

ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

MAR 31 2008

STATE OF ILLINOIS
Pollution Control Board

March 26, 2008

Jack Lavin, Director
Department of Commerce and Economic Opportunity
620 East Adams Street, S-6
Springfield, Illinois 62704

Re: Request for Economic Impact Study for: Proposed Amendments to Groundwater Quality Standards, 35 Il. Adm. Code 620 (R08-18)

Dear Director Lavin:

On March 20, 2008, the Board accepted a proposal for hearing in Proposed Amendments to Groundwater Quality Standards, 35 Il. Adm. Code 620 (R08-18). I am writing to request that your Department conduct an economic impact study concerning this proposal. This rulemaking, filed with the Board by the Illinois Environmental Protection Agency (Agency), proposes to update the Board's groundwater protection regulations.

As the Agency stated in its initial filing with this rulemaking proposal, the amendments to the groundwater standards are intended to account for new scientific data, update the groundwater standards that have been amended at the federal level, update technical references that are in the Incorporations by Reference, and address any additional groundwater parameters that have been discovered.

Since 1998, Section 27 (b) of the Environmental Protection Act has required the Board to:

- 1) "request that the Department of Commerce and Economic Opportunity (formerly the Department of Commerce and Community Affairs) conduct a study of the economic impact of the proposed rules. The Department may within 30 to 45 days of such request produce a study of the economic impact of the proposed rules. At a minimum, the economic impact study shall address a) economic, environmental, and public health benefits that may be achieved through compliance with the proposed rules, b) the effects of the proposed rules on employment levels, commercial productivity, the economic growth of small businesses with 100 or less employees, and the State's overall economy, and c) the cost per unit of pollution reduced and the variability of company revenues expected to be used to implement the proposed rules; and

ILLINOIS POLLUTION CONTROL BOARD

GOVERNOR
Rod Blagojevich
G. Tanner Girard, Ph.D.

(2) conduct at least one public hearing on the economic impact of those rules. At least 20 days before the hearing, the Board shall notify the public of the hearing and make the economic impact study, or the Department of Commerce and Economic Opportunity's explanation for not producing an economic impact study, available to the public. Such public hearing may be held simultaneously or as a part of any Board hearing considering such new rules." 415 ILCS 5/27(b) (2004).

The Board is in the process of scheduling initial hearings in this rulemaking. Although there is no decision deadline in this rulemaking, the Board intends to proceed expeditiously with this rulemaking, and asks that you respond to this request as soon as you conveniently can. If I, or my staff, can provide you with any additional information, please let me know.

Thank you in advance for your prompt response.

Sincerely,



G. Tanner Girard
Acting Chairman
Pollution Control Board

cc: Warren Ribley, DCEO
John T. Therriault, Assistant Clerk of the Board

SPRINGFIELD
0217
Post Box 1937
Springfield
217-527-3687
FAX 217-527-3687

Information Center
100 West
Springfield
217-527-3687

VERIFIED