

1 BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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5 IN THE MATTER OF:

6 HOSPITAL/MEDICAL/INFECTIOUS No. R99-10

7 WASTE INCINERATORS: (Rulemaking-Air)

8 ADOPTION OF 35 ILL. ADM CODE 229

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12 Proceedings held on February 3, 1999 at 3:00 p.m.,

13 at the Illinois Pollution Control Board, 600 South

14 Second Street, Suite 402, Springfield, Illinois,

15 before the Honorable Catherine F. Glenn, Hearing

16 Officer.

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4 Board Member Kathleen M. Hennessey

5 Board Member Marili McFawn

6 Board Member Elena Z. Kezelis

7

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1            P R O C E E D I N G S

2            (February 3, 1999; 3:00 p.m.)

3    HEARING OFFICER GLENN: Good afternoon. My name  
4 is Catherine Glenn. I am the Hearing Officer in this  
5 proceeding. I would like to welcome all of you here  
6 to this hearing held by the Illinois Pollution Control  
7 Board, in the matter of Hospital/Medical/Infectious  
8 Waste incinerators, Adoption of 35 Illinois  
9 Administrative Code 229.

10    Present today on behalf of the Board and seated to  
11 my left is Dr. Ronald Flemal, the Board Member  
12 coordinating this rulemaking.

13    To the left of Dr. Flemal is Board Member Marili  
14 McFawn.

15    To my immediate right is Board Member Elena  
16 Kezelis.

17    To Board Member Kezelis' right is Board Member  
18 Kathleen Hennessey.

19    As background for this proceeding today, Public  
20 Act 90-489, which became effective on January 1st of  
21 1998, requires the Board to request the Department of  
22 Commerce and Community Affairs, or DCCA, to conduct an  
23 economic impact study on certain proposed rules prior  
24 to the adoption of those rules. If DCCA chooses to  
25 conduct the economic impact study, DCCA has 30 to 45

1 days after such request to produce a study of the  
2 economic impact of the proposed rules.  
3 The Board must make the economic impact study, or  
4 DCCA's explanation for not conducting this study  
5 available to the public at least 20 days before a  
6 public hearing on the economic impact of the proposed  
7 rules.

8 The rulemaking that is the subject of this hearing  
9 has been determined by the Board to be subject to  
10 public Act 90-489. In accordance with this Act, the  
11 Board has requested, by a letter dated December 8th,  
12 1998, that DCCA conduct an economic impact study for  
13 the aforementioned rulemaking. In addition to  
14 requesting that DCCA conduct an economic impact study,  
15 the Board requested that DCCA notify the Board within  
16 10 days after receipt of the request whether DCCA  
17 intended to conduct the economic impact study.

18 The Board further noted that if it did not receive  
19 such notification, the Board would rely on a letter  
20 from DCCA dated January 26th, 1998, as the required  
21 explanation for not conducting the study. The January  
22 26th, 1998 letter from DCCA notified the Board that  
23 DCCA would not be conducting a study on the rule  
24 pending before us today, or any of the rules in the  
25 remainder of fiscal year 1999, because DCCA lacks,

1 among other things, the financial resources to conduct  
2 such a study.

3 The 10 days for DCCA to notify the Board has  
4 expired, and the Board has not received any  
5 notification from DCCA that it will conduct a study.  
6 Accordingly, the Board has relied on the January 26,  
7 1998 letter as DCCA's explanation for not producing  
8 such a study. DCCA's January 26, 1998 letter, as well  
9 the Board's letter to DCCA requesting that a study be  
10 conducted, are available for review at the Board's  
11 Chicago office, Office of the Clerk, James R. Thompson  
12 Center, 100 West Randolph, Suite 11-500, in Chicago.  
13 Additionally, copies of those letters have been put at  
14 the table to my left.

15 The Board holds this hearing, then, for the public  
16 to comment on DCCA's explanation for not conducting an  
17 economic impact study in this rulemaking, and also for  
18 the purpose of presenting testimony, documents, and  
19 comments by affected entities and other interested  
20 parties. Like other Board regulatory hearings, any  
21 person who testifies will be sworn and subject to  
22 questioning.

23 Additionally, this hearing will be governed by the  
24 Board's procedural rules for regulatory proceedings.

25 All information which is relevant and not repetitious

1 or privileged will be admitted pursuant to 35 Illinois

2 Administrative Code 102.282.

3 Are there any questions regarding the procedures

4 that we will be following this afternoon?

