



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB2508

Introduced 2/26/2007, by Rep. Michael J. Madigan - Barbara Flynn Currie

#### SYNOPSIS AS INTRODUCED:

310 ILCS 80/5

Amends the Shelter Residents Protection Act. Makes a technical change in a Section concerning homeless persons' savings accounts.

LRB095 01278 DRJ 21280 b

1 AN ACT concerning housing.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Shelter Residents Protection Act is amended  
5 by changing Section 5 as follows:

6 (310 ILCS 80/5)

7 Sec. 5. Homeless persons; savings.

8 (a) If a homeless person resides at a shelter, that ~~that~~  
9 person may open a passbook savings account at a bank or savings  
10 and loan association subject to the requirements imposed by the  
11 bank or savings and loan association. In the alternative, the  
12 homeless person may enter into a written agreement with the  
13 shelter in which he or she resides; the agreement may provide  
14 that the shelter will accept and hold moneys belonging to the  
15 homeless person. Under such an agreement, the shelter shall do  
16 the following:

17 (1) Place the moneys in a non-interest bearing account  
18 for the homeless person, at no cost to that person.

19 (2) Segregate, from all other moneys or accounts held  
20 or maintained by the shelter, moneys accepted from and held  
21 for homeless persons.

22 (3) Maintain, separately for each homeless person with  
23 whom an agreement is made under this Section, an accurate

1 accounting of the moneys accepted from, held for, and  
2 withdrawn by that person. Upon a homeless person's request,  
3 the shelter shall provide a copy of the accounting  
4 concerning that person's moneys.

5 (4) Pay to the homeless person, within 48 hours after  
6 the person's request, the amount of the person's moneys  
7 held by the shelter or any lesser amount requested by the  
8 homeless person.

9 (b) Money held by a shelter under this Section shall not be  
10 subject to assignment, attachment, garnishment, set-off, or  
11 other process in aid of creditors.

12 (c) For purposes of this Section, "homeless person" means  
13 either of the following:

14 (1) An individual who lacks a fixed, regular, and  
15 adequate nighttime residence; or

16 (2) An individual who has a primary nighttime residence  
17 that is any of the following:

18 (A) A supervised publicly or privately operated  
19 shelter designed to provide temporary living  
20 accommodations (including welfare hotels, congregate  
21 shelters, and transitional housing for the mentally  
22 ill).

23 (B) An institution that provides a temporary  
24 residence for individuals intended to be  
25 institutionalized.

26 (C) A public or private place not designed for, or

1           ordinarily used as, a regular sleeping accommodation

2           for human beings.

3           (Source: P.A. 87-1093.)