



Rep. Frank J. Mautino

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1 AMENDMENT TO HOUSE BILL 4505

2 AMENDMENT NO. _____. Amend House Bill 4505 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Dead Animal Disposal Act is
5 amended by changing Sections 1.1, 4, 6, 9.1, 9.2, 9.3, 12, and
6 18 as follows:

7 (225 ILCS 610/1.1) (from Ch. 8, par. 149.1)

8 Sec. 1.1. As used in this Act, unless the context otherwise
9 requires:

10 (a) "Department" means the Department of Agriculture of the
11 State of Illinois.

12 (b) "Person" means any individual, firm, partnership,
13 association, corporation or other business entity.

14 (c) "Renderer" means any person who, for other than human
15 consumption, collects, cooks and processes bodies or parts of
16 bodies of dead animals, poultry or fish, or used cooking grease

1 and oils, for the purpose of salvaging hides, wool, skins or
2 feathers, and for the production of animal, poultry, or fish
3 protein, blood meal, bone meal, grease or tallow.

4 (d) "Blender" means any person who acquires inedible
5 by-products of bodies or parts of bodies of dead animals,
6 poultry or fish, or used cooking grease and oils, for the
7 purpose of blending them to obtain a desired percentage of
8 protein, degree of quality or color for use in animal feed,
9 poultry feed or fertilizers.

10 (e) "Collection center" means any place where bodies or
11 parts of bodies of dead animals, poultry or fish, or used
12 cooking grease and cooking oils, are collected for loading into
13 a permitted vehicle for delivery to the renderer.

14 (f) "Permittee" means any person issued a vehicle permit
15 under the provisions of this Act.

16 (g) "Licensee" means any person licensed under the
17 provisions of this Act.

18 (h) "Rendering materials" means bodies or parts of bodies
19 of dead animals, poultry or fish, or used cooking grease and
20 oils.

21 (i) "Animal collection service" means a company that
22 conveys dead animals to a landfill facility licensed under the
23 Environmental Protection Act when no rendering service is
24 available. Waste haulers collecting waste in which a dead
25 animal is included incidental to such waste shall not be
26 considered an "animal collection service" activity.

1 (j) "Grease and oil collector" means any person who
2 collects for reuse or recycling used cooking grease and cooking
3 oils in a permitted vehicle for delivery to a grease and
4 cooking oil processor for purposes other than rendering or
5 blending.

6 (k) "Grease and oil processor" means any person who stores,
7 filters, processes, or distributes for reuse or recycling used
8 cooking grease and cooking oils for uses other than rendering
9 or blending.

10 (Source: P.A. 88-133.)

11 (225 ILCS 610/4) (from Ch. 8, par. 152)

12 Sec. 4. Application for such license shall be made to the
13 Department on forms provided by it, which application shall set
14 forth the name and residence of the applicant, classification
15 of license or licenses requested, his place or proposed place
16 of business, and the particular method which he intends to
17 employ in disposing of rendering material and such other
18 information as the Department may require. The licenses shall
19 be classified according to type of plant operated. Renderer:
20 Class "A"--dead animals only; Class "B"--parts of bodies of
21 animals, scrap, bones, fat, used cooking grease and oils; Class
22 "C"--poultry or parts of poultry and Class "D"--fish or parts
23 of fish; Blender: Class "E"; Collection Center: Class "F";
24 Animal Collection Service: Class "G"; grease and oil processor:
25 Class "H".

1 (Source: P.A. 88-133.)

2 (225 ILCS 610/6) (from Ch. 8, par. 154)

3 Sec. 6. On the receipt of the certification described in
4 Section 5, and the payment of the fee provided herein, the
5 Department shall issue a license to the applicant to conduct
6 such business at the place specified in the application for one
7 calendar year or for the portion of the calendar year remaining
8 at the time the license is issued. No license shall be issued
9 for a plant not located within the boundaries of the State of
10 Illinois. No license issued under this Section is transferable.

