

SB0855



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB0855

Introduced 1/24/2013, by Sen. John J. Cullerton

SYNOPSIS AS INTRODUCED:

415 ILCS 5/26

from Ch. 111 1/2, par. 1026

Amends the Environmental Protection Act. Makes a technical change to a Section concerning the adoption of procedural rules.

LRB098 05074 JDS 35105 b

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 changing Section 26 as follows:

6 (415 ILCS 5/26) (from Ch. 111 1/2, par. 1026)

7 Sec. 26. The ~~The~~ Board may adopt such procedural rules as
8 may be necessary to accomplish the purposes of this Act. In
9 adopting such rules the Board shall follow the rulemaking
10 procedures of the Illinois Administrative Procedure Act.

11 Without limiting the generality of this grant of authority,
12 and notwithstanding any requirement that hearings be held in
13 actions brought pursuant to Titles VIII and X of the Act, the
14 Board may adopt procedural rules for resolution of such actions
15 by summary judgment prior to hearing upon motion by either
16 party except as otherwise required by federal law, as well as
17 procedural rules requiring the parties to perfect their
18 pleadings to conform to the evidence as presented to the Board.

19 (Source: P.A. 85-1048.)