

*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

### ☞ LOBBYISTS

The SECRETARY OF STATE adopted emergency amendments to the Part titled "Lobbyist Registration and Reports" (2 Ill Adm Code 560; 37 Ill Reg 20784), effective 12/16/13, for a maximum of 150 days. Identical proposed amendments appear in this issue of the *Illinois Register* at 37 Ill Reg 20628. The rulemakings implement recent amendments to the Lobbyist Registration Act that become effective 1/1/14, by changing the definition of "client" to mean any person or entity that employs or compensates a lobbyist to lobby State government; adding a definition of "client registrant" (client required to register under the Act); and requiring reports of lobbyist expenditures to include the names and addresses of client registrants and of the official or officials on whose behalf the expenditures ultimately were made. Registered lobbyists and their clients are affected by this rule.

Questions/requests for copies Michelle Nijm, SOS, 100 W. Randolph St. Ste. 5-400, Chicago IL 60601 312/814-7246.

### HUNTING

The DEPARTMENT OF NATURAL RESOURCES adopted amendments to 6 Parts titled "Raccoon, Opossum, Striped Skunk, Red Fox Gray Fox, Coyote and Woodchuck (Groundhog) Hunting" (17 Ill Adm Code 550; 37 Ill Reg 11010); "Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Badger, River Otter, Beaver and Woodchuck (Groundhog) Trapping" (17 Ill Adm Code 570; 37 Ill Reg 13133); "Squirrel Hunting" (17 Ill Adm Code 690; 37 Ill Reg 13226); "The Taking of Wild Turkeys - Spring Season" (17 Ill Adm Code 710; 37 Ill Reg 13240); "Dove Hunting" (17 Ill Adm Code 730; 37 Ill Reg 13304); and "Crow, Woodcock, Snipe, Rail and Teal Hunting" (17 Ill Adm Code 740; 37 Ill Reg 13322), all effective 12/12/13. These rulemakings include numerous site-specific changes related to the use of windshield cards at DNR sites. The Part 550 amendments make 67 site-specific changes and move the annual opening day of hunting from February 15 to March 15. In Part 570, procedures related to the taking of river otters are clarified and approxi-

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### ☞ ELECTRIC SUPPLIERS

The ILLINOIS COMMERCE COMMISSION proposed a new Part titled "Governmental Electric Aggregation" (83 Ill Adm Code 470; 37 Ill Reg 20544) addressing the duties of electric suppliers with respect to governmental aggregation (municipalities, townships and/or counties combining the electrical usage of their residents in order to obtain more advantageous terms of service from an electric supplier). The new Part outlines procedures for both opt-in aggregation programs (those that aggregate electric usage only among customers that choose to enroll) and opt-out aggregation programs (programs approved by referendum vote in an affected area that aggregate all electric users and assign them to one supplier, except those who choose not to participate). Topics covered in these rules include procedures for transfer of customer information to retail electric suppliers by a governmental aggregator; provisions for protection of customer information (e.g., customer-specific information cannot be sold or disclosed to any entity outside the program); procedures for notifying ICC

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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

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mately 100 site specific changes are made. In Part 690, there are approximately 74 site specific changes. In Part 710, the counties open to turkey hunting are increased, upcoming hunting dates are changed, clarifications are made regarding aspects of landowner/tenant permits, technical clarifications are made regarding archery equipment allowed to be used and numerous site specific changes are made, mostly in regard to use of windshield cards. Site specific changes made in Parts 730 and 740 are also mostly related to the use of windshield cards.

Questions/requests for copies of the 6 DNR rulemakings above: for Parts 550, 690 and 710, Shelly Knuppel; for Part 570, George Sisk; and for Parts 730 and 740, Julia Lawrence, all DNR, One Natural Resources Way, Springfield IL 62702-1271, 217/782-1809.

