

ILLINOIS POLLUTION CONTROL BOARD
February 20, 2025

IN THE MATTER OF:)
)
AMENDMENTS TO THE BOARD’S) R25-20
ADMINISTRATIVE RULES:) (Rulemaking – Procedural)
2 ILL. ADM. CODE 2175)

Adopted Rule. Final Notice.

OPINION AND ORDER OF THE BOARD (by B.F. Currie):

The Board today adopts amendments to its administrative rules at 2 Ill. Adm. Code 2175. “These rules generally explain what the Board is, how the Board is organized and operates, and how the public can get information from the Board. These rules do not explain the Board’s procedural requirements for processing rulemakings, adjudicatory cases, and other proceedings.” 2 Ill. Adm. Code 2175.100.

Under Section 5-15(a) of the Illinois Administrative Procedure Act (APA), the Board must maintain as rules information including “[t]he current procedures by which the public can obtain information or make submissions or requests on subjects, programs, and activities of the agency.” 5 ILCS 100/5-15(a)(2) (2022). These rules may be amended “by filing a certified copy with the Secretary of State under subsections (a) and (b) of Section 5-65 and may become effective immediately.” 5 ILCS 100/5-15(b) (2022).

Today the Board amends its administrative rules simply to update the address of the Board’s Springfield office at 2 Ill. Adm. Code 2175.115(c). This address forms an important part of procedures through which the public can obtain information, make submissions in pending cases and rulemakings, and obtain information about the Board. *See* 5 ILCS 100/5-15(a) (2022). This updated address is a particularly important part of these procedures because the Board intends to hold regular open meetings and many of its adjudicatory and rulemaking hearings there.

In an order on May 26, 2022, the Board cited Section 5-15(b) of the APA to amend its administrative rules with revisions including an updated address of its Chicago office. The Board’s order noted that a rule adopted for this purpose is effective upon filing with the Secretary of State. Amendments to the Board’s Administrative Rules: 2 Ill. Adm. Code 2175, R 22-20 (May 26, 2022); *see* 46 Ill. Reg. 9973 (June 10, 2022). Under Section 5-65(a) of the APA, whenever an agency files an amended rule with the Secretary of State, the Secretary must send a certified copy of the amended rule to the Joint Committee on Administrative Rules “within 3 working days after it is filed.” 5 ILCS 100/5-65(a) (2022). The Board’s record of rulemaking R22-20 does not include any comment from any entity regarding the Board’s amendment to its administrative rules or the Board’s reliance on Section 5-15 to accomplish it.

The Board directs the Clerk of the Board to file the amended administrative rules with the Secretary of State for publication in the *Illinois Register*. The final rules are attached to this opinion.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above opinion and order on February 20, 2025, by a vote of 5-0.

A handwritten signature in cursive script that reads "Don A. Brown". The signature is written in black ink and is positioned above a horizontal line.

Don A. Brown, Clerk
Illinois Pollution Control Board

TITLE 2: GOVERNMENTAL ORGANIZATION
 SUBTITLE E: MISCELLANEOUS STATE AGENCIES
 CHAPTER XXVIII: POLLUTION CONTROL BOARD

PART 2175
 ORGANIZATION, PUBLIC INFORMATION, AND TYPES OF PROCEEDINGS

SUBPART A: INTRODUCTION AND ORGANIZATION

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2175.100	Summary and Purpose
2175.105	Board Membership
2175.110	Organization and Supervisory Relationships
2175.115	Location of Offices and Access
2175.120	Board Meetings
2175.125	Public Notice of Open Board Meetings and Closed Deliberative Sessions
2175.130	Agenda of Open Board Meetings and Closed Deliberative Sessions
2175.135	Minutes of Open Board Meetings; Minutes and Verbatim Record of Closed Deliberative Sessions
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SUBPART B: FEES AND FORMS OF PAYMENT

