

ILLINOIS POLLUTION CONTROL BOARD
June 3, 2025

IN THE MATTER OF:)
)
STANDARDS FOR UNIVERSAL WASTE) R25-22
MANAGEMENT) (Rulemaking - Land)
(35 ILL. ADM. CODE PARTS 703, 720, 721,)
724, 725, 728, and 733))

HEARING OFFICER ORDER

A hearing officer order on May 23, 2025, set the deadline for the American Coatings Association's (ACA) written responses to the Illinois Environmental Protection Agency's (IEPA) and the Board's pre-filed questions as May 28, 2025. The hearing officer order also required all follow-up questions to ACA's written responses to be filed by June 3, 2025.

ACA filed its written responses to IEPA's pre-filed questions on May 28, 2025. Also on May 28, 2025, ACA filed its written responses to the Board's pre-filed questions (Resp.).

The Board and its staff have reviewed the written responses filed by ACA in this matter, and submit questions listed in the attachment to this order. Although the questions are directed to ACA, any participant may respond to the attached questions or submit a comment.

IT IS SO ORDERED.



Chloe Salk, Hearing Officer
Illinois Pollution Control Board
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Attachment to Hearing Officer Order of June 3, 2025
R25-22: Universal Waste Rules

**Follow-Up Questions on the American Coatings Association's
Written Responses**

1. In response to the Board's Question 2a, ACA states, "PaintCare submitted a program plan to the Illinois Environmental Protection Agency (IEPA) on March 21, 2025, for review and approval. IEPA has ninety days to review the program plan; thus, a program plan has not been approved to date." Resp. at 3. Please clarify whether the program plan is the same as the Paint Collection Program Drop-Off Site Guidelines in Attachment A. If not, please submit a copy of the program plan into the record.
2. In response to the Board's Question 3, ACA states, "To meet convenience, the PaintCare program must have a minimum of 256 sites, the majority of which will be retailers." Resp. at 4. Please clarify how ACA determined the "minimum number of sites" necessary for the program to be successful.
3. In response to the Board's Question 5c, ACA states that it is "also concerned with the notification requirements on destination facilities." Resp. at 5. Please comment on whether the proposed rules exempt destination facilities receiving Universal Waste paint and paint-related waste (PPRW) from notification requirements under at 35 Ill. Adm. Code 733, Subpart E. If not, should the Board consider exempting PPRW destination facilities from notification requirements?