

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 Illinois Solid Waste Management Act is  
5 amended by changing Section 3 as follows:

6 (415 ILCS 20/3) (from Ch. 111 1/2, par. 7053)

7 Sec. 3. State agency materials recycling program.

8 (a) All State agencies and local governments shall  
9 consider whether compost products can be used in the land  
10 maintenance activity project when soliciting and reviewing  
11 bids for land maintenance activity projects. If compost  
12 products can be used in the project, the State agency or local  
13 government must use compost products unless the compost  
14 products: responsible for the maintenance of public lands in  
15 the State shall, to the maximum extent feasible, use compost  
16 materials in all land maintenance activities which are to be  
17 paid with public funds.

18 (1) are not available within a reasonable period of  
19 time;

20 (2) do not comply with existing purchasing standards;

21 or

22 (3) do not comply with federal or State health and  
23 safety standards.

1 Beginning January 1, 2024, the Department of  
2 Transportation shall report each year to the General Assembly:

3 (i) the volume of compost used in State highway  
4 construction projects;

5 (ii) the status of compost and compost-based products  
6 used in State highway construction projects; and

7 (iii) recommendations to maximize the use of compost  
8 as a recycled material in State highway construction  
9 projects.

10 State agencies and local governments are encouraged to  
11 give priority to purchasing compost products from companies  
12 that produce compost products locally, are certified by a  
13 nationally recognized organization, and produce compost  
14 products that are derived from municipal solid waste compost  
15 programs.

16 (a-5) All State agencies responsible for the maintenance  
17 of public lands in the State shall review its procurement  
18 specifications and policies to determine (1) if incorporating  
19 compost materials will help reduce stormwater run-off and  
20 increase infiltration of moisture in land maintenance  
21 activities and (2) the current recycled content usage and  
22 potential for additional recycled content usage by the Agency  
23 in land maintenance activities and report to the General  
24 Assembly by December 15, 2015.

25 (b) The Department of Central Management Services, in  
26 coordination with the Agency, shall implement waste reduction

1 programs, including source separation and collection, for  
2 office wastepaper, corrugated containers, newsprint and mixed  
3 paper, in all State buildings as appropriate and feasible.  
4 Such waste reduction programs shall be designed to achieve  
5 waste reductions of at least 25% of all such waste by December  
6 31, 1995, and at least 50% of all such waste by December 31,  
7 2000. Any source separation and collection program shall  
8 include, at a minimum, procedures for collecting and storing  
9 recyclable materials, bins or containers for storing  
10 materials, and contractual or other arrangements with buyers  
11 of recyclable materials. If market conditions so warrant, the  
12 Department of Central Management Services, in coordination  
13 with the Agency, may modify programs developed pursuant to  
14 this Section.

15 The Department of Commerce and Community Affairs (now  
16 Department of Commerce and Economic Opportunity) shall conduct  
17 waste categorization studies of all State facilities for  
18 calendar years 1991, 1995 and 2000. Such studies shall be  
19 designed to assist the Department of Central Management  
20 Services to achieve the waste reduction goals established in  
21 this subsection.

22 (c) Each State agency shall, upon consultation with the  
23 Agency, periodically review its procurement procedures and  
24 specifications related to the purchase of products or  
25 supplies. Such procedures and specifications shall be modified  
26 as necessary to require the procuring agency to seek out

1 products and supplies that contain recycled materials, and to  
2 ensure that purchased products or supplies are reusable,  
3 durable or made from recycled materials whenever economically  
4 and practically feasible. In choosing among products or  
5 supplies that contain recycled material, consideration shall  
6 be given to products and supplies with the highest recycled  
7 material content that is consistent with the effective and  
8 efficient use of the product or supply.

9 (d) Wherever economically and practically feasible, the  
10 Department of Central Management Services shall procure  
11 recycled paper and paper products as follows:

12 (1) Beginning July 1, 1989, at least 10% of the total  
13 dollar value of paper and paper products purchased by the  
14 Department of Central Management Services shall be  
15 recycled paper and paper products.

