

# JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:  
SEN. BILL CUNNINGHAM

CO-CHAIR:  
REP. RYAN SPAIN



700 STRATTON BUILDING  
SPRINGFIELD, ILLINOIS 62706  
(217) 785-2254

SEN. CRISTINA CASTRO  
SEN. DONALD P. DEWITTE  
SEN. DALE FOWLER  
SEN. KIMBERLY A. LIGHTFORD  
SEN. SUE REZIN  
REP. EVA-DINA DELGADO  
REP. JACKIE HAAS  
REP. STEVEN REICK  
REP. CURTIS J. TARVER, II  
REP. DAVE VELLA

February 14, 2023

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

Dear Chair Currie:

This is to notify you that JCAR considered the following proposed rulemakings at its 2/14/23 meeting:

Introduction (35 Ill. Adm. Code 301)  
46 Ill. Reg. 7031 - 5/13/22

Water Quality Standards (35 Ill. Adm. Code 302)  
46 Ill. Reg. 7052 - 5/13/22

Water Use Designations and Site-Specific Water Quality Standards (35 Ill. Adm. Code 303)  
46 Ill. Reg. 7187 - 5/13/22

Effluent Standards (35 Ill. Adm. Code 304)  
46 Ill. Reg. 7213 - 5/13/22

Monitoring and Reporting (35 Ill. Adm. Code 305)  
46 Ill. Reg. 7248 - 5/13/22

Performance Criteria (35 Ill. Adm. Code 306)  
46 Ill. Reg. 7253 - 5/13/22

Sewer Discharge Criteria (35 Ill. Adm. Code 307)  
46 Ill. Reg. 7274 - 5/13/22

Disposal of Wastes from Watercraft (35 Ill. Adm. Code 308)  
46 Ill. Reg. 7608 - 5/13/22

Permits (35 Ill. Adm. Code 309)  
46 Ill. Reg. 7613 - 5/13/22

Pretreatment Programs (35 Ill. Adm. Code 310)  
46 Ill. Reg. 8482 - 5/27/22

Treatment Plant Operator Certification (35 Ill. Adm. Code 312)  
46 Ill. Reg. 7677 - 5/13/22

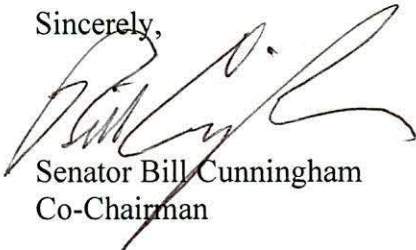
If your agency has agreed to any substantive modifications during its discussions with JCAR, they are described in the Agreements attached to the certification. Based on these Agreements, as well as the other responses you have provided the Committee during the review of these rulemakings, JCAR has determined 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

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 2/14/23 meeting, considered the following rulemakings:

Introduction (35 Ill. Adm. Code 301; 46 Ill. Reg. 7031 - 5/13/22)

Water Quality Standards (35 Ill. Adm. Code 302; 46 Ill. Reg. 7052 - 5/13/22)

Water Use Designations and Site-Specific Water Quality Standards (35 Ill. Adm. Code 303; 46 Ill. Reg. 7187 - 5/13/22)

Effluent Standards (35 Ill. Adm. Code 304; 46 Ill. Reg. 7213 - 5/13/22)

Monitoring and Reporting (35 Ill. Adm. Code 305; 46 Ill. Reg. 7248 - 5/13/22)

Performance Criteria (35 Ill. Adm. Code 306; 46 Ill. Reg. 7253 - 5/13/22)

Sewer Discharge Criteria (35 Ill. Adm. Code 307; 46 Ill. Reg. 7274 - 5/13/22)

Disposal of Wastes from Watercraft (35 Ill. Adm. Code 308; 46 Ill. Reg. 7608 - 5/13/22)

Permits (35 Ill. Adm. Code 309; 46 Ill. Reg. 7613 - 5/13/22)

Pretreatment Programs (35 Ill. Adm. Code 310; 46 Ill. Reg. 8482 - 5/27/22)

Treatment Plant Operator Certification (35 Ill. Adm. Code 312; 46 Ill. Reg. 7677 - 5/13/22)

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.

February 14, 2023

A handwritten signature in black ink that reads "Kim Schultz".

