

ILLINOIS POLLUTION CONTROL BOARD

March 22, 2018

IN THE MATTER OF)
)
AMENDMENTS TO 35 ILL. ADM. CODE) R18-29
SUBTITLE M: BIOLOGICAL MATERIALS) (Rulemaking – Biological Materials)

ORDER OF THE BOARD (by C.K. Zalewski):

The Illinois Environmental Protection Agency (IEPA) filed a proposal on January 10, 2018 to update the Board’s rules. The IEPA’s filing was prompted by Executive Order 2016-13, which requires each State agency under the jurisdiction of the Governor to review its regulations to determine which of them are outdated, repetitive, confusing, unnecessary, or harmful to the economy.

In response to Executive Order 2016-13, IEPA reviewed Board regulations to identify provisions to revise or repeal. IEPA’s proposal would amend regulations that it believes are obsolete, duplicative, or otherwise unnecessary. IEPA generally considers its proposed amendments to be non-substantive. On February 8, 2018, the Board accepted IEPA’s proposal in rulemaking docket R18-21.

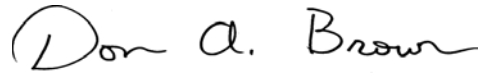
Independent of IEPA’s proposal, the Board has been reviewing its own regulations to identify provisions that may warrant revision or repeal under Executive Order 2016-13. To avoid duplication, the Board today in separate orders opens eight additional rulemaking dockets—each one limited to a subtitle of the Board’s rules. Docket R18-21, opened on February 10, 2018 with IEPA’s proposal, will address only Subtitle B air pollution regulations. The remaining subtitles in IEPA’s proposal will be considered in the corresponding dockets. Among the eight dockets opened today are dockets for Subtitles M and O, for which IEPA proposed no amendments.

The Board opens this docket, R18-29, to consider amendments only to its Subtitle M biological materials regulations (35 Ill. Adm. Code 1420-1422). The purpose of this rulemaking is to consider amendments that are non-substantive, such as removing obsolete, repetitive, confusing, or otherwise unnecessary rule language. If a participant believes any part of the proposal is substantive, the Board will have the opportunity to address that concern at hearing and in later orders.

In each of the eight dockets opened today and docket R18-21, the Board will proceed expeditiously with its review, although all dockets may not follow the same schedule. To make these rulemakings as efficient as possible, the Board expects to coordinate hearings and conduct them by videoconference. The Board encourages persons interested in Subtitle M to contact the Clerk’s Office to be added to the R18-29 notice list.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on March 22, 2018, by a vote of 5-0.

A handwritten signature in black ink that reads "Don A. Brown". The signature is written in a cursive style with a large, looped initial "D".

Don A. Brown, Clerk
Illinois Pollution Control Board