



Rep. Dagmara Avelar

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10400HB1699ham001

LRB104 10050 BDA 23427 a

1 AMENDMENT TO HOUSE BILL 1699

2 AMENDMENT NO. _____. Amend House Bill 1699 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Environmental Protection Act is amended by
5 changing Section 13.5 as follows:

6 (415 ILCS 5/13.5)

7 Sec. 13.5. Sewage works; operator certification.

8 (a) For the purposes of this Section, the term "sewage
9 works" includes, without limitation, wastewater treatment
10 works, pretreatment works, and sewers and collection systems.

11 (b) The Agency may establish and enforce standards for the
12 definition and certification of the technical competency of
13 personnel who operate sewage works, and for ascertaining that
14 sewage works are under the supervision of trained individuals
15 whose qualifications have been approved by the Agency.

16 (c) The Agency may issue certificates of competency to

1 persons meeting the standards of technical competency
2 established by the Agency under this Section, and may
3 promulgate and enforce regulations pertaining to the issuance
4 and use of those certificates.

5 (d) The Agency shall administer the certification program
6 established under this Section. The Agency may enter into
7 formal working agreements with other departments or agencies
8 of State or local government under which all or portions of its
9 authority under this Section may be delegated to the
10 cooperating department or agency.

11 (e) This Section and the changes made to subdivision
12 (a) (4) of Section 13 by this amendatory Act of the 93rd General
13 Assembly do not invalidate the operator certification rules
14 previously adopted by the Agency and codified as Part 380 of
15 Title 35, Subtitle C, Chapter II of the Illinois
16 Administrative Code. Those rules, as amended from time to
17 time, shall continue in effect until they are superseded or
18 repealed.

19 (f) The Agency shall establish an operator-in-training
20 wastewater-operator program through which an applicant who
21 does not possess a high school diploma or its equivalent may
22 act as an operator-in-training working under a certified
23 wastewater operator if the applicant demonstrates all of the
24 following:

25 (1) The applicant is capable of performing the
26 required duties without endangering the health and

1 well-being of the populace.

2 (2) The applicant is capable of maintaining and
3 properly operating the structures and equipment entrusted
4 to the applicant's care.

5 (3) The applicant is capable of conducting and
6 maintaining the facility in a safe manner.

7 (4) The applicant has passed any examinations that are
8 required by the Agency to be considered an operator in
9 training.

10 (5) The applicant must work under the direct
11 supervision of a certified operator who holds a
12 certificate of technical competency of the appropriate
13 class for the wastewater treatment or pretreatment works.

14 The Agency may adopt any rules needed to implement this
15 subsection (f).

16 (Source: P.A. 93-170, eff. 7-10-03.)

17 Section 10. The Public Water Supply Operations Act is
18 amended by changing Section 14 as follows:

19 (415 ILCS 45/14) (from Ch. 111 1/2, par. 514)

20 Sec. 14. Every community water supply operator certified
21 by the Agency shall be capable of performing his or her duties
22 without endangering the health and well being of the populace;
23 shall be able to read and write English; and shall produce
24 evidence acceptable to the Agency as to his or her character

1 and his or her ability to maintain and operate properly the
2 structures and equipment entrusted to the operator's care. In
3 addition, water supply operators shall be certified as Class
4 "A", Class "B", Class "C", Class "D" operators in accordance
5 with classes based on the level of competency determined by
6 examination and in accordance with educational and experience
7 levels as follows:

8 (a) Class "A" and Class "B" Water Supply Operator
9 Certificates require graduation from high school or equivalent
10 and not less than 3 years of acceptable study, training, and
11 responsible experience in water supply operation or management
12 as described in Sections 13 and 14 of this Act.

13 (b) Class "C" Water Supply Operator Certificates require
14 graduation from high school or the equivalent and not less
15 than one year of acceptable study, training, and responsible
16 experience in water supply operation or management as
17 described in Sections 13 and 14 of this Act.

18 (c) Class "D" Water Supply Operator Certificates require
19 graduation from high school or equivalent and not less than 6
20 months of acceptable study, training, and responsible
21 experience in water supply operation or management as
22 described in Sections 13 and 14 of this Act.

23 (d) The requirement for graduation from high school or the
24 equivalent shall be waived for community water supply
25 operators certified prior to the effective date of this
26 amendatory Act of the 91st General Assembly and for community

1 water supply operators certified under Section 19(a) of this
2 Act.

3 (e) The Agency shall establish an operator-in-training
4 community water-supply operator program through which an
5 applicant who does not possess a high school diploma or its
6 equivalent may act as an operator-in-training working under a
7 certified community water-supply operator if the applicant
8 demonstrates all of the following:

9 (1) The applicant is capable of performing the
10 required duties without endangering the health and
11 well-being of the populace.

12 (2) The applicant is capable of maintaining and
13 properly operating the structures and equipment entrusted
14 to the applicant's care.

15 (3) The applicant is capable of conducting and
16 maintaining the water treatment or distribution processes
17 in a manner which will provide safe, potable water for
18 human consumption.

19 (4) The applicant has submitted evidence of good
20 character. The Agency shall consider the violation of any
21 of the following statutes as evidence of poor character:

22 (A) Section 44 of the Illinois Environmental
23 Protection Act;

24 (B) Section 29D-14.9 of the Criminal Code of 2012
25 (terrorism);

26 (C) Section 29D-15.1 of the Criminal Code of 2012

1 (causing a catastrophe); or

2 (D) Section 29D-20 of the Criminal Code of 2012
3 (making a terrorist threat).

4 (5) The applicant has passed any examinations that are
5 required for the specific certification required for the
6 certified community water supply operator under whom the
7 operator-in-training is working.

8 (6) The applicant must work under the direct
9 supervision of a responsible operator in charge for the
10 community water supply.

11 The Agency may adopt rules to implement this subsection
12 (e).

13 (Source: P.A. 91-84, eff. 7-9-99.)"