

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.

Adopted Rules

■ CAMPING FACILITIES

The DEPARTMENT OF PUBLIC HEALTH adopted amendments to Recreational Area Code (77 IAC 800; 46 II Reg 14415) effective 3/17/23. These amendments to a Part that was last amended in 1990 update contact information for regional offices of DPH's Division of Environmental Health, update statutory and administrative rule references, and add or update references to the National Electrical Code, Federal Emergency Management Agency flood insurance rate maps, and Department of Natural Resources floodway construction permit procedures. Public and private campgrounds and youth camps are affected.

Questions/requests for copies: Tracey Trigillo, DPH, 524 S. Second St., 6th Floor, Springfield IL 62701, 217/782-1159, dph.rules@illinois.gov

■ TELECOMMUNICATIONS

The ILLINOIS COMMERCE COMMISSION adopted amendments to Standards of Service for Local Exchange Telecommunications Carriers (83 IAC 730; 46 III Reg 4469) effective 3/15/23 that update the incorporation of the National Electrical Safety Code to the 2017 edition and remove an obsolete reference to physical staffing of 9-1-1 call boxes during telecommunications outages (which is no longer required). Local telecommunications providers are affected.

Questions/requests for copies: Brian W. Allen, ICC, 527 E. Capitol Ave., Springfield IL 62701, 217/558-2387.

Proposed Rulemakings

■ FIRE EQUIPMENT

The OFFICE OF THE STATE FIRE MARSHAL proposed amendments to Fire Equipment Distributor and Employee Standards (41 IAC 251; 47 III Reg 4251) and proposed repeal of the Part titled Fire Equipment Administrative Procedures (41 IAC 280; 47 III Reg 4299), whose provisions are being moved to Part 251. The amendments to Part 251 streamline the administration of OSFM's fire equipment distributor licensing program for fire extinguishing devices or systems (other than sprinkler systems, which are regulated under a different statute) and update references to the current statutory authority (Fire Equipment Distributor and Employee Regulation Act of 2011). Other changes include increasing license terms from 1 to 3 years;

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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 Rulemakings

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establishing citations for violations of the Act or this Part and a hearing process for persons who receive citations; clarifying that fire equipment employees are sponsored under the fire equipment distributor's license; updating license fees; updating incorporated National Fire Protection Association (NFPA) standards and requirements for fire equipment distributor license applications under the Act; updating trainee registration requirements; clarifying provisions related to hydrostatic testing; and aligning procedures and terminology with current program operations and industry practices. Businesses that sell or install fire extinguishers and fire suppression equipment other than sprinkler systems are affected by these rulemakings.

Questions/requests for copies/comments on the 2 OSFM rulemakings through 5/15/23: Ashley Vincent, OSFM, 1035 Stevenson Drive, Springfield IL 62703-4259, 217/785-4212, fax 217/524-5487.

■ RADIATION EQUIPMENT

The ILLINOIS EMERGENCY MANAGEMENT AGENCY proposed repeal of the Part titled Radiation Safety Requirements for Wireline Service Operations and Subsurface Tracer Studies (32 IAC 351; 47 Ill Reg 4171) and proposed a new Part with the same title and number (47 Ill Reg 4196). The new Part aligns more closely

with federal Nuclear Regulatory Commission (NRC) regulations for the 39 Agreement States, including Illinois, to which NRC delegates responsibility for regulating certain radiation equipment and radioactive materials.

IEMA also proposed amendments to Licensing of Radioactive Material (32 IAC 330; 47 Ill Reg 4075), Standards for Protection Against Radiation (32 IAC 340; 47 Ill Reg 4094), Licenses and Radiation Safety Requirements for Irradiators (32 IAC 346; 47 Ill Reg 4133), and Radiation Safety Requirements for Industrial Radiographic Operations (32 IAC 350; 47 Ill Reg 4154). The Part 330 rulemaking removes requirements for possession of water treatment residuals, which are being moved to a new proposed rule at 32 IAC 622. Amendments to Parts 340, 346 and 350 update the rule text for compatibility with NRC regulations and correct technical errors and conflicts with other Agency rules. The Part 340 rulemaking additionally updates IEMA contact information for reportable incidents. Those affected by these rulemakings include businesses or units of government that handle or use radioactive material or equipment.

Questions/requests for copies/comments on the 6 IEMA proposed rulemakings through 5/15/23: Traci Burton, IEMA, 1035 Outer Park Drive, Springfield IL 62704, 217/785-9860, Traci.Burton@illinois.gov

DRIVERS' LICENSES

The SECRETARY OF STATE proposed amendments to Issuance of Licenses (92 IAC 1030; 47 Ill Reg 4237) that change the definitions of two license restrictions: J14 (authorizing a driver to operate a vehicle with outside mirrors, using a non-standard lens arrangement, during daylight hours only) and J33 (authorizing operation of a Class D vehicle with outside mirrors using a non-standard lens arrangement at all hours, instead of only during nighttime hours). Other, minor changes are made for readability.

SOS PROCUREMENT

SOS also proposed amendments to Secretary of State Standard Procurement (44 IAC 2000; 47 Ill Reg 4227) that update the name and composition of the Real Estate Review Board, which will be renamed the Real Estate Review Committee and consist of 4 appointees with real estate experience plus the SOS Chief of Staff (currently, the SOS Administrator over Property Management). Other changes institute gender-neutral language and improve readability.

Questions/requests for copies/comments on the 2 SOS rulemakings through 5/15/23: Pamela Wright, SOS, 298 Howlett Building, Springfield IL 62756, pwright@ilsos.gov

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 appear in next week's *Illinois Register* and be considered at the April 18, 2023, meeting in Springfield. Other items not listed 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.

DEPT OF COMMERCE & ECONOMIC OPPORTUNITY

Reimagining Electric Vehicles in Illinois Program (14 IAC 580; 46 III Reg 8953) proposed 6/3/22

DEPT OF FINANCIAL & PROFESSIONAL REGULATION

Pharmacy Practice Act (68 IAC 1330; 46 III Reg 9199) proposed 6/10/22

ILLINOIS STATE POLICE

Seizure and Forfeiture Reporting Act Procedures (20 IAC 1221; 46 III Reg 12483) proposed 7/22/22

DEPT OF PUBLIC HEALTH

Skilled Nursing and Intermediate Care Facilities Code (77 IAC 300; 46 III Reg 20656) proposed 12/30/22

Sheltered Care Facilities Code (77 IAC 330; 46 III Reg 20681) proposed 12/30/22

Illinois Veterans' Homes Code (77 IAC 340; 46 III Reg 20701) proposed 12/30/22

Specialized Mental Health Rehabilitation Facilities Code (77 IAC 380; 46 III Reg 20716) proposed 12/30/22

Health Care Worker Background Check Code (77 IAC 955; 46 III Reg 20767) proposed 12/30/22

STATE EMPLOYEES' RETIREMENT SYSTEM

The Administration and Operation of the State Employees' Retirement System of Illinois (80 IAC 1540; 47 III Reg 1298) proposed 1/27/23

STATE UNIVERSITIES CIVIL SERVICE SYSTEM

State Universities Civil Service System (80 IAC 250; 47 III Reg 75) proposed 1/6/23

Joint Committee on Administrative Rules

Senator Cristina Castro
Senator Bill Cunningham, *co-chair*
Senator Donald DeWitte
Senator Dale Fowler
Senator Kimberly Lightford
Senator Sue Rezin

Representative Eva-Dina Delgado
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