

# HB0378



## 100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB0378

by Rep. Steven Reick

### SYNOPSIS AS INTRODUCED:

5 ILCS 100/5-170 new

Amends the Illinois Administrative Procedure Act. Provides that for each rule proposed to be adopted by the State Board of Education impacting the operations of any school district, any interested person may request the Joint Committee on Administrative Rules to determine whether the proposed rule is a State mandate. If the Joint Committee determines that the proposed rule is a State mandate, then the running of all periods under the Illinois Administrative Procedure Act shall be tolled, and no Certificate of No Objection may be issued for the rule, until the rule has been approved by a joint resolution of the General Assembly.

LRB100 04844 RJF 14854 b

A BILL FOR

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Administrative Procedure Act is  
5 amended by adding Section 5-170 as follows:

6 (5 ILCS 100/5-170 new)

7 Sec. 5-170. State Board of Education; State mandates.  
8 Notwithstanding any exemption from the State Mandates Act  
9 previously enacted, for each rule proposed to be adopted under  
10 Section 5-40 of this Act by the State Board of Education  
11 impacting the operations of any school district, during the  
12 first notice period under subsection (b) of Section 5-40 of  
13 this Act, any interested person may request the Joint Committee  
14 on Administrative Rules to determine whether the proposed rule  
15 is a State mandate, as defined by Section 3 of the State  
16 Mandates Act. If the Joint Committee determines that the  
17 proposed rule is a State mandate, then the running of all  
18 periods under this Act shall be tolled, and no Certificate of  
19 No Objection may be issued for the rule, until the rule has  
20 been approved by a joint resolution of the General Assembly.