2005 ILLINOIS REGISTER

RULES OF GOVERNMENTAL AGENCIES

Volume 29 Issue 27
July 1, 2005
Pages 8951-9573

Index Department
Administrative Code Div.
111 East Monroe Street
Springfield, IL 62756
(217) 782-7017
http://www.cyberdriveillinois.com

Printed on recycled paper

PUBLISHED BY JESSE WHITE • SECRETARY OF STATE

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STATE BOARD OF EDUCATION

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Reading Improvement Program

2) Code Citation: 23 Ill. Adm. Code 260

3)

Section Numbers	Proposed Action:
260.50	Amendment
260.55	Amendment

4) Statutory Authority: 105 ILCS 5/2-3.51

5) A Complete Description of the Subjects and Issues Involved: This set of amendments results from the comprehensive review of ISBE's rules. Section 2-3.51 of the School Code establishes the purposes for which funds under the Reading Improvement Block Grant Program may be used and also the formula by which the funds are to be allocated to eligible applicants. However, the law also requires that applicants annually demonstrate their eligibility for continued funding based on "performance progress", and it permits them to propose the methods by which they will do so.

The rules for this program are complex because of the need to state the criteria by which proposed methods will be approved, as well as the need to define "performance progress". Procedural aspects of the rules also affect staff's ability to meet the statutorily established payment dates for these funds. In particular, it is necessary to know the universe of eligible entities so that accurate allocations can be made. This, in turn, leads to a need for earlier reporting of assessment results than has been the case in the past, as well as finality in the identification of the assessment methods that will be used.

Despite the statutorily established first payment date of October 30, the current rules provide for a November 1 deadline for the submission of performance reports for the preceding school year. Agency staff involved when these rules were most recently amended had hoped to avoid causing districts to implement extra assessments and thus allowed for the use of measurement early in the subsequent year. However, this has not proven feasible because large numbers of reports have been submitted in the fall, making the October 30 deadline difficult to meet.

It is only fair that the agency make timely determinations of districts' continued eligibility so that their first payment can flow when required. Consequently we are proposing a change in the reporting deadline from November 1 of the subsequent year to June 15 for districts not using results from the State assessment (ISAT) and 30 days after districts' receipt of ISAT scores if those are used. We recognize that some districts will

be compelled by this change to propose different methods of measuring students' growth in reading in order to demonstrate performance progress.

The present amendments are intended to streamline the operation of the program in these respects and to eliminate some language that is not needed. For example, Section 260.50(b) contains a sentence that is outdated and can be deleted. Similarly, Sections 260.55(b), (c), and (d) are unnecessary, because the statute explicitly requires measurement of "the reading growth of students who receive direct instruction as a result of the funding and the impact of staff development activities on student growth in reading".

Several of the criteria for demonstrating performance are being deleted because they are redundant with the other stated criteria in Section 260.55(f). New language in Section 260.55(h) will provide for a preliminary, less formal avenue of review when districts may be facing ineligibility. Finally, we are generally replacing the word "form" with "format" to denote the upcoming electronic operation of this grant process.

6) Will this rulemaking replace any emergency rules currently in effect? Yes

7) Does this rulemaking contain an automatic repeal date? No

8) Does this rulemaking contain incorporations by reference? Yes; please see Section 260.55(a)(1).

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a State mandate.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Written comments may be submitted within 60 days after the publication of this Notice to:

Sally Vogl
Agency Rules Coordinator
Illinois State Board of Education
100 North First Street (W-475)
Springfield, Illinois 62777

(217) 782-5270

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED AMENDMENTS

Comments may also be submitted via e-mail, addressed to:

rules@isbe.net

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not-for-profit corporations affected: None

B) Reporting, bookkeeping or other procedures required for compliance: None

C) Types of professional skills necessary for compliance: None

13) This rulemaking was not included in either of the 2 most recent agendas because: The scheduled comprehensive review of this Part was moved forward in light of the need to change the timing of performance reporting, as discussed above.

The full text of the Proposed Amendment begins on the next page:

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED AMENDMENTS

TITLE 23: EDUCATION AND CULTURAL RESOURCES
SUBTITLE A: EDUCATION
CHAPTER I: STATE BOARD OF EDUCATION
SUBCHAPTER g: SPECIAL COURSES OF STUDY

PART 260
READING IMPROVEMENT PROGRAM

Section
260.10 Definitions (Repealed)
260.20 Purpose
260.30 Eligible Applicants
260.40 Allowable Expenditures
260.50 Procedure and Criteria for Approval of Applications
260.55 Eligibility for Continued Funding
260.60 Allocation of Funds (Repealed)
260.70 Distribution of Grant Awards
260.80 Year-End Reporting

AUTHORITY: Implementing and authorized by Section 2-3.51 of the School Code [105 ILCS 5/2-3.51].

SOURCE: Emergency rules adopted at 9 Ill. Reg. 15967, effective October 2, 1985, for a maximum of 150 days; adopted at 10 Ill. Reg. 7757, effective April 29, 1986; amended at 14 Ill. Reg. 20714, effective December 14, 1990; amended at 16 Ill. Reg. 14196, effective September 8, 1992; amended at 22 Ill. Reg. 19763, effective October 30, 1998; amended at 23 Ill. Reg. 7083, effective June 2, 1999; amended at 26 Ill. Reg. 8104, effective May 20, 2002; emergency amendment at 29 Ill. Reg. 9508, effective June 20, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. _____, effective _____.

Section 260.50 Procedure and Criteria for Approval of Applications

a) The State Board of Education shall provide the application format for this program~~forms~~ and shall notify each eligible applicant of the maximum amount of its entitlement pursuant to Section 2-3.51 of the School Code. Each ~~application form shall require the~~ applicant shall ~~to~~ provide:

1) a total grant request equal to or less than the amount for which the applicant is eligible;

2) assurance that the applicant will comply with the provisions of Section 2-3.51 of the School Code and this Part;

3) information identifying the purposes for which the applicant plans to use the funds provided pursuant to this Part;

4) a description of the program or initiative to which the planned expenditures pertain, including evidence that the program or initiative is derived from scientifically based reading research as defined in Section 2-3.51 of the School Code and complies with the applicable requirements of subsection (a-5) of that Section; and

5) the information called for in Section 260.55(a) through (c)~~(e)~~ of this Part.

b) Applications must be submitted to the State Board of Education by the date specified in the application materials~~on the form~~. This date will be determined so that all eligible applicants will have at least 30 days to complete and submit the application~~ form~~. ~~An applicant's failure to comply with this requirement will delay its receipt of program assistance pursuant to Section 260.70 of this Part.~~

c) Information provided in the application will be reviewed by State Board of Education staff to determine that the information demonstrates compliance with Section 2-3.51 of the School Code and this Part.

d) State Board staff shall notify applicants of any requested information that is missing from the application and of the latest date on which that information can be accepted. An application shall not be approved for funding until it is complete.

e) An applicant that fails to apply or to furnish requested information within the timeframe established shall forfeit any grant funds to which it would otherwise be eligible for the affected school year pursuant to this Part, due to the necessity for the State Superintendent to identify eligible entities, calculate grant allocations, and notify the eligible entities of their allocation amounts.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 260.55 Eligibility for Continued Funding

Section 2-3.51 of the School Code provides that *districts not demonstrating performance progress using an approved assessment method shall not be eligible for funding in the third or*

subsequent years until such progress is established. Each application for funding under the Reading Improvement Block Grant program *shall include a proposed assessment method or methods for measuring the reading growth of students who receive direct instruction as a result of the funding and the impact of staff development activities on student growth in reading*~~ and shall be submitted by the deadline announced by the State Superintendent of Education~~.

a) Each application shall list or describe the method or methods the applicant proposes to use to measure students' reading skills for purposes of this Part, provided that an applicant shall use no more than one method for each grade level in which students are served by initiatives supported by funding under this Part. *Such methods may include the reading portion of the Illinois Standards Achievement Testing Program* (Section 2-3.51 of the School Code).

1) If a proposed assessment instrument is a standardized or commercially available criterion-referenced test, the applicant shall assure the State Superintendent that the instrument meets the generally accepted standards of validity and reliability set forth in "Standards for Educational and Psychological Testing" (1999)~~(1985)~~ published by the American Educational Research~~Psychological~~ Association, 1230 17th St., N.W.,~~1200 7th St., N.W.,~~ Washington, D.C. 20036. (No later amendments to or editions of these standards are incorporated.)

2) If a proposed assessment instrument is locally developed or chosen, the applicant shall:

A) indicate the acceptable standard of performance by students on that measure (e.g., acceptable grade-level equivalent, score, or percent correct);

B) describe the means by which the applicant's staff determined that the proposed measure is aligned with the Illinois Learning Standards in the area of reading; and

C) certify to the State Superintendent that the instrument measures what it is intended to measure and can be expected to yield consistent results, including a description of the methods by which the applicant's staff arrived at the conclusion that this is the case.

3) Results of the proposed methods~~method(s)~~ must be expressed in quantifiable terms, such as the percentage of students ~~achieving a passing~~

~~score or~~ meeting an established standard.

~~b) Each application shall describe the population of students whose reading performance will be measured.~~

~~1) For purposes of demonstrating performance progress, measurement may be conducted on a district wide basis (e.g., all fourth-graders) or may involve only the students who are affected by the provision of services under this program. However, a proposed districtwide method shall be approved only if it permits disaggregation of the achievement of students who receive direct instruction in reading and/or whose reading teachers engage in staff development as a result of the funding provided pursuant to Section 2-3.51 of the School Code.~~

~~A) If measurement is to be conducted on a districtwide basis, the population of students whose performance is assessed by the proposed method(s) must include at least all the students who would be required to participate in the reading portion of the State assessment pursuant to Section 2-3.64 of the School Code [105 ILCS 5/2-3.64] if they were in grade 3 or 5.~~

~~B) If measurement is to involve only groups of students affected by the provision of services under the Reading Improvement Program, all affected students shall be included.~~

~~2) Measurement shall involve affected cohorts of students at several points in their educational careers. For example, students whose performance was measured in the fourth grade may be retested in the fifth grade to demonstrate progress.~~

~~c) Each application shall describe how the proposed method or methods will permit the applicant to demonstrate performance progress as defined in subsection (i) of this Section. If the proposed methods differ from one year to the next, this description shall provide a rationale for the proposed change and specific information about how the necessary comparisons can be made.~~

~~d) Each application shall include a proposed method for *measuring the impact of staff development activities on student growth in reading*. (Section 2-3.51(a-10) of the School Code) The proposed method shall permit linking the recipients of professional development under this grant program with the students who~~

~~subsequently receive instruction from them.~~

b)~~e)~~ Each application shall assure the State Superintendent that the applicant will take such measures as may be necessary to prevent inappropriate disclosure of test questions or other materials that form part of the proposed assessment methods~~method(s)~~.

c)~~f)~~ The State Superintendent of Education shall approve the method or methods proposed if the application complies with subsections (a) and (b)~~through (e)~~ of this Section.

d)~~g)~~ No later than 60 days after the due date established for applications, the State Superintendent shall notify each applicant whether its proposed method of measuring students' reading skills is approved. Failure to apply in a timely manner may delay an applicant's receipt of this response. In the case of a disapproval, the applicant shall be notified of the reason for the disapproval and of any modifications that would bring its proposed method into compliance with the requirements of this Section. ~~An applicant may revise and seek approval of its proposed method so long as time remains in which to implement the method after its approval.~~

e)~~h)~~ Each applicant shall annually report to the State Superintendent of Education its reading results for the previous school year, expressed in terms of students' performance on ~~at least~~ the assessment measures approved pursuant to Section 260.55 of this Part. ~~This report shall also include a summary of the results of the staff development provided in terms of its effects on students' reading performance.~~ Through the 2004-2005 school year, this~~This~~ report shall be made no later than November 1 in a format specified~~on a form to be supplied~~ by the State Superintendent, unless an extension of the deadline is granted by the State Superintendent due to the timing of a district's local assessment. For the results of 2005-2006 and subsequent school years, the due date for the performance report shall be June 15 for applicants not relying on ISAT reading scores and 30 days after the district's receipt of ISAT scores for those relying on ISAT scores.~~An applicant that fails to submit its report of reading results in a timely fashion shall forfeit any grant funds to which it would otherwise be eligible for the affected school year pursuant to this Part, due to the necessity for the State Superintendent to calculate grant allocations and notify all districts and affected public university laboratory schools and charter schools of their eligibility and allocation amounts.~~

f)~~i)~~ ~~An applicant will be eligible for continued funding only if its assessment results~~

on the approved measure(s) for the preceding year indicate that it made "performance progress" as required by Section 2-3.51 of the School Code. "Performance progress" must be demonstrated with regard to the students who received direct instruction and those whose reading instructors engaged in professional development as a result of this grant and, with respect to that group of students, means any of the following:

1) A higher percentage of students scored at or above the locally established standard on the approved measuresmeasure(s) of reading performance (e.g., achieved passing scores, grade-level equivalents, criterion reference points, or local benchmarks) than in the preceding testing cycle.

2) The average score achieved by students on the approved measuresmeasure(s) rose in comparison to the average for the preceding testing cycle.

3) A higher percentage of students scored in the top two quartiles on the approved measuresmeasure(s) than in the preceding testing cycle, or a lower percentage of students scored in the bottom quartile.

4) An increased percentage of students moved into a higher quartile than was the case in the preceding testing cycle.

5) The degree by which students fell short of meeting the established standard on the approved measure(s) lessened in comparison to the preceding testing cycle.

6) A lower percentage of students in grades higher than those served by this program required ongoing remedial services than in the preceding year.

4)7) An applicant with 90% or more of scores at or above the established standard maintained its performance in comparison to the preceding testing cycle.

g)j) TheBeginning with the 2001-2002 school year, the State Superintendent shall notify any applicant whose results on its approved measuresmeasure(s) of reading performance contradict its State assessment scores in reading for the students involvedeither grade 3 or grade 5. No later than 30 days after receipt of such notification, the applicant shall provide to the State Superintendent an analysis of this discrepancy and the applicant's rationale for concluding that it has

nevertheless made performance progress.

h)~~k)~~ An applicant may appeal either disapproval of its proposed assessment methods~~method(s)~~ or a determination that it has failed to make performance progress. In the latter case, the applicant may appeal either on the grounds that it has made performance progress or on the grounds that the factors that led to such failure were beyond the applicant's control (e.g., the low number of students served creates a statistical problem with calculating progress). Prior to a formal appeal, however, the applicant may submit additional written information. If the information presented demonstrates that either of these conditions exists, the State Superintendent shall notify the district that it has made performance progress and no further follow-up is needed.

1) The superintendent or chief administrator of an eligible applicant may request a conference at which representatives of the applicant will have an opportunity to discuss the issues involved with representatives of the State Board of Education.

2) If a conference is held and the areas of concern are not resolved, the school board may submit an appeal by adopted board resolution. The appeal must identify the ways in which the proposed method meets the requirements of Section 2-3.51 of the School Code and this Section, the way in which the information submitted demonstrates that performance progress has been made, or the external factors that led to its inability to make performance progress, as applicable.

3) Consistent with the State Board's rules for Contested Cases and Other Formal Hearings (23 Ill. Adm. Code 475), the~~The~~ applicant will be given an opportunity to present information relevant to the issues appealed. The State Superintendent of Education will consider the appeal and make a recommendation to the State Board of Education; the State Board will issue a final written determination.

4) An applicant's eligibility for funding shall not be interrupted for failure to make performance progress if the State Superintendent determines that such failure was beyond the applicant's control and that the applicant plans to take specific steps in the immediate future to enable it to resume making performance progress.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED RULES

1) Heading of the Part: Providers of Supplemental Educational Services

2) Code Citation: 23 Ill. Adm. Code 675

3)

Section Numbers:	Proposed Action:
675.10	New Section
675.20	New Section
675.30	New Section
675.40	New Section
675.50	New Section
675.60	New Section
675.70	New Section
675.80	New Section
675.90	New Section
675.100	New Section
675.150	New Section
675.200	New Section
675.210	New Section
675.220	New Section
675.230	New Section
675.240	New Section

4) Statutory Authority: 105 ILCS 5/2-3.6

5) A Complete Description of the Subjects and Issues Involved: Under the No Child Left Behind Act of 2001 (NCLB), students from low-income families attending schools that do not make adequate yearly progress for three consecutive years are eligible to receive Supplemental Educational Services (SES). School districts are responsible for funding these services, which must be provided outside the normal school day, through their Title I, Part A funds. State education agencies must develop and apply objective criteria to create approved lists of SES providers.

The programmatic requirements, approval criteria, procedures, and reporting requirements for the providers of Supplemental Education Services fall within the definition of "rule" provided by the Illinois Administrative Procedure Act and therefore need to be promulgated as rules.

6) Will this rulemaking replace any emergency rulemaking currently in effect? Yes

7) Does this rulemaking contain an automatic repeal date? No

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED RULES

8) Does this rulemaking contain incorporations by reference? Yes; please see the definition of "nationally recognized assessment" in Section 675.20.

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a State mandate.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Written comments may be submitted within 60 days after the publication of this Notice to:

Sally Vogl
Agency Rules Coordinator
Illinois State Board of Education
100 North First Street (W-475)
Springfield, Illinois 62777

(217) 782-5270

Comments may also be submitted via e-mail, addressed to:

rules@isbe.net

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not-for-profit corporations affected: Not-for-profit organizations and private businesses are among the entities defined as potential "eligible applicants" in this Part. They will be affected if they wish to offer supplemental educational services.

B) Reporting, bookkeeping or other procedures required for compliance: These rules will require cost reporting and calculations derived from standard bookkeeping and accounting procedures.

C) Types of professional skills necessary for compliance: None

13) This rulemaking was not included in either of the 2 most recent agendas because: Discussions with the U.S. Department of Education clarifying the role of state education

agencies in regulating providers of supplemental educational services have only recently been concluded.

The full text of the Proposed Rules is identical to the text of the Emergency Rules published in this issue of the *Illinois Register* on page _____:

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: General Provisions for Radiation Protection

2) Code Citation: 32 Ill. Adm. Code 310

3)

Section Numbers:	Proposed Action:
310.10	Amendment
310.15	Amendment
310.20	Amendment
310.30	Amendment
310.50	Amendment
310.60	Amendment
310.70	Amendment
310.74	Amendment
310.75	Amendment
310.78	New Section
310.81	Amendment
310.82	Amendment
310.110	Amendment
310.120	Amendment

4) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

5) A Complete Description of the Subjects and Issues Involved: The Agency is proposing these amendments to add a new Section regarding deliberate misconduct by any licensee, registrant, applicant for a license or certificate of registration, employee of a licensee, registrant or applicant; or any contractor (including a supplier or consultant), subcontractor, employee of a contractor or subcontractor of any licensee or registrant or applicant for a license or certificate of registration which would cause them to be in violation of any rule, order, or any term, condition or limitation of any license issued by the Agency. This amendment will also clarify definitions and compare current standards with NRC requirements in compliance with Agreement State status.

6) Will this rulemaking replace any emergency rulemaking currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this rulemaking contain incorporations by reference? Yes

9) Are there any other proposed amendments pending on this Part? No

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

10) Statement of Statewide Policy Objective: The requirements imposed by the proposed rulemaking are not expected to require local governments to establish, expand or modify their activities in such a way as to necessitate additional expenditures from local revenues.

11) Time, Place and Manner in which interested persons may comment on this Proposed Rulemaking: Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice. The Agency will consider fully all written comments on this proposed rulemaking submitted during the 45 day comment period. Comments should be submitted to:

Kevin McClain
Chief Legal Counsel
Illinois Emergency Management Agency
1035 Outer Park Drive
Springfield, Illinois 62704

(217) 524-0770 (voice)
(217) 782-6133 (TDD)

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: The Agency does not believe that this amendment will impact small businesses, small municipalities or not for profit corporations.

B) Reporting, bookkeeping or other procedures required for compliance: None

C) Types of professional skills necessary for compliance: None

13) Regulatory Agenda on which this rulemaking was summarized: January 2005

The full text of the Proposed Amendments begins on the next page:

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

TITLE 32: ENERGY
CHAPTER II: ILLINOIS EMERGENCY MANAGEMENT AGENCY
SUBCHAPTER b: RADIATION PROTECTION

PART 310
GENERAL PROVISIONS FOR RADIATION PROTECTION

Section
310.10 Scope
310.15 Incorporations by Reference
310.20 Definitions
310.30 Exemptions
310.40 Records
310.50 Inspections
310.60 Tests
310.70 Additional Requirements
310.74 Cost Assessment
310.75 Emergency Response Cost Recovery
310.78 Deliberate Misconduct
310.80 Violations
310.81 Policy for Assessment of Civil Penalties
310.82 Procedures for Assessment of Civil Penalties
310.90 Impounding
310.100 Prohibited Uses
310.110 Communications
310.120 Plans and Specifications
310.130 The International System of Units (SI) (Repealed)
310.140 Units of Exposure and Radiation Dose
310.150 Units of Activity
310.APPENDIX A Transport Grouping of Radionuclides (Repealed)
310.APPENDIX B Tests for Special Form Licensed Material (Repealed)
310.APPENDIX C Penalty Assessment Worksheet (Repealed)

AUTHORITY: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

SOURCE: Filed April 20, 1974 by the Department of Public Health; transferred to the Department of Nuclear Safety by P.A. 81-1516, effective December 3, 1980; codified at 7 Ill. Reg. 15657; amended at 10 Ill. Reg. 17259, effective September 25, 1986; amended at 15 Ill. Reg. 10604, effective July 15, 1991; amended at 17 Ill. Reg. 18472, effective January 1, 1994;

amended at 20 Ill. Reg. 15978, effective December 9, 1996; amended at 23 Ill. Reg. 14454, effective January 1, 2000; recodified from the Department of Nuclear Safety to the Illinois Emergency Management Agency at 27 Ill. Reg. 13641; amended at 29 Ill. Reg. _____, effective _____.

Section 310.10 Scope

Except as otherwise specifically provided, this Part applies to all persons who receive, possess, use, transfer, own~~,~~ or acquire any source of radiation within the State of Illinois; provided, however, that nothing in this Part or 32 Ill. Adm. Code ~~310,~~ 320, 330, 331, 332, 335, 340, 341, 350, 351, 400, 401 and 601 shall apply to any person to the extent such person is subject to regulation by the U.S. Nuclear Regulatory Commission (NRC).

AGENCY NOTE: Attention is directed to the fact that regulation by the State of source material, byproduct material~~,~~ and special nuclear material in quantities not sufficient to form a critical mass is subject to the provisions of an agreement between the State and the NRC and to 10 CFR 150 of the Commission's regulations.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.15 Incorporations by Reference

All rules, standards and guidelines of agencies of the United States or nationally recognized organizations or associations that are incorporated by reference in this Part are incorporated as of the date specified in the reference and do not include any later amendments or editions. Copies of ~~these~~ rules, standards and guidelines that have been incorporated by reference are available for public inspection and copying at the Illinois Emergency Management Agency~~Department of Nuclear Safety~~, 1035 Outer Park Drive, Springfield, Illinois.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.20 Definitions

As used in 32 Ill. Adm. Code: Chapter II, Subchapters b and d, these terms have the definitions set forth below. Additional definitions used only in a certain Part will be found in that Part.

"Absorbed dose" means the energy imparted by ionizing radiation per unit mass of irradiated material. The units of absorbed dose are the gray (Gy) and the rad.

"Accelerator" or "~~(~~particle accelerator~~)~~" means any machine capable of

accelerating electrons, protons, deuterons or other charged particles in a vacuum and of discharging the resultant particulate or other radiation into a medium at energies usually in excess of 1 million electron volts (MeV).

"Accelerator-produced material" means any material made radioactive by a particle accelerator.

"Act" means the Radiation Protection Act of 1990 (the Act) [420 ILCS 40].

"Activity" means the rate of disintegration (transformation) or decay of radioactive material. The units of activity are the becquerel (Bq) and the curie (Ci).

"Adult" means an individual 18 or more years of age.

"Agency" means the Illinois Emergency Management Agency.

"Agreement State" means any state with which the U. S. Nuclear Regulatory Commission or the U.S. Atomic Energy Commission has entered into an effective agreement under subsection 274b of the Atomic Energy Act of 1954, as amended (42 USC 2021(b) et seq.).

"Airborne radioactive material" means any radioactive material dispersed in the air in the form of dusts, fumes, particulates, mists, vapors or gases.

"Airborne radioactivity area" means any room, enclosure~~,~~ or operating area in which airborne radioactive material, composed wholly or partly of licensed material, exists in concentrations:

in excess of the derived air concentrations (DACs) specified in Appendix B to 10 CFR 20~~.1001 – 20.2401~~, effective January 1, 2004~~1998~~, exclusive of subsequent amendments or editions; or

to such a degree that an individual present in the area without respiratory protective equipment could exceed, during the hours an individual is present in a week, an intake of 0.6 percent of the annual limit on intake (ALI) or 12 DAC-hours.

"Annually" means at intervals not to exceed 1 year.

ILLINOIS EMERGENCY MANAGEMENT AGENCY

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"As low as is reasonably achievable" or "(ALARA)" means making every reasonable effort to maintain exposures to radiation as far below the dose limits in 32 Ill. Adm. Code: Chapter II, Subchapters b and d as is practical consistent with the purpose for which the licensed or registered activity is undertaken, taking into account the state of technology, the economics of improvements in relation to the state of technology, the economics of improvements in relation to benefits to the public health and safety and other societal and socioeconomic considerations, and in relation to utilization of nuclear energy and licensed or registered sources of radiation in the public interest.

"Background radiation" means radiation from cosmic sources,; naturally occurring radioactive materials, including radon (except as a decay product of source or special nuclear material) and global fallout as it exists in the environment from the testing of nuclear explosive devices, or from past nuclear accidents such as Chernobyl that contribute to background radiation and are not under the control of the licensee. Background radiation does not include radiation from radioactive materials regulated by the AgencyDepartment.

"Becquerel" or "(Bq)" means the SI unit of activity. One becquerel (Bq) is equal to 1 disintegration (transformation) per second (dps or tps).

"Bioassay" or "(radiobioassay)" means the determination of kinds, quantities or concentrations and, in some cases, the locations of radioactive material in the human body, whether by direct measurement (in vivo counting) or by analysis and evaluation of materials excreted or removed from the human body.

"Brachytherapy" means a method of radiation therapy in which sealed sources are used to deliver a radiation dose at a distance of up to a fewless than 6 centimeters, by surface, intracavitory, intraluminal or interstitial application.

"Brachytherapy source" means a radioactive source, a manufacturer-assembled source train or a combination of these sources that is designed to deliver a therapeutic dose within a distance of a few centimeters.

"Byproduct material" means: *(1)*

any radioactive material (except special nuclear material) yielded in or made radioactive by exposure to radiation incident to the process of producing or utilizing special nuclear material; and (2)

the tailings or wastes produced by the extraction or concentration of uranium or thorium from any ore processed primarily for its source material content, including discrete surface wastes resulting from underground solution extraction processes but not including underground ore bodies depleted by such solution extraction processes. [420 ILCS 40/4(a-5)]

"Calendar quarter" means not less than 12 consecutive weeks nor more than 14 consecutive weeks. The first calendar quarter of each year shall begin in January and subsequent calendar quarters shall be so arranged such that no day is included in more than one calendar quarter and no day in any one year is omitted from inclusion within a calendar quarter. No licensee or registrant shall change the method observed by him for determining calendar quarters except at the beginning of a year.

"Calibration" means the determination of:

the response or reading of an instrument relative to a series of known radiation values over the range of the instrument; or

the strength of a source of radiation relative to a standard.

"CFR" means Code of Federal Regulations.

"Chelating agent~~Agent~~" means amine polycarboxylic acids (e.g., EDTA, DTPA), hydroxy-carboxylic acids, and polycarboxylic acids (e.g., citric acid, carbolic acid, and glucinic acid).

"Collective dose" means the sum of the individual doses received in a given period of time by a specified population from exposure to a specified source of radiation.

"Committed dose equivalent" ($H_{T,50}$) means the dose equivalent to organs or tissues of reference (T) that will be received from an intake of radioactive material by an individual during the 50-year period following the intake.

"Committed effective dose equivalent" ($H_{E,50}$) means the sum of the products of the weighting factors applicable to each of the body organs or tissues that are irradiated and the committed dose equivalent to each of these organs or tissues ($H_{E,50} = \Sigma\, w_T H_{T,50}$).

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"Critical group" means the group of individuals reasonably expected to receive the greatest exposure to residual radioactivity for any applicable set of circumstances.

"Curie" means a unit of quantity of radioactivity. One Curie (Ci) is that quantity of radioactive material which decays at the rate of 3.7×10^{10} disintegrations (transformations) per second (dps or tps).

"Decommission" means to remove a facility or site safely from service and reduce residual radioactivity to a level that permits release of property for unrestricted use and termination of the license.

"Declared pregnant woman" means any woman who has voluntarily informed the licensee or registrant~~her employer~~, in writing, of her pregnancy and the estimated date of conception. The declaration remains in effect until the declared pregnant woman withdraws the declaration in writing or is no longer pregnant.

"Dedicated check source" means a radioactive source that is used to assure the constant operation of a radiation detection or measurement device over several months or years.

"Deep dose equivalent" (H_d) means the dose equivalent at a tissue depth of 1 centimeter (1000 milligrams per square centimeter) from external whole-body exposure.

"Densitometer" means a device that is used to provide a quantitative measurement of the optical density of x-ray film to determine the response of the film to exposure and development.

~~"Department" means Illinois Department of Nuclear Safety.~~

"Depleted uranium" means the source material uranium in which the isotope uranium-235 is less than 0.711 weight percent of the total uranium present. Depleted uranium does not include special nuclear material.

"Director" means the Director of the Illinois Emergency Management Agency~~Department of Nuclear Safety~~. ~~[420 ILCS 40/4(c)]~~

"Distinguishable from background" means the detectable radioactivity is

statistically different from background in the vicinity of the site, or, in the case of structures, in similar materials using adequate measurement technology, survey and statistical techniques.

"Dose" or "(radiation dose)" means either absorbed dose, dose equivalent, effective dose equivalent, committed dose equivalent, committed effective dose equivalent, total organ dose equivalent or total effective dose equivalent.

"Dose equivalent" (H_T) means the product of the absorbed dose in tissue, quality factor and all other necessary modifying factors (e.g., a distribution factor for non-uniform deposition) at the location of interest. The units of dose equivalent are the sievert (Sv) and the rem.

"Dose limits" or "(limits)" means the permissible upper bounds of radiation doses established by, or in accordance with, 32 Ill. Adm. Code: Chapter II, Subchapters b and d.

"Dosimetry processor" means an individual or an organization that processes and evaluates individual monitoring devices in order to determine the radiation dose delivered to such devices.

"Effective dose equivalent" (H_E) means the sum of the products of the dose equivalent to each organ or tissue (H_T) and the weighting factor (W_T) applicable to each of the body organs or tissues that are irradiated ($H_E = \Sigma w_T H_T$).

"Embryo/fetus" means the developing human organism from conception until the time of birth.

"Entrance or access point" means any opening through which an individual or extremity of an individual could gain access to radiation areas or to licensed radioactive materials. This includes entry or exit portals of sufficient size to permit human entry, irrespective of their intended use.

"Exposure" means:

the quotient of dQ divided by dm where "dQ" is the absolute value of the total charge of the ions of one sign produced in air when all the electrons (negatrons and positrons) liberated by photons in a volume element of air having mass "dm" are completely stopped in air. (See Section 310.140 of this Part for SI unit coulomb per kilogram (C/kg) and the special unit

roentgen (R).); or

irradiation by ionizing radiation or radioactive material.

AGENCY NOTE: The context makes clear which is the appropriate definition.

"Exposure rate" means the ~~"~~exposure~~"~~ per unit of time, such as roentgen per minute (R/min) and milliroentgen per hour (mR/h).

"External dose" means that portion of the dose equivalent received from any source of radiation outside the body.

"Extremity" means a hand, elbow, arm below the elbow, foot, knee and leg below the knee.

~~"Eye dose equivalent" or "lens dose equivalent" means the external dose equivalent to the lens of the eye at a tissue depth of 0.3 centimeter (300 milligrams per square centimeter).~~

"Former U.S. Atomic Energy Commission (AEC) or U.S. Nuclear Regulatory Commission (NRC) licensed facilities" means nuclear reactors, nuclear fuel reprocessing plants, uranium enrichment plants, or critical mass experimental facilities where AEC or NRC licenses have been terminated.

"Gray" (Gy) means the SI unit of absorbed dose. One gray is equal to an absorbed dose of 1 joule per kilogram (J/kg)(100 rad).

"Healing arts~~Arts~~" means the art or science or group of arts or sciences dealing with the prevention and cure or alleviation of human ailments, diseases or infirmities, and has the same meaning as "medicine" when the latter term is used in its comprehensive sense.

"High radiation area" means any area, accessible to individuals, in which radiation levels from radiation sources external to the body could result in an individual receiving a dose equivalent in excess of 1 rem (1 mSv ~~(0.1 rem~~) in 1 hour at 30 centimeters from the radiation source or 30 centimeters ~~any source of radiation or~~ from any surface that the radiation penetrates.

"Human use" means the internal or external administration of radiation or

radioactive materials to human beings.

"Individual" means any human being.

"Individual monitoring" means the assessment of:

Dose equivalent by the use of individual monitoring devices or by the use of survey data; or

Committed effective dose equivalent by bioassay or by determination of the time-weighted air concentrations to which an individual has been exposed (i.e., DAC-hours). (For the definition of DAC-hours, see 32 Ill. Adm. Code 340.30.)

"Individual monitoring devices" (personnel dosimeter or dosimeter) means devices designed to be worn by a single individual for the assessment of dose equivalent. Examples of individual monitoring devices are film badges, thermoluminescence dosimeters (TLDs), optically stimulated luminescence dosimeters (OSLs), pocket ionization chambers, personal air sampling devices and electronic dosimeters (e.g., silicon diode dosimeters).

"Inspection" means an official examination or observation including, but not limited to, tests, surveys, and monitoring to determine compliance with rules, regulations, orders, requirements, and conditions of the Agency~~Department~~.

"Interlock" means a device arranged or connected such that the occurrence of an event or condition is required before a second event or condition can occur or continue to occur.

"Internal dose" means that portion of the dose equivalent received from radioactive material taken into the body.

~~"Lens dose equivalent" (see "Eye dose equivalent")~~

"License" means any license issued by the Agency~~Department~~ in accordance with 32 Ill. Adm. Code: Chapter II, Subchapters b and d.

"Licensed material" means radioactive material received, possessed, used, transferred or disposed of under a general or specific license issued by the Agency~~Department~~.

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"Licensee" means any person who is licensed by the Agency~~Department~~ in accordance with 32 Ill. Adm. Code: Chapter II, Subchapters b and d.

"Licensing State" means any state which has been provisionally or finally designated as such by the Conference of Radiation Control Program Directors, Inc., which reviews state regulations to establish equivalency with the Suggested State Regulations and ascertains whether a state has an effective program for control of naturally occurring or accelerator-produced radioactive material (NARM). The Conference will designate as licensing states those states with regulations for control of radiation relating to, and an effective program for the regulatory control of, NARM.

"Lost or missing source of radiation" means any licensed or registered source of radiation whose location is unknown. This definition includes, but is not limited to, radioactive material that has been shipped but has not reached its planned destination and whose location cannot be readily traced in the transportation system.

"Major processor" means a person, other than medical programs, universities, industrial radiography services, or wireline service operations, who is licensed to process, handle, or manufacture radioactive material as unsealed sources in quantities exceeding the quantities specified in Appendix C to 10 CFR 20~~.1001 – 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions, by a factor of at least 10^3, or radioactive material as sealed sources in quantities exceeding the quantities specified in Appendix C to 10 CFR 20~~.1001 – 20.2401~~ by a factor of at least 10^{10}.

"Member of the public" means any individual, except an individual who is performing assigned duties for the licensee or registrant involving exposure to sources of radiation.

"Minor" means an individual less than 18 years of age.

"Monitoring" (radiation monitoring or radiation protection monitoring) means the measurement of radiation, radioactive material concentrations, surface area activities or quantities of radioactive material and the use of the results of these measurements to evaluate potential exposures and doses.

"NARM" means any naturally occurring or accelerator-produced radioactive

material. It does not include byproduct, source, or special nuclear material.

"Natural radioactivity" means radioactivity of naturally occurring nuclides.

"Nuclear Regulatory Commission" or "(NRC)" means the U.S. Nuclear Regulatory Commission or its duly authorized representatives.

"Occupational dose" means the dose received by an individual in the course of employment in which the individual's assigned duties for the licensee or registrant involve exposure to sources of radiation. Occupational dose does not include dose received from background radiation, from any medical administration the individual has received, from exposure to individuals administered radioactive material and released as authorized by the AgencyDepartment, from voluntary participation in medical research programs, or as a member of the public.

"Operator" means an individual, group of individuals, partnership, firm, corporation, association, or other entity conducting the business or activities carried on within a radiation installation. [420 ILCS 40/4(d-7)]

"Package" means the packaging, together with its radioactive contents, as presented for transport.

"Packaging" means the assembly of components necessary to ensure compliance with the packaging requirements of 32 Ill. Adm. Code 341. It may consist of one or more receptacles, absorbent materials, spacing structures, thermal insulation, radiation shielding and devices for cooling or absorbing mechanical shocks. The vehicle, tie down system and auxiliary equipment may be designated as part of the packaging.

"Person" *means any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, agency, political subdivision of this State, any other State or political subdivision or agency thereof, and any legal successor, representative, agent, or agency of the foregoing, other than the United States Nuclear Regulatory Commission, or any successor thereto, and other than federal government agencies licensed by the United States Nuclear Regulatory Commission, or any successor thereto. "Person" also includes a federal entity (and its contractors) if the federal entity agrees to be regulated by the State or as otherwise allowed under federal law.* [420 ILCS 40/4(e)]

"Personnel monitoring equipment" (see "Individual monitoring devices").

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"Pharmacist" means an individual licensed by the State pursuant to the Pharmacy Practice Act of 1987 [225 ILCS 85] to compound and dispense drugs, prescriptions, and poisons.

~~"Physician" means an individual licensed to practice a treatment of human ailments by virtue of the Medical Practice Act of 1987 [225 ILCS 60], the Illinois Dental Practice Act [225 ILCS 25] or the Podiatric Medical Practice Act of 1987 [225 ILCS 100], who may use radiation for therapeutic, diagnostic or other medical purposes within the limits of the individual's licensure.~~

"Protective apron" means any apron made of radiation attenuating materials, at least 0.25 millimeter lead equivalent, that may be used to reduce exposure to radiation.

