



Sen. Melinda Bush

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LRB100 04832 HEP 38282 a

1 AMENDMENT TO SENATE BILL 574

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 574 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Code of Civil Procedure is amended by  
5 changing Section 21-103 as follows:

6 (735 ILCS 5/21-103) (from Ch. 110, par. 21-103)

7 Sec. 21-103. Notice by publication.

8 (a) Previous notice shall be given of the intended  
9 application by publishing a notice thereof in some newspaper  
10 published in the municipality in which the person resides if  
11 the municipality is in a county with a population under  
12 2,000,000, or if the person does not reside in a municipality  
13 in a county with a population under 2,000,000, or if no  
14 newspaper is published in the municipality or if the person  
15 resides in a county with a population of 2,000,000 or more,  
16 then in some newspaper published in the county where the person

1 resides, or if no newspaper is published in that county, then  
2 in some convenient newspaper published in this State. The  
3 notice shall be inserted for 3 consecutive weeks after filing,  
4 the first insertion to be at least 6 weeks before the return  
5 day upon which the petition is to be heard, and shall be signed  
6 by the petitioner or, in case of a minor, the minor's parent or  
7 guardian, and shall set forth the return day of court on which  
8 the petition is to be heard and the name sought to be assumed.

9 (b) The publication requirement of subsection (a) shall not  
10 be required in any application for a change of name involving a  
11 minor if, before making judgment under this Article, reasonable  
12 notice and opportunity to be heard is given to any parent whose  
13 parental rights have not been previously terminated and to any  
14 person who has physical custody of the child. If any of these  
15 persons are outside this State, notice and opportunity to be  
16 heard shall be given under Section 21-104.

17 (b-5) The publication requirement of subsection (a) is not  
18 required in any application for a change of name involving a  
19 person who files with the court a written declaration, made  
20 under penalty of perjury by a licensed health care professional  
21 or licensed mental health professional who has treated or  
22 evaluated the person seeking a change of name, stating that the  
23 person has an intersex condition or has undergone treatment  
24 that is clinically appropriate for that individual for the  
25 purpose of gender transition, based on contemporary medical  
26 standards.

1           (c) The Director of State Police or his or her designee may  
2 apply to the circuit court for an order directing that the  
3 notice and publication requirements of this Section be waived  
4 if the Director or his or her designee certifies that the name  
5 change being sought is intended to protect a witness during and  
6 following a criminal investigation or proceeding.

7           (d) The maximum rate charged for publication of a notice  
8 under this Section may not exceed the lowest classified rate  
9 paid by commercial users for comparable space in the newspaper  
10 in which the notice appears and shall include all cash  
11 discounts, multiple insertion discounts, and similar benefits  
12 extended to the newspaper's regular customers.

13           (Source: P.A. 100-520, eff. 1-1-18 (see Section 5 of P.A.  
14 100-565 for the effective date of P.A. 100-520).)".