

ILLINOIS POLLUTION CONTROL BOARD
April 22, 1993

IN THE MATTER OF:)
)
RCRA UPDATE, USEPA REGULATIONS) R93-4
(7/1/92 thru 12/31/92)) (Identical in Substance
Rules)

EXTENSION OF TIME

ORDER OF THE BOARD (by J. Anderson):

Section 22.4(a) of the Environmental Protection Act (Act) requires the Board to adopt regulations which are identical in substance to federal regulations promulgated by the USEPA to implement the Federal Resource Conservation and Recovery Act. Section 7.2(b) of the Act requires that identical in substance rulemakings be completed within one year after the first USEPA action in any six month batch period. If the Board is unable to do so, it must find that an "extension of time" is necessary, give the reasons why the one year period is insufficient for completion of the rulemaking, publish the finding and reasons in the Illinois Register, and specify a date when the Board anticipates completion of the rulemaking.

The first USEPA rulemaking in this batch period was July 1, 1992. Pursuant to the Act, the Board's rulemaking is therefore due by July 1, 1993. For the following reasons, the Board hereby finds that an extension of time is needed, with October 7, 1993 the anticipated completion date.

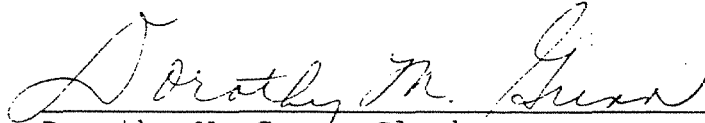
Because of certain regulatory overlaps, the delayed promulgation of the predecessor R92-10 RCRA update rulemaking delayed the start-up of this R93-4 rulemaking. Also, the federal provisions which this rulemaking addresses contain special complexities; for example, they address changed requirements for used and waste oil, including altered permit requirements. In the course of preparing these regulations as a proposal for public comment, we have become persuaded that we will have a special need for clarification of the federal language in some important areas, and that it would be prudent to allow sufficient pre-adoption time to so do.

Pursuant to Section 7.2(b) of the Act, this Order will be published expeditiously in the Illinois Register.

IT IS SO ORDERED.

0141-0359

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 22nd day of April, 1993 by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board