From:
 McGill, Richard

 To:
 Brown, Don

 Subject:
 docket PC in R19-11

Date: Monday, April 22, 2019 11:08:55 AM

Good morning, Mr. Clerk:

Please docket this email correspondence with JCAR as a public comment in R19-11.

If you have any questions, please let me know. Thank you.

Richard R. McGill, Jr.
Illinois Pollution Control Board
Senior Attorney for Research & Writing
312-814-6983
richard.mcgill@illinois.gov

From: McGill, Richard

Sent: Monday, April 22, 2019 11:06 AM

To: 'JonathanE@ilga.gov' <JonathanE@ilga.gov>

Subject: RE: 35 IAC 720 (R19-11)

Good morning, Jonathan:

Thank you for your close review. Below, you'll find our responses to your suggested edits on Part 720. For your convenience, each response appears in bold following the corresponding suggestion.

- In line 346, strike "chlorinateddibenzo dioxins" and add "chlorinated dibenzodioxins".
 Agree.
- 2. In line 976, change "pursaunt" to "pursuant". Agree.
- 3. In lines 1243 and 1246, strike the dash and add a colon. **Disagree. To emphasize and set off material midsentence, a pair of em-dashes is more appropriate than colons.**
- 4. In line 1329, strike "515 North State Street, Suite 2000, Chicago, IL 60654" and add "401 North Michigan Avenue, Suite 2000, Chicago IL 60611". Agree, but, as previously discussed, the Board's rules retain the comma between city and state, consistent with *The Chicago Manual of Style*, 16th edition, 10.30 (see, e.g., "Bedford, PA, and Jamestown, NY") and numerous other sources (see, e.g., https://k12.thoughtfullearning.com/minilesson/using-commas-dates-and-addresses).
- 5. In line 1330, before the colon add ": https://www.acgme.org". Agree, but offsetting

the web address with a comma instead of a semi-colon and omitting the unnecessary "https://".

- 6. In line 1333, strike "March 19, 2009" and add "May 8, 2018". Disagree. The Board declines to adopt as a final rule what could be a substantive amendment without the opportunity for public comment. The Board will, however, consider updating the reference in the next regularly-scheduled "identical-in-substance" rulemaking for this Part.
- 7. In line 1334, before the period add ": https://www.acgme.org/Portals/0/PDFs/ab_ACGMEglossary.pdf". Disagree. See No. 6 above and No. 8 below.
- 8. Strike lines 1336-1338. Disagree. The statement of Internet availability does not describe the reference; simply adding the web address to the reference could be misconstrued as defining or limiting.
- 9. In lines 1340-1341, strike "Box 19150, Redford Station, Detroit, MI 48219" and add "38800 Country Club Dr., Farmington Hills MI 48331-3439". Agree, but retaining the comma between city and state. *See* No. 4 above.

[Lines 1343-1345: Should the reference be updated (to 2014)?] **Not presently.** *See* **No. 6 above.**

- 10. In lines 1347-1348, strike "1430 Broadway, New York, NY 10018, 212-354-3300" and add "1899 L Street, N.W., 11th Floor, Washington DC 20036, 202-293-8020; https://www.ansi.org". Agree, but using regular text for "th" in "11th Floor" rather than superscript, retaining the comma between "Washington" and "DC" (see No. 4 above), offsetting the web address with a comma instead of a semi-colon, and omitting the unnecessary "https://".
- 11. In lines 1353-1354, strike "1220 L Street, N.W., Washington DC 20005" and add "200 Massachusetts Avenue, N.W., Suite 1100, Washington DC 20001-5571". Agree, but retaining the comma between "Washington" and "DC" (see No. 4 above).
- 12. In line 1354, before the colon add "https://www.api.org". Agree, but omitting the unnecessary "https://".

[Line 1357: Should this be updated to 2010 version?] **Not presently.** *See* **No. 6 above.**

- 13. In lines 1374-1375, strike "345 East 47th Street, New York, NY 10017, 212-705-7722" and add "Two Park Avenue, New York NY 10016-5990, 800-843-2763; https://www.asme.org". Agree, but retaining the comma between city and state (see No. 4 above), offsetting the web address with a comma instead of a semi-colon, and omitting the unnecessary "https://".
- 14. In line 1387, after "Drive," add "P.O. Box C700," and strike "9585" and add "9500; https://www.astm.org". Agree, but offsetting the web address with a comma instead of a semi-colon and omitting the unnecessary "https://".

