

ILLINOIS POLLUTION CONTROL BOARD  
September 17, 2021

IN THE MATTER OF: )  
 )  
AMENDMENTS TO 35 ILL. ADM. CODE ) R18-26  
SUBTITLE F: PUBLIC WATER SUPPLY ) (Rulemaking – Public Water Supply)

**NOTICE OF HEARING**

DATES, TIMES, AND PLACES:

FIRST HEARING: October 12, 2021  
11:00 AM

IN PERSON: JAMES R. THOMPSON CENTER  
Room 9-039  
100 W. Randolph St.  
CHICAGO

SECOND HEARING: November 17, 2021  
11:00 AM

IN PERSON: SANGAMO ROOM  
Illinois EPA Building  
1021 N. Grand Ave. E.  
SPRINGFIELD

PURPOSE OF HEARING: Merit and Economic

ATTENDING BOARD MEMBERS: Barbara Flynn Currie

HEARING OFFICER: Vanessa Horton

## **HEARING OFFICER ORDER**

On June 17, 2021, the Board proposed non-substantive amendments to the public water supply rules for public comment. The Board's public water supply rules contain the requirements necessary for owners and official custodians of public water supplies in the State to provide, "continuous operation and maintenance of public water supply facilities to assure that the water is safe in quality, clean, adequate in quantity, and of satisfactory mineral characteristics for ordinary domestic consumption." 35 Ill. Adm. Code 601.101(a).

The Board proposes non-substantive amendments to remove redundant or unnecessary language, replace outdated language, update statutory references, and reorganize provisions for clarity. IEPA proposed amendments to delete outdated provisions, appropriately match incorporations by reference, eliminate redundancies and correct citations. Further explanation of IEPA's proposed changes can be found in the initial filing in this matter. Clean-Up Amendments, R18-21, at 27-29 (Jan. 10, 2018).

### **Pre-Filed Testimony**

The Board will conduct two hearings to allow IEPA and any other interested participants to testify and comment on the merits and economic impact of the proposed rule. *See* 415 ILCS 5/28(a) (2020); 35 Ill. Adm. Code 102.413(a).

The Board's proposal for public comment welcomes comment on all aspects of the proposal. However, the Board specifically requested comment on seven questions. The Board requests that participants submit testimony that includes responses to these questions.

Participants pre-filing testimony for either of the two hearings are directed to serve it on all persons on the Service List at the time of pre-filing. *See* 35 Ill. Adm. Code 102.424(c). Before filing any document with the Board's clerk, please obtain the current version of the Service List through the Clerk's Office On-Line (COOL) on the Board's website ([pcb.illinois.gov](http://pcb.illinois.gov)) or by calling the Clerk's Office at (312) 814-3461. Documents may generally be served by e-mail if the recipient has consented to e-mail service and has not revoked the consent. 35 Ill. Adm. Code 101.1060. Participants in this rulemaking are encouraged to provide consent to e-mail service of documents. *See* 35 Ill. Adm. Code 101.1070(a).

All persons wishing to testify at either hearing will be sworn in and subject to questioning. 35 Ill. Adm. Code 102.424(f). A brief introduction or summary of the pre-filed testimony will be allowed if a witness wishes to provide one before responding to questions.

Participants wishing to offer an oral public comment will be allowed to do so as time allows before the end of a hearing. Participants may also file post-hearing written comments. *See* 35 Ill. Adm. Code 102.108(b).

Unless the Board, hearing officer, clerk, or procedural rules provide otherwise, all documents in this proceeding must be filed electronically through the Clerk's Office On-Line. 35 Ill. Adm. Code 101.302(h), 101.1000(c), 101.Subpart J.

### **First Hearing**

Participants who intend to testify at the first hearing are directed to pre-file all their testimony and related exhibits no later than Tuesday, October 5, 2021. *See* 35 Ill. Adm. Code 102.424(a). The hearing officer intends to begin the first hearing with witnesses who pre-filed testimony for it. *See* 35 Ill. Adm. Code 102.428(c). After those witnesses have testified, participants who did not pre-file testimony may testify as time allows after the Board completes the pre-filed testimony and questions based on it.

### **Second Hearing**

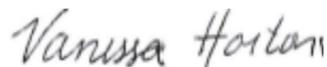
Participants who intend to testify at the second hearing are directed to pre-file all their testimony and related exhibits no later than Wednesday, November 10, 2021. *See* 35 Ill. Adm. Code 102.424(a). The hearing officer intends to begin the first hearing with witnesses who pre-filed testimony for it. *See* 35 Ill. Adm. Code 102.428(c). After those witnesses have testified, participants who did not pre-file testimony may testify as time allows after the Board completes the pre-filed testimony and questions based on it.

In a letter dated September 17, 2021, the Board requested the Department of commerce and Economic Opportunity (DCEO) conduct an economic impact study of the amended proposal and respond to the request by November 2, 2021.

### **Availability of Filings**

All filings in this proceeding will be available on the Board's website at [www.pcb.illinois.gov](http://www.pcb.illinois.gov) in docket [R18-26](#).

IT IS SO ORDERED.



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