

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

NATURAL GAS STORAGE

The DEPARTMENT OF NATURAL RESOURCES adopted amendments to the Part titled The Illinois Oil and Gas Act (62 IAC 240; 43 Ill Reg 6113), effective 9/24/19, implementing Public Act 100-1172. A related emergency rule (43 Ill Reg 4650) was adopted effective 4/4/19 and expired on 8/31/19. The rulemaking, which has undergone significant changes since 1st Notice, defines a "natural gas incident" as any release of natural gas (NG) from an underground storage facility that results in unintentional loss of at least 3 million cubic feet of gas, or that releases at least 500,000 cubic feet of gas within 1/8 (originally 1/4) mile of an inhabited dwelling used as a residence, place of business or public assembly; results in death or personal injury requiring hospitalization; causes property damage in excess of \$50,000

(originally \$10,000); or causes emergency shutdown of an underground NG storage facility. Such incidents must be reported to DNR within 24 hours. If the incident occurs within the footprint of a sole source aquifer (primary source of drinking water in the area) all residents or businesses within 1 1/2 miles of the incident must be notified as soon as

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practically possible. Any gas release, intentional or unintentional, of more than 500,000 cubic feet must be reported by the 10th day of the following month and records of these releases must be kept for the life of the facility. Operators of underground NG storage facilities must include in the maps they submit to DNR the top and bottom

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Proposed Rulemakings

VEHICLE REGISTRATION

The SECRETARY OF STATE proposed amendments to the Part titled Certificate of Title, Registration of Vehicles (92 IAC 1010; 43 Ill Reg 11100) instituting new fraud prevention provisions for businesses that issue Temporary Registration Permits (TRPs) for newly purchased vehicles. Entities authorized to issue TRPs must designate one individual (a Superuser) to be responsible for issuing, tracking and managing these permits and to act as the primary contact with SOS. The Superuser may designate other persons as authorized issuers of TRPs. Only individuals with a valid username issued by SOS may issue a TRP from the inventory allocated to each licensed entity. If SOS determines that a Superuser or an authorized entity has allowed an unauthorized individual to issue

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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.

Emergency Rules

■ VIDEO GAMING

The ILLINOIS GAMING BOARD adopted emergency amendments to Video Gaming (General) (11 IAC 1800; 43 Ill Reg 11688) effective 9/26/18 for a maximum of 150 days. The emergency rule implements provisions of Public Act 101-31, which requires IGB to adopt rules for in-location progressive jackpot games (in which the prize keeps increasing until it is won) within 90 days after the PA's effective date (6/28/19). Licensed gaming locations shall designate one or more owners or employees to implement the procedures required by these rules. Each terminal operator must employ a person of significant influence or control as its progressive jackpot coordinator to handle all aspects of progressive jackpot operations. Each progressive game shall be conducted only within a single video gaming location. If a progressive jackpot of \$1,200 or more is won, the video gaming terminal (VGT) shall immediately issue a voucher with the date, time and amount won, identifying the terminal operator and the terminal on which the prize was won, and giving a phone number to call for payment instructions. Terminal operators must pay jackpot winners within 3 days after a win, after retaining any applicable withholdings. Before operating a progressive jackpot game, the terminal operator must obtain authorization from the Department of Healthcare and Family Services to withhold past-due child support from gaming winnings. If past-due

child support is withheld from a jackpot and remitted to HFS, the terminal operator may additionally claim an administrative fee of 4% of the winnings (up to a maximum of \$150). At least one designated owner or employee must be at the gaming location whenever a progressive jackpot game is being played. The winner of a progressive jackpot must present government-issued personal identification and sign a form provided by the terminal operator. Completed forms, payment receipts/confirmations, gaming tickets, and other documentation of a progressive jackpot win must be retained for audit and inspection by IGB or its agents. Businesses or non-profit entities that offer progressive jackpot video gaming are affected by this emergency rule.

