

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.

Emergency Rules

■ VEHICLE TITLES

The SECRETARY OF STATE adopted an emergency amendment to Certificates of Title, Registration of Vehicles (92 IAC 1010; 45 Ill Reg 11690) effective 9/9/21 for a maximum of 150 days. An identical proposed amendment appears in this week's *Illinois Register* at 45 Ill Reg 11665. The emergency and proposed rules establish an exception to SOS' requirement that Illinois residents applying for title to vehicles previously registered in flood disaster areas, but not listed in the National Insurance Crime Bureau database as known flood-damaged vehicles, complete a disclosure form stating whether the vehicle sustained flood damage and to what extent. The disclosure statement is no longer required if the jurisdiction in which the vehicle was last registered reports flooded vehicles to the National Motor

COVID-19 ACTIONS

Executive Orders of the Governor concerning the COVID-19 public health emergency can be accessed at <https://www2.illinois.gov/government/executive-orders>. Emergency rules adopted by State agencies will be summarized in The Flinn Report as they are published in the *Illinois Register*.

Vehicle Title and Information System (NMVTIS) and SOS is able to determine from NMVTIS whether or not the vehicle is flood damaged. SOS reserves the right to request a flood disclosure form if the NMVTIS system is not available or the vehicle's status is undetermined. SOS states that a high volume of flood disclosure form filings due to recent hurricanes and other flooding disasters, combined with the

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Proposed Rulemaking

■ APPRENTICESHIPS

The DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY proposed a new Part titled Apprenticeship Education Expense Credit Program (14 IAC 522; 45 Ill Reg 11651) implementing Public Act 101-207. The Part establishes the eligibility criteria, application process and other procedures for employers seeking to participate in DCEO's State income tax credit program for apprenticeship education expenses. Businesses that qualify for the program will receive a certificate entitling them to the tax credit, which DCEO may revoke if the business is not compliant with the conditions of the program. Apprentices must be Illinois residents who are at least 16 years old at the end of the school year for which the credit is claimed and are enrolled full time

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ADOPTED 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.

Proposed Rulemaking

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in an apprenticeship program registered with the U.S. Department of Labor. Employers may receive total tax credits of up to \$5 million per year based on their apprentices' qualified educational expenses (tuition, book fees, and lab fees paid for by the employer and not by other private or public sources). The amount of qualified educational expenses that can be claimed toward the tax credit is \$3,500 per apprentice, or \$5,000 per

apprentice in underserved areas with high poverty or unemployment. Businesses that DCEO determines to be in noncompliance are entitled to a hearing prior to revocation of the tax credit. Businesses that sponsor federally registered apprenticeship programs are affected by these rulemakings.

Questions/requests for copies/comments through 11/8/21: Jolene Clarke, DCEO, 500 E. Monroe St., Springfield IL 62701, jolene.clarke@illinois.gov

Emergency Rules

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expanded use of the NMVTIS system nationwide, prompted this rule change. Those affected by these rulemakings include purchasers and sellers of used vehicles.

Questions/requests for copies/comments on the proposed rulemaking through 11/8/21: Pamela Wright, SOS, 298 Howlett Building, Springfield IL 62756, pwright@ilsos.gov.

■ TOURISM GRANTS

The DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY adopted emergency amendments to the Part titled Local Tourism and Convention Bureau Program (14 IAC 550; 45 Ill Reg 11680),

effective 9/7/21 for a maximum of 150 days. Identical proposed amendments appear in this week's *Register* at 45 Ill Reg 11663. The emergency and proposed rules extend two temporary provisions of DCEO's tourism matching grant program through State fiscal years 2022 and 2023: the 25% local match requirement (normally 50%) and the maximum of 60% (normally 50%) of grant funds that can be applied to payroll expenses. Local tourism and convention bureaus seeking DCEO grants are affected by these rulemakings.

Questions/requests for copies/comments on the proposed rulemaking through 11/8/21: Jolene Clarke, DCEO, 500 E. Monroe St., Springfield IL 62701, jolene.clarke@illinois.gov

Adopted Rule

AABD BENEFITS

The DEPARTMENT OF HUMAN SERVICES adopted an amendment to Aid to the Aged, Blind or Disabled (89 IAC 113; 45 Ill Reg 4389), effective 9/8/21, implementing an inflationary adjustment of the asset exemption for prepaid funeral/burial expenses. The exemption is increasing to \$6,774 (formerly \$5,874) per individual or \$13,548 (formerly \$11,748) for a married couple.

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

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 listed in next week's *Illinois Register* and considered at the October 19, 2021 JCAR meeting in Springfield. Other items not published in the *Register* or The Flinn Report may also be considered. Further comments concerning these rulemakings should be addressed to JCAR using the contact information on page 1.

OFFICE OF THE TREASURER

Public Information, Rulemaking and Organization (2 IAC 650; 45 Ill Reg 9397) proposed 7/23/21

DEPT OF REVENUE

Retailers' Occupation Tax (86 IAC 130; 45 Ill Reg 8009) proposed 7/2/21

Practice and Procedure for Hearings Before the Illinois Department of Revenue (86 IAC 200; 45 Ill Reg 7970) proposed 6/25/21

TORTURE INQUIRY & RELIEF COMMISSION

Organization, Public Information, Procedures and Rulemaking (2 IAC 3500; 45 Ill Reg 9404) proposed 7/23/21

Joint Committee on Administrative Rules

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Senator John F. Curran

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Senator Donald DeWitte

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**Kim Schultz
Executive Director**