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STATE OF ILLINOIS
Pollution Control Board

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10/17/2007

POLLUTION CONTROL BOARD

JAMES R THOMPSON CENTER 100 W RANDOLPH ST STE 11-500
DOROTHY GUNN
CHICAGO, IL 60601

Dear DOROTHY GUNN

Your rules Listed below met our codification standards and have been published in Volume 31, Issue 43 of the Illinois Register, dated 10/26/2007.

PROPOSED RULES

Organic Material Emission Standards and Limitations for the Chicago Area

35 Ill. Adm. Code 218

Point Of Contact:Erin Conley

Page 14581

If you have any questions, you may contact the Administrative Code Division at (217) 782 - 7017.

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NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Organic Material Emission Standards and Limitations for the Chicago Area
- 2) Code Citation: 35 Ill. Adm. Code Part 218
- 3) Section Numbers: Proposed Action:
218.480 Amend
- 4) Statutory Authority: Implementing Section 10 and authorized by Sections 27 and 28 of the Environmental Protection Act [415 ILCS 5/10, 27 and 28]
- 5) A Complete Description of the Subjects and Issues Involved:

For a more detailed discussion of these amendments, see the Board's October 4, 2007 opinion and order in docket R08-8: Abbott Laboratories' Proposed Site Specific Amendment to Applicability Section of Organic Material Emission Standards and Limitations for the Chicago Area; Subpart T: Pharmaceutical Manufacturing (35 Ill. Adm. Code 218.480(b)) (R08-8). Abbott Laboratories proposed site-specific amendments for its pharmaceutical manufacturing facility located in Libertyville Township, Lake County. 35 Ill. Adm. Code 218.480(b) contains certain exemptions that are only applicable to Abbott's air suspension coater/dryer, fluid bed dryers, tunnel dryers, and Accelacotas. Abbott is proposing to amend these site-specific exemptions by "capping" and lowering the overall emissions allowable under the exemptions from its tunnel dryers numbered #1, #2, #3 and #4, and fluid bed dryers numbered #1, #2 and #3, and calculating the amount of exempted emissions from the dryers based on the actual combined emissions from the dryers. Abbott believes that, if adopted, the proposed amendment would reduce the overall allowable emissions from these units while increasing Abbott's operational flexibility, by allowing it to make preferential use of the more efficient fluid bed dryers.

In response to Abbott's request, the Board accepted the proposal for hearing, and first notice publication, but does not comment on the merits of the Abbott proposal.

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None presently identified.
- 7) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No

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- 9) Does this proposed rulemaking contain incorporations by reference? No
- 10) Are there any other proposed amendments pending on this Part? No
- 11) Statement of Statewide Policy Objectives: This proposed rule does not create or enlarge a State mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2006)]

- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

The Board is in the process of scheduling a hearing in the rulemaking. Additionally, the Board will accept written public comment on this proposal for 45 days after the date of publication in the *Illinois Register*. Comments should reference Docket R08-8 and be addressed to:

Clerk's Office
Illinois Pollution Control Board
100 W. Randolph St., Suite 11-500
Chicago, IL 60601

Interested persons may request copies of the Board's opinion and order by calling the Clerk's office at 312-814-3620, or may download copies from the Board's Web site at www.ipcb.state.il.us.

For more information, contact hearing officer Kathleen M. Crowley at 312/814-6929 or email at crowlek@ipcb.state.il.us.

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: This proposed rulemaking is site specific and will only impact Abbott Laboratories.
- B) Reporting, bookkeeping or other procedures required for compliance: This rulemaking does not impose any additional reporting or recordkeeping requirements.
- C) Types of Professional skills necessary for compliance: No professional skills beyond those currently required by the existing state and federal air pollution control regulations applicable to affected source will be required.

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- 14) Reason this rulemaking was not included in the two most recent regulatory agendas:

The Board did not anticipate that Abbott Laboratories would request this site-specific relief.

