

# SB1067



## 98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB1067

Introduced 1/24/2013, by Sen. John J. Cullerton

### SYNOPSIS AS INTRODUCED:

770 ILCS 85/1

from Ch. 82, par. 63

Amends the Preference of Claims for Wages Act. Makes a technical change in a Section concerning preferences.

LRB098 05340 HEP 35374 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 Preference of Claims for Wages Act is  
5 amended by changing Section 1 as follows:

6 (770 ILCS 85/1) (from Ch. 82, par. 63)

7 Sec. 1. When the ~~the~~ business of any person, corporation,  
8 company or firm shall be suspended by the action of creditors,  
9 or be placed in the custody of a receiver or trustee, then in  
10 all such cases the debts owing to laborers or servants which  
11 have accrued by reason of their labor or employment and all  
12 funds due and unpaid to the trustees for the beneficiaries of  
13 any pension or retirement plan, shall be considered and treated  
14 as preferred claims, and such laborers, employees or trustees  
15 shall be preferred creditors, and shall be first paid in full,  
16 and if there be not sufficient to pay them in full the same  
17 shall be paid from the proceeds of the sale of the property  
18 seized: Provided, that any person interested may contest any  
19 such claim or claims, or any part thereof, by filing objections  
20 thereto, supported by affidavit, with the officer having the  
21 custody of such property, and thereupon the claimant shall be  
22 required to reduce his or her claim to judgment in the circuit  
23 court before any part thereof shall be paid.

SB1067

- 2 -

LRB098 05340 HEP 35374 b

1 (Source: P.A. 84-551.)