



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB0278

Introduced 1/19/2007, by Rep. Thomas Holbrook

SYNOPSIS AS INTRODUCED:

New Act
415 ILCS 15/4

from Ch. 85, par. 5954

Creates the Electronic Scrap Recycling Act. Creates a not-for-profit, public-benefit corporation to manage the State collection, transportation, and recycling system for covered electronic devices. Sets forth the duties and responsibilities of the not-for-profit, public-benefit corporation. Prohibits the sale of covered electronic devices by a manufacturer who (i) is not in compliance with the Act or (ii) fails to permanently label the devices with the manufacturer's brand. Prohibits the sale of any covered electronic devices containing specified substances. Prohibits the disposal of the devices into a landfill or by incineration. Imposes a fee on manufacturers of covered electronic devices, and sets forth procedures for calculating the fee. Requires the Environmental Protection Agency to propose rules to require that any covered electronic device that is, or could be, considered hazardous waste be treated as universal waste. Requires the not-for-profit, public-benefit corporation to develop a minimum level of environmental design for all covered electronic devices sold in the State. Allows certain manufacturers to establish a self-recycling program. Requires audits of covered electronic device retailers and the not-for-profit, public-benefit corporation. Requires reports from manufacturers, retailers, and the not-for-profit, public-benefit corporation. Requires the recyclers of covered electronic devices to follow federal recycling guidelines. Contains other provisions. Amends the Solid Waste Planning and Recycling Act to provide that each county municipal waste plan shall contain an evaluation of the county's progress on the recycling of covered electronic devices. Effective immediately.

LRB095 04482 CMK 24530 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning safety.

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
5 Electronic Scrap Recycling Act.

6 Section 5. Definitions.

7 "Basel Convention" means the Basel Convention on the
8 Control of Transboundary Movements of Hazardous Wastes and
9 Their Disposal and is a global agreement ratified by over 100
10 member countries addressing the problems and challenges posed
11 by hazardous waste. It aims to minimize the generation of
12 hazardous wastes in terms of quantity and hazardousness, to
13 dispose of them as close to the source of generation as
14 possible, and to reduce the movement of hazardous wastes.

15 "Cathode ray tube" or "CRT" means a vacuum tube or picture
16 tube used to convert an electronic signal into a visual image
17 (for example, a computer monitor).

18 "Cellular telephone" means a hand-held mobile
19 radiotelephone, normally equipped with a viewing screen less
20 than 4 inches when measured diagonally, for use in an area
21 divided into small sections (cells), each with its own
22 short-range transmitter/receiver.

23 "Computer" means an electronic, magnetic, optical,

1 electrochemical, or other highspeed data processing device
2 performing logical, arithmetic, or storage functions, and may
3 include both a computer central processing unit and a monitor,
4 but does not include an automated typewriter or typesetter, a
5 portable hand-held calculator, a portable digital assistant,
6 or other similar device.

7 "Design for environment" means: (1) an environmental
8 manufacturing process that reduces the level of toxic materials
9 utilized in the manufacturing and production of a product and
10 (2) designing products that are easier to disassemble and
11 recycle.

12 "E-cycling" is a generic term applied to the process of
13 collecting, dismantling, refurbishing, or recycling electronic
14 discards.

15 "E-scrap" or "e-waste" is a popular, informal name for
16 electronic products at the end of their "useful life." The term
17 is loosely applied to consumer and business electronic
18 equipment and includes computers and their associated
19 peripheral equipment, as well as televisions, VCR/DVD players,
20 stereos, copiers, fax machines, and cellular phones.

21 "Agency" means the Environmental Protection Agency.

22 "Manufacturer" means any person who, on or after the
23 effective date of this Act, and irrespective of the selling
24 technique used, including by means of remote sale:

25 (1) manufactures covered electronic devices under its
26 own brand for sale in this State;

1 (2) manufactures covered electronic devices for sale
2 in this State without affixing a brand;

3 (3) resells in this State covered electronic devices
4 produced by other suppliers under its own brand or label;
5 or

6 (4) imports or exports covered electronic devices into
7 the United States that are sold in this State. If, however,
8 a company from which an importer purchases the merchandise
9 has a U.S. presence, assets, or both, that company (and not
10 the importer) shall be deemed to be the manufacturer.

