

1 AN ACT concerning civil law.

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 2-1303 as follows:

6 (735 ILCS 5/2-1303) (from Ch. 110, par. 2-1303)

7 Sec. 2-1303. Interest on judgment.

8 (a) Except as provided in subsection (b), judgments  
9 recovered in any court shall draw interest at the rate of 9%  
10 per annum from the date of the judgment until satisfied or 6%  
11 per annum when the judgment debtor is a unit of local  
12 government, as defined in Section 1 of Article VII of the  
13 Constitution, a school district, a community college district,  
14 or any other governmental entity. When judgment is entered upon  
15 any award, report or verdict, interest shall be computed at the  
16 above rate, from the time when made or rendered to the time of  
17 entering judgment upon the same, and included in the judgment.  
18 Interest shall be computed and charged only on the unsatisfied  
19 portion of the judgment as it exists from time to time. The  
20 judgment debtor may by tender of payment of judgment, costs and  
21 interest accrued to the date of tender, stop the further  
22 accrual of interest on such judgment notwithstanding the  
23 prosecution of an appeal, or other steps to reverse, vacate or

1 modify the judgment.

2 (b) (1) As used in this Section:

3 "Consumer debt" means money or property, or the equivalent,  
4 due or owing, or alleged to be due or owing, from a natural  
5 person by reason of a transaction in which property, services,  
6 or money is acquired by that natural person primarily for  
7 personal, family, or household purposes.

8 "Consumer debt judgment" means a judgment recovered in any  
9 court against one or more natural persons arising out of  
10 consumer debt. "Consumer debt judgment" does not include any  
11 compensation for bodily injury or death, nor any judgment  
12 entered where the debt is guaranteed by or contains a joint and  
13 several liability provision between a natural person and a  
14 business, whether or not that business is legally constituted  
15 under the laws of this State or any other state.

16 (2) Notwithstanding subsection (a), consumer debt  
17 judgments of \$25,000 or less shall draw interest from the date  
18 of the judgment until satisfied at the rate of 5% per annum.

19 (3) The judgment debtor may, by tender of payment of  
20 judgment, costs, and interest accrued to the date of tender,  
21 stop the further accrual of interest on the consumer debt  
22 judgment, notwithstanding the prosecution of an appeal, or  
23 other steps to reverse, vacate, or modify the judgment.

24 (4) This subsection applies to all consumer debt judgments  
25 entered into after the effective date of this amendatory Act of  
26 the 101st General Assembly.

1       (c) In all actions brought to recover damages for personal  
2 injury or wrongful death resulting from or occasioned by the  
3 conduct of any other person or entity, whether by negligence,  
4 willful and wanton misconduct, intentional conduct, or strict  
5 liability of the other person or entity, the plaintiff shall  
6 recover prejudgment interest on all damages set forth in the  
7 judgment. Prejudgment interest shall begin to accrue on the  
8 date the defendant has notice of the injury from the incident  
9 itself or a written notice. In entering judgment for the  
10 plaintiff in the action, the court shall add to the amount of  
11 the judgment interest on the amount calculated at the rate of  
12 9% per annum.

13       (d) Notwithstanding any other provision of law, a local  
14 public entity is not liable to pay prejudgment interest in an  
15 action brought directly or vicariously against it by the  
16 injured party.

17       (e) For any personal injury or wrongful death occurring  
18 before the effective date of this amendatory Act of the 101st  
19 General Assembly, the prejudgment interest shall begin to  
20 accrue on the later of the effective date of this amendatory  
21 Act of the 101st General Assembly or the date the alleged  
22 tortfeasor has notice of the injury.

23       (f) The trial court may, in its discretion, apportion any  
24 amount of prejudgment interest between the plaintiff and any  
25 agency or department of the State. In apportioning prejudgment  
26 interest as provided in this Section, the court shall consider,

1 among other factors it deems relevant, the plaintiff's hardship  
2 from the time of injury to the date of judgment and the effort  
3 required to obtain the judgment.

4 (Source: P.A. 101-168, eff. 1-1-20.)

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