

Board Adopts First-Notice Opinion and Order in Used and Waste Tire Rulemaking R15-19

The Board, on February 5, 2015, adopted a first-notice opinion and order to amend the Board's rules governing management of used and waste tires. The Illinois Environmental Protection Agency (IEPA) filed this rulemaking on December 22, 2014, and the Board accepted the proposed for hearing on January 8, 2015. The rulemaking is docketed as Management of Used and Waste Tires: Proposed Amendments to 35 Ill. Adm. Code 848, R15-19.

IEPA states that some provisions in the proposal are "being submitted for the purpose of complying with Public Act 98-656, which, among other things, directs the Agency to propose certain revisions to the Part 848 rules." The Agency adds that the rulemaking proposal is "intended to protect the State's residents from" the threats resulting from improper management of used and waste tires" while simultaneously minimizing impacts on markets and businesses that diminish those threats by recycling and reusing tires." The proposal accomplishes these goals, in part, by requiring tire tracking and record keeping along with establishing a tire storage permit program for specified tire storage sites. In addition, the Agency states that the proposal has benefited from three rounds of outreach with the Indiana/Illinois Tire Dealers Association resulting in feedback considered by the Agency in the proposal.

Without commenting on the merits of IEPA's proposal, the Board adopted the proposed amendments for first-notice publication in the *Illinois Register*. Publication in the *Illinois Register* will begin a public comment period of at least 45 days, during which anyone may file a public comment with the Board. The docket number for this rulemaking, R15-19, should be indicated on the public comment.

Public comments must be filed with the Clerk of the Board. Public comments may be filed at the following address:

Pollution Control Board
James R. Thompson Center
100 W. Randolph Street, Suite 11-500
Chicago, IL 60601

In addition, public comments may be filed electronically through COOL on the Board's Web site at www.ipcb.state.il.us. Any questions about electronic filing through COOL should be directed to the Clerk's Office at 312-814-3629.

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 the Freedom of Information Act.