



Rep. Lawrence Walsh, Jr.

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10200HB4846ham002

LRB102 25362 AMQ 36641 a

1 AMENDMENT TO HOUSE BILL 4846

2 AMENDMENT NO. _____. Amend House Bill 4846 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Solid Waste Site Operator Certification
5 Law is amended by changing Sections 1004, 1005, 1006, 1007,
6 1009, 1010, and 1011 as follows:

7 (225 ILCS 230/1004) (from Ch. 111, par. 7854)

8 Sec. 1004. Prohibition. Beginning January 1, 1992, no
9 person shall cause or allow the operation of a landfill
10 permitted or required to be permitted by the Agency unless the
11 landfill has on its operational staff at least one natural
12 person certified as competent by the Agency under the
13 provisions of this Act.

14 (a) For landfill sites which accept non-hazardous solid
15 waste ~~other than clean construction or demolition debris~~, the
16 landfill shall have a ~~Class A~~ Solid Waste Site Operator

1 certified by the Agency who is responsible for directing
2 landfill operations or supervising other operational staff in
3 performing landfill operations.

4 (b) (Blank). ~~For landfill sites which accept only clean~~
5 ~~construction or demolition debris, the landfill shall have a~~
6 ~~Class A or B Solid Waste Site Operator certified by the Agency~~
7 ~~who is responsible for directing landfill operations or~~
8 ~~supervising other operational staff in performing landfill~~
9 ~~operations.~~

10 (c) For landfill sites which accept special waste, the
11 landfill shall have a ~~Class A~~ Solid Waste Site Operator
12 certified by the Agency who has received a certification
13 endorsement for the acceptance of special waste and who is
14 responsible for directing landfill operations or supervising
15 other operational staff in performing landfill operations.

16 (Source: P.A. 86-1363.)

17 (225 ILCS 230/1005) (from Ch. 111, par. 7855)

18 Sec. 1005. Agency authority. The Agency is authorized to
19 exercise the following functions, powers and duties with
20 respect to solid waste site operator certification:

21 (a) To conduct examinations, as well as to approve the
22 use of examinations conducted by third parties, to
23 ascertain the qualifications of applicants for
24 certificates of competency as solid waste site operators;

25 (b) To conduct courses of training on the practical

1 aspects of the design, operation and maintenance of
2 sanitary landfills;

3 (c) To issue a certificate to any applicant who has
4 satisfactorily met all the requirements pertaining to a
5 certificate of competency as a solid waste site operator;

6 (d) To suspend, revoke or refuse to issue any
7 certificate for any one or any combination of the
8 following causes:

9 (1) The practice of any fraud or deceit in
10 obtaining or attempting to obtain a certificate of
11 competency;

12 (2) Negligence or misconduct in the operation of a
13 sanitary landfill;

14 (3) Repeated failure to comply with any of the
15 requirements applicable to the operation of a sanitary
16 landfill, except for Board requirements applicable to
17 the collection of litter;

18 (4) Repeated violations of federal, State or local
19 laws, regulations, standards, or ordinances regarding
20 the operation of refuse disposal facilities or sites;

21 (5) For a holder of a certificate, conviction in
22 this or another State of any crime which is a felony
23 under the laws of this State or conviction of a felony
24 in a federal court; for an applicant, consideration of
25 such conviction shall be in accordance with Section
26 1005-1;

1 (6) Proof of gross carelessness or incompetence in
2 handling, storing, processing, transporting, or
3 disposing of any hazardous waste; or

4 (7) Being declared to be a person under a legal
5 disability by a court of competent jurisdiction and
6 not thereafter having been lawfully declared to be a
7 person not under legal disability or to have
8 recovered.

9 (e) To adopt rules necessary to perform its functions,
10 powers, and duties with respect to solid waste site
11 operator certifications.

12 (Source: P.A. 100-286, eff. 1-1-18.)

