

1 AN ACT concerning environmental protection.

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. Agrichemical facility permit or lawncare
8 containment permit endorsement.

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

17 (b) For all purposes of this Act, an agrichemical facility
18 permit or lawncare containment permit endorsed by the Agency
19 pursuant to this Section shall be deemed to be a permit issued
20 by the Agency pursuant to subsection (b) of Section 9 and
21 subsection (b) of Section 12 of this Act. An agrichemical
22 facility or a lawncare wash water containment area remains
23 subject to all applicable permit requirements under this Act if
24 the Department of Agriculture's agrichemical facility permit
25 or lawncare containment permit has not been endorsed pursuant
26 to subsection (a) of this Section.

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

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