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OFFICE OF THE SECRETARY OF STATE

JESSE WHITE • Secretary of State

STATE OF ILLINOIS
Pollution Control Board

September 4, 2014

SEP - 8 2014

POLLUTION CONTROL BOARD
JOHN THERRIAULT ASSISTANT CLERK
100 W RANDOLPH ST, STE 11-500
CHICAGO, IL 60601

STATE OF ILLINOIS
Pollution Control Board

Dear JOHN THERRIAULT ASSISTANT CLERK

Your rules Listed below met our codification standards and have been published in Volume 38, Issue 37 of the Illinois Register, dated 9/12/2014.

PROPOSED RULES

Solid Waste Disposal: General Provisions	
35 Ill. Adm. Code 810	18608
Point of Contact: Mike McCambridge	
Standards for Existing Landfills and Units	
35 Ill. Adm. Code 814	18617
Point of Contact: Mike McCambridge	

If you have any questions, you may contact the Administrative Code Division at (217) 782 - 7017.

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the standard cross-reference language to the incorporations by reference in the appropriate segments of Appendix A to 35 Ill. Adm. Code 814.

Specifically, the amendments to Part 810 update the existing incorporations by reference to the *Code of Federal Regulations* and add incorporations by reference to *Code of Federal Regulations* provisions that the Board formerly inadvertently omitted during a prior rulemaking.

Tables appear in the Board's opinion and order of August 21, 2014 in docket R15-8 that list numerous corrections and amendments that are not based on current federal amendments. The tables contain deviations from the literal text of the federal amendments underlying these amendments, as well as corrections and clarifications that the Board made in the base text involved. Persons interested in the details of those corrections and amendments should refer to the August 21, 2014 opinion and order in docket R15-8.

Section 22.40 of the Environmental Protection Act [415 ILCS 5/22.40] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None.
- 7) Will this proposed amendment replace an emergency amendment currently in effect? No.
- 8) Does this rulemaking contain an automatic repeal date? No.
- 9) Does this proposed amendment contain incorporations by reference? Yes.
- 10) Statement of statewide policy objectives: These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2012)].
- 11) Are there any other amendments pending on this Part? No.
- 12) Time, Place and manner in which interested persons may comment on this proposed rulemaking: The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference docket R15-8 and be addressed to:

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John T. Therriault, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

Please direct inquiries to the following person and reference docket R15-8:

Michael J. McCambridge
Staff Attorney
Illinois Pollution Control Board
100 W. Randolph 11-500
Chicago, IL 60601

Phone: 312-814-6924
E-mail: michael.mccambridge@illinois.gov

Request copies of the Board's opinion and order at 312-814-3620, or download a copy from the Board's Website at <http://www.ipcb.state.il.us>.

- 13) Initial regulatory flexibility analysis:
- A) Types of small businesses, small municipalities, and not-for-profit corporations affected: This rulemaking may affect those small businesses, small municipalities, and not-for-profit corporations that own or operate a municipal solid waste landfill. These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2012)].
 - B) Reporting, bookkeeping or other procedures required for compliance: The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, and maintenance of operating records. These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2012)].
 - C) Types of professional skills necessary for compliance: Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist, and registered professional engineer. These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2012)].

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- 14) Regulatory agenda on which this rulemaking was summarized: 38 Ill. Reg. 13977, 14009-11 (July 7, 2014).

The full text of the proposed amendment begins on the next page:

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TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER i: SOLID WASTE AND SPECIAL WASTE HAULING

PART 810

SOLID WASTE DISPOSAL: GENERAL PROVISIONS

Section	
810.101	Scope and Applicability
810.102	Severability
810.103	Definitions
810.104	Incorporations by Reference
810.105	Electronic Reporting

AUTHORITY: Implementing Sections 7.2, 21, 21.1, 22, 22.17, and 22.40 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/7.2, 21, 21.1, 22, 22.17, 22.40, and 27].

