

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:
SEN. BILL CUNNINGHAM

CO-CHAIR:
REP. RYAN SPAIN



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SPRINGFIELD, ILLINOIS 62706
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SEN. CRISTINA CASTRO
SEN. DONALD P. DeWITTE
SEN. DALE FOWLER
SEN. NAPOLEON HARRIS, III
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REP. EVA-DINA DELGADO
REP. JACKIE HAAS
REP. STEVEN REICK
REP. CURTIS J. TARVER, II
REP. DAVE VELLA

June 17, 2025

Barbara Flynn Currie, Chair
Pollution Control Board
60 E. Van Buren St., Ste. 630
Chicago IL 60605

Dear Chair Currie:

This is to notify you that JCAR considered the following proposed rulemaking at its 6/17/25 meeting:

Standards for the Disposal of Coal Combustion Residuals in Surface Impoundments (35 Ill. Adm. Code 845)
48 Ill. Reg. 13140 - 9/6/24

If your agency has agreed to any substantive modifications during its discussions with JCAR, they are described in the Agreements attached to the certification. Based on these Agreements, as well as the other responses you have provided the Committee during the review of this rulemaking, JCAR has determined that No Objection will be issued. Enclosed you will find formal certification of this action.


This rulemaking may now be adopted upon filing with the Office of the Secretary of State.

Please note that the fact that the Committee has not objected to this rulemaking does not necessarily constitute approval, expressed or implied, of the substance of the rulemaking.

Thank you for the cooperation your agency has shown during our review of these issues.

Sincerely,


Senator Bill Cunningham
Co-Chairman


Representative Ryan Spain
Co-Chairman

cc: Don Brown
Enc.

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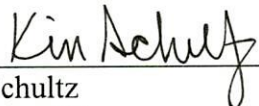
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JOINT COMMITTEE ON ADMINISTRATIVE RULES

CERTIFICATION OF NO OBJECTION TO PROPOSED RULEMAKING

This is to certify that the Joint Committee on Administrative Rules, at its 6/17/25 meeting, considered Standards for the Disposal of Coal Combustion Residuals in Surface Impoundments (35 Ill. Adm. Code 845; 48 Ill. Reg. 13140), proposed by the Pollution Control Board and published in the 9/6/24 issue of the Illinois Register. After consideration, and based upon the Agreements, if any, for modification of the rulemaking made by the agency and attached to this document, the Committee determined that no Objection will be issued to the above-mentioned rulemaking.

June 17, 2025



Kim Schultz
Executive Director

Attachments: Agreements

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June 17, 2025

Don Brown, Clerk
Pollution Control Board
60 E. Van Buren St., Ste. 630
Chicago IL 60605

Re: Standards for the Disposal of Coal Combustion Residuals in Surface Impoundments (35 Ill. Adm. Code 845; 48 Ill. Reg. 13140 - 9/6/24)

Dear Mr. Brown:

The enclosed are the Register version and the Code copy of the above-cited rulemaking as this text is to be integrated in the Administrative Code database. You can use these copies when filing the rulemaking with the Secretary of State.

Please have someone on your staff peruse the enclosed copies to be sure that they reflect the language of the rulemaking as you now understand it to exist; i.e., the original draft with any First Notice changes, technical corrections and Agreements included.

If you notice any errors or discrepancies in the enclosed versions, please notify us as quickly as possible and we will provide a corrected version you can certify to the Code Division. This material will be integrated into the Code database when adoption of the rule appears in the Illinois Register.

Thank you for your cooperation and assistance.

Sincerely,

Kim Schultz
Executive Director

Enc.

SECOND NOTICE CHANGES

Agency: Pollution Control Board

Rulemaking: Standards for the Disposal of Coal Combustion Residuals in Surface Impoundments (35 Ill. Adm. Code 845; 48 Ill. Reg. 13140)

Changes:

1. In line 551, delete "subsections" and add "subsection".
2. In line in line 725, restore "must".
3. In line 802, strike the second "and".
4. In line 805, delete "of" and add "or".
5. In line 816, delete the period and add a semicolon.
6. In line 819, delete "operation" and add "operating".

(TR)
(6/20/25)