

1 AN ACT concerning asbestos abatement.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The Asbestos Abatement Act is amended by
5 changing Section 7 as follows:

6 (105 ILCS 105/7) (from Ch. 122, par. 1407)

7 Sec. 7. Consistency with federal law. Rules and
8 regulations issued pursuant to this Act, including those
9 governing the preparation of a list of contractors and the
10 removal of contractors therefrom as provided for in Section
11 10, shall not be inconsistent with rules and regulations
12 promulgated by the United States Environmental Protection
13 Agency pursuant to the Toxic Substances Control Act, the
14 Clean Air Act or other applicable federal statutes. Rules
15 issued under this Act shall incorporate the United States
16 Occupational Safety and Health Administration Asbestos
17 Construction Standard, 29 C.F.R. Part 1926.1101, as revised
18 June 29, 1998 or thereafter, and the United States
19 Occupational Safety and Health Administration Instruction CPL
20 2-2.63 (November 3, 1995, as amended January 9, 1996),
21 including the Appendix D Settlement Agreement with the
22 Flooring Industry. The Department shall not enforce or
23 attempt to enforce rules that impose requirements different
24 than the aforementioned United States Occupational Safety and
25 Health Administration Standard and Instruction.

26 (Source: P.A. 84-951.)

27 Section 10. The Commercial and Public Building Asbestos
28 Abatement Act is amended by changing Section 25 as follows:

29 (225 ILCS 207/25)

1 Sec. 25. Consistency with federal law. Rules issued
2 under this Act, including those governing the preparation of
3 a list of response action contractors and the removal of
4 response action contractors from the list as provided for in
5 Section 20, shall not be inconsistent with rules and
6 regulations promulgated by the United States Environmental
7 Protection Agency under the Toxic Substances Control Act, the
8 Clean Air Act, or other applicable federal statutes. Rules
9 issued under this Act shall incorporate the United States
10 Occupational Safety and Health Administration Asbestos
11 Construction Standard, 29 C.F.R. Part 1926.1101, as revised
12 June 29, 1998 or thereafter, and the United States
13 Occupational Safety and Health Administration Instruction CPL
14 2-2.63 (November 3, 1995, as amended January 9, 1996),
15 including the Appendix D Settlement Agreement with the
16 Flooring Industry. The Department shall not enforce or
17 attempt to enforce rules that impose requirements different
18 than the aforementioned United States Occupational Safety and
19 Health Administration Standard and Instruction.
20 (Source: P.A. 89-143, eff. 7-14-95.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.