11 "Monitor" means a separate visual display component of a
12 computer, either sold separately or together with a computer
13 central processing unit/computer box. A monitor is made up of:
14 (i) a cathode ray tube; liquid crystal display; gas plasma;
15 digital light processing; or other image projection technology
16 greater than 4 inches when measured diagonally; (ii) a case;
17 (iii) interior wires and circuitry; (iv) a cable to the central
18 processing unit; and (v) a power cord.

19 "Portable computer" means a computer and video display
20 greater than 4 inches in size when measured diagonally that can
21 be carried as one unit by an individual (for example, a laptop
22 computer).

23 "Recycling" means any process by which covered electronic
24 devices that would otherwise become solid waste or hazardous
25 waste are collected, separated, and processed to be returned to
26 use in the form of raw materials or products, in accordance

1 with environmental standards established by the Agency.

2 "Retailer" means a person who owns or operates a business
3 that sells new covered electronic devices in this State by any
4 means to an end user.

5 "Reuse" means any operation by which a covered electronic
6 device or component changes ownership for the same purpose for
7 which it was originally put on the market, and includes repair
8 and the continued use of whole systems or components.

9 "Video display device" means an output surface having a
10 viewable area greater than 4 inches when measured diagonally
11 that displays moving graphical images or a visual
12 representation of image sequences or pictures, showing a number
13 of quickly changing images on a screen in fast succession to
14 create the illusion of motion, including, if applicable, a
15 device that is an integral part of the display (and cannot be
16 easily removed from the display by the consumer) that produces
17 the moving image on the screen. Displays typically use a CRT,
18 liquid crystal display, gas plasma, digital light processing,
19 or other image projection technology.

20 Section 10. Scope of covered electronic devices (CEDs).

21 This Act covers the first sale of new desktop/personal
22 computers; computer monitors; portable computers; desktop
23 printers; computer peripherals, including zip drives,
24 scanners, cables, mice, and keyboards; CRT-based televisions;
25 non-CRT-based televisions; television peripherals including

1 VCRs, DVD players, and video game consoles; fax machines;
2 cellular telephones; MP3 players; and PDAs. This Act does not
3 cover any of the following:

4 (1) A covered electronic device that is a part of a
5 motor vehicle or any component part of a motor vehicle
6 assembled by, or for, a vehicle manufacturer or franchised
7 dealer, including replacement parts for use in a motor
8 vehicle.

9 (2) A covered electronic device that is functionally or
10 physically a part of a larger piece of equipment designed
11 and intended for use in an industrial, commercial,
12 agricultural, or medical setting, including diagnostic,
13 monitoring, or control equipment.

14 (3) A covered electronic device that is contained
15 within a clothes washer, clothes dryer, refrigerator,
16 refrigerator and freezer, microwave oven, conventional
17 oven or range, dishwasher, room air conditioner,
18 dehumidifier, water pump, sump pump, or air purifier.

19 (4) Small consumer electronic devices including
20 wristwatches, timers and clocks; sonar and fish locators;
21 radar detectors; thermometers; hand-held calculators;
22 levels, tape measures, stud finders, and other electronic
23 building supplies; garage door openers; games; range
24 finders; and other similar devices.

25 The not-for-profit, public benefit corporation defined in
26 Section 20 shall, on an annual basis, review the electronics

1 marketplace to determine which, if any, additional products
2 shall be added to the list of CEDs defined in this Section.

3 Section 15. Scope of persons and organizations covered. The
4 provisions of this Act apply to all residents of Illinois, as
5 well as all "small quantity generators", as defined by the
6 Resource Conservation and Recovery Act, that are doing business
7 in Illinois.

8 Section 20. Recycling system management. A not-for-profit,
9 public benefit corporation shall be created within one year
10 after the effective date of this Act. The corporation shall be
11 solely responsible for managing a cost-efficient and
12 environmentally sound State collection, transportation, and
13 recycling system for CEDs. The corporation shall be funded by
14 the fees described in Section 25.

15 Specific responsibilities of the corporation shall be to:

16 (1) Organize, administer, and ensure that electronics
17 collection opportunities are available throughout the
18 State and in such a manner as to be convenient, to the
19 maximum extent feasible, to all consumers in the State.

20 (2) Encourage the use of existing collection and
21 consolidation infrastructures for handling CEDs to the
22 extent that this infrastructure is accessible on a regular
23 and ongoing basis to Illinoisans, is cost effective, and
24 meets the environmentally sound management requirements

1 described in this Act. The corporation shall, through
2 contractual agreement, compensate for the collection and
3 recycling of CEDs, by qualified collectors and recyclers
4 whether by government, for-profit corporations, non-profit
5 corporations, retailers, manufacturers, or any other
6 party, for the reasonable costs associated with these
7 activities. These activities shall be audited annually. In
8 order to strengthen the market for Illinois recycling
9 companies, the corporation shall not pay for costs
10 associated with the use of prison labor.

