

ILLINOIS POLLUTION CONTROL BOARD
February 6, 1986

IN THE MATTER OF:)
)
TITLE 35: ENVIRONMENTAL PROTECTION) R82-2
SUBTITLE I: ATOMIC RADIATION) Docket B
CHAPTER I: POLLUTION CONTROL BOARD)
PART 1000: RADIATION HAZARDS)

PROPOSED RULE. FIRST NOTICE.

PROPOSED ORDER OF THE BOARD (by J.D. Dumelle):

This matter comes before the Board upon the January 27, 1982, petition to adopt regulations concerning radiation hazards filed on behalf of the Department of Nuclear Safety (DNS) by the Attorney General's Office. The Board adopted a Proposed Rule/First Notice Order on January 24, 1985, which was published at 9 Illinois Register 6569 on May 10, 1985, and a Proposed Rule/Second Notice Order on July 19, 1985. The Joint Committee on Administrative Rules (JCAR) received second notice on August 12, 1985, and considered it at its September 19, 1985, meeting at which time it objected to the rulemaking. In its final order dated October 24, 1985, the Board made some changes based on JCAR's comments and objection, but refused to make other recommended changes. The notice of adopted rule appeared at 9 Ill. Reg. 19391 on December 13, 1985.

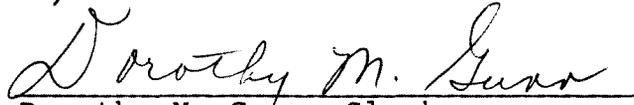
On March 18, 1985, the Director of DNS, Terry R. Lash, notified the Board that in its January 24, 1985 First Notice Order," wherever the published rules refer to 'pico curies per milliliter '(pCi/ml)', they should be corrected by referring to 'micro curies per milliliter (μ Ci/ml)'. This error occurs in the tables in Appendix A - - ' concentrations in Air Above Natural Background' and again in 3.C.". The Board intended to correct this error by Order of April 18, 1985, wherein the Board ordered that those changes be made to the First Notice Order. Unfortunately, the error was not corrected in the Board's Final Order. Also, a typographical error was inadvertently overlooked in the Board's Final Order. In Section 1000.201: Definitions, in the definition "Rem", the word "Therman" appears in the table within the definition; the correct word is "Thermal".

The Board had hoped to simply file replacement pages to correct these two errors in the rules but has been informed by the Secretary of States' Office that in order to make these changes, the Board must proceed through First and Second Notice prior to final adoption prior to filing these corrections. The Board will, therefore, open a new docket (R82-2, Docket B) which will incorporate the entire record of the R82-2 proceeding. In so doing, the Board believes that it has fully complied with the

regulatory requirements under the Environmental Protection Act and that no additional hearings or an Economic Impact Study are required since these amendments are merely technical corrections. Accordingly, the Board proposes for First Notice to amend the rules as filed in this proceeding to correct the following mistakes: 1) in Section 1000.201: Definitions, the word "Therman" which appears in the table within the definition of "Rem" will be changed to "Thermal"; 2) anywhere in the rules where "pCi/ml" appears, " μ Ci/ml" will be substituted in its place.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 6th day of February, 1986 by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board