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09500HB4179ham001

LRB095 13984 BDD 47179 a

1 AMENDMENT TO HOUSE BILL 4179

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4179 as follows:

3 on page 6, immediately below line 8, by inserting the  
4 following:

5 "Notwithstanding any other rulemaking authority that may  
6 exist, neither the Governor nor any agency or agency head under  
7 the jurisdiction of the Governor has any authority to make or  
8 promulgate rules to implement or enforce the provisions of this  
9 amendatory Act of the 95th General Assembly. If, however, the  
10 Governor believes that rules are necessary to implement or  
11 enforce the provisions of this amendatory Act of the 95th  
12 General Assembly, the Governor may suggest rules to the General  
13 Assembly by filing them with the Clerk of the House and the  
14 Secretary of the Senate and by requesting that the General  
15 Assembly authorize such rulemaking by law, enact those  
16 suggested rules into law, or take any other appropriate action  
17 in the General Assembly's discretion. Nothing contained in this

1 amendatory Act of the 95th General Assembly shall be  
2 interpreted to grant rulemaking authority under any other  
3 Illinois statute where such authority is not otherwise  
4 explicitly given. For the purposes of this paragraph, "rules"  
5 is given the meaning contained in Section 1-70 of the Illinois  
6 Administrative Procedure Act, and "agency" and "agency head"  
7 are given the meanings contained in Sections 1-20 and 1-25 of  
8 the Illinois Administrative Procedure Act to the extent that  
9 such definitions apply to agencies or agency heads under the  
10 jurisdiction of the Governor."; and

11 on page 18, immediately below line 13, by inserting the  
12 following:

13 "Notwithstanding any other rulemaking authority that may  
14 exist, neither the Governor nor any agency or agency head under  
15 the jurisdiction of the Governor has any authority to make or  
16 promulgate rules to implement or enforce the provisions of this  
17 amendatory Act of the 95th General Assembly. If, however, the  
18 Governor believes that rules are necessary to implement or  
19 enforce the provisions of this amendatory Act of the 95th  
20 General Assembly, the Governor may suggest rules to the General  
21 Assembly by filing them with the Clerk of the House and the  
22 Secretary of the Senate and by requesting that the General  
23 Assembly authorize such rulemaking by law, enact those  
24 suggested rules into law, or take any other appropriate action  
25 in the General Assembly's discretion. Nothing contained in this

1 amendatory Act of the 95th General Assembly shall be  
2 interpreted to grant rulemaking authority under any other  
3 Illinois statute where such authority is not otherwise  
4 explicitly given. For the purposes of this paragraph, "rules"  
5 is given the meaning contained in Section 1-70 of the Illinois  
6 Administrative Procedure Act, and "agency" and "agency head"  
7 are given the meanings contained in Sections 1-20 and 1-25 of  
8 the Illinois Administrative Procedure Act to the extent that  
9 such definitions apply to agencies or agency heads under the  
10 jurisdiction of the Governor.".