



Rep. Jaime M. Andrade, Jr.

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10000HB4275ham002

LRB100 15336 KTG 37753 a

1 AMENDMENT TO HOUSE BILL 4275

2 AMENDMENT NO. _____. Amend House Bill 4275 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Physical Fitness Services Act is amended by
5 changing Section 8 as follows:

6 (815 ILCS 645/8) (from Ch. 29, par. 58)

7 Sec. 8. Prohibited contract provisions.

8 (a) No contract for basic physical fitness services shall
9 require payment of a total amount in excess of \$2500 per year,
10 and every such contract must so provide in writing; except that
11 this limit shall not apply to any contract for: (1) family or
12 couple memberships, or (2) group memberships, where the
13 purchaser is a corporation or other business entity or any
14 social, fraternal or charitable organization not created for
15 the purpose of encouraging this contractual arrangement.

16 (b) No contract for family or couple memberships for basic

1 physical fitness services shall require payment in excess of
2 \$2,500 per year per person covered under the membership.

3 (c) No contract for physical fitness services shall require
4 payments or financing over a period in excess of 3 years from
5 the date the contract is entered into, nor shall the term of
6 any such contract be measured by the life of the customer. The
7 initial term of services to be rendered under the contract may
8 not extend over a period of more than 2 years from the date the
9 parties enter into the contract; provided that the customer may
10 be given an option to renew the contract for consecutive
11 periods of not more than one year each ~~for a reasonable~~
12 ~~consideration not less than 10% of the cash price of the~~
13 ~~original membership.~~

14 (d) No contract for physical fitness services shall require
15 or entail the execution of any note by the customer which, when
16 separately negotiated, will cut off as to third parties any
17 right of action or defense which the customer may have against
18 the physical fitness center. No right of action or defense
19 arising out of a contract for physical fitness services which
20 the customer has against the center shall be cut off by
21 assignment of the contract whether or not the assignee acquires
22 the contract in good faith and for value. Such an assignee is
23 not a holder in due course.

24 (Source: P.A. 94-663, eff. 1-1-06; 94-687, eff. 11-3-05.)

25 Section 99. Effective date. This Act takes effect June 1,

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1 2018.".