

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 adding Sections 22.38a and 22.54b as follows:

6 (415 ILCS 5/22.38a new)

7 Sec. 22.38a. Limitation on fees assessed by local  
8 government on facilities accepting exclusively general  
9 construction and demolition debris. Except in counties with a  
10 population in excess of 1,500,000 residents, a facility  
11 regulated under Section 22.38 of this Act shall not be subject  
12 to annual fees assessed by a unit of local government and that  
13 are directly related to the facility's recycling activities in  
14 excess of \$2,000. A home rule unit may not regulate these fees  
15 in a manner that is inconsistent with this Section. This  
16 Section is a limitation under subsection (i) of Section 6 of  
17 Article VII of the Illinois Constitution on the concurrent  
18 exercise by home rule units of powers and functions exercised  
19 by the State.

20 (415 ILCS 5/22.54b new)

21 Sec. 22.54b. Limitation on fees assessed by local  
22 government on facilities that have received a beneficial use

1 determination. Except in counties with a population in excess  
2 of 1,500,000 residents, a facility that has received a  
3 beneficial use determination from the Agency under Section  
4 22.54 of this Act shall not be subject to annual fees assessed  
5 by a unit of local government and that are directly related to  
6 the facility's recycling activities in excess of \$1,500. A home  
7 rule unit may not regulate these fees in a manner that is  
8 inconsistent with this Section. This Section is a limitation  
9 under subsection (i) of Section 6 of Article VII of the  
10 Illinois Constitution on the concurrent exercise by home rule  
11 units of powers and functions exercised by the State.

12 Section 99. Effective date. This Act takes effect upon  
13 becoming law.