

HB4831



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB4831

Introduced 2/7/2024, by Rep. Kam Buckner

SYNOPSIS AS INTRODUCED:

New Act

Creates the Small Single-Use Plastic Act. Prohibits hotels from providing small, single-use plastic bottles containing personal care products, except upon request. Provides for a \$500 civil penalty after a first written warning. Provides for enforcement by the Attorney General, a State's Attorney, or a municipal attorney. Grants the Attorney General rule-making authority. Preempts home rule. Defines terms.

LRB103 38457 BDA 68593 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 1. Short title. This Act may be cited as the Small
5 Single-Use Plastic Act.

6 Section 5. Definitions. As used in this Act:

7 "Hotel" has the same meaning ascribed to it in the Hotel
8 Operators' Occupation Tax Act.

9 "Personal care products" means a product intended to be
10 applied to or used on the human body in the shower, bath, or
11 any part thereof and shall include only shampoo, hair
12 conditioner, and bath soap.

13 "Small, single-use plastic bottle" means a plastic bottle
14 or container with less than a 6-ounce capacity that is
15 intended to be nonreusable by the end user

16 Section 10. Small, single-use plastic bottles at hotels.

17 (a) Beginning July 1, 2025, a hotel with 50 rooms or more
18 shall not provide small, single-use plastic bottles containing
19 personal care products in any space within a sleeping room
20 accommodation, within bathrooms shared by the public or
21 guests, or to a customer of the establishment staying in a
22 sleeping room accommodation.

1 (b) Beginning January 1, 2026, a hotel shall not provide
2 small, single-use plastic bottles containing personal care
3 products in any space within a sleeping room accommodation,
4 within bathrooms shared by the public or guests, or to a
5 customer of the establishment staying in a sleeping room
6 accommodation.

7 (c) A hotel may provide personal care products in small,
8 single-use plastic bottles to a person at no cost, upon
9 request, at a place other than a sleeping room accommodation,
10 a space within the sleeping room accommodation, or within
11 bathrooms shared by the public or guests.

12 (d) A unit of government, including a Home Rule unit,
13 shall not pass an ordinance, resolution, or rule prohibiting a
14 hotel from providing small, single use plastic bottles
15 containing personal care products to customers. This Act is a
16 denial and limitation of home rule powers and functions under
17 subsection (g) of Section 6 of Article VII of the Illinois
18 Constitution.

19 Section 15. Civil penalties.

20 (a) A hotel in violation of this Act shall receive a
21 written warning for the first violation from the Office of the
22 Attorney General, a State's Attorney, or a municipal attorney.
23 The written warning shall recite the violation and advise that
24 subsequent violations may result in citations and penalties.
25 Upon a second or subsequent violation, the hotel may be liable

1 for a civil penalty of \$500 for each violation after an action
2 under subsection (b).

3 (b) The Attorney General, a State's Attorney, or municipal
4 attorney may bring an action to request a civil penalty and a
5 court may impose a civil penalty under this Section against a
6 hotel violating this Act.

7 (c) The Attorney General shall adopt rules to implement
8 this Section, including rules establishing jurisdictional
9 authority over violations between the Attorney General,
10 State's Attorneys, and municipal attorneys.