

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

AABD GRANT ADJUSTMENTS

The DEPARTMENT OF HUMAN SERVICES adopted amendments to "Aid to the Aged, Blind or Disabled" (89 Ill Adm Code 113; 36 Ill Reg 6345), effective 10/5/12, to increase the grant adjustment and sheltered care, personal care, and nursing care rate amounts by \$24 to match the federal January 2012 Social Security (SSA) benefit and Supplemental Security Income (SSI) benefit increases. The grant adjustment and rate amounts are increased annually to reflect the federal increases in SSA and SSI benefits. These amounts are deducted from income when calculating eligibility for AABD benefits.

Questions/requests for copies: Tracie Drew, DHS, 100 S. Grand Ave. E., 3rd Fl., Springfield IL 62762, 217/785-9772.

GROUNDWATER QUALITY

The POLLUTION CONTROL BOARD adopted amendments to "Groundwater Quality" (35 Ill Adm Code 620; 35 Ill Reg 18502), effective 10/5/12, that update groundwater quality rules based on new scientific data, federal amendments and technical references. Preventive response levels for con-

taminants not classified as carcinogens are added. Caps for concentrations of chemical, organic and explosive constituents for Class I (drinking water sources) and II (general water sources) groundwaters are revised and added. For Class IV ("other groundwater") sources within previously mined areas, standards for various explosive chemicals are added. Incorporations by reference are added and new terms are defined.

Questions/requests for copies: Richard McGill, PCB, 100 W. Randolph, Ste. 11-500, Chicago IL 60601, 312/814-6983 or 312/814-3620, email: mcgillr@ipcb.state.il.us. Please reference docket R08-18.

TUBERCULOSIS CONTROL

The DEPARTMENT OF PUBLIC HEALTH adopted amendments to "Control of Tuberculosis Code" (77 Ill Adm Code 696; 36 Ill Reg 772), effective 10/2/12, that update the Part to make it consistent with current State law, communicable disease reporting practices, professional standards and federal guidelines. Topics addressed include responsibilities in "health care settings" (defined as any instance in

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Proposed Regulations

LICENSE PLATES

The SECRETARY OF STATE proposed amendments to "Cancellation, Revocation or Suspension of Licenses or Permits" (92 Ill Adm Code 1040; 36 Ill Reg 15189) implementing Public Act 97-743, which declares modifying a rear license plate to conceal the registration sticker a class A misdemeanor. A person who is convicted of this violation will have his or her driving privileges suspended in the following manner: 1st conviction, 6-month suspension; 1st conviction (with an open or pending revocation), revocation; 2nd conviction, 12-month suspension; 3rd or subsequent conviction, revocation.

Questions/requests for copies/comments through 12/3/12: Jennifer Egizii, SOS, 2701 S. Dirksen Parkway, Springfield IL 62723, 217/557-4462.

HEALTH CARE LICENSES

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION proposed amendments to "Non-Binding, Advisory Opinions on Criminal Convictions" (68 Ill Adm Code 1130; 36 Ill Reg 15175) implementing Public

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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

which a health care worker "might share air space" with a TB-infected person or come in contact with clinical specimens); screening for latent infection and active disease; management of persons with latent infection; diagnosis and management of persons with suspected or confirmed active disease; reporting requirements; and DPH's or the local TB control authority's role in enforcement and control. These amendments are too

detailed to describe in their entirety. For further information, contact the agency individual noted below. Changes since 1st Notice include addition of a definition for "serious adverse medication reaction"; clarification that TB screening tests for clients in non-acute-care residential settings are required when these settings serve high risk groups; and removal of U.S. mail as an option for filing reports of TB cases (reports must be filed by fax

or via a web-based system authorized by DPH). Affected entities include hospitals, long-term care facilities, residential facilities, alcohol and drug treatment centers, laboratories and other health care settings.

Questions/requests for copies: Susan Meister, DPH, 535 W. Jefferson St., 5th Fl., Springfield IL 62761-0001, 217/782-2043, e-mail: dph.rules@illinois.gov.

Proposed Regulations

Acts 97-156 and 97-873 that provide for denial of an initial license, or revocation of a current license, of a licensed health care worker if he or she is convicted of a crime that requires registration as a sex offender or is convicted of a forcible felony. The rulemaking also changes the title of the Part to "Administrative Procedures for General Professional Regulation under the Administrative Code". A licensee has 20 days to respond after

the day a Notice of Intent to Issue Permanent Revocation Order is mailed. If the licensee fails to respond within this period, the Director will issue a permanent order to revoke the license. The rulemaking specifies the professionals who are subject to the rules as well as what is considered a forcible felony. Finally, the rulemaking sets out the criteria for a chaperone order (requiring a licensee to have someone else present when seeing

patients) that the licensee must abide by while criminal charges are pending. Health care providers who employ affected licensed healthcare workers will be affected by this rulemaking.

Questions/requests for copies/comments through 12/3/12: Craig Cellini, 320 W. Washington, 3rd Floor, Springfield IL 62786, 217/785-0813.

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 November 13, 2012 meeting.

ILLINOIS EMERGENCY MANAGEMENT AGENCY

"Registration and Operator Requirements for Radiation Installations" (32 Ill Adm Code 320) proposed 8/24/12 (36 Ill Reg 13354)

"Fees for Radioactive Material Licenses" (32 Ill Adm Code 331) proposed 8/24/12 (36 Ill Reg 13364)

"Quality Standards and Certification Requirements for Facilities Perform-

ing Mammography" (32 Ill Adm Code 370) proposed 8/24/12 (36 Ill. Reg. 13369)

BOARD OF HIGHER EDUCATION

"Grow Your Own Teacher Grants" (23 Ill Adm Code 1085) proposed 8/10/12 (36 Ill Reg 12666)

ILLINOIS RACING BOARD

"Medication" (11 Ill Adm Code 603) proposed 8/17/12 (36 Ill Reg 12988)

TEACHERS' RETIREMENT SYSTEM

"The Administration and Operation of the Teachers' Retirement System" (80 Ill Adm Code 1650) proposed 8/3/12 (36 Ill Reg 12248)

DEPARTMENT OF INSURANCE

"Insurance Data Reporting Requirements" (50 Ill Adm Code 4203) proposed 2/13/12 (36 Ill Reg 1100)

JCAR Meeting Action

At its 10/16/12 meeting, the Joint Committee on Administrative Rules agreed to extend Second Notice an additional 45 days for the Capitol Development Board's rulemaking titled "Illinois Energy Conservation Code" (71 Ill Adm Code 600; 36 Ill Reg 6784) and the Department of Public Health's rulemaking titled "Perinatal HIV Prevention Code" (77 Ill Adm Code 699; 36 Ill Reg 2060)