



Elementary Secondary Education Committee

Filed: 3/5/2008

09500HB4232ham002

LRB095 15648 NHT 47392 a

1 AMENDMENT TO HOUSE BILL 4232

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4232, AS AMENDED,  
3 with reference to page and line numbers of House Amendment No.  
4 1, as follows:

5 on page 5, line 6, by replacing "continuous" with "contiguous";  
6 and

7 on page 23, lines 10 and 11, by replacing "an "ideal world""  
8 with "a separate"; and

9 on page 23, line 12, by replacing "everything" with "all State  
10 mandates and to meet the educational needs of this State"; and

11 on page 23, immediately below line 18, by inserting the  
12 following:

13 "H. Notwithstanding any other rulemaking authority that  
14 may exist, neither the Governor nor any agency or agency head

1 under the jurisdiction of the Governor has any authority to  
2 make or promulgate rules to implement or enforce the provisions  
3 of this amendatory Act of the 95th General Assembly. If,  
4 however, the Governor believes that rules are necessary to  
5 implement or enforce the provisions of this amendatory Act of  
6 the 95th General Assembly, the Governor may suggest rules to  
7 the General Assembly by filing them with the Clerk of the House  
8 and the Secretary of the Senate and by requesting that the  
9 General Assembly authorize such rulemaking by law, enact those  
10 suggested rules into law, or take any other appropriate action  
11 in the General Assembly's discretion. Nothing contained in this  
12 amendatory Act of the 95th General Assembly shall be  
13 interpreted to grant rulemaking authority under any other  
14 Illinois statute where such authority is not otherwise  
15 explicitly given. For the purposes of this amendatory Act of  
16 the 95th General Assembly, "rules" is given the meaning  
17 contained in Section 1-70 of the Illinois Administrative  
18 Procedure Act, and "agency" and "agency head" are given the  
19 meanings contained in Sections 1-20 and 1-25 of the Illinois  
20 Administrative Procedure Act to the extent that such  
21 definitions apply to agencies or agency heads under the  
22 jurisdiction of the Governor."; and

23 on page 29, lines 22 and 23, by replacing "an "ideal world""  
24 with "a separate"; and

1 on page 29, line 24, by replacing "everything" with "all State  
2 mandates and to meet the educational needs of this State"; and

3 on page 30, immediately below line 4, by inserting the  
4 following:

5 "H. Notwithstanding any other rulemaking authority that  
6 may exist, neither the Governor nor any agency or agency head  
7 under the jurisdiction of the Governor has any authority to  
8 make or promulgate rules to implement or enforce the provisions  
9 of this amendatory Act of the 95th General Assembly. If,  
10 however, the Governor believes that rules are necessary to  
11 implement or enforce the provisions of this amendatory Act of  
12 the 95th General Assembly, the Governor may suggest rules to  
13 the General Assembly by filing them with the Clerk of the House  
14 and the Secretary of the Senate and by requesting that the  
15 General Assembly authorize such rulemaking by law, enact those  
16 suggested rules into law, or take any other appropriate action  
17 in the General Assembly's discretion. Nothing contained in this  
18 amendatory Act of the 95th General Assembly shall be  
19 interpreted to grant rulemaking authority under any other  
20 Illinois statute where such authority is not otherwise  
21 explicitly given. For the purposes of this amendatory Act of  
22 the 95th General Assembly, "rules" is given the meaning  
23 contained in Section 1-70 of the Illinois Administrative  
24 Procedure Act, and "agency" and "agency head" are given the  
25 meanings contained in Sections 1-20 and 1-25 of the Illinois

1 Administrative Procedure Act to the extent that such  
2 definitions apply to agencies or agency heads under the  
3 jurisdiction of the Governor."; and

4 on page 30, line 9, after "members", by inserting "of the  
5 General Assembly"; and

6 on page 30, by replacing lines 17 and 18 with the following:  
7 "members, one a House member and one a Senate member. The 2  
8 co-chairpersons must represent different political parties.";  
9 and

10 on page 30, line 20, by replacing "may be reimbursed" with  
11 "must be reimbursed by the State Board of Education, from funds  
12 appropriated for that purpose,".