~~"Public dose" means the dose received by a member of the public from sources of radiation from licensed or registered operations. Public dose does not include occupational dose, or dose received from background radiation, from any medical administration the individual has received, from exposure to individuals administered radioactive material and released as authorized by the Department, or from voluntary participation in medical research programs.~~

"Qualified engineering expert" means any person qualified under the Illinois Architecture Practice Act of 1989 [225 ILCS 305], the Structural Engineering Licensing Act of 1989 [225 ILCS 340] and/or any required combination thereof.

"Quality factor" (Q) means the modifying factor (listed in Section 310.140, Tables 1 and 2 of this Part) that is used to derive dose equivalent from absorbed dose.

"Quarterly" means at intervals not to exceed 3 months.

"Rad" means the special unit of absorbed dose. One rad is equal to an absorbed dose of 100 ergs per gram or 0.01 joule per kilogram (J/kg) (0.01 Gy).

"Radiation" or "~~(~~ionizing radiation~~)~~" means *gamma rays and x-rays, alpha and beta particles, high-speed electrons, neutrons, protons, and other nuclear particles, or electromagnetic radiations capable of producing ions directly or indirectly in their passage through matter; but does not include sound or radio waves, or visible infrared or ultraviolet light.* [420 ILCS 40/4(f)]

"Radiation area" means an area, accessible to individuals, in which radiation levels could result in an individual receiving a dose equivalent in excess of 0.05 mSv (0.005 rem) in 1 hour at 30 centimeters from the source of radiation or from any surface that the radiation penetrates.

"Radiation dose" (see "Dose").

"Radiation emergency" means *the uncontrolled release of radioactive material from a radiation installation which poses a potential threat to the public health, welfare and safety.* [420 ILCS 40/4(f-5)]

"Radiation Installation" *is any location or facility where radiation machines are used or where radioactive material is produced, transported, stored, disposed or used for any purpose* [420 ILCS 40/4(g)], except where such radioactive materials or facility are subject to regulation by the NRC.

"Radiation machine" means *any device that produces radiation when in use* [420 ILCS 40/4(h)], except those which produce radiation only from radioactive materials.

"Radiation safety officer" means an individual who has the knowledge and responsibility to apply appropriate radiation protection regulations and has been assigned such responsibility by the licensee or registrant.

"Radioactive material" means *any solid, liquid, or gaseous substance which emits radiation spontaneously.* [420 ILCS 40/4(i)]

"Radioactivity" means the disintegration (transformation) of unstable atomic nuclei by the emission of radiation.

"Radiobioassay" (see "Bioassay").

"Registrant" means any person who is registered with the Agency~~Department~~ and is legally obligated to register with the Agency~~Department~~ pursuant to the Radiation Protection Act of 1990 [420 ILCS 40] and 32 Ill. Adm. Code 320.10.

"Registration" means registration with the Agency~~Department~~ in accordance with 32 Ill. Adm. Code 320.10.

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"Regulations of the U.S. Department of Transportation" or "regulations of USDOT"~~(U.S. DOT)~~ means the regulations in 49 CFR 100-189, revised as of October 1, 2004~~1996~~, exclusive of any subsequent amendments or editions.

"Rem" means the special unit of any of the quantities expressed as dose equivalent. The dose equivalent in rem is equal to the absorbed dose in rad multiplied by the quality factor (1 rem = 0.01 Sv).

"Research and development" means:

theoretical analysis, exploration, or experimentation; or

the extension of investigative findings and theories of a scientific or technical nature into practical application for experimental and demonstration purposes, including the experimental production and testing of models, devices, equipment, materials, and processes. Research and development does not include the internal or external administration of radiation or radioactive material to human beings.

"Residual radioactivity" means radioactivity in structures, materials, soils, groundwater and other media at a site resulting from activities under the licensee's control. This includes radioactivity from all licensed and unlicensed sources used by the licensee, but excludes background radiation. It also includes radioactive materials remaining at the site as a result of routine or accidental releases of radioactive material at the site and previous burials at the site, even if those burials were made in accordance with the provisions of 32 Ill. Adm. Code 340 or the equivalent 10 CFR 20.

"Restricted area" means any area access to which is limited by the licensee or registrant for purposes of protecting individuals against undue risks from exposure to sources of radiation. Restricted area shall not include areas used for residential quarters, but separate rooms in a residential building may be set apart as a restricted area.

"Roentgen" means the special unit of exposure. One roentgen (R) equals 2.58 x 10^{-4} coulombs per kilogram (C/kg). (See "Exposure" and Section 310.140 of this Part.)

"Sealed source" means any device containing radioactive material to be used as a source of radiation which has been constructed in such a manner as to prevent the

escape of any radioactive material.

"Sealed source and device registry" means the national registry that contains all the registration certificates generated by the Agency, U.S. Nuclear Regulatory Commission or an Agreement State that summarize the radiation safety information for the sealed sources and devices and describe the licensing and use conditions approved for the product.

"Sensitometer" means a device that is used to test the setup and stability of film processing procedures and equipment by providing a standard pattern of light exposure of x-ray film.

"Shallow dose equivalent" (H_s), which applies to the external exposure of the skin or an extremity, means the dose equivalent at a tissue depth of 0.007 centimeter (7 milligrams per square centimeter) averaged over an area of 1 square centimeter.

"SI" means the abbreviation for the International System of Units.

"Sievert" (Sv) means the SI unit of any of the quantities expressed as dose equivalent. The dose equivalent in sievert is equal to the absorbed dose in gray multiplied by the quality factor (1 Sv = 100 rem).

"Source material" means:

uranium or thorium, or any combination thereof, in any physical or chemical form; or

ores which contain by weight one-twentieth of one percent (0.05 percent) or more of uranium, thorium or any combination thereof.

Source material does not include special nuclear material.

"Source of radiation" means any radioactive material or any device or equipment emitting, or capable of producing, radiation.

"Special form radioactive material" means radioactive material that satisfies the following conditions:

It is either a single solid piece or is contained in a sealed capsule that can be opened only by destroying the capsule;

The piece or capsule has at least one dimension not less than 5 millimeters (0.197 inch); and

It satisfies the test requirements specified in 10 CFR 71.75 and 71.77, published January 26, 2004, with corrections published February 10, 2004,~~revised as of January 1, 1998,~~ exclusive of subsequent amendments or editions, except that special form radioactive material designed or constructed prior to July 1, 1985 need only meet the requirements of 10 CFR 71.75 and 71.77 in effect on June 30, 1983.

"Special nuclear material" means: ~~*(1)*~~

plutonium, uranium 233, uranium enriched in the isotope 233 or in the isotope 235 and any other material which the Agency~~Department~~ declares by order to be special nuclear material after the United States Nuclear Regulatory Commission, or any successor thereto, has determined the material to be such, but does not include source material; or ~~*(2)*~~

any material artificially enriched by any of the foregoing, but does not include source material. [420 ILCS 40/4(l)]

"Special nuclear material in quantities not sufficient to form a critical mass" means uranium enriched in the isotope U-235 in quantities not exceeding 350 grams of contained U-235; U-233 in quantities not exceeding 200 grams; plutonium in quantities not exceeding 200 grams; or any combination of them, except source material, in accordance with the following formula: For each kind of special nuclear material, determine the ratio between the quantity of that special nuclear material and the quantity specified above for the same kind of special nuclear material. The sum of such ratios for all of the kinds of special nuclear material in combination shall not exceed one. For example, the following quantities in combination would not exceed the limitation and are within the formula:

$$\frac{175 \text{ (grams contained U-235)}}{350} + \frac{50 \text{ (grams U-233)}}{200} + \frac{50 \text{ (grams Pu)}}{200} = 1$$

"Survey" means an evaluation of the radiological conditions and potential hazards incident to the production, use, transfer, release, disposal, or presence of sources of radiation. Such an evaluation includes, but is not limited to, measurements or

calculations of levels of radiation, or concentrations or quantities of radioactive material present.

"Test" means the process of verifying compliance with an applicable regulation.

"Total effective dose equivalent" or "~~(~~TEDE~~)~~" means the sum of the deep dose equivalent for external exposures and the committed effective dose equivalent for internal exposures.

"Total organ dose equivalent" or "~~(~~TODE~~)~~" means the sum of the deep dose equivalent and the committed dose equivalent to the organ receiving the highest dose as described in 32 Ill. Adm. Code 340.1160(a)(6).

"Unrefined and unprocessed ore" means ore in its natural form prior to any processing, such as grinding, roasting, beneficiating or refining.

"Unrestricted area" means any area access to which is not controlled by the licensee or registrant for purposes of protection of individuals from exposure to radiation and radioactive material, and any area used for residential quarters. AGENCY NOTE: Licensees or registrants may control access to certain areas for purposes other than radiation protection, but such action does not affect whether the areas are unrestricted areas as defined in this Part.

"Uranium fuel cycle" means the operations of milling of uranium ore, chemical conversion of uranium, isotopic enrichment of uranium, fabrication of uranium fuel, generation of electricity by a light-water-cooled nuclear power plant using uranium fuel and reprocessing of spent uranium fuel to the extent that these activities directly support the production of electrical power for public use. Uranium fuel cycle does not include mining operations, operations at waste disposal sites, transportation of radioactive material in support of these operations and the reuse of recovered non-uranium special nuclear and byproduct materials from the cycle.

"U.S. Department of Energy" means the agency created by the Department of Energy Organization Act (established by P.L. 95-91, 91 Stat. 565, 42 USC 7101 et seq.), to the extent that the Department of Energy, or its duly authorized representatives, exercises functions formerly vested in the U.S. Atomic Energy Commission, its Chairman, members, officers and components and transferred to the U.S. Energy Research and Development Administration and to the Administrator thereof pursuant to sections 104(b), (c) and (d) of the Energy

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Reorganization Act of 1974 (P.L. 93-438, 88 Stat. 1233 at 1237, 42 USC 5814) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (P.L. 95-91, 91 Stat. 565 at 577-578, 42 USC 7151).

"Very high radiation area" means an area, accessible to individuals, in which radiation levels from radiation sources external to the body could result in an individual receiving an absorbed dose in excess of 500 rads (5 grays~~Gy (500 rad~~) in 1 hour at 1 meter from a radiation source or 1 meter~~of radiation or~~ from any surface that the radiation penetrates.
AGENCY NOTE: For very high doses received at high dose rates, units of absorbed dose (e.g., gray and rad) are appropriate rather than units of dose equivalent (e.g., sievert and rem).

"Waste handling licensee" means a person licensed by the NRC, the Agency~~Department~~, an Agreement State or a Licensing State to receive radioactive wastes for storage, treatment, or both storage and treatment prior to disposal as well as any person licensed to receive radioactive waste for disposal away from the point of generation.

"Week" means 7 consecutive days starting on Sunday.

"Whole body" means, for purposes of external exposure, head, trunk (including male gonads), arms above the elbow or legs above the knee.

"Worker" means any individual engaged in work under a license or registration issued by the Agency~~Department~~ and controlled by a licensee or registrant, but does not include the licensee or registrant.

"Working level" (WL) means any combination of short-lived radon daughters in 1 liter of air that will result in the ultimate emission of 1.3×10^5 MeV of potential alpha particle energy. The short-lived radon daughters are for radon-222: polonium-218, lead-214, bismuth-214 and polonium-214; and for radon-220: polonium-216, lead-212, bismuth-212 and polonium-212.

"Working level month" (WLM) means an exposure to 1 working level (WL) for 170 hours. (2,000 working hours per year divided by 12 months per year is approximately equal to 170 hours per month.)

"Year" means the period of time beginning in January used to determine

compliance with the provisions of 32 Ill. Adm. Code: Chapter II, Subchapters b and d. The licensee or registrant may change the starting date of the year used to determine compliance by the licensee or registrant provided that the decision to make the change is made not later than December 31 of the previous year. If a licensee or registrant changes a year, the licensee or registrant shall assure that no day is omitted or duplicated in consecutive years.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.30 Exemptions

a) General Provisions − The Agency~~Department~~ may, upon application ~~therefor~~ or upon its own initiative, grant such exemptions or exceptions from the requirements of 32 Ill. Adm. Code: Chapter II, Subchapters b and d as it determines are authorized by law and will not result in undue hazard to public health and safety or property.

b) U. S. Department of Energy Contractors and U. S. Nuclear Regulatory Commission Contractors − Any U. S. Department of Energy contractor or subcontractor and any U. S. Nuclear Regulatory Commission contractor or subcontractor of the following categories operating within this State is exempt from 32 Ill. Adm. Code: Chapter II, Subchapters b and d to the extent that such contractor or subcontractor under his contract receives, possesses, uses, transfers or acquires sources of radiation:

1) Prime contractors performing work for the Department of Energy at U. S. Government-owned or controlled sites, including the transportation of sources of radiation to or from such sites and the performance of contract services during temporary interruptions of such transportation;

2) Prime contractors of the Department of Energy performing research in, or development, manufacture, storage, testing or transportation of, atomic weapons or components thereof;

3) Prime contractors of the Department of Energy using or operating nuclear reactors or other nuclear devices in a United States Government-owned vehicle or vessel; and

4) Any other prime contractor or subcontractor of the Department of Energy or of the Nuclear Regulatory Commission when the State and the Nuclear

Regulatory Commission jointly determine:

A) that, under the terms of the contract or subcontract, there is adequate assurance that the work thereunder can be accomplished without undue risk to the public health and safety; and

B) that~~,~~ the exemption of such contractor or subcontractor is otherwise appropriate.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.50 Inspections

a) Each person shall afford the Agency~~Department~~ at all reasonable times opportunity to inspect radiation installations and sources of radiation and the premises and facilities wherein such radiation installations and sources of radiation are used or stored.

b) Each person shall make available to the Agency~~Department~~ for inspection, upon reasonable notice, records maintained pursuant to 32 Ill. Adm. Code: Chapter II, Subchapters b and d.

c) *The Department is authorized to enter at all reasonable times upon any private or public property for the purpose of determining whether or not there is compliance with or violation of the provisions of this Act and rules and regulations issued thereunder. The Department may inspect and investigate premises, operations, and personnel and have access to and copy records for the purpose of evaluating past, current, and potential hazards to the public health, workers, or the environment resulting from radiation. Entry into areas under jurisdiction of the Federal Government shall be effected only with the concurrence of the Federal Government or its duly designated representative.* [420 ILCS 40/27]

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.60 Tests

Each licensee and registrant shall perform upon instructions from the Agency~~Department~~, or shall permit the Agency~~Department~~ to perform, such reasonable tests as the Agency~~Department~~ deems appropriate or necessary including, but not limited to tests of:

a) sources of radiation;

b) installations wherein sources of radiation are used or stored;

c) radiation detection and monitoring instruments; and

d) other equipment and devices used in connection with utilization or storage of licensed or registered sources of radiation.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.70 Additional Requirements

a) The Agency~~Department~~ is authorized to inspect and investigate the premises and operations and personnel of any radiation installation, whether or not such installation is required to be registered or licensed by the Agency~~Department~~, for the purpose of studying and evaluating the health hazards~~hazard(s)~~ caused by the use and operation of such machines and material.

b) The Agency~~Department~~ may impose additional requirements upon any licensee or registrant if the Agency~~Department~~ deems these requirements to be necessary to minimize the danger to public health and safety or the environment.

c) Nothing in 32 Ill. Adm. Code: Chapter II, Subchapters b and d relieves the licensee or registrant from complying with other applicable Federal, State or local requirements governing any toxic, hazardous, medical or any other property of these materials or products containing these materials.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.74 Cost Assessment

The Agency~~Department~~ has authority under the Radiation Protection Act of 1990 [420 ILCS 40] to take actions necessary to abate violations of the Act or any rules or regulations promulgated under the Act and may *provide that all or a portion of the cost of such actions be assessed to operators of radiation installations or other persons responsible for the violation or contamination.* [420 ILCS 40/36]

a) The Agency~~Department~~ may assess all or a portion of the costs incurred to abate violations to responsible operators of radiation installations or other responsible

persons. Costs that are assessed shall be based on the Agency's~~Department's~~ actual response costs, including, but not limited to:

1) Time required by the Agency~~Department~~ professional staff to coordinate response;

2) Time spent traveling and providing administrative support;

3) Performance or oversight of decontamination activities at properties contaminated with radioactive material;

4) Performance or oversight of confirmatory environmental monitoring;

5) Performance or oversight of treatment, storage, transfer and disposal of sources of radiation;

6) Equipment and supplies; and

7) Contractual support, if any, incurred by the Agency~~Department~~.

AGENCY NOTE: These support service costs may include, but are not limited to, rental of specialized equipment, acquisition of additional professional expertise not available within the Agency~~Department~~ and laboratory fees charged to the Agency~~Department~~.

b) Any party affected by an order of the Agency~~Department~~ assessing cost shall have the right to a hearing before the Agency~~Department~~ in accordance with 32 Ill. Adm. Code 200.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.75 Emergency Response Cost Recovery

The Agency~~Department~~ has authority under the Radiation Protection Act of 1990 [420 ILCS 40] to respond to conditions that constitute an immediate threat to health and to *assess the costs of its response against the person or persons responsible for the creation or continuation of the threat. If the Agency~~Department~~ is unable to determine who is responsible for the creation or continuation of the threat, the costs shall be assessed against the owner of the property and shall constitute a lien against the property until paid* [420 ILCS 40/38(b)].

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a) Costs that are assessed shall be based on:

1) The Agency's~~Department's~~ actual response costs, including, but not limited to:

A) Time required by Agency~~Department~~ professional staff to coordinate response;

B) Time spent traveling and providing administrative support;

C) Performance or oversight of decontamination activities at properties contaminated with radioactive material;

D) Performance or oversight of confirmatory environmental monitoring;

E) Performance or oversight of treatment, storage and disposal of sources of radiation;

F) Equipment and supplies; and

G) Contractual support, if any, incurred by the Agency~~Department~~.

AGENCY NOTE: These support service costs may include, but are not limited to, rental of specialized equipment, acquisition of additional professional expertise not available within the Agency~~Department~~ and laboratory fees charged to the Agency~~Department~~.

2) Costs incurred by other units of government while assisting the Agency~~Department~~, including agencies of the federal government, provided the costs are submitted as follows:

A) Unless otherwise notified by the Agency~~Department~~, the request for reimbursement must be received by the Agency~~Department~~ within 45 days after the assistance is rendered to the Agency~~Department~~ or 45 days after the costs are determined, whichever is later, but in any case, not later than one year after the assistance is rendered;

B) The request shall be in writing and shall include documentation justifying costs to be reimbursed; and

C) Reimbursable costs may include, but are not limited to, items specified in subsection (a)(1) of this Section.

b) All reimbursable costs described in a reimbursement request by a governmental unit are subject to approval by the Director of the Agency~~Department~~. The Agency~~Department~~ may request additional information in support of the requested reimbursement.

c) If a request by a governmental unit for costs is denied, or denied in part, the Agency~~Department~~ shall notify the requesting governmental unit of the decision within 30 days after the date the request was submitted.

d) Each bill for emergency response costs assessed under this Section shall identify the items claimed and the costs related to each. Payment is due to the Agency~~Department~~ within 45 days after receipt of the bill.

e) After all emergency response costs have been paid by the responsible parties, the Agency~~Department~~ shall pay governmental units based on approved requests.

f) *Any person assessed costs under this* Section *shall have the right to a hearing before the Agency~~Department~~ provided a written request for a hearing is served on the Agency~~Department~~ within 10 days* after *notice of the assessment. In the absence of receipt of a request for a hearing, the affected party shall be deemed to have waived the right to a hearing* [420 ILCS 40/38(b)]. Hearings shall be conducted in accordance with 32 Ill. Adm. Code 200.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.78 Deliberate Misconduct

a) Any licensee, registrant, applicant for a license or certificate of registration, employee of a licensee, registrant or applicant, or any contractor (including a supplier or consultant), subcontractor, employee of a contractor or subcontractor of any licensee or registrant or applicant for a license or certificate of registration, who knowingly provides to any licensee, applicant, registrant, contractor or subcontractor any components, equipments, materials or other goods or services that relate to a licensee's, registrant's or applicant's activities in this Part shall not:

1) Engage in deliberate misconduct that causes, or would have caused if not detected, a licensee, registrant or applicant to be in violation of any statute, regulation, limitation on any license issued by the Agency, or order; or

2) Deliberately submit to an Agency licensee, an applicant, or a licensee's, certificate holder's or applicant's contractor or subcontractor, information that the person submitting the information knows to be incomplete or inaccurate in some respect material to the Agency.

b) A person who violates subsection (a)(1) or (a)(2) of this Section may be subject to enforcement action as provided in the Radiation Protection Act of 1990.

c) For the purposes of subsection (a)(1) of this Section, deliberate misconduct by a person means an intentional act or omission that the person knows:

1) Would cause a licensee, registrant or applicant to be in violation of any regulation, statute or order, or any term, condition or limitation of any license issued by the Agency; or

2) Constitutes a violation of a requirement, procedure, instruction, contract, purchase order or policy of a licensee, registrant, applicant, contractor or subcontractor.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 310.81 Policy for Assessment of Civil Penalties

a) Civil penalties shall be assessed in accordance with the provisions of this Section and Section 310.82 of this Part.

b) A civil penalty will be assessed whenever the Agency~~Department~~, based on consideration of the factors set forth in subsection (c) of this Section, determines that a civil penalty is appropriate and issues a Preliminary Order and Notice of Opportunity for Hearing, in accordance with 32 Ill. Adm. Code 200.60.

c) Factors to be Considered in Assessing Civil Penalties

1) The Agency~~Department~~ shall consider the factors contained in subsection (c)(2) of this Section to determine whether a penalty should be assessed, as provided in subsection (d) of this Section, and the amount of the

penalty. However, if the Agency~~Department~~ has by rule established the amount to be assessed for a particular violation, the Agency~~Department~~ shall assess the penalty as specified in that rule without regard to the factors contained in subsection (c)(2) of this Section.

AGENCY NOTE: For an example of a rule that establishes the amount of the civil penalty to be assessed, see 32 Ill. Adm. Code 401.170, which specifies the civil penalties to be assessed for violations of the Agency's~~Department's~~ radiologic technologist accreditation requirements.

2) The factors to be considered by the Agency~~Department~~ are:

A) History of Previous Violations. The Agency~~Department~~ shall consider the person's history of previous violations of the Radiation Protection Act of 1990, the Agency's~~Department's~~ rules promulgated under that Act, and licenses issued pursuant to the Act. Each prior violation will be considered without regard to whether it led to a civil penalty assessment. A prior violation shall not be considered, however, if the notice or order relating to the prior violation is the subject of pending administrative or judicial review, or if the time to request such review or to appeal any administrative or judicial decision relating to the prior violation has not expired. The Agency~~Department~~ shall not consider a prior violation if a Preliminary or Final Order pertaining to that prior violation has been vacated. The Agency~~Department~~ shall not consider previous violations that occurred more than 6 years prior to the issuance of the Preliminary Order.

B) Severity of the Violation. The Agency~~Department~~ shall consider the severity of the violation, including, but not limited to, actual or potential contamination of the environment resulting from the violation and any actual or potential hazard to the health or safety of the public or to workers, resulting from the violation. When evaluating the severity of the violation, the Agency~~Department~~ may also consider the impact that the violation has on the Agency's~~Department's~~ ability to determine compliance with requirements established by statute, regulation or license condition.

C) Culpability. The Agency~~Department~~ shall consider whether the person to whom the Preliminary Order was issued was negligent in

causing, allowing, or failing to correct the violation, condition, or practice which was cited in the Preliminary Order. The Agency~~Department~~ shall also consider:

i) whether the violation was intentional or inadvertent;

ii) whether the violation was allowed to continue once identified;

iii) whether actions were taken to correct or mitigate the violation and the timeliness of such actions; and

iv) whether the violation was voluntarily reported to the Agency~~Department~~.

d) Determination of the Amount of Penalty; Assessment of Separate Violations for Each Day

1) The Agency~~Department~~ may assess a civil penalty not to exceed ~~ten thousand dollars (~~$10,000~~)~~ per violation for each day the violation continues. In determining whether to make such an assessment, the Agency~~Department~~ shall consider the factors listed in subsection (c) of this Section; however, if the Agency's~~Department's~~ rules specify the amount of the civil penalty to be assessed for a particular violation, the Agency~~Department~~ shall assess the civil penalty in that amount so specified, without consideration of the factors listed in subsection (c) of this Section.

2) When determining the amount of penalty, the Agency~~Department~~ shall consider each day of a continuing violation to be a separate violation. Accordingly, the Agency~~Department~~ may assess a separate penalty, in accordance with this Section and Section 310.82 of this Part, for each day that a violation continues.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.82 Procedures for Assessment of Civil Penalties

a) Issuance of Assessment

1) If the Agency~~Department~~ assesses a civil penalty pursuant to Section 310.81~~(b)~~ of this Part, it shall do so by issuing a Preliminary Order and Notice of Opportunity for Hearing pursuant to 32 Ill. Adm. Code 200.

2) The Preliminary Order and Notice of Opportunity for Hearing shall contain, for each violation alleged, the proposed civil penalty to be assessed.

b) Payment of Assessment
Unless a hearing has been requested by the deadline specified in the Preliminary Order and Notice of Opportunity for Hearing, within 30 days after ~~issuance of~~ the ~~Preliminary~~Order becomes final, the person upon whom the penalty was assessed shall pay the penalty in full.

c) Procedures for Hearing

1) The person to whom the Preliminary Order and Notice of Opportunity for Hearing was issued may appeal the imposition of the civil penalty by submitting a written request for a hearing in accordance with 32 Ill. Adm. Code 200.~~70.~~

2) Upon receiving such a request for a hearing, the Agency~~Department~~ shall conduct a public hearing regarding the finding of violation or the penalty assessment~~,~~ in accordance with the provisions of 32 Ill. Adm. Code 200.

3) After the hearing is held, the Director shall issue a Final Order in accordance with 32 Ill. Adm. Code 200.~~230.~~

d) Final Assessment and Payment of Penalty

1) If the person to whom a Preliminary Order and Notice of Opportunity for Hearing is issued fails to request a hearing, the Preliminary Order shall become a final order of the Agency~~Department~~ and the penalty assessed shall become due and payable within 30 days from that date~~issuance of the Preliminary Order~~.

2) If ~~either~~ the person to whom a Preliminary Order and Notice of Opportunity for Hearing is issued requests judicial review of a final order of the Agency~~Department~~, the penalty assessed in accordance with Section 310.81(c) of this Part shall not be payable until completion of the review.

3) The civil penalties provided in this Section~~herein~~ shall be recoverable in an action brought in the name of the people of the State of Illinois by the Attorney General.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.110 Communications

All communications and reports concerning these regulations, and applications filed thereunder, should be addressed to the Agency~~Department~~ at its office~~,~~ located at 1035 Outer Park Drive, Springfield, Illinois~~,~~ 62704.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.120 Plans and Specifications

The Director may require the user of any new or altered radiation installation to prepare plans and specifications of the proposed installation and submit them to the Agency~~Department~~ for review and approval prior to starting construction or operation.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

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1) Heading of the Part: Financial Assurance Requirements

2) Code Citation: 32 Ill. Adm. Code 326

3)

Section Numbers:	Proposed Action:
326.10	Amendment
326.20	Amendment
326.40	Amendment
326.50	Amendment
326.60	Amendment
326.70	Amendment
326.80	Amendment
326.90	Amendment
326.100	Amendment
326.110	Amendment
326.120	Amendment
326.130	Amendment
326.150	Amendment
326.170	Amendment
326.180	Amendment
326.190	Amendment
APPENDIX X A	Amendment
APPENDIX B	Amendment
APPENDIX C	Amendment
APPENDIX D	Amendment
APPENDIX E	Amendment
APPENDIX F	Amendment

4) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

5) A Complete Description of the Subjects and Issues Involved: The Agency is proposing this rulemaking to change the language in the rule to require financial assurance for sources greater than 1 Ci and exempt those less than or equal to 1 Ci; and change a cross-reference in Section 326.130(b)(1)(C).

6) Will this rulemaking replace any emergency rulemaking currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

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8) Does this rulemaking contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objective: The requirements imposed by the proposed rulemaking are not expected to require local governments to establish, expand, or modify their activities in such a way as to necessitate additional expenditures from local revenues.

11) Time, Place and Manner in which interested persons may comment on this Proposed Rulemaking: Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice. The Agency will consider fully all written comments on this proposed rulemaking submitted during the 45 day comment period. Comments should be submitted to:

Kevin McClain
Chief Legal Counsel
Illinois Emergency Management Agency
1035 Outer Park Drive
Springfield, Illinois 62704

(217) 524-0770 (voice)
(217) 782-6133 (TDD)

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities or not for profit corporations affected: The Agency does not believe these amendments will have any direct impact on small municipalities as defined in Section 100/1-80 of the IAPA. These amendments will have an effect on small businesses or not for profit corporations. These amendments will clarify the applicability of the Agency's financial assurance requirements and in most cases benefit small businesses by relieving them of the requirement to post financial assurance for 1 Ci radioactive sources.

B) Reporting, bookkeeping or other procedures required for compliance: None

C) Types of professional skills necessary for compliance: There are no professional skills necessary for compliance with this amendment.

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13) Regulatory Agenda on which this rulemaking was summarized: January 2005

The full text of the Proposed Amendments begin on the next page:

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TITLE 32: ENERGY
CHAPTER II: ILLINOIS EMERGENCY MANAGEMENT AGENCY
SUBCHAPTER b: RADIATION PROTECTION

PART 326
FINANCIAL ASSURANCE REQUIREMENTS

Section

326.10 Purpose and Scope
326.20 Incorporations by Reference
326.30 General Provisions
326.40 Definitions
326.50 Exemptions
326.60 Low-Level Radioactive Waste Licensees
326.70 Financial Assurance Amounts
326.80 Cost Estimates and Reclamation Plans
326.90 Financial Assurance Arrangements
326.100 Surety Bond as a Financial Assurance Arrangement
326.110 Letter of Credit as a Financial Assurance Arrangement
326.120 Certificate of Deposit as a Financial Assurance Arrangement
326.130 Self-Guarantee as a Financial Assurance Arrangement
326.140 Financial Tests for Self-Guarantee
326.150 Parent Company Guarantee as a Financial Assurance Arrangement
326.160 Financial Tests for Parent Company Guarantee
326.170 Modification or Replacement of Financial Assurance Arrangements
326.180 Drawing on Financial Assurance Arrangements
326.190 Implementation
326.APPENDIX A Quantities of Material for Major Possessor Determination
326.APPENDIX B Wording for Surety Bonds
326.APPENDIX C Wording for Letters of Credit
326.APPENDIX D Wording for Certificates of Deposit
326.APPENDIX E Wording for Self-Guarantee Documents
326.APPENDIX F Wording for Parent Company Guarantee Documents

AUTHORITY: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

SOURCE: Adopted at 24 Ill. Reg. 7989, effective June 1, 2000; recodified from the Department of Nuclear Safety to the Illinois Emergency Management Agency at 27 Ill. Reg. 13641; amended at 29 Ill. Reg. _____, effective _____.

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Section 326.10 Purpose and Scope

This Part prescribes financial assurance requirements to ensure that specific and general licensees will have sufficient funds to reclaim properties. This Part identifies which licensees must file financial assurance arrangements and describes arrangements acceptable to the Illinois Emergency Management Agency (Agency)~~Department~~. This Part is not applicable to licensees subject to 32 Ill. Adm. Code 332 that have financial assurance arrangements on file with the Agency~~Department~~.

AGENCY NOTE: Throughout this Part, the use of the term "licensee" includes applicants for licensure and existing licensees.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.20 Incorporations by Reference

All rules, standards and guidelines of agencies of the United States or nationally recognized organizations or associations that are incorporated by reference in this Part are incorporated as of the date specified. Copies of these rules, standards and guidelines that have been incorporated by reference are available for public inspection and copying at the Agency~~Department of Nuclear Safety~~, 1035 Outer Park Drive, Springfield, Illinois.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.40 Definitions

As used in this Part, the following definitions apply:

"Anniversary date" means the last day of the month for each year the license is in effect, which corresponds to the last day of the month in which the license expires.
AGENCY NOTE: For purposes of this Part, the 28th will be considered the last day of the month of February.

"Category III irradiator" means a gamma irradiator in which the sealed source is contained in a storage pool (usually containing water), the sealed source is shielded at all times, and human access to the sealed source and the volume undergoing irradiation is physically restricted in its design configuration and proper mode of use.

"Category IV irradiator" means a controlled human access gamma irradiator in which the sealed source is contained in a storage pool (usually containing water), is fully shielded when not in use and is exposed within a radiation volume that is maintained inaccessible during use by an entry control system.

"Cost estimate" means a licensee's evaluation of the costs associated with reclamation of a facility or site. Cost estimates are subject to Agency~~Department~~ review and approval.

"Educational institution" means a non-profit organization which has as its primary purpose the advancement of knowledge in one or more specific fields and which is accredited by the North Central Association Commission on Schools or the North Central Association Commission on Institutions of Higher Education.

"Financial assurance arrangement" means a method of guaranteeing that reclamation costs will be paid. A financial assurance arrangement consists of a surety bond, an irrevocable letter of credit, a certificate of deposit, a self-guarantee, a parent company guarantee, a combination of such arrangements or other financial arrangements approved in writing by the Agency~~Department~~.

"General licensee" means a person who possesses a generally licensed device as defined in this Section.

"Generally licensed devices" means gauges containing sealed sources equal to or greater than 37 MBq (1 mCi) of radioactive material possessed by persons licensed pursuant to 32 Ill. Adm. Code 330.220(b).
AGENCY NOTE: Although general licensees may be required to provide information to the Agency~~Department~~, only general licensees possessing the types of devices defined in this Section are required to address financial assurance requirements specified in this Part.

"Major possessor" means a person who is licensed to use, possess or store radioactive material with half-lives greater than 275 days, as either sealed or unsealed sources in quantities exceeding the quantities specified in Appendix A of this Part.

"Reclamation" means decontamination of facilities and sites and disposal of radioactive material such that the property is returned to a state that no longer presents a radiological health or safety hazard to persons, or a threat to the

environment.
AGENCY NOTE: For purposes of this Part, the term "reclamation" includes, but is not limited to, those activities necessary to decommission the licensed facility to allow termination of the license.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.50 Exemptions

a) Radioactive material possessed or used by the following persons is not subject to this Part:

1) All State, local or other government entities;

AGENCY NOTE: For purposes of this Section, "government entities" shall not include federal or State contractors, or non-governmental recipients of government funds.

2) Educational institutions;

3) Licensees not authorized to possess or use radioactive material in Illinois;

4) Licensees with no permanent storage or use facilities in Illinois; or

5) Licensees using radioactive material within Illinois under reciprocal recognition of an out-of-state license as specified in 32 Ill. Adm. Code 330.900.

b) Radioactive material in the following forms is not subject to this Part:

1) Radioactive material for use in gas chromatographs, benchtop analytical laboratory instruments, x-ray fluorescence analyzers, static elimination devices and self-luminous exit signs, except for radionuclides with atomic numbers greater than 82 in quantities greater than 3.7 GBq (100 mCi);

2) Sealed sources for exchange into a device, provided that the sources do not concurrently remain in the licensee's possession for more than 30 days;

3) Radioactive noble gases~~gasses~~;

4) Depleted uranium prefabricated as shielding;

5) Radioactive material with half-lives of 30 days or less;

6) Radioactive material with atomic numbers less than or equal to 82 in the form of sealed sources, in quantities less than or equal to 37 MBq (1 mCi) per source, not to exceed 185 MBq (5 mCi) total; or

7) Radioactive material with atomic numbers greater than or equal to 83 in the form of sealed sources, in quantities less than or equal to 185 kBq (50 µCi) per source, not to exceed 37 MBq (1 mCi) total.

c) Except for low-level radioactive waste licensees as described in Section 326.60 of this Part, radioactive material with half-lives greater than 30 days, but less than or equal to 275 days, in the following forms, is not subject to this Part:

1) Radioactive material in forms other than noble gases~~gasses~~ or sealed sources, in quantities not to exceed 37 GBq (1 Ci) per nuclide; and

2) Radioactive material in the form of a sealed source.

d) Except for licensees specified in Sections 326.60 and 326.70 of this Part, specific or general licensees that possess or use radioactive material with half-lives greater than 275 days, in the form of sealed sources in quantities less than or equal to 37 GBq (1 Ci) per source, but not exceeding the applicable quantities specified in Appendix A of this Part, are not subject to this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.60 Low-Level Radioactive Waste Licensees

Waste handling licensees as defined in 32 Ill. Adm. Code 310.20, such as low-level radioactive waste treatment or disposal facilities, or centralized low-level radioactive waste storage licensees, shall submit a reclamation plan and a cost estimate for approval by the Agency~~Department~~ as described in Section 326.80 of this Part and secure a financial assurance arrangement for the amount specified in the Agency~~Department~~-approved cost estimate. Such licensees shall ensure the cost estimate encompasses all radioactive material authorized by the license, except for radioactive material specifically exempted in Section 326.50(b) of this Part. The exemptions specified in Section 326.50(c) and (d) of this Part are not applicable to the licensees described in this Section.

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(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.70 Financial Assurance Amounts

Unless specified in Section 326.60 of this Part, the following specific and general licensees are required to secure a financial assurance arrangement in the amounts described in this Section:

a) Unless specified in subsection (b) of this Section, for specific or general licensees that possess or use radioactive material in the form of sealed sources in quantities greater than ~~or equal to~~ 37 GBq (1 Ci) per source, but not exceeding the quantities specified in Appendix A of this Part, the minimum amount is $25,000.

b) The following licensees shall submit a reclamation plan as described in Section 326.80 of this Part, and a cost estimate for approval by the Agency~~Department~~. When approved, the licensee shall secure a financial assurance arrangement in the amount specified on the Agency~~Department~~-approved cost estimate:

1) Major possessors as defined in Section 326.40 of this Part;

2) Persons who possess radioactive material in forms other than noble gases~~gasses~~ or sealed sources with half-lives greater than 30 days, but less than or equal to 275 days, in quantities exceeding 37 GBq (1 Ci) per nuclide;

3) Persons who possess source material tailings or sludge;

4) Category III or IV irradiators;

5) Persons who use particle accelerators to manufacture radionuclides for distribution to other licensees or customers; and

6) Facilities owned or operated by the U.S. Department of Energy (DOE) or its contractors or subcontractors, if subject to the regulatory control of the Agency~~Department~~. Contractors or subcontractors of DOE who may perform work that is not a direct function of the DOE operation are subject to other financial assurance requirements as provided for in this Part.

