

**IDENTICAL-IN-SUBSTANCE RULEMAKING ADDENDUM
TO THE SEPTEMBER 17, 2020 OPINION AND ORDER OF THE BOARD**

R21-1: NAAQS Update (January 1, 2020 through June 30, 2020)

The tables included in this addendum supplement the Board’s September 17, 2020 opinion and order proposing amendments in the above-cited identical-in-substance rulemaking.

Table 1:
Deviation from the Text of USEPA’s Actions

35 Ill. Adm. Code 243.108, USEPA, National Exposure Research Laboratory, “List of Designated Reference and Equivalent Methods”; based on the USEPA actions of February 3, 2020 and May 7, 2020 and the June 15, 2020 update to the *List of Designated Reference and Equivalent Methods*

Updated the version of the *List* incorporated by reference to the latest version available.

Table 2:
Board Housekeeping Amendments

35 Ill. Adm. Code 243.101, “exceptional event” Board note (Board): Changed “which do directly cause emissions” to “that do directly cause emissions” for a restrictive relative clause.

35 Ill. Adm. Code 243.101, “federal equivalent method” Board note (Board): Changed “which is included in the List of Designated Methods” to “that is included in the List of Designated Methods” for a restrictive relative clause.

35 Ill. Adm. Code 243.101, “federal land manager” Board note (Board): Removed the unnecessary date from the *Code of Federal Regulations* citation in the derivation statement (twice).

35 Ill. Adm. Code 243.101, “federal reference method” Board note (Board): Changed “which is included in the List of Designated Methods” to “that is included in the List of Designated Methods” for a restrictive relative clause.

35 Ill. Adm. Code 243.101, “USEPA” Board note (Board): Changed “where action by USEPA is clearly contemplated” to “if action by USEPA is clearly contemplated” for a conditional statement.

35 Ill. Adm. Code 243.102(a) (Board): Changed “pursuant to 415 ILCS 5/7.2 and 10(H)” to “under Sections 7.2 and 10(H) of the Act” for a restrictive relative clause.

35 Ill. Adm. Code 243.102 Board note (Board): Removed the unnecessary date from the *Code of Federal Regulations* citation in the derivation statement.

35 Ill. Adm. Code 243.105(a) (Board): Changed “which is not reasonably controllable” to “that is not reasonably controllable” for a restrictive relative clause.

35 Ill. Adm. Code 243.105 Board note (Board): Removed the unnecessary date from the *Code of Federal Regulations* citation in the derivation statement.

35 Ill. Adm. Code 243.107 (Board): Corrected the temperature format “25° C” to “25 °C.”

35 Ill. Adm. Code 243.107 Board note (Board): Removed the unnecessary date from the *Code of Federal Regulations* citation in the derivation statement.

35 Ill. Adm. Code 243.108, Government Printing Office (Board): Updated and revised the contact information “732 Capitol Street NW, Washington, DC 20401 (telephone: 202-512-1800 or 866-512-1800; website: www.gpo.gov)” to “Washington, DC 20401, 202-783-3238, www.govinfo.gov/,” removing the street address and updating the phone number and Internet address.

35 Ill. Adm. Code 243.108, appendix A-1 to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.

35 Ill. Adm. Code 243.108, appendix A-2 to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.

35 Ill. Adm. Code 243.108, appendix B to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.

35 Ill. Adm. Code 243.108, appendix C to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.

35 Ill. Adm. Code 243.108, appendix D to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.

35 Ill. Adm. Code 243.108, appendix F to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.

35 Ill. Adm. Code 243.108, appendix G to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.

35 Ill. Adm. Code 243.108, appendix H to 40 CFR 50 (Board): Removed the incorporation by reference of a *Code of Federal Regulations* citation not cited in any rule.

Note: Corresponding appendix H to 40 C.F.R. 50 is used for compliance with the 1979 primary and secondary one-hour NAAQS for ozone in 40 C.F.R. § 50.9. Similarly, appendix I to 40 C.F.R. 50 is used for compliance with the 1997 primary and secondary eight-hour NAAQS for ozone in 40 C.F.R. § 50.10. When the Board adopted the initial IIS NAAQS rules, the Board incorporated appendices H and I by reference, adopted the 1997 eight-hour NAAQS, but did not adopt the 1997 one-hour NAAQS. Although proposed, on final adoption, the Board concluded that the 1997 one-hour NAAQS no longer applied within Illinois. National Ambient Air Quality Standards, USEPA Regulations (through December 31, 2012), R13-11 (July 25, 2013), slip op. at 48-49. The Board later removed the 1997 eight-hour NAAQS because it was revoked as to all areas in Illinois. National Ambient Air Quality Standards, USEPA Amendments (January 1, 2015 through June 30, 2015, August 26, 2015, October 26, 2015, November 19, 2015, December 18, 2015), R16-2 (Mar. 3, 2016), slip op. at 7. The Board did not remove appendices H and I although they no longer supported an applicable NAAQS.

35 Ill. Adm. Code 243.108, appendix I to 40 CFR 50 (Board): Removed the incorporation by reference of a *Code of Federal Regulations* citation not cited in any rule.

Note: See the above entry.

- 35 Ill. Adm. Code 243.108, appendix J to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, appendix K to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, appendix L to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, appendix N to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, appendix O to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, appendix P to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, appendix Q to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, appendix R to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, appendix S to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, appendix T to 40 CFR 50 (Board): Updated the *Code of Federal Regulations* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, appendix U to 40 CFR 50 (Board): Updated the *Code* citation to the latest version available.
- 35 Ill. Adm. Code 243.108, Clean Air Act (Board): Corrected “<http://www.gpo.gov/fdsys/>” to “referenced in Section 243.101.”
- 35 Ill. Adm. Code 243.108 Board note (Board): Updated “referenced in Section 243.102” to “www.govinfo.gov/.”