



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

**HB5448**

Introduced 2/5/2010, by Rep. Al Riley

#### SYNOPSIS AS INTRODUCED:

750 ILCS 5/203

from Ch. 40, par. 203

Amends provisions of the Illinois Marriage and Dissolution of Marriage Act requiring that county clerks provide a pamphlet describing the causes and effects of fetal alcohol syndrome with each marriage license. Provides that at least annually, the county board shall cause to be made an audit of the county clerk's compliance with the pamphlet requirement. Provides that the county board shall cause each audit to be filed with the Illinois Department of Public Health.

LRB096 19625 AJO 35021 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning child support.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Marriage and Dissolution of  
5 Marriage Act is amended by changing Section 203 as follows:

6 (750 ILCS 5/203) (from Ch. 40, par. 203)

7 Sec. 203. License to Marry. When a marriage application has  
8 been completed and signed by both parties to a prospective  
9 marriage and both parties have appeared before the county clerk  
10 and the marriage license fee has been paid, the county clerk  
11 shall issue a license to marry and a marriage certificate form  
12 upon being furnished:

13 (1) satisfactory proof that each party to the marriage will  
14 have attained the age of 18 years at the time the marriage  
15 license is effective or will have attained the age of 16 years  
16 and has either the consent to the marriage of both parents or  
17 his guardian or judicial approval; provided, if one parent  
18 cannot be located in order to obtain such consent and diligent  
19 efforts have been made to locate that parent by the consenting  
20 parent, then the consent of one parent plus a signed affidavit  
21 by the consenting parent which (i) names the absent parent and  
22 states that he or she cannot be located, and (ii) states what  
23 diligent efforts have been made to locate the absent parent,

1 shall have the effect of both parents' consent for purposes of  
2 this Section;

3 (2) satisfactory proof that the marriage is not prohibited;  
4 and

5 (3) an affidavit or record as prescribed in subparagraph  
6 (1) of Section 205 or a court order as prescribed in  
7 subparagraph (2) of Section 205, if applicable.

8 With each marriage license, the county clerk shall provide  
9 a pamphlet describing the causes and effects of fetal alcohol  
10 syndrome. At least annually, the county board shall cause to be  
11 made an audit of the county clerk's compliance with the  
12 requirement that the county clerk provide a pamphlet with each  
13 marriage license. The county board shall cause each audit to be  
14 filed with the Illinois Department of Public Health.

15 (Source: P.A. 86-832; 86-884; 86-1028.)