

HB3887



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB3887

by Rep. Keith Wheeler

SYNOPSIS AS INTRODUCED:

20 ILCS 608/20 new

Amends the Business Assistance and Regulatory Reform Act. Within one year of the effective date of the amendatory Act, and every 5 years thereafter, requires each State agency to scrutinize its rules, administrative regulations, and permitting processes as they pertain to small businesses in order to identify those rules, regulations, and processes that are unreasonable, unduly burdensome, duplicative, or onerous to small businesses. Provides that each State agency must submit its reports containing the results of its review to the Office of Business Permits and Regulatory Assistance, the Governor, and the General Assembly.

LRB099 08887 JLK 29059 b

A BILL FOR

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Business Assistance and Regulatory Reform
5 Act is amended by adding Section 20 as follows:

6 (20 ILCS 608/20 new)

7 Sec. 20. Review of rules and regulations; reporting.

8 (a) As used in this Section:

9 "Small business" means a corporation or a concern,
10 including its affiliates, that is independently owned and
11 operated, not dominant in its field, and employs fewer than 50
12 full-time employees or has gross annual sales of less than
13 \$4,000,000. For purposes of a specific rule, an agency may
14 define small business to include employment of 50 or more
15 persons if it finds that such a definition is necessary to
16 adapt the rule to the needs and problems of small businesses
17 and organizations.

18 "State agencies" means all officers, boards, commissions
19 and agencies created by the Constitution, whether in the
20 executive, legislative or judicial branch, but other than the
21 circuit court; all officers, departments, boards, commissions,
22 agencies, institutions, authorities, universities, bodies
23 politic and corporate of the State; and administrative units or

1 corporate outgrowths of the State government which are created
2 by or pursuant to statute, other than units of local government
3 and their officers, school districts and boards of election
4 commissioners; all administrative units and corporate
5 outgrowths of the above and as may be created by executive
6 order of the Governor.

7 (b) Each State agency shall scrutinize its rules,
8 administrative regulations, and permitting processes as they
9 pertain to small businesses in order to identify those rules,
10 regulations, and processes that are unreasonable, unduly
11 burdensome, duplicative, or onerous to small businesses. The
12 goal of this review is for each State agency to:

13 (1) recommend changes that will lessen the reporting
14 and paper work requirements on small businesses while still
15 achieving the intent of the underlying statute;

16 (2) eliminate unnecessary or antiquated permit
17 requirements;

18 (3) consolidate duplicative or overlapping permit
19 requirements;

20 (4) simplify overly complex or lengthy application
21 procedures; and

22 (5) expedite time-consuming agency review and approval
23 procedures.

24 (c) Each State agency must conduct its initial review of
25 its rules, regulations, and permitting processes under
26 subsection (b) of this Section within one year of the effective

1 date of this amendatory Act of the 99th General Assembly, and
2 every 5 years thereafter. At the conclusion of each review,
3 each State agency must issue a report containing the results
4 from its review and any recommendations to the Office of
5 Business Permits and Regulatory Assistance, the Governor, and
6 the General Assembly.