The full text of the Proposed Amendment begins on the next page:

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NOTICE OF PROPOSED AMENDMENT

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE B: AIR POLLUTION
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER c: EMISSIONS STANDARDS AND
LIMITATIONS FOR STATIONARY SOURCES

PART 218
ORGANIC MATERIAL EMISSION STANDARDS AND
LIMITATIONS FOR THE CHICAGO AREA

SUBPART A: GENERAL PROVISIONS

Section	
218.100	Introduction
218.101	Savings Clause
218.102	Abbreviations and Conversion Factors
218.103	Applicability
218.104	Definitions
218.105	Test Methods and Procedures
218.106	Compliance Dates
218.107	Operation of Afterburners
218.108	Exemptions, Variations, and Alternative Means of Control or Compliance Determinations
218.109	Vapor Pressure of Volatile Organic Liquids
218.110	Vapor Pressure of Organic Material or Solvent
218.111	Vapor Pressure of Volatile Organic Material
218.112	Incorporations by Reference
218.113	Monitoring for Negligibly-Reactive Compounds
218.114	Compliance with Permit Conditions

SUBPART B: ORGANIC EMISSIONS FROM STORAGE AND LOADING
OPERATIONS

Section	
218.119	Applicability for VOL
218.120	Control Requirements for Storage Containers of VOL
218.121	Storage Containers of VPL
218.122	Loading Operations
218.123	Petroleum Liquid Storage Tanks
218.124	External Floating Roofs
218.125	Compliance Dates

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- 218.126 Compliance Plan (Repealed)
- 218.127 Testing VOL Operations
- 218.128 Monitoring VOL Operations
- 218.129 Recordkeeping and Reporting for VOL Operations

SUBPART C: ORGANIC EMISSIONS FROM MISCELLANEOUS
EQUIPMENT

- Section
- 218.141 Separation Operations
- 218.142 Pumps and Compressors
- 218.143 Vapor Blowdown
- 218.144 Safety Relief Valves

SUBPART E: SOLVENT CLEANING

- Section
- 218.181 Solvent Cleaning in General
- 218.182 Cold Cleaning
- 218.183 Open Top Vapor Degreasing
- 218.184 Conveyorized Degreasing
- 218.185 Compliance Schedule (Repealed)
- 218.186 Test Methods

SUBPART F: COATING OPERATIONS

- Section
- 218.204 Emission Limitations
- 218.205 Daily-Weighted Average Limitations
- 218.206 Solids Basis Calculation
- 218.207 Alternative Emission Limitations
- 218.208 Exemptions from Emission Limitations
- 218.209 Exemption from General Rule on Use of Organic Material
- 218.210 Compliance Schedule
- 218.211 Recordkeeping and Reporting
- 218.212 Cross-Line Averaging to Establish Compliance for Coating Lines
- 218.213 Recordkeeping and Reporting for Cross-Line Averaging Participating Coating
Lines
- 218.214 Changing Compliance Methods
- 218.215 Wood Furniture Coating Averaging Approach
- 218.216 Wood Furniture Coating Add-On Control Use
- 218.217 Wood Furniture Coating Work Practice Standards

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SUBPART G: USE OF ORGANIC MATERIAL

Section	
218.301	Use of Organic Material
218.302	Alternative Standard
218.303	Fuel Combustion Emission Units
218.304	Operations with Compliance Program

SUBPART H: PRINTING AND PUBLISHING

Section	
218.401	Flexographic and Rotogravure Printing
218.402	Applicability
218.403	Compliance Schedule
218.404	Recordkeeping and Reporting
218.405	Lithographic Printing: Applicability
218.406	Provisions Applying to Heatset Web Offset Lithographic Printing Prior to March 15, 1996
218.407	Emission Limitations and Control Requirements for Lithographic Printing Lines On and After March 15, 1996
218.408	Compliance Schedule for Lithographic Printing On and After March 15, 1996
218.409	Testing for Lithographic Printing On and After March 15, 1996
218.410	Monitoring Requirements for Lithographic Printing
218.411	Recordkeeping and Reporting for Lithographic Printing

