



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

**HB4954**

by Rep. JoAnn D. Osmond

#### SYNOPSIS AS INTRODUCED:

215 ILCS 5/144.3 new

Amends the Illinois Insurance Code. Provides that notwithstanding any other statutory provision or common law rule, any insurance company subject to regulation under the Code and any of its agents, servants, or employees are not liable and no cause of action arises with respect to any accident or injury based on the allegation that the accident or injury was caused, directly or indirectly, or could have been prevented by, a program, information, inspection, or other activity or service undertaken by an insurance provider for the prevention of accidents, control of losses, or improvement of health and welfare in connection with operations of the insured. Provides that this immunity does not affect the liability of an insurance provider otherwise provided by an insurance policy or plan. Effective immediately.

LRB095 18365 KBJ 44451 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 adding  
5 Section 144.3 as follows:

6 (215 ILCS 5/144.3 new)

7 Sec. 144.3. Accident immunity for insurance providers.  
8 Notwithstanding any other statutory provision or common law  
9 rule, any insurance company subject to regulation under this  
10 Code and any of its agents, servants, or employees are not  
11 liable and no cause of action arises with respect to any  
12 accident or injury based on the allegation that the accident or  
13 injury was caused, directly or indirectly, or could have been  
14 prevented by, a program, information, inspection, or other  
15 activity or service undertaken by an insurance provider for the  
16 prevention of accidents, control of losses, or improvement of  
17 health and welfare in connection with operations of the  
18 insured. This immunity does not affect the liability of an  
19 insurance provider otherwise provided by an insurance policy or  
20 plan.

21 Section 99. Effective date. This Act takes effect upon  
22 becoming law.