



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1880

by Rep. Bill Mitchell

SYNOPSIS AS INTRODUCED:

215 ILCS 5/1417 new

Amends the Illinois Insurance Code. Provides that no resident of the State, regardless of whether he or she has or is eligible for health insurance coverage under any policy or program provided by or through his employer, or a plan sponsored by the State or the federal government, shall be required to obtain or maintain a policy of individual insurance coverage except as required by a court or a State agency or department where an individual is named a party in a judicial or administrative proceeding. Provides that no provision of the Act shall render a resident of this State liable for any penalty, assessment, fee, or fine as a result of his failure to procure or obtain health insurance coverage. Provides that the Act shall not apply to individuals voluntarily applying for coverage under a State-administered program pursuant to the federal Social Security Act. Provides that the provisions concerning health insurance coverage not required shall not apply to students being required by an institution of higher education to obtain and maintain health insurance as a condition of enrollment. Provides that nothing in the provisions concerning health insurance coverage not required shall impair the rights of persons to privately contract for health insurance for family members or former family members. Effective immediately.

LRB097 09766 RPM 49906 b

1 AN ACT concerning insurance.

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 1417 as follows:

6 (215 ILCS 5/1417 new)

7 Sec. 1417. Health insurance coverage not required. No
8 resident of this State, regardless of whether he or she has or
9 is eligible for health insurance coverage under any policy or
10 program provided by or through his or her employer, or a plan
11 sponsored by the State or the federal government, shall be
12 required to obtain or maintain a policy of individual insurance
13 coverage except as required by a court or a State agency or
14 department where an individual is named a party in a judicial
15 or administrative proceeding. No provision of this Code shall
16 render a resident of this State liable for any penalty,
17 assessment, fee, or fine as a result of his or her failure to
18 procure or obtain health insurance coverage. This Section shall
19 not apply to individuals voluntarily applying for coverage
20 under a State-administered program pursuant to Title XIX or
21 Title XXI of the federal Social Security Act. This Section
22 shall not apply to students being required by an institution of
23 higher education to obtain and maintain health insurance as a

1 condition of enrollment. Nothing in this Section shall impair
2 the rights of persons to privately contract for health
3 insurance for family members or former family members.

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.