



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB3115

Introduced 2/6/2020, by Sen. Robert Peters

#### SYNOPSIS AS INTRODUCED:

205 ILCS 405/10 from Ch. 17, par. 4817  
205 ILCS 405/3.2 rep.  
205 ILCS 405/9 rep.

Amends the Currency Exchange Act. Requires that an applicant for a license to operate a currency exchange must provide a statement that the business is in good standing with the State of Illinois and in compliance with the Department of Revenue. Repeals a provision that allows community currency exchanges and ambulatory currency exchanges to engage in distribution of Supplemental Nutrition Assistance Program (SNAP) benefits and a provision that prohibits community currency exchanges and ambulatory currency exchanges from issuing tokens to be used instead of money for the purchase of goods or services from any enterprise.

LRB101 16231 BMS 65604 b

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Currency Exchange Act is amended by changing  
5 Section 10 as follows:

6 (205 ILCS 405/10) (from Ch. 17, par. 4817)

7 Sec. 10. Qualifications of applicant; denial of license;  
8 review. The applicant or its controlling persons shall be  
9 vouched for by 2 reputable citizens of this State setting forth  
10 that the individual mentioned is (a) personally known to them  
11 to be trustworthy and reputable, (b) that he has business  
12 experience qualifying him to competently conduct, operate, own  
13 or become associated with a currency exchange, and (c) that he  
14 has a good business reputation and is worthy of a license. The  
15 applicant shall also provide a statement that the business is  
16 in good standing with the State of Illinois and in compliance  
17 with the Department of Revenue. Thereafter, the Secretary  
18 shall, upon approval of the application filed with him, issue  
19 to the applicant, qualifying under this Act, a license to  
20 operate a currency exchange. If it is a license for a community  
21 currency exchange, the same shall be valid only at the place of  
22 business specified in the application. If it is a license for  
23 an ambulatory currency exchange, it shall entitle the applicant

1 to operate only at the location or locations specified in the  
2 application, provided the applicant shall secure separate and  
3 additional licenses for each of such locations. Such licenses  
4 shall remain in full force and effect, until they are  
5 surrendered by the licensee, or revoked, or expire, as herein  
6 provided. If the Secretary shall not so approve, he shall not  
7 issue such license or licenses and shall notify the applicant  
8 of such denial, retaining the full investigation fee to cover  
9 the cost of investigating the community currency exchange  
10 applicant. The Secretary shall approve or deny every  
11 application hereunder within 90 days from the filing of a  
12 complete application; except that in respect to an application  
13 by an approved ambulatory currency exchange for a license with  
14 regard to a particular location to be served by it, the same  
15 shall be approved or denied within 20 days from the filing  
16 thereof. If the application is denied, the Secretary shall send  
17 by United States mail notice of such denial to the applicant at  
18 the address set forth in the application.

19 If an application is denied, the applicant may, within 10  
20 days from the date of the notice of denial, make written  
21 request to the Secretary for a hearing on the application, and  
22 the Secretary shall set a time and place for the hearing. The  
23 hearing shall be set for a date after the receipt by the  
24 Secretary of the request for hearing, and written notice of the  
25 time and place of the hearing shall be mailed to the applicant  
26 at least 15 days before the date of the hearing. The applicant

1 shall pay the actual cost of making the transcript of the  
2 hearing prior to the Secretary's issuing his decision following  
3 the hearing. If, following the hearing, the application is  
4 denied, the Secretary shall, within 20 days thereafter prepare  
5 and keep on file in his office a written order of denial  
6 thereof, which shall contain his findings with respect thereto  
7 and the reasons supporting the denial, and shall send by United  
8 States Mail a copy thereof to the applicant at the address set  
9 forth in the application, within 5 days after the filing of  
10 such order. A review of any such decision may be had as  
11 provided in Section 22.01 of this Act.

12 (Source: P.A. 99-445, eff. 1-1-16.)

13 (205 ILCS 405/3.2 rep.)

14 (205 ILCS 405/9 rep.)

15 Section 10. The Currency Exchange Act is amended by  
16 repealing Sections 3.2 and 9.