



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB1286

Introduced 1/28/2025, by Sen. Jil Tracy

SYNOPSIS AS INTRODUCED:

New Act

Creates the Domestic Violence Survivor Health Care Billing Act. Provides that a domestic violence survivor who is not the subscriber or primary policyholder of a health insurance plan may opt out of billing the health insurer for medical forensic services related to domestic violence if the domestic violence survivor provides a sworn statement or affidavit attesting to the domestic violence and any additional documentation to support the claim of domestic violence, which may include, but is not limited to, a police report, a protective order, or documentation from a domestic violence shelter or program that the health care practitioner may request. Provides that if the domestic violence survivor chooses to not have the health insurer billed, the health care practitioner shall instead submit the bill for the medical forensic services to the Department of Human Services for reimbursement through the Domestic Violence Prevention and Intervention Program or a similar program administered by the Department of Human Services. Provides that reimbursement may be provided regardless of when the incident of domestic violence occurred and is limited to medical forensic services that are directly related to an incident of domestic violence. Defines terms and sets forth provisions concerning rulemaking.

LRB104 06847 BAB 16883 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 Domestic Violence Survivor Health Care Billing Act.

6 Section 5. Definitions. In this Act:

7 "Domestic violence" means abuse, as defined in the
8 Illinois Domestic Violence Act of 1986, by family or household
9 members, as defined in the Illinois Domestic Violence Act of
10 1986.

11 "Domestic violence survivor" means a person who has been
12 subjected to domestic violence.

13 "Health care practitioner" means any health care
14 practitioner, including a physician, dentist, podiatric
15 physician, advanced practice registered nurse, registered
16 nurse, licensed practical nurse, physician assistant, clinical
17 psychologist, clinical social worker, therapist, or counselor.

18 "Health care practitioner" includes a medical office, health
19 care clinic, health department, group practice, and any other
20 organizational structure for a licensed professional to
21 provide health care services.

22 "Health insurance plan" means a contract to provide,
23 deliver, arrange for, pay for, or reimburse the costs of

1 health care services.

2 "Health insurer" means an entity subject to the insurance
3 laws and rules of this State, or subject to the jurisdiction of
4 the Director of Insurance, that provides plans of health
5 insurance.

6 "Health insurer" includes a sickness and accident
7 insurance company, a health maintenance organization, limited
8 health service organization, health services plan corporation,
9 or any other entity providing a plan of health insurance,
10 health benefits, or health care services.

11 Section 10. Billing opt-out and reimbursement.

12 (a) A domestic violence survivor who is not the subscriber
13 or primary policyholder of a health insurance plan may opt out
14 of billing the health insurer for medical forensic services
15 related to domestic violence if the domestic violence survivor
16 provides a sworn statement or affidavit attesting to the
17 domestic violence and any additional documentation to support
18 the claim of domestic violence, which may include, but is not
19 limited to, a police report, a protective order, or
20 documentation from a domestic violence shelter or program,
21 that the health care practitioner may request.

22 (b) A health care practitioner who is providing medical
23 forensic services to a domestic violence survivor shall inform
24 the domestic violence survivor of the option to not bill the
25 health insurer for the medical forensic services. If the

1 domestic violence survivor chooses to not have the health
2 insurer billed, the health care practitioner shall instead
3 submit the bill for the medical forensic services to the
4 Department of Human Services for reimbursement through the
5 Domestic Violence Prevention and Intervention Program or a
6 similar program administered by the Department of Human
7 Services.

8 (c) Reimbursement under this Act may be provided
9 regardless of when the incident of domestic violence occurred
10 and is limited to medical forensic services that are directly
11 related to an incident of domestic violence.

12 Section 15. Rulemaking. The Department of Human Services
13 shall adopt rules to implement and administer this Act.