

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

April 18, 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 4/18/23 meeting:

Introduction (35 Ill. Adm. Code 601)
46 Ill. Reg. 8604 - 5/27/22

Ownership and Responsible Personnel (35 Ill. Adm. Code 603)
46 Ill. Reg. 8669 - 5/27/22

Design, Operation and Maintenance Criteria (35 Ill. Adm. Code 604)
46 Ill. Reg. 8676 - 5/27/22

Primary Drinking Water Standards (35 Ill. Adm. Code 611)
46 Ill. Reg. 8724 - 5/27/22

Existing Activities in a Setback Zone or Regulated Recharge Area (35 Ill. Adm. Code 615)
46 Ill. Reg. 8748 - 5/27/22

New Activities in a Setback Zone or Regulated Recharge Area (35 Ill. Adm. Code 616)
46 Ill. Reg. 8794 - 5/27/22

Regulated Recharge Areas (35 Ill. Adm. Code 617)
46 Ill. Reg. 8840 - 5/27/22

Maximum Setback Zones (35 Ill. Adm. Code 618)
46 Ill. Reg. 8864 - 5/27/22

Radiation Hazards (35 Ill. Adm. Code 1000)
46 Ill. Reg. 6867 - 5/6/22

Procedures for Reporting Releases of Radionuclides at Nuclear Power Plants (35 Ill. Adm. Code 1010)
46 Ill. Reg. 6896 - 5/6/22

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.

The 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 4/18/23 meeting, considered the following rulemakings:

Introduction (35 Ill. Adm. Code 601; 46 Ill. Reg. 8604 - 5/27/22)

Ownership and Responsible Personnel (35 Ill. Adm. Code 603; 46 Ill. Reg. 8669 - 5/27/22)

Design, Operation and Maintenance Criteria (35 Ill. Adm. Code 604; 46 Ill. Reg. 8676 - 5/27/22)

Primary Drinking Water Standards (35 Ill. Adm. Code 611; 46 Ill. Reg. 8724 - 5/27/22)

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New Activities in a Setback Zone or Regulated Recharge Area (35 Ill. Adm. Code 616; 46 Ill. Reg. 8794 - 5/27/22)

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Procedures for Reporting Releases of Radionuclides at Nuclear Power Plants (35 Ill. Adm. Code 1010; 46 Ill. Reg. 6896 - 5/6/22)

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.

April 18, 2023



Kim Schultz
Executive Director

Attachments: Agreements

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April 18, 2023

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

Re: Introduction (35 Ill. Adm. Code 601; 46 Ill. Reg. 8604 - 5/27/22)

Ownership and Responsible Personnel (35 Ill. Adm. Code 603; 46 Ill. Reg. 8669 - 5/27/22)

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Procedures for Reporting Releases of Radionuclides at Nuclear Power Plants (35 Ill. Adm. Code 1010; 46 Ill. Reg. 6896 - 5/6/22)

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: Introduction (35 Ill. Adm. Code 601; 46 Ill. Reg. 8604)

Changes:

1. In line 14, strike "Incorporation" and add "Incorporations".
2. In line 56, restore the period.
3. In line 324, delete "with" and restore "for".

jce
3/31/23

SUGGESTED FIRST NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Ownership and Responsible Personnel (35 Ill. Adm. Code 603; 46 Ill. Reg. 8669)

Changes:

1. In line 29, strike "ownership" and add "owner".
2. In line 78, strike "*he or she*" and add "the individual".
3. In line 104, strike "9.2" and add "9.1".

jce
6/21/22

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Primary Drinking Water Standards (35 Ill. Adm. Code 611; 46 Ill. Reg. 8724)

Changes:

1. In line 147, delete "(Repealed)".
2. In line 759, delete "**(Repealed)**".
3. Restore lines 761-779.
4. In line 762, strike the first comma.
5. In line 763, strike "below" and add "in subsections (a) through (c)". Strike "pursuant to" and add "under".
6. In line 764, strike "shall" and add "must".
7. In line 767, strike the comma.
8. In line 770, strike "of this Part,".
9. In line 777, strike the comma and "until".
10. In line 782, change "Repealed" to "Amended".

jce
3/31/23

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Existing Activities in a Setback Zone or Regulated Recharge Area (35 Ill. Adm. Code 615; 46 Ill. Reg. 8748)

Changes:

1. In line 434, strike "(Section 3.45 of the Act)" and add "[415 ILCS 5/3.475]".
2. In line 523, strike the comma.
3. In lines 523-524, delete "703-605-6000".
4. In line 990, after "submit" restore "to".

jce
4/17/23

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: New Activities in a Setback Zone or Regulated Recharge Area (35 Ill. Adm. Code 616; 46 Ill. Reg. 8794)

Changes:

1. In line 896, strike "**closure**" and add "**Closure**".
2. In lines 972-973, strike "the treatment".
3. In line 993, after "**Post-Closure**" add "**Care**".
4. In line 1227, after "616.105" add a period.

jce
3/31/23

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Regulated Recharge Areas (35 Ill. Adm. Code 617; 46 Ill. Reg. 8840)

Changes:

1. In line 548, restore "616,".

jce
4/17/23

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Maximum Setback Zones (35 Ill. Adm. Code 618; 46 Ill. Reg. 8864)

Changes:

1. In line 49, strike "*thereto*" and add "to the buildings".
2. In line 178, after "facilities" add a comma.
3. In line 179, strike "will be" and add "are".
4. In line 206, strike "as delineated".

jce
6/24/22

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Radiation Hazards (35 Ill. Adm. Code 1000; 46 Ill. Reg. 6867)

Changes:

1. In line 83, reinstate "(1984).
2. In line 91, after "70" add "(1984)".
3. In line 93, after "50" add "(1984)".
4. In line 184, delete the comma.
5. In line 288, add a space before and after "=".
6. In line 305, change "person" to "individual".
7. In line 393, strike "of".
8. In the table after line 409, for Europium (63) (first column), in the second column's second and fourth rows, before and after "=" add a space.
9. In the table after line 409, in the row with "Radon (86)" in the first column and "Rn 222³" in the second column, in the third column strike "3 x 10-9". ("3 x 10-9" should remain in the fourth column.)
10. In lines 428 and 430, before and after "=" add a space.
11. In line 454, strike the first "in".

jce
3/30/23

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Procedures for Reporting Releases of Radionuclides at Nuclear Power Plants (35 Ill. Adm. Code 1010; 46 Ill. Reg. 6896)

Changes:

1. In line 63, change "Chapter" to "chapter".
2. In line 118, strike "result" and add "results".
3. In line 120, strike "contain" and add "contains".
4. In lines 136-37, strike "1-800-782-7860, or, if calling from outside Illinois,".
5. In line 152, after "signature" add "(in electronic reports)".
6. Strike line 239.

jce
4/17/23