

1 AN ACT concerning insurance.

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

4 Section 5. The Health Maintenance Organization Act is
5 amended by changing Section 2-3.1 as follows:

6 (215 ILCS 125/2-3.1) (from Ch. 111 1/2, par. 1405.1)

7 Sec. 2-3.1. Dispensing of drug products.

8 (a) No health maintenance organization shall cause to be
9 dispensed any drug other than that prescribed by a physician.
10 Nothing herein shall prohibit drug product selection under
11 Section 3.14 of the "Illinois Food, Drug and Cosmetic Act",
12 approved June 29, 1967, as amended, and in accordance with
13 the requirements of Section 25 of the "Pharmacy Practice Act
14 of 1987", approved September 24, 1987, as amended.

15 (b) No health maintenance organization shall include in
16 any contract with any physician providing for health care
17 services any provision requiring such physician to prescribe
18 any particular drug product to any enrollee unless the
19 enrollee is a hospital in-patient where such drug product may
20 be permitted pursuant to written guidelines or procedures
21 previously established by a pharmaceutical or therapeutics
22 committee of a hospital, approved by the medical staff of
23 such hospital and specifically approved, in writing, by the
24 prescribing physician for his or her patients in such
25 hospital, and unless it is compounded, dispensed or sold by a
26 pharmacy located in a hospital, as defined in Section 3 of
27 the Hospital Licensing Act or a hospital organized under "An
28 Act in relation to the founding and operation of the
29 University of Illinois Hospital and the conduct of University
30 of Illinois health care programs", approved July 3, 1931, as
31 amended.

1 (Source: P.A. 85-1246.)