AGENCY NOTE: Licensees subject to 32 Ill. Adm. Code 332 are required to meet the financial assurance requirements specified in 32 Ill. Adm. Code 332.260, and therefore

are not subject to this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.80 Cost Estimates and Reclamation Plans

Licensees required to perform cost estimates, as described in Sections 326.60 and 326.70(b) of this Part, shall submit reclamation plans and cost estimates to the Agency~~Department~~ for approval prior to securing financial assurance arrangements. The Agency~~Department~~ shall allow material described in Section 326.50(b) of this Part as exempt to be excluded from all financial assurance estimates. For licensees described in Section 326.70(b) of this Part, the material described in Section 326.50(c) of this Part shall also be excluded from financial assurance estimates. The plan shall describe reclamation actions to be taken in order to terminate the license in accordance with the requirements of 32 Ill. Adm. Code 330. The Agency~~Department~~ shall consider, but is not limited to, the following in approving the reclamation plan and cost estimates, and determining the financial assurance requirements for each individual licensee:

a) The probable extent of contamination resulting from the use or possession of radioactive material as authorized by a radioactive material license at the facility or site, and the probable cost of removal of such contamination in order to terminate the license in accordance with the requirements of 32 Ill. Adm. Code 330. This consideration shall encompass probable contaminating events associated with the licensee's methods or modes of operation and shall be based on factors such as quantities, half-lives, radiation hazards and toxicities, and chemical and physical forms;

b) The extent of possible offsite property damage caused by operation of the facility or site that is to be reclaimed;

c) The cost and method of removal and disposal of radioactive material and sources of radiation which are or would be generated, stored, processed, or otherwise present at the facility or site; and

d) The costs and methods involved in reclamation of the site or the property on which the facility is located and all other properties contaminated by radioactive material authorized by the license.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.90 Financial Assurance Arrangements

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This Section~~The following rules~~ shall apply to applicants for specific licenses and general and specific licensees required to secure and file financial assurance arrangements with the Agency~~Department~~:

a) The licensee or applicant shall choose from the financial assurance arrangements specified in Sections 326.100 through 326.160 of this Part.

b) The wording of the financial assurance arrangement shall contain the provisions described in this Part, and may use wording identical to the wording of the corresponding arrangement in Appendices B through F of this Part. No additional restrictions may be placed on any financial assurance arrangement filed with the Agency~~Department~~.

c) The financial assurance arrangements shall be provided to and filed with the Agency~~Department~~ in a dollar amount greater than or equal to either the amount specified in Section 326.70(a) of this Part or the amount specified in a cost estimate approved by the Agency~~Department~~.

1) The cost estimate and reclamation plan shall be reviewed annually by the licensee or when required by the Agency~~financial assurance arrangements may be reviewed annually by the Department~~. The Agency~~Department~~ may require the licensee to adjust the value of the cost estimate and reclamation plan~~financial assurance arrangements~~ to recognize any increases or decreases resulting from inflation or deflation, changes in engineering plans, activities performed and any other condition affecting costs for reclamation. Such changes will be required to ensure that sufficient financial assurance amounts are provided and retained to cover cost of reclamation.

2) When a change in activities not requiring a license amendment would raise the cost estimate for reclamation to an amount greater than the amount of the financial assurance arrangements currently filed with the Agency~~Department~~, the licensee shall notify the Agency~~Department~~ within 60 days after the increase. This notification shall include submission of revised cost estimates and reclamation plans for Agency~~Department~~ review and approval. Upon approval of the revised cost estimates, the licensee may be required to file additional financial assurance arrangements at least equal to this increase.

3) When a license amendment would raise the cost estimate for reclamation to an amount greater than the amount of the financial assurance arrangements currently filed with the Agency~~Department~~, the amendment shall be held until the required financial assurance arrangements are established.

4) When the current reclamation cost estimate decreases, upon the written request of the licensee, and provided that the decrease is verified by the Agency~~Department~~, the Agency~~Department~~ shall authorize the reduction in the amount of financial assurance required for the facility to the amount of the approved amended reclamation cost estimate. ~~Upon such occurrence, the Department shall allow the licensee to substitute new arrangements in the reduced amount for the arrangements on file.~~

AGENCY NOTE: If the license is amended and the licensee no longer meets the criteria for needing a reclamation plan (specified in Section 326.60 or 326.70(b) of this Part), but still must secure financial assurance in accordance with Section 326.70(a) of this Part, the licensee may substitute new arrangements to meet the requirements of Section 326.70(a) of this Part.

5) For specific licensees, the term of the financial assurance arrangement shall be for the period from issuance of the license until termination of the license by the Agency~~Department~~ in accordance with 32 Ill. Adm. Code 330.

6) For general licensees, the term of the financial assurance arrangement shall be for the period from approval of the financial assurance arrangement until all devices covered by the instrument have been properly transferred or disposed of.

7) The Agency~~Upon termination of the license, the Department~~ will release all financial assurance arrangements not drawn upon pursuant to Section 326.180 of this Part, upon termination of the license, or if the license is amended so that the license is no longer subject to financial assurance requirements of Section 326.60 or 326.70 of this Part.

d) Use of Multiple Financial Assurance Arrangements. The licensee or applicant may utilize more than one financial assurance arrangement per facility to satisfy the requirement specified in this Section. Unless agreed otherwise by the

AgencyDepartment and the licensee, financial assurance arrangements may be drawn upon in any order determined by the AgencyDepartment. The arrangements shall be as specified in Appendix B-F of this Part, and the sum value of all arrangements shall be in an amount greater than or equal to either the amount specified in Section 326.70(a) of this Part, or the amount specified in a cost estimate approved by the AgencyDepartment.

e) Use of a Financial Assurance Arrangement for Multiple Facilities or Multiple Licensees at a Facility. The licensee or applicant may use a financial assurance arrangement specified in Appendix B-F of this Part to meet the requirements of this Section for more than one license, or more than one facility owned or operated in Illinois. The arrangement submitted to the AgencyDepartment shall include a list indicating, for each facility, the registration numbers, license numbers, names, addresses and amounts of funds for reclamation assured by the arrangement. The amount of funds available through the financial assurance arrangement shall not be less than the aggregate total of the funds that would be available if separate arrangement had been filed and maintained for each license or facility. If more than one license exists for a facility, the amount of funds for each license shall be specified.

f) Any applicant or licensee who fulfills the requirements of this Section by obtaining a surety bond or letter of credit will be deemed to be without the required financial assurance arrangement in the event of commencement of bankruptcy proceedings involving the issuing institution, or a suspension, termination, or revocation of the authority of the institution issuing the surety bond or letter of credit to issue such instruments. The applicant or licensee shall establish other AgencyDepartment-approved financial assurance arrangements within 30 days after such an event.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.100 Surety Bond as a Financial Assurance Arrangement

If a licensee elects to satisfy the requirement of Section 326.90 of this Part by securing a surety bond, that bond shall conform to the following requirements:

a) The surety company issuing the bond shall be among those listed as acceptable sureties or reinsurers on federal bonds in Circular 570 of the U.S. Department of the Treasury, entitled "Surety Companies Acceptable On Federal Bonds", revised to the latest revision issued by the U.S. Department of the Treasuryas of July 1,

~~1999~~.

AGENCY NOTE: Circular 570 entitled "Surety Companies Acceptable On Federal Bonds" is updated every July and the Agency will accept the bonds on the latest July revision date issued by the U.S. Department of the Treasury.

b) The wording of the surety bond shall contain the substantive provisions specified in Appendix B of this Part. Additional conditions may be agreed to between the licensee and the surety company so long as no requirement of this Part is avoided or altered and no additional requirements are placed upon the Agency~~Department~~.

c) The surety bond shall guarantee that:

1) Funds will be available, whenever required by the Agency~~Department~~, in order to terminate the license in accordance with the requirements of 32 Ill. Adm. Code 330;

2) The surety waives notification of amendments to licenses, applicable laws, statutes, rules and regulations and agrees that no such amendment shall in any way alleviate its obligation on the bond; and

3) The licensee shall provide alternative financial assurance arrangements as specified in Section 326.170 of this Part prior to cancellation or termination of the bond.

d) Under the terms of the bond, the surety shall become liable on the bond obligation when the licensee fails to perform as guaranteed by the bond. Upon a determination by the Agency~~Department~~ that the licensee has failed to so perform, the surety shall perform reclaiming to the satisfaction of the State as guaranteed by the bond or shall pay the amount of the penal sum to the Agency~~Department~~.

e) The penal sum of the bond shall be in an amount, after considering other financial assurance arrangements established in accordance with this Part, sufficient to provide the necessary funds in order to terminate the license in accordance with the requirements of 32 Ill. Adm. Code 330.

f) The surety may cancel the bond by sending notice of cancellation by certified mail, return receipt requested, to the licensee and to the Agency~~Department~~. Cancellation shall not occur, however, during the 180 days beginning on the date

after receipt of the notice of cancellation by both the licensee and the Agency~~Department~~, as evidenced by the return receipts. During such period, the licensee shall obtain replacement financial assurance as provided in Section 326.170 of this Part. Upon notification by the Agency~~Department~~ that the licensee has failed to obtain replacement financial assurance approved by the Agency~~Department~~, the surety shall pay the amount of the penal sum to the Agency~~Department~~.

g) The surety shall not be liable for the deficiency in the performance of reclaiming after the Agency~~Department~~ has determined satisfactory reclaiming has occurred.

h) The licensee may terminate the bond by sending written notice to the surety, provided, however, that no such notice shall become effective until the surety receives written authorization from the Agency~~Department~~ for the termination of the bond. The Agency~~Department~~ shall not authorize termination until the licensee has either provided replacement financial assurance arrangements in accordance with Section 326.170 of this Part or the Agency~~Department~~ has determined satisfactory reclaiming has occurred.

i) The bond shall be accompanied by a letter from the licensee referring to the bond by number, issuing institution and date and providing the following information: the radioactive material license numbers, names and addresses of the facilities and the amount of funds for each license assured for reclaiming of the facilities by the surety bond.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.110 Letter of Credit as a Financial Assurance Arrangement

If a licensee elects to satisfy the financial assurance requirements of Section 326.90 of this Part by filing an irrevocable standby letter of credit, the irrevocable standby letter of credit supporting this guarantee shall conform to the following requirements:

a) The institution issuing the letter of credit shall be an entity that has the authority to issue letters of credit and whose letter of credit operations are regulated and examined by a federal or Illinois agency.

b) The wording of the letter of credit shall contain the substantive provisions specified in Appendix C of this Part. Additional conditions may be agreed to between the licensee and the issuing institution so long as no requirement of this

Part nor required provision is avoided or altered and no additional requirements are placed on the Agency~~Department~~.

c) The letter of credit shall be accompanied by a letter from the licensee referring to the letter of credit by number, issuing institution and date and providing the following information: the radioactive material license numbers, names and addresses of the facilities and the amount of funds for each license assured for reclaiming of the facilities by the letter of credit.

d) The letter of credit shall be irrevocable and issued for a period of at least 1 year. The expiration date of the letter of credit shall be automatically extended for a period of at least 1 year unless, at least 180 days before the current expiration date, the issuing institution notifies both the licensee and the Agency~~Department~~ by certified mail, return receipt requested, of a decision not to extend the expiration date. The 180 days will begin on the date when both the licensee and the Agency~~Department~~ have received the notice, as evidenced by the return receipts. Unless released by the Agency~~Department~~, the Agency~~Department~~ may draw upon this letter of credit if a new letter of credit or other financial assurance arrangements, approved in writing by the Agency~~Department~~, is not furnished 60 days prior to the expiration date. The Agency~~Department~~ may delay the drawing if the issuing institution grants an extension of the term of this letter of credit. During the last 30 days of any extension, the Director may draw on this letter of credit if the licensee has failed to provide an alternative financial assurance arrangement approved in writing by the Agency~~Department~~.

e) The letter of credit shall be in an amount, after considering other financial assurance arrangements that are in place, sufficient to provide the necessary funds in order to terminate the license in accordance with the requirements of 32 Ill. Adm. Code 330.

f) The Director may draw on the letter of credit as provided in Section 326.180 of this Part. The Director may also draw on the letter of credit if the licensee does not establish alternative financial assurance arrangements as specified in Section 326.170 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.120 Certificate of Deposit as a Financial Assurance Arrangement

If a licensee elects to satisfy the financial assurance requirements of Section 326.90 of this Part

by filing a certificate of deposit, the certificate of deposit supporting this guarantee shall conform to the following requirements:

a) The institution issuing the certificate of deposit shall be an entity that has the authority to issue certificates of deposit and whose certificate of deposit operations are regulated and examined by a federal or State agency.

b) The wording of the certificate of deposit shall contain the substantive provisions specified in Appendix D of this Part. Additional provisions may be included so long as no requirement of this Part is avoided or altered and no additional requirements are placed upon the Agency~~Department~~.

c) The certificate of deposit shall be accompanied by a letter from the licensee referring to the certificate of deposit by number, issuing institution and date and providing the following information:

1) The letter shall reference the radioactive material license numbers, names and addresses of the facilities and the amount of funds assured for reclaiming of the facilities by the certificate of deposit; and

2) The letter shall state that the licensee conveys, transfers, pledges, hypothecates and grants a security interest in and to the certificate to the Agency~~Department~~.

d) The certificate of deposit shall be issued for a period of at least 1 year. The certificate of deposit shall provide that the certificate will be automatically renewed for a period of 1 year unless, at least 180 days before the current expiration date, the issuing institution notifies both the licensee and the Agency~~Department~~ by certified mail, return receipt requested, of a decision not to renew the certificate. The 180 days will begin on the date when both the licensee and the Agency~~Department~~ have received notice, as evidenced by the return receipts. Unless the Agency~~Department~~ provides written notice to the issuing institution that the licensee has provided substitute financial assurance acceptable to the Agency~~Department~~ as specified in Section 326.170 of this Part, the issuing institution shall, upon maturity of a certificate of deposit that is not being renewed, pay to the Agency~~Department~~ the amount deposited under the certificate of deposit. The Agency~~Department~~ may delay the drawing if the issuing institution grants an extension of the term of the credit. During the last 30 days of any extension, the Director may draw on the certificate of deposit if the licensee has failed to provide alternative financial assurance arrangements as specified in

Section 326.170 of this Part and obtain written approval of such arrangements from the Agency~~Department~~.

e) The certificate of deposit shall be in an amount, after considering other financial assurance arrangements that are in place, sufficient to provide the necessary funds in order to terminate the license in accordance with the requirements of 32 Ill. Adm. Code 330.

f) Interest accrued on a certificate of deposit shall be paid directly to the licensee and shall not automatically increase the amount of any certificate of deposit on file with the Agency~~Department~~.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.130 Self-Guarantee as a Financial Assurance Arrangement

a) Except as provided in subsection (b) of this Section, each licensee electing to use self-guarantee as a financial assurance arrangement shall be subject to the following requirements:

1) The company shall not have a parent company holding majority control of its voting stock.

2) The company shall have at least one class of equity securities registered under the Securities Exchange Act of 1934.

3) The company shall submit a financial test, independently audited financial statements and other documents demonstrating that it passes the financial tests prescribed in Section 326.140 of this Part. At a minimum, documentation shall include the following:

A) A self-guarantee, as described in Appendix E of this Part, signed by the company's chief executive officer;

B) A letter, as described in Appendix E of this Part, from the company's chief executive officer;

C) A letter, as described in Appendix E of this Part, from the company's chief financial officer demonstrating that the company passes the financial tests specified in Section 326.140 of this Part;

D) The company's audited financial statements for the most recently completed fiscal year, including an independent auditor's report on the financial statements; and

E) An independent auditor's special report, as described in Appendix E of this Part, stating that the certified public accountant has compared the amounts specified in the chief financial officer's letter with corresponding amounts in the audited year-end financial statements, and found no reason to believe that the amounts in the letter from the chief financial officer need to be adjusted.

4) The company's independent certified public accountant shall have compared the data used by the company in the financial test, which is required to be derived from the independently audited year end financial statements for the latest fiscal year, with the amounts in such financial statement. In connection with that procedure, the company shall inform the Agency~~Department~~ within 90 days of any matters coming to the attention of the auditor that cause the auditor to believe that the data specified in the financial test should be adjusted and that the licensee no longer passes the test.

5) For commercial companies that issue bonds, the licensee shall provide notice in writing to the Agency~~Department~~ within 20 days after publication of a change by the rating service if, at any time, the company's most recent bond issuance ceases to be rated in any category of "A" or above by either Standard and Poor's or Moody's. If the company's most recent bond issuance ceases to be rated in any category A or above by both Standard and Poor's and Moody's, the licensee no longer meets the requirement of Section 326.140(a) of this Part. The licensee shall secure replacement financial assurance arrangements in accordance with Section 326.170 of this Part.

6) After the initial financial test, the company shall repeat passage of the test within 90 days after the close of each succeeding fiscal year, and provide the documents specified in subsection (a)(3) of this Section.

7) If the licensee no longer meets the requirements of the applicable financial tests in Section 326.140 of this Part, the licensee shall send notice to the Agency~~Department~~ of its intent to establish alternative financial

assurance. The notice shall be sent by certified mail, return receipt requested, within 90 days after the end of the fiscal year for which the year end financial data demonstrates that the licensee no longer meets the financial test requirements. The licensee shall secure alternative financial assurance within 120 days after the end of such fiscal year.

8) The guarantee shall remain in force unless the licensee sends notice of cancellation by certified mail, return receipt requested, to the Agency~~Department~~. Cancellation shall not occur until either a replacement financial assurance arrangement is submitted and approved by the Agency~~Department~~ or the Agency~~Department~~ confirms that the licensee has performed reclaiming in accordance with 32 Ill. Adm. Code 330.

9) The guarantee and financial test provisions specified in Section 326.140 of this Part shall remain in effect until the Agency~~Department~~ has terminated the license, or until a replacement financial assurance arrangement is accepted by the Agency~~Department~~ in accordance with Section 326.170 of this Part.

b) For hospitals, in lieu of the requirements in subsection (a) of this Section, a hospital seeking to use self-guarantee as a financial assurance arrangement may satisfy the following requirements:

1) The hospital shall submit a financial test, independently audited financial statements, and other documents demonstrating that it passes the financial tests prescribed in Section 326.140(c) of this Part. At a minimum, documentation shall include the following:

A) A self-guarantee, as described in Appendix E, signed by the chief executive officer of the hospital;

B) A letter, as described in Appendix E, from the hospital's chief executive officer;

C) A letter, as described in Appendix E, from the hospital's chief financial officer, demonstrating that the hospital passes the financial tests specified in Section 326.140(c)~~(b)~~ of this Part;

D) The hospital's audited financial statements for the most recently completed fiscal year, including an independent auditor's report on

the financial statements;

E) An independent auditor's special report, as described in Appendix E of this Part, stating that the certified public accountant has compared the amounts specified in the chief financial officer's letter with the corresponding amounts in the audited year-end financial statements, and found no reason to believe that the amounts in the letter from the chief financial officer need to be adjusted.

2) The hospital's independent certified public accountant shall have compared the data used by the licensee in the financial test, which is required to be derived from the independently audited year end financial statements for the latest fiscal year, with the amounts in such financial statement. In connection with that procedure, the licensee shall inform the Agency~~Department~~ within 90 days of any matters coming to the attention of the auditor that cause the auditor to believe that the data specified in the financial test should be adjusted and that the licensee no longer passes the test.

3) For hospitals that issue bonds, if at any time the hospital's most recent bond issuance ceases to be rated in any category of "A" or above by either Standard and Poor's or Moody's, the licensee shall provide notice in writing to the Agency~~Department~~ within 20 days after publication of a change by the rating service. If the hospital's most recent bond issuance ceases to be rated in any category A or above by both Standard and Poor's and Moody's, the licensee no longer meets the requirements of Section 326.140(b) of this Part. The licensee shall secure replacement financial assurance arrangements in accordance with Section 326.170 of this Part.

4) After the initial financial test, the hospital shall, within 90 days after the close of each succeeding fiscal year, repeat passage of the test and provide the documents specified in subsection (b)(1) of this Section.

5) If the hospital no longer meets the requirements of the applicable financial tests in Section 326.140(c) of this Part, the licensee shall send notice to the Agency~~Department~~ of its intent to establish alternative financial assurance as specified in Section 326.170 of this Part. The notice shall be sent by certified mail, return receipt requested, within 90 days after the end of the fiscal year for which the year end financial data demonstrates that the

license no longer meets the financial test requirements. The licensee shall secure alternative financial assurance within 120 days after the end of such fiscal year.

6) The guarantee shall remain in force unless the licensee sends notice of cancellation by certified mail, return receipt requested, to the Agency~~Department~~. Cancellation shall not occur until either a replacement financial assurance arrangement is submitted in accordance with Section 326.170 of this Part or the Agency~~Department~~ confirms that the licensee has performed reclaiming in accordance with 32 Ill. Adm. Code 330.

7) The guarantee and financial test provisions specified in Section 326.140(b) of this Part shall remain in effect until the Agency~~Department~~ has terminated the license or until a replacement financial assurance arrangement is accepted by the Agency~~Department~~ in accordance with Section 326.170 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.150 Parent Company Guarantee as a Financial Assurance Arrangement

Each licensee electing to use a parent company guarantee as a financial assurance arrangement shall be subject to the following requirements:

a) The guarantor shall be a direct parent holding more than 50 percent of the voting stock of the licensee. A company shall not serve as a guarantor to a division of the company.

b) Each licensee electing to use a parent company guarantee as a financial assurance arrangement shall submit a financial test, independently audited financial statements and other documents demonstrating that it passes the financial tests prescribed in Section 326.160 of this Part. At a minimum, documentation shall include all of the following:

1) A parent company guarantee agreement, as described in subsection (b)~~(5)~~ of Appendix F of this Part, signed by the chief executive officer of the guarantor, that states in part that, if the licensee fails to conduct required reclamation activities, the parent company shall either:

A) Conduct the required activities, or

B) Pay the guaranteed amount to the Agency~~Department~~ as directed by the Director;

2) A copy of corporate bylaws, a letter, or other evidence indicating that the guarantor is the parent company of the licensee and that the guarantor has majority control of the licensee's voting stock;

3) A letter, as described in subsection (a) of Appendix F of this Part, from the parent company's chief executive officer;

4) A letter from the parent company's chief financial officer, as described in subsection (a) of Appendix F of this Part, demonstrating that the company passes the financial tests specified in Section 326.160 of this Part;

5) The parent company's audited financial statements for the most recently completed fiscal year, including an independent auditor's report on the financial statements; and

6) An independent auditor's special report, as described in subsection (d) of Appendix F of this Part, stating that the certified public accountant has compared the amounts specified in the letter from the chief financial officer with corresponding amounts in the audited year-end financial statements, and found no reason to believe that the amounts in the letter from the chief financial officer need to be adjusted.

c) The parent company's independent certified public accountant shall have compared the data used by the parent company in the financial test, which shall be derived from the independently audited year end financial statements for the latest fiscal year, with the amounts in such financial statement. In connection with that procedure, the licensee shall inform the Agency~~Department~~ within 90 days of any matters coming to the attention of the auditor that cause the auditor to believe that the data specified in the financial test should be adjusted and that the parent company no longer passes the test.

d) After the initial financial test, the parent company shall repeat passage of the test within 90 days after the close of each succeeding fiscal year, and shall provide the documentation specified in subsection (b) of this Section.

e) If the licensee's parent company no longer meets the requirements of the

applicable financial tests in Section 326.160 of this Part, the licensee shall send notice to the Agency~~Department~~ of its intent to establish alternative financial assurance as specified in Section 326.170 of this Part. The notice shall be sent by certified mail, return receipt requested, within 90 days after the end of the fiscal year for which the year end financial data demonstrates that the parent company no longer meets the financial test requirements. The licensee shall secure alternative financial assurance within 120 days after the end of such fiscal year.

f) The guarantee shall remain in force unless the licensee sends notice of cancellation by certified mail, return receipt requested, to the Agency~~Department~~. Cancellation shall not occur until either a replacement financial assurance arrangement is submitted in accordance with Section 326.170 of this Part or the Agency~~Department~~ confirms that the licensee has performed reclaiming in accordance with 32 Ill. Adm. Code 330.

g) The guarantee and financial test provisions specified in Section 326.160 of this Part shall remain in effect until the Agency~~Department~~ has terminated the license, or until a replacement financial assurance arrangement is accepted by the Agency~~Department~~ in accordance with Section 326.170 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.170 Modification or Replacement of Financial Assurance Arrangements

The licensee shall not substitute, modify or replace financial assurance arrangements filed with the Agency~~Department~~ without prior approval by the Agency~~Department~~.

a) Substitute or replacement financial assurance arrangements shall meet the requirements of this Part.

b) Proposed modifications to financial assurance arrangements already filed with the Agency~~Department~~ shall be submitted in writing to the Agency~~Department~~ for approval.

c) Existing financial assurance arrangements shall not be released by the Agency~~Department~~ until the proposed modifications or replacement financial assurance arrangements have been approved and filed in accordance with Section 326.90 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

Section 326.180 Drawing on Financial Assurance Arrangements

If a licensee fails to perform required reclamation activities or fails to obtain substitute or replacement financial assurance arrangements approved by the Agency~~Department~~, the Agency~~Department~~ will exercise its rights under the applicable financial assurance arrangement. Notice of the Agency's~~Department's~~ action shall be provided to the licensee at the address on file with the Agency~~Department~~.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 326.190 Implementation

The following procedures shall apply in implementing this Part:

a) No new specific licenses shall be issued by the Agency~~Department~~ after June 1, 2000, unless all financial assurance requirements have been addressed as specified in this Part.

b) For specific licenses issued after the effective date of this amendment, financial assurance arrangements shall be based upon the activity authorized on a specific radioactive material license. ~~All specific licensees with anniversary dates on and between June 1, 2000 and September 30, 2000 shall submit, prior to October 1, 2000, the amount of financial assurance specified in Section 326.70 of this Part, or a reclamation plan and cost estimate for approval by the Department, or updates to financial assurance arrangements currently on file.~~

~~c) All specific licensees with anniversary dates between October 1, 2000 and May 31, 2001 shall submit, prior to their anniversary date, the amount of financial assurance specified in Section 326.70 of this Part, or a reclamation plan and cost estimate for approval by the Department, or updates to financial assurance arrangements currently on file.~~

c~~d~~) All specific licensees shall review their cost estimate and reclamation plans ~~financial assurance arrangements~~ at the time of renewal or when there is a change to the radiation safety program that would impact the amount of financial assurance on file with the Agency~~Department~~.

d~~e~~) Financial assurance arrangements for generally licensed devices shall be due within 90 days from the date of notification by the Agency~~Department~~.

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e) Unless the arrangement is required to be revised for another reason, previously issued financial assurance arrangements do not have to be revised specifically to substitute the Illinois Emergency Management Agency for Illinois Department of Nuclear Safety, its predecessor agency (or to substitute Agency for Department).

(Source: Amended at 29 Ill. Reg. _____, effective _____)

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Section 326.APPENDIX A Quantities of Material for Major Possessor Determination

Radionuclide	Abbrev.	UNSEALED FORMS		SEALED SOURCES	
		MBq	mCi	GBq	Ci
Actinium-227	Ac-227	0.037	0.001	370	10
Aluminum-26	Al-26	370	10	37000	1000
Americium-241	Am-241	0.037	0.001	370	10
Americium-242m	Am-242m	0.037	0.001	370	10
Americium-243	Am-243	0.037	0.001	370	10
Antimony-125	Sb-125	3700	100	37000	1000
Barium-133	Ba-133	3700	100	37000	1000
Berkelium-247	Bk-247	0.037	0.001	370	10
Berkelium-249	Bk-249	3.7	0.1	37000	1000
Beryllium-10	Be-10	37	1	37000	1000
Bismuth-207	Bi-207	370	10	37000	1000
Bismuth-210m	Bi-210m	3.7	0.1	37000	1000
Cadmium-109	Cd-109	37	1	37000	1000
Cadmium-113	Cd-113	3700	100	37000	1000
Cadmium-113m	Cd-113m	3.7	0.1	37000	1000
Calcium-41	Ca-41	3700	100	37000	1000
Californium-248	Cf-248	0.37	0.01	3700	100
Californium-249	Cf-249	0.037	0.001	370	10
Californium-250	Cf-250	0.037	0.001	370	10
Californium-251	Cf-251	0.037	0.001	370	10
Californium-252	Cf-252	0.037	0.001	370	10
Carbon-14	C-14	37000	1000	37000	1000
Cerium-144	Ce-144	37	1	37000	1000
Cesium-134	Cs-134	370	10	37000	1000
Cesium-135	Cs-135	3700	100	37000	1000
Cesium-137	Cs-137	370	10	37000	1000
Chlorine-36	Cl-36	370	10	37000	1000
Cobalt-60	Co-60	37	1	37000	1000
Curium-243	Cm-243	0.037	0.001	370	10
Curium-244	Cm-244	0.037	0.001	370	10
Curium-245	Cm-245	0.037	0.001	370	10
Curium-246	Cm-246	0.037	0.001	370	10
Curium-247	Cm-247	0.037	0.001	370	10

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Curium-248	Cm-248	0.037	0.001	370	10
Einsteinium-254	Es-254	0.37	0.01	3700	100
Europium-150 (34.2y)	Eu-150	37	1	37000	1000
Europium-152	Eu-152	37	1	37000	1000
Europium-154	Eu-154	37	1	37000	1000
Europium-155	Eu-155	370	10	37000	1000
~~Europium-157~~	~~Eu-157~~	~~3700~~	~~100~~	~~37000~~	~~1000~~
Gadolinium-148	Gd-148	0.037	0.001	370	10
Gadolinium-152	Gd-152	3700	100	37000	1000
Germanium-68	Ge-68	370	10	37000	1000
Hafnium-172	Hf-172	37	1	37000	1000
Hafnium-182	Hf-182	3.7	0.1	37000	1000
~~Hafnium-184~~	~~Hf-184~~	~~3700~~	~~100~~	~~37000~~	~~1000~~
Holmium-166m	Ho-166m	37	1	37000	1000
Hydrogen-3	H-3	37000	1000	37000	1000
Indium-115	In-115	3700	100	37000	1000
Iodine-129	I-129	37	1	37000	1000
Iron-55	Fe-55	3700	100	37000	1000
Iron-60	Fe-60	37	1	37000	1000
Lanthanum-137	La-137	370	10	37000	1000
Lanthanum-138	La-138	3700	100	37000	1000
Lead-202	Pb-202	370	10	37000	1000
Lead-205	Pb-205	3700	100	37000	1000
Lead-210	Pb-210	0.37	0.01	3700	100
Lutetium-173	Lu-173	370	10	37000	1000
Lutetium-174	Lu-174	370	10	37000	1000
Lutetium-176	Lu-176	3700	100	37000	1000
Manganese-53	Mn-53	37000	1000	37000	1000
Manganese-54	Mn-54	3700	100	37000	1000
Mercury-194	Hg-194	37	1	37000	1000
Molybdenum-93	Mo-93	370	10	37000	1000
Neptunium-235	Np-235	3700	100	37000	1000
Neptunium-236 (1.15x105y)	Np-236	0.037	0.001	370	10
Neptunium-237	Np-237	0.037	0.001	370	10
Nickel-59	Ni-59	3700	100	37000	1000
Nickel-63	Ni-63	3700	100	37000	1000
Niobium-93m	Nb-93m	370	10	37000	1000
Niobium-94	Nb-94	37	1	37000	1000
Osmium-194	Os-194	37	1	37000	1000

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Palladium-107	Pd-107	370	10	37000	1000
Platinum-193	Pt-193	37000	1000	37000	1000
Plutonium-236	Pu-236	0.037	0.001	370	10
Plutonium-238	Pu-238	0.037	0.001	370	10
Plutonium-239	Pu-239	0.037	0.001	370	10
Plutonium-240	Pu-240	0.037	0.001	370	10
Plutonium-241	Pu-241	0.37	0.01	3700	100
Plutonium-242	Pu-242	0.037	0.001	370	10
Plutonium-244	Pu-244	0.037	0.001	370	10
Potassium-40	K-40	3700	100	37000	1000
Promethium-144	Pm-144	370	10	37000	1000
Promethium-145	Pm-145	370	10	37000	1000
Promethium-146	Pm-146	37	1	37000	1000
Promethium-147	Pm-147	370	10	37000	1000
Protactinium-231	Pa-231	0.037	0.001	370	10
Radium-226	Ra-226	3.7	0.1	37000	1000
Radium-228	Ra-228	3.7	0.1	37000	1000
Rhenium-186m	Re-186m	370	10	37000	1000
Rhenium-187	Re-187	37000	1000	37000	1000
Rhodium-101	Rh-101	370	10	37000	1000
Rhodium-102	Rh-102	370	10	37000	1000
Rubidium-87	Rb-87	3700	100	37000	1000
Ruthenium-106	Ru-106	37	1	37000	1000
Samarium-145	Sm-145	37000	100	37000	1000
Samarium-146	Sm-146	37	1	37000	1000
Samarium-147	Sm-147	3700	100	37000	1000
Samarium-151	Sm-151	370	10	37000	1000
Selenium-79	Se-79	3700	100	37000	1000
Silicon-32	Si-32	37	1	37000	1000
Sodium-22	Na-22	370	10	37000	1000
Strontium-90	Sr-90	3.7	0.1	37000	1000
Tantalum-179	Ta-179	3700	100	37000	1000
Tantalum-180m	Ta-180m	37000	1000	37000	1000
Technetium-97	Tc-97	37000	1000	37000	1000
Technetium-98	Tc-98	370	10	37000	1000
Technetium-99	Tc-99	3700	100	37000	1000
Tellurium-123	Te-123	3700	100	37000	1000
Terbium-157	Tb-157	370	10	37000	1000
Terbium-158	Tb-158	37	1	37000	1000

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Thallium-204	Tl-204	3700	100	37000	1000
Thorium-228	Th-228	0.037	0.001	370	10
Thorium-229	Th-229	0.037	0.001	370	10
Thorium-230	Th-230	0.037	0.001	370	10
Thorium-232	Th-232	3700	100	37000	1000
Thulium-171	Tm-171	370	10	37000	1000
Tin-119m	Sn-119m	3700	100	37000	1000
Tin-121m	Sn-121	37000	1000	37000	1000
Tin-126	Sn-126	370	10	37000	1000
Titanium-44	Ti-44	37	1	37000	1000
Uranium-232	U-232	0.037	0.001	370	10
Uranium-233	U-233	0.037	0.001	370	10
Uranium-234	U-234	0.037	0.001	370	10
Uranium-235	U-235	0.037	0.001	370	10
Uranium-236	U-236	0.037	0.001	370	10
Uranium-238	U-238	3700	100	37000	1000
Vanadium-49	V-49	37000	1000	37000	1000
Zirconium-93	Zr-93	37	1	37000	1000
Thorium-natural		3700	100	37000	1000
Uranium-natural		3700	100	37000	1000

When a combination of nuclides is involved, the limit for the combination shall be derived as follows: For each nuclide, the licensee shall determine the ratio between the quantity authorized on the license and the quantity established in this Appendix A for the form of the material (sealed source or unsealed material). If the sum of the ratios for all nuclides is greater than one, then the licensee shall post financial assurance arrangements.

AGENCY NOTE: Possession of special nuclear material (Plutonium, Uranium-233 and Uranium-235) is limited to quantities not sufficient to form a critical mass as defined in 32 Ill. Adm. Code 310.20.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

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Section 326.APPENDIX B Wording for Surety Bonds

A surety bond guaranteeing funds for reclamation, as specified in 32 Ill. Adm. Code 326.100, shall contain the following provisions, except that the instructions in brackets are to be replaced with the relevant information and the brackets deleted:

SURETY BOND

Date bond executed:

Effective date:

Principal: [legal name and business address of licensee]

Type of organization: [insert "individual," "partnership" or "corporation"]

State of incorporation:

Surety(ies): [Name(s) and business address(es)]

License number(s), name, address and reclamation cost for each facility guaranteed by this bond:

Total penal sum of bond: $ _____

Surety's bond number:

KNOW ALL PERSONS BY THESE PRESENTS, That we, the Principal and Surety(ies) hereto, are firmly bound to the Illinois Emergency Management Agency~~Department of Nuclear Safety~~, 1035 Outer Park Drive, Springfield, Illinois 62704 (hereinafter called Agency~~Department~~), in the above penal sum for the payment of which we bind ourselves, our heirs, executors, administrators, successors and assigns jointly and severally; provided that, where the Surety(ies) are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" only for the purpose of allowing a joint action or actions against any or all of us, and for all other purposes each Surety binds itself, jointly and severally with the Principal, for the payment of such sum only as is set forth opposite the name of such Surety, but if no limit of liability is indicated, the limit of liability shall be the full amount of the penal sum.

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WHEREAS said Principal is required, under the Radiation Protection Act of 1990, to have a license in order to receive, possess, store and use radioactive material at the facility identified above; and

WHEREAS said Principal is required to provide financial assurance for reclamation as a condition of the license;

NOW, THEREFORE, the conditions of this obligation are such that if the Principal shall faithfully perform reclamation, whenever required to do so, of each facility for which this bond guarantees funds for reclamation, to the satisfaction of the Director, Illinois Emergency Management Agency~~Department~~, in accordance with acceptable practices for protection of health and safety pursuant to all applicable laws, statutes, rules and regulations, as such laws, statutes, rules and regulations may be amended;

OR, if the Principal shall provide alternative financial assurance as specified in 32 Ill. Adm. Code 326.170, and obtain the written approval of such assurance from the Illinois Emergency Management Agency~~Department~~, within 90 days after the date notice of cancellation is received by both the Principal and the Agency~~Department~~ from the Surety(ies), then this obligation shall be null and void; otherwise, it is to remain in full force and effect.

The Surety(ies) shall become liable on this bond obligation only when the Principal has failed to fulfill the conditions described herein~~above~~.

Upon notification by the Agency~~Department~~ that the Principal has been found in violation of the reclamation requirements of the Agency~~Department~~, for a facility for which this bond guarantees funds for performance of reclamation, the Surety(ies) shall pay the reclamation cost amount guaranteed for the facility to the Agency~~Department~~ as directed by the Director.

Upon notification by the Agency~~Department~~ that the Principal has failed to provide alternative financial assurance as specified in 32 Ill. Adm. Code 326.170 and obtain written approval of such assurance from the Agency~~Department~~ during the 120 days following receipt by both the Principal and the Director of a notice of cancellation of the bond, the Surety(ies) shall pay the amount guaranteed for the facility(ies) to the Agency~~Department~~ as directed by the Director.

The Surety(ies) hereby waive(s) notification of amendments to licenses, applicable laws, statutes, rules and regulations and agree(s) that no such

amendment shall in any way alleviate its (their) obligation on this bond.

The liability of the Surety(ies) shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall amount in the aggregate to the penal sum of the bond, but in no event shall the obligation of the Surety(ies) hereunder exceed the amount of said penal sum.

The Surety(ies) may cancel the bond by sending notice of cancellation by certified mail to the licensee and to the Agency~~Department~~; provided, however, that cancellation shall not occur during the 180 days beginning on the date of receipt of the notice of cancellation by both the Principal and the Agency~~Department~~, as evidenced by the return receipts.

The Principal may terminate this bond by sending written notice to the Surety(ies); provided, however, that no such notice shall become effective until the Surety(ies) receive(s) written authorization for termination of the bond by the Agency~~Department~~.

IN WITNESS WHEREOF, the Principal and Surety(ies) have executed this SURETY BOND and have affixed their seals on the date set forth above.

