



Sen. Laura Fine

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10300HB2376sam001

LRB103 25377 LNS 60768 a

1 AMENDMENT TO HOUSE BILL 2376

2 AMENDMENT NO. _____. Amend House Bill 2376 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Environmental Protection Act is amended by
5 adding Section 52.11 as follows:

6 (415 ILCS 5/52.11 new)

7 Sec. 52.11. Disposable food service containers.

8 (a) In this Section:

9 "Disposable food service container" means service ware
10 designed for one-time use. "Disposable food service container"
11 includes, but is not limited to, service ware for take-out
12 foods, bakery products, and leftovers from partially consumed
13 meals. "Disposable food service container" does not include
14 polystyrene foam coolers or ice chests that are used for the
15 processing or shipping of seafood or service ware that is used
16 to contain, transport, or otherwise package raw, uncooked, or

1 butchered meat, poultry, fish, or seafood.

2 "Polystyrene foam" means blown polystyrene and expanded or
3 extruded foams using a styrene monomer.

4 "Service ware" means a container, bowl, plate, tray,
5 carton, cup, lid, or other item designed to contain,
6 transport, serve, or aid in the consumption of food or
7 beverages.

8 "State facility" means any facility (i) that is owned and
9 operated by the State or leased and operated by the State and
10 (ii) that is the primary stationary work location for 25 or
11 more State employees. "State facility" does not include any
12 facility under the jurisdiction of the legislative branch,
13 including the Auditor General, or the judicial branch.

14 (b) Beginning January 1, 2024, a State facility may not
15 sell or distribute a disposable food service container that is
16 composed in whole or in part of polystyrene foam.

17 (c) The prohibition in subsection (b) does not apply to
18 (i) an entity that receives State funds to provide food to
19 needy individuals at no or nominal charge or (ii) a State
20 agency that provides food to needy individuals at no or
21 nominal charge.

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