

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 Insurance Code is amended by adding  
5 Section 364.3 as follows:

6 (215 ILCS 5/364.3 new)

7 Sec. 364.3. Prior authorization form; prescription  
8 benefits.

9 (a) Notwithstanding any other provision of law, on and  
10 after January 1, 2015, a health insurer that provides  
11 prescription drug benefits must, within 72 hours after receipt  
12 of a prior authorization form from a prescribing provider or  
13 pharmacist, either approve or deny the prior authorization. In  
14 the case of a denial, the health insurer shall provide the  
15 prescriber with the reason for the denial, an alternative  
16 covered medication, if applicable, and information regarding  
17 the procedure for submitting an appeal to the denial.

18 In the case of an expedited coverage determination, the  
19 health insurer must either approve or deny the prior  
20 authorization within 24 hours after receipt of the prior  
21 authorization form. In the case of a denial, the health insurer  
22 shall provide the prescriber with the reason for the denial, an  
23 alternative covered medication, if applicable, and information

1 regarding the procedure for submitting an appeal to the denial.

2 (b) Health insurers must provide confirmation of receipt of  
3 a prior authorization form within one hour after receipt of the  
4 prior authorization form.

5 (c) This Section does not apply to plans for beneficiaries  
6 of Medicare or Medicaid.

7 (d) For the purposes of this Section:

8 "Pharmacist" has the same meaning as set forth in the  
9 Pharmacy Practice Act.

10 "Prescribing provider" includes a provider authorized to  
11 write a prescription, as described in subsection (e) of Section  
12 3 of the Pharmacy Practice Act, to treat a medical condition of  
13 an insured.

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