

1 AN ACT in relation to 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 Department may by rule  
8 provide that recipients under any Article of this Code shall  
9 pay a fee as a co-payment for services. Co-payments may not  
10 exceed ~~\$3--for--brand--name--drugs,~~ \$1 for other pharmacy  
11 services other than prescription drugs , and \$2 for  
12 physicians services, dental services, optical services and  
13 supplies, chiropractic services, podiatry services, and  
14 encounter rate clinic services. Co-payments may not exceed  
15 \$3 for hospital outpatient and clinic services. Provided,  
16 however, that any such rule must provide that no co-payment  
17 requirement can exist (i) for prescription drugs, (ii) for  
18 renal dialysis, radiation therapy, cancer chemotherapy, or  
19 insulin, and other products necessary on a recurring basis,  
20 the absence of which would be life threatening, (iii) ~~or~~  
21 where co-payment expenditures for required services and/or  
22 medications for chronic diseases that the Illinois Department  
23 shall by rule designate shall cause an extensive financial  
24 burden on the recipient, or (iv) ~~and--provided--no--co-payment~~  
25 ~~shall--exist~~ for emergency room encounters which are for  
26 medical emergencies.

27 (Source: P.A. 92-597, eff. 6-28-02.)

28 Section 99. Effective date. This Act takes effect upon  
29 becoming law.