

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ROOM C-1  
STRATTON BUILDING  
SPRINGFIELD, ILLINOIS  
AUGUST 11, 2020  
11:30 A.M.

***NOTICE:** It is the policy of the Committee to allow only representatives of State agencies to testify orally on any rule under consideration at Committee hearings. If members of the public wish to express their views with respect to a proposed rule, they should submit written comments to the Office of the Joint Committee on Administrative Rules at the following address:*

*Joint Committee on Administrative Rules  
700 Stratton Office Building  
Springfield, Illinois 62706*

**RULEMAKINGS SCHEDULED FOR JCAR REVIEW**

The following rulemakings are scheduled for review at this meeting. JCAR staff may be proposing action with respect to some of these rulemakings. JCAR members may have questions concerning, and may initiate action with respect to, any item scheduled for JCAR review and any other issues within the Committee's purview.

**PROPOSED RULEMAKINGS**

Central Management Services

1. [Acquisition, Management and Disposal of Real Property](#) (44 Ill. Adm. Code 5000)
  - First Notice Published: 44 Ill. Reg. 8454 – 5/22/20
  - Expiration of Second Notice: 8/23/20

Children and Family Services

2. [Licensing Standards for Day Care Homes](#) (89 Ill. Adm. Code 406)
  - First Notice Published: 43 Ill. Reg. 10613 – 9/27/19
  - Expiration of Second Notice: 9/4/20
3. Licensing Standards for Day Care Centers (89 Ill. Adm. Code 407)
  - First Notice Published: 43 Ill. Reg. 10634 – 9/27/19
  - Expiration of Second Notice: 9/4/20
4. Licensing Standards for Group Day Care Homes (89 Ill. Adm. Code 408)
  - First Notice Published: 43 Ill. Reg. 10661 – 9/27/19
  - Expiration of Second Notice: 9/4 /20

## Education

5. [Dismissal of Tenured Teachers under Article 24 and Dismissal of Tenured Teachers and Principals under Article 34 of the School Code](#) (23 Ill. Adm. Code 51)
  - First Notice Published: 44 Ill. Reg. 4546 – 3/20/20
  - Expiration of Second Notice: 8/19/20
6. Agriculture Education Program (23 Ill. Adm. Code 75)
  - First Notice Published: 44 Ill. Reg. 5545 – 4/3/20
  - Expiration of Second Notice: 9/5/20
7. [Pupil Transportation Reimbursement](#) (23 Ill. Adm. Code 120)
  - First Notice Published: 44 Ill. Reg. 7874 – 5/8/20
  - Expiration of Second Notice: 9/9/20
8. Registered Apprenticeship Program (23 Ill. Adm. Code 255)
  - First Notice Published: 44 Ill. Reg. 4553 – 3/20/20
  - Expiration of Second Notice: 8/19/20
9. [Special Education](#) (23 Ill. Adm. Code 226)
  - First Notice Published: 44 Ill. Reg. 7881 – 5/8/20
  - Expiration of Second Notice: 9/9/20
10. [Voluntary Registration and Recognition of Nonpublic Schools](#) (23 Ill. Adm. Code 425)
  - First Notice Published: 44 Ill. Reg. 3844 – 3/13/20
  - Expiration of Second Notice: 8/19/20

## Employment Security

11. Claims, Adjudication, Appeals and Hearings (56 Ill. Adm. Code 2720)
  - First Notice Published: 44 Ill. Reg. 8601 – 5/29/20
  - Expiration of Second Notice: 9/5/20
12. Employment (56 Ill. Adm. Code 2732)
  - First Notice Published: 44 Ill. Reg. 8604 – 5/29/20
  - Expiration of Second Notice: 9/5/20
13. Recovery of Benefits (56 Ill. Adm. Code 2835)
  - First Notice Published: 44 Ill. Reg. 8607 – 5/29/20
  - Expiration of Second Notice: 9/5/20

## Human Services

14. [Temporary Assistance for Needy Families](#) (89 Ill. Adm. Code 112)
  - First Notice Published: 44 Ill. Reg. 3807 – 3/13/20
  - Expiration of Second Notice: 9/5/20

15. [Aid to the Aged, Blind or Disabled](#) (89 Ill. Adm. Code 113)
  - First Notice Published: 44 Ill. Reg. 3825 – 3/13/20
  - Expiration of Second Notice: 9/4/20
16. [Related Program Provisions](#) (89 Ill. Adm. Code 117)
  - First Notice Published: 44 Ill. Reg. 5993 – 4/17/20
  - Expiration of Second Notice: 9/2/20

