

## **Board Grants an Additional Stay of Rulemaking Process for Coke/Coal Bulk Terminals**

The Board, on July 10, 2014, granted the Illinois Environmental Protection Agency's (IEPA) request for a second stay to the proceedings docketed as In the Matter of: Emergency Rulemaking Regarding Regulation of Coke/Coal Bulk Terminals: New 35 Ill. Adm. Code 213 (R14-20). The IEPA, on January 16, 2014, filed the emergency rulemaking that would have imposed additional Statewide requirements on the handling of coke and coal, including petroleum coke or "petcoke," at bulk terminals and other specified facilities. The Board, on January 23, 2014, declined to adopt the proposed emergency rule that would have required numerous immediate measures, including road paving; dust suppression systems; setbacks, containment of stormwater; and disposal of any coke or coal that has been on-site for more than one year. However, the Board agreed to proceed with the proposal as a general rulemaking.

On March 20, 2014, the Board granted IEPA's request to stay these proceedings until June 23, 2014, and directed the IEPA to provide a status report at the time. On June 23, 2014 the IEPA filed a status report and a request for an additional stay. IEPA indicated that it has conducted outreach meetings with different stakeholders and interested parties, and will continue to do so as rule development continues. IEPA could not designate a certain date when a general rulemaking proposal would be available.

The Board granted IEPA's request to stay the proceedings until January 12, 2015, at which time IEPA must provide a status report to the Board and may request an additional stay. If substantial progress has not been made, the Board may consider closing this docket.

Opinions and orders of the Board, hearing transcripts, and other documents in rulemaking records are posted on the Board's Web site and may be downloaded from the Web without charge. Hard copies may be obtained from the Clerk's office upon payment of reproduction fees as prescribed by of the Freedom of Information Act at the following address:

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