

HB0578



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB0578

Introduced 2/5/2007, by Rep. Sandy Cole

SYNOPSIS AS INTRODUCED:

New Act

Creates the Plastic Bag Recycling Act. Requires certain retailers that distribute plastic bags to consumers to implement a plastic bag collection and recycling program. Sets out plastic bag recycling program requirements. Provides that any retailer who knowingly violates the Act is guilty of a business offense punishable by a fine of not more than \$500 for the second offense and every offense thereafter.

LRB095 10115 CMK 30329 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 1. Short title. This Act may be cited as the
5 Plastic Bag Recycling Act.

6 Section 5. Definitions. As used in this Act:

7 "Consumer" means any person who makes a purchase at retail
8 for any purpose other than resale.

9 "Distributing plastic bags to consumers" means the act of a
10 retailer giving to a consumer a plastic bag to store or
11 transport goods purchased at retail.

12 "Plastic bag" means any plastic, latex, or polypropylene
13 bag.

14 "Purchase at retail" means the acquisition of the ownership
15 of or title to tangible personal property through a sale at
16 retail.

17 "Retailer" means a person engaged in the business of making
18 sales at retail that owns or controls more than 10,000 square
19 feet of retail space.

20 Section 10. Recycling program.

21 (a) Within 60 days after the effective date of this Act,
22 all retailers, as defined by Section 5 of this Act,

1 distributing plastic bags to consumers as part of a purchase at
2 retail shall:

3 (1) implement a plastic bag collection program that
4 facilitates the return and recycling of plastic bags
5 distributed to consumers by that retailer;

6 (2) provide a clearly marked receptacle for the
7 collection of plastic bags that is in a convenient location
8 for that retailer's consumers; and

9 (3) arrange for the pick-up, transport, and recycling
10 of plastic bags deposited in the collection receptacles by
11 consumers.

12 (b) In meeting the requirements of this Section, retailers
13 may work individually or as part of a group.

14 Section 15. Penalty. Any retailer who knowingly violates
15 this Act is guilty of a business offense punishable by a fine
16 of not more than \$500 for the second offense and every offense
17 thereafter.