

SB3943



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB3943

Introduced 2/6/2026, by Sen. Michael W. Halpin

SYNOPSIS AS INTRODUCED:

415 ILCS 5/55.6a

415 ILCS 5/55.8

from Ch. 111 1/2, par. 1055.8

Amends the Environmental Protection Act. Provides that, beginning July 1, 2027, an amount equal to 10 cents of every fee collected for the sale of new or used tires at retail shall be allocated to the Department of Public Health for a grant to the Illinois Lyme Association's Tick Research, Education, and Evaluation project. Increases an extra fee collected for the sale of new or used tires at retail for the Emergency Public Health Fund, beginning July 1, 2027, from 50 cents per tire to 60 cents per tire.

LRB104 20748 BDA 34252 b

A BILL FOR

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 Environmental Protection Act is amended by
5 changing Sections 55.6a and 55.8 as follows:

6 (415 ILCS 5/55.6a)

7 Sec. 55.6a. Emergency Public Health Fund.

8 (a) Moneys in the Emergency Public Health Fund, subject to
9 appropriation, shall be allocated annually as follows: (i)
10 \$300,000 to the University of Illinois for the purposes
11 described in Section 55.6(c)(6) and (ii) subject to subsection
12 (b) of this Section, all remaining amounts to the Department
13 of Public Health to be used to make vector control grants and
14 surveillance grants to the Cook County Department of Public
15 Health (for areas of the County excluding the City of
16 Chicago), to the City of Chicago health department, and to
17 other certified local health departments. These grants shall
18 be used for expenses related to West Nile Virus and other
19 vector-borne diseases. The amount of each grant shall be based
20 on population and need as supported by information submitted
21 to the Department of Public Health. For the purposes of this
22 Section, need shall be determined by the Department based
23 primarily upon surveillance data and the number of positive

1 human cases of West Nile Virus and other vector-borne diseases
2 occurring during the preceding year and current year in the
3 county or municipality seeking the grant.

4 (b) Beginning on July 1, 2027, the amount equal to 10 cents
5 of every fee collected under paragraph (1.5) of subsection (a)
6 of Section 55.8 of this Act shall be allocated to the
7 Department of Public Health for a grant to the Illinois Lyme
8 Association's Tick Research, Education, and Evaluation project
9 ~~(Blank)~~.

10 (Source: P.A. 103-363, eff. 7-28-23.)

11 (415 ILCS 5/55.8) (from Ch. 111 1/2, par. 1055.8)

12 Sec. 55.8. Tire retailers.

13 (a) Any person selling new or used tires at retail or
14 offering new or used tires for retail sale in this State shall:

15 (1) beginning on June 20, 2003 (the effective date of
16 Public Act 93-32), collect from retail customers a fee of
17 \$2 per new or used tire sold and delivered in this State,
18 to be paid to the Department of Revenue and deposited into
19 the Used Tire Management Fund, less a collection allowance
20 of 10 cents per tire to be retained by the retail seller
21 and a collection allowance of 10 cents per tire to be
22 retained by the Department of Revenue and paid into the
23 General Revenue Fund; the collection allowance for retail
24 sellers, however, shall be allowed only if the return is
25 filed timely and in the manner required by this Title XIV

1 and only for the amount that is paid timely in accordance
2 with this Title XIV;

3 (1.5) beginning on July 1, 2003 and before July 1,
4 2027, collect from retail customers an additional 50 cents
5 per new or used tire sold and delivered in this State; and,
6 beginning on July 1, 2027, collect from retail customers
7 an additional 60 cents per new or used tire sold and
8 delivered in this State; the money collected from this fee
9 shall be deposited into the Emergency Public Health Fund;

10 (2) accept for recycling used tires from customers, at
11 the point of transfer, in a quantity equal to the number of
12 new tires purchased; and

13 (3) post in a conspicuous place a written notice at
14 least 8.5 by 11 inches in size that includes the universal
15 recycling symbol and the following statements: "DO NOT put
16 used tires in the trash."; "Recycle your used tires."; and
17 "State law requires us to accept used tires for recycling,
18 in exchange for new tires purchased."

19 (b) A person who accepts used tires for recycling under
20 subsection (a) shall not allow the tires to accumulate for
21 periods of more than 90 days.

22 (c) The requirements of subsection (a) of this Section do
23 not apply to mail order sales nor shall the retail sale of a
24 motor vehicle be considered to be the sale of tires at retail
25 or offering of tires for retail sale. Instead of filing
26 returns, retailers of tires may remit the tire user fee to

1 their suppliers of tires if the supplier of tires is a
2 registered retailer of tires and agrees or otherwise arranges
3 to collect and remit the tire fee to the Department of Revenue,
4 notwithstanding the fact that the sale of the tire is a sale
5 for resale and not a sale at retail. A tire supplier who enters
6 into such an arrangement with a tire retailer shall be liable
7 for the tax on all tires sold to the tire retailer and must (i)
8 provide the tire retailer with a receipt that separately
9 reflects the tire tax collected from the retailer on each
10 transaction and (ii) accept used tires for recycling from the
11 retailer's customers. The tire supplier shall be entitled to
12 the collection allowance of 10 cents per tire, but only if the
13 return is filed timely and only for the amount that is paid
14 timely in accordance with this Title XIV.

15 The retailer of the tires must maintain in its books and
16 records evidence that the appropriate fee was paid to the tire
17 supplier and that the tire supplier has agreed to remit the fee
18 to the Department of Revenue for each tire sold by the
19 retailer. Otherwise, the tire retailer shall be directly
20 liable for the fee on all tires sold at retail. Tire retailers
21 paying the fee to their suppliers are not entitled to the
22 collection allowance of 10 cents per tire. The collection
23 allowance for suppliers, however, shall be allowed only if the
24 return is filed timely and in the manner required by this Title
25 XIV and only for the amount that is paid timely in accordance
26 with this Title XIV.

1 (d) The requirements of subsection (a) of this Section
2 shall apply exclusively to tires to be used for vehicles
3 defined in Section 1-217 of the Illinois Vehicle Code,
4 aircraft tires, special mobile equipment, and implements of
5 husbandry.

6 (e) The requirements of paragraph (1) of subsection (a) do
7 not apply to the sale of reprocessed tires. For purposes of
8 this Section, "reprocessed tire" means a used tire that has
9 been recapped, retreaded, or regrooved and that has not been
10 placed on a vehicle wheel rim.

11 (Source: P.A. 100-303, eff. 8-24-17.)