5 Seeing none, I would ask Dr. Flemal if he has any

6 additional comments he would like to make.

7 BOARD MEMBER FLEMAL: I just join in the welcome

8 that the Hearing Officer has already extended.

9 HEARING OFFICER GLENN: Is there anyone that would

10 like to comment today on DCCA's explanation for not

11 conducting an impact study for, In the Matter of:

12 Hospital/Medical/Infectious Waste Incinerators,

13 Adoption of 35 Illinois Administrative Code 229?

14 I see nobody that is indicating that they would

15 like to testify regarding this. Therefore, if there

16 is no objection, I would like to go, then, to the --

17 turn to the Agency and see if the Agency would like to

18 present any statements for us today.

19 MS. SAWYER: Good afternoon. My name is Bonnie

20 Sawyer. I am Assistant Counsel with the Illinois

21 Environmental Protection Agency. I just wanted to

22 take a moment to explain various documents that the

23 Illinois EPA will be submitting today.

24 And also just for members of the public that

25 didn't attend the first hearing, this rule is for the

1 control of emissions from hospital, medical and  
2 infectious waste incinerators, and the rule is  
3 federally required under Sections 111(d) and 129 of  
4 the Clean Air Act.

5 At the first hearing the Illinois EPA presented  
6 testimony from Kevin Greene and Joe Uy about the  
7 proposal. This testimony is available either through  
8 the Board, or if you want to contact us we can provide  
9 you with a copy, as well.

10 First of all, the Illinois EPA is seeking to amend  
11 the proposal to require waste management plans from  
12 hospital, medical or infectious waste incinerators  
13 that are subject to the emission limits under the  
14 rule, but are not currently required to submit the  
15 plan. We did discuss this at the first hearing, and  
16 essentially the Illinois EPA believes that this  
17 provision of the rule is needed to meet the federal --  
18 the minimum federal requirements under the emissions  
19 guideline. Kevin Greene will explain a little bit  
20 about the plan that we are proposing or the amendment  
21 that we are proposing.

22 We have also filed written responses to several  
23 issues that were raised at the first hearing, one  
24 concerning whether this rule was appropriately filed  
25 pursuant to Section 28.5 of the Illinois Environmental

1 Protection Act, the fast-track rulemaking provisions,  
2 and the other issue concerns how this rule, the  
3 hospital/medical/infectious waste rule interacts with  
4 the Potentially Infectious Medical waste land  
5 pollution control rule.

6 We have actually filed this with the Board today,  
7 and we sent a copy of this to the full notice list in  
8 this proceeding as it existed as of probably a couple  
9 days ago. The Hearing Officer and myself, we had  
10 discussed the possibility that there was someone  
11 additionally on the list, and they were not sent a  
12 copy of this. So we may need to send it someone  
13 else.

14 Just to briefly describe what is in the responses  
15 in relation to Section 28.5 of the Illinois  
16 Environmental Protection Act, the Agency believes that  
17 this rule is appropriately before the Board pursuant  
18 to that provision as it is at least as protective as  
19 is required under the federal emission guideline, and  
20 this is what Section 129 of the Act requires states to  
21 submit.

22 In terms of the PIM or the section where we were  
23 responding to concerns about the interaction between  
24 this rule and the Potentially Infectious Medical waste  
25 rule, I just point you to one part of our response on

1 the very last page of this document. We have a flow  
2 chart that we think will be helpful in describing the  
3 interaction between these two rules.  
4 We are also going to respond to a couple of issues  
5 that were raised at the first hearing on the record.  
6 Joe Uy will provide the Agency's responses to these  
7 matters. One issue concerns co-fired combustors. The  
8 Board had asked us to provide some information on how  
9 many co-fired combustors we were aware of in the  
10 State.  
11 The second issue is just a general issue that we  
12 thought perhaps we could provide more information to  
13 the Board on in relation to rural HMIWI, or  
14 Hospital/Medical/Infectious Waste Incinerators. What  
15 we have done is we put together a map that estimates  
16 the areas of the State that would be considered  
17 rural. That is one of the exhibits that we will also  
18 be submitting.  
19 We have another document that is entitled, The  
20 Specialists in Managing Medical Waste. This document  
21 we are presenting because it gives some information on  
22 how medical, infectious waste -- hospital, medical and  
23 infectious waste is currently treated. That's just  
24 essentially some background information in response to  
25 some of the questions raised by the Board at the first

1 hearing.

