

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 Notice By Publication Act is amended by  
5 changing Section 5 and by adding Section 11 as follows:

6 (715 ILCS 5/5) (from Ch. 100, par. 5)

7 Sec. 5. When any notice is required by law or contract to  
8 be published in a newspaper (unless otherwise expressly  
9 provided in the contract), it shall be intended to be in a  
10 secular newspaper of general circulation, published in the  
11 city, town or county, or some newspaper specially authorized by  
12 law to publish legal notices, in the city, town, or county.  
13 Unless otherwise expressly provided in the contract, the term  
14 "newspaper" means a newspaper

15 (a) which consists of not less than 4 pages of printed  
16 matter and contains at least 100 ~~130~~ square inches of printed  
17 matter per page; and

18 (b) which is printed through the use of one of the  
19 conventional and generally recognized printing processes such  
20 as letterpress, lithography or gravure; and

21 (c) which annually averages at least 25% news content per  
22 issue; or which annually averages at least 1,000 column inches  
23 of news content per issue, the term "news content" meaning for

1 the purposes of this Act any printed matter other than  
2 advertising; and

3 (d) which publishes miscellaneous reading matter, legal or  
4 other announcements and notices, and news and information  
5 concerning current happenings and passing events of a  
6 political, social, religious, commercial, financial or legal  
7 nature, and advertisements or bulletins; and

8 (e) which has been continuously published at regular  
9 intervals of at least once each week with a minimum of 50  
10 issues per year, for at least one year prior to the first  
11 publication of the notice; or which is a successor to a  
12 newspaper as herein defined with no interruption of publication  
13 of more than 30 days; or which is a merged or consolidated  
14 newspaper formed by the merger or consolidation of two or more  
15 newspapers, one of which has been continuously published at  
16 regular intervals of at least once each week with a minimum of  
17 50 issues per year, for at least one year prior to the first  
18 publication of the notice. A newspaper shall be considered as  
19 continuously or regularly published although its publication  
20 has been suspended, where such suspension was caused by fire or  
21 an Act of God or by a labor dispute or by its owner, publisher,  
22 managing editor or other essential employee entering the active  
23 military service of the United States, if the newspaper was  
24 continuously or regularly published for at least one year prior  
25 to its suspension and if its publication is resumed at any time  
26 not later than 12 months after such fire or Act of God, or if

1 its publication is resumed at any time within 12 months after  
2 the termination of the labor dispute, or if its publication is  
3 resumed at any time within 12 months after the termination of  
4 the war in connection with which such persons entered such  
5 military service.

6 (Source: Laws 1959, p. 1494.)

7 (715 ILCS 5/11 new)

8 Sec. 11. Applicability. Any notice published prior to the  
9 effective date of this amendatory Act of the 96th General  
10 Assembly and in compliance with the provisions of this  
11 amendatory Act shall be legal and valid for all purposes.

12 Section 10. The Newspaper Legal Notice Act is amended by  
13 changing Section 1 and by adding Section 3 as follows:

14 (715 ILCS 10/1) (from Ch. 100, par. 10)

15 Sec. 1.

16 Whenever it is required by law that any legal notice or  
17 publication shall be published in a newspaper in this State, it  
18 shall be held to mean a newspaper

19 (a) which consists of not less than 4 pages of printed  
20 matter and contains at least 100 ~~130~~ square inches of printed  
21 matter per page; and

22 (b) which is printed through the use of one of the  
23 conventional and generally recognized printing processes such

1 as letterpress, lithography or gravure; and

2 (c) which annually averages at least 25% news content per  
3 issue; or which annually averages at least 1,000 column inches  
4 of news content per issue, the term "news content" meaning for  
5 the purposes of this Act any printed matter other than  
6 advertising; and

7 (d) which publishes miscellaneous reading matter, legal or  
8 other announcements and notices, and news and information  
9 concerning current happenings and passing events of a  
10 political, social, religious, commercial, financial or legal  
11 nature, and advertisements or bulletins; and

12 (e) which has been continuously published at regular  
13 intervals of at least once each week with a minimum of 50  
14 issues per year, for at least one year prior to the first  
15 publication of the notice; or which is a successor to a  
16 newspaper as herein defined with no interruption of publication  
17 of more than 30 days; or which is a merged or consolidated  
18 newspaper formed by the merger or consolidation of two or more  
19 newspapers, one of which has been continuously published at  
20 regular intervals of at least once each week with a minimum of  
21 50 issues per year for at least one year prior to the first  
22 publication of the notice. A newspaper shall be considered as  
23 continuously or regularly published although its publication  
24 has been suspended, where such suspension was caused by fire or  
25 an Act of God or by a labor dispute or by its owner, publisher,  
26 managing editor or other essential employee entering the active

1 military service of the United States, if the newspaper was  
2 continuously or regularly published for at least one year prior  
3 to its suspension and if its publication is resumed at any time  
4 not later than 12 months after such fire or Act of God, or if  
5 its publication is resumed at any time within 12 months after  
6 the termination of the labor dispute, or if its publication is  
7 resumed at any time within 12 months after the termination of  
8 the war in connection with which such persons entered such  
9 military service.

10 (Source: Laws 1959, p. 1496.)

11 (715 ILCS 10/3 new)

12 Sec. 3. Applicability. Any notice published prior to the  
13 effective date of this amendatory Act of the 96th General  
14 Assembly and in compliance with the provisions of this  
15 amendatory Act shall be legal and valid for all purposes.

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law.