

HB5484



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5484

by Rep. Will Guzzardi

SYNOPSIS AS INTRODUCED:

735 ILCS 5/2-201.5 new

Amends the Code of Civil Procedure. Provides that a summons issued in an action to collect a debt shall include a separate notice containing specified language regarding debtor rights. Provides that the clerk of the court shall cause the notice to be posted in courtrooms or in the hallway in front of courtrooms and be available for distribution in all courtrooms hearing cases involving debt collection matters. Effective immediately.

LRB100 20527 HEP 35912 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 adding
5 Section 2-201.5 as follows:

6 (735 ILCS 5/2-201.5 new)

7 Sec. 2-201.5. Debtor notice.

8 (a) A summons issued in an action to collect a debt shall
9 include a separate notice containing the following language
10 printed prominently in large font:

11 "IF YOU OWE A DEBT, YOU HAVE RIGHTS

12 You Can PROTECT:

13 Your Social Security

14 Your SSI

15 Your Public Benefits

16 Your Veterans Benefits

17 Your Retirement Benefits

18 Equity in a Motor Vehicle

19 Equity in your Home

20 Your Bank Account

21 You Can STOP:

22 Phone Calls from Creditors

23 Verbal Abuse from Creditors

1 Threats from Creditors

2 You Have the RIGHT:

3 To Privacy

4 To Have the Court Review Any Agreement to Settle Your
5 Case

6 To Ask for a Reasonable Payment Plan".

7 (b) The notice in subsection (a) shall include the dollar
8 amount of the statutory exemptions for vehicles, homes, and
9 bank accounts and shall prominently list the name, address, and
10 phone number of at least one legal aid provider located in the
11 same county as the issuing court.

12 (c) The clerk of the court shall cause the notice in
13 subsection (a) to be posted in courtrooms or in the hallway in
14 front of courtrooms and be available for distribution in all
15 courtrooms hearing cases involving debt collection matters.

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.