Questions/requests for copies: Agostino Lorenzini, IGB, 160 N. La Salle St., Chicago IL 60601, fax 312/814-7253, Agostino.lorenzini@igb.illinois.gov

TANF BENEFITS

The DEPARTMENT OF HUMAN SERVICES adopted emergency amendments to Temporary Assistance for Needy Families (89 IAC 112; 43 Ill Reg 11704) effective 10/1/19 for a maximum of 150 days. An identical proposed amendment appears in this week's *Illinois Register* at 43 Ill Reg 11063. The emergency and proposed rules implement Public Act 101-103, which requires maximum benefits to be increased every Oct. 1 to at least

30% of the most recent Federal Poverty Level income guidelines. TANF grants are also apportioned so that 75% is designated for the child/children of the household and 25% is designated for the adult member or members of the household. Monthly payment levels by household size are also updated.

SNAP BENEFITS

DHS also adopted an emergency amendment to Supplemental Nutrition Assistance Program (SNAP) (89 IAC 121; 43 Ill Reg 11718) effective 10/1/19 for a maximum of 150 days. An identical proposed amendment appears in this week's *Register* at 43 Ill Reg 11065. The emergency rule implements federal law (Public Law 115-334) establishing a standard shelter deduction of \$152/month for homeless SNAP households that are not receiving free shelter throughout the month and do not claim itemized shelter expenses (e.g., motel room rental). Homeless households may claim actual shelter costs instead of the standard deduction if they surpass the standard deduction and are verified.

Questions/requests for copies/comments on the 2 proposed DHS rulemakings through 11/25/19: Tracie Drew, DHS, 100 S. Grand Ave. East, 3rd Fl., Springfield IL 62762, 217/785-9772.

Proposed Rulemakings

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a TRP, SOS may suspend, revoke or deny its access to the TRP program. All Superusers and authorized issuers must complete a no-cost training session on SOS procedures within 60 days after receiving a username and on an annual basis thereafter. All required information on a TRP must be electronically printed and the month and year of expiration must be indicated in permanent black marker. If a used vehicle is returned to a dealer due to mechanical defects within 15 calendar days after its sale or before it has been driven 500 miles, the licensed dealer may void the TRP, and must retain documentation of the reason the vehicle was returned. A TRP cannot be voided if the vehicle is returned to the dealer solely because the purchaser could not secure financing. In this case, the dealer must still submit the appropriate title, registration fees and applicable taxes to SOS before another TRP can be issued for the same vehicle. All TRPs must have a document number identifying the accompanying application for a certificate of title; if this application is missing, the TRP issuing entity shall be billed for the certificate of title fee. TRPs shall not be accessible to the general public or to any individual that does not have a Superuser or authorized issuer username issued by SOS. Holders of TRPs shall be limited to a 90-day inventory based on self-reported annual sales. Unused TRPs shall be returned to the SOS TRP

Peremptory Rule

STATE EMPLOYEES

The DEPARTMENT OF CENTRAL MANAGEMENT SERVICES adopted peremptory amendments to Pay Plan (80 IAC 310; 43 Ill Reg 11734), effective 9/27/19, implementing collective bargaining agreements with the Illinois Fraternal Order of Police Labor Council (DNR Conservation Police Officers and Trainees), the Illinois Nurses Association (HFS), and the Service Employees International Union (DNR Mines Blasting Experts). The FOP Labor Council is established as the bargaining unit representative for DNR Conservation Police Officers formerly represented by the Conservation Police Lodge. All three agreements include a

stipend of \$2,500 (prorated by 25% for each year the employee worked between 7/1/15 and 6/30/19), and general pay increases of 1.5% effective 1/1/20; 2.1% effective 7/1/20; 3.95% effective 7/1/21; and 3.95% effective 7/1/22. All three agreements also provide for 10 weeks of paid parental leave upon the birth or adoption of a child. Provisions specific to each bargaining unit concerning longevity pay, compensatory time, clothing and equipment reimbursements, and other matters are also included.

Questions/requests for copies: Lisa Fendrich, CMS, 504 Stratton Bldg., Springfield IL 62706, 217/782-7976, fax 217/524-4570, CMS.PayPlan@illinois.gov

Return Unit by mail. Entering false, misleading or deceptive information regarding a vehicle or vehicle owner into the TRP system shall incur a 90-day suspension of access to the system. Penalties for issuing TRPs without following proper SOS procedures include a \$175 fine for every violation, a written warning for a single first-time violation, and suspensions of 7 to 90 days for subsequent violations. Those affected by this rulemaking include new and used vehicle dealers, currency exchanges, and other businesses that issue temporary registration permits.

