

HB4992



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB4992

Introduced 2/8/2024, by Rep. Ryan Spain

SYNOPSIS AS INTRODUCED:

735 ILCS 5/2-1120 new

Amends the Code of Civil Procedure. Provides that noneconomic damages in a civil action against a common carrier may not be more than \$2,000,000 per injured party. Applies to cause of actions accruing on or after the effective date of this Act.

LRB103 38181 JRC 68314 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 Code of Civil Procedure is amended by
5 adding Section 2-1120 as follows:

6 (735 ILCS 5/2-1120 new)

7 Sec. 2-1120. Limitations on recovery of non-economic
8 damages against a commercial motor vehicle carrier.

9 (a) Legislative intent. Illinois is a transportation and
10 logistics hub of interstate commerce in the United States. To
11 preserve Illinois' ability to maintain this status, it is the
12 intent of this Section to preserve the economic health and
13 strength of the industries that help make this possible.

14 (b) In all common law, statutory or other actions that
15 seek damages on account of death, bodily injury, or physical
16 damage to property based on negligence, or product liability
17 based on any theory or doctrine, recovery of non-economic
18 damages against a commercial common carrier in which was
19 allegedly caused by a commercial motor vehicle is limited to
20 \$2,000,000 per plaintiff. As used in this Section, "commercial
21 motor vehicle" means the same as used in Section 6-500 in the
22 Illinois Vehicle Code.

23 (c) This amendatory Act of the 103rd General Assembly

1 applies to causes of action accruing on or after its effective
2 date.