

1 AN ACT concerning State government.

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

4 Section 5. The Nuclear Safety Law of 2004 is amended by
5 changing Section 30 as follows:

6 (20 ILCS 3310/30)

7 Sec. 30. Powers vested in Environmental Protection Agency.

8 (a) The Illinois Emergency Management Agency shall
9 exercise, administer, and enforce all rights, powers, and
10 duties vested in the Environmental Protection Agency by
11 paragraphs a, b, c, d, e, f, g, h, i, j, k, l, m, n, o, p, q,
12 and r of Section 4 and by Sections 30 through 45 of the
13 Environmental Protection Act, to the extent that these powers
14 relate to standards of the Pollution Control Board adopted
15 under Section 35 of this Act. The transfer of rights, powers,
16 and duties specified in this Section is limited to the programs
17 transferred by Public Act 81-1516 and this Act and shall not be
18 deemed to abolish or diminish the exercise of those same
19 rights, powers, and duties by the Environmental Protection
20 Agency with respect to programs retained by the Environmental
21 Protection Agency.

22 (b) Notwithstanding provisions in Sections 4 and 17.7 of
23 the Environmental Protection Act, the Environmental Protection

1 Agency is not required to perform analytical services for
2 community water supplies to determine compliance with
3 contaminant levels for radionuclides as specified in State or
4 federal drinking water regulations.

5 ~~(c) Community water supplies may request the Illinois~~
6 ~~Emergency Management Agency to perform analytical services to~~
7 ~~determine compliance with contaminant levels for radionuclides~~
8 ~~as specified in State or federal drinking water regulations.~~
9 ~~The Illinois Emergency Management Agency must adopt rules~~
10 ~~establishing reasonable fees reflecting the direct and~~
11 ~~indirect cost of testing community water supply samples. The~~
12 ~~rules may require a community water supply to commit to~~
13 ~~participation in the Illinois Emergency Management Agency's~~
14 ~~testing program. Neither the Illinois Emergency Management~~
15 ~~Agency nor the Environmental Protection Agency is required to~~
16 ~~perform analytical services to determine contaminant levels~~
17 ~~for radionuclides from any community water supply that does not~~
18 ~~participate in the Illinois Emergency Management Agency's~~
19 ~~testing program.~~

20 ~~Community water supplies that choose not to participate in~~
21 ~~the Illinois Emergency Management Agency's testing program or~~
22 ~~do not pay the fees established by the Illinois Emergency~~
23 ~~Management Agency shall have the duty to analyze all drinking~~
24 ~~water samples as required by State or federal safe drinking~~
25 ~~water regulations to determine radionuclide contaminant~~
26 ~~levels.~~

1 (Source: P.A. 93-1029, eff. 8-25-04.)

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.