The persons whose signatures appear below hereby certify that they are authorized to execute this surety bond on behalf of the Principal and Surety(ies).

PRINCIPAL

[Signature(s)]

[Below each signature, type or print that person's name and title]

Corporate seal:

CORPORATE SURETY(IES)

[Name and address]

State of incorporation:

Liability limit: $ _____

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[Signature(s)]

[Below each signature, type or print that person's name and title]

Corporate seal:

[For every co-surety, provide signature(s), corporate seal and other information in the same manner as for the Surety above.]

Bond premium: $ _____

(Source: Amended at 29 Ill. Reg. _____, effective _____)

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Section 326.APPENDIX C Wording for Letters of Credit

A letter of credit, as specified in 32 Ill. Adm. Code 326.110, shall contain the following provisions, except that instructions in brackets are to be replaced with the relevant information and the brackets deleted:

IRREVOCABLE STANDBY LETTER OF CREDIT

Director Date:_____
Illinois Emergency Management Agency
~~Department of Nuclear Safety~~

Dear Sir or Madam:

We hereby establish our Irrevocable Standby Letter of Credit No. _____ in your favor, at the request and for the account of [licensee's name and address] up to the aggregate amount of [in words] U.S. dollars $ _____, available upon presentation of:

A) Your sight draft, bearing reference to this letter of credit No. _____; and

B) Your signed statement reading as follows: "I certify that the amount of the draft is payable pursuant to regulations issued under authority of the Illinois Radiation Protection Act of 1990."

This letter of credit is effective as of [date] and shall expire on [date at least 1 year later], but such expiration date shall be automatically extended for a period of [at least 1 year] on [date] and on each successive expiration date, unless, at least 180 days before the current expiration date, we notify both you and [licensee's name] by certified mail that we have decided not to extend this letter of credit beyond the current expiration date. Unless released by the Illinois Emergency Management Agency ~~Illinois Department of Nuclear Safety~~ (hereinafter called Agency~~Department~~), the Agency~~Department~~ may draw upon this letter of credit if a new letter of credit or other financial assurance arrangement approved in writing by the Agency~~Department~~ is not furnished 60 days prior to the expiration date. The Agency~~Department~~ may delay the drawing if the issuing institution grants an extension of the term of this letter of credit. During the last 30 days of any extension, the Director may draw on this letter of credit if the licensee has failed to provide an alternative financial assurance arrangement approved in writing by the Agency~~Department~~. [Financial institution] shall give immediate notice to

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[licensee] and the Agency~~Department~~ of any notice received or action filed alleging (1) the insolvency or bankruptcy of [financial institution] or (2) any violations of regulatory requirements that could result in suspension or revocation of [financial institution's] charter or license to do business. The financial institution also shall give immediate notice if [financial institution], for any reason, becomes unable to fulfill its obligation under this letter of credit.

Whenever this letter of credit is drawn on under and in compliance with the terms of the letter of credit, we shall duly honor such draft upon its presentation to us within 30 days, and we shall pay the amount of the draft to the Agency~~Department~~ in accordance with your instructions.

Each draft must bear on its face the clause: "Drawn under Letter of Credit No. _____, dated _____, and the total of this draft and all other drafts previously drawn under this letter of credit does not exceed [fill in amount]."

[Signature(s) and title(s) of official(s) of issuing institution] [Date]

This credit is subject to [the most recent edition of the Uniform Customs and Practice for Documentary Credits, published by the International Chamber of Commerce, or the Uniform Commercial Code].

(Source: Amended at 29 Ill. Reg. _____, effective _____)

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Section 326.APPENDIX D Wording for Certificates of Deposit

A certificate of deposit, as specified in 32 Ill. Adm. Code 326.120, shall contain the following provisions, except that instructions in brackets are to be replaced with the relevant information and the brackets deleted:

CERTIFICATE OF DEPOSIT

[Name and address of financial institution]
Certificate of Deposit [insert date]
No. _____ [insert $ amount]

[Licensee name and address] has deposited not subject to check [spell out dollar amount] Dollars [insert numerical value $] payable to the Illinois Emergency Management Agency~~Department of Nuclear Safety~~ (hereinafter called the Agency~~Department~~) [insert number of months] months after date, upon presentation of this certificate properly endorsed. The funds are deposited for the purpose of providing financial assurance for the cost of reclamation as required by 32 Ill. Adm. Code 326. Accordingly, this certificate shall be renewed automatically unless (a) [financial institution] receives written notice from the Agency~~Department~~ of (1) the default of [licensee] on these obligations, (2) the termination of the facility license, or (3) the substitution of another financial assurance arrangement; or (b) [financial institution] provides a minimum of 180 days written notice of its decision not to renew as provided in the Agency's~~Department's~~ rules. In the event the Agency~~Department~~ notifies [financial institution] that [licensee] has not complied with its reclamation obligations under the Agency's~~Department's~~ rules or its obligation to provide replacement financial assurance acceptable to the Agency~~Department~~, [financial institution] shall pay the amount deposited to the Agency~~Department~~.

[Financial institution] waives all rights of lien which it has or might have against this certificate.

The deposit documented in this certificate is insured by the Federal Deposit Insurance Corporation.

_____
(Cashier)

(Source: Amended at 29 Ill. Reg. _____, effective _____)

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Section 326.APPENDIX E Wording for Self-Guarantee Documents

a) A self-guarantee, as specified in 32 Ill. Adm. Code 326.130, shall contain letters from the chief executive officer and the chief financial officer containing the following provisions, except that instructions in brackets are to be replaced with the relevant information and the brackets deleted:

CHIEF EXECUTIVE OFFICER

I am the [chief executive officer or equivalent] of [name and address of firm], a [insert "proprietorship," "partnership," or "corporation"]. This letter is in support of this firm's use of the financial test to demonstrate financial assurance, as specified in 32 Ill. Adm. Code 326.

I hereby certify that [name of firm] is currently a going concern, and that it possesses positive tangible net worth in the amount of $_____.

This firm [insert "is required" or "is not required"] to file a Form 10K with the U.S. Securities and Exchange Commission for the latest fiscal year. The fiscal year of this firm ends on [month, day].

I hereby certify that the content of this letter is true and correct to the best of my knowledge.

[Signature]
[Below the signature, type or print that person's name and title]
[Date]

CHIEF FINANCIAL OFFICER

I am the [chief financial officer or equivalent] of [name and address of firm], a [insert "proprietorship," "partnership," or "corporation"]. This letter is in support of this firm's use of the financial test to demonstrate financial assurance, as specified in 32 Ill. Adm. Code 326.

[Complete the following paragraph regarding facility(ies) and associated cost estimates or amounts specified in 32 Ill. Adm. Code 326.70. For each facility, include its license number, name, address and current cost estimates for the specified activities.]

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This firm guarantees, through the self-guarantee submitted to demonstrate compliance under 32 Ill. Adm. Code 326, the reclamation of the following facility(ies) owned or operated by this firm. The current cost estimates or amounts specified in 32 Ill. Adm. Code 326.70, so guaranteed, are shown for each facility:

Name of Facility	Location of Facility	Cost Estimate or 326.70 Amounts

This firm [insert "is required" or "is not required"] to file a Form 10K with the U.S. Securities and Exchange Commission for the latest fiscal year.

The fiscal year of this firm ends on [month, day]. The figures for the financial test required by 32 Ill. Adm. Code 326.140 are derived from this firm's independently audited, year-end financial statements and footnotes for the latest completed fiscal year, ended [date].

[Insert completed financial test applicable to licensee from subsection (c), (d) or (e) of this Appendix.]

I hereby certify that the content of this letter is true and correct to the best of my knowledge.

[Signature]
[Below the signature, type or print that person's name and title]
[Date]

b) A self-guarantee, as specified in 32 Ill. Adm. Code 326.130, shall contain the following provisions, except that instructions in brackets are to be replaced with the relevant information and the brackets deleted:

SELF-GUARANTEE

Self-guarantee made this [date] by [name and address of licensee], a [insert "proprietorship," "partnership," or "corporation"] organized under the laws of the State of [insert name of state], herein referred to as "licensee," to the Illinois Emergency Management Agency~~Department of Nuclear Safety~~ (hereinafter called the Agency~~Department~~).

Recitals

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1) The licensee has full authority and capacity to enter into this guarantee [if guarantor is a corporation, add the following phrase "under its bylaws, articles of incorporation, and the laws of the State of [insert licensee's state of incorporation], its state of incorporation."]. [If the licensee has a Board of Directors, insert the following: "Licensee has approval from its Board of Directors to enter into this guarantee."]

2) This guarantee is being issued to comply with regulations issued by the Agency~~Department~~, pursuant to the Radiation Protection Act of 1990. The Agency~~Department~~ has promulgated regulations in 32 Ill. Adm. Code 326 that require that general or specific licensees provide assurance that funds will be available when needed for reclamation activities.

3) The guarantee is issued to provide financial assurance for reclamation activities for [identify licensed facility(ies)] as required by 32 Ill. Adm. Code 326. The reclamation costs are as follows: [insert the current cost estimates or amounts specified in 32 Ill. Adm. Code 326.70 guaranteed for each identified facility].

4) The licensee meets or exceeds the financial test criteria specified in 32 Ill. Adm. Code 326.140 and agrees to comply with all notification requirements as specified in 32 Ill. Adm. Code 326.

5) Reclamation activities as used in this Appendix E~~below~~ refers to the activities required by 32 Ill. Adm. Code 330 for reclamation of facility(ies) identified in this Appendix E~~above~~.

6) The licensee guarantees to the Agency~~Department~~ that it will:

   A) Carry out the required reclamation activities as required by 32 Ill. Adm. Code 330; or

   B) Upon written notification from the Agency~~Department~~, pay the reclamation cost amount guaranteed for the facility(ies) to the Agency~~Department as~~ directed by the Director.

7) The licensee shall submit revised financial statements, financial test data and an auditor's special report and reconciling schedule annually within 90 days after the close of the licensee's fiscal year.

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8) If, at the end of any fiscal year before termination of this guarantee, the licensee fails to meet the financial test criteria, the licensee shall send within 90 days after the end of the fiscal year, by certified mail, return receipt requested, notice to the Agency~~Department~~ that the licensee intends to provide alternative financial assurance as specified in 32 Ill. Adm. Code 326.170. Within 120 days after the end of the fiscal year, the licensee shall provide such financial assurance.

9) The licensee shall notify the Agency~~Department~~ promptly if the ownership of the licensee is transferred and shall maintain this guarantee until the new parent firm or the licensee provides alternative financial assurance acceptable to the Agency~~Department~~.

10) The licensee, as well as its successors and assigns, agrees to remain bound jointly and severally under this guarantee notwithstanding any or all of the following: amendment or modification of the license or Agency~~Department~~-approved reclamation funding plan for that facility, the extension or reduction of the time of performance of required activities, or any other modification or alteration of an obligation of the licensee pursuant to 32 Ill. Adm. Code 326.

11) All bound parties shall be jointly and severally liable for all litigation costs incurred by the Agency~~Department~~ in any successful effort to enforce this guarantee.

12) The licensee shall remain bound under this guarantee for as long as the licensee must comply with the applicable financial assurance requirements of 32 Ill. Adm. Code 326 for the previously listed facility(ies), except that the licensee may cancel this guarantee by meeting the requirements of 32 Ill. Adm. Code 326.170.

13) If the licensee fails to provide alternative financial assurance as specified in 32 Ill. Adm. Code 326.170, the licensee shall make full payment under this guarantee.

~~14) The licensee expressly waives notice of acceptance of this guarantee by the Department.~~

14~~15~~) If the licensee files financial reports with the U.S. Securities and Exchange

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Commission, then it shall promptly submit them to the Agency~~Department~~ during each year in which this guarantee is in effect.

I hereby certify that the content of this guarantee is true and correct to the best of my knowledge.

Effective date:_____
[Name of licensee]
[Signature of chief executive officer or equivalent]
[Below the signature, type or print that person's name and title]
Signature of witness or notary:_____

c) Financial test documentation for self-guarantee for a commercial company issuing bonds:

1) Current reclaiming and decommissioning cost estimates or certified amounts

A) Current reclaiming cost estimate or certified amount for all decommissioning activities covered by this self-guarantee $ _____

B) Total reclaiming cost estimates and certified amounts for all decommissioning activities covered by other NRC or Agreement State guarantees, parent company guarantees or self-guarantees $ _____

C) Total amounts for all decommissioning activities under parent company guarantees, self-guarantees and commitments to other regulatory agencies (e.g., USEPA) $ _____

Total for line 1 $ _____

2) Current bond rating of most recent unsecured issuance of this firm

Rating _____

Name of rating service _____

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3) Date of issuance of bond _____

4) Date of maturity of bond _____

5)* Tangible net worth** (if any portion of the cost estimates for reclaiming or decommissioning is included in total liabilities on your firm's financial statements, you may add the amount of that portion to this line) $ _____

6)* Total assets in United States (required only if less than 90 percent of firm's assets are located in the United States) $ _____

		Yes	No
7)	Is line 5 at least 10 times line 1?	☐	☐
8)	Are at least 90 percent of the firm's assets located in the United States? If not, complete line 9	☐	☐
9)	Is line 6 at least 10 times line 1?	☐	☐
10)	Is rating specified on line 2 "A" or better	☐	☐
11)	Does the licensee have at least one class of equity securities registered under the Securities Exchange Act of 1934?	☐	☐

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* Denotes figures derived from financial statements.
** Tangible net worth is defined as net worth minus goodwill, patents, trademarks and copyrights.

d) Financial test documentation for commercial companies that have no outstanding rated bonds:

1) Current reclaiming and decommissioning cost estimates or certified amounts

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A) Current reclaiming cost estimate or certified amount for all decommissioning activities covered by this self-guarantee $ _____

B) Total reclaiming cost estimates or certified amounts for all decommissioning activities covered by other NRC or Agreement State guarantees, parent company guarantees or self-guarantees $ _____

C) Total amounts for all decommissioning activities under parent company guarantees, self-guarantees and commitments to other regulatory agencies (e.g., USEPA) $ _____

Total for line 1

2)* Total liabilities (if any portion of the cost estimates for reclaiming or decommissioning is included in total liabilities on your firm's financial statements, you may deduct the amount of that portion from this line and add that amount to lines 3 and 4) $ _____

3)* Tangible net worth** $ _____

4)* Net worth $ _____

5)* The sum of net income plus depreciation, depletion and amortization $ _____

6)* Total assets in United States (required only if less than 90 percent of firm's assets are located in the United States) $ _____

		Yes	No
7)	Is line 3 greater than $10 million, or at least 10 times line 1, whichever is greater	☐	☐

8) Are at least 90 percent of the firm's assets located in the United States? If not, complete line 9 ☐ ☐

9) Is line 6 at least 10 times line 1? ☐ ☐

10) Is line 5 divided by line 2 greater than 0.15? ☐ ☐

11) Is line 2 divided by line 4 less than 1.5? ☐ ☐

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* Denotes figures derived from financial statements.

** Tangible net worth is defined as net worth minus goodwill, patents, trademarks and copyrights.

e) Financial test documentation for self-guarantee for hospitals (Complete either Alternative 1 or Alternative 2):

Alternative 1

1) Current bond rating of most recent unsecured ,uncollateralized and unencumbered issuance of this institution

Rating _____

Name of rating service _____

2) Date of issuance of bond _____

3) Date of maturity of bond _____

	Yes	No
4) Is the rating specified on line 1 "a" or better	☐	☐

Alternative 2

1) Current reclaiming and decommissioning cost estimates or certified amounts

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A) Current reclaiming cost estimate or certified amount for all decommissioning activities covered by this self-guarantee $ _____

B) Total reclaiming cost estimates and certified amounts for all decommissioning activities covered by other NRC or Agreement State guarantees, parent company guarantees or self-guarantees $ _____

C) Total amounts for all decommissioning activities under parent company guarantees, self-guarantees and commitments to other regulatory agencies (e.g., USEPA) $ _____

Total for line 1 $ _____

2)* Total revenues $ _____

3)* Operating revenues $ _____

4)* Total expenditures $ _____

5)* Total long-term debt $ _____

6)* Net fixed assets** $ _____

7)* Current assets $ _____

8)* Depreciation fund $ _____

9)* Current liabilities $ _____

		Yes	No
10)	Is line 3 at least 100 times line 1?	☐	☐

Guarantor shall meet each of the following ratios:

		Yes	No
11)	Is (line 2 minus line 4) divided by line 2 at least 0.04?	☐	☐

12)	Is line 5 divided by line 6 less than or equal to 0.67?	☐	☐
13)	Is (line 7 plus line 8) divided by line 9 at least 2.55?	☐	☐

- -

* Denotes figures derived from financial statements.

** Net fixed assets is defined as fixed assets minus accumulated depreciation.

f) A self-guarantee, as specified in 32 Ill. Adm. Code 326.130 and 326.140, shall include submission of an auditor's special report containing the following provisions, except that instructions in brackets are to be replaced with the relevant information and the brackets deleted:

AUDITOR'S CONFIRMATION OF CHIEF FINANCIAL OFFICER'S LETTER

We have examined the financial statements of [self-guarantor's name] for the year ended [insert date], and have issued our report thereon dated [date]. Our examination was made in accordance with generally accepted auditing standards and, accordingly, included such tests of the accounting records and such other auditing procedures as we considered necessary. [Self-guarantor's name] has prepared documents to demonstrate its financial responsibility under the Illinois Emergency Management Agency's ~~Department's~~ financial assurance regulations, 32 Ill. Adm. Code 326. This letter is furnished to assist the licensee [insert IEMA~~IDNS~~ license number and name] in complying with these regulations and should not be used for other purposes.

The attached schedule reconciles the specified information furnished in the chief financial officer's (CFO's) letter with the company's financial statements. In connection therewith, we have:

1) Confirmed that the amounts in the column "Per Financial Statements" agree with amounts contained in the licensee's financial statements for the year ended [date];

2) Confirmed that the amounts in the column "Per CFO's Letter" agree with the amounts in the chief financial officer's letter;

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3) Confirmed that the amounts in the column "Reconciling Items" are adequately explained in the attached schedule, that each reconciling item represents an appropriate adjustment to the financial data, and that the amount of each reconciling item is accurate; and

4) Recomputed the totals and percentages.

Because the procedures in paragraphs ~~subsections~~ (1)-(4) above do not constitute a full examination made in accordance with generally accepted auditing standards, we do not express an opinion on the manner in which the amounts were derived in the items referred to above. In connection with the procedures referred to above, no matters came to our attention that cause us to believe that the chief financial officer's letter and supporting information should be adjusted.

Signature Date

AUDITOR'S SCHEDULE RECONCILING AMOUNTS IN CFO'S LETTER

[Name of self-guarantor]

Year ended [date]

Line # in CFO'S Letter		Per Financial Statements	Reconciling Items	Per CFO's Letter
6	Total current liabilities	X		
	Long-term debt	X		
	Deferred income taxes	X XX		
	Accrued decommissioning cost included in current liabilities		X	
	Total liabilities (less accrued decommissioning cost)			X
4	Net worth~~Worth~~	XX		

Less: Cost in excess of value of tangible assets acquired	X XX		
Accrued decommissioning costs included in current liabilities		X	
Tangible net worth (plus decommissioning costs)			XX

(Balance of schedule is not illustrated.)

AGENCY NOTE: This illustrates the form of schedule that is contemplated. Details and reconciling items will differ in specific situations.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

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Section 326.APPENDIX F Wording for Parent Company Guarantee Documents

a) A parent company guarantee, as specified in 32 Ill. Adm. Code 326.150, shall contain letters from the chief executive officer and the chief financial officer containing the following provisions, except that instructions in brackets are to be replaced with the relevant information and the brackets deleted:

CHIEF EXECUTIVE OFFICER

I am the [chief executive officer or equivalent] of [name and address of firm], a [insert "proprietorship~~,~~", "partnership~~,~~", or "corporation"]. This letter is in support of this firm's use of the financial test to demonstrate financial assurance, as specified in 32 Ill. Adm. Code 326.

I hereby certify that [name of firm] is currently a going concern, and that it possesses positive tangible net worth in the amount of $_____.

This firm [insert "is required" or "is not required"] to file a Form 10K with the U.S. Securities and Exchange Commission for the latest fiscal year. The fiscal year of this firm ends on [month, day].

I hereby certify that the content of this letter is true and correct to the best of my knowledge.

[Signature]
[Below the signature, type or print that person's name and title]
[Date]

CHIEF FINANCIAL OFFICER

I am the [chief financial officer or equivalent] of [name and address of firm], a [insert "proprietorship~~,~~", "partnership~~,~~", or "corporation"]. This letter is in support of this firm's use of the financial test to demonstrate financial assurance, as specified in 32 Ill. Adm. Code 326.

[Complete the following paragraph regarding facility(ies) and associated cost estimates or amounts specified in 32 Ill. Adm. Code 326.70. For each facility, include its license number, name, address and current cost estimates for the specified activities.]

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This firm guarantees, through the parent company guarantee submitted to demonstrate compliance under 32 Ill. Adm. Code 326, the reclamation of the following facility(ies) owned or operated by subsidiary(ies) of this firm. The current cost estimates or amounts specified in 32 Ill. Adm. Code 326.70, so guaranteed, are shown for each facility:

Name of Facility	Location of Facility	Cost Estimate or 326.70 Amounts

This firm [insert "is required" or "is not required"] to file a Form 10K with the U.S. Securities and Exchange Commission for the latest fiscal year.

The fiscal year of this firm ends on [month, day]. The figures for the financial test required by 32 Ill. Adm. Code 326.160 are derived from this firm's independently audited, year-end financial statements and footnotes for the latest completed fiscal year, ended [date].

[Insert completed financial test from subsection (c) of this Appendix F.]

I hereby certify that the content of this letter is true and correct to the best of my knowledge.

[Signature]
[Below the signature, type or print that person's name and title]
[Date]

b) A parent company guarantee, as specified in 32 Ill. Adm. Code 326.150, shall contain the following provisions, except that instructions in brackets are to be replaced with the relevant information and the brackets deleted:

PARENT COMPANY GUARANTEE

Guarantee made this [date] by [name of guaranteeing entity], a [insert "proprietorship," "partnership," or "corporation"] organized under the laws of the State of [insert name of state], herein referred to as "guarantor," to the Illinois Emergency Management Agency ~~Department of Nuclear Safety~~ (hereinafter called the Agency~~Department~~), on behalf of our subsidiary [licensee] of [business address].

Recitals

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1) The guarantor has full authority and capacity to enter into this guarantee [if guarantor is a corporation, add the following phrase "under its bylaws, articles of incorporation, and the laws of the State of [insert licensee's state of incorporation], its state of incorporation."]. [If the guarantor has a Board of Directors, insert the following: "Guarantor has approval from its Board of Directors to enter into this guarantee."]

2) This guarantee is being issued to comply with regulations issued by the Agency~~Department~~, pursuant to the Radiation Protection Act of 1990. The Agency ~~Department~~ has promulgated regulations in 32 Ill. Adm. Code 326 that require that general or specific licensees provide assurance that funds will be available when needed for reclamation activities.

3) The guarantee is issued to provide financial assurance for reclamation activities for [identify licensed facility(ies)] as required by 32 Ill. Adm. Code 326. The reclamation costs are as follows: [insert the current cost estimates or amounts specified in 32 Ill. Adm. Code 326.70 guaranteed for each identified facility].

4) The guarantor meets or exceeds the financial test criteria specified in 32 Ill. Adm. Code 326.160 and agrees to comply with all notification requirements as specified in 32 Ill. Adm. Code 326.

5) The guarantor has majority control of the voting stock for the following licensee(s) covered by this guarantee. [For each facility, include its license number, name, address and current cost estimates for the specified activities.]

6) Reclamation activities as used in this Appendix F ~~below~~ refers to the activities required by 32 Ill. Adm. Code 330 for reclamation of facility(ies) identified in this Appendix~~above~~.

7) For value received from [licensee], [if the guarantor is a corporation, add "and pursuant to the authority conferred upon the guarantor by ["the unanimous resolution of its directors" or "the majority vote of its shareholders"], a certified copy of which is attached,"] the guarantor guarantees to the Agency ~~Department~~ that if the licensee fails to perform the required reclamation activities as required by 32 Ill. Adm. Code 330, the guarantor shall:

A) Carry out the required reclamation activities; or

B) Upon written notification from the Agency~~Department~~, pay the reclamation cost amount guaranteed for the facility(ies) to the Agency ~~Department~~ as directed by the Director.

8) The guarantor agrees to submit revised financial statements, financial test data and an auditor's special report and reconciling schedule annually within 90 days after the close of the parent guarantor's fiscal year.

9) The guarantor agrees that if, at the end of any fiscal year before termination of this guarantee, it fails to meet the financial test criteria, the licensee shall send within 90 days after the end of the fiscal year, by certified mail, return receipt requested, notice to the Agency ~~Department~~ that the licensee intends to provide alternative financial assurance as specified in 32 Ill. Adm. Code 326.170. Within 120 days after the end of the fiscal year, the guarantor shall establish such financial assurance if [the licensee] has not done so.

10) The guarantor agrees to notify the Agency ~~Department~~ promptly if the ownership of the licensee or parent firm is transferred and to maintain this guarantee until the new parent firm or the licensee provides alternative financial assurance acceptable to the Agency~~Department~~.

11) The guarantor agrees that, within 30 days after it determines that it no longer meets the financial test criteria or it is disallowed from continuing as a guarantor for [the licensee], it shall establish an alternative financial assurance as specified in 32 Ill. Adm. Code 326.170 as applicable, in the name of [licensee] unless [licensee] had done so.

12) The guarantor as well as its successors and assigns shall remain bound jointly and severally under this guarantee notwithstanding any or all of the following: amendment or modification of the license or Agency~~Department~~-approved reclamation funding plan for that facility, the extension or reduction of the time of performance of required activities, or any other modification or alteration of an obligation of the licensee pursuant to 32 Ill. Adm. Code 326.

13) The guarantor agrees that all bound parties shall be jointly and severally

liable for all litigation costs incurred by the Agency ~~Department~~ in any successful effort to enforce the agreement against the guarantor.

14) The guarantor shall remain bound under this guarantee for as long as [licensee] must comply with the applicable financial assurance requirements of 32 Ill. Adm. Code 326 for the previously listed facility(ies), except that the guarantor may cancel this guarantee by meeting the requirements of 32 Ill. Adm. Code 326.170.

15) The guarantor agrees that if [licensee] fails to provide alternative financial assurance as specified in 32 Ill. Adm. Code 326.170, the guarantor shall provide such alternative financial assurance in the name of [licensee] or make full payment under this guarantee.

~~16) The guarantor expressly waives notice of acceptance of this guarantee by the Department or by [licensee]. The guarantor also expressly waives notice of amendments or modification of the reclamation requirements and of amendments or modifications of the license.~~

16~~17~~) If the guarantor files financial reports with the U.S. Securities and Exchange Commission, then it shall promptly submit them to the Department during each year in which this guarantee is in effect.

I hereby certify that the content of this guarantee is true and correct to the best of my knowledge.

Effective date: _____
[Name of guarantor]
[Signature of chief executive officer or equivalent]
[Below the signature, type or print that person's name and title]
Signature of witness or notary: _____

c) Financial test documentation for parent company guarantee (Complete either Alternative 1 or Alternative 2):

Alternative 1

1) Current reclaiming and decommissioning cost estimates or certified amounts

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A) Current reclaiming cost estimate or certified amount for all decommissioning activities covered by this parent company guarantee $ _____

B) Total reclaiming cost estimates or certified amounts for all decommissioning activities covered by other NRC or Agreement State guarantees, parent company guarantees or self-guarantees $ _____

C) Total amounts for all decommissioning activities under parent company guarantees, self-guarantees and commitments to other regulatory agencies (e.g., USEPA) $ _____

Total for line 1 $ _____

2) * Total liabilities (if any portion of the cost estimates for reclaiming or decommissioning is included in total liabilities on your firm's financial statements, you may deduct the amount of that portion from this line and add that amount to lines 3 and 4) $ _____

3) * Tangible net worth** $ _____

4) * Net worth $ _____

5) * Current assets $ _____

6) * Current liabilities $ _____

7) * Net working capital (line 5 minus line 6) $ _____

8) * The sum of net income plus depreciation, depletion and amortization $ _____

9) * Total assets in United States (required only if less than 90 percent of firm's assets are located in the United States) $ _____

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		Yes	No
10)	Is line 3 at least $10 million?	☐	☐
11)	Is line 3 at least 6 times line 1?	☐	☐
12)	Is line 7 at least 6 times line 1?	☐	☐
13)	Are at least 90 percent of the firm's assets located in the United States? If not, complete line 14	☐	☐
14)	Is line 9 at least 6 times line 1?	☐	☐
Guarantor shall meet two of the following three ratios:			
15)	Is line 2 divided by line 4 less than 2.0?	☐	☐
16)	Is line 8 divided by line 2 greater than 0.1?	☐	☐
17)	Is line 5 divided by line 6 greater than 1.5?	☐	☐

---

* Denotes figures derived from financial statements.

** Tangible net worth is defined as net worth minus goodwill, patents, trademarks and copyrights.

Alternative 2

1) Current reclaiming and decommissioning cost estimates or certified amounts

A) Current reclaiming cost estimate or certified amount for all decommissioning activities covered by this parent company guarantee $ _____

B) Total reclaiming cost estimates or certified amounts for all decommissioning activities covered by other NRC or Agreement State guarantees, parent company guarantees or self- $ _____

guarantees _____

C) Total amounts for all decommissioning activities under parent company guarantees, self-guarantees and commitments to other regulatory agencies (e.g., USEPA) $ _____

Total for line 1 $ _____

2) Current bond rating of most recent unsecured, uncollateralized and unencumbered issuance of this firm

Rating _____

Name of rating service _____

3) Date of issuance of bond _____

4) Date of maturity of bond _____

5) Tangible net worth** (if any portion of estimates for reclaiming or decommissioning is included in total liabilities on your firm's financial statements, you may add the amount of that portion to this line) $ _____

6) Total assets in United States (required only if less than 90 percent of firm's assets are located in the United States) $ _____

		Yes	No
7)	Is line 5 at least $10 million?	☐	☐
8)	Is line 5 at least 6 times line 1?	☐	☐
9)	Are at least 90 percent of the firm's assets located in the United States? If not, complete line 10	☐	☐
10)	Is line 6 at least 6 times line 1?	☐	☐

11) Is the rating specified on line 2 BBB or better (if issued by Standard & Poor's) or Baa or better (if issued by Moody's)? ☐ ☐

---

* Denotes figures derived from financial statements.

** Tangible net worth is defined as net worth minus goodwill, patents, trademarks and copyrights.

d) A parent company guarantee, as specified in 32 Ill. Adm. Code 326.150, shall include submission of an auditor's special report containing the following provisions, except that instructions in brackets are to be replaced with the relevant information and the brackets deleted:

AUDITOR'S CONFIRMATION OF CHIEF FINANCIAL OFFICER'S LETTER

We have examined the financial statements of [name of parent guarantor] ("Company") for the year ended [insert date], and have issued our report thereon dated [date]. Our examination was made in accordance with generally accepted auditing standards and, accordingly, included such tests of the accounting records and such other auditing procedures as we considered necessary.

The Company has prepared documents to demonstrate its financial responsibility under the Illinois Emergency Management Agency's ~~Department's~~ financial assurance regulations, 32 Ill. Adm. Code 326. This letter is furnished to assist the licensee [insert Agency ~~IDNS~~ license number and name] in complying with these regulations and should not be used for other purposes.

The attached schedule reconciles the specified information furnished in the chief financial officer's (CFO's) letter with the company's financial statements. In connection therewith, we have:

1) Confirmed that the amounts in the column "Per Financial Statements" agree with amounts contained in the company's financial statements for the year ended [date];

2) Confirmed that the amounts in the column "Per CFO's Letter" agree with the amounts in the chief financial officer's letter;

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3) Confirmed that the amounts in the column "Reconciling Items" are adequately explained in the attached schedule, that each reconciling item represents an appropriate adjustment to the financial data, and that the amount of each reconciling item is accurate; and

4) Recomputed the totals and percentages. Because the procedures in paragraphs ~~subsections~~ (1)-(4) above do not constitute a full examination made in accordance with generally accepted auditing standards, we do not express an opinion on the manner in which the amounts were derived in the items referred to above. In connection with the procedures referred to above, no matters came to our attention that cause us to believe that the chief financial officer's letter and supporting information should be adjusted.

Signature Date

AUDITOR'S SCHEDULE RECONCILING AMOUNTS IN CFO'S LETTER

[COMPANY]

Year ended [date]

Line # in CFO's Letter		Per Financial Statements	Reconciling Items	Per CFO's Letter
6	Total current liabilities	X		
	Long-term debt	X		
	Deferred income taxes	X XX		
	Accrued decommissioning costs included in current liabilities		X	
	Total liabilities (less accrued decommissioning costs)			X

4	Net worth ~~Worth~~	XX		
	Less: Cost in excess of value of tangible assets acquired	X		
		XX		
	Accrued decommissioning costs Included in current liabilities		X	
	Tangible net worth (plus decommissioning costs)			XX

(Balance of schedule is not illustrated.)

AGENCY NOTE: This illustrates the form of schedule that is contemplated. Details and reconciling items will differ in specific situations.

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1) Heading of the Part: Standards for Protection Against Radiation

2) Code Citation: 32 Ill. Adm. Code 340

3)

Section Numbers:	Proposed Action:
340.10	Amendment
340.20	Amendment
340.25	Amendment
340.30	Amendment
340.40	Amendment
340.110	Amendment
340.210	Amendment
340.220	Amendment
340.230	Amendment
340.240	Amendment
340.250	Amendment
340.260	Amendment
340.270	Amendment
340.280	Amendment
340.310	Amendment
340.320	Amendment
340.410	Amendment
340.510	Amendment
340.520	Amendment
340.530	Amendment
340.540	Amendment
340.610	Amendment
340.620	Amendment
340.630	Amendment
340.710	Amendment
340.720	Amendment
340.730	Amendment
340.810	Amendment
340.820	Amendment
340.830	Amendment
340.910	Amendment
340.920	Amendment
340.930	Amendment
340.950	Amendment
340.960	Amendment

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340.1010	Amendment
340.1020	Amendment
340.1030	Amendment
340.1040	Amendment
340.1045	New Section
340.1050	Amendment
340.1052	Amendment
340.1055	Amendment
340.1057	Amendment
340.1060	Amendment
340.1110	Amendment
340.1120	Amendment
340.1130	Amendment
340.1135	Amendment
340.1140	Amendment
340.1150	Amendment
340.1160	Amendment
340.1170	Amendment
340.1180	Amendment
340.1190	Amendment
340.1205	Amendment
340.1210	Amendment
340.1220	Amendment
340.1230	Amendment
340.1240	Amendment
340.1250	Amendment
340.1260	Amendment
340.1270	Amendment
340.1310	Amendment
340.1320	Amendment
APPENDIX A	Amendment

4) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

5) A Complete Description of the Subjects and Issues Involved: The Agency is proposing this rulemaking to clarify requirements regarding airborne effluents; to modify the required frequency of medical exams for individuals who must wear respiratory protection equipment; and to establish clean-up standards related to the termination of radioactive material licenses. In addition, the Agency is proposing to amend this Part to

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adopt recent changes implemented by the U.S. Nuclear Regulatory Commission (NRC) to improve low-level radioactive waste manifest information and reporting.

6) Will this rulemaking replace an emergency rulemaking currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this rulemaking contain incorporations by reference? Yes

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objective: The requirements imposed by the proposed rulemaking are not expected to require local governments to establish, expand, or modify their activities in such a way as to necessitate additional expenditures from local revenues.

11) Time, Place and Manner in which interested persons may comment on this Proposed Rulemaking: Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice. The Department will consider fully all written comments on this proposed rulemaking submitted during the 45 day comment period. Comments should be submitted to:

Kevin McClain
Chief Legal Counsel
Illinois Emergency Management Agency
1035 Outer Park Drive
Springfield, Illinois 62704

(217) 524-0770 (voice)
(217) 782-6133 (TDD)

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities or not for profit corporations affected: The Agency believes that this rulemaking will not affect small businesses, small municipalities and not for profit corporations licensed to use radioactive material.

B) Reporting, bookkeeping or other procedures required for compliance: None

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C) Types of professional skills necessary for compliance: None

13) Regulatory Agenda on which this rulemaking was summarized: January 2005

The full text of the Proposed Amendments begins on the next page.