11 (3) Maintain a list of all manufacturers in compliance
12 with all reporting, financial, and other requirements of
13 this Act and post the list on an Internet website;
14 furthermore, forward a list of manufacturers not in
15 compliance to the Attorney General's office for further
16 enforcement action as provided in this subsection. Two
17 years after the effective date of this Act, no manufacturer
18 may sell a CED in Illinois unless the manufacturer is in
19 compliance with the provisions of this Act. Further, 2
20 years after the effective date of this Act, no manufacturer
21 or retailer may sell any CED in Illinois unless the CED is
22 labeled with the manufacturer's brand, and that label is
23 permanently affixed and is readily visible.

24 (4) Receive fees from manufacturers or their agents for
25 the sole purpose of fulfilling its responsibilities under
26 this Act.

1 (5) Organize and coordinate public outreach in
2 association with the primary education responsibility
3 charged to retailers, and any secondary education plan
4 established by manufacturers.

5 (6) Prepare a business plan every 3 years that
6 establishes per capita collection and recycling goals for
7 each manufacturer based on an overall goal for the State
8 and a proportionate share for each manufacturer as
9 calculated by the formula in Section 25.

10 (7) Identify any necessary State actions to expand the
11 collection opportunities to achieve the per capita
12 collection and recycling goals.

13 (8) Report to the Governor and the General Assembly at
14 least annually on the implementation of the system during
15 the previous calendar year. The report will also be posted
16 on the corporation's website. The report must include:

17 (A) A list of all parties participating in the
18 system whom the corporation has designated as approved
19 to receive payments, the amount of payments it has made
20 to those parties, and the purpose of those payments.

21 (B) The total number and weight of covered
22 electronic devices collected in the State the previous
23 year as reported to the corporation.

24 (C) Progress toward achieving the overall annual
25 total recovery and recycling goals described in the
26 business plan.

- 1 (D) The total amount of fees collected.
- 2 (E) A summary of funds expended by category:
- 3 (i) Education
- 4 (ii) Administration
- 5 (iii) Collection
- 6 (iv) Transportation
- 7 (v) Recycling
- 8 (vi) Disposal
- 9 (vii) Other
- 10 (F) Any surplus funds carried forward.
- 11 (G) A complete listing of all collection sites and
- 12 the amount of material collected at each site.
- 13 (H) An evaluation of the effectiveness of the
- 14 education and outreach program.
- 15 (9) Be fully audited by an independent, certified
- 16 public accountant at the end of each calendar year, with
- 17 that audit report submitted to the General Assembly.
- 18 (10) Maintain a website and toll-free number complete
- 19 with up-to-date listings of where consumers can bring
- 20 covered electronics products for recycling.

21 Section 25. Basic fee mechanism. Manufacturers shall pay an

22 annual fee to fund the recycling system based on a simple

23 weighted average of previous year sales in pounds and products

24 returned for recycling in pounds. As provided in Section 55,

25 retailers shall provide the sales data that will be used in

1 this formula, the final version of which shall be announced to
2 all stakeholders and the general public within one year after
3 the effective date of this Act. On an annual basis,
4 manufacturers shall provide the corporation with the weight of
5 all CEDs sold in the State. The formula shall fairly apportion
6 fees for orphan products (as defined in Section 30), and shall
7 assign fees for legacy products (as defined in Section 35).

8 Section 30. Orphan products. The corporation shall, in the
9 development of its fee mechanism, ensure that orphan products
10 are apportioned fairly by the simple weighted average described
11 in Section 25. Orphan products are only those returned CEDs the
12 manufacturer of which either cannot be identified or is no
13 longer in business and has no successor in interest.

14 Section 35. Legacy products. Legacy CEDs are the
15 responsibility of the original manufacturer, or the
16 manufacturer that is that original manufacturer's successor in
17 interest. Legacy manufacturers shall be responsible for their
18 equivalent share of returned CEDs and also their share of
19 orphan products as defined in Section 30.

20 Section 40. Restrictions on hazardous substances. Within
21 one year after the effective date of this Act, manufacturers
22 may not place on the market in Illinois any CEDs that contain
23 mercury, cadmium, lead, hexavalent chromium, polybrominated

1 biphenyls, or polybrominated diphenyl ethers.

