

POLLUTION CONTROL BOARD

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].
- 12) Time, Place, and Manner in which interested persons may comment on this proposed

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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 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

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the Illinois public, consumers, investors or other similar groups. See (5).

The full text of the Proposed Amendments begins on the next page: