

JOINT COMMITTEE ON ADMINISTRATIVE RULES

MICHAEL A. BILANDIC BUILDING  
ROOM 600C  
CHICAGO, ILLINOIS  
OCTOBER 14, 2014  
11:30 A.M.

***NOTICE:** It is the policy of the Committee to allow only representatives of State agencies to testify orally on any rule under consideration at Committee hearings. If members of the public wish to express their views with respect to a proposed rule, they should submit written comments to the Office of the Joint Committee on Administrative Rules at the following address:*

*Joint Committee on Administrative Rules  
700 Stratton Office Building  
Springfield, Illinois 62706*

**RULEMAKINGS SCHEDULED FOR JCAR REVIEW**

The following rulemakings are scheduled for review at this meeting. JCAR staff may be proposing action with respect to some of these rulemakings. JCAR members may have questions concerning, and may initiate action with respect to, any item scheduled for JCAR review and any other issues within the Committee's purview.

**PROPOSED RULEMAKINGS**

Chief Procurement Officer – General Services

1. [Chief Procurement Officer for General Services Standard Procurement](#) (44 Ill. Adm. Code 1)
  - First Notice Published: 38 Ill. Reg. 10327 – 5/16/14
  - Expiration of Second Notice – 11/17/14

Commerce and Economic Opportunity

2. [State Administration of the Federal Community Development Block Grant Program for Small Cities](#) (47 Ill. Adm. Code 110)
  - First Notice Published: 38 Ill. Reg. 14071 – 7/11/14
  - Expiration of Second Notice: 11/1/14

Commerce Commission

3. [Rules of Practice](#) (83 Ill. Adm. Code 200)
  - First Notice Published: 38 Ill. Reg. 3416 – 2/7/14

-Expiration of Second Notice: 10/30/14

4. [Governmental Electric Aggregation](#) (83 Ill. Adm. Code 470)
  - First Notice Published: 37 Ill. Reg. 20544 – 12/27/13
  - Expiration of Second Notice: 10/21/14

#### Education

5. Educator Licensure (23 Ill. Adm. Code 25)
  - First Notice Published: 38 Ill. Reg. 14081 – 7/11/14
  - Expiration of Second Notice: 11/1/14
6. [Dismissal of Tenured Teachers Under Article 24 and Dismissal of Tenured Teachers and Principals Under Article 34 of the School Code](#) (23 Ill. Adm. Code 51)
  - First Notice Published: 38 Ill. Reg. 14217 – 7/11/14
  - Expiration of Second Notice: 11/1/14
7. [Charter Schools](#) (23 Ill. Adm. Code 650)
  - First Notice Published: 38 Ill. Reg. 11482 – 5/30/14
  - Expiration of Second Notice: 11/1/14

#### Emergency Management Agency

8. Emergency and Written Notification of an Incident or Accident Involving a Reportable Hazardous Substance (29 Ill. Adm. Code 430)
  - First Notice Published: 38 Ill. Reg. 17174 – 8/15/14
  - Expiration of Second Notice: 11/14/14
9. [General Provisions for Radiation Protection](#) (32 Ill. Adm. Code 310)
  - First Notice Published: 38 Ill. Reg. 10730 – 5/23/14
  - Expiration of Second Notice: 10/14/14
10. [Licensing of Radioactive Material](#) (32 Ill. Adm. Code 330)
  - First Notice Published: 38 Ill. Reg. 10752 – 5/23/14
  - Expiration of Second Notice: 10/14/14
11. [Licensing Requirements for Source Material Milling Facilities](#) (32 Ill. Adm. Code 332)
  - First Notice Published: 38 Ill. Reg. 10760 – 5/23/14
  - Expiration of Second Notice: 10/14/14
12. [Licensing and Radiation Safety Requirements for Irradiators](#) (32 Ill. Adm. Code 346)
  - First Notice Published: 38 Ill. Reg. 10768 – 5/23/14
  - Expiration of Second Notice: 10/14/14

#### Environmental Protection Agency

13. [Collection of Out-of-Service Mercury Thermostats](#) (35 Ill. Adm. Code 190)
  - First Notice Published: 38 Ill. Reg. 15811 – 7/25/14
  - Expiration of Second Notice: 10/29/14

