**Section 104.304 Initiating a Request**

*Any person seeking a provisional variance pursuant to* Section 35(b) of the Act and 35 Ill. Adm. Code 180 *shall make a request to the Agency. The Agency shall promptly investigate and consider the merits of the request. If the Agency fails to take final action within 30 days after receipt of the request* *for a provisional variance, or if the Agency denies the request*, *the person may initiate* *a* variance proceeding with the Board under Subpart B. [415 ILCS 5/37(b)]

(Source: Amended at 41 Ill. Reg. 10049, effective July 5, 2017)