

1 AN ACT in relation to environmental matters.

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
5 by changing Section 26 as follows:

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

7 Sec. 26. Rules. The Board may adopt such procedural rules
8 as may be necessary to accomplish the purposes of this Act.
9 In 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
12 authority, and notwithstanding any requirement that hearings
13 be held in actions brought pursuant to Titles VIII and X of
14 the Act, the Board may adopt procedural rules for resolution
15 of such actions by summary judgment prior to hearing upon
16 motion by either party except as otherwise required by
17 federal law, as well as procedural rules requiring the
18 parties to perfect their pleadings to conform to the evidence
19 as presented to the Board.

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