



# Illinois Environmental Protection Agency

1021 North Grand Avenue East • P.O. Box 19276 • Springfield • Illinois • 62794-9276 • (217) 782-3397

## Instructions for Specific Waste Exemption Application for Exemption from the Solid Waste Management Fee Pursuant to Section 22.15(k) or 22.16(a) of the Illinois Environmental Protection Act

Pursuant to **Section 22.15(k)** of the Illinois Environmental Protection Act ("Act") the solid waste management fees at Sections 22.44(b), 22.15(b) and the fee, tax or surcharge at Section 22.15(j) do not apply to the following:

1. Waste which is hazardous waste;
2. Waste which is pollution control waste;
3. Waste from recycling, reclamation, or reuse processes which have been approved by the Illinois Environmental Protection Agency ("Agency") as being designed to remove any contaminant from wastes so as to render such wastes reusable, provided that the process renders at least 50% of the waste reusable;
4. Non-hazardous solid waste that is received at a sanitary landfill and composted or recycled through a process permitted by the Agency; or
5. Any landfill which is permitted by the Agency to receive only demolition or construction debris or landscape waste.

**Section 22.16(a)** of the Act allows exemption from the management fees at Sections 22.44(b), 22.15(b) and the fee, tax or surcharge at Section 22.15(j) for solid waste accepted at landfill facilities which meet all of the following criteria:

1. The waste is non-putrescible and homogeneous and does not contain free liquids;
2. Combustion of the waste would not provide practical energy recovery or practical reduction in volume; and
3. The applicant for exemption demonstrates that it is not technologically and economically reasonable to recycle or reuse the waste.

Exemptions granted under Section 22.15(k) or 22.16(a) of the Act will cause the solid waste exempted which is received by an owner or operator of a sanitary landfill to be disregarded in calculating the volume or weight of solid waste that is subject to fee during a calendar year under Sections 22.15 and 22.44 of the Act. However, this amount must be included in the calculation of the waste received that is not subject to fee and is permanently disposed.

Exemptions under Section 22.15(k) or 22.16(a) of the Act will be granted to those who submit the application provided by the Agency and can provide proof of satisfaction of all criteria for granting the exemption. The exemption will be effective beginning with the next calendar quarter following submittal of the application unless notified by the Agency in writing that the exemption criteria have not been met or that the application is incomplete.

This Agency is authorized to require this information under Section 4 and Title X of the Environmental Protection Act (415 ILCS 5/4, 5/39). Failure to disclose this information may result in: a civil penalty of not to exceed \$50,000 for the violation and an additional civil penalty of not to exceed \$10,000 for each day during which the violation continues (415 ILCS 5/42).

**Application for Exemption under Section 22.15(k)**

- I. Enter the information requested of the landfill, not necessarily the name of the company, and the Agency's Bureau of Land ten digit Identification Number assigned to the landfill.
- II.A.B. Enter the information requested of the person or company who owns and/or operates the landfill. Both A. and B. must be completed and signed, even if they are the same.
- II.C. Enter the information requested of the person or company who is the waste generator and the Agency's Bureau of Land Identification Number assigned to the generator.
- III. 1-6 These questions must be fully answered. If more space is needed, attach appropriate additional responses.
- III. 7 If applicable, please attach a study to the application.
- IV.A. Print the name of the person certifying for the landfill owner; sign and date the certification.
- IV.B. Print the name of the person certifying for the landfill operator; sign and date the certification.
- IV.C. Print the name of the person certifying for the generator; sign and date the certification.

**Application for Exemption under Section 22.16(a)**

- I. Enter the information requested of the landfill, not necessarily the name of the company, and the Agency's Bureau of Land ten digit Identification Number assigned to the landfill.
- II.A.B. Enter the information requested of the person or company who owns and/or operates the landfill. Both A. and B. must be completed and signed, even if they are the same.
- II.C. Enter the information requested of the person or company who is the waste generator and the Agency's Bureau of Land Identification Number assigned to the generator.
- III. 1-7 These questions must be fully answered. If more space is needed, attach appropriate additional responses.
- IV. Certification Statement: Print the names of the persons certifying for the landfill owner, landfill operator, and generator; sign and date the certification.

The Agency will review exemption applications in the order received. You may reproduce the application form if more copies are needed.

Non-payment or underpayment of the fee is a violation of the Act and can carry significant penalties.

Send completed exemption forms and attachments to the Agency, at:

USPS Mail

Bureau of Land, MC #24  
Waste Reduction & Compliance Section  
Solid Waste Fee Exemption  
P.O. Box 19276  
Springfield, Illinois 62794-9276

Overnight Mail

Bureau of Land, MC #24  
Waste Reduction & Compliance Section  
Solid Waste Fee Exemption  
1021 North Grand Avenue East  
Springfield, Illinois 62702