Kim Schultz  
Executive Director

Attachments: Agreements (7)

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February 14, 2023

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

Re: Introduction (35 Ill. Adm. Code 301; 46 Ill. Reg. 7031 - 5/13/22)

Water Quality Standards (35 Ill. Adm. Code 302; 46 Ill. Reg. 7052 - 5/13/22)

Water Use Designations and Site-Specific Water Quality Standards (35 Ill. Adm. Code 303; 46 Ill. Reg. 7187 - 5/13/22)

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Pretreatment Programs (35 Ill. Adm. Code 310; 46 Ill. Reg. 8482 - 5/27/22)

Treatment Plant Operator Certification (35 Ill. Adm. Code 312; 46 Ill. Reg. 7677 - 5/13/22)

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 rulemakings 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:** Water Use Designations and Site-Specific Water Quality Standards (35 Ill. Adm. Code 303; 46 Ill. Reg. 7187)

### Changes:

1. In line 42, after "River" add "(Repealed)".
2. In line 358, after "**River**" add "**(Repealed)**".
3. In line 371, change "Amended" to "Repealed".

*jce*  
2/6/23

## SECOND NOTICE CHANGES

**Agency:** Pollution Control Board

**Rulemaking:** Effluent Standards (35 Ill. Adm. Code 304; 46 Ill. Reg. 7213)

**Changes:**

1. In line 473, after "on" add "that".

## SECOND NOTICE CHANGES

**Agency:** Pollution Control Board

**Rulemaking:** Sewer Discharge Criteria (35 Ill. Adm. Code 307; 46 Ill. Reg. 7274)

### Changes:

1. In line 4750, after "fluoborate" strike the comma and add a semicolon.
2. In line 5638, after "including" strike the comma.
3. In line 9803, strike "management practices" and add "Management Practices".
4. In line 9814, after "whose" strike "the".

*jce*  
2/9/23



## SECOND NOTICE CHANGES

**Agency:** Pollution Control Board

**Rulemaking:** Disposal of Wastes from Watercraft (35 Ill. Adm. Code 308; 46 Ill. Reg. 7608)

### Changes:

1. In line 36, after "incinerate" add a comma.
2. In line 41, after "watercraft" strike the comma.
3. In lines 48, 51, and 55, strike "which" and add "that".
4. In line 52, strike "such" and add "these".
5. In line 63, strike "to" and add "into".

*jce*  
1/26/23

## SECOND NOTICE CHANGES

**Agency:** Pollution Control Board

**Rulemaking:** Permits (35 Ill. Adm. Code 309; 46 Ill. Reg. 7613)

### Changes:

1. In line 792, after "circumstances" add "exist".
2. In line 850, strike "no" and add "an". After "must" add "not".
3. In lines 1103 and 1107-1108, strike "of less than or equal to 10" and add "with 10 or fewer".
4. In line 1588, strike "Federal" and add "federal".
5. In line 1880, strike "permit denial".
6. In line 2118, strike "regulation" and add "rule".

*jce*  
2/7/23

## SECOND NOTICE CHANGES

**Agency:** Pollution Control Board

**Rulemaking:** Pretreatment Programs (35 Ill. Adm. Code 310; 46 Ill. Reg. 8482)

### Changes:

1. In lines 3085-3086, delete "35 Ill. Adm. Code" and reinstate "Section".
2. In line 3267, strike "of" and "in".
3. In line 3976, strike "use" and add "used".

*jce*  
2/7/2023

## SECOND NOTICE CHANGES

**Agency:** Pollution Control Board

**Rulemaking:** Permits (35 Ill. Adm. Code 309; 46 Ill. Reg. 7613)

### Changes:

1. In line 642, after "waived" add "under 40 CFR 124.10(c)". After "send" add "according to 40 CFR 124.10(c)(1)(iii) and (iv)".
2. In line 643, after "to" add "the U.S. Army Corps of Engineers,".
3. In line 792, after "circumstances" add "exist".
4. In line 850, strike "no" and add "an". After "must" add "not".
5. In lines 1103 and 1107-1108, strike "of less than or equal to 10" and add "with 10 or fewer".
6. In line 1588, strike "Federal" and add "federal".
7. In line 1880, strike "permit denial".
8. In line 2118, strike "regulation" and add "rule".

*jce*  
2/28/23