



Rep. André Thapedi

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10100HB2233ham001

LRB101 07160 LNS 59552 a

1 AMENDMENT TO HOUSE BILL 2233

2 AMENDMENT NO. _____. Amend House Bill 2233 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Code of Civil Procedure is amended by
5 changing Section 2-1108 as follows:

6 (735 ILCS 5/2-1108) (from Ch. 110, par. 2-1108)

7 Sec. 2-1108. Verdict - Special interrogatories. Unless the
8 nature of the case requires otherwise, the jury shall render a
9 general verdict. Within the discretion of the court, the ~~The~~
10 jury may be asked ~~required by the court, and must be required~~
11 ~~on request of any party,~~ to find specially upon any material
12 question or questions of fact submitted to the jury in writing.
13 Any party may request special interrogatories. Special
14 interrogatories shall be tendered, objected to, ruled upon and
15 submitted to the jury as in the case of instructions.
16 Submitting or refusing to submit a question of fact to the jury

1 may be reviewed on appeal to determine whether the trial court
2 abused its discretion. ~~, as a ruling on a question of law.~~ When
3 any ~~the~~ special finding of fact is inconsistent with the
4 general verdict, the court shall direct the jury to further
5 consider its answers and verdict. If, in the discretion of the
6 trial court, the jury is unable to render a general verdict
7 consistent with any special finding, the trial court shall
8 order a new trial. During closing arguments, the parties shall
9 be allowed to explain to the jury what may result if the
10 general verdict is inconsistent with any special finding ~~former~~
11 ~~controls the latter and the court may enter judgment~~
12 ~~accordingly.~~

13 This amendatory Act of the 101st General Assembly applies
14 only to trials commencing on or after January 1, 2020.

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

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