



TO: Kim Schultz, Executive Director
Joint Committee on Administrative Rules

FROM: Jonathan Eastvold
Office of Small Business Regulatory Flexibility

DATE: August 31, 2026

RE: Pollution Control Board – Standards Applicable to Generators of Hazardous Waste
(35 Ill. Adm. Code 722; [50 Ill. Reg. 9675](#); July 17, 2026) – Docket R25-12

In response to the JCAR request for a Small Business Impact Analysis on the above-mentioned rulemaking, we submit the following:

To quote the [Flinn Report](#):

“[The Pollution Control Board] proposed amendments to Standards Applicable to Generators of Hazardous Waste (35 IAC 722; 50 Ill Reg 9675) implementing U.S. Environmental Protection Agency (USEPA) updates to Subtitle C of the Resource Conservation and Recovery Act (RCRA) and additional, limited non-substantive corrections identified by the Board. Updates include: changes to the e-Manifest system for tracking hazardous waste shipments; alternative RCRA standards for certain ignitable spent refrigerants that are being recycled for reuse; and corrections and revisions to federal regulations adopted in 2023 and 2024. Transporters, handlers and storers of hazardous waste are affected.”

Impact on Small Businesses

This rulemaking updates the Illinois hazardous waste rules to match corresponding federal Resource Conservation and Recovery Act (RCRA) regulations. Because this is an identical-in-substance rulemaking, the small business impact analysis requirements under Sec. 5-30 of the Illinois Administrative Procedure Act do not apply. These amendments reflect corresponding federal requirements that Illinois is required to adopt through the identical-in-substance rulemaking process.

If you have any questions, please contact me at Jonathan.Eastvold@illinois.gov.

cc: Don Brown, PCB (Don.Brown@illinois.gov)