DRIVER'S LICENSES

SOS also proposed amendments to Issuance of Licenses (92 IAC 1030; 43 Ill Reg 11114) implementing two Public Acts. The rulemaking allows applicants for a "Veteran" designation on their driver's license or State ID card to obtain the designation by presenting to SOS a DD-214 discharge document, a federal Veterans Identification Card, and a federal Veterans Administration summary of benefits letter or other document indicating honorable discharge. The applicant is no longer required to visit an Illinois

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New Rules

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depths of the applicable lease or storage rights agreement, any known geological faults in the storage area, and other information. Gas storage operators must include in their applications for a well drilling permit an e-mail address to which notices of probable violations may be delivered. A permit will be denied to any applicant that has failed to abate a previous violation of the Act, is delinquent in payment of annual well fees, or if State funds have been expended to plug one or more abandoned wells owned by the applicant and have not been reimbursed from the DNR Plugging and Restoration Fund. A permit will also be denied if any officer, director, agent, or other person with an ownership interest of more than 5% in the applicant entity had a similar stake in another entity that met those criteria. Gas operators must file inspection and maintenance plans for underground storage facilities by 12/1 annually. DNR may request action by the Attorney General against an entity whose violations create a “substantial and imminent danger” to public health or safety, threaten to contaminate surface or ground water supplies, or have a history of improper disposal, releases or discharges within the previous 2 years. DNR may also order immediate cessation of operations (an Emergency Abatement Order or EAO) if an operator’s actions threaten public health and safety, create an immediate threat of significant

environmental harm or damage to property, or if the operator has failed to meet other requirements (e.g., payment of annual well fees). DNR shall conduct annual inspections of all NG storage fields lying within the footprint of a sole source aquifer and will assess an annual inspection fee upon affected permit holders. Fees collected will be deposited into DNR’s Underground Resources Conservation Enforcement Fund. Permittees may contest the amount of their annual fees by submitting a written objection within 30 days after receiving their assessment. Fees not paid within 90 days after assessment are considered delinquent; permittees with delinquent fees will be barred from operating or transferring wells until all fees and penalties are paid. Other provisions address determination of civil penalties; compromise agreements that reduce or eliminate civil penalties; enforcement hearings; cessation orders and temporary relief hearings; and waivers. Changes since 1st Notice include establishing a deadline of 1/1/20 for operators to submit maps of underground NG storage fields that were in operation as of 10/15/19. For storage fields not in operation on that date, maps must be submitted within 90 days after operations begin. A requirement that these maps be submitted annually was removed; instead, new maps must be submitted within 30 days of a change in any item of information included in the map (e.g., extent of a lease agreement). Annually filed inspection and maintenance plans

will not be subject to determination of their adequacy by DNR. A requirement that operators submit monthly loss estimates of NG that has migrated from a storage formation has been changed to require these estimates quarterly. Other changes clarify that activation of an emergency shutdown system for reasons other than an actual emergency does not constitute an incident, and define a release as any escape of NG from an underground storage facility, whether the gas escapes underground or into the air. Those affected by this rulemaking include holders of DNR permits for underground NG wells and storage facilities and residents or businesses located near underground NG storage facilities.

Questions/requests for copies: John Fischer, DNR, One Natural Resources Way, Springfield IL 62702-1271, 217/782-1809.

■ CHILD CARE

The DEPARTMENT OF HUMAN SERVICES adopted amendments to Child Care (89 IAC 50; 43 Ill Reg 7361), effective 10/1/19, implementing a tiered income eligibility scale for new and continuing enrollees in the Child Care Assistance Program (CCAP) along with annual fiscal year updates to co-payment scales. This rulemaking replaces an emergency amendment that was effective 7/1/19. The rulemaking establishes a gross income threshold of 200% of the

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Proposed Rulemakings

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Department of Veterans' Affairs office prior to application to obtain confirmation of veteran status. SOS will continue to notify DVA of all persons who have been issued veteran's licenses or IDs so that DVA can match this information to its records. If DVA cannot verify an applicant's status, SOS will notify the applicant and he/she will have 30 days to visit a DVA office with proof of honorably discharged veteran status. The rulemaking also reflects a provision of the Illinois Vehicle Code prohibiting the use of vehicles with smoked or tinted lighting in road tests.

