



Sen. Michael W. Halpin

Filed: 5/14/2025

10400HB1576sam001

LRB104 06298 JDS 26260 a

1 AMENDMENT TO HOUSE BILL 1576

2 AMENDMENT NO. _____. Amend House Bill 1576 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Court of Claims Act is amended by changing
5 Sections 6, 9, 13, 21, and 22 as follows:

6 (705 ILCS 505/6) (from Ch. 37, par. 439.6)

7 Sec. 6. The court shall hold sessions at such places or
8 remotely as it deems necessary to expedite the business of the
9 court.

10 (Source: P.A. 90-492, eff. 8-17-97.)

11 (705 ILCS 505/9) (from Ch. 37, par. 439.9)

12 Sec. 9. The court may: A. Establish rules for its
13 government and for the regulation of practice therein; appoint
14 commissioners to assist the court in such manner as it directs
15 and discharge them at will; and exercise such powers as are

1 necessary to carry into effect the powers granted in this
2 Section. Any Commissioner appointed shall be an attorney
3 licensed to practice law in the State of Illinois. The rules
4 established hereunder shall not be waived, and any extension
5 of time authorized by such rules shall only be allowed on
6 motion duly filed within the time limitation for which the
7 extension is requested.

8 B. Issue subpoenas through the Chief Justice or one of its
9 judges or commissioners to require the attendance of witnesses
10 for the purpose of testifying before it, or before any judge of
11 the court, or before any notary public, or any of its
12 commissioners, and to require the production of any books,
13 records, papers or documents that may be material or relevant
14 as evidence in any matter pending before it. In case any person
15 refuses to comply with any subpoena issued in the name of the
16 chief justice, or one of the judges or commissioners, attested
17 by the clerk, with the seal of the court attached, and served
18 upon the person named therein as a summons in a civil action is
19 served, the circuit court of the proper county, on application
20 of the party at whose instance the subpoena was issued, shall
21 compel obedience by attachment proceedings, as for contempt,
22 as in a case of a disobedience of the requirements of a
23 subpoena from such court on a refusal to testify therein.

24 C. The court may adopt administrative rules to provide for
25 remote or electronic filing of a claim or other motion,
26 participation in any capacity before the court, taking of

1 evidence or testimony, conducting any business of the court,
2 or payment of any fees to the court.

3 (Source: P.A. 83-865.)

4 (705 ILCS 505/13) (from Ch. 37, par. 439.13)

5 Sec. 13. Any judge or commissioner of the court may sit at
6 any place within the State or may remotely ~~to~~ take evidence in
7 or conduct any case in the court.

8 (Source: Laws 1945, p. 660.)

9 (705 ILCS 505/21) (from Ch. 37, par. 439.21)

10 Sec. 21. The court is authorized to impose, by uniform
11 rules, a fee of \$15 for the filing of a petition in any case in
12 which the award sought is more than \$50 and less than \$1,000
13 and \$35 in any case in which the award sought is \$1,000 or
14 more; and to charge and collect for copies of opinions or other
15 documents filed in the Court of Claims such fees as may be
16 prescribed by the rules of the Court. All fees and charges so
17 collected shall be forthwith paid into the State Treasury. The
18 Court may determine the form and manner of all filing fees and
19 other charges due the court by administrative rule.

20 A petitioner who is a prisoner in an Illinois Department
21 of Corrections facility who files a pleading, motion, or other
22 filing that purports to be a legal document against the State,
23 the Illinois Department of Corrections, the Prisoner Review
24 Board, or any of their officers or employees in which the court

1 makes a specific finding that it is frivolous shall pay all
2 filing fees and court costs in the manner provided in Article
3 XXII of the Code of Civil Procedure.

4 In claims based upon lapsed appropriations or lost warrant
5 or in claims filed under the Line of Duty Compensation Act, the
6 Illinois National Guardsman's Compensation Act, or the Crime
7 Victims Compensation Act or in claims filed by medical vendors
8 for medical services rendered by the claimant to persons
9 eligible for Medical Assistance under programs administered by
10 the Department of Healthcare and Family Services, no filing
11 fee shall be required.

12 (Source: P.A. 95-331, eff. 8-21-07.)

13 (705 ILCS 505/22) (from Ch. 37, par. 439.22)

14 Sec. 22. Every claim cognizable by the court and not
15 otherwise sooner barred by law shall be forever barred from
16 prosecution therein unless it is filed with the clerk of the
17 court within the time set forth as follows:

18 (a) All claims arising out of a contract must be filed
19 within 5 years after it first accrues, saving to minors,
20 and persons under legal disability at the time the claim
21 accrues, in which cases the claim must be filed within 5
22 years from the time the disability ceases.

23 (b) All claims cognizable against the State by vendors
24 of goods or services under the Illinois Public Aid Code
25 must be filed within one year after the accrual of the

1 cause of action, as provided in Section 11-13 of that
2 Code.

3 (c) All claims arising under paragraph (c) of Section
4 8 of this Act must be automatically heard by the court
5 within 120 days after the person asserting such claim is
6 either issued a certificate of innocence from the circuit
7 court as provided in Section 2-702 of the Code of Civil
8 Procedure, or is granted a pardon by the Governor,
9 whichever occurs later, without the person asserting the
10 claim being required to file a petition under Section 11
11 of this Act, except as otherwise provided by the Crime
12 Victims Compensation Act. Any claims filed by the claimant
13 under paragraph (c) of Section 8 of this Act must be filed
14 within 2 years after the person asserting such claim is
15 either issued a certificate of innocence as provided in
16 Section 2-702 of the Code of Civil Procedure, or is
17 granted a pardon by the Governor, whichever occurs later.

18 (d) All claims arising under paragraph (f) of Section
19 8 of this Act must be filed within the time set forth in
20 Section 3 of the Line of Duty Compensation Act.

21 (e) All claims arising under paragraph (h) of Section
22 8 of this Act must be filed within one year of the date of
23 the death of the guardsman or militiaman as provided in
24 Section 3 of the Illinois National Guardsman's
25 Compensation Act.

26 (f) All claims arising under paragraph (g) of Section

1 8 of this Act must be filed within 5 years ~~one year~~ of the
2 crime on which a claim is based as provided in Section 6.1
3 of the Crime Victims Compensation Act.

4 (g) All claims arising from the Comptroller's refusal
5 to issue a replacement warrant pursuant to Section 10.10
6 of the State Comptroller Act must be filed within 5 years
7 after the date of the Comptroller's refusal.

8 (h) All other claims must be filed within 2 years
9 after it first accrues, saving to minors, and persons
10 under legal disability at the time the claim accrues, in
11 which case the claim must be filed within 2 years from the
12 time the disability ceases.

13 (i) ~~The changes made by Public Act 86-458 apply to all~~
14 ~~warrants issued within the 5 year period preceding August~~
15 ~~31, 1989 (the effective date of Public Act 86-458).~~ The
16 changes made to this Section by Public Act 100-1124 apply
17 to claims pending on November 27, 2018 (the effective date
18 of Public Act 100-1124) and to claims filed thereafter.

19 (j) All time limitations established under this Act
20 and the rules promulgated under this Act shall be binding
21 and jurisdictional, except upon extension authorized by
22 law or rule and granted pursuant to a motion timely filed.

23 (Source: P.A. 102-558, eff. 8-20-21; 102-813, eff. 5-13-22.)".