

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 Arsonist Registration Act is amended by  
5 changing Sections 35 and 65 as follows:

6 (730 ILCS 148/35)

7 Sec. 35. Duty to report change of address, school, name,  
8 or employment. Any person who is required to register under  
9 this Act shall report in person to the appropriate law  
10 enforcement agency with whom he or she last registered within  
11 one year from the date of last registration and every year  
12 thereafter. If any person required to register under this Act  
13 changes his or her residence address, place of employment, or  
14 school, he or she shall, in writing, within 10 days inform the  
15 law enforcement agency with whom he or she last registered of  
16 his or her new address, change in employment, or school and  
17 register with the appropriate law enforcement agency within  
18 the time period specified in Section 10. Any person who is  
19 required to register under this Act and is granted a legal name  
20 change pursuant to subsection (b) of Section 21-101 of the  
21 Code of Civil Procedure shall, in writing, within 10 days  
22 inform the law enforcement agency with whom they last  
23 registered of their name change. The law enforcement agency

1 shall, within 3 days of receipt, notify the Department of  
2 State Police and the law enforcement agency having  
3 jurisdiction of the new place of residence, change in  
4 employment, or school. If any person required to register  
5 under this Act establishes a residence or employment outside  
6 of the State of Illinois, within 10 days after establishing  
7 that residence or employment, he or she shall, in writing,  
8 inform the law enforcement agency with which he or she last  
9 registered of his or her out-of-state residence or employment.  
10 The law enforcement agency with which such person last  
11 registered shall, within 3 days notice of an address or  
12 employment change, notify the Department of State Police. The  
13 Department of State Police shall forward such information to  
14 the out-of-state law enforcement agency having jurisdiction in  
15 the form and manner prescribed by the Department of State  
16 Police.

17 (Source: P.A. 93-949, eff. 1-1-05.)

18 (730 ILCS 148/65)

19 Sec. 65. Penalty. Any person who is required to register  
20 under this Act who violates any of the provisions of this Act  
21 and any person who is required to register under this Act who  
22 seeks to change his or her name under Article XXI of the Code  
23 of Civil Procedure is guilty of a Class 4 felony unless, as  
24 provided under Section 21-101 of the Code of Civil Procedure,  
25 that person verifies under oath that the petition for the name

1 change is due to marriage, religious beliefs, status as a  
2 victim of trafficking or gender-related identity as defined by  
3 the Illinois Human Rights Act. Any person who is required to  
4 register under this Act who knowingly or wilfully gives  
5 material information required by this Act that is false is  
6 guilty of a Class 3 felony. Any person convicted of a violation  
7 of any provision of this Act shall, in addition to any other  
8 penalty required by law, be required to serve a minimum period  
9 of 7 days confinement in the local county jail. The court shall  
10 impose a mandatory minimum fine of \$500 for failure to comply  
11 with any provision of this Act. These fines shall be deposited  
12 in the Arsonist Registration Fund. An arsonist who violates  
13 any provision of this Act may be tried in any Illinois county  
14 where the arsonist can be located.

15 (Source: P.A. 99-78, eff. 7-20-15.)

16 Section 10. The Sex Offender Registration Act is amended  
17 by changing Sections 6 and 10 as follows:

18 (730 ILCS 150/6)

19 Sec. 6. Duty to report; change of address, school, name or  
20 employment; duty to inform. A person who has been adjudicated  
21 to be sexually dangerous or is a sexually violent person and is  
22 later released, or found to be no longer sexually dangerous or  
23 no longer a sexually violent person and discharged, or  
24 convicted of a violation of this Act after July 1, 2005, shall