2 We also have some information that we are  
3 submitting that is essentially supporting the proposed  
4 amendments today. What this information is is  
5 essentially information about the type of waste  
6 management activities that can take place at  
7 veterinary facilities. There are actually two  
8 documents, one that covers veterinary facilities, and  
9 the other is just generally medical clinics and  
10 offices. And then an additional one for dental  
11 offices and clinics. They are all stapled together as  
12 one document.

13 HEARING OFFICER GLENN: Would you like to submit  
14 those exhibits at this time, Ms. Sawyer?

15 MS. SAWYER: Sure. I will get them in the order  
16 that we talked about them. At this time I would like  
17 to submit the Motion to Amend the Rulemaking Proposal,  
18 Illinois Environmental Protection Agency's Response to  
19 Comments, Illinois HMIWI Rural and Nonrural Criteria  
20 Coverage Map. The document, the Specialist in  
21 Managing Medical Waste, and a document with the title,  
22 Solid and Hazardous Waste Education Center, Waste  
23 Education Series.

24 HEARING OFFICER GLENN: Are there any objections  
25 to this motion?

1 Seeing no objections, we will admit these  
2 exhibits. If you will give me just a moment, I would  
3 like to label them. So if I could just have one  
4 moment.

5 All right. I will be marking the Motion to Amend  
6 the Rulemaking Proposal as Exhibit Number 4.

7 (Whereupon said document was marked and admitted  
8 into evidence as Hearing Exhibit 4 as of this  
9 date.)

10 HEARING OFFICER GLENN: The Illinois Environmental  
11 Protection Agency's Response to Comments, will be  
12 labeled Exhibit Number 5.

13 (Whereupon said document was marked and admitted  
14 into evidence as Hearing Exhibit 5 as of this  
15 date.)

16 HEARING OFFICER GLENN: The diagram of the  
17 Illinois HMIWI Rural and Nonrural Criteria Coverage  
18 will be labeled Exhibit Number 6.

19 (Whereupon said document was marked and admitted  
20 into evidence as Hearing Exhibit 6 as of this  
21 date.)

22 HEARING OFFICER GLENN: The article entitled,  
23 Trends in the Health Care and Medical Waste Industries  
24 will be labeled Exhibit Number 7.

25 (Whereupon said document was marked and admitted

1 into evidence as Hearing Exhibit 7 as of this

2 date.)

3 HEARING OFFICER GLENN: Ms. Sawyer, did you want

4 to have different exhibit numbers on the final

5 document? You mentioned that they have three

6 different sections.

7 MS. SAWYER: One Exhibit Number is fine. They are

8 all for the same basic purpose, so that is fine.

9 HEARING OFFICER GLENN: The document, therefore,

10 that is stapled together, and the first page reads,

11 Waste Reduction in the Veterinary Clinic will be

12 admitted as Exhibit Number 8.

13 (Whereupon said document was marked and admitted

14 into evidence as Hearing Exhibit 8 as of this

15 date.)

16 HEARING OFFICER GLENN: All right. At this time

17 would the Agency like to present some testimony on any

18 of these?

19 MS. SAWYER: First of all, I will introduce the

20 Agency personnel that are present, and then we can

21 proceed into the Agency's testimony.

22 HEARING OFFICER GLENN: All right.

23 MS. SAWYER: To my right is Debbie Williams. She

24 is an Assistant Counsel with the Illinois EPA.

25 To my left is Joe Uy. He is with the Office of

1 Air Quality Planning and is an Environmental  
2 Protection Engineer.  
3 To Joe's left is Kevin Greene. He is the Manager  
4 of the Office of Pollution Prevention.  
5 What we will do is -- oh, and also present is Hank  
6 Naour. He is the Manager of the Hazardous Air Section  
7 of our Permit Section.

8 At this time we can start with Kevin's  
9 presentation, and then we will go on to Joe's after  
10 that.

11 HEARING OFFICER GLENN: Wonderful. Could we swear  
12 them in before they begin, please.

13 (Whereupon Joe Uy and Kevin Greene were sworn by  
14 the Notary Public.)

