

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.

Proposed Rulemaking

■ ADOPT-A-TRAIL

The DEPARTMENT OF NATURAL RESOURCES proposed amendments to the Part titled Public Use of State Parks and Other Properties of the Department of Natural Resources (17 IAC 110; 42 Ill Reg 7905) establishing rules for the Adopt-A-Trail program, which allows volunteer groups to assist with maintenance and enhancement of trails on State-owned land. Volunteer groups of 6 or more adults, as well as school or scout groups supervised by an adult, may apply to participate in the program. Individual group members also must register with DNR and may be subject to background checks. Groups that are accepted must sign written agreements with DNR to provide at least 200 hours of service over a 2-year term. The agreements will specify the activities to be performed by the group, which

may include spring cleanups; accessibility projects; trail maintenance, enhancement or realignment; public information and assistance; or other activities approved by DNR. Volunteer groups cannot perform work that is historically reserved to DNR employees (including employees currently laid off) or is inconsistent with the terms of a collective bargaining agreement. DNR may select more than one group to maintain a particular trail and will coordinate all proposed volunteer activities. Those affected by this rulemaking include small businesses, municipalities or non-profits that wish to organize Adopt-A-Trail groups.

Questions/requests for copies/comments through 6/25/18: Javonna Ackerman, DNR, One Natural Resources Way, Springfield IL 62702-1271, 217/557-0126.

Emergency Rulemaking

■ POLICE CAMERA GRANTS

The LAW ENFORCEMENT TRAINING AND STANDARDS BOARD adopted an emergency amendment to Surcharge Fund Financial Assistance (20 IAC 1700; 42 Ill Reg 7972), effective 4/25/18 for a maximum of 150 days, implementing amendments to the Law Enforcement Camera Grant Act made by Public Act 99-352. The emergency amendment removes a prohibition on grants for in-car police cameras to municipalities that use red light enforcement cameras; removes the total number of accidents and the number of alcohol-drug related accidents in the unit of local government's community as a factor to be considered in disbursing grants; removes certain restrictions on how law enforcement agencies may use

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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

■ DRIVERS' LICENSES

The SECRETARY OF STATE adopted amendments to Cancellation, Revocation or Suspension of Licenses or Permits (92 IAC 1040; 41 Ill Reg 15533), effective 4/30/18, providing that when an individual whose driving privileges have been revoked due to a moving violation that resulted in another person's death receives a disposition of court supervision, the revocation will remain on the individual's driving record, instead of being rescinded. The rulemaking also adds violations of local ordinances governing the movement of vehicles to the list of traffic offenses for which a license may be revoked if the violation resulted in death or great bodily harm.

Questions/requests for copies: Jennifer Egizii, SOS, 2701 S. Dirksen Pkwy., Springfield IL 62723, 217/557-4462.

■ WATER QUALITY STANDARDS

The POLLUTION CONTROL BOARD adopted amendments to

Regulatory Relief Mechanisms (35 IAC 104; 41 Ill Reg 11236), effective 4/27/18, implementing Public Act 99-937, which allows PCB to issue time limited water quality standards (TLWQS) that enable compliance with federal regulations without placing an undue burden upon petitioners for regulatory relief. The rulemaking establishes procedures under which a single discharger or multiple dischargers may apply for a TLWQS, or a TLWQS may be adopted for a particular body of water or watershed. Procedures for petitions, public hearings, stays of enforcement, adoption of a Board opinion and order, and other aspects of the TLQWS process are included.

Questions/requests for copies: Marie Tipsord, PCB, 100 W. Randolph St., Suite 11-500, Chicago IL 60601, 312/814-4925, Marie.Tipsord@illinois.gov. Please reference Docket R18-18. Copies of the Board's opinion and order can also be obtained by calling 312/814-3620 or downloaded from the PCB website at www.ipcb.state.il.us.

