



OFFICE OF THE SECRETARY OF STATE

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June 13, 2014

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CLERK'S OFFICE

JUN 19 2014

POLLUTION CONTROL BOARD
JOHN THERRIAULT ASSISTANT CLERK
100 W RANDOLPH ST, STE 11-500
CHICAGO, IL 60601

STATE OF ILLINOIS
Pollution Control Board

Dear JOHN THERRIAULT ASSISTANT CLERK

Your rules Listed below met our codification standards and have been published in Volume 38, Issue 25 of the Illinois Register, dated 6/20/2014.

ADOPTED RULES

Definitions and General Provisions	
35 Ill. Adm. Code 211	12876
Point of Contact: Mike McCambridge	
Air Quality Standards	
35 Ill. Adm. Code 243	12900
Point of Contact: Mike McCambridge	

PROPOSED RULES

General Rules	
35 Ill. Adm. Code 101	12685
Point of Contact: Nancy Miller	
Regulatory and Informational Hearings and Proceedings	
35 Ill. Adm. Code 102	12740
Point of Contact: Nancy Miller	
Enforcement	
35 Ill. Adm. Code 103	12757
Point of Contact: Nancy Miller	
Regulatory Relief Mechanisms	
35 Ill. Adm. Code 104	12766
Point of Contact: Nancy Miller	

Appeals of Final Decisions of State Agencies



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35 Ill. Adm. Code 105	12779
Point of Contact: Nancy Miller	
Proceedings Pursuant to Specific Rules or Statutory Provisions	
35 Ill. Adm. Code 106	12785
Point of Contact: Nancy Miller	
Petition to Review Pollution Control Facility Siting Decisions	
35 Ill. Adm. Code 107	12802
Point of Contact: Nancy Miller	
Administrative Citations	
35 Ill. Adm. Code 108	12809
Point of Contact: Nancy Miller	
Tax Certifications	
35 Ill. Adm. Code 125	12814
Point of Contact: Nancy Miller	
Identification and Protection of Trade Secrets and Other Non-Disclosable Information	
35 Ill. Adm. Code 130	12821
Point of Contact: Nancy Miller	

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

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NOTICE OF ADOPTED AMENDMENT

ILCS 5/10(H)] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by JCAR.

Since the Notice of Proposed Amendment appeared in the April 11, 2014 issue of the *Illinois Register*, the Board received a single suggestion for revisions from JCAR. The Board evaluated the suggestion and incorporated a change into the text as a result, as detailed in the opinion and order of June 5, 2014 in docket R14-17, as indicated in item 11 above. See the June 5, 2014 opinion and order in docket R14-17 for additional details on the JCAR suggestions and the Board actions with regard to each. One table in that opinion itemizes the changes made in response to various suggestions. Another table indicates JCAR suggestions not incorporated into the text, with a brief explanation for each.

- 13) Will this amendment replace an emergency amendment currently in effect? No
- 14) Are there any other amendments pending on this Part? No.
- 15) Summary and purpose of amendment: The following briefly describes the subjects and issues involved in this rulemaking. A comprehensive description is contained in the Board's opinion and order of March 20, 2014, adopting amendment in docket R14-17, which opinion and order is available from the address below.

The R14-17 proceeding relates to the Illinois ambient air quality requirements in 35 Ill. Adm. Code 243 of the Illinois air pollution control rules. This amendment would update the Illinois ambient air quality requirements to correspond with amendments to the federal National Ambient Air Quality Standards (NAAQSs) that the United States Environmental Protection Agency (USEPA) adopted during the period July 1, 2013 through December 31, 2013. The Federal NAAQS are codified at 40 C.F.R. 50. During this period, USEPA amended its NAAQSs as follows:

July 3, 2013 (78 Fed. Reg. 40000)	USEPA amended appendix G to 40 C.F.R. 50 to establish a new FRM for measuring lead in total suspended particulate matter for the purposes of the lead NAAQS.
August 5, 2013 (78 Fed. Reg. 47191)	USEPA made area designations for the 2010 NAAQS for sulfur dioxide.

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November 12, 2013 (78 Fed. Reg. 67360)	USEPA designated five new equivalent methods: one for particulate matter (PM ₁₀), one for coarse particulate matter (PM _{10-2.5}), two for fine particulate matter (PM _{2.5}), and one for nitrogen oxides (NO _x).
December 17, 2013	USEPA issued an updated version of its <i>List of Designated Reference and Equivalent Methods</i> .

For the reasons explained in the Board's opinion and order of June 5, 2014, no Board action was required on the federal amendments of July 3, 2013, August 5, 2013, and November 12, 2013. The only federal action that required attention was the December 17, 2013 update.

Tables appear in the Board's opinion and order of June 5, 2014 in docket R14-17 that list the difference between the literal text of federal amendments and the Board's amendment and the single amendment that is not based on current federal amendments, which is also a revision to the text since the Board's March 20, 2014 proposal for public comment. The tables contain deviations from the literal text of the federal amendments underlying this amendment, as well as corrections and clarifications that the Board made in the base text involved. Persons interested in the details of those corrections and clarifications should refer to the June 5, 2014 opinion and order in docket R14-17.

Section 10(H) of the Environmental Protection Act [415 ILCS 5/10(H)] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).

- 16) Information and questions regarding this adopted amendment shall be directed to: Please reference consolidated docket R14-17 and direct inquiries to the following person:

Michael J. McCambridge
Staff Attorney
Illinois Pollution Control Board
100 W. Randolph 11-500
Chicago, IL 60601

312-814-6924
michael.mccambridge@illinois.gov

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Request copies of the Board's opinion and order of June 5, 2014 at 312-814-3620.
Alternatively, you may obtain a copy of the Board's opinion and order from the Internet
at <http://www.ipcb.state.il.us>.

The full text of the adopted amendment begins on the next page: