



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB2825

Introduced 2/19/2021, by Rep. Keith P. Sommer

SYNOPSIS AS INTRODUCED:

755 ILCS 5/11-10.1

from Ch. 110 1/2, par. 11-10.1

Amends the Minors Article of the Probate Act of 1975. Deletes language providing that in any proceeding for the appointment of a standby guardian or a guardian, the court may appoint a guardian ad litem to represent the minor in the proceeding. Provides instead that in any proceeding for the appointment of a standby guardian or a guardian, the court may appoint a guardian ad litem to testify or submit a written report to the court regarding his or her recommendations in accordance with the best interests of the child.

LRB102 12121 LNS 17458 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 10. The Probate Act of 1975 is amended by changing
5 Section 11-10.1 as follows:

6 (755 ILCS 5/11-10.1) (from Ch. 110 1/2, par. 11-10.1)

7 Sec. 11-10.1. Procedure for appointment of a standby
8 guardian or a guardian of a minor.

9 (a) Unless excused by the court for good cause shown, it is
10 the duty of the petitioner to give notice of the time and place
11 of the hearing on the petition, in person or by mail, to the
12 minor, if the minor is 14 years, or older, and to the relatives
13 and the short-term guardian of the minor whose names and
14 addresses are stated in the petition, not less than 7 days
15 before the hearing, but failure to give notice to any relative
16 is not jurisdictional.

17 (b) In any proceeding for the appointment of a standby
18 guardian or a guardian, the court may appoint a guardian ad
19 litem to testify or submit a written report to the court
20 regarding his or her recommendations in accordance with the
21 best interests of the child. The report shall be made
22 available to all parties. The guardian ad litem may be called
23 as a witness for purposes of cross-examination regarding the

1 guardian ad litem's report or recommendations. The guardian ad
2 litem shall investigate the facts of the case and interview
3 the child and the parties ~~represent the minor in the~~
4 ~~proceeding.~~

5 (Source: P.A. 98-1082, eff. 1-1-15; 99-207, eff. 7-30-15.)