



Rep. Rita Mayfield

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10400HB5285ham002

LRB104 18374 WRO 36052 a

1 AMENDMENT TO HOUSE BILL 5285

2 AMENDMENT NO. _____. Amend House Bill 5285 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Radioactive Waste Storage Act is amended
5 by changing Section 6 as follows:

6 (420 ILCS 35/6) (from Ch. 111 1/2, par. 230.6)

7 Sec. 6. Radioactive waste sites; acquisition and funding
8 of maintenance.

9 (a) It is recognized by the General Assembly that any site
10 used for the concentration and storage of radioactive waste
11 material will represent a continuing and perpetual
12 responsibility in the interests of the public health, safety
13 and general welfare, and that the same must ultimately be
14 reposed in a sovereign government without regard for the
15 existence or nonexistence of any particular agency,
16 instrumentality, department, division or officer thereof. In

1 all instances lands, buildings and grounds which are to be
2 designated as sites for the concentration and storage of
3 radioactive waste materials shall be acquired in fee simple
4 absolute and dedicated in perpetuity to such purpose. All
5 rights, title and interest in, of, and to any radioactive
6 waste materials accepted by IEMA-OHS ~~the Agency~~ for permanent
7 storage at such facilities, shall upon acceptance become the
8 property of the State and shall be in all respects
9 administered, controlled, and disposed of, including transfer
10 by sale, lease, loan or otherwise, by IEMA-OHS ~~the Agency~~ in
11 the name of the State. All fees received pursuant to contracts
12 or agreements entered into by IEMA-OHS ~~the Agency~~ shall be
13 deposited in the State Treasury and shall be set apart in a
14 special fund to be known as the "Low-Level Radioactive Waste
15 Facility Operation Radioactive Waste Site Perpetual Care
16 Fund". Moneys ~~Monies~~ deposited into ~~in~~ the Low-Level
17 Radioactive Waste Facility Operation Fund ~~fund~~ shall be
18 expended by IEMA-OHS ~~the Agency~~ to monitor and maintain the
19 site as required to protect the public health and safety on a
20 continuing and perpetual basis.

21 (b) All payments received by IEMA-OHS (formerly the
22 Department of Nuclear Safety) ~~the Department of Nuclear Safety~~
23 ~~(now the Agency)~~ pursuant to the settlement agreement entered
24 May 25, 1988, in the matter of the People of the State of
25 Illinois, et al. v. Teledyne, Inc., et al. (No. 78 MR 25,
26 Circuit Court, Bureau County, Illinois) shall be held in the

1 Sheffield February 1982 Agreed Order Fund by the State
2 Treasurer separate and apart from all public moneys or funds
3 of the State, and shall be used only as provided in such
4 settlement agreement. Interest earned by the investment or
5 deposit of moneys accumulated in the Sheffield February 1982
6 Agreed Order Fund shall be deposited into the Sheffield
7 February 1982 Agreed Order Fund for the continued maintenance
8 of the Sheffield Low-Level Radioactive Waste Site and the
9 surrounding buffer zone to protect the public health and
10 safety on a continuing and perpetual basis.

11 (Source: P.A. 103-569, eff. 6-1-24.)

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