#### Insurance

17. [Construction and Filing of Accident and Health Insurance Policy Forms](#) (50 Ill. Adm. Code 2001)
  - First Notice Published: 44 Ill. Reg. 6218 – 4/24/20
  - Expiration of Second Notice: 9/3/20
18. Temporary Health Coverage Requirements During an Epidemic or Public Health Emergency (50 Ill. Adm. Code 2040)
  - First Notice Published: 44 Ill. Reg. 6693 – 5/1/20
  - Expiration of Second Notice: 9/3/20

#### Liquor Control Commission

19. [The Illinois Liquor Control Commission](#) (11 Ill. Adm. Code 100)
  - First Notice Published: 43 Ill. Reg. 14571 – 12/20/19
  - Expiration of Second Notice: 7/17/20

#### Natural Resources

20. [The Taking of Wild Turkeys – Spring Season](#) (17 Ill. Adm. Code 710)
  - First Notice Published: 44 Ill. Reg. 8122 – 5/15/20
  - Expiration of Second Notice: 8/13/20

#### Pollution Control Board

21. [General Rules](#) (35 Ill. Adm. Code 101)
  - First Notice Published: 44 Ill. Reg. 4316 – 3/20/20
  - Expiration of Second Notice: 8/12/20
22. [Appeals of Final Decisions of State Agencies](#) (35 Ill. Adm. Code 105)
  - First Notice Published: 44 Ill. Reg. 4347 – 3/20/20
  - Expiration of Second Notice: 8/12/20
23. [Major Stationary Sources Construction and Modification](#) (35 Ill. Adm. Code 203)
  - First Notice Published: 44 Ill. Reg. 4367 – 3/20/20
  - Expiration of Second Notice: 8/12/20

24. [Definitions and General Provisions](#) (35 Ill. Adm. Code 211)
  - First Notice Published: 44 Ill. Reg. 4463 – 3/20/20
  - Expiration of Second Notice: 8/12/20
25. Organic Material Emission Standards and Limitations (35 Ill. Adm. Code 215)
  - First Notice Published: 44 Ill. Reg. 4487 – 3/20/20
  - Expiration of Second Notice: 8/12/20
26. [Prevention of Significant Deterioration](#) (35 Ill. Adm. Code 204)
  - First Notice Published: 44 Ill. Reg. 4375 – 3/20/20
  - Expiration of Second Notice: 8/12/20
27. Design, Operation and Maintenance Criteria (35 Ill. Adm. Code 604)
  - First Notice Published: 44 Ill. Reg. 9352 – 6/5/20
  - Expiration of Second Notice: 9/9/20

#### Public Health

28. [Emergency Medical Services, Trauma Center, Comprehensive Stroke Center, Primary Stroke Center and Acute Stroke Ready Hospital Code](#) (77 Ill. Adm. Code 515)
  - First Notice Published: 44 Ill. Reg. 5185 – 3/27/20
  - Expiration of Second Notice: 9/9/20
29. [AIDS Drug Assistance Code](#) (77 Ill. Adm. Code 692)
  - First Notice Published: 44 Ill. Reg. 5326 – 3/27/20
  - Expiration of Second Notice: 8/23/20
30. [Control of Sexually Transmissible Infections Code](#) (77 Ill. Adm. Code 693)
  - First Notice Published: 44 Ill. Reg. 5331 – 3/27/20
  - Expiration of Second Notice: 8/23/20
31. [HIV/AIDS Confidentiality and Testing Code](#) (77 Ill. Adm. Code 697)
  - First Notice Published: 44 Ill. Reg. 5337 – 3/27/20
  - Expiration of Second Notice: 8/23/20
32. [Grade A Pasteurized Milk and Milk Products](#) (77 Ill. Adm. Code 775)
  - First Notice Published: 44 Ill. Reg. 4503 – 3/20/20
  - Expiration of Second Notice: 8/23/20
33. Drinking Water Systems Code (77 Ill. Adm. Code 900)
  - First Notice Published: 44 Ill. Reg. 4509 – 3/20/20
  - Expiration of Second Notice: 8/23/20

#### Revenue

34. [Use Tax](#) (86 Ill. Adm. Code 150)
  - First Notice Published: 44 Ill. Reg. 7855 – 5/8/20
  - Expiration of Second Notice: 8/23/20

