



Sen. Iris Y. Martinez

Filed: 5/9/2012

09700HB4096sam002

LRB097 16758 RPM 69370 a

1 AMENDMENT TO HOUSE BILL 4096

2 AMENDMENT NO. _____. Amend House Bill 4096, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois Insurance Code is amended by
6 changing Section 424 as follows:

7 (215 ILCS 5/424) (from Ch. 73, par. 1031)

8 Sec. 424. Unfair methods of competition and unfair or
9 deceptive acts or practices defined. The following are hereby
10 defined as unfair methods of competition and unfair and
11 deceptive acts or practices in the business of insurance:

12 (1) The commission by any person of any one or more of the
13 acts defined or prohibited by Sections 134, 143.24c, 147, 148,
14 149, 151, 155.22, 155.22a, 155.42, 236, 237, 364, and 469 of
15 this Code.

16 (2) Entering into any agreement to commit, or by any

1 concerted action committing, any act of boycott, coercion or
2 intimidation resulting in or tending to result in unreasonable
3 restraint of, or monopoly in, the business of insurance.

4 (3) Making or permitting, in the case of insurance of the
5 types enumerated in Classes 1, 2, and 3 of Section 4, any
6 unfair discrimination between individuals or risks of the same
7 class or of essentially the same hazard and expense element
8 because of the race, color, religion, or national origin of
9 such insurance risks or applicants. The application of this
10 Article to the types of insurance enumerated in Class 1 of
11 Section 4 shall in no way limit, reduce, or impair the
12 protections and remedies already provided for by Sections 236
13 and 364 of this Code or any other provision of this Code.

14 (4) Engaging in any of the acts or practices defined in or
15 prohibited by Sections 154.5 through 154.8 of this Code.

16 (5) Making or charging any rate for insurance against
17 losses arising from the use or ownership of a motor vehicle
18 which requires a higher premium of any person by reason of his
19 physical handicap, race, color, religion, or national origin.

20 (6) Advertising or otherwise promoting the sale or
21 solicitation of a policy of automobile insurance that includes
22 a statement that a valid driver's license is not required in
23 order to obtain automobile insurance, followed by the denial of
24 coverage based on the lack of a valid driver's license when a
25 claim is made on such policy of automobile insurance.

26 (Source: P.A. 97-527, eff. 8-23-11.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".