

Board Adopts Second-Notice Proposal to Amend Board's Procedural Rules

On November 6, 2014, the Illinois Pollution Control Board adopted a second-notice opinion and order to amend all parts of the Board's procedural rules and will submit them to the Joint Committee on Administrative Rules (JCAR) for review.

The Board initiated this rulemaking to accomplish two primary objectives. First, the rules will codify procedural standards for remarks by members of the public at the Board's open meetings in accordance with the Open Meetings Act. Second, these rules will permit, with certain limited exceptions, electronic filing in all Board proceedings through the Board's Clerk's Office On-Line or "COOL," as well as service by e-mail of most types of filings. The proposal also amends other sections of the procedural rules not directly or primarily relating to public remarks.

The Board's first-notice proposal was published on June 20, 2014, and the Board received comments from the IEPA and Schiff Hardin LLP. The second-notice proposal changes the proposed rules to a limited extent as they relate to filing requirements for copyrighted documents proposed for incorporation by reference in a rulemaking, and to timing and documentation of e-mail service. The second-notice proposal also made limited clarifying changes and technical corrections but largely adopted the first-notice proposal for review by JCAR.

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.

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