## Secretary of State

35. [Business Corporation Act](#) (14 Ill. Adm. Code 150)
  - First Notice Published: 44 Ill. Reg. 5710 – 4/3/20
  - Expiration of Second Notice: 8/30/20
36. [General Not For Profit Corporations](#) (14 Ill. Adm. Code 160)
  - First Notice Published: 44 Ill. Reg. 5712 – 4/3/20
  - Expiration of Second Notice: 8/30/20
37. [Uniform Partnership Act \(1997\)](#) (14 Ill. Adm. Code 166)
  - First Notice Published: 44 Ill. Reg. 5714 – 4/3/20
  - Expiration of Second Notice: 9/9/20
38. [Uniform Partnership Act \(2001\)](#) (14 Ill. Adm. Code 171)
  - First Notice Published: 44 Ill. Reg. 5716 – 4/3/20
  - Expiration of Second Notice: 8/30/20
39. [Limited Liability Company Act](#) (14 Ill. Adm. Code 178)
  - First Notice Published: 44 Ill. Reg. 5718 – 4/3/20
  - Expiration of Second Notice: 8/30/20
40. Procedures and Standards (92 Ill. Adm. Code 1001)
  - First Notice Published: 44 Ill. Reg. 2246 – 1/31/20
  - Expiration of Second Notice: 9/2/20
41. [Cancellation, Revocation or Suspension of Licenses or Permits](#) (92 Ill. Adm. Code 1040)
  - First Notice Published: 44 Ill. Reg. 2324 – 1/31/20
  - Expiration of Second Notice: 9/2/20

## **EMERGENCY RULEMAKINGS**

### Commerce and Economic Opportunity

42. Cannabis Business Incubator and Sponsorship Program (14 Ill. Adm. Code 651)
  - 44 Ill. Reg. 11811; effective 7/2/20
  - Emergency Expires: 11/28/20
43. Local Coronavirus Urgent Remediation Emergency (or Local CURE) Support Program (14 Ill. Adm. Code 700)
  - 44 Ill. Reg. 11824; effective 7/2/20
  - Emergency Expires: 11/28/20

### Elections

44. Vote by Mail Expansion (26 Ill. Adm. Code 225)
  - 44 Ill. Reg. 11914; effective 7/2/20
  - Emergency Expires: 11/28/20

### Employment Security

45. Administrative Hearings and Appeals (56 Ill. Adm. Code 2725)
  - 44 Ill. Reg. 12666; effective 7/10/20
  - Emergency Expires: 12/6/20
46. Claimant's Availability for Work, Ability to Work and Active Search for Work (56 Ill. Adm. Code 2865)
  - 44 Ill. Reg. 11840; effective 7/6/20
  - Emergency Expires: 12/2/20
47. Claims, Adjudication, Appeals and Hearings (56 Ill. Adm. Code 2720)
  - 44 Ill. Reg. 12656; effective 7/10/20
  - Emergency Expires: 12/6/20
48. Academic Personnel (56 Ill. Adm. Code 2915)
  - 44 Ill. Reg. 12671; effective 7/10/20
  - Emergency Expires: 12/6/20

### Healthcare and Family Services

49. Covering All Kids Health Insurance Program (89 Ill. Adm. Code 123)
  - 44 Ill. Reg. 12762; effective 7/17/20
  - Emergency Expires: 12/13/20
50. Children's Health Insurance Program (89 Ill. Adm. Code 125)
  - 44 Ill. Reg. 12767; effective 7/17/20
  - Emergency Expires: 12/13/20
51. Veteran's Health Insurance Program (89 Ill. Adm. Code 128)
  - 44 Ill. Reg. 12774; effective 7/17/20
  - Emergency Expires: 12/13/20
52. Medical Payment (89 Ill. Adm. Code 140)
  - 44 Ill. Reg. 12778; effective 7/17/20
  - Emergency Expires: 12/13/20
53. Specialized Healthcare Delivery Systems (89 Ill. Adm. Code 146)
  - 44 Ill. Reg. 12825; effective 7/17/20
  - Emergency Expires: 12/13/20
54. Hospital Services (89 Ill. Adm. Code 148)
  - 44 Ill. Reg. 12832; effective 7/17/20
  - Emergency Expires: 12/13/20

### Human Rights

- 55. Procedures of the Department of Human Rights (56 Ill. Adm. Code 2520)
  - 44 Ill. Reg. 12676; effective 7/10/20
  - Emergency Expires: 12/6/20

### Human Services

- 56. WIC Vendor Management Code (77 Ill. Adm. Code 672)
  - 44 Ill. Reg. 11847; effective 7/1/20
  - Emergency Expires: 11/27/20
- 57. Developmental Disabilities Services (89 Ill. Adm. Code 144)
  - 44 Ill. Reg. 11861; effective 7/1/20
  - Emergency Expires: 11/27/20

### Labor Relations Board

- 58. General Procedures (80 Ill. Adm. Code 1200)
  - 44 Ill. Reg. 11866; effective 7/6/20
  - Emergency Expires: 12/2/20
- 59. Unfair Labor Practice Proceedings (80 Ill. Adm. Code 1220)
  - 44 Ill. Reg. 11873; effective 7/6/20
  - Emergency Expires: 12/2/20

### Public Health

- 60. Skilled Nursing and Intermediate Care Facilities Code (Emergency Amendment to Emergency Rule) (77 Ill. Adm. Code 300)
  - 44 Ill. Reg. 12931; effective 7/14/20
  - Emergency Expires: 10/24/20

