

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 Consumer Electronics Recycling Act is
5 amended by changing Sections 1-10 and 1-25 as follows:

6 (415 ILCS 151/1-10)

7 (Section scheduled to be repealed on December 31, 2026)

8 Sec. 1-10. Manufacturer e-waste program.

9 (a) For program year 2019 and each program year thereafter,
10 each manufacturer shall, individually or as part of a
11 manufacturer clearinghouse, provide a manufacturer e-waste
12 program to transport and subsequently recycle, in accordance
13 with the requirements of this Act, residential CEDs collected
14 at, and prepared for transport from, the program collection
15 sites and one-day collection events included in the program
16 during the program year.

17 (b) Each manufacturer e-waste program must include, at a
18 minimum, the following:

19 (1) satisfaction of the convenience standard described
20 in Section 1-15 of this Act;

21 (2) instructions for designated county recycling
22 coordinators and municipal joint action agencies to
23 annually file notice to participate in the program;

1 (3) transportation and subsequent recycling of the
2 residential CEDs collected at, and prepared for transport
3 from, the program collection sites and one-day collection
4 events included in the program during the program year; and

5 (4) submission of a report to the Agency, by March 1,
6 2020, and each March 1 thereafter, which includes:

7 (A) the total weight of all residential CEDs
8 transported from program collection sites and one-day
9 collection events throughout the State during the
10 preceding program year by CED category;

11 (B) the total weight of residential CEDs
12 transported from all program collection sites and
13 one-day collection events in each county in the State
14 during the preceding program year by CED category; and

15 (C) the total weight of residential CEDs
16 transported from all program collection sites and
17 one-day collection events in each county in the State
18 during that preceding program year and that was
19 recycled.

20 (c) Each manufacturer e-waste program shall make the
21 instructions required under paragraph (2) of subsection (b)
22 available on its website by December 1, 2017, and the program
23 shall provide to the Agency a hyperlink to the website for
24 posting on the Agency's website.

25 (d) Nothing in this Act shall prevent a manufacturer from
26 accepting, through a manufacturer e-waste program, residential

1 CEDs collected through a curbside or drop-off collection
2 program that is operated pursuant to a residential franchise
3 collection ~~an~~ agreement authorized by Section 11-19-1 of the
4 Illinois Municipal Code or Section 5-1048 of the Counties Code
5 between a third party and a unit of local government located
6 within a county or municipal joint action agency that has
7 elected to participate in a manufacturer e-waste program.

8 (e) A collection program operated in accordance with this
9 Section shall:

10 (1) meet the collector responsibilities under
11 subsections (a), (a-5), (d), (e), and (g) under Section
12 1-45 and require certification on the bill of lading or
13 similar manifest from the unit of local government, the
14 third party, and the county or municipal joint action
15 agency that elected to participate in the manufacturer
16 e-waste program that the CEDs were collected, to the best
17 of their knowledge, from residential consumers in the State
18 of Illinois;

19 (2) comply with the audit provisions under subsection
20 (g) of Section 1-30;

21 (3) locate any drop-off location where CEDs are
22 collected on property owned by a unit of local government;
23 and

24 (4) have signage at any drop-off location indicating
25 only residential CEDs are accepted for recycling.

26 Manufacturers of CEDs are not financially responsible for

1 transporting and consolidating CEDs collected from a
2 collection program's drop-off location. Any drop-off location
3 used in 2019 must have been identified by the county or
4 municipal joint action agency in the written notice of election
5 to participate in the manufacturer e-waste program in
6 accordance with Section 1-20 by March 1, 2018. Any drop-off
7 location operating in 2020 or in subsequent years must be
8 identified by the county or municipal joint action agency in
9 the annual written notice of election to participate in a
10 manufacturer e-waste program in accordance with Section 1-20 to
11 be eligible for the subsequent program year.

12 (Source: P.A. 100-362, eff. 8-25-17; 100-433, eff. 8-25-17.)

13 (415 ILCS 151/1-25)

14 (Section scheduled to be repealed on December 31, 2026)

15 Sec. 1-25. Manufacturer e-waste program plans.

16 (a) By ~~September~~ July 1, 2018 for program year 2019, and by
17 July 1 of each year thereafter ~~for the upcoming program year,~~
18 ~~beginning with program year 2019~~, each manufacturer shall,
19 individually or as a manufacturer clearinghouse, submit to the
20 Agency a manufacturer e-waste program plan, which includes, at
21 a minimum, the following:

22 (1) the contact information for the individual who will
23 serve as the point of contact for the manufacturer e-waste
24 program;

25 (2) the identity of each county that has elected to

1 participate in the manufacturer e-waste program during the
2 program year;

3 (3) for each county, the location of each program
4 collection site and one-day collection event included in
5 the manufacturer e-waste program for the program year;

6 (4) the collector operating each program collection
7 site and one-day collection event included in the
8 manufacturer e-waste program for the program year;

9 (5) the recyclers that manufacturers plan to use during
10 the program year to transport and subsequently recycle
11 residential CEDs under the program, with the updated list
12 of recyclers to be provided to the Agency no later than
13 December 1 preceding each program year; and

14 (6) an explanation of any deviation by the program from
15 the standard program collection site distribution set
16 forth in subsection (a) of Section 1-15 of this Act for the
17 program year, along with copies of all written agreements
18 made pursuant to paragraphs (1) or (2) of subsection (b) of
19 Section 1-15 for the program year.

20 (b) Within 60 days after receiving a manufacturer e-waste
21 program plan, the Agency shall review the plan and approve the
22 plan or disapprove the plan.

23 (1) If the Agency determines that the program
24 collection sites and one-day collection events specified
25 in the plan will satisfy the convenience standard set forth
26 in Section 1-15 of this Act, then the Agency shall approve

1 the manufacturer e-waste program plan and provide written
2 notification of the approval to the individual who serves
3 as the point of contact for the manufacturer. The Agency
4 shall make the approved plan available on the Agency's
5 website.

6 (2) If the Agency determines the plan will not satisfy
7 the convenience standard set forth in Section 1-15 of this
8 Act, then the Agency shall disapprove the manufacturer
9 e-waste program plan and provide written notification of
10 the disapproval and the reasons for the disapproval to the
11 individual who serves as the point of contact for the
12 manufacturer. Within 30 days after the date of disapproval,
13 the manufacturer shall submit a revised manufacturer
14 e-waste program plan that addresses the deficiencies noted
15 in the Agency's disapproval.

16 (c) Manufacturers shall assume financial responsibility
17 for carrying out their e-waste program plans, including, but
18 not limited to, financial responsibility for providing the
19 packaging materials necessary to prepare shipments of
20 collected residential CEDs in compliance with subsection (e) of
21 Section 1-45, as well as financial responsibility for bulk
22 transportation and recycling of collected residential CEDs.

23 (Source: P.A. 100-362, eff. 8-25-17; 100-433, eff. 8-25-17.)