SRS92SB1234JJapam01

- 1 AMENDMENT TO SENATE BILL 1234
- 2 AMENDMENT NO. ____. Amend Senate Bill 1234 by replacing
- 3 the title with the following:
- 4 "AN ACT in relation to civil procedure."; and
- 5 by replacing everything after the enacting clause with the
- 6 following:
- 7 "Section 5. The Code of Civil Procedure is amended by
- 8 changing Section 12-901 as follows:
- 9 (735 ILCS 5/12-901) (from Ch. 110, par. 12-901)
- 10 Sec. 12-901. Amount. Every individual is entitled to an
- 11 estate of homestead to the extent in value of \$30,000 \$7,500
- of his or her interest in a farm or lot of land and buildings
- 13 thereon, a condominium, or personal property, owned or
- 14 rightly possessed by lease or otherwise and occupied by him
- or her as a residence, or in a cooperative that owns property
- 16 that the individual uses as a residence. That homestead and
- 17 all right in and title to that homestead is exempt from
- 18 attachment, judgment, levy, or judgment sale for the payment
- of his or her debts or other purposes and from the laws of
- 20 conveyance, descent, and legacy, except as provided in this
- 21 Code or in Section 20-6 of the Probate Act of 1975. This

- 1 Section is not applicable between joint tenants or tenants in
- 2 common but it is applicable as to any creditors of those
- 3 persons.
- 4 If 2 or more individuals own property that is exempt as a
- 5 homestead, the value of the exemption of each individual may
- 6 not exceed his or her proportionate share of \$15,000 based
- 7 upon percentage of ownership.
- 8 (Source: P.A. 88-672, eff. 12-14-94.)".