

ILLINOIS GENERAL ASSEMBLY TAKES WEEK OFF BEFORE LAST BIG PUSH



UPCOMING EVENTS

- IFCA Regulatory Group
May 15, 2024
- IFCA Golf Outing
July 25, 2024
The Den, Bloomington
- MAGIE Dates
August 21-22, 2024
- IFCA 4R Field Day
September 7, 2024

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Last Friday was the deadline to get a bill that originated in the House off of the House floor and move to the Senate. The house worked extra hours last week to try and get as many bills over to the Senate as possible. As of this weekend only eighty-one in the House in 448 bills in the Senate got timeline extensions. There were 9,751 bills introduced this spring session. IFCA is watching more than two hundred pieces of legislation that could have an impact on the ag input industry. Most legislation that IFCA was watching this spring either died in committee or did not get called in committee for a vote. IFCA had another strong spring session at the Capitol beating back bad legislation that could affect industry.

IFCA is still watching SB771 that regulates wetlands in the State of Illinois. IFCA will be focusing efforts the rest of the spring on this piece of legislation and the appropriations to the Illinois Department of Ag and the full state budget.

IFCA would like to thank our members for being actively engaged on these pieces of legislation to help keep new regulations at bay. IFCA will be seeking your support in the future regarding the wetlands (SB771) legislation.

As always if you have any questions regarding any legislation in Springfield or Washington DC, do not hesitate to reach out to KJ at KJ@ifca.com.

Below are the pieces of legislation IFCA is watching this spring session.

WETLANDS

SB771 --- Wetlands / WOTUS, if approved, the proposal represents the most extensive legislation to regulate wetlands of all sizes in the history of Illinois. Advocates for the legislation incorrectly claim farmland is exempt from the legislation. However, only minor activities associated with traditional plowing and planting are exempt. Filling of any wetland greater than 0.0 acres would be regulated. SB771 goes beyond the previous WOTUS definition to include the following additional economic stifling requirements and implications. Allows anyone from any State to bring Private Right of Action on a landowner or project before the Illinois Pollution Control Board. This bill will stall the State's efforts in implementing green technologies and clean energy. Requires landowners and companies to determine through a consultant if they need a permit from Illinois DNR prior to receiving a permit from the State Agency. Regulates virtually any accumulation of water, regardless of size, Imposes significant \$10,000 per day penalties on an unknowing home/property owner. Enables IDNR to unilaterally set permit fees via Rulemaking. **SB771 was passed out of Senate Judiciary Committee on a 6-3 vote. It now moves to the Senate floor. IFCA Opposes.**



PESTICIDE RELATED BILLS

SB2757 --- Amends the Illinois Pesticide Act. Removes pesticide preemption in the state of Illinois. Provides that political subdivision (cities and countries) of the State may regulate pesticides. **SB2757 never moved out of Senate Agriculture Committee. IFCA Opposes.**



HB4814 --- Amends the Illinois Pesticide Act. Beginning January 1, 2027, no person shall sell offer for sale or use, or distribute within the State any corn, soybean, or wheat seed that is treated or coated with a pesticide that has certain active ingredients. **HB4814 never moved out of House Rules Committee. IFCA Opposes.**

HB5390 --- Amends the Illinois Pesticide Act. Bans the sale and use of dicamba. **HB5390 never moved out of House Rules Committee. IFCA Opposes.**

SB3342 --- Creates the Pesticide Application on Rights-of-Way Notification Act. Provides that, at least 24 hours before applying a pesticide to a public right-of-way that is located within the corporate boundaries of a municipality, a certified applicator employed or contracted with by the State or a unit of local government to apply the pesticide shall provide notice of the application to all residents whose residences are located within 200 feet of the public right-of-way to be treated. **The Senate has passed SB3342 54-0. It now moves to the House. IFCA is Neutral on SB3342 because of an additional amendment that was added this spring session. The amendment removes commercial applicator.**

SB187 --- Amends the Illinois Pesticide Act. Provides that, on and after January 1, 2024, no pesticide containing a neonicotinoid may be used outdoors on any land owned or maintained by the State. **SB187 never moved out of Senate Assignments Committee. IFCA Opposes.**

