

Board Announces Proposed Rules for 90-Day Comment Period in CCR Sub-Docket

In its rulemaking addressing coal combustion residual (CCR) surface impoundments, the Board opened a sub-docket to explore four separate issues in more detail:

- Historic, unconsolidated coal ash fill in the State
- The use of temporary storage piles of coal ash, including time and volume limits
- Fugitive dust monitoring plans for areas neighboring CCR surface impoundments
- The use of environmental justice screening tools

The Board solicited public comment on the four issues and received fourteen comments. One comment provided substantial information and proposed rule text on each of the four sub-docket issues. It was filed jointly by the Environmental Law & Policy Center, Little Village Environmental Justice Organization, Prairie Rivers Network, and Sierra Club (collectively Environmental Groups)

On March 3, 2022, the Board issued an order that presented the Environmental Groups' proposed rule text for a 90-day public comment period, closing June 3, 2022. The Board made no comment on the substance of the Environmental Groups' proposed rules. At the close of the public comment period, the Board will reexamine the issues and determine whether to proceed to hearing.

The rulemaking sub-docket is captioned Standards for the Disposal of Coal Combustion Residuals in Surface Impoundments: Proposed New 35 Ill. Adm. Code 845, R20-19(A). Here is a link to [docket R20-19](#), the original rulemaking in which the Board adopted new Part 845 on CCR surface impoundments (35 Ill. Adm. Code 845, eff. April 21, 2021). The Board incorporated the materials from that docket into this sub-docket. Here is a link to [sub-docket R20-19\(A\)](#), where you can view the Board's March 3, 2022 order. For more information, please contact Vanessa Horton at 312-814-5053 or vanessa.horton@illinois.gov.