

1 AMENDMENT TO HOUSE BILL 1382

2 AMENDMENT NO. _____. Amend House Bill 1382 on page 1,
3 after line 18, by inserting the following:

4 "(c) Notwithstanding the provisions of subsection (a),
5 the court may decline to enjoin a domestic violence victim
6 having physical possession or custody of a child from
7 temporarily or permanently removing the child from Illinois
8 pending the adjudication of the issues of custody and
9 visitation. In determining whether a person is a domestic
10 violence victim, the court shall consider the following
11 factors:

12 (1) a sworn statement by the person that the person
13 has good reason to believe that he or she is the victim
14 of domestic violence or stalking;

15 (2) a sworn statement that the person fears for his
16 or her safety or the safety of his or her children;

17 (3) evidence from police, court or other government
18 agency records or files;

19 (4) documentation from a domestic violence program
20 if the person is alleged to be a victim of domestic
21 violence;

22 (5) documentation from a legal, clerical, medical,
23 or other professional from whom the person has sought

1 assistance in dealing with the alleged domestic violence;
2 and
3 (6) any other evidence that supports the sworn
4 statements, such as a statement from any other individual
5 with knowledge of the circumstances that provides the
6 basis for the claim, or physical evidence of the act or
7 acts of domestic violence."