### Revenue

- 61. Income Tax (86 Ill. Adm. Code 100)
  - 44 Ill. Reg. 11208; effective 6/17/20
  - Emergency Expires: 11/13/20

### Secretary of State

- 62. Public Library Non-resident Services (23 Ill. Adm. Code 3050)
  - 44 Ill. Reg. 11910; effective 7/1/20
  - Emergency Expires: 11/27/20
- 63. Merit Commission (Emergency Repeal) (80 Ill. Adm. Code 50)
  - 44 Ill. Reg. 11585; effective 6/30/20

64. Merit Commission (80 Ill. Adm. Code 50)  
-44 Ill. Reg. 11878; effective 6/30/20  
-Emergency Expires: 11/26/20
65. Procedures and Standards (Emergency Repeal) (92 Ill. Adm. Code 1001)  
-44 Ill. Reg. 11588; effective 6/30/20
66. Certificates of Title, Registration of Vehicles (Emergency Repeal) (92 Ill. Adm. Code 1010)  
-44 Ill. Reg. 11595; effective 6/30/20
67. Issuance of Licenses (Emergency Repeal) (92 Ill. Adm. Code 1030)  
-44 Ill. Reg. 11603; effective 6/30/20
68. Rules of the Road – Persons with Disabilities Parking Program (92 Ill. Adm. Code 1100)  
-44 Ill. Reg. 11618; effective 6/30/20
69. Issuance of Licenses (92 Ill. Adm. Code 1030)  
-44 Ill. Reg. 11898; effective 6/30/20  
-Emergency Expires: 11/26/20
70. Rules of the Road – Persons with Disabilities Parking Program (92 Ill. Adm. Code 1100)  
-44 Ill. Reg. 11906; effective 6/30/20  
-Emergency Expires: 11/26/20
71. Procedures and Standards (92 Ill. Adm. Code 1001)  
-44 Ill. Reg. 11882; effective 6/30/20  
-Emergency Expires: 11/26/20
72. Certificates of Title, Registration of Vehicles (92 Ill. Adm. Code 1010)  
-44 Ill. Reg. 11890; effective 6/30/20
73. Commercial Driver Training Schools (Emergency Amendment to Emergency Rule) (92 Ill. Adm. Code 1060)  
-44 Ill. Reg. 11610; effective 6/25/20  
-Emergency Expires: 10/17/20

## **PEREMPTORY RULEMAKING**

### Central Management Services

74. Pay Plan (80 Ill. Adm. Code 310)  
-44 Ill. Reg. 12957; effective 7/16/20



## **EXEMPT RULEMAKING**

### Emergency Management Agency

75. Radioactive Materials Transportation (32 Ill. Adm. Code 341)  
-First Notice Published: 44 Ill. Reg. 8116 – 5/15/20

## **EXPEDITED CORRECTIONS**

### Agriculture

76. Cannabis Regulation and Tax Act (8 Ill. Adm. Code 1300)  
-First Notice Published: 44 Ill. Reg. 12684 – 7/24/20

### Insurance

77. Pharmacy Benefit Managers (50 Ill. Adm. Code 3145)  
-First Notice Published: 44 Ill. Reg. 12982 – 7/31/20

## **AGENCY RESPONSES**

### Secretary of State

78. Business Corporations Act (14 Ill. Adm. Code 150)  
-First Notice Published: 44 Ill. Reg. 7944 – 5/8/20  
-Agency Response: Agree
79. General Not For Profit Corporations (Emergency Amendment to Emergency Rule) (14 Ill. Adm. Code 160)  
-First Notice Published: 44 Ill. Reg. 7951 – 5/8/20  
-Agency Response: Agree
80. Uniform Partnership Act (1997) (Emergency Amendment to Emergency Rule) (14 Ill. Adm. Code 166)  
-First Notice Published: 44 Ill. Reg. 7956 – 5/8/20  
-Agency Response: Agree
81. Uniform Limited Partnership Act (Emergency Amendment to Emergency Rule) (14 Ill. Adm. Code 171)  
-First Notice Published: 44 Ill. Reg. 7961 – 5/8/20  
-Agency Response: Agree
82. Limited Liability Company Act (Emergency Amendment to Emergency Rule) (14 Ill. Adm. Code 178)  
-First Notice Published: 44 Ill. Reg. 7966 – 5/8/20  
-Agency Response: Agree

## **ADDITION OF PROPOSED RULE TO AGENDA**

### Financial and Professional Regulation

83. Cannabis Regulation and Tax Act (68 Ill. Adm. Code 1291)
  - First Notice Published: 44 Ill. Reg. 10343 – 6/19/20
  - Expiration of Second Notice: 9/20/20