



Rep. Laura Faver Dias

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10300HB4504ham001

LRB103 36828 RPS 70306 a

1 AMENDMENT TO HOUSE BILL 4504

2 AMENDMENT NO. _____. Amend House Bill 4504 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Employees Group Insurance Act of
5 1971 is amended by changing Section 6.11 as follows:

6 (5 ILCS 375/6.11)

7 Sec. 6.11. Required health benefits; Illinois Insurance
8 Code requirements. The program of health benefits shall
9 provide the post-mastectomy care benefits required to be
10 covered by a policy of accident and health insurance under
11 Section 356t of the Illinois Insurance Code. The program of
12 health benefits shall provide the coverage required under
13 Sections 356g, 356g.5, 356g.5-1, 356m, 356q, 356u, 356w, 356x,
14 356z.2, 356z.4, 356z.4a, 356z.5, 356z.6, 356z.8, 356z.9,
15 356z.10, 356z.11, 356z.12, 356z.13, 356z.14, 356z.15, 356z.17,
16 356z.22, 356z.25, 356z.26, 356z.29, 356z.30a, 356z.32,

1 356z.33, 356z.36, 356z.40, 356z.41, 356z.45, 356z.46, 356z.47,
2 356z.51, 356z.53, 356z.54, 356z.55, 356z.56, 356z.57, 356z.59,
3 356z.60, ~~and~~ 356z.61, ~~and~~ 356z.62, 356z.64, 356z.67, 356z.68,
4 and 356z.70 of the Illinois Insurance Code. The program of
5 health benefits must comply with Sections 155.22a, 155.37,
6 355b, 356z.19, 370c, and 370c.1 and Article XXXIIB of the
7 Illinois Insurance Code. The program of health benefits shall
8 provide the coverage required under Section 356m of the
9 Illinois Insurance Code and, for the employees of the State
10 Employee Group Insurance Program only, the coverage as also
11 provided in Section 6.11B of this Act. The Department of
12 Insurance shall enforce the requirements of this Section with
13 respect to Sections 370c and 370c.1 of the Illinois Insurance
14 Code; all other requirements of this Section shall be enforced
15 by the Department of Central Management Services.

16 Rulemaking authority to implement Public Act 95-1045, if
17 any, is conditioned on the rules being adopted in accordance
18 with all provisions of the Illinois Administrative Procedure
19 Act and all rules and procedures of the Joint Committee on
20 Administrative Rules; any purported rule not so adopted, for
21 whatever reason, is unauthorized.

22 (Source: P.A. 102-30, eff. 1-1-22; 102-103, eff. 1-1-22;
23 102-203, eff. 1-1-22; 102-306, eff. 1-1-22; 102-642, eff.
24 1-1-22; 102-665, eff. 10-8-21; 102-731, eff. 1-1-23; 102-768,
25 eff. 1-1-24; 102-804, eff. 1-1-23; 102-813, eff. 5-13-22;
26 102-816, eff. 1-1-23; 102-860, eff. 1-1-23; 102-1093, eff.

1 1-1-23; 102-1117, eff. 1-13-23; 103-8, eff. 1-1-24; 103-84,
2 eff. 1-1-24; 103-91, eff. 1-1-24; 103-420, eff. 1-1-24;
3 103-445, eff. 1-1-24; 103-535, eff. 8-11-23; 103-551, eff.
4 8-11-23; revised 8-29-23.)

5 Section 10. The Illinois Insurance Code is amended by
6 changing Section 356z.5 as follows:

7 (215 ILCS 5/356z.5)

8 Sec. 356z.5. Prescription inhalants.

9 (a) In this Section, "prescription inhaler" means a
10 prescribed medical device that delivers inhaled medications
11 used to treat breathing for persons suffering from asthma or
12 other life-threatening bronchial ailments. "Prescription
13 inhaler" includes metered-dose inhalers, nebulizers, and dry
14 powder inhalers. "Prescription inhaler" does not include
15 inhalers available over the counter without a prescription to
16 provide temporary relief from respiratory symptoms.

17 (b) A group or individual policy of accident and health
18 insurance or managed care plan amended, delivered, issued, or
19 renewed through December 31, 2025 ~~after the effective date of~~
20 ~~this amendatory Act of the 93rd General Assembly~~ that provides
21 coverage for prescription drugs may not deny or limit coverage
22 for prescription inhalers ~~inhalants~~ to enable persons to
23 breathe when suffering from asthma or other life-threatening
24 bronchial ailments based upon any restriction on the number of

1 days before an inhaler refill may be obtained if, contrary to
2 those restrictions, the inhalants have been ordered or
3 prescribed by the treating physician and are medically
4 appropriate.

5 (c) A group or individual policy of accident and health
6 insurance or managed care plan amended, delivered, issued, or
7 renewed on or after January 1, 2026 that provides coverage for
8 prescription drugs may not deny or limit, except as otherwise
9 provided in this subsection, coverage for prescription
10 inhalers to enable persons to breathe when suffering from
11 asthma or other life-threatening bronchial ailments based upon
12 any restriction on the number of days before an inhaler refill
13 may be obtained if, contrary to those restrictions, the
14 inhalants have been ordered or prescribed by the treating
15 physician and are medically appropriate. A group or individual
16 policy of accident and health insurance or managed care plan
17 subject to this subsection shall limit the total amount that a
18 covered person is required to pay for a covered prescription
19 inhaler to an amount not to exceed \$25 dollars per 30-day
20 supply.

21 (d) Nothing in this Section prevents a group or individual
22 policy of accident and health insurance or managed care plan
23 from reducing a covered person's cost sharing to an amount
24 less than the amount specified in subsection (c).

25 (e) Coverage for prescription inhalers shall not be
26 subject to any deductible; except that this provision does not

1 apply to the extent such coverage would disqualify a
2 high-deductible health plan from eligibility for a health
3 savings account pursuant to Section 223 of the Internal
4 Revenue Code (26 U.S.C. 223).

5 (f) The Department may adopt rules necessary to implement
6 and administer this Section and to align with federal
7 requirements. The Department may use any of its enforcement
8 powers to obtain a group or individual policy of accident and
9 health insurance's or managed care plan's compliance with this
10 Section.

11 (Source: P.A. 95-331, eff. 8-21-07.)".