HB1696

100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB1696

by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

735 ILCS 5/9-201   from Ch. 110, par. 9-201

Amends the Code of Civil Procedure. Makes a technical change in a Section concerning recovery of rent.

LRB100 03377 HEP 13382 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 9-201 as follows:

6   (735 ILCS 5/9-201) (from Ch. 110, par. 9-201)

7   Sec. 9-201. Recovery of rent. The ~~The~~ owner of lands, his

8   or her executors or administrators, may sue for and recover

9   rent therefor, or a fair and reasonable satisfaction for the

10 use and occupation thereof, by a civil action in any of the

11 following instances:

12   1. When rent is due and in arrears on a lease for life or

13 lives.

14   2. When lands are held and occupied by any person without

15 any special agreement for rent.

16   3. When possession is obtained under an agreement, written

17 or verbal, for the purchase of the premises, and before a deed

18 is given the right to possession is terminated by forfeiture or

19 non-compliance   with   the   agreement,   and   possession   is

20 wrongfully refused or neglected to be given upon demand, made

21 in writing, by the party entitled thereto. All payments made by

22 the vendee, or his or her representatives or assigns, may be

23 set off against such rent.

1   4. When land has been sold upon a judgment of court, when

2   the party to such judgment or person holding under him or her,

3   wrongfully refuses or neglects to surrender possession of the

4   same, after demand, in writing, by the person entitled to the

5   possession.

6   5. When the lands have been sold upon a mortgage or trust

7   deed, and the mortgagor or grantor, or person holding under him

8   or her, wrongfully refuses or neglects to surrender possession

9   of the same, after demand, in writing, by the person entitled

10 to the possession.

11 (Source: P.A. 83-707.)