

## **Board Adopts Second-Notice Opinion and Order for Proposal Streamlining Illinois' Rules for Gasoline Volatility**

The Board, on November 1, 2012, proposed for second-notice review by the Joint Committee on Administrative Rules rules based on a rulemaking proposal filed on April 2, 2012, by the Illinois Environmental Protection Agency (IEPA), and docketed as In the Matter of: Gasoline Volatility Standards and Motor Vehicle Refinishing, Proposed Amendments to 35 Ill. Adm. Code Parts 211, 215, 218, and 219, (R12-24). No substantive changes have been made to the first notice proposed rules, published at 36 Ill. Reg. 6913 (May 19, 2012).

The proposal would repeal the state's gasoline volatility standards in ozone attainment areas, as well as in the Chicago and Metro-East non-attainment areas (respectively, 35 Ill. Adm. Code 215.585 and 35 Ill. Adm. Code 219.585). All of these standards have "essentially been superseded by Illinois' participation in the Federal reformulated gasoline (RFG) program." Various clean-up amendments are also proposed, as necessitated by the proposed repeal.

The proposal would also impact motor vehicle refinishing operations by allowing alternative use, in spray coating applications, of a High Volume Low Pressure (HVLV) spray gun for which USEPA has given written approval. It would also repeal a state registration program that overlaps with the existing federal program.

The Board held two hearings in this rulemaking. No public comments were received during or after the first notice period.

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 Section 6 of the Freedom of Information Act [5 ILCS 140/6].

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