

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Air Quality Standards

2) Code Citation: 35 Ill. Adm. Code 243

3) <u>Section Numbers</u> :	<u>Proposed Actions</u> :
243.101	Amendment
243.105	Amendment
243.108	Amendment
243.120	Amendment
243.Table A	Repealed

4) Statutory Authority: 415 ILCS 5/7.2, 10, and 27

5) A Complete Description of the Subjects and Issues Involved: 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 July 26, 2017, proposing amendment in docket R17-10 for public comment, which opinion and order is available from the address below. As is explained in that opinion, the Board will receive public comment on the proposed amendment for 45 days from the date it appears in the Illinois Register before proceeding to adopt amendment based on this proposal.

The R17-10 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, 2016 through December 31, 2017. The Board added three USEPA actions that occurred on March 20, 2017; May 11, 2017; and June 16, 2017 for the sake of administrative economy and to conserve State resources. Board action now will obviate action in a subsequent rulemaking.

The Federal NAAQS are codified at 40 CFR 50. During this period, USEPA amended implementation of its NAAQSs as follows:

July 13, 2016
(81 Fed. Reg. 45284)

USEPA designated one federal reference method (FRM) for sulfur dioxide (SO₂) and four new federal equivalent methods (FEMs) for particulate matter (PM) in ambient air (two for fine PM (PM_{2.5}), one for total PM (PM₁₀), and one for coarse PM (PM_{10-2.5})). The Board included this USEPA action in the



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prior update docket, National Ambient Air Quality Standards, USEPA Amendments (January 1, 2016 through June 30, 2016 and July 13, 2016), R17-1 (Jan. 19, 2017). No further Board action will be required based on this USEPA action.

August 11, 2016
(81 Fed. Reg. 53006)

USEPA adopted a technical correction to an equation used for calculating compliance with the NAAQS for PM_{2.5} in ambient air. (USEPA later withdrew this direct final rule on September 29, 2016. See below.) No Board action will be required based on this USEPA action.

August 24, 2016
(81 Fed. Reg. 58010)

USEPA adopted implementation rules for the 2012 primary annual NAAQS for PM_{2.5}. Although the implementation rules do not ordinarily affect the NAAQS, one aspect of the implementation rule provides for revocation of the older 1997 annual NAAQS for PM_{2.5}. The 1997 primary annual NAAQS for PM_{2.5} will no longer apply in areas designated as attainment for that standard. For areas that USEPA designated nonattainment for the 1997 standard, the 1997 primary annual NAAQS for PM_{2.5} will continue to apply until the effective date of a USEPA designation of attainment for the area. USEPA's revocation does not affect the 1997 24-hour NAAQS for PM_{2.5} or the 1997 secondary annual NAAQS for PM_{2.5}. Board action will be required based on this USEPA action.

All areas of Illinois are designated attainment or "attainment/unclassifiable," except for limited areas in the Metro East St. Louis statistical area. These areas are Madison, Monroe, and St. Clair Counties and the Baldwin Village area of Randolph County. See 40 CFR 81.314 (2016).

September 29, 2016
(81 Fed. Reg. 68823)

USEPA withdrew the direct final rule of August 11, 2016. (USEPA later adopted the correction by a final rule on March 20, 2017. See below.) No

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- Board action will be required based on this USEPA action.
- October 3, 2016
(81 Fed. Reg. 68216)
- USEPA revised the requirements for handling monitoring data influenced by exceptional events. USEPA recognizes that basing regulatory determinations on data influenced by exceptional events may not be appropriate in some instances. The rules provide a procedure for exclusion of data influenced by exceptional events from regulatory decision-making. An exceptional event (1) has a clear causal relationship with violation or exceedance of a NAAQS; is not reasonably controllable or preventable; (3) is caused by natural causes or human activity that is unlikely to recur at a particular location; and (4) has been declared such by USEPA. The revisions require written mitigation plans for areas that have "historically documented" or "known seasonal" exceptional events. Several revisions relate to wildfires and controlled burns as exceptional events.
- October 18, 2016
81 Fed. Reg. 71906)
- USEPA determined to retain the 2008 primary and secondary three-month average NAAQS for lead without revision. This was the result of the periodic review of the NAAQS that USEPA conducted from 2008 through 2014, as required by section 109(d)(2) of the Clean Air Act. *See* 42 USC 7409(d)(2) (2015). The Board notes the USEPA action, but no Board action will be required based on this action.
- March 20, 2017
(82 Fed. Reg. 14325)
- USEPA adopted a technical correction to an equation used for calculating compliance with the NAAQS for PM_{2.5} in ambient air. Board action will be required based on this USEPA action.
- May 11, 2017
(82 Fed. Reg. 21995)
- USEPA designated one new federal equivalent method (FEM) for nitrogen dioxide (NO₂) in ambient air. No Board action will be directly required based on this USEPA action because

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USEPA added this FEM to the *List of Designated Reference and Equivalent Methods* on June 16, 2017. (See below.)

June 16, 2017

USEPA updated the *List of Designated Reference and Equivalent Methods*. This update obviates action on the USEPA designation of May 11, 2017, since the *List* now includes that FEM (as well as the FRM and FEMs designated on July 13, 2016). Board action will be required based on this USEPA action.

The Board deviated from the literal text of the USEPA amendment by using incorporation by reference rather than listing the designated methods. The Board further updated incorporations by reference to *Code of Federal Regulations* provisions to the latest version available.

Tables appear in a document entitled "Identical-in-Substance Rulemaking Addendum (Proposed)" (IIS-RA(P)) that the Board added to docket R17-10 which list the limited revisions that are not based on current federal amendments. The tables contain the deviation from the literal text of the federal amendments underlying this amendment, as well as updates to incorporations by reference to the *Code of Federal Regulations* that the Board made in the base text involved. Persons interested in the details of those corrections and amendments should refer to the IIS-RA(P) in docket R17-10.

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).

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Does this rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? Yes

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- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: These proposed amendments do not create or enlarge a State mandate, as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)].
- 12) Time, Place and manner in which interested persons may comment on this rulemaking:
The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference docket R17-10 and be addressed to:

Don A. Brown, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago IL 60601

The Board will conduct one public hearing on the proposed amendment because it will ultimately result in submission to the United States Environmental Protection Agency of an amendment to the State Implementation Plan (SIP). Section 110(a)(2) of the Federal Clean Air Act (42 USC 7410(a)(2) (2014)) requires reasonable notice and hearing before a state undertakes an amendment to the SIP. The public hearing will occur by videoconference at the following time and between the following locations:

1:30 p.m., September 21, 2017
Room 11-512
James R. Thompson Center
100 W. Randolph St.
Chicago IL 60601

and

Sangamo Building
Illinois Pollution Control Board Hearing Room
1021 North Grand Avenue
Springfield IL 62702

Comments should reference docket R17-10 and be addressed to:

Don A. Brown, Clerk

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Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago IL 60601

Please direct inquiries to the following person and reference docket R17-10:

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

312/814-6924
email: michael.mccambridge@illinois.gov

Request copies of the Board's opinion and order at 312/814-3620, or download a copy from the Board's Website at <http://www.ipcb.state.il.us>.

13) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses, small municipalities, and not-for-profit corporations affected: This rulemaking may affect those small businesses, small municipalities, and not-for-profit corporations that emit pollutants that could potentially affect ambient air quality in any area of Illinois. These proposed amendments do not create or enlarge a State mandate, as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)].
- B) Reporting, bookkeeping or other procedures required for compliance: The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including emissions monitoring, annual reports, and maintenance of operating records. These proposed amendments do not create or enlarge a State mandate, as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)].
- C) Types of professional skills necessary for compliance: Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist, and registered professional engineer. These proposed amendments do not create or enlarge a State mandate, as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)].

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- 14) Regulatory Agenda on which this rulemaking was summarized: 40 Ill. Reg. 16857;
December 30, 2016

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

1 TITLE 35: ENVIRONMENTAL PROTECTION
2 SUBTITLE B: AIR POLLUTION
3 CHAPTER I: POLLUTION CONTROL BOARD
4 SUBCHAPTER I: AIR QUALITY STANDARDS AND EPISODES

5
6 PART 243
7 AIR QUALITY STANDARDS

8
9 SUBPART A: GENERAL PROVISIONS

- 10
11 Section
12 243.101 Definitions
13 243.102 Scope
14 243.103 Applicability
15 243.104 Nondegradation (Repealed)
16 243.105 Air Quality Monitoring Data Influenced by Exceptional Events
17 243.106 Monitoring (Repealed)
18 243.107 Reference Conditions
19 243.108 Incorporations by Reference

20
21 SUBPART B: STANDARDS AND MEASUREMENT METHODS

- 22
23 Section
24 243.120 PM₁₀ and PM_{2.5}
25 243.121 Particulates (Repealed)
26 243.122 Sulfur Oxides (Sulfur Dioxide)
27 243.123 Carbon Monoxide
28 243.124 Nitrogen Oxides (Nitrogen Dioxide as Indicator)
29 243.125 Ozone
30 243.126 Lead

- 31
32 243.APPENDIX A Rule into Section Table (Repealed)
33 243.APPENDIX B Section into Rule Table (Repealed)
34 243.APPENDIX C Past Compliance Dates (Repealed)
35 243.TABLE A Schedule for ~~Flagging and Documentation~~ Submission for Data Influenced
36 by Exceptional Events for Use in Initial Area Designations (Repealed)

37
38 AUTHORITY: Implementing Sections 7.2 and 10 and authorized by Section 27 of the
39 Environmental Protection Act [415 ILCS 5/7.2, 10, and 27].

40
41 SOURCE: Adopted as Chapter 2: Air Pollution, Part III: Air Quality Standards, in R71-23,
42 filed and effective April 14, 1972; amended in R80-11, at 6 Ill. Reg. 5804, effective April 22,
43 1982; amended in R82-12, at 7 Ill. Reg. 9906, effective August 18, 1983; codified at 7 Ill. Reg.

