

SB3055



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB3055

Introduced 2/15/2018, by Sen. Heather A. Steans

SYNOPSIS AS INTRODUCED:

415 ILCS 5/52.3-15 new

Amends the Environmental Protection Act. Provides that the Environmental Protection Agency shall administer the moneys available to the State under a specified environmental mitigation trust agreement for states. Provides that the Agency may allocate administrative costs to specified eligible mitigation actions. Provides that a Beneficiary Mitigation Plan submitted by the State under the specified environmental trust agreement shall comply with these provisions. Provides that a Beneficiary Mitigation Plan filed within 60 days after the effective date of the amendatory Act shall be revised to comply with the amendatory Act and resubmitted in accordance with the specified environmental mitigation trust agreement. Effective immediately.

LRB100 19677 MJP 34951 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT relating to the Volkswagen Environmental Mitigation
2 Trust.

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

5 Section 5. The Environmental Protection Act is amended by
6 adding Section 52.3-15 as follows:

7 (415 ILCS 5/52.3-15 new)

8 Sec. 52.3-15. Environmental Mitigation Trust.

9 (a) As used in this Section:

10 "Appendix D-2" means Appendix D-2 to the Environmental
11 Mitigation Trust, entitled "Eligible Mitigation Actions and
12 Mitigation Action Expenditures".

13 "Beneficiary Mitigation Plan" means a plan described in
14 paragraph 4.1 of the Environmental Mitigation Trust.

15 "Director" means the Director of the Agency.

16 "Eligible Mitigation Action" has the meaning provided in
17 paragraph 1.9 of the Environmental Mitigation Trust.

18 "Environmental Mitigation Trust" means the Environmental
19 Mitigation Trust Agreement for State Beneficiaries filed on
20 October 2, 2017 in In re: Volkswagen "Clean Diesel" Marketing,
21 Sales Practices, and Products Liability Litigation,
22 3:16-CV-00295-CRB, MDL No. 2672 CRB (JSC) (N.D. 3 Cal.).

23 (b) The Agency shall administer the moneys available to the

1 State under the Environmental Mitigation Trust so that:

2 (1) 15% of the moneys are dedicated to the purchase of
3 light duty electric vehicle supply equipment that
4 qualifies under Eligible Mitigation Action 9 in Appendix
5 D-2, entitled "Light Duty Zero Emission Vehicle Supply
6 Equipment"; and

7 (2) the remainder of the moneys are dedicated to the
8 replacement of fossil fuel-powered vehicles with
9 all-electric vehicles under one or more of the following
10 Eligible Mitigation Actions:

11 (A) 1, entitled "Class 8 Local Freight Trucks and
12 Port Drayage Trucks (Eligible Large Trucks)";

13 (B) 2, entitled "Class 4-8 School Bus, Shuttle Bus,
14 or Transit Bus (Eligible Buses)"; and

15 (C) 6, entitled "Class 4-7 Local Freight Trucks
16 (Medium Trucks)".

17 (c) The Agency may allocate administrative costs to the
18 Eligible Mitigation Actions identified in subsection (b) of
19 this Section in accordance with Appendix D-2.

20 (d) A Beneficiary Mitigation Plan submitted by the State of
21 Illinois under the Environmental Mitigation Trust shall comply
22 with this Section. A Beneficiary Mitigation Plan filed within
23 60 days after the effective date of this amendatory Act of the
24 100th General Assembly shall be revised to comply with this
25 amendatory Act of the 100th General Assembly and resubmitted in
26 accordance with the Environmental Mitigation Trust.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.