

1 AN ACT concerning health.

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

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:7

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
17 owner has obtained a certificate of compliance for the unit
18 under Section 9. An owner shall ~~may~~ satisfy this notice
19 requirement by providing the prospective lessee or
20 purchaser with a copy of the mitigation notice and
21 inspection report prepared pursuant to Section 9; ~~and-~~

22 (2) provide the Department with written notice of the
23 sale of the dwelling unit for which the mitigation notice

1 was issued, including the date of the sale, and the name,
2 address, telephone number, and email address of the
3 prospective purchaser of the unit.

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

20 Before entering into a residential lease agreement or sales
21 contract, all owners of regulated facilities containing
22 dwelling units built before 1978 shall give prospective lessees
23 or purchasers information on the potential health hazards posed
24 by lead in regulated facilities by providing prospective
25 lessees or purchasers with a copy of an informational brochure
26 prepared by the Department and shall be consistent with the

1 requirements set forth in 40 CFR Part 745, Subpart F.

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

3 Section 99. Effective date. This Act takes effect January
4 1, 2017.