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44 13630; amended in R91-35 at 16 Ill. Reg. 8185, effective May 15, 1992; amended in R09-19 at
45 35 Ill. Reg. 18857, effective October 25, 2011; amended in R13-11 at 37 Ill. Reg. 12882,
46 effective July 29, 2013; amended in R14-6 at 37 Ill. Reg. 19848, effective November 27, 2013;
47 amended in R14-16 at 38 Ill. Reg. 12900, effective June 9, 2014; amended in R15-4 at 39 Ill.
48 Reg. 5434, effective March 24, 2015; amended in R16-2 at 40 Ill. Reg. 4906, effective March 3,
49 2016; amended in R17-1 at 41 Ill. Reg. 1121, effective January 23, 2017; amended in R17-01 at
50 41 Ill. Reg. _____, effective _____.

51
52 SUBPART A: GENERAL PROVISIONS

53
54 **Section 243.101 Definitions**

55
56 For the purposes of this Part, terms listed below will have the meanings attributed to them in this
57 Section. As used in this Part, all terms not defined in this Section will have the meaning given
58 them by the Act; the CAA, incorporated by reference in Section 243.108; or 35 Ill. Adm. Code
59 201.102.

60
61 "Act" means the Environmental Protection Act [415 ILCS 5].

62
63 "Agency" means the Illinois Environmental Protection Agency.

64
65 "Ambient air" means that portion of the atmosphere, external to buildings, to
66 which the general public has access.

67
68 "Clean Air Act" or "CAA" means the federal Clean Air Act (42 USC 7401 et.
69 seq., as amended), incorporated by reference in Section 243.108.

70
71 "Exceedance of ana NAAQS" means one occurrence of a measured or modeled
72 concentration that exceeds the specified concentration level of thatsueh NAAQS
73 for the averaging period specified by the standard.

74
75 "Exceptional event" means an event and its resulting emissions that fulfills all of
76 the following criteria:

77
78 The event affects air quality in such a way that there exists a clear causal
79 relationship between the specific event and the monitored exceedance or
80 violation;

81
82 The event is not reasonably controllable or preventable;

83
84 The event is caused by human activity that is unlikely to recur at a
85 particular location or a natural event; and
86

87 The event is determined by USEPA in accordance with 40 CFR 50.14 to
88 be an exceptional event.

89
90 An "exceptional event" does not include any of the following:

91
92 Air pollution relating to source noncompliance;

93
94 Stagnation of air masses ~~and~~ meteorological inversions;

95
96 A meteorological event involving high temperatures or lack of
97 precipitation (i.e., severe, extreme or exceptional drought); ~~or~~

98
99 ~~Air pollution relating to source noncompliance.~~

100 BOARD NOTE: Stagnation of air masses, meteorological inversions, and
101 meteorological events involving high temperatures or lack of precipitation
102 do not directly cause pollutant emissions and are not exceptional events.
103 However, conditions involving high temperatures or lack of precipitation
104 may promote occurrences of particular types of exceptional events, such
105 as wildfires or high wind events, which do directly cause emissions.
106

107 "Federal equivalent method" or "FEM" means a method for measuring the
108 concentration of an air pollutant in the ambient air that USEPA has designated as
109 an equivalent method pursuant to 40 CFR 53 and which is included in the List of
110 Designated Methods, including later updates, as incorporated by reference in
111 Section 243.108; the term "federal equivalent method" does not include a method
112 for which USEPA has cancelled or superseded an equivalent method designation
113 in accordance with 40 CFR 53.11 or 53.16, as reflected in the incorporation by
114 reference in Section 243.108.

115 BOARD NOTE: Derived from 40 CFR 50.1(f) (definition of "equivalent
116 method"), 50.11(d)(2) (parenthetical definition of "FEM"), and 53.1 (definition of
117 "federal equivalent method"). The clause "including later updates" in this
118 definition is intended to exclude methods canceled by USEPA pursuant to 40
119 CFR 53.11 or 53.16 for which the cancellation is included in the updates to List of
120 Designated Methods incorporated by reference in Section 243.108. A federal
121 designation of an FEM becomes effective upon publication of a notice in the
122 Federal Register. A federal cancellation of an FEM becomes effective upon
123 deletion from the listing of FEMs.

124
125 "Federal land manager" means the Secretary of the department with authority over
126 the federal Class I area (or the Secretary's designee).

127 BOARD NOTE: See 40 CFR 50.1(r) and 51.301 (2016) (definitions of "federal
128 land manager"). There are no federal Class I areas in or immediately abutting
129 Illinois. See subpart D of 40 CFR 81 (2016).

130
 131 "Federal reference method" or "FRM" means a method of sampling and analyzing
 132 the ambient air for an air pollutant that USEPA has specified as a reference
 133 method in an appendix to 40 CFR 50, incorporated by reference in Section
 134 243.108, or a method that USEPA has designated as a reference method pursuant
 135 to 40 CFR 53 and which is included in List of Designated Methods, including
 136 later updates, incorporated by reference in Section 243.108; the term "federal
 137 reference method" does not include a method for which USEPA has cancelled or
 138 superseded a reference method designation in accordance with 40 CFR 53.11 or
 139 53.16, as reflected in the incorporation by reference in Section 243.108.

140 BOARD NOTE: Derived from 40 CFR 50.1(f) (definition of "reference method")
 141 and 53.1 (definition of "federal reference method"). The clause "including later
 142 updates" in this definition is intended to include methods canceled by USEPA
 143 pursuant to 40 CFR 53.11 or 53.16 for which the cancellation is included in the
 144 updates to List of Designated Methods incorporated by reference in Section
 145 243.108. A federal designation of an FRM becomes effective upon publication of
 146 a notice in the Federal Register. A federal cancellation of an FRM becomes
 147 effective upon deletion from the listing of FRMs or from an appendix to 40 CFR
 148 50.

149
 150 "High wind dust event" is an event that includes the high-speed wind and the dust
 151 that the wind entrains and transports to a monitoring site.

152
 153 "High wind threshold" is the minimum wind speed capable of causing particulate
 154 matter emissions from natural undisturbed lands in the area affected by a high
 155 wind dust event.

156
 157 "Micrograms per cubic meter" or " $\mu\text{g}/\text{m}^3$ " means one millionth (10^{-6}) of a gram of
 158 a contaminant per cubic meter of ambient air, as measured and determined by the
 159 methods prescribed for that contaminant.

160 BOARD NOTE: The Board added this definition and that for "milligrams per
 161 liter" (~~immediately below~~).

162
 163 "Milligrams per cubic meter" or " mg/m^3 " means one thousandth (10^{-3}) of a gram
 164 of a contaminant per cubic meter of ambient air, as measured and determined by
 165 the methods prescribed for that contaminant.

166
 167 "National Ambient Air Quality Standard" or "NAAQS" means a standard
 168 established by USEPA that applies for outdoor air throughout the United States.
 169 BOARD NOTE: The Board added this definition, derived from the definition in
 170 "Terms of Environment: Glossary, Abbreviations, and Acronyms" (December
 171 1997), EPA 175-B-97-001, at p. 30. USEPA has codified the NAAQS at 40 CFR
 172 50.

173 BOARD NOTE: The Board added this definition based on the definition in
 174 "Terms of Environment: Glossary, Abbreviations, and Acronyms" (December
 175 1997), document number EPA 175-B-97-001, USEPA, Office of
 176 Communications, Education, and Public Affairs, at p. 30.

177
 178 "Natural event" means an event and its resulting emissions, which may recur at
 179 the same location, in which human activity plays little or no direct causal role. For
 180 purposes of this definition, anthropogenic sources that are reasonably controlled
 181 are not human activity that plays a direct causal role in causing emissions.

182
 183 "Parts per billion" or "ppb" means the ratio of the parts of a specified contaminant
 184 to a billion parts of air by weight ($1:10^{-9}$), as measured and determined by the
 185 methods prescribed for that contaminant.

186 BOARD NOTE: The Board added this definition and that for "parts per million,"
 187 derived from the parentheticals in 40 CFR 50.4(a) and (b) and 50.17(a) and the
 188 definition of "parts per billion (ppb)/parts per million (ppm)" in "Terms of
 189 Environment: Glossary, Abbreviations, and Acronyms" (December 1997), EPA
 190 175-B-97-001, at p. 34.

191
 192 "Parts per million" or "ppm" means the ratio of the parts of a specified
 193 contaminant to a million parts of air by weight ($1:10^{-6}$), as measured and
 194 determined by the methods prescribed for that contaminant.

195 BOARD NOTE: The Board added this definition, derived from the parentheticals
 196 in 40 CFR 50.4(a) and (b) and 50.17(a) and the definition of "parts per billion
 197 (ppb)/parts per million (ppm)" in "Terms of Environment: Glossary,
 198 Abbreviations, and Acronyms" (December 1997), EPA 175-B-97-001, at p. 34.

199
 200 "PM₁₀" means particulate matter that has an aerodynamic diameter less than or
 201 equal to a nominal 10 micrometers (μm).

202 BOARD NOTE: The Board added this definition, derived from the parenthetical
 203 definition in 40 CFR 50.6(c).

204
 205 "PM_{2.5}" means particulate matter that has an aerodynamic diameter less than or
 206 equal to a nominal 2.5 micrometers (μm).

207 BOARD NOTE: The Board added this definition, derived from the parenthetical
 208 definition in 40 CFR 50.7(a).

209
 210 "Prescribed fire" is any fire intentionally ignited by management actions in
 211 accordance with applicable laws, policies, and regulations to meet specific land or
 212 resource management objectives.

213
 214 "Traceable" means that a local standard has been compared and certified either
 215 directly or via not more than one intermediate standard, to a primary standard,

216 such as a National Bureau of Standards Standard Reference Material (NBS SRM),
 217 or a USEPA/NBS-approved Certified Reference Material (CRM).

218
 219 "USEPA" means the United States Environmental Protection Agency.
 220 BOARD NOTE: Derived from 40 CFR 50.1(c). The Board has used "USEPA"
 221 in text where USEPA has used "Administrator," where action by USEPA is
 222 clearly contemplated. Otherwise, the Board has retained the term "Agency" as
 223 defined in this Section.

