

SB1043



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB1043

Introduced 2/25/2021, by Sen. Don Harmon

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-4.1

from Ch. 23, par. 5-4.1

Amends the Illinois Public Aid Code. Makes a technical change in a Section regarding Medicaid co-payments.

LRB102 04855 KTG 14874 b

A BILL FOR

1 AN ACT concerning public aid.

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

4 Section 5. The Illinois Public Aid Code is amended by
5 changing Section 5-4.1 as follows:

6 (305 ILCS 5/5-4.1) (from Ch. 23, par. 5-4.1)

7 Sec. 5-4.1. Co-payments. The ~~The~~ Department may by rule
8 provide that recipients under any Article of this Code shall
9 pay a federally approved fee as a co-payment for services. No
10 co-payment requirement can exist for renal dialysis, radiation
11 therapy, cancer chemotherapy, or insulin, and other products
12 necessary on a recurring basis, the absence of which would be
13 life threatening, or where co-payment expenditures for
14 required services and/or medications for chronic diseases that
15 the Illinois Department shall by rule designate shall cause an
16 extensive financial burden on the recipient, and provided no
17 co-payment shall exist for emergency room encounters which are
18 for medical emergencies. The Department shall seek approval of
19 a State plan amendment that allows pharmacies to refuse to
20 dispense drugs in circumstances where the recipient does not
21 pay the required co-payment. Co-payments may not exceed \$10
22 for emergency room use for a non-emergency situation as
23 defined by the Department by rule and subject to federal

1 approval.

2 (Source: P.A. 101-209, eff. 8-5-19.)