1 report in person to the law enforcement agency with whom he or  
2 she last registered no later than 90 days after the date of his  
3 or her last registration and every 90 days thereafter and at  
4 such other times at the request of the law enforcement agency  
5 not to exceed 4 times a year. Such sexually dangerous or  
6 sexually violent person must report all new or changed e-mail  
7 addresses, all new or changed instant messaging identities,  
8 all new or changed chat room identities, and all other new or  
9 changed Internet communications identities that the sexually  
10 dangerous or sexually violent person uses or plans to use, all  
11 new or changed Uniform Resource Locators (URLs) registered or  
12 used by the sexually dangerous or sexually violent person, and  
13 all new or changed blogs and other Internet sites maintained  
14 by the sexually dangerous or sexually violent person or to  
15 which the sexually dangerous or sexually violent person has  
16 uploaded any content or posted any messages or information.  
17 Any person who lacks a fixed residence must report weekly, in  
18 person, to the appropriate law enforcement agency where the  
19 sex offender is located. Any other person who is required to  
20 register under this Article shall report in person to the  
21 appropriate law enforcement agency with whom he or she last  
22 registered within one year from the date of last registration  
23 and every year thereafter and at such other times at the  
24 request of the law enforcement agency not to exceed 4 times a  
25 year. If any person required to register under this Article  
26 lacks a fixed residence or temporary domicile, he or she must

1 notify, in person, the agency of jurisdiction of his or her  
2 last known address within 3 days after ceasing to have a fixed  
3 residence and if the offender leaves the last jurisdiction of  
4 residence, he or she, must within 3 days after leaving  
5 register in person with the new agency of jurisdiction. If any  
6 other person required to register under this Article changes  
7 his or her residence address, place of employment, telephone  
8 number, cellular telephone number, or school, he or she shall  
9 report in person, to the law enforcement agency with whom he or  
10 she last registered, his or her new address, change in  
11 employment, telephone number, cellular telephone number, or  
12 school, all new or changed e-mail addresses, all new or  
13 changed instant messaging identities, all new or changed chat  
14 room identities, and all other new or changed Internet  
15 communications identities that the sex offender uses or plans  
16 to use, all new or changed Uniform Resource Locators (URLs)  
17 registered or used by the sex offender, and all new or changed  
18 blogs and other Internet sites maintained by the sex offender  
19 or to which the sex offender has uploaded any content or posted  
20 any messages or information, and register, in person, with the  
21 appropriate law enforcement agency within the time period  
22 specified in Section 3. If any person required to register  
23 under this Article is granted a legal name change pursuant to  
24 subsection (b) of Section 21-101 of the Code of Civil  
25 Procedure, they shall report, in person, within 3 days of  
26 their legal name change, to the law enforcement agency with

1 whom they last registered. If the sex offender is a child sex  
2 offender as defined in Section 11-9.3 or 11-9.4 of the  
3 Criminal Code of 1961 or the Criminal Code of 2012, the sex  
4 offender shall within 3 days after beginning to reside in a  
5 household with a child under 18 years of age who is not his or  
6 her own child, provided that his or her own child is not the  
7 victim of the sex offense, report that information to the  
8 registering law enforcement agency. The law enforcement agency  
9 shall, within 3 days of the reporting in person by the person  
10 required to register under this Article, notify the Department  
11 of State Police of the new place of residence, change in  
12 employment, telephone number, cellular telephone number, or  
13 school.

14 If any person required to register under this Article  
15 intends to establish a residence or employment outside of the  
16 State of Illinois, at least 10 days before establishing that  
17 residence or employment, he or she shall report in person to  
18 the law enforcement agency with which he or she last  
19 registered of his or her out-of-state intended residence or  
20 employment. The law enforcement agency with which such person  
21 last registered shall, within 3 days after the reporting in  
22 person of the person required to register under this Article  
23 of an address or employment change, notify the Department of  
24 State Police. The Department of State Police shall forward  
25 such information to the out-of-state law enforcement agency  
26 having jurisdiction in the form and manner prescribed by the

1 Department of State Police.

2 (Source: P.A. 96-1094, eff. 1-1-11; 96-1104, eff. 1-1-11;  
3 97-333, eff. 8-12-11; 97-1150, eff. 1-25-13.)

