

ILLINOIS POLLUTION CONTROL BOARD

NOVEMBER 19, 2009

IN THE MATTER OF:

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DEC 11 2009

STATE OF ILLINOIS  
Pollution Control Board

DEFINITION OF VOM UPDATE, USEPA )  
REGULATIONS (January 1, 2009, ) R10-7  
through June 30, 2009) )

(Identical-in-Substance Rulemaking)

REPORT OF PROCEEDINGS at the hearing  
of the above-entitled cause before MICHAEL J.  
McCAMBRIDGE, Hearing Officer, taken before  
Bonnie C. Bettinger, Certified Shorthand  
Reporter within and for the County of Cook  
and State of Illinois, 11th Floor, Room 500,  
at the Illinois Thompson Center at the hour  
of 1:00 PM on the 19th day of November, 2009.

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A P P E A R A N C E S :

ILLINOIS POLLUTION CONTROL BOARD:

Mr. G. Tanner Girard - Chairman

Mr. Michael Cambridge - Hearing Officer

Mr. Gary Blankenship

Mr. Thomas E. Johnson

Ms. Carrie Zaleuski

Ms. Andrea Moore

Mr. Charles Matoesian

1 MR. McCAMBRIDGE: On the record. It's  
2 now 1:17. This is the public hearing in the  
3 R 10-7 rulemaking entitled definition of the  
4 OM update, USEPA regulations, January 1st,  
5 2009, through June 30th, 2009.

6 Included in this identical and  
7 substance rulemaking is a federal adoption of  
8 two new exemptions from the definition of the  
9 OM. The USEPA adopted them on January 21st  
10 of 2009, which would give these a due date of  
11 January 21st, 2010. The two compounds that  
12 are included in this are propylene carbonate,  
13 which has the IUPAC name  
14 4-methyl-1,3-Dioxolan-2-one, and the second  
15 compound is dimethyl carbonate.

16 USEPA has determined that these  
17 compounds participate negligibly in the  
18 formation of tropospheric ozone, so that they  
19 are no longer going to be counted for VOM  
20 emissions purposes.

21 The secondary thing that this  
22 accomplishes is by exclusion of these two  
23 solvents and re-agents from the definition of  
24 the OM USEPA is encouraging their use in a

1 way so that they can be used in place of  
2 other chemicals that may have more  
3 deleterious effects environmentally.

4 My name is Mike McCambridge. I'm  
5 the hearing officer. With me is the entire  
6 board. We have Board member Johnson, Board  
7 member Blankenship, Chairman Girard, Board  
8 member Zaleuski, and Board member Moore.  
9 This is probably the most heavily attended  
10 identical and substance hearing we've ever  
11 had.

12 MR. JOHNSON: In history.

13 MR. McCAMBRIDGE: In history. At this  
14 point I would like to ask Dr. Girard if he  
15 has anything or if any other Board member has  
16 anything to say?

17 MR. GIRARD: Well, thank you. I would  
18 just like to welcome representatives of the  
19 Illinois EPA at this hearing.

20 MR. JOHNSON: Singular.

21 MR. GIRARD: Singular, and thank  
22 everyone else for attending and turn it back  
23 to Mike.

24 MS. ZALEUSKI: And Charles. Carry it to

1 Charles.

2 MR. McCAMBRIDGE: Charles, have you met  
3 our new Board member, Carrie Zaleuski?

4 MR. MATOESIAN: No, I haven't. Nice to  
5 meet you.

6 MS. ZALEUSKI: Nice to meet you.

7 MR. MATOESIAN: Thank you.

8 MR. McCAMBRIDGE: And this is a rather  
9 unusual aspect of this hearing. In order to  
10 conserve State resources Mr. Matoesian is  
11 monitoring this hearing from Springfield  
12 remotely. That saves the State the cost of  
13 his time and the cost of transporting him  
14 here for this. If Mr. Matoesian has anything  
15 to add to the record, he will do so by  
16 written comment after this hearing.

17 Now, the Board got the proposal in  
18 this on October 1st, 2009. A notice of  
19 proposed amendments appeared in the  
20 October 16th issue of the Illinois Register.  
21 The public comment period is 45 days, which  
22 would expire, I believe, on November 30th.

23 In the October 1st order we had  
24 projected a later publication date stating

1 that the public comment period would end  
2 around November 8th. I don't see moving --  
3 or December 8th. Excuse me. I don't see  
4 moving on this any more rapidly based on the  
5 early publication, so that at this point, if  
6 all things go as planned, it appears that  
7 this would be on the Board's agenda for  
8 December 17th adoption.

9 Noting that there are no witnesses  
10 here to testify and having given the Board  
11 members and attending staff an opportunity to  
12 add to the record, seeing nothing, I think  
13 that we will adjourn.

14 (End proceedings.)  
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1 STATE OF ILLINOIS )

2 )SS:

3 COUNTY OF C O O K )

4 Bonnie C. Bettinger, CSR, being  
5 first duly sworn on oath, says that she is a  
6 court reporter doing business in the City of  
7 Chicago; that she reported in shorthand the  
8 proceeding had at the foregoing hearing of  
9 the above-mentioned cause; that the forgoing  
10 is a true and accurate transcript of her  
11 shorthand notes, so taken as aforesaid, and  
12 contains all the proceedings had at the said  
13 hearing.

14

15

*Bonnie Bettinger*

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BONNIE C. BETTINGER

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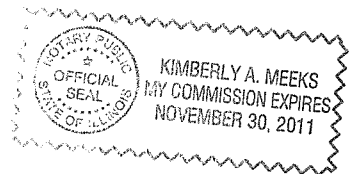
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SUBSCRIBED AND SWORN TO  
before me this 11<sup>th</sup> day  
21 of December,  
A.D., 2009.



22

*Kimberly A Meeks*  
23 Notary Public

24

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