

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

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May 19, 2009

Tanner Girard, Chairman
Pollution Control Board
James R. Thompson Center
100 W. Randolph, Suite 11-500
Chicago, Illinois 60601

Dear Chairman Girard:

This is to notify you that JCAR considered the following proposed rulemakings at its 5/19/09 meeting:

Control of Emissions from Large Combustion Sources (35 Ill. Adm. Code 225)
32 Ill. Reg. 18507 - 12/5/08

Water Use Designations and Site Specific Water Quality Standards (35 Ill. Adm. Code 303)
32 Ill. Reg. 16303 – 10/10/08

If your agency has agreed to any substantive modifications during its discussions with JCAR, they are described in the "Agreements" attached to the certification. Based on these agreements, as well as the other responses you have provided the Committee during the review of these rulemakings, JCAR has determined that No Objection will be issued. Enclosed you will find formal certification of this action.

These rulemakings may now be adopted upon filing with the Office of the Secretary of State.

Please note that the fact that the Committee has not objected to these rulemakings does not necessarily constitute approval, expressed or implied, of the substance of the rulemakings.

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STATE OF ILLINOIS
Pollution Control Board

Thank you for the cooperation your agency has shown during our review of these issues.

Sincerely,



Senator Maggie Crotty
Co-Chairman



Representative Angelo "Skip" Saviano
Co-Chairman

SMC:RBH:DC:rm

cc: Tim Fox
Marie Tipsord

Enc.

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Control of Emissions from Large Combustion Sources (35 Ill. Adm. Code 225; 32 Ill. Reg. 18507)

Changes:

1. After line 129, add, indented under Appendix B:

"225.EXHIBIT A Specifications and Test Procedures

225.EXHIBIT B Quality Assurance and Quality Control Procedures

225.EXHIBIT C Conversion Procedures

225.EXHIBIT D Quality Assurance and Operating Procedures for Sorbent Trap Monitoring Systems".
2. In line 370, capitalize "section".
3. In line 523, delete the comma.
4. In line 549, change "Subpart" to lowercase.
5. In line 550, change "Appendix" to lowercase.
6. In line 809, change "QAMO" to "(QAMO)".
7. In line 1089, change "Charles's" to "Charles".
8. In line 1285, delete the period.
9. In lines 1311, 1315, 1321 and 1326, change "lbs" to "lb".
10. In line 1373, delete the underlined period.
11. In lines 1459 and 1869, change "Charles's" to "Charles".
12. In lines 2121, 2160 and 2188, add a period at the end.

13. In line 2234, change "Such" to "The".
14. In line 2249, add a period at the end.
15. In line 2254, change "below" to "of this Section".
16. In line 2268, add a period at the end.
17. In line 2285, change "of" to "after".
18. In line 2304, capitalize "recordkeeping" and add a period at the end.
19. In line 2339, underline "4)".
20. In line 2341, after "created" add a comma.
21. In line 2342, after "source" add a comma.
22. In line 2353, add a period at the end.
23. In line 2490, after "2009" add a comma.
24. In line 2516, strike the text.
25. In line 2517, add "The" before "owner".
26. In line 2823, change "system(s)" to "systems".
27. In lines 2825 and 2826, delete the comma after "2012".
28. In line 2853, change "will" to "shall".
29. In line 2878, delete the comma.
30. In line 2885, change "where" to "in which" and change "are" to "is".
31. In line 2887, change "below" to "in subsections (a)(1)(A) through (C)".
32. In line 3038, change the semicolon to a period.
33. In line 3040, change "EGU(s)" to "EGUs".
34. In lines 3062-63, change "quality-assured monitor operating (QAMO)" to "QAMO".
35. In line 3067, 3078, 3085, 3099, 3105, 3118 and 3124 change "Sections" to "Section".

36. In lines 3079, 3100, 3106 and 3126, delete "Section".
37. In line 3080, change "subparagraph D" to "subsection (b)(3)(D)".
38. In line 3086, delete "Section" and change "subparagraph E" to "subsection (b)(3)(E)".
39. In line 3098, change "above" to "in this subsection (b)(3)(F)".
40. In line 3101, change "subparagraph F" to "subsection (b)(3)(F)".
41. In lines 3107- 08, change "subparagraph G" to "subsection (b)(3)(G)".
42. In line 3194, hyphenate "out of control".
43. In line 3212, strike "; and" and add a period.
44. In line 3392, delete the comma.
45. In line 3478, change the comma to a semicolon and delete the semicolon at the end.
46. In line 3494, change ", which, except" to ". 1) Except".
47. In line 3495, after the comma add "optimum manner".
48. In lines 3497-3507, change the subsection labels to (A) through (C).
49. In lines 3509-28, change the subsection labels to (i) through (iv).
50. In line 3525, change "(g)(3)(A) and (B)" to "(g)(1)(C)(i) and (ii)".
51. In line 3529, change "(g)(3)(A), (B), or (C)" to "(g)(1)(C)(i), (ii), or (iii)".
52. In line 3536, change the subsection label to (2) and change "(g)(3)" to "(g)(1)(C)".
53. In line 3542, change "Charles's" to "Charles".
54. In line 3549, change "(g)(3)(D)" to "(g)(1)(C)(iv)".
55. In lines 3558 and 3564, delete "and".
56. In line 3587, delete "and".
57. In line 3610, change "Section" to "Sections".

