection (a), a sexual  
6 assault survivor with a nonprimary insurance policy may opt  
7 out of billing the sexual assault survivor's private insurance  
8 provider in a situation where a concern for safety or  
9 confidentiality exists.

10       (e) The Department of Healthcare and Family Services shall  
11 establish standards, rules, and regulations to implement this  
12 Section.

13       (f) This Section is effective on and after July 1, 2021.

14       (Source: P.A. 100-775, eff. 1-1-19; 101-634, eff. 6-5-20.)

15       Section 99. Effective date. This Act takes effect upon  
16 becoming law.".