

1 AN ACT concerning orders of protection.

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-21 as follows:

6 (725 ILCS 5/112A-21) (from Ch. 38, par. 112A-21)

7 Sec. 112A-21. Contents of orders.

8 (a) Any order of protection shall describe, in reasonable  
9 detail and not by reference to any other document, the  
10 following:

11 (1) Each remedy granted by the court, in reasonable  
12 detail and not by reference to any other document, so that  
13 respondent may clearly understand what he or she must do or  
14 refrain from doing. Pre-printed form orders of protection  
15 shall include the definitions of the types of abuse, as  
16 provided in Section 112A-3. Remedies set forth in  
17 pre-printed form orders shall be numbered consistently  
18 with and corresponding to the numerical sequence of  
19 remedies listed in Section 112A-14 (at least as of the date  
20 the form orders are printed).

21 (2) The reason for denial of petitioner's request for  
22 any remedy listed in Section 112A-14.

23 (b) An order of protection shall further state the  
24 following:

25 (1) The name of each petitioner that the court finds  
26 was abused by respondent, and that respondent is a member  
27 of the family or household of each such petitioner, and the  
28 name of each other person protected by the order and that  
29 such person is protected by this Act.

30 (2) For any remedy requested by petitioner on which the  
31 court has declined to rule, that that remedy is reserved.

32 (3) The date and time the order of protection was

1 issued, whether it is an emergency, interim or plenary  
2 order and the duration of the order.

3 (4) The date, time and place for any scheduled hearing  
4 for extension of that order of protection or for another  
5 order of greater duration or scope.

6 (5) For each remedy in an emergency order of  
7 protection, the reason for entering that remedy without  
8 prior notice to respondent or greater notice than was  
9 actually given.

10 (6) For emergency and interim orders of protection,  
11 that respondent may petition the court, in accordance with  
12 Section 112A-24, to re-open that order if he or she did not  
13 receive actual prior notice of the hearing, in accordance  
14 with Section 112A-11, and alleges that he or she had a  
15 meritorious defense to the order or that the order or any  
16 of its remedies was not authorized by this Article.

17 (c) Any order of protection shall include the following  
18 notice, printed in conspicuous type: "Any knowing violation of  
19 an order of protection forbidding physical abuse, harassment,  
20 intimidation, interference with personal liberty, willful  
21 deprivation, or entering or remaining present at specified  
22 places when the protected person is present, or granting  
23 exclusive possession of the residence or household, or granting  
24 a stay away order is a Class A misdemeanor. Grant of exclusive  
25 possession of the residence or household shall constitute  
26 notice forbidding trespass to land. Any knowing violation of an  
27 order awarding legal custody or physical care of a child or  
28 prohibiting removal or concealment of a child may be a Class 4  
29 felony. Any willful violation of any order is contempt of  
30 court. Any violation may result in fine or imprisonment."

31 (d) An emergency order of protection shall state, "This  
32 Order of Protection is enforceable, even without registration,  
33 in all 50 states, the District of Columbia, tribal lands, and  
34 the U.S. territories pursuant to the Violence Against Women Act  
35 (18 U.S.C. 2265). Violating this Order of Protection may  
36 subject the respondent to federal charges and punishment (18

1 U.S.C. 2261-2262)."

2 (e) An interim or plenary order of protection shall state,  
3 "This Order of Protection is enforceable, even without  
4 registration, in all 50 states, the District of Columbia,  
5 tribal lands, and the U.S. territories pursuant to the Violence  
6 Against Women Act (18 U.S.C. 2265). Violating this Order of  
7 Protection may subject the respondent to federal charges and  
8 punishment (18 U.S.C. 2261-2262). The respondent may be subject  
9 to federal criminal penalties for possessing, transporting,  
10 shipping, or receiving any firearm or ammunition under the Gun  
11 Control Act (18 U.S.C. 922(g) 98)."

12 (Source: P.A. 86-1300; 87-1186.)

