

# HB3213



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3213

Introduced 2/17/2023, by Rep. Tony M. McCombie

### SYNOPSIS AS INTRODUCED:

New Act

Creates the Public Duty Rule Codification Act. Contains legislative findings and a statement of legislative purpose. Provides that a local governmental entity and its employees owe a duty of care to the public at large, therefore it does not owe a duty of care to individual members of the public to provide governmental services.

LRB103 28281 LNS 54660 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 1. Short title. This Act may be cited as the Public  
5 Duty Rule Codification Act.

6 Section 5. Findings; purpose.

7 (a) The General Assembly finds:

8 (1) On January 22, 2016, the Illinois Supreme Court,  
9 in *Coleman v. East Joliet Fire Protection District*, 2016  
10 IL 117952, abolished the public duty rule.

11 (2) The public duty rule is an important doctrine that  
12 is grounded in the principle that the duty of a local  
13 governmental entity to preserve the well-being of the  
14 community is owed to the public at large rather than to  
15 specific members of the community.

16 (b) It is the purpose of this Act to codify the public duty  
17 rule.

18 Section 10. Public duty rule. A local governmental entity  
19 and its employees owe a duty of care to the public at large,  
20 therefore it does not owe a duty of care to individual members  
21 of the public to provide governmental services.