



Rep. Thaddeus Jones

Filed: 4/20/2021

10200HB0861ham001

LRB102 12717 LNS 25549 a

1 AMENDMENT TO HOUSE BILL 861

2 AMENDMENT NO. _____. Amend House Bill 861 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Domestic Violence Maintenance Task Force Act.

6 Section 5. Domestic Violence Maintenance Task Force. The
7 Domestic Violence Maintenance Task Force is created. The Task
8 Force shall:

9 (1) research and examine maintenance award patterns in
10 State domestic relations cases involving domestic
11 violence, including the amount of maintenance paid in such
12 cases, whether the victim or abuser is paying maintenance,
13 and the role of domestic violence in affecting the
14 economic resources available to the victim; and

15 (2) develop recommendations to improve the safety and
16 long-term economic security of victims of domestic

1 violence, including, but not limited to, recommendations
2 on:

3 (A) whether a rebuttable presumption should exist
4 that a primary aggressor of domestic or sexual abuse
5 shall not receive maintenance or temporary
6 maintenance, including what pieces of evidence can
7 trigger this presumption and how to overcome it; and

8 (B) whether a factor should be added to subsection
9 (a) of Section 504 of the Illinois Marriage and
10 Dissolution of Marriage Act regarding whether one of
11 the parties has been convicted of domestic battery or
12 aggravated domestic battery against the other party
13 under Section 12-3.2 or 12-3.3 of the Criminal Code of
14 2012.

15 Section 10. Membership; compensation; meetings; reports.

16 (a) The Domestic Violence Maintenance Task Force shall be
17 composed of the following members:

18 (1) two domestic relations judges appointed by the
19 Supreme Court;

20 (2) the Director of the Administrative Office of the
21 Illinois Courts or the Director's designee;

22 (3) the Attorney General or the Attorney General's
23 designee;

24 (4) the following public members appointed by the
25 Governor:

1 (A) two members representing victims' rights
2 organizations;

3 (B) two victims of domestic violence;

4 (C) two members representing family law lawyers
5 who shall have experience with domestic violence cases
6 based on a recommendation from a statewide bar
7 association; and

8 (D) two members representing family law lawyers
9 who shall have experience with divorce cases who work
10 for an organization that provides free legal services
11 to low-income individuals;

12 (5) one Representative appointed by the Speaker of the
13 House of Representatives;

14 (6) one Representative appointed by the Minority
15 Leader of the House of Representatives;

16 (7) one Senator appointed by the President of the
17 Senate; and

18 (8) one Senator appointed by the Minority Leader of
19 the Senate.

20 (b) The Chair of the Task Force shall be selected by a
21 majority vote of the members of the Task Force.

22 (c) Task Force members shall not be compensated for their
23 service on the Task Force.

24 (d) The Task Force shall meet quarterly.

25 (e) No later than 15 months after the effective date of
26 this Act, the Task Force shall issue a preliminary report on

1 the state of current practice across the State in regard to
2 family law practices and maintenance and domestic and sexual
3 violence. No later than 15 months after the release of the
4 preliminary report, the Task Force shall issue a final report
5 issuing recommendations for evidence-based improvements to
6 court procedures. The Task Force shall submit the reports to
7 the General Assembly and the Governor.

8 Section 15. Administrative support and duties.

9 (a) The Administrative Office of the Illinois Courts shall
10 provide administrative support to the Task Force.

11 (b) The Task Force shall review available research, best
12 practices, and case information to formulate recommendations.

13 (c) The Administrative Office of the Illinois Courts is
14 authorized to oversee the research project.

15 (d) \$250,000 shall be provided to administer the research
16 project, subject to appropriation.

17 Section 25. Repeal. This Act is repealed on January 1,
18 2025."