

HB0926



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB0926

Introduced 02/02/05, by Rep. Robert W. Churchill

SYNOPSIS AS INTRODUCED:

750 ILCS 5/609

from Ch. 40, par. 609

Amends the Illinois Marriage and Dissolution of Marriage Act. Provides that the court may consider the financial advantage to the custodial parent when determining the best interest of the child for purposes of moving the child from Illinois.

LRB094 07595 LCB 37767 b

A BILL FOR

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 609 as follows:

6 (750 ILCS 5/609) (from Ch. 40, par. 609)

7 Sec. 609. Leave to Remove Children.) (a) The court may
8 grant leave, before or after judgment, to any party having
9 custody of any minor child or children to remove such child or
10 children from Illinois whenever such approval is in the best
11 interests of such child or children. The burden of proving that
12 such removal is in the best interests of such child or children
13 is on the party seeking the removal. The court may consider the
14 financial advantage to the custodial parent when determining
15 the best interest of the child. When such removal is permitted,
16 the court may require the party removing such child or children
17 from Illinois to give reasonable security guaranteeing the
18 return of such children.

19 (b) Before a minor child is temporarily removed from
20 Illinois, the parent responsible for the removal shall inform
21 the other parent, or the other parent's attorney, of the
22 address and telephone number where the child may be reached
23 during the period of temporary removal, and the date on which
24 the child shall return to Illinois.

25 The State of Illinois retains jurisdiction when the minor
26 child is absent from the State pursuant to this subsection.

27 (Source: P.A. 85-768.)