

1 AN ACT concerning regulation.

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

4 Section 5. The Solid Waste Site Operator Certification Law
5 is amended by changing Sections 1004, 1005, 1006, 1007, 1009,
6 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
17 certified by the Agency who is responsible for directing
18 landfill operations or supervising other operational staff in
19 performing landfill operations.

20 (b) (Blank). ~~For landfill sites which accept only clean~~
21 ~~construction or demolition debris, the landfill shall have a~~
22 ~~Class A or B Solid Waste Site Operator certified by the Agency~~
23 ~~who is responsible for directing landfill operations or~~

1 ~~supervising other operational staff in performing landfill~~
2 ~~operations.~~

3 (c) For landfill sites which accept special waste, the
4 landfill shall have a ~~Class A~~ Solid Waste Site Operator
5 certified by the Agency who has received a certification
6 endorsement for the acceptance of special waste and who is
7 responsible for directing landfill operations or supervising
8 other operational staff in performing landfill operations.

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

10 (225 ILCS 230/1005) (from Ch. 111, par. 7855)

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

14 (a) To conduct examinations, as well as to approve the
15 use of examinations conducted by third parties, to
16 ascertain the qualifications of applicants for
17 certificates of competency as solid waste site operators;

18 (b) To conduct courses of training on the practical
19 aspects of the design, operation and maintenance of
20 sanitary landfills;

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

24 (d) To suspend, revoke or refuse to issue any
25 certificate for any one or any combination of the

1 following causes:

2 (1) The practice of any fraud or deceit in
3 obtaining or attempting to obtain a certificate of
4 competency;

5 (2) Negligence or misconduct in the operation of a
6 sanitary landfill;

7 (3) Repeated failure to comply with any of the
8 requirements applicable to the operation of a sanitary
9 landfill, except for Board requirements applicable to
10 the collection of litter;

11 (4) Repeated violations of federal, State or local
12 laws, regulations, standards, or ordinances regarding
13 the operation of refuse disposal facilities or sites;

14 (5) For a holder of a certificate, conviction in
15 this or another State of any crime which is a felony
16 under the laws of this State or conviction of a felony
17 in a federal court; for an applicant, consideration of
18 such conviction shall be in accordance with Section
19 1005-1;

20 (6) Proof of gross carelessness or incompetence in
21 handling, storing, processing, transporting, or
22 disposing of any hazardous waste; or

23 (7) Being declared to be a person under a legal
24 disability by a court of competent jurisdiction and
25 not thereafter having been lawfully declared to be a
26 person not under legal disability or to have

1 recovered.

2 (e) To adopt rules necessary to perform its functions,
3 powers, and duties with respect to solid waste site
4 operator certifications.

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

6 (225 ILCS 230/1006) (from Ch. 111, par. 7856)

7 Sec. 1006. Certification ~~classifications~~. Solid Waste Site
8 Operators shall be certified in accordance with the following
9 ~~classifications~~:

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

15 (1) unloading, spreading, and compacting of waste,
16 litter collection, and vector abatement;

17 (2) traffic control of vehicles delivering waste;

18 (3) application, maintenance, and inspection of cover
19 and cover requirements under Board rules and Agency
20 permits;

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

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

25 (6) identification of classes of waste;

1 (7) causes for revocation or suspension of
2 certificates;

3 (8) reporting and recordkeeping required by Board and
4 Agency regulations and Agency permits;

5 (9) financial assurance and groundwater monitoring
6 requirements;

7 (10) development and implementation of contingency
8 plans, closure plans, post closure plans, and corrective
9 action; and

10 (11) requirements for payment of fees.

