

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 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
17 resides, or if no newspaper is published in that county, then
18 in some convenient newspaper published in this State. The
19 notice shall be inserted for 3 consecutive weeks after filing,
20 the first insertion to be at least 6 weeks before the return
21 day upon which the petition is to be heard, and shall be signed
22 by the petitioner or, in case of a minor, the minor's parent or
23 guardian, and shall set forth the return day of court on which

1 the petition is to be heard and the name sought to be assumed.

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

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

16 (c-1) The court may enter a written order waiving the
17 publication requirement of subsection (a) if:

18 (i) the petitioner is 18 years of age or older; and

19 (ii) concurrent with the petition, the petitioner
20 files with the court a statement, verified under oath as
21 provided under Section 1-109 of this Code, attesting that
22 the petitioner is or has been a person protected under the
23 Illinois Domestic Violence Act of 1986, the Stalking No
24 Contact Order Act, the Civil No Contact Order Act, Article
25 112A of the Code of Criminal Procedure of 1963, a condition
26 of bail under subsections (b) through (d) of Section 110-10

1 of the Code of Criminal Procedure of 1963, or a similar
2 provision of a law in another state or jurisdiction.

3 The petitioner may attach to the statement any supporting
4 documents, including relevant court orders.

5 (c-2) If the petitioner files a statement attesting that
6 disclosure of the petitioner's address would put the petitioner
7 or any member of the petitioner's family or household at risk
8 or reveal the confidential address of a shelter for domestic
9 violence victims, that address may be omitted from all
10 documents filed with the court, and the petitioner may
11 designate an alternative address for service.

12 (c-3) Court administrators may allow domestic abuse
13 advocates, rape crisis advocates, and victim advocates to
14 assist petitioners in the preparation of name changes under
15 subsection (c-1).

16 (c-4) If the publication requirements of subsection (a)
17 have been waived, the circuit court shall enter an order
18 impounding the case.

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

25 (Source: P.A. 100-520, eff. 1-1-18 (see Section 5 of P.A.
26 100-565 for the effective date of P.A. 100-520).)