



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5357

Introduced 2/9/2024, by Rep. Elizabeth "Lisa" Hernandez

SYNOPSIS AS INTRODUCED:

215 ILCS 5/143.10f new

Amends the Illinois Insurance Code. Provides that when issuing or marketing a homeowner's insurance policy, an insurer shall disclose whether the homeowner's insurance policy covers damage from a sewer backup or overflow from a sump pump. Provides that if the homeowner's insurance policy being issued does not cover damage caused by a sewer backup or overflow from a sump pump, the insurer shall offer the insured the opportunity to purchase additional coverage for damage caused by a sewer backup or overflow from a sump pump. Provides that the cost of the additional coverage shall be clearly communicated to the insured at the time the opportunity to purchase the additional coverage is offered. Defines "homeowner's insurance policy".

LRB103 37078 RPS 67196 b

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 143.10f as follows:

6 (215 ILCS 5/143.10f new)

7 Sec. 143.10f. Homeowner's insurance policy; sewer backup
8 and sump pump overflow.

9 (a) In this Section, "homeowner's insurance policy" means
10 personal multi-peril property insurance policies covering real
11 property used principally for residential purposes or any
12 household or personal property that is usual or incidental to
13 the occupancy of any premises used for residential purposes.

14 (b) When issuing or marketing a homeowner's insurance
15 policy, an insurer shall disclose whether the homeowner's
16 insurance policy covers damage from a sewer backup or overflow
17 from a sump pump. If the homeowner's insurance policy being
18 issued does not cover damage caused by a sewer backup or
19 overflow from a sump pump, the insurer shall offer the insured
20 the opportunity to purchase additional coverage for damage
21 caused by a sewer backup or overflow from a sump pump. The cost
22 of the additional coverage shall be clearly communicated to
23 the insured at the time the opportunity to purchase the

1 additional coverage is offered.