

ILLINOIS REGISTER

ENVIRONMENTAL PROTECTION AGENCY

JANUARY 2020 REGULATORY AGENDA

a) Part (Heading and Code Citation): Annual Emissions Report (35 Ill. Adm. Code 254)

1) Rulemaking:

- A) Description: The Illinois Environmental Protection Agency (Agency) plans to propose amendments removing reporting requirements related to the Emissions Reduction Market System (“ERMS”) from the Annual Emissions Report rule, and to clarify and eliminate other unnecessary reporting requirements in the rule, such as provisions for annual throughput and tanks.
- B) Statutory Authority: Implementing and authorized by Section 4(b) of the Environmental Protection Act [415 ILCS 5/4(b)].
- C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.
- D) Date agency anticipates First Notice: Spring/Summer 2020.
- E) Affect on small businesses, small municipalities or not for profit corporations: Small businesses, small municipalities, or not-for-profit corporations subject to reporting obligations under Part 254 could be impacted.
- F) Agency contact person for information: Address written comments concerning the substance of the rulemaking as follows:

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- G) Related rulemakings and other pertinent information: The Annual Emissions Report rule requires permitted sources to report air pollution emissions data of regulated air pollutants. The Illinois Pollution Control

ILLINOIS REGISTER

ENVIRONMENTAL PROTECTION AGENCY

JANUARY 2020 REGULATORY AGENDA

Board has sunsetted the ERMS program, as it no longer effectively provides environmental benefit. With said sunset, sources that participated in ERMS are no longer required to submit to the Agency seasonal emissions data under Part 254.

- b) Part (Heading and Code Citations): Procedures for Issuing Loans from the Water Pollution Control Program (35 Ill. Adm. Code 365);
- 1) Rulemaking:
- A) Description: The Agency is proposing to modify 35 Ill. Adm. Code Part 365 to keep the long-term capacity of the wastewater loan programs near current funding levels, and to also offer loan recipients serving any population base the ability to choose a loan term of up to 30 years. The loan programs will continue to offer below market interest rates saving the citizens of Illinois money over the other infrastructure financing alternatives.
- B) Statutory Authority: Implementing and authorized by Sections 19.1 through 19.10 of the Environmental Protection Act (415 ILCS 5/19.1-19.10)
- C) Scheduled meeting/hearing dates: The Agency has not scheduled any meetings or hearings on this proposal.
- D) Date agency anticipates First Notice: Spring/Summer 2020
- E) Affect on small businesses, small municipalities or not for profit corporations: None
- F) Agency contact person for information:

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ILLINOIS REGISTER

ENVIRONMENTAL PROTECTION AGENCY

JANUARY 2020 REGULATORY AGENDA

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G) Related rulemakings and other pertinent information: None.

c) Part (Heading and Code Citation): Introduction and Definitions (35 Ill. Adm. Code 651)

1) Rulemaking:

- A) Description: In 2017 the Agency proposed comprehensive rules governing community water supplies to the Illinois Pollution Control Board. The Illinois Pollution Control Board adopted the rules on July 26, 2019, so the Agency plans to repeal its rules for public water supplies in Parts 651, 653 and 654.
- B) Statutory Authority: Implementing and authorized by Sections 14 through 19 of the Illinois Environmental Protection Act [415 ILCS 5/Title IV].
- C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.
- D) Date agency anticipates First Notice: Spring/Summer 2020
- E) Affect on small businesses, small municipalities or not for profit corporations: Small businesses, small municipalities, or not-for-profit corporations that are, or operate, a community water supply will not be affected.
- F) Agency contact person for information: Address written comments concerning the substance of the rulemaking as follows:

