

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:
SEN. MAGGIE CROTTY

CO-CHAIR:
REP. ANGELO "SKIP" SAVIANO

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SEN. RANDALL HULTGREN
SEN. MATTIE HUNTER
SEN. DAN RUTHERFORD
SEN. IRA SILVERSTEIN
REP. JOHN FRITCHEY
REP. LOU LANG
REP. DAVID MILLER
REP. DONALD L. MOFFITT
REP. ROSEMARY MULLIGAN

MINUTES

January 12, 2010

Meeting Called to Order

The Joint Committee on Administrative Rules met on January 12, 2010 at 10:00 a.m. in Room A-1 of the Stratton Office Building in Springfield, Illinois.

Co-Chair Saviano called the meeting to order and announced that the policy of the Committee is to allow only representatives of State agencies to testify orally on any rule under consideration at Committee hearings. Other persons are encouraged to submit their comments in writing.

ATTENDANCE ROLL CALL

X Senator Bradley Burzynski	Representative John Fritchey
X Senator Maggie Crotty	X Representative Lou Lang
Senator Randy Hultgren	X Representative David Miller
X Senator Mattie Hunter	X Representative Donald Moffitt
Senator Dan Rutherford	Representative Rosemary Mulligan
Senator Ira Silverstein	X Representative Angelo "Skip" Saviano

APPROVAL OF THE MINUTES OF THE DECEMBER 15, 2009 MEETING

Representative Miller moved, seconded by Senator Burzynski, to approve the minutes of the December 15, 2009 meeting. The motion passed unanimously.

REVIEW OF AGENCY RULEMAKINGS

Department of Military Affairs – Illinois Military Family Relief Fund Act (95 Ill. Adm. Code 200; 33 Ill. Reg. 17161) (Emergency)

Senator Hunter moved, seconded by Representative Moffitt, that JCAR object to the Department including in this rulemaking provisions effective November 23, 2009, prior to the December 9, 2009 effective date of this emergency rule, and the inclusion in this emergency rule of changes in existing programs that are unrelated to the recently enacted Public Act the Department cites as its rationale for use of emergency rulemaking. The motion passed unanimously.

Co-Chair Saviano asked if any member desired to discuss any other rulemakings. Senator Crotty requested consideration of a rulemaking of the Illinois Racing Board.

Illinois Racing Board – Racetrack Improvements (11 Ill. Adm. Code 452; 33 Ill. Reg. 12653)

Representative Lang moved, seconded by Representative Miller, that JCAR remove this rulemaking from the No Objection List and place it on the February 2010 agenda for consideration. The motion passed unanimously.

CERTIFICATION OF NO OBJECTION

Representative Moffitt moved, seconded by Senator Hunter, that the Committee inform the agencies to whose rulemakings the Committee did not vote an Objection or an Extension, or did not remove from the No Objection List, that the Committee considered their respective rulemakings at the monthly meeting and, based upon the Agreements for modification of the rulemakings made by the agencies, no Objections will be issued. The motion passed unanimously.

AGENCY RESPONSES

Department of Human Services – Autism Research Fund Scientific Review Committee (59 Ill. Adm. Code 270; 33 Ill. Reg. 7054)

Representative Lang, seconded by Senator Burzynski, moved that JCAR withdraw the Filing Prohibition contingent on and effective with DHS' adoption of the rulemaking with the proposed grantmaking provisions. The motion passed on a rollcall vote of 7-0.

Department of Human Services – Temporary Assistance for Needy Families (89 Ill. Adm. Code 112; 33 Ill. Reg. 5201) and General Assistance (89 Ill. Adm. Code 114; 33 Ill. Reg. 5228)

Senator Burzynski, seconded by Representative Moffitt, moved that JCAR withdraw the Filing Prohibition contingent on and effective with DHS' filing of a notice of withdrawal of these 2 rulemakings with the Secretary of State. The motion passed on a rollcall vote of 7-0.

Carnival-Amusement Safety Board – Carnival and Amusement Ride Safety Act (56 Ill. Adm. Code 6000; 33 Ill. Reg. 1836)

Department of Human Services – Collections and Recoveries (89 Ill. Adm. Code 165; 33 Ill. Reg. 11336) (Peremptory)

Due to the appropriateness of the agencies' responses, no further action was taken.

Department of Healthcare and Family Services – Reimbursement for Nursing Costs for Geriatric Facilities (89 Ill. Adm. Code 147; 33 Ill. Reg. 14350) (Emergency)

No further action was taken. Staff will monitor.

FEBRUARY MEETING DATE

Co-Chair Saviano announced that the next monthly meeting is scheduled for Tuesday, February 9, 2010, 9:00 a.m., Room C-1 of the Stratton Building in Springfield.

ADJOURNMENT

Representative Moffitt moved, seconded by Senator Hunter, that the meeting stand adjourned. The motion passed unanimously.

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