

# HB2811



## 97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB2811

Introduced 2/18/2011, by Rep. Tom Cross - John D. Cavaletto

### SYNOPSIS AS INTRODUCED:

415 ILCS 5/57

Amends the Environmental Protection Act. Makes a technical change to a Section concerning the intent and purpose of the Leaking Underground Storage Tank Program.

LRB097 08526 JDS 48653 b

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 5. The Environmental Protection Act is amended by  
5 changing Section 57 as follows:

6 (415 ILCS 5/57)

7 Sec. 57. Intent and purpose. This Title shall be known and  
8 ~~and~~ may be cited as the Leaking Underground Storage Tank  
9 Program (LUST). The purpose of this Title is, in accordance  
10 with the requirements of the Hazardous and Solid Waste  
11 Amendments of 1984 of the Resource Conservation and Recovery  
12 Act of 1976 and in accordance with the State's interest in the  
13 protection of Illinois' land and water resources: (1) to adopt  
14 procedures for the remediation of underground storage tank  
15 sites due to the release of petroleum and other substances  
16 regulated under this Title from certain underground storage  
17 tanks or related tank systems; (2) to establish and provide  
18 procedures for a Leaking Underground Storage Tank Program which  
19 will oversee and review any remediation required for leaking  
20 underground storage tanks, and administer the Underground  
21 Storage Tank Fund; (3) to establish an Underground Storage Tank  
22 Fund intended to be a State fund by which persons who qualify  
23 for access to the Underground Storage Tank Fund may satisfy the

1 financial responsibility requirements under applicable State  
2 law and regulations; (4) to establish requirements for eligible  
3 owners and operators of underground storage tanks to seek  
4 payment for any costs associated with physical soil  
5 classification, groundwater investigation, site classification  
6 and corrective action from the Underground Storage Tank Fund;  
7 and (5) to audit and approve corrective action efforts  
8 performed by Licensed Professional Engineers.

9 (Source: P.A. 91-357, eff. 7-29-99.)