



**99TH GENERAL ASSEMBLY**

**State of Illinois**

**2015 and 2016**

**HOUSE JOINT RESOLUTION**

**CONSTITUTIONAL AMENDMENT**

**HC0037**

Introduced , by Rep. Michael J. Madigan

**SYNOPSIS AS INTRODUCED:**

ILCON Art. VI, Sec. 20 new

Proposes to amend the Judiciary Article of the Illinois Constitution. Provides maximum dollar value limitations on specified categories of damages.

LRB099 12523 JWD 35963 e

1 HOUSE JOINT RESOLUTION  
2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE  
4 NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE  
5 SENATE CONCURRING HEREIN, that there shall be submitted to the  
6 electors of the State for adoption or rejection at the general  
7 election next occurring at least 6 months after the adoption of  
8 this resolution a proposition to add Section 20 to Article VI  
9 of the Illinois Constitution as follows:

10 ARTICLE VI  
11 THE JUDICIARY

12 (ILCON Art. VI, Sec. 20 new)

13 SECTION 20. LIMITATION ON LIABILITY FOR DAMAGES

14 (a) A punitive damage award may not be more than the  
15 greater of:

16 (1) three times the amount of compensatory damages  
17 awarded in the action; or

18 (2) \$50,000.

19 (b) The total amount recoverable for an injury or death of  
20 a patient as a result of medical malpractice may not exceed  
21 \$1,250,000.

22 (c) A health care provider is not liable for an amount in  
23 excess of \$250,000 for an occurrence of medical malpractice.

