



Sen. Ram Villivalam

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10300HB3046sam003

LRB103 29657 BDA 69900 a

1 AMENDMENT TO HOUSE BILL 3046

2 AMENDMENT NO. _____. Amend House Bill 3046 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Environmental Protection Act is amended by
5 changing Section 12 and by adding Sections 12.7 and 14.8 as
6 follows:

7 (415 ILCS 5/12) (from Ch. 111 1/2, par. 1012)

8 Sec. 12. Actions prohibited. No person shall:

9 (a) Cause or threaten or allow the discharge of any
10 contaminants into the environment in any State so as to cause
11 or tend to cause water pollution in Illinois, either alone or
12 in combination with matter from other sources, or so as to
13 violate regulations or standards adopted by the Pollution
14 Control Board under this Act. Notwithstanding any provision of
15 law to the contrary, compliance with the terms and conditions
16 of a permit issued under Section 39(b) of the Act for a permit

1 that authorizes reuse of wastewater for irrigation shall be
2 deemed compliance with this subsection.

3 (b) Construct, install, or operate any equipment,
4 facility, vessel, or aircraft capable of causing or
5 contributing to water pollution, or designed to prevent water
6 pollution, of any type designated by Board regulations,
7 without a permit granted by the Agency, or in violation of any
8 conditions imposed by such permit.

9 (c) Increase the quantity or strength of any discharge of
10 contaminants into the waters, or construct or install any
11 sewer or sewage treatment facility or any new outlet for
12 contaminants into the waters of this State, without a permit
13 granted by the Agency.

14 (d) Deposit any contaminants upon the land in such place
15 and manner so as to create a water pollution hazard.

16 (e) Sell, offer, or use any article in any area in which
17 the Board has by regulation forbidden its sale, offer, or use
18 for reasons of water pollution control.

19 (f) Cause, threaten or allow the discharge of any
20 contaminant into the waters of the State, as defined herein,
21 including but not limited to, waters to any sewage works, or
22 into any well or from any point source within the State,
23 without an NPDES permit for point source discharges issued by
24 the Agency under Section 39(b) of this Act, or in violation of
25 any term or condition imposed by such permit, or in violation
26 of any NPDES permit filing requirement established under

1 Section 39(b), or in violation of any regulations adopted by
2 the Board or of any order adopted by the Board with respect to
3 the NPDES program.

4 No permit shall be required under this subsection and
5 under Section 39(b) of this Act for any discharge for which a
6 permit is not required under the Federal Water Pollution
7 Control Act, as now or hereafter amended, and regulations
8 pursuant thereto.

9 For all purposes of this Act, a permit issued by the
10 Administrator of the United States Environmental Protection
11 Agency under Section 402 of the Federal Water Pollution
12 Control Act, as now or hereafter amended, shall be deemed to be
13 a permit issued by the Agency pursuant to Section 39(b) of this
14 Act. However, this shall not apply to the exclusion from the
15 requirement of an operating permit provided under Section
16 13(b) (i).

17 Compliance with the terms and conditions of any permit
18 issued under Section 39(b) of this Act shall be deemed
19 compliance with this subsection except that it shall not be
20 deemed compliance with any standard or effluent limitation
21 imposed for a toxic pollutant injurious to human health.

22 In any case where a permit has been timely applied for
23 pursuant to Section 39(b) of this Act but final administrative
24 disposition of such application has not been made, it shall
25 not be a violation of this subsection to discharge without
26 such permit unless the complainant proves that final

1 administrative disposition has not been made because of the
2 failure of the applicant to furnish information reasonably
3 required or requested in order to process the application.

4 (g) Cause, threaten or allow the underground injection of
5 contaminants without a UIC permit issued by the Agency under
6 Section 39(d) of this Act, or in violation of any term or
7 condition imposed by such permit, or in violation of any
8 regulations or standards adopted by the Board or of any order
9 adopted by the Board with respect to the UIC program.

10 No permit shall be required under this subsection and
11 under Section 39(d) of this Act for any underground injection
12 of contaminants for which a permit is not required under Part C
13 of the Safe Drinking Water Act (P.L. 93-523), as amended,
14 unless a permit is authorized or required under regulations
15 adopted by the Board pursuant to Section 13 of this Act.

16 (h) Introduce contaminants into a sewage works from any
17 nondomestic source except in compliance with the regulations
18 and standards adopted by the Board under this Act.

19 (i) Beginning January 1, 2013 or 6 months after the date of
20 issuance of a general NPDES permit for surface discharging
21 private sewage disposal systems by the Illinois Environmental
22 Protection Agency or by the United States Environmental
23 Protection Agency, whichever is later, construct or install a
24 surface discharging private sewage disposal system that
25 discharges into the waters of the United States, as that term
26 is used in the Federal Water Pollution Control Act, unless he

1 or she has a coverage letter under a NPDES permit issued by the
2 Illinois Environmental Protection Agency or by the United
3 States Environmental Protection Agency or he or she is
4 constructing or installing the surface discharging private
5 sewage disposal system in a jurisdiction in which the local
6 public health department has a general NPDES permit issued by
7 the Illinois Environmental Protection Agency or by the United
8 States Environmental Protection Agency and the surface
9 discharging private sewage disposal system is covered under
10 the general NPDES permit.

11 (Source: P.A. 96-801, eff. 1-1-10; 97-1081, eff. 8-24-12.)

12 (415 ILCS 5/12.7 new)

13 Sec. 12.7. Wastewater reuse. Notwithstanding any other
14 provision of law, the use of treated municipal wastewater from
15 a publicly owned treatment works is authorized for irrigation
16 when conducted in accordance with a permit issued under
17 Section 39(b) of the Act.

18 (415 ILCS 5/14.8 new)

19 Sec. 14.8. Recycled sewage treatment plant effluent reuse.
20 The Agency may propose and the Board shall adopt:

21 (1) amendments to the Board's primary drinking water
22 standards that will repeal the prohibition on the use of
23 recycled sewage treatment plant effluent set forth in
24 subsection (c) of 35 Ill. Adm. Code 611.231 and that will

1 make any other revisions to those rules that are necessary
2 to facilitate water reuse in the State; and
3 (2) rules establishing programs for direct potable
4 reuse of treated wastewater, including rules establishing
5 permitting standards and a permit application process."