

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.)