HB4095

LRB09413136LJB47988b

94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB4095

Introduced 7/26/2005, by Rep. Mary E. Flowers

SYNOPSIS AS INTRODUCED:

815 ILCS 505/2WW new

Amends the Consumer Fraud and Deceptive Business Practices Act. Provides that it is an unlawful practice for any health care provider to request payment from an insured for services provided under the insured's health insurance plan, other than applicable copayments or deductibles. Provides that it is an unlawful practice for a health care provider to report to a credit agency an insured's failure to pay a bill for medical services when a health insurance plan has primary responsibility for payment.

LRB094 13136 LJB 47988 b

A BILL FOR

1   AN ACT concerning unfair business practices.

2   **Be it enacted by the People of the State of Illinois,**

3   **represented in the General Assembly:**

4   Section 5. The Consumer Fraud and Deceptive Business

5   Practices Act is amended by adding Section 2WW as follows:

6   (815 ILCS 505/2WW new)

7   Sec. 2WW. Unfair health care provider billing practices.

8   (a) It is an unlawful practice for any health care provider

9   to do the following:

10   (1) request payment from an insured for medical

11   services covered under the insured's health insurance

12   plan, other than a copayment or deductible pursuant to the

13   terms of the health insurance plan; or

14   (2) report to a credit reporting agency the failure of

15   an insured to pay a bill for medical services when the

16   insured's health insurance plan has primary responsibility

17   for payment of the services.

18   (b) As used in this Section:

19   "Health care provider" means any physician, hospital

20   facility, or other person that is licensed or otherwise

21   authorized to deliver health care services.

22   "Insured" means an individual insured by a private or

23   public individual or group health insurance plan.

24   "Person" means a corporation, association, partnership,

25   limited liability company, sole proprietorship, or any other

26   legal entity.