



Rep. Brandon W. Phelps

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09900SB1378ham001

LRB099 10502 MLM 35020 a

1 AMENDMENT TO SENATE BILL 1378

2 AMENDMENT NO. _____. Amend Senate Bill 1378 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Oil and Gas Act is amended by
5 adding Section 9.1 as follows:

6 (225 ILCS 725/9.1 new)

7 Sec. 9.1. Notice for hearings or other proceedings.

8 (a) All permittees under this Act shall provide the
9 Department with a current address for the Department's use in
10 providing notice of any hearings or other proceedings under
11 this Act. Permittees must inform the Department of any address
12 changes within 30 days after the effective date of the address
13 change. Permittees shall provide current address information
14 and inform the Department of any address changes on a form
15 prescribed by the Department.

16 (b) Written notice of a hearing or other proceeding shall

1 be given to a permittee either personally or by certified mail
2 with return receipt requested sent to the address provided to
3 the Department as required by subsection (a) of this Section.
4 Permittees shall sign certified mail return receipts for all
5 mail received from the Department.

6 (c) If notice sent by certified mail is returned unsigned
7 or undelivered and, upon due inquiry, the permittee cannot be
8 found for personal delivery, the Department shall provide
9 written notice of a hearing or other proceeding by publication
10 of the notice in a newspaper published in the county where the
11 well or wells at issue are located. If there is no newspaper
12 published in that county, then the publication shall be in a
13 newspaper published in an adjoining county in this State having
14 a circulation in the county where the well or wells at issue
15 are located. The notice shall be published once. The Department
16 shall, within 10 days after the publication of the newspaper
17 notice, send a copy of the notice to the address provided to
18 the Department as required by subsection (a) of this Section.
19 The certificate of an authorized representative of the
20 Department that newspaper notice was published and that a copy
21 of the newspaper notice has been sent to the permittee pursuant
22 to this subsection is evidence that the Department has properly
23 provided notice to the permittee for the hearing or other
24 proceeding.

25 (d) Any notice required by this Act shall include the
26 identification of the well or wells at issue, the date, time,

1 place, and nature of the hearing or other proceeding, and the
2 name and contact information of the Department where additional
3 information can be obtained."