



Rep. Kelly M. Cassidy

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1 AMENDMENT TO HOUSE BILL 5417

2 AMENDMENT NO. _____. Amend House Bill 5417 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Insurance Code is amended by
5 adding Section 356z.71 as follows:

6 (215 ILCS 5/356z.71 new)

7 Sec. 356z.71. Coverage for home test kits for sexually
8 transmitted infections (STIs).

9 (a) As used in this Section, "home test kit" means a
10 product used for a test recommended by the federal Centers for
11 Disease Control and Prevention guidelines or the United States
12 Preventive Services Task Force that has received a certificate
13 of waiver under the Clinical Laboratory Improvement Amendments
14 to the federal Public Health Services Act, has been cleared or
15 approved by the United States Food and Drug Administration, or
16 has been developed by a laboratory in accordance with

1 established regulations and quality standards, to allow
2 individuals to self-collect specimens for STIs, including HIV,
3 remotely at a location outside of a clinical setting.

4 (b) An individual or group policy of accident and health
5 insurance amended, delivered, issued, or renewed in this State
6 after January 1, 2026 shall provide coverage for home test
7 kits for sexually transmitted infections, including any
8 laboratory costs of processing the kit, that are deemed
9 medically necessary or appropriate and ordered directly by a
10 clinician for patient use based on clinical guidelines and
11 individual patient health needs.

12 (1) A commercial health care plan is required to cover
13 the services outlined in this subsection when ordered for
14 an enrollee by an in-network provider.

15 (2) Except as otherwise provided in this subsection, a
16 policy subject to this subsection shall not impose a
17 deductible, coinsurance, copayment, or any other
18 cost-sharing requirement on the coverage provided. The
19 provisions of this subsection do not apply to coverage of
20 procedures to the extent such coverage would disqualify a
21 high-deductible health plan from eligibility for a health
22 savings account pursuant to the federal Internal Revenue
23 Code, 26 U.S.C. 223.

24 (3) Except as otherwise authorized under this Section,
25 a policy shall not impose any restrictions or delays on
26 the coverage required under this Section.

1 (4) If a plan or issuer uses a network of providers,
2 nothing in this Section shall be construed to require
3 coverage or to prohibit the plan or issuer from imposing
4 cost-sharing for items or services described in this
5 Section that are provided or delivered by an
6 out-of-network provider, unless the plan or issuer does
7 not have in its network a provider who is able to or is
8 willing to provide the applicable items or services.

9 Section 10. The Illinois Public Aid Code is amended by
10 changing Section 5-16.8 as follows:

11 (305 ILCS 5/5-16.8)

12 Sec. 5-16.8. Required health benefits. The medical
13 assistance program shall (i) provide the post-mastectomy care
14 benefits required to be covered by a policy of accident and
15 health insurance under Section 356t and the coverage required
16 under Sections 356g.5, 356q, 356u, 356w, 356x, 356z.6,
17 356z.26, 356z.29, 356z.32, 356z.33, 356z.34, 356z.35, 356z.46,
18 356z.47, 356z.51, 356z.53, 356z.56, 356z.59, 356z.60, ~~and~~
19 356z.61, 356z.64, 356z.67, and 356z.71 of the Illinois
20 Insurance Code, (ii) be subject to the provisions of Sections
21 356z.19, 356z.44, 356z.49, 364.01, 370c, and 370c.1 of the
22 Illinois Insurance Code, and (iii) be subject to the
23 provisions of subsection (d-5) of Section 10 of the Network
24 Adequacy and Transparency Act.

1 The Department, by rule, shall adopt a model similar to
2 the requirements of Section 356z.39 of the Illinois Insurance
3 Code.

4 On and after July 1, 2012, the Department shall reduce any
5 rate of reimbursement for services or other payments or alter
6 any methodologies authorized by this Code to reduce any rate
7 of reimbursement for services or other payments in accordance
8 with Section 5-5e.

9 To ensure full access to the benefits set forth in this
10 Section, on and after January 1, 2016, the Department shall
11 ensure that provider and hospital reimbursement for
12 post-mastectomy care benefits required under this Section are
13 no lower than the Medicare reimbursement rate.

14 (Source: P.A. 102-30, eff. 1-1-22; 102-144, eff. 1-1-22;
15 102-203, eff. 1-1-22; 102-306, eff. 1-1-22; 102-530, eff.
16 1-1-22; 102-642, eff. 1-1-22; 102-804, eff. 1-1-23; 102-813,
17 eff. 5-13-22; 102-816, eff. 1-1-23; 102-1093, eff. 1-1-23;
18 102-1117, eff. 1-13-23; 103-84, eff. 1-1-24; 103-91, eff.
19 1-1-24; 103-420, eff. 1-1-24; revised 12-15-23.)

