

ILLINOIS PROBATE DEADLINES & TIMELINES

TYPE OF FILING/ACTION	DEADLINES	AUTHORITY
Written notice – posthumous child	Within 6 months of issuance of death certificate	755 ILCS 5/2-3(b)
Petition alleging parent neglecting child	Within 6 months after date of death of minor or dependent child	755 ILCS 5/2-6.5
Recording of certified copy of determination – parent neglecting child	Within 6 months of date of determination of parent neglecting child	755 ILCS 5/2-6.5
Renunciation of will by spouse	Within 7 months after admission of will OR within time allowed by court if petition filed by spouse regarding pending litigation	755 ILCS 5/2-8
Action challenging transfer instrument	Within 2 years of date of death of transferor	755 ILCS 5/4a-10
Filing of will	Immediately upon death	755 ILCS 5/6-1(a)
Named executor present will for probate or refusal to act	Within 30 days after acquires knowledge named as executor	755 ILCS 5/6-3(a)
Probate of will- no petition filed	After 30 days of death of testator	755 ILCS 5/6-3(b)
Notice of petition to admit will and order	Not more than 14 days after entry of order admitting or denying admission of will	755 ILCS 5/6-10(a)
Publication of notice	First publication not more than 14 days after entry of order	755 ILCS 5/6-10(a)
Mailing of Petition to admit will to probate on presumption of death of testator and publication of notice	Not less than 30 days before hearing on the petition	755 ILCS 5/6-20(b)
Petition to require formal proof of will	Within 42 days after effective date of original order admitting will to probate	755 ILCS 5/6-21
Will contest	Within 6 months after admission to probate	755 ILCS 5/8-1
Contest of denial of admission of will to probate	Within 6 months after entry of order denying admission to probate	755 ILCS 5/8-2
Notice – petition to issue letters	Not less than 30 days before hearing	755 ILCS 5/9-5(a)
Mailing/publication of order directing original letters issued to administrator	Not more than 14 days after entry of order	755 ILCS 5/9-5(b)
Notice – petition to issue letters on presumption of death	Not less than 30 days before hearing	755 ILCS 5/9-6(a)
Petition for revocation of letters and issuance of new letters	Within 3 months after issuance of letters, by person entitled to administer or nominate	755 ILCS 5/9-7
Notice of petition to revoke letters and issue of new letters – preference	At least 10 days notice of hearing	755 ILCS 5/9-7

TYPE OF FILING/ACTION	DEADLINES	AUTHORITY
Civil action against distributee for failure to refund	After 60 days of order to refund and upon demand	755 ILCS 5/9-8(f)(summary) and 755 ILCS 5/24-4
Notice – summary administration	First publication at least 30 days prior to hearing	755 ILCS 5/9-8(g)
Notice – letter sought for estate of a missing person	First publication not less than 30 days before hearing; mailing to missing person not less than 20 days before hearing	755 ILCS 5/10-3
Notice – order entered appointing administrator for estate of missing person	First publication not less than 30 days before designated date; mailing to missing person not less than 20 days before designated date	755 ILCS 5/10-3
Inventory	Within 60 days after the issuance of letters	755 ILCS 5/14-1(a)
Supplemental inventory	Within 60 days after any real or personal estate comes to knowledge of the representative	755 ILCS 5/14-1(a)
Spouse’s and child’s award - notice of financial dependence on decedent	Within 30 days of spouse or adult child receiving written notice of potential award	755 ILCS 5/15-1 and 755 ILCS 5/15-2
Spouse’s and child’s award – selection	Within 30 days after notified in writing of allowance of award	755 ILCS 5/15-4
Service - Citation on behalf of estate upon filing of petition therefore	At least 10 days before return day in citation; if personal representative not respondent, notice at least 5 days before return day	755 ILCS 5/16-1
Claims - Mailing or delivering copy of claim and filing proof of same	Within 10 days after claimant files claim	755 ILCS 5/18-1
Filing of claims	Not less than 6 months from date of first publication or 3 months from date of mailing or delivery, whichever is later; all claims barred 2 years after death	755 ILCS 5/18-3 and 755 ILCS 5/18-12
Claims - Filing of pleadings by representative or any person whose rights may be affected by allowance of claim	Within 30 days after mailing or delivery of claim	755 ILCS 5/18-5
Claims – notice of claim of representative or his attorney	Within 10 days of filing	755 ILCS 5/18-8
Disallowance of claims not filed with the court	Not less than 2 months from date of notice	755 ILCS 5/18-11
Authority to continue decedent’s unincorporated business	For one month following issuance of letters	755 ILCS 5/19-6
Claim for desperate personal estate	Filed within 1 year from date of order transferring sums realized to county treasurer	755 ILCS 5/19-11
Notice of hearing on petition for lease of real estate	At least 5 days prior to hearing	755 ILCS 5/20-2

TYPE OF FILING/ACTION	DEADLINES	AUTHORITY
Execute and deliver deed of conveyance upon sale from estate	Within 30 days after court approves report of sale	755 ILCS 5/20-10
Payment or delivery of personal estate to nonresident representative	No sooner than 30 days after decedent's death	755 ILCS 5/22-1
Distribution of estate	Within 2 years after issuance of letters – interest accrues on amount not distributed after 2 years	755 ILCS 5/24-10
Account	Within 60 days after expiration of 12 months after issuance of letters	755 ILCS 5/24-1
Issuance of letters to guardian of deceased ward	After 30 days from death, unless petition theretofore presented	755 ILCS 5/24-19(b)
Petition for fees by withdrawn attorney	Within 30 days after withdrawal approved by court	755 ILCS 5/27-2
Service of inventory – independent representative	Not less than 30 days prior to filing of verified report required by section 28-11	755 ILCS 5/28-6(a)
Provide copy of inventory to surety on bond – independent administration	Within 90 days after issuance of letters	755 ILCS 5/28-6(b)
Notice of verified report of independent representative	Within 14 days after filing report	755 ILCS 5/28-11(e)
Objection to verified report of independent representative	Within 42 days after filing report	755 ILCS 5/28-11(e)