SOURCE: Adopted in R88-7 at 14 Ill. Reg. 15838, effective September 18, 1990; amended in R93-10 at 18 Ill. Reg. 1268, effective January 13, 1994; amended in R90-26 at 18 Ill. Reg. 12457, effective August 1, 1994; amended in R95-9 at 19 Ill. Reg. 14427, effective September 29, 1995; amended in R96-1 at 20 Ill. Reg. 11985, effective August 15, 1996; amended in R97-20 at 21 Ill. Reg. 15825, effective November 25, 1997; amended in R04-5/R04-15 at 28 Ill. Reg. 9090, effective June 18, 2004; amended in R05-1 at 29 Ill. Reg. 5028, effective March 22, 2005; amended in R06-5/R06-6/R06-7 at 30 Ill. Reg. 4130, effective February 23, 2006; amended in R06-16/R06-17/R06-18 at 31 Ill. Reg. 1425, effective December 20, 2006; amended in R07-8 at 31 Ill. Reg. 16167, effective November 27, 2007 amended in R10-9 at 35 Ill. Reg. 10837, effective June 22, 2011; amended in R14-1/R14-2/R14-3 at 38 Ill. Reg. 7253, effective March 13, 2014; amended in R15-8 at 38 Ill. Reg. _____, effective _____.

Section 810.104 Incorporations by Reference

a) The Board incorporates the following material by reference:

1) Code of Federal Regulations:

40 CFR 3.2-(2013) (2014) (How Does This Part Provide for Electronic Reporting?), referenced in Section 810.105.

40 CFR 3.3-(2013) (2014) (What Definitions Are Applicable to This Part?), referenced in Section 810.105.

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40 CFR 3.10-~~(2013)~~ (2014) (What Are the Requirements for Electronic Reporting to EPA?), referenced in Section 810.105.

40 CFR 3.2000-~~(2013)~~ (2014) (What Are the Requirements Authorized State, Tribe, and Local Programs' Reporting Systems Must Meet?), referenced in Section 810.105.

40 CFR 141.40-~~(2013)~~ (2014) (Monitoring Requirements for Unregulated Contaminants), referenced in 35 Ill. Adm. Code 811.319 and 817.415.

40 CFR 258.10(a), (b), and (c) (2014) (Airport Safety), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.11(a) (2014) (Floodplains), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.12(a) (2014) (Wetlands), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.13 (2014) (Fault Areas), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.14 (2014) (Seismic Impact Zones), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.15 (2014) (Unstable Areas), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.16(a) (2014) (Closure of Existing Municipal Solid Waste Landfill Units), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.20 (2014) (Procedures for Excluding the Receipt of Hazardous Waste), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.23 (2014) (Explosive Gases Control), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.26 (2014) (Run-on/Run-off Control Systems), referenced in Appendix A to 35 Ill. Adm. Code 814.

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40 CFR 258.27 (2014) (Surface Water Requirements), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.28 (2014) (Liquids Restrictions), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.29(a) and (c) (2014) (Recordkeeping Requirements), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.60(c)(2), (c)(3), (d), (f), (g), and (i) (2014) (Closure Criteria), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.61(a), (c)(3), and (d) (2014) (Post-Closure Care Requirements), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.70(a) (2014) ((Financial Assurance) Applicability and Effective Date), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.71(a)(2) (2014) (Financial Assurance for Closure), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.72(a)(1) and (a)(2) (2014) (Financial Assurance for Post-Closure Care), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.73 (2014) (Financial Assurance for Corrective Action), referenced in Appendix A to 35 Ill. Adm. Code 814.

40 CFR 258.74 (2014) (Allowable Mechanisms (for Financial Assurance)), referenced in Appendix A to 35 Ill. Adm. Code 814.

Appendix I to 40 CFR 258-(2013) (2014), referenced in 35 Ill. Adm. Code 811.319.

Appendix II to 40 CFR 258-(2013) (2014), referenced in 35 Ill. Adm. Code 811.319.

- 2) American Institute of Certified Public Accountants, 1211 Avenue of the Americas, New York NY 10036:

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Financial Accounting Standard Board (FASB) Accounting Standards—Current Text, 2008 Edition, referenced in 35 Ill. Adm. Code 811.715.

American Institute of Certified Public Accountants (AICPA) Professional Standards—Statements on Auditing Standards, June 1, 2008 Edition, referenced in 35 Ill. Adm. Code 811.715.

- 3) ASTM. American Society for Testing and Materials, 1976 Race Street, Philadelphia PA 19103 215-299-5585:

Method D2234-76, “Test Method for Collection of Gross Samples of Coal,” approved 1976, referenced in 35 Ill. Adm. Code 817.103.

Method D3987-85, “Standard Test Method for Shake Extraction of Solid Waste with Water,” approved 1985, referenced in 35 Ill. Adm. Code 814.601, 814.701, 814.901, 814.902, and 817.103.

