



OFFICE OF THE SECRETARY OF STATE

JESSE WHITE • Secretary of State

June 17, 2011

RECEIVED
CLERK'S OFFICE

JUN 17 2011

STATE OF ILLINOIS
Pollution Control Board

POLLUTION CONTROL BOARD
JOHN THERRIAULT ASSISTANT CLERK
100 W RANDOLPH ST, STE 11-500
CHICAGO, IL 60601

Dear JOHN THERRIAULT ASSISTANT CLERK

Your rules Listed below met our codification standards and have been published in Volume 35, Issue 26 of the Illinois Register, dated 6/24/2011.

OTHER INFORMATION REQUIRED BY LAW TO BE PUBLISHED IN THE ILLINOIS REGISTER

Notice of Public Information

Point of Contact: Mike McCambridge

10172

PROPOSED RULES

RCRA and UIC Permit Programs

35 Ill. Adm. Code 702

9243

Point of Contact: Mike McCambridge

Hazardous Waste Management System: General

35 Ill. Adm. Code 720

9268

Point of Contact: Mike McCambridge

Identification and Listing of Hazardous Waste

35 Ill. Adm. Code 721

9330

Point of Contact: Mike McCambridge

Standards Applicable to Generators of Hazardous Waste

35 Ill. Adm. Code 722

9484

Point of Contact: Mike McCambridge

Standards Applicable to Transporters of Hazardous Waste

35 Ill. Adm. Code 723

9555

Point of Contact: Mike McCambridge

Standards for Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities

35 Ill. Adm. Code 724

9561

Index Department - Administrative Code Division - 111 East Monroe Springfield, IL 62756



OFFICE OF THE SECRETARY OF STATE

JESSE WHITE • Secretary of State

Point of Contact: Mike McCambridge

Interim Status Standards for Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities

35 Ill. Adm. Code 725

9648

Point of Contact: Mike McCambridge

Standards for the Management of Specific Hazardous Waste and Specific Types of Hazardous Waste Management Facilities

35 Ill. Adm. Code 726

9713

Point of Contact: Mike McCambridge

Land Disposal Restrictions

35 Ill. Adm. Code 728

9727

Point of Contact: Mike McCambridge

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

COPY

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION PURSUANT TO 415 ILCS 5/7.2(b)

RECEIVED
CLERK'S OFFICE

JUN 17 2011

STATE OF ILLINOIS
Pollution Control Board

Section 22.4(a) of the Environmental Protection Act (Act) [415 ILCS 5/22.4(a)] requires the Board to adopt regulations that are "identical in substance" to U.S. Environmental Protection Agency (USEPA) hazardous waste rules adopted to implement Subtitle C of the federal Resource Conservation and Recovery Act of 1976 (RCRA Subtitle C) (42 U.S.C. §§ 6921 *et seq.* (2008)). These rules are contained in 35 Ill. Adm. Code 701 through 705, 720 through 728, 733, and 739.

Section 7.2(a) of the Act [415 ILCS 5/7.2(a)] requires the Board to complete its identical-in-substance rulemaking actions within one year after the date of the USEPA action on which they are based. Section 7.2(b) [415 ILCS 5/7.2(b)] allows the Board to extend the deadline for adoption by publication of a notice of reason for delay in the *Illinois Register*.

By an order dated June 2, 2011, the Board set forth reasons for delay and extended the deadline for final action on the amendments from July 1, 2011 to October 17, 2011. That order stated in significant part as follows:

That order stated in significant part as follows:

**EXTENSION OF DUE DATE AND
TIMETABLE FOR COMPLETION**

Under Section 7.2 of the Act (415 ILCS 5/7.2(b) (2008)), the Board must complete this rulemaking within one year of the date of the earliest set of federal amendments considered in this docket. USEPA adopted the earliest federal amendments that required Board attention on October 30, 2008, so that the nominal statutory deadline for Board adoption of these amendments was January 8, 2011.

By an order dated December 16, 2010, the Board found that delay was necessary and unavoidable in this matter. That order extended the deadline for completion from January 8, 2011 until July 1, 2011. A Notice of Public Information Pursuant to 415 ILCS 5/7.2(b) appeared in the Illinois Register on January 3, 2001, at 35 Ill. Reg. 322.

Fulfilling the schedule projected in the December 16, 2010 order anticipated that the Board would adhere to the following schedule of intermediate actions:

RECEIVED

JUN 7 2011

SOS-CODE DIV.

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION PURSUANT TO 415 ILCS 5/7.2(b)

Due date:	July 1, 2011
Proposal adopted date:	February 17, 2011
Publication submission deadline:	February 28, 2011
<i>Illinois Register</i> publication date:	March 11, 2011
End of 45-day public comment period:	April 25, 2011
Adoption date:	May 19, 2011
End of 30-day holding period:	June 20, 2011
Possible filing and effective date:	June 27, 2011
Possible <i>Illinois Register</i> publication date:	July 8, 2011

Since that has not occurred, the Board finds that further delay is required. Principally, incorporating the January 8, 2010 amendments pertaining to import and export of hazardous waste, ensuring completion of the March 18, 2010 corrections, and a series of corrections and clarifications added by the Board have taken more effort than originally anticipated. Based on proposal of this opinion and the accompanying order on this date, the Board again finds that delay for completion of these amendments is necessary, from July 1, 2011 until October 17, 2011, according to the following schedule:

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION PURSUANT TO 415 ILCS 5/7.2(b)

Due date:	August 31, 2011
Date of Board vote to propose amendments:	June 2, 2011
Submission for <i>Illinois Register</i> publication:	June 13, 2011
Probable <i>Illinois Register</i> publication date:	June 24, 2011
Probable End of 45-day public comment period:	August 9, 2011
Date of Board vote to adopt amendments:	August 18, 2011
End of 30-day hold period for USEPA review:	September 19, 2011
Probable filing and effective date:	October 3, 2011
Probable <i>Illinois Register</i> publication date:	October 14, 2011

The Board hereby extends the deadline for completion of this rulemaking under Section 7.2(b) of the Act (415 ILCS 5/7.2(b) (2008)). The Board also directs staff to cause publication of a Notice of Public Information on Proposed Rules in the *Illinois Register*, based on this order, which sets forth reasons for delay and extends the due date for this proceeding.

Direct inquiries as follows, referencing consolidated docket R11-2/R11-16:

Michael J. McCambridge, Staff Attorney
Illinois Pollution Control Board
312-814-6924 or mccambm@ipcb.state.il.us