

ILLINOIS POLLUTION CONTROL BOARD
July 7, 2023

IN THE MATTER OF:)
)
NATIONAL AMBIENT AIR QUALITY) R23-15
STANDARDS (NAAQS), USEPA) (Identical-in-Substance Rulemaking - Air)
AMENDMENTS (July 1, 2022, through)
December 31, 2022))

NOTICE OF HEARING

DATE, TIME, AND LOCATIONS:

HEARING: August 17, 2023 at 11:30 a.m.

BY VIDEOCONFERENCE BETWEEN

James R. Thompson Center
100 West Randolph Street, Room 16-504
Chicago

and

Illinois Environmental Protection Agency Building
Illinois Pollution Control Board Hearing Room, Room 1244N, First Floor
1021 North Grand Avenue East
Springfield

ATTENDING BOARD MEMBER:

Barbara Flynn Currie

HEARING OFFICER:

Vanessa Horton

HEARING OFFICER ORDER

The following briefly describes the subjects and issues involved in this rulemaking. A comprehensive description is contained in the Board's opinion and order of July 6, 2023, proposing amendments in docket R23-15 for public comment, which opinion and order is available from the address below. As is explained in that opinion, the Board will receive public comment on the proposed amendment for 45 days from the date it appears in the Illinois Register before proceeding to adopt amendment based on this proposal.

The docket R23-15 proceeding relates to the Illinois ambient air quality requirements in 35 Ill. Adm. Code 243 of the Illinois air pollution control rules. This amendment would update the Illinois ambient air quality requirements to correspond with amendments to the federal National Ambient Air Quality Standards (NAAQSs) that the United States Environmental Protection Agency (USEPA) adopted during the second half of 2022.

The Federal NAAQS are codified at 40 C.F.R. 50. During this period, USEPA amended implementation of its NAAQSs as follows:

October 7, 2022 (87 Fed. Reg. 60918)

USEPA redesignated the Chicago area as moderate nonattainment under the 2015 eight-hour ozone NAAQS. USEPA's action does not require the Board to act, however, the Board notes this taken by USEPA.

October 28, 2022 (87 Fed. Reg. 65203)

USEPA updated its *List of Designated Reference and Equivalent Methods* (List) on October 28, 2022. USEPA's update modified existing method designations and designated a new Federal Equivalent Method (FEM) for fine particulate matter (PM_{2.5}) in ambient air. USEPA updated its *List of Designated Reference and Equivalent Methods* on December 15, 2022. The Board's rules incorporate the December 15, 2021, version of the List by reference. Updating the incorporation by reference to the December 15, 2022 version will incorporate the October 28, 2022 amendment noticed in the Federal Register. The Board will propose for public comment that update.

Section 10(H) of the Environmental Protection Act [415 ILCS 5/10(H)] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference docket R23-15 and be addressed to:

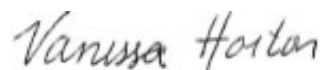
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60 East Van Buren Street, Suite 630
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The Board will conduct one public hearing on the proposed amendment because it will ultimately result in submission to the United States Environmental Protection Agency of an amendment to the state implementation plan (SIP). Section 110(a)(2) of the Federal Clean Air Act (42 U.S.C. §7410(a)(2) (2018)) requires reasonable notice and hearing before a state undertakes an amendment to the SIP. The public hearing will occur by videoconference at the time and location described above.

Request copies of the Board's opinion and order at 312-814-3620 or download a copy from the Board's Website at <http://www.pcb.illinois.gov>.

If adopted by the Board, the Illinois EPA will submit the proposed amendments to 35 Ill. Adm. Code Parts 243.108 to the United States Environmental Protection Agency ("USEPA") for review and approval as a revision to Illinois' SIP. The revisions submitted to USEPA include incorporation of the new *List of Designated Reference and Equivalent Methods*. This notice is intended to satisfy the requirements of Clean Air Act Section 110(1), 42 U.S.C. § 7410(1) (public notice for SIP revisions).

IT IS SO ORDERED.



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