



**GENERAL ASSEMBLY**  
STATE OF ILLINOIS  
HOUSE OF REPRESENTATIVES

January 22, 2014

Mr. John Therriault, Clerk  
Illinois Pollution Control Board  
100 W. Randolph Street  
Chicago IL 60601

Dear Mr. Therriault,

As elected officials, we are responsible for representing the interests of thousands of residents and businesses as we set public policy for the State of Illinois. Late last week, the Illinois Environmental Protection Agency filed emergency rules related to the storage, handling and transportation of coal and petcoke that are scheduled to be heard by the Illinois Pollution Control Board on Thursday, January 23. **We ask that you reject the proposed emergency rules and require the EPA to utilize the regular rulemaking process.**

It is extremely disappointing that the Illinois EPA filed "emergency rules" and is seeking quick action by the IPCB within seven calendar days. These are major rule changes that will impose significant new costs on Illinois employers that could result in the loss of hundreds of jobs. The EPA failed to discuss this issue with state legislators or even the impacted industries before filing these rules.

According to the United States Environmental Protection Agency, petcoke is not deemed either a hazardous or toxic material. Given this scientific finding, we cannot understand how the EPA's proposal rises to the level of a public health emergency. Illinois and more than thirty states have safely handled both coal and petcoke for seventy years.

Major environmental rule changes should not be made quickly or without sufficient public debate that include oversight by state lawmakers. The Pollution Control Board should follow the law, reject the emergency rulemaking, and make the EPA utilize the regular rulemaking process or seek change through the General Assembly.

Thank you.

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Representative Bill Mitchell, 101<sup>st</sup> District

Handwritten signature of Adam Brown in cursive.

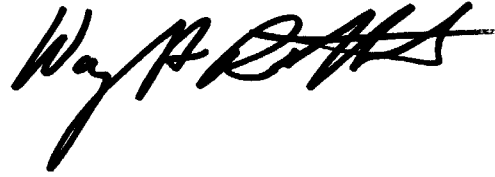
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Representative Adam Brown, 102<sup>nd</sup> District



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Representative David Reis, 109<sup>th</sup> District



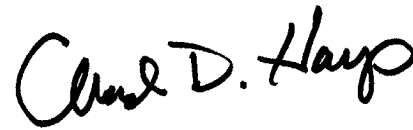
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Representative Wayne Rosenthal, 95<sup>th</sup> District



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Representative Davidsmeyer, 100<sup>th</sup> District



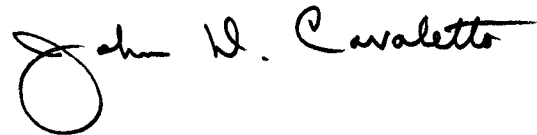
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Representative Hays, 104<sup>th</sup> District



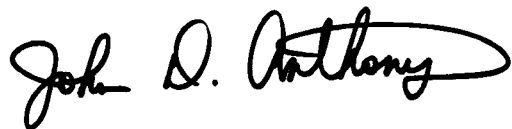
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Representative Meier, 108<sup>th</sup> District



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Representative Cavaletto, 107<sup>th</sup> District



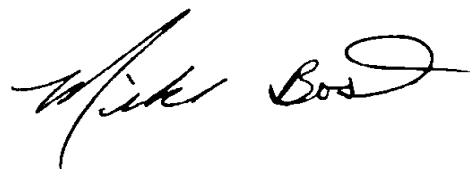
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Representative Anthony, 75<sup>th</sup> District



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Representative Leitch, 73<sup>rd</sup> District



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Representative Bost, 115<sup>th</sup> District



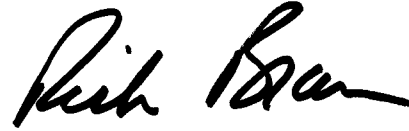
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Representative Tracy, 94<sup>th</sup> District



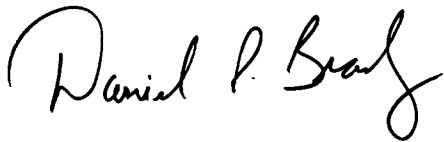
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Representative Harms, 106<sup>th</sup> District



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Representative Brauer, 87<sup>th</sup> District



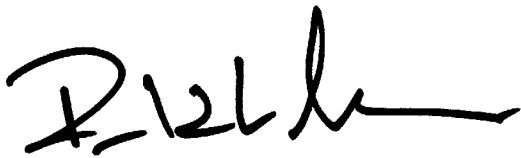
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Representative Brady, 105<sup>th</sup> District



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Representative Hammond, 93<sup>rd</sup> District



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Representative Sandack, 81<sup>st</sup> District



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Representative Ives, 42<sup>nd</sup> District



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Representative Demmer, 90<sup>th</sup> District



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Representative Hatcher, 50<sup>th</sup> District



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Representative Pritchard, 70<sup>th</sup> District



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Representative Cabello, 68<sup>th</sup> District



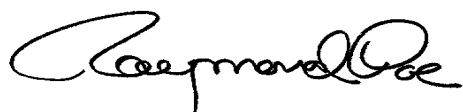
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Representative Sullivan, 51<sup>st</sup> District



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Representative Unes, 91<sup>st</sup> District



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Representative Poe, 99<sup>th</sup> District



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Representative Moffitt, 74<sup>th</sup> District



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Representative Halbrook, 110<sup>th</sup> District