



OFFICE OF THE SECRETARY OF STATE

ALEXI GIANNOULIAS • Secretary of State

May 29, 2024

POLLUTION CONTROL BOARD
DON BROWN
100 W RANDOLPH ST
STE 11-500
CHICAGO, IL 60601

Dear DON BROWN

Your rules Listed below met our codification standards and have been published in Volume 48, Issue 22 of the Illinois Register, dated 5/31/2024.

ADOPTED RULES

Air Quality Standards	
35 Ill. Adm. Code 243	8097
Point of Contact: Shannon Bilbruck	
Sewer Discharge Criteria	
35 Ill. Adm. Code 307	8106
Point of Contact: Shannon Bilbruck	

If you have any questions, you may contact the Administrative Code Division at (217) 782 - 7017.

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NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Sewer Discharge Criteria
- 2) Code Citation: 35 Ill. Adm. Code 307
- 3) Section Number: 307.3301 Adopted Action:
Amendment
- 4) Statutory Authority: Implementing Sections 7.2, 13, and 13.3 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/7.2, 13, 13.3, and 27].
- 5) Effective date of rule: MAY 16 2024
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? Yes
- 8) Statement of availability: The adopted amendments, a copy of the Board's opinion and order adopted May 16, 2024, in docket R24-6, and all materials incorporated by reference are on file at the Board's principal office and are available for public inspection and copying.
- 9) Notice of proposal published in the Illinois Register: 47 Ill. Reg. 18866, December 26, 2023
- 10) Has JCAR issued a Statement of Objections to these rules? Section 13.3 of the Environmental Protection Act [415 ILCS 5/13.3] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).
- 11) Differences between the proposal and the final version: There were no changes from the proposal to the final version.
- 12) Have all the changes agreed upon by the Board and JCAR been made as indicated in the agreements issued by JCAR? Section 13.3 of the Environmental Protection Act [415 ILCS 5/13.3] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by JCAR.

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13) Will this rulemaking replace emergency amendment currently in effect? No

14) Are there any other rulemakings pending on this Part? Yes

Section Number:
307.5100

Proposed Action:
Amendment

Illinois Register Citation:
48 Ill. Reg. 4586, March 29, 2024

15) Summary and purpose of amendments: The following briefly describes the subjects and issues involved in this rulemaking. A comprehensive description is contained in the Board's opinion and order of May 16, 2024, adopting amendment in docket R24-6. The docket R24-6 proceeding relates to the wastewater pretreatment requirements in 35 Ill. Adm. Code 307 of the Illinois water pollution control rules.

The amendment to Illinois rules that are "identical in substance" (IIS) to wastewater pretreatment regulations adopted by the United States Environmental Protection Agency (USEPA) during the first half of 2023. USEPA amended the effluent limitation guidelines for the steam electric power generating point source category to extend the date for existing coal-fired power plants to submit a notice of planned participation (NOPP) for the permanent cessation of coal combustion subcategory in the 2020 Steam Electric Reconsideration Rule. The Board adds the extended NOPP deadline to the Illinois sewer discharge criteria rules for steam electric power generating.

Section 13.3 of the Environmental Protection Act [415 ILCS 5/13.3] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).

16) Information and questions regarding this adopted rulemaking shall be directed to: The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference docket R24-6 and be addressed to:

Don A. Brown, Clerk
Pollution Control Board
60 East Van Buren Street, Suite 630
Chicago, Illinois 60605

312-814-3461
don.brown@illinois.gov

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NOTICE OF ADOPTED AMENDMENT

Request copies of the Board's opinion and order at 312-814-3461 or download a copy from the Board's Website at <http://www.pcb.illinois.gov>.

The full text of the adopted amendment begins on the next page: