

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 1. Short title. This Act may be cited as the Access
5 to Affordable Insulin Act.

6 Section 5. Definitions. As used in this Act:

7 "Department" means the Department of Public Health.

8 "Insulin" means a prescription drug that contains insulin.

9 "Manufacturer" means a manufacturer engaged in the
10 manufacturing of insulin that is self-administered on an
11 outpatient basis.

12 "Navigator" has the meaning described in Section 1311(i)
13 of the Patient Protection and Affordable Care Act, Public Law
14 111-148, and further defined through amendments to that Act
15 and regulations issued under that Act.

16 "Pharmacy" means a pharmacy located in this State.

17 "Prescription drug" means a drug that is required by
18 federal or State law or rule to be dispensed only by
19 prescription or that is restricted to administration only by
20 practitioners.

21 "Urgent need of insulin" means having readily available
22 for use less than a 7-day supply of insulin and in need of
23 insulin in order to avoid the likelihood of suffering

1 significant health consequences.

2 Section 10. Insulin discount program.

3 (a) The Department shall offer a discount program that
4 allows participants to purchase insulin at a discounted,
5 post-rebate price.

6 (b) The discount program shall:

7 (1) provide a participant with a card or electronic
8 document that identifies the participant as eligible for
9 the discount;

10 (2) provide a participant with information about
11 pharmacies that will honor the discount;

12 (3) allow a participant to purchase insulin at a
13 discounted, post-rebate price; and

14 (4) provide a participant with instructions to pursue
15 a reimbursement of the purchase price from the
16 participant's health insurer.

17 (c) The discount program shall charge a price for insulin
18 that allows the program to retain only enough of any rebate for
19 the insulin to make the State risk pool whole for providing
20 discounted insulin to participants.

21 Section 90. The Illinois Insurance Code is amended by
22 changing Section 356z.41 as follows:

23 (215 ILCS 5/356z.41)

1 Sec. 356z.41. Cost sharing in prescription insulin drugs;
2 limits; confidentiality of rebate information.

3 (a) As used in this Section, "prescription insulin drug"
4 means a prescription drug that contains insulin and is used to
5 control blood glucose levels to treat diabetes but does not
6 include an insulin drug that is administered to a patient
7 intravenously.

8 (b) This Section applies to a group or individual policy
9 of accident and health insurance amended, delivered, issued,
10 or renewed on or after the effective date of this amendatory
11 Act of the 101st General Assembly.

12 (c) An insurer that provides coverage for prescription
13 insulin drugs pursuant to the terms of a health coverage plan
14 the insurer offers shall limit the total amount that an
15 insured is required to pay for a 30-day supply of covered
16 prescription insulin drugs at an amount not to exceed \$35
17 ~~\$100~~, regardless of the quantity or type of covered
18 prescription insulin drug used to fill the insured's
19 prescription.

20 (d) Nothing in this Section prevents an insurer from
21 reducing an insured's cost sharing by an amount greater than
22 the amount specified in subsection (c).

23 (e) The Director may use any of the Director's enforcement
24 powers to obtain an insurer's compliance with this Section.

25 (f) The Department may adopt rules as necessary to
26 implement and administer this Section and to align it with

1 federal requirements.

2 (g) On January 1 of each year, the limit on the amount that
3 an insured is required to pay for a 30-day supply of a covered
4 prescription insulin drug shall increase by a percentage equal
5 to the percentage change from the preceding year in the
6 medical care component of the Consumer Price Index of the
7 Bureau of Labor Statistics of the United States Department of
8 Labor.

9 (Source: P.A. 101-625, eff. 1-1-21.)

10 Section 99. Effective date. This Act takes effect January
11 1, 2025.