

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

■ PROCUREMENT

The OFFICE OF THE ATTORNEY GENERAL adopted amendments to Attorney General's Procurement (44 IAC 1300; 39 Ill Reg 13542), effective 2/11/16, to align its procurement rules with provisions of Public Act 98-1076. The rulemaking refers to "offerors and potential contractors" in addition to the existing term "bidder", and defines "offer" in accordance with statute as a

response by an offeror to a competitive sealed proposal process or in response to a Request for Proposal. Notices and reports required by the OAG rules may be made by paper or electronic means. Various timeframes for action are also clarified by specifying calendar days (rather than business days). Criteria for classification as a small business are also updated to reflect statute, including raising the annual sales threshold for

retail businesses from \$6 million to \$8 million and for construction services from \$10 million to \$14 million. This rulemaking will affect small businesses seeking contracts with the OAG.

Questions/requests for copies: Melissa Mahoney (312/814-3950) or Rocco LaSalvia (312/814-3667), Office of the Attorney General, 100 W. Randolph St., Chicago IL 60601.

Proposed Rulemakings

■ SCHOOLS

The STATE BOARD OF EDUCATION proposed amendments to Public Schools Evaluation, Recognition and Supervision (23 IAC 1; 40 Ill Reg 3316). The rulemaking implements changes to the School Code under PA 97-671, which requires school and school

district report cards to include more detailed data concerning school characteristics, student demographics, curriculum information, student progress and outcomes, and school environment. Other provisions implement new Illinois Learning Standards for fine arts curricula beginning with the 2017-18 school year and clarify that

employees of school districts, regional offices of education or intermediate service centers must hold educator licenses if they provide professional development to other educators. School districts will be affected by this rulemaking.

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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) and General Assembly (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.

Proposed Rulemakings

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■ BILINGUAL EDUCATION

SBE also proposed amendments to Standards for Endorsements in Specific Teaching Fields (23 IAC 27; 40 Ill Reg 3370) implementing standards for bilingual education and English as a Second Language (ESL) programs developed by a Statewide advisory committee. The standards address language and literacy, culture, instruction, assessment and professionalism and are presented in two parts:

one which applies to both ESL and bilingual education teachers and one which applies only to bilingual education. Schools, school districts, and teachers offering ESL or bilingual educational services are affected.

Questions/requests for copies/comments on the 2 SBE rulemakings through 4/11/16: Shelley Helton, SBE, 100 N. First St. S-493, Springfield IL 62777-0001, 217/782-5270, rules@isbe.net.

Second Notice

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 March 8, 2016 meeting.

SECRETARY OF STATE

Procedures and Standards (92 IAC 1001; 39 Ill Reg 16073) proposed 12/18/15

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

Representative Ron Sandack

Senator Tony Muñoz

Representative André Thapedi

Senator Ira Silverstein

Representative Michael Tryon

**Vicki Thomas
Executive Director**