



Sen. Melinda Bush

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10000SB0569sam002

LRB100 04828 JLS 26444 a

1 AMENDMENT TO SENATE BILL 569

2 AMENDMENT NO. _____. Amend Senate Bill 569 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Mobile Home Landlord and Tenant Rights Act
5 is amended by changing Section 6.7 as follows:

6 (765 ILCS 745/6.7)

7 Sec. 6.7. Violations; inspection reports; postings;
8 penalty.

9 (a) Any nonconformance with a statute, rule, or ordinance
10 applicable to the mobile home park or manufactured home
11 community constitutes a violation. The authority having
12 jurisdiction shall identify violations in an inspection
13 report. The inspection report shall be served upon the park
14 owner or managing agent in person or by certified United States
15 mail, return receipt requested, postage prepaid.

16 (b) The park owner or its managing agent shall post in a

1 conspicuous place any inspection report received from the
2 authority having jurisdiction regarding health and life safety
3 violations as defined in rules promulgated by the Illinois
4 Department of Public Health. The inspection report shall be
5 posted beginning the business day after the date by which the
6 violation or violations must be corrected as set forth in the
7 inspection report issued by the authority having jurisdiction.
8 The posting may be removed only when:

9 (1) the authority having jurisdiction has issued
10 written authorization to remove the posting; or

11 (2) the park owner or its managing agent has corrected
12 the violation or violations, served notice to the authority
13 having jurisdiction that the violation or violations have
14 been corrected by submitting such documentation or
15 affidavit as may be necessary to substantiate the
16 correction by certified United States mail, return receipt
17 requested, postage prepaid, and no less than 15 days have
18 expired from the mailing date of the notice to the
19 authority having jurisdiction.

20 (c) Nothing in this Act may be construed to diminish,
21 impair, or otherwise affect the authority of the authority
22 having jurisdiction to charge violations under the Mobile Home
23 Park Act or any other statute, rule, or ordinance applicable to
24 the mobile home park or manufactured home community.

25 (d) Failure to comply with the requirements of this Section
26 subjects the park owner or managing agent to a \$250 penalty.

1 The penalty shall be payable to the authority having
2 jurisdiction which issued the inspection report citing
3 violations.

4 (e) For purposes of enforcement of this Section by the
5 Illinois Department of Public Health, the Illinois
6 Administrative Procedure Act is hereby expressly adopted. The
7 Illinois Department of Public Health has the authority to
8 promulgate rules to enforce this Section.

9 (f) For purposes of enforcement of this Section by any
10 authority having jurisdiction other than the Illinois
11 Department of Public Health, the authority having jurisdiction
12 has the authority to adopt ordinances to enforce this Section.

13 (g) A unit of local government, as defined in Article VII,
14 Section 1 of the Illinois Constitution of 1970, other than a
15 municipality having a population of 1,000,000 or more
16 inhabitants, has the authority to enact, maintain, and enforce
17 an ordinance or resolution denying park owners the ability to
18 increase rent, fees, or other charges imposed upon tenants if
19 the park owner has failed to correct a health or life safety
20 violation, as defined in rules adopted by the Department of
21 Public Health or the authority having jurisdiction, until the
22 violations are corrected as set forth in the inspection report
23 issued by the authority having jurisdiction.

24 (Source: P.A. 98-1062, eff. 1-1-15.)"