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TITLE 32: ENERGY
CHAPTER II: ILLINOIS EMERGENCY MANAGEMENT AGENCY
SUBCHAPTER b: RADIATION PROTECTION

PART 340
STANDARDS FOR PROTECTION AGAINST RADIATION

SUBPART A: GENERAL PROVISIONS

Section
340.10 Purpose
340.20 Scope
340.25 Incorporations by Reference
340.30 Definitions
340.40 Implementation

SUBPART B: RADIATION PROTECTION PROGRAMS

Section
340.110 Radiation Protection Programs

SUBPART C: OCCUPATIONAL DOSE LIMITS

Section
340.210 Occupational Dose Limits for Adults
340.220 Compliance with Requirements for Summation of External and Internal Doses
340.230 Determination of External Dose from Airborne Radioactive Material
340.240 Determination of Internal Exposure
340.250 Determination of Prior Occupational Dose
340.260 Planned Special Exposures
340.270 Occupational Dose Limits for Minors
340.280 Dose Equivalent to an Embryo/Fetus

SUBPART D: RADIATION DOSE LIMITS FOR
INDIVIDUAL MEMBERS OF THE PUBLIC

Section
340.310 Dose Limits for Individual Members of the Public
340.320 Compliance with Dose Limits for Individual Members of the Public

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SUBPART E: TESTING FOR LEAKAGE OR CONTAMINATION OF SEALED SOURCES

Section
340.410 Testing for Leakage or Contamination of Sealed Sources

SUBPART F: SURVEYS AND MONITORING

Section
340.510 General
340.520 Conditions Requiring Individual Monitoring of External and Internal Occupational Dose
340.530 Location of Individual Monitoring Devices
340.540 Calibration of Survey Instruments

SUBPART G: CONTROL OF EXPOSURE FROM EXTERNAL SOURCES IN RESTRICTED AREAS

Section
340.610 Control of Access to High Radiation Areas
340.620 Control of Access to Very High Radiation Areas
340.630 Control of Access to Very High Radiation Areas – Irradiators

SUBPART H: RESPIRATORY PROTECTION AND CONTROLS TO RESTRICT INTERNAL EXPOSURE IN RESTRICTED AREAS

Section
340.710 Use of Process or Other Engineering Controls
340.720 Use of Other Controls
340.730 Use of Individual Respiratory Protection Equipment

SUBPART I: STORAGE AND CONTROL OF LICENSED OR REGISTERED SOURCES OF RADIATION

Section
340.810 Security and Control of Licensed or Registered Sources of Radiation
340.820 Storage of Volatiles and Gases
340.830 Control of Volatiles and Gases

SUBPART J: PRECAUTIONARY PROCEDURES

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Section
340.910 Caution Signs
340.920 Posting Requirements
340.930 Exceptions to Posting Requirements
340.940 Labeling Containers and Radiation Machines
340.950 Exemptions to Labeling Requirements
340.960 Procedures for Receiving and Opening Packages

SUBPART K: WASTE DISPOSAL

Section
340.1010 General Requirements
340.1020 Method for Obtaining Approval of Proposed Disposal Procedures
340.1030 Disposal by Release into Sanitary Sewerage
340.1040 Treatment or Disposal by Incineration
340.1045 Decay-In-Storage
340.1050 Disposal of Specific Wastes
340.1052 Classification of Radioactive Waste for Land Disposal
340.1055 Radioactive Waste Characteristics
340.1057 Labeling
340.1060 Transfer for Disposal and Manifests
340.1070 Compliance with Environmental and Health Protection Regulations

SUBPART L: RECORDS

Section
340.1110 General Provisions
340.1120 Records of Radiation Protection Programs
340.1130 Records of Surveys and Calibrations
340.1135 Records of Tests for Leakage or Contamination of Sealed Sources
340.1140 Records of Prior Occupational Dose
340.1150 Records of Planned Special Exposures
340.1160 Records of Individual Monitoring Results
340.1170 Records of Dose to Members of the Public
340.1180 Records of Waste Disposal
340.1190 Records of Testing Entry Control Devices for Very High Radiation Areas
340.1195 Form of Records

SUBPART M: REPORTS AND NOTIFICATIONS

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Section
340.1205 Notification of Credible Threats
340.1210 Reports of Stolen, Lost or Missing Sources of Radiation
340.1220 Notification of Incidents
340.1230 Reports of Exposures, Radiation Levels and Concentrations of Radioactive Material Exceeding the Constraints or Limits
340.1240 Reports of Planned Special Exposures
340.1250 Notifications and Reports to Individuals
340.1260 Reports of Leaking or Contaminated Sealed Sources
340.1270 Reports of Missing Waste Shipments

SUBPART N: ADDITIONAL REQUIREMENTS

Section
340.1310 Vacating Premises
340.1320 Removal of Radioactive Contamination

340.APPENDIX A Decontamination Guidelines
340.ILLUSTRATION A Radiation Symbol

AUTHORITY: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

SOURCE: Filed April 24, 1970 by the Department of Public Health; transferred to the Department of Nuclear Safety by P.A. 81-1516, effective December 3, 1980; amended at 5 Ill. Reg. 9586, effective September 10, 1981; codified at 7 Ill. Reg. 16027; recodified at 10 Ill. Reg. 11273; amended at 10 Ill. Reg. 17538, effective September 25, 1986; amended at 16 Ill. Reg. 11538, effective July 7, 1992; old Part repealed, new Part adopted at 17 Ill. Reg. 18507, effective January 1, 1994; amended at 19 Ill. Reg. 8264, effective June 12, 1995; emergency amendment at 27, Ill. Reg. 17273, effective November 18, 2002, for a maximum of 150 days; amended at 27 Ill. Reg. 5445, effective March 17, 2003; recodified from the Department of Nuclear Safety to the Illinois Emergency Management Agency at 27 Ill. Reg. 13641; amended at 29 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 340.10 Purpose

a) This Part establishes standards for protection against ionizing radiation resulting from activities conducted pursuant to licenses or registrations issued by the

Illinois Emergency Management Agency (Agency)~~Department~~. This Part is issued pursuant to the Radiation Protection Act of 1990 ~~(Ill. Rev. Stat. 1991, ch. 111½, par. 210-1 et seq.)~~ [420 ILCS 40].

b) The requirements of this Part are designed to control the receipt, possession, use, transfer, and disposal of sources of radiation by any licensee or registrant so that the total dose to an individual, including doses resulting from all sources of radiation other than background radiation, does not exceed the standards for protection against radiation prescribed in this Part. However, nothing in this Part shall be construed as limiting actions that may be necessary to protect health and safety in an emergency.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.20 Scope

Except as specifically provided in other regulations of the Agency~~Department~~, this Part applies to persons licensed or registered by the Agency~~Department~~ to receive, possess, use, transfer or dispose of sources of radiation pursuant to 32 Ill. Adm. Code: Chapter II, Subchapters b and d. The limits in this Part do not apply to doses due to background radiation, to exposure of patients to radiation for the purpose of medical diagnosis or therapy, to exposure from individuals administered radioactive material and released under 32 Ill. Adm. Code 335 or to voluntary participation in medical research programs.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.25 Incorporations by Reference

All rules, standards and guidelines of agencies of the United States or nationally recognized organizations or associations that are incorporated by reference in this Part are incorporated as of the date specified in the reference and do not include any later amendments or editions. Copies of ~~these~~ rules, standards and guidelines that have been incorporated by reference are available for public inspection and copying at the Agency~~Department of Nuclear Safety~~, 1035 Outer Park Drive, Springfield, Illinois.

~~AGENCY NOTE: In this Part, the Department has incorporated by reference the appendices to 10 CFR 20, effective as of January 1, 1994. These appendices were originally published at 56 FR 23360 - 23474 (May 21, 1991). Corrections were published at 56 FR 61352 - 61353 (December 3, 1991) and an amendment was published at 57 FR 57877 - 57879 (December 8, 1992). The incorporation includes the 1991 correction and the 1992 amendment.~~

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(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.30 Definitions

As used in this Part:

"Air-purifying respirator" means a respirator with an air-purifying filter, cartridge or canister that removes specific air contaminants by passing ambient air through the air-purifying element.

"Annual limit on intake" (ALI) means the derived limit for the amount of radioactive material taken into the body of an adult worker by inhalation or ingestion in a year. ALI is the smaller value of intake of a given radionuclide in a year by the reference man that would result in a committed effective dose equivalent of 0.05 Sv (5 rem) or a committed dose equivalent of 0.5 Sv (50 rem) to any individual organ or tissue. ALI values for intake by ingestion and by inhalation of selected radionuclides are given in Table 1, Columns 1 and 2 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions.

"Assigned protection factor" or "APF" means the expected workplace level of respiratory protection that would be provided by a properly functioning respirator or a class of respirators to properly trained and fitted users.

"Atmosphere-supplying respirator" means a respirator that supplies the respirator user with breathing air from a source independent of the ambient atmosphere, and includes supplied-air respirators (SARs) and self-contained breathing apparatus (SCBA) units.

"Chelating agent" means amine polycarboxylic acids (e.g., EDTA, DTPA), hydroxy-carboxylic acids, and polycarboxylic acids (e.g., citric acid, carbolic acid, and glucinic acid).

"Class" (lung class or inhalation class) means a classification scheme for inhaled material according to its rate of clearance from the pulmonary region of the lung. Materials are classified as D, W or Y, which applies to a range of clearance half-times: for Class D (Days) of less than 10 days, for Class W (Weeks) from 10 to 100 days, and for Class Y (Years) of greater than 100 days.

"Collector" means a licensee whose principal purpose is to collect and consolidate waste generated by others, and to transfer this waste, without processing or repackaging the collected waste, to another licensed waste collector, licensed waste processor or licensed land disposal facility.

"Consignee" means the designated receiver of a shipment of low-level radioactive waste.

"Constraint" (dose constraint) means a value above which specified licensee actions are required.

"Demand respirator" means an atmosphere-supplying respirator that admits breathing air to the face piece only when a negative pressure is created inside the face piece by inhalation.

"Derived air concentration" (DAC) means the concentration of a given radionuclide in air, which, if breathed by the reference man for a working year of 2,000 hours under conditions of light work would result in an intake of one ALI. For purposes of this definition, the condition of light work is an inhalation rate of 1.2 cubic meters of air per hour for 2,000 hours in a year. DAC values are given in Table 1, Column 3 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions.

"Derived air concentration-hour" (DAC-hour) means the product of the concentration of radioactive material in air (expressed as a fraction or multiple of the derived air concentration for each radionuclide) and the time of exposure to that radionuclide (expressed in hours). A licensee may take 2,000 DAC-hours to represent one ALI, equivalent to a committed effective dose equivalent of 0.05 Sv (5 rem).

"Disposal container" means a container principally used to confine low-level radioactive waste during disposal operations at a land disposal facility (also see "high integrity container"). Note that, for some shipments, the disposal container may be the transport package.

"Disposable respirator" means a respirator for which maintenance is not intended and that is designed to be discarded after excessive breathing resistance, sorbant exhaustion, physical damage, or end-of-service-life renders it unsuitable for use. Examples of this type of respirator are a disposable half-mask respirator or a disposable escape-only self-contained breathing apparatus (SCBA).

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"EPA identification number" means the number received by a transporter following application to the Administrator of EPA as required by 40 CFR 263.

"Filtering face piece" or "dust mask" means a negative pressure particulate respirator with a filter as an integral part of the face piece or with the entire face piece composed of the filtering medium, not equipped with elastomeric sealing surfaces and adjustable straps.

"Fit factor" means a quantitative estimate of the fit of a particular respirator to a specific individual and typically estimates the ratio of the concentration of a substance in ambient air to its concentration inside the respirator when worn.

"Fit Test" means the use of a protocol to qualitatively or quantitatively evaluate the fit of a respirator on an individual.

"Helmet" means a rigid respiratory inlet covering that also provides head protection against impact and penetration.

"Hood" means a respiratory inlet covering that completely covers the head and neck and may also cover portions of the shoulders and torso.

"Inhalation class" (see "class~~Class~~").

"Land disposal facility" means the land, buildings, structures and equipment which are intended to be used for the disposal of radioactive wastes.

"Lens dose equivalent" or "LDE" applies to the external exposure of the lens of the eye and is taken as the dose equivalent at a tissue depth of 0.3 centimeter (300 mg/cm^2).

"Loose-fitting face piece" means a respiratory inlet covering designed to form a partial seal with the face.

"Lung class" (see "class~~Class~~").

"Negative pressure respirator (tight fitting)" means a respirator in which the air pressure inside the face piece is negative during inhalation with respect to the ambient air pressure outside the respirator.

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"Nonstochastic effect" (deterministic effect) means a health effect, the severity of which varies with the dose and for which a threshold is believed to exist. Radiation-induced cataract formation is an example of a nonstochastic effect.

"Occupational dose" means the dose received by an individual in the course of employment in which the individual's assigned duties involve exposure to radiation or to radioactive material from licensed and unlicensed sources of radiation, whether in the possession of the licensee or another person. Occupational dose does not include doses received from background radiation, from any medical administration the individual has received, from exposure to individuals administered radioactive material and released under 32 Ill. Adm. Code 335, from voluntary participation in medical research programs or as a member of the public.

"Physical description" means the items called for on NRC Form 541 to describe a low-level radioactive waste.

"Planned special exposure" means an infrequent exposure to radiation, the dose from which is separate from and in addition to the annual occupational dose limits.

"Positive pressure respirator" means a respirator in which the pressure inside the respiratory inlet covering exceeds the ambient air pressure outside the respirator.

"Powered air-purifying respirator" or "PAPR" means an air-purifying respirator that uses a blower to force the ambient air through air-purifying elements to the inlet covering.

"Pressure demand respirator" means a positive pressure atmosphere-supplying respirator that admits breathing air to the face piece when the positive pressure is reduced inside the face piece by inhalation.

"Public dose" means the dose received by a member of the public from exposure to radiation or to radioactive material released by a licensee or to any other source of radiation under the control of a licensee. Public dose does not include occupational dose or doses received from background radiation, from any medical administration the individual has received, from exposure to individuals administered radioactive material and released under 32 Ill. Adm. Code 335, or from voluntary participation in medical research programs.

"Qualitative fit test" or "QLFT" means a pass/fail fit test to assess the adequacy of respirator fit that relies on the individual's response to the test agent.

"Quantitative fit test" or "QNFT" means an assessment of the adequacy of respirator fit by numerically measuring the amount of leakage into the respirator.

"Reference Man" means a hypothetical aggregation of human physical and physiological characteristics determined by international consensus. These characteristics may be used by researchers and public health workers to standardize results of experiments and to relate biological insult to a common base.
AGENCY NOTE: A description of the Reference Man is contained in the International Commission on Radiological Protection report, ICRP Publication 23, "Report of the Task Group on Reference Man."

"Respiratory protective equipment" means an apparatus, such as a respirator, used to reduce an individual's intake of airborne radioactive materials.

"Sanitary sewerage" means a system of public sewers for carrying off waste water and refuse, but excluding sewage treatment facilities, septic tanks, and leach fields owned or operated by the licensee.

"Self-contained breathing apparatus" or "SCBA" means an atmosphere-supplying respirator for which the breathing air source is designed to be carried by the user.

"Shipping paper" means NRC Form 540 and, if required, NRC Form 540A, which includes the information required by DOT in 49 CFR 172.

"Stochastic effect" (probabilistic effect) means a health effect that occurs randomly and for which the probability of the effect occurring, rather than its severity, is assumed to be a linear function of dose without threshold. Hereditary effects and cancer incidence are examples of stochastic effects.

"Supplied-air respirator" or "SAR" or "airline respirator" means an atmosphere-supplying respirator for which the source of breathing air is not designed to be carried by the user.

"Tight-fitting face piece" means a respiratory inlet covering that forms a complete seal with the face.

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"Uniform Low-Level Radioactive Waste Manifest" or "uniform manifest" means the combination of NRC Forms 540, 541 and, if necessary, 542, and their respective continuation sheets as needed, or equivalent.

"User seal check" or "fit check" means an action conducted by the respirator user to determine if the respirator is properly seated to the face. Examples include negative pressure check, positive pressure check, irritant smoke check, or isoamyl acetate check.

"Waste description" means the physical, chemical and radiological description of a low-level radioactive waste as called for on NRC Form 541.

"Waste processor" means an entity, operating under an Agency, Nuclear Regulatory Commission or Agreement State license, whose principal purpose is to process, repackage, or otherwise treat low-level radioactive material or waste generated by others prior to eventual transfer of waste to a licensed low-level radioactive waste land disposal facility.

"Waste type" means a waste within a disposal container having a unique physical description (i.e., a specific waste descriptor code or description or a waste sorbed on or solidified in a specifically defined media).

"Weighting factor" (w_T), means the proportion of the risk of stochastic effects resulting from irradiation of an organ or tissue (T) to the total risk of stochastic effects when the whole body is irradiated uniformly. For calculating the effective dose equivalent, the values of (w_T) are:

Organ or Tissue	(w~~W~~$_T$)
Gonads	0.25
Breast	0.15
Red bone marrow	0.12
Lung	0.12
Thyroid	0.03
Bone surfaces	0.03
Remainder	0.30[a]
Whole Body	1.00[b]

[a] 0.30 results from 0.06 for each of 5 "remainder" organs, excluding the skin and the lens of the eye, that receive the highest doses.

[b] For the purpose of weighting the external whole-body dose, for adding it to the internal dose, a single weighting factor, (w_T) = 1.0, has been specified.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.40 Implementation

a) Any existing license condition that is more restrictive than this Part remains in force until there is an amendment or renewal of the license.

b) If a license condition exempts a licensee from a provision of this Part in effect before January 1, 1994, it also exempts the licensee from the corresponding provision of this Part, as revised effective January 1, 1994, until there is an amendment or renewal of the license that modifies or removes the condition.

~~c) If a license condition cites provisions of this Part in effect before January 1, 1994, which do not correspond to any provisions of this Part, as revised effective January 1, 1994, the license condition remains in force until there is an amendment or renewal of the license that modifies or removes the condition.~~

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART B: RADIATION PROTECTION PROGRAMS

Section 340.110 Radiation Protection Programs

a) Each licensee or registrant shall develop, document and implement a radiation protection program that ensures compliance with the provisions of this Part. (See Section 340.1120 of this Part for recordkeeping requirements relating to these programs.)

b) The licensee or registrant shall use, to the extent practicable, procedures and engineering controls based upon sound radiation protection principles to achieve occupational doses and public doses that are as low as is reasonably achievable (ALARA).

c) The licensee shall review, at intervals not to exceed 12 months, the radiation protection program content and implementation.

d) To implement the ALARA requirements of Section 340.110(b) of this Part and notwithstanding the requirements in Section 340.310 of this Part, a constraint on air emissions of radioactive materials to the environment, excluding radon-222 and its daughters, shall be established by licensees so that the individual member of the public likely to receive the highest dose will not be expected to receive a total effective dose equivalent (TEDE) in excess of 0.1 mSv (10 mrem) per year from these emissions. If a licensee subject to this requirement exceeds this dose constraint, the licensee shall report the excess as provided in Section 340.1230 of this Part and promptly take appropriate corrective action to ensure against recurrence.

e) The registrant shall review, at intervals not to exceed 1 inspection cycle as specified in 32 Ill. Adm. Code 320.10(c)~~410.60(d)~~, the radiation protection program content and implementation.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART C: OCCUPATIONAL DOSE LIMITS

Section 340.210 Occupational Dose Limits for Adults

a) The licensee or registrant shall control the occupational dose to individual adults, except for planned special exposures pursuant to Section 340.260 of this Part, to the following dose limits:

1) An annual limit, which is the more limiting of:

A) The total effective dose equivalent being equal to 0.05 Sv (5 rem); or

B) The sum of the deep dose equivalent and the committed dose equivalent to any individual organ or tissue other than the lens of the eye being equal to 0.5 Sv (50 rem).

2) The annual limits to the lens of the eye, to the skin and to the extremities which are:

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A) A lens dose equivalent~~An eye dose equivalent~~ of 0.15 Sv (15 rem), and

B) A shallow dose equivalent of 0.5 Sv (50 rem) to the skin or to any extremity.

b) Doses received in excess of the annual limits, including doses received during accidents, emergencies and planned special exposures, shall be subtracted from the limits for planned special exposures that the individual may receive during the current year and during the individual's lifetime (see Section 340.260(e) of this Part).

c) The assigned deep dose equivalent ~~and shallow dose equivalent~~ shall be for the portion of the body receiving the highest exposure. The assigned shallow dose equivalent shall be the dose averaged over the contiguous 10 square centimeters of skin receiving the highest dose.

d) The deep dose equivalent, lens dose equivalent~~eye dose equivalent~~ and shallow dose equivalent may be assessed from surveys or other radiation measurements for the purpose of demonstrating compliance with the occupational dose limits, if the individual monitoring device was not in the region of highest potential exposure, or the results of individual monitoring are unavailable.

e) Derived air concentration (DAC) and annual limit on intake (ALI) values are specified in Table 1 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions, and may be used to determine the individual's dose (see Section 340.1160 of this Part) and to demonstrate compliance with the occupational dose limits.

f) Notwithstanding the annual dose limits, the licensee shall limit the soluble uranium intake by an individual to 10 milligrams in a week in consideration of chemical toxicity (see footnote 3 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions.)

g) The licensee or registrant shall reduce the dose that an individual may be allowed to receive in the current year by the amount of occupational dose received while employed by any other person during the current year (see Section 340.250(a) and (d) of this Part).

AGENCY NOTE: The purpose of this requirement is to ensure that no individual

receives an annual occupational dose in excess of the occupational dose limits set forth in this Section.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.220 Compliance with Requirements for Summation of External and Internal Doses

a) General Requirement. If the licensee is required to monitor individual occupational dose pursuant to both Section 340.520(a) and (b) of this Part, the licensee shall demonstrate compliance with the dose limits by summing external and internal doses. If the licensee or registrant is required to monitor individual occupational dose only pursuant to Section 340.520(a) of this Part or only pursuant to Section 340.520(b) of this Part, then summation is not required to demonstrate compliance with the dose limits. The licensee may demonstrate compliance with the requirements for summation of external and internal doses pursuant to subsections (b), (c) and (d) of this Section~~below~~. The dose equivalents for the lens of the eye, the skin~~,~~ and the extremities are not included in the summation, but are subject to separate limits.

b) Intake by Inhalation. If the only intake of radionuclides is by inhalation, the total effective dose equivalent limit is not exceeded if the sum of the deep dose equivalent divided by the total effective dose equivalent limit, and one of the following, does not exceed unity:

1) The sum of the fractions of the inhalation ALI for each radionuclide; or

2) The total number of derived air concentration-hours (DAC-hours) for all radionuclides divided by 2,000; or

3) The sum of the calculated committed effective dose equivalents to all significantly irradiated organs or tissues (T) calculated from bioassay data using biological models and expressed as a fraction of the annual limit. For purposes of this requirement, an organ or tissue is deemed to be significantly irradiated if, for that organ or tissue, the product of the weighting factor (w~~W~~$_T$) and the committed dose equivalent, H_T,50, per unit intake is greater than ten percent of the maximum weighted value of H_T,50 (i.e., $w_T H_T$,50) per unit intake for any organ or tissue.

c) Intake by Oral Ingestion. If the occupationally exposed individual receives an

intake of radionuclides by oral ingestion greater than ten percent of the applicable oral ALI, the licensee shall account for this intake and include it in demonstrating compliance with the limits.

d) Intake Through Wounds or Absorption Through Skin. The licensee shall evaluate and, to the extent practicable, account for intakes through wounds or skin absorption. The intake through intact skin has been included in the calculation of DAC for hydrogen-3 and does not need to be further evaluated or accounted for pursuant to this subsection.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.230 Determination of External Dose from Airborne Radioactive Material

a) Licensees shall, when determining the dose from airborne radioactive material, include the contribution to the deep dose equivalent, lens dose equivalent~~eye dose equivalent~~ and shallow dose equivalent from external exposure to the radioactive cloud (see footnotes 1 and 2 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions).

b) Airborne radioactivity measurements and DAC values shall not be used as the primary means to assess the deep dose equivalent when the airborne radioactive material includes radionuclides other than noble gases or if the cloud of airborne radioactive material is not relatively uniform. The determination of the deep dose equivalent to an individual shall be based upon measurements using instruments or individual monitoring devices.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.240 Determination of Internal Exposure

a) For purposes of assessing dose used to determine compliance with occupational dose equivalent limits, the licensee shall, when required pursuant to Section 340.520 of this Part, take measurements of:

1) Concentrations of radioactive materials in air in work areas during conditions of operations; or

2) Quantities of radionuclides in the body after exposure to materials that could result in an intake; or

3) Quantities of radionuclides excreted from the body after exposure to materials that could result in an intake; or

4) Combinations of these measurements.

b) Unless respiratory protective equipment is used, as provided in Section 340.730 of this Part, or the assessment of intake is based on bioassays, the licensee shall assume that an individual inhales radioactive material at the airborne concentration in which the individual is present.

c) When specific information on the physical and biochemical properties of the radionuclides taken into the body or the behavior of the material in an individual is known, the licensee may:

1) Use that information to calculate the committed effective dose equivalent, and if used, the licensee shall document that information in the individual's record; and

2) Upon prior approval of the Agency~~Department~~, adjust the DAC or ALI values to reflect the actual physical and chemical characteristics of airborne radioactive material (e.g., aerosol size distribution or density); and

3) Separately assess the contribution of fractional intakes of Class D, W or Y compounds of a given radionuclide (see Appendix B to 10 CFR 20~~.1001 – 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions, to the committed effective dose equivalent).

d) If the licensee chooses to assess intakes of Class Y material using the measurements specified in subsections (a)(2) or (3) of this Section~~above~~, the licensee may delay the recording and reporting of the assessments for periods up to 7 months, unless otherwise required by Sections 340.1220 or 340.1230 of this Part.

AGENCY NOTE: This delay permits the licensee to make additional measurements basic to the assessments.

e) If the identity and concentration of each radionuclide in a mixture are known, the fraction of the DAC applicable to the mixture for use in calculating DAC-hours

shall be either:

1) The sum of the ratios of the concentration to the appropriate DAC value (e.g., D, W or Y) from Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions, for each radionuclide in the mixture; or

2) The ratio of the total concentration for all radionuclides in the mixture to the most restrictive DAC value for any radionuclide in the mixture.

f) If the identity of each radionuclide in a mixture is known, but the concentration of one or more of the radionuclides in the mixture is not known, the DAC for the mixture shall be the most restrictive DAC of any radionuclide in the mixture.

g) When a mixture of radionuclides in air exists, a licensee may disregard certain radionuclides in the mixture if:

1) The licensee uses the total activity of the mixture in demonstrating compliance with the dose limits in Section 340.210 of this Part and in complying with the monitoring requirements in Section 340.520(b) of this Part;

2) The concentration of any radionuclide disregarded is less than ten percent of its DAC; and

3) The sum of these percentages for all of the radionuclides disregarded in the mixture does not exceed 30 percent.

h) When determining the committed effective dose equivalent, the following information may be considered:

1) In order to calculate the committed effective dose equivalent, the licensee may assume that the inhalation of one ALI, or an exposure of 2,000 DAC-hours, results in a committed effective dose equivalent of 0.05 Sv (5 rem) for radionuclides that have their ALIs or DACs based on the committed effective dose equivalent.

2) For an ALI (and the associated DAC) determined by the nonstochastic organ dose limit of 0.5 Sv (50 rem), the intake of radionuclides that would result in a committed effective dose equivalent of 0.05 Sv (5 rem) (the

stochastic ALI) is listed in parentheses in Table 1 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions. The licensee may, as a simplifying assumption, use the stochastic ALI to determine committed effective dose equivalent. However, if the licensee uses the stochastic ALI the licensee shall also demonstrate that the limit in Section 340.210(a)(1)(B) of this Part is met.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.250 Determination of Prior Occupational Dose

a) For each individual who may enter the licensee's or registrant's restricted area and is likely to receive, in a year, an occupational dose requiring monitoring pursuant to Section 340.520 of this Part, the licensee or registrant shall determine the occupational radiation dose received during the current year prior to allowing such individual to enter a restricted area. In order to comply with this requirement, a licensee or registrant may accept, as a record of the occupational dose that the individual received during the current year, a written signed statement from the individual, or from the individual's most recent employers for work involving radiation exposure, that discloses the nature and the amount of any occupational dose that the individual may have received during the current year. To accomplish this, a licensee or registrant may use the NRC ~~Illinois Department of Nuclear Safety (IDNS)~~ Form 5 or submit equivalent information.

AGENCY NOTE: Licensees and registrants also should attempt to obtain the records of cumulative occupational radiation dose.

b) Prior to permitting an individual to participate in a planned special exposure, the licensee shall:

1) Determine the cumulative occupational radiation dose.

A) In order to comply with this requirement, a licensee may accept, as the record of cumulative radiation dose, an up-to-date NRC~~IDNS~~ Form 4, or equivalent, signed by the individual and countersigned by an appropriate official of the most recent employer for work involving radiation exposure, or the individual's current employers (if the individual is not employed by the licensee); and

B) Obtain reports of the individual's dose equivalent for the time period subsequent to that included in NRC~~IDNS~~ Form 4, or equivalent, as specified in subsection (b)(1)(A) of this Section~~above~~. Such reports shall be signed by the individual and countersigned by an appropriate official~~official(s)~~ of the most recent employers~~employer(s)~~ for work involving radiation exposure, or the individual's current employers~~employer(s)~~ (if the individual is not employed by the licensee). The information shall be recorded on NRC~~IDNS~~ Form 5, or equivalent.

2) Determine the internal and external doses from all previous planned special exposures.

3) Determine all doses in excess of the limits received during the lifetime of the individual, including doses received during accidents and emergencies.

c) The licensee or registrant shall record the exposure history, as required by subsections (a) and (b) of this Section~~above~~, on NRC~~IDNS~~ Form 4 or 5, or equivalent, as applicable, or other clear and legible record containing all of the information required on that form.

1) The form or record shall show each period in which the individual received occupational exposure to sources of radiation and shall be signed by the individual who received the exposure. For each period for which the licensee or registrant obtains reports, the licensee or registrant shall use the dose shown in the report in preparing the exposure history. For any period in which the licensee or registrant does not obtain a report, the licensee or registrant shall place a notation on the exposure history indicating the periods of time for which data are not available.

2) For the purpose of complying with this requirement, licensees or registrants are not required to reevaluate the separate external dose equivalents and internal committed dose equivalents or intakes of radionuclides assessed before January 1, 1994. Further, although occupational exposure histories obtained and recorded before January 1, 1994, would not have included effective dose equivalent, such histories may be used in the absence of specific information on the intake of radionuclides by the individual.

d) If the licensee or registrant is unable to obtain a complete record of an individual's

current and previously accumulated occupational dose, the licensee or registrant:

1) When establishing administrative controls pursuant to Section 340.210(g) of this Part for the current year, shall assume that the allowable dose limit for the individual is reduced by 12.5 mSv (1.25 rem) for each calendar quarter for which records were unavailable and the individual was engaged in activities that could have resulted in occupational radiation exposure; and

2) Shall not authorize the individual to receive any planned special exposures.

e) Records shall be retained in accordance with the requirements of Section 340.1140(a) of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.260 Planned Special Exposures

A licensee may authorize an adult worker to receive doses in addition to, and accounted for separately from, the doses received under the limits specified in Section 340.210 of this Part, provided that each of the following conditions are satisfied:

a) The licensee authorizes a planned special exposure only in an exceptional situation when alternatives that might avoid the dose estimated to result from the planned special ~~higher~~ exposure are unavailable or impractical.

b) The management official of the licensee and employer, if the employer is not the licensee, specifically authorize the planned special exposure, in writing, before the exposure occurs.

c) Before a planned special exposure, the licensee ensures that each individual involved is:

1) Informed of the purpose of the planned operation; and

2) Informed of the estimated doses and associated potential risks and specific radiation levels or other conditions that might be involved in performing the task; and

3) Instructed in the measures to be taken to keep the dose ALARA considering other risks that may be present.

d) Prior to permitting an individual to participate in a planned special exposure, the licensee ascertains previous doses received during the lifetime of the individual as required by Section 340.250(b) of this Part.

e) Subject to Section 340.210(b) of this Part, the licensee shall not authorize a planned special exposure that would cause an individual's dose from all planned special exposures and all doses in excess of the limits to exceed:

1) The numerical values of any of the dose limits in Section 340.210(a) of this Part in any year; and

2) Five times the annual dose limits in Section 340.210(a) of this Part during the individual's lifetime.

f) The licensee maintains records of the conduct of a planned special exposure in accordance with Section 340.1150 of this Part and submits a written report in accordance with Section 340.1240 of this Part.

g) The licensee records the best estimate of the dose resulting from the planned special exposure in the individual's record and informs the individual, in writing, of the dose within 30 days from the date of the planned special exposure. The dose from planned special exposure need not be considered in controlling future occupational dose of the individual pursuant to Section 340.210(a) of this Part but shall be included in evaluations required by subsections (d) and (e) of this Section~~above~~.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.270 Occupational Dose Limits for Minors

The annual occupational dose limits for minors are ten percent of the annual occupational dose limits specified for adult workers in Section 340.210 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.280 Dose Equivalent to an Embryo/Fetus

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a) Except as otherwise provided in subsections (d) and (e) of this Section~~below~~, the licensee or registrant shall ensure that the dose equivalent to an embryo/fetus during the entire pregnancy, due to occupational exposure of a declared pregnant woman, does not exceed 5 mSv (0.5 rem). (For recordkeeping requirements, see Section 340.1160(d) of this Part.)

b) The dose equivalent to an embryo/fetus shall be taken as the sum of:

1) The deep dose equivalent to the declared pregnant woman during the entire pregnancy; and

2) The dose equivalent to the embryo/fetus from radionuclides in the embryo/fetus and radionuclides in the declared pregnant woman during the entire pregnancy.

c) The licensee or registrant shall make efforts to avoid substantial variation above a uniform monthly exposure rate to a declared pregnant woman so as to satisfy the limit in subsection (a) of this Section~~above~~.

AGENCY NOTE: The National Council on Radiation Protection and Measurements report entitled "Recommendations on Limits for Exposure to Ionizing Radiation," NCRP 91, published June 1, 1987, recommends that no more than 0.5 mSv (0.05 rem) of the allowed dose to the embryo/fetus be received during any one month during a declared pregnancy.

d) If the declared pregnant woman has not notified the licensee or registrant of the estimated date of conception, the licensee or registrant shall ensure that the dose equivalent to an embryo/fetus, as specified in subsection (b) of this Section~~above~~, due to occupational exposure of the declared pregnant woman does not exceed 0.5 mSv (0.05 rem) per month, during the remainder of the pregnancy. If after initially declaring her pregnancy, a declared pregnant woman advises the licensee or registrant of the estimated date of conception, the dose limits specified in subsections (a) and (e) of this Section shall apply.

AGENCY NOTE: The Agency~~Department~~ encourages licensees and registrants to explain to declared pregnant workers that providing an estimated date of conception will enable the licensee or registrant to more accurately assess the radiation dose equivalent to the embryo/fetus and assist the licensee or registrant in determining appropriate precautions to be taken for the remainder of the pregnancy.

e) If by the time the woman informs the licensee or registrant of the estimated date of conception the dose equivalent to the embryo/fetus has exceeded 4.5 mSv (0.45 rem), the licensee or registrant shall be deemed to be in compliance with subsection (a) of this Section~~above~~ if the additional dose equivalent to the embryo/fetus as specified in subsection (b) of this Section~~above~~ does not exceed 0.5 mSv (0.05 rem) during the remainder of the pregnancy.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART D: RADIATION DOSE LIMITS FOR INDIVIDUAL MEMBERS OF THE PUBLIC

Section 340.310 Dose Limits for Individual Members of the Public

a) Each licensee or registrant shall conduct operations so that:

1) The dose in any unrestricted area from external sources, exclusive of the dose contributions from patients administered radioactive material and released in accordance with 32 Ill. Adm. Code 335, does not exceed 0.02 mSv (0.002 rem) in any one hour; and

2) The total effective dose equivalent to individual members of the public from a radiation machine does not exceed:

A) 5 mSv (0.5 rem) in any year at any location within a facility where a radiation machine was installed before January 1, 1994, and the use of the radiation machine does not change on or after January 1, 1994; or

B) 1 mSv (0.1 rem) in any year at any location within a facility where a radiation machine is installed or where the radiation machine or its use changes on or after January 1, 1994.

AGENCY NOTE: It is the Agency's~~Department's~~ intent to allow registrants using radiation machines in facilities designed to the 5 mSv (0.5 rem) limit to continue to use the 5 mSv (0.5 rem) total effective dose equivalent limit for a member of the public. This includes locations where the intensity of the radiation machine is not increased beyond the design basis, the type of radiation

machine use is not changed and the type of facility use is not changed.

3) The total effective dose equivalent to individual members of the public from a licensed operation does not exceed 1 mSv (0.1 rem) in any year, exclusive of the dose contribution from: ~~a licensee's disposal of radioactive material into sanitary sewerage in accordance with Section 340.1030, does not exceed 1 mSv (0.1 rem) in any year.~~

A) Background radiation;

B) Any medical administration the individual has received;

C) Exposure to individuals administered radioactive material and released in accordance with 32 Ill. Adm. Code 335;

D) Voluntary participation in medical research programs; and

E) A licensee's disposal of radioactive material into sanitary sewerage in accordance with Section 340.1030 of this Part.

b) A licensee may apply for prior Agency~~Department~~ authorization to operate up to an annual dose limit for an individual member of the public of 5 mSv (0.5 rem). This application shall include the following information:

1) Demonstration of the need for and the expected duration of operations in excess of the limit in subsection (a)(3) of this Section~~above~~;

2) The licensee's or registrant's program to assess and control dose within the 5 mSv (0.5 rem) annual limit; and

3) The procedures to be followed to maintain the dose ALARA.

c) Prior to allowing a member of the public to enter a restricted area, the licensee or registrant shall give instructions on radiation hazards and protective measures to that individual.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.320 Compliance with Dose Limits for Individual Members of the Public

a) The licensee or registrant shall make or cause to be made surveys of radiation levels in unrestricted areas. In addition, licensees shall survey radioactive materials in effluents released to unrestricted areas. These surveys are to demonstrate compliance with the dose limits for individual members of the public in Section 340.310 of this Part.

b) A licensee or registrant shall show compliance with the annual dose limit in Section 340.310 of this Part by:

1) Demonstrating by measurement or calculation that the total effective dose equivalent to the individual likely to receive the highest dose from the licensed or registered operation does not exceed the annual dose limit; or

2) Demonstrating that:

A) The annual average concentrations of radioactive material released in gaseous and liquid effluents at the boundary of the unrestricted area do not exceed the values specified in Table 2 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions; and

B) If an individual were continuously present in an unrestricted area, the dose from external sources would not exceed 0.02 mSv (0.002 rem) in an hour and 0.5 mSv (0.05 rem) in a year.

c) Upon approval from the Agency~~Department~~, the licensee may adjust the effluent concentration values in Table 2 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions, for members of the public, to take into account the actual physical and chemical characteristics of the effluents (e.g., aerosol size distribution, solubility, density, radioactive decay equilibrium and chemical form).

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART E: TESTING FOR LEAKAGE OR CONTAMINATION OF SEALED SOURCES

Section 340.410 Testing for Leakage or Contamination of Sealed Sources

a) The licensee in possession of any sealed source shall assure that:

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1) Each sealed source, except as specified in subsection (b) of this Section~~below~~, is tested for leakage or contamination and the test results that confirm that the sealed source is not leaking or contaminated are received before the sealed source is put into use, unless the licensee has a certificate from the transferor indicating that the sealed source was tested within 6 months for beta and gamma emitting sources, or within 3 months for sources designed to emit alpha particles, before transfer to the licensee.

2) Each sealed source that is not designed to emit alpha particles is tested for leakage or contamination at intervals not to exceed 6 months or at alternative intervals approved by the Agency~~Department~~, pursuant to 32 Ill. Adm. Code 330.280(m), the U.S. Nuclear Regulatory Commission, an Agreement State or a Licensing State.

3) Each sealed source that is designed to emit alpha particles is tested for leakage or contamination at intervals not to exceed 3 months or at alternative intervals approved by the Agency~~Department~~, pursuant to 32 Ill. Adm. Code 330.280(m), the U.S. Nuclear Regulatory Commission, an Agreement State or a Licensing State.

4) Each sealed source that is required to be tested for leakage or contamination shall be removed from service if there is reason to suspect that the sealed source may have been damaged or may be leaking or contaminated. The source shall be kept out of service until test results that confirm there is no leakage or contamination are received.

5) Tests for leakage for all sealed sources, except brachytherapy sources manufactured to contain radium, shall be capable of detecting the presence of 185 Bq (0.005 µCi) of radioactive material on a test sample. Test samples shall be taken from the sealed source or from the surfaces of the container in which the sealed source is stored or mounted on which one might expect contamination to accumulate. For a sealed source contained in a device, test samples shall be obtained when the source is in the "off" position. If setting the source to the "off" position would disrupt the licensee's activities, test samples may be obtained while the source is in the "on" position, provided that the dose likely to be received by the individual while obtaining the samples will not be so great as to require monitoring pursuant to Section 340.520(a) of this Part.

