

ILLINOIS POLLUTION CONTROL BOARD  
January 12, 1984

IN THE MATTER OF: )  
 )  
LANDFILL OPERATOR ) R84-3  
CERTIFICATION (Training )  
and Experience) )

ORDER OF THE BOARD (by J. Anderson):

P.A. 83-0425, effective September 17, 1983, modifies the Environmental Protection Act by deleting former Section 22(b). It adds a new Section 22.1, providing that:

By July 1, 1984, the Board shall adopt standards for the certification of personnel to operate refuse disposal facilities or sites. Such standards shall provide for, but shall not be limited to, an evaluation of the prospective operator's prior experience in waste management operations. The Board may provide for denial of certification if the prospective operator or any employee or officer of the prospective operator has a history of:

1. repeated violations of federal, State or local laws, regulations, standards, or ordinances in the operation of refuse disposal facilities or sites; or
2. conviction in this or another State of any crime which is a felony under the law of this State or conviction of a felony in a federal court; or
3. proof of gross carelessness or incompetence in handling, storing, processing, transporting or disposal of any hazardous waste.

The Board had previously initiated rulemaking concerning the "history" or "good conduct" portion of this mandate, in Docket R81-18.

The purpose of this Order is to establish a docket concerning the "prior experience" portion of this legislation. The Board is presently in the process of researching rules promulgated by other states concerning this subject. The Board anticipates initiation of inquiry hearings, as well as development of draft regulations in this matter, shortly after its receipt of the Agency's proposal for updating of 35 Ill. Adm. Code Part 807 and 809 [formerly Chapters 7 and 9]. Submittal of that proposal logically should precede action in this docket, as development of operator training and experience requirements is dependant on the landfill classification plan to be proposed in that docket. The Board has been advised that the Agency proposal concerning updating of Parts 807 and 809 will be filed within the next month.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certifiy that the above Order was adopted on the 12<sup>th</sup> day of January, 1984 by a vote of 7-0.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board