Emergency Rule

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cameras purchased with these grants; and removes specific items (e.g., the number of cameras installed and a list of all cases in which recordings were used) from the annual report that local governments receiving grant funds must submit to

LETSB by May 1. Municipalities that wish to apply for camera grants are affected by this emergency rule.

Questions/requests for copies: Agency Rules Coordinator, LETSB, 4500 S. Sixth St. Rd., Room 173, Springfield IL 62703-6617, 217/782-4540.

■ ICF/DD FACILITIES

The DEPARTMENT OF PUBLIC HEALTH adopted amendments to Intermediate Care for the Developmentally Disabled Facilities Code (77 IAC 350; 42 Ill Reg 1992), effective 4/30/18, removing a requirement that owners of ICF/DD facilities, or other persons with significant financial interest in these facilities, include their social security numbers on license application or renewal forms. The rulemaking also revises statutory language to more closely reflect the ID/DD Community Care Act.

Questions/requests for copies/comments through 3/12/18: Elizabeth Paton, DPH, 535 W. Jefferson St., 5th Fl., Springfield IL 62761, 217/782-2043, dph.rules@illinois.gov

■ INSURANCE

The DEPARTMENT OF INSURANCE repealed the Parts titled Life and Accident and Health Policy Forms; Dividends (50 IAC 914; 41 Ill Reg 15472), Family Group Life Insurance Policy Forms (50 IAC 1403; 41 Ill Reg 15476), Required Benefits for Mental, Emotional or Nervous Disorders (50 IAC 2006; 41 Ill Reg 15172) and Privacy of Personal Information (50 IAC 4001; 41 Ill Reg 15189), all effective 4/30/18. The Part 914 and Part 1403 repealer eliminate rules for obsolete types of policies and dividends; the Part 2006 repealer

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New Rules

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removes an obsolete definition of registered clinical psychologist (now, licensed clinical psychologist) and the Part 4001 repealer eliminates rules that

duplicate provisions in Part 4002 (Personal Information Privacy Protection).

Questions/requests for copies of the 4 DOI rulemakings: Parts 914, 1403 and 2006, Mike Chrysler,

DOI, 320 W. Washington St., Springfield IL 62767-0001, 217/558-2744; Part 4001, Cliff Garrett, DOI, 122 S. Michigan Ave., 19th Fl., Chicago IL 60603, 312/814-2435, fax 312/814-2826.

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 the Committee's June 12, 2018 meeting. Other items not published in the *Illinois Register* or The Flinn Report may also be considered. Further comments concerning these rulemakings should be addressed to JCAR using the contact information on page 1.

DEPT OF FINANCIAL AND PROFESSIONAL REGULATION

The Barber, Cosmetology, Esthetics, Hair Braiding and Nail Technology Act of 1985 (68 IAC 1175; 42 Ill Reg 3943) proposed 3/9/18

Medical Practice Act of 1987 (68 IAC 1285; 41 Ill Reg 14870) proposed 12/8/17

OFFICE OF THE ATTORNEY GENERAL

Attorney General's Procurement (44 IAC 1300; 42 Ill Reg 4657) proposed 3/16/18

Hospital Financial Assistance under the Fair Patient Billing Act (77 IAC 4500; 42 Ill Reg 4688) proposed 3/6/18

SECRETARY OF STATE

Commercial Driver Training Schools (92 IAC 1060; 42 Ill Reg 4512) proposed 3/9/18

STATE BOARD OF EDUCATION

Low-Income Students Funds Plan (Repealer) (23 IAC 203; 42 Ill Reg 2131) proposed 2/2/18

Joint Committee on Administrative Rules

Senator Pamela Althoff
Senator Karen McConnaughay
Senator Don Harmon
Senator Tony Muñoz
Senator Ira Silverstein
Senator Chuck Weaver

Representative Peter Breen
Representative Tom Demmer
Representative Greg Harris
Representative Lou Lang
Representative André Thapedi
Representative Keith Wheeler

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Executive Director