

# SB1664



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

SB1664

Introduced 2/26/2021, by Sen. Linda Holmes

#### SYNOPSIS AS INTRODUCED:

305 ILCS 5/5F-45

Amends the Illinois Public Aid Code. Provides that notwithstanding any law, pre-existing contract, or rule to the contrary, the Department of Healthcare and Family Services shall not enter into a contract or agreement with a managed care organization that includes any incentive for denying authorization of a requested service. Provides that for the purposes of the amendatory Act, incentives shall include, but are not limited to, incentives of any kind, including financial and material. Effective immediately.

LRB102 14459 KTG 19811 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 Public Aid Code is amended by  
5 changing Section 5F-45 as follows:

6 (305 ILCS 5/5F-45)

7 Sec. 5F-45. Prohibition.

8 (a) No managed care organization or contract shall contain  
9 any provision, policy, or procedure that limits, restricts, or  
10 waives any rights set forth in this Article or is expressly  
11 prohibited by this Article. Any such policy or procedure is  
12 void and unenforceable.

13 (b) Notwithstanding any law, pre-existing contract, or  
14 rule to the contrary, the Department shall not enter into a  
15 contract or agreement with a managed care organization that  
16 includes any incentive for denying authorization of a  
17 requested service. For the purposes of this Section,  
18 incentives include, but are not limited to, incentives of any  
19 kind, including financial and material.

20 (Source: P.A. 98-651, eff. 6-16-14.)

21 Section 99. Effective date. This Act takes effect upon  
22 becoming law.