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2175.205	Copying Fees
2175.210	Copying Procedures
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SUBPART C: PUBLIC INFORMATION

Section	
2175.300	Files Open to Reasonable Public Inspection
2175.305	Publications
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SUBPART D: ACCESS TO BOARD RULES

Section	
2175.400	Access to Board Rules in the Illinois Administrative Code

SUBPART E: RULEMAKING

Section	
2175.500	Proposals
2175.505	Hearing
2175.510	First Notice
2175.515	Second Notice
2175.520	Adopted Rules
2175.525	Emergency Rules
2175.530	Peremptory Rules
2175.535	Rules Identical-In-Substance to Federal Regulations
2175.540	Federally Required Rules
2175.545	Generally Applicable Rules and Site-Specific Rules
2175.550	Clean Air Act Fast-Track Rulemaking
2175.555	Updating Incorporations By Reference

SUBPART F: ADJUDICATORY PROCEEDINGS

Section	
2175.600	Adjudicatory Proceedings

SUBPART G: EMERGENCY PROCEDURES

2175.700	Emergency Procedures
2175.710	Emergency Procedures For Hearings

SUBPART H: TIME LIMITED WATER QUALITY STANDARDS

2175.800	Time Limited Water Quality Standards
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2175.APPENDIX A: Organizational Chart

AUTHORITY: Implementing Section 5-15 of the Illinois Administrative Procedure Act [5 ILCS 100/5-15] and authorized by Section 5 of the Environmental Protection Act [415 ILCS 5/5].

SOURCE: Administrative rules adopted at 3 Ill. Reg. 23, p. 96, effective May 29, 1983; repealed by operation of law effective October 1, 1984; new rules adopted at 9 Ill. Reg. 107, effective December 21, 1984; old Part repealed at 20 Ill. Reg. 4796 and new Part adopted at 20 Ill. Reg. 4798, effective March 5, 1996; amended in R04-9 at 30 Ill. Reg. 14990, effective August 29, 2006; amended in R11-21 at 35 Ill. Reg. 4549, effective March 4, 2011; amended in R15-10 at 38 Ill. Reg. 22834, effective November 24, 2014; amended in R21-17, at 44 Ill. Reg. 14166, effective August 21, 2020; amended in R22-20, at 46 Ill. Reg. 9973, effective May 26, 2022; amended in R25-19 at 48 Ill. Reg. 15643, effective September 18, 2024; amended in R25-20 at 49 Ill. Reg. _____, effective _____.

Section 2175.115 Location of Offices

- a) The Board maintains two central offices, one in Chicago and one in Springfield.
- b) The Clerk's Office is located in the Chicago office. The address and general telephone number of the Chicago office is:

Illinois Pollution Control Board
60 E. Van Buren St.
Suite 630
Chicago, Illinois 60605
(312)-814-3620
(312) 814-3669 (Fax)

- c) The address and general telephone number of the Springfield office is:

Illinois Pollution Control Board
2520 West Iles Avenue
Springfield, Illinois 62704
(217)-524-8500
(217) 524-8508 (Fax)

- d) Instructions for Accessing the Board's Chicago Office

- 1) The Board's Chicago office is located in a private, non-government building. For ease of access, visitors may pre-register by emailing or calling the Board's offices, a member of the Board's staff, a hearing officer, or the Clerk's Office in advance of their visit.
- 2) Visitors should enter the building at 333 South Wabash.
- 3) Visitors who do not pre-register must contact the Board's offices, a member of the Board's staff, a hearing officer, or the Clerk's Office to register when they arrive at the building.
- 4) Once visitors arrive and are registered, they must check in with the CHA building security desk to receive an access card which grants entry to the elevators.
- 5) If a member of the public does not wish to register but wishes to conduct business with the Board in person, they may contact the Board's office to arrange to have a member of the Board staff meet the member of the public in the lobby of the building for assistance.

(Source: Amended at 49 Ill. Reg. _____, effective _____)