**Section 102.820 Petition Contents**

A proposal must include:

a) The language of the proposed rule, amendment, or repealer identifying the surface water body or water body segment being proposed for designation, amendment, or repeal as an ORW. Language being added must be indicated by underscoring, and language being deleted must be indicated by strike-outs. The proposed rule must be drafted in accordance with 1 Ill. Adm. Code 100.Subpart C;

b) A statement describing the specific surface water body or water body segment for which the ORW designation, amendment, or repeal is requested and the present designation of the surface water body or water body segment;

c) A statement describing the area in which the specific surface water body or water body segment exists, including:

1) The existence of wetlands or natural areas;

2) The living organisms in that area, including endangered or threatened species of plants, aquatic life or wildlife listed under the federal Endangered Species Act (16 USC 1531 et seq.) or the Illinois Endangered Species Protection Act [41 ILCS 10];

d) A statement supporting the designation, the amendment, or the repeal, including the health, environmental, recreational, aesthetic or economic benefits of the designation, the amendment, or the repeal;

e) A statement identifying the anticipated impact on economic and social development of the ORW designation, amendment, or repeal. This statement must include:

1) Impacts on the regional economy;

2) Impacts on regional employment;

3) Impacts on the community;

4) A comparison of the health and environmental impacts to the economic impact of an ORW designation;

f) A statement describing the existing and anticipated uses of the specific surface water body or water body segment for which the ORW designation, amendment, or repeal is requested;

g) A statement describing the existing water quality of the specific surface water body or water body segment warranting the ORW designation, amendment, or repeal;

h) A synopsis of all testimony to be presented by the proponent at hearing;

i) Any material to be incorporated by reference within the proposed designation under Section 5-75 of the IAPA;

j) *A descriptive title or other description of any published study or research report used in developing the rule, the identity of the person who performed such study, and a description of where the public may obtain a copy of any such study or research report. If the study was performed by an agency or by a person or entity that contracted with the agency for the performance of the study, the agency shall also make copies of the underlying data available to members of the public upon request if the data are not protected from disclosure under* FOIA [5 ILCS 100/5-40(3.5)];

k) Documentation of service upon all persons required to be served under Section 102.810;

l) Unless the proponent is the Agency or DNR or receives a waiver by the Board, a petition signed by at least 200 persons under Section 28 of the Act; and

m) Where any information required by this Section is inapplicable or unavailable, a complete justification for such inapplicability or unavailability.

(Source: Amended at 41 Ill. Reg. 10002, effective July 5, 2017)