



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4159

Introduced 1/22/2020, by Rep. Joyce Mason

SYNOPSIS AS INTRODUCED:

750 ILCS 5/403.5 new

Amends the Illinois Marriage and Dissolution of Marriage Act. Provides that a court shall not recognize and enforce an order entered by a foreign court for dissolution of marriage on the basis of comity if a party named in the foreign dissolution of marriage did not receive appropriate notice of the proceedings in the foreign country. Provides that if appropriate notice of a foreign dissolution of marriage was not received by a named party, the party may file a petition for dissolution of marriage regardless of any judgment entered by the foreign country. Effective immediately.

LRB101 15690 LNS 65045 b

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 adding Section 403.5 as follows:

6 (750 ILCS 5/403.5 new)

7 Sec. 403.5. Comity for dissolution of marriage. A court
8 shall not recognize and enforce an order entered by a foreign
9 court for dissolution of marriage on the basis of comity if a
10 party named in the foreign dissolution of marriage did not
11 receive appropriate notice, under the laws of this State, of
12 the proceedings in the foreign country. If appropriate notice
13 of a foreign dissolution of marriage was not received by a
14 named party, the party may file a petition under this Act for
15 dissolution of marriage regardless of any judgment entered by
16 the foreign country.

17 Section 99. Effective date. This Act takes effect upon
18 becoming law.