

Illinois Pollution Control Board Moves Several Rulemakings to Second-Notice

On December 6, 2001, the Illinois Pollution Control Board sent three rulemakings to second notice and adopted a final order in another rulemaking. The rulemakings deal with Antidegradation, procedures for developing site remediation objectives, MTBE groundwater standards, and modifications to the Enhanced Vehicle Inspection and Maintenance Regulations.

The Illinois Environmental Protection Agency initiated the revisions to antidegradation rules (In the Matter of: Revisions to Antidegradation Rules: 35 Ill. Adm. Code 302.105, 303.205, 303.206 and 102.800-102.830), (R01-13), on August 30, 2000. The proposed revisions are part of the triennial water quality standards review. The Antidegradation Rules are designed to ensure that the objective of the Clean Water Act "to restore and maintain the chemical, physical, and biological integrity of the Nation's waters" is achieved in Illinois. This rulemaking includes provisions establishing the procedures for designating water bodies as "Outstanding Resource Waters."

The second rulemaking, In the Matter of: Proposed Amendments to Tiered Approach to Corrective Action Objectives (TACO): 35 Ill. Adm. Code 742 (MTBE), (R00-19(c)), would add methyl tertiary-butyl ether (MTBE) as a contaminant to be tested for during a clean up under the Site Remediation Program, the Leaking Underground Storage Tank Program and conforming to Resource Conservation and Recovery Act Part B permits and closures.

The third rulemaking, In the Matter of: Proposed MTBE Groundwater Quality Standards Amendments: 35 Ill. Adm. Code 620, (R01014), would provide increased protection of the groundwater by allowing a larger number of sampling points during testing. This rulemaking also would establish groundwater standards for the presence of MTBE.

In the final rulemaking, In the Matter of: Enhanced Vehicle Inspection and Maintenance (I/M) Regulations: Amendments to 35 Ill Adm. Code 240.191-240.193, (R02-8), the Board adopted a final order. This rulemaking modifies the enhanced vehicle inspection and maintenance program currently conducted in the metropolitan Chicago and Metro East St. Louis areas. The rulemaking incorporates certain flexibility required by the United States Environmental Protection Agency to the current on-board diagnostic (OBD) test to help ensure the accuracy of the OBD test.

Written public comments, hearing transcripts, and prefiled testimony in these matters are posted on the Board's Web site. Hard copies of transcripts, written comments, or any other document filed in these matters may be downloaded

from the Web free of charge or obtained for \$.75 per page from the Clerk's office at 312-814-3620. You may also request this information by writing to:

**Dorothy Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601**