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Joint Committee on Administrative Rules
Illinois General Assembly

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Issue 2

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

TOLLWAY RULES

The ILLINOIS STATE TOLL HIGHWAY AUTHORITY adopted amendments to State Toll Highway Rules (92 IAC 2520; 41 Ill Reg 11225), effective 12/27/17, increasing speed limits on portions of the Jane Addams Memorial Tollway (I-90) and providing that I-PASS customers will be charged for V-Tolls (video tolls incurred when a driver passes through a toll collection point without a functioning transponder) at the discounted I-PASS rate for the first 5 or fewer V-Tolls incurred in a calendar month on an individual license plate registered to a customer's account. After a 6th V-Toll has been incurred, the customer will be notified (electronically or by robo-call) that the 6th and subsequent V-Tolls for the remainder of the calendar month will be charged at the higher cash rate. Since 1st Notice, ISTHA

reduced the threshold for higher V-Toll charges from 10 to 5 V-Tolls per month and added provisions for notifying customers when they have exceeded this limit.

Questions/requests for copies: Robert T. Lane, ISTHA, 2700 Ogden Ave., Downers Grove IL 60515, 630/241-6800, ext. 1530, fax 630/271-7559.

Emergency Rules, Page 3

SEXUAL ABUSE

The DEPARTMENT OF STATE POLICE adopted amendments to Standards of Service Applicable to 911 Emergency Systems (83 IAC 1325; 41 Ill Reg 7921) effective 12/27/17 that establish call handling guidelines and minimum training standards for calls concerning sexual assault or abuse. The rulemaking requires

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Proposed Rulemakings

SENIOR SERVICES

The DEPARTMENT ON AGING proposed amendments to Community Care Program (89 IAC 240; 42 Ill Reg 314) that update various definitions and references, along with payment rates, financial and other eligibility criteria, and certain requirements for the application process. "Case Coordination Units" will be called "Care Coordination Units"; "clients" are now "participants", applications are now "requests for services", and plans of care will be "person-centered". New Sections have been added outlining the person-centered planning process, which will include a review of the participant's condition and services at least every 12 months. Other issues addressed in this rulemaking include participant

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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) 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.

New Rules

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a minimum 2 hours training for new telecommunications personnel hired on or after 1/1/18 and 3 hours of continuing education for current telecommunicators on or before 1/1/19, and every 3 years thereafter, regarding the handling of sexual assault or abuse. Those affected by this rulemaking include units of local government who operate 911 systems.

Questions/requests for copies: Matthew R. Rentschler, DSP, 801

S. Seventh St., Suite 1000-S, Springfield IL 62703, 217/782-7658.

STATE EMPLOYEES

The DEPARTMENT OF CENTRAL MANAGEMENT SERVICES adopted amendments to Pay Plan (80 IAC 310; 41 Ill Reg 11645) effective 12/28/17 implementing new job titles, pay grades, and bargaining unit assignments. The titles of insurance performance examiner trainee and juvenile justice

vocational instructor are added to the list of merit compensation system (MS) titles and pay grades, while the title of research economist is added, and the now-abolished title of Research Economist I is removed, from a list of titles assigned to an AFSCME bargaining unit.

Questions/requests for copies: Lisa Fendrich, CMS, 503 Stratton Bldg., Springfield IL 62706, 217/782-7976, fax 217/524-4570, e-mail: CMS.PayPlan@illinois.gov

Proposed Rulemakings

(cont. from page 1)

privacy, requirements that care providers report critical events (incidents or situations that place the participant in danger of serious harm), Automatic Medication Dispenser service, and criteria for suspending or terminating services. Agencies providing CCP services are affected by this rulemaking.

Questions/requests for copies/comments through 2/26/18: Tracey Trigillo, DonA, One Natural Resources Way, #100, Springfield IL 62702-1271, 217/785-3346, Tracey.Trigillo@illinois.gov

■ FISHING

The DEPARTMENT OF NATURAL RESOURCES proposed amendments to Sport Fishing Regulations for the Waters of Illinois (17 IAC 810; 42 Ill Reg 577) updating fishing regulations for various Illinois bodies of

water; setting June 15-18, 2018, as the annual Free Fishing Days; amending certain bowfishing regulations; and adding regulations for mussel fishing. Holders of sport fishing licenses may possess up to 50 live mussels for use as bait or up to 50 relic mussel shells for personal collection. Mussels collected under a sport fishing license must be approved species and cannot be sold, bartered, or transported between bodies of water. Bowfishing for bullfrogs and common snapping turtles is permitted wherever bowfishing is allowed, except for the 16 southernmost Illinois counties, where bowfishing for snapping turtles is not permitted.

Questions/requests for copies/comments through 2/26/18: Javonna Ackerman, DNR, One Natural Resources Way, Springfield IL 62702-1271, 217/557-0126.

HORSE RACING

The ILLINOIS RACING BOARD proposed an amendment to Claiming Races (11 IAC 510; 42 Ill Reg 704) exempting starter handicap or starter allowance races from IRB's 30-day limit on race participation by recently claimed thoroughbreds. (A claimed horse cannot start a race in which the eligibility price is less than 125% of its claiming price for 20 days after being claimed. For another 10 days thereafter, the horse cannot start a race if the eligibility price is less than 100% of its claiming price.)

Questions/requests for copies/comments through 2/26/18: Mickey Ezzo, IRB, 100 W. Randolph, Suite 5-700, Chicago IL 60601, 312/814-5017, mickey.ezzo@illinois.gov

Emergency Rules

■ BUSINESS FEES

The SECRETARY OF STATE adopted emergency amendments to Business Corporation Act (14 IAC 150; 42 Ill Reg 807) and Limited Liability Company Act (14 IAC 178; 42 Ill Reg 813) effective 12/29/17 for a maximum of 150 days. Identical proposed amendments appear in this week's *Illinois Register* at 42 Ill Reg 708 and 710, respectively. The emergency and proposed rulemakings

implement Public Act 100-571, effective 12/20/17, which amended the Limited Liability Company Act to reduce certain document filing fees (e.g., articles of organization, change of name) effective immediately. The amendments allow refunds from the Corporate Franchise Tax Refund Fund to be paid, at SOS's discretion, to companies that submitted the formerly higher fees during November and December, 2017. (NOTE: The Public Act number cited in this

week's *Register* for these rulemakings is incorrect; the correct PA number is cited above.) Limited liability companies are affected by these emergency rules.

Questions/requests for copies/comments on the 2 proposed SOS rulemakings through 2/26/18: Terry McConville, SOS, 100 W. Randolph St., #5-400, Chicago IL 60601, 312/814-2201, tmconville@ilsos.net

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 considered at the Committee's February 13, 2018 meeting. Further comments concerning these rulemakings should be addressed to JCAR using the contact information on page 1.

DEPT OF CENTRAL MANAGEMENT SERVICES

Pay Plan (80 IAC 310; 41 Ill Reg 13473) proposed 11/13/17

STATE BOARD OF ELECTIONS

Campaign Financing (26 IAC 100; 41 Ill Reg 12766) proposed 10/13/17

Practice and Procedure (26 IAC 125; 41 Ill Reg 12793) proposed 10/13/17

Personnel (26 IAC 212; 41 Ill Reg 12813) proposed 10/13/17

Joint Committee on Administrative Rules

Senator Pamela Althoff
Senator Karen McConnaughay
Senator Don Harmon
Senator Tony Muñoz
Senator Ira Silverstein
Senator Chuck Weaver

Representative Peter Breen
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