SUBPART Q: SYNTHETIC ORGANIC CHEMICAL AND POLYMER
MANUFACTURING PLANT

Section	
218.421	General Requirements
218.422	Inspection Program Plan for Leaks
218.423	Inspection Program for Leaks
218.424	Repairing Leaks
218.425	Recordkeeping for Leaks
218.426	Report for Leaks
218.427	Alternative Program for Leaks
218.428	Open-Ended Valves
218.429	Standards for Control Devices
218.430	Compliance Date (Repealed)
218.431	Applicability
218.432	Control Requirements
218.433	Performance and Testing Requirements
218.434	Monitoring Requirements

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- 218.435 Recordkeeping and Reporting Requirements
- 218.436 Compliance Date

SUBPART R: PETROLEUM REFINING AND RELATED INDUSTRIES;
ASPHALT MATERIALS

- Section
- 218.441 Petroleum Refinery Waste Gas Disposal
- 218.442 Vacuum Producing Systems
- 218.443 Wastewater (Oil/Water) Separator
- 218.444 Process Unit Turnarounds
- 218.445 Leaks: General Requirements
- 218.446 Monitoring Program Plan for Leaks
- 218.447 Monitoring Program for Leaks
- 218.448 Recordkeeping for Leaks
- 218.449 Reporting for Leaks
- 218.450 Alternative Program for Leaks
- 218.451 Sealing Device Requirements
- 218.452 Compliance Schedule for Leaks
- 218.453 Compliance Dates (Repealed)

SUBPART S: RUBBER AND MISCELLANEOUS PLASTIC PRODUCTS

- Section
- 218.461 Manufacture of Pneumatic Rubber Tires
- 218.462 Green Tire Spraying Operations
- 218.463 Alternative Emission Reduction Systems
- 218.464 Emission Testing
- 218.465 Compliance Dates (Repealed)
- 218.466 Compliance Plan (Repealed)

SUBPART T: PHARMACEUTICAL MANUFACTURING

- Section
- 218.480 Applicability
- 218.481 Control of Reactors, Distillation Units, Crystallizers, Centrifuges and Vacuum Dryers
- 218.482 Control of Air Dryers, Production Equipment Exhaust Systems and Filters
- 218.483 Material Storage and Transfer
- 218.484 In-Process Tanks
- 218.485 Leaks
- 218.486 Other Emission Units
- 218.487 Testing

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- 218.488 Monitoring for Air Pollution Control Equipment
- 218.489 Recordkeeping for Air Pollution Control Equipment

SUBPART V: BATCH OPERATIONS AND AIR OXIDATION PROCESSES

- Section
- 218.500 Applicability for Batch Operations
- 218.501 Control Requirements for Batch Operations
- 218.502 Determination of Uncontrolled Total Annual Mass Emissions and Average Flow Rate Values for Batch Operations
- 218.503 Performance and Testing Requirements for Batch Operations
- 218.504 Monitoring Requirements for Batch Operations
- 218.505 Reporting and Recordkeeping for Batch Operations
- 218.506 Compliance Date
- 218.520 Emission Limitations for Air Oxidation Processes
- 218.521 Definitions (Repealed)
- 218.522 Savings Clause
- 218.523 Compliance
- 218.524 Determination of Applicability
- 218.525 Emission Limitations for Air Oxidation Processes
- 218.526 Testing and Monitoring
- 218.527 Compliance Date (Repealed)

SUBPART W: AGRICULTURE

- Section
- 218.541 Pesticide Exception

SUBPART X: CONSTRUCTION

- Section
- 218.561 Architectural Coatings
- 218.562 Paving Operations
- 218.563 Cutback Asphalt

