

Illinois Regulation is a summary of the weekly regulatory decisions of State agencies published in the Illinois Register and action taken by the Illinois General Assembly's Joint Committee on Administrative Rules. Illinois Regulation is designed to inform and involve the public in changes taking place in agency administration.

New Regulations

Proposed Regulations

☞ DAY CARE CRIB SAFETY

The DEPARTMENT OF CHILDREN AND FAMILY SERVICES adopted amendments to "Licensing Standards for Day Care Homes" (89 Ill. Adm. Code 406; 36 Ill. Reg. 5663) and "Licensing Standards for Group Day Care Homes" (89 Ill. Adm. Code 408; 36 Ill. Reg. 5678), effective 8/15/12, that implement a federal regulation. The rulemaking requires these licensees to meet federal safety standards for baby cribs found in 16 CFR 1219 or 1220 by 12/28/12. Since 1st Notice, DCFS has clarified that in the absence of a crib manufacturer's certificate of compliance with federal safety standards, proof that a crib was manufactured on or after 6/28/11 will suffice. Licensed day care homes and group day care homes may be impacted by this rulemaking.

Questions/requests for copies/comments concerning the 2 DCFS rulemakings above through 5/29/12: Jeff Osowski, DCFS, 406 E. Monroe, Station #65-D, Springfield IL 62701-1498, 217/524-1983, TTY 217/524-3715, Fax 217/557-0692, e-mail: cfpolicy@idcfs.state.il.us.

☞ DEER HUNTING

The DEPARTMENT OF NATURAL RESOURCES adopted amendments to "White Tailed Deer Hunting By Use of Firearms" (17 Ill Adm Code 650; 36 Ill Reg 4283), "White Tailed Deer Hunting By Use of Muzzleloading Rifles" (17 Ill Adm Code 660; 36 Ill Reg 4300), and "White Tailed Deer Hunting By Use of Bow and Arrow" (17 Ill Adm Code 670; 36 Ill Reg 4314 and 4682), all effective 8/10/12. Amendments to Parts 650 and 660 move the daily random drawing period for firearm deer hunting permits to the 2nd Tuesday in August through the 2nd Monday in September (currently, 2nd Tuesday in September through 1st Monday in October). Also, the application deadline for a second lottery drawing for permits in counties and special hunt areas with unfilled quotas after the first drawing is moved to June 30 (currently, the second Monday in August). The amendments also include 7 site specific changes to Part 650 and 4 site specific changes to Part 660. Amendments to Part 670, which combine 2 separately proposed rulemakings, make approximately 40 site-specific changes regarding archery deer

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☞ RADIOLOGY

The ILLINOIS EMERGENCY MANAGEMENT AGENCY proposed amendments to Parts titled "Registration and Operator Requirements for Radiation Installations" (32 Ill Adm Code 320; 36 Ill Reg 13354), "Fees for Radioactive Material Licensees" (32 Ill Adm Code 331; 36 Ill Reg 13364), "Quality Standards and Certification Requirements for Facilities Performing Mammography" (32 Ill Adm Code 370; 36 Ill Reg 13369), and "Registration Requirements for Diagnostic Imaging Specialists and Therapeutic Radiological Physicists" (32 Ill Adm Code 410; 36 Ill Reg 13382). The Part 320 rulemaking updates X-ray installation classifications, increases fees for those classifications to cover the cost of the X-ray registration and inspection program, and adds quality assurance requirements for users of digital imaging acquisition systems. Amendments to Part 331 update a reference to affected use categories. The Part 370 amendments increase the annual certification fee for certified mammography installations from \$750 to \$1,300 to cover increased program costs, and require every mammography fa-

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NEW REGULATIONS: Rules adopted by agencies this week.

PROPOSED REGULATIONS: Rules proposed by agencies this week, commencing a 45-day First Notice period. Public comments must be accepted by the agency for the period of time indicated.

☞: Symbol designating rules of special interest to small businesses, small municipalities, and not-for-profit corporations. Agencies are required to consider comments from these groups and minimize the regulatory burden on them.

