



Rep. Karen May

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09400HB1585ham001

LRB094 10116 RSP 43396 a

1 AMENDMENT TO HOUSE BILL 1585

2 AMENDMENT NO. _____. Amend House Bill 1585 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 School Playgrounds Act.

6 Section 5. Background. On February 22, 2002, the U.S.
7 Environmental Protection Agency (EPA) announced that the
8 manufacturers of chromated copper arsenate (CCA) would
9 voluntarily cancel their registrations for most non-industrial
10 and recreational uses of CCA-treated wood, including
11 playground equipment. The U.S. EPA accepted this change,
12 effective December, 31, 2003, but has allowed existing
13 inventory to be depleted beyond that date. Alternative wood
14 preservatives that do not use arsenic or chromium in their
15 chemical formulations are now available for use in wood treated
16 for playground equipment.

17 Section 7. Purpose. The General Assembly applauds the U.S.
18 EPA and the industry manufacturers for their voluntary actions
19 to eliminate the new introduction of CCA-treated wood, but
20 would like to do more to address the fact that existing
21 CCA-treated inventory is still available for playground
22 equipment in this State.

1 Section 10. New playground equipment. On and after January
2 1, 2006 neither the State nor any unit of local government or
3 school district within this State shall construct or install
4 any new playground equipment treated or containing the
5 pesticide chromated copper arsenate.

6 Section 30. Home rule. A home rule unit may not regulate
7 playground equipment materials in a manner less restrictive
8 than as provided in this Act. This Section is a denial and
9 limitation of home rule powers and functions under subsection
10 (i) of Section 6 of Article VII of the Illinois Constitution."