

1 AN ACT concerning Safety.

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

4 Section 5. The Radioactive Waste Storage Act is amended by  
5 changing Section 6 as follows:

6 (420 ILCS 35/6) (from Ch. 111 1/2, par. 230.6)

7 Sec. 6. Radioactive waste sites; acquisition and funding  
8 of maintenance.

9 (a) It is recognized by the General Assembly that any site  
10 used for the concentration and storage of radioactive waste  
11 material will represent a continuing and perpetual  
12 responsibility in the interests of the public health, safety  
13 and general welfare, and that the same must ultimately be  
14 reposed in a sovereign government without regard for the  
15 existence or nonexistence of any particular agency,  
16 instrumentality, department, division or officer thereof. In  
17 all instances lands, buildings and grounds which are to be  
18 designated as sites for the concentration and storage of  
19 radioactive waste materials shall be acquired in fee simple  
20 absolute and dedicated in perpetuity to such purpose. All  
21 rights, title and interest in, of, and to any radioactive  
22 waste materials accepted by IEMA-OHS ~~the Agency~~ for permanent  
23 storage at such facilities, shall upon acceptance become the

1 property of the State and shall be in all respects  
2 administered, controlled, and disposed of, including transfer  
3 by sale, lease, loan or otherwise, by IEMA-OHS ~~the Agency~~ in  
4 the name of the State. All fees received pursuant to contracts  
5 or agreements entered into by IEMA-OHS ~~the Agency~~ shall be  
6 deposited in the State Treasury and shall be set apart in a  
7 special fund to be known as the "Low-Level Radioactive Waste  
8 Facility Operation Radioactive Waste Site Perpetual Care  
9 Fund". Moneys ~~Monies~~ deposited into ~~in~~ the Low-Level  
10 Radioactive Waste Facility Operation Fund ~~fund~~ shall be  
11 expended by IEMA-OHS ~~the Agency~~ to monitor and maintain the  
12 site as required to protect the public health and safety on a  
13 continuing and perpetual basis.

14 (b) All payments received by IEMA-OHS (formerly the  
15 Department of Nuclear Safety) ~~the Department of Nuclear Safety~~  
16 ~~(now the Agency)~~ pursuant to the settlement agreement entered  
17 May 25, 1988, in the matter of the People of the State of  
18 Illinois, et al. v. Teledyne, Inc., et al. (No. 78 MR 25,  
19 Circuit Court, Bureau County, Illinois) shall be held in the  
20 Sheffield February 1982 Agreed Order Fund by the State  
21 Treasurer separate and apart from all public moneys or funds  
22 of the State, and shall be used only as provided in such  
23 settlement agreement. Interest earned by the investment or  
24 deposit of moneys accumulated in the Sheffield February 1982  
25 Agreed Order Fund shall be deposited into the Sheffield  
26 February 1982 Agreed Order Fund for the continued maintenance

1 of the Sheffield Low-Level Radioactive Waste Site and the  
2 surrounding buffer zone to protect the public health and  
3 safety on a continuing and perpetual basis.

4 (Source: P.A. 103-569, eff. 6-1-24.)

5 Section 99. Effective date. This Act takes effect upon  
6 becoming law.