15 MR. GREENE: All right. I guess I will start  
16 first. I am going to be providing a little testimony  
17 regarding the provision we have added to the proposed  
18 rule that would establish waste management planning  
19 requirements for non hospital facilities that would be  
20 treating waste in the hospital infectious waste  
21 medical waste incinerator. The types of facilities  
22 that likely will be affected would be nursing homes,  
23 veterinary clinics, and research institutions.

24 These kinds of -- we feel that these types of  
25 institutions should be treated differently than

1 hospitals, because they won't be generating as much  
2 waste, and they are not as complicated in terms of  
3 operations and the variety of wastes would not be as  
4 great. Therefore, the provisions that we established  
5 for waste management planning are not as stringent as  
6 they are for hospitals, particularly hospitals that  
7 are burning waste in on-site facilities.

8 We are basically asking these facilities to  
9 evaluate their current waste management practices, and  
10 then identify any plans, any additional measures they  
11 can take that they deem to be economically and  
12 effectively feasible to improve their waste management  
13 activities.

14 We have done a little bit of research in terms of  
15 what kinds of activities are available for veterinary  
16 clinics. And things that they can do include keeping  
17 batteries out of their sharps containers, setting up  
18 in-house recycling programs for batteries, looking at  
19 rechargeable batteries where appropriate, and also  
20 switching to digital thermometers or temperature  
21 strips instead of thermometers that contain Mercury or  
22 using other types of Mercury-free thermometers.

23 We feel that there are some steps that these kinds  
24 of facilities can take to reduce the toxicity of waste  
25 that will be burned in their incinerators. We are not

1 asking them to file any kind of an annual report with  
2 us. We don't expect that there would be many  
3 facilities that will be subject to this provision.

4 It is our intention, once we have identified those  
5 facilities, to do some outreach of those facilities  
6 and share information with them on waste reduction  
7 opportunities that might be available for them.

8 Unfortunately, I have not been able to find any  
9 information on waste reduction for nursing homes, but  
10 we are looking for that kind of information.

11 We also probably will go out and visit some of the  
12 facilities like we have done with the hospitals, and  
13 where we have some resources actually to help them  
14 with their waste management planning activities.

15 I am available for any questions.

16 MR. MARK MARSZALEK: How do --

17 HEARING OFFICER GLENN: Excuse me. Could you  
18 identify yourself for the record?

19 MR. MARK MARSZALEK: Yes, my name is Mark  
20 Marszalek with Weaver, Boos & Gordon.

21 How does the EPA Pollution Reduction Section make  
22 a connection from a nursing home to hospital, medical  
23 waste incinerators since they cannot take their waste  
24 to a hospital medical waste incinerator?

25 MR. GREENE: I am not sure if I understand the

1 question. Under this rule they can certainly continue

2 to operate their incinerator until they could find a

3 different kind of treatment option off site.

4 MR. MARK MARSZALEK: To your understanding, a

5 nursing home that has their own incinerator would come

6 under this rule?

7 MR. GREENE: Yes, that is correct.

8 MR. MARK MARSZALEK: But not a nursing home that

9 does not currently have an incinerator?

10 MR. GREENE: That's correct.

11 MR. MARK MARSZALEK: Okay. Thank you.

12 HEARING OFFICER GLENN: Any other questions for

13 Mr. Greene?

14 BOARD MEMBER HENNESSEY: Just one question. Is

15 this amendment something that you view as required

16 under Section 111(d) and 129 of the Clean Air Act?

17 MR. GREENE: I am going to defer to our attorney.

18 MS. SAWYER: Yes. I think that as we have tried

19 to explain, what the federal guideline requires is

20 that all hospital medical waste, medical infectious

21 waste incinerators submit a plan. And the way we

22 originally proposed the rule we had hospitals that

23 operate incinerators, hospitals that send waste off

24 site, and commercial facilities that burn waste that

25 is generated off site covered by the waste management

1 plan requirements, but not those facilities that may  
2 operate hospital medical waste incinerators that are  
3 not in those categories. So, yes, it is our  
4 determination that it is required by the federal  
5 emissions guideline under Section 111(d) and 129.

6 BOARD MEMBER HENNESSEY: Okay. Thank you.

7 BOARD MEMBER KEZELIS: I have one question, Mr.  
8 Greene. Can you give me an example of the kind of  
9 research institutions that you are contemplating?

