



Rep. Kelly Burke

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09800SB3075ham001

LRB098 19551 HEP 62505 a

1 AMENDMENT TO SENATE BILL 3075

2 AMENDMENT NO. _____. Amend Senate Bill 3075 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by changing
5 Section 4-11001 as follows:

6 (55 ILCS 5/4-11001) (from Ch. 34, par. 4-11001)

7 Sec. 4-11001. Juror fees. Each county shall pay to grand
8 and petit jurors for their services in attending courts the sum
9 of \$25 in the first day and thereafter \$50 ~~\$4~~ for each day of
10 necessary attendance ~~at such courts as jurors in counties of~~
11 ~~the first class, the sum of \$5 for each day in counties of the~~
12 ~~second class, and the sum of \$10 for each day in counties of~~
13 ~~the third class, or such higher amount as may be fixed by the~~
14 ~~county board.~~

15 ~~In addition, jurors shall receive such travel expense as~~
16 ~~may be determined by the county board, provided that jurors in~~

1 ~~counties of the first class and second class shall receive at~~
2 ~~least 10 cents per mile for their travel expense. Mileage shall~~
3 ~~be allowed for travel during a juror's term as well as for~~
4 ~~travel at the opening and closing of his term.~~

5 If a judge so orders, a juror shall also receive
6 reimbursement for the actual cost of day care incurred by the
7 juror during his or her service on a jury.

8 The juror fees for service, ~~transportation,~~ and day care
9 shall be paid out of the county treasury.

10 The clerk of the court shall furnish to each juror without
11 fee whenever he is discharged a certificate of the number of
12 days' attendance at court, and upon presentation thereof to the
13 county treasurer, he shall pay to the juror the sum provided
14 for his service.

15 Any juror may elect to waive the fee paid for service,
16 transportation, or day care, or any combination thereof.

17 (Source: P.A. 97-840, eff. 1-1-13.)

18 Section 10. The Code of Civil Procedure is amended by
19 changing Section 2-1105 as follows:

20 (735 ILCS 5/2-1105) (from Ch. 110, par. 2-1105)

21 Sec. 2-1105. Jury demand.

22 (a) A plaintiff desirous of a trial by jury must file a
23 demand therefor with the clerk at the time the action is
24 commenced. A defendant desirous of a trial by jury must file a

1 demand therefor not later than the filing of his or her answer.
2 Otherwise, the party waives a jury. If an action is filed
3 seeking equitable relief and the court thereafter determines
4 that one or more of the parties is or are entitled to a trial by
5 jury, the plaintiff, within 3 days from the entry of such order
6 by the court, or the defendant, within 6 days from the entry of
7 such order by the court, may file his or her demand for trial
8 by jury with the clerk of the court. If the plaintiff files a
9 jury demand and thereafter waives a jury, any defendant and, in
10 the case of multiple defendants, if the defendant who filed a
11 jury demand thereafter waives a jury, any other defendant shall
12 be granted a jury trial upon demand therefor made promptly
13 after being advised of the waiver and upon payment of the
14 proper fees, if any, to the clerk.

15 (b) All jury cases ~~where the claim for damages is \$50,000~~
16 ~~or less~~ shall be tried by a jury of 6, ~~unless either party~~
17 ~~demands a jury of 12. If a fee in connection with a jury demand~~
18 ~~is required by statute or rule of court, the fee for a jury of 6~~
19 ~~shall be 1/2 the fee for a jury of 12. A party demanding a jury~~
20 ~~of 12 after another party has paid the applicable fee for a~~
21 ~~jury of 6 shall pay the remaining 1/2 of the fee applicable to~~
22 ~~a jury of 12. If alternate jurors are requested, an additional~~
23 ~~fee established by the county shall be charged for each~~
24 ~~alternate juror requested. For all cases filed prior to the~~
25 ~~effective date of this amendatory Act of the 98th General~~
26 ~~Assembly, if a party has paid for a jury of 12, that party may~~

1 demand a jury of 12 upon proof of payment.

2 (Source: P.A. 94-206, eff. 1-1-06.)

3 Section 99. Effective date. This Act takes effect June 1,
4 2015.".