



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

Introduced 02/06/04, by Michael J. Madigan

SYNOPSIS AS INTRODUCED:

735 ILCS 5/5-101

from Ch. 110, par. 5-101

Amends the Code of Civil Procedure. Makes technical changes in a Section concerning security for costs.

LRB093 17113 LCB 42779 b

1 AN ACT in relation to civil procedure.

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 changing Section 5-101 as follows:

6 (735 ILCS 5/5-101) (from Ch. 110, par. 5-101)

7 Sec. 5-101. Security for costs. In all actions in any court
8 on official bonds for the use of any person, actions on the
9 bonds of executors, administrators or guardians, qui tam
10 actions, actions on a penal statute, and in all civil actions,
11 in which ~~where~~ the plaintiff, or person for whose use an action
12 is to be commenced, is not a resident of this State, the
13 plaintiff, or person for whose use the action is to be
14 commenced, shall, before he or she institutes the ~~such~~ action,
15 file, or cause to be filed, with the clerk of the court in
16 which the action is to be commenced, security for costs,
17 substantially in the following form:

18 A B v. C D - (Title of court.)

19 I, (E.F.) enter myself security for all costs which may
20 accrue in the above entitled action.

21 Dated this day of,

22 (Signed) E.F.

23 (Source: P.A. 83-707.)