

HB3327



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB3327

Introduced 2/24/2009, by Rep. Tom Cross

SYNOPSIS AS INTRODUCED:

625 ILCS 5/18c-2102

from Ch. 95 1/2, par. 18c-2102

Amends the Illinois Vehicle Code. Makes a technical change in a Section concerning commercial transportation.

LRB096 05914 AJT 15995 b

A BILL FOR

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 18c-2102 as follows:

6 (625 ILCS 5/18c-2102) (from Ch. 95 1/2, par. 18c-2102)

7 Sec. 18c-2102. Hearings in other than household goods
8 carrier authority cases.

9 (1) Hearing required. Except as otherwise provided in
10 subsection (2) of this Section, and ~~and~~ in Section 18c-2108 of
11 this Chapter the Commission shall, in other than household
12 goods carrier authority cases, issue orders granting authority
13 or other relief, prescribing rates, imposing sanctions, or
14 directing that a person take, continue to take, refrain from
15 taking or cease and desist from continuing to take any action,
16 only after notice and hearing in accordance with the rules of
17 practice applicable to proceedings under this Chapter.

18 (1.1) Service of notice in a case involving a motor carrier
19 of passengers. In any case involving a motor carrier of
20 passengers, if an airport is a point to be served, in addition
21 to public notice by publication, notice of an application for a
22 license or transfer of a license must be served by certified
23 mail, return receipt requested, on (i) the corporation counsel

1 or chief legal officer of any municipality or other political
2 subdivision operating the airport and (ii) the agent for
3 service of process in Illinois of any motor carrier possessing
4 a license under Section 18c-6201 authorizing all or part of the
5 service for which authority is sought under Section 18c-6201 of
6 this Chapter.

7 (2) Hearing not required. Except as otherwise provided in
8 Section 18c-2108 of this Chapter, the Commission may, in other
9 than household goods carrier authority cases, conduct its
10 review and issue orders without hearing, the taking of
11 evidence, or the making of a record where action taken in the
12 order:

13 (a) Was not opposed in a timely pleading addressed to
14 the Commission;

15 (b) Was opposed in a timely pleading, but such
16 opposition was later withdrawn or the parties in opposition
17 waived further hearing and taking of evidence;

18 (c) Was taken on an emergency temporary or interim
19 basis in accordance with Section 18c-2108 of this Chapter;

20 or

21 (d) Is interlocutory in nature.

22 (3) Section not applicable to household goods carrier
23 authority cases. Nothing in this Section shall have application
24 to any household goods carrier authority case.

25 (Source: P.A. 94-499, eff. 1-1-06.)