

ILLINOIS POLLUTION CONTROL BOARD
March 22, 2018

IN THE MATTER OF:)
)
AMENDMENTS TO) R18-21
35 ILL. ADM. CODE SUBTITLE B:) (Rulemaking – Air)
AIR POLLUTION)

ORDER OF THE BOARD (by K. Papadimitriou):

Prompted by Executive Order 2016-13, the Illinois Environmental Protection Agency (IEPA) filed a proposal on January 10, 2018 to update the Board's rules. The Executive Order requires each State agency under the Governor's jurisdiction to review its regulations to determine which of them are outdated, repetitive, confusing, unnecessary, or harmful to the economy.

In response to Executive Order 2016-13, IEPA reviewed Board regulations to identify provisions to revise or repeal. IEPA proposes to amend regulations that it believes are obsolete, duplicative, or otherwise unnecessary. IEPA considers its proposed amendments to be non-substantive. On February 8, 2018, the Board accepted IEPA's proposal in this rulemaking docket, R18-21.

Independent of IEPA's proposal, the Board has been reviewing its own regulations to identify provisions that may warrant revision or repeal under Executive Order 2016-13. To avoid duplication, the Board today opens eight additional rulemaking dockets—each one limited to a subtitle of the Board's rules:

- 1) Docket R18-23 - for Subtitle C, Water Pollution;
- 2) Docket R18-24 - for Subtitle D, Mine Related Water Pollution;
- 3) Docket R18-25 - for Subtitle E, Agriculture Related Water Pollution;
- 4) Docket R18-26 - for Subtitle F, Public Water Supply;
- 5) Docket R18-27 - for Subtitle G, Waste Disposal;
- 6) Docket R18-28 - for Subtitle I, Atomic Radiation;
- 7) Docket R18-29 - for Subtitle M, Biological Materials; and
- 8) Docket R18-30 - for Subtitle O, Right to Know.

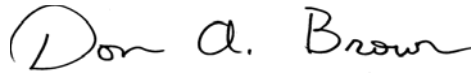
In this docket, R18-21, opened on February 8, 2018 with IEPA's proposal, the Board will consider amendments only to its Subtitle B air pollution regulations (35 Ill. Adm. Code 201-245), both those amendments originally proposed by IEPA and any others that may stem from the Board's own review. The Board incorporates IEPA's proposal into the record of this docket. IEPA's proposed amendments to other subtitles will be considered in the corresponding dockets. Although not in IEPA's proposal, Subtitles M and O will be addressed in two separate dockets among the eight opened today.

In each docket, the Board will proceed expeditiously with its review, although all dockets may not follow the same schedule. To make these rulemakings as efficient as possible, the Board expects to coordinate hearings and conduct them by videoconference.

In this docket R18-21, the Board will review IEPA's proposed amendments and may include its own revisions before adopting a proposal. If a participant believes any part of the proposal is substantive, the Board will have the opportunity to address that at hearings and in later orders. The Board encourages persons interested in Subtitle B amendments to contact the Clerk's Office to be added to the R18-21 docket's notice list.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on March 22, 2018, by a vote of 5-0.

A handwritten signature in cursive script that reads "Don A. Brown".

Don A. Brown, Clerk
Illinois Pollution Control Board