

1 AN ACT concerning State government.

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

4 Section 5. The Illinois Procurement Code is amended by  
5 adding Section 45-22 as follows:

6 (30 ILCS 500/45-22 new)

7 Sec. 45-22. Compost-amended soil.

8 (a) As used in this Section:

9 "Compost-amended soil" means soil that has been mixed  
10 with source separated landscape waste or a mixture of both  
11 source separated landscape waste and source separated food  
12 scraps to meet an organic matter content of not less than  
13 25%, where the compost component meets the certification  
14 requirements of the U.S. Composting Council's Seal of  
15 Testing Assurance (STA) program or any other equivalent,  
16 nationally recognized program.

17 "State agency" means: all officers, boards,  
18 commissions and agencies created by the Constitution in the  
19 executive branch; all officers, departments, boards,  
20 commissions, agencies, institutions, authorities, bodies  
21 politic and corporate of the State; and administrative  
22 units or corporate outgrowths of the State government which  
23 are created by or pursuant to statute, other than

1 universities, units of local government and their  
2 officers, school districts, and boards of election  
3 commissioners; and all administrative units and corporate  
4 outgrowths of the above and as may be created by executive  
5 order of the Governor.

6 (b) Notwithstanding any provision of this Code or any other  
7 law to the contrary, any State agency that undertakes a  
8 landscaping project requiring the use of new or offsite soil  
9 for landscape-related use and that is located within 10 miles  
10 of any Illinois Environmental Protection Agency-permitted  
11 compost facility shall request a base bid with an alternative  
12 for compost-amended soil as a part of that project. The State  
13 agency shall consider whether compost-amended soil should be  
14 used for that project based upon the costs. The State agency  
15 shall incorporate compost-amended soil into a landscaping  
16 project if the cost of using compost-amended soil is equal to  
17 or less than the cost of using other new offsite soil.

18 The Illinois Environmental Protection Agency shall  
19 maintain a list of the locations of all permitted compost  
20 facilities in the State and post the list on its website.

21 (c) Prior to December 31, 2019, the Department of  
22 Transportation shall conduct 2 pilot demonstration projects  
23 using compost-amended soil. The Department shall determine the  
24 costs and advantages and disadvantages of using  
25 compost-amended soil. Within one year of substantial  
26 completion of both projects, the Department shall report to the

1 General Assembly stating the immediate costs of the projects,  
2 long-term operational cost savings, and advantages and  
3 disadvantages of using compost-amended soil. The report to the  
4 General Assembly shall be filed with the Clerk of the House of  
5 Representatives and the Secretary of the Senate in electronic  
6 form only, in the manner that the Clerk and the Secretary shall  
7 direct.

8 (d) This Section is repealed on January 1, 2022.