



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB2443

by Rep. Robyn Gabel

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1061.5 new
65 ILCS 5/11-30-8
65 ILCS 5/11-80-24 new

from Ch. 24, par. 11-30-8

Amends the Counties Code. Provides that the county board or board of county commissioners of a county may prohibit the sale of and the use of coal tar sealant product and high polycyclic aromatic hydrocarbon sealant product on any surface, except for highway structures, including, but not limited to, a driveway, parking area, playground, sidewalk, bike trail, or roadway within the county. Amends the Municipal Code making similar changes.

LRB101 09061 AWJ 54154 b

HOUSING
AFFORDABILITY
IMPACT NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Counties Code is amended by adding Section
5 5-1061.5 as follows:

6 (55 ILCS 5/5-1061.5 new)

7 Sec. 5-1061.5. Coal tar sealant product and high polycyclic
8 aromatic hydrocarbon sealant product.

9 (a) As used in this Section:

10 "Coal tar sealant product" means a surface applied sealing
11 product containing any amount of coal tar, coal tar pitch, coal
12 tar pitch volatiles, or any variation assigned the Chemical
13 Abstracts Service number 65996-93-2, 65996-89-6, or 8007-45-2.

14 "High polycyclic aromatic hydrocarbon sealant product"
15 means a surface applied sealing product that contains greater
16 than 0.1% polycyclic aromatic hydrocarbons by weight,
17 including, but not limited to coal tar pitch volatiles, tar,
18 fuel oil, petroleum, or asphalt.

19 (b) The county board or board of county commissioners of a
20 county may prohibit the sale of and the use of coal tar sealant
21 product and high polycyclic aromatic hydrocarbons sealant
22 product on any surface, except for highway structures,
23 including, but not limited to, a driveway, parking area,

1 playground, sidewalk, bike trail, or roadway within the county.

2 Section 10. The Illinois Municipal Code is amended by
3 changing Section 11-30-8 and by adding Section 11-80-24 as
4 follows:

5 (65 ILCS 5/11-30-8) (from Ch. 24, par. 11-30-8)

6 Sec. 11-30-8. The corporate authorities may prescribe
7 rules and regulations for grading and draining of lots and
8 construction of (1) paving for motor vehicle driveways and
9 parking areas, including, but not limited to, the use of coal
10 tar sealant product and high polycyclic aromatic hydrocarbon
11 sealant product as provided in Section 11-80-24 of this Code,
12 (2) terraces, (3) retaining walls of masonry and other
13 materials and for preserving drainage channels in connection
14 with building improvements or without such improvements.

15 (Source: Laws 1961, p. 2620.)

16 (65 ILCS 5/11-80-24 new)

17 Sec. 11-80-24. Coal tar sealant product and high polycyclic
18 aromatic hydrocarbon sealant product.

19 (a) As used in this Section:

20 "Coal tar sealant product" means a surface applied sealing
21 product containing any amount of coal tar, coal tar pitch, coal
22 tar pitch volatiles, or any variation assigned the Chemical
23 Abstracts Service number 65996-93-2, 65996-89-6, or 8007-45-2.

1 "High polycyclic aromatic hydrocarbon sealant product"
2 means a surface applied sealing product that contains greater
3 than 0.1% polycyclic aromatic hydrocarbons by weight,
4 including, but not limited to coal tar pitch volatiles, tar,
5 fuel oil, petroleum, or asphalt.

6 (b) The corporate authorities of a municipality may
7 prohibit the sale of and use of coal tar sealant product and
8 high polycyclic aromatic hydrocarbon sealant product on any
9 surface, except for highway structures, including, but not
10 limited to, a driveway, parking area, playground, sidewalk,
11 bike trail, or roadway within the municipality.