224
 225 "Wildfire" is any fire started by an unplanned ignition caused by lightning;
 226 volcanoes; other acts of nature; unauthorized activity; or accidental, human-
 227 caused actions, or a prescribed fire that has developed into a wildfire. A wildfire
 228 that predominantly occurs on wildland is a natural event.

229
 230 "Wildland" means an area in which human activity and development are
 231 essentially non-existent, except for roads, railroads, power lines, and similar
 232 transportation facilities. Structures, if any, are widely scattered.

233
 234 BOARD NOTE: Derived from 40 CFR 50.1 (2016)(2012), except as otherwise more
 235 specifically indicated.

236
 237 (Source: Amended at 41 Ill. Reg. _____, effective _____)
 238

239 **Section 243.105 Air Quality Monitoring Data Influenced by Exceptional Events**

240
 241 a) The federal regulations at 40 CFR 50.14 provide that a state, federal land
 242 manager, or federal agency can seek USEPA determination that exceedances or
 243 violations of an NAAQS are directly due to an exceptional event, so that the State
 244 can exclude affected ambient air quality monitoring data from a compliance
 245 determination. An exceptional event is a natural event or the result of human
 246 activity that is unlikely to recur and which is not reasonably controllable or
 247 preventable that meets specified criteria. The federal rule provides that a
 248 fireworks display, a prescribed fire, a wildfire, a high wind dust event, a
 249 stratospheric intrusion, or an aggregate of events on the same day can be an
 250 exceptional event.~~Requirements.~~

251
 252 1) ~~The Agency may request USEPA to exclude from use in determinations~~
 253 ~~data showing an exceedance of an NAAQS that is directly due to an~~
 254 ~~exceptional event. The Agency must demonstrate to USEPA that the~~
 255 ~~event caused a specific air pollution concentration at a particular air~~
 256 ~~quality monitoring location.~~
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2) ~~A demonstration to justify data exclusion may include any reliable and accurate data, but must demonstrate a clear causal relationship between the measured exceedance of an NAAQS and the event in accordance with subsection (c)(3)(D).~~

b) The Agency must use the applicable procedures of 40 CFR 50.14 to obtain a USEPA determination of an exceptional event and exclusion of affected ambient air quality monitoring data if the Agency determines that the data are influenced by an exceptional event and should be excluded from a compliance determinaton. ~~Determinations by USEPA. USEPA has stated the criteria for making a determination to exclude data as follow:~~

1) ~~Exceptional Events. USEPA has stated that it will exclude data from use in determinations of exceedance of an NAAQS when the Agency has demonstrated that an exceptional event caused a specific air pollution concentration in excess of one or more NAAQS at a particular air quality monitoring location, and the Agency otherwise satisfies the requirements of 40 CFR 50.14.~~

2) ~~Fireworks Displays. USEPA has stated that it will exclude data from use in determinations of exceedance of an NAAQS when the Agency has demonstrated that emissions from fireworks displays caused a specific air pollution concentration in excess of one or more NAAQS at a particular air quality monitoring location, and the State otherwise satisfies the requirements of 40 CFR 50.14. USEPA has stated that these data will be treated in the same manner as exceptional events under this Section, provided the Agency has demonstrated that the use of fireworks is significantly integral to traditional national, ethnic, or other cultural events, including, but not limited to July Fourth celebrations, which satisfy the requirements of 40 CFR 50.14.~~

3) ~~Prescribed Fires. USEPA has stated that it will exclude data from use in determinations of exceedance of an NAAQS when the Agency has demonstrated that emissions from prescribed fires caused a specific air pollution concentration in excess of one or more NAAQS at a particular air quality monitoring location, and the Agency otherwise satisfies the requirements of 40 CFR 50.14, provided that the emissions are from prescribed fires that USEPA determines meets the definition of "exceptional event" in Section 243.101, and provided that the Agency has certified to USEPA that the State has adopted and is implementing a Smoke Management Program (SMP) or the State has ensured that the burner employed basic smoke management practices. If an exceptional event occurs using the basic smoke management practices approach, the~~

301 Agency must undertake a review of the State's approach to ensure public
 302 health is being protected and must include consideration of development
 303 of an SMP.
 304

305 BOARD NOTE: In each of corresponding 40 CFR 50.14(b)(1), (b)(2), and (b)(3),
 306 USEPA stated "EPA shall exclude data from use in determinations of
 307 exceedances and NAAQS violations." In the first person, "shall" is used more to
 308 express present intent or to commit to future action. The Board has changed
 309 "EPA shall" to "USEPA has stated that it will." Further, the Board has relied on
 310 the defined term "exceedance of an NAAQS."
 311

312 c) Ambient air quality monitoring data excluded by a USEPA determination
 313 pursuant to 40 CFR 50.14 is excluded from use for compliance determination
 314 under this Part, Schedules and Procedures.
 315

316 1) ~~Public Notification. The Agency or, where the Agency has delegated~~
 317 ~~authority pursuant to Section 4(g) or (r) of the Act, the Agency's~~
 318 ~~delegatee, must notify the public promptly whenever an event occurs or is~~
 319 ~~reasonably anticipated to occur that may result in the exceedance of an~~
 320 ~~NAAQS.~~
 321

322 2) ~~Flagging of Data.~~
 323

324 A) ~~The Agency must notify USEPA of the State's intent to exclude~~
 325 ~~one or more measured exceedances of an NAAQS as being due to~~
 326 ~~an exceptional event by placing a flag in the appropriate field for~~
 327 ~~the data record of concern that has been submitted to the federal air~~
 328 ~~quality system (AQS) database.~~
 329

330 B) ~~Flags placed on data in accordance with this Section must be~~
 331 ~~deemed informational only, and the data must not be excluded~~
 332 ~~from determinations with respect to an exceedance of an NAAQS~~
 333 ~~unless and until USEPA notifies the Agency of USEPA~~
 334 ~~concurrence following the Agency's submittal of a demonstration~~
 335 ~~pursuant to subsection (c)(3) by placing a concurrence flag in the~~
 336 ~~appropriate field for the data record in the AQS database.~~
 337

338 C) ~~Flags placed on data as being due to an exceptional event, together~~
 339 ~~with an initial description of the event, must be submitted to~~
 340 ~~USEPA not later than July 1 of the calendar year following the~~
 341 ~~year in which the flagged measurement occurred, except as~~
 342 ~~allowed under subsection (c)(2)(F).~~
 343

- 344 D) This subsection (c)(2)(D) corresponds with 40 CFR
 345 50.14(c)(2)(iv), which USEPA has removed and marked
 346 "reserved." This statement maintains structural consistency with
 347 the federal regulations.
 348
- 349 E) This subsection (c)(2)(E) corresponds with 40 CFR 50.14(c)(2)(v),
 350 which USEPA has removed and marked "reserved." This
 351 statement maintains structural consistency with the federal
 352 regulations.
 353
- 354 F) Table A of this Part identifies the data submission process for a
 355 new or revised NAAQS. USEPA will apply this process to those
 356 data that will or may influence the initial designation of areas for
 357 any new or revised NAAQS.
 358
- 359 3) Submission of demonstrations.
- 360
- 361 A) Except as allowed under subsection (c)(2)(F), when the Agency
 362 has flagged data as being due to an exceptional event and is
 363 requesting exclusion of the affected measurement data, the Agency
 364 must, after notice and opportunity for public comment, submit a
 365 demonstration to USEPA to justify data exclusion not later than the
 366 sooner of three years following the end of the calendar quarter in
 367 which the flagged concentration was recorded or 12 months prior
 368 to the date that a regulatory decision must be made by USEPA.
 369 The Agency must submit to USEPA the public comments it
 370 received, along with its demonstration.
 371
- 372 B) This subsection (c)(3)(B) corresponds with 40 CFR 50.14(b)(3)(ii),
 373 which USEPA has removed and marked "reserved." This
 374 statement maintains structural consistency with the federal
 375 regulations.
 376
- 377 C) This subsection (c)(3)(C) corresponds with 40 CFR
 378 50.14(b)(3)(iii), which USEPA has removed and marked
 379 "reserved." This statement maintains structural consistency with
 380 the federal regulations.
 381
- 382 D) The demonstration to justify data exclusion must provide the
 383 following evidence:
 384
- 385 i) That the event satisfies the definition of "exceptional event"
 386 set forth in Section 243.101;

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- ii) ~~That there is a clear causal relationship between the measurement under consideration and the event that is claimed to have affected the air quality in the area;~~
- iii) ~~That the event is associated with a measured concentration in excess of normal historical fluctuations, including background; and~~
- iv) ~~That there would have been no exceedance or violation but for the event.~~

E) ~~With the submission of the demonstration, the Agency must document that the public comment process was followed.~~

BOARD NOTE: Derived from 40 CFR 50.14 ~~(2016)~~(2015).

(Source: Amended at 41 Ill. Reg. _____, effective _____)

Section 243.108 Incorporations by Reference

The following materials are incorporated by reference. These incorporations do not include any later amendments or editions:

Government Printing Office (GPO), 732 Capitol Street NW, Washington, DC 20401 (telephone: 202-512-1800 or 866-512-1800; website: www.gpo.gov). The following documents incorporated by reference are available from this source:

Appendix A-1 to 40 CFR 50 (2016) (Reference Measurement Principle and Calibration Procedure for the Measurement of Sulfur Dioxide in the Atmosphere (Ultraviolet Fluorescence Method)), referenced in Section 243.122.

Appendix A-2 to 40 CFR 50 (2016) (Reference Method for the Determination of Sulfur Dioxide in the Atmosphere (Pararosaniline Method)), referenced in Section 243.122.

Appendix B to 40 CFR 50 (2016) (Reference Method for the Determination of Suspended Particulate Matter in the Atmosphere (High-Volume Method)), referenced in appendix G to 40 CFR 50 (see below).