16 (2) Beginning July 1, 1992, at least 25% of the total  
17 dollar value of paper and paper products purchased by the  
18 Department of Central Management Services shall be  
19 recycled paper and paper products.

20 (3) Beginning July 1, 1996, at least 40% of the total  
21 dollar value of paper and paper products purchased by the  
22 Department of Central Management Services shall be  
23 recycled paper and paper products.

24 (4) Beginning July 1, 2000, at least 50% of the total  
25 dollar value of paper and paper products purchased by the  
26 Department of Central Management Services shall be

1 recycled paper and paper products.

2 (e) Paper and paper products purchased from private  
3 vendors pursuant to printing contracts are not considered  
4 paper products for the purposes of subsection (d). However,  
5 the Department of Central Management Services shall report to  
6 the General Assembly on an annual basis the total dollar value  
7 of printing contracts awarded to private sector vendors that  
8 included the use of recycled paper.

9 (f) (1) Wherever economically and practically feasible,  
10 the recycled paper and paper products referred to in  
11 subsection (d) shall contain postconsumer or recovered  
12 paper materials as specified by paper category in this  
13 subsection:

14 (i) Recycled high grade printing and writing paper  
15 shall contain at least 50% recovered paper material.  
16 Such recovered paper material, until July 1, 1994,  
17 shall consist of at least 20% deinked stock or  
18 postconsumer material; and beginning July 1, 1994,  
19 shall consist of at least 25% deinked stock or  
20 postconsumer material; and beginning July 1, 1996,  
21 shall consist of at least 30% deinked stock or  
22 postconsumer material; and beginning July 1, 1998,  
23 shall consist of at least 40% deinked stock or  
24 postconsumer material; and beginning July 1, 2000,  
25 shall consist of at least 50% deinked stock or  
26 postconsumer material.

1           (ii) Recycled tissue products, until July 1, 1994,  
2           shall contain at least 25% postconsumer material; and  
3           beginning July 1, 1994, shall contain at least 30%  
4           postconsumer material; and beginning July 1, 1996,  
5           shall contain at least 35% postconsumer material; and  
6           beginning July 1, 1998, shall contain at least 40%  
7           postconsumer material; and beginning July 1, 2000,  
8           shall contain at least 45% postconsumer material.

9           (iii) Recycled newsprint, until July 1, 1994,  
10           shall contain at least 40% postconsumer material; and  
11           beginning July 1, 1994, shall contain at least 50%  
12           postconsumer material; and beginning July 1, 1996,  
13           shall contain at least 60% postconsumer material; and  
14           beginning July 1, 1998, shall contain at least 70%  
15           postconsumer material; and beginning July 1, 2000,  
16           shall contain at least 80% postconsumer material.

17           (iv) Recycled unbleached packaging, until July 1,  
18           1994, shall contain at least 35% postconsumer  
19           material; and beginning July 1, 1994, shall contain at  
20           least 40% postconsumer material; and beginning July 1,  
21           1996, shall contain at least 45% postconsumer  
22           material; and beginning July 1, 1998, shall contain at  
23           least 50% postconsumer material; and beginning July 1,  
24           2000, shall contain at least 55% postconsumer  
25           material.

26           (v) Recycled paperboard, until July 1, 1994, shall

1 contain at least 80% postconsumer material; and  
2 beginning July 1, 1994, shall contain at least 85%  
3 postconsumer material; and beginning July 1, 1996,  
4 shall contain at least 90% postconsumer material; and  
5 beginning July 1, 1998, shall contain at least 95%  
6 postconsumer material.

7 (2) For the purposes of this Section, "postconsumer  
8 material" includes:

9 (i) paper, paperboard, and fibrous wastes from  
10 retail stores, office buildings, homes, and so forth,  
11 after the waste has passed through its end usage as a  
12 consumer item, including used corrugated boxes, old  
13 newspapers, mixed waste paper, tabulating cards, and  
14 used cordage; and

15 (ii) all paper, paperboard, and fibrous wastes  
16 that are diverted or separated from the municipal  
17 solid waste stream.