SUBPART Y: GASOLINE DISTRIBUTION

- Section
- 218.581 Bulk Gasoline Plants
- 218.582 Bulk Gasoline Terminals
- 218.583 Gasoline Dispensing Operations - Storage Tank Filling Operations
- 218.584 Gasoline Delivery Vessels
- 218.585 Gasoline Volatility Standards
- 218.586 Gasoline Dispensing Operations - Motor Vehicle Fueling Operations

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SUBPART Z: DRY CLEANERS

Section	
218.601	Perchloroethylene Dry Cleaners (Repealed)
218.602	Applicability (Repealed)
218.603	Leaks (Repealed)
218.604	Compliance Dates (Repealed)
218.605	Compliance Plan (Repealed)
218.606	Exception to Compliance Plan (Repealed)
218.607	Standards for Petroleum Solvent Dry Cleaners
218.608	Operating Practices for Petroleum Solvent Dry Cleaners
218.609	Program for Inspection and Repair of Leaks
218.610	Testing and Monitoring
218.611	Applicability for Petroleum Solvent Dry Cleaners
218.612	Compliance Dates (Repealed)
218.613	Compliance Plan (Repealed)

SUBPART AA: PAINT AND INK MANUFACTURING

Section	
218.620	Applicability
218.621	Exemption for Waterbase Material and Heatset Offset Ink
218.623	Permit Conditions (Repealed)
218.624	Open Top Mills, Tanks, Vats or Vessels
218.625	Grinding Mills
218.626	Storage Tanks
218.628	Leaks
218.630	Clean Up
218.636	Compliance Schedule
218.637	Recordkeeping and Reporting

SUBPART BB: POLYSTYRENE PLANTS

Section	
218.640	Applicability
218.642	Emissions Limitation at Polystyrene Plants
218.644	Emissions Testing

SUBPART CC: POLYESTER RESIN PRODUCT MANUFACTURING
PROCESS

Section	
218.660	Applicability

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218.666	Control Requirements
218.667	Compliance Schedule
218.668	Testing
218.670	Recordkeeping and Reporting for Exempt Emission Units
218.672	Recordkeeping and Reporting for Subject Emission Units

SUBPART DD: AEROSOL CAN FILLING

Section	
218.680	Applicability
218.686	Control Requirements
218.688	Testing
218.690	Recordkeeping and Reporting for Exempt Emission Units
218.692	Recordkeeping and Reporting for Subject Emission Units

SUBPART FF: BAKERY OVENS (REPEALED)

Section	
218.720	Applicability (Repealed)
218.722	Control Requirements (Repealed)
218.726	Testing (Repealed)
218.727	Monitoring (Repealed)
218.728	Recordkeeping and Reporting (Repealed)
218.729	Compliance Date (Repealed)
218.730	Certification (Repealed)

SUBPART GG: MARINE TERMINALS

Section	
218.760	Applicability
218.762	Control Requirements
218.764	Compliance Certification
218.766	Leaks
218.768	Testing and Monitoring
218.770	Recordkeeping and Reporting

SUBPART HH: MOTOR VEHICLE REFINISHING

Section	
218.780	Emission Limitations
218.782	Alternative Control Requirements
218.784	Equipment Specifications
218.786	Surface Preparation Materials
218.787	Work Practices

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- 218.788 Testing
- 218.789 Monitoring and Recordkeeping for Control Devices
- 218.790 General Recordkeeping and Reporting (Repealed)
- 218.791 Compliance Date
- 218.792 Registration
- 218.875 Applicability of Subpart BB (Renumbered)
- 218.877 Emissions Limitation at Polystyrene Plants (Renumbered)
- 218.879 Compliance Date (Repealed)
- 218.881 Compliance Plan (Repealed)
- 218.883 Special Requirements for Compliance Plan (Repealed)
- 218.886 Emissions Testing (Renumbered)

