

1 AN ACT concerning civil law.

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

4 (735 ILCS 5/21-103 rep.)

5 Section 5. The Code of Civil Procedure is amended by  
6 repealing Section 21-103.

7 Section 10. The Code of Civil Procedure is amended by  
8 adding Section 21-103.5 as follows:

9 (735 ILCS 5/21-103.5 new)

10 Sec. 21-103.5. Change of name involving a minor. In any  
11 application for a change of name involving a minor, before a  
12 judgment under this Article may be entered, actual notice and  
13 an opportunity to be heard shall be given to any parent whose  
14 parental rights have not been previously terminated and to any  
15 person who has been allocated parental responsibilities under  
16 Section 602.5 or 602.7 of the Illinois Marriage and Dissolution  
17 of Marriage Act. If any of these persons is outside this State,  
18 notice and an opportunity to be heard shall be given under  
19 Section 21-104.

20 Section 15. The Illinois Marriage and Dissolution of  
21 Marriage Act is amended by changing Section 413 as follows:

1 (750 ILCS 5/413) (from Ch. 40, par. 413)

2 Sec. 413. Judgment.

3 (a) A judgment of dissolution of marriage or of legal  
4 separation or of declaration of invalidity of marriage shall be  
5 entered within 60 days of the closing of proofs; however, if  
6 the court enters an order specifying good cause as to why the  
7 court needs an additional 30 days, the judgment shall be  
8 entered within 90 days of the closing of proofs, including any  
9 hearing under subsection (j) of Section 503 of this Act and  
10 submission of closing arguments. A judgment of dissolution of  
11 marriage or of legal separation or of declaration of invalidity  
12 of marriage is final when entered, subject to the right of  
13 appeal. An appeal from the judgment of dissolution of marriage  
14 that does not challenge the finding as to grounds does not  
15 delay the finality of that provision of the judgment which  
16 dissolves the marriage, beyond the time for appealing from that  
17 provision, and either of the parties may remarry pending  
18 appeal. An order requiring maintenance or support of a spouse  
19 or a minor child or children entered under this Act or any  
20 other law of this State shall not be suspended or the  
21 enforcement thereof stayed pending the filing and resolution of  
22 post-judgment motions or an appeal.

23 (b) The clerk of the court shall give notice of the entry  
24 of a judgment of dissolution of marriage or legal separation or  
25 a declaration of invalidity of marriage:

1           (1) if the marriage is registered in this State, to the  
2 county clerk of the county where the marriage is  
3 registered, who shall enter the fact of dissolution of  
4 marriage or legal separation or declaration of invalidity  
5 of marriage in the marriage registry; and within 45 days  
6 after the close of the month in which the judgment is  
7 entered, the clerk shall forward the certificate to the  
8 Department of Public Health on a form furnished by the  
9 Department; or

10           (2) if the marriage is registered in another  
11 jurisdiction, to the appropriate official of that  
12 jurisdiction, with the request that he enter the fact of  
13 dissolution of marriage or legal separation or declaration  
14 of invalidity of marriage in the appropriate record.

15           (c) Unless the person whose marriage is dissolved or  
16 declared invalid requests otherwise, the judgment under this  
17 Section shall contain a provision authorizing the person to  
18 resume the use of his or her former or maiden name, should he  
19 or she choose to do so, at any time he or she chooses to do so.  
20 ~~Upon request by a wife whose marriage is dissolved or declared~~  
21 ~~invalid, the court shall order her maiden name or a former name~~  
22 ~~restored.~~

23           (d) A judgment of dissolution of marriage or legal  
24 separation, if made, shall be awarded to both of the parties,  
25 and shall provide that it affects the status previously  
26 existing between the parties in the manner adjudged.

1 (Source: P.A. 99-90, eff. 1-1-16.)