



Health Care Availability and Access Committee

**Filed: 4/15/2008**

09500HB0311ham002

LRB095 05098 RCE 49358 a

1 AMENDMENT TO HOUSE BILL 311

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 311, AS AMENDED,  
3 with reference to page and line numbers of House Amendment No.  
4 1, on page 10, lines 13 and 14, by deleting "through the  
5 regulations outlined by the Board"; and

6 on page 12, immediately below line 8, by inserting the  
7 following:

8 "Section 75. No rulemaking. Notwithstanding any other  
9 rulemaking authority that may exist, neither the Governor nor  
10 any agency or agency head under the jurisdiction of the  
11 Governor has any authority to make or promulgate rules to  
12 implement or enforce the provisions of this Act. If, however,  
13 the Governor believes that rules are necessary to implement or  
14 enforce the provisions of this Act, the Governor may suggest  
15 rules to the General Assembly by filing them with the Clerk of

1 the House and Secretary of the Senate and by requesting that  
2 the General Assembly authorize such rulemaking by law, enact  
3 those suggested rules into law, or take any other appropriate  
4 action in the General Assembly's discretion. Nothing contained  
5 in this Act shall be interpreted to grant rulemaking authority  
6 under any other Illinois statute where such authority is not  
7 otherwise explicitly given. For the purposes of this Act,  
8 "rules" is given the meaning contained in Section 1-70 of the  
9 Illinois Administrative Procedure Act, and "agency" and  
10 "agency head" are given the meanings contained in Sections 1-20  
11 and 1-25 of the Illinois Administrative Procedure Act to the  
12 extent that such definitions apply to agencies or agency heads  
13 under the jurisdiction of the Governor."; and

14 on page 12, line 10, by changing "2008" to "2009".