



Section on Commercial Banking, Collections and Bankruptcy

The Mission of the [ISBA Commercial Banking, Collections and Bankruptcy Section](#):

To promote professional excellence in the areas of commercial law and practice, banking law and practice and bankruptcy law and practice by providing a forum for the interchange of information, experience and available materials relative to commercial, banking and bankruptcy law. The section council will provide practical information, monitor fields of interest and anticipate problems for the profession through the practice and through the review of proposed new legislation and amendments to existing legislation. The section council further, would promote excellence in practice through presentation of continuing legal education programs in areas of current interest to the profession.

General:

- ◆ Section dues are \$30 per year.
- ◆ To join, go to www.isba.org/sections

Continuing Legal Education

The Section sponsored the following program(s) during the year:

- ◆ The New Bankruptcy Rules and Advanced Topics in Consumer Bankruptcy (10/5/17)
- ◆ What's Cooking in the Restaurant Industry? A Survey of Trending Legal Issues (6/19/18)
- ◆ Tips and Traps in UCC Compliance (4/11/18)
- ◆ Secrets of the Citation Act and Tips for Enforcing Judgement (4/12/18)

Section members also receive discounts on section-sponsored CLE programs.

Newsletters

Delivered electronically unless otherwise requested. During 2016-17 the Section published 4 newsletters. Articles include:

- ◆ Recent cases (July 2018)
- ◆ Refresher in confessions of judgement (July 2018)
- ◆ Restoring the benefit of the bargain (July 2018)
- ◆ Blurred line between business and personal loans and the application of the Illinois Credit Agreements Act (July 2018)
- ◆ Bank does not owe a duty of ordinary care to maintain and guard a customer's accounts and protect the account holder from fraud, abuse and waste (July 2018)
- ◆ How blockchain stops bank fraud (March 2018)
- ◆ A review of the protections available to banks when dealing with attorneys-in-fact (March 2018)
- ◆ One of the best ways to help your client: Keep bankruptcy from being a paper chase (March 2018)
- ◆ Foreign service of process: A foreign procedure to some (April 2018)
- ◆ Timing is key: "Prompt" payment needed to extinguish pre-foreclosure sale condo assessments (April 2018)
- ◆ 'Prompt' payment no longer necessary to extinguish pre-foreclosure sale condo assessments (May 2018)
- ◆ Back to basics: How to revive a judgement (May 2018)

Legislation

The Section Council reviews proposed legislation that may affect their members' practice area. Highlights of the most recent legislative session include:

1. Number of bills reviewed: 135
2. Significant legislation:
 - a. House Bill 5480 - Expands protected property of defendant
 - b. House Bill 4095 - Prohibition of fees related to credit freeze

ISBA Central

- ◆ Members of the ISBA section get free access to the section's community on ISBA Central. The ISBA Central community allows section members to pose questions, answer questions, and share information with fellow section members from around the state.