13 Section 10. The Illinois Domestic Violence Act of 1986 is  
14 amended by changing Section 221 as follows:

15 (750 ILCS 60/221) (from Ch. 40, par. 2312-21)

16 Sec. 221. Contents of orders.

17 (a) Any order of protection shall describe the following:

18 (1) Each remedy granted by the court, in reasonable  
19 detail and not by reference to any other document, so that  
20 respondent may clearly understand what he or she must do or  
21 refrain from doing. Pre-printed form orders of protection  
22 shall include the definitions of the types of abuse,  
23 neglect, and exploitation, as provided in Section 103.  
24 Remedies set forth in pre-printed form orders shall be  
25 numbered consistently with and corresponding to the  
26 numerical sequence of remedies listed in Section 214 (at  
27 least as of the date the form orders are printed).

28 (2) The reason for denial of petitioner's request for  
29 any remedy listed in Section 214.

30 (b) An order of protection shall further state the  
31 following:

32 (1) The name of each petitioner that the court finds  
33 was abused, neglected, or exploited by respondent, and that  
34 respondent is a member of the family or household of each

1 such petitioner, and the name of each other person  
2 protected by the order and that such person is protected by  
3 this Act.

4 (2) For any remedy requested by petitioner on which the  
5 court has declined to rule, that that remedy is reserved.

6 (3) The date and time the order of protection was  
7 issued, whether it is an emergency, interim or plenary  
8 order and the duration of the order.

9 (4) The date, time and place for any scheduled hearing  
10 for extension of that order of protection or for another  
11 order of greater duration or scope.

12 (5) For each remedy in an emergency order of  
13 protection, the reason for entering that remedy without  
14 prior notice to respondent or greater notice than was  
15 actually given.

16 (6) For emergency and interim orders of protection,  
17 that respondent may petition the court, in accordance with  
18 Section 224, to re-open that order if he or she did not  
19 receive actual prior notice of the hearing, in accordance  
20 with Section 211, and alleges that he or she had a  
21 meritorious defense to the order or that the order or any  
22 of its remedies was not authorized by this Act.

23 (c) Any order of protection shall include the following  
24 notice, printed in conspicuous type: "Any knowing violation of  
25 an order of protection forbidding physical abuse, neglect,  
26 exploitation, harassment, intimidation, interference with  
27 personal liberty, willful deprivation, or entering or  
28 remaining present at specified places when the protected person  
29 is present, or granting exclusive possession of the residence  
30 or household, or granting a stay away order is a Class A  
31 misdemeanor. Grant of exclusive possession of the residence or  
32 household shall constitute notice forbidding trespass to land.  
33 Any knowing violation of an order awarding legal custody or  
34 physical care of a child or prohibiting removal or concealment  
35 of a child may be a Class 4 felony. Any willful violation of  
36 any order is contempt of court. Any violation may result in

1 fine or imprisonment."

2 (d) An emergency order of protection shall state, "This  
3 Order of Protection is enforceable, even without registration,  
4 in all 50 states, the District of Columbia, tribal lands, and  
5 the U.S. territories pursuant to the Violence Against Women Act  
6 (18 U.S.C. 2265). Violating this Order of Protection may  
7 subject the respondent to federal charges and punishment (18  
8 U.S.C. 2261-2262)."

9 (e) An interim or plenary order of protection shall state,  
10 "This Order of Protection is enforceable, even without  
11 registration, in all 50 states, the District of Columbia,  
12 tribal lands, and the U.S. territories pursuant to the Violence  
13 Against Women Act (18 U.S.C. 2265). Violating this Order of  
14 Protection may subject the respondent to federal charges and  
15 punishment (18 U.S.C. 2261-2262). The respondent may be subject  
16 to federal criminal penalties for possessing, transporting,  
17 shipping, or receiving any firearm or ammunition under the Gun  
18 Control Act (18 U.S.C. 922(g)(8)(9))."

19 (Source: P.A. 86-542; 86-1300; 87-1186.)