

ILLINOIS POLLUTION CONTROL BOARD
September 26, 1972

IN MATTER OF REPEAL)
OF ENFORCEMENT TRANSCRIPT) #R72-13
REGULATION)

OPINION OF THE BOARD (BY SAMUEL T. LAWTON, JR.)

Pursuant to notice published in Newsletter #50 dated July 14, 1972, we have this day repealed Rule 328 of Chapter I of the Rules and Regulations of the Illinois Pollution Control Board adopted on March 2, 1972, as #R72-1, and have substituted a new Rule 328 in its place. This procedural rule required court reporting costs in enforcement proceedings to be apportioned among the parties.

Since the Board has received additional funding enabling it to assume the cost of enforcement transcripts, the rule is no longer necessary, and accordingly, has been repealed. The new rule substituted in lieu thereof as Rule 328 requires the Board to furnish the transcript at its cost, as originally required pursuant to Rules of the Board adopted on October 16, 1970.

While the Board has proposed repeal of Rules 410 and 505 pertaining to the furnishing of transcripts in variance and permit cases (#R72-12, June 21, 1972) by the parties, we are deferring action on these matters for the present time.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Opinion was adopted on the 26 day of September, 1972, by a vote of 4 to 0.

Christan Moffett