18 (3) For the purposes of this Section, "recovered paper  
19 material" includes:

20 (i) postconsumer material;

21 (ii) dry paper and paperboard waste generated  
22 after completion of the papermaking process (that is,  
23 those manufacturing operations up to and including the  
24 cutting and trimming of the paper machine reel into  
25 smaller rolls or rough sheets), including envelope  
26 cuttings, bindery trimmings, and other paper and

1 paperboard waste resulting from printing, cutting,  
2 forming, and other converting operations, or from bag,  
3 box and carton manufacturing, and butt rolls, mill  
4 wrappers, and rejected unused stock; and

5 (iii) finished paper and paperboard from obsolete  
6 inventories of paper and paperboard manufacturers,  
7 merchants, wholesalers, dealers, printers, converters,  
8 or others.

9 (g) The Department of Central Management Services may  
10 adopt regulations to carry out the provisions and purposes of  
11 this Section.

12 (h) Every State agency shall, in its procurement  
13 documents, specify that, whenever economically and practically  
14 feasible, a product to be procured must consist, wholly or in  
15 part, of recycled materials, or be recyclable or reusable in  
16 whole or in part. When applicable, if state guidelines are not  
17 already prescribed, State agencies shall follow USEPA  
18 guidelines for federal procurement.

19 (i) All State agencies shall cooperate with the Department  
20 of Central Management Services in carrying out this Section.  
21 The Department of Central Management Services may enter into  
22 cooperative purchasing agreements with other governmental  
23 units in order to obtain volume discounts, or for other  
24 reasons in accordance with the Governmental Joint Purchasing  
25 Act, or in accordance with the Intergovernmental Cooperation  
26 Act if governmental units of other states or the federal



1 government are involved.

2 (j) The Department of Central Management Services shall  
3 submit an annual report to the General Assembly concerning its  
4 implementation of the State's collection and recycled paper  
5 procurement programs. This report shall include a description  
6 of the actions that the Department of Central Management  
7 Services has taken in the previous fiscal year to implement  
8 this Section. This report shall be submitted on or before  
9 November 1 of each year.

10 (k) The Department of Central Management Services, in  
11 cooperation with all other appropriate departments and  
12 agencies of the State, shall institute whenever economically  
13 and practically feasible the use of re-refined motor oil in  
14 all State-owned motor vehicles and the use of remanufactured  
15 and retread tires whenever such use is practical, beginning no  
16 later than July 1, 1992.

17 (l) (Blank).

18 (m) The Department of Central Management Services, in  
19 coordination with the Department of Commerce and Community  
20 Affairs (now Department of Commerce and Economic Opportunity),  
21 has implemented an aluminum can recycling program in all State  
22 buildings within 270 days of the effective date of this  
23 amendatory Act of 1997. The program provides for (1) the  
24 collection and storage of used aluminum cans in bins or other  
25 appropriate containers made reasonably available to occupants  
26 and visitors of State buildings and (2) the sale of used

1 aluminum cans to buyers of recyclable materials.

2 Proceeds from the sale of used aluminum cans shall be  
3 deposited into I-CYCLE accounts maintained in the Facilities  
4 Management Revolving Fund and, subject to appropriation, shall  
5 be used by the Department of Central Management Services and  
6 any other State agency to offset the costs of implementing the  
7 aluminum can recycling program under this Section.

8 All State agencies having an aluminum can recycling  
9 program in place shall continue with their current plan. If a  
10 State agency has an existing recycling program in place,  
11 proceeds from the aluminum can recycling program may be  
12 retained and distributed pursuant to that program, otherwise  
13 all revenue resulting from these programs shall be forwarded  
14 to Central Management Services, I-CYCLE for placement into the  
15 appropriate account within the Facilities Management Revolving  
16 Fund, minus any operating costs associated with the program.  
17 (Source: P.A. 101-636, eff. 6-10-20; 102-444, eff. 8-20-21.)