13 (225 ILCS 230/1006) (from Ch. 111, par. 7856)

14 Sec. 1006. Certification ~~classifications~~. Solid Waste Site
15 Operators shall be certified in accordance with the following
16 ~~classifications~~:

17 (a) ~~Class "A"~~ Solid Waste Site Operator certificates shall
18 be issued to those persons who in accordance with the
19 provisions of this Section demonstrate a practical working
20 knowledge of the design, operation, and maintenance of
21 sanitary landfills in the following areas:

22 (1) unloading, spreading, and compacting of waste,
23 litter collection, and vector abatement;

24 (2) traffic control of vehicles delivering waste;

25 (3) application, maintenance, and inspection of cover

1 and cover requirements under Board rules and Agency
2 permits;

3 (4) fire control, on-site personnel safety
4 requirements, and contingency plan implementation;

5 (5) leachate control operation, leachate management,
6 and landfill gas management;

7 (6) identification of classes of waste;

8 (7) causes for revocation or suspension of
9 certificates;

10 (8) reporting and recordkeeping required by Board and
11 Agency regulations and Agency permits;

12 (9) financial assurance and groundwater monitoring
13 requirements;

14 (10) development and implementation of contingency
15 plans, closure plans, post closure plans, and corrective
16 action; and

17 (11) requirements for payment of fees.

18 (b) (Blank). ~~Class "B" Solid Waste Operator Certificates~~
19 ~~shall be issued to those persons who demonstrate a practical~~
20 ~~working knowledge of the design, operation, and maintenance of~~
21 ~~landfill sites accepting only clean construction or demolition~~
22 ~~debris in the following areas:~~

23 ~~(1) unloading and spreading of waste;~~

24 ~~(2) traffic control of vehicles delivering waste;~~

25 ~~(3) application, maintenance, and inspection of cover~~

26 ~~and cover requirement under Board rules and Agency~~

1 ~~permits;~~

2 ~~(4) fire control, on-site personnel safety segments~~
3 ~~and contingency plan implementation;~~

4 ~~(5) leachate control operation and leachate~~
5 ~~management;~~

6 ~~(6) identification of classes of waste;~~

7 ~~(7) causes for revocation or suspension of~~
8 ~~certificates;~~

9 ~~(8) reporting and recordkeeping required by Board and~~
10 ~~Agency regulations and Agency permits;~~

11 ~~(9) financial assurance and groundwater requirements;~~
12 ~~and~~

13 ~~(10) development and implementation of contingency~~
14 ~~plans, closure plans, post closure plans, and corrective~~
15 ~~action.~~

16 (c) Special waste certificate endorsements shall be issued
17 to those persons who are certified as ~~Class A~~ Solid Waste Site
18 Operators in accordance with the provisions of this Section,
19 and who demonstrate a practical working knowledge of the
20 design, operation, and maintenance of sanitary landfills
21 relative to the acceptance and disposal of special wastes.

22 (Source: P.A. 86-1363.)

23 (225 ILCS 230/1007) (from Ch. 111, par. 7857)

24 Sec. 1007. Qualifications. Every solid waste site operator
25 certified by the Agency shall be capable of performing his

1 duties without endangering the public health or the
2 environment and without violating the requirements applicable
3 to operation of sanitary landfills; shall be able to read and
4 write English; shall produce evidence acceptable to the Agency
5 as to his ability to maintain and operate properly the
6 structures and equipment entrusted to his care; and shall
7 satisfactorily demonstrate to the Agency a practical working
8 knowledge of the design, operation, and maintenance of
9 sanitary landfills ~~appropriate to the classification for which~~
10 ~~certification is sought~~. In addition, persons shall be
11 certified as ~~Class "A" or Class "B"~~ based on level of
12 competency determined by examination and in accordance with
13 educational and experience levels as follows:

14 ~~(a) Class "A" Certificates.~~

15 (1) Graduation from high school or equivalent and not
16 less than 2 years of acceptable study, training, and
17 responsible experience in sanitary landfill operation or
18 management, or not less than 7 years of acceptable study
19 training and responsible experience in operation or
20 management of earth moving equipment; or

21 (2) Grammar school completion or equivalent and not
22 less than 15 years of acceptable study, training, and
23 responsible experience in sanitary landfill operation or
24 management.

25 ~~(b) Class "B" Certificates.~~

26 ~~(1) Graduation from high school or equivalent and not~~

1 ~~less than 6 months of acceptable study, training, and~~
2 ~~responsible experience in sanitary landfill operation or~~
3 ~~management, or not less than 3 years of acceptable study~~
4 ~~training and responsible experience in operation or~~
5 ~~management of earth moving equipment; or~~

6 ~~(2) Grammar school completion or equivalent and not~~
7 ~~less than 5 years of acceptable study, training, and~~
8 ~~responsible experience in sanitary landfill operation or~~
9 ~~management.~~

10 (Source: P.A. 86-1363.)