6) The test for leakage for brachytherapy sources manufactured to contain radium shall be capable of detecting an absolute leakage rate of 37 Bq (0.001 µCi) of radon-222 in a 24 hour period when the collection efficiency for radon-222 and its daughters has been determined with respect to collection method, volume and time.

7) Tests for contamination from radium daughters shall be taken on the interior surface of brachytherapy source storage containers and shall be capable of detecting the presence of 185 Bq (0.005 µCi) of a radium daughter which has a half-life greater than 4 days.

b) A licensee need not perform tests for leakage or contamination on the following sealed sources:

1) Sealed sources containing only radioactive material with a half-life of less than 30 days;

2) Sealed sources containing only radioactive material as a gas;

3) Sealed sources containing 3.7 MBq (100 µCi) or less of beta or photon emitting material or 370 kBq (10 µCi) or less of alpha emitting material;

4) Sealed sources containing only hydrogen-3;

5) Seeds of iridium-192 encased in nylon ribbon;

6) Sealed sources, except teletherapy and brachytherapy sources, that are stored, not being used and identified as in storage. The licensee shall, however, test each such sealed source for leakage or contamination and receive the test results that confirm that the sealed source is not leaking or contaminated before any use or transfer unless it has been tested for leakage or contamination within 6 months for beta and gamma emitting sources, or within 3 months for sources designed to emit alpha particles, before the date of use or transfer; and

7) Sealed sources distributed under a license issued pursuant to 32 Ill. Adm. Code 330.280(m), but only if the evaluation sheet for those sealed sources, as filed in the "Radioactive Material Reference Manual" maintained by the Department of Health and Human Services or in the "Registry of Radioactive Sealed Sources and Devices" maintained by the U.S. Nuclear

Regulatory Commission, specifies that testing for leakage or contamination is not required.

c) Tests for leakage or contamination from sealed sources shall be performed by persons specifically authorized by the Agency~~Department~~, an Agreement State, a Licensing State or the Nuclear Regulatory Commission to perform such services.

d) Test results shall be kept as specified in Section 340.1135 of this Part.

e) The following shall be considered evidence that a sealed source is leaking:

1) The presence of 185 Bq (0.005 µCi) or more of removable contamination on any test sample.

2) Leakage of 37 Bq (0.001 µCi) of radon-222 per 24 hours for brachytherapy sources manufactured to contain radium.

3) The presence of removable contamination resulting from the decay of 185 Bq (0.005 µCi) or more of radium.

f) The licensee shall immediately withdraw a leaking or contaminated sealed source from use and shall take action to prevent the spread of contamination. The leaking or contaminated sealed source shall be repaired, decontaminated or disposed of in accordance with this Part.

g) Reports of test results for leaking or contaminated sealed sources shall be made pursuant to Section 340.1260 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART F: SURVEYS AND MONITORING

Section 340.510 General

a) Each licensee or registrant shall make, or cause to be made, surveys:

1) That demonstrate compliance with this Part; and

2) That evaluate:

A) The extent of radiation levels;

B) Concentrations or quantities of radioactive material; and

C) The potential radiological hazards that could be present.

b) The licensee or registrant shall ensure that instruments and equipment used for quantitative radiation measurements (e.g., dose rate and effluent monitoring) are calibrated at intervals not to exceed 12 months for the radiation measured or at alternative intervals specified in regulations of the Agency~~Department~~, the U.S. Nuclear Regulatory Commission, an Agreement State or a Licensing State. To satisfy this requirement, the licensee shall:

1) Post a legible note on the instrument showing the date of calibration; and

2) Ensure that instrument calibrations are performed by persons specifically licensed by the Agency~~Department~~, the U.S. Nuclear Regulatory Commission, an Agreement State or a Licensing State to perform such calibrations.

c) On each day of use, prior to using an instrument to perform required monitoring, the licensee or registrant shall verify that the instrument is operational. Operational checks for radiation measurement or radiation detection instruments shall include verification of response to a source of radiation.

d) Except for those dosimeters used to measure the dose to any extremity, personnel dosimeters that require processing to determine the radiation dose and that are used by licensees or registrants to comply with Section 340.210 of this Part, with other applicable provisions of 32 Ill. Adm. Code: Chapter II, Subchapters b and d or with conditions specified in a license shall be processed and evaluated by a qualified dosimetry processor. A dosimetry processor is qualified if:

1) It holds current personnel dosimetry accreditation from the National Voluntary Laboratory Accreditation Program (NVLAP) of the National Institute of Standards and Technology; and

2) It is approved by NVLAP for the type of radiation or radiations that most closely approximate the type of radiation or radiations for which the individual wearing the dosimeter is monitored.

e) A licensee or registrant shall obtain Agency~~Department~~ approval prior to using pocket ionization chambers or electronic dosimeters to determine radiation dose, to comply with Section 340.210 of this Part, or with other applicable provisions of 32 Ill. Adm. Code: Chapter II, Subchapters b and d or with conditions specified in a license. The Agency~~Department~~ will grant approval provided the licensee or registrant submits information describing the type and range of the dosimeters and describes a program to ensure the accuracy, reliability, precision and security of the dosimetry data.

f) The licensee or registrant shall ensure that adequate precautions are taken to prevent deceptive exposure of an individual monitoring device.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.520 Conditions Requiring Individual Monitoring of External and Internal Occupational Dose

Each licensee or registrant shall monitor doses from sources of radiation at levels sufficient to demonstrate compliance with the occupational dose limits of this Part. As a minimum:

a) Each licensee or registrant shall monitor occupational dose from sources of radiation and shall supply and require the use of individual monitoring devices by:

1) Adults likely to receive, in 1 year from sources external to the body, a dose in excess of ten percent of the limits in Section 340.210(a) of this Part;

2) Minors ~~and declared pregnant women~~ likely to receive, in 1 year from sources external to the body, a dose in excess of ten percent of any of the applicable limits in Section~~Sections~~ 340.270 of this Part~~or 340.280~~; and

3) Declared pregnant women likely to receive during the entire pregnancy, from radiation sources external to the body, a deep dose equivalent in excess of 1 mSv (0.1 rem); and

4~~3~~) Individuals entering a high or very high radiation area.

b) Each licensee shall monitor, to determine compliance with Section 340.240 of this Part, the occupational intake of radioactive material by and assess the committed effective dose equivalent to:

1) Adults likely to receive, in 1 year, an intake in excess of ten percent of the applicable ALIs in Table 1, Columns 1 and 2 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions; and

2) Minors and declared pregnant women likely to receive, in 1 year, a committed effective dose equivalent in excess of 0.5 mSv (0.05 rem).

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.530 Location of Individual Monitoring Devices

Each licensee or registrant shall ensure that individuals who are required to monitor occupational doses in accordance with Section 340.520(a) of this Part wear individual monitoring devices as follows:

a) An individual monitoring device used for monitoring the dose to the whole body shall be worn at the unshielded location of the whole body likely to receive the highest exposure. When a protective apron is worn, the location of the individual monitoring device is typically at the neck (collar).

b) An individual monitoring device used for monitoring the dose to an embryo/fetus of a declared pregnant woman, pursuant to Section 340.280(a) of this Part, shall be located at the waist under any protective apron being worn by the woman.

c) An individual monitoring device used for monitoring the eye dose equivalent, to demonstrate compliance with Section 340.210(a)(2)(A) of this Part, shall be located at the neck (collar), outside any protective apron being worn by the monitored individual, or at an unshielded location closer to the eye.

d) An individual monitoring device used for monitoring the dose to the extremities, to demonstrate compliance with Section 340.210(a)(2)(B) of this Part, shall be worn on the extremity likely to receive the highest exposure. Each individual monitoring device shall be oriented to measure the highest dose to the extremity being monitored.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.540 Calibration of Survey Instruments

a) Unless specified in another Part, a licensee shall have each survey instrument used to show compliance with this Part calibrated before first use, annually and following a repair that affects the calibration. A licensee shall:

1) Calibrate all scales with readings up to 10 mSv (1000 mrem) per hour with a radiation source;

2) Calibrate two separated readings on each scale or decade that will be used to show compliance; and

3) Conspicuously note on the instrument the date of calibration.

b) A licensee may not use survey instruments if the difference between the indicated exposure rate and the calculated exposure rate is more than 20 percent.

(Source: Added at 29 Ill. Reg. _____, effective _____)

SUBPART G: CONTROL OF EXPOSURE FROM
EXTERNAL SOURCES IN RESTRICTED AREAS

Section 340.610 Control of Access to High Radiation Areas

a) The licensee shall ensure that each entrance or access point to a high radiation area has one or more of the following features:

1) A control device that, upon entry into the area, causes the level of radiation to be reduced below that level at which an individual might receive a deep dose equivalent of 1 mSv (0.1 rem) in 1 hour at 30 centimeters from the source of radiation or from any surface that the radiation penetrates; or

2) A control device that energizes a conspicuous visible or audible alarm signal so that the individual entering the high radiation area and the supervisor of the activity are made aware of the entry; or

3) Entryways that are locked, except during periods when access to the areas is required, with positive control over each individual entry.

b) In place of the controls required by subsection (a) of this Section~~above~~ for a high

radiation area, the licensee may substitute continuous direct or electronic surveillance to enable action to be taken to prevent unauthorized entry.

c) The licensee may apply to the Agency~~Department~~ for approval of alternative methods for controlling access to high radiation areas.

d) The licensee shall establish the controls required by subsections (a) and (c) of this Section~~above~~ in a way that does not prevent individuals from leaving a high radiation area.

e) The licensee is not required to control each entrance or access point to a room or other area that is a high radiation area solely because of the presence of radioactive materials prepared for transport and packaged and labeled in accordance with the regulations of the U.S. Department of Transportation provided that:

1) The packages do not remain in the area longer than 3 days; and

2) The dose rate at 1 meter from the external surface of any package does not exceed 0.1 mSv (0.01 rem) per hour.

f) The licensee is not required to control entrance or access to rooms or other areas in hospitals solely because of the presence of patients containing radioactive material, provided that there are personnel in attendance who are taking the necessary precautions, as required by 32 Ill. Adm. Code 335, to prevent the exposure of individuals to radiation or radioactive material in excess of the limits established in this Part and to operate within the ALARA provisions of the licensee's radiation protection program.

g) The registrant shall control entrance or access to rooms or other areas containing sources of radiation capable of producing a high radiation area as described in this Section in accordance with the requirements for access and control specified in other applicable Parts of 32 Ill. Adm. Code: Chapter II, Subchapters b and d (i.e., 32 Ill. Adm. Code 350 for industrial radiography, 32 Ill. Adm. Code 360 for use of x-rays in the healing arts and 32 Ill. Adm. Code 390 for particle accelerators).

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.620 Control of Access to Very High Radiation Areas

In addition to the controls required by Section 340.610 of this Section, the licensee or registrant shall institute measures to ensure that an individual is not able to gain unauthorized or inadvertent access to areas in which radiation levels could be encountered at 5 Gy (500 rad) or more in 1 hour at 1 meter from a source of radiation or any surface through which the radiation penetrates.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.630 Control of Access to Very High Radiation Areas – Irradiators

a) This Section applies to licensees or registrants with sources of radiation in irradiators that are not self-shielded. This Section does not apply to sources of radiation that are used in teletherapy, in industrial radiography or in completely self-shielded irradiators in which the source is both stored and operated within the same radiation shielding barrier and, in the designed configuration of the irradiator, is always physically inaccessible to any individual and cannot create a radiation level of 5 Gy (500 rad) or more in 1 hour at 1 meter in an area that is accessible to any individual.

b) Each area in which there may exist radiation levels in excess of 5 Gy (500 rad) in 1 hour at 1 meter from a source of radiation that is used to irradiate matter shall meet the following requirements:

1) Each entrance or access point shall be equipped with entry control devices that:

A) Function automatically to prevent any individual from inadvertently entering a very high radiation area;

B) Permit deliberate entry into the area only after a control device is actuated that causes the radiation level within the area, from the source of radiation, to be reduced below that at which it would be possible for an individual to receive a deep dose equivalent in excess of 1 mSv (0.1 rem) in 1 hour; and

C) Prevent operation of the source of radiation if it would produce radiation levels in the area that could result in a deep dose equivalent to an individual in excess of 1 mSv (0.1 rem) in 1 hour.

2) Additional control devices shall be provided so that, upon failure of the

entry control devices to function as required by subsection (b)(1) of this Section~~above~~:

A) The radiation level within the area, from the source of radiation, is reduced below that at which it would be possible for an individual to receive a deep dose equivalent in excess of 1 mSv (0.1 rem) in 1 hour; and

B) Conspicuous visible and audible alarm signals are generated to make an individual attempting to enter the area aware of the hazard. The alarm signals shall be located so that at least one other authorized individual, who is physically present, familiar with the activity, and prepared to render or summon assistance, is made aware of the failure of the entry control devices.

3) The licensee or registrant shall provide control devices so that, upon failure or removal of any physical radiation barriers, other than the shielded storage container for sealed sources:

A) The radiation level from the source of radiation is reduced below that at which it would be possible for an individual to receive a deep dose equivalent in excess of 1 mSv (0.1 rem) in 1 hour; and

B) Conspicuous visible and audible alarm signals are generated to make potentially affected individuals aware of the hazard and the licensee or registrant or at least one other individual, who is familiar with the activity and prepared to render or summon assistance, aware of the failure or removal of the physical barrier.

4) When the shield for the stored sealed source is a liquid, the licensee shall provide means to monitor the integrity of the shield and to signal, automatically, loss of adequate shielding.

5) Physical radiation barriers that comprise permanent structural components, such as walls, that have no credible probability of failure or removal in ordinary circumstances need not meet the requirements of subsections (b)(3) and (4) of this Section~~above~~.

6) Each area shall be equipped with devices that will automatically generate conspicuous visible and audible alarm signals to alert personnel in the area

before the source of radiation can be put into operation and in time for any individual in the area to operate a clearly identified control device, which must be installed in the area and which can prevent the source of radiation from being put into operation.

7) Each area shall be controlled by use of devices and administrative procedures that ensure that the area is cleared of personnel prior to each use of the source of radiation.

8) Each area shall be checked by a radiation measurement to ensure that, prior to the first individual's entry into the area after any use of the source of radiation, the radiation level from the source of radiation in the area is below that at which it would be possible for an individual to receive a deep dose equivalent in excess of 1 mSv (0.1 rem) in 1 hour.

9) The entry control devices required in subsection (b)(1) of this Section~~above~~ shall be tested for proper functioning (see Section 340.1190 of this Part for recordkeeping requirements).

A) Testing shall be conducted prior to initial operation with the source of radiation on any day, unless operations were continued uninterrupted from the previous day;

B) Testing shall be conducted prior to resumption of operation of the source of radiation after any unintentional interruption; and

C) The licensee or registrant shall submit and adhere to a schedule for periodic tests of the entry control and warning systems.

10) The licensee or registrant shall not conduct operations, other than those necessary to place the source of radiation in safe condition or to effect repairs on controls, unless control devices are functioning properly.

11) Entry and exit portals that are used in transporting matter to and from the irradiation area, and that are not intended for use by individuals, shall be controlled by such devices and administrative procedures as are necessary to physically protect and warn against inadvertent entry by any individual through these portals. Exit portals for irradiated matter shall be equipped to detect and signal the presence of any loose sealed sources that are carried toward such an exit and to automatically prevent loose sealed

sources from being carried out of the area.

c) Registrants, licensees or applicants for licenses for sources of radiation that are within the purview of subsection (b) of this Section~~above~~ and which will be used in a variety of positions or in locations (e.g., open fields or forests) that make it impracticable to comply with certain requirements of subsection (b) of this Section~~above~~, such as those for the automatic control of radiation levels, may apply to the Agency~~Department~~ for approval of alternative safety measures. Alternative safety measures shall provide personnel protection at least equivalent to those specified in subsection (b) of this Section~~above~~. At least one of the alternative measures shall include an entry-preventing interlock control based on a measurement of the radiation that ensures the absence of high radiation levels before an individual can gain access to the area where such sources of radiation are used.

d) The entry control devices required by subsections (b) and (c) of this Section~~above~~ shall be established in such a way that no individual will be prevented from leaving the area.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART H: RESPIRATORY PROTECTION AND CONTROLS TO RESTRICT INTERNAL EXPOSURE IN RESTRICTED AREAS

Section 340.710 Use of Process or Other Engineering Controls

a) The licensee shall use, to the extent practicable, process or other engineering controls (e.g., containment or ventilation) to control the concentrations of radioactive material in air.

b) The licensee shall measure airflow rates initially and semiannually thereafter to assure proper ventilation system performance. Records of the evaluation of ventilation system performance shall be maintained for Agency inspection and shall include:

1) The date of evaluation;

2) Results of ventilation rate measurements;

3) Manufacturer, model and serial number of the measurement instrument used; and

4) The identity of the individual performing the measurements

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.720 Use of Other Controls

a) When it is not practical~~practicable~~ to apply process or other engineering controls to control the concentrations of radioactive material in air to values below those that define an airborne radioactivity area, the licensee shall, consistent with maintaining the total effective dose equivalent ALARA, increase monitoring and limit intakes by one or more of the following means:

1~~a~~) Control of access; or

2~~b~~) Limitation of exposure times; or

3~~c~~) Use of respiratory protection equipment; or

4~~d~~) Other controls.

b) If the licensee performs an ALARA analysis to determine whether respirators shall be used, the licensee may consider safety factors other than radiological factors. The licensee shall also consider the impact of respirator use on workers' industrial health and safety

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.730 Use of Individual Respiratory Protection Equipment

a) If the licensee uses respiratory protection equipment to limit intakes pursuant to Section 340.720 of this Part:

1) Except as provided in subsection (a)(2) of this Section~~below~~, the licensee shall use only respiratory protection equipment that is tested and certified or had certification extended by the National Institute for Occupational Safety and Health and the Mine Safety and Health Administration (NIOSH/MSHA).

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2) The licensee may use equipment that has not been tested or certified by NIOSH/MSHA, has not had certification extended by NIOSH/MSHA, or for which there is no schedule for testing or certification, provided the licensee has submitted to the Agency~~Department~~ and the Agency~~Department~~ has approved an application for authorized use of that equipment, including a demonstration by testing, or a demonstration on the basis of test information, that the material and performance characteristics of the equipment are capable of providing the proposed degree of protection under anticipated conditions of use.

3) The licensee shall implement and maintain a respiratory protection program that meets the requirements of the Occupational Safety and Health Administration as set forth in 29 CFR 1910.134, effective April 18, 1998.~~includes:~~

~~A) Air sampling to identify the potential hazard, permit proper equipment selection, and estimate exposures;~~

~~B) Surveys and bioassays to evaluate actual intakes;~~

~~C) Testing of respirators for operability immediately prior to each use;~~

~~D) Written procedures regarding selection, fitting, issuance, maintenance and testing of respirators, including testing for operability immediately prior to each use; supervision and training of personnel; monitoring, including air sampling and bioassays; and recordkeeping; and~~

~~E) Determination by a physician prior to initial fitting of respirators, and at least every 12 months thereafter, that the individual user is physically able to use the respiratory protection equipment.~~

~~4) The licensee shall issue a written policy statement on respirator usage covering:~~

~~A) The use of process or other engineering controls, instead of respirators;~~

~~B) The routine, nonroutine and emergency use of respirators; and~~

~~C) The length of periods of respirator use and relief from respirator use.~~

4)~~5)~~ The licensee shall advise each respirator user that the user may leave the area at any time for relief from respirator use in the event of equipment malfunction, physical or psychological distress, procedural or communication failure, significant deterioration of operating conditions or any other conditions that might require such relief.

~~6) The licensee shall use respiratory protection equipment within the equipment manufacturer's expressed limitations for type and mode of use and shall provide proper visual, communication and other special capabilities (e.g., adequate skin protection) when needed.~~

b) When estimating dose to~~exposure of~~ individuals from intake of~~to~~ airborne radioactive materials, the licensee may make allowance for respiratory protection equipment used to limit intakes pursuant to Section 340.720 of this Part. To estimate dose, the concentration of radioactive material in the air that is inhaled when respirators are worn is initially assumed to be the average ambient concentration in air without respirator protection, divided by the assigned protection factor. If the dose is later found to be greater than initially estimated, the corrected value shall be used; if the dose is later found to be less than initially estimated, the corrected value may be used. Protection factors for respirators are specified in Appendix A to 10 CFR 20, effective January 1, 2004. ~~provided that the following conditions, in addition to those in subsection (a) above, are satisfied:~~

~~1) The licensee selects respiratory protection equipment that provides a protection factor, specified in Appendix A to 10 CFR 20.1001 - 20.2401, effective January 1, 1994, exclusive of subsequent amendments or editions, greater than the multiple by which peak concentrations of airborne radioactive materials in the working area are expected to exceed the values specified in Table 1, Column 3 of Appendix B to 10 CFR 20.1001 - 20.2401, effective January 1, 1994, exclusive of subsequent amendments or editions. However, if the selection of respiratory protection equipment with a protection factor greater than the peak concentration is inconsistent with the goal specified in Section 340.720 of keeping the total effective dose equivalent ALARA, the licensee may select respiratory protection equipment with a lower protection factor~~

~~provided that such a selection would result in a total effective dose equivalent that is ALARA. The concentration of radioactive material in the air that is inhaled when respirators are worn may be initially estimated by dividing the average concentration in air, during each period of uninterrupted use, by the protection factor. If the exposure is later found to be greater than initially estimated, the corrected value shall be used; if the exposure is later found to be less than initially estimated, the corrected value may be used.~~

c~~2~~) The licensee shall obtain authorization from the Agency~~Department~~ before assigning respiratory protection factors in excess of those specified in Appendix A to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions. The Agency~~Department~~ shall authorize a licensee to use higher protection factors on receipt of an application that:

1~~A~~) Demonstrates that a need exists for higher protection factors; and

2~~B~~) Demonstrates that the respiratory protection equipment provides these higher protection factors under the proposed conditions of use.

~~c) The licensee shall use as emergency equipment only respiratory protection equipment that has been specifically certified or had certification extended for emergency use by NIOSH/MSHA.~~

d) The licensee shall notify the Agency~~Department~~, in writing, at least 30 days before the date that respiratory protection equipment is first used pursuant to the provisions of either subsection (a) or (b) of this Section~~above~~.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART I: STORAGE AND CONTROL OF LICENSED OR REGISTERED SOURCES OF RADIATION

Section 340.810 Security and Control of Licensed or Registered Sources of Radiation

a) The licensee shall secure licensed radioactive material from unauthorized removal or access.

b) The licensee shall maintain constant surveillance, and use devices or administrative procedures to prevent unauthorized use of licensed radioactive

material that is in an unrestricted area and that is not in storage.

c) Unless otherwise specified in 32 Ill. Adm. Code 335, 350 or 351 or by the Agency, the licensee shall conduct a physical inventory at intervals not to exceed six months to account for each sealed source received and possessed under the license schedule item and shall maintain a record of such inventories. The inventory records shall include the radionuclide, activity, activity assay date, manufacturer, model and serial number, location of the sealed source, date of the inventory and the identity of the individuals performing the inventory.~~The registrant shall secure registered radiation machines from unauthorized removal.~~

d) For sources that are removed from storage for use or transport, the record shall include:

1) The number and activity of sources removed from storage, the time and date they were removed from storage, the name of the individual who removed them from storage and the location of use; and

2) The number and activity of sources returned to storage, the time and date they were returned to storage and the name of the individual who returned them to storage.

e) Records of inventories shall be maintained for 5 years from the date of each inventory.

f) The registrant shall use devices or administrative procedures to prevent unauthorized use of registered radiation machines.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.820 Storage of Volatiles and Gases

a) A licensee shall store unopened radioactive gases and volatile radioactive material, including iodine as sodium iodide, in the shipper's radiation shield and container; or

b) A licensee shall store opened containers from which material is extracted in a properly functioning, ventilated device such as a glove box or fume hood.

(Source: Added at 29 Ill. Reg. _____, effective _____)

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Section 340.830 Control of Volatiles and Gases

a) A licensee who uses or stores radioactive volatile materials or gases shall do so with a system that will keep airborne concentrations within the limits prescribed in this Part.

b) The system shall either be directly vented to the atmosphere through an air exhaust or provide for collection and decay or disposal of the volatile material or gas in a shielded container.

c) A licensee shall use or store radioactive gases only in rooms that are at negative pressure compared to surrounding rooms or hallways.

d) A licensee shall post, at the area of use or storage, emergency procedures to be followed in the event of a gas spill.

e) In the event of evacuation because of a spill or leak, the licensee shall use a radiation detection survey instrument upon room re-entry to ensure radiation levels have returned to background levels.

f) A licensee shall check the operation of reusable collection systems monthly and measure the ventilation rates available in areas of use at intervals not to exceed 6 months. The licensee shall maintain a record of these checks for 5 years. The record shall include the model and serial number of the collection system, results of all checks recommended by the manufacturer of the collection system, the date of the checks and the identity of the individual who performed the checks.

g) Contaminated charcoal trap filters, air handling systems and respiratory equipment shall be disposed of in accordance with this Part.

(Source: Added at 29 Ill. Reg. _____, effective _____)

SUBPART J: PRECAUTIONARY PROCEDURES

Section 340.910 Caution Signs

a) Standard Radiation Symbol. Unless otherwise authorized by the Agency~~Department~~, the symbol prescribed by this Part shall use the colors magenta, ~~or~~ purple~~,~~ or black on yellow background. The symbol prescribed by

this Part is the three-bladed design ~~as~~ shown in ~~Section 340.~~Illustration A of this Part.

b) Exception to Color Requirements for Standard Radiation Symbol. Notwithstanding the requirements of subsection (a) of this Section~~above~~, licensees or registrants are authorized to label sources, source holders, or device components containing sources of radiation that are subjected to high temperatures, with conspicuously etched or stamped radiation caution symbols and without a color requirement.

c) Additional Information on Signs and Labels. In addition to the contents of signs and labels prescribed in this Part, the licensee or registrant may provide, on or near the required signs and labels, information to make individuals aware of potential radiation exposures and to minimize the exposures.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.920 Posting Requirements

a) Posting of Radiation Areas. The licensee or registrant shall post each radiation area with a conspicuous sign or signs bearing the radiation symbol and the words "CAUTION, RADIATION AREA".

b) Posting of High Radiation Areas. The licensee or registrant shall post each high radiation area with a conspicuous sign or signs bearing the radiation symbol and the words "CAUTION, HIGH RADIATION AREA" or "DANGER, HIGH RADIATION AREA".

c) Posting of Very High Radiation Areas. The licensee or registrant shall post each very high radiation area with a conspicuous sign or signs bearing the radiation symbol and words "GRAVE DANGER, VERY HIGH RADIATION AREA".

d) Posting of Airborne Radioactivity Areas. The licensee shall post each airborne radioactivity area with a conspicuous sign or signs bearing the radiation symbol and the words "CAUTION, AIRBORNE RADIOACTIVITY AREA" or "DANGER, AIRBORNE RADIOACTIVITY AREA".

e) Posting of Areas or Rooms in Which Licensed Material is Used or Stored. The licensee shall post each area or room in which there is used or stored an amount of licensed material exceeding ten times the quantity of such material specified in

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Appendix C to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions, with a conspicuous sign or signs bearing the radiation symbol and the words "CAUTION, RADIOACTIVE MATERIAL(S)" or "DANGER, RADIOACTIVE MATERIAL(S)".

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.930 Exceptions to Posting Requirements

a) A licensee or registrant is not required to post caution signs in areas or rooms containing sources of radiation for periods of less than 8 hours, if each of the following conditions is met:

1) The sources of radiation are constantly attended during these periods by an individual who takes the precautions necessary to prevent the exposure of individuals to sources of radiation in excess of the limits established in this Part; and

2) The area or room is subject to the licensee's or registrant's control.

b) Rooms or other areas in hospitals that are occupied by patients are not required to be posted with caution signs pursuant to Section 340.920 of this Part provided that the patient door posting requirements of 32 Ill. Adm. Code 335.5030(a)(5) or 335.7030(b) are met.

c) Rooms or other areas in hospitals that are occupied by patients are not required to be posted with caution signs, provided that:

1) A patient being treated with a permanent implant could be released from confinement pursuant to 32 Ill. Adm. Code 335.2110; or

2) A patient being treated with a therapeutic radiopharmaceutical could be released from confinement pursuant to 32 Ill. Adm. Code 335.5030(b).

d) A room or area is not required to be posted with a caution sign because of the presence of a sealed source provided the radiation level at 30 centimeters (12 inches) from the surface of the sealed source container or housing does not exceed 0.05 mSv (0.005 rem) per hour.

e) A room or area is not required to be posted with a caution sign because of the

presence of radiation machines used solely for diagnosis in the healing arts.

f) If a room or area in which radioactive material or radiation machines are used for the treatment of patients is required to be posted with the words, *"GRAVE DANGER, VERY HIGH RADIATION AREA"* in accordance with 340.920(c) of this Part, the following words may be substituted: *"DANGER, VERY HIGH RADIATION AREA"*.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.950 Exemptions to Labeling Requirements

A licensee is not required to label:

a) Containers holding licensed material in quantities less than the quantities listed in Appendix C to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions; or

b) Containers holding licensed material in concentrations less than those specified in Table 3 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions; or

c) Containers attended by an individual who takes the precautions (e.g., controlling access) necessary to prevent the exposure of individuals in excess of the limits established by this Part; or

d) Containers when they are in transport, provided the containers are packaged and labeled in accordance with the regulations of the U.S. Department of Transportation; or

AGENCY NOTE: Labeling of packages containing radioactive materials is required by the U.S. Department of Transportation if the amount and type of radioactive material exceeds the limits for an excepted quantity or article as defined and limited by 49 CFR 173.403~~(m) and (w)~~ and 173.421 through 173.424, current as October 1, 2004~~1991~~, exclusive of subsequent amendments or editions.

e) Containers that are accessible only to individuals authorized to handle or use them, or to work in the vicinity of the containers, if the contents are identified to these individuals by a readily available written record (examples of containers of this type are containers in locations such as water-filled canals, storage vaults or

hot cells). The record shall be retained as long as the containers are in use for the purpose indicated on the record; or

f) Installed manufacturing or process equipment, such as piping and tanks.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.960 Procedures for Receiving and Opening Packages

a) Each licensee who is authorized to receive a package containing quantities of radioactive material in excess of a Type A quantity, as defined in 32 Ill. Adm. Code 341.20, as listed in 49 CFR 173.435 published October 1, 1993, or as derived from 49 CFR 173.433 published October 1, 2004~~1993~~ shall:

1) Make arrangements to receive the package when the carrier offers it for delivery; or

2) Make arrangements to receive the notification of the arrival of the package at the carrier's terminal and to take possession of the package expeditiously.

b) Each licensee shall:

1) Monitor the external surfaces of a labeled package for radioactive contamination unless the package contains only radioactive material in the form of a gas or in special form radioactive material as defined in 32 Ill. Adm. Code 310.20;

AGENCY NOTE: Labeled means labeled with a Radioactive White I, Radioactive Yellow II or Radioactive Yellow III label as specified in U.S. Department of Transportation regulations, 49 CFR 172.403 and 172.436-440, published October 1, 2004~~1993~~.

2) Monitor the external surfaces of a labeled package for radiation levels unless the package contains quantities of radioactive material that are less than or equal to the Type A quantity~~, as defined in 32 Ill. Adm. Code 341.20, as listed in 49 CFR 173.435 published October 1, 1993, or as derived from 49 CFR 173.433 published October 1, 1993~~; and

3) Monitor all packages known to contain radioactive material for radioactive

contamination and radiation levels if there is evidence of degradation of package integrity, such as packages that are crushed, wet or damaged.

c) The licensee shall perform the monitoring required by subsection (b) of this Section~~above~~ as soon as practicable after receipt of the package, but not later than 3 hours after the package is received at the licensee's facility if it is received during the licensee's normal working hours or if there is evidence of degradation of package integrity, such as a package that is crushed, wet or damaged. If a package is received after working hours, and has no evidence of degradation of package integrity, the package shall be monitored no later than 3 hours from the beginning of the next working day.

d) The licensee shall immediately notify the final delivery carrier and the Agency~~Department~~ by telephone, and shall confirm the initial contact within 24 hours by overnight letter or telefacsimile to the Agency~~Department~~, when:

1) Removable radioactive surface contamination exceeds the limits of 32 Ill. Adm. Code 341.150(h); or

2) External radiation levels exceed the limits of 32 Ill. Adm. Code 341.150(i) and (j).

e) Each licensee shall:

1) Establish, maintain and retain written procedures for safely opening packages in which radioactive material is received; and

2) Ensure that the procedures are followed and that special instructions for the type of package being opened are adhered to.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART K: WASTE DISPOSAL

Section 340.1010 General Requirements

a) A licensee shall dispose of licensed material only:

1) By transfer to an authorized recipient as provided in Section 340.1060 of this Part or in 32 Ill. Adm. Code 330, 332 or 601, or to the U.S.

Department of Energy; or

2) By release in effluents within the limits in Section 340.310 of this Part; or

3) As authorized pursuant to Sections 340.1020, 340.1030, 340.1040 or 340.1050 of this Part.

b) A person shall be specifically licensed by the Agency~~Department~~ prior to receiving waste containing licensed material from any other point of generation for:

1) Storage for decay; or

2) Treatment prior to disposal; or

3)~~2)~~ Treatment or disposal by incineration; or

4)~~3)~~ Disposal at a land disposal facility licensed pursuant to 32 Ill. Adm. Code 601; or

5)~~4)~~ Storage until transferred to a disposal facility authorized to receive the waste.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1020 Method for Obtaining Approval of Proposed Disposal Procedures

A licensee or applicant for a license may apply to the Agency~~Department~~ for approval of proposed procedures, not otherwise authorized in 32 Ill. Adm. Code: Chapter II, Subchapters b and d, to dispose of licensed material generated in the licensee's operations. Each application shall include:

a) A description of the waste containing licensed material to be disposed of, including the physical and chemical properties that have an impact on risk evaluation, and the proposed manner and conditions of waste disposal;

b) An analysis and evaluation of pertinent information on the nature of the environment;

c) The nature and location of other potentially affected facilities; and

d) Analyses and procedures to ensure that doses are maintained ALARA and within the dose limits in this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1030 Disposal by Release into Sanitary Sewerage

a) A licensee may discharge licensed material into sanitary sewerage if each of the following conditions is satisfied:

1) The material is readily soluble, or is readily dispersible biological material, in water;

2) The quantity of licensed radioactive material that the licensee releases into the sewer in 1 month divided by the average monthly volume of water released into the sewer by the licensee does not exceed the concentration listed in Table 3 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions;

3) If more than one radionuclide is released, the following conditions must also be satisfied:

A) The licensee shall determine the fraction of the limit in Table 3 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions, represented by discharges into sanitary sewerage by dividing the actual monthly average concentration of each radionuclide released by the licensee into the sewer by the concentration of that radionuclide listed in Table 3 of Appendix B to 10 CFR 20~~.1001 - 20.2401~~, effective January 1, 2004~~1994~~, exclusive of subsequent amendments or editions; and

B) The sum of the fractions for each radionuclide required by subsection (a)(3)(A) of this Section~~above~~ does not exceed unity;

4) The total quantity of licensed radioactive material that the licensee releases into sanitary sewerage in a year does not exceed 185 GBq (5 Ci) of hydrogen-3, 37 GBq (1 Ci) of carbon-14, and 37 GBq (1 Ci) of all other radioactive materials combined; and

5) In determining compliance with subsections (a)(1), (a)(2), (a)(3) and (a)(4) of this Section~~above~~, the licensee shall not include the activity from radioactive material excluded by subsection (b) of this Section~~below~~.

b) Excreta from individuals undergoing medical diagnosis or therapy with radioactive material are not subject to the limitations contained in subsection (a) of this Section~~above.~~

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1040 Treatment or Disposal by Incineration

A licensee may treat or dispose of licensed material by incineration only in the amounts and forms specified in Section 340.1050 of this Part or as specifically approved by the Agency~~Department~~ pursuant to Section 340.1020 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1045 Decay-In-Storage

A licensee may store waste containing, or comprised of, radioactive material with a physical half-life of less than 120 days for "decay-in-storage" before disposal as normal waste under the following provisions:

a) Radioactive waste to be disposed of shall be held for decay a minimum of 10 half-lives.

b) Pursuant to Section 340.510(a) and (b) of this Part, radiation surveys shall be performed prior to disposal of the waste to ensure that the waste's radioactivity cannot be distinguished from background radiation levels. The package/ container surface shall be surveyed with an appropriate radiation detection survey instrument set on its most sensitive scale, with no interposed shielding between the detector and the waste, in a low background radiation environment.

c) Records of monitoring shall be maintained to include: date of disposal; date placed in storage; manufacturer, model and serial number of the survey instrument used; background radiation levels; and measured radiation levels.

d) Identity of the individual performing the monitoring.

e) All radiation labels shall be removed or obliterated.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 340.1050 Disposal of Specific Wastes

a) A licensee may dispose of the following licensed material as if it were not radioactive:

1) 1.85 kBq (0.05 µCi), or less, of hydrogen-3, carbon-14 or iodine-125 per gram of medium used for scintillation counting; and

2) 1.85 kBq (0.05 µCi), or less, of hydrogen-3, carbon-14 or iodine-125 per gram of animal tissue, averaged over the weight of the entire animal.

b) A licensee shall not dispose of tissue pursuant to subsection (a)(2) of this Section~~above~~ in a manner that would permit its use either as food for humans or as animal feed.

c) The licensee shall maintain records in accordance with Section 340.1180 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1052 Classification of Radioactive Waste for Land Disposal

a) Considerations. Determination of the classification of radioactive waste involves two considerations. First, consideration must be given to the concentration of long-lived radionuclides (and their shorter-lived precursors) whose potential hazard will persist long after such precautions as institutional controls, improved waste form and deeper disposal have ceased to be effective. These precautions delay the time when long-lived radionuclides could cause exposures. In addition, the magnitude of the potential dose is limited by the concentration and availability of the radionuclide at the time of exposure. Second, consideration must be given to the concentration of shorter-lived radionuclides for which requirements on institutional controls, waste form and disposal methods are effective.

b) Classes of waste.

1) Class A waste is waste that is usually segregated from other waste classes at the disposal site. The physical form and characteristics of Class A waste must meet the minimum requirements set forth in Section 340.1055(a) of this Part. If Class A waste also meets the stability requirements set forth in Section 340.1055(b) of this Part, it is not necessary to segregate the waste for disposal.

2) Class B waste is waste that must meet more rigorous requirements on waste form to ensure stability (as defined in 32 Ill. Adm. Code 601.20) after disposal. The physical form and characteristics of Class B waste must meet both the minimum and stability requirements set forth in Section 340.1055 of this Part.