429 Appendix C to 40 CFR 50 (2016) (Reference Measurement Principle and
430 Calibration Procedure for the Measurement of Carbon Monoxide in the
431 Atmosphere (Non-Dispersive Infrared Photometry)), referenced in Section
432 243.123.

433
434 Appendix D to 40 CFR 50 (2016) (Reference Measurement Principle and
435 Calibration Procedure for the Measurement of Ozone in the Atmosphere),
436 referenced in Section 243.125.

437
438 Appendix F to 40 CFR 50 (2016) (Reference Measurement Principle and
439 Calibration Procedure for the Measurement of Nitrogen Dioxide in the
440 Atmosphere (Gas Phase Chemiluminescence)), referenced in Section
441 243.124.

442
443 Appendix G to 40 CFR 50 (2016) (Reference Method for the
444 Determination of Lead in Suspended Particulate Matter Collected from
445 Ambient Air), referenced in Section 243.126.

446
447 Appendix H to 40 CFR 50 (2016) (Interpretation of the 1-Hour Primary
448 and Secondary National Ambient Air Quality Standards for Ozone),
449 referenced in Section 243.125.

450
451 Appendix I to 40 CFR 50 (2016) (Interpretation of the 8-Hour Primary and
452 Secondary National Ambient Air Quality Standards for Ozone),
453 referenced in Section 243.125.

454
455 Appendix J to 40 CFR 50 (2016) (Reference Method for the
456 Determination of Particulate Matter as PM₁₀ in the Atmosphere),
457 referenced in Section 243.120.

458
459 Appendix K to 40 CFR 50 (2016) (Interpretation of the Primary and
460 Secondary National Ambient Air Quality Standards for Particulate
461 Matter), referenced in Section 243.120.

462
463 Appendix L to 40 CFR 50 (2016) (Reference Method for the
464 Determination of Fine Particulate Matter as PM_{2.5} in the Atmosphere),
465 referenced in Section 243.120.

466
467 Appendix N to 40 CFR 50 (2016), as amended at 82 Fed. Reg. 14325
468 (Mar. 20, 2017) (Interpretation of the Primary and Secondary National
469 Ambient Air Quality Standards for Particulate Matter), referenced in
470 Section 243.120.

471

472 Appendix O to 40 CFR 50 (2016) (Reference Method for the
 473 Determination of Coarse Particulate Matter as PM_{10-2.5} in the
 474 Atmosphere), referenced in appendix Q to 40 CFR 50 and for use in
 475 federally required monitoring by the NCore system pursuant to 40 CFR
 476 58.

477
 478 Appendix P to 40 CFR 50 (2016) (Interpretation of the Primary and
 479 Secondary National Ambient Air Quality Standards for Ozone),
 480 referenced in Section 243.125.

481
 482 Appendix Q to 40 CFR 50 (2016) (Reference Method for the
 483 Determination of Lead in Particulate Matter as PM₁₀ Collected from
 484 Ambient Air), referenced in appendix R to 40 CFR 50.

485
 486 Appendix R to 40 CFR 50 (2016) (Interpretation of the National Ambient
 487 Air Quality Standards for Lead), referenced in Section 243.126.

488
 489 Appendix S to 40 CFR 50 (2016) (Interpretation of the Primary National
 490 Ambient Air Quality Standards for Oxides of Nitrogen (Nitrogen
 491 Dioxide)), referenced in Section 243.124.

492
 493 Appendix T to 40 CFR 50 (2016) (Interpretation of the Primary National
 494 Ambient Air Quality Standards for Oxides of Sulfur (Sulfur Dioxide)),
 495 referenced in Section 243.122.

496
 497 Appendix U to 40 CFR 50 (2016) (Interpretation of the Primary National
 498 Ambient Air Quality Standards for Ozone), referenced in Section 243.125.

499
 500 Clean Air Act, 42 USC 7401 et seq. (2013) (for definitions of terms only),
 501 referenced in Section 243.102.

502
 503 BOARD NOTE: Segments of the Code of Federal Regulations and the United
 504 States Code are available for free download as PDF documents from the GPO
 505 FDsys website: <http://www.gpo.gov/fdsys/>.

506
 507 USEPA, National Exposure Research Laboratory, Human Exposure &
 508 Atmospheric Sciences Division (MD-D205-03), Research Triangle Park, NC
 509 27711. The following documents incorporated by reference are available from
 510 this source:

511
 512 "List of Designated Reference and Equivalent Methods" (June 16,
 513 2017)(~~June 17, 2016~~) (referred to as the "List of Designated Methods" and

514 referenced in Sections 243.101, 243.120, 243.122, 243.123, 243.124,
515 243.125, and 243.126.

516
517 This incorporation by reference includes the following USEPA methods
518 designations that occurred after June 17, 2016:
519

520 81 Fed. Reg. 45284 (July 13, 2016).
521

522 BOARD NOTE: The List of Designated Methods is available for free
523 download as a PDF document from the USEPA, Technology Transfer,
524 Ambient Monitoring Technology Information Center website:
525 <http://www.epa.gov/ttn/amtic/criteria.html>.
526

527 (Source: Amended at 41 Ill. Reg. _____, effective _____)
528

529 **SUBPART B: STANDARDS AND MEASUREMENT METHODS**

530
531 **Section 243.120 PM₁₀ and PM_{2.5}**

- 532
- 533 a) 1987 Primary and Secondary 24-Hour NAAQS for PM₁₀.
- 534
- 535 1) The level of the 1987 primary and secondary 24-hour NAAQS for PM₁₀ is
536 150 µg/m³, 24-hour average concentration. The 1987 primary and
537 secondary NAAQS for PM₁₀ is attained when the expected number of
538 days per calendar year with a 24-hour average concentration above 150
539 µg/m³, as determined in accordance with appendix K to 40 CFR 50,
540 incorporated by reference in Section 243.108, is equal to or less than one.
541
- 542 2) This subsection (a)(2) corresponds with 40 CFR 50.6(b), a provision
543 marked "reserved" by USEPA. This statement maintains structural
544 consistency with the corresponding federal regulation.
545
- 546 3) For the purpose of determining attainment of the 1987 primary and
547 secondary 24-hour NAAQS for PM₁₀, particulate matter must be measured
548 in the ambient air as PM₁₀ by a method that fulfills either of the following
549 requirements:
550
- 551 A) An FRM based on appendix J to 40 CFR 50, incorporated
552 by reference in Section 243.108, and designated by USEPA
553 and listed in List of Designated Methods, incorporated by
554 reference in Section 243.108; or
555

556 B) An FEM designated by USEPA and listed in List of Designated
 557 Methods, incorporated by reference in Section 243.108.
 558

559 BOARD NOTE: This subsection (a) is derived from 40 CFR 50.6 ~~(2016)~~(2015).
 560 USEPA adopted 1997 primary NAAQS for PM₁₀ at 62 Fed. Reg. 38652 (July 18,
 561 1997). As a result of a judicial vacatur, USEPA later removed the transitional
 562 provision relative to the 1987 NAAQS at 65 Fed. Reg. 80776 (Dec. 22, 2000) and
 563 the 1997 NAAQS at 69 Fed. Reg. 45595 (July 30, 2004). Thus, the 1987 primary
 564 and secondary NAAQS for PM₁₀ are included in this subsection (a).
 565

566 b) 1997 Primary and Secondary Annual Average and 24-Hour NAAQS for PM_{2.5}.
 567

568 1) The 1997 primary and secondary annual average NAAQS for PM_{2.5} is
 569 15.0 µg/m³, annual arithmetic mean concentration, and the 1997 primary
 570 and secondary 24-hour NAAQS for PM_{2.5} is 65 µg/m³, 24-hour average
 571 concentration, measured in the ambient air as PM_{2.5} by a method that
 572 fulfills either of the following requirements:
 573

574 A) An FRM based on appendix L of 40 CFR 50, incorporated by
 575 reference in Section 243.108, and designated by USEPA and listed
 576 in the List of Designated Methods, incorporated by reference in
 577 Section 243.108; or
 578

579 B) An FEM designated by USEPA and listed in the List of Designated
 580 Methods, incorporated by reference in Section 243.108.
 581

582 2) The 1997 primary and secondary annual average NAAQS for PM_{2.5} is met
 583 when the annual arithmetic mean concentration, as determined in
 584 accordance with appendix N of 40 CFR 50, incorporated by reference in
 585 Section 243.108, is less than or equal to 15.0 µg/m³.
 586

587 3) The 1997 primary and secondary 24-hour NAAQS for PM_{2.5} is met when
 588 the 98th percentile 24-hour concentration, as determined in accordance
 589 with appendix N of 40 CFR 50, incorporated by reference in Section
 590 243.108, is less than or equal to 65 µg/m³.
 591

592 BOARD NOTE: This subsection (b) is derived from 40 CFR 50.7 ~~(2016)~~(2015).
 593 The 2006 primary and secondary annual average and 24-hour NAAQS for PM_{2.5}
 594 differs from the 1997 standards in that the 24-hour average concentration required
 595 by the 2006 standard is substantially lower (more stringent) than that for the 1997
 596 standard. The Board has retained the 1997 standard in this subsection (b) because
 597 USEPA has retained the 1997 standard in 40 CFR 50.6.
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- c) 2006 Primary and Secondary Annual Average and 24-Hour NAAQS for PM_{2.5}.
- 1) The 2006 primary and secondary annual average NAAQS for PM_{2.5} is 15.0 µg/m³, annual arithmetic mean concentration, and the 2006 primary and secondary 24-hour NAAQS for PM_{2.5} is 35 µg/m³, 24-hour average concentration, measured in the ambient air as PM_{2.5} by a method that fulfills either of the following requirements:
 - A) An FRM based on appendix L of 40 CFR 50, incorporated by reference in Section 243.108, and designated by USEPA and listed in the List of Designated Methods, incorporated by reference in Section 243.108; or
 - B) An FEM designated by USEPA and listed in the List of Designated Methods, incorporated by reference in Section 243.108.
 - 2) The 2006 primary and secondary annual average NAAQS for PM_{2.5} is met when the annual arithmetic mean concentration, as determined in accordance with appendix N of 40 CFR 50, incorporated by reference in Section 243.108, is less than or equal to 15.0 µg/m³.
 - 3) The 2006 primary and secondary 24-hour NAAQS for PM_{2.5} is met when the 98th percentile 24-hour concentration, as determined in accordance with appendix N of 40 CFR 50, incorporated by reference in Section 243.108, is less than or equal to 35 µg/m³.
 - 4) The 1997 annual PM_{2.5} NAAQS set forth in this Section will continue in effect, notwithstanding the promulgation of the 2012 primary annual PM_{2.5} NAAQS in subsection (d). The 1997 primary annual PM_{2.5} NAAQS in this subsection (c) does not apply in any area of Illinois except Madison, Monroe, and St. Clair Counties and the Baldwin Village area of Randolph County. The 1997 primary NAAQS for PM_{2.5} in subsection (c) will no longer apply in any area of Illinois after USEPA has redesignated that area as attainment for that standard. The 1997 secondary annual NAAQS for PM_{2.5} and the 1997 24-hour NAAQS for PM_{2.5} remain applicable.

