AN ACT concerning consumer fraud.

Be it enacted by the People of the State of Illinois, represented in the General Assembly:

Section 5. The Consumer Fraud and Deceptive Business Practices Act is amended by adding Section 2B.3 as follows:

(815 ILCS 505/2B.3 new)

Sec. 2B.3. Deceptive sale or promotion of health-related cash discount cards. It is an unlawful practice for any person to sell, market, promote, advertise, or otherwise distribute any card or other purchasing mechanism or device that purports to offer discounts or access to discounts from health care providers in health related purchases if:

(1) the card or other purchasing mechanism or device does not expressly provide in bold and prominent type that the discounts are not insurance;

(2) the discounts are not specifically authorized by a contract with each health care provider listed in conjunction with the card or other purchasing mechanism or device; or

(3) the discounts or access to discounts offered or the range of discounts or access to the range of discounts offered are misleading, deceptive or fraudulent, regardless of the literal wording used.

Originated in the House of Representatives

Clerk of the House

Michael J. Madigan
Speaker, House of Representatives

President of the Senate

APPROVED

this 9th day of August, 20 01 A.D.

GOVERNOR

PUBLIC ACT 92-296