11 The following nonrefundable fees shall accompany each
12 application for a license.

- 13 (1) For an original license of any
- 14 classification other than Class "F" \$150
- 15 (2) For the annual renewal of a license
- 16 of any classification other than Class "F"..... \$150
- 17 (3) For an original license for each
- 18 additional classification other than Class "F" .. \$50
- 19 (4) For the annual renewal of the license of
- 20 any additional classification
- 21 other than Class "F" \$50
- 22 (5) For an original Class "F" license \$25
- 23 (6) For the annual renewal
- 24 of a Class "F" license \$25
- 25 (7) For an original Class "G" license \$25

1	(8) For the annual renewal of a Class "G"	
2	license.....	\$25
3	<u>(9) For an original Class "H" license</u>	<u>\$25</u>
4	<u>(10) For the annual renewal of a Class "H"</u>	
5	<u>license.....</u>	<u>\$25</u>
6	(Source: P.A. 88-133.)	

7 (225 ILCS 610/9.1) (from Ch. 8, par. 157.1)

8 Sec. 9.1. Except as otherwise provided in Section 14, no

9 person shall operate a vehicle used to transport rendering

10 materials or used cooking grease or cooking oils in this State

11 without a vehicle permit issued by the Department or without

12 complying with this Act. Applications for vehicle permits shall

13 be accepted only from licensed renderers and grease and oil

14 processors and shall include the name and address of the

15 proposed permittee, the location of the place or intended place

16 of the proposed permittee's business, the number and types of

17 vehicles to be used by the proposed permittee and such other

18 information as may be required by regulations of the

19 Department. Owners or operators of vehicles not owned by

20 licensed renderers or grease and oil processors in this State

21 shall secure a permit through the licensed renderer, ~~or~~

22 renderers, or grease and oil processors to whom the rendering

23 material or used cooking grease and cooking oil will be

24 delivered. The Department shall issue a Class 1 permit for the

25 transporting of dead animals, fish or poultry; a Class 2 permit

1 for transporting parts of bodies of animals, scrap, bones, fat,
2 or used cooking grease and oils; a Class 3 permit for
3 transporting hides; and a Class 4 permit for transporting
4 bodies or parts of bodies of dead animals, poultry or fish to a
5 landfill as an animal collection service. Permits issued
6 hereunder shall be renewable annually during December of each
7 year. All vehicle permits not renewed during December of each
8 year shall expire on December 31 of that year. A \$10 fee shall
9 accompany each application for a vehicle permit or renewal
10 thereof.

11 (Source: P.A. 88-133.)

12 (225 ILCS 610/9.2) (from Ch. 8, par. 157.2)

13 Sec. 9.2. Each vehicle issued a Class 1 permit shall have
14 the inscription "Illinois Dead Animal Disposal Permit No. ...",
15 as assigned; each truck granted a Class 2 permit shall have the
16 inscription "Illinois Scrap and Grease Permit No. ...", as
17 assigned; and each truck granted a Class 3 permit shall have
18 the inscription "Illinois Hide Permit No. ...", as assigned.
19 All of these inscriptions shall be painted in a conspicuous
20 place in contrasting color on the left side of the bed of the
21 vehicle in letters not less than 3 inches high. If the vehicle
22 transporting the rendering material or used cooking grease and
23 cooking oil or conveying dead animals to a landfill is not a
24 van type truck, the vehicle bed, as well as any properly
25 identified tanks or barrels used for the transportation of

1 rendering material, or used cooking grease and cooking oil when
2 loaded or partially loaded, shall be covered when traveling
3 highways of the State of Illinois. Vehicle beds shall be
4 leak-proof or constructed so that no drippings or seepage can
5 escape.

6 Collection vehicles containing rendering material or used
7 cooking grease and cooking oil or used for transporting dead
8 animals, poultry, fish, or parts of bodies thereof shall be
9 thoroughly scrubbed and disinfected after hauling each load, or
10 before proceeding for another load. All vehicle beds shall be
11 painted as necessary, and kept in good condition and repair at
12 all times.

13 (Source: P.A. 88-133.)

