



Sen. John G. Mulroe

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09800SB1724sam001

LRB098 06630 HEP 42380 a

1 AMENDMENT TO SENATE BILL 1724

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1724 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Code of Civil Procedure is amended by  
5 adding Section 2-214 as follows:

6 (735 ILCS 5/2-214 new)

7 Sec. 2-214. Service of process on parties that use a post  
8 office box.

9 (a) If a person, corporation, or agent or officer of a  
10 corporation uses a post office box as a principal mailing  
11 address, the court may enter an order allowing service of  
12 process by having a person authorized to serve process under  
13 Section 2-202 of this Code mail a copy of the process via both  
14 regular and certified mail.

15 (b) Before an order may be entered allowing service of  
16 process in the manner provided under this Section:

1           (1) a petition asking for leave to serve process as  
2           provided in this Section shall be filed, and shall have  
3           attached to it an affidavit, executed by the person  
4           authorized to serve process, confirming that (i) the  
5           person, corporation, or agent or officer of the corporation  
6           uses a post office box as a principal mailing address; and  
7           (ii) the person serving the process has been unable to  
8           serve process by other means; and

9           (2) the court shall consider whether service as  
10           provided in this Section will result in substantial justice  
11           to the parties, taking into account the following:

12                   (A) evidence of a fraudulent business address of  
13                   the party to be served;

14                   (B) repeated unsuccessful attempts to locate the  
15                   party to be served;

16                   (C) repeated unsuccessful attempts to accomplish  
17                   service of process;

18                   (D) the nature of the case; and

19                   (E) any other factor the court deems relevant."