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

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

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

18 ~~(3) application, maintenance, and inspection of cover~~
19 ~~and cover requirement under Board rules and Agency~~
20 ~~permits;~~

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

23 ~~(5) leachate control operation and leachate~~
24 ~~management;~~

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

26 ~~(7) causes for revocation or suspension of~~

1 ~~certificates;~~

2 ~~(8) reporting and recordkeeping required by Board and~~
3 ~~Agency regulations and Agency permits;~~

4 ~~(9) financial assurance and groundwater requirements;~~
5 ~~and~~

6 ~~(10) development and implementation of contingency~~
7 ~~plans, closure plans, post closure plans, and corrective~~
8 ~~action.~~

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

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

16 (225 ILCS 230/1007) (from Ch. 111, par. 7857)

17 Sec. 1007. Qualifications. Every solid waste site operator
18 certified by the Agency shall be capable of performing his
19 duties without endangering the public health or the
20 environment and without violating the requirements applicable
21 to operation of sanitary landfills; shall be able to read and
22 write English; shall produce evidence acceptable to the Agency
23 as to his ability to maintain and operate properly the
24 structures and equipment entrusted to his care; and shall
25 satisfactorily demonstrate to the Agency a practical working

1 knowledge of the design, operation, and maintenance of
2 sanitary landfills ~~appropriate to the classification for which~~
3 ~~certification is sought~~. In addition, persons shall be
4 certified as ~~Class "A" or Class "B"~~ based on level of
5 competency determined by examination and in accordance with
6 educational and experience levels as follows:

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

8 (1) Graduation from high school or equivalent and not
9 less than 2 years of acceptable study, training, and
10 responsible experience in sanitary landfill operation or
11 management, or not less than 7 years of acceptable study
12 training and responsible experience in operation or
13 management of earth moving equipment; or

14 (2) Grammar school completion or equivalent and not
15 less than 15 years of acceptable study, training, and
16 responsible experience in sanitary landfill operation or
17 management.

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

19 ~~(1) Graduation from high school or equivalent and not~~
20 ~~less than 6 months of acceptable study, training, and~~
21 ~~responsible experience in sanitary landfill operation or~~
22 ~~management, or not less than 3 years of acceptable study~~
23 ~~training and responsible experience in operation or~~
24 ~~management of earth moving equipment; or~~

25 ~~(2) Grammar school completion or equivalent and not~~
26 ~~less than 5 years of acceptable study, training, and~~

1 ~~responsible experience in sanitary landfill operation or~~
2 ~~management.~~

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

4 (225 ILCS 230/1009) (from Ch. 111, par. 7859)
5 Sec. 1009. Examinations.

6 (a) Applicants shall undergo examinations ~~Examinations~~
7 provided or approved by the Agency ~~shall be given to~~
8 ~~applicants~~ for the purpose of determining if the applicants
9 can demonstrate a practical working knowledge of the design,
10 operation, and maintenance of sanitary landfills ~~appropriate~~
11 ~~to the classification for which certification is sought.~~ No
12 certificate shall be issued prior to successful completion of
13 the applicable examination.

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

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

20 (225 ILCS 230/1010) (from Ch. 111, par. 7860)
21 Sec. 1010. Certificates.

22 (a) The Solid Waste Site Operator Certificate shall
23 certify the competency of the applicant ~~within the class of~~
24 ~~the certificate issued,~~ and shall show the full name of the

1 applicant, have an identifying number, and be signed by the
2 Director.

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

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

12 (d) At the time of certificate renewal, the applicant
13 shall certify the completion of 15 hours of continuing
14 education covering the operation of landfills during the
15 preceding 3 years. Continuing education used to satisfy this
16 subsection must be approved by the Agency and must cover the
17 design, operation, and maintenance of sanitary landfills as
18 set forth in Section 1006 of this Act, and for certificates
19 that include a special waste endorsement, continuing education
20 must cover the operation of landfills relative to the
21 acceptance and disposal of special wastes ~~demonstrate~~
22 ~~competency in the same manner as a new applicant.~~

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

24 (225 ILCS 230/1011) (from Ch. 111, par. 7861)

25 Sec. 1011. Fees.

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

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

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

7 (C) \$100 for issuance or renewal for special waste
8 endorsements.

9 (2) If the fee for renewal is not paid within the grace
10 period the above fees for renewal shall each be increased by \$
11 50.

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

19 (c) ~~All~~ ~~On and after the effective date of this amendatory~~
20 ~~Act of the 98th General Assembly, all fees collected by the~~
21 Agency under this Section shall be deposited into the
22 Environmental Protection Permit and Inspection Fund to be used
23 in accordance with the provisions of subsection (a) of Section
24 22.8 of the Environmental Protection Act.

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