SUBPART PP: MISCELLANEOUS FABRICATED PRODUCT
MANUFACTURING PROCESSES

Section

- 218.920 Applicability
- 218.923 Permit Conditions (Repealed)
- 218.926 Control Requirements
- 218.927 Compliance Schedule
- 218.928 Testing
- 218.929 Cementable and Dress or Performance Shoe Leather

SUBPART QQ: MISCELLANEOUS FORMULATION MANUFACTURING
PROCESSES

Section

- 218.940 Applicability
- 218.943 Permit Conditions (Repealed)
- 218.946 Control Requirements
- 218.947 Compliance Schedule
- 218.948 Testing

SUBPART RR: MISCELLANEOUS ORGANIC CHEMICAL
MANUFACTURING PROCESSES

Section

- 218.960 Applicability
- 218.963 Permit Conditions (Repealed)
- 218.966 Control Requirements
- 218.967 Compliance Schedule
- 218.968 Testing

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SUBPART TT: OTHER EMISSION UNITS

Section

218.980	Applicability
218.983	Permit Conditions (Repealed)
218.986	Control Requirements
218.987	Compliance Schedule
218.988	Testing

SUBPART UU: RECORDKEEPING AND REPORTING

Section

218.990	Exempt Emission Units
218.991	Subject Emission Units

218.APPENDIX A:	List of Chemicals Defining Synthetic Organic Chemical and Polymer Manufacturing
218.APPENDIX B:	VOM Measurement Techniques for Capture Efficiency (Repealed)
218.APPENDIX C:	Reference Methods and Procedures
218.APPENDIX D:	Coefficients for the Total Resource Effectiveness Index (TRE) Equation
218.APPENDIX E:	List of Affected Marine Terminals
218.APPENDIX G:	TRE Index Measurements for SOCFI Reactors and Distillation Units
218.APPENDIX H:	Baseline VOM Content Limitations for Subpart F, Section 218.212 Cross-Line Averaging

AUTHORITY: Implementing Section 10 and authorized by Sections 27, 28, and 28.5 of the Environmental Protection Act [415 ILCS 5/10, 27, 28, and 28.5].

SOURCE: Adopted at R91-7 at 15 Ill. Reg. 12231, effective August 16, 1991; amended in R91-24 at 16 Ill. Reg. 13564, effective August 24, 1992; amended in R91-28 and R91-30 at 16 Ill. Reg. 13864, effective August 24, 1992; amended in R93-9 at 17 Ill. Reg. 16636, effective September 27, 1993; amended in R93-14 at 18 Ill. Reg. at 1945, effective January 24, 1994; amended in R94-12 at 18 Ill. Reg. 14973, effective September 21, 1994; amended in R94-15 at 18 Ill. Reg. 16392, effective October 25, 1994; amended in R94-16 at 18 Ill. Reg. 16950, effective November 15, 1994; amended in R94-21, R94-31 and R94-32 at 19 Ill. Reg. 6848, effective May 9, 1995; amended in R94-33 at 19 Ill. Reg. 7359, effective May 22, 1995; amended in R96-13 at 20 Ill. Reg. 14428, effective October 17, 1996; amended in R97-24 at 21 Ill. Reg. 7708, effective June 9, 1997; amended in R97-31 at 22 Ill. Reg. 3556, effective February 2, 1998; amended in R98-16 at 22 Ill. Reg. 14282, effective July 16, 1998; amended in R02-20 at 27 Ill. Reg. 7283, effective April 8, 2003; amended in R04-12/20 at 30 Ill. Reg. 9684,

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effective May 15, 2006; amended in R06-21 at 31 Ill. Reg. 7086, effective April 30, 2007; amended in R08-8 at 32 Ill. Reg. _____, effective _____.

