



Rep. Kelly M. Cassidy

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10000HB2723ham001

LRB100 08926 MRW 24044 a

1 AMENDMENT TO HOUSE BILL 2723

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2723 as follows:

3 on page 1, in lines 5 and 6, by replacing "Section 21-103.5"  
4 with "Sections 21-102.5 and 21-106"; and

5 by replacing line 18 on page 1 through line 3 on page 2 with "in  
6 accordance with the prayer in the petition. ~~The filing of a  
7 petition in accordance with this~~"; and

8 on page 4, by inserting immediately below line 2 the following:

9 "(735 ILCS 5/21-102.5 new)

10 Sec. 21-102.5. Notice; objection.

11 (a) The circuit court clerk shall promptly serve a copy of  
12 the petition on the State's Attorney where the petitioner  
13 resides.

14 (b) The State's Attorney may file an objection if the

1 petitioner:

2 (1) is the defendant in a pending criminal offense  
3 charge;

4 (2) has been convicted of identity theft, aggravated  
5 identity theft, felony or misdemeanor criminal sexual  
6 abuse when the victim of the offense at the time of its  
7 commission is under 18 years of age, felony or misdemeanor  
8 sexual exploitation of a child, felony or misdemeanor  
9 indecent solicitation of a child, or felony or misdemeanor  
10 indecent solicitation of an adult; or

11 (3) has been convicted of any other offense for which  
12 he or she is required to register under the Sex Offender  
13 Registration Act in this State or any other state; and

14 (4) has not been pardoned for the conviction of an  
15 offense listed under paragraph (2) or (3) of this  
16 subsection (b).

17 (c) All objections shall be in writing, shall be filed with  
18 the circuit court clerk, and shall state with specificity the  
19 basis of the objection. Objections to a petition must be filed  
20 within 30 days of the date of service of the petition upon the  
21 State's Attorney."; and

22 by replacing line 20 on page 5 through line 9 on page 6 with the  
23 following:

24 "(735 ILCS 5/21-106 new)

1       Sec. 21-106. Sealing.

2       The court may order that the records of the clerk of the  
3 circuit court of a proceeding under this Article be sealed  
4 until further order of the court upon good cause shown. Good  
5 cause includes, but is not limited to, evidence that  
6 availability of the records of the proceeding will place the  
7 petitioner or another person in physical danger; evidence that  
8 the petitioner or another person has been the victim of  
9 stalking, domestic violence, or assaultive behavior; or  
10 evidence of certification by the Department of State Police  
11 under subsection (c) of Section 21-103 of this Article of the  
12 name change to protect a witness during or following a criminal  
13 investigation or proceeding."