- 1 AN ACT concerning administrative procedure.
- 2 Be it enacted by the People of the State of Illinois,
- 3 represented in the General Assembly:
- 4 Section 5. The Illinois Administrative Procedure Act is
- 5 amended by adding Section 1-90 as follows:
- 6 (5 ILCS 100/90 new)
- 7 <u>Section 90. Rulemaking.</u>
- 8 (a) "Rulemaking" means the process and required
- 9 <u>documentation for the adoption of Illinois Administrative</u>
- 10 <u>Code text.</u>
- 11 <u>(b) Required documentation.</u>
- 12 (1) At the time of original proposal, rulemaking
- documentation must consist of a notice page and new,
- 14 <u>amendatory</u>, or <u>repealed</u> text. New, <u>repealed</u>, <u>and</u>
- amendatory text must be depicted in the manner required
- by Secretary of State rule. Amendatory rulemakings must
- 17 <u>indicate text deletion by striking through all text that</u>
- is to be omitted and must indicate text addition by
- 19 <u>underlining all new text.</u>
- 20 (2) At the time of adoption, documentation must
- 21 <u>also include pages indicating the text of the new rule,</u>
- 22 <u>without striking and underlining, for inclusion in the</u>
- 23 <u>official Secretary of State records, the certification</u>
- 24 <u>required under Section 5-65(a), and any additional</u>
- documentation required by Secretary of State rule.
- 26 (3) For a required rulemaking adopted under Section
- 27 <u>5-15, an emergency rulemaking under Section 5-45, or a</u>
- 28 peremptory rulemaking under Section 5-50, the
- documentation requirements of paragraphs (b)(1) and (2)
- of this Section apply at the time of adoption.
- 31 (c) "Background text" means existing text of the

- 1 <u>Illinois Administrative Code that is part of a rulemaking but</u>
- 2 is not being amended by the rulemaking. Background text in
- 3 rulemaking documentation shall match the current text of the
- 4 <u>Illinois Administrative Code.</u>
- 5 (d) No material that was originally proposed in one
- 6 rulemaking may be combined with another proposed rulemaking
- 7 that was initially published without that material. However,
- 8 this does not preclude separate rulemakings from being
- 9 <u>combined for publication at the time of adoption as</u>
- 10 <u>authorized by Secretary of State rule.</u>
- 11 Section 99. Effective date. This Act takes effect upon
- 12 becoming law.