



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004
SB2280

Introduced 1/22/2004, by Donne E. Trotter

SYNOPSIS AS INTRODUCED:

305 ILCS 5/5-5.12b new

Amends the Illinois Public Aid Code. Provides that the Department of Public Aid may not establish any formulary limits on, or restrict by any prior authorization requirement, any prescription drug or laboratory or diagnostic test as prescribed and determined to be medically necessary for the treatment and prevention of certain diseases, including HIV/AIDS, hepatitis C, end stage renal disease, and cancer. Effective immediately.

LRB093 15826 DRJ 41443 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT in relation to 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 adding Section 5-5.12b as follows:

6 (305 ILCS 5/5-5.12b new)

7 Sec. 5-5.12b. Formulary limits; prior authorization.

8 (a) The Department of Public Aid may not establish any
9 formulary limits on, or restrict by any prior authorization
10 requirement, any prescription drug or laboratory or diagnostic
11 test as prescribed and determined to be medically necessary for
12 the treatment and prevention of the following therapeutic
13 classes:

14 (1) Any and all medications prescribed for HIV/AIDS
15 for a person diagnosed with HIV/AIDS illness, including but
16 not limited to protease inhibitors, non-nucleoside reverse
17 transcriptase inhibitors, nucleoside reverse transcriptase
18 inhibitors, antivirals, and fusion inhibitors.

19 (2) Any and all medications prescribed for a person
20 diagnosed with hepatitis C.

21 (3) Any and all medications prescribed for a person
22 with end stage renal disease.

23 (4) Any and all medications prescribed for a person
24 with cancer.

25 (b) The Department of Public Aid shall make all exemptions
26 and exclusions from formulary limitations identified in
27 subsection (a) applicable to all agencies, departments, and
28 programs under its jurisdiction.

29 Section 99. Effective date. This Act takes effect upon
30 becoming law.