



## 93RD GENERAL ASSEMBLY

### State of Illinois

### 2003 and 2004

Introduced 02/06/04, by Michael J. Madigan

#### SYNOPSIS AS INTRODUCED:

820 ILCS 160/2

from Ch. 48, par. 39x

Amends the Employee Benefit Contribution Act. Makes a stylistic change in provisions concerning the failure to make payments to an employee health insurance plan.

LRB093 17183 WGH 42849 b

1 AN ACT concerning labor.

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

4 Section 5. The Employee Benefit Contribution Act is amended  
5 by changing Section 2 as follows:

6 (820 ILCS 160/2) (from Ch. 48, par. 39x)

7 Sec. 2. ~~An~~ Any employer who has agreed to make payments to  
8 an employee health insurance plan shall notify its employees of  
9 any failure to make such payments where such failure shall  
10 result in the total loss of insurance coverage so as to provide  
11 its employees a reasonable opportunity to replace such coverage  
12 at the time the employee health insurance plan terminates. The  
13 employer must provide written notification directly to each of  
14 its employees who are covered under the plan. Any employer who  
15 fails to provide timely notice of a prospective termination of  
16 a health insurance plan, which failure results in the  
17 deprivation of the opportunity to replace such coverage and  
18 which further results in damages to one or more employees  
19 arising from the loss of coverage, shall be guilty of a Class B  
20 misdemeanor.

21 (Source: P.A. 92-126, eff. 1-1-02.)