20 Section 15. The AIDS Confidentiality Act is amended by
21 adding Section 5.6 as follows:

22 (410 ILCS 305/5.6 new)

23 Sec. 5.6. Illinois AIDS Drug Assistance Program.

24 (a) The purpose of this Section is to expand and assist

1 with implementation of the Rapid Start for HIV treatment
2 model. The pilot sites will allow the development of a
3 coordinated system of health care services to provide timely
4 and quality HIV treatment. This will occur by increasing the
5 capacity of the Department of Public Health and build toward
6 establishing the Rapid Start model as the standard of care for
7 HIV treatment. This program shall be known as the Illinois
8 AIDS Drug Assistance Program or Illinois ADAP.

9 (b) In this Section:

10 "Conditional approval" means Illinois ADAP approval within
11 one business day after submission of documentation of Illinois
12 residency, a program agreement form, and an attestation of
13 remaining eligibility requirements.

14 "Rapid Start for HIV Treatment" means initiating
15 antiretroviral therapy within 7 days after initial diagnosis
16 or within 7 days after referral to HIV medical care as defined
17 by the Centers for Disease Control and Prevention
18 recommendations for HIV treatment.

19 (c) Beginning January 1, 2026, Illinois ADAP shall
20 establish a pathway for conditional approval of Illinois ADAP
21 enrollment for new applicants seeking to enter or reenter
22 medical care. Applicants receiving conditional approval on or
23 after January 1, 2026 will have 30 days to submit a complete
24 Illinois ADAP application, addressing all remaining
25 eligibility requirements.

26 (d) The Department of Public Health shall establish one

1 Rapid Start for HIV Treatment pilot site per HIV Care Connect
2 Region. The Department may implement processes and adopt rules
3 to implement this pilot program in accordance with industry
4 standards informed by the most current Centers for Disease
5 Control and Prevention and Health Resources and Services
6 Administration guidance on HIV care and treatment.

7 (e) The pilot sites shall abide by the following
8 principles:

9 (1) Nothing About Us Without Us: Pilot site programs
10 and services shall be formulated with transparency,
11 community involvement, and direct ongoing input by people
12 living with and vulnerable to HIV.

13 (2) Equity: Pilot site programs and services shall
14 provide equitable support, services, and resources to all
15 participants and ensure accessibility to the greatest
16 extent possible.

17 (3) Self-Determination: Pilot site programs and
18 services shall prioritize individual dignity and autonomy
19 in decision-making while encouraging people to connect
20 with additional services that promote health and
21 well-being.

22 (4) Reduce Stigma: Pilot site programs and services
23 shall affirm the humanity and dignity of people living
24 with or vulnerable to HIV and shall operate in a way that
25 is welcoming to reduce stigma and build trust.

26 (5) Safe Spaces: Pilot site programs and services

1 shall prioritize relationship-building and trust among
2 partners, staff, and participants to create safe spaces.

3 (f) The Department shall compile reports from each of the
4 pilot sites on the operation of the pilot program upon
5 completion of the pilot period. The Department shall share a
6 comprehensive report summarizing the findings of the pilot
7 period with the General Assembly and the Governor's Office and
8 shall make it publicly available on its Internet website. The
9 report may include:

10 (1) the number offers made for enrollment;

11 (2) the number of enrolled participants;

12 (3) the number and reasons of patients declined for
13 service, when available; and

14 (4) the length of time from initial diagnosis or
15 referral to the start of HIV treatment, and, when
16 available, the length of time participants were able to
17 achieve an undetectable viral load.

18 Data shall also include demographic data on the race,
19 ethnicity, age, sex, disability status, sexual orientation,
20 gender identity, and primary or preferred language of program
21 participants in accordance with the Data Governance and
22 Organization to Support Equity and Racial Justice Act. The
23 reports shall inform the Department's decisions concerning the
24 continued operation of the Rapid Start for HIV treatment pilot
25 program and its expansion, modification, discontinuation, or
26 progress towards becoming the standard of care for HIV

1 treatment. The contents of the report shall be in accordance
2 with the AIDS Confidentiality Act.

3 Implementation of this Section is subject to
4 appropriations made to the Illinois Department of Public
5 Health for that purpose.

6 Section 20. The County Jail Act is amended by changing
7 Section 17.10 as follows:

8 (730 ILCS 125/17.10)

9 Sec. 17.10. Requirements in connection with HIV/AIDS.

10 (a) In each county other than Cook, during the medical
11 admissions exam, the warden of the jail, a correctional
12 officer at the jail, or a member of the jail medical staff must
13 provide the prisoner with appropriate written information
14 concerning human immunodeficiency virus (HIV) and acquired
15 immunodeficiency syndrome (AIDS). The Department of Public
16 Health and community-based organizations certified to provide
17 HIV/AIDS testing must provide these informational materials to
18 the warden at no cost to the county. The warden, a correctional
19 officer, or a member of the jail medical staff must inform the
20 prisoner of the option of being tested for infection with HIV
21 by a certified local community-based agency or other available
22 medical provider at no charge to the prisoner.

