

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 Code of Civil Procedure is amended by
5 changing Section 21-103 as follows:

6 (735 ILCS 5/21-103) (from Ch. 110, par. 21-103)

7 Sec. 21-103. Notice by publication.

8 (a) Previous notice shall be given of the intended
9 application by publishing a notice thereof in some newspaper
10 published in the municipality in which the person resides if
11 the municipality is in a county with a population under
12 2,000,000, or if the person does not reside in a municipality
13 in a county with a population under 2,000,000, or if no
14 newspaper is published in the municipality or if the person
15 resides in a county with a population of 2,000,000 or more,
16 then in some newspaper published in the county where the person
17 resides, or if no newspaper is published in that county, then
18 in some convenient newspaper published in this State. The
19 notice shall be inserted for 3 consecutive weeks after filing,
20 the first insertion to be at least 6 weeks before the return
21 day upon which the petition is to be heard, and shall be signed
22 by the petitioner or, in case of a minor, the minor's parent or
23 guardian, and shall set forth the return day of court on which

1 the petition is to be heard and the name sought to be assumed.

2 (b) The publication requirement of subsection (a) shall not
3 be required in any application for a change of name involving a
4 minor if, before making judgment under this Article, reasonable
5 notice and opportunity to be heard is given to any parent whose
6 parental rights have not been previously terminated and to any
7 person who has physical custody of the child. If any of these
8 persons are outside this State, notice and opportunity to be
9 heard shall be given under Section 21-104.

10 (b-5) Upon motion, the court may issue an order directing
11 that the notice and publication requirement be waived for a
12 change of name involving a person who files with the court a
13 written declaration that the person believes that publishing
14 notice of the name change would put the person at risk of
15 physical harm or discrimination. The person must provide
16 evidence to support the claim that publishing notice of the
17 name change would put the person at risk of physical harm or
18 discrimination.

19 (c) The Director of State Police or his or her designee may
20 apply to the circuit court for an order directing that the
21 notice and publication requirements of this Section be waived
22 if the Director or his or her designee certifies that the name
23 change being sought is intended to protect a witness during and
24 following a criminal investigation or proceeding.

25 (d) The maximum rate charged for publication of a notice
26 under this Section may not exceed the lowest classified rate

1 paid by commercial users for comparable space in the newspaper
2 in which the notice appears and shall include all cash
3 discounts, multiple insertion discounts, and similar benefits
4 extended to the newspaper's regular customers.

5 (Source: P.A. 100-520, eff. 1-1-18 (see Section 5 of P.A.
6 100-565 for the effective date of P.A. 100-520).)