2 Section 45. Designation of electronic waste as universal
3 waste. Within one year after the effective date of this Act,
4 the Agency shall draft proposed rules for submittal to the
5 Illinois Pollution Control Board requiring any CED that is or
6 could be considered hazardous waste be treated as universal
7 waste in Illinois, thereby prohibiting that waste from being
8 disposed of in landfills. The rules shall take effect within 2
9 years after the effective date of this Act, together with the
10 effective date of the landfill ban prescribed in Section 70.

11 Section 50. Fee reduction for manufacturers designing for
12 environment. Notwithstanding the requirements of Section 45,
13 manufacturers may apply for a reduced fee based on improvements
14 to their CEDs that make the products easier to recycle or
15 reuse, less hazardous, or both. Within one year after the
16 effective date of this Act, the corporation, working with the
17 Agency or an advisory board established by the corporation, the
18 members of which shall be approved by the Agency, shall develop
19 a minimum level of environmental design for all CEDs being sold
20 in the State. This minimum level of design shall be based on
21 scores from the Electronic Products Environmental Assessment
22 Tool. Thereafter, on an annual basis, manufacturers may apply
23 for a permanent reduction in the per-unit fee for a CED that
24 will take effect the following year. The application shall be

1 based on a design and production change that will go beyond the
2 minimum level of environmental design and significantly
3 improve the product's recyclability, reusability, or both, or
4 reduce the health risk posed by the materials in the unit, as
5 judged exclusively by the Agency or the advisory board
6 established by the corporation. The fee reduction shall be
7 revoked if the Agency or the advisory board determine that the
8 design or production modification leading to the reduction has
9 been reversed or materially altered to the detriment of
10 recyclability, reusability, and hazardousness in a future
11 year. A fee reduction guide shall be developed by the Agency
12 within one year after the effective date of this Act.

13 Section 55. Reuse. For purposes of calculating its current
14 compliance with this Act, as well as future recycling goals as
15 computed by the formula described in Section 25, the
16 corporation shall count the collection of a single CED as 2
17 CEDs by weight when that item is donated free of charge for
18 reuse to the Illinois State Board of Education, or to any
19 not-for-profit corporation recognized under Section 501(c)(3)
20 of the Internal Revenue Code, whose principal mission is to
21 assist low-income children or families living in Illinois. To
22 qualify for the donation reuse credit under this Section,
23 manufacturers must ensure the delivery of electronic equipment
24 that: (a) is no older than 6 years old; (b) if applicable, has
25 a functioning operating system; (c) is in full working

1 condition; and (d) has been approved in writing for donation by
2 the recipient. Manufacturers shall, on an annual basis, report
3 to the corporation the amount of eligible equipment donated for
4 reuse to eligible organizations. Under the formula in this
5 Section, the manufacturer's annual fee shall be adjusted
6 accordingly.

7 Section 60. Self-recycling. Manufacturers may choose not
8 to participate in the State recycling system operated by the
9 corporation and instead operate their own program for the
10 collection and recycling of CEDs. To be eligible for the
11 self-recycling option, a manufacturer must not be a new
12 entrant, defined as: (1) A manufacturer of televisions,
13 television peripherals, or both, or fax machines, that have
14 been sold in the State for less than 10 years or (2) a
15 manufacturer of desktop computers, laptop and portable
16 computers, computer monitors, computer peripherals, cellular
17 telephones, MP3 players, or PDAs that have been sold in the
18 State for less than 5 years. A manufacturer of both televisions
19 and computers or a manufacturer of both televisions and
20 computer monitors, however, that is deemed a new entrant under
21 either only (1) or (2) of this paragraph is not considered a
22 new entrant for purposes of this Section.

23 A manufacturer choosing to establish its own collection and
24 recycling program is required to submit an application to the
25 corporation every 3 years demonstrating its strategy to collect

1 and recycle a total weight of product equivalent to what would
2 be collected and recycled under the corporation's plan, and
3 shall include its share of orphan products. Manufacturers
4 qualifying for the self-recycling option shall not have a fee
5 assessed on CEDs or be compelled to participate in the
6 corporation's program. A manufacturer applying for
7 self-recycling status may apply alone or as a group in
8 collaboration with other manufacturers.

9 A manufacturer's application shall include all of the
10 following elements:

11 (1) Description of the systems for the collection,
12 transporting, and processing of covered electronic
13 devices.

