



Rep. Jennifer Gong-Gershowitz

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10300SB0058ham001

LRB103 04642 HLH 61391 a

1 AMENDMENT TO SENATE BILL 58

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 58 by replacing  
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the State  
5 Entities Single-Use Plastic Reporting Act.

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

7 "Single-use plastic disposable foodware" means containers,  
8 bowls, straws, plates, trays, cartons, cups, lids, forks,  
9 spoons, knives, and other items that are designed for one-time  
10 use for beverages, prepared food, or leftovers from meals and  
11 that are made of plastic, are not compostable, and are not  
12 accepted in residential curbside recycling pick up.

13 "State agency" means any department, commission, council,  
14 board, bureau, committee, institution, agency, university,  
15 government corporation, authority, or other establishment or  
16 official of this State. "State agency" includes any

1 establishment or official of the State that directly or  
2 indirectly oversees the State's purchase of any product for  
3 use in the State.

4 Section 10. State agencies tracking single-use plastic  
5 disposable foodware.

6 (a) Beginning July 1, 2024, each State agency shall:

7 (1) track its own purchases of single-use plastic  
8 disposable foodware that are less than \$2,000 or otherwise  
9 not reduced to writing; and

10 (2) establish goals on reducing single-use plastic  
11 disposable foodware purchases based on the tracked  
12 purchases.

13 (b) Each State agency shall submit a report of its  
14 findings regarding the matters in subsection (a) to the  
15 Governor and the General Assembly on or before October 1,  
16 2025.

17 Section 90. Repealer. This Act is repealed on October 1,  
18 2026.

19 Section 900. The Department of Employment Security Law of  
20 the Civil Administrative Code of Illinois is amended by adding  
21 Section 1005-170 as follows:

22 (20 ILCS 1005/1005-170 new)

1       Sec. 1005-170. Polystyrene job study.

2       (a) The Department shall conduct a study on the potential  
3 impact on the State's workforce of legislation prohibiting the  
4 sale and distribution of disposable food service containers  
5 composed in whole or in part of polystyrene foam. The  
6 Department shall include in the study, at minimum:

7           (1) data related to employment in the State of  
8 individuals who are engaged in the manufacture of  
9 polystyrene foam;

10          (2) data concerning potential worker displacement that  
11 would result from prohibiting the sale or distribution in  
12 the State of disposable food service containers composed  
13 in whole or in part of polystyrene foam;

14          (3) data concerning the potential for the  
15 transitioning of jobs related to the manufacture of  
16 polystyrene foam products to similar or other jobs; and

17          (4) recommendations for worker protections and the  
18 minimization of job losses arising from the prohibition on  
19 the sale or distribution in the State of disposable food  
20 service containers composed in whole or in part of  
21 polystyrene foam.

22       (b) The Department shall submit the findings of the study  
23 in a report to the General Assembly and the Governor no later  
24 than December 1, 2023.

25       (c) This Section is repealed on July 1, 2025.

1 Section 905. The Illinois Procurement Code is amended by  
2 adding Section 45-24 as follows:

3 (30 ILCS 500/45-24 new)

4 Sec. 45-24. Single-use plastics prohibition; preference.

5 (a) As used in this Section:

6 "Compostable" means that the item meets the ASTM D6400  
7 standard of compostability and has been certified by the  
8 Biodegradable Products Institute as compostable.

9 "Compostable foodware" means containers, bowls, straws,  
10 plates, trays, cartons, cups, lids, forks, spoons, knives, and  
11 other items that are designed for one-time use for beverages,  
12 prepared food, or leftovers from meals that are compostable.

13 "Disposable food service container" means serviceware  
14 designed for one-time use. "Disposable food service container"  
15 includes, but is not limited to, serviceware for take-out  
16 foods, bakery products, and leftovers from partially consumed  
17 meals. "Disposable food service container" does not include  
18 polystyrene foam coolers, egg carton containers, ice chests  
19 that are used for the processing or shipping of seafood or  
20 service ware that is used to contain, transport, or otherwise  
21 package raw, uncooked, or butchered meat, poultry, fish, or  
22 seafood.

23 "Polystyrene foam" means blown polystyrene and expanded or  
24 extruded foams using a styrene monomer.

25 "Recyclable foodware" means items that are designed for

1 one-time use for beverages, prepared food, or leftovers from  
2 meals and that are commonly accepted in local curbside  
3 residential recycling pick up.

4 "Serviceware" means a container, bowl, plate, tray,  
5 carton, cup, lid, or other item designed to contain,  
6 transport, serve, or aid in the consumption of food or  
7 beverages.

8 "State agency" has the meaning given to that term in  
9 Section 1-15.100 of this Code.

10 (b) After January 1, 2025, State agencies and departments  
11 may not procure disposable food service containers that are  
12 composed in whole or in part from polystyrene foam for use at  
13 any State agency or department and instead shall offer only  
14 compostable foodware or recyclable foodware for use at the  
15 State agency or department.

16 (c) After January 1, 2026, or at the renewal of its next  
17 contract, whichever occurs later, no vendor contracted through  
18 a State agency or department may provide customers with  
19 disposable food service containers that are composed in whole  
20 or in part from polystyrene foam and instead shall offer only  
21 compostable foodware or recyclable foodware.

22 Section 999. Effective date. This Act takes effect upon  
23 becoming law."