ILLINOIS POLLUTION CONTROL BOARD
December 19, 1991

IN THE MATTER OF:	)	
	)	
DIESEL VEHICLE EXHAUST	)	R90-20
OPACITY LIMITS	)	(Rulemaking)

PROPOSED RULE SECOND NOTICE

DISSENTING OPINION (by R.C. Flemal):

I respectfully dissent from the action taken today by the majority.

This matter has been vexing. Good intentions and otherwise viable concepts have repeatedly collided with the realities of authority and resources. The result is a rule that bears little resemblance to the rule upon which most of the record is focused. Moreover, there now has been raised reasonable question as to whether what remains is either sufficient or workable. (PC. 131 through 135). I believe that it is thereby unwise for the Board to proceed to second notice, and consequently to yield its ability to consider further substantive modification of the rule.

Ronald C. Flemal
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Dissenting Opinion was submitted on the 19th day of December, 1991.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board