



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB4639

Introduced 1/31/2024, by Rep. Kam Buckner

SYNOPSIS AS INTRODUCED:

New Act

Creates the Small Single-Use Plastic Bottle Act. Provides that, beginning July 1, 2025, hotels with 50 rooms or more and, beginning January 1, 2026, hotels with less than 50 rooms may not provide small single-use plastic bottles containing personal care products to either (i) a customer of the establishment who is staying in a sleeping room accommodation or any space within the sleeping room accommodation or (ii) a customer of the establishment who is using a bathroom shared by the public or guests. Establishes civil penalties. Defines terms.

LRB103 38430 BDA 68566 b

1 AN ACT concerning regulation.

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

4 Section 1. Short title. This Act may be cited as the Small
5 Single-Use Plastic Bottle Act.

6 Section 5. Definitions. As used in this Act:

7 "Hotel" has the meaning given to it in the Hotel
8 Operators' Occupation Tax Act.

9 "Personal care product" means shampoo, hair conditioner,
10 or bath soap that is intended to be applied to or used on the
11 human body in the shower, bath, or any part thereof.

12 "Small single-use plastic bottle" means a plastic bottle
13 or container with less than a 6-ounce capacity that is
14 intended to be nonreusable by the end user.

15 Section 10. Small single-use plastic bottles at hotels.

16 (a) Beginning July 1, 2025, a hotel with 50 rooms or more
17 must not provide small single-use plastic bottles containing
18 personal care products to either a customer of the
19 establishment who is staying in a sleeping room accommodation
20 or any space within the sleeping room accommodation or a
21 customer of the establishment who is using a bathroom shared
22 by the public or guests.

1 (b) Beginning January 1, 2026, a hotel with less than 50
2 rooms must not provide small single-use plastic bottles
3 containing personal care products to either a customer of the
4 establishment who is staying in a sleeping room accommodation
5 or in any space within the sleeping room accommodation or a
6 customer of the establishment who is using a bathroom shared
7 by the public or guests.

8 (c) A hotel may provide personal care products in small
9 single-use plastic bottles to a person, at no cost, upon
10 request, at a place other than a sleeping room accommodation,
11 a space within the sleeping room accommodation, or a bathroom
12 shared by the public or guests.

13 (d) A unit of local government, including a home rule
14 unit, must not pass an ordinance, resolution, or rule
15 prohibiting a hotel from providing small single-use plastic
16 bottles containing personal care products to customers. This
17 Act is a denial and limitation of home rule powers and
18 functions under subsection (g) of Section 6 of Article VII of
19 the Illinois Constitution.

20 Section 15. Civil penalties.

21 (a) A hotel that violates this Act is liable for a
22 written warning for a first violation of this Act and is liable
23 for a civil penalty of \$500 for a second or subsequent
24 violation. The written warning shall recite the violation and
25 advise that subsequent violations may result in citations and

1 penalties. The Attorney General, a State's Attorney, or a
2 municipal attorney may bring an action in circuit court for a
3 civil penalty under this Section, and a circuit court may
4 impose the civil penalty described in this Section, against
5 the hotel for a second or subsequent violation of this Act.

6 (b) The Attorney General shall adopt rules to implement
7 this Section, including rules describing the jurisdictional
8 authority of the Attorney General, State's Attorneys, and
9 municipal attorneys to bring actions for civil penalties under
10 this Section.