

COPY

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION ON PROPOSED AMENDMENT

NOTICE PURSUANT TO 415 ILCS 5/7.2(b)

RECEIVED  
CLERK'S OFFICE

JUL 12 2017

STATE OF ILLINOIS  
Pollution Control Board

Section 17.5 of the Environmental Protection Act (Act) [415 ILCS 5/17.5] requires the Board to adopt regulations that are "identical in substance" to U.S. Environmental Protection Agency (USEPA) drinking water rules adopted pursuant to Sections 1412(b), 1414(c), 1417(a), and 1445(a) of the federal Safe Drinking Water Act (SDWA) (42 U.S.C. §§ 300g-1(a), 300g-3(c), 300g-6(a), and 300j-4(a) (2015)). These Illinois rules are contained in 35 Ill. Adm. Code 611, which is to be amended in Board docket R17-12.

Section 7.2(a) of the Act requires the Board to complete its identical-in-substance rulemaking actions within one year after the date of the USEPA action on which they are based. Section 7.2(b) allows the Board to extend the deadline for adoption by publication of a notice of reason for delay in the *Illinois Register*.

On June 22, 2017, the Pollution Control Board adopted an opinion and order in docket R17-12 that proposed amendments to 35 Ill. Adm. Code 611 for public comment. A segment of that opinion and order set forth reasons for delay in the 35 Ill. Adm. Code 611 update. In that order, the Board stated as follows:

**TIMETABLE FOR COMPLETION OF THIS RULEMAKING**

Under Section 7.2(b) of the Act (415 ILCS 5/7.2(b) (2016)), the Board must complete this rulemaking within one year after the corresponding federal action. Based on the date USEPA approved additional methods, the Board's deadline to adopt rules in this docket is July 19, 2017.

The Board has encountered unavoidable delay in preparing this proposal. The Board exerted considerable time and effort reviewing the Primary Drinking Water Regulations to prepare this proposal for public comment. This has included removing past implementation dates and obsolete provisions, making conforming revisions and correcting errors in analytical methods and incorporations by reference, and making stylistic revisions of the kind routinely requested by JCAR. For these reasons, the Board finds that the one-year period for adopting identical-in-substance amendments is insufficient to complete this rulemaking.

Having found the one-year period insufficient, the Board specifies a new due date. *See* 415 ILCS 5/7.2(b) (2016). Adoption of this proposal for public comment today will allow completion of the present amendments before the end of October 2017, barring unforeseen delays. The Board will adhere the following schedule to complete this proceeding:

RECEIVED

JUN 29 2017

SOS-CODE DIV.

ILLINOIS REGISTER

---

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION ON PROPOSED AMENDMENT

<b>Date of Board vote to propose amendments:</b>	<b>June 22, 2017</b>
Submission for <i>Illinois Register</i> publication:	July 3, 2017
Probable <i>Illinois Register</i> publication date:	July 14, 2017
Probable End of 45-day public comment period:	August 28, 2017
<b>Date of Board vote to adopt amendments:</b>	<b>September 21, 2017</b>
Possible filing and <b>effective date:</b>	<b>October 2, 2017</b>
Possible <i>Illinois Register</i> publication date:	October 13, 2017

This timetable includes a slight amount of extra time to allow for unforeseen delays. The Board expects to complete this rulemaking no later than October 31, 2017.