

ILLINOIS POLLUTION CONTROL BOARD
May 5, 2025

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MAY 5 2025

IN THE MATTER OF:)
)
CLEAN-UP AMENDMENTS TO 35 ILL.) R 25-23
ADM. CODE PARTS 101, 310, 502, 620, 704,) (Rulemaking – Land, Water)
721, 733, 739, 742, 807, 811, 840, 848, 1010,)
AND 1501)

STATE OF ILLINOIS
POLLUTION CONTROL BOARD

HEARING OFFICER ORDER

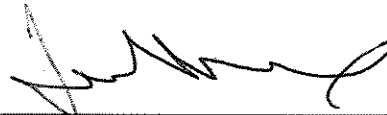
The Board held the first hearing as scheduled on April 17, 2025, and received the transcript (Tr.1) on April 30, 2025. During the hearing, the hearing officer placed into the record a question for the Illinois Environmental Protection Agency (IEPA). Before first-notice publication of the Board's proposal, the Secretary of State noted in 35 Ill. Adm. Code 742.210(a) that United States Environmental Protection Agency publications incorporated by reference include web addresses that no longer link to the materials. Tr.1 at 7. The hearing officer noted that "two of those publications do not apparently have updated current or active links, the first of which is test methods in SW-846 through Revision . . . IV B dated 2007, and [the second] promulgated test methods 3C and 16 also dated 2007." *Id.* The Board requested that, after publication of the first-notice proposal, IEPA as the proponent address these incorporations in writing. *Id.* at 8.

The Board's first-notice proposal appeared in the *Illinois Register* on April 25, 2025. *See* 49 Ill. Reg. 5681, 5693, 5702, 5707, 5718, 5726, 5737, 5748, 5758, 5773, 5781, 5793, 5799, 5806, 5811 (Apr. 25, 2025).

IEPA agreed to address these incorporations in writing by the May 29, 2025 deadline to pre-file testimony for the second hearing. Tr.1 at 9-10; *see* 49 Ill. Reg. 5765-72 (Apr. 25, 2025) (Section 742.210(a)).

The second hearing will take place as scheduled on June 5, 2025, at 11:15 AM by videoconference in the Board's Springfield Conference Room 1.508 at 2520 West Iles Avenue and in Chicago in Room N-505 of the Michael A. Bilandic Building, 160 North LaSalle Street.

IT IS SO ORDERED.



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