Illinois Department of Commerce & Economic Opportunity
OFFICE OF ENTREPRENEURSHIP, INNOVATION & TECHNOLOGY
JB Pritzker, Governor

TO: Kim Schultz, Executive Director
Joint Committee on Administrative Rules

FROM: Jonathan Eastvold
Office of Small Business Regulatory Flexibility

DATE: September 1, 2026

RE: Pollution Control Board – Primary Drinking Water Standards (35 Ill. Adm. Code 611; 50 Ill. Reg. 12164; 8/21/26)

In response to the JCAR request for a Small Business Impact Analysis on the above-mentioned rulemaking, we submit the following:

To quote the *Flinn Report*:

"The Pollution Control Board proposed amendments to Primary Drinking Water Standards (35 IAC 611; 50 Ill Reg 12164) that align the Part with federal National Primary Drinking Water Regulations adopted during calendar year 2024 and make technical corrections."

The applicable PCB subdocket is R25-1(A), which was created in response to a USEPA request that the rules be updated to reflect historical changes to the corresponding federal regulations that had not been adequately reflected in State rules but were required to make the State rules identical-in-substance. A detailed account of the changes made can be found in the Board's August 6, 2026 order regarding the subdocket, starting on page 4. The parent docket, R25-1, dealt narrowly with identical-in-substance changes made in response to federal updates adopted between January 1 and June 30, 2024.

Impact on Small Businesses

This is an identical-in-substance rulemaking under Sec. 1-5(c) of the IAPA. As such, Sec. 5-30 of the IAPA exempts it from small business analysis requirements. These amendments cannot impose any economic impact on small businesses beyond the effects of the corresponding federal regulations which Illinois is required to reflect.

If you have any questions, please contact me at Jonathan.Eastvold@illinois.gov.

cc: Don Brown, PCB (Don.Brown@illinois.gov)