

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

LAB SERVICE FEES

The DEPARTMENT OF PUBLIC HEALTH adopted amendments to Laboratory Service Fees (77 IAC 475; 40 III Reg 9325), effective 7/6/17, allowing the Department to contract with commercial and government laboratories for additional laboratory services as needed. The rulemaking also makes non-substantive technical changes for consistency. Commercial and governmental laboratories will be impacted by this rulemaking.

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

PCB PROCEDURES

The POLLUTION CONTROL BOARD adopted amendments to General Rules (35 IAC 101; 41 III

Reg 1293), Regulatory and Informational Hearings and Proceedings (35 IAC 102; 41 III Reg 1364), Enforcement (35 IAC 103; 41 III Reg 1394), Regulatory Relief Mechanisms (35 IAC 104; 41 III Reg 1411), Appeals of Final Decisions of State Agencies (35 IAC 105; 41 III Reg 1446), Proceedings Pursuant to Specific Rules or Statutory Provisions (35 IAC 106; 41 III Reg 1466), Petition to Review Pollution Control Facility Siting Decisions (35 IAC 107; 41 III Reg 1524), Administrative Citations (35 IAC 108; 41 III Reg 1534), Tax Certifications (35 IAC 125; 41 III Reg 1544), and Identification and Protection of Trade Secrets and Other Non-Disclosable Information (35 IAC 130; 41 III Reg 1552), all effective 7/5/17. This package of rulemakings consists primarily of technical corrections and statutory updates

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Proposed Rulemakings

CRIMINAL RECORDS

The DEPARTMENT OF STATE POLICE proposed amendments to Expungement Procedures (20 IAC 1205; 41 III Reg 9916) updating procedures for court-ordered expungements or sealing of records received by DSP's Bureau of Identification. The rulemaking clarifies the distinction between the act of expungement (physically destroying records or returning them to the petitioner and obliterating the petitioner's name from any official index and/or public record of criminal history maintained by DSP) and an expungement court order. Expungement court orders regarding records of an arrest must include the date and court case number of the arrest. DSP also proposed repeal of the Part titled Criminal History

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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.

New Rules

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intended to streamline Board rules and make them more user-friendly.

Requests for copies of the 10 PCB rulemakings: Marie Tipsord, PCB, 100 W. Randolph St., Suite 11-500, Chicago IL 60601, 312/814-3620, Marie.Tipsord@illinois.gov. Please reference docket number R17-18. Copies of the Board's opinion and order can be obtained by calling 312/814-3620 or at www.ipcb.state.il.us.

Proposed Rulemakings

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Background Investigations (20 IAC 1270; 41 Ill Reg 9921) which contains now-obsolete rules (originally adopted in 1987) for performing background checks on prospective school district employees.

Questions/requests for copies/comments on the 2 DSP rulemakings through 9/5/17: Matthew R. Rentschler, DSP, 801 S. 7th St., Suite 1000-S, Springfield IL 62703, 217/782-7658.

■ DRINKING WATER

The POLLUTION CONTROL BOARD proposed amendments to Primary Drinking Water Standards (35 IAC 611; 41 Ill Reg 9171) updating the State's Safe

Drinking Water Act rules to reflect federal regulations adopted from 7/1/16 through 12/31/16 (including USEPA approval of new equivalent analytical methods), removing obsolete text, and making technical changes throughout the Part. Municipalities that operate public water supplies may be affected.

Requests for copies/comments through 9/5/17: Don A. Brown, PCB, 100 W. Randolph, Suite 11-500, Chicago IL 60601. Questions: Michael J. McCambridge, same address, 312 / 814 - 6924, michael.mccambridge@illinois.gov. Please reference docket R17-12. Copies of the Board's opinion and order can be requested at 312/814-3620 or downloaded at <http://www.ipcb.state.il.us>.

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 August 15, 2017 meeting. Other items not published in the *Illinois Register* or The Flinn Report may also be considered. Further comments concerning this rulemaking should be addressed to JCAR using the contact information on page 1.

DEPT OF FINANCIAL AND PROFESSIONAL REGULATION

Funeral Directors and Embalmers Licensing Code (68 IAC 1250; 41 Ill Reg 5114)
proposed 5/19/17

JCAR Meeting Action

At its 7/18/17 meeting, the Joint Committee on Administrative Rules approved the following action:

EXTENSION

JCAR and the Illinois Gaming Board agreed to extend the Second Notice period for two

rulemakings both titled Video Gaming (General) (11 IAC 1800; 41 Ill Reg 2751 and 2777) an additional 45 days. These rulemakings will be reconsidered at the 8/15/17 meeting.