

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 Solid Waste Planning and Recycling Act is
5 amended by adding Section 9.5 as follows:

6 (415 ILCS 15/9.5 new)

7 Sec. 9.5. Regulation of certain pollution control
8 facilities. No provision of this Act shall be construed to
9 allow any county with a population of less than 2,000,000
10 residents to adopt an ordinance or resolution, except an
11 ordinance or resolution adopting a county plan in accordance
12 with Sections 4 and 5 of this Act, or implementing a county
13 plan in accordance with Section 7 of this Act, that requires
14 the issuance of a permit, or that imposes regulations upon the
15 operations of a municipal solid waste landfill unit, sanitary
16 landfill, storage site, transfer station, or waste disposal
17 site, as long as the facility obtains appropriate permits from
18 the Agency in accordance with Section 39 of the Environmental
19 Protection Act. Nothing in this amendatory Act of the 100th
20 General Assembly shall be construed to diminish or impair any
21 authority conferred upon a county under the Environmental
22 Protection Act, including, but not limited to, subsection (r)
23 of Section 4 and Section 39.2 of the Environmental Protection

1 Act.

2 Nothing in this amendatory Act of the 100th General
3 Assembly shall be construed to limit the authority of a county
4 to prepare or adopt a county plan pursuant to and in accordance
5 with Sections 4 and 5 of this Act, to implement a county plan
6 in accordance with Section 7 of this Act, or to relieve a
7 facility proposed for siting approval from demonstrating
8 consistency with that plan as required by criterion (viii) of
9 subsection (a) of Section 39.2 of the Environmental Protection
10 Act.

11 For the purposes of this Section, "municipal solid waste
12 landfill unit", "sanitary landfill", "storage site", "transfer
13 station", and "waste disposal site" have the meanings provided
14 to those terms in the Environmental Protection Act.

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.