



Rep. William Davis

Filed: 3/10/2011

09700HB1607ham001

LRB097 08009 AJ0 52503 a

1 AMENDMENT TO HOUSE BILL 1607

2 AMENDMENT NO. _____. Amend House Bill 1607 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Landlord and Tenant Act is amended by
5 adding Section 9 as follows:

6 (765 ILCS 705/9 new)

7 Sec. 9. Application fees. When a prospective lessor
8 receives a request from a prospective lessee to rent a
9 residential property, the prospective lessor may charge the
10 prospective lessee a reasonable application fee. A prospective
11 lessor shall provide the prospective lessee with a written
12 itemized accounting of the fee and its uses for any application
13 fee received. A prospective lessor shall not charge a
14 prospective lessee an application fee if the prospective lessor
15 knows or should have known that no rental unit is available at
16 that time or will become available within a reasonable period

1 of time. If the prospective lessor does not perform a screening
2 of the prospective lessee, the prospective lessor shall make a
3 good faith effort to return to the prospective lessee any
4 amount of the application fee that is not used. A prospective
5 lessor who violates this Section is liable to the prospective
6 lessee for the application fee, court costs, and reasonable
7 attorney fees incurred to enforce this remedy.

8 Section 99. Effective date. This Act takes effect upon
9 becoming law."