## STUDENT ASSISTANCE

The ILLINOIS STUDENT ASSISTANCE COMMISSION adopted amendments to "John R. Justice Student Loan Repayment Program" (23 Ill Adm Code 2754; 37 Ill Reg 11272), effective 1/1/14, that define a service agreement and allow flexibility in the number of years that a recipient must work as a public de-

fender or prosecutor in return for having their student loans repaid. A change since 1<sup>st</sup> Notice clarifies that the initial term of service to which an applicant must agree is 3 years, subject to change in a subsequent service agreement. Small municipalities or units of local government may be affected by this rulemaking.

Questions/requests for copies: Lynn Hynes, ISAC, 1755 Lake Cook Rd, Deerfield IL 60015, 847/948-8500, ext. 2305, fax 847/831-8299, e-mail: [lhynes@isac.org](mailto:lhynes@isac.org).

## LABOR RELATIONS

The ILLINOIS LABOR RELATIONS BOARD adopted amendments to "General Procedures" (80 Ill Adm Code 1200; 37 Ill Reg 13757) effective 12/13/13. A new Section allows board members to appear at Board meetings via video or phone if there is a quorum of members physically present, prior notice has been given (if practical) and the member has an illness or disability, is on Board business, or has a family or other emergency. The rulemaking also updates the Board's Springfield address.

Questions/requests for copies: Sarah R. Kerley, ILRB, One Natural Resources Way, 1<sup>st</sup> Floor, Springfield IL

62702, 217/785-3155, e-mail: [Sarah.R.Kerley@illinois.gov](mailto:Sarah.R.Kerley@illinois.gov).

## INCOME TAX EXEMPTIONS

The DEPARTMENT OF REVENUE adopted an amendment to "Income Tax" (86 Ill Adm Code 100; 37 Ill Reg 13887) effective 12/13/13, updating the list of interest income exempt from taxation. Interest income on the following bonds must be listed as exempt on returns: Illinois Power Agency bonds issued by the Illinois Finance Authority; Downstate Illinois Sports Facility Authority; and bonds issued by the Upper River Valley, Will-Kankakee Regional and Illinois Urban Development Authorities. Bonds issued by the following Illinois economic development authorities are also included: Central, Eastern, Southeastern, Southern and Western. The amendment also sunsets an exemption for income derived from investments made in accordance with the College Savings Program. Only income earned in a tax year prior to 8/9/13 is exempt.

Questions/requests for copies: Paul Caselton, DOR, Legal Services Office, 101 W. Jefferson, Springfield IL 62794, 217/782-7055.

# Proposed Regulations

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of the terms of an aggregation agreement; and information to be included in customer disclosures and other notices to persons in an area affected by an aggregation agreement. Those affected by this rulemaking include electrical suppliers and customers in areas implementing governmental aggregation.

## TELECOMMUNICATIONS

ICC also proposed amendments to the Parts titled "Standards of Service for Local Exchange Telecommunications Carriers" (83 Ill Adm Code 730; 37 Ill Reg 20562) and "Customer

Credits" (83 Ill Adm Code 732; 37 Ill Reg 20567). Both rulemakings remove references to competitive local exchange telecommunications service, since the rules in these Parts now apply only to noncompetitive local exchange carriers. ICC also proposed repeal of the Part titled "9-1-1 Implementation Reports (General Order 208)" (83 Ill Adm Code 720; 37 Ill Reg 20558) to eliminate obsolete rules requiring telephone companies to file reports on their implementation of 9-1-1 emergency phone service.

Questions/requests for copies/com-

ments on the 4 ICC rulemakings through 2/10/14: Elizabeth Rolando, Chief Clerk, Illinois Commerce Commission, 527 E. Capitol Ave., Springfield IL 62701, 217/782-7434.

