

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 \$2 \$3 for brand name drugs, \$1 for other pharmacy
11 services other than for generic drugs, and \$2 for physicians
12 services, dental services, optical services and supplies,
13 chiropractic services, podiatry services, and encounter rate
14 clinic services. There shall be no co-payment for generic
15 drugs. Co-payments may not exceed \$3 for hospital outpatient
16 and clinic services. Provided, however, that any such rule
17 must provide that no co-payment requirement can exist 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, or where
21 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, and provided no co-payment shall
25 exist for emergency room encounters which are for medical
26 emergencies.

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

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