

1 AN ACT concerning local government.

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

4 Section 5. The Illinois Municipal Code is amended by
5 changing Section 1-2.2-20 as follows:

6 (65 ILCS 5/1-2.2-20)

7 Sec. 1-2.2-20. Instituting code hearing proceedings. When
8 a police officer or other individual authorized to issue a code
9 violation finds a code violation to exist, he or she shall note
10 the violation on a multiple copy violation notice and report
11 form that indicates (i) the name and address of the defendant,
12 (ii) the type and nature of the violation, (iii) the date and
13 time the violation was observed, and (iv) the names of
14 witnesses to the violation.

15 The violation report form shall be forwarded to the code
16 hearing department where a docket number shall be stamped on
17 all copies of the report and a hearing date shall be noted in
18 the blank spaces provided for that purpose on the form. The
19 hearing date shall not be less than 30 nor more than 40 days
20 after the violation is reported. However, if the code violation
21 involves a municipal ordinance regulating truants, the hearing
22 date shall not be less than 7 nor more than 40 days after the
23 violation is reported.

1 One copy of the violation report form shall be maintained
2 in the files of the code hearing department and shall be part
3 of the record of hearing, one copy of the report form shall be
4 returned to the individual representing the municipality in the
5 case so that he or she may prepare evidence of the code
6 violation for presentation at the hearing on the date
7 indicated, and one copy of the report form shall be served by
8 first class mail to the defendant along with a summons
9 commanding the defendant to appear at the hearing. In
10 municipalities with a population under 3,000,000, if the
11 violation report form requires the respondent to answer within
12 a certain amount of time, the municipality must reply to the
13 answer within the same amount of time afforded to the
14 respondent.

15 (Source: P.A. 94-616, eff. 1-1-06.)