



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB1288

Introduced 2/3/2023, by Sen. Laura Fine

SYNOPSIS AS INTRODUCED:

215 ILCS 5/355.4

Amends the Illinois Insurance Code. In provisions concerning provider notification of dental plan changes, provides that no insurer, service corporation, dental service plan corporation, insurance network leasing company, or any company that issues, delivers, amends, or renews an individual or group policy of accident and health insurance on or after the effective date of the amendatory Act that provides dental insurance may automatically enroll a provider in a leased network without the provider's written consent. Provides that any contract entered into or renewed on or after the effective date of the amendatory Act that allows the rights and obligations of the contract to be assigned or leased to another insurer shall provide for notice that informs each provider in writing via certified mail 90 days before any scheduled assignment or lease of the network to which the provider is a contracted provider (rather than shall provide notice of that assignment or lease within 30 days after the assignment or lease to the contracting dentist). Provides that an insurer, service corporation, dental service plan corporation, insurance network leasing company, or any company that issues, delivers, amends, or renews an individual or group policy of accident and health insurance on or after the effective date of the amendatory Act that provides dental insurance that leases or assigns its network shall not cancel a network participating dentist's contractual relationship or otherwise penalize a network participating dentist in any way based on whether or not the dentist accepts the terms of the assignment or lease.

LRB103 04626 BMS 51013 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 5. The Illinois Insurance Code is amended by
5 changing Section 355.4 as follows:

6 (215 ILCS 5/355.4)

7 Sec. 355.4. Provider notification of network plan changes.

8 (a) No insurer, service corporation, dental service plan
9 corporation, insurance network leasing company, or any company
10 that issues, delivers, amends, or renews an individual or
11 group policy of accident and health insurance on or after the
12 effective date of this amendatory Act of the 103rd General
13 Assembly that provides dental insurance may automatically
14 enroll a provider in a leased network without the provider's
15 written consent.

16 (b) Any contract entered into or renewed on or after the
17 effective date of this amendatory Act of the 103rd General
18 Assembly ~~this amendatory Act of the 99th General Assembly~~ that
19 allows the rights and obligations of the contract to be
20 assigned or leased to another insurer shall provide for notice
21 that informs each provider in writing via certified mail 90
22 days before any scheduled assignment or lease of the network
23 to which the provider is a contracted provider. The

1 notification must include all contract terms, a policy manual,
2 a fee schedule, and a form whereby the provider must choose to
3 opt in to the network of the insurer that gains access to the
4 dentist's contractual relationship in order to be in
5 compliance with this Section ~~of that assignment or lease~~
6 ~~within 30 days after the assignment or lease to the~~
7 ~~contracting dentist.~~

8 (c) An insurer, service corporation, dental service plan
9 corporation, insurance network leasing company, or any company
10 that issues, delivers, amends, or renews an individual or
11 group policy of accident and health insurance on or after the
12 effective date of this amendatory Act of the 103rd General
13 Assembly that provides dental insurance that leases or assigns
14 its network shall not cancel a network participating dentist's
15 contractual relationship or otherwise penalize a network
16 participating dentist in any way based on whether or not the
17 dentist accepts the terms of the assignment or lease. Before
18 accepting the terms of an assignment or lease agreement as
19 described in this Section, any provider who receives
20 notification of an impending assignment or lease must be given
21 the option to contract directly with the entities proposing to
22 gain access to the provider's network.

23 (Source: P.A. 99-568, eff. 7-15-16.)