14 (2) Service providers for the collection,
15 transportation, and processing of CEDs.

16 (3) Names of recycling companies headquartered in
17 Illinois to which the manufacturer will send its CEDs for
18 processing (Illinois-based recycling companies are
19 preferred provided that the manufacturer does not operate
20 its own recycling plants elsewhere in the United States).

21 (4) Description of accessibility of recycling service
22 to all citizens of the State.

23 (5) Descriptions of accounting and reporting systems
24 that will be employed to track progress toward meeting
25 collection and recycling targets set by the corporation or
26 its share of CED returns in addition to a share of orphan

1 and abandoned products.

2 (6) Timeline, including startup and implementation,
3 with associated progress milestones with anticipated
4 results.

5 (7) A public information campaign, complementary to,
6 and designed in conjunction with, the primary
7 retailer-driven campaign described in Section 65, to
8 promote the recycling of electronic products and proper
9 end-of-life management of the products by the final users.

10 A manufacturer qualifying for the self-recycling option
11 shall file an annual report with the corporation stating the
12 total weight of CEDs collected and recycled the previous year,
13 as well as an evaluation of the existing infrastructure to
14 fulfill the manufacturer's collection and recycling
15 responsibilities.

16 Section 65. Retailer responsibilities. A retailer shall on
17 a quarterly basis submit to the corporation a report showing,
18 by product, the total number of CEDs sold in the State during
19 the previous 3 months. The corporation shall consolidate these
20 data statewide by manufacturer for the purpose of tracking
21 sales as a component of the formula described in Section 25.

22 Retailers shall be the primary source of information about
23 end-of-life options to electronics consumers. As such,
24 retailers shall be charged with:

25 (1) posting any educational materials provided by the

1 corporation in publicly accessible areas of their stores;

2 (2) posting any educational materials provided by the
3 corporation on the primary Web page describing products for
4 sale either in stores or via the Internet; and

5 (3) training all employees, whether at stores or
6 available by telephone or Internet, to answer customers'
7 questions about end-of-life options.

8 If a manufacturer engages in any retail sales of its own
9 products, whether through the Internet, catalogs, or other
10 means, the manufacturer is responsible for fulfilling the
11 retailer responsibilities as defined in this Section.

12 The corporation shall on a periodic basis perform
13 unannounced audits on retailer locations, Websites, or both to
14 ensure that all information provided by the corporation has
15 been posted according to the requirements of this Section.

16 Section 70. Landfill ban. Two years after the effective
17 date of this Act, it is illegal for any person to dispose of
18 any CED into a landfill, or by incineration, in this State.

19 Section 75. Qualification of recyclers. All recyclers
20 participating in the corporation's plan, or any manufacturer
21 qualifying for self-recycling as described in Section 60, must
22 recycle in a manner that is in compliance with all applicable
23 federal, State, and local laws, regulations, and ordinances,
24 and must not be exported for disposal in a manner that poses a

1 significant risk to the public health or the environment.
2 Specifically, recyclers shall:

3 (1) Guarantee that all data stored on CEDs designated
4 for reuse under Section 55, or for export under item (2),
5 have been completely removed, with no opportunity for
6 recovery by subsequent recipients of these CEDs.
7 Furthermore, guarantee that any data on CEDs intended for
8 recycling has been entirely deleted, with no opportunity
9 for recovery, prior to dismantling of the CEDs.

10 (2) Consistent with the rules of the U.S. Environmental
11 Protection Agency Plug-in Partner campaign, ensure
12 compliance with any applicable requirements of the United
13 States, as well as applicable requirements of importing and
14 transit countries. Recyclers must be aware of the Basel
15 Convention, to which the U.S. is not a party. Nonetheless,
16 recyclers and their subsidiaries must be knowledgeable of
17 the Basel Convention requirements that could affect them,
18 as implemented by the laws of importing and transit
19 countries. In addition, the importing and transit
20 countries may have other laws and regulations that could
21 affect U.S. exporters and their transactions. Until such
22 time as the U.S. becomes a party to the Basel Convention,
23 no country that is a party to the Basel Convention but not
24 a member of the Organization for Economic Cooperation and
25 Development may legally accept hazardous waste (and thus
26 CEDs because of the Basel Convention's definition of

1 hazardous waste) exported from the U.S. absent a bilateral
2 agreement between the governments under Article 11 of the
3 Basel Convention.

4 (3) Prohibit CEDs to be sent to prisons for recycling
5 either directly or through intermediaries.

