

# HB3356



## 101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3356

by Rep. Arthur Turner

### SYNOPSIS AS INTRODUCED:

735 ILCS 5/13-211

from Ch. 110, par. 13-211

Amends the Code of Civil Procedure. Provides that the legal representative of a person under the age of 18 years or under a disability may bring specific actions within 2 years after the person attains the age of 18 years or the disability is removed. Effective immediately.

LRB101 07560 LNS 52605 b

A BILL FOR

1 AN ACT concerning civil law.

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

4 Section 5. The Code of Civil Procedure is amended by  
5 changing Section 13-211 as follows:

6 (735 ILCS 5/13-211) (from Ch. 110, par. 13-211)

7 Sec. 13-211. Minors and persons under legal disability.

8 (a) If the person entitled to bring an action, specified in  
9 Sections 13-201 through 13-210 of this Code, at the time the  
10 cause of action accrued, is under the age of 18 years or is  
11 under a legal disability, then he or she, or his or her legal  
12 representative, may bring the action within 2 years after the  
13 person attains the age of 18 years, or the disability is  
14 removed.

15 (b) If the person entitled to bring an action specified  
16 under Sections 13-201 through 13-210 of this Code is not under  
17 a legal disability at the time the cause of action accrues, but  
18 becomes under a legal disability before the period of  
19 limitations otherwise runs, the period of limitations is stayed  
20 until the disability is removed. This subsection (b) does not  
21 invalidate any statute of repose provisions contained in  
22 Sections 13-201, 13-202, 13-202.1, 13-202.2, 13-202.3, 13-203,  
23 13-203.1, 13-204, 13-207, 13-208, 13-209, and 13-210 of this

1 Code. In no event shall the period of limitations for a cause  
2 of action under Section 13-205 or 13-206 of this Code be stayed  
3 in excess of 10 years from the date of the adjudication of  
4 legal disability. This subsection (b) applies to actions  
5 commenced or pending on or after the effective date of this  
6 amendatory Act of the 98th General Assembly.

7 (Source: P.A. 98-1077, eff. 1-1-15.)

8 Section 99. Effective date. This Act takes effect upon  
9 becoming law.