10 MR. UY: One example would be those types of  
11 facilities that do experiments and doing research in  
12 the production of biologicals. And this may be --  
13 their product might be used as medicine for humans as  
14 well as animals. Those are the type of commercial  
15 research facilities.

16 BOARD MEMBER KEZELIS: Commercial research  
17 facilities free-standing or not affiliated or not on  
18 the grounds of a hospital?

19 MR. UY: Yes.

20 BOARD MEMBER KEZELIS: How many are there in  
21 Illinois?

22 MR. UY: Well, we have identified about -- there  
23 are four commercial research facilities that we have  
24 identified that might be subject to the rule.

25 BOARD MEMBER KEZELIS: Okay. Thank you.

1 BOARD MEMBER FLEMAL: What is your uncertainty  
2 there?

3 MR. UY: It is on the amount of medical infectious  
4 waste that they are combusting. That would depend on  
5 the volume of medical infectious waste that they are  
6 treating in their incinerators.

7 BOARD MEMBER FLEMAL: You know that they have  
8 incinerators, but you don't know that they qualify  
9 based upon the amount of waste that they generate?

10 MR. UY: That's correct.

11 BOARD MEMBER FLEMAL: Okay.

12 MR. UY: Also, let me add to that that they may  
13 also qualify as a co-fired combustor. And that is if  
14 the volume of the medical infection waste that they  
15 are combusting is ten percent or less. So in that  
16 case if they have co-fired combustors they are not  
17 subject to the emission standards and they are only  
18 subject to the minimal requirement of notification of  
19 exemption and record keeping.

20 HEARING OFFICER GLENN: Are there any other  
21 questions for Mr. Greene?

22 Seeing none, Mr. Uy, if you would like to present  
23 your testimony.

24 MR. UY: Good afternoon. My testimony this  
25 afternoon would clarify and add some more information

1 on issues that were raised in the first hearing.

2 On page 27 of the transcript, in response to a  
3 question concerning the number of hospitals doing  
4 on-site incineration, we want to clarify that we meant  
5 that we identified 98 sources doing on-site  
6 incineration of hospital and/or medical/infectious  
7 waste and hence subject to the provisions of the  
8 proposal. Of these sources, there are 95 hospitals, 2  
9 nursing homes, and 1 commercial incinerator facility.

10 The Board also requested information concerning  
11 the number of co-fired combustors in Illinois. The  
12 exact number of co-fired combustor units can only be  
13 ascertained when owners or operators of such units  
14 commit to an enforceable condition limiting the  
15 hospital or medical/infectious waste component of such  
16 units' fuel feed stream to 10 percent or less.

17 Since we do not have the information confirming  
18 that a unit is a co-fired combustor unit, our  
19 estimation relied on information from the 1995 survey  
20 of existing incinerator sources and on questionnaires  
21 included with the outreach notification for the  
22 rulemaking on hospital and medical/infectious waste  
23 incinerators.

24 The following types of facilities with on-site  
25 incinerators that may potentially qualify as co-fired

1 combustors include: nursing homes, veterinary  
2 clinics, commercial research laboratories, and mental  
3 health centers. The Agency estimates there are 43  
4 such facilities with on-site incinerators which may be  
5 classified as co-fired combustors. Of these  
6 facilities, there are 7 mental health centers, 4  
7 commercial research facilities, 30 veterinary clinics,  
8 and 2 nursing homes.

9 At the first hearing, the Board questioned why the  
10 Illinois EPA has identified so few facilities that may  
11 qualify as rural Hospital/Medical/Infectious Waste  
12 Incinerators under the proposed rule. This discussion  
13 is found in pages 22 to 27 of the transcript.

14 As explained at the hearing, the Illinois EPA has  
15 only identified one Hospital/Medical/Infectious Waste  
16 Incinerator in Illinois that appears to qualify as a  
17 rural Hospital/Medical/Infectious Medical Waste  
18 Incinerator. The main reason so few  
19 Hospital/Medical/Infectious Waste Incinerators have  
20 been identified is that only a small portion of  
21 Illinois meets the rural criteria under the proposed  
22 rule.

23 Exhibit 6 is Illinois EPA's estimation of the  
24 areas in Illinois that are likely to qualify as  
25 rural. This map is only an approximation of the areas

1 that are located more than 50 miles from the boundary  
2 of the nearest Standard Metropolitan Statistical Area  
3 and should only be regarded as an estimate in  
4 determining the applicability of Part 229.