#### Financial and Professional Regulation

14. [Licensing and Regulation of Pawn Brokers](#) (38 Ill. Adm. Code 360)
  - First Notice Published: 38 Ill. Reg. 10502 – 5/16/14
  - Expiration of Second Notice: 11/11/14
15. [The Barber, Cosmetology, Esthetics, Hair Braiding, and Nail Technology Act of 1985](#) (68 Ill. Adm. Code 1175)
  - First Notice Published: 38 Ill. Reg. 13595 – 7/7/14
  - Expiration of Second Notice: 11/5/14
16. [Environmental Health Practitioner Licensing Act](#) (68 Ill. Adm. Code 1247)
  - First Notice Published: 38 Ill. Reg. 16053 – 8/1/14
  - Expiration of Second Notice: 11/7/14

#### Gaming Board

17. [Riverboat Gambling](#) (86 Ill. Adm. Code 3000)
  - First Notice Published: 38 Ill. Reg. 14641 – 7/18/14
  - Expiration of Second Notice: 10/25/14

#### Healthcare and Family Services

18. [Mental Health Services in Nursing Facilities](#) (89 Ill. Adm. Code 145)
  - First Notice Published: 38 Ill. Reg. 14076 – 7/11/14
  - Expiration of Second Notice: 11/12/14
19. [Mental Health Services in Nursing Facilities](#) (89 Ill. Adm. Code 145)
  - First Notice Published: 38 Ill. Reg. 14772 – 7/18/14
  - Expiration of Second Notice: 11/12/14
20. [Specialized Health Care Delivery Systems](#) (89 Ill. Adm. Code 146)
  - First Notice Published: 38 Ill. Reg. 14779 – 7/18/14
  - Expiration of Second Notice: 11/12/14
21. [Reimbursement for Nursing Costs for Geriatric Facilities](#) (89 Ill. Adm. Code 147)
  - First Notice Published: 38 Ill. Reg. 14781 – 7/18/14
  - Expiration of Second Notice: 11/12/14
22. [Long Term Care Reimbursement Changes](#) (89 Ill. Adm. Code 153)
  - First Notice Published: 38 Ill. Reg. 14802 – 7/18/14
  - Expiration of Second Notice: 11/12/14

### Insurance

23. [Workers' Compensation Rate and Manual Filing](#) (50 Ill. Adm. Code 2902)  
-First Notice Published: 38 Ill. Reg. 13139 – 6/27/14  
-Expiration of Second Notice: 11/13/14

### Labor

24. [Health and Safety](#) (56 Ill. Adm. Code 350)  
-First Notice Published: 38 Ill. Reg. 13728 – 7/7/14  
-Expiration of Second Notice: 11/26/14

### Natural Resources

25. [Allocation of Water From Lake Michigan](#) (17 Ill. Adm. Code 3730)  
-First Notice Published: 38 Ill. Reg. 5754 – 3/7/14  
-Expiration of Second Notice: 10/19/14
26. [Hydraulic Fracturing Regulatory Act](#) (62 Ill. Adm. Code 245)  
-First Notice Published: 37 Ill. Reg. 18097 – 11/15/13  
-Expiration of Second Notice: 11/14/14
27. [The Illinois Oil and Gas Act](#) (62 Ill. Adm. Code 240)  
-First Notice Published: 37 Ill. Reg. 18081 – 11/15/13  
-Expiration of Second Notice: 11/14/14

### Public Health

28. [Skilled Nursing and Intermediate Care Facilities Code](#) (77 Ill. Adm. Code 300)  
-First Notice Published: 38 Ill. Reg. 11666 – 6/6/14  
-Expiration of Second Notice: 10/22/14
29. [Specialized Mental Health Rehabilitation Facilities Code](#) (77 Ill. Adm. Code 380)  
-First Notice Published: 38 Ill. Reg. 11713 – 6/6/14  
-Expiration of Second Notice: 11/25/14
30. [Visa Waiver Program for International Medical Graduates](#) (77 Ill. Adm. Code 591)  
-First Notice Published: 38 Ill. Reg. 15816 – 7/25/14  
-Expiration of Second Notice: 11/5/14
31. The Dental Student Grant Act (77 Ill. Adm. Code 592)  
-First Notice Published: 38 Ill. Reg. 15847 – 7/25/14  
-Expiration of Second Notice: 11/5/14

