

# HB4337



## 102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB4337

Introduced 1/5/2022, by Rep. Kelly M. Cassidy

### SYNOPSIS AS INTRODUCED:

215 ILCS 5/356z.53 new  
305 ILCS 5/5-16.8

Amends the Illinois Insurance Code. Provides that an individual or group policy of accident and health insurance or managed care plan that is amended, delivered, issued, or renewed on or after the effective date of the amendatory Act shall provide coverage for aesthetic services and restorative care provided for the treatment of physical injuries to victims of domestic violence when medically necessary as determined by a physician licensed to practice medicine in all its branches. Defines "domestic violence". Makes a conforming change in the Medical Assistance Article of the Illinois Public Aid Code.

LRB102 21325 BMS 32066 b

FISCAL NOTE ACT  
MAY APPLY

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 adding Section 356z.53 as follows:

6 (215 ILCS 5/356z.53 new)

7 Sec. 356z.53. Coverage for treatment for survivors of  
8 domestic violence.

9 (a) As used in this Section, "domestic violence" has the  
10 meaning ascribed to that term in Section 103 of the Illinois  
11 Domestic Violence Act of 1986.

12 (b) An individual or group policy of accident and health  
13 insurance or managed care plan that is amended, delivered,  
14 issued, or renewed on or after the effective date of this  
15 amendatory Act of the 102nd General Assembly shall provide  
16 coverage for aesthetic services and restorative care provided  
17 for the treatment of physical injuries to victims of domestic  
18 violence when medically necessary as determined by a physician  
19 licensed to practice medicine in all its branches.

20 Section 10. The Illinois Public Aid Code is amended by  
21 changing Section 5-16.8 as follows:

1 (305 ILCS 5/5-16.8)

2 Sec. 5-16.8. Required health benefits. The medical  
3 assistance program shall (i) provide the post-mastectomy care  
4 benefits required to be covered by a policy of accident and  
5 health insurance under Section 356t and the coverage required  
6 under Sections 356g.5, 356q, 356u, 356w, 356x, 356z.6,  
7 356z.26, 356z.29, 356z.32, 356z.33, 356z.34, 356z.35, 356z.43,  
8 356z.46, 356z.47, 356z.51, and 356z.53 ~~and 356z.43~~ of the  
9 Illinois Insurance Code, (ii) be subject to the provisions of  
10 Sections 356z.19, ~~356z.43~~, 356z.44, 356z.49, 364.01, 370c, and  
11 370c.1 of the Illinois Insurance Code, and (iii) be subject to  
12 the provisions of subsection (d-5) of Section 10 of the  
13 Network Adequacy and Transparency Act.

14 The Department, by rule, shall adopt a model similar to  
15 the requirements of Section 356z.39 of the Illinois Insurance  
16 Code.

17 On and after July 1, 2012, the Department shall reduce any  
18 rate of reimbursement for services or other payments or alter  
19 any methodologies authorized by this Code to reduce any rate  
20 of reimbursement for services or other payments in accordance  
21 with Section 5-5e.

22 To ensure full access to the benefits set forth in this  
23 Section, on and after January 1, 2016, the Department shall  
24 ensure that provider and hospital reimbursement for  
25 post-mastectomy care benefits required under this Section are  
26 no lower than the Medicare reimbursement rate.

1 (Source: P.A. 101-81, eff. 7-12-19; 101-218, eff. 1-1-20;  
2 101-281, eff. 1-1-20; 101-371, eff. 1-1-20; 101-574, eff.  
3 1-1-20; 101-649, eff. 7-7-20; 102-30, eff. 1-1-22; 102-144,  
4 eff. 1-1-22; 102-203, eff. 1-1-22; 102-306, eff. 1-1-22;  
5 102-530, eff. 1-1-22; 102-642, eff. 1-1-22; revised 10-27-21.)