HB5075 --- Amends the Illinois Pesticide Act. Adds 2,4-dichlorophenoxyacetic acid, 3,6-dichloro-2-methoxybenzoic acid, and atrazine to the definition of "Restricted Use Pesticide". **HB5075 never moved out of House Rules Committee. IFCA Opposes.**

HB5018 --- Amends the Illinois Pesticide Act. Increases monetary penalties, and increases point values in determining monetary penalties. Distinguishes pesticide effects on woody perennial plants and herbaceous plants with respect to penalties. **HB5018 never moved out of House Energy and Environmental Committee. IFCA Opposes.**

HB4956 --- Amends the Illinois Pesticide Act. Bans the sale and use of ester formulations of 2,4-Dichlorophenoxyacetic acid. **HB4956 never moved out of House Energy and Environmental Committee. IFCA Opposes.**

HB4932 --- Amends the Illinois Pesticide Act. Requires certified pesticide applicators to give written or email notice 72 hours prior to application of pesticide to schools and parks within half of a mile from the site of application. Provides other notice requirements. **HB4932 never moved out of House Energy and Environmental Committee. IFCA Opposes.**

HB-4344 --- Amends the Illinois Pesticide Act. Provides that no person shall distribute, sell, offer for sale, or use glyphosate or any products containing glyphosate within the State. **HB4344 never moved out of House Energy and Environmental Committee. IFCA Opposes.**

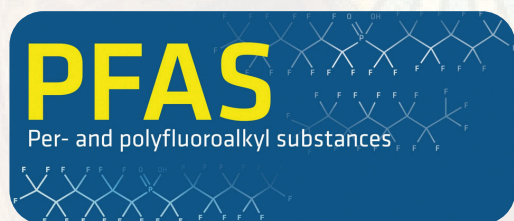


HB3726 --- Amends the Illinois Pesticide Act. Provides that any manufactured seed that has been treated with a pesticide and that is to be disposed of must be disposed of at a permitted hazardous waste disposal site. **HB3726 never moved out of House Energy and Environmental Committee. IFCA Opposes.**

PFAS RELATED BILLS

SB3360 / HB4627--- Amends the PFAS Reduction Act. Authorizes the Environmental Protection Agency to participate in a safe chemical clearinghouse and to cooperate with the clearinghouse to take specified actions. Directs manufacturers of PFAS or products or product components containing intentionally added PFAS to register the PFAS or the product or product component containing intentionally added PFAS and to provide certain additional information through a data collection interface established cooperatively by the clearinghouse and the Agency. Establishes civil penalties for violations by manufacturers. **HB4627 never moved out of House Energy and Environmental Committee. IFCA Opposes.**

SB2705 --- Amends the PFAS Reduction Act. Requires, on or before January 1, 2026, a manufacturer of a product sold, offered for sale, or distributed in the State that contains intentionally added PFAS to submit to the Environmental Protection Agency specified information. Allows the Agency to waive the submission of information required by a manufacturer or extend the amount of time a manufacturer has to submit the required information. **SB2705 never moved out of Senate Environmental Committee. IFCA Opposes.**



SB1927 --- Amends the Environmental Protection Act. Provides that the Environmental Protection Agency may establish a take-back program for local fire departments that use and store older firefighting foam made with perfluoroalkyl and polyfluoroalkyl substances, also known as PFAS. **SB1927 never moved out of Senate Environmental Committee. IFCA Opposes.**

SB88 --- Provides that the amendatory Act may be referred to as the Perfluoroalkyl and Polyfluoroalkyl Chemicals Consumer Protection Law. Amends the Illinois Procurement Code. In provisions regarding environmentally preferable procurement, includes products that do not contain intentionally added PFAS chemicals in the definitions of "environmentally preferable supplies" and "environmentally preferable services". Amends the Environmental Protection Act. Provides that on and after specified dates, no person shall sell, offer for sale, distribute for sale, or distribute for use in the State specified products that contain intentionally added PFAS chemicals. **SB88 never moved out of Senate Environmental Committee. IFCA Opposes.**

HB5042 --- Requires, on or before January 1, 2026, a manufacturer of a product sold, offered for sale, or distributed in the State that contains intentionally added PFAS to submit to the Environmental Protection Agency specified information. Allows the Agency to waive the submission of information required by a manufacturer or extend the amount of time a manufacturer has to submit the required information. **HB5042 never moved out of House Environmental Committee. IFCA Opposes.**

