



Rep. Sara Feigenholtz

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09700HB5501ham001

LRB097 18378 AJ0 67036 a

1 AMENDMENT TO HOUSE BILL 5501

2 AMENDMENT NO. _____. Amend House Bill 5501 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Adoption Act is amended by changing Section
5 18 as follows:

6 (750 ILCS 50/18) (from Ch. 40, par. 1522)

7 Sec. 18. Records confidential.

8 (a) The word "illegitimate", the words "born out of
9 wedlock", and words of similar import shall not be used in any
10 adoption proceeding in any respect.

11 (b) The court call of adoption proceedings shall not
12 identify any of the parties by name. The parties may be
13 identified by initials or pseudonyms. The case shall be
14 identified by its general number. The names of the lawyers
15 representing the parties may appear on the court call, and the
16 type of application that is being made to the court may also be

1 identified.

2 (c) All adoption records maintained by each circuit clerk
3 shall be impounded in accordance with the procedures provided
4 by the Illinois Supreme Court's General Administrative Order on
5 Recordkeeping and shall be opened for examination only upon
6 specific order of the court, which order shall name the person
7 or persons who are to be permitted to examine the file.
8 Certified copies of all papers and documents contained in any
9 file so impounded shall be made only on like order. The
10 guardian ad litem for a minor sought to be adopted shall have
11 the right to inspect the court file without leave of court
12 during the pendency of the proceeding. The attorney of record
13 for the petitioners and other parties may inspect the file only
14 with leave of court. The petitioners to the adoption, the
15 attorney of record for the petitioners, and the guardian ad
16 litem of the person who is the subject of the proceeding shall
17 be entitled to receive certified copies of the order of
18 adoption in the proceeding at any time within 30 days after the
19 entry of the judgment of adoption without order of court. After
20 30 days from the entry of the judgment of adoption, no copies
21 may be obtained without prior order of court, but good cause is
22 not necessary to be shown:

23 (1) by one of the petitioners to the adoption;

24 (2) by the adopted person over the age of 21 who was
25 the subject of the petition to the adoption, provided that
26 the adopted person submits to the court a non-certified

1 copy of the adopted person's original birth certificate
2 issued by the Department of Public Health pursuant to
3 paragraphs (1) and (2) of subsection (e) of Section 18.1b
4 of this Act with no identifying information redacted
5 pursuant to subparagraphs (i) or (ii) of paragraph (2) of
6 subsection (e) of Section 18.1b of this Act as reflected on
7 the non-certified copy of the original birth certificate;
8 or

9 (3) by the adopted person who was the subject of the
10 adoption petition if the adopted person was born before
11 January 1, 1946, and submits to the court a letter from the
12 Department of Public Health confirming that no copy of the
13 adopted person's original birth certificate was located in
14 Illinois under paragraph (2) of subsection (e) of Section
15 18.1b.

16 The court shall require proof of the authenticity of the
17 documents submitted pursuant to court rule and applicable rules
18 of civil procedure.

19 (d) If an appeal is taken from an adoption proceeding, the
20 papers filed in the court of review and the opinion of the
21 reviewing court shall not identify the true names of the
22 parties; instead, initials or pseudonyms shall be used to
23 identify the parties.

24 (Source: P.A. 86-493; 87-620.)".