



Sen. Karina Villa

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10400SB1238sam001

LRB104 09624 BDA 23338 a

1 AMENDMENT TO SENATE BILL 1238

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1238 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Public Health Powers and  
5 Duties Law of the Civil Administrative Code of Illinois is  
6 amended by adding Section 2310-735 as follows:

7 (20 ILCS 2310/2310-735 new)

8 Sec. 2310-735. Nonopioid alternatives pamphlet. The  
9 Department may develop and publish on its website an  
10 educational pamphlet regarding the use of nonopioid  
11 alternatives for the treatment of acute nonoperative, acute  
12 perioperative, subacute, or chronic pain. The pamphlet may  
13 conform with the United States Department of Health and Human  
14 Services' Pain Management Best Practices Inter-Agency Task  
15 Force recommendations and shall include:

16 (1) information on available nonopioid alternatives

1       for the treatment of pain, including available nonopioid  
2       medicinal drugs or drug products and nonpharmacological  
3       therapies; and

4       (2) the advantages and disadvantages of the use of  
5       nonopioid alternatives.

6       Section 10. The Illinois Insurance Code is amended by  
7       adding Section 370c.3 as follows:

8       (215 ILCS 5/370c.3 new)

9       Sec. 370c.3. Parity for coverage for nonopioid medications  
10      to treat acute pain.

11      (a) Beginning January 1, 2027, a health insurance issuer  
12      shall develop a plan to provide adequate coverage and access  
13      to a broad spectrum of pain management services, including,  
14      but not limited to, nonopioid, nonnarcotic pain management  
15      services and non-medication pain management services that  
16      serve as alternatives to the prescribing of opioid or narcotic  
17      drugs in accordance with guidelines developed by the  
18      Department of Insurance.

19      (b) A health insurance issuer shall file the plan required  
20      under subsection (a) with the Department of Insurance and  
21      shall post information about the pain management plan on the  
22      insurer's publicly accessible website.

23      Section 15. The Illinois Public Aid Code is amended by

1 adding Section 5-58 as follows:

2 (305 ILCS 5/5-58 new)

3 Sec. 5-58. Illinois Medicaid Preferred Drug List;  
4 nonopioid drugs. In establishing and maintaining the Illinois  
5 Medicaid Preferred Drug List as described in Section 5-30.14,  
6 the Department shall ensure that nonopioid drugs on the  
7 Department's preferred drug list, and approved by the U.S.  
8 Food and Drug Administration, for the treatment or management  
9 of pain shall not be disadvantaged or discouraged with respect  
10 to coverage relative to any opioid or narcotic drug for the  
11 treatment or management of acute pain as long as the  
12 Department retains its authority to manage the Preferred Drug  
13 List process pursuant to State or federal law, rules,  
14 regulations, and policies and the Department's authority over  
15 the Preferred Drug List process is not undermined or  
16 compromised."