

SB1774



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB1774

Introduced 2/15/2013, by Sen. William R. Haine

SYNOPSIS AS INTRODUCED:

215 ILCS 5/143.02 new

Amends the Illinois Insurance Code. Provides that policies and endorsements used by a company for transacting casualty and fidelity and surety insurance and fire and marine insurance that do not contain personally identifiable information may be mailed, issued, delivered, or posted on the insurer's Internet web site. Provides that if the insurer elects to post the insurance policies and endorsements on its Internet web site in lieu of mailing, issuing, or delivering them to the insured, then the insurer must comply with certain conditions.

LRB098 07851 RPM 40744 b

A BILL FOR

1 AN ACT concerning insurance.

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 adding
5 Section 143.02 as follows:

6 (215 ILCS 5/143.02 new)

7 Sec. 143.02. Electronic posting of policies. Policies and
8 endorsements used by a company for transacting insurance as
9 classified in Class 2 and Class 3 of Section 4 of this Code
10 that do not contain personally identifiable information may be
11 mailed, issued, delivered, or posted on the insurer's Internet
12 web site. If the insurer elects to post the insurance policies
13 and endorsements on its Internet web site in lieu of mailing,
14 issuing, or delivering them to the insured, then the insurer
15 must comply with all of the following conditions:

16 (1) the policy and endorsements must be easily
17 accessible and remain that way for as long as the policy is
18 in force;

19 (2) after the expiration of the policy, the insurer
20 must archive its expired policies and endorsements and make
21 them available upon request;

22 (3) the policies and endorsements must be posted in a
23 manner that enables the insured to print and save the

1 policy and endorsements using programs or applications
2 that are widely available on the Internet and free to use;

3 (4) the insurer must provide notice, in the manner it
4 customarily communicates with an insured, at the time of
5 issuance of the initial policy forms and any renewal forms
6 of a method by which insureds may obtain, upon request, a
7 paper or electronic copy of their policy or endorsements;

8 (5) on each declarations page issued to an insured, the
9 insurer must clearly identify the exact policy and
10 endorsement forms purchased by the insured; and

11 (6) the insurer must provide notice, in the manner it
12 customarily communicates with an insured, of any changes to
13 the forms or endorsements and of the insured's right to
14 obtain, upon request and without charge, a paper or
15 electronic copy of such forms or endorsements.