6 (4) Assure that a certified or otherwise comprehensive
7 and comparable "environmental management system" is in
8 place and that current operations meet best practices based
9 on the current Institute for Scrap Recycling Industries,
10 Inc. policy manual. The corporation shall review this
11 manual on an annual basis for adequacy.

12 (5) Commit to ensuring that the entire recycling chain,
13 including downstream intermediaries and recovery
14 operations such as smelters, are meeting all applicable
15 environmental and health regulations. In addition, every
16 effort shall be made to make use of only those facilities
17 (for example, smelters) that provide the most efficient and
18 least polluting recovery services available globally.

19 (6) Agree to provide visible tracking of CEDs
20 throughout the product recycling chain. The tracking
21 information should show the final disposition of all
22 hazardous waste materials. If there is a concern about
23 trade secrets, an independent auditor acceptable to
24 parties concerned may be used to verify compliance.

25 Section 80. Relation to federal law. This Act is intended

1 to govern all aspects of the collection and recycling of CEDs
2 as those terms are defined in this Act. Upon the implementation
3 of an acceptable national program to collect, recycle, or both,
4 covered electronic devices, the provisions of this Act shall
5 sunset within the time frame determined by federal law.

6 Section 900. The Solid Waste Planning and Recycling Act is
7 amended by changing Section 4 as follows:

8 (415 ILCS 15/4) (from Ch. 85, par. 5954)

9 Sec. 4. (a) By March 1, 1991, each county with a population
10 of 100,000 or more and each municipality with a population of
11 1,000,000 or more, and by March 1, 1995, each county with a
12 population of less than 100,000, shall submit to the Agency an
13 officially adopted plan for the management of municipal waste
14 generated within its boundaries. Such plan shall conform with
15 the waste management hierarchy established as State policy in
16 subsection (b) of Section 2 of the Illinois Solid Waste
17 Management Act.

18 (b) The Agency shall review each county waste management
19 plan to ensure consistency with the requirements of this Act
20 and, if warranted, return it to the county with specific
21 recommendations for improving the plan within 90 days after the
22 plan is submitted. If the plan is returned, the county shall
23 consider the Agency recommendations, make any appropriate
24 revisions, and adopt a revised plan by September 1, 1991, or by

1 September 1, 1995 in the case of a county with a population of
2 less than 100,000.

3 (c) Each waste management plan shall contain, at a minimum,
4 the following provisions:

5 (1) A description of the origin, content and weight or
6 volume of municipal waste currently generated within the
7 county's boundaries, and the origin, content, and weight or
8 volume of municipal waste that will be generated within the
9 county's boundaries during the next 20 years, including an
10 assessment of the primary variables affecting this
11 estimate and the extent to which they can reasonably be
12 expected to occur.

13 (2) A description of the facilities where municipal
14 waste is currently being processed or disposed of and the
15 remaining available permitted capacity of such facilities.

16 (3) A description of the facilities and programs that
17 are proposed for the management of municipal waste
18 generated within the county's boundaries during the next 20
19 years, including, but not limited to their size, expected
20 cost and financing method.

21 (4) An evaluation of the environmental, energy, life
22 cycle cost and economic advantages and disadvantages of the
23 proposed waste management facilities and programs.

24 (5) A description of the time schedule for the
25 development and operation of each proposed facility or
26 program.

1 (6) The identity of potential sites within the county
2 where each proposed waste processing, disposal and
3 recycling program will be located or an explanation of how
4 the sites will be chosen. For any facility outside the
5 county that the county proposes to utilize, the plan shall
6 explain the reasons for selecting such facility.

7 (7) The identity of the governmental entity that will
8 be responsible for implementing the plan on behalf of the
9 county and explanation of the legal basis for the entity's
10 authority to do so.

11 (8) Beginning on the effective date of this amendatory
12 Act of the 95th General Assembly, an evaluation of the
13 county's progress on CED recycling.

14 (9) ~~(8)~~ Any other information that the Agency may
15 require.

16 (d) Any county may delegate power to a municipality within
17 the county or Municipal Joint Action Agency for the specific
18 purpose of preparing the waste management plan or any portion
19 thereof under this Act.

20 (e) Counties may, by intergovernmental agreement, jointly
21 create and administer their solid waste management plans,
22 provided that such joint plans fulfill all the requirements of
23 this Act.

24 (Source: P.A. 86-228.)

25 Section 999. Effective date. This Act takes effect upon
26 becoming law.