



Rep. Janet Yang Rohr

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10400HB2852ham001

LRB104 09629 BDA 23752 a

1 AMENDMENT TO HOUSE BILL 2852

2 AMENDMENT NO. _____. Amend House Bill 2852 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."