

AN ACT in relation to civil procedure.

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

Section 5. The Code of Civil Procedure is amended by  
changing Section 2-604 as follows:

(735 ILCS 5/2-604) (from Ch. 110, par. 2-604)

Sec. 2-604. Prayer for relief. Every count in every  
complaint and counterclaim shall contain specific prayers for  
the relief to which the pleader deems himself or herself  
entitled except that in actions for injury to the person, no  
ad damnum may be pleaded except to the minimum extent  
necessary to comply with the circuit rules of assignment  
where the claim is filed. Relief~~7--whether-based-on-one-or~~  
~~more-counts7~~, may be requested in the alternative. Prayers for  
relief which the allegations of the pleadings do not sustain  
may be objected to on motion or in the answering pleading. In  
actions for injury to the person, any complaint filed which  
contains an ad damnum, except to the minimum extent necessary  
to comply with the circuit rules of assignment where the  
claim is filed, shall, on motion of a defendant or on the  
court's own motion, be dismissed without prejudice. Except  
in case of default, the prayer for relief does not limit the  
relief obtainable, but where other relief is sought the court  
shall, by proper orders, and upon terms that may be just,  
protect the adverse party against prejudice by reason of  
surprise. In case of default, if relief is sought, whether by  
amendment, counterclaim, or otherwise, beyond that prayed in  
the pleading to which the party is in default, notice shall  
be given the defaulted party as provided by rule.

Nothing in this Section shall be construed as prohibiting  
the defendant from requesting of the plaintiff by

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interrogatory the amount of damages which will be sought.

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

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