

ILLINOIS POLLUTION CONTROL BOARD  
April 16, 1987

IN THE MATTER OF: )  
 )  
RCRA UPDATE, USEPA REGULATIONS ) R86-28  
(4-1-86 THROUGH 6-30-86) )

ORDER OF THE BOARD (by J. Anderson):

On February 5, 1987 the Board entered an Opinion and Order amending the RCRA rules to correspond with USEPA amendments during the period from April 1 through June 30, 1987. As indicated in that Opinion and Order, the Board withheld filing of the rules for approximately 30 days to allow for final review by the agencies involved in the authorization process. On March 5, 1987, the Board entered an Order correcting the text of the rules in response to a request from USEPA. The rules were filed and effective on March 24, 1987, and appeared at 11 Ill. Reg. 6017, April 3, 1987.

Since the rules were filed, the Board has learned of a typographical error in a portion of Section 724.245(d)(1) which was not the subject of the intended amendments. The base text did not correspond with the existing language of Section 724.245. Because the Board has already filed the rules, it will be necessary to now amend the text to restore the correct version. The Board therefore amends Section 724.245(d)(1) as follows:


- d) Post-closure letter of credit.
  - 1) An owner or operator may satisfy the requirements of this Section by obtaining an irrevocable standby letter of credit which conforms to the requirements of this paragraph and submitting the letter to the Agency. An owner or operator of a new facility shall submit the ~~items specified in subsection (f)(3)~~ letter of credit to the Agency at least 60 days before the date on which hazardous waste is first received for disposal. The letter of credit must be effective before this initial receipt of hazardous waste. The issuing institution shall be an entity which has the authority to issue letters of credit and whose letter-of-credit operations are regulated and examined by a Federal or State agency.

Because this action corrects a typographical error, the Board will file the amendments with the Administrative Code Unit without first publishing the proposal or allowing for public

comment.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 16<sup>th</sup> day of April, 1987, by a vote of 6-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board