

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 Downstate Forest Preserve District Act is
5 amended by changing Section 18.6a as follows:

6 (70 ILCS 805/18.6a) (from Ch. 96 1/2, par. 6340a)

7 Sec. 18.6a. Each forest preserve district which has on its
8 property a sanitary landfill or pollution control facility may
9 create, maintain and increase a separate fund to be known as
10 the "Landfill Expense Fund" for the purpose of paying all
11 costs and expenses incurred by said forest preserve district
12 for or as a result of that sanitary landfill or pollution
13 control facility either during its operation or after its
14 closure, including but not limited to the cost of maintenance,
15 monitoring, sampling or testing of groundwater or landfill
16 gas, fencing, erosion control, improvements, restoration,
17 filling, covering, revegetation, seeding, regrading,
18 compacting, excavating or removal of materials, remedial
19 action, response, the collection, treatment or disposal of
20 leachate and landfill gas, preventive and corrective actions
21 necessary or appropriate in circumstances which will or may
22 cause an immediate or long-term danger to the environment or
23 the public health or which will or may prevent or delay public

1 usage of the property, and payment of damages or settlements
2 awarded or made as a result of the operation of the sanitary
3 landfill or pollution control facility, either during its
4 operation or after its closure. This fund may ~~be maintained~~
5 ~~for a period not to exceed 40 years from the date of closure of~~
6 ~~the facility and may~~ be invested as provided in this Act and
7 interest accumulated thereon.

8 In order to accumulate monies for this fund, each forest
9 preserve district having such a fund may, in addition to other
10 charges imposed for the deposit of material at the sanitary
11 landfill or pollution control facility by the owner or
12 operator of the landfill, also impose a charge upon the
13 operator or users of a landfill or facility in existence on or
14 before July 1, 1988 sufficient to provide a fund which will pay
15 for the costs set forth herein; however, such charge shall not
16 exceed 70¢ per cubic yard of solid waste permanently disposed
17 of at the landfill or facility.

18 (Source: P.A. 88-681, eff. 12-22-94.)