

SB1271



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB1271

Introduced 2/3/2023, by Sen. Jil Tracy

SYNOPSIS AS INTRODUCED:

735 ILCS 5/9-123 new

Amends the Eviction Article of the Code of Civil Procedure. Provides that the eviction procedures and the enforcement of eviction judgments entered may not be suspended by an executive order under the Illinois Emergency Management Agency Act or any other provision of law. Provides that if the Governor has declared that the area where the applicable court is located falls within a disaster area, the court shall take into account any financial impact the disaster has had on the tenant or lessee's ability to pay rent. Provides that the court may delay or suspend the proceeding or delay the entry or enforcement of a judgment as equity may require.

LRB103 24966 LNS 51300 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 adding Section 9-123 as follows:

6 (735 ILCS 5/9-123 new)

7 Sec. 9-123. Executive orders; disaster areas. The
8 procedures established in this Article and the enforcement of
9 judgments entered under this Article may not be suspended by
10 an executive order under the Illinois Emergency Management
11 Agency Act or any other provision of law. If the Governor has
12 declared that the area where the applicable court is located
13 falls within a disaster area, the court shall take into
14 account any financial impact the disaster has had on the
15 tenant or lessee's ability to pay rent. The court may delay or
16 suspend the proceeding or delay the entry or enforcement of a
17 judgment as equity may require.