3) Class C waste is waste that not only must meet more rigorous requirements on waste form to ensure stability but also requires additional measures at the disposal facility to protect against inadvertent intrusion. The physical form and characteristics of Class C waste must meet both the minimum and stability requirements set forth in Section 340.1055 of this Part.

c) Classification determined by long-lived radionuclides. If the radioactive waste contains only radionuclides listed in Table 1 of this Section~~below~~, classification shall be determined as follows:

1) If the concentration does not exceed 0.1 times the value in Table 1~~below~~, the waste is Class A.

2) If the concentration exceeds 0.1 times the value in Table 1~~below~~, but does not exceed the value in Table 1~~below~~, the waste is Class C.

3) If the concentration exceeds the value in Table 1~~below~~, the waste is not generally acceptable for land disposal.

4) For wastes containing mixtures of radionuclides listed in Table 1~~below~~, the total concentration shall be determined by the sum of fractions rule described in subsection (g) of this Section~~below~~.

Table 1

Radionuclide	Concentration curies/cubic meter
C-14	8
C-14 in activated metal	80
Ni-59 in activated metal	220
Nb-94 in activated metal	0.2
Tc-99	3
I-129	0.08
Alpha emitting transuranic radionuclides with half-life greater than five years	100
Pu-241	3,500
Cm-242	20,000
Ra-226	100

AGENCY NOTE: Units are nanocuries per gram.

d) Classification determined by short-lived radionuclides. If the waste does not contain any of the radionuclides listed in Table 1~~above~~, classification shall be determined based on the concentrations shown in Table 2 of this Section~~below~~. However, as specified in subsection (f) of this Section~~below~~, if radioactive waste does not contain any nuclides listed in either Table 1~~above~~ or Table 2~~below~~, it is Class A.

1) If the concentration does not exceed the value in Column 1, the waste is Class A.

2) If the concentration exceeds the value in Column 1 but does not exceed the value in Column 2, the waste is Class B.

3) If the concentration exceeds the value in Column 2 but does not exceed the value in Column 3, the waste is Class C.

4) If the concentration exceeds the value in Column 3, the waste is not generally acceptable for near-surface disposal.

5) For wastes containing mixtures of the radionuclides listed in Table 2~~below~~, the total concentration shall be determined by the sum of fractions rule described in subsection (g) of this Section~~below~~.

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Table 2

Radionuclide	Concentration~~,~~ (curies/cubic meter) Column 1	Column 2	Column 3
Total of all radionuclides with less than 5-year half-life	700	–	–
H-3	40	–	–
Co-60	700	–	–
Ni-63	3.5	70	700
Ni-63 in activated metal	35	700	7000
Sr-90	0.04	150	7000
Cs-137	1	44	4600

AGENCY NOTE: There are no limits established for these radionuclides in Class B or C wastes. Practical considerations such as the effects of external radiation and internal heat generation on transportation, handling and disposal will limit the concentrations for these wastes. These wastes shall be Class B unless the concentrations of other radionuclides in Table 2~~above~~ determine the waste to be Class C independent of these radionuclides.

e) Classification determined by both long- and short-lived radionuclides. If the radioactive waste contains a mixture of radionuclides, some of which are listed in Table 1~~above~~ and some of which are listed in Table 2~~above~~, classification shall be determined as follows:

1) If the concentration of a radionuclide listed in Table 1~~above~~ is less than 0.1 times the value listed in Table 1~~above~~, the class shall be that determined by the concentration of radionuclides listed in Table 2~~above~~.

2) If the concentration of a radionuclide listed in Table 1~~above~~ exceeds 0.1 times the value listed in Table 1~~above~~, but does not exceed the value in Table 1~~above~~, the waste shall be Class C, provided the concentration of radionuclides listed in Table 2~~above~~ does not exceed the value shown in Column 3 of Table 2~~above~~.

f) Classification of wastes with radionuclides other than those listed in Tables 1 and 2~~above~~. If the waste does not contain any radionuclides listed in either Tables 1 or 2~~above~~, it is Class A.

g) The sum of the fractions rule for mixtures of radionuclides. For determining classification for waste that contains a mixture of radionuclides, it is necessary to determine the sum of fractions by dividing each radionuclide's concentration by the appropriate limit and adding the resulting values. The appropriate limits must all be taken from the same column of the same table. The sum of the fractions for the column must be less than 1.0 if the waste class is to be determined by that column. Example: A waste contains Sr-90 in a concentration of 50 Ci/m3 and Cs-137 in a concentration of 22 Ci/m3. Since the concentrations both exceed the values in Column 1, Table 2, they must be compared to Column 2 values. For Sr-90 fraction, 50/150 = 0.33, for Cs-137 fraction, 22/44 = 0.5; the sum of the fractions = 0.83. Since the sum is less than 1.0, the waste is Class B.

h) Determination of concentrations in wastes. The concentration of a radionuclide may be determined by indirect methods such as use of scaling factors which relate the inferred concentration of one radionuclide to another that is measured, or radionuclide material accountability, if there is reasonable assurance that the indirect methods can be correlated with actual measurements. The concentration of a radionuclide may be averaged over the volume of the waste, or weight of the waste if the units are expressed as nano-curies per gram.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1055 Radioactive Waste Characteristics

a) The following are minimum requirements for all classes of waste and are intended to facilitate handling and provide protection of health and safety of personnel at the disposal site.

1) Wastes shall be packaged in conformance with the conditions of the license issued to the site operator to which the waste will be shipped. Where the conditions of the site license are more restrictive than the provisions of this Part, the site license conditions shall govern.

2) Wastes shall not be packaged for disposal in cardboard or fiberboard boxes.

3) Liquid waste shall be packaged in sufficient absorbent material to absorb twice the volume of the liquid.

4) Solid waste containing liquid shall contain as little free-standing and non-corrosive liquid as is reasonably achievable, but in no case shall the liquid exceed 1% of the volume.

5) Waste shall not be readily capable of detonation or of explosive decomposition or reaction at normal pressures and temperatures, or of explosive reaction with water.

6) Waste shall not contain, or be capable of generating, quantities of toxic gases, vapors or fumes harmful to persons transporting, handling or disposing of the waste. This does not apply to radioactive gaseous waste packaged in accordance with subsection (a)(8) of this Section~~below~~.

7) Waste must not be pyrophoric. Pyrophoric materials contained in wastes shall be treated, prepared and packaged to be nonflammable. (See 32 Ill. Adm. Code 601 for definition of pyrophoric.)

8) Wastes in a gaseous form shall be packaged at an absolute pressure that does not exceed 1.5 atmospheres at 20° C (68° F). Total activity shall not exceed 100 Ci per container.

9) Wastes containing hazardous, biological, pathogenic or infectious material shall be treated to reduce to the maximum extent practicable the potential hazard from the non-radiological materials.

b) The following requirements are intended to provide stability of the waste. Stability is intended to ensure that the waste does not degrade and affect overall stability of the site through slumping, collapse or other failure of the disposal unit and thereby lead to water infiltration. Stability is also a factor in limiting exposure to an inadvertent intruder, since it provides a recognizable and nondispersible waste.

1) Waste shall have structural stability. A structurally stable waste form will generally maintain its physical dimensions and its form, under the expected disposal conditions such as weight of overburden and compaction equipment, the presence of moisture, and microbial activity, and internal factors such as radiation effects and chemical changes. Structural stability can be provided by the waste form itself, processing the waste to a stable form, or placing the waste in a disposal container or structure that provides stability after disposal.

2) Notwithstanding the provisions in subsections (a)(3) and (a)(4) of this Section~~above~~, liquid wastes, or wastes containing liquid, shall be converted into a form that contains as little free-standing and non-corrosive liquid as is reasonably achievable, but in no case shall the liquid exceed 1% of the volume of the waste when the waste is in a disposal container designed to ensure stability, or 0.5% of the volume of the waste for waste processed to a stable form.

3) Void spaces within the waste and between the waste and its package shall be reduced to the extent practicable. \

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1057 Labeling

Each package of waste shall be clearly labeled to identify whether it is Class A, Class B or Class C waste, in accordance with Section 340.1052 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1060 Transfer for Disposal and Manifests

a) Each licensee who transports or offers for transportation low-level radioactive waste intended for ultimate disposal at a licensed low-level radioactive waste disposal facility shall prepare a manifest reflecting information requested on the applicable NRC Forms 540 (Uniform Low-Level Radioactive Waste Manifest (Shipping Paper)) and 541 (Uniform Low-Level Radioactive Waste Manifest (Container and Waste Description)) and, if necessary, on an applicable NRC Form 542 (Uniform Low-Level Radioactive Waste Manifest (Manifest Index and Regional Compact Tabulation)). ~~Each shipment of radioactive waste to a licensed land disposal facility shall be accompanied by a shipment manifest that contains the name, address and telephone number of the person generating the waste, as well as the name, address and telephone number or the name and U.S. Environmental Protection Agency hazardous waste identification number of the person transporting the waste. The manifest shall also indicate as completely as practicable: a physical description of the waste; the waste volume; radionuclide identity and quantity; the total radioactivity; and the principal chemical form. The solidification agent shall be specified. Wastes containing more than 0.1% chelating agents by weight shall be identified and the weight percentage of the~~

~~chelating agent shall be estimated. Wastes classified as Class A, Class B or Class C in Section 340.1052 shall be clearly identified as such in the manifest. The total quantity of the radionuclides H-3, C-14, Tc-99 and I-129 shall be shown.~~

AGENCY NOTE: For guidance in completing these forms, refer to the instructions that accompany the forms. NRC Forms 540, 540A, 541, 541A, 542 and 542A and the accompanying written instructions may be obtained from the Information and Records Management Branch, Office of Information Resources Management, U.S. Nuclear Regulatory Commission, Washington, DC 20555.

b) NRC Forms 540 and 540A shall be completed and shall physically accompany each low-level radioactive waste shipment. Each licensee shipping low-level radioactive waste shall transfer manifest information to the consignee.

c~~b~~) Upon agreement between the shipper and the consignee, NRC Forms 541, 541A, 542 or 542A may be completed, transmitted and stored in electronic media with the capability of producing legible, accurate and complete records on the respective forms. Copies of manifests required by this Section may be legible carbon copies, photocopies or computer printouts that reproduce the data in the format of the uniform manifest.~~The manifest required by this Section may be shipping papers used to meet USDOT or U.S. Environmental Protection Agency regulations (i.e., 40 CFR 262 and 263, revised as of July, 1984, exclusive of subsequent amendments or editions), or requirements of the receiver, provided all the required information is included.~~

d~~c~~) Licensees are exempt from the manifesting requirements of this Section when shipping:

1) Low-level radioactive waste for processing and when they expect its return (i.e., for storage under their license) prior to disposal at a licensed disposal facility;

2) Low-level radioactive waste that is being returned to the licensee who is the waste generator; or

3) Radioactively contaminated material to a waste processor that becomes the processor's residual waste.

~~Each manifest shall include a certification by the waste generator that the materials being transported are properly classified, described, packaged, marked~~

~~and labeled and are in proper condition for transportation according to the applicable regulations of the USDOT and the Department. An authorized representative of the waste generator shall sign and date the manifest.~~

e~~d~~) Each licensee shipping low-level radioactive waste shall also comply with the reporting requirements specified in 32 Ill. Adm. Code 609.~~Any licensee who transfers waste to a land disposal facility or a licensed waste collector shall comply with the following requirements. Any licensee who transfers waste to a licensed waste processor who treats or repackages waste shall comply with the requirements of subsections (d)(4) through (d)(8) below. A licensee shall:~~

~~1) Prepare all wastes so that the waste is classified according to Section 340.1052 and meets the waste characteristics requirements in Section 340.1055;~~

~~2) Label each package of waste to identify whether it is Class A waste, Class B waste or Class C waste, in accordance with Section 340.1052;~~

~~3) Conduct a quality control program to assure compliance with Sections 340.1052 and 340.1055; the program must include management evaluation of audits;~~

~~4) Prepare shipping manifests to meet the requirements of subsections (a) and (c) above;~~

~~5) Forward a copy of the manifest to the intended recipient at the time of shipment; or, deliver to a collector at the time the waste is collected, obtaining acknowledgement of receipt in the form of a signed copy of the manifest from the collector;~~

~~6) Include one copy of the manifest with the shipment;~~

~~7) Retain a copy of the manifest with documentation of acknowledgement of receipt as the record of transfer of licensed material as required by this Part; and~~

~~8) For any shipments or any part of a shipment for which acknowledgement of receipt has not been received within the times set forth in this Section, conduct an investigation in accordance with this Section.~~

f~~e~~) Each shipper of radioactive waste shall provide the following information regarding the waste shipment on the uniform manifest:

1) The name, facility address and telephone number of the licensee shipping the waste;

2) An explicit declaration indicating whether the shipper is acting as a waste generator, collector or processor, or a combination of these identifiers, for purposes of the manifested shipment;

3) The name, address and telephone number, or the name and EPA identification number, for the carrier transporting the waste;

4) The date of the waste shipment;

5) The total number of packages/disposal containers;

6) The total disposal volume and disposal weight in the shipment;

7) The total radionuclide activity in the shipment;

8) The activity of each of the radionuclides H-3, C-14, Tc-99 and I-129 contained in the shipment; and

9) The total masses of U-233, U-235 and plutonium in special nuclear material, and the total mass of uranium and thorium in source material.

AGENCY NOTE: The reporting requirements of the uniform manifest meet the reporting requirements of USDOT for the shipments of waste. Therefore, no additional DOT forms are required for shipments of low-level radioactive waste. However, the uniform manifest does not meet the reporting requirements of USEPA for the shipment of hazardous, medical or other waste. Any additional USEPA requirements shall be met by using an additional USEPA manifest. In addition, the uniform manifest reporting requirements do not meet the tracking requirements of 32 Ill. Adm. Code 609.

~~Any waste collector licensee who handles only prepackaged waste shall:~~

~~1) Acknowledge receipt of the waste from the generator within one week after receipt by returning a signed copy of the manifest to the generator;~~

~~2) Prepare a new manifest to reflect consolidated shipments; the new manifest shall serve as a listing or index for the detailed generator manifests. Copies of the generator manifests shall be a part of the new manifest. The waste collector may prepare a new manifest without attaching the generator manifests, provided the new manifest contains for each package the information specified in subsection (a) above. The collector licensee shall certify that nothing has been done to the waste which would invalidate the generator's certification;~~

~~3) Forward a copy of the new manifest to the land disposal facility operator at the time of shipment;~~

~~4) Include the new manifest with the shipment to the disposal site;~~

~~5) Retain a copy of the manifest with documentation of acknowledgement of receipt as the record of transfer of licensed material as required by this Part, and retain information from generator manifests until disposition is authorized by the Department; and~~

~~6) For any shipments or any part of a shipment for which acknowledgement of receipt is not received within the times set forth in this Section, conduct an investigation in accordance with subsection (h) below.~~

g~~f~~) For waste shipments in disposal containers, each shipper shall provide the following information on the uniform manifest regarding the waste and each disposal container of waste in the shipment:

1) An alphabetic or numeric identification that identifies each disposal container in the shipment;

2) A physical description of the disposal container, including the manufacturer and model of any high integrity container;

3) The volume displaced by the disposal container;

4) The gross weight of the disposal container, including the waste;

5) For waste consigned to a disposal facility, the maximum radiation level at the surface of each disposal container;

6) A physical and chemical description of the waste;

7) The total weight percentage of chelating agent for any waste containing more than 0.1 percent chelating agent by weight, plus the identity of the principal chelating agent;

8) The approximate volume of waste within a container;

9) The sorbing or solidification media, if any, and the identity of the manufacturer of the solidification media and brand name;

10) The identities and activities of individual radionuclides contained in each container, the masses of U-233, U-235 and plutonium in special nuclear material, and the masses of uranium and thorium in source material. For discrete waste types (i.e., activated materials, contaminated equipment, mechanical filters, sealed source/devices and wastes in solidification/ stabilization media), the identities and activities of individual radionuclides associated with or contained on these waste types within a disposal container shall be reported;

11) The total radioactivity within each container; and

12) For wastes consigned to a disposal facility, the classification of the waste shall be identified on the manifest pursuant to Section 340.1052 of this Part. Waste not meeting the structural stability requirements of Section 340.1055(b) of this Part shall also be identified on the manifest.

~~Any licensed waste processor who treats or repackages wastes shall:~~

~~1) Acknowledge receipt of the waste from the generator within one week after receipt by returning a signed copy of the manifest to the generator;~~

~~2) Prepare a new manifest that meets the requirements of subsections (a), (b) and (c) above. Preparation of the new manifest reflects that the processor is responsible for the waste;~~

~~3) Prepare all wastes so that the waste is classified according to Section 340.1052 and meets the waste characteristics requirement in Section 340.1055;~~

~~4) Label each package of waste to identify whether it is Class A waste, Class B waste or Class C waste, in accordance with Sections 340.1052 and 340.1057 of this Part;~~

~~5) Conduct a quality control program to assure compliance with Sections 340.1052 and 340.1055. This program shall include management evaluation of audits;~~

~~6) Forward a copy of the new manifest to the disposal site operator or waste collector at the time of shipment, or deliver to a collector at the time the waste is collected, obtaining acknowledgement of receipt in the form of a signed copy of the manifest by the collector;~~

~~7) Include the new manifest with the shipment;~~

~~8) Retain copies of original manifests and new manifests with documentation of acknowledgement of receipt as the record of transfer of licensed material as required by this Part; and~~

~~9) For any shipment or part of a shipment for which acknowledgement is not received within the times set forth in this Section, conduct an investigation in accordance with subsection (h) below.~~

h~~g~~) For waste shipments delivered without a disposal container, the shipper of the radioactive waste shall provide the following information on the uniform manifest:

1) The approximate volume and weight of the waste;

2) A physical and chemical description of the waste;

3) The total weight percentage of chelating agent for any waste containing more than 0.1 percent chelating agent by weight, plus the identity of the principal chelating agent;

4) For wastes consigned to a disposal facility, the classification of the waste shall be identified on the manifest pursuant to Section 340.1052 of this Part. Waste not meeting the structural stability requirements of Section 340.1055(b) of this Part shall also be identified on the manifest;

5) The identities and activities of individual radionuclides contained in the waste, the masses of U-233, U-235 and plutonium in special nuclear material, and the masses of uranium and thorium in source material; and

6) For waste consigned to a disposal facility, the maximum radiation levels at the surface of the waste.

~~The land disposal facility operator shall:~~

~~1) Acknowledge receipt of the waste within one week after receipt by returning a signed copy of the manifest to the shipper. The shipper to be notified is the licensee who last possessed the waste and transferred the waste to the operator. The returned copy of the manifest shall indicate any discrepancies between materials listed on the manifest and materials received;~~

~~2) Retain a copy of the manifest with documentation of acknowledgement of receipt as the record of transfer of licensed material as required by this Part, and retain information from generator manifests until disposition is authorized by the Department; and~~

~~3) Notify the shipper (i.e., the generator, the collector or processor) and the Department when any shipment or part of a shipment has not arrived within 60 days after the advance manifest was received.~~

i~~h~~) For waste comprised of mixtures of waste originating from different waste generators, the shipper shall provide the following information on the uniform manifest:

AGENCY NOTE: The origin of the low-level radioactive waste resulting from a processor's activities may be attributable to one or more "waste generators" as defined in this Part.

1) For homogeneous mixtures of waste, such as incinerator ash, provide the waste description applicable to the mixture and the volume of the waste attributed to each waste generator.

2) For heterogeneous mixtures of waste, such as the combined products from a large compactor, identify each generator contributing waste to the

disposal container, and for discrete waste types (i.e., activated materials, contaminated equipment, mechanical filters, sealed source/devices and wastes in solidification/stabilization media), the identities and activities of individual radionuclides contained on these waste types within the disposal container. For each waste generator, provide the following:

A) The volume of waste;

B) A physical and chemical description of the waste, including the solidification agent, if any;

C) The total weight percentage of chelating agents for any waste containing more than 0.1 percent chelating agent by weight, plus the identity of the principal chelating agent;

D) The sorbing or solidification media, if any, and the identity of the solidification media vendor and brand name if the media is claimed to meet stability requirements in Section 340.1055(b) of this Part; and

E) Radionuclide identities and activities contained in the waste, the masses of U-233, U-235 and plutonium in special nuclear material, and the masses of uranium and thorium in source material if contained in the waste.

j) An authorized representative of the licensee shall certify, by signing and dating the shipment manifest, that the transported materials are properly classified, described, packaged, marked and labeled and are in proper condition for transportation according to the requirements of USDOT regulations and this Part. A collector, in signing the certification, is certifying that nothing has been done to the collected waste that would invalidate the waste generator's certification.

k) Any licensee who transfers radioactive waste to a land disposal facility or a licensed waste collector shall comply with the requirements in subsections (k)(1) through (k)(9) of this Section. Any licensee who transfers waste to a licensed waste processor for waste treatment or repackaging shall comply with the requirements of subsections (k)(4) through (k)(9) of this Section. The licensee shall:

1) Prepare all wastes so that the waste is classified according to Section 340.1052 of this Part and meets the waste characteristics requirements in Section 340.1055 of this Part;

2) Label each disposal container (or transport package if potential radiation hazards preclude labeling of the individual disposal container) of waste to identify whether it is Class A waste, Class B waste, Class C waste or greater than Class C waste, in accordance with Section 340.1052 of this Part;

3) Conduct a quality assurance program to assure compliance with Sections 340.1052 and 340.1055 of this Part (the program shall include management evaluation of audits);

4) Prepare the appropriate NRC Uniform Low-Level Radioactive Waste Manifest form as required by this Part;

5) Forward a copy or electronically transfer the Uniform Low-Level Radioactive Waste Manifest to the intended consignee so that receipt of the manifest precedes the low-level radioactive waste shipment, or the manifest is delivered to the consignee with the waste at the time the waste is transferred to the consignee. Using either or both of these methods is acceptable;

6) Include NRC Form 540 (and NRC Form 540A, if required) with the shipment regardless of the option chosen in subsection (k)(5) of this Section;

7) Receive acknowledgement of the receipt of the shipment in the form of a signed copy of NRC Form 540;

8) Retain a copy of or electronically store the Uniform Low-Level Radioactive Waste Manifest and documentation of acknowledgement of receipt as the record of transfer of licensed material as required by the Agency; and

9) For any shipments or any part of a shipment for which acknowledgement of receipt has not been received within the times set forth in this Part, conduct an investigation in accordance with Section 340.1270 of this Part.

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l) Any waste collector licensee who handles only prepackaged waste shall comply with subsections (l)(1), (l)(2) and (l)(7) through (l)(12) of this Section. Any licensed waste processor who treats or repackages waste shall comply with subsections (l)(1) and (l)(3) through (l)(12) of this Section.

1) Acknowledge receipt of the waste from the shipper within one week after receipt by returning a signed copy of NRC Form 540 to the shipper;

2) Prepare a new manifest to reflect consolidated shipments that meet the requirements of this Part. The waste collector shall ensure that, for each container of waste in the shipment, the manifest identifies the generator of that container of waste;

3) Prepare a new manifest that meets the requirements of this Part. Preparation of the new manifest reflects that the processor is responsible for meeting these requirements. For each container of waste in the shipment, the manifest shall identify the waste generators, the preprocessed waste volume and the other information required in subsection (i) of this Section;

4) Prepare all wastes so that the waste is classified according to Section 340.1052 of this Part and meets the waste characteristics requirements in Section 340.1055 of this Part;

5) Label each package of waste to identify whether it is Class A waste, Class B waste or Class C waste, in accordance with Sections 340.1052 and 340.1055 of this Part;

6) Conduct a quality assurance program to assure compliance with Sections 340.1052 and 340.1055 of this Part (the program shall include management evaluation of audits);

7) Forward a copy or electronically transfer the Uniform Low-Level Radioactive Waste Manifest to the intended consignee so that receipt of the manifest precedes the low-level radioactive waste shipment, or the manifest is delivered to the consignee with the waste at the time the waste is transferred to the consignee. Using either or both of these methods is acceptable;

8) Include NRC Form 540 (and NRC Form 540A, if required) with the shipment regardless of the option chosen in subsection (l)(7) of this Section;

9) Receive acknowledgement of the receipt of the shipment in the form of a signed copy of NRC Form 540;

10) Retain a copy of or electronically store the Uniform Low-Level Radioactive Waste Manifest and documentation of acknowledgement of receipt as the record of transfer of licensed material as required by the Agency;

11) For any shipments or any part of a shipment for which acknowledgement of receipt has not been received within the times set forth in this Part, conduct an investigation in accordance with Section 340.1270 of this Part; and

12) Notify the shipper and the Agency when any shipment or part of a shipment has not arrived within 60 days after receipt of an advance manifest, unless notified by the shipper that the shipment has been cancelled.

m) Any licensed land disposal facility operator shall:

1) Acknowledge receipt of low-level radioactive waste within 1 week after receipt by returning, at a minimum, a signed copy of NRC Form 540 to the shipper. The shipper to be notified is the licensee who last possessed the waste and transferred the waste to the operator. If any discrepancy exists between materials listed on the Uniform Low-Level Radioactive Waste Manifest and materials received, copies or electronic transfer of the affected forms shall be returned indicating the discrepancy;

2) Maintain copies of all completed manifests and electronically store the information required by 32 Ill. Adm. Code 606.40 until the Agency terminates the license; and

3) Notify the shipper and the Agency when any shipment or part of a shipment has not arrived within 60 days after receipt of an advance manifest, unless notified by the shipper that the shipment has been cancelled.

~~Any shipment or part of a shipment for which acknowledgement is not received within the times set forth in this Section must:~~

~~1) Be investigated by the shipper if the shipper has not received notification of receipt within 20 days after transfer; and~~

~~2) Be traced and reported. The investigation shall include tracing the shipment and filing a report with the Department. Each licensee who conducts a trace investigation shall file a written report with the Department within 2 weeks after completion of the investigation.~~

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART L: RECORDS

Section 340.1110 General Provisions

a) Each licensee or registrant shall use the SI units becquerel, gray, sievert and coulomb/kilogram or the special units curie, rad, rem and roentgen, including multiples and subdivisions, and shall clearly indicate the units of all quantities on records required by this Part.

b) The licensee or registrant shall make a clear distinction among the quantities entered on the records required by this Part (e.g., total effective dose equivalent, total organ dose equivalent, shallow dose equivalent, lens dose equivalent~~eye dose equivalent~~, deep dose equivalent, committed effective dose equivalent).

c) No licensee or registrant shall subtract radiation exposures from official personnel monitoring records without the prior written approval of the Agency~~Department~~.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1120 Records of Radiation Protection Programs

a) Each licensee or registrant shall maintain records of the radiation protection program required pursuant to Section 340.110 of this Part, including:

1) The provisions of the program; and

2) Audits and other reviews of program content and implementation.

b) The licensee or registrant shall retain the records required by subsection (a)(1) of this Part ~~above~~ until the Agency~~Department~~ terminates each license or registration for which the record is required. The licensee or registrant shall retain the records required by subsection (a)(2) of this Section~~above~~ for 5 years after the record is made.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1130 Records of Surveys and Calibrations

a) Each licensee or registrant shall maintain records showing the results of surveys and calibrations required by Sections 340.510 and 340.960(b) of this Part. The licensee or registrant shall retain these records for 5 years after the record is made.

1) Records of surveys shall include:

A) The location and date of the survey and the model and serial number of the instrument used to perform the survey;

B) The identity of the individual performing the survey; and

C) The results of the survey and any corrective actions that were taken as a result.

2) For each survey instrument calibrated in accordance with Section~~subsection~~ 340.510(b) of this Part, the licensee shall maintain the following records:

A) A copy of the licensee's own calibration procedures or a copy of a license issued by the Agency~~Department~~, the U.S. Nuclear Regulatory Commission, an Agreement State or a Licensing State authorizing the person that performed the calibrations to perform calibrations as a customer service; and

B) A record identifying the manufacturer, model and serial number of the instrument that was calibrated, the calibration results, the identity of the individual who performed the calibration and the date of the calibration.

3) Each licensee authorized to perform instrument calibrations shall maintain a copy of each calibration document created in accordance with subsection (a)(2)(B) of this Section~~above~~ and a copy of the procedures followed to perform that calibration.

4) The licensee shall retain a record of each check required in Section 340.540(a) of this Part for 5 years. The record shall include the manufacturer, model and serial number of the instrument being checked, a description of the source used, the radiation level indicated by the instrument being checked, the identity of the individual who performed the check, and the date of the check.

b) The licensee or registrant shall retain each of the following records until the Agency~~Department~~ terminates each license or registration for which the record is required:

1) Records of the results of surveys to determine the dose from external sources of radiation that are used, in the absence of or in combination with individual monitoring data, in the assessment of individual dose equivalents;

2) Records of the results of measurements and calculations that are used to determine individual intakes of radioactive material and that are used in the assessment of internal dose;

3) Records showing the results of air sampling, surveys and bioassays required pursuant to Sections 340.730(a)(3)(A) and (B) of this Part; and

4) Records of the results of measurements and calculations used to evaluate the release of radioactive effluents to the environment.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1135 Records of Tests for Leakage or Contamination of Sealed Sources

a) Records of tests for leakage or contamination required by Section 340.410 of this Part shall be kept in units of becquerel or microcurie and maintained for inspection by the Agency~~Department~~ for 5 years after the records are made.

b) The records of tests for leakage and/or contamination shall contain the manufacturer, model and serial number, if assigned, of each source tested, the identity of each source radionuclide, the results for each test sample expressed in Bq or µCi, the date the sample was collected, the date the sample was analyzed, the identity of the individual who collected the samples and the identity of the individual who analyzed the samples.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1140 Records of Prior Occupational Dose

a) The licensee or registrant shall retain the records of prior occupational dose and exposure history as specified in Section 340.250 of this Part until the Agency~~Department~~ terminates each pertinent license or registration requiring this record. The licensee or registrant shall retain records used in preparing the prior occupational dose and exposure history for 3 years after the record is made.

b) Upon termination of the license or registration, the records of prior occupational dose and exposure history shall be transferred to the Agency~~Department~~.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1150 Records of Planned Special Exposures

a) For each use of the provisions of Section 340.260 of this Part for planned special exposures, the licensee shall maintain records that describe:

1) The exceptional circumstances requiring the use of a planned special exposure;

2) The name of the management official who authorized the planned special exposure and a copy of the signed authorization;

3) What actions were necessary;

4) Why the actions were necessary;

5) What precautions were taken to assure that doses were maintained ALARA;

6) What individual and collective doses were expected to result; and

7) The doses actually received in the planned special exposure.

b) The licensee shall retain the records until the Agency~~Department~~ terminates each license for which these records are required.

c) Upon termination of the license, the records of doses received during planned special exposures shall be transferred to the Agency~~Department~~.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1160 Records of Individual Monitoring Results

a) Recordkeeping Requirement. Each licensee or registrant shall maintain records of doses received by all individuals for whom monitoring was required pursuant to Section 340.520 of this Part, and records of doses received during planned special exposures, accidents and emergency conditions. These records shall include, when applicable:

1) The deep dose equivalent to the whole body, lens dose equivalent~~eye dose equivalent~~, shallow dose equivalent to the skin and shallow dose equivalent to the extremities;

2) The estimated intake of radionuclides (see Section 340.220 of this Part);

3) The committed effective dose equivalent assigned to the intake of radionuclides;

4) The specific information used to calculate the committed effective dose equivalent pursuant to Section 340.240(c) of this Part;

5) The total effective dose equivalent when required by Section 340.220 of this Part; and

6) The total of the deep dose equivalent and the committed dose equivalent to the organ receiving the highest total dose.

AGENCY NOTE: Assessments of dose equivalent and records made using units in effect before January 1, 1994, need not be changed.

b) Recordkeeping Frequency. The licensee or registrant shall make entries of the records specified in subsection (a) of this Section~~above~~ at intervals not to exceed 1 year.

c) Recordkeeping Format. The licensee or registrant shall maintain the records specified in subsection (a) of this Section~~above~~ on Agency~~IDNS~~ Form 4 or 5, as applicable, in accordance with the instructions for the forms, or in clear and legible records containing all the information required by the forms.

d) The licensee or registrant shall maintain the records of dose to an embryo/fetus with the records of dose to the declared pregnant woman. The declaration of pregnancy, and the estimated date of conception, shall also be kept on file, but may be maintained separately from the dose records.

e) The licensee or registrant shall retain each required form or record until the Agency~~Department~~ terminates each license or registration for which the record is required.

f) Upon termination of the license or registration, the records of doses received by individuals shall be transferred to the Agency~~Department~~.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1170 Records of Dose to Members of the Public

a) Each licensee or registrant shall maintain records sufficient to demonstrate compliance with the dose limit for individual members of the public (see Sections 340.310 and 340.320 of this Part).

b) The licensee or registrant shall retain the records required by subsection (a) of this Section~~above~~ until the Agency~~Department~~ terminates each license or registration for which the record is required.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1180 Records of Waste Disposal

a) Each licensee shall maintain records of the disposal of licensed materials made pursuant to Sections 340.1020, 340.1030, 340.1040, 340.1045, 340.1050,

340.1052 and 340.1060 of this Part and 32 Ill. Adm. Code 601. Each licensee shall also maintain records of disposal by burial in soil, including burials authorized before January 28, 1981, pursuant to 10 CFR 20.304.

AGENCY NOTE: Prior to January 28, 1981, the U.S. Nuclear Regulatory Commission permitted licensees to dispose of small quantities of licensed materials by burial in soil without specific Nuclear Regulatory Commission authorization. This was authorized pursuant to 10 CFR 20.304, which has been rescinded.

b) The licensee shall retain the records required by subsection (a) of this Part~~above~~ until the Agency~~Department~~ terminates each license for which the record is required.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1190 Records of Testing Entry Control Devices for Very High Radiation Areas

a) Each licensee or registrant shall maintain records of tests made pursuant to Section 340.630(b)(9) of this Part on entry control devices for very high radiation areas. These records must include the date, time and results of each such test of function.

b) The licensee or registrant shall retain the records required by subsection (a) of this Section~~above~~ for 3 years after the record is made.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART M: REPORTS AND NOTIFICATIONS

Section 340.1205 Notification of Credible Threats

Upon notification to or by any Federal, State or local law enforcement agency or the U.S. Department of Homeland Security that radioactive material in possession~~licensed~~ by the licensee~~Department~~ is the subject of a credible threat, the licensee shall:

a) follow the instructions from the law enforcement agency; and

b) notify the Agency~~Department~~ within 1 hour by calling the Agency's~~Department's~~ 24-hour emergency number at (217)782-7860 or (800)782-7860~~785-0600~~. This

notification is required unless otherwise instructed by the law enforcement agency.

AGENCY NOTE: "Credible threat" means any threat to radioactive material that a licensee believes warrants notice to law enforcement or any threat that law enforcement believes warrants notice to a licensee.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1210 Reports of Stolen, Lost or Missing Sources of Radiation

a) Telephone Reports. Each licensee or registrant shall report to the Agency~~Department~~ by telephone each stolen, lost or missing source of radiation immediately after its absence becomes known to the licensee or registrant. This requirement does not apply to sources of radiation that are not required to be licensed or registered.

b) Written Reports. Each licensee or registrant required to make a report pursuant to subsection (a) of this Section~~above~~ shall, within 30 days after making the telephone report, make a written report to the Agency~~Department~~ setting forth the following information:

1) A description of the source of radiation involved, including for radioactive material, the kind, quantity and chemical and physical form; and, for radiation machines, the type of unit, the manufacturer, model and serial number;

2) A description of the circumstances under which the loss or theft occurred;

3) A statement of disposition, or probable disposition, of the source of radiation involved;

4) Exposures of individuals to radiation, circumstances under which the exposures occurred, and the possible total effective dose equivalent to persons in unrestricted areas;

5) Actions that have been taken, or will be taken, to recover the source of radiation; and

6) Procedures or measures that have been, or will be, adopted to ensure

against a recurrence of the theft or loss of sources of radiation.

c) Subsequent to filing the written report, the licensee or registrant shall also report any additional substantive information on the loss or theft within 30 days after the licensee or registrant learns of such information.

d) The licensee or registrant shall prepare any report filed with the Agency~~Department~~ pursuant to this Section so that names of individuals who may have received exposure to radiation are stated in a separate and detachable portion of the report.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1220 Notification of Incidents

a) Immediate Notification. Notwithstanding any other requirements for notification, each licensee or registrant shall immediately report to the Agency~~Department~~ discovery of an event that prevents immediate protective actions necessary to avoid releases of radioactive material or doses in excess of the regulatory limits, or each event involving a source of radiation possessed by the licensee or registrant that may have caused or threatens to cause any of the following conditions:

1) An individual to receive:

A) A total effective dose equivalent of 0.25 Sv (25 rem) or more; or

B) A lens dose equivalent~~An eye dose equivalent~~ of 0.75 Sv (75 rem) or more; or

C) A shallow dose equivalent to the skin or extremities or a total organ dose equivalent of 2.5 Gy (250 rad) or more; or

2) The release of radioactive material, inside or outside of a restricted area, so that, had an individual been present for 24 hours, the individual could have received an intake five times the ALI, except the provisions of this subsection do not apply to locations where personnel are not normally stationed during routine operations, such as hot cells or process enclosures.

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b) Twenty-four Hour Notification. Each licensee or registrant shall, within 24 hours of discovery of the event, report to the Agency~~Department~~ each event involving loss of control of a licensed or registered source of radiation possessed by the licensee or registrant that may have caused, or threatens to cause, any of the following conditions:

1) An individual to receive, in a period of 24 hours:

A) A total effective dose equivalent exceeding 0.05 Sv (5 rem); or

B) A lens dose equivalent~~An eye dose equivalent~~ exceeding 0.15 Sv (15 rem); or

C) A shallow dose equivalent to the skin or extremities or a total organ dose equivalent exceeding 0.5 Sv (50 rem); or

2) The release of radioactive material, inside or outside of a restricted area, so that, had an individual been present for 24 hours, the individual could have received an intake in excess of one occupational ALI, except the provisions of this subsection do not apply to locations where personnel are not normally stationed during routine operations, such as hot cells or process enclosures.

c) Additional Twenty-four Hour Notifications for Licensees. Each licensee shall notify the Agency~~Department~~ within 24 hours after the discovery of any of the following events involving radioactive material:

1) An unplanned contamination event that:

A) Requires access to the contaminated area by workers or the public to be restricted for more than 24 hours by imposing radiological controls in addition to those established by the licensee prior to the event or by prohibiting entry into the area;

B) Involves a quantity of material greater than five times the lowest annual limit on intake specified in 10 CFR 20, Appendix B, effective January 1, 2004~~1994~~, for the material; and

C) Results in access to the area being restricted for a reason other than to either comply with operating procedures established by the

licensee, or to allow radionuclides with a half-life of less than 24 hours to decay prior to decontamination.

2) An event in which equipment is disabled or fails to function as designated when:

A) The equipment is required by regulation or license condition to prevent releases or doses exceeding regulatory limits, or to mitigate the consequences of an accident;

B) The equipment is required to be available and operable when it is disabled or fails to function; and

C) No redundant equipment is available and operable to perform the required safety function.

