

THE FLINN REPORT

ILLINOIS GENERAL ASSEMBLY
JOINT COMMITTEE ON ADMINISTRATIVE RULES

Elaine Spencer, Editor

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The Flinn Report is a weekly summary of regulatory actions of State agencies published in the *Illinois Register* and action taken by the Illinois General Assembly's Joint Committee on Administrative Rules (JCAR). The Flinn Report honors founding JCAR member Representative Monroe Flinn, and is designed to inform and involve the public in changes taking place in agency administration.

Adopted Rules

▪ CAPITOL COMPLEX ACCESS

The SECRETARY OF STATE adopted an amendment to the Part titled Public Use of the Capitol Complex and Springfield Facilities (71 IAC 2005; proposed at 49 Ill Reg 14931) effective 3/4/26 at 50 Ill Reg 4368, that makes permanent SOS' current policies (previously set to expire on 6/30/26) regarding security screening of persons entering buildings within the Capitol Complex. A "government photo identification card" allowing immediate access without security screening is defined as a photo ID card issued by the General Assembly, SOS or any State agency. The rulemaking removes provisions that would have, effective 7/1/26, expanded this definition to include ID cards issued by a local or federal government agency and IDs issued by SOS to lobbyists, vendors and their employees and to employees of State agencies that do not issue photo IDs. Persons with these IDs will continue to undergo

security screening upon entry. Those affected by this rulemaking include State employees, lobbyists, vendors and news media.

DRIVER'S LICENSES

SOS also adopted amendments to Issuance of Licenses (92 IAC 1030; proposed at 49 Ill Reg 14207) effective

3/4/26 at 50 Ill Reg 4373, implementing Public Acts 104-260 and 104-278. The rulemaking extends the duration of Seasonal Restricted Commercial Driver's Licenses from 180 days to 210 days and adds Administrative Law Judges, as defined in Section 1-15 or the Illinois Administrative Procedure Act, to the definition of a judicial officer who may change their residential or mailing address on record with SOS to a

business address in accordance with the Judicial Privacy Act.

TRAFFIC VIOLATIONS

SOS adopted amendments to Cancellation, Revocation, or Suspension of Licenses or Permits (92 IAC 1040; proposed at 49 Ill Reg 15101) effective 3/4/26 at 50 Ill Reg 4405, implementing various Public Acts. Pursuant to PA 102-982, this rulemaking replaces the term "accident" in relation to motor vehicles with "crash". It also implements PA 103-179 by changing certain railroad crossing violations by commercial motor vehicle drivers from point-assigned to disqualification, and PA 103-899 by adding point-assigned violations committed by drivers of low-speed electric scooters. Other provisions add new violations for failure to yield to emergency vehicles or emergency

Proposed Rulemaking, Page 2
Second Notices, Page 3

(cont. page 2)

ADOPTED RULES: Rules adopted by agencies this week. **EMERGENCY RULES:** Temporary rules adopted for no more than 150 days.

PROPOSED RULEMAKINGS: Rules proposed by agencies this week, commencing a First Notice public comment period of at least 45 days.

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/or non-profit organizations. Agencies must consider comments from these groups and attempt to minimize regulatory burdens on them.

QUESTIONS/COMMENTS: Submit mail, e-mail or phone calls to the agency personnel listed below each summary.

RULE TEXT: First Notice proposed text, emergency rule and peremptory rule text is available at the Secretary of State website (<https://www.ilsos.gov/departments/index/register/home.html>) or at the Illinois General Assembly website (<http://www.ilga.gov>) under "Illinois Register". Second Notice text for proposed rulemakings (original version with any changes made by the agency during First Notice included) is available at the JCAR website.

Adopted Rules

(cont. from page 1)

workers on a highway that results in death, injury or property damage; delete unused definitions; add a definition of Illinois Person with a Disability Identification Card; replace references to bond forfeiture (abolished by the SAFE-T Act) with "violation of pre-trial release conviction"; and change the spelling of "night time" to "nighttime".

• COMMERCIAL DRIVER'S LICENSES

Finally, SOS adopted amendments to the Part titled Commercial Driver Training Schools (92 IAC 1060; proposed at 49 Ill Reg 14090) effective 3/4/26 at 50 Ill Reg 4547, implementing Public Act 104-0260. The rulemaking adds a definition of "Competent Medical Examiner", for purposes of submitting medical reports, to include any licensed physician, a licensed physician's assistant, or a licensed advanced practice registered nurse. The rulemaking also clarifies that the requirement to hold a valid driver's license for any 2-year period preceding the date of application

includes temporary visitor's driver's licenses. Applicants for commercial driver's licenses are affected.