BOARD NOTE: USEPA has codified the area designations for Illinois in 40 CFR 81.314. All areas of Illinois were designated attainment or unclassifiable/attainment except Madison, Monroe, and St. Clair Counties and the Baldwin Village area of Randolph County.

BOARD NOTE: This subsection (c) is derived from 40 CFR 50.13 (2016), as amended at 82 Fed. Reg. 14325 (Mar. 20, 2017)(2015).

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- d) 2012 Primary Annual Average and 24-Hour NAAQS for PM_{2.5}
 - 1) The 2012 primary annual average NAAQS for PM_{2.5} is 12.0 µg/m³ annual arithmetic mean concentration, and the 2012 primary 24-hour NAAQS for PM_{2.5} is 35 µg/m³ 24-hour average concentration, measured in the ambient air as PM_{2.5} by a method that fulfills either of the following requirements:
 - A) An FRM based on appendix L of 40 CFR 50, incorporated by reference in Section 243.108, and designated by USEPA and listed in List of Designated Methods, incorporated by reference in Section 243.108; or
 - B) An FEM designated by USEPA and listed in List of Designated Methods, incorporated by reference in Section 243.108.
 - 2) The 2012 primary annual NAAQS for PM_{2.5} is met when the annual arithmetic mean concentration, as determined in accordance with appendix N of 40 CFR 50, incorporated by reference in Section 243.108, is less than or equal to 12.0 µg/m³.
 - 3) The 2012 primary 24-hour NAAQS for PM_{2.5} is met when the 98th percentile 24-hour concentration, as determined in accordance with appendix N of 40 CFR 50, incorporated by reference in Section 243.108, is less than or equal to 35 µg/m³.

668 BOARD NOTE: This subsection (d) is derived from 40 CFR 50.18 (2016)(2015).

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670 (Source: Amended at 41 Ill. Reg. _____, effective _____)

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Section 243. TABLE A Schedule for Flagging and Documentation Submission for Data Influenced by Exceptional Events for Use in Initial Area Designations (Repealed)

<p>Exceptional events/regulatory action</p> <p>Flagging and initial event description deadline for data years one, two, and three.^a</p> <p>Exceptional events demonstration submittal deadline for data years one, two, and three.^a</p> <p>Flagging, initial event description and exceptional events demonstration submittal deadline for data year four^b and, where applicable, data year five.^e</p>	<p>Exceptional events deadline schedule^d</p> <p>If State initial designation recommendations for a new or revised NAAQS are due August through January, then the flagging and initial event description deadline will be the July 1 prior to the recommendation deadline. If State recommendations for a new or revised NAAQS are due February through July, then the flagging and initial event description deadline will be the January 1 prior to the recommendation deadline.</p> <p>No later than the date that State recommendations are due to USEPA.</p> <p>By the last day of the month that is one year and seven months after promulgation of a new or revised NAAQS, unless either option a or b applies.</p> <p>a. If USEPA follows a three year designation schedule, the deadline is two years and seven months after promulgation of a new or revised NAAQS.</p> <p>b. If USEPA notifies the State that it intends to complete the initial area designations process according to a schedule between two and three years, the deadline is five months prior to the date specified for final designations decisions in such USEPA notification.</p>
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676 a. ~~Where data years one, two, and three are those years expected to be considered in State~~
 677 ~~recommendations.~~
 678
 679 b. ~~Where data year four is the additional year of data that USEPA may consider when it~~
 680 ~~makes final area designations for a new or revised NAAQS under the standard~~
 681 ~~designations schedule.~~
 682

- 683 e. ~~Where data year five is the additional year of data that USEPA may consider when it~~
684 ~~makes final area designations for a new or revised NAAQS under an extended~~
685 ~~designations schedule.~~
686
- 687 d. ~~The date by which air agencies must certify their ambient air quality monitoring data in~~
688 ~~AQS is annually on May 1 of the year following the year of data collection, as specified~~
689 ~~in 40 CFR 58.15(a)(2). In some cases, however, the State may choose to certify a prior~~
690 ~~year's data in advance of May 1 of the following year, particularly if USEPA has~~
691 ~~indicated its intent to promulgate final designations in the first eight months of the~~
692 ~~calendar year. Data flagging, initial event description and exceptional events~~
693 ~~demonstration deadlines for "early certified" data will follow the deadlines for "year~~
694 ~~four" and "year five" data.~~
695

696 BOARD NOTE: ~~Derived from table 1 to 40 CFR 50.14(c).~~

697
698 (Source: Repealed at 41 Ill. Reg. _____, effective _____)

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE B: AIR POLLUTION
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER 1: AIR QUALITY STANDARDS AND EPISODES

PART 243
AIR QUALITY STANDARDS

SUBPART A: GENERAL PROVISIONS

Section

- 243.101 Definitions
- 243.102 Scope
- 243.103 Applicability
- 243.104 Nondegradation (Repealed)
- 243.105 Air Quality Monitoring Data Influenced by Exceptional Events
- 243.106 Monitoring (Repealed)
- 243.107 Reference Conditions
- 243.108 Incorporations by Reference

SUBPART B: STANDARDS AND MEASUREMENT METHODS

Section

- 243.120 PM10 and PM2.5
- 243.121 Particulates (Repealed)
- 243.122 Sulfur Oxides (Sulfur Dioxide)
- 243.123 Carbon Monoxide
- 243.124 Nitrogen Oxides (Nitrogen Dioxide as Indicator)
- 243.125 Ozone
- 243.126 Lead

- 243.APPENDIX A Rule into Section Table (Repealed)
- 243.APPENDIX B Section into Rule Table (Repealed)
- 243.APPENDIX C Past Compliance Dates (Repealed)
- 243.TABLE A Schedule for ~~Flagging and Documentation~~ Submission for Data Influenced by Exceptional Events for Use in Initial Area Designations (Repealed)

AUTHORITY: Implementing Sections 7.2 and 10 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/7.2, 10, and 27].

SOURCE: Adopted as Chapter 2: Air Pollution, Part III: Air Quality Standards, in R71-23, filed and effective April 14, 1972; amended in R80-11, at 6 Ill. Reg. 5804, effective April 22, 1982; amended in R82-12, at 7 Ill. Reg. 9906, effective August 18, 1983; codified at 7 Ill. Reg. 13630; amended in R91-35 at 16 Ill. Reg. 8185, effective May 15, 1992; amended in R09-19 at 35 Ill. Reg. 18857, effective October 25, 2011; amended in R13-11 at 37 Ill. Reg. 12882, effective July 29, 2013; amended in R14-6 at 37 Ill. Reg. 19848, effective November 27, 2013; amended in R14-16 at 38 Ill. Reg. 12900, effective June 9, 2014; amended in R15-4 at 39 Ill. Reg. 5434, effective March 24, 2015; amended in R16-2 at 40 Ill. Reg. 4906, effective March 3, 2016; amended in R17-1 at

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STATE OF ILLINOIS
Pollution Control Board

41 Ill. Reg. 1121, effective January 23, 2017; amended in R17-01 at 41 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 243.101 Definitions

For the purposes of this Part, terms listed below will have the meanings attributed to them in this Section. As used in this Part, all terms not defined in this Section will have the meaning given them by the Act; the CAA, incorporated by reference in Section 243.108; or 35 Ill. Adm. Code 201.102.

"Act" means the Environmental Protection Act [415 ILCS 5].

"Agency" means the Illinois Environmental Protection Agency.

"Ambient air" means that portion of the atmosphere, external to buildings, to which the general public has access.

"Clean Air Act" or "CAA" means the federal Clean Air Act (42 USC 7401 et seq.), as amended, incorporated by reference in Section 243.108.

"Exceedance of ~~an~~ NAAQS" means one occurrence of a measured or modeled concentration that exceeds the specified concentration level of ~~such that~~ NAAQS for the averaging period specified by the standard.

"Exceptional event" means an event and its resulting emissions that fulfills all of the following criteria:

The event affects air quality in such a way that there exists a clear causal relationship between the specific event and the monitored exceedance or violation;

The event is not reasonably controllable or preventable;

The event is caused by human activity that is unlikely to recur at a particular location or a natural event; and

The event is determined by USEPA in accordance with 40 CFR 50.14 to be an exceptional event.

An "exceptional event" does not include any of the following:

Air pollution relating to source noncompliance;

Stagnation of air masses ~~or~~ and meteorological inversions;

A meteorological event involving high temperatures or lack of precipitation (i.e., severe, extreme or exceptional drought). ~~or~~
~~Air pollution relating to source noncompliance.~~

BOARD NOTE: Stagnation of air masses, meteorological inversions, and meteorological events involving high temperatures or lack of precipitation do not directly cause pollutant emissions and are not exceptional events. However, conditions involving high temperatures or lack of precipitation may promote occurrences of particular types of exceptional events, such as wildfires or high wind events, which do directly cause emissions.

