

SB3251



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB3251

Introduced 2/1/2012, by Sen. Mike Jacobs

SYNOPSIS AS INTRODUCED:

415 ILCS 5/28.7 new

Amends the Environmental Protection Act. Requires the Environmental Protection Agency, in certain rulemakings before the Illinois Pollution Control Board, to include a statement of reasons that (i) assesses the differences between the Agency's proposed rule and other state and federal laws and (ii) analyzes the need for and reasonableness of each difference. Effective immediately.

LRB097 17985 JDS 63208 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Environmental Protection Act is amended by
5 adding Section 28.7 as follows:

6 (415 ILCS 5/28.7 new)

7 Sec. 28.7. Agency rulemaking; statement of reasons. For any
8 rulemaking proposal submitted to the Board by the Agency under
9 Section 28 of this Act to adopt or amend standards for air
10 quality, solid waste or hazardous waste, or water quality, the
11 statement of reasons must include:

12 (1) an assessment of any differences between the proposed
13 rule and:

14 (A) existing federal standards adopted under the
15 federal Clean Air Act (42 U.S.C. 7401 et seq., the federal
16 Clean Water Act (33 U.S.C. 1251 et seq.), the Resource
17 Conservation and Recovery Act (42 U.S.C. 6901 et seq.), or
18 any successor Act, as applicable;

19 (B) similar standards in states bordering Illinois;
20 and

21 (C) similar standards in states within the
22 Environmental Protection Agency Region 5; and

23 (2) a specific analysis of the need for and reasonableness

1 of each difference.

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.