

**From:** [McGill, Richard](#)  
**To:** [Brown, Don](#)  
**Cc:** [Tipsord, Marie](#); [Bilbruck, Shannon O.](#)  
**Subject:** FW: Vol. 50 Issue 28: PCB 2 Ill. Adm. Code 2175  
**Date:** Wednesday, July 8, 2026 11:20:23 AM  
**Attachments:** [2-2175NT-P \(highlights\).pdf](#)  
[2-2175RG-P Agency.docx](#)  
[image001.png](#)

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Good morning, Mr. Clerk,

Please docket this JCAR email, including its attachments, as a public comment in R26-18.

Thank you.

Richard R. McGill, Jr.  
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Illinois Pollution Control Board  
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**From:** Schultz, Kimberly A. <KimberlyS@ilga.gov>  
**Sent:** Wednesday, July 8, 2026 9:27 AM  
**To:** Brown, Don <Don.Brown@illinois.gov>; McGill, Richard <Richard.McGill@illinois.gov>  
**Cc:** Shipley, Melissa A. <MelissaS@ilga.gov>; Rivas, Tobias <TobiasR@ilga.gov>  
**Subject:** [External] Vol. 50 Issue 28: PCB 2 Ill. Adm. Code 2175

Good Morning –

It appears the Board may have filed an incorrect notice page for the proposed amendments to 2 Ill. Adm. Code 2175. Item 5 in the Notice of Proposed Amendment (“NT-P” attached) explains amendments to Section 101.302; however Section 101.302 is not included in the rulemaking (“RG-P” also attached). If this is an error, would the Board like to file a replacement notice page or register pages with the Secretary of State to correct this text before publication? If so, can that be completed today?

The Board could also file a [notice of corrections to notice only](#) after publication if filing replacement pages cannot be completed in short order. I am happy to speak by phone if that would be helpful.

Thanks very much,  
Kim

Kim Schultz

Executive Director  
Joint Committee on Administrative Rules  
217-785-2254

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

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POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Organization, Public Information, and Types of Proceedings
- 2) Code Citation: 2 Ill. Adm. Code 2175
- 3) Section Number: **2175.200**                      Proposed Action:  
Repealed
- 4) Statutory Authority: Implementing Section 5-15 of the Illinois Administrative Procedure Act [5 ILCS 100/5-15] and authorized by Section 5 of the Illinois Environmental Protection Act [415 ILCS 5/5].
- 5) A Complete Description of the Subjects and Issues Involved: Due to a statutory change, the Board proceeds to first notice by amending **Section 101.302** and repealing Section 2175.200. Specifically, the Board revises **Section 101.302(e)** to include new filing fees, as well as the statutory framework for the annual updating of those filing fees. The Board commits to providing the updated fees on its website at pcb.illinois.gov and in the Board's quarterly publication of the *Environmental Register*. The Board further corrects the Clerk's address and corrects a typographical error. Additionally, the Board is repealing Section 2175.200 as the language is redundant and unnecessary given the rule language in Part 101.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: No
- 7) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this proposed rulemaking contain incorporations by reference? No
- 10) Are there any proposed rulemakings to this Part pending? No
- 11) Statement of Statewide Policy Objectives: These proposed amendments do 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 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 R26-18 and be filed electronically through the Clerk's

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POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

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 E. Van Buren, Suite 630  
Chicago, IL 60605

312-814-3621  
[don.brown@illinois.gov](mailto:don.brown@illinois.gov)

Interested persons may download copies of the Board's opinions and orders in R26-18 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 business, not for profit corporations or small municipalities subject to the proposed amendment: None as the Board is merely repealing language regarding filing fees.
- B) Description of the proposed reporting, bookkeeping and other procedures required for compliance with the proposed amendment: None
- C) Description of the types of professional skills necessary for compliance: None

14) Small Business Economic Impact Analysis:

Determine whether the rulemaking has an adverse impact on small business (fewer than 50 full-time employees or less than \$4,000,000 in gross annual sales). An adverse impact is one that can be reasonably foreseen on small businesses including, but not limited to, a loss of customers, loss of revenue, or increased business expenses. If the proposed amendment has an adverse impact on small business, the agency must provide an economic impact analysis including:

- A) Types of businesses subject to the proposed amendment (Check all that apply):  
None
- B) Estimated number of small business subject to the proposed amendment:  
Unknown

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POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

- C) Categories that the agency reasonably believes the rulemaking will impact, including (Check all that apply):
- ii. regulatory requirements;
  - v. licensing fees;
  - vii. training requirements;
  - viii. record keeping;
- D) Projected reporting, recordkeeping and other administrative costs for compliance with the proposed amendment: None
- E) Type of professional skills necessary for preparation of any report or record required for compliance with the proposed amendment. None
- F) Statement of the probable positive or negative economic effect on small business: None
- G) Description of any less intrusive or costly alternative methods of achieving the purposes of the proposed amendment: None
- 15) Regulatory Agenda on which this rulemaking was summarized: This rule was not included on either of the two most recent agendas as it is implementing a new statutory provision effective July 1, 2026.
- 16) Any other information or justification for the proposed rule or amendment that the agency believes would be helpful to the public regarding the proposed rule or amendment. For example, a discussion or analysis of the benefits of the proposed rule or amendment is projected to have on the Illinois public, consumers, investors or other similar groups. See 5.

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

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POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

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

Section

- 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
- 2175.140 Accessibility of Open Board Meetings and Hearings

SUBPART B: FEES AND FORMS OF PAYMENT

Section

- 2175.200 Filing Fees (Repealed)
- 2175.205 Copying Fees
- 2175.210 Copying Procedures
- 2175.215 Forms of Payment
- 2175.220 Other Fees/Costs

SUBPART C: PUBLIC INFORMATION

Section

- 2175.300 Files Open to Reasonable Public Inspection
- 2175.305 Publications
- 2175.310 Board Website
- 2175.315 Documents Available from the Clerk's Office
- 2175.320 Requests For Information

SUBPART D: ACCESS TO BOARD RULES

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POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

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

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,

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POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

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. 3109, effective February 28, 2025; amended in R26-18 at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

SUBPART B: FEES AND FORMS OF PAYMENT

**Section 2175.200 Filing Fees (Repealed)**

(Source: Repealed at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)