"Federal equivalent method" or "FEM" means a method for measuring the concentration of an air pollutant in the ambient air that USEPA has designated as an equivalent method pursuant to 40 CFR 53 and which is included in the List of Designated Methods, including later updates, as incorporated by reference in Section 243.108; the term "federal equivalent method" does not include a method for which USEPA has cancelled or superseded an equivalent method designation in accordance with 40 CFR 53.11 or 53.16, as reflected in the incorporation by reference in Section 243.108.

BOARD NOTE: Derived from 40 CFR 50.1(f) (definition of "equivalent method"), 50.11(d)(2) (parenthetical definition of "FEM"), and 53.1 (definition of "federal equivalent method"). The clause "including later updates" in this definition is intended to exclude methods canceled by USEPA pursuant to 40 CFR 53.11 or 53.16 for which the cancellation is included in the updates to List of Designated Methods incorporated by reference in Section 243.108. A federal designation of an FEM becomes effective upon publication of a notice in the Federal Register. A federal cancellation of an FEM becomes effective upon deletion from the listing of FEMs.

"Federal land manager" means the Secretary of the department with authority over the federal Class I area (or the Secretary's designee).

BOARD NOTE: See 40 CFR 50.1(r) and 51.301 (2016) (definitions of "federal land manager"). There are no federal Class I areas in or immediately abutting Illinois. See subpart D of 40 CFR 81 (2016).

"Federal reference method" or "FRM" means a method of sampling and analyzing the ambient air for an air pollutant that USEPA has specified as a reference method in an appendix to 40 CFR 50, incorporated by reference in Section 243.108, or a method that USEPA has designated as a reference method pursuant to 40 CFR 53 and which is included in List of Designated Methods, including later updates, incorporated by reference in Section 243.108; the term "federal reference method" does not include a method for which USEPA has cancelled or superseded a reference method designation in accordance with 40 CFR 53.11 or 53.16, as reflected in the incorporation by reference in Section 243.108.

BOARD NOTE: Derived from 40 CFR 50.1(f) (definition of "reference method") and 53.1 (definition of "federal reference method"). The clause "including later updates" in this definition is intended to include methods canceled by USEPA pursuant to 40 CFR 53.11 or 53.16 for which the cancellation is included in the updates to List of Designated Methods incorporated by reference in Section 243.108. A federal designation of an FRM becomes effective upon publication of a notice in the Federal Register. A federal cancellation of an FRM becomes

effective upon deletion from the listing of FRMs or from an appendix to 40 CFR 50.

"High wind dust event" is an event that includes the high-speed wind and the dust that the wind entrains and transports to a monitoring site.

"High wind threshold" is the minimum wind speed capable of causing particulate matter emissions from natural undisturbed lands in the area affected by a high wind dust event.

"Micrograms per cubic meter" or " $\mu\text{g}/\text{m}^3$ " means one millionth (10^{-6}) of a gram of a contaminant per cubic meter of ambient air, as measured and determined by the methods prescribed for that contaminant.

BOARD NOTE: The Board added this definition and that for "milligrams per liter"—~~(immediately below)~~.

"Milligrams per cubic meter" or " mg/m^3 " means one thousandth (10^{-3}) of a gram of a contaminant per cubic meter of ambient air, as measured and determined by the methods prescribed for that contaminant.

"National Ambient Air Quality Standard" or "NAAQS" means a standard established by USEPA that applies for outdoor air throughout the United States.

BOARD NOTE: The Board added this definition, derived from the definition in "Terms of Environment: Glossary, Abbreviations, and Acronyms" (December 1997), EPA 175-B-97-001, at p. 30. USEPA has codified the NAAQS at 40 CFR 50.

BOARD NOTE: The Board added this definition based on the definition in "Terms of Environment: Glossary, Abbreviations, and Acronyms" (December 1997), document number EPA 175-B-97-001, USEPA, Office of Communications, Education, and Public Affairs, at p. 30.

"Natural event" means an event and its resulting emissions, which may recur at the same location, in which human activity plays little or no direct causal role. For purposes of this definition, anthropogenic sources that are reasonably controlled are not human activity that plays a direct causal role in causing emissions.

"Parts per billion" or "ppb" means the ratio of the parts of a specified contaminant to a billion parts of air by weight ($1:10^{-9}$), as measured and determined by the methods prescribed for that contaminant.

BOARD NOTE: The Board added this definition and that for "parts per million", derived from the parentheticals in 40 CFR 50.4(a) and (b) and 50.17(a) and the definition of "parts per billion (ppb)/parts per million (ppm)" in "Terms of Environment: Glossary, Abbreviations, and Acronyms" (December 1997), EPA 175-B-97-001, at p. 34.

"Parts per million" or "ppm" means the ratio of the parts of a specified contaminant to a million parts of air by weight ($1:10^{-6}$), as measured and determined by the methods prescribed for that contaminant.

BOARD NOTE: The Board added this definition, derived from the parentheticals in 40 CFR 50.4(a) and (b) and 50.17(a) and the definition

of "parts per billion (ppb)/parts per million (ppm)" in "Terms of Environment: Glossary, Abbreviations, and Acronyms" (December 1997), EPA 175-B-97-001, at p. 34.

"PM10" means particulate matter that has an aerodynamic diameter less than or equal to a nominal 10 micrometers (μm).

BOARD NOTE: The Board added this definition, derived from the parenthetical definition in 40 CFR 50.6(c).

"PM2.5" means particulate matter that has an aerodynamic diameter less than or equal to a nominal 2.5 micrometers (μm).

BOARD NOTE: The Board added this definition, derived from the parenthetical definition in 40 CFR 50.7(a).

"Prescribed fire" is any fire intentionally ignited by management actions in accordance with applicable laws, policies, and regulations to meet specific land or resource management objectives.

"Traceable" means that a local standard has been compared and certified either directly or via not more than one intermediate standard, to a primary standard, such as a National Bureau of Standards Standard Reference Material (NBS SRM), or a USEPA/NBS-approved Certified Reference Material (CRM).

"USEPA" means the United States Environmental Protection Agency.

BOARD NOTE: Derived from 40 CFR 50.1(c). The Board has used "USEPA" in text where USEPA has used "Administrator," where action by USEPA is clearly contemplated. Otherwise, the Board has retained the term "Agency" as defined in this Section.

"Wildfire" is any fire started by an unplanned ignition caused by lightning; volcanoes; other acts of nature; unauthorized activity; or accidental, human-caused actions, or a prescribed fire that has developed into a wildfire. A wildfire that predominantly occurs on wildland is a natural event.

"Wildland" means an area in which human activity and development are essentially non-existent, except for roads, railroads, power lines, and similar transportation facilities. Structures, if any, are widely scattered.

BOARD NOTE: Derived from 40 CFR 50.1 (2016)—(2012), except as otherwise more specifically indicated.

(Source: Amended at 41 Ill. Reg. _____, effective _____)

Section 243.105 Air Quality Monitoring Data Influenced by Exceptional Events

a) The federal regulations at 40 CFR 50.14 provide that a state, federal land manager, or federal agency can seek USEPA determination

that exceedances or violations of an NAAQS are directly due to an exceptional event, so that the State can exclude affected ambient air quality monitoring data from a compliance determination. An exceptional event is a natural event or the result of human activity that is unlikely to recur and which is not reasonably controllable or preventable that meets specified criteria. The federal rule provides that a fireworks display, a prescribed fire, a wildfire, a high wind dust event, a stratospheric intrusion, or an aggregate of events on the same day can be an exceptional event. ~~Requirements.~~

~~1) The Agency may request USEPA to exclude from use in determinations data showing an exceedance of an NAAQS that is directly due to an exceptional event. The Agency must demonstrate to USEPA that the event caused a specific air pollution concentration at a particular air quality monitoring location.~~

~~2) A demonstration to justify data exclusion may include any reliable and accurate data, but must demonstrate a clear causal relationship between the measured exceedance of an NAAQS and the event in accordance with subsection (c) (3) (D).~~

b) The Agency must use the applicable procedures of 40 CFR 50.14 to obtain a USEPA determination of an exceptional event and exclusion of affected ambient air quality monitoring data if the Agency determines that the data are influenced by an exceptional event and should be excluded from a compliance determination. ~~Determinations by USEPA. USEPA has stated the criteria for making a determination to exclude data as follow.~~

~~1) Exceptional Events. USEPA has stated that it will exclude data from use in determinations of exceedance of an NAAQS when the Agency has demonstrated that an exceptional event caused a specific air pollution concentration in excess of one or more NAAQS at a particular air quality monitoring location, and the Agency otherwise satisfies the requirements of 40 CFR 50.14.~~

~~2) Fireworks Displays. USEPA has stated that it will exclude data from use in determinations of exceedance of an NAAQS when the Agency has demonstrated that emissions from fireworks displays caused a specific air pollution concentration in excess of one or more NAAQS at a particular air quality monitoring location, and the State otherwise satisfies the requirements of 40 CFR 50.14. USEPA has stated that these data will be treated in the same manner as exceptional events under this Section, provided the Agency has demonstrated that the use of fireworks is significantly integral to traditional national, ethnic, or other cultural events, including, but not limited to July Fourth celebrations, which satisfy the requirements of 40 CFR 50.14.~~

~~3) Prescribed Fires. USEPA has stated that it will exclude data from use in determinations of exceedance of an NAAQS when the Agency has demonstrated that emissions from prescribed fires caused a specific air pollution concentration in excess of one or more NAAQS at a particular air quality monitoring location, and the Agency otherwise satisfies the requirements of 40 CFR 50.14, provided that the emissions are from prescribed fires that USEPA determines meets the definition of "exceptional event" in Section 243.101, and provided that the Agency has certified to USEPA that the State has adopted and is implementing a~~

~~Smoke Management Program (SMP) or the State has ensured that the burner employed basic smoke management practices. If an exceptional event occurs using the basic smoke management practices approach, the Agency must undertake a review of the State's approach to ensure public health is being protected and must include consideration of development of an SMP.~~