4 (730 ILCS 150/10) (from Ch. 38, par. 230)

5 Sec. 10. Penalty.

6 (a) Any person who is required to register under this  
7 Article who violates any of the provisions of this Article and  
8 any person who is required to register under this Article who  
9 seeks to change his or her name under Article XXI of the Code  
10 of Civil Procedure is guilty of a Class 3 felony, unless, as  
11 provided under Section 21-101 of the Code of Civil Procedure,  
12 that person verifies under oath that the petition for the name  
13 change is due to marriage, religious beliefs, status as a  
14 victim of trafficking or gender-related identity as defined by  
15 the Illinois Human Rights Act. Any person who is convicted for  
16 a violation of this Act for a second or subsequent time is  
17 guilty of a Class 2 felony, unless, as provided under Section  
18 21-101 of the Code of Civil Procedure, that person verifies  
19 under oath that the petition for the name change is due to  
20 marriage, religious beliefs, status as a victim of trafficking  
21 or gender-related identity as defined by the Illinois Human  
22 Rights Act. Any person who is required to register under this  
23 Article who knowingly or willfully gives material information  
24 required by this Article that is false is guilty of a Class 3  
25 felony. Any person convicted of a violation of any provision

1 of this Article shall, in addition to any other penalty  
2 required by law, be required to serve a minimum period of 7  
3 days confinement in the local county jail. The court shall  
4 impose a mandatory minimum fine of \$500 for failure to comply  
5 with any provision of this Article. These fines shall be  
6 deposited in the Offender Registration Fund. Any sex offender,  
7 as defined in Section 2 of this Act, or sexual predator who  
8 violates any provision of this Article may be arrested and  
9 tried in any Illinois county where the sex offender can be  
10 located. The local police department or sheriff's office is  
11 not required to determine whether the person is living within  
12 its jurisdiction.

13 (b) Any person, not covered by privilege under Part 8 of  
14 Article VIII of the Code of Civil Procedure or the Illinois  
15 Supreme Court's Rules of Professional Conduct, who has reason  
16 to believe that a sexual predator is not complying, or has not  
17 complied, with the requirements of this Article and who, with  
18 the intent to assist the sexual predator in eluding a law  
19 enforcement agency that is seeking to find the sexual predator  
20 to question the sexual predator about, or to arrest the sexual  
21 predator for, his or her noncompliance with the requirements  
22 of this Article is guilty of a Class 3 felony if he or she:

23 (1) provides false information to the law enforcement  
24 agency having jurisdiction about the sexual predator's  
25 noncompliance with the requirements of this Article, and,  
26 if known, the whereabouts of the sexual predator;



1           (2) harbors, or attempts to harbor, or assists another  
2           person in harboring or attempting to harbor, the sexual  
3           predator; or

4           (3) conceals or attempts to conceal, or assists  
5           another person in concealing or attempting to conceal, the  
6           sexual predator.

7           (c) Subsection (b) does not apply if the sexual predator  
8           is incarcerated in or is in the custody of a State correctional  
9           facility, a private correctional facility, a county or  
10          municipal jail, a State mental health facility or a State  
11          treatment and detention facility, or a federal correctional  
12          facility.

13          (d) Subsections (a) and (b) do not apply if the sex  
14          offender accurately registered his or her Internet protocol  
15          address under this Act, and the address subsequently changed  
16          without his or her knowledge or intent.

17          (Source: P.A. 101-571, eff. 8-23-19.)

18          Section 15. The Murderer and Violent Offender Against  
19          Youth Registration Act is amended by changing Sections 30 and  
20          60 as follows:

21                 (730 ILCS 154/30)

22                 Sec. 30. Duty to report; change of address, school, name,  
23                 or employment; duty to inform. Any violent offender against  
24                 youth who is required to register under this Act shall report

