

1 AN ACT relating to facility planning areas.

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

4 Section 1. Short title. This Act may be cited as the
5 Facility Planning Area Rules Act.

6 Section 5. Definitions. For the purposes of this Act:

7 "Facility planning area" means an area as defined in
8 paragraph 2.33 of the Illinois Water Quality Management Plan.

9 "Resource protection plan" is any plan adopted by a
10 public agency that includes goals, policies, strategies, and
11 procedures for preserving key farmland, natural areas,
12 cultural resources, or aquatic resources.

13 Section 10. Rules. Within one year of the enactment of
14 this Act, the Illinois Environmental Protection Agency shall
15 propose rules that set forth procedures for Agency approval
16 of facility planning area amendments that provide that the
17 Agency shall do the following:

18 (a) approve amendments only when they:

19 (1) are consistent with (i) the provisions of
20 the Illinois Water Quality Management Plan and its
21 recommended ordinances for nonpoint source control
22 including, but not limited to, provisions and
23 ordinances related to construction site runoff,
24 urban runoff, and hydrographic modification; (ii)
25 the Illinois Nonpoint Source Management Program; and
26 (iii) antidegradation criteria; and

27 (2) do not cause or contribute to violations
28 of water quality standards; and

29 (b) consider local, county, and regional land use
30 plans and resource protection plans. The Agency may deny

1 facility planning area amendments that are inconsistent
2 with a local or regional comprehensive plan or a resource
3 protection plan.

4 Section 90. Repealer. This Act is repealed on January
5 1, 2007.

6 Section 99. Effective date. This Act takes effect upon
7 becoming law.