



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB4961

Introduced 2/7/2024, by Rep. Ann M. Williams

SYNOPSIS AS INTRODUCED:

755 ILCS 5/11a-15

from Ch. 110 1/2, par. 11a-15

Amends the Probate Act of 1975. For the appointment of a successor guardian, provides that notice of the time and place of the hearing on a petition for the appointment of a successor guardian shall be given not less than 3 days before the hearing for a successor to a temporary guardian and not less than 14 days before hearing for a successor to a limited or plenary guardian. Provides that the notice shall be by mail or in person to the alleged person with a disability, to the proposed successor guardian, and to those persons whose names and addresses are listed in the petition for adjudication of disability and appointment of a guardian. Provides that the court, upon a finding of good cause, may waive the notice requirement.

LRB103 37264 JRC 67385 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 Probate Act of 1975 is amended by changing
5 Section 11a-15 as follows:

6 (755 ILCS 5/11a-15) (from Ch. 110 1/2, par. 11a-15)

7 Sec. 11a-15. Successor guardian.) Upon the death,
8 incapacity, resignation or removal of a guardian of the estate
9 or person of a living ward, the court shall appoint a successor
10 guardian or terminate the adjudication of disability. The
11 powers and duties of the successor guardian shall be the same
12 as those of the predecessor guardian unless otherwise
13 modified.

14 Notice of the time and place of the hearing on a petition
15 for the appointment of a successor guardian shall be given not
16 less than 3 days before the hearing for a successor to a
17 temporary guardian and not less than 14 days before hearing
18 for a successor to a limited or plenary guardian. The notice
19 shall be by mail or in person to the alleged person with a
20 disability, to the proposed successor guardian, and to those
21 persons whose names and addresses are listed in the petition
22 for adjudication of disability and appointment of a guardian
23 under Section 11a-8. The court, upon a finding of good cause,

1 may waive the notice requirement under this Section.

2 (Source: P.A. 81-795.)