1 in person to the appropriate law enforcement agency with whom  
2 he or she last registered within one year from the date of last  
3 registration and every year thereafter and at such other times  
4 at the request of the law enforcement agency not to exceed 4  
5 times a year. If any person required to register under this Act  
6 lacks a fixed residence or temporary domicile, he or she must  
7 notify, in person, the agency of jurisdiction of his or her  
8 last known address within 5 days after ceasing to have a fixed  
9 residence and if the offender leaves the last jurisdiction of  
10 residence, he or she must, within 48 hours after leaving,  
11 register in person with the new agency of jurisdiction. If any  
12 other person required to register under this Act changes his  
13 or her residence address, place of employment, or school, he  
14 or she shall report in person to the law enforcement agency  
15 with whom he or she last registered of his or her new address,  
16 change in employment, or school and register, in person, with  
17 the appropriate law enforcement agency within the time period  
18 specified in Section 10. The law enforcement agency shall,  
19 within 3 days of the reporting in person by the person required  
20 to register under this Act, notify the Department of State  
21 Police of the new place of residence, change in employment, or  
22 school. If any person required to register under this Act is  
23 granted a legal name change pursuant to subsection (b) of  
24 Section 21-101 of the Code of Civil Procedure, they shall  
25 report, in person, within 5 days of receiving their legal name  
26 change order, their legal name change to the law enforcement

1 agency with whom they last registered.

2 If any person required to register under this Act intends  
3 to establish a residence or employment outside of the State of  
4 Illinois, at least 10 days before establishing that residence  
5 or employment, he or she shall report in person to the law  
6 enforcement agency with which he or she last registered of his  
7 or her out-of-state intended residence or employment. The law  
8 enforcement agency with which such person last registered  
9 shall, within 3 days after the reporting in person of the  
10 person required to register under this Act of an address or  
11 employment change, notify the Department of State Police. The  
12 Department of State Police shall forward such information to  
13 the out-of-state law enforcement agency having jurisdiction in  
14 the form and manner prescribed by the Department of State  
15 Police.

16 (Source: P.A. 94-945, eff. 6-27-06.)

17 (730 ILCS 154/60)

18 Sec. 60. Penalty. Any person who is required to register  
19 under this Act who violates any of the provisions of this Act  
20 and any person who is required to register under this Act who  
21 seeks to change his or her name under Article XXI of the Code  
22 of Civil Procedure is guilty of a Class 3 felony unless, as  
23 provided under Section 21-101 of the Code of Civil Procedure,  
24 that person verifies under oath that the petition for the name  
25 change is due to marriage, religious beliefs, status as a

1 victim of trafficking or gender-related identity as defined by  
2 the Illinois Human Rights Act. Any person who is convicted for  
3 a violation of this Act for a second or subsequent time is  
4 guilty of a Class 2 felony unless, as provided under Section  
5 21-101 of the Code of Civil Procedure, that person verifies  
6 under oath that the petition for the name change is due to  
7 marriage, religious beliefs, status as a victim of trafficking  
8 or gender-related identity as defined by the Illinois Human  
9 Rights Act. Any person who is required to register under this  
10 Act who knowingly or willfully gives material information  
11 required by this Act that is false is guilty of a Class 3  
12 felony. Any person convicted of a violation of any provision  
13 of this Act shall, in addition to any other penalty required by  
14 law, be required to serve a minimum period of 7 days  
15 confinement in the local county jail. The court shall impose a  
16 mandatory minimum fine of \$500 for failure to comply with any  
17 provision of this Act. These fines shall be deposited into the  
18 Offender Registration Fund. Any violent offender against youth  
19 who violates any provision of this Act may be arrested and  
20 tried in any Illinois county where the violent offender  
21 against youth can be located. The local police department or  
22 sheriff's office is not required to determine whether the  
23 person is living within its jurisdiction.

24 (Source: P.A. 101-571, eff. 8-23-19.)

25 Section 20. The Code of Civil Procedure is amended by

1 changing Sections 21-101, 21-102, 21-102.5, and 21-103 as  
2 follows:

3 (735 ILCS 5/21-101) (from Ch. 110, par. 21-101)

4 Sec. 21-101. Proceedings; parties.

5 (a) If any person who is a resident of this State and has  
6 resided in this State for 6 months desires to change his or her  
7 name and to assume another name by which to be afterwards  
8 called and known, the person may file a petition requesting  
9 that relief in the circuit court of the county wherein he or  
10 she resides ~~praying for that relief~~.

