

*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.*

## New Rules

### ■ WATER & SEWER GRANTS

The ILLINOIS ENVIRONMENTAL PROTECTION AGENCY adopted amendments to the Parts titled General Conditions of State of Illinois Grants for Sewage Treatment Works under the Anti-Pollution Bond Act of 1970 (35 IAC 360; 40 Ill Reg 14374), Procedure for Issuing Grants from the Anti-Pollution Bond Act and the Build Illinois Act for Sewage Treatment Works (35 IAC 363; 40 Ill Reg 14386), and General Conditions of Grants for the Financing and Construction of Public Water Supply Facilities (35 IAC 661; 40 Ill Reg 14404), all effective 10/20/17. The Part 360 amendments stipulate that an Anti-Pollution Fund grantee that becomes eligible for other State or federal funds must reimburse the Fund for any money received that exceeds 100% (formerly 75%) of the approved allowable cost of the

project. Amendments to Part 363 raise the maximum amount a grantee may receive under the Anti-Pollution Bond Act or the Build Illinois Bond Act to 100% (formerly 75%) of the eligible project costs. Finally, the Part 661 amendments require recipients of grants to public water supplies for facility financing/construction to meet the statutory requirement for local matching funds (30% under 415 ILCS 5/4(x)(1)). Small municipalities that apply for these grants are affected.

Questions/requests for copies of the 3 IEPA rulemakings: Rex L. Gradeless, IEPA, 1021 North Grand Ave East, Springfield IL 62794-9276; 217/782-5544; [Rex.Gradeless@illinois.gov](mailto:Rex.Gradeless@illinois.gov).

## Proposed Rulemakings

### ■ BOBCAT HUNTING

The DEPARTMENT OF NATURAL RESOURCES proposed amendments to Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote, Bobcat and Woodchuck (Groundhog) Hunting (17 IAC 550; 41 Ill Reg 13203) and Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Badger, River Otter Beaver, Bobcat and Woodchuck (Groundhog) Trapping (17 IAC 570; 41 Ill Reg 13207) implementing Public Act 100-524, which allows DNR to close the bobcat season early if it appears that Statewide bobcat hunting and trapping limits will be exceeded. Bobcat hunting and trapping permit holders will be notified by letter or e-mail in the event of an early season closure and their permits will

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**NEW 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](http://www.cyberdriveillinois.com)) and General Assembly ([www.ilga.gov](http://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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become invalid as of the official closing date or after they receive notification, whichever is earlier.

Questions/requests for copies/comments on the 2 DNR rulemakings through 12/11/17: Ronald Fuhr, DNR, One Natural Resources Way, Springfield IL 62702-1271, 217/524-5468.

### TANF & SNAP

The DEPARTMENT OF HUMAN SERVICES proposed amendments to Temporary Assistance for Needy Families (89 IAC 112; 41 Ill Reg 13175) and Supplemental Nutrition Assistance Program (SNAP) (89 IAC 121; 41 Ill Reg 13190) that extend eligibility for these programs under Public Act 99-870 to non-U.S. citizens residing in Illinois who are foreign-born victims of trafficking, torture, or other serious crimes and to their immediate family members

(parents, spouses, children, siblings under age 18). The applicant must have applied for or been granted a federal T visa (for victims of trafficking) or U visa (for victims of other crimes) or have sought or been granted asylum in the U.S.

Questions/requests for copies/comments on the 2 DHS rulemakings through 12/11/17: Tracie Drew, DHS, 100 S. Grand Ave. East, 3<sup>rd</sup> Fl., Springfield IL 62762, 217/785-9772.

### ■ PROCUREMENT

The AUDITOR GENERAL proposed amendments to Purchases and Contracts (44 IAC 500; 41 Ill Reg 13137) updating the AG's procurement procedures to reflect recent Public Acts (100-43, 100-203 and 100-391). The rulemaking raises the small purchase limits below which competitive bidding is not required to \$100,000 for supplies, services, construction and

professional and artistic services (currently, \$33,500 for supplies and services, \$30,000 for professional and artistic services, and \$50,000 for construction). It also permits communication between the AG and a prospective bidder/contractor to clarify a bid solicitation if this communication does not give the inquiring person or business a competitive advantage and if the inquiry and answer are posted in the Auditor General Bulletin. Bidders/contractors who use recycled products will be given preference if use of the product does not constitute an undue practical hardship. Small businesses seeking contracts with the Auditor General are affected.

Questions/requests for copies/comments through 12/11/17: Rebecca Patton, Office of the Auditor General, 740 E. Ash St., Springfield IL 62703, 217/782-6046, TTY 888/261-2887.

## Second Notices

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The following rulemakings were moved to Second Notice this week by the agencies listed below, commencing the JCAR review period. These rulemakings will be considered at the Committee's November 7, 2017 meeting. Further comments concerning these rulemakings should be addressed to JCAR using the contact information on page 1.

### DEPT ON AGING

Community Care Program (89 IAC 240; 41 Ill Reg 3251) proposed 3/24/17

### DEPT OF TRANSPORTATION

Illinois Cycle Rider Safety Training Program (92 IAC 455; 41 Ill Reg 10879) proposed 8/25/17

### HEALTH FACILITIES AND SERVICES REVIEW BOARD

Health Care Worker Self-Referral (77 IAC 1235; 41 Ill Reg 6317) proposed 6/2/17

### IL BOARD OF HIGHER EDUCATION

Private Business and Vocational Schools (23 IAC 1095; 41 Ill Reg 7349) proposed 6/30/17