

ILLINOIS POLLUTION CONTROL BOARD
August 20, 1981

IN THE MATTER OF:)
)
RULEMAKING FOR CODIFICATION OF) R81-3
CHAPTER 3: WATER POLLUTION.)

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

The Board proposes to revise Chapter 3: Water Pollution to conform with codification regulations adopted by the Secretary of State (Ill. Rev. Stat. ch. 127, §1007; 1 Ill. Admin. Code Part 120 and §160.1101; 4 Ill. Reg. p. 196, June 27, 1980; 5 Ill. Reg. 178, January 2, 1981; 5 Ill. Reg. 694, January 16, 1981).

Parts I through IX and Part XII of Chapter 3 will be codified as Parts 301 through 310 of Title 35, Subtitle C, Chapter I. Existing Parts I, IV, V, VI, VII, VIII and XII can be codified largely by renumbering the old rules. Parts II, III and IX require more modification.

The old rules specifying water quality standards in Part II have been made subparts of Part 302. Explanatory sections have been added to introduce subparts. Site specific rules and water use designations have been moved to Part 303. These have been grouped with the existing water use designations of Part III and arranged geographically by river basin. This is in anticipation of a pending proposal to adopt water quality standards by river basin throughout the state (R79-6).

Parts IV, VII and IX reflect amendments which are being adopted in R76-21. Modification prior to adoption will necessitate modification of this proposal.


Part IX has been codified by breaking existing rules into several sections. Some rearrangement has also been done. The subparts have been divided into "sub-subparts" with space reserved for additional rules.

A draft copy of Subtitle C is available from the Clerk. Because the changes are slight and the text lengthy, the Board will not set it forth in this Order or print the text in the Opinions. The Board will provide in the Environmental Register notice of its proposal to codify old Chapter 3. Copies of the draft will be mailed to anyone requesting a copy. Persons desiring to comment may do so within forty-five days of the date of this Order.

The Secretary of State's Rules provide a method for codification of rules without substantive changes (1 Ill. Admin. Code §160.1103). The Board proposes to follow this abbreviated procedure. The Board will at this time submit a copy of the draft to the State Library for approval. The Board will consider comments and the State Library's recommendation prior to adopting a declaration that no substantive changes have been made (1 Ill. Admin. Code §160.1103).

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 20th day of August, 1981 by a vote of 5-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board