

1 AN ACT concerning 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 purposes of this Act:

7 "Agency" means the Illinois Environmental Protection
8 Agency.

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

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

15 Section 10. Rules. Within one year of the effective
16 date of this Act, the Illinois Environmental Protection
17 Agency shall adopt rules that set forth procedures for
18 consideration of proposed facility planning area amendments.

19 Section 15. Facility planning area amendments. In
20 considering proposed facility planning area amendments, the
21 Agency shall consider the local and regional comprehensive
22 plans and any applicable resource protection plans and shall
23 deny a facility planning area amendment that is inconsistent
24 with a local or regional comprehensive plan or a resource
25 protection plan. The Agency may approve a facility planning
26 area amendment only if it:

27 (1) is consistent with (i) the provisions of the
28 Illinois Water Quality Management Plan and any applicable

1 ordinances recommended under the Plan for nonpoint source
2 control, including, but not limited to, provisions and
3 ordinances related to construction site runoff, urban
4 runoff, and hydrographic modification; (ii) the Illinois
5 Nonpoint Source Management Program; and (iii)
6 antidegradation criteria; and
7 (2) does not cause or contribute to violations of
8 water quality standards.

9 Section 99. Effective date. This Act takes effect upon
10 becoming law.