

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 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.

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

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

1 states that he or she cannot be located, and (ii) states  
2 what diligent efforts have been made to locate the absent  
3 parent, shall have the effect of both parents' consent for  
4 purposes of this Section;

5 (2) satisfactory proof that the marriage is not  
6 prohibited; and

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

11 With each marriage license, the county clerk shall provide  
12 a pamphlet describing the causes and effects of fetal alcohol  
13 syndrome. At least annually, the county board shall submit to  
14 the Illinois Department of Public Health a report as to the  
15 county clerk's compliance with the requirement that the county  
16 clerk provide a pamphlet with each marriage license. All  
17 funding and production costs for the aforementioned  
18 educational pamphlets for distribution to each county clerk  
19 shall be provided by non-profit, non-sectarian statewide  
20 programs that provide education, advocacy, support, and  
21 prevention services pertaining to Fetal Alcohol Syndrome.

22 (b) Each county clerk must establish a process within 6  
23 months or sooner after the effective date of this amendatory  
24 Act of the 104th General Assembly that allows a party or  
25 parties to participate in a video conferencing application in  
26 which a party may be seen and heard by the county clerk in real

1 time if a party cannot travel or has difficulty traveling  
2 because of a disability, physical impairment, or health  
3 condition that impedes the mobility of a party to appear in  
4 person. For such a party, at the sole discretion of the county  
5 clerk, the county clerk or designee may go to a party's  
6 location to complete the application. A request to the county  
7 clerk to complete the application in-person at a party's  
8 location must be supported by a written note or certification  
9 from a licensed physician, physician assistant, nurse  
10 practitioner, registered nurse, licensed practical nurse,  
11 certified nursing assistant, or hospice professional stating  
12 that this accommodation is necessary to prevent a hardship as  
13 provided in this Section. A party's actions under this Section  
14 are subject to the provisions of Section 215 of this Act.

15 (Source: P.A. 96-1323, eff. 1-1-11.)