15. In line 1469, strike "Printing" and add "Publishing". (GPO's name changed 12/17/14.) Strike "Washington, DC 20402" and add "732 N. Capitol Street, N.W., Washington DC 20401". Before the colon add "; https://www.gpo.gov". Agree, but retaining the comma between "Washington" and "DC" (see No. 4 above), offsetting the web address with a comma instead of a semi-colon, and omitting the unnecessary "https://".

[Lines 1471-1473: No updates since 1977?] The Board will update the SIC Manual to the 1987 version, the most recent edition. Doing so at final adoption is permissible because using SIC codes does not impose any substantive standard and USEPA requires use of SIC codes without reference to any version of the SIC Manual.

- 16. In line 1483, strike "Blandonne" and add "Blandonnet". Agree.
- 17. In liner 1484, strike "stare" and add "store". Agree.
- 18. In line 1492, strike the colon and add "accessible from". Agree, but using "accessible at" and striking the unnecessary "https://".
- 19. In lines 1494-1495, strike "1400 South Creek Dr., Houston, TX" and add "15835 Park Ten Place, Houston TX". Strike "713-492-0535" and add "281-228-6200; https://www.nace.org". Agree, but retaining the comma between city and state (see No. 4 above), offsetting the web address with a comma instead of a semi-colon, and omitting the unnecessary "https://".
- 20. In line 1503, strike "Boston, MA 02269" and add "Quincy MA 02169-7471". Before the colon, add "; https://www.nfpa.org". Agree, but retaining the comma between city and state (see No. 4 above), offsetting the web address with a comma instead of a semi-colon, and omitting the unnecessary "https://".
- 21. In line 1527, strike "U.S. Department of Commerce,". Agree.
- 22. In line 1528, strike "5285 Port Royal Road, Springfield, VA 22161" and add "<u>U.S.</u>

 <u>Department of Commerce, 5301 Shawnee Road, Alexandria VA 22312</u>". **Agree, but**retaining the comma between city and state. *See* No. 4 above.
- 23. In line 1529, strike "(Internet address:" and add a semicolon. Strike the closing parenthesis. Agree, but offsetting the web address with a comma instead of a semicolon.
- 24. In line 1537, strike "(Internet address: www.epa.gov/air/oaqps/eog/)" and add "; https://www.apti-learn.net". Agree, but offsetting the web address with a comma instead of a semi-colon and omitting the unnecessary "https://".
- 25. In lines 1553-1554, strike the URL and add "https://www.epagov/cwa-methods". Agree, but omitting the unnecessary "https://".
- 26. In line 1556, strike "/index.html". Agree.

[Line 1565: please fix URL] Agree as follows: ", National Service Center for Environmental Publications (NSCEP) website at www.epa.gov/nscep (search "600479020") website at: www.epa.gov/clariton/clhtml/pubtitleORD.html as document 600479002.".

[Lines 1567-1574: The URL in line 1574 redirects to the 2017 version; update incorporation? If not, please update the URL so it goes to the 2007 version instead.] The Board will update the NAICS Manual to the 2017 version, the most recent edition. Doing so at final adoption is permissible because using NAICS codes does not impose any substantive standard and USEPA requires use of NAICS codes without reference to any version of the NAICS Manual.

- 27. In line 1583, after "726.206" add ";

 https://www3.epa.gov/scram001/guidance/guide/EPA-454R-92-019_OCR.pdf:".

 Disagree. See No. 8 above. The Board will, however, amend the Board Note at final adoption as follows in lines 1586 and 1587: ", National Service Center for Environmental Publications (NSCEP) website at www.epa.gov/nscep (search "454R92019") website at the following Internet address:

 www.epa.gov/scram001/guidance/guide/scrng.wpd.".
- 28. Strike lines 1585-1587. Disagree. See No. 27 above.
- 29. In line 1596, before the colon add ": https://www.epa.gov/hw-sw846". Agree, but offsetting the web address with a comma instead of a semi-colon and omitting the unnecessary "https://".
- 30. Strike lines 1716-1718. Agree.
- 31. In line 1721, strike "Andre" and add "André". Agree.
- 32. In line 1722, strike "(0) 1 45 24 81 67" and add "1.45.24.97.00". Disagree. The OECD website separates the digits using spaces. The Board will update the phone number at final adoption to "±33 1 45 24 82 00".
- 33. In line 1723, strike "2001 L Street, NW, Suite 650, Washington, DC 20036-4922" to "1776 I Street, N.W., Suite 450, Washington DC 20006". Agree, but retaining the comma between "Washington" and "DC". See No. 4 above.
- 34. In line 1724, strike "or 800-456-6323 (<u>www.oecdwash.org</u>)" and add "<u>(www.oecd.org/washington)</u>". **Agree.**
- 35. In line 1758, strike the URL and add "http://www.oecd.org/environment/waste/guidance-manual-control-transboundary-movements-recoverable-wastes.pdf". Agree, but omitting the unnecessary "https://".
- 36. In line 1784, strike "728 Anthony Trail, Northbrook, IL" and add "944 Donata Ct., Lake Zurich IL 60047,". Agree, but retaining the comma between city and state. See No. 4 above.