- 4) GASB. Governmental Accounting Standards Board, 401 Merritt 7, P.O. Box 5116, Norwalk CT 06856-5116:

Statement 18, Accounting for Municipal Solid Waste Landfill Closure and Post-Closure Care Costs, August 1993, referenced in 35 Ill. Adm. Code 811.716.

- 5) U.S. Army Corps of Engineers, Publication Department, 2803 52nd Ave., Hyattsville, MD 20781, 301-394-0081:

Engineering Manual 1110-2-1906 Appendix VII, Falling-Head Permeability Cylinder (1986), referenced in 35 Ill. Adm. Code 816.530.

- 6) U.S. Government Printing Office, Washington, DC 20402, Ph: 202-783-3238:

Method 9095B (Paint Filter Liquids Test) in “Test Methods for Evaluating Solid Waste, Physical/Chemical Methods” (Third Edition, Update IIIB November 2004) (document number EPA-SW-846-03-03B or EPA-530-R-04-037), referenced in 35 Ill. Adm. Code 811.107.

- b) This incorporation includes no later amendments or editions.

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(Source: Amended at 38 Ill. Reg. _____, effective _____)

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- 1) Heading of the Part: Standards for Existing Landfills and Units
- 2) Code citation: 35 Ill. Adm. Code 814
- 3) Section numbers: 814.Appendix A Proposed action: Amendment
- 4) Statutory authority: 415 ILCS 5/7.2, 22.40, and 27.
- 5) A Complete description of the subjects and issues involved: The amendment to Part 814 is a single segment of the docket R15-8 rulemaking that also affects 35 Ill. Adm. Code 810, which is covered by a separate notice in this issue of the Illinois Register. To save space, a more detailed description of the subjects and issues involved in the docket R15-8 rulemaking in this issue of the Illinois Register only in the answer to question 5 in the Notice of Adopted Amendment for 35 Ill. Adm. Code 810. A comprehensive description is contained in the Board's opinion and order of August 21, 2014, proposing amendments in docket R15-8, which opinion and order is available from the address below.

Specifically, the amendment to Part 814 adds cross-references to the incorporations by reference to *Code of Federal Regulations* provisions that the Board has added to 35 Ill. Adm. Code 81.104. The Board has included a limited number of additional corrections and clarifying amendments that are not directly related to the incorporations by reference to the *Code of Federal Regulations*.

Tables appear in the Board's opinion and order of August 21, 2014 in docket R15-8 that list numerous corrections and amendments that are not based on current federal amendments. The tables contain deviations from the literal text of the federal amendments underlying these amendments, as well as corrections and clarifications that the Board made in the base text involved. Persons interested in the details of those corrections and amendments should refer to the August 21, 2014 opinion and order in docket R15-8.

Section 22.40 of the Environmental Protection Act [415 ILCS 5/22.40] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None.

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- 7) Will this proposed amendment replace an emergency amendment currently in effect?
No.
- 8) Does this rulemaking contain an automatic repeal date? No.
- 9) Does this proposed amendment contain incorporations by reference? No.
- 10) Statement of statewide policy objectives: These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2012)].
- 11) Are there any other amendments pending on this Part? No.
- 12) Time, Place and manner in which interested persons may comment on this proposed rulemaking: The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference docket R15-8 and be addressed to:

John T. Therriault, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

Please direct inquiries to the following person and reference docket R15-8:

Michael J. McCambridge
Staff Attorney
Illinois Pollution Control Board
100 W. Randolph 11-500
Chicago, IL 60601

Phone: 312-814-6924
E-mail: michael.mccambridge@illinois.gov

Request copies of the Board's opinion and order at 312-814-3620, or download a copy from the Board's Website at <http://www.ipcb.state.il.us>.

- 13) Initial regulatory flexibility analysis:
- A) Types of small businesses, small municipalities, and not-for-profit corporations affected: This rulemaking may affect those small businesses, small

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municipalities, and not-for-profit corporations that own or operate a municipal solid waste landfill. These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2012)].

- B) Reporting, bookkeeping or other procedures required for compliance: The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, and maintenance of operating records. These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2012)].
 - C) Types of professional skills necessary for compliance: Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist, and registered professional engineer. These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2012)].
- 14) Regulatory agenda on which this rulemaking was summarized: 38 Ill. Reg. 13977, 14009-11 (July 7, 2014).