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ILLINOIS REGISTER

ENVIRONMENTAL PROTECTION AGENCY

JANUARY 2020 REGULATORY AGENDA

- G) Related rulemakings and other pertinent information: None.
- d) Part (Heading and Code Citation): Design, Operation, and Maintenance Criteria (35 Ill. Adm. Code 653)
- 1) Rulemaking:
- A) Description: In 2017 the Agency proposed comprehensive rules governing community water supplies to the Illinois Pollution Control Board. The Illinois Pollution Control Board adopted the rules on July 26, 2019, so the Agency plans to repeal its rules for public water supplies in Parts 651, 653 and 654.
- B) Statutory Authority: Implementing and authorized by Sections 14 through 19 of the Illinois Environmental Protection Act [415 ILCS 5/Title IV].
- C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.
- D) Date agency anticipates First Notice: Spring/Summer 2020
- E) Affect on small businesses, small municipalities or not for profit corporations: Small businesses, small municipalities, or not-for-profit corporations that are, or operate, a community water supply will not be affected.
- F) Agency contact person for information: Address written comments concerning the substance of the rulemaking as follows:
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- G) Related rulemakings and other pertinent information: None.

ILLINOIS REGISTER

ENVIRONMENTAL PROTECTION AGENCY

JANUARY 2020 REGULATORY AGENDA

e) Part (Heading and Code Citation): Raw and Finished Water Quality and Quantity (35 Ill. Adm. Code 654)

1) Rulemaking:

- A) Description: In 2017 the Agency proposed comprehensive rules governing community water supplies to the Illinois Pollution Control Board. The Illinois Pollution Control Board adopted the rules on July 26, 2019, so the Agency plans to repeal its rules for public water supplies in Parts 651, 653 and 654.
- B) Statutory Authority: Implementing and authorized by Sections 14 through 19 of the Illinois Environmental Protection Act [415 ILCS 5/Title IV].
- C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.
- D) Date agency anticipates First Notice: Spring/Summer 2020
- E) Affect on small businesses, small municipalities or not for profit corporations: Small businesses, small municipalities, or not-for-profit corporations that are, or operate, a community water supply will not be affected.
- F) Agency contact person for information: Address written comments concerning the substance of the rulemaking as follows:

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G) Related rulemakings and other pertinent information: None.

ILLINOIS REGISTER

ENVIRONMENTAL PROTECTION AGENCY

JANUARY 2020 REGULATORY AGENDA

f) Part (Heading and Code Citations): Procedures for Issuing Loans from the Public Water Supply Loan Program (35 Ill. Adm. Code 662)

1) Rulemaking:

A) Description: The Agency is proposing to modify 35 Ill. Adm. Code Part 662 to keep the long-term capacity of the drinking water loan programs near current funding levels, and to also offer loan recipients serving any population base the ability to choose a loan term of up to 30 years. The loan programs will continue to offer below market interest rates saving the citizens of Illinois money over the other infrastructure financing alternatives.

B) Statutory Authority: Implementing and authorized by Sections 19.1 through 19.10 of the Environmental Protection Act (415 ILCS 5/19.1-19.10)

C) Scheduled meeting/hearing dates: The Agency has not scheduled any meetings or hearings on this proposal.

D) Date agency anticipates First Notice: Spring/Summer 2020

E) Affect on small businesses, small municipalities or not for profit corporations: None

F) Agency contact person for information:

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G) Related rulemakings and other pertinent information: None.

g) Part (Heading and Code Citation): Water Supply Operator Certification (35 Ill. Adm.

ILLINOIS REGISTER

ENVIRONMENTAL PROTECTION AGENCY

JANUARY 2020 REGULATORY AGENDA

Code 681)

1) Rulemaking:

- A) Description: The Agency plans to propose amendments updating rules pertaining to the certification of drinking water supply operators.
- B) Statutory Authority: Implementing and authorized by Section 10 of the Public Water Supply Operations Act [415 ILCS 45/10].
- C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.
- D) Date agency anticipates First Notice: Spring/Summer 2020
- E) Affect on small businesses, small municipalities or not for profit corporations: Small businesses, small municipalities, or not-for-profit corporations employing public water supply operators could be affected.
- F) Agency contact person for information: Address written comments concerning the substance of the rulemaking as follows:

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- G) Related rulemakings and other pertinent information: None.