

**SB2724**



**104TH GENERAL ASSEMBLY**

**State of Illinois**

**2025 and 2026**

**SB2724**

Introduced 10/28/2025, by Sen. Julie A. Morrison

**SYNOPSIS AS INTRODUCED:**

215 ILCS 5/424

from Ch. 73, par. 1031

Amends the Illinois Insurance Code. Provides that, unless certain conditions are met, it is an unfair method of competition and an unfair and deceptive act or practice in the business of insurance to solicit an individual who is over the age of 65, as described in provisions concerning an individual who has executed a health care power of attorney or has a medical condition, such as dementia, that reduces the person's capacity to make informed decisions independently, (instead of to solicit an individual who is over the age of 65) to purchase accident or health insurance. Effective January 1, 2026.

LRB104 16011 RPS 29263 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                   changing Section 424 as follows:

6                   (215 ILCS 5/424) (from Ch. 73, par. 1031)

7                   (Text of Section before amendment by P.A. 104-55)

8                   Sec. 424. Unfair methods of competition and unfair or  
9                   deceptive acts or practices defined. The following are hereby  
10                  defined as unfair methods of competition and unfair and  
11                  deceptive acts or practices in the business of insurance:

12                  (1) The commission by any person of any one or more of  
13                  the acts defined or prohibited by Sections 134, 143.24c,  
14                  147, 148, 149, 151, 155.22, 155.22a, 155.42, 236, 237,  
15                  364, 469, and 513b1 of this Code.

16                  (2) Entering into any agreement to commit, or by any  
17                  concerted action committing, any act of boycott, coercion  
18                  or intimidation resulting in or tending to result in  
19                  unreasonable restraint of, or monopoly in, the business of  
20                  insurance.

21                  (3) Making or permitting, in the case of insurance of  
22                  the types enumerated in Classes 1, 2, and 3 of Section 4,  
23                  any unfair discrimination between individuals or risks of

1       the same class or of essentially the same hazard and  
2       expense element because of the race, color, religion, or  
3       national origin of such insurance risks or applicants. The  
4       application of this Article to the types of insurance  
5       enumerated in Class 1 of Section 4 shall in no way limit,  
6       reduce, or impair the protections and remedies already  
7       provided for by Sections 236 and 364 of this Code or any  
8       other provision of this Code.

9               (4) Engaging in any of the acts or practices defined  
10       in or prohibited by Sections 154.5 through 154.8 of this  
11       Code.

12               (5) Making or charging any rate for insurance against  
13       losses arising from the use or ownership of a motor  
14       vehicle which requires a higher premium of any person by  
15       reason of his physical disability, race, color, religion,  
16       or national origin.

17               (6) Failing to meet any requirement of the Unclaimed  
18       Life Insurance Benefits Act with such frequency as to  
19       constitute a general business practice.

20       (Source: P.A. 102-778, eff. 7-1-22.)

21       (Text of Section after amendment by P.A. 104-55)

22       Sec. 424. Unfair methods of competition and unfair or  
23       deceptive acts or practices defined. The following are hereby  
24       defined as unfair methods of competition and unfair and  
25       deceptive acts or practices in the business of insurance:

(1) The commission by any person of any one or more of the acts defined or prohibited by Sections 134, 143.24c, 147, 148, 149, 151, 155.22, 155.22a, 155.42, 236, 237, 364, 469, and 513b1 of this Code.

(2) Entering into any agreement to commit, or by any concerted action committing, any act of boycott, coercion or intimidation resulting in or tending to result in unreasonable restraint of, or monopoly in, the business of insurance.

(3) Making or permitting, in the case of insurance of the types enumerated in Classes 1, 2, and 3 of Section 4, any unfair discrimination between individuals or risks of the same class or of essentially the same hazard and expense element because of the race, color, religion, or national origin of such insurance risks or applicants. The application of this Article to the types of insurance enumerated in Class 1 of Section 4 shall in no way limit, reduce, or impair the protections and remedies already provided for by Sections 236 and 364 of this Code or any other provision of this Code.

(4) Engaging in any of the acts or practices defined in or prohibited by Sections 154.5 through 154.8 of this Code.

(5) Making or charging any rate for insurance against losses arising from the use or ownership of a motor vehicle which requires a higher premium of any person by

1 reason of his physical disability, race, color, religion,  
2 or national origin.

3 (6) Failing to meet any requirement of the Unclaimed  
4 Life Insurance Benefits Act with such frequency as to  
5 constitute a general business practice.

6 (7) Soliciting either an individual who is a resident  
7 of a nursing home or long-term care facility or an  
8 individual who is over the age of 65, as described in  
9 paragraph (8) of this Section, to purchase accident or  
10 health insurance, unless the person who is selling the  
11 insurance:

12 (A) advises the potential enrollee of the benefit  
13 of examining the potential enrollee's current  
14 insurance plan, discusses all proposed  
15 insurance-related changes with a family member,  
16 friend, or other advisor of the potential enrollee,  
17 and then waits 48 hours before making any  
18 insurance-related changes concerning the potential  
19 enrollee;

20 (B) provides a phone number that may be called if  
21 the potential enrollee or the potential enrollee's  
22 family members, friends, or other advisors have any  
23 questions; and

24 (C) allows the potential enrollee to opt out of  
25 any future communications with the person.

26 (8) Entering into or amending an accident or health

1       insurance policy with an individual who is over the age of  
2       65 and who has executed a health care power of attorney or  
3       has a medical condition, such as dementia, that reduces  
4       the person's capacity to make informed decisions  
5       independently, unless the potential enrollee's agent under  
6       a health care power of attorney executes the agreement and  
7       the agreement is reduced to writing.

8       (Source: P.A. 104-55, eff. 1-1-26.)

9       Section 95. No acceleration or delay. Where this Act makes  
10      changes in a statute that is represented in this Act by text  
11      that is not yet or no longer in effect (for example, a Section  
12      represented by multiple versions), the use of that text does  
13      not accelerate or delay the taking effect of (i) the changes  
14      made by this Act or (ii) provisions derived from any other  
15      Public Act.

16       Section 99. Effective date. This Act takes effect January  
17      1, 2026.