11 (b) A person who has been convicted of any offense for  
12 which a person is required to register under the Sex Offender  
13 Registration Act, the Murderer and Violent Offender Against  
14 Youth Registration Act, or the Arsonist Registration Act in  
15 this State or any other state and who has not been pardoned is  
16 not permitted to file a petition for a name change in the  
17 courts of this State during the period that the person is  
18 required to register, unless that person verifies under oath,  
19 as provided under Section 1-109, that the petition for the  
20 name change is due to marriage, religious beliefs, status as a  
21 victim of trafficking or gender-related identity as defined by  
22 the Illinois Human Rights Act. A judge may grant or deny the  
23 request for legal name change filed by such persons. Any such  
24 persons granted a legal name change shall report the change to  
25 the law enforcement agency having jurisdiction of their

1 current registration pursuant to the Duty to Report  
2 requirements specified in Section 35 of the Arsonist  
3 Registration Act, Section 20 of the Murderer and Violent  
4 Offender Against Youth Registration Act, and Section 6 of the  
5 Sex Offender Registration Act. For the purposes of this  
6 subsection, a person will not face a felony charge if the  
7 person's request for legal name change is denied without proof  
8 of perjury.

9 (b-1) A person who has been convicted of a felony offense  
10 in this State or any other state and whose sentence has not  
11 been completed, terminated, or discharged is not permitted to  
12 file a petition for a name change in the courts of this State  
13 unless that person is pardoned for the offense. ~~The filing of a~~  
14 ~~petition in accordance with this Section shall be the sole and~~  
15 ~~exclusive means by which any person committed under the laws~~  
16 ~~of this State to a penal institution may change his or her name~~  
17 ~~and assume another name. However, any person convicted of a~~  
18 ~~felony in this State or any other state who has not been~~  
19 ~~pardoned may not file a petition for a name change until 10~~  
20 ~~years have passed since completion and discharge from his or~~  
21 ~~her sentence. A person who has been convicted of identity~~  
22 ~~theft, aggravated identity theft, felony or misdemeanor~~  
23 ~~criminal sexual abuse when the victim of the offense at the~~  
24 ~~time of its commission is under 18 years of age, felony or~~  
25 ~~misdemeanor sexual exploitation of a child, felony or~~  
26 ~~misdemeanor indecent solicitation of a child, or felony or~~

1 ~~misdemeanor indecent solicitation of an adult, or any other~~  
2 ~~offense for which a person is required to register under the~~  
3 ~~Sex Offender Registration Act in this State or any other state~~  
4 ~~who has not been pardoned shall not be permitted to file a~~  
5 ~~petition for a name change in the courts of Illinois.~~

6 (c) A petitioner may include his or her spouse and adult  
7 unmarried children, with their consent, and his or her minor  
8 children where it appears to the court that it is for their  
9 best interest, in the petition and relief requested ~~prayer~~,  
10 and the court's order shall then include the spouse and  
11 children. Whenever any minor has resided in the family of any  
12 person for the space of 3 years and has been recognized and  
13 known as an adopted child in the family of that person, the  
14 application herein provided for may be made by the person  
15 having that minor in his or her family.

16 An order shall be entered as to a minor only if the court  
17 finds by clear and convincing evidence that the change is  
18 necessary to serve the best interest of the child. In  
19 determining the best interest of a minor child under this  
20 Section, the court shall consider all relevant factors,  
21 including:

22 (1) The wishes of the child's parents and any person  
23 acting as a parent who has physical custody of the child.

24 (2) The wishes of the child and the reasons for those  
25 wishes. The court may interview the child in chambers to  
26 ascertain the child's wishes with respect to the change of

1 name. Counsel shall be present at the interview unless  
2 otherwise agreed upon by the parties. The court shall  
3 cause a court reporter to be present who shall make a  
4 complete record of the interview instantaneously to be  
5 part of the record in the case.

6 (3) The interaction and interrelationship of the child  
7 with his or her parents or persons acting as parents who  
8 have physical custody of the child, step-parents,  
9 siblings, step-siblings, or any other person who may  
10 significantly affect the child's best interest.

