

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 changing Section 5-4.1 as follows:

6 (305 ILCS 5/5-4.1) (from Ch. 23, par. 5-4.1)

7 Sec. 5-4.1. Co-payments. The Department may by rule  
8 provide that recipients under any Article of this Code must  
9 ~~shall~~ pay a fee as a co-payment for services. Co-payments  
10 may not exceed \$3 for brand name drugs, \$1 for other pharmacy  
11 services, and \$2 for physicians services, dental services,  
12 optical services and supplies, chiropractic services,  
13 podiatry services, and encounter rate clinic services.  
14 Co-payments may not exceed \$3 for hospital outpatient and  
15 clinic services. Provided, however, that any such rule must  
16 provide that no co-payment requirement can exist for renal  
17 dialysis, radiation therapy, cancer chemotherapy, or insulin,  
18 and other products necessary on a recurring basis, the  
19 absence of which would be life threatening, or where  
20 co-payment expenditures for required services and/or  
21 medications for chronic diseases that the Illinois Department  
22 shall by rule designate shall cause an extensive financial  
23 burden on the recipient, and provided no co-payment shall  
24 exist for emergency room encounters that ~~which~~ are for  
25 medical emergencies.

26 (Source: P.A. 92-597, eff. 6-28-02.)