



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

HB5148

Introduced 2/10/2026, by Rep. Janet Yang Rohr

#### SYNOPSIS AS INTRODUCED:

720 ILCS 570/314.5

Amends the Illinois Controlled Substances Act. Provides that each prescriber or the prescriber's designee shall document an attempt to access patient information in the Prescription Monitoring Program to assess patient access to controlled substances when providing a (rather than an initial) prescription for Schedule II and IV controlled substances (rather than narcotics such as opioids), except for prescriptions for oncology treatment or palliative care, or a 7-day or less supply provided by a hospital emergency department when treating an acute, traumatic medical condition.

LRB104 17903 RLC 31339 b

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Controlled Substances Act is  
5 amended by changing Section 314.5 as follows:

6 (720 ILCS 570/314.5)

7 Sec. 314.5. Medication shopping; pharmacy shopping.

8 (a) It shall be unlawful for any person knowingly or  
9 intentionally to fraudulently obtain or fraudulently seek to  
10 obtain any controlled substance or prescription for a  
11 controlled substance from a prescriber or dispenser while  
12 being supplied with any controlled substance or prescription  
13 for a controlled substance by another prescriber or dispenser,  
14 without disclosing the fact of the existing controlled  
15 substance or prescription for a controlled substance to the  
16 prescriber or dispenser from whom the subsequent controlled  
17 substance or prescription for a controlled substance is  
18 sought.

19 (b) It shall be unlawful for a person knowingly or  
20 intentionally to fraudulently obtain or fraudulently seek to  
21 obtain any controlled substance from a pharmacy while being  
22 supplied with any controlled substance by another pharmacy,  
23 without disclosing the fact of the existing controlled

1 substance to the pharmacy from which the subsequent controlled  
2 substance is sought.

3 (c) A person may be in violation of Section 3.23 of the  
4 Illinois Food, Drug and Cosmetic Act or Section 406 of this Act  
5 when medication shopping or pharmacy shopping, or both.

6 (c-5) Effective January 1, 2018, each prescriber  
7 possessing an Illinois controlled substances license shall  
8 register with the Prescription Monitoring Program.  
9 Notwithstanding any provision of this Act to the contrary,  
10 beginning on and after the effective date of this amendatory  
11 Act of the 101st General Assembly, a licensed veterinarian  
12 shall be exempt from registration and prohibited from  
13 accessing patient information in the Prescription Monitoring  
14 Program. Licensed veterinarians that are existing registrants  
15 shall be removed from the Prescription Monitoring Program.  
16 Each prescriber or the prescriber's ~~his or her~~ designee shall  
17 also document an attempt to access patient information in the  
18 Prescription Monitoring Program to assess patient access to  
19 controlled substances when providing a ~~an initial~~ prescription  
20 for Schedule II and IV controlled substances, ~~narcotics such~~  
21 ~~as opioids,~~ except for prescriptions for oncology treatment or  
22 palliative care, or a 7-day or less supply provided by a  
23 hospital emergency department when treating an acute,  
24 traumatic medical condition. This attempt to access shall be  
25 documented in the patient's medical record. The hospital shall  
26 facilitate the designation of a prescriber's designee for the

1 purpose of accessing the Prescription Monitoring Program for  
2 services provided at the hospital.

3 (d) When a person has been identified as having 5 or more  
4 prescribers or 5 or more pharmacies, or both, that do not  
5 utilize a common electronic file as specified in Section 20 of  
6 the Pharmacy Practice Act for controlled substances within the  
7 course of a 6-month period, the Prescription Monitoring  
8 Program may issue an unsolicited report to the prescribers,  
9 dispensers, and their designees informing them of the  
10 potential medication shopping. If an unsolicited report is  
11 issued to a prescriber or prescribers, then the report must  
12 also be sent to the applicable dispensing pharmacy.

13 (e) Nothing in this Section shall be construed to create a  
14 requirement that any prescriber, dispenser, or pharmacist  
15 request any patient medication disclosure, report any patient  
16 activity, or prescribe or refuse to prescribe or dispense any  
17 medications.

18 (f) This Section shall not be construed to apply to  
19 inpatients or residents at hospitals or other institutions or  
20 to institutional pharmacies.

21 (g) Any patient feedback, including grades, ratings, or  
22 written or verbal statements, in opposition to a clinical  
23 decision that the prescription of a controlled substance is  
24 not medically necessary shall not be the basis of any adverse  
25 action, evaluation, or any other type of negative  
26 credentialing, contracting, licensure, or employment action

1 taken against a prescriber or dispenser.

2 (Source: P.A. 101-414, eff. 8-16-19; 102-527, eff. 8-20-21.)