



Rep. Nick Sauer

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LRB100 19769 MJP 40819 a

1 AMENDMENT TO SENATE BILL 3550

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3550 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Consumer Electronics Recycling Act is  
5 amended by changing Sections 1-10 and 1-25 as follows:

6 (415 ILCS 151/1-10)

7 (Section scheduled to be repealed on December 31, 2026)

8 Sec. 1-10. Manufacturer e-waste program.

9 (a) For program year 2019 and each program year thereafter,  
10 each manufacturer shall, individually or as part of a  
11 manufacturer clearinghouse, provide a manufacturer e-waste  
12 program to transport and subsequently recycle, in accordance  
13 with the requirements of this Act, residential CEDs collected  
14 at, and prepared for transport from, the program collection  
15 sites and one-day collection events included in the program  
16 during the program year.

1 (b) Each manufacturer e-waste program must include, at a  
2 minimum, the following:

3 (1) satisfaction of the convenience standard described  
4 in Section 1-15 of this Act;

5 (2) instructions for designated county recycling  
6 coordinators and municipal joint action agencies to  
7 annually file notice to participate in the program;

8 (3) transportation and subsequent recycling of the  
9 residential CEDs collected at, and prepared for transport  
10 from, the program collection sites and one-day collection  
11 events included in the program during the program year; and

12 (4) submission of a report to the Agency, by March 1,  
13 2020, and each March 1 thereafter, which includes:

14 (A) the total weight of all residential CEDs  
15 transported from program collection sites and one-day  
16 collection events throughout the State during the  
17 preceding program year by CED category;

18 (B) the total weight of residential CEDs  
19 transported from all program collection sites and  
20 one-day collection events in each county in the State  
21 during the preceding program year by CED category; and

22 (C) the total weight of residential CEDs  
23 transported from all program collection sites and  
24 one-day collection events in each county in the State  
25 during that preceding program year and that was  
26 recycled.

1 (c) Each manufacturer e-waste program shall make the  
2 instructions required under paragraph (2) of subsection (b)  
3 available on its website by December 1, 2017, and the program  
4 shall provide to the Agency a hyperlink to the website for  
5 posting on the Agency's website.

6 (d) Nothing in this Act shall prevent a manufacturer from  
7 accepting, through a manufacturer e-waste program, residential  
8 CEDs collected through a curbside or drop-off collection  
9 program that is operated pursuant to a residential franchise  
10 collection ~~an~~ agreement authorized by Section 11-19-1 of the  
11 Illinois Municipal Code or Section 5-1048 of the Counties Code  
12 between a third party and a unit of local government located  
13 within a county or municipal joint action agency that has  
14 elected to participate in a manufacturer e-waste program.

15 (e) A collection program operated in accordance with this  
16 Section shall:

17 (1) meet the collector responsibilities under  
18 subsections (a), (a-5), (d), (e), and (g) under Section  
19 1-45 and require certification on the bill of lading or  
20 similar manifest from the unit of local government, the  
21 third party, and the county or municipal joint action  
22 agency that elected to participate in the manufacturer  
23 e-waste program that the CEDs were collected, to the best  
24 of their knowledge, from residential consumers in the State  
25 of Illinois;

26 (2) comply with the audit provisions under subsection

1 (g) of Section 1-30;

2 (3) locate any drop-off location where CEDs are  
3 collected on property owned by a unit of local government;  
4 and

5 (4) have signage at any drop-off location indicating  
6 only residential CEDs are accepted for recycling.

7 Manufacturers of CEDs are not financially responsible for  
8 transporting and consolidating CEDs collected from a  
9 collection program's drop-off location. Any drop-off location  
10 used in 2019 must have been identified by the county or  
11 municipal joint action agency in the written notice of election  
12 to participate in the manufacturer e-waste program in  
13 accordance with Section 1-20 by March 1, 2018. Any drop-off  
14 location operating in 2020 or in subsequent years must be  
15 identified by the county or municipal joint action agency in  
16 the annual written notice of election to participate in a  
17 manufacturer e-waste program in accordance with Section 1-20 to  
18 be eligible for the subsequent program year.

19 (Source: P.A. 100-362, eff. 8-25-17; 100-433, eff. 8-25-17.)

20 (415 ILCS 151/1-25)

21 (Section scheduled to be repealed on December 31, 2026)

22 Sec. 1-25. Manufacturer e-waste program plans.

23 (a) By ~~September~~ July 1, 2018 for program year 2019, and by  
24 July 1 of each year thereafter ~~for the upcoming program year,~~  
25 ~~beginning with program year 2019~~, each manufacturer shall,

1 individually or as a manufacturer clearinghouse, submit to the  
2 Agency a manufacturer e-waste program plan, which includes, at  
3 a minimum, the following:

4 (1) the contact information for the individual who will  
5 serve as the point of contact for the manufacturer e-waste  
6 program;

7 (2) the identity of each county that has elected to  
8 participate in the manufacturer e-waste program during the  
9 program year;

10 (3) for each county, the location of each program  
11 collection site and one-day collection event included in  
12 the manufacturer e-waste program for the program year;

13 (4) the collector operating each program collection  
14 site and one-day collection event included in the  
15 manufacturer e-waste program for the program year;

16 (5) the recyclers that manufacturers plan to use during  
17 the program year to transport and subsequently recycle  
18 residential CEDs under the program, with the updated list  
19 of recyclers to be provided to the Agency no later than  
20 December 1 preceding each program year; and

21 (6) an explanation of any deviation by the program from  
22 the standard program collection site distribution set  
23 forth in subsection (a) of Section 1-15 of this Act for the  
24 program year, along with copies of all written agreements  
25 made pursuant to paragraphs (1) or (2) of subsection (b) of  
26 Section 1-15 for the program year.

1 (b) Within 60 days after receiving a manufacturer e-waste  
2 program plan, the Agency shall review the plan and approve the  
3 plan or disapprove the plan.

4 (1) If the Agency determines that the program  
5 collection sites and one-day collection events specified  
6 in the plan will satisfy the convenience standard set forth  
7 in Section 1-15 of this Act, then the Agency shall approve  
8 the manufacturer e-waste program plan and provide written  
9 notification of the approval to the individual who serves  
10 as the point of contact for the manufacturer. The Agency  
11 shall make the approved plan available on the Agency's  
12 website.

13 (2) If the Agency determines the plan will not satisfy  
14 the convenience standard set forth in Section 1-15 of this  
15 Act, then the Agency shall disapprove the manufacturer  
16 e-waste program plan and provide written notification of  
17 the disapproval and the reasons for the disapproval to the  
18 individual who serves as the point of contact for the  
19 manufacturer. Within 30 days after the date of disapproval,  
20 the manufacturer shall submit a revised manufacturer  
21 e-waste program plan that addresses the deficiencies noted  
22 in the Agency's disapproval.

23 (c) Manufacturers shall assume financial responsibility  
24 for carrying out their e-waste program plans, including, but  
25 not limited to, financial responsibility for providing the  
26 packaging materials necessary to prepare shipments of

1 collected residential CEDs in compliance with subsection (e) of  
2 Section 1-45, as well as financial responsibility for bulk  
3 transportation and recycling of collected residential CEDs.  
4 (Source: P.A. 100-362, eff. 8-25-17; 100-433, eff. 8-25-17.)".