58. In the table following line 3710, in the "n=" item, add a period at the end.
59. In line 3823, change "Subparts" to lowercase.
60. In line 3829, delete the 2nd comma.
61. In lines 4483, 4487, 4489 and 4492, change the semicolons to periods.
62. In line 4666, change the period to a semicolon.
63. In lines 4856 and 4874, change the semicolons to periods.
64. In line 4926, delete the comma.
65. In line 4927, change the comma to a semicolon.
66. In line 4928, change "O2," to "O₂ or".
67. In line 4933, change "and" to ", if".
68. In line 4936, add a period at the end.
69. In line 5057, change the semicolon to a period.
70. Delete lines 5112-14.
71. In line 5258, change the semicolon to a period.
72. In lines 5327, 5358 and 5418, change "Appendix" to lowercase.
73. In line 5446, change the period to a semicolon.
74. In line 5525, after "CO₂" add "or".
75. Change lines 5538-41 to:

$$\begin{array}{l}
 \text{Percent monitor} \\
 \text{data availability} = \frac{\text{"Total unit or stack operating hours for} \\
 \text{which quality-assured data was recorded} \\
 \text{for the appropriate time period}}{\text{Total unit or stack operating hours for} \\
 \text{the appropriate time period}} \times 100 \quad \text{(Eq. 8)}.
 \end{array}$$

76. Delete line 5595.

77. In line 5602, change "information" to "entire monitoring plan".
78. In lines 5718 and 5742, add "and" at the end.
79. In line 5721, change the semicolon to a period.
80. In lines 5744-45, change "; and" to a period".
81. In line 5787, change the semicolon to a period.
82. In line 5918, delete "and".
83. Delete lines 5919-20.
84. In line 5964, add a semicolon at the end.
85. In line 6039, after "subsection" add "(f)".
86. In lines 6061 and 6068, change the semicolon to a period.
87. In line 6097, delete the period.
88. In the table following line 6099:

In "17", change "Like-ind" to "Like-kind";

In "32", change "rom" to "from", change "Single" and "See" to lowercase, and capitalize "section";

In "33", change "HG" to "Hg" (twice), change "deciation" to "deviation", change "See" to lowercase, and capitalize "section";

In "40", change "Specific" to lowercase and add a period at the end.
89. In line 6136, change "test" to "tests".
90. In line 6174, change the subsection label to (J).
91. In line 6177, change the subsection label to (K).
92. In line 6368, add "; and" at the end.
93. In line 6396, change "; and" to a period.
94. In line 6695, add a period at the end.

95. In lines 6858 and 6877, before "Method" add "Reference".
96. In line 6860, delete the comma.
97. In line 6879, delete the 2nd comma.
98. In line 6936, change "vi)" to "vii)".
99. In line 6939, change "vii)" to "viii)".
100. In line 6963, delete "(or operating level)".
101. In line 7025, change the comma to "and".
102. In line 7213, after the label add "Equation 1.".
103. In line 7219, change "Equation 1" to "Eq. 1".
104. In the table following line 7222, add a period at the end of the 1st, 2nd, 4th and 5th statements.
105. In line 7272, after "emits" add ": i)".
106. Change line 7278 to "(ii)".
107. In line 7279, delete "Section show that the unit emits".
108. In line 7283, delete "and".
109. In line 7296, change the period to a semicolon.
110. In line 7384, change ", or" to a period.
111. In line 7417, change "as follows:" to "by substituting".
112. In line 7419, delete "i) Substitute".
113. In lines 7422 and 7517, change "; and" to "and:".
114. In line 7424, change the subsection label to (i).
115. In line 7430, change the subsection label to (ii).
116. In line 7511, after "maintain" add ": A)".

