

1 not a request is made for reimbursement, except hospitals
 2 participating in community or area wide plans in compliance
 3 with Section 4 of this Act, shall submit to the Department of
 4 Public Health a plan to provide hospital emergency services
 5 to alleged sexual assault survivors which shall be made
 6 available by such hospital. Such plan shall be submitted
 7 within 60 days of receipt of the Department's request for
 8 this plan, to the Department of Public Health for approval
 9 prior to such plan becoming effective. The Department of
 10 Public Health shall approve such plan for emergency service
 11 to alleged sexual assault survivors if it finds that the
 12 implementation of the proposed plan would provide adequate
 13 hospital emergency service for alleged sexual assault
 14 survivors and provide sufficient protections from the risk of
 15 pregnancy by sexual assault survivors.

16 The Department of Public Health shall periodically
 17 conduct on site reviews of such approved plans with hospital
 18 personnel to insure that the established procedures are being
 19 followed.

20 (Source: P.A. 89-507, eff. 7-1-97; 90-587, eff. 7-1-98.)

21 (410 ILCS 70/2.2 new)

22 Sec. 2.2. Emergency contraception.

23 (a) The General Assembly finds:

24 (1) Crimes of sexual violence cause significant
 25 physical, emotional, and psychological trauma to the
 26 victims. This trauma is compounded by a victim's fear of
 27 becoming pregnant and bearing a child as a result of the
 28 sexual assault.

29 (2) Each year over 32,000 women become pregnant in
 30 the United States as the result of rape and approximately
 31 50% of these pregnancies end in abortion.

32 (3) As approved for use by the Federal Food and
 33 Drug Administration (FDA), emergency contraception can

1 significantly reduce the risk of pregnancy if taken
2 within 72 after the sexual assault.

3 (4) By providing emergency contraception to rape
4 victims in a timely manner, the trauma of rape can be
5 significantly reduced.

6 (b) Within 120 days after the effective date of this
7 amendatory Act of the 92nd General Assembly, every hospital
8 providing services to alleged sexual assault survivors in
9 accordance with a plan approved under Section 2 must develop
10 and implement a protocol that ensures that each survivor of
11 sexual assault will receive medically and factually accurate
12 and written and oral information about emergency
13 contraception; the indications and counter-indications and
14 risks associated with the use of emergency contraception; and
15 a description of how and when victims may be provided
16 emergency contraception upon the written order of the
17 emergency room physician licensed to practice medicine in all
18 its branches. The Department shall approve the protocol if
19 it finds that the implementation of the protocol would
20 provide sufficient protection for survivors of an alleged
21 sexual assault."