## PRIVATE SECURITY

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION proposed amendments to the Part titled "Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004" (68 Ill Adm Code 1240; 37 Ill Reg 20571) implementing recent amendments to the Act. The amendments

# Proposed Regulations

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provide that licensing examination scores will be valid for 3 years (currently 6 years); allow commercial or industrial operators that employ up to 4 armed security personnel to register their security forces with DFPR (registration is mandatory for security forces of 5 or more persons) and become subject to the rules in this Part; and allow registered employees of private detective agencies to use the title "private investigator" if they are not licensed private detectives. The rulemaking clarifies that licensees or employees who hold firearm concealed carry licenses must continue to use firearm control cards as required by the Act and this Part. Provisions for licensure by endorsement of persons licensed in other jurisdictions are repealed. Those affected by this rulemaking include private detectives and investigators, private security guards, fingerprint vendors, and locksmiths.

Questions/requests for copies/comments through 2/10/14: Craig Cellini, DFPR, 320 W. Washington St., 3<sup>rd</sup> Fl., Springfield IL 62786, 217/785-0813, fax 217/557-4451.

## EMS SYSTEMS

The DEPARTMENT OF PUBLIC HEALTH proposed amendments to "Emergency Medical Services, Trauma Center, Primary Stroke Center and Emergent Stroke Ready Hospital Code" (77 Ill Adm Code 515; 37 Ill Reg 20601) implementing provisions of several Public Acts. The

rulemaking sets minimum continuing education requirements of 100 hours for paramedics, 80 hours for EMT-Intermediate and Advanced EMTs, and 60 hours for EMT-Basic. (Currently, 120 hours are required for all EMTs.) CE hours include EMS System-approved in-services, DPH-recognized college health care courses, and online continuing education courses. For honorably discharged military veterans, emergency medical instruction, training and clinical experience received in the military must be recognized in the licensure and testing process. Emergency vehicle service provider licenses will remain valid for 4 years (currently, 1 year) if, following annual inspection, all fee requirements are paid and the provider is in compliance with DPH rules. If a vehicle service provider is found not to be in full compliance, DPH has the option of issuing a license for a shorter interval. Vehicle service providers may not advertise themselves as "critical care transport" providers unless they participate in an approved EMS System critical care transport plan for a Tier II or higher level of care. The rulemaking also requires EMS System participants seeking temporary waivers from DPH requirements or standards to state their reasons for non-compliance and a specific timetable for achieving compliance. A written statement in support of or opposition to the waiver request from the Medical Director of the EMS System (EMS MD) must be included. (Currently, DPH

may presume, in the absence of such a statement, that an EMS MD is not opposed to a waiver request.) Fees for EMT examinations, licensure and license renewal may be waived for members of the Illinois National Guard, Illinois State Troopers, and volunteers for units of local government or non-profit organizations serving areas with a population of less than 5,000. Paramedics, EMTs, ambulance providers, local fire departments and rescue squads, hospitals and other EMS System participants are affected by this rulemaking.

Questions/requests for copies/comments through 2/10/14: Susan Meister, DPH, 535 W. Jefferson St., 5<sup>th</sup> Fl., Springfield IL 62761, 217/782-2043, e-mail: [dph.rules@illinois.gov](mailto:dph.rules@illinois.gov).

## TOLL HIGHWAYS

The ILLINOIS STATE TOLL HIGHWAY AUTHORITY proposed amendments to "State Toll Highway Rules" (92 Ill Adm Code 2520; 37 Ill Reg 20630) increasing speed limits to 70 miles per hour on portions of I-90 and I-88 outside of urban areas, in accordance with recent legislation raising speed limits on Illinois interstates.

Questions/requests for copies/comments through 2/10/14: David Goldberg, ISTHA, 2700 Ogden Ave., Downers Grove IL 60515, 630/241-6800.

# Second Notices

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The following rulemakings were moved to Second Notice this week by the agencies listed below, commencing the JCAR review period. The rulemakings will be considered at JCAR's January 14, 2014 meeting.

## DEPARTMENT OF PUBLIC HEALTH

"Physical Fitness Facility Medical Emergency Preparedness Code" (77 Ill Adm Code 527) proposed 10/18/13 (37 Ill Reg 16304)

## DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

"Medical Payment" (89 Ill Adm Code 140) proposed 5/24/13 (37 Ill Reg 7078)