32. [The Illinois Food, Drug and Cosmetic Act](#) (77 Ill. Adm. Code 720)
  - First Notice Published: 38 Ill. Reg. 10815 – 5/23/14
  - Expiration of Second Notice: 10/22/14
33. Grade A Pasteurized Milk and Milk Products (77 Ill. Adm. Code 775)
  - First Notice Published: 38 Ill. Reg. 10853 – 5/23/14
  - Expiration of Second Notice: 10/22/14
34. [Tanning Facilities Code](#) (77 Ill. Adm. Code 795)
  - First Notice Published: 38 Ill. Reg. 10869 – 5/23/14
  - Expiration of Second Notice: 10/22/14
35. [Lawn Irrigation Contractor and Lawn Sprinkler System Registration Code](#) (77 Ill. Adm. Code 892)
  - First Notice Published: 38 Ill. Reg. 8756 – 4/25/14
  - Expiration of Second Notice: 10/23/14
36. [Plumbing Contractor Registration Code](#) (77 Ill. Adm. Code 894)
  - First Notice Published: 38 Ill. Reg. 8772 – 4/25/14
  - Expiration of Second Notice: 10/22/14
37. [Food Service Sanitation Code](#) (77 Ill. Adm. Code 750)
  - First Notice Published: 38 Ill. Reg. 10822 – 5/23/14
  - Expiration of Second Notice: 10/22/14

#### Racing Board

38. [Prohibited Conduct](#) (11 Ill. Adm. Code 423)
  - First Notice Published: 38 Ill. Reg. 14811 – 7/18/14
  - Expiration of Second Notice: 10/25/14
39. [Fines, Suspension, and Expulsion](#) (11 Ill. Adm. Code 1322)
  - First Notice Published: 38 Ill. Reg. 14815 – 7/18/14
  - Expiration of Second Notice: 10/25/14

#### Teacher's Retirement System

40. [The Administration and Operation of the Teachers' Retirement System](#) (80 Ill. Adm. Code 1650)
  - First Notice Published: 38 Ill. Reg. 13203 – 6/27/14
  - Expiration of Second Notice: 10/29/14

### **PEREMPTORY RULEMAKING**

#### Central Management Services

41. Pay Plan (80 Ill. Adm. Code 310)  
-First Notice Published: 38 Ill. Reg. 18791 – 9/12/14

## **EXPEDITED CORRECTIONS**

### Revenue

42. [Regional Transportation Authority Retailers' Occupation Tax](#) (86 Ill. Adm. Code 320)  
-First Notice Published: 38 Ill. Reg. 19295 – 9/26/14
43. [Salem Civic Center Retailers' Occupation Tax](#) (86 Ill. Adm. Code 690)  
-First Notice Published: 38 Ill. Reg. 19306 – 9/26/14
44. [Non-Home Rule Municipal Retailers' Occupation Tax](#) (86 Ill. Adm. Code 693)  
-First Notice Published: 38 Ill. Reg. 19317 – 9/26/14

## **AGENCY RESPONSES**

### Revenue

45. Home Rule County Retailers Occupation Tax (86 Ill. Adm. Code 220)  
-First Notice Published: 38 Ill. Reg. 6549 – 3/21/14  
-Agency Response: Agreement
46. Home Rule Municipal Retailers' Occupation Tax (86 Ill. Adm. Code 270)  
-First Notice Published: 38 Ill. Reg. 6562 – 3/21/14  
-Agency Response: Agreement
47. Regional Transportation Authority Retailers' Occupation Tax (86 Ill. Adm. Code 320)  
-First Notice Published: 38 Ill. Reg. 6575 – 3/21/14  
-Agency Response: Agreement
48. Metro East Mass Transit District Retailers' Occupation Tax (86 Ill. Adm. Code 370)  
-First Notice Published: 38 Ill. Reg. 6588 – 3/21/14  
-Agency Response: Agreement
49. Metro-East Park and Recreation District Retailers' Occupation Tax (86 Ill. Adm. Code 395)  
-First Notice Published: 38 Ill. Reg. 6601 – 3/21/14  
-Agency Response: Agreement
50. County Water Commission Retailers' Occupation Tax (86 Ill. Adm. Code 630)  
-First Notice Published: 38 Ill. Reg. 6614 – 3/21/14  
-Agency Response: Agreement
51. Special County Retailers' Occupation Tax for Public Safety (86 Ill. Adm. Code 670)

-First Notice Published: 38 Ill. Reg. 6627 – 3/21/14  
-Agency Response: Agreement

52. Salem Civic Center Retailers' Occupation Tax (86 Ill. Adm. Code 690)

-First Notice Published: 38 Ill. Reg. 6640 – 3/21/14  
-Agency Response: Agreement

53. Non-Home Rule Municipal Retailers' Occupation Tax (86 Ill. Adm. Code 693)

-First Notice Published: 38 Ill. Reg. 6653 – 3/21/14  
-Agency Response: Agreement

54. County Motor Fuel Tax (86 Ill. Adm. Code 695)

-First Notice Published: 38 Ill. Reg. 6666 – 3/21/14  
-Agency Response: Agreement