Questions/requests for copies/ comments on the 2 SOS rulemakings through 11/25/19: Pamela Wright, SOS, 298 Howlett Bldg., Springfield IL 62756, pwright@ilsos.gov

■ INCOME TAX

The DEPARTMENT OF REVENUE proposed an amendment to Income Tax (86 IAC 100; 43 Ill Reg 11073) reflecting recent Public Acts. The rulemaking adds two items to the list of tax-exempt forms of income: interest from bonds issued under the New Harmony Bridge Authority Act (for reconstruction of a highway bridge

over the Wabash River between White County, Illinois, and Posey County, Indiana) and student loan payments made by the Department of Public Health for health care providers (currently, primary care physicians) working in designated health care shortage areas. Those affected by this rulemaking include certain health care providers.

Questions/requests for copies/ comments through 11/25/19: Brian Fliflet, DOR, 101 W. Jefferson St., MC-500, Springfield IL 62794, 217/782-2844.

SBEL PERSONNEL

The STATE BOARD OF ELECTIONS proposed an amendment to Personnel (26 IAC 212; 43 Ill Reg 11128) revising SBEL's parental leave policy to match recent changes made for other State agencies by the Department of Central Management Services (80 IAC 303). Employees are eligible for up to 10 weeks (currently 4 weeks) of paid leave following the birth or adoption of a child. If both parents are State employees, they may both claim parental leave at the same time or consecutively (current rule allows only one parent to take leave following each birth/adoption). Parental leave must be

used within 6 months following a birth or adoption. If a child is adopted from foster care, parental leave may be used after the adoption only if the child has not resided with the employee for 3 years or more.

Questions/requests for copies/ comments through 11/25/19: Kenneth R. Menzel, SBEL, 2329 S. MacArthur Blvd., Springfield IL 62704, 217/782-4141, fax 217/782-5959, kmenzel@elections.il.gov

■ INSURANCE

The DEPARTMENT OF INSURANCE proposed an amendment to the Part titled Pre-Licensing and Continuing Education (50 IAC 3119; 43 Ill Reg 11067) establishing an upper limit of 12 credit hours for certified continuing education courses. Courses that are less than 1 hour or more than 12 hours in length will not be considered for CE. Licensed insurance agents and providers may be affected.

Questions/requests for copies/ comments through 11/25/19: Kathryn Andruch (217/557-1416) or Susan Anders (217/558-0957), DOI, 320 W. Washington, 4th Fl., Springfield IL 62767-0001.

New Rules

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■ AUCTIONEERS, INSPECTORS ■ AFFORDABLE HOUSING

Federal Poverty Level (e.g., \$4,292/month for a family of 4) for new applicants and 225% FPL (e.g., \$4,829/mo. for a 4-person family) for existing clients whose eligibility is being redetermined. Families whose income upon redetermination exceeds 225% FPL but does not exceed 85% of the State Median Income (SMI; currently, for a family of 4, the 85% level is \$6,333/mo.) may remain eligible for CCAP for no more than 90 days, after which they must reenroll and meet the 200% FPL threshold to qualify. Families whose income exceeds 85% of SMI will be terminated from the program within 10 calendar days. The rulemaking also implements federal regulations clarifying that children who turn 13 years old (19 for children with special needs) remain eligible for CCAP for the remainder of the eligibility period (the 12 months between redeterminations), instead of only through the end of their birthday month. Finally, the rulemaking stipulates that a client's grade point average for an educational program may fall below a "C", or below 2.0 or 2.5 on a 4.0 scale, for no more than one eligibility period (formerly, one semester) in order to maintain satisfactory progress toward a diploma, certificate or degree.

