

Elaine Spencer  
Editor

Joint Committee on Administrative Rules  
Illinois General Assembly

700 Stratton Bldg. Springfield IL 62706  
217/785-2254 [ilga.gov/commission/jcar](http://ilga.gov/commission/jcar)

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*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, also titled The Flinn Report in memory of founding JCAR member Rep. Monroe Flinn, is designed to inform and involve the public in changes taking place in agency administration.*

## New Rules

### HEALTH CARE REPORTING

The DEPARTMENT OF PUBLIC HEALTH adopted amendments to Adverse Health Care Event Reporting Code (77 IAC 235; 39 Ill Reg 9866) effective 12/23/15, implementing Public Act 98-683. The rulemaking aligns the Part with National Quality Forum standards for serious reportable events and expands the definitions of surgery and adverse surgical events to include other invasive procedures. Any death of a normal, healthy patient after being placed under anesthesia must be reported regardless of whether the planned surgical procedure was performed. Other events that must be reported include discharge of a patient of any age who lacks decisional capacity to someone other than the person's guardian or other legally authorized person; death or serious injury associated with

the disappearance of a patient for any length of time (formerly, 4 hours or longer); maternal deaths within 42 days after delivery; unplanned admission of a newborn to a hospital within 24 hours after a home or birthing center delivery; artificial insemination performed with the wrong donor sperm or ovum; death or serious injury caused by introduction of a metallic object into a Magnetic Resonance Imaging area; and deaths or serious injuries due to loss or misidentification of lab specimens or failure to follow up or communicate test results. Hospitals and health care providers are affected.

Questions/requests for copies: Elizabeth Paton, DPH, 535 W. Jefferson St., 5<sup>th</sup> Fl., Springfield IL 62761, 217/782-2043, [dph.rules@illinois.gov](mailto:dph.rules@illinois.gov)

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## Proposed Rulemakings

### FOOD PROCESSING

The DEPARTMENT OF PUBLIC HEALTH proposed amendments to Manufacturing, Processing, Packing or Holding of Food Code (77 IAC 730; 40 Ill Reg 322) incorporating updated federal rules regarding food handling and the processing of molluscan shellfish and establishing a single Section for definitions. Food manufacturing and processing plants will be affected by this rulemaking.

Questions/requests for copies/comments through 2/22/16: Elizabeth Paton, at the DPH address and phone number at left.

### BUSINESS REGISTRATION

The SECRETARY OF STATE proposed an amendment to Regulations Under Illinois

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**NEW RULES:** Rules adopted by agencies this week. **EMERGENCY RULES:** Adopted for a temporary period not to exceed 150 days.  
**PROPOSED RULES:** Rules proposed by agencies this week, commencing a 45-day First Notice period during which public comments must be accepted.  
**PEREMPTORY RULES:** Rules adopted without prior public notice or JCAR review as authorized by 5 ILCS 100/5-50.  
■ Designates 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:** Submit mail, email or phone calls to the agency personnel listed below each summary.  
**RULE TEXT:** Available on the Secretary of State ([www.cyberdriveillinois.com](http://www.cyberdriveillinois.com)) and General Assembly ([www.ilga.gov](http://www.ilga.gov)) websites under Illinois Register. Second Notice text (original version with changes made by the agency during First Notice included) is available on the JCAR website.

## New Rules

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### SNAP ELIGIBILITY

The DEPARTMENT OF HUMAN SERVICES adopted amendments to Supplemental Nutrition Assistance Program (SNAP) (89 IAC 121; 39 Ill Reg 13195) effective 1/1/16, implementing Public Act 99-170, which extends categorical SNAP eligibility to households with gross incomes at or below 165%

(formerly 130%) of the Federal Poverty Level if no member of the household is elderly, blind or disabled.

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

### PUBLIC INFORMATION

The SECRETARY OF STATE adopted an amendment to

Regulations Under Illinois Securities Law of 1953 (14 IAC 130; 40 Ill Reg 391) effective 12/22/15, that updates the address of the Springfield office of the SOS Securities Department.

Questions/requests for copies: Tanya Solov, SOS, 69 W. Washington St., Suite 1220, Chicago IL 60602, [tsolov@ilsos.net](mailto:tsolov@ilsos.net)

## Proposed Rulemakings

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Securities Law of 1953 (14 IAC 130; 40 Ill Reg 329) providing exemption from registration for merger and acquisition brokers. Businesses regulated under the Illinois Securities Law of 1953 are affected by this rulemaking.

Questions/requests for copies/comments through 2/22/16: Tanya Solov, SOS, 69 W. Washington St., Suite 1220, Chicago IL 60602, [tsolov@ilsos.net](mailto:tsolov@ilsos.net).

### UNIVERSITY EMPLOYMENT

The STATE UNIVERSITIES CIVIL SERVICE SYSTEM proposed amendments to State Universities Civil Service System (80 IAC 250; 40 Ill Reg 345) to clarify terms and practices employed by the System. The amendments clarify that the System performs day to day administrative actions, rather than the Merit Board (which sets policy for the agency). Specifications for each class title of jobs shall include the length of

probation and class code number, with notification of new classes to be made on the SUCSS website. Sixteen specific occupational areas are categorized within each job classification (e.g., professional, agricultural, domestic or food services, skilled trades, medical services, etc.) along with 30 work areas within each class (e.g., admissions and records, building and grounds, custodial, instructional, housing, laundry, legal, office, safety and security services). When a new position is established, the employer shall allocate that position to an appropriate classification. Each classification shall have a designated examination with multiple components; these may, depending upon the job title, include a cognitive or knowledge test, typing test, credentials test (a review of an applicant's licensing or academic record), oral board test, physical fitness test, or other similar examinations as authorized by the Director of the System. A candidate

obtaining a passing score will be placed on an original entry register or a promotional register. Security measures for the examination and hiring process are also specified; the Inspector General's Office and the applicable county State's Attorney will be notified of any breaches in this process. Each examination will have its own rating form, specifying how points will be scored on each area of the exam, developed by the System at the time an examination is developed or revised. A passing score on any exam is 70 or higher (currently, the SUCSS Director determines passing scores).

Questions/requests for copies/comments through 2/22/16: Jeff Brownfield, SUCSS, 1717 Philo Rd., Sute. 24, Urbana IL 61802, 217/278-3150, [jeffb@succss.illinois.gov](mailto:jeffb@succss.illinois.gov)

## Second Notice

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The following rulemaking was moved to Second Notice this week by the agency listed below, commencing the JCAR review period. This rulemaking will be considered at the Committee's February 9, 2016 meeting.

### DEPT OF NATURAL RESOURCES

Falconry and the Captive Propagation of Raptors (17 IAC 1590; 39 Ill Reg 14116)  
proposed 10/30/15

## Joint Committee on Administrative Rules

**Senator Bill Brady**

**Representative Greg Harris**

**Senator Karen McConnaughay**

**Representative Lou Lang**

**Senator Matt Murphy**

**Representative David Leitch**

**Senator Don Harmon**

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**Representative Michael Tryon**

**Vicki Thomas  
Executive Director**