HB3092 --- Amends the PFAS Reduction Act. Provides that the Environmental Protection Agency shall contract with an existing multistate chemical data collection entity that is used by other states and jurisdictions to implement, by January 1, 2026, a publicly accessible data collection interface that manufacturers shall use to report certain data about products that contain intentionally added PFAS. **HB3092 never moved out of House Environmental Committee. IFCA Opposes.**

OTHER BILLS IFCA IS MONITORING

HB1634 --- Amends the Vehicle Emissions Inspection Law of 2005 of the Illinois Vehicle Code. Provides the Illinois Environmental Protection Agency shall adopt rules to implement the motor vehicle emission standards of the State of California on all diesel truck/semi motors. **HB1634 never moved out of House Environmental Committee. IFCA Opposes.**



HB4602 --- Amends the One Day Rest In Seven Act. Provides that the calculation of required rest days does not include any time that the employee is on call. Provides that an employee who voluntarily agrees to work on a day of rest must be paid at his or her regular hourly rate or, if applicable, at the overtime wage rate as required by the Illinois Minimum Wage Law. Provides that every employer shall permit its employees who are scheduled or expected to work (rather than are to work) for 7 1/2 continuous hours at least 20 minutes for a meal period beginning no later than 5 hours after the start of the work period. **HB4602 passed out of House Labor Committee but didn't pass out of the House floor. IFCA is Monitoring HB4602.**

HB4268 --- Creates the Climate Corporate Accountability Act. Provides that, on or before July 1, 2024, the Secretary of State shall develop and adopt rules to require a reporting entity to annually disclose to the emissions registry, and verify, all the reporting entity's scope 1 emissions, scope 2 emissions, and scope 3 emissions. Provides that a reporting entity, starting on January 1, 2025, and annually thereafter, publicly disclose to the emissions registry all the reporting entity's scope 1 emissions and scope 2 emissions for the prior calendar year, and its scope 3 emissions for that same calendar year no later than 180 days after that date. **HB4268 never moved out of House Rules Committee. IFCA Opposes.**

SB2669 --- Creates the Agricultural Equipment Repair Bill of Rights Act. Provides that, for the purpose of providing services for agricultural equipment in the State, an original equipment manufacturer shall, with fair and reasonable terms and costs, make available to an independent repair provider or owner of the manufacturer's equipment any documentation, parts, embedded software, firmware, or tools that are intended for use with the equipment or any part, including updates to documentation, parts, embedded software, firmware, or tools. **SB2669 was moving to the Senate Judiciary Committee but never received a vote. IFCA is Neutral on SB2669.**

SB2747/HB4782 --- These bills would strengthen authority for IDNR by allowing the Department to manage exotic weeds by rulemaking, as opposed to determinations listed in current law. Currently, the Department is bound by various regulations and permitting authorized by law. This legislation would pass that authority to the Department via rulemaking. The legislation has been amended to include agriculture and the Department of Agriculture when making exotic weed determinations. **SB 2747 passed the Senate 53-1 and awaits action in the House. HB 4782 was held on the second reading for SB2747. IFCA is Neutral on the legislation.**



HB569 --- CO2 Sequestration/Storage. The bills create the Climate and Landowner Protection Act, encouraging the use of technologies that enable the capture of carbon dioxide for underground storage. Among other issues included in the bills is an integration process that could force landowners into a carbon dioxide storage project without their consent. HB569 has been referred to the House Energy and Environment Committee. **SB 3311 is in the Senate Assignments Committee. IFCA is Monitoring HB569 and SB3311.**

OTHER BILLS IFCA IS MONITORING

HB4835 --- Pipeline Moratorium, the proposed measure would create a moratorium on the approval of carbon dioxide pipelines until the Pipeline Hazardous Materials Safety Administration (PHMSA) updates its regulations and State of Illinois also completes a complex study of setback distances, CO2 plume modeling, response times, and funding for safety response. **There is no deadline for the study. IFCA is Monitoring HB569 and SB3311.**

HB4646 --- Soybean the Official State Bean, provides that the soybean is designated as the official State bean of the State of Illinois. **HB 4645 passed the House 112-0. IFCA supports HB4645.**