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

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION adopted amendments to the Parts titled Home Inspector License Act (68 IAC 1410; 43 Ill Reg 81) and Auction License Act (68 IAC 1440; 43 Ill Reg 93), both effective 10/11/19, requiring licensed home inspectors and auctioneers, beginning in 2020 and every two years thereafter, to renew their licenses and complete required continuing education (CE) by Nov. 30 of every even-numbered year for home inspectors and Dec. 31 of every even-numbered year for auctioneers. DFPR may impose an administrative fee of \$100 for every credit hour completed after the renewal deadline. Licensees must also submit to DFPR a mailing address and an e-mail address of record when applying for a license or license renewal and must notify DFPR of any change in either address within 14 days. Since 1st Notice, DFPR removed provisions from both rulemakings that would have established separate deadlines for CE completion and license renewal. Home inspectors, auctioneers and providers of CE are affected.

Questions/requests for copies of the 2 DFPR rulemakings: Craig Cellini, DFPR, 320 W. Washington St., 3rd Fl., Springfield IL 62786, 217/785-0813, fax 217/557-4451.

The ILLINOIS HOUSING DEVELOPMENT AUTHORITY adopted amendments to the Part titled State Housing Appeals Board (47 IAC 395; 43 Ill Reg 6712) effective 9/26/19, aligning the Part with recent amendments to the Affordable Housing Planning and Appeal Act. Meetings of the Board must be held at least annually (formerly, quarterly) and a meeting may be canceled if there are no appeals or other business to be heard. The rulemaking strikes a provision stating that the purpose of a meeting and the business to be transacted need not be specified when notice of the meeting is given. Notice of all meetings and meeting cancellations must be given in accordance with the Open Meetings Act. No Board member may participate in a hearing or other proceeding regarding an affordable housing development in which that member has a direct or indirect financial interest. The rules of evidence followed in Illinois circuit courts will ordinarily be followed, but evidence not admissible under those rules can be admitted if it is not precluded by statute and would be relied upon by "reasonable" persons. Other changes clarify or detail the contents of notices of appeal, the grounds for dismissal of an appeal, and remove a requirement that the Governor designate the chairperson of the Board (who must be a retired circuit or

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New Rules

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appellate judge). Affordable housing developers and local governments may be affected by this rulemaking.

Questions/requests for copies: Karri E. Kartes, IHDA, 111 E. Wacker Dr., Suite 100, Chicago IL 60601.

INSURANCE

The DEPARTMENT OF INSURANCE adopted amendments to Preferred Provider Programs (50 IAC 2051; 42 III Reg 17368), Managed Care Reform & Patient Rights (50 IAC 4520; 42 III Reg 17521) and Health Carrier External Review (50 IAC 4530; 42 III Reg 20226), all effective 9/24/19, to eliminate outdated rules, consolidate redundant rules, remove outdated forms, and make technical corrections and clarifications. Since 1st Notice, language has been added to all three rulemakings to clarify what information is still required on an affidavit form.

Questions/requests for copies of the 3 DOI rulemakings: Mark Thielen, DOI, 320 W. Washington St., Springfield IL 62767, 217/558-4542.

■ WATER PROJECTS

The ILLINOIS ENVIRONMENTAL PROTECTION AGENCY adopted amendments to the Part titled Procedures for Issuing Loans From the Water Pollution Control Loan Program (35 IAC 365; 42 III

Reg 24383) and repealed the Part title Procedures and Requirements for Determining Loan Priorities for Municipal Wastewater Treatment Works (35 IAC 366; 42 III Reg 24449), both effective 10/1/19. The priority scoring system for evaluating loan-program-eligible projects that was contained in Part 366 has been replaced by new provisions in Part 365. IEPA also adopted amendments to Procedures for Issuing Loans From the Public Water Supply Loan Program (35 IAC 662; 42 III Reg 24484) and repealed the Part titled Priorities of Projects in the Public Water Supply Loan Program (35 IAC 663; 42 III Reg 24555), both effective 10/1/19, replacing the former loan priority ranking system in Part 663 with new provisions in Part 662. Those affected by these rulemakings include small municipalities that might seek loans for water or sewer projects.

Questions/requests for copies of the 4 IEPA rulemakings: Sara Terranova, IEPA, 1021 N. Grand Ave. East, P.O. Box 19276, Springfield IL 62794-9276, 217/782-5544, Sara.Terranova@illinois.gov.

