



OFFICE OF THE SECRETARY OF STATE

ALEXI GIANNOULIAS • Secretary of State

May 21, 2026

POLLUTION CONTROL BOARD
DON BROWN
100 W RANDOLPH ST
STE 11-500
CHICAGO, IL 60601

Dear DON BROWN

Your rules Listed below met our codification standards and have been published in Volume 50, Issue 21 of the Illinois Register, dated 5/22/2026.

PROPOSED RULES

Design and Operation of Facilities

35 Ill. Adm. Code 1422

7317

Point of Contact: Shannon Bilbruck

If you have any questions, you may contact the Administrative Code Division at (217) 782 - 7017.

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NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Design and Operation of Facilities
- 2) Code Citation: 35 Ill. Adm. Code 1422
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1422.105	Amendment
1422.106	Amendment
1422.122	Amendment
1422.123	Amendment
1422.125	Amendment
1422.127	Amendment
1422.APPENDIX A	Amendment
1422.TABLE B	Amendment
- 4) Statutory Authority: Implementing Section 56.2 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/56.2 and 27].
- 5) A Complete Description of the Subjects and Issues Involved: This proposal amends 35 Ill. Adm. Code 1422 to add Bacillus atrophaeus as an indicator microorganism for efficacy testing of low-pressure tissue digester systems. The proposal also updates “Bacillus stearothermophilus” to the current nomenclature of “Geobacillus stearothermophilus”. Additional amendments include other changes to promote consistency and clarity.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Do these proposed amendments contain incorporations by reference? No
- 10) Are there any proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objectives: This proposed amendment does not create or enlarge a state mandate as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3].

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- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: The Board will accept written public comments on this proposal for a period of at least 45 days after the date of publication in the Illinois Register. Public comments should refer to Docket R25-24 and be filed electronically through the Clerk's Office On-Line (COOL) on the Board's website at <https://pcb.illinois.gov/>. Public comments may be addressed to:

Clerk's Office
Illinois Pollution Control Board
60 East Van Buren Street, Suite 630
Chicago, IL 60605

312-814-3461
don.brown@illinois.gov

Interested persons may download copies of the Board's opinions and orders in R25-24 from the Board's Web site at <https://pcb.illinois.gov/> and may also request copies by calling the Clerk's office at 312-814-3620.

- 13) Initial Regulatory Flexibility Analysis:
- A) Description of the type of small businesses, not for profit corporations, or small municipalities subject to the proposed amendment: None
 - B) Description of the proposed reporting, bookkeeping and other procedures required for compliance with the amendment: None
 - C) Description of the types of professional skills necessary for compliance: None
- 14) Small Business Economic Impact Analysis: The Board does not expect that the proposed rules will impact small business. Adding *Bacillus atrophaeus* as an additional indicator microorganism could increase in-state non-incineration treatment technologies resulting in more capacity and lower cost. Additionally, *Bacillus atrophaeus* does not require further equipment or specialized training to be utilized effectively.
- 15) Regulatory Agenda on which this rulemaking was summarized: This rule was not included on either of the two most recent agendas.
- 16) Any other information or justification for the proposed amendment that the agency

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believes would be helpful to the public regarding the proposed amendment. For example, a discussion or analysis of the benefits the proposed amendment is projected to have on the Illinois public, consumers, investors or other similar groups. See (5).

The full text of the proposed amendments begins on the next page: