92\_HB4452 LRB9211725WHcs

- 1 AN ACT concerning civil procedure.
- 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 changing Section 2-101 as follows:
- 6 (735 ILCS 5/2-101) (from Ch. 110, par. 2-101)
- 7 Sec. 2-101. Generally. Except as otherwise provided in
- 8 this Act, every action must be commenced (1) in the county of
- 9 residence of any defendant who is joined in good faith and
- 10 with probable cause for the purpose of obtaining a judgment
- 11 against him or her and not solely for the purpose of fixing
- 12 venue in that county, or (2) in the county in which the
- 13 transaction or some part thereof occurred out of which the
- 14 cause of action arose.
- If a check, draft, money order, or other instrument for
- 16 the payment of child support payable to or delivered to the
- 17 State Disbursement Unit established under Section 10-26 of
- 18 the Illinois Public Aid Code is returned by the bank or
- 19 depository for any reason, venue for the enforcement of any
- 20 criminal proceedings or civil cause of action for recovery
- 21 and attorney fees shall be in the county where the principal
- 22 office of the State Disbursement Unit is located.
- 23 If all defendants are nonresidents of the State, an
- 24 action may be commenced in any county.
- 25 If the corporate limits of a city, village or town extend
- into more than one county, then the venue of an action or
- 27 proceeding instituted by that municipality to enforce any
- 28 fine, imprisonment, penalty or forfeiture for violation of
- 29 any ordinance of that municipality, regardless of the county
- 30 in which the violation was committed or occurred, may be in
- 31 the appropriate court (i) in the county in which wherein the

- office of the clerk of the municipality is located or (ii) in
- 2 any county in which at least 35% of the territory within the
- 3 municipality's corporate limits is located.
- 4 (Source: P.A. 91-212, eff. 7-20-99.)