11 (225 ILCS 230/1009) (from Ch. 111, par. 7859)

12 Sec. 1009. Examinations.

13 (a) Applicants shall undergo examinations ~~Examinations~~
14 ~~provided~~ or approved by the Agency ~~shall be given to~~
15 ~~applicants~~ for the purpose of determining if the applicants
16 can demonstrate a practical working knowledge of the design,
17 operation, and maintenance of sanitary landfills ~~appropriate~~
18 ~~to the classification for which certification is sought.~~ No
19 certificate shall be issued prior to successful completion of
20 the applicable examination.

21 (b) Examinations ~~shall be~~ conducted or approved by the
22 Agency, ~~and~~ shall be held not less frequently than annually.
23 The Agency shall maintain on its website information regarding
24 the examinations, ~~at times and places prescribed by the~~
25 ~~Agency, of which applicants shall be notified in writing.~~

1 (Source: P.A. 86-1363.)

2 (225 ILCS 230/1010) (from Ch. 111, par. 7860)

3 Sec. 1010. Certificates.

4 (a) The Solid Waste Site Operator Certificate shall
5 certify the competency of the applicant ~~within the class of~~
6 ~~the certificate issued,~~ and shall show the full name of the
7 applicant, have an identifying number, and be signed by the
8 Director.

9 (b) Certificates shall be issued for a period of 3 years,
10 with the expiration date being 3 years from the first day of
11 October of the calendar year in which the certificate is
12 issued.

13 (c) Every 3 years, on or before the October 1 expiration, a
14 certified solid waste site operator shall renew his
15 certificate of competency and pay the required renewal fee. A
16 grace period for renewal will be granted until November 1 of
17 that year before the reinstatement penalty is assessed.

18 (d) At the time of certificate renewal, the applicant
19 shall certify the completion of 15 hours of continuing
20 education covering the operation of landfills during the
21 preceding 3 years. Continuing education used to satisfy this
22 subsection must be approved by the Agency and must cover the
23 design, operation, and maintenance of sanitary landfills as
24 set forth in Section 1006 of this Act, and for certificates
25 that include a special waste endorsement, continuing education

1 must cover the operation of landfills relative to the
2 acceptance and disposal of special wastes ~~demonstrate~~
3 ~~competency in the same manner as a new applicant.~~

4 (Source: P.A. 86-1363.)

5 (225 ILCS 230/1011) (from Ch. 111, par. 7861)

6 Sec. 1011. Fees.

7 (a) Fees for the issuance or renewal of a Solid Waste Site
8 Operator Certificate shall be as follows:

9 (1) (A) \$400 for issuance or renewal for ~~Class A~~ Solid
10 Waste Site Operators;

11 (B) (blank); and ~~\$200 for issuance or renewal for~~
12 ~~Class B Solid Waste Site Operators; and~~

13 (C) \$100 for issuance or renewal for special waste
14 endorsements.

15 (2) If the fee for renewal is not paid within the grace
16 period the above fees for renewal shall each be increased by \$
17 50.

18 (b) (Blank). ~~Before the effective date of this amendatory~~
19 ~~Act of the 98th General Assembly, all fees collected by the~~
20 ~~Agency under this Section shall be deposited into the~~
21 ~~Hazardous Waste Occupational Licensing Fund. The Agency is~~
22 ~~authorized to use monies in the Hazardous Waste Occupational~~
23 ~~Licensing Fund to perform its functions, powers, and duties~~
24 ~~under this Section.~~

25 (c) All ~~On and after the effective date of this amendatory~~

1 ~~Act of the 98th General Assembly,~~ all fees collected by the
2 Agency under this Section shall be deposited into the
3 Environmental Protection Permit and Inspection Fund to be used
4 in accordance with the provisions of subsection (a) of Section
5 22.8 of the Environmental Protection Act.

6 (Source: P.A. 98-692, eff. 7-1-14; 98-822, eff. 8-1-14.)".