

Board Adopts Second Notice Opinion and Order to Correct Volatile Organic Material Emissions Regulations

On November 4, 2010, the Illinois Pollution Control Board adopted for second-notice a proposal to amend its air regulations addressing emission of volatile organic material (VOM). The rulemaking is docketed as In the Matter of: Reasonably Available Control Technology (RACT) for volatile Organic Material Emissions From Group II consumer & Commercial Products: Propose Amendments to 35 Ill. Adm. Code 211, 218, and 219, R10-08(A). This proposal stems from an Illinois Environmental Protection Agency (IEPA) motion seeking to correct a technical error in recently-adopted rules. The rulemaking proposal will now be reviewed by the Joint Committee on Administrative Rules (JCAR).

In adopting regulations in docket R10-8 on June 17, 2010, the Board held this subdocket (A) open for 45 days. On July 29, 2010, the IEPA filed a “Motion for Leave to File in Subdocket A, or Alternatively, Motion to Open Subdocket B” to correct a technical error. The IEPA argues that the error makes compliance with the rules “impossible” and that there is no disagreement that an amendment is necessary.

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 for \$.75 per page from the Clerk’s office

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