QUESTIONS/COMMENTS/RULE TEXT: Direct mail or phone calls to the agency personnel listed below each summary. Providing volume and issue number of The Flinn Report or the Illinois Register will expedite the process. Some agencies charge copying fees. However, copy requests do not have to be made under the Freedom of Information Act.

New Regulations

hunting at various locations and state that non-residents may not purchase a combination archery permit after September 30 if they have previously purchased a single antlerless-only archery deer permit. Since 1st Notice, four sites (Beaver Dam State Park, Bohm Woods State Nature Preserve, Goode's Woods State Nature Preserve, and Horseshoe Lake State Park) have been allowed to remain on the list of sites where hunter quotas shall be filled by mail-in drawing, instead of being placed in the site list for online site permitting and online harvest reporting. Those affected by these rulemakings include deer hunters and outfitters.

Questions/requests for copies of the 3 DNR rulemakings above: George Sisk, DNR, One Natural Resources Way, Spfld., IL 62702-1271, 217/782-1809.

ESTATE TAXES

The ATTORNEY GENERAL adopted amendments to "Illinois Estate and Generation-Skipping Transfer Tax Return" (86 Ill Adm Code 2000; 36 Ill. Reg. 4462), effective 8/9/12, to conform to the Illinois Religious Freedom Protection and Civil Union Act, which grants parties to a civil union the same legal status as spouses in Illinois law. Civil union partners who elect a marital deduction or qualified terminal interest property (Q-TIP) election for

Illinois estate tax purposes are required to file the following returns with the Attorney General: a Form 700 Illinois Estate and Generation-Skipping Transfer Tax Return; a pro forma Federal Form 706 United States Estate (and Generation-Skipping Transfer) Tax Return; and for a federally filed taxable estate, a copy of the Federal Form 706 United States Estate (and Generation-Skipping Transfer) Tax Return actually filed with the IRS.

Questions/requests for copies: Rosalie Lowery, Office of the Attorney General, 500 S. 2nd St., Spfld., IL 62706, 217/782-9070 or John Flores, Office of the Attorney General, 100 W. Randolph, 13th Fl., Chicago IL 60601, 312/814-6153.

Proposed Regulations

cility with a radiographic unit to be accredited by, or have an application for accreditation pending with, an approved accrediting body (currently, the American College of Radiology). Finally, the Part 410 amendment removes two criteria for individuals seek-

ing approval as diagnostic imaging specialists and grandfathers approval for current specialists. Those affected by these rulemakings include medical facilities that use X-ray equipment and persons licensed or certified as radiologists.

Questions/requests for copies/comments on the 4 IEMA rulemakings above through 10/9/12: Traci Burton, IEMA, 1035 Outer Park Drive, Springfield IL 62704, 217/785-9860, TDD- 217/782-6133.

Second Notices

The following rulemakings were moved to Second Notice this week by the agencies listed below, commencing the JCAR review period. These rulemakings will be considered at JCAR's September 11, 2012 meeting.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

"Illinois Public Accounting Act" (68 Ill Adm Code 1420) proposed 6/15/12 (36 Ill Reg 8579)

ILLINOIS COMMERCE COMMISSION

"Customer Credits" (83 Ill Adm Code 732) proposed 10/7/12 (35 Ill Reg 15718)

ATTORNEY GENERAL

"Married Families Domestic Violence Grants" (89 Ill Adm Code 1110) proposed 5/25/12 (36 Ill Reg 7745)

STATE BOARD OF EDUCATION

"Charter Schools" (23 Ill Adm Code 650) proposed 6/1/12 (36 Ill Reg 8063)

ILLINOIS GAMING BOARD

"Video Gaming (General)" (11 Ill Adm Code 1800) proposed 6/29/12 (36 Ill Reg 9377)

STATE BOARD OF EDUCATION

Repeal of "Contested Cases and Other Formal Hearings" (23 Ill Adm Code 475) proposed 3/9/12 (36 Ill Reg 3782)

"Contested Cases and Other Formal Hearings" (23 Ill Adm Code 475) proposed 3/9/12 (36 Ill Reg 3803)

Repeal of "Appeal Proceedings Before the State Teacher Certification Board" (23 Ill Adm Code 485) proposed 3/9/12 (36 Ill Reg 3831)