The full text of the proposed amendment begins on the next page:

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TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER i: SOLID WASTE AND SPECIAL WASTE HAULING

PART 814

STANDARDS FOR EXISTING LANDFILLS AND UNITS

SUBPART A: GENERAL REQUIREMENTS

Section

- 814.101 Scope and Applicability
- 814.102 Compliance Date
- 814.103 Notification to Agency
- 814.104 Applications for Significant Modification of Permits
- 814.105 Effect of Timely Filing of Notification and Application for Significant Modification
- 814.106 Agency Action on Applications for Significant Modifications to Existing Permits
- 814.107 Compliance Dates for Existing MSWLF Units
- 814.108 Interim Permit Requirements for Existing MSWLF Units
- 814.109 Permit Requirements for Lateral Expansions at Existing MSWLF Units
- 814.110 Electronic Reporting

SUBPART B: STANDARDS FOR UNITS ACCEPTING INERT WASTE

Section

- 814.201 Scope and Applicability
- 814.202 Applicable Standards

SUBPART C: STANDARDS FOR EXISTING UNITS ACCEPTING
CHEMICAL OR PUTRESCIBLE WASTES THAT MAY REMAIN OPEN FOR
MORE THAN SEVEN YEARS

Section

- 814.301 Scope and Applicability
- 814.302 Applicable Standards

SUBPART D: STANDARDS FOR EXISTING UNITS ACCEPTING
CHEMICAL AND PUTRESCIBLE WASTES THAT MUST INITIATE
CLOSURE WITHIN SEVEN YEARS

Section

- 814.401 Scope and Applicability
- 814.402 Applicable Standards

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SUBPART E: STANDARDS FOR EXISTING UNITS ACCEPTING INERT WASTE ONLY, OR ACCEPTING CHEMICAL AND PUTRESCIBLE WASTES THAT MUST INITIATE CLOSURE WITHIN TWO YEARS

- Section
814.501 Scope and Applicability
814.502 Standards for Operation and Closure

SUBPART F: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY LOW RISK WASTES FROM THE STEEL AND FOUNDRY INDUSTRIES THAT MAY REMAIN OPEN FOR MORE THAN SEVEN YEARS

- Section
814.601 Scope and Applicability
814.602 Applicable Standards

SUBPART G: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY LOW RISK WASTES FROM THE STEEL OR FOUNDRY INDUSTRIES THAT MUST INITIATE CLOSURE WITHIN SEVEN YEARS

- Section
814.701 Scope and Applicability
814.702 Applicable Standards

SUBPART H: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY POTENTIALLY USABLE STEEL OR FOUNDRY INDUSTRY WASTE, OR ACCEPTING ONLY LOW RISK STEEL OR FOUNDRY INDUSTRY WASTES THAT MUST INITIATE CLOSURE WITHIN TWO YEARS

- Section
814.801 Scope and Applicability
814.802 Standards for Operation and Closure

SUBPART I: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY POTENTIALLY USABLE STEEL OR FOUNDRY INDUSTRY WASTE THAT PLAN TO STAY OPEN FOR MORE THAN TWO YEARS

- Section
814.901 Scope and Applicability
814.902 Standards for Operation and Closure

Appendix A Additional Requirements for Existing MSWLF Units and Lateral Expansions Operating Under Permits Issued Pursuant to 35 Ill. Adm. Code 807.

AUTHORITY: Implementing Sections 7.2, 21, 21.1, 22, 22.17, and 22.40 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/7.2, 21, 21.1, 22, 22.17, 22.40, and 27].

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SOURCE: Adopted in R88-7 at 14 Ill. Reg. 15850, effective September 18, 1990; amended in R93-10 at 18 Ill. Reg. 1284, effective January 13, 1994; emergency amendment in R94-13 at 18 Ill. Reg. 8488, effective May 12, 1994, for a maximum of 150 days; amended in R90-26 at 18 Ill. Reg. 12471, effective August 1, 1994; amended in R06-16/R06-17/R06-18 at 31 Ill. Reg. 1472, effective December 20, 2006; amended in R14-1/R14-2/R14-3 at 38 Ill. Reg. 7294, effective March 13, 2014; amended in R15-8 at 38 Ill. Reg. _____, effective _____.

NOTE: Capitalization indicates statutory language.

