

1 AN ACT concerning environmental safety.

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

4 Section 5. The Environmental Protection Act is amended
5 by changing Section 55.6 as follows:

6 (415 ILCS 5/55.6) (from Ch. 111 1/2, par. 1055.6)

7 Sec. 55.6. Used Tire Management Fund.

8 (a) There is hereby created in the State Treasury a
9 special fund to be known as the Used Tire Management Fund.
10 There shall be deposited into the Fund all monies received as
11 (1) recovered costs or proceeds from the sale of used tires
12 under Section 55.3 of this Act, (2) repayment of loans from
13 the Used Tire Management Fund, or (3) penalties or punitive
14 damages for violations of this Title, except as provided by
15 subdivision (b)(4) or (b)(4-5) of Section 42.

16 (b) Beginning January 1, 1992, in addition to any other
17 fees required by law, the owner or operator of each site
18 required to be registered under subsection (d) of Section 55
19 shall pay to the Agency an annual fee of \$100. Fees collected
20 under this subsection shall be deposited into the
21 Environmental Protection Permit and Inspection Fund.

22 (c) Pursuant to appropriation, monies ~~up-to-an-amount-of~~
23 ~~\$2-million-per-fiscal-year~~ from the Used Tire Management Fund
24 shall be allocated as follows:

25 (1) 38% shall be available to the Agency for the
26 following purposes, provided that priority shall be given
27 to item (i):

28 (i) To undertake preventive, corrective or
29 removal action as authorized by and in accordance
30 with Section 55.3, and to recover costs in
31 accordance with Section 55.3.

1 (ii) For the performance of inspection and
2 enforcement activities for used and waste tire
3 sites.

4 (iii) To assist with marketing of used tires
5 by augmenting the operations of an industrial
6 materials exchange service.

7 (iv) To provide financial assistance to units
8 of local government for the performance of
9 inspecting, investigating and enforcement activities
10 pursuant to subsection (r) of Section 4 at used and
11 waste tire sites.

12 (v) To provide financial assistance for used
13 and waste tire collection projects sponsored by
14 local government or not-for-profit corporations.

15 (vi) For the costs of fee collection and
16 administration relating to used and waste tires, and
17 to accomplish such other purposes as are authorized
18 by this Act and regulations thereunder.

19 (2) 23% shall be available to the Department of
20 Commerce and Community Affairs for the following
21 purposes, provided that priority shall be given to item
22 (A):

23 (A) To provide grants or loans for the
24 purposes of:

25 (i) assisting units of local government
26 and private industry in the establishment of
27 facilities and programs to collect, process and
28 utilize used and waste tires and tire derived
29 materials;

30 (ii) demonstrating the feasibility of
31 innovative technologies as a means of
32 collecting, storing, processing and utilizing
33 used and waste tires and tire derived
34 materials; and

1 (iii) applying demonstrated technologies
2 as a means of collecting, storing, processing,
3 and utilizing used and waste tires and tire
4 derived materials.

5 (B) To develop educational material for use by
6 officials and the public to better understand and
7 respond to the problems posed by used tires and
8 associated insects.

9 (C) (Blank).

10 (D) To perform such research as the Director
11 deems appropriate to help meet the purposes of this
12 Act.

13 (E) To pay the costs of administration of its
14 activities authorized under this Act.

15 (3) 25% shall be available to the Illinois
16 Department of Public Health for the following purposes:

17 (A) To investigate threats or potential
18 threats to the public health related to mosquitoes
19 and other vectors of disease associated with the
20 improper storage, handling and disposal of tires,
21 improper waste disposal, or natural conditions.

22 (B) To conduct surveillance and monitoring
23 activities for mosquitoes and other arthropod
24 vectors of disease, and surveillance of animals
25 which provide a reservoir for disease-producing
26 organisms.

27 (C) To conduct training activities to promote
28 vector control programs and integrated pest
29 management as defined in the Vector Control Act.

30 (D) To respond to inquiries, investigate
31 complaints, conduct evaluations and provide
32 technical consultation to help reduce or eliminate
33 public health hazards and nuisance conditions
34 associated with mosquitoes and other vectors.

1 (E) To provide financial assistance to units
 2 of local government for training, investigation and
 3 response to public nuisances associated with
 4 mosquitoes and other vectors of disease.

5 (4) 2% shall be available to the Department of
 6 Agriculture for its activities under the Illinois
 7 Pesticide Act relating to used and waste tires.

8 (5) 2% shall be available to the Pollution Control
 9 Board for administration of its activities relating to
 10 used and waste tires.

11 (6) 10% shall be available to the Department of
 12 Natural Resources for the Illinois Natural History Survey
 13 to perform research to study the biology, distribution,
 14 population ecology, and biosystematics of tire-breeding
 15 arthropods, especially mosquitoes, and the diseases they
 16 spread.

17 (d) By January 1, 1998, and biennially thereafter,
 18 each State agency receiving an appropriation from the Used
 19 Tire Management Fund shall report to the Governor and the
 20 General Assembly on its activities relating to the Fund.

21 (e) Any monies appropriated from the Used Tire
 22 Management Fund, but not obligated, shall revert to the Fund.

23 (f) In administering the provisions of subdivisions (1),
 24 (2) and (3) of subsection (c) of this Section, the Agency,
 25 the Department of Commerce and Community Affairs, and the
 26 Illinois Department of Public Health shall ensure that
 27 appropriate funding assistance is provided to any
 28 municipality with a population over 1,000,000 or to any
 29 sanitary district which serves a population over 1,000,000.

30 ~~(g) Pursuant to appropriation, monies in excess of \$2~~
 31 ~~million per fiscal year from the Used Tire Management Fund~~
 32 ~~shall be used as follows:~~

33 ~~(1) 55% shall be available to the Agency to~~
 34 ~~undertake preventive, corrective or renewed action as~~

1 authorized--by-and-in-accordance-with-Section-55.3-and-to
2 recover-costs-in-accordance-with-Section-55.3.

3 (2)--45%--shall-be-available--to--the--Department--of
4 Commerce-and-Community-Affairs-to-provide-grants-or-loans
5 for-the-purposes-of:

6 (i)--assisting--units--of--local-government-and
7 private-industry-in-the-establishment-of--facilities
8 and--programs--to-collect,--process-and-utilize-waste
9 tires-and-tire-derived-material;

10 (ii)--demonstrating---the---feasibility---of
11 innovative-technologies-as-a--means--of--collecting,
12 storing,--processing,--and--utilizing-used-and-waste
13 tires-and-tire-derived-materials;-and

14 (iii)--applying-demonstrated-technologies-as--a
15 means---of---collecting,--storing,--processing,--and
16 utilizing-used-and--waste--tires--and--tire--derived
17 materials.

18 (Source: P.A. 91-856, eff. 6-22-00; 92-16, eff. 6-28-01.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.