

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 3.360 as follows:

6 (415 ILCS 5/3.360) (was 415 ILCS 5/3.84)

7 Sec. 3.360. Potentially infectious medical waste.

8 (a) "Potentially infectious medical waste" means the  
9 following types of waste generated in connection with the  
10 diagnosis, treatment (i.e., provision of medical services), or  
11 immunization of human beings or animals; research pertaining to  
12 the provision of medical services; or the production or testing  
13 of biologicals:

14 (1) Cultures and stocks. This waste shall include but  
15 not be limited to cultures and stocks of agents infectious  
16 to humans, and associated biologicals; cultures from  
17 medical or pathological laboratories; cultures and stocks  
18 of infectious agents from research and industrial  
19 laboratories; wastes from the production of biologicals;  
20 discarded live or attenuated vaccines; or culture dishes  
21 and devices used to transfer, inoculate, or mix cultures.

22 (2) Human pathological wastes. This waste shall  
23 include tissue, organs, and body parts (except teeth and

1 the contiguous structures of bone and gum); body fluids  
2 that are removed during surgery, autopsy, or other medical  
3 procedures; or specimens of body fluids and their  
4 containers.

5 (3) Human blood and blood products. This waste shall  
6 include discarded human blood, blood components (e.g.,  
7 serum and plasma), or saturated material containing free  
8 flowing blood or blood components.

9 (4) Used sharps. This waste shall include but not be  
10 limited to discarded sharps used in animal or human patient  
11 care, medical research, or clinical or pharmaceutical  
12 laboratories; hypodermic, intravenous, or other medical  
13 needles; hypodermic or intravenous syringes; Pasteur  
14 pipettes; scalpel blades; or blood vials. This waste shall  
15 also include but not be limited to other types of broken or  
16 unbroken glass (including slides and cover slips) in  
17 contact with infectious agents.

18 (5) Animal waste. Animal waste means discarded  
19 materials, including carcasses, body parts, body fluids,  
20 blood, or bedding originating from animals inoculated  
21 during research, production of biologicals, or  
22 pharmaceutical testing with agents infectious to humans.

23 (6) Isolation waste. This waste shall include  
24 discarded materials contaminated with blood, excretions,  
25 exudates, and secretions from humans that are isolated to  
26 protect others from highly communicable diseases. "Highly

1 communicable diseases" means those diseases identified by  
2 the Board in rules adopted under subsection (e) of Section  
3 56.2 of this Act.

4 (7) Unused sharps. This waste shall include but not be  
5 limited to the following unused, discarded sharps:  
6 hypodermic, intravenous, or other needles; hypodermic or  
7 intravenous syringes; or scalpel blades.

8 (b) Potentially infectious medical waste does not include:

9 (1) waste generated as general household waste;

10 (2) waste (except for sharps) for which the infectious  
11 potential has been eliminated by treatment; ~~or~~

12 (3) sharps that meet both of the following conditions:

13 (A) the infectious potential has been eliminated  
14 from the sharps by treatment; and

15 (B) the sharps are rendered unrecognizable by  
16 treatment; or -

17 (4) sharps that are managed in accordance with the  
18 following requirements:

19 (A) the infectious potential is eliminated from  
20 the sharps by treatment at a facility that is permitted  
21 by the Agency for the treatment of potentially  
22 infectious medical waste;

23 (B) the sharps are certified by the treatment  
24 facility as non-special waste in accordance with  
25 Section 22.48 of this Act;

26 (C) the sharps are packaged at the treatment

1 facility the same as required under Board rules for  
2 potentially infectious medical waste;

3 (D) the sharps are transported under the custody of  
4 the treatment facility to a landfill permitted by the  
5 Agency under Section 21 of this Act to accept municipal  
6 waste for disposal; and

7 (E) the activities in subparagraphs (A) through  
8 (D) of this paragraph (4) are authorized in, and  
9 conducted in accordance with, a permit issued by the  
10 Agency to the treatment facility.

11 (Source: P.A. 92-574, eff. 6-26-02.)