

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:
SEN. BILL CUNNINGHAM

CO-CHAIR:
REP. RYAN SPAIN



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

MEETING MINUTES

February 4, 2025

MEETING CALLED TO ORDER

The Joint Committee on Administrative Rules met on Tuesday, February 4, 2025, at 10:30 a.m. in Room C-1 of the Stratton Building, Springfield. Co-Chair Spain 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	X Representative Curtis J. Tarver, II
X Senator Sally Turner	X Representative Dave Vella

Co-Chair Spain welcomed Sen. Turner to the Committee and further thanked Sen. Rezin for her service to the Committee.

APPROVAL OF THE MINUTES OF THE JANUARY 14, 2025 MEETING

Rep. Haas moved, seconded by Sen. Harris, that the minutes of the January 14, 2025 meeting be approved. The motion passed unanimously (12-0-0).

AGENCY RESPONSES

Pollution Control Board – Organization, Public Information, and Types of Proceedings (2 Ill. Adm. Code 2175; 48 Ill. Reg. 15643)

No further action.

REVIEW OF AGENCY RULEMAKINGS

Department of Commerce and Economic Opportunity – Illinois Works Jobs Program Act (14 Ill. Adm. Code 680; 48 Ill. Reg. 10489)

Sen. Castro made a comment to include the Committee in the negotiations on this rulemaking.

Sen. Castro moved, seconded by Rep. Reick, that JCAR, with the concurrence of the Department of Commerce and Economic Opportunity, 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. 14451)

Sen. Fowler moved, seconded by Sen. Harris, that JCAR recommend that HFS be more timely in updating its rules to reflect current policy and in implementing State Plan Amendments in rule. State Plan Amendment 23-0049, implemented in this rulemaking, was approved on February 20, 2024. Additionally, HFS has been covering all child and adult vaccines recommended by the federal Advisory Committee on Immunization Practices (ACIP), since at least 2019, but has not, until now, updated its list of covered vaccines in rule. The motion passed unanimously (12-0-0).

Department of Healthcare and Family Services – Hospital Services (89 Ill. Adm. Code 148; 48 Ill. Reg. 15982)

Dana Kelly, Dan Jenkins, and Omar Shaker represented HFS.

Discussion.

Rep. Vella moved, seconded by Rep. Reick, that JCAR object to this rulemaking because the Department has implemented the Safety Net Obstetrical Payments program outside of rule for more than three years. Public Act 102-4, which became effective on April 27, 2021, established a \$50 million annual funding pool for Safety Net Obstetrical Payments to safety net hospitals designated by the Department of Public Health as perinatal centers and required the Department to establish a methodology in rule for distributing the payment pool among these hospitals. The motion passed unanimously (12-0-0).

Department of Human Services – Alcoholism and Substance Abuse Treatment and Intervention Licenses (Repealer) (77 Ill. Adm. Code 2060; 48 Ill. Reg. 5389) and Substance Use Disorder Treatment and Intervention Services (New Part) (77 Ill. Adm. Code 2060; 48 Ill. Reg. 5484)

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

Law Enforcement Training and Standards Board – Rules of Procedure in Administrative Hearings (20 Ill. Adm. Code 1790; 48 Ill. Reg. 14491)

Sen. DeWitte moved, seconded by Sen. Castro, that JCAR, with the concurrence of the Law Enforcement Training and Standards Board, extend the second notice period for this rulemaking for an additional 45 days. The motion passed unanimously (12-0-0).

Pollution Control Board – Groundwater Quality (35 Ill. Adm. Code 620; 48 Ill. Reg. 4608)

Sen. Fowler moved, seconded by Rep. Tarver, that JCAR, with the concurrence of the Pollution Control Board, extend the second notice period for this rulemaking for an additional 45 days. The motion passed unanimously (12-0-0).

ADDITIONAL ITEMS

Rep. Tarver requested representatives of the Department of Human Services to come forward.

Tracy Drew and Laura Garcia represented DHS.

Rep. Tarver urged DHS to keep its word when negotiating rulemakings.

CERTIFICATION OF NO OBJECTION

Co-Chair Spain 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)

Rep. Tarver moved, seconded by Rep. Vella, 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, March 4, 2025, at 10:30 a.m. in Room C-1 of the Stratton Building, Springfield.

ADJOURNMENT

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

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