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09500HB4513ham001

LRB095 17979 DRJ 46652 a

1 AMENDMENT TO HOUSE BILL 4513

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4513, on page 2,  
3 line 2, after the period, by inserting the following:

4 "Notwithstanding any other rulemaking authority that may  
5 exist, neither the Governor nor any agency or agency head under  
6 the jurisdiction of the Governor has any authority to make or  
7 promulgate rules to implement or enforce the provisions of this  
8 amendatory Act of the 95th General Assembly. If, however, the  
9 Governor believes that rules are necessary to implement or  
10 enforce the provisions of this amendatory Act of the 95th  
11 General Assembly, the Governor may suggest rules to the General  
12 Assembly by filing them with the Clerk of the House and the  
13 Secretary of the Senate and by requesting that the General  
14 Assembly authorize such rulemaking by law, enact those  
15 suggested rules into law, or take any other appropriate action  
16 in the General Assembly's discretion. Nothing contained in this  
17 amendatory Act of the 95th General Assembly shall be  
18 interpreted to grant rulemaking authority under any other

1 Illinois statute where such authority is not otherwise  
2 explicitly given. For the purposes of this paragraph, "rules"  
3 is given the meaning contained in Section 1-70 of the Illinois  
4 Administrative Procedure Act, and "agency" and "agency head"  
5 are given the meanings contained in Sections 1-20 and 1-25 of  
6 the Illinois Administrative Procedure Act to the extent that  
7 such definitions apply to agencies or agency heads under the  
8 jurisdiction of the Governor."; and

9 on page 7, line 6, after the period, by inserting the  
10 following:

11 "Notwithstanding any other rulemaking authority that may  
12 exist, neither the Governor nor any agency or agency head under  
13 the jurisdiction of the Governor has any authority to make or  
14 promulgate rules to implement or enforce the provisions of this  
15 amendatory Act of the 95th General Assembly. If, however, the  
16 Governor believes that rules are necessary to implement or  
17 enforce the provisions of this amendatory Act of the 95th  
18 General Assembly, the Governor may suggest rules to the General  
19 Assembly by filing them with the Clerk of the House and the  
20 Secretary of the Senate and by requesting that the General  
21 Assembly authorize such rulemaking by law, enact those  
22 suggested rules into law, or take any other appropriate action  
23 in the General Assembly's discretion. Nothing contained in this  
24 amendatory Act of the 95th General Assembly shall be  
25 interpreted to grant rulemaking authority under any other

1 Illinois statute where such authority is not otherwise  
2 explicitly given. For the purposes of this paragraph, "rules"  
3 is given the meaning contained in Section 1-70 of the Illinois  
4 Administrative Procedure Act, and "agency" and "agency head"  
5 are given the meanings contained in Sections 1-20 and 1-25 of  
6 the Illinois Administrative Procedure Act to the extent that  
7 such definitions apply to agencies or agency heads under the  
8 jurisdiction of the Governor.".