



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5403

by Rep. David A. Welter - Grant Wehrli - Patrick Windhorst -
Amy Grant

SYNOPSIS AS INTRODUCED:

725 ILCS 5/112A-2.5
740 ILCS 22/201

Amends the Civil No Contact Order Act. Provides that a petition for a civil no contact order may be filed by a family or household member of a victim of a murder. Amends the Code of Criminal Procedure of 1963. Provides that a civil no contact order in a case involving a family or household member of a victim of a murder may be entered in conjunction with a delinquency petition or a criminal prosecution.

LRB101 15883 LNS 65240 b

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 Criminal Procedure of 1963 is
5 amended by changing Section 112A-2.5 as follows:

6 (725 ILCS 5/112A-2.5)

7 Sec. 112A-2.5. Types of protective orders. The following
8 protective orders may be entered in conjunction with a
9 delinquency petition or a criminal prosecution:

10 (1) a domestic violence order of protection in cases
11 involving domestic violence;

12 (2) a civil no contact order in cases involving sexual
13 offenses or a family or household member of a victim of a
14 murder; or

15 (3) a stalking no contact order in cases involving
16 stalking offenses.

17 (Source: P.A. 100-199, eff. 1-1-18; 100-597, eff. 6-29-18.)

18 Section 10. The Civil No Contact Order Act is amended by
19 changing Section 201 as follows:

20 (740 ILCS 22/201)

21 Sec. 201. Persons protected by this Act.

1 (a) The following persons are protected by this Act:

2 (1) any victim of non-consensual sexual conduct or
3 non-consensual sexual penetration on whose behalf the
4 petition is brought;

5 (2) any family or household member of the named victim;

6 ~~and~~

7 (3) any employee of or volunteer at a rape crisis
8 center that is providing services to the petitioner or the
9 petitioner's family or household member; and -

10 (4) any family or household member of a victim of a
11 murder.

12 (b) A petition for a civil no contact order may be filed:

13 (1) by any person who is a victim of non-consensual
14 sexual conduct or non-consensual sexual penetration,
15 including a single incident of non-consensual sexual
16 conduct or non-consensual sexual penetration; ~~or~~

17 (2) by a person on behalf of a minor child or an adult
18 who is a victim of non-consensual sexual conduct or
19 non-consensual sexual penetration but, because of age,
20 disability, health, or inaccessibility, cannot file the
21 petition; or -

22 (3) by a person who is a family or household member of
23 a victim of a murder.

24 (Source: P.A. 96-311, eff. 1-1-10.)