

R15-5, Definition of VOM Update, USEPA Amendments (January 1, 2014 through June 30, 2014)

On March 5, 2015, the Illinois Pollution Control Board adopted amendments to Illinois air pollution regulations that are “identical in substance” (IIS) to exemptions to the federal definition of volatile organic material (VOM) adopted by USEPA. This rulemaking updates the definition of VOM to include the single new exclusion that USEPA adopted in the first half of 2014, which was of 2-amino-2-methyl-1-propanol (AMP). AMP is used in pigments, metalworking fluids, food contact paper, and personal care products, and as a chemical intermediate.

During the comment period, the Board received one comment, from the American Coatings Association (ACA), urging the Board to adopt the exemption of AMP. The ACA further requested that the Board speed the incorporation of future exemptions into the Illinois regulations by a direct reference to the USEPA definition of VOM. The Board declined to follow this suggestion, explaining that the Administrative Procedure Act does not allow an incorporation that would have the effect sought by ACA. Rather, IIS rulemaking procedure is the most rapid procedure for incorporation of future USEPA actions into the Illinois regulations.

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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