117. In line 7516, change the subsection label to (B) and delete "Install, certify, operate and maintain".
118. In lines 7519, 7534 and 7539, change subsection labels to (i), (ii) and (iii).
119. In line 7548, change the subsection label to (2) and change "(b)(2)" to "(b)(1)(B)".
120. In line 7605, delete "either".
121. Change line 7631 to "Part:".
122. In line 7652, capitalize "recordkeeping provisions".
123. In line 7674, change the period to a semicolon.
124. In line 7679, change the semicolon to a period.
125. In line 7681, capitalize "quality assurance" and "quality control record provisions".
126. In line 7687, capitalize "plan recordkeeping provisions".
127. In line 7689, capitalize "provisions".
128. In line 7706, capitalize "monitoring plan".
129. In line 7710, capitalize "reporting provisions".
130. In lines 7712, 7716, 7740 and 7748, change "for" to "of".
131. In line 7725, capitalize "petitions" and "communications".
132. In line 7730, capitalize "assurance" and "reports".
133. In line 7746, capitalize "plan reporting".
134. In line 7748 and 7759, capitalize "submission".
135. In line 7776, capitalize "reports".
136. Before line 7779, add "**Section 225.APPENDIX B Continuous Emission Monitoring System for Mercury**".
137. In line 7779, change "**Exhibit**" to "**Section 225.EXHIBIT**" and delete "**to Appendix B**".

138. In line 7785, change "Appendix" to lowercase.
139. In line 7790, change "CO₂, O₂," to "CO₂ or O₂".
140. In line 7800, hyphenate "cross section".
141. In line 7905, change "Equation" to "Eq.".
142. In lines 7976, 7979-80, 7981, 8097, 8176-77, 8179, 8210 and 8219, delete "this" and after "Appendix" add "B".
143. In line 8189, change "Equation" to "Eq.".
144. In line 8208, delete "c)".
145. In line 8221, change "LE" to "ME" and change "Equation" to "Eq.".
146. In the table after line 8224, add a period at the end of the "ME" item.
147. In line 8235, change "Equation" to "Eq.".
148. Change lines 8270-81 to:

"3.4 Cycle Time

The cycle time for mercury concentration monitors, oxygen monitors used to determine percent moisture, and any other monitoring component of a continuous emission monitoring system that is required to perform a cycle time test must not exceed 15 minutes."

149. In line 8299, delete the redundant comma.
150. In lines 8306, 8375-76 and 8377, delete "this" and after "Appendix" add "B".
151. In line 8311, delete the 2nd comma.
152. In lines 8390, 8395, 8400 and 8405, after "for" add "Hg".
153. In line 8426, 8434 and 8445, change "Part 75 Appendix A Section" to "75, appendix A, section".
154. In line 8458, 8480, 8481, 8484, 8487, 8488, 8491, 8494, 8498, 8501, 8506, 8529, 8560, 8561, 8564, 8567-68, 8584-85, 8600, 8601 and 8604, delete "this" and after "Appendix" add "B".

155. In line 8609, change "Equation" to "Eq.".
156. In line 8646, change "]." to ".]".
157. In lines 8665-66, 8666, 8669 and 8673, delete "this" and after "Appendix" add "B".
158. In lines 8693, 8731, 8732, 8735, 8739, 8740, 8747, 8751, 8754, 8801, 8802, 8871, 9043, 9086-9087, 9096 and 9099, delete "this" and after "Appendix" add "B".
159. In line 8821, change ". Based" to ", based".
160. In line 8839, after "mid" add a comma.
161. In line 8852, capitalize "normal load".
162. In lines 8984, 8985, 9014, 9015, 9028, 9038-39 and 9049, delete the parentheses.
163. In line 9060, change "'K'" to "K-".
164. In lines 9086 and 9087, hyphenate "K factor".
165. In line 9101, change "(O₂)" to "or O₂".
166. In line 9131, capitalize "Part" and after "for" add "siting".
167. In line 9133, change "Methods 3" to "Method 3".
168. In line 9137, add a period at the end.
169. In line 9149, 9161, 9171, 9193, 9202, 9211, 9221, 9239 and 9264, change "Equation" to "Eq.".
170. In the table after line 9152, in the "R=" item, change "Low" to "low-" and change "mid" to "mid-".
171. In the footnote to the table after lines 9286, 9288 and 9290, change "Arthmetic" to "Arithmetic" and change "Coeffecient" to "Coefficient".
172. In line 9281, change "Appendix" to lowercase and delete "Part".
173. Above line 9318, add "**Section 225.APPENDIX B Continuous Emission Monitoring Systems for Mercury**".
174. In line 9318, change "**Exhibit B**" to "**Section 225.EXHIBIT B**".