~~BOARD NOTE: In each of corresponding 40 CFR 50.14(b)(1), (b)(2), and (b)(3), USEPA stated "EPA shall exclude data from use in determinations of exceedances and NAAQS violations." In the first person, "shall" is used more to express present intent or to commit to future action. The Board has changed "EPA shall" to "USEPA has stated that it will." Further, the Board has relied on the defined term "exceedance of an NAAQS."~~

c) Ambient air quality monitoring data excluded by a USEPA determination pursuant to 40 CFR 50.14 is excluded from use for compliance determination under this Part. ~~Schedules and Procedures.~~

~~1) Public Notification. The Agency or, where the Agency has delegated authority pursuant to Section 4(g) or (r) of the Act, the Agency's delegatee, must notify the public promptly whenever an event occurs or is reasonably anticipated to occur that may result in the exceedance of an NAAQS.~~

~~2) Flagging of Data.~~

~~A) The Agency must notify USEPA of the State's intent to exclude one or more measured exceedances of an NAAQS as being due to an exceptional event by placing a flag in the appropriate field for the data record of concern that has been submitted to the federal air quality system (AQS) database.~~

~~B) Flags placed on data in accordance with this Section must be deemed informational only, and the data must not be excluded from determinations with respect to an exceedance of an NAAQS unless and until USEPA notifies the Agency of USEPA concurrence following the Agency's submittal of a demonstration pursuant to subsection (c)(3) by placing a concurrence flag in the appropriate field for the data record in the AQS database.~~

~~C) Flags placed on data as being due to an exceptional event, together with an initial description of the event, must be submitted to USEPA not later than July 1 of the calendar year following the year in which the flagged measurement occurred, except as allowed under subsection (c)(2)(F).~~

~~D) This subsection (c)(2)(D) corresponds with 40 CFR 50.14(e)(2)(iv), which USEPA has removed and marked "reserved." This statement maintains structural consistency with the federal regulations.~~

~~E) This subsection (c)(2)(E) corresponds with 40 CFR 50.14(c)(2)(v), which USEPA has removed and marked "reserved." This statement maintains structural consistency with the federal regulations.~~

~~F) Table A of this Part identifies the data submission process for a new or revised NAAQS. USEPA will apply this process to those data that will or may influence the initial designation of areas for any new or revised NAAQS.~~

~~3) Submission of demonstrations.~~

- ~~A) Except as allowed under subsection (c)(2)(F), when the Agency has flagged data as being due to an exceptional event and is requesting exclusion of the affected measurement data, the Agency must, after notice and opportunity for public comment, submit a demonstration to USEPA to justify data exclusion not later than the sooner of three years following the end of the calendar quarter in which the flagged concentration was recorded or 12 months prior to the date that a regulatory decision must be made by USEPA. The Agency must submit to USEPA the public comments it received, along with its demonstration.~~
- ~~B) This subsection (c)(3)(B) corresponds with 40 CFR 50.14(b)(3)(ii), which USEPA has removed and marked "reserved." This statement maintains structural consistency with the federal regulations.~~
- ~~C) This subsection (c)(3)(C) corresponds with 40 CFR 50.14(b)(3)(iii), which USEPA has removed and marked "reserved." This statement maintains structural consistency with the federal regulations.~~
- ~~D) The demonstration to justify data exclusion must provide the following evidence:~~
- ~~i) That the event satisfies the definition of "exceptional event" set forth in Section 243.101;~~
 - ~~ii) That there is a clear causal relationship between the measurement under consideration and the event that is claimed to have affected the air quality in the area;~~
 - ~~iii) That the event is associated with a measured concentration in excess of normal historical fluctuations, including background; and~~
 - ~~iv) That there would have been no exceedance or violation but for the event.~~
- ~~E) With the submission of the demonstration, the Agency must document that the public comment process was followed.~~

BOARD NOTE: Derived from 40 CFR 50.14 (2016) ~~(2012)~~.

(Source: Amended at 41 Ill. Reg. _____, effective
_____)

Section 243.108 Incorporations by Reference

The following materials are incorporated by reference. These incorporations do not include any later amendments or editions:

Government Printing Office (GPO), 732 Capitol Street NW, Washington, DC 20401 (telephone: 202-512-1800 or 866-512-1800; website: www.gpo.gov). The following documents incorporated by reference are available from this source:

Appendix A-1 to 40 CFR 50 (2016) (Reference Measurement Principle and Calibration Procedure for the Measurement of Sulfur Dioxide in the Atmosphere (Ultraviolet Fluorescence Method)), referenced in Section 243.122.

Appendix A-2 to 40 CFR 50 (2016) (Reference Method for the Determination of Sulfur Dioxide in the Atmosphere (Pararosaniline Method)), referenced in Section 243.122.

Appendix B to 40 CFR 50 (2016) (Reference Method for the Determination of Suspended Particulate Matter in the Atmosphere (High-Volume Method)), referenced in appendix G to 40 CFR 50 (see below).

Appendix C to 40 CFR 50 (2016) (Reference Measurement Principle and Calibration Procedure for the Measurement of Carbon Monoxide in the Atmosphere (Non-Dispersive Infrared Photometry)), referenced in Section 243.123.

Appendix D to 40 CFR 50 (2016) (Reference Measurement Principle and Calibration Procedure for the Measurement of Ozone in the Atmosphere), referenced in Section 243.125.

Appendix F to 40 CFR 50 (2016) (Reference Measurement Principle and Calibration Procedure for the Measurement of Nitrogen Dioxide in the Atmosphere (Gas Phase Chemiluminescence)), referenced in Section 243.124.

Appendix G to 40 CFR 50 (2016) (Reference Method for the Determination of Lead in Suspended Particulate Matter Collected from Ambient Air), referenced in Section 243.126.

Appendix H to 40 CFR 50 (2016) (Interpretation of the 1-Hour Primary and Secondary National Ambient Air Quality Standards for Ozone), referenced in Section 243.125.

Appendix I to 40 CFR 50 (2016) (Interpretation of the 8-Hour Primary and Secondary National Ambient Air Quality Standards for Ozone), referenced in Section 243.125.

Appendix J to 40 CFR 50 (2016) (Reference Method for the Determination of Particulate Matter as PM₁₀ in the Atmosphere), referenced in Section 243.120.

Appendix K to 40 CFR 50 (2016) (Interpretation of the Primary and Secondary National Ambient Air Quality Standards for Particulate Matter), referenced in Section 243.120.

Appendix L to 40 CFR 50 (2016) (Reference Method for the Determination of Fine Particulate Matter as PM_{2.5} in the Atmosphere), referenced in Section 243.120.

Appendix N to 40 CFR 50 (2016), as amended at 82 Fed. Reg. 14325 (Mar. 20, 2017) (Interpretation of the Primary and Secondary National Ambient Air Quality Standards for Particulate Matter), referenced in Section 243.120.

Appendix O to 40 CFR 50 (2016) (Reference Method for the Determination of Coarse Particulate Matter as PM_{10-2.5} in the Atmosphere), referenced in appendix Q to 40 CFR 50 and for use in federally required monitoring by the NCore system pursuant to 40 CFR 58.

Appendix P to 40 CFR 50 (2016) (Interpretation of the Primary and Secondary National Ambient Air Quality Standards for Ozone), referenced in Section 243.125.

Appendix Q to 40 CFR 50 (2016) (Reference Method for the Determination of Lead in Particulate Matter as PM₁₀ Collected from Ambient Air), referenced in appendix R to 40 CFR 50.

Appendix R to 40 CFR 50 (2016) (Interpretation of the National Ambient Air Quality Standards for Lead), referenced in Section 243.126.

Appendix S to 40 CFR 50 (2016) (Interpretation of the Primary National Ambient Air Quality Standards for Oxides of Nitrogen (Nitrogen Dioxide)), referenced in Section 243.124.

Appendix T to 40 CFR 50 (2016) (Interpretation of the Primary National Ambient Air Quality Standards for Oxides of Sulfur (Sulfur Dioxide)), referenced in Section 243.122.

Appendix U to 40 CFR 50 (2016) (Interpretation of the Primary National Ambient Air Quality Standards for Ozone), referenced in Section 243.125.

Clean Air Act, 42 USC 7401 et seq. (2013) (for definitions of terms only), referenced in Section 243.102.

BOARD NOTE: Segments of the Code of Federal Regulations and the United States Code are available for free download as PDF documents from the GPO FDSys website: <http://www.gpo.gov/fdsys/>.

USEPA, National Exposure Research Laboratory, Human Exposure & Atmospheric Sciences Division (MD-D205-03), Research Triangle Park, NC 27711. The following documents incorporated by reference are available from this source:

"List of Designated Reference and Equivalent Methods" (June 16, 2017) ~~-(June 17, 2016)~~ (referred to as the "List of Designated Methods" and referenced in Sections 243.101, 243.120, 243.122, 243.123, 243.124, 243.125, and 243.126.

~~This incorporation by reference includes the following USEPA methods designations that occurred after June 17, 2016: 81 Fed. Reg. 45284 (July 13, 2016).~~

BOARD NOTE: The List of Designated Methods is available for free download as a PDF document from the USEPA, Technology Transfer, Ambient Monitoring Technology Information Center website: <http://www.epa.gov/ttn/amtic/criteria.html>.

(Source: Amended at 41 Ill. Reg. _____, effective _____)

SUBPART B: STANDARDS AND MEASUREMENT METHODS

Section 243.120 PM10 and PM2.5

a) 1987 Primary and Secondary 24-Hour NAAQS for PM10.

1) The level of the 1987 primary and secondary 24-hour NAAQS for PM10 is 150 µg/m³, 24-hour average concentration. The 1987 primary and secondary NAAQS for PM10 is attained when the expected number of days per calendar year with a 24-hour average concentration above 150 µg/m³, as determined in accordance with appendix K to 40 CFR 50, incorporated by reference in Section 243.108, is equal to or less than one.

2) This subsection (a)(2) corresponds with 40 CFR 50.6(b), a provision marked "reserved" by USEPA. This statement maintains structural consistency with the corresponding federal regulation.

