

# JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:  
SEN. DON HARMON

CO-CHAIR:  
REP. KEITH WHEELER

EXECUTIVE DIRECTOR:  
VICKI THOMAS



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SEN. BILL BRADY  
SEN. KAREN McCONAUGHAY  
SEN. TONY MUÑOZ  
SEN. IRA SILVERSTEIN  
SEN. CHUCK WEAVER  
REP. PETER BREEN  
REP. TOM DEMMER  
REP. GREG HARRIS  
REP. LOU LANG  
REP. ANDRÉ THAPEDI

## MINUTES

May 9, 2017

### MEETING CALLED TO ORDER

The Joint Committee on Administrative Rules met on Tuesday, May 9, 2017 at 10:30 a.m. in Room C-1 of the Stratton Office Building, Springfield IL. Co-Chair Harmon called the meeting to order and announced that the policy of the Committee is to allow only representatives of State agencies to testify orally on any rule under consideration at Committee meetings. Other persons are encouraged to submit their comments to the JCAR office in writing.

### ATTENDANCE ROLL CALL

X Senator Bill Brady	X Representative Peter Breen
X Senator Don Harmon	X Representative Tom Demmer
X Senator Karen McConnaughay	X Representative Greg Harris
X Senator Tony Muñoz	X Representative Lou Lang
X Senator Ira Silverstein	X Representative André Thapedi
X Senator Chuck Weaver	X Representative Keith Wheeler

### APPROVAL OF THE MINUTES OF THE APRIL 4, 2017 MEETING

Senator Silverstein moved, seconded by Representative Lang, that the minutes of the April 4, 2017 meeting be approved. The motion passed unanimously (12-0-0).

### REVIEW OF AGENCY RULEMAKING

*Pollution Control Board – General Rules (35 Ill. Adm. Code 101; 41 Ill. Reg. 1293); Regulatory and Informational Hearings and Proceedings (35 Ill. Adm. Code 102; 41 Ill. Reg. 1364); Enforcement (35 Ill. Adm. Code 103; 41 Ill. Reg. 1394); Regulatory Relief Mechanisms (35 Ill. Adm. Code 104; 41 Ill. Reg. 1411); Appeals of Final Decisions of State Agencies (35 Ill. Adm. Code 105; 41 Ill. Reg. 1446); Proceedings Pursuant to Specific Rules or Statutory Provisions (35 Ill. Adm. Code 106; 41 Ill. Reg. 1466); Petition to Review Pollution Control Facility Siting Decisions (35 Ill. Adm. Code 107; 41 Ill. Reg. 1524); Administrative Citations (35 Ill. Adm. Code 108; 41 Ill. Reg. 1534); Tax Certifications (35 Ill. Adm. Code 125; 41 Ill. Reg. 1544); Identification and Protection of Trade Secrets and Other Non-Disclosable Information (35 Ill. Adm. Code 130; 41 Ill. Reg. 1552)*

Senator McConnaughay moved, seconded by Senator Weaver, that JCAR, with the concurrence of PCB, extend the Second Notice period for an additional 45 days. The motion passed unanimously.

## **AGENCY RESPONSES**

*Department of Children and Family Services – Reports of Child Abuse and Neglect (89 Ill. Adm. Code 300; 40 Ill. Reg. 13064)*

*State Employees' Retirement System – Public Information, Rulemaking and Organization (2 Ill. Adm. Code 2375; 40 Ill. Reg. 15337)*

Due to the appropriateness of the Agencies' responses, no further action will be taken.

*Department of Natural Resources – Forest Management Plan (17 Ill. Adm. Code 1537; 40 Ill. Reg. 16680)*

Due to the appropriateness of the Agency's response, no further action will be taken. Staff will monitor.

## **CONSIDERATION OF OTHER RULEMAKINGS**

*Department of Healthcare and Family Services – Medical Payment (89 Ill. Adm. Code 140; 40 Ill. Reg. 15645)*

Representative Thapedi moved, seconded by Senator Muñoz, that JCAR, with the concurrence of the Department of Healthcare and Family Services, extend the Second Notice period for an additional 45 days. The motion passed unanimously.

*Department of Public Health – Laboratory Service Fees (77 Ill. Adm. Code 475; 40 Ill. Reg. 9325)*

Representative Thapedi moved, seconded by Senator Muñoz, that JCAR, with the concurrence of the Department of Public Health, extend the Second Notice period for an additional 45 days. The motion passed unanimously.

## **CERTIFICATION OF NO OBJECTION**

Representative Breen moved, seconded by Representative Demmer, that the Committee inform the agencies to whose rulemakings the Committee did not vote an Objection or Extension, or did not remove from the No Objection List, that the Committee considered their respective rulemakings at the monthly meeting and, based upon the agreements for modification of the rulemakings made by the agencies, no Objections will be issued. The motion passed unanimously (12-0-0), except for 2 rulemakings on which Representative Lang abstained (Department of Human Services – Administration of Medication in Community Settings (59 Ill. Adm. Code 116; 40 Ill. Reg. 8512) and Administrative Hearings (89 Ill. Adm. Code 508; 40 Ill. Reg. 8541)).

## **ANNOUNCEMENT OF MAY MEETING DATE**

Co-Chair Harmon announced that the next JCAR meeting would be held at 11:00 a.m. on Tuesday, June 13, 2017, in Room 600C of the Michael A. Bilandic Building, Chicago IL.

## **ADJOURNMENT**

Senator Muñoz moved, seconded by Representative Breen, that the meeting stand adjourned. The motion passed unanimously.