



Sen. David Koehler

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10000SB1561sam001

LRB100 10484 MJP 25428 a

1 AMENDMENT TO SENATE BILL 1561

2 AMENDMENT NO. _____. Amend Senate Bill 1561 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Solid Waste Planning and Recycling Act is
5 amended by adding Section 9.5 as follows:

6 (415 ILCS 15/9.5 new)

7 Sec. 9.5. Regulation of certain pollution control
8 facilities. No provision of this Act shall be construed to
9 allow any county with a population of less than 2,000,000
10 residents to adopt an ordinance or resolution, except an
11 ordinance or resolution adopting a county plan in accordance
12 with Sections 4 and 5 of this Act, or implementing a county
13 plan in accordance with Section 7 of this Act, that requires
14 the issuance of a permit, or that imposes regulations upon the
15 operations of a municipal solid waste landfill unit, sanitary
16 landfill, storage site, transfer station, or waste disposal

1 site, as long as the facility obtains appropriate permits from
2 the Agency in accordance with Section 39 of the Environmental
3 Protection Act. Nothing in this amendatory Act of the 100th
4 General Assembly shall be construed to diminish or impair any
5 authority conferred upon a county under the Environmental
6 Protection Act, including, but not limited to, subsection (r)
7 of Section 4 and Section 39.2 of the Environmental Protection
8 Act.

9 Nothing in this amendatory Act of the 100th General
10 Assembly shall be construed to limit the authority of a county
11 to prepare or adopt a county plan pursuant to and in accordance
12 with Sections 4 and 5 of this Act, to implement a county plan
13 in accordance with Section 7 of this Act, or to relieve a
14 facility proposed for siting approval from demonstrating
15 consistency with that plan as required by criterion (viii) of
16 subsection (a) of Section 39.2 of the Environmental Protection
17 Act.

18 For the purposes of this Section, "municipal solid waste
19 landfill unit", "sanitary landfill", "storage site", "transfer
20 station", and "waste disposal site" have the meanings provided
21 to those terms in the Environmental Protection Act.

22 Section 99. Effective date. This Act takes effect upon
23 becoming law."