SUBPART T: PHARMACEUTICAL MANUFACTURING

Section 218.480 Applicability

- a) The rules of this Subpart, except for Sections 218.483 through 218.485 of this Part, apply to all emission units of VOM, including but not limited to reactors, distillation units, dryers, storage tanks for VOL, equipment for the transfer of VOL, filters, crystallizers, washers, laboratory hoods, pharmaceutical coating operations, mixing operations and centrifuges used in manufacturing, including packaging, of pharmaceuticals, and emitting more than 6.8 kg/day (15 lbs/day) and more than 2,268 kg/year (2.5 tons/year) of VOM. If such an emission unit emits less than 2,268 kg/year (2.5 tons/year) of VOM, the requirements of this Subpart still apply to the emission unit if VOM emissions from the emission unit exceed 45.4 kg/day (100 lbs/day).
- b) Notwithstanding subsection (a) of this Section, the air suspension coater/dryer, fluid bed dryers, tunnel dryers, and Accelacotas located in Libertyville Township, Lake County, Illinois shall be exempt from the rules of this Subpart, except for Sections 218.483 through 218.485, if emissions of VOM not vented to air pollution control equipment do not exceed the following levels:
 - 1) For the air suspension coater/dryer: 2,268 kg/year (2.5 tons/year);
 - 2) Except as set forth in subsection 218.480(b)(4) of this Section, for For each fluid bed dryer: 4,535 kg/year (5.0 tons/year);
 - 3) Except as set forth in subsection 218.480(b)(4) of this Section, for For each tunnel dryer: 6,803 kg/year (7.5 tons/year); and
 - 4) For fluid bed dryers #1, #2, and #3 and for tunnel dryers #1, #2, #3, and #4, the combined total annual emissions from the dryers listed in this subsection 218.480(b)(4) shall not exceed 18,779 kg/year (20.7 tons/year). [BOARD NOTE: tunnel dryers are otherwise referred to as warm air dryers]; and

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- 45) For each Accelacota: 6,803 kg/year (7.5 tons/year).
- c) Sections 218.483 through 218.485 of this Part apply to a source having one or more emission units that:
- 1) Are used to manufacture pharmaceuticals, and
 - 2) Emit more than 6.8 kg/day (15 lbs/day) of VOM and more than 2,268 kg/year (2.5 tons/year) of VOM, or, if less than 2,268 kg/year (2.5 tons/year), these Sections still apply if emissions from one or more sources exceed 45.4 kg/day (100 lbs/day).
- d) No owner or operator shall violate any condition in a permit when the condition results in exclusion of an emission unit from this Subpart.
- e) Any pharmaceutical manufacturing source that becomes subject to the provisions of this Subpart at any time shall remain subject to the provisions of this Subpart at all times.
- f) Emissions subject to this Subpart shall be controlled at all times consistent with the requirements set forth in this Subpart.
- g) Any control device required pursuant to this Subpart shall be operated at all times when the source it is controlling is operated.
- h) Determinations of daily and annual emissions for purposes of this Section shall be made using both data on the hourly emission rate (or the emissions per unit of throughput) and appropriate daily and annual data from records of emission unit operation (or material throughput or material consumption data). In the absence of representative test data pursuant to Section 218.487 of this Part for the hourly emission rate (or the emissions per unit of throughput) such items shall be calculated using engineering calculations, including the methods described in Appendix B of "Control of Volatile Organic Emissions from Manufacturing of Synthesized Pharmaceutical Products" (EPA-450/2-78-029), incorporated by reference in Section 218.112 of this Part. (This subsection shall not affect the Agency's or the USEPA's authority to require emission tests to be performed pursuant to Section 218.487 of this Part.)
- i) Equipment and operations emitting VOM at a source subject to subsection (a) or (c) of this Section and used to produce pharmaceutical products or a

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pharmaceutical-like product such as a hormone, enzyme, or antibiotic, shall be deemed to be engaged in the manufacture of pharmaceuticals for the purposes of this Subpart.

(Source: Amended at 32 Ill. Reg. _____, effective _____)