

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 changing Sections 2-1003 and 2-1007.1 as follows:

6 (735 ILCS 5/2-1003) (from Ch. 110, par. 2-1003)

7 Sec. 2-1003. Discovery and depositions.

8 (a) Discovery, such as admissions of fact and of  
9 genuineness of documents, physical and mental examinations of  
10 parties and other persons, the taking of any depositions, and  
11 interrogatories, shall be in accordance with rules.

12 (b) (Blank).

13 (c) (Blank).

14 (d) Whenever the defendant in any litigation in this State  
15 has the right to demand a physical or mental examination of the  
16 plaintiff pursuant to statute or Supreme Court Rule, relative  
17 to the occurrence and extent of injuries or damages for which  
18 claim is made, or in connection with the plaintiff's capacity  
19 to exercise any right plaintiff has, or would have but for a  
20 finding based upon such examination, the plaintiff has the  
21 right to have his or her attorney, or such other person as the  
22 plaintiff may wish, present at such physical or mental  
23 examination. The plaintiff also has the right to designate an

1 additional person to be present and video record the  
2 examination. The changes to this Section by this amendatory  
3 Act of the 103rd General Assembly apply to actions commenced  
4 or pending on or after the effective date of this amendatory  
5 Act of the 103rd General Assembly.

6 (e) No person or organization shall be required to furnish  
7 claims, loss or risk management information held or provided  
8 by an insurer, which information is described in Section  
9 143.10a of the "Illinois Insurance Code".

10 (Source: P.A. 99-110, eff. 1-1-16.)

11 (735 ILCS 5/2-1007.1) (from Ch. 110, par. 2-1007.1)

12 Sec. 2-1007.1. Preference in setting for trial.

13 (a) A party who is an individual or, in the case of a  
14 wrongful death action, is the surviving spouse or next of kin  
15 and who has reached the age of ~~67~~ 70 years shall, upon motion  
16 by that party or the administrator of the estate of the  
17 deceased person or special administrator, be entitled to  
18 preference in setting for trial, which shall commence within  
19 one year of the hearing on the motion, unless the court finds  
20 that the party does not have a substantial interest in the case  
21 as a whole. The trial setting shall apply only to the moving  
22 party and to those defendants who have appeared and answered  
23 the complaint at the time notice of the motion for preference  
24 in setting for trial is served. If any new party is added to a  
25 lawsuit after the setting of a trial under this Section, any

1 party may move the court to amend the trial setting to allow  
2 for trial to commence up to one year after the date a new  
3 defendant appeared and answered the complaint or up to one  
4 year after the date a plaintiff was added to the lawsuit.

5 (b) The court shall ~~may, in its discretion,~~ grant a motion  
6 for preference in setting for trial where a party or, in the  
7 case of a wrongful death action, the surviving spouse or next  
8 of kin shows substantial physical or financial hardship or  
9 alternatively shows good cause that the interests of justice  
10 will be served by granting a preference in setting for trial  
11 within one year of the hearing on the motion.

12 (c) Any party may move for a trial continuance of up to 6  
13 months for good cause shown. Any subsequent motions for trial  
14 continuance under this Section shall be granted only to the  
15 extent necessary for trial to commence as soon as practicable.

16 (d) The changes to this Section by this amendatory Act of  
17 the 103rd General Assembly apply to actions commenced or  
18 pending on or after the effective date of this amendatory Act  
19 of the 103rd General Assembly.

20 (Source: P.A. 86-854.)

21 Section 99. Effective date. This Act takes effect upon  
22 becoming law.