14 (225 ILCS 610/9.3) (from Ch. 8, par. 157.3)

15 Sec. 9.3. All permittees shall record each collection of
16 rendering materials or used cooking grease and cooking oil,
17 setting forth the date, quantity and description of rendering
18 material or used cooking grease and cooking oil collected, and
19 the person to whom such material was delivered. The permittee
20 shall give a receipt to every person from whom the permittee
21 collects rendering materials or used cooking grease and cooking
22 oil. The original of such records, and a copy of all receipts
23 given by the permittee for rendering material or used cooking
24 grease and cooking oil shall be retained by the permittee until
25 the rendering materials or used cooking grease and cooking oil

1 are delivered to their destination. Thereafter, the record and
2 receipt shall be retained by the permittee for a minimum of 3
3 months and shall be available for inspection by authorized
4 personnel of the Department.

5 (Source: P.A. 83-760.)

6 (225 ILCS 610/12) (from Ch. 8, par. 160)

7 Sec. 12. The Department shall make such reasonable
8 regulations for the carrying on and conduct of such business as
9 it may deem advisable and all persons engaged in such business
10 shall comply therewith. The Department, or its
11 representatives, in performing the duties vested in it under
12 this Act is empowered to enter, during usual working hours, any
13 premises, buildings, or other places where dead animals or used
14 cooking grease and cooking oil may be found, for the purpose of
15 administering the provisions of this Act.

16 Licensees shall comply with rules, bulletins, manuals of
17 procedure and guidelines pertaining to renderers and blenders
18 and the handling and distribution of condemned or inedible meat
19 or poultry products which implement the federal Meat Inspection
20 Act and the federal Poultry Inspection Act. Such rules,
21 bulletins, manuals and guidelines shall become effective on the
22 date designated by the United States Department of Agriculture.

23 (Source: P.A. 86-231.)

24 (225 ILCS 610/18) (from Ch. 8, par. 166)

1 Sec. 18. The transportation of bodies or parts of bodies of
2 dead animals, poultry or fish, ~~or used cooking greases and~~
3 ~~oils,~~ raw or unrendered, except green or salted hides, shall
4 not be allowed into other states except by reciprocal
5 agreements with other states under rules of the Department.

6 (Source: P.A. 87-157.)

7 Section 10. The Criminal Code of 2012 is amended by
8 changing Section 48-7 as follows:

9 (720 ILCS 5/48-7)

10 Sec. 48-7. Feeding garbage to animals.

11 (a) Definitions. As used in this Section:

12 "Department" means the Department of Agriculture of
13 the State of Illinois.

14 "Garbage" has the same meaning as in the federal Swine
15 Health Protection Act (7 U.S.C. 3802) and also includes
16 putrescible vegetable waste. "Garbage" does not include
17 the contents of the bovine digestive tract ~~means~~
18 ~~putrescible vegetable waste, animal, poultry, or fish~~
19 ~~carcasses or parts thereof resulting from the handling,~~
20 ~~preparation, cooking, or consumption of food, but does not~~
21 ~~include the contents of the bovine digestive tract.~~
22 ~~"Garbage" also means the bodies or parts of bodies of~~
23 ~~animals, poultry or fish.~~

24 "Person" means any person, firm, partnership,

1 association, corporation, or other legal entity, any
2 public or private institution, the State, or any municipal
3 corporation or political subdivision of the State.

4 (b) A person commits feeding garbage to animals when he or
5 she feeds or permits the feeding of garbage to swine or any
6 animals or poultry on any farm or any other premises where
7 swine are kept.

8 (c) Establishments licensed under the Illinois Dead Animal
9 Disposal Act or under similar laws in other states are exempt
10 from the provisions of this Section.

11 (d) Nothing in this Section shall be construed to apply to
12 any person who feeds garbage produced in his or her own
13 household to animals or poultry kept on the premises where he
14 or she resides except this garbage if fed to swine shall not
15 contain particles of meat.

16 (e) Sentence. Feeding garbage to animals is a Class B
17 misdemeanor, and for the first offense shall be fined not less
18 than \$100 nor more than \$500 and for a second or subsequent
19 offense shall be fined not less than \$200 nor more than \$500 or
20 imprisoned in a penal institution other than the penitentiary
21 for not more than 6 months, or both.

22 (f) A person violating this Section may be enjoined by the
23 Department from continuing the violation.

24 (g) The Department may make reasonable inspections
25 necessary for the enforcement of this Section, and is
26 authorized to enforce, and administer the provisions of this

1 Section.

2 (Source: P.A. 97-1108, eff. 1-1-13.)".