

# HB5157



## 95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB5157

by Rep. Jay C. Hoffman

### SYNOPSIS AS INTRODUCED:

710 ILCS 5/1

from Ch. 10, par. 101

Amends the Uniform Arbitration Act. Provides that no agreement to arbitrate any liability arising out of the employment of a seaman, master, vessel crew member, or railroad employee is binding or enforceable. Effective immediately.

LRB095 18328 AJO 44412 b

A BILL FOR

1 AN ACT concerning alternate dispute resolution.

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

4 Section 5. The Uniform Arbitration Act is amended by  
5 changing Section 1 as follows:

6 (710 ILCS 5/1) (from Ch. 10, par. 101)

7 Sec. 1. Validity of arbitration agreement. A written  
8 agreement to submit any existing controversy to arbitration or  
9 a provision in a written contract to submit to arbitration any  
10 controversy thereafter arising between the parties is valid,  
11 enforceable and irrevocable save upon such grounds as exist for  
12 the revocation of any contract, except that: (1) any agreement  
13 between a patient and a hospital or health care provider to  
14 submit to binding arbitration a claim for damages arising out  
15 of (a) ~~(1)~~ injuries alleged to have been received by a patient,  
16 or (b) ~~(2)~~ death of a patient, due to hospital or health care  
17 provider negligence or other wrongful act, but not including  
18 intentional torts, is also subject to the Health Care  
19 Arbitration Act; and (2) no agreement to arbitrate any  
20 liability associated with or arising out of the employment of  
21 any seaman, master, or member of the crew of any vessel or  
22 railroad employee is binding or enforceable.

23 (Source: P.A. 80-1012; 80-1031.)

1           Section 99. Effective date. This Act takes effect upon  
2           becoming law.