



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB2799

Introduced 2/16/2023, by Rep. Norine K. Hammond

SYNOPSIS AS INTRODUCED:

215 ILCS 5/356z.61 new
305 ILCS 5/5-47 new

Amends the Illinois Insurance Code. Provides that a group or individual policy of accident and health insurance or managed care plan that is amended, delivered, issued, or renewed after the effective date of the amendatory Act that provides coverage for the treatment of cancer shall not apply a higher standard of clinical evidence for the coverage of proton beam therapy than the insurer applies for the coverage of any other form of radiation therapy treatment. Provides that a group or individual policy of accident and health insurance or managed care plan that is amended, delivered, issued, or renewed after the effective date of the amendatory Act that provides coverage or benefits to any resident of this State for radiation oncology shall include coverage or benefits for physician-prescribed proton beam therapy for the treatment of cancer as recommended by the patient's physician. Defines terms. Amends the Medical Assistance Article of the Illinois Public Aid Code. Provides that a managed care organization under contract with the Department of Healthcare and Family Services to provide services to recipients of medical assistance shall provide coverage for proton beam therapy. Defines terms. Effective January 1, 2024.

LRB103 30056 BMS 56479 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
5 adding Section 356z.61 as follows:

6 (215 ILCS 5/356z.61 new)

7 Sec. 356z.61. Proton beam therapy.

8 (a) As used in this Section:

9 "Proton beam therapy" means a type of radiation therapy
10 treatment that utilizes protons as the radiation delivery
11 method for the treatment of tumors and cancerous cells.

12 "Radiation therapy treatment" means the delivery of
13 biological effective doses with proton therapy, intensity
14 modulated radiation therapy, brachytherapy, stereotactic body
15 radiation therapy, three-dimensional conformal radiation
16 therapy, or other forms of therapy using radiation.

17 (b) A group or individual policy of accident and health
18 insurance or managed care plan that is amended, delivered,
19 issued, or renewed after the effective date of this amendatory
20 Act of the 103rd General Assembly that provides coverage for
21 the treatment of cancer shall not apply a higher standard of
22 clinical evidence for the coverage of proton beam therapy than
23 the insurer applies for the coverage of any other form of

1 radiation therapy treatment.

2 (c) A group or individual policy of accident and health
3 insurance or managed care plan that is amended, delivered,
4 issued, or renewed after the effective date of this amendatory
5 Act of the 103rd General Assembly that provides coverage or
6 benefits to any resident of this State for radiation oncology
7 shall include coverage or benefits for physician-prescribed
8 proton beam therapy for the treatment of cancer as recommended
9 by the patient's physician.

10 Section 10. The Illinois Public Aid Code is amended by
11 adding Section 5-47 as follows:

12 (305 ILCS 5/5-47 new)

13 Sec. 5-47. Proton beam therapy; managed care.
14 Notwithstanding any other provision of this Article, a managed
15 care organization under contract with the Department to
16 provide services to recipients of medical assistance shall
17 provide coverage for proton beam therapy. As used in this
18 Section, "proton beam therapy" means a type of radiation
19 therapy treatment that utilizes protons as the radiation
20 delivery method for the treatment of tumors and cancerous
21 cells. "Radiation therapy treatment" means the delivery of
22 biological effective doses with proton therapy, intensity
23 modulated radiation therapy, brachytherapy, stereotactic body
24 radiation therapy, three-dimensional conformal radiation

1 therapy, or other forms of therapy using radiation.

2 Section 99. Effective date. This Act takes effect January
3 1, 2024.