

HB5885



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5885

Introduced 11/12/2024, by Rep. John M. Cabello

SYNOPSIS AS INTRODUCED:

5 ILCS 70/10 new

Amends the Statute on Statutes. Provides that, when interpreting the provisions of any State law or rule, a court shall not defer to an agency's interpretation of the law or rule and shall interpret its meaning and effect de novo. Provides that, in an action brought by or against an agency, after applying all customary tools of interpretation, a court shall exercise any remaining doubt in favor of a reasonable interpretation that limits agency power and maximizes individual liberty.

LRB103 42673 BDA 75906 b

A BILL FOR

1 AN ACT concerning government.

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

4 Section 5. The Statute on Statutes is amended by adding
5 Section 10 as follows:

6 (5 ILCS 70/10 new)

7 Sec. 10. No agency deference. When interpreting the
8 provisions of any State law or rule, a court shall not defer to
9 an agency's interpretation of the law or rule and shall
10 interpret its meaning and effect de novo. In an action brought
11 by or against an agency, after applying all customary tools of
12 interpretation, a court shall exercise any remaining doubt in
13 favor of a reasonable interpretation that limits agency power
14 and maximizes individual liberty.