



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

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:

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2 the acts defined or prohibited by Sections 134, 143.24c,
3 147, 148, 149, 151, 155.22, 155.22a, 155.42, 236, 237,
4 364, 469, and 513b1 of this Code.

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

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

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

24 (5) Making or charging any rate for insurance against
25 losses arising from the use or ownership of a motor
26 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.