37. Strike line 1785 and add "847-438-8265; https://steeltank.com:". Agree, but offsetting the web address with a comma instead of a semi-colon and omitting the unnecessary "https://".

[Lines 1787-1788: Why not 2006 version?] *See No. 6 above.*

- 38. In line 1818, before the final period add ": available at www.epa.gov/hwgenerators/uniform-hazardous-waste-manifest-instructions-sample-form-and-continuation-sheet". Agree, but adding the text as a separate sentence.
- 39. Strike lines 1820-1823. Agree.
- 40. In line 1826, after "Office of" add "Ground Water and". Agree.
- 41. In line 1827, strike "WH 550E, Washington," and add "1200 Pennsylvania Ave., N.W. (Mail Code 4606M), Washington". Agree, but omitting the periods from "NW" and retaining the comma between "Washington" and "DC" (see No. 4 above).
- 42. In line 1845, strike "for free download" and "as a WordPerfect document from the" and add "at https://www3.epa.gov/scram001/guidance/guide/EPA-454R-92-019_OCR.pdf". Agree.
- 43. Strike lines 1846-1847. Agree, but retaining the period at the end of the sentence.
- 44. In line 1866, strike "Printing" and add "Publishing". Before the colon add "; https://www.ecfr.gov". Agree, but offsetting the web address with a comma instead of a semi-colon, omitting the unnecessary "https://", and adding ", or www.govinfo.gov/app/collection/cfr".

If you have any questions, please let me know. Thank you.

Richard R. McGill, Jr.
Illinois Pollution Control Board
Senior Attorney for Research & Writing
312-814-6983
richard.mcgill@illinois.gov

From: Eastvold, Jonathan C. < <u>JonathanE@ilga.gov</u>>

Sent: Friday, April 12, 2019 12:12 PM

To: McGill, Richard < Richard. McGill@illinois.gov>

Subject: [External] 35 IAC 720 (R19-11)

What would you think of the following changes (keyed to the line numbers on the version I sent you yesterday)?:

- 1. In line 346, strike "chlorinateddibenzo dioxins" and add "chlorinated dibenzodioxins".
- 2. In line 976, change "pursaunt" to "pursuant".
- 3. In lines 1243 and 1246, strike the dash and add a colon.

- 4. In line 1329, strike "515 North State Street, Suite 2000, Chicago, IL 60654" and add "401 North Michigan Avenue, Suite 2000, Chicago IL 60611".
- 5. In line 1330, before the colon add ": https://www.acgme.org".
- 6. In line 1333, strike "March 19, 2009" and add "May 8, 2018".
- 7. In line 1334, before the period add ": https://www.acgme.org/Portals/0/PDFs/ab_ACGMEglossary.pdf".
- 8. Strike lines 1336-1338.
- 9. In lines 1340-1341, strike "Box 19150, Redford Station, Detroit, MI 48219" and add "38800 Country Club Dr., Farmington Hills MI 48331-3439".

[Lines 1343-1345: Should the reference be updated (to 2014)?]

- In lines 1347-1348, strike "1430 Broadway, New York, NY 10018, 212-354-3300" and add "1899 L Street, N.W., 11th Floor, Washington DC 20036, 202-293-8020; https://www.ansi.org".
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- 20. In line 1503, strike "Boston, MA 02269" and add "Quincy MA 02169-7471". Before the colon, add ": https://www.nfpa.org".
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- 26. In line 1556, strike "/index.html".

[Line 1565: please fix URL]

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- 37. Strike line 1785 and add "847-438-8265; https://steeltank.com;".

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Jonathan C. Eastvold, Ph.D. Rules Analyst III Joint Committee on Administrative Rules Illinois General Assembly

700 Stratton Building Springfield, IL 62706

Tel.: 217-785-2254 JonathanE@ilga.gov

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