3) For the purpose of determining attainment of the 1987 primary and secondary 24-hour NAAQS for PM10, particulate matter must be measured in the ambient air as PM10 by a method that fulfills either of the following requirements:

A) An FRM based on appendix J to 40 CFR 50, incorporated by reference in Section 243.108, and designated by USEPA and listed in List of Designated Methods, incorporated by reference in Section 243.108; or

B) An FEM designated by USEPA and listed in List of Designated Methods, incorporated by reference in Section 243.108.

BOARD NOTE: This subsection (a) is derived from 40 CFR 50.6 (2016)–~~(2015)~~. USEPA adopted 1997 primary NAAQS for PM10 at 62 Fed. Reg. 38652 (July 18, 1997). As a result of a judicial vacatur, USEPA later removed the transitional provision relative to the 1987 NAAQS at 65 Fed. Reg. 80776 (Dec. 22, 2000) and the 1997 NAAQS at 69 Fed. Reg. 45595 (July 30, 2004). Thus, the 1987 primary and secondary NAAQS for PM10 are included in this subsection (a).

b) 1997 Primary and Secondary Annual Average and 24-Hour NAAQS for PM2.5.

1) The 1997 primary and secondary annual average NAAQS for PM2.5 is 15.0 µg/m³, annual arithmetic mean concentration, and the 1997 primary and secondary 24-hour NAAQS for PM2.5 is 65 µg/m³, 24-hour average concentration, measured in the ambient air as PM2.5 by a method that fulfills either of the following requirements:

A) An FRM based on appendix L of 40 CFR 50, incorporated by reference in Section 243.108, and designated by USEPA and listed in the List of Designated Methods, incorporated by reference in Section 243.108; or

B) An FEM designated by USEPA and listed in the List of Designated Methods, incorporated by reference in Section 243.108.

2) The 1997 primary and secondary annual average NAAQS for PM_{2.5} is met when the annual arithmetic mean concentration, as determined in accordance with appendix N of 40 CFR 50, incorporated by reference in Section 243.108, is less than or equal to 15.0 µg/m³.

3) The 1997 primary and secondary 24-hour NAAQS for PM_{2.5} is met when the 98th percentile 24-hour concentration, as determined in accordance with appendix N of 40 CFR 50, incorporated by reference in Section 243.108, is less than or equal to 65 µg/m³.

BOARD NOTE: This subsection (b) is derived from 40 CFR 50.7 (2016)–~~(2015)~~. The 2006 primary and secondary annual average and 24-hour NAAQS for PM 2.5 differs from the 1997 standards in that the 24-hour average concentration required by the 2006 standard is substantially lower (more stringent) than that for the 1997 standard. The Board has retained the 1997 standard in this subsection (b) because USEPA has retained the 1997 standard in 40 CFR 50.6.

c) 2006 Primary and Secondary Annual Average and 24-Hour NAAQS for PM_{2.5}.

1) The 2006 primary and secondary annual average NAAQS for PM_{2.5} is 15.0 µg/m³, annual arithmetic mean concentration, and the 2006 primary and secondary 24-hour NAAQS for PM_{2.5} is 35 µg/m³, 24-hour average concentration, measured in the ambient air as PM_{2.5} by a method that fulfills either of the following requirements:

A) An FRM based on appendix L of 40 CFR 50, incorporated by reference in Section 243.108, and designated by USEPA and listed in the List of Designated Methods, incorporated by reference in Section 243.108; or

B) An FEM designated by USEPA and listed in the List of Designated Methods, incorporated by reference in Section 243.108.

2) The 2006 primary and secondary annual average NAAQS for PM_{2.5} is met when the annual arithmetic mean concentration, as determined in accordance with appendix N of 40 CFR 50, incorporated by reference in Section 243.108, is less than or equal to 15.0 µg/m³.

3) The 2006 primary and secondary 24-hour NAAQS for PM_{2.5} is met when the 98th percentile 24-hour concentration, as determined in accordance with appendix N of 40 CFR 50, incorporated by reference in Section 243.108, is less than or equal to 35 µg/m³.

4) The 1997 annual PM_{2.5} NAAQS set forth in this ~~section~~Section will continue in effect, notwithstanding the promulgation of the 2012 primary annual PM_{2.5} NAAQS in subsection (d). The 1997 primary annual PM_{2.5} NAAQS in this subsection (c) does not apply in any area of Illinois

except Madison, Monroe, and St. Clair Counties and the Baldwin Village area of Randolph County. The 1997 primary NAAQS for PM2.5 in subsection (c) will no longer apply in any area of Illinois after USEPA has redesignated that area as attainment for that standard. The 1997 secondary annual NAAQS for PM2.5 and the 1997 24-hour NAAQS for PM2.5 remain applicable.

BOARD NOTE: USEPA has codified the area designations for Illinois in 40 CFR 81.314. All areas of Illinois were designated attainment or unclassifiable/attainment except Madison, Monroe, and St. Clair Counties and the Baldwin Village area of Randolph County.

BOARD NOTE: This subsection (c) is derived from 40 CFR 50.13 (2016), as amended at 82 Fed. Reg. 14325 (Mar. 20, 2017) ~~-(2015)~~.

d) 2012 Primary Annual Average and 24-Hour NAAQS for PM2.5

1) The 2012 primary annual average NAAQS for PM2.5 is 12.0 µg/m³ annual arithmetic mean concentration, and the 2012 primary 24-hour NAAQS for PM2.5 is 35 µg/m³ 24-hour average concentration, measured in the ambient air as PM2.5 by a method that fulfills either of the following requirements:

A) An FRM based on appendix L of 40 CFR 50, incorporated by reference in Section 243.108, and designated by USEPA and listed in List of Designated Methods, incorporated by reference in Section 243.108; or

B) An FEM designated by USEPA and listed in List of Designated Methods, incorporated by reference in Section 243.108.

2) The 2012 primary annual NAAQS for PM2.5 is met when the annual arithmetic mean concentration, as determined in accordance with appendix N of 40 CFR 50, incorporated by reference in Section 243.108, is less than or equal to 12.0 µg/m³.

3) The 2012 primary 24-hour NAAQS for PM2.5 is met when the 98th percentile 24-hour concentration, as determined in accordance with appendix N of 40 CFR 50, incorporated by reference in Section 243.108, is less than or equal to 35 µg/m³.

BOARD NOTE: This subsection (d) is derived from 40 CFR 50.18 (2016) ~~-(2015)~~.

(Source: Amended at 41 Ill. Reg. _____, effective _____)

Section 243.TABLE A Schedule for ~~Flagging and Documentation~~ Submission for Data Influenced by Exceptional Events for Use in Initial Area Designations (Repealed)

~~Exceptional events/regulatory action~~~~Exceptional events deadline-~~
~~scheduled~~~~Flagging and initial event description deadline for data years-~~
~~one, two, and three.~~~~a~~~~If State initial designation recommendations for a~~
~~new or revised NAAQS are due August through January, then the flagging-~~
~~and initial event description deadline will be the July 1 prior to the-~~
~~recommendation deadline.~~~~If State recommendations for a new or revised-~~
~~NAAQS are due February through July, then the flagging and initial event-~~
~~description deadline will be the January 1 prior to the recommendation-~~
~~deadline.~~~~Exceptional events demonstration submittal deadline for data-~~
~~years one, two, and three.~~~~a~~~~No later than the date that State-~~
~~recommendations are due to USEPA.~~~~Flagging, initial event description and-~~
~~exceptional events demonstration submittal deadline for data year fourb-~~
~~and, where applicable, data year five.~~~~c~~~~By the last day of the month that-~~
~~is one year and seven months after promulgation of a new or revised-~~
~~NAAQS, unless either option a or b applies.~~

~~a. If USEPA follows a three year designation schedule, the deadline is-~~
~~two years and seven months after promulgation of a new or revised NAAQS.~~

~~b. If USEPA notifies the State that it intends to complete the initial-~~
~~area designations process according to a schedule between two and three-~~
~~years, the deadline is five months prior to the date specified for final-~~
~~designations decisions in such USEPA notification.~~~~a~~~~Where data years-~~
~~one, two, and three are those years expected to be considered in State-~~
~~recommendations.~~

~~b~~~~Where data year four is the additional year of data that USEPA may-~~
~~consider when making it makes final area designations for a new or-~~
~~revised NAAQS under the standard designations schedule.~~

~~c~~~~Where data year five is the additional year of data that USEPA may-~~
~~consider when making it makes final area designations for a new or-~~
~~revised NAAQS under an extended designations schedule.~~

~~d~~~~The date by which air agencies must certify their ambient air quality-~~
~~monitoring data in AQS is annually on May 1 of the year following the-~~
~~year of data collection, as specified in 40 CFR 58.15(a)(2).~~~~In some-~~
~~cases, however, the State may choose to certify a prior year's data in-~~
~~advance of May 1 of the following year, particularly if USEPA has-~~
~~indicated its intent to promulgate final designations in the first eight-~~
~~months of the calendar year.~~~~Exceptional Data flagging, initial event-~~
~~description and exceptional events demonstration deadlines for "early-~~
~~certified" data will follow the deadlines for "year four" and "year-~~
~~five" data.~~

~~BOARD NOTE: Derived from table 1 to 40 CFR 50.14(e).~~

(Source: Repealed at 41 Ill. Reg. _____, effective

_____)
ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

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Document 1 ID	file:///I:\Input\Agency Rulemakings - Files Received\2017\August 2017\35-243-Agency Proposed Exempt-(issue 32).docx
Description	35-243-Agency Proposed Exempt-(issue 32)
Document 2 ID	file:///I:\Input\Agency Rulemakings - Files Received\2017\August 2017\35-243-r01(issue 32).docx
Description	35-243-r01(issue 32)
Rendering set	Standard

Legend:	
<u>Insertion</u>	
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Format change	
Moved deletion	
Inserted cell	
Deleted cell	
Moved cell	
Split/Merged cell	
Padding cell	

Statistics:	
	Count
Insertions	9
Deletions	65
Moved from	0
Moved to	0
Style change	0
Format changed	0
Total changes	74