

ILLINOIS REGISTER

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

- 1) Heading of the Part: Procedures To Be Followed In The Performance Of Inspections Of Motor Vehicle Emissions
- 2) Code Citation: 35 Ill. Adm. Code 276
- 3) Register Citation to Notice of Proposed Rules:

35 Ill. Reg. 14; January 3, 2011
- 4) Date, Time and Location of Public Hearing: The Illinois Environmental Protection Agency (Illinois EPA), Division of Mobile Source Programs, will hold public hearings on February 23, 2011 at 2:00 pm in Room 208 at the Madison County Administration Building, 157 N. Main Street, Edwardsville, Illinois, and March 2, 2011 at 1:30 pm in Room 2-025 at the James R. Thompson Center, 100 W. Randolph Street, Chicago, Illinois, to accept comments on proposed changes to the Procedures To Be Followed In The Performance Of Inspections Of Motor Vehicle Emissions, 35 Ill. Adm. Code 276.
- 5) Other Pertinent Information: The proposal would amend the State of Illinois regulation 35 Ill. Adm. Code Part 276 to reflect the adoption of the Vehicle Emissions Inspection Law of 2005 (625 ILCS 5/13C), an amendment thereto, and to make necessary improvements to the program. The amendments propose the removal of the IM240 emissions test procedures, related provisions and definitions, and all references thereto to reflect full implementation of on-board diagnostic testing. The amendments require a subject vehicle owner to obtain, but not display or possess, an emissions compliance certificate in order to obtain or renew the subject vehicle's registration. The amendments remove all different types of inspection certificates or stickers and propose the use of a universal "emission compliance certificate." The amendments add new definitions and revise provisions relating to waivers, economic hardship, fleet self-testing, grievances, test notices, and reciprocity. The amendments propose a new section relating to the collection and reporting of repair facility data. The amendments propose a new section providing requirements for obtaining an emissions compliance certificate where the vehicle is located and being primarily operated outside the affected counties. Finally, the proposed amendments revise, update, and clarify other provisions in the rule.

Copies of this proposal may be viewed by the public prior to the hearing on the Illinois EPA's website at <http://www.epa.state.il.us/public-notices/> or at the Illinois EPA's offices at 1021 North Grand Avenue East, Springfield, Illinois, during regular business hours (Monday through Friday, 8:30 a.m. until 4:30 p.m., except for State holidays). No walk-in requests for copies of this material will be accommodated. Requests and public inquiries should be directed to Kent Mohr at the Illinois EPA, 1021 North Grand Ave

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East, P.O. Box 19276, Springfield, Illinois 62794-9276, telephone number (217)782-5544 or TDD (217) 782-9143.

The hearings will be held under the provisions of the Illinois EPA's "Procedures for Information and Quasi-Legislative Public Hearings" (35 Ill. Adm. Code 164). Any questions about the hearing procedures, requests for copies of the hearing rules, or requests for special needs interpreters should be directed to Dean Studer, Agency Hearing Officer, at the address below. Requests for special needs interpreters must be made by February 8, 2011.

The Hearing Record will close on April 1, 2011. In addition to oral comments made at the hearings, written comments will also be accepted. Written comments need not be notarized and must be postmarked by midnight April 1, 2011. Written comments should be mailed to Dean Studer, Hearing Officer, Illinois EPA, 1021 North Grand Ave East, P.O. Box 19276, Springfield, Illinois 62794-9276, telephone number (217) 558-8280 or TDD (217) 782-9143.