

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:
SEN. BILL CUNNINGHAM

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SEN. DONALD P. DeWITTE
SEN. DALE FOWLER
SEN. NAPOLEON HARRIS, III
SEN. SUE REZIN
REP. EVA-DINA DELGADO
REP. JACKIE HAAS
REP. STEVEN REICK
REP. CURTIS J. TARVER, II
REP. DAVE VELLA

MEETING MINUTES

January 14, 2025

MEETING CALLED TO ORDER

The Joint Committee on Administrative Rules met on Tuesday, January 14, 2025, at 11:00 a.m. in Room C-600 of the Bilandic Building, Chicago. 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	Representative Jackie Haas
X Senator Donald DeWitte	X Representative Steven Reick
Senator Dale Fowler	X Representative Ryan Spain
X Senator Napoleon Harris, III	X Representative Curtis J. Tarver, II
Senator Sue Rezin	X Representative Dave Vella

APPROVAL OF THE MINUTES OF THE DECEMBER 10, 2024 MEETING

Rep. Tarver moved, seconded by Rep. Reick, that the minutes of the December 10, 2024 meeting be approved. The motion passed unanimously (9-0-0).

EXPEDITED CORRECTION

Department of Public Health – Sexual Assault Survivors Emergency Treatment Code (77 Ill. Adm. Code 545; 48 Ill. Reg. 18030)

Sen. DeWitte moved, seconded by Rep. Vella, to certify the expedited correction effective September 25, 2024. The motion passed unanimously (9-0-0).

AGENCY RESPONSES

Secretary of State – School Bus Driver Permit (92 Ill. Adm. Code 1035; 48 Ill. Reg. 5663)

Staff will monitor.

REVIEW OF AGENCY RULEMAKINGS

Department of Healthcare and Family Services – Medical Payment (89 Ill. Adm. Code 140; 48 Ill. Reg. 14451)

Sen. Castro moved, seconded by Rep. Delgado, that JCAR, with the concurrence of the Department of Healthcare and Family Services, extend the second notice period for this rulemaking for an additional 45 days. The motion passed unanimously (9-0-0).

Department of Natural Resources – Sprayed Fire-Resistant Material Applicator Registration Rules (41 Ill. Adm. Code 255; 48 Ill. Reg. 12707)

Sen. DeWitte moved, seconded by Rep. Tarver, that JCAR, with the concurrence of the Department of Natural Resources, extend the second notice period for this rulemaking for an additional 45 days. The motion passed unanimously (9-0-0).

Office of the State Fire Marshal – Youth and Young Adult Conservation and Education Pilot Program (17 Ill. Adm. Code 3085; 48 Ill. Reg. 14516)

Sen. Harris moved, seconded by Rep. Reick, that JCAR, with the concurrence of the Office of the State Fire Marshal, extend the second notice period for this rulemaking for an additional 45 days. The motion passed unanimously (9-0-0).

State Universities Retirement System – Universities Retirement (80 Ill. Adm. Code 1600; 48 Ill. Reg. 10992)

Rep. Delgado moved, seconded by Sen. Castro, that JCAR, with the concurrence of the State Universities Retirement System, extend the second notice period for this rulemaking for an additional 45 days. The motion passed unanimously (9-0-0).

Department of Revenue – Income Tax (86 Ill. Adm. Code 100; 48 Ill. Reg. 17848) (Emergency) and Illinois Gives Tax Credit Act (86 Ill. Adm. Code 1050; 48 Ill. Reg. 18291) (Emergency)

Sen. Harris moved, seconded by Sen. DeWitte, that JCAR object to these emergency rulemakings because the Department did not state, in writing, why an emergency exists that requires the adoption of a rule in fewer days than is required by general rulemaking process as is required by Section 5-45 of the Illinois Administrative Procedure Act [5 ILCS 100]. The motion passed unanimously (9-0-0).

Teachers' Retirement System – The Administration and Operation of the Teachers' Retirement System (80 Ill. Adm. Code 1650; 48 Ill. Reg. 14939)

Rep. Delgado moved, seconded by Sen. Castro, that JCAR, with the concurrence of the Teachers' Retirement System, extend the second notice period for this rulemaking for an additional 45 days. The motion passed unanimously (9-0-0).

Department of Healthcare and Family Services – Medical Assistance Programs (89 Ill. Adm. Code 120; 48 Ill. Reg. 14436)

Rep. Tarver moved, seconded by Rep. Vella, that JCAR recommend that the Department be more timely in implementing State Plan Amendments in rule. State Plan Amendment 23-0010, implemented in the 89 Ill. Adm. Code 120 rulemaking, was approved on January 12, 2024. The motion passed unanimously (9-0-0).

CERTIFICATION OF NO OBJECTION

Co-Chair Cunningham announced that no action will be taken on the Secretary of State emergency rule titled Public Use of the Capitol Complex and Springfield Facilities (71 Ill. Adm. Code 2005; 48 Ill. Reg. 17392)

Sen. Castro moved, seconded by Sen. Harris, 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 (9-0-0).

ANNOUNCEMENT OF NEXT MEETING

Co-Chair Cunningham announced that the next JCAR meeting will be Tuesday, February 4, 2025, at 10:30 a.m. in Room C-1 of the Stratton Building, Springfield.

ADJOURNMENT

Co-Chair Spain moved, seconded by Sen. DeWitte, that the meeting stand adjourned. The motion passed unanimously (9-0-0).

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