Questions/requests for copies of the 4 SOS rulemakings: Pamela Wright, SOS, 298 Howlett Building, Springfield IL 62756, 217-785-3094, pwright@ilsos.gov

NURSING HOMES

The DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES adopted an amendment to Reimbursement for Nursing Costs for Geriatric Facilities (89 IAC 147; proposed at 49 Ill Reg 2835) effective 3/9/26 at 50 Ill Reg 4212, implementing PA 103-102. The rulemaking increases the add-on rate for ventilator services from \$208 per day to \$481 per day effective 1/1/24, clarifies the process by which facilities qualify to receive the add-on rate, and adds criteria that must be met in order for ventilator services to qualify for the add-on rate. Since 1st Notice, HFS has lowered the minimum number of hours per day that a patient must be on a ventilator in order to qualify for the add-on rate from 18 to 10 hours, and has clarified numerous other aspects of the rate process.

Questions/requests for copies: Kathy Hunt Muse, HFS, 201 S. Grand Ave. East, 3rd Floor, Springfield IL 62763-0002, 217-782-1233, HFS.Rules@illinois.gov

FISHING

The DEPARTMENT OF NATURAL RESOURCES adopted amendments to Sport Fishing Regulations for the Waters of Illinois (17 IAC 810; proposed at 49 Ill Reg 7766) effective 4/1/26 at 50 Ill Reg 4254, that require all paddlefish landed while fishing on the Illinois River to be taken into immediate possession and included in the daily harvest limit; clarify that a fishing tournament requires a permit only if there are 20 or more participants or an exception to statewide or site-specific rules is requested; amend or clarify various site-specific fishing rules; and schedule the 2026 Free Fishing Days for June 19-22 (Friday through Monday of Father's Day weekend).

Questions/requests for copies: Carrie Leitner, DNR, One Natural Resources Way, Springfield IL 62702, 217-782-1809, dnr.rules@illinois.gov

Proposed Rulemaking

HOSPICE FACILITIES

The DEPARTMENT OF PUBLIC HEALTH proposed an amendment to the Part titled Hospice Programs (77 IAC 280; 50 Ill Reg 4205) clarifying that hospice residence facilities must comply with the Essential Support Person Act [210

ILCS 70] and the Essential Support Person Code (77 IAC 50). The Act and the Code require residential healthcare facilities to adopt policies allowing residents to designate essential support persons who may continue to visit them when general visitation restrictions are in effect.

Questions/requests for copies/comments through 5/4/26: Tracey Trigillo, DPH, 524 S. Second St., 6th Floor, Springfield IL 62701, 217-782-1159, dph.rules@illinois.gov

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 April 14, 2026, meeting in Springfield. Other items not published in the *Illinois Register* or The Flinn Report may also be considered. Further comments concerning these rulemakings should be addressed to JCAR at jcar@ilga.gov.

DEPT OF COMMERCE & ECONOMIC OPPORTUNITY

Quantum Computing Campus Program (14 IAC 519; 49 Ill Reg 15442) proposed 12/5/25

DEPT OF NATURAL RESOURCES

Illinois Resident Armed Forces Fee Exemptions and Illinois Resident Veteran Fee Reduction (17 IAC 2510; 49 Ill Reg 15047) proposed 12/1/25

The Illinois Oil and Gas Act (62 IAC 240; 49 Ill Reg 15794) proposed 12/19/25

SECRETARY OF STATE

Court of Claims Regulations (74 IAC 790; 49 Ill Reg 15082) proposed 12/1/25

Next JCAR Meeting: Tuesday, March 24, 10:30 a.m.

Room C-1, Stratton Bldg., 401 S. Spring St., Springfield
Meeting will be live streamed on the JCAR website

Joint Committee on Administrative Rules

Senator Bill Cunningham, Co-Chair
Senator Cristina Castro
Senator Donald DeWitte
Senator Dale Fowler
Senator Napoleon Harris, III
Senator Sally Turner

Representative Ryan Spain, Co-Chair
Representative Eva-Dina Delgado
Representative Jackie Haas
Representative Steven Reick
Representative Curtis Tarver, II
Representative Dave Vella

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