



Rep. William Davis

Filed: 11/27/2012

09700HB0603ham005

LRB097 03422 NHT 72448 a

1 AMENDMENT TO HOUSE BILL 603

2 AMENDMENT NO. _____. Amend House Bill 603 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section
5 22-15 as follows:

6 (105 ILCS 5/22-15) (from Ch. 122, par. 22-15)
7 Sec. 22-15. Insurance on athletes.

8 (a) In this Section, "IHSA" means the Illinois High School
9 Association.

10 (b) A public school district maintaining grades 9 through
11 12 shall provide catastrophic accident insurance coverage,
12 with aggregate benefit limits of \$7.5 million or 15 years,
13 whichever occurs first, for eligible students in grades 9
14 through 12 who sustain an accidental injury while participating
15 in school-sponsored or school-supervised interscholastic
16 athletic events sanctioned by the IHSA (including direct and

1 uninterrupted travel to and from the athletic event as well as
2 during a temporary stay at the location of an athletic event
3 held away from the student's school) that results in medical
4 expenses in excess of \$50,000. These benefit limits are subject
5 to subsection (d) of this Section and are to be in excess of
6 any and all other insurance, coverage or benefit, in whatever
7 form or designation.

8 Non-public schools maintaining grades 9 through 12 shall
9 provide catastrophic accident insurance coverage, with
10 aggregate benefit limits of \$7.5 million or 15 years, whichever
11 occurs first, for eligible students in grades 9 through 12 who
12 sustain an accidental injury while participating in
13 school-sponsored or school-supervised interscholastic athletic
14 tournaments sanctioned by the IHSA (including direct and
15 uninterrupted travel to and from the athletic tournament as
16 well as during a temporary stay at the location of an athletic
17 tournament held away from the student's school) that results in
18 medical expenses in excess of \$50,000. These benefit limits are
19 subject to subsection (d) of this Section and are to be in
20 excess of any and all other insurance, coverage or benefit, in
21 whatever form or designation.

22 (c) The IHSA has the exclusive authority to promulgate a
23 plan of coverage necessary to ensure compliance with this
24 Section. The IHSA shall provide a group policy providing the
25 coverage necessary to comply with this Section. Public school
26 districts and non-public schools may purchase the coverage

1 necessary to comply with this Section by participating in the
2 group policy.

3 Alternatively, public school districts or non-public
4 schools that do not participate in the group policy may obtain
5 the coverage necessary to comply with this Section from other
6 coverage providers, but must submit to the IHSA, 60 days before
7 the coverage inception, a certificate of insurance from the
8 coverage provider stating that the insurance provided by the
9 coverage provider is in compliance with the plan of coverage
10 approved by the IHSA. A public school district that manages
11 schools located within a city of over 500,000 inhabitants may
12 provide the catastrophic accident insurance coverage required
13 by this Section through a program of self-insurance, and the
14 public school district must submit to the IHSA, 60 days before
15 coverage inception, proof that the program is in compliance
16 with the plan of coverage.

17 (d) The charges for procedures, treatments, services, or
18 prescription pharmaceuticals covered under this Section must
19 not exceed the charges permissible under the workers'
20 compensation fee schedule under Section 8.2 of Workers'
21 Compensation Act. With regard to charges for procedures,
22 treatments, services, or prescription pharmaceuticals covered
23 under this Section for which no fee is set by the workers'
24 compensation fee schedule under Section 8.2 of Workers'
25 Compensation Act, the coverage provider may negotiate charges
26 for the procedures, treatments, services, or prescription

1 pharmaceuticals at a discount.

2 (e) A public school district maintaining grades
3 kindergarten through 8 may ~~The school board of any school~~
4 ~~district may, in its discretion,~~ provide medical or hospital
5 service, or both, through accident and health insurance on a
6 group or individual basis, or through non-profit hospital
7 service corporations or medical service plan corporations or
8 both, for pupils of the district in grades kindergarten through
9 8 injured while participating in any athletic activity under
10 the jurisdiction of or sponsored or controlled by the district
11 or the authorities of any school thereof. The cost of such
12 insurance or of subscriptions to such non-profit corporations,
13 when paid from the funds of the district, shall, to the extent
14 such moneys are sufficient, be paid from moneys derived from
15 athletic activities. To the extent that moneys derived from
16 athletic activities are insufficient, such cost may be paid
17 from the educational fund of the district. Such insurance may
18 be purchased from or such subscriptions may be taken in only
19 such companies or corporations as are authorized to do business
20 in Illinois.

21 (Source: P.A. 77-1554.)

22 Section 99. Effective date. This Act takes effect July 1,
23 2013."