5 HEARING OFFICER GLENN: Thank you, Mr. Uy.

6 Are there any questions of Mr. Uy?

7 BOARD MEMBER FLEMAL: As a matter of  
8 clarification, on the map that is Exhibit Number 6,  
9 all of the area that you have in yellow are areas that  
10 are within 50 miles of one of the MSAs; is that  
11 correct?

12 MR. UY: That's correct.

13 BOARD MEMBER FLEMAL: The only areas that are left  
14 are the areas that are in red --

15 MR. UY: That's correct.

16 BOARD MEMBER FLEMAL: -- that are outside of 50  
17 miles?

18 MR. UY: That's correct. I wanted to add to that  
19 that the reason why it is so small is because we have  
20 to consider the MSAs outside of the boundary of the  
21 State of Illinois, because they are not very specific  
22 on the MSAs within the State of Illinois. They also  
23 consider other MSAs close to the boundary of the State  
24 of Illinois.

25 HEARING OFFICER GLENN: I would like to ask a

1 question of Ms. Sawyer briefly. At the first hearing  
2 we had asked Ms. Sawyer if you wanted to offer a  
3 definition of construction.

4 MS. SAWYER: I apologize. I should have mentioned  
5 that. We are still taking a look at that issue, and  
6 we will address it in our post hearing comments.

7 HEARING OFFICER GLENN: Thank you. For those of  
8 you who were not at the first hearing, in today's  
9 proposal, Part 229.110(a) talks about the  
10 applicability of this rule, and it applies to all  
11 incinerators which were constructed -- for which  
12 construction commenced either on or before June 20th  
13 of 1996. So we were seeking some clarification on  
14 what definition of construction the Agency was hoping  
15 to use.

16 What I would like to do at this time is go off the  
17 record, but we will reconvene in ten minutes. That  
18 way if any members of the public come in and arrive  
19 late they will have a chance to speak. Additionally,  
20 it will give those of us present here today a chance  
21 to look over what has been admitted as exhibits this  
22 afternoon, and if any questions arise after looking at  
23 those exhibits we can put them to the Agency in ten  
24 minutes. So if we could go off the record and  
25 reconvene, please, at 3:45. Thank you.

1 (Whereupon a short recess was taken.)

2 HEARING OFFICER GLENN: All right. Let's  
3 reconvene if we may.

4 I will ask again if anyone else has any further  
5 questions of the Agency regarding today's proposal?

6 All right. Seeing no questions, I wanted to let  
7 you know that the transcript of today's proceedings  
8 should be ready Monday, February 8th. If anyone would  
9 like a copy of the transcript from today's hearing,  
10 please see the court reporter directly. If you want  
11 to order the transcript from the Board, the cost is 75  
12 cents per page. However, you may wish to download it  
13 from the Board's Web Site, which is  
14 [www.ipcb.state.il.us](http://www.ipcb.state.il.us). That should be on the Board's  
15 Web Site around February 9th or 10th.

16 Also today I would like to ask the Agency if they  
17 will be requesting the third hearing that is currently  
18 scheduled for February 11th in this matter.

19 MS. SAWYER: No, we will not. We will not present  
20 more testimony.

21 HEARING OFFICER GLENN: Okay. Therefore, since  
22 the Agency has indicated that they would like to  
23 cancel the third hearing, I will be issuing a Hearing  
24 Officer order indicating such. Those of you who are  
25 on the notice and service list will be getting written

1 notification of the cancellation of the hearing.

2 Since the transcript will be available February  
3 8th, and the third hearing has been cancelled or will  
4 be cancelled when I get my order out tomorrow, the  
5 record will close 14 days after the receipt of the  
6 transcript.

7 Therefore, it will probably close on February 22nd  
8 of this year. Anyone wishing to submit comments must  
9 do so within 14 days of the receipt of the  
10 transcript. The mailbox rule will not apply to this  
11 deadline. So please see that we have your comments by  
12 February 22nd, assuming that we get the transcript on  
13 the 8th.

14 Are there any other matters that need to be  
15 addressed at this time?

16 Okay. Seeing that there are no further matters, I  
17 would like to thank everyone for coming, the members  
18 of the public, and the Agency, and the Board Members,  
19 and thank you for your participation.

20 (Hearing exhibits were retained by  
21 Hearing Officer Glenn.)

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