

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:
SEN. BILL CUNNINGHAM

CO-CHAIR:
REP. RYAN SPAIN



700 STRATTON BUILDING
SPRINGFIELD, ILLINOIS 62706
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SEN. CRISTINA CASTRO
SEN. DONALD P. DeWITTE
SEN. DALE FOWLER
SEN. NAPOLEON HARRIS, III
SEN. SUE REZIN
REP. EVA-DINA DELGADO
REP. JACKIE HAAS
REP. STEVEN REICK
REP. CURTIS J. TARVER, II
REP. DAVE VELLA

August 14, 2024

Barbara Flynn Currie, Chair
Pollution Control Board
60 E. Van Buren St., Ste. 630
Chicago IL 60605

Dear Chair Currie:

This is to notify you that JCAR considered the following proposed rulemakings at its 8/14/24 meeting:

Visible and Particulate Matter Emissions (35 Ill. Adm. Code 212)
47 Ill. Reg. 12810 - 9/1/23

Organic Material Emission Standards and Limitations (35 Ill. Adm. Code 215)
47 Ill. Reg. 12824 - 9/1/23

Carbon Monoxide Emissions (35 Ill. Adm. Code 216)
47 Ill. Reg. 12836 - 9/1/23

Nitrogen Oxides Emissions (35 Ill. Adm. Code 217)
47 Ill. Reg. 12842 - 9/1/23


If your agency has agreed to any substantive modifications during its discussions with JCAR, they are described in the Agreements attached to the certification. Based on these Agreements, as well as the other responses you have provided the Committee during the review of these rulemakings, JCAR has determined that No Objection will be issued. Enclosed you will find formal certification of this action.

These rulemakings may now be adopted upon filing with the Office of the Secretary of State.

Please note that the fact that the Committee has not objected to these rulemakings does not necessarily constitute approval, expressed or implied, of the substance of the rulemakings.

Thank you for the cooperation your agency has shown during our review of these issues.

Sincerely,



Senator Bill Cunningham
Co-Chairman



Representative Ryan Spain
Co-Chairman

cc: Don Brown
Richard McGill

Enc.

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JOINT COMMITTEE ON ADMINISTRATIVE RULES

CERTIFICATION OF NO OBJECTION TO PROPOSED RULEMAKING

This is to certify that the Joint Committee on Administrative Rules, at its 8/14/24 meeting, considered the following rulemakings:

Visible and Particulate Matter Emissions (35 Ill. Adm. Code 212; 47 Ill. Reg. 12810 – 9/1/23)


Organic Material Emission Standards and Limitations (35 Ill. Adm. Code 215; 47 Ill. Reg. 12824 -9/1/23)

Carbon Monoxide Emissions (35 Ill. Adm. Code 216; 47 Ill. Reg. 12836 - 9/1/23)

Nitrogen Oxides Emissions (35 Ill. Adm. Code 217; 47 Ill. Reg. 12842 – 9/1/23)

After consideration, and based upon the Agreements, if any, for modification of the rulemakings made by the agency and attached to this document, the Committee determined that no Objection will be issued to the above-mentioned rulemakings.

August 14, 2024



Kim Schultz
Executive Director

Attachments: Agreements (4)

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August 14, 2024

Don Brown, Clerk
Pollution Control Board
60 E. Van Buren St., Ste. 630
Chicago IL 60605

Re: Visible and Particulate Matter Emissions (35 Ill. Adm. Code 212; 47 Ill. Reg. 12810 - 9/1/23)

Organic Material Emission Standards and Limitations (35 Ill. Adm. Code 215; 47 Ill. Reg. 12824 - 9/1/23)

Carbon Monoxide Emissions (35 Ill. Adm. Code 216; 47 Ill. Reg. 12836 - 9/1/23)

Nitrogen Oxides Emissions (35 Ill. Adm. Code 217; 47 Ill. Reg. 12842 - 9/1/23)

Dear Mr. Brown:

The enclosed are the Register version and the Code copy of the above-cited rulemakings as this text is to be integrated in the Administrative Code database. You can use these copies when filing the rulemakings with the Secretary of State.

Please have someone on your staff peruse the enclosed copies to be sure that they reflect the language of the rulemaking as you now understand it to exist; i.e., the original draft with any First Notice changes, technical corrections and Agreements included.

If you notice any errors or discrepancies in the enclosed versions, please notify us as quickly as possible and we will provide a corrected version you can certify to the Code Division. This material will be integrated into the Code database when adoption of the rules appear in the Illinois Register.

Thank you for your cooperation and assistance.

Sincerely,

Kim Schultz
Executive Director

Enc.

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Carbon Monoxide Emissions (35 Ill. Adm. Code 216; 47 Ill. Reg. 12836)

Changes:

1. In line 81, delete the subsection label "a").

tr

8/6/24

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Organic Material Emission Standards and Limitations (35 Ill. Adm. Code 215; 47 Ill. Reg. 12824)

Changes:

1. In line 354, strike "which" and add "that". Strike "and/".
2. In lines 363 and 365, change "start-up" to "startup".
3. In line 364, change "shall be" to "is".
4. In line 366, change "; provided, however, that" to ". However,". Change "shall" to "may".
5. In lines 367 and 368, change "start-up" to "startup".
6. In line 368, change "duration" to "time".
7. In line 370, change "1800°F" to "1800 °F".
8. In line 371, change "start-up" to "startup".
9. In line 374, delete "reasonably".
10. In line 377, change "400°F" to "400 °F".

Line 382: "good air pollution control practices": Please incorporate by reference the standard that will be enforced here.

11. In line 385, after "subsection" add "(b)". Delete the commas.
12. In line 386, change "start-up" to "startup".

jce
9/6/23

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Nitrogen Oxides Emissions (35 Ill. Adm. Code 217; 47 Ill. Reg. 12842)

Changes:

1. In lines 234-235, delete "(including during Startup and Shutdown)".
2. In line 264, delete "217.381".
3. In line 303, add a colon after "Section".

tr
8/6/24

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Visible and Particulate Matter Emissions (35 Ill. Adm. Code 212; 47 Ill. Reg. 12810)

Changes:

1. In lines 226 and 235-236, delete "after the Agency's written notification of violation".
2. In line 320, delete "such".

tr
8/6/24