



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3474

by Rep. Lance Yednock

SYNOPSIS AS INTRODUCED:

20 ILCS 2105/2105-405 new

Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. Requires the Department of Financial and Professional Regulation to adopt a standard marketing code of conduct for all pharmaceutical manufacturing companies that employ a person to sell or market prescription drugs or medical devices in the State. Provides that the Department shall require gift disclosures for certain health care professionals and their spouses when receiving gifts from pharmaceutical manufacturing companies or employees of pharmaceutical manufacturing companies. Allows the Department to further define a gift by adopting rules. Effective January 1, 2020.

LRB101 10570 SMS 55676 b

1 AN ACT concerning regulation.

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

4 Section 5. The Department of Professional Regulation Law of
5 the Civil Administrative Code of Illinois is amended by adding
6 Section 2105-405 as follows:

7 (20 ILCS 2105/2105-405 new)

8 Sec. 2105-405. Code of conduct for pharmaceutical
9 manufacturing companies.

10 (a) As used in this Section, "gift" means any gratuity,
11 discount, entertainment, hospitality, loan, forbearance, or
12 other tangible or intangible item having monetary value,
13 including, but not limited to, cash, food, and drink.

14 (b) Notwithstanding any other provisions of law, the
15 Department shall adopt a standard marketing code of conduct for
16 all pharmaceutical manufacturing companies that employ a
17 person to sell or market prescription drugs or medical devices
18 in this State.

19 (c) The Department shall require the disclosure of a gift,
20 and the value of that gift as defined by rules, provided by a
21 pharmaceutical manufacturing company or by any employee of a
22 pharmaceutical manufacturing company to a health care
23 professional licensed in Illinois to prescribe or distribute

1 prescription drugs or given prescriptive authority by a
2 physician licensed to practice medicine in all its branches or
3 by statute. The Department shall require the disclosure of a
4 gift, and the value of that gift as defined by rules, provided
5 by a pharmaceutical manufacturing company or by any employee of
6 a pharmaceutical manufacturing company to the spouse of such a
7 health care professional.

8 (d) The Department may further define the value of a gift
9 by adopting rules.

10 Section 99. Effective date. This Act takes effect January
11 1, 2020.