



Rep. Robyn Gabel

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09900SB2300ham001

LRB099 19022 MJP 49079 a

1 AMENDMENT TO SENATE BILL 2300

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2300 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Lead Poisoning Prevention Act is amended by  
5 changing Section 9.1 as follows:

6 (410 ILCS 45/9.1) (from Ch. 111 1/2, par. 1309.1)

7 Sec. 9.1. Owner's obligation to give notice. An owner of a  
8 regulated facility who has received a mitigation notice under  
9 Section 9 of this Act shall, before the renewal of an existing  
10 lease agreement or before entering into a new ~~lease agreement~~  
11 ~~or~~ sales contract for the dwelling unit for which the  
12 mitigation notice was issued.:

13 (1) provide the current lessee or lessees, if the lease  
14 is to be renewed, and prospective ~~lessees or~~ purchasers of  
15 that unit with written notice that a lead hazard has  
16 previously been identified in the dwelling unit, unless the

1 owner has obtained a certificate of compliance for the unit  
2 under Section 9. An owner shall ~~may~~ satisfy this notice  
3 requirement by providing the prospective lessee or  
4 purchaser with a copy of the mitigation notice and  
5 inspection report prepared pursuant to Section 9; and.

6 (2) provide the Department with written notice of the  
7 sale of the dwelling unit for which the mitigation notice  
8 was issued, including the date of the sale, and the name,  
9 address, telephone number, and email address of the  
10 prospective purchaser of the unit.

11 An owner of a regulated facility who has received a  
12 mitigation notice under Section 9 of this Act or an owner of a  
13 regulated facility who has purchased the facility from an owner  
14 who has received a mitigation notice under Section 9 of this  
15 Act and who also receives notice as provided in paragraph (1)  
16 of this Section shall, before entering into a new lease  
17 agreement for the dwelling unit for which the mitigation notice  
18 was issued, mitigate the lead hazard previously identified in  
19 the regulated facility and obtain a certificate of compliance  
20 under Section 9. For purposes of determining compliance with  
21 this Act, the date of the mitigation notice for an owner of a  
22 regulated facility who has purchased the facility from an owner  
23 subject to this Section and who also receives notice as  
24 provided for in paragraph (1) of this Section shall be deemed  
25 to be the date of the sale as provided for in paragraph (2) of  
26 this Section.

1           Before entering into a residential lease agreement or sales  
2 contract, all owners of regulated facilities containing  
3 dwelling units built before 1978 shall give prospective lessees  
4 or purchasers information on the potential health hazards posed  
5 by lead in regulated facilities by providing prospective  
6 lessees or purchasers with a copy of an informational brochure  
7 prepared by the Department and shall be consistent with the  
8 requirements set forth in 40 CFR Part 745, Subpart F.

9           (Source: P.A. 98-690, eff. 1-1-15.)

10           Section 99. Effective date. This Act takes effect January  
11 1, 2017."