

ILLINOIS POLLUTION CONTROL BOARD
February 23, 1995

IN THE MATTER OF:)
)
EMERGENCY RULE AMENDING 7.2 psi) R95-10
REID VAPOR PRESSURE REQUIREMENT) (Rulemaking - Air)
IN THE METRO-EAST AREA,)
35 ILL. ADM. CODE 219.585(a))

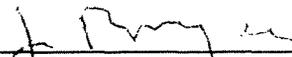
ADOPTED EMERGENCY RULE. DISSENTING OPINION.

DISSENTING OPINION (by J. Theodore Meyer):

I dissent from the Board's adopting of the Emergency Rule Amending 7.2 psi Reid vapor pressure requirement in the metro-east area 35 Ill. Adm. Code 219.585(a).

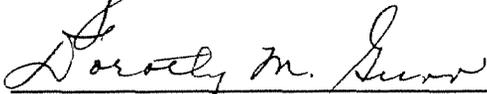
I believe R95-10 does not merit emergency status. There is a danger created when classifying a rulemaking as an emergency based on economic hardship. The purpose of emergency rule makings is not to outset economic hardship to business, but to protect public interest, welfare, and safety. Today's rulemaking does not meet the statutory requisites of an emergency rulemaking.

For these reasons, I dissent.



J. Theodore Meyer
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above dissenting opinion was filed on the 27th day of February, 1995.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board