Section 814.APPENDIX A Additional Requirements for Existing MSWLF Units and Lateral Expansions Operating Under Permits Issued Pursuant to 35 Ill. Adm. Code 807

- a) An existing MSWLF unit operating under a permit issued pursuant to 35 Ill. Adm. Code 807 ~~shall~~must comply with the following requirements of the federal Subtitle D standards under 40 CFR 258-(1992), each incorporated by reference in 35 Ill. Adm. Code 810.104(a)(1), until the unit's permit is modified in accordance with Section 814.104:
 - 1) Location restrictions:
 - A) 40 CFR ~~258.10 (a)~~ 258.61(a) and (c);
 - B) 40 CFR ~~258.11 (a)~~ 258.11(a);
 - C) 40 CFR 258.15; and
 - D) 40 CFR ~~258.16 (a)~~; 258.16(a).
 - 2) Operating standards:
 - A) 40 CFR 258.20;
 - B) 40 CFR 258.23;
 - C) 40 CFR 258.26;
 - D) 40 CFR 258.27;
 - E) 40 CFR 258.28; and
 - F) 40 CFR ~~258.29 (a)~~ 258.29(a) and (c);.

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- 3) Closure and postclosure care:
 - A) 40 CFR ~~258.60 (e)(2)~~ 258.60(c)(2) and (c)(3), (d), (f), (g), and (i);
and
 - B) 40 CFR ~~258.61 (a)~~ 258.61(a), (c)(3), and (d);
- 4) Financial assurance requirements:
 - A) 40 CFR 258.70(a);
 - B) 40 CFR ~~258.71 (a)(2)~~ 258.71(a)(2);
 - C) 40 CFR 258.72(a)(1) and (a)(2);
 - D) 40 CFR 258.73; and
 - E) 40 CFR 258.74.
- b) In addition to the requirements of subsection (a) of this Appendix A, all existing MSWLF units, including municipally owned and operated on-site facilities, shall comply with the financial assurance requirements specified at Subpart F of 35 Ill. Adm. Code 807.~~Subpart F.~~
- c) A lateral expansion at an existing MSWLF unit operating under a permit issued pursuant to 35 Ill. Adm. Code 807 ~~shall~~ must comply with the following requirements of the federal Subtitle D standards under 40 CFR 258 ~~(1992)~~, each incorporated by reference in 35 Ill. Adm. Code 810.104(a)(1), until the unit's permit is modified in accordance with Section 814.104:
 - 1) Location restrictions:
 - A) 40 CFR ~~258.10 (a)~~ 258.10(a), (b), and (c);
 - B) 40 CFR ~~258.11 (a)~~ 258.11(a);
 - C) 40 CFR ~~258.12 (a)~~ 258.12(a);
 - D) 40 CFR 258.13;
 - E) 40 CFR 258.14;
 - F) 40 CFR 258.15; and

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- G) 40 CFR ~~258.16(a)~~; 258.16(a).
- 2) Operating standards:
- A) 40 CFR 258.20;
- B) 40 CFR 258.23;
- C) 40 CFR 258.26;
- D) 40 CFR 258.27;
- E) 40 CFR 258.28; and
- F) 40 CFR 258.29(a) and (c);;
- 3) Closure and postclosure care:
- A) 40 CFR 258.60(c)(2) and (c)(3), (d), (f), (g), and (i); and
- B) 40 CFR ~~258.61(a)~~ 258.61(a), (c)(3), and (d);;
- 4) Financial assurance requirements:
- A) 40 CFR 258.70(a);
- B) 40 CFR ~~258.71(a)(2)~~ 258.71(a)(2);
- C) 40 CFR ~~258.72(a)(1)~~ 258.72(a)(1) and (a)(2);
- D) 40 CFR 258.73; and
- E) 40 CFR 258.74.
- ed) In addition to the requirements of subsection (b) of this ~~appendix~~ Appendix A, a lateral expansion at an existing MSWLF unit operating under a permit issued pursuant to 35 Ill. Adm. Code 807 shall comply with the following requirements:
- 1) Flexible membrane liner requirements prescribed at 35 Ill. Adm. Code 811.306(d)(5)(A); and

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- 2) All existing MSWLF units including municipally owned and operated and on-site facilities shall with the financial assurance requirements specified at Subpart F of 35 Ill. Adm. Code 807-Subpart F.

(Source: Amended at 38 Ill. Reg. _____, effective _____)