

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:
SEN. BILL CUNNINGHAM

CO-CHAIR:
REP. RYAN SPAIN



700 STRATTON BUILDING
SPRINGFIELD, ILLINOIS 62706
(217) 785-2254

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SEN. SUE REZIN
REP. EVA-DINA DELGADO
REP. JACKIE HAAS
REP. STEVEN REICK
REP. CURTIS J. TARVER, II
REP. DAVE VELLA

MINUTES

May 14, 2024

MEETING CALLED TO ORDER

The Joint Committee on Administrative Rules met on Tuesday, May 14, 2024, at 10:30 a.m. in Room C-1 of the Stratton Building, Springfield. Co-Chair Cunningham called the meeting to order and announced that the policy of the Committee is to allow only representatives of State agencies to testify orally on any rule under consideration at Committee meetings. Other persons are encouraged to submit their comments to the JCAR office in writing.

ATTENDANCE ROLL CALL

X Senator Cristina Castro	X Representative Eva-Dina Delgado
X Senator Bill Cunningham	X Representative Jackie Haas
X Senator Donald DeWitte	X Representative Steven Reick
X Senator Dale Fowler	X Representative Ryan Spain
X Senator Napoleon Harris, III	Representative Curtis J. Tarver, II
X Senator Sue Rezin	X Representative Dave Vella

APPROVAL OF THE MINUTES OF THE APRIL 16, 2024 MEETING

Rep. Vella moved, seconded by Sen. Fowler, that the minutes of the April 16, 2024 meeting be approved. The motion passed unanimously (11-0-0).

Rep. Tarver was added to the roll.

AGENCY RESPONSES

Department of Public Health – Hospital Licensing Requirements (77 Ill. Adm. Code 250; 47 Ill. Reg. 18178)

No further action.

Department of Commerce and Economic Opportunity – Grocery Store Initiative Grant Program (14 Ill. Adm. Code 645; 47 Ill. Reg. 19258)

Due to the appropriateness of the agency's response, no further action.

Department on Aging – Community Care Program (89 Ill. Adm. Code 240; 47 Ill. Reg. 15675)

No further action.

REVIEW OF AGENCY RULEMAKINGS

Department of Central Management Services – Federal Surplus Property: Illinois State Plan, State Agency for Federal Surplus Property (44 Ill. Adm. Code 5020; 48 Ill. Reg. 1980), Merit and Fitness (80 Ill. Adm. Code 302; 48 Ill. Reg. 12), and Conditions of Employment (80 Ill. Adm. Code 303; 48 Ill. Reg. 66)

Rep. Delgado moved, seconded by Sen. Harris, that JCAR, with the concurrence of the Department of Central Management Services, extend the second notice period for these rulemakings for an additional 45 days. The motion passed unanimously (12-0-0).

Department of Financial and Professional Regulation – Cannabis Regulation and Tax Act (68 Ill. Adm. Code 1291; 47 Ill. Reg. 12526)

Sen. DeWitte moved, seconded by Rep. Haas, that JCAR, with the concurrence of the Department of Financial and Professional Regulation, extend the second notice period for this rulemaking for an additional 45 days. The motion passed unanimously (12-0-0).

Department of Healthcare and Family Services – Medical Payment (89 Ill. Adm. Code 140; 48 Ill. Reg 5768) (Emergency)

Department of Human Services –Medicaid Community Mental Health Services Program (59 Ill. Adm. Code 132; 48 Ill. Reg. 5799) (Emergency)

Sen. Rezin moved, seconded by Rep. Reick, that JCAR recommend that both agencies be more timely in their use of emergency rulemaking to meet statutory deadlines. Amendments to Section 35-50 of the Reimagine Public Safety Act [430 ILCS 69], effective June 7, 2023, required the Department of Healthcare and Family Services and the Department of Human Services to institute a joint background check waiver process on or before October 1, 2023, that would limit the number and type of disqualifying criminal offenses for Peer Support Workers working with Violence Prevention-Community Support Teams. Both agencies could have appropriately used emergency rulemaking to meet the October 1st deadline. The motion passed unanimously (12-0-0).

Department of Healthcare and Family Services – Special Eligibility Groups (89 Ill. Adm. Code 118; 48 Ill. Reg. 6318)

Dana Kelly and Omar Shaker represented HFS.

Discussion.

SUBJECT MATTER

Department of Healthcare and Family Services – Safety Net Obstetrical Payments

Dana Kelly and Omar Shaker represented HFS.

Discussion.

CERTIFICATION OF NO OBJECTION

Co-Chair Cunningham announced that no action will be taken on the Department on Human Services' rulemaking titled Fiscal/Administrative Recordkeeping and Requirements (89 Ill. Adm. Code 509; 48 Ill. Reg. 2769) and the Department of Revenue's rulemaking titled Income Tax (86 Ill. Adm. Code 100; 47 Ill. Reg. 18412).

Rep. Tarver moved, seconded by Sen. Castro, that the Committee inform the agencies to whose rulemakings the Committee has not voted an Objection or Extension, or did not remove from the No Objection List, that the Committee considered their respective rulemakings at the monthly meeting and, based upon the Agreements for modification of the rulemaking made by the agency, no Objections will be issued. The motion passed unanimously (12-0-0).

ANNOUNCEMENT OF NEXT MEETING

Co-Chair Cunningham announced that the next JCAR meeting will be Tuesday, June 4, 2024, at 11:00 a.m. in Room C-600 of the Bilandic Building, Chicago.

ADJOURNMENT

Rep. Vella moved, seconded by Co-Chair Spain, that the meeting stand adjourned. The motion passed unanimously (12-0-0).

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