11 (4) The child's adjustment to his or her home, school,  
12 and community.

13 (d) If it appears to the court that the conditions and  
14 requirements under this Article have been complied with and  
15 that there is no reason why the relief requested ~~prayer~~ should  
16 not be granted, the court, by an order to be entered of record,  
17 may direct and provide that the name of that person be changed  
18 in accordance with the relief requested ~~prayer~~ in the  
19 petition. If the circuit court orders that a name change be  
20 granted to a person who has been adjudicated or convicted of a  
21 felony or misdemeanor offense under the laws of this State or  
22 any other state for which a pardon has not been granted, or has  
23 an arrest for which a charge has not been filed or a pending  
24 charge on a felony or misdemeanor offense, a copy of the order,  
25 including a copy of each applicable access and review  
26 response, shall be forwarded to the Department of State



1 Police. The Department of State Police shall update any  
2 criminal history transcript or offender registration of each  
3 person 18 years of age or older in the order to include the  
4 change of name as well as his or her former name.

5 (Source: P.A. 100-370, eff. 1-1-18.)

6 (735 ILCS 5/21-102) (from Ch. 110, par. 21-102)

7 Sec. 21-102. Petition; update criminal history transcript.

8 (a) The petition shall be a statewide standardized form  
9 approved by the Illinois Supreme Court and shall set forth the  
10 name then held, the name sought to be assumed, the residence of  
11 the petitioner, the length of time the petitioner has resided  
12 in this State, and the state or country of the petitioner's  
13 nativity or supposed nativity. The petition shall include a  
14 statement, verified under oath as provided under Section 1-109  
15 of this Code, whether or not the petitioner or any other person  
16 18 years of age or older who will be subject to a change of  
17 name under the petition if granted: (1) has been adjudicated  
18 or convicted of a felony or misdemeanor offense under the laws  
19 of this State or any other state for which a pardon has not  
20 been granted; or (2) has an arrest for which a charge has not  
21 been filed or a pending charge on a felony or misdemeanor  
22 offense. The petition shall be signed by the person  
23 petitioning or, in case of minors, by the parent or guardian  
24 having the legal custody of the minor. ~~The petition shall be~~  
25 ~~verified by the affidavit of some credible person.~~

1 (b) If the statement provided under subsection (a) of this  
2 Section indicates the petitioner or any other person 18 years  
3 of age or older who will be subject to a change of name under  
4 the petition, if granted, has been adjudicated or convicted of  
5 a felony or misdemeanor offense under the laws of this State or  
6 any other state for which a pardon has not been granted, or has  
7 an arrest for which a charge has not been filed or a pending  
8 charge on a felony or misdemeanor offense, the State's  
9 Attorney may request the court to or the court may on its own  
10 motion, require the person, prior to a hearing on the  
11 petition, to initiate an update of his or her criminal history  
12 transcript with the Department of State Police. The Department  
13 shall allow a person to use the Access and Review process,  
14 established by rule in the Department, for this purpose. Upon  
15 completion of the update of the criminal history transcript,  
16 the petitioner shall file confirmation of each update with the  
17 court, which shall seal the records from disclosure outside of  
18 court proceedings on the petition.

19 (c) Any petition filed under subsection (a) shall include  
20 the following: "WARNING: If you are required to register under  
21 the Sex Offender Registration Act, the Murderer and Violent  
22 Offender Against Youth Registration Act, or the Arsonist  
23 Registration Act in this State or a similar law in any other  
24 state and have not been pardoned, you will be committing a  
25 felony under those respective Acts by seeking a change of name  
26 during the registration period UNLESS your request for legal

1 name change is due to marriage, religious beliefs, status as a  
2 victim of trafficking or gender related identity as defined by  
3 the Illinois Human Rights Act.".

4 (Source: P.A. 100-370, eff. 1-1-18.)

