



Sen. Linda Holmes

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09900HB3303sam001

LRB099 05805 MJP 51580 a

1 AMENDMENT TO HOUSE BILL 3303

2 AMENDMENT NO. _____. Amend House Bill 3303 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Environmental Protection Act is amended by
5 adding Section 14.7 as follows:

6 (415 ILCS 5/14.7 new)

7 Sec. 14.7. Preservation of community water supplies.

8 (a) The Agency shall adopt rules governing certain
9 corrosion prevention projects carried out on community water
10 supplies. Those rules shall not apply to buried pipelines
11 including, but not limited to, pipes, mains, and joints. The
12 rules shall exclude routine maintenance activities of
13 community water supplies including, but not limited to, the use
14 of protective coatings applied by the owner's utility personnel
15 during the course of performing routine maintenance
16 activities. The activities may include, but not be limited to,

1 the painting of fire hydrants; routine over-coat painting of
2 interior and exterior building surfaces such as floors, doors,
3 windows, and ceilings; and routine touch-up and over-coat
4 application of protective coatings typically found on water
5 utility pumps, pipes, tanks, and other water treatment plant
6 appurtenances and utility owned structures. Those rules shall
7 include:

8 (1) standards for ensuring that community water
9 supplies carry out corrosion prevention and mitigation
10 methods according to corrosion prevention industry
11 standards adopted by the Agency;

12 (2) requirements that community water supplies use:

13 (A) protective coatings personnel to carry out
14 corrosion prevention and mitigation methods on exposed
15 water treatment tanks, exposed non-concrete water
16 treatment structures, exposed water treatment pipe
17 galleys; exposed pumps; and generators; the Agency
18 shall not limit to protective coatings personnel any
19 other work relating to prevention and mitigation
20 methods on any other water treatment appurtenances
21 where protective coatings are utilized for corrosion
22 control and prevention to prolong the life of the water
23 utility asset; and

24 (B) inspectors to ensure that best practices and
25 standards are adhered to on each corrosion prevention
26 project; and

1 (3) standards to prevent environmental degradation
2 that might occur as a result of carrying out corrosion
3 prevention and mitigation methods including, but not
4 limited to, standards to prevent the improper handling and
5 containment of hazardous materials, especially lead paint,
6 removed from the exterior of a community water supply.

7 In adopting rules under this subsection (a), the Agency
8 shall obtain input from corrosion industry experts
9 specializing in the training of personnel to carry out
10 corrosion prevention and mitigation methods.

11 (b) As used in this Section:

12 "Community water supply" has the meaning ascribed to that
13 term in Section 3.145 of this Act.

14 "Corrosion" means a naturally occurring phenomenon
15 commonly defined as the deterioration of a metal that results
16 from a chemical or electrochemical reaction with its
17 environment.

18 "Corrosion prevention and mitigation methods" means the
19 preparation, application, installation, removal, or general
20 maintenance as necessary of a protective coating system,
21 including any or more of the following:

22 (A) surface preparation and coating application on
23 the exterior or interior of a community water supply;

24 or

25 (B) shop painting of structural steel fabricated
26 for installation as part of a community water supply.

1 "Corrosion prevention project" means carrying out
2 corrosion prevention and mitigation methods. "Corrosion
3 prevention project" does not include clean-up related to
4 surface preparation.

5 "Protective coatings personnel" means personnel employed
6 or retained by a contractor providing services covered by this
7 Section to carry out corrosion prevention or mitigation methods
8 or inspections.

9 (c) This Section shall apply to only those projects
10 receiving 100% funding from the State.

11 (d) Each contract procured pursuant to the Illinois
12 Procurement Code for the provision of services covered by this
13 Section (1) shall comply with applicable provisions of the
14 Illinois Procurement Code and (2) shall include provisions for
15 reporting participation by minority persons, as defined by
16 Section 2 of the Business Enterprise for Minorities, Females,
17 and Persons with Disabilities Act; females, as defined by
18 Section 2 of the Business Enterprise for Minorities, Females,
19 and Persons with Disabilities Act; and veterans, as defined by
20 Section 45-57 of the Illinois Procurement Code, in
21 apprenticeship and training programs in which the contractor or
22 his or her subcontractors participate. The requirements of this
23 Section do not apply to an individual licensed under the
24 Professional Engineering Practice Act of 1989 or the Structural
25 Engineering Act of 1989.

1 Section 10. The Illinois Highway Code is amended by adding
2 Section 4-106 as follows:

3 (605 ILCS 5/4-106 new)

4 Sec. 4-106. Preservation of bridge infrastructure.

5 (a) The Department may adopt rules governing all corrosion
6 prevention projects carried out on eligible bridges. Rules may
7 include a process for ensuring that corrosion prevention and
8 mitigation methods are carried out according to corrosion
9 prevention industry standards adopted by the Department for
10 eligible bridges that include:

11 (1) a plan to prevent environmental degradation that
12 could occur as a result of carrying out corrosion
13 prevention and mitigation methods including the careful
14 handling and containment of hazardous materials; and

15 (2) consulting and interacting directly with, for the
16 purpose of utilizing trained personnel specializing in the
17 design and inspection of corrosion prevention and
18 mitigation methods on bridges.

19 (b) As used in this Section:

20 "Corrosion" means a naturally occurring phenomenon
21 commonly defined as the deterioration of a metal that results
22 from a chemical or electrochemical reaction with its
23 environment.

24 "Corrosion prevention and mitigation methods" means:

25 (1) the preparation, application, installation,

1 removal, or general maintenance as necessary of a
2 protective coating system including the following:

3 (A) surface preparation and coating application on
4 an eligible bridge, but does not include gunnite or
5 similar materials; or

6 (B) shop painting of structural steel fabricated
7 for installation as part of an eligible bridge.

8 "Corrosion prevention project" means carrying out
9 corrosion prevention and mitigation methods during
10 construction, alteration, maintenance, repair work on
11 permanently exposed portions of an eligible bridge, or at any
12 other time necessary on an eligible bridge. "Corrosion
13 prevention project" does not include traffic control or
14 clean-up related to surface preparation or the application of
15 any curing compound or other substance onto or into any cement,
16 cementitious substrate, or bituminous material.

17 "Eligible bridge" means a bridge or overpass the
18 construction, alteration, maintenance, or repair work on which
19 is 100% funded by the State. "Eligible bridge" does not include
20 a bridge or overpass that is being demolished, removed, or
21 replaced.

22 (c) The requirements of this Section do not apply to an
23 individual licensed under the Professional Engineering
24 Practice Act of 1989 or the Structural Engineering Act of 1989.

25 Section 99. Effective date. This Act takes effect July 1,

1 2017.".