

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.