**Section 181.301 Criteria for Agency Concurrence with Innovation Plans**

*The Agency shall concur with a proposed toxic pollution prevention innovation plan if the owner or operator of the affected facility demonstrates to the agency that the proposed process:*

a) *will be effective in toxic pollution prevention;*

b) *will achieve at least the level of toxic pollution prevention as other available processes;*

c) *is not reasonably expected to have any significant adverse effect on public health or the environment in the course of its operation, function, or malfunctions;* (Section 6(b) of the Act) and

d) will constitute toxic pollution prevention for a toxic substance.