

# HB5386



## 96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5386

Introduced 2/5/2010, by Rep. Thomas Holbrook

### SYNOPSIS AS INTRODUCED:

415 ILCS 5/39.4

from Ch. 111 1/2, par. 1039.4

Amends the Environmental Protection Act. Makes a technical change in a Section concerning agrichemical facility or lawncare containment permit endorsement.

LRB096 18439 JDS 33817 b

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Environmental Protection Act is amended by  
5 changing Section 39.4 as follows:

6 (415 ILCS 5/39.4) (from Ch. 111 1/2, par. 1039.4)

7 Sec. 39.4. (a) Upon receipt of a joint application  
8 transmitted from the ~~the~~ Department of Agriculture for an  
9 agrichemical facility construction or operation permit or a  
10 lawncare containment permit, the Agency may provide a written  
11 endorsement of the permit to be issued by the Department for  
12 such agrichemical facility or lawncare wash water containment  
13 area. The Agency's endorsement may be provided at any time  
14 prior to final action by the Department regarding the subject  
15 permit.

16 (b) For all purposes of this Act, an agrichemical facility  
17 permit or lawncare containment permit endorsed by the Agency  
18 pursuant to this Section shall be deemed to be a permit issued  
19 by the Agency pursuant to subsection (b) of Section 9 and  
20 subsection (b) of Section 12 of this Act. An agrichemical  
21 facility or a lawncare wash water containment area remains  
22 subject to all applicable permit requirements under this Act if  
23 the Department of Agriculture's agrichemical facility permit

1 or lawncare containment permit has not been endorsed pursuant  
2 to subsection (a) of this Section.

3 (c) An agrichemical facility permit or a lawncare  
4 containment permit endorsed by the Agency shall not be subject  
5 to the annual fee provisions of Section 9.6 of this Act.

6 (Source: P.A. 88-474.)