

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

On March 20, 2014, the Board granted the Illinois Environmental Protection Agency's (IEPA) request to stay 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. With its proposed emergency rules, IEPA sought to require 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.

The Board, on January 23, 2014, declined to adopt an emergency rule; however the Board agreed to proceed with the proposal as a general rulemaking. On February 20, 2014, the IEPA filed a motion asking that the proceeding be stayed. The Board received no responses to IEPA's motion.

The Board stayed the proceedings until June 23, 2014, at which time the IEPA must provide a status report to the Board and may request an additional stay.

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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