



Sen. Sara Feigenholtz

Filed: 4/14/2021

10200SB0139sam001

LRB102 10217 LNS 24672 a

1 AMENDMENT TO SENATE BILL 139

2 AMENDMENT NO. _____. Amend Senate Bill 139 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Marriage and Dissolution of
5 Marriage Act is amended by adding Section 221 as follows:

6 (750 ILCS 5/221 new)

7 Sec. 221. Request for changing or removing gender
8 identifying language on a marriage certificate.

9 (a) Upon completion of an affidavit provided by the county
10 clerk and confirmation of identity, a person, still currently
11 married, may request a certificate of the person's current
12 marriage free of any gender identifying language. The person
13 may request a change from terms such as "bride" and "groom" to
14 a nongendered term such as "spouse" or a variant of "Spouse 1"
15 or "Spouse A". Upon such request, both parties shall be listed
16 with a nongendered identifier on a certificate. The request

1 shall not permanently change the gender identifying language
2 in the clerk's records, and the affidavit and issuance shall
3 be kept in the permanent records of the clerk.

4 The affidavit shall be created by the county clerk, may
5 appear on a combined form with the form under subsection (b),
6 and shall be substantially as follows:

7 REQUEST FOR NONGENDERED COPY OF A MARRIAGE CERTIFICATE

8 I,, state that I am a named spouse on a
9 marriage license held in this office, that I am still
10 married to the other named spouse on that marriage license
11 as of the date of this request, and hereby request the
12 holder of this record provide me, and only me, with a
13 marriage certificate with any gender-identifying language
14 removed or changed to "spouse". I affirm that this change
15 is for purposes of this certified copy, the change will
16 not be made to permanent records, and a record of this
17 request shall be held by the holder of this marriage
18 record.

19 Date.....

20 Signature.....

21 (b) If 2 parties currently married request a marriage
22 certificate with gender identifiers changed, such as "bride"
23 to "groom" or "groom" to "bride", both parties shall appear
24 before the clerk, indicate consent, and complete an affidavit.
25 If the clerk is technologically able and the parties desire,
26 the change in gender is permanent.

1 The affidavit shall be created by the county clerk, may
2 appear on a combined form with the form under subsection (a),
3 and shall be substantially as follows:

4 REQUEST FOR NONGENDERED COPY OF A MARRIAGE CERTIFICATE

5 We,[Spouse A] and[Spouse B], the
6 still-married named persons on a marriage license held in
7 this office as of the date of this request, hereby request
8 the holder of this record to provide a marriage
9 certificate with gender-identifying terms such as "bride"
10 and "groom" changed as follows:

11[Name of Spouse A] Bride, Groom, or Spouse
12 (select one).

13[Name of Spouse B] Bride, Groom, or Spouse
14 (select one).

15 We affirm that this change is for purposes of this
16 certified copy, and the change will not be made to
17 permanent records, unless indicated by selecting Yes or No
18 (select one) and a record of this request shall be held by
19 the holder of this marriage record.

20 Date.....

21 Signature of Spouse A.....

22 Signature of Spouse B.....

23 (c) If a county provides a certified record, photocopy, or
24 reproduction of an original record in lieu of a summary data
25 sheet, the county clerk shall work with the Department of
26 Public Health to develop a new certificate that can be issued

1 in lieu of a reproduction of the prior record. Nothing in this
2 subsection authorizes the county clerk to permanently mark or
3 deface a prior record in lieu of a summary data sheet
4 certificate.

5 (d) When a clerk issues a nongendered marriage certificate
6 under subsection (a), the certificate shall not include any
7 language indicating it has been amended nor that it is not a
8 true and accurate record of the facts stated therein."