

SB1788



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB1788

Introduced 2/26/2021, by Sen. Laura M. Murphy

SYNOPSIS AS INTRODUCED:

215 ILCS 5/356z.43 new
305 ILCS 5/5-16.8

Amends the Illinois Insurance Code. Provides that no individual or group policy of accident and health insurance or managed care organization shall change an insured's eligibility or coverage during a contract period. Provides that during a contract period, insureds shall have the protection and continuity of their providers, medication, covered benefits, and formulary during the contract period. Amends the Illinois Public Aid Code making conforming changes.

LRB102 11326 BMS 16659 b

A BILL FOR

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 5. The Illinois Insurance Code is amended by
5 adding Section 356z.43 as follows:

6 (215 ILCS 5/356z.43 new)

7 Sec. 356z.43. Contract terms; coverage. No individual or
8 group policy of accident and health insurance or managed care
9 organization shall amend, deliver, issue, or renew a policy in
10 a way that changes an insured's eligibility or coverage during
11 a contract period. During a contract period, an insured shall
12 have the protection and continuity of his or her providers,
13 his or her medication, his or her covered benefits, and the
14 formulary during the contract period.

15 Section 10. The Illinois Public Aid Code is amended by
16 changing Section 5-16.8 as follows:

17 (305 ILCS 5/5-16.8)

18 Sec. 5-16.8. Required health benefits. The medical
19 assistance program shall (i) provide the post-mastectomy care
20 benefits required to be covered by a policy of accident and
21 health insurance under Section 356t and the coverage required

1 under Sections 356g.5, 356u, 356w, 356x, 356z.6, 356z.26,
2 356z.29, 356z.32, 356z.33, 356z.34, ~~and~~ 356z.35, and 356z.43
3 of the Illinois Insurance Code and (ii) be subject to the
4 provisions of Sections 356z.19, 364.01, 370c, and 370c.1 of
5 the Illinois Insurance Code.

6 The Department, by rule, shall adopt a model similar to
7 the requirements of Section 356z.39 of the Illinois Insurance
8 Code.

9 On and after July 1, 2012, the Department shall reduce any
10 rate of reimbursement for services or other payments or alter
11 any methodologies authorized by this Code to reduce any rate
12 of reimbursement for services or other payments in accordance
13 with Section 5-5e.

14 To ensure full access to the benefits set forth in this
15 Section, on and after January 1, 2016, the Department shall
16 ensure that provider and hospital reimbursement for
17 post-mastectomy care benefits required under this Section are
18 no lower than the Medicare reimbursement rate.

19 (Source: P.A. 100-138, eff. 8-18-17; 100-863, eff. 8-14-18;
20 100-1057, eff. 1-1-19; 100-1102, eff. 1-1-19; 101-81, eff.
21 7-12-19; 101-218, eff. 1-1-20; 101-281, eff. 1-1-20; 101-371,
22 eff. 1-1-20; 101-574, eff. 1-1-20; 101-649, eff. 7-7-20.)