



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB3120

Introduced 2/6/2020, by Sen. Dave Syverson

SYNOPSIS AS INTRODUCED:

New Act

Creates the Uniform Electronic Transactions in Health Care Billing Act. Requires all health plan carriers and health care providers to exchange claims and eligibility information electronically using the companion guides, implementation guides, timelines, and standard electronic data interchange transactions for claims submissions, payments, and verification of benefits required under the Health Insurance Portability and Accountability Act in order to be compensable by the health plan carrier. Provides that no health plan carrier or health care provider may add to or modify the uniform companion guides. Provides that the Act applies to all health plan carriers. Grants the Director of Insurance the right to investigate complaints filed under the Act. Sets forth criteria for complaints filed under the Act. Requires the Department of Insurance to adopt rules, and allows the Department to establish exemptions to the Act by regulation. Defines terms. Effective immediately.

LRB101 19599 BMS 69075 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 1. Short title. This Act may be cited as the
5 Uniform Electronic Transactions in Health Care Billing Act.

6 Section 5. Purpose. The purpose of this Act is to
7 standardize the forms used in the billing and reimbursement of
8 health care, reduce the number of forms used, increase
9 efficiency in the reimbursement of health care through
10 standardization, and encourage the use of and prescribe a
11 timetable for implementation of electronic data interchange of
12 health care expenses and reimbursement.

13 Section 10. Applicability. Except as may be otherwise
14 specifically provided, this Act applies to all health plan
15 carriers.

16 Section 15. Definitions. As used in this Act:

17 "Department" means the Department of Insurance.

18 "Director" means the Director of Insurance.

19 "Health care provider" means a physician, a dentist, or any
20 other licensed health care provider who bills for services in
21 Illinois.

1 "Health plan carrier" means an entity subject to the
2 insurance laws and regulations of this State or subject to the
3 jurisdiction of the Director that contracts or offers to
4 contract to provide, deliver, arrange for, pay for, or
5 reimburse any of the costs of health care services, including
6 an accident and health insurance company, a health maintenance
7 organization, a limited health service organization, a dental
8 service plan corporation, a health services plan corporation,
9 or any other entity providing a plan of health insurance,
10 dental benefits, or dental health care services. "Health plan
11 carrier" includes employee or employer self-insured benefit
12 plans under the federal Employee Retirement Income Security Act
13 of 1974.

14 Section 20. Uniform electronic claims and eligibility
15 transactions required.

16 (a) Beginning January 1, 2025, no health plan carrier is
17 required to accept from a health care provider eligibility for
18 a health plan transaction or health care claims or equivalent
19 encounter information transaction except as provided in this
20 Act.

21 (b) All health plan carriers and health care providers must
22 exchange claims and eligibility information electronically
23 using the companion guides, implementation guides, timelines,
24 and standard electronic data interchange transactions for
25 claims submissions, payments, and verification of benefits

1 required under the Health Insurance Portability and
2 Accountability Act in order to be compensable by the health
3 plan carrier.

4 Section 25. Rules; modification of guides.

5 (a) The Department shall adopt rules as necessary to
6 implement this Act and may establish exemptions to this Act by
7 regulation.

8 (b) A health plan carrier or health care provider may not
9 add to or modify the uniform companion guides adopted by the
10 Department.

11 Section 30. Compliance and investigations. The Director
12 has the right to investigate complaints filed under this Act.
13 Complaints filed under this Section must:

14 (1) be filed in writing, either on paper or
15 electronically;

16 (2) name the person that is the subject of the
17 complaint and describe the acts or omissions believed to be
18 in violation of this Act; and

19 (3) be filed within 180 days after the complainant knew
20 or should have known that the act or omission complained of
21 occurred.

22 The Director may prescribe additional procedures for the
23 filing of complaints as required to satisfy the requirements of
24 this Section.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.