

1 AN ACT in relation to families.

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 603 as follows:

6 (750 ILCS 5/603) (from Ch. 40, par. 603)

7 Sec. 603. Temporary orders ~~Orders~~.

8 (a) A party to a custody proceeding, including a
9 proceeding to modify custody, may move for a temporary
10 custody order. The court may award temporary custody under
11 the standards of Section 602 and the standards and procedures
12 of Section 602.1, after a hearing, or, if there is no
13 objection, solely on the basis of the affidavits.

14 (b) If a proceeding for dissolution of marriage or legal
15 separation or declaration of invalidity of marriage is
16 dismissed, any temporary custody order is vacated unless a
17 parent or the child's custodian moves that the proceeding
18 continue as a custody proceeding and the court finds, after a
19 hearing, that the circumstances of the parents and the best
20 interest of the child requires that a custody judgment be
21 issued.

22 (c) If a custody proceeding commenced in the absence of
23 a petition for dissolution of marriage or legal separation,
24 under either subparagraph (ii) of paragraph (1), or paragraph
25 (2), of subsection (d) of Section 601, is dismissed, any
26 temporary custody order is vacated.

27 (Source: P.A. 86-530; 87-1255.)