**Section 140.140 Penalties**

a) The Director may penalize a licensee, or other person doing business without the required license, in an amount not exceeding $10,000 per violation, when in the opinion of the Director:

1) the licensee, or other person *has failed to comply with any provision of* the *Act or any order, decision, finding, rule, regulation, or direction of the* Director *lawfully made pursuant to the authority of* the *Act*; *or*

2) *any fact or condition exists* that, *if it had existed at the time of the original application for the license, would have warranted the* Director *refusing to issue the license.* [205 ILCS 665/16(c)]

b) The Director may penalize a licensee, or other person, prior to a hearing.

c) The Director shall serve notice of this penalty, including a statement of the reasons for the penalty, either personally or by certified mail, return receipt requested. Service by mail shall be deemed completed if the notice is deposited in the U.S. mail.

d) Within 10 days after service of the notice of penalty, the licensee or licensee's representative may request, in writing, a hearing.

e) All administrative hearings shall be conducted in accordance with 38 Ill. Adm. Code 100.

(Source: Amended at 46 Ill. Reg. 12514, effective July 8, 2022)