23 (b) In Cook County, during the medical admissions exam, an
24 employee of the Cook County Health & Hospitals System must

1 provide the prisoner with appropriate information in writing,
2 verbally or by video or other electronic means concerning
3 human immunodeficiency virus (HIV) and acquired
4 immunodeficiency syndrome (AIDS) and must also provide the
5 prisoner with option of testing for infection with HIV or any
6 other identified causative agent of AIDS, as well as
7 counseling in connection with such testing. The Cook County
8 Health & Hospitals System may provide the inmate with opt-out
9 human immunodeficiency virus (HIV) testing, as defined in
10 Section 4 of the AIDS Confidentiality Act, unless the inmate
11 refuses. If opt-out HIV testing is conducted, the Cook County
12 Health & Hospitals System shall place signs in English,
13 Spanish, and other languages as needed in multiple, highly
14 visible locations in the area where HIV testing is conducted
15 informing inmates that they will be tested for HIV unless they
16 refuse, and refusal or acceptance of testing shall be
17 documented in the inmate's medical record. Pre-test
18 information shall be provided to the inmate and informed
19 consent obtained from the inmate as required in subsection (q)
20 of Section 3 and Section 5 of the AIDS Confidentiality Act. The
21 Cook County Health & Hospitals System shall follow procedures
22 established by the Department of Public Health to conduct HIV
23 testing and testing to confirm positive HIV test results. All
24 aspects of HIV testing shall comply with the requirements of
25 the AIDS Confidentiality Act, including delivery of test
26 results, as determined by the Cook County Health & Hospitals

1 System in consultation with the Illinois Department of Public
2 Health. Nothing in this Section shall require the Cook County
3 Health & Hospitals System to offer HIV testing to inmates who
4 are known to be infected with HIV. The Department of Public
5 Health and community-based organizations certified to provide
6 HIV/AIDS testing may provide these informational materials to
7 the Bureau at no cost to the county. The testing provided under
8 this subsection (b) shall consist of a test approved by the
9 Illinois Department of Public Health to determine the presence
10 of HIV infection, based upon recommendations of the United
11 States Centers for Disease Control and Prevention. If the test
12 result is positive, a reliable supplemental test based upon
13 recommendations of the United States Centers for Disease
14 Control and Prevention shall be administered.

15 (b-5) The Department of Corrections shall include the
16 following information in the annual adult correctional
17 facility public inspection report for each county:

18 (1) whether the warden of the jail, a correctional
19 officer at the jail, or a member of the jail medical staff
20 provide the prisoner with appropriate written information
21 concerning HIV and AIDS during the medical admissions
22 exam;

23 (2) whether the warden, a correctional officer, or a
24 member of the jail medical staff informs the prisoner of
25 the option of being tested for infection with HIV by a
26 certified local community-based agency or other available

1 medical provider at no charge to the prisoner;

2 (3) whether the warden of the jail makes appropriate
3 written information or visual aids concerning HIV/AIDS
4 available to every visitor to the jail;

5 (4) for Cook County, whether an employee of the Cook
6 County Health and Hospitals System provides the prisoner
7 with appropriate information in writing, verbally, or by
8 video or other electronic means concerning HIV and AIDS
9 during the medical admissions exam; and

10 (5) for Cook County, whether an employee of the Cook
11 County Health and Hospitals System provides the prisoner
12 with the option of testing for infection with HIV or any
13 other identified causative agent of AIDS, as well as
14 counseling in connection with such testing;

15 The Department of Public Health and community-based
16 organizations certified to provide HIV/AIDS testing shall
17 provide these informational materials to the warden at no cost
18 to the office of the county sheriff.

19 (c) In each county, the warden of the jail must make
20 appropriate written information concerning HIV/AIDS available
21 to every visitor to the jail. This information must include
22 information concerning persons or entities to contact for
23 local counseling and testing. The Department of Public Health
24 and community-based organizations certified to provide
25 HIV/AIDS testing must provide these informational materials to
26 the warden at no cost to the office of the county sheriff.

1 (d) Implementation of this Section is subject to
2 appropriation.

3 (Source: P.A. 97-244, eff. 8-4-11; 97-323, eff. 8-12-11;
4 97-813, eff. 7-13-12; 98-1046, eff. 1-1-15.)".