WATER POLLUTION

The POLLUTION CONTROL BOARD adopted amendments to General Provisions (35 IAC 401; 43 III Reg 4730), Definitions (35 IAC 402; 43 III Reg 4737), NPDES Permits (35 IAC 403; 43 III Reg 4749), State Permits (35 IAC 404; 43 III Reg 4756), State and NPDES Permits (35 IAC 405; 43

III Reg 4766) and Mine Waste Effluent and Water Quality Standards (35 IAC 406; 43 III Reg 4781), all effective 9/25/19. These rulemakings update the Parts to remove or change obsolete or otherwise unnecessary language and are intended to be non-substantive. PCB also adopted amendments to the Part titled Standards and Requirements For Potable Water Supply Well Surveys and For Community Relations Activities Performed in Conjunction With Agency Notices of Threats from Contamination (35 IAC 1600; 43 III Reg 6881), effective 9/25/19, implementing non-substantive clarifications and updates to its Right to Know rules (providing for public notice of actual or potential contamination of water supplies).

Questions/requests for copies of the 7 PCB rulemakings: Parts 401 through 406, Timothy Fox (312/814-6085); Part 1600, Richard McGill (312/814-6983); PCB, 100 W. Randolph St., Suite 11-500, Chicago IL 60601. Please reference docket R18-24 for Parts 401 through 406 and docket R18-30 for Part 1600. Copies of the Board's opinions and orders may be downloaded from the PCB website at www.pcb.illinois.gov.

DPH HEARINGS

The DEPARTMENT OF PUBLIC HEALTH adopted an amendment to Practice and Procedure in Administrative Hearings (77 IAC 100; 43 III Reg 7099), effective 9/

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New Rules

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27/19, clarifying that DPH will employ a certified stenographic reporter at administrative hearings when it is required by statute. (Formerly, a certified stenographic reporter was required at all administrative hearings.) The rulemaking also removes restrictions on audio or video taping of a hearing without the express consent of the administrative law judge and all parties to a hearing.

Questions/requests for copies:
Erin Conley, DPH, 535 W. Jefferson St., 5th Fl., Springfield IL 62701, 217/782-2043, dph.rules@illinois.gov

■ PROCUREMENT

The SECRETARY OF STATE adopted an amendment to Secretary of State Standard Procurement (44 IAC 2000; 43 Ill Reg 6158) effective 9/24/19, raising its small purchase thresholds (below which competitive bidding is not required) to \$80,000 for construction, supplies and services other than professional and artistic services. (Formerly, the thresholds were \$30,000 for construction and \$40,000 for supplies and services.) Small businesses seeking contracts with SOS may be affected.

Questions/requests for copies:
Amy Williams, SOS, 298 Howlett Bldg., Springfield IL 62756, 217/785-3094.

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 November 12, 2019 JCAR meeting.

BOARD OF HIGHER EDUCATION

Joint Rules of the Board of Higher Education and Illinois Community College Board: Rules on Reverse Transfer of Credit (23 IAC 1065; 43 Ill Reg 7018) proposed 6/21/19

IL COMMUNITY COLLEGE BOARD

Joint Rules of the Board of Higher Education and Illinois Community College Board: Rules on Reverse Transfer of Credit (23 IAC 1502; 43 Ill Reg 7021) proposed 6/21/19

STATE BOARD OF EDUCATION

Educator Licensure (23 IAC 25; 43 Ill Reg 4378) proposed 4/12/19

Early Childhood Block Grant (23 IAC 235; 43 Ill Reg 2343) proposed 2/22/19

JCAR Meeting Action

At its Oct. 8 meeting, the Joint Committee on Administrative Rules took the following actions.

RECOMMENDATION

With regard to the Illinois Gaming Board emergency rule titled Video Gaming (General) (11 IAC 1800; 43 Ill Reg 9788), JCAR recommended that the agency not continue to invoke Section 78 of the Video Gaming Act as its authority for adopting emergency amendments. Section 78 granted emergency authority for initial adoption of this Part, not later amendments. The agency should have validated this use of emergency rulemaking on this rulemaking's own merits.

EXTENSION

JCAR and the Secretary of State agreed to extend the Second Notice period for the rulemaking titled Cancellation, Revocation or Suspension of Licenses or Permits (92 IAC 1040; 43 Ill Reg 6246) an additional 45 days. This rulemaking will be considered again at the Nov. 12 JCAR meeting.