



**Filed: 3/13/2008**

09500HB5192ham002

LRB095 17610 DRJ 47544 a

1 AMENDMENT TO HOUSE BILL 5192

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5192, AS AMENDED,  
3 with reference to page and line numbers of House Amendment No.  
4 1, on page 16, after line 4, by inserting the 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  
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  
18 amendatory Act of the 95th General Assembly shall be

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

11 on page 17, after line 6, by inserting the following:

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

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

11 on page 17, after line 19, by inserting the following:

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

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

11 on page 18, after line 15, by inserting the following:

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

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

11 on page 19, after line 11, by inserting the following:

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

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

11 on page 19, after line 22, by inserting the following:

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

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

11 on page 24, after line 19, by inserting the following:

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

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

11 on page 25, after line 9, by inserting the following:

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

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

11 on page 28, after line 22, by inserting the following:

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

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

11 on page 29, after line 11, by inserting the following:

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

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

11 on page 34, after line 22, by inserting the following:

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

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

11 on page 35, after line 13, by inserting the following:

12 "Notwithstanding any other rulemaking authority that may  
13 exist, neither the Governor nor any agency or agency head under  
14 the jurisdiction of the Governor has any authority to make or  
15 promulgate rules to implement or enforce the provisions of this  
16 amendatory Act of the 95th General Assembly. If, however, the  
17 Governor believes that rules are necessary to implement or  
18 enforce the provisions of this amendatory Act of the 95th  
19 General Assembly, the Governor may suggest rules to the General  
20 Assembly by filing them with the Clerk of the House and  
21 Secretary of the Senate and by requesting that the General  
22 Assembly authorize such rulemaking by law, enact those  
23 suggested rules into law, or take any other appropriate action  
24 in the General Assembly's discretion. Nothing contained in this  
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2 Illinois statute where such authority is not otherwise  
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4 the 95th General Assembly, "rules" is given the meaning  
5 contained in Section 1-70 of the Illinois Administrative  
6 Procedure Act, and "agency" and "agency head" are given the  
7 meanings contained in Sections 1-20 and 1-25 of the Illinois  
8 Administrative Procedure Act to the extent that such  
9 definitions apply to agencies or agency heads under the  
10 jurisdiction of the Governor."; and

11 on page 40, after line 12, by inserting the following:

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

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

11 on page 41, after line 3, by inserting the following:

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

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

11 on page 41, after line 14, by inserting the following:

12 "Notwithstanding any other rulemaking authority that may  
13 exist, neither the Governor nor any agency or agency head under  
14 the jurisdiction of the Governor has any authority to make or  
15 promulgate rules to implement or enforce the provisions of this  
16 amendatory Act of the 95th General Assembly. If, however, the  
17 Governor believes that rules are necessary to implement or  
18 enforce the provisions of this amendatory Act of the 95th  
19 General Assembly, the Governor may suggest rules to the General  
20 Assembly by filing them with the Clerk of the House and  
21 Secretary of the Senate and by requesting that the General  
22 Assembly authorize such rulemaking by law, enact those  
23 suggested rules into law, or take any other appropriate action  
24 in the General Assembly's discretion. Nothing contained in this  
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5 contained in Section 1-70 of the Illinois Administrative  
6 Procedure Act, and "agency" and "agency head" are given the  
7 meanings contained in Sections 1-20 and 1-25 of the Illinois  
8 Administrative Procedure Act to the extent that such  
9 definitions apply to agencies or agency heads under the  
10 jurisdiction of the Governor."; and

11 on page 44, after line 19, by inserting the following:

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

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4 the 95th General Assembly, "rules" is given the meaning  
5 contained in Section 1-70 of the Illinois Administrative  
6 Procedure Act, and "agency" and "agency head" are given the  
7 meanings contained in Sections 1-20 and 1-25 of the Illinois  
8 Administrative Procedure Act to the extent that such  
9 definitions apply to agencies or agency heads under the  
10 jurisdiction of the Governor."; and

11 on page 45, after line 8, by inserting the following:

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