ILLINOIS POLLUTION CONTROL BOARD
February 19, 1998

IN THE MATTER OF:)
)
SAFE DRINKING WATER ACT   )   R98-18
UPDATE, USEPA REGULATIONS   )   (Identical-in-Substance)
(July 1, 1997, through December 31, 1997))   (Public Water Supplies Rules)

Proposed Rule. Dismissal Order.

ORDER OF THE BOARD (by R.C. Flemal):

      Pursuant to Section 17.5 of the Environmental Protection Act (Act), the Board would normally propose amendments to Illinois regulations that are "identical-in-substance"[1] to drinking water rules adopted by the U.S. Environmental Protection Agency (USEPA) pursuant to Sections 1412(b), 1414(c), 1417(a), and 1445(a) of the Safe Drinking Water Act (P.L. 93-523), as amended (SDWA). The Board reserved this docket to incorporate into Illinois law those USEPA amendments made during the period from July 1, 1997, through December 31, 1997.
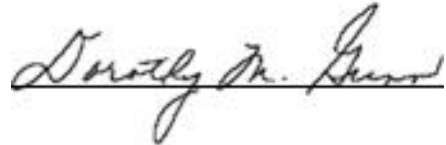
      However, during the specified update period, USEPA did not amend its 40 CFR 141 through 143 SDWA regulations in any way that would require Board action. Further, although on September 15, 1997, (62 Fed. Reg. 48394) USEPA amended its Method 1613, as codified at 40 CFR 136, appendix A, those amendments would not serve as the appropriate basis for Board action in this docket. Method 1613 is incorporated by reference at 35 Ill. Adm. Code 611.102. It is also used under Section 611.647 to test dibenzo-p-dioxins and dibenzofurans in drinking water. However, the version of Method 1613 incorporated by reference into the Illinois SDWA rules is available from the National Technical Information Service; only appendices B and C of 40 CFR 136 are incorporated by reference at Section 611.102.

      For the foregoing reason, the Board hereby dismisses this proceeding.

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[1] The term "identical-in-substance" is defined at Section 7.2 of the Act.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above order was adopted on the 19th day of February 1998, by a vote of 6-0.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board