5 (735 ILCS 5/21-102.5)

6 Sec. 21-102.5. Notice; objection.

7 (a) The circuit court clerk shall promptly serve a copy of  
8 the petition on the State's Attorney and the Department of  
9 State Police if the statement provided under subsection (a) of  
10 Section 21-102 indicates that the petitioner, or any other  
11 person 18 years of age or older who will be subject to a change  
12 of name under the petition, has been adjudicated or convicted  
13 of a felony or misdemeanor offense under the laws of this State  
14 or any other state for which a pardon has not been granted, or  
15 has an arrest for which a charge has not been filed or a  
16 pending charge on a felony or misdemeanor offense.

17 (b) The State's Attorney may file an objection to the  
18 petition. All objections shall be in writing, shall be filed  
19 with the circuit court clerk, shall be served upon the  
20 petitioner, and shall state with specificity the basis of the  
21 objection. Objections to a petition must be filed within 30  
22 days of the date of service of the petition upon the State's  
23 Attorney if the petitioner:--

24 (1) is the defendant in a pending criminal offense  
25 charge; or

1           (2) has been convicted of identity theft, aggravated  
2           identity theft, felony or misdemeanor criminal sexual  
3           abuse when the victim of the offense at the time of its  
4           commission is under 18 years of age, felony or misdemeanor  
5           sexual exploitation of a child, felony or misdemeanor  
6           indecent solicitation of a child, or felony or misdemeanor  
7           indecent solicitation of an adult, and has not been  
8           pardoned for the conviction.

9           (Source: P.A. 100-370, eff. 1-1-18.)

10           (735 ILCS 5/21-103) (from Ch. 110, par. 21-103)

11           Sec. 21-103. Notice by publication.

12           (a) Previous notice shall be given of the intended  
13 application by publishing a notice thereof in some newspaper  
14 published in the municipality in which the person resides if  
15 the municipality is in a county with a population under  
16 2,000,000, or if the person does not reside in a municipality  
17 in a county with a population under 2,000,000, or if no  
18 newspaper is published in the municipality or if the person  
19 resides in a county with a population of 2,000,000 or more,  
20 then in some newspaper published in the county where the  
21 person resides, or if no newspaper is published in that  
22 county, then in some convenient newspaper published in this  
23 State. The notice shall be inserted for 3 consecutive weeks  
24 after filing, the first insertion to be at least 6 weeks before  
25 the return day upon which the petition is to be heard, and

1 shall be signed by the petitioner or, in case of a minor, the  
2 minor's parent or guardian, and shall set forth the return day  
3 of court on which the petition is to be heard and the name  
4 sought to be assumed.

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

14 (b-3) The publication requirement of subsection (a) shall  
15 not be required in any application for a change of name  
16 involving a person who has received a judgment for dissolution  
17 of marriage or declaration of invalidity of marriage and  
18 wishes to change his or her name to resume the use of his or  
19 her former or maiden name.

20 (b-5) The ~~Upon motion, the~~ court may issue an order  
21 directing that the notice and publication requirement be  
22 waived for a change of name involving a person who files with  
23 the court a statement, verified under oath as provided under  
24 Section 1-109 of this Code, ~~written declaration~~ that the  
25 person believes that publishing notice of the name change  
26 would be a hardship, including but not limited to, a negative

1 ~~impact on the person's health or safety. put the person at risk~~  
2 ~~of physical harm or discrimination. The person must provide~~  
3 ~~evidence to support the claim that publishing notice of the~~  
4 ~~name change would put the person at risk of physical harm or~~  
5 ~~discrimination.~~

6 (b-6) In a case where waiver of the notice and publication  
7 requirement is sought, the petition for waiver is presumed  
8 granted and heard at the same hearing as the petition for name  
9 change. The court retains discretion to determine whether a  
10 hardship is shown and may order the petitioner to publish  
11 thereafter.

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

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

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

21 (ii) concurrent with the petition, the petitioner  
22 files with the court a statement, verified under oath as  
23 provided under Section 1-109 of this Code, attesting that  
24 the petitioner is or has been a person protected under the  
25 Illinois Domestic Violence Act of 1986, the Stalking No  
26 Contact Order Act, the Civil No Contact Order Act, Article

1           112A of the Code of Criminal Procedure of 1963, a  
2           condition of bail under subsections (b) through (d) of  
3           Section 110-10 of the Code of Criminal Procedure of 1963,  
4           or a similar provision of a law in another state or  
5           jurisdiction.