175. In lines 9362, 9376-77, 9415, 9425, 9427, 9434, 9466, 9468, 9518, 9544-45, 9555-56, 9570, 9579-80, 9683-84, 9728, 9738 and 9763, delete "this" and after "Appendix" add "B".
176. In line 9425, delete the period inside the parenthesis.
177. In line 9691, change "this Part" to "Appendix B".
178. In line 9835, capitalize "methodology".
179. In line 9836, change "Appendix" to lowercase.
180. In lines 9850-76, change "Equation" to "Eq.".
181. In the table after line 9879, in the "(HeatInput)_n" item change "this Appendix" to "Appendix B".
182. In line 9902, change "Appendix" to lowercase.
183. In line 9906, change "Equation" to "Eq.".
184. In the table after line 9909 in the "R_{ref}" item change "Appendix" to lowercase.
185. In line 9917, after "75.64" add a comma.
186. In line 9920, capitalize the first "results".
187. In line 9958, change "which" to "that".
188. In lines 9991, 10020, 10026, 10037, 10127, 10147, 10165-66, 10172, 10178, 10179-80, 10199, 10202, 10207, 10213, 10217, 10248, 10249, 10258, 10261, 10297, 10302, 10305, 10307, 10317-18, 10320, 10389, 10431, 10440, 10441 and 10477, change "this Appendix" to "Appendix B".
189. In line 10169, delete "and for flow monitors.".
190. In line 10187, after "that" add a comma.
191. In line 10200, change "twenty" to "20".
192. In line 10205, hyphenate "K factors".
193. In line 10216, hyphenate "K factor".
194. In line 10320, change "RATA(s)" to "RATAs".

195. In line 10421, after "time" add a comma.
196. In the table following line 10458, in the heading, delete "Part 75".
197. In the table after line 10480, in the third column, delete the final periods.
198. In line 10491, after "CO₂" delete the comma.
199. Before line 10496, add "**Section 225.APPENDIX B Continuous Emission Monitoring Systems for Mercury**".
200. Change line 10497 to "**Section 225.EXHIBIT C Conversion Procedures**".
201. In line 10527, 10537, 10546, 10555, 10569, 10593, 10604, 10615, 10625, 10643, 10654, 10673 and 10689, change "Equation" to "Eq.".
202. In line 10579, change "Equation" to "Eq." and add a closing parenthesis at the end.
203. In the tables following lines 10572, 10596, 10607 and 10618, in the "t_i", "t_{cs}" and "t_s" items, change "one hundredth" to "100th".
204. In the table after line 10657:
 - in the "C_h" item, delete the comma after "period)";
 - in the "B_{ws}" item, add a period at the end;
 - in the "t_h" item, delete the comma.
205. In lines 10661 and 10687, change "this Appendix" to "Appendix B".
206. In the table after line 10676, in the "M_{time period}" item change "thousandth," to "1000th".
207. In line 10681, change "From" to lowercase.
208. In lines 10685-86, change "\"K\" factor" to "K-factor".
209. In the table after line 10692, add final periods to each item.
210. In the line before 10694, add "**Section 225.APPENDIX B Continuous Emission Monitoring Systems for Mercury**".
211. In line 10694, change "**Exhibit D to Appendix B**" to "**Section 225.EXHIBIT D**".

212. In lines 10786, 11011, 11012 and 11012-13, change "this Appendix" to "Appendix B".
213. In line 10873, change "NO3" to "NO₃".
214. In the table after 11017, Spike Recovery Study, fourth column, add a period at the end.
215. In lines 11022 and 11093, capitalize "part".
216. In line 11125, change "mm mercury" to "mmHg".
217. In line 11216, 11224, 11236, 11247, 11256 and 11266, "Equation" to "Eq.".
218. In the tables after 11219 and 11227:

At the end of the first three items add a period.

In the "K=" item, change "ten" to "10".
219. In the table following line 11239, in the "M₃=" item delete the comma and add a period at the end of each item.
220. In the table following 11250, add a period at the end of each item and in the "M₂=" and "M₁=" items, delete the commas.
221. In the table after line 11259:

in the 1st and 2nd items, change the commas to opening parentheses and add a period at the end;

in the 3rd item, delete the comma after "period" and change "mm mercury" to "mmHg".
222. In the table following line 11269, add a period at the end of each item.
223. In lines 11274 and 11275, change "this Appendix" to "Appendix B".

5/21/09

JOINT COMMITTEE ON ADMINISTRATIVE RULES
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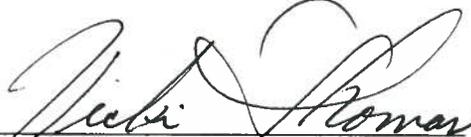
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JOINT COMMITTEE ON ADMINISTRATIVE RULES

CERTIFICATION OF NO OBJECTION
TO PROPOSED RULEMAKING

This is to certify that the Joint Committee on Administrative Rules, at its 5/19/09 meeting, considered Control of Emissions from Large Combustion Sources (35 Ill. Adm. Code 225), proposed by the Pollution Control Board and published in the 12/5/08 issue of the Illinois Register. After consideration, and based upon the agreements, if any, for modification of the rulemaking made by the agency and attached to this document, the Committee determined that no Objection will be issued to the above-mentioned rulemaking.

May 19, 2009


Vicki Thomas
Executive Director

Attachments: Agreements