

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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JAN 10 2001

STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)
)
PROPOSED NEW 35 ILL. ADM. CODE 217,)
SUBPART V, ELECTRICAL POWER)
GENERATION)
)
)

R01-16

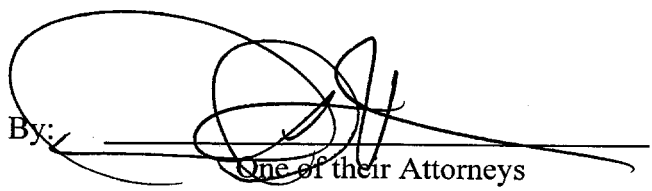
P.C.#4

NOTICE OF FILING

To: See Attached Service List

PLEASE TAKE NOTICE that on behalf of the AMEREN CORPORATION, I have filed with the Clerk of the Illinois Pollution Control Board **AMEREN CORPORATION'S MOTION TO FILE POST HEARING COMMENTS INSTANTER** and **AMEREN CORPORATION'S POST HEARING COMMENTS**, copies of which are hereby served on you.

AMEREN CORPORATION

By:  One of their Attorneys

Dated: January 10, 2001

ROSS & HARDIES
David L. Rieser, Esq.
Brian Marquez, Esq.
150 North Michigan Ave.
Chicago, Illinois 60601
(312) 558-1000

THIS FILING SUBMITTED ON RECYCLED PAPER

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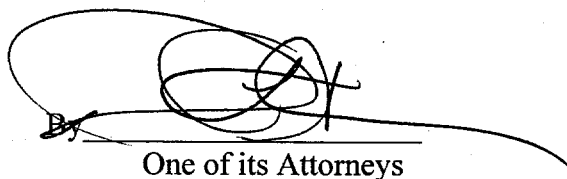
IN THE MATTER OF:)	
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PROPOSED NEW 35 ILL. ADM. CODE 217,)	R01-16
SUBPART V, ELECTRICAL POWER)	(RULEMAKING-AIR)
GENERATION)	

**AMEREN CORPORATION'S MOTION TO FILE
POST HEARING COMMENTS INSTANTER**

Ameren Corporation, by and through its attorneys, Ross & Hardies, requests permission to file its post hearing comments regarding the above rulemaking, instanter. Ameren was unable to file these comments on the due date of January 5, 2001 because of conflicting schedules. No one will be prejudiced by this late filing and it will not delay the Board's consideration of these proposed rules.

Wherefore, for the reasons stated herein, Ameren respectfully requests permission to file these post hearing comments instanter.

AMEREN CORPORATION



By _____
One of its Attorneys

ROSS & HARDIES
James T. Harrington
David L. Rieser
I. Brian Marquez
150 N. Michigan
Chicago, Il 60601
312/558-1000

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STATE OF ILLINOIS
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AMEREN CORPORATION'S POST HEARING COMMENTS

Ameren Corporation, by and through its attorneys, Ross & Hardies, files these post hearing comments regarding the above rulemaking. Ameren appreciated the opportunity to testify and present its views to the Board. As Ameren stated in its testimony, Ameren supports the adoption of this rate based rule to meet the Metro East Non-Attainment Demonstration and, in fact, recommends this approach for meeting all of Illinois' NOx obligations. Ameren testified to make three points which it will briefly reiterate here.

First, Ameren supports the Agency's proposed modification to Section 217.710 to allow low capacity combustion turbines to use alternate monitoring approaches. As Ameren and Midwest Generation testified, installing Part 75 monitoring on these units would be a substantial expense for very little environmental benefit. The agreed language which the Agency proposes will provide completely satisfactory information to document compliance with this rule for these low capacity units. Although these units will have to install Part 75 monitoring when (and if) Part 217, Subpart W becomes effective, the timing and uncertainty of that event suggests this agreed approach as a reasonable compromise.

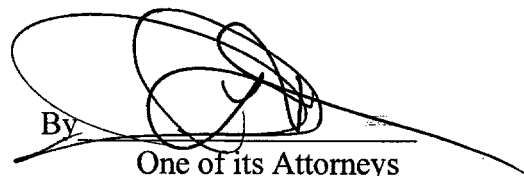
THIS FILING SUBMITTED ON RECYCLED PAPER

Second, Ameren suggests that the Board acknowledge that it will consider repealing Subpart V through the rulemaking process when (and if) Subpart W becomes effective. Although the Agency suggested that both regulations could remain in force, Ameren testified that the dual reporting requirements will be burdensome, confusing and unnecessary. Subpart W will impose substantially greater levels of controls in almost all cases than Subpart V and it is difficult to conceive of any reason why the two regulations should both remain in force. Since there is uncertainty as to the effective date of Subpart W, Ameren does not propose any regulatory sunset language for Subpart V, but does suggest that the Board identify this issue in its opinion and consider the repeal of Subpart V when it is superceded by Subpart W.

Finally, while there is obviously substantial consensus regarding the adoption of Subpart V, the Board should not lose sight of the tremendous costs it will impose on the regulated community. Ameren detailed some of those costs here and the generators discussed those costs during the Subpart W rulemaking, R01-9. These costs will plainly increase the cost of providing power in Illinois.

As always, Ameren appreciates the opportunity to testify and submit these comments to the Board.

AMEREN CORPORATION

By 
One of its Attorneys


ROSS & HARDIES
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David L. Rieser
I. Brian Marquez
150 N. Michigan
Chicago, Il 60601
312/558-1000

CERTIFICATE OF SERVICE

The undersigned hereby certifies that copies of the foregoing **AMEREN CORPORATION'S MOTION TO FILE POST HEARING COMMENTS INSTANTER** and **AMEREN CORPORATION'S POST HEARING COMMENTS**, were served on behalf of Ameren Corporation upon:

See: Attached Service List

on or before 5:00 p.m. on this 10TH day of January, 2001, by first class U.S. mail, postage prepaid.



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