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

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

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

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

22          (d) The maximum rate charged for publication of a notice  
23          under this Section may not exceed the lowest classified rate  
24          paid by commercial users for comparable space in the newspaper  
25          in which the notice appears and shall include all cash  
26          discounts, multiple insertion discounts, and similar benefits

1 extended to the newspaper's regular customers.

2 (Source: P.A. 100-520, eff. 1-1-18 (see Section 5 of P.A.  
3 100-565 for the effective date of P.A. 100-520); 100-788, eff.  
4 1-1-19; 100-966, eff. 1-1-19; 101-81, eff. 7-12-19; 101-203,  
5 eff. 1-1-20.)

6 Section 30. The Illinois Marriage and Dissolution of  
7 Marriage Act is amended by changing Section 413 as follows:

8 (750 ILCS 5/413) (from Ch. 40, par. 413)

9 Sec. 413. Judgment.

10 (a) A judgment of dissolution of marriage or of legal  
11 separation or of declaration of invalidity of marriage shall  
12 be entered within 60 days of the closing of proofs; however, if  
13 the court enters an order specifying good cause as to why the  
14 court needs an additional 30 days, the judgment shall be  
15 entered within 90 days of the closing of proofs, including any  
16 hearing under subsection (j) of Section 503 of this Act and  
17 submission of closing arguments. A judgment of dissolution of  
18 marriage or of legal separation or of declaration of  
19 invalidity of marriage is final when entered, subject to the  
20 right of appeal. An appeal from the judgment of dissolution of  
21 marriage that does not challenge the finding as to grounds  
22 does not delay the finality of that provision of the judgment  
23 which dissolves the marriage, beyond the time for appealing  
24 from that provision, and either of the parties may remarry



1 pending appeal. An order requiring maintenance or support of a  
2 spouse or a minor child or children entered under this Act or  
3 any other law of this State shall not be suspended or the  
4 enforcement thereof stayed pending the filing and resolution  
5 of post-judgment motions or an appeal.

6 (b) The clerk of the court shall give notice of the entry  
7 of a judgment of dissolution of marriage or legal separation  
8 or a declaration of invalidity of marriage:

9 (1) if the marriage is registered in this State, to  
10 the county clerk of the county where the marriage is  
11 registered, who shall enter the fact of dissolution of  
12 marriage or legal separation or declaration of invalidity  
13 of marriage in the marriage registry; and within 45 days  
14 after the close of the month in which the judgment is  
15 entered, the clerk shall forward the certificate to the  
16 Department of Public Health on a form furnished by the  
17 Department; or

18 (2) if the marriage is registered in another  
19 jurisdiction, to the appropriate official of that  
20 jurisdiction, with the request that he enter the fact of  
21 dissolution of marriage or legal separation or declaration  
22 of invalidity of marriage in the appropriate record.

23 (c) Unless the person whose marriage is dissolved or  
24 declared invalid requests otherwise, the judgment under this  
25 Section shall contain a provision authorizing the person to  
26 resume the use of his or her former or maiden name, should he

1 or she choose to do so, at any time he or she chooses to do so.  
2 If a judgment contains such a provision, the person resuming  
3 the use of his or her former or maiden name is not required to  
4 file a petition for a change of name under Article XXI of the  
5 Code of Civil Procedure.

6 If a person whose marriage is dissolved or declared  
7 invalid chooses to resume the use of his or her former or  
8 maiden name, he or she is not required to provide notice by  
9 publication ~~pursuant to subsection (a) of Section 21-103 of~~  
10 ~~the Code of Civil Procedure.~~

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

15 (Source: P.A. 100-520, eff. 1-1-18 (see Section 5 of P.A.  
16 100-565 for the effective date of P.A. 100-520); 101-203, eff.  
17 1-1-20.)