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**STATE OF ILLINOIS**  
**Pollution Control Board**

ILLINOIS POLLUTION CONTROL BOARD

July 9, 2004

IN THE MATTER OF: )  
 )  
PROPOSED AMENDMENTS TO ) R04-25  
DISSOLVED OXYGEN STANDARD 35 ILL.) (Rulemaking - Water)  
ADM. CODE 302.206 )

**NOTICE OF HEARING**  
**CHANGE OF HEARING LOCATION**

DATE, TIME, PLACE:

SECOND HEARING: THURSDAY, AUGUST 12, 2004, 1:00 p.m.

New Location:  
Stratton Office Building Room D-1  
Springfield, Illinois

PURPOSE OF HEARING: Merit and economic  
ATTENDING BOARD MEMBER: Andrea S. Moore  
HEARING OFFICER: Richard R. McGill, Jr.

### HEARING OFFICER ORDER

The proponent of this rulemaking is the Illinois Association of Wastewater Agencies (IAWA). IAWA seeks to amend the Board's rule establishing general use water quality standards for dissolved oxygen (35 Ill. Adm. Code 302.206). IAWA's proposal, including its statement of reasons and proposed amendatory language, may be viewed in Chicago at the Clerk's Office and obtained on the Board's Web Site through the Clerk's Office On-Line (COOL) at [www.ipcb.state.il.us](http://www.ipcb.state.il.us).

The Board held this rulemaking's first hearing on June 29, 2004, in Chicago. The eight hearing exhibits entered into the record at the first hearing are available in the Clerk's Office and on COOL. We expect to receive the first hearing's transcript by July 12, 2004, at which time it will be available in the Clerk's Office and promptly placed on COOL.

The second hearing in this rulemaking remains scheduled for Thursday, August 12, 2004, at 1:00 p.m. in Springfield. However, the room for the second hearing has been changed to accommodate the potentially large number of persons attending. **The new location in Springfield for the second hearing is Room D-1 of the Stratton Office Building.**

For the second hearing, the deadline to prefile testimony is August 3, 2004. The witness' testimony and any related exhibits must be filed with the Board and simultaneously served on all persons on the Service List. See 35 Ill. Adm. Code 102.424. The "mailbox rule" (35 Ill. Adm. Code 101.300(b)(2)) does not apply to this filing—accordingly, the Clerk's Office must receive the prefiled testimony by August 3, 2004. To ensure that you have the most recent version of the Service List, please check with the Clerk's Office at (312) 814-3629, Ms. Lynn Delaney at (312) 814-3832, or the hearing officer before filing any document with the Board.

Witnesses who prefile testimony may be asked at the second hearing to read their testimony into the record or to provide an oral summary. At the discretion of the hearing officer, anyone who wishes to testify who does not prefile testimony will be allowed to testify only as time permits after completion of testimony by, and questions for, those witnesses who prefile. Additional hearings may be scheduled as needed. We will also use the second hearing to receive any testimony on the decision of the Department of Commerce and Economic Opportunity (DCEO) to not perform an economic impact study (EcIS) on the proposed rules. DCEO's letter

documenting its decision to not conduct an EcIS is available in the Clerk's Office and on COOL.

IT IS SO ORDERED.



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Richard R. McGill, Jr.  
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