3) An event that requires unplanned medical treatment at a medical facility of an individual with radioactive contamination on the individual's clothing or body.

4) An unplanned fire or explosion damaging any licensed material or any device, container or equipment containing licensed material when:

A) The quantity of material involved is greater than five times the lowest annual limit on intake specified in 10 CFR 20, Appendix B, effective January 1, 2004~~1994~~, for the material; and

B) The damage affects the integrity of the licensed material or its container.

d) Licensees or registrants shall make the reports required by subsections (a), (b) and (c) of this Section~~above~~ by initial contact by telephone to the Agency~~Department~~ and shall confirm the initial contact within 24 hours by overnight letter or telefacsimile to the Agency~~Department~~.

e) The licensee or registrant shall prepare each written report filed with the Agency~~Department~~ pursuant to this Section so that names of individuals who have received exposure to sources of radiation are stated in a separate and detachable portion of the report.

f) The provisions of this Section do not apply to doses that result from planned special exposures, provided such doses are within the limits for planned special exposures and are reported pursuant to Section 340.1240 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1230 Reports of Exposures, Radiation Levels and Concentrations of Radioactive Material Exceeding the Constraints or Limits

a) Reportable Events. In addition to the notification required by Section 340.1220 of this Part, each licensee or registrant shall submit a written report to the Agency~~Department~~ within 30 days after learning of any of the following occurrences:

1) Incidents for which notification is required by Section 340.1220 of this Part; or

2) Doses in excess of any of the following:

A) The occupational dose limits for adults in Section 340.210 of this Part; or

B) The occupational dose limits for a minor in Section 340.270 of this Part; or

C) The limits for an embryo/fetus of a declared pregnant woman in Section 340.280 of this Part; or

D) The limits for an individual member of the public in Section 340.310 of this Part; or

E) Any applicable limit in the license; or

F) The ALARA constraints for air emissions established pursuant to Section 340.110(d) of this Part; or

3) Levels of radiation or concentrations of radioactive material in:

A) A restricted area in excess of any applicable limit in the license; or

B) An unrestricted area in excess of ten times any applicable limit set forth in this Part or ten times any applicable limit set forth in the license, whether or not involving exposure of any individual in excess of the limits in Section 340.310.~~; or~~

~~4) For licensees subject to the provisions of the U.S. Environmental Protection Agency's generally applicable environmental radiation standards in 40 CFR 190, effective July 1, 1993, levels of radiation or releases of radioactive material in excess of those standards, or of license conditions related to those standards.~~

b) Contents of Reports

1) Each report required by subsection (a) of this Section~~above~~ shall include a description of the event, including the date, time and location of the event, the manufacturer and model number of any equipment that failed or malfunctioned and the identity, quantities and chemical forms of any radionuclides involved. Each report shall also describe the extent of exposure of individuals to radiation and radioactive material, including, as appropriate:

A) Estimates of each individual's dose;

B) The levels of radiation and concentrations of radioactive material involved;

C) The cause of the elevated exposures, dose rates or concentrations; and

D) Corrective steps taken or planned to ensure against a recurrence, including the schedule for achieving conformance with applicable limits, generally applicable environmental standards and associated license conditions.

2) Each report filed pursuant to subsection (a) of this Section~~above~~ shall include for each individual exposed: the name, Social Security account number and date of birth. With respect to the limit for the embryo/fetus in Section 340.280 of this Part, the identifiers shall be those of the declared pregnant woman. The report shall be prepared so that this information is stated in a separate and detachable portion of the report.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1240 Reports of Planned Special Exposures

The licensee shall submit a written report to the Agency~~Department~~ within 30 days following any planned special exposure conducted in accordance with Section 340.260 of this Part, informing the Agency~~Department~~ that a planned special exposure was conducted and indicating the date the planned special exposure occurred and the information required by Section 340.1150 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1250 Notifications and Reports to Individuals

a) Requirements for notification and reports to individuals of exposure to radiation or radioactive material are specified in 32 Ill. Adm. Code 400.130.

b) When a licensee or registrant is required pursuant to Section 340.1230 of this Part to report to the Agency~~Department~~ any exposure of an individual to radiation or radioactive material, the licensee or registrant shall also notify the individual. Such notice shall be transmitted at a time not later than the transmittal to the Agency~~Department~~, and shall comply with the provisions of 32 Ill. Adm. Code 400.130(a).

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1260 Reports of Leaking or Contaminated Sealed Sources

The licensee shall file a report within 5 days with the Agency~~Department~~ if the test for leakage or contamination required pursuant to Section 340.410 of this Part indicates a sealed source is leaking or contaminated. The report shall describe the equipment involved, the test results and the corrective action taken.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1270 Reports of Missing Waste Shipments

Any shipment or part of a shipment for which acknowledgement is not received within the times set forth in Subpart K of this Part shall:

a) Be investigated by the shipper if the shipper has not received notification or receipt within 20 days after transfer; and

b) Be traced and reported. The investigation shall include tracing the shipment and filing a report with the Agency. Each licensee who conducts a trace investigation shall file a written report with the Agency within 2 weeks after completion of the investigation.

~~Each licensee who conducts a trace investigation pursuant to Section 340.1060(h) shall file a written report with the Department within 2 weeks after completion of the investigation.~~

(Source: Amended at 29 Ill. Reg. _____, effective _____)

SUBPART N: ADDITIONAL REQUIREMENTS

Section 340.1310 Vacating Premises

Each specific licensee shall, no less than 30 days before vacating or relinquishing possession or control of premises which may have been contaminated with radioactive material as a result of his activities, notify the Agency~~Department~~ in writing of intent to vacate.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 340.1320 Removal of Radioactive Contamination

Notwithstanding any exemptions contained in this Part, any person who uses, possesses, or stores radioactive material in such a manner as to cause uncontrolled contamination of any area shall, upon order of the Agency~~Department~~, remove or provide for the removal of such contaminants at his own expense through the use of an authorized transferee and shall decontaminate the installation to the lowest practicable level. Unless another value is specified in 32 Ill. Adm. Code 332, the values specified in ~~Section 340.~~Appendix A of this Part may be used as guidelines for this purpose. These values, however, may be modified at specific installations at the discretion of the Agency~~Department~~.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

Section 340.APPENDIX A Decontamination Guidelines

a) Surface Contamination Guide

Alpha Emitters:

Removable	555 mBq (15 pCi) per 100 cm^2 = ~~15 pCi per 100 cm^2 =~~ 33 dmp per 100 cm^2	average over any one surface
	1.67 Bq (45 pCi) per 100 cm^2 = ~~45 pCi per 100 cm^2 =~~ 100 dpm per 100 cm^2	maximum
Total Fixed~~(fixed)~~	16.7 Bq (450 pCi) per 100 cm^2 = ~~450 pCi per 100 cm^2 =~~ 1,000 dpm per 100 cm^2	average over any one surface
	83.3 Bq (2,250 pCi) per 100 cm^2 = ~~2,250 pCi per 100 cm^2 =~~ 5,000 dpm per 100 cm^2	maximum

~~2.5 microSv per hour at 1 cm from surface = 250 microrem per hour at 1 cm from surface~~

Beta-Gamma Emitters:

Removable (all beta-gamma emitters except hydrogen-3)	3.7 Bq (100 pCi) per 100 cm^2 = ~~100 pCi per 100 cm^2~~ 222 dpm per 100 cm^2	average over any one surface
	18.5 Bq (500 pCi) per 100 cm^2 ~~500 pCi per 100 cm^2~~ 1,110 dmp per 100 cm^2	maximum
Removable (hydrogen-3)	37 Bq (1,000 pCi) per 100 cm^2 = ~~1,000 pCi per 100 cm^2~~ 2,220 dpm per 100 cm^2	average over any one surface
	185 Bq (5,000 pCi) per 100 cm^2 = ~~5,000 pCi per 100 cm^2~~	maximum

Total Fixed ~~(fixed)~~ 2.5 microSv (250 microrem) per hour at 1 cm from surface
~~= 250 microrem per hour at 1 cm from surface~~

b) Concentration in air and water: Appendix B, Table I and II of 10 CFR 20.

c) Concentrations in soil and other materials except water:

1) Radioactive material except source material and radium: Column II of 32 Ill. Adm. Code 330.Appendix A.

2) Source material and radium: Concentration of radionuclides above background concentrations for total radium, averaged over areas of 100 square meters, shall not exceed:

A) 185 mBq (5 pCi) per gram of dry soil, averaged over the first 15 centimeters below the surface; and

B) 185 mBq (5 pCi) per gram of dry soil, averaged over layers of 15 centimeters thickness more than 15 centimeters below the surface.

d) The level of gamma radiation measured at a distance of 100 centimeters from the surface shall not exceed background.

AGENCY NOTE: This Appendix A shall be used only as a guide. The Agency~~Department~~ may require lower values in specific instances, depending upon radionuclides, type of surface, intended present and future use, etc.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED RULES

1) Heading of the Part: Licenses and Radiation Safety Requirements for Irradiators

2) Code Citation: 32 Ill. Adm. Code 346

3)

Section Numbers:	Proposed Action:
346.10	New Section
346.20	New Section
346.30	New Section
346.40	New Section
346.110	New Section
346.130	New Section
346.150	New Section
346.210	New Section
346.230	New Section
346.250	New Section
346.270	New Section
346.290	New Section
346.310	New Section
346.330	New Section
346.350	New Section
346.370	New Section
346.390	New Section
346.410	New Section
346.510	New Section
346.530	New Section
346.550	New Section
346.570	New Section
346.590	New Section
346.610	New Section
346.630	New Section
346.650	New Section
346.670	New Section
346.690	New Section
346.810	New Section
346.830	New Section

4) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40/10].

5) A Complete Description of the Subjects and Issues Involved: The Agency is proposing this Part to establish criteria for licensing, design and performance, operations and record

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED RULES

keeping for irradiators in the State of Illinois. This Part will adopt U.S. Nuclear Regulatory Commission (NRC) language for compliance with Agreement State Status.

6) Will this proposed rulemaking replace any emergency rulemaking currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed rulemaking contain incorporations by reference? Yes

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: The requirements imposed by the proposed rulemaking are not expected to require local governments to establish, expand, or modify their activities in such a way as to necessitate additional expenditures from local revenues.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice. The Department will consider fully all written comments on this proposed rulemaking submitted during the 45 day comment period. Comments should be submitted to:

Kevin McClain
Chief Legal Counsel
Illinois Emergency Management Agency
1035 Outer Park Drive
Springfield, Illinois 62704

(217) 524-0770 (voice)
(217) 782-6133 (TDD)

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities or not for profit corporations affected: None

B) Reporting, bookkeeping or other procedures required for compliance: Reporting requirements are contained is Sections 346.810 and 346.830 of this Part.

C) Types of professional skills necessary for compliance: Section 346.130 of this Part sets out the professional skills necessary for compliance with this rulemaking.

13) Regulatory Agenda on which this rulemaking was summarized: January 2005

The full text of the Proposed Rules begins on the next page:

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED RULES

TITLE 32: ENERGY
CHAPTER II: ILLINOIS EMERGENCY MANAGEMENT AGENCY
SUBCHAPTER b: RADIATION PROTECTION

PART 346
LICENSES AND RADIATION SAFETY REQUIREMENTS FOR IRRADIATORS

SUBPART A: GENERAL PROVISIONS

Section
346.10 Purpose
346.20 Scope
346.30 Incorporations by Reference
346.40 Definitions

SUBPART B: SPECIFIC LICENSING REQUIREMENTS

346.110 Application for Specific License
346.130 Specific License for Irradiators
346.150 Start of Construction

SUBPART C: DESIGN AND PERFORMANCE REQUIREMENTS OF IRRADIATORS

346.210 Performance Criteria for Sealed Sources
346.230 Access Control
346.250 Shielding
346.270 Fire Protection
346.290 Radiation Monitors
346.310 Control of Source Movement
346.330 Irradiator Pools
346.350 Source Rack Protection
346.370 Power Failures
346.390 Design Requirements
346.410 Construction Monitoring and Acceptance Testing

SUBPART D: OPERATION OF IRRADIATORS

346.510 Training
346.530 Operating and Emergency Procedures
346.550 Personnel Monitoring

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED RULES

346.570 Radiation Surveys
346.590 Detection of Leaking Sources
346.610 Inspection and Maintenance
346.630 Pool Water Purity
346.650 Attendance During Operation
346.670 Entering and Leaving the Radiation Room
346.690 Irradiation of Explosive or Flammable Materials

SUBPART E: RECORDS

346.810 Records and Retention Periods
346.830 Reports

AUTHORITY: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

SOURCE: Adopted at 29 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 346.10 Purpose

This Part contains requirements for the issuance of a license by the Illinois Emergency Management Agency (Agency), authorizing the use of sealed sources containing radioactive materials in irradiators used to irradiate objects or materials using gamma radiation. Also included are radiation safety requirements for irradiators currently in operation.

Section 346.20 Scope

a) This Part is in addition to, and not in substitution for, other Parts in 32 Ill. Adm. Code: Chapter II, Subchapter b. The requirements of 32 Ill. Adm. Code: Chapter II, Subchapter b apply to applicants and licensees subject to this Part. Nothing in this Part relieves the licensee from complying with other applicable Federal, State and local regulations governing the siting, zoning, land use and building code requirements for industrial facilities.

b) This Part also applies to panoramic irradiators that have either dry or wet storage of the radioactive sealed sources and to underwater irradiators in which both the source and the product being irradiated are under water. Irradiators whose dose rates exceed 5 grays (500 rads) per hour at 1 meter from the radioactive sealed

sources in air or in water, as applicable to the irradiator type, are covered by this Part.

c) This Part does not apply to self-contained dry-source-storage irradiators (those in which both the source and the area subject to irradiation are contained within a device and are not accessible by personnel), medical radiology or teletherapy, radiography (the irradiation of materials for nondestructive testing purposes), gauging , or open-field (agricultural) irradiations.

Section 346.30 Incorporations by Reference

All rules, standards and guidelines of agencies of the United States or nationally recognized organizations or associations that are incorporated by reference in this Part are incorporated as of the date specified in the reference and do not include any later amendments or editions. Copies of rules, standards or guidelines that have been incorporated by reference are available for public inspection and copying at the Agency, 1035 Outer Park Drive, Springfield, Illinois.

AGENCY NOTE: In this Part, the Agency has incorporated by reference Title 10 of the Code of Federal Regulations (10 CFR 36; 2004).

Section 346.40 Definitions

"Annually" means at intervals not to exceed 12 months.

"Doubly encapsulated sealed source" means a sealed source in which the radioactive material is sealed within a capsule and that capsule is sealed within another capsule.

"Irradiator" means a facility that uses radioactive sealed sources for the irradiation of objects or materials and in which radiation dose rates exceeding 5 grays (500 rads) per hour exist at 1 meter from the sealed radioactive sources in air or water, as applicable to the irradiator type, but does not include irradiators in which both the sealed source and the area subject to irradiation are contained within a device and are not accessible to personnel.

"Irradiator operator" means an individual who has successfully completed the training and testing described in Section 346.510 of this Part and is authorized by the terms of the license to operate the irradiator without a supervisor present.

"Panoramic dry-source-storage irradiator" means an irradiator in which the irradiations occur in air in areas potentially accessible to personnel and in which sources are stored in shields made of solid materials. The term includes beam-type dry-source-storage irradiators in which only a narrow beam of radiation is produced for performing irradiations.

"Panoramic irradiator" means an irradiator in which the irradiations are done in air and in areas potentially accessible to personnel. The term includes beam-type irradiators.

"Panoramic wet-source-storage irradiator" means an irradiator in which the irradiations occur in air in areas potentially accessible to personnel and in which the sources are stored under water in a storage pool.

"Pool irradiator" means any irradiator at which the sources are stored or used in a pool of water, including panoramic wet-source-storage irradiators and underwater irradiators.

"Product conveyor system" means a system for moving the product to be irradiated to, from and within the area where irradiation takes place.

"Radiation room" means a shielded room in which irradiations take place. Underwater irradiators do not have radiation rooms.

"Sealed source" means any radioactive material that is used as a source of radiation and is encased in a capsule designed to prevent leakage or escape of the radioactive material.

"Seismic area" means any area where the probability of a horizontal acceleration in rock of more then 0.3 times the acceleration of gravity in 250 years is greater than 10 percent, as designated by the U.S. Geological Survey.

"Underwater irradiator" means an irradiator in which the sources always remain shielded under water and personnel do not have access to the sealed sources or the space subject to irradiation without entering the pool.

SUBPART B: SPECIFIC LICENSING REQUIREMENTS

Section 346.110 Application for Specific License

A person, as defined in 32 Ill. Adm. Code 310.20, may file an application for a specific license authorizing the use of sealed sources in an irradiator on the Agency's application form entitled "Application Form for Non-Medical Radioactive Material License". Applications shall be filed in accordance with 32 Ill. Adm. Code 330.240.

Section 346.130 Specific License for Irradiators

The Agency will approve an application for a specific license to operate an irradiator if the applicant meets the requirements contained in this Section.

a) The applicant shall satisfy the general requirements specified in 32 Ill. Adm. Code 330.250 and the requirements contained in this Part.

b) The application shall describe the training provided to irradiator operators including:

1) Classroom training;

2) On-the-job or simulator training;

3) Safety reviews;

4) Means employed by the applicant to test each operator's understanding of the Agency's regulations and licensing requirements and the irradiator operating and emergency procedures; and

5) Minimum training and experience of personnel who may provide training.

c) The application shall include an outline of the written operating and emergency procedures listed in Section 346.530 of this Part that describe the radiation safety aspects of the procedures.

d) The application shall describe the organizational structure for managing the irradiator, specifically the radiation safety responsibilities and authorities of the radiation safety officer and those management personnel who have important radiation safety responsibilities or authorities. In particular, the application shall specify who, within the management structure, has the authority to stop unsafe operations. The application shall also describe the training and experience required for the position of radiation safety officer.

e) The application shall include a description of the access control systems required by Section 346.230 of this Part, the radiation monitors required by Section 346.290 of this Part, the method of detecting leaking sources required by Section 346.590 of this Part, including the sensitivity of the method, and a diagram of the facility that shows the location of all required interlocks and radiation monitors.

f) An application for a panoramic irradiator shall include a description of the facility shielding and fire protection system.

g) An application for a pool irradiator shall include a description of the irradiator pool construction, water level indicators, purification systems and source rack and protection system.

h) If the applicant intends to perform leak testing of dry-source-storage sealed sources, the applicant shall establish procedures for leak testing and submit a description of these procedures to the Agency. The description shall include the:

1) Instruments to be used;

2) Methods of performing the analysis; and

3) Pertinent experience of the personnel analyzing the samples.

i) If licensee's personnel are to load or unload sources, the applicant shall describe the qualifications and training of the personnel and the procedures to be used. If the applicant intends to contract for source loading or unloading at its facility, the loading or unloading shall be done by an organization specifically authorized by the Agency, U.S. Nuclear Regulatory Commission or an Agreement State to load or unload irradiator sources.

j) The applicant shall describe the inspection and maintenance checks, including the frequency of the checks required by Section 346.610 of this Part.

k) A professional engineer licensed in Illinois shall seal all construction and design plans and specification documents submitted for review by the Agency.

l) Appropriate Agency license fees shall be paid prior to the approval of the specific license.

Section 346.150 Start of Construction

The applicant may not begin construction of a new irradiator prior to submission to the Agency of an application for a license for the irradiator. As used in this Section, the term "construction" includes the construction of any portion of the permanent irradiator structure on the site but does not include: engineering and design work, purchase of a site, site surveys or soil testing, site preparation, site excavation, construction of warehouse or auxiliary structures, and other similar tasks. Any activities undertaken prior to the issuance of a license are entirely at the risk of the applicant and have no bearing on the issuance of a license with respect to the requirements of the Radiation Protection Act of 1990 and regulations and orders issued under the Act.

SUBPART C: DESIGN AND PERFORMANCE REQUIREMENTS OF IRRADIATORS

Section 346.210 Performance Criteria for Sealed Sources

a) Requirements. Sealed sources installed after January 1, 2005:

1) Shall have an evaluation sheet issued by the Agency, an Agreement State, a Licensing State or the U.S. Nuclear Regulatory Commission;

2) Shall be doubly encapsulated;

3) Shall use radioactive material that is as nondispersible as practical and that is as insoluble as practical if the source is used in a wet-source-storage or wet-source-change irradiator. Cs-137 sources are prohibited from use in a wet-source-storage or wet-source-change irradiator;

4) Shall be encapsulated in a material resistant to general corrosion and to localized corrosion, such as 316L stainless steel or other material with equivalent resistance, if the sources are for use in irradiator pools;

5) In prototype testing of the sealed source, shall have been leak tested and found leak-free after each of the tests described in subsections (b) through (g) of this Section.

b) Temperature. The test source shall be held at -40ºC for 20 minutes, 600ºC for one hour, and then be subjected to a thermal shock test with a temperature drop from 600ºC to 20ºC within 15 seconds.

c) Pressure. The test source shall be twice subjected for at least 5 minutes to an external pressure (absolute) of 2 million newtons per square meter.

d) Impact. A 2-kilogram steel weight, 2.5 centimeters in diameter, shall be dropped from a height of 1 meter onto the test source.

e) Vibration. The test source shall be subjected 3 times for 10 minutes each to vibrations sweeping from 25 hertz to 500 hertz with a peak amplitude of 5 times the acceleration of gravity. In addition, each test source shall be vibrated for 30 minutes at each resonant frequency found.

f) Puncture. A 50-gram weight and pin (0.3-centimeter pin diameter) shall be dropped from a height a 1 meter onto the test source.

g) Bend. If the length of the source is more than 15 times larger than the minimum cross-sectional dimension, the test source shall be subjected to a force of 2000 newtons at its center, equidistant from the two support cylinders, the distance between which is 10 times the minimum cross-sectional dimension of the source.

Section 346.230 Access Control

a) Each entrance to a radiation room at a panoramic irradiator shall have a door or other physical barrier to prevent inadvertent entry of personnel if the sources are not in the shielded position. Product conveyer systems may serve as barriers as long as they reliably and consistently function as a barrier. It shall not be possible to move the sources out of their shielded position if the door or barrier is open. Opening the door or barrier while the sources are exposed shall cause the sources to return promptly to their shielded position. The personnel entrance door or barrier shall have a lock that is operated by the same key used to move the sources. The doors and barriers shall not prevent any person in the radiation room from leaving.

b) In addition, each entrance to a radiation room at a panoramic irradiator shall have an independent backup access control to detect personnel entry while the sources are exposed. Detection of entry while the sources are exposed shall cause the sources to return to their fully shielded position and shall also activate a visible and audible alarm to make the person entering the room aware of the hazard. The alarm shall also alert at least one other person who is onsite of the entry. That person shall be trained on how to respond to the alarm and prepared to promptly render or summon assistance.

c) A radiation monitor shall be provided to detect the presence of high radiation levels in the radiation room of a panoramic irradiator before personnel entry. The monitor shall be integrated with a personnel access door to prevent room access when radiation levels are high. Attempted personnel entry while the monitor measures high radiation levels shall activate the alarm described in subsection (b) of this Section. The monitor may be located in the entrance (normally referred to as the maze) but not in the direct radiation beam.

d) Before the sources move from their shielded position in a panoramic irradiator, the source control shall automatically activate conspicuous visible and audible alarms to alert personnel in the radiation room that the sources will be moved from their shielded position. The alarms shall give personnel enough time to leave the room before the sources leave the shielded position.

e) Each radiation room at a panoramic irradiator shall have a clearly visible and readily accessible control that would allow a person in the room to make the sources return to their fully shielded position.

f) Each radiation room of a panoramic irradiator shall contain a control that prevents the sources from moving from the shielded positions unless the control has been activated and the door or barrier to the radiation room has been closed within a present time after activation of the control.

g) Each entrance to the radiation room of a panoramic irradiator and each entrance to the area within the personnel access barrier of an underwater irradiator shall be posted as required by 32 Ill. Adm. Code 340.920. Radiation postings for panoramic irradiators shall comply with the posting requirements of 32 Ill. Adm. Code 340.920, except that signs may be removed, covered, or otherwise made inoperative when the sources are fully shielded.

h) If the radiation room of a panoramic irradiator has roof plugs or other movable shielding, it shall not be possible to operate the irradiator unless the shielding is in its proper location. This requirement may be met by interlocks that prevent operation if shielding is not placed properly or by an operating procedure requiring inspection of shielding before operating.

i) Underwater irradiators shall have a personnel access barrier around the pool which shall be locked to prevent access when the irradiator is not attended. Only operators and facility management shall have access to keys to the personnel access barrier. There shall be an intrusion alarm to detect unauthorized entry

when the personnel access barrier is locked. Activation of the intrusion alarm shall alert a person (not necessarily onsite) who is prepared to respond or summon assistance.

Section 346.250 Shielding

a) The radiation dose rate in areas that are normally occupied during operations of a panoramic irradiator may not exceed 0.02 millisievert (2 millirems) per hour at any location 30 centimeters or more from the wall of the room when the sources are exposed. The dose rate shall be averaged over an area not to exceed 100 square centimeters having no linear dimensions greater than 20 cm. Areas where the radiation dose rate exceeds 0.02 millisievert (2 millirems) per hour shall be locked, roped off or posted.

b) The radiation dose at 30 centimeters over the edge of the pool of a pool irradiator may not exceed 0.02 millisievert (2 millirems) per hour when the sources are in fully shielded position.

c) The radiation dose rate at 1 meter from the shield of a dry-source-storage panoramic irradiator when the source is shielded may not exceed 0.02 millisievert (2 millirems) per hour and at 5 centimeters from the shield may not exceed 0.2 millisievert per hour.

Section 346.270 Fire Protection

a) The radiation room at a panoramic irradiator shall have heat and smoke detectors. The detectors shall activate an audible alarm. The alarm shall be capable of alerting personnel prepared to summon assistance promptly. The sources shall automatically become fully shielded if a fire is detected.

b) The radiation room at a panoramic irradiator shall be equipped with a fire extinguishing system capable of extinguishing a fire without the entry of personnel into the room. The system for the radiation room shall have a shut-off valve to control flooding into unrestricted areas.

c) For fire suppression systems using an extinguishing gas, the radiation room ventilation system shall automatically shut down when the suppression system is activated.

Section 346.290 Radiation Monitors

a) Irradiators with automatic product conveyor systems shall have a radiation monitor with an audible alarm located to detect loose radioactive sources that are carried toward the product exit. If the monitor detects a source, an alarm shall sound and product conveyors shall stop automatically and the sources shall become fully shielded. The alarm shall be capable of alerting personnel in the facility who are prepared to summon assistance. Underwater irradiators in which the product moves within an enclosed stationary tube are exempt from the requirements of this subsection.

b) Underwater irradiators that are not in a shielded radiation room shall have a radiation monitor over the pool to detect abnormal radiation levels. The monitor shall have an audible alarm and a visible indicator at entrances to the personnel access barrier around the pool. The audible alarm may have a manual shut-off. The alarm shall be capable of alerting personnel who are prepared to respond promptly.

Section 346.310 Control of Source Movement

a) The mechanism that moves the source of a panoramic irradiator shall require a key to actuate. Actuation of the mechanism shall cause an audible signal to indicate that the sources are leaving the shielded position. Only one key may be in use at any time, and only operators or facility management may possess it. The key shall be attached to a portable radiation survey meter by a chain or cable. The lock for source control shall be designed so that the key may not be removed if the sources are in an unshielded position. The personnel entrance door or barrier to the radiation room shall require the same key.

b) The console of a panoramic irradiator shall have a source position indicator that indicates when the sources are in the fully shielded position, when the sources are in transit and when the sources are exposed.

c) The control console of a panoramic irradiator shall have a control that promptly returns the sources to the shielded position.

d) Each control for a panoramic irradiator shall be clearly marked as to its function.

Section 346.330 Irradiator Pools

a) For licenses initially issued after September 1, 2005, irradiator pools shall either:

1) Have a water-tight stainless steel liner or a liner metallurgically compatible with other components in the pool; or

2) Be constructed so that there is a low likelihood of substantial leakage and have a surface designed to facilitate decontamination.

In either case, the licensee shall have a method to safely store the sources during repair of the pool.

b) For licenses initially issued after September 1, 2005, irradiator pools shall have no outlets more than 0.5 meter below the normal low water level that could allow water to drain out of the pool. Pipes that have intakes more then 0.5 meter below the normal low water level and that could act as siphons shall have siphon breakers to prevent the siphoning of pool water.

c) A means shall be provided to replenish water losses from the pool.

d) A visible indicator shall be provided in a clearly visible location to indicate if the pool water level is below the normal low water level or above the normal high water level.

e) Irradiator pools shall be equipped with a purification system designed to be capable of maintaining the water during normal operation at a conductivity of 20 microsiemens per centimeter or less and with a clarity so that the sources can be seen clearly.

f) A physical barrier, such as a railing or cover, shall be used around or over radiator pools during normal operation to prevent personnel from accidentally falling into the pool. The barrier may be removed during maintenance, inspection and service operations.

g) If long handled tools or poles are used in irradiator pools, the radiation dose rate in the handling areas of the tools may not exceed 0.02 millisievert (2 millirems) per hour.

Section 346.350 Source Rack Protection

If the product to be irradiated moves on a product conveyor system, the source rack and the mechanism that moves the rack shall be protected by a barrier or guides to prevent product carriers from hitting or touching the mechanism.

Section 346.370 Power Failures

a) If electrical power at a panoramic irradiator is lost for longer than 10 seconds, the sources shall automatically return to the shielded position.

b) The lock on the door of the radiation room of a panoramic irradiator shall not be deactivated by a power failure.

c) During a power failure, the area of any irradiator where the sources are located may be entered only when using an operable and calibrated radiation survey meter.

d) If non-electrical power is used to control or operate any irradiator safety feature, failure of that power source shall automatically return the radiation sources to their fully shielded position.

Section 346.390 Design Requirements

Irradiators whose construction begins after September 1, 2005 shall meet the design requirements of this Section.

a) Shielding. For panoramic irradiators, the licensee shall design shielding walls to meet generally accepted building code requirements for reinforced concrete and design the walls, wall penetrations, and entranceways to meet the radiation shielding requirements of Section 346.250 of this Part. If the irradiator will use more than 2×10^{17} becquerels (5 million curies) of activity, the licensee shall evacuate the effects of heating of the shielding by the irradiator sources.

b) Foundations. For panoramic irradiators, the licensee shall design the foundation, with consideration given to soil characteristics, to ensure it is adequate to support the weight of the facility shield walls.

c) Pool integrity. For pool irradiators, the licensee shall design the pool to assure that it is leak resistant, that it is strong enough to bear the weight of the pool water and shipping casks, that a dropped cask would not fall on sealed sources, that all outlets or pipes meet the requirements of Section 346.330(b) of this Part and that

metal components are metallurgically compatible with other components in the pool.

d) Water handling system. For pool irradiators, the licensee shall verify that the design of the water purification system is adequate to meet the requirements of Section 346.330(e) of this Part. The system shall be designed so that water leaking from the system does not drain to unrestricted areas without being monitored.

e) Radiation monitors. For all irradiators, the licensee shall evaluate the location and sensitivity of the monitor to detect sources carried by the product conveyor system as required by Section 346.290(a) of this Part. The licensee shall verify that the product is designed to stop before a source on the product conveyor would cause a radiation overexposure to any person. For pool irradiators, if the licensee uses radiation monitors to detect contamination under Section 346.590(b) of this Part, the licensee shall verify that the design of radiation monitoring systems to detect pool contamination included sensitive detectors located close to where contamination is likely to concentrate.

f) Source rack. For pool irradiators, the licensee shall verify that there are no crevices on the source or between the source and source holder that would promote corrosion on a critical area of the source. For panoramic irradiators, the licensee shall determine that source rack drops due to loss of power will not damage the source rack and that source rack drops due to failure of cables (or alternative means of support) will not cause loss of integrity of sealed sources. For panoramic irradiators, the licensee shall review the design of the mechanism that moves the sources to assure that the likelihood of a stuck source is low and that, if the rack sticks, a means exists to free it with minimal risk to personnel.

g) Access control. For panoramic irradiators, the licensee shall verify from the design and logic diagram that the access control system will meet the requirements of Section 346.230 of this Part.

h) Fire protection. For panoramic irradiators, the licensee shall verify that the number, location and spacing of the smoke and heat detectors are appropriate to detect fires and that the detectors are protected from mechanical and radiation damage. The licensee shall verify that the design of the fire extinguishing system provides the necessary discharge patterns, densities, and flow characteristics for complete coverage of the radiation room and that the system is protected from mechanical and radiation damage.

i) Source return. For panoramic irradiators, the licensee shall verify that the source rack will automatically return to the fully shielded position if offsite power is lost for more than 10 seconds.

j) Seismic. For panoramic irradiators to be built in seismic areas, the licensee shall design the reinforced concrete radiation shields to retain their integrity in the event of an earthquake by designing to the seismic requirements of an appropriate source, such as either the American Concrete Institute Standard "Building Code Requirements for Reinforced Concrete" (ACI 318-89), or "Special Provisions for Seismic Design" (Chapter 21) or local building codes, whichever is most current.

k) Wiring. For panoramic irradiators, the licensee shall verify that electrical wiring and electrical equipment in the radiation room are selected to minimize failures due to prolonged exposure to radiation.

Section 346.410 Construction Monitoring and Acceptance Testing

The requirements of this Section shall be met by irradiators whose construction begins after September 1, 2005. The requirements shall be met prior to loading sources.

a) Shielding. For panoramic irradiators, the licensee shall monitor the construction of the shielding to verify that its construction meets design specifications and generally accepted building code requirements for reinforced concrete.

b) Foundations. For panoramic irradiators, the licensee shall monitor the construction of the foundations to verify that their construction meets design specifications.

c) Pool integrity. For pool irradiators, the licensee shall verify that the pool meets design specifications and shall test the integrity of the pool. The licensee shall verify that outlets and pipes meet the requirements of Section 346.330(b) of this Part.

d) Water handling systems. For pool irradiators, the licensee shall verify that the water purification system, the conductivity meter and the water level indicators operate properly.

e) Radiation monitors. For all irradiators, the licensee shall verify the proper operation of the monitor to detect sources carried on the product conveyor system

and the related alarms and interlocks required by Section 346.290(a) of this Part. For pool irradiators, the licensee shall verify the proper operation of the radiation monitors and the related alarm if used to meet Section 346.590(b) of this Part. For underwater irradiators, the licensee shall verify the proper operation of the over-the-pool monitor, alarms, and interlocks required by Section 346.290(b) of this Part.

f) Source rack. For panoramic irradiators, the licensee shall test the movement of the source racks for proper operation prior to source loading. Testing shall include source rack lowering due to simulated loss of power. For all irradiators with product conveyor systems, the licensee shall observe and test the operation of the conveyor system to assure that the requirements in Section 346.350 of this Part are met for protection of the source rack and the mechanism that moves the rack. Testing shall include tests of any limit switches and interlocks used to protect the source rack and mechanism that moves the rack from moving product carriers.

g) Access control. For panoramic irradiators, the licensee shall test the completed access control system to assure that it functions as designed and that all alarms, controls and interlocks work properly.

h) Fire protection. For panoramic irradiators, the licensee shall test the ability of the heat and smoke detectors to detect a fire, to activate alarms, and to cause the source rack to automatically become fully shielded. The licensee shall test the operability of the fire extinguishing system.

i) Source return. For panoramic irradiators, the licensee shall demonstrate that the source racks can be returned to their fully shielded positions without offsite power.

j) Computer systems. For panoramic irradiators that use a computer system to control the access control system, the licensee shall verify that the access control system will operate properly if offsite power is lost and shall verify that the computer has security features that prevent an irradiator operator from commanding the computer to override the access control system when it is required to be operable.

k) Wiring. For panoramic irradiators, the licensee shall verify that the electrical wiring and electrical equipment that were installed meet the design specifications.

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED RULES

SUBPART D: OPERATION OF IRRADIATORS

Section 346.510 Training

a) Before personnel are permitted to operate an irradiator without a supervisor present, they shall be instructed in:

1) The fundamentals of radiation protection applied to irradiators (including the differences between external radiation and radioactive contamination; units of radiation dose; IEMA, Division of Nuclear Safety, dose limits; why large radiation doses shall be avoided; how shielding and access controls prevent large doses; how an irradiator is designed to prevent contamination; the proper use of survey meters and personnel dosimeters; other radiation safety features of an irradiator; and the basic function of the irradiator);

2) The requirements of this Part and 32 Ill. Adm. Code 340 and 400 that are relevant to the irradiator;

3) The operation of the irradiator;

4) Those operating and emergency procedures listed in Section 346.530 of this Part that the person is responsible for performing;

5) Case histories of accidents or problems involving irradiators; and

6) Radiation detection and measurement instrumentation and their proper use and personnel dosimeters.

b) Before personnel are permitted to operate an irradiator without a supervisor present, they shall pass a written test on the instruction received consisting primarily of questions based on the licensees operating and emergency procedures that the person is responsible for performing and other operations necessary to safely operate the irradiator without supervision.

c) Before personnel are permitted to operate an irradiator without a supervisor present, they shall have received on-the-job training or simulator training in the use of the irradiator as described in the license application, and shall also demonstrate the ability to perform those portions of the operating and emergency procedures that they are to perform.

d) The licensee shall conduct safety reviews for irradiator operators at least annually. The licensee shall give each operator a brief written test on the information. Each safety review shall include, to the extent appropriate, each of the following:

1) Changes in operating and emergency procedures since the last review, if any;

2) Changes in regulations and license conditions since the last review, if any;

3) Reports on recent accidents, mistakes or problems that have occurred at irradiators, if any;

4) Relevant results of inspections of operator safety performance;

5) Relevant results of the facility's inspection and maintenance checks; and

6) A drill to practice an emergency or abnormal event procedure.

e) The licensee shall evaluate the safety performance of each irradiator operator at least annually to ensure that regulations, license conditions and operating and emergency procedures are followed. The licensee shall discuss the results of the evaluation with the operator and shall instruct the operator on how to correct any mistakes or deficiencies observed.

f) Personnel who will be permitted unescorted access to the radiation room of the irradiator or the area around the pool of an underwater irradiator, but who have not received the training required for the operators and the radiation safety officer, shall be instructed and tested in any precautions they should take to avoid radiation exposure, any procedures or parts of procedures listed in Section 346.530 of this Part that they are expected to perform or comply with, and their proper response to alarms required in this Part. Tests may be oral.

g) Personnel who shall be prepared to respond to alarms required by Sections 346.230(b), 346.230(i), 346.270(a), 346.290(a), 346.290(b), and 346.590(b) of this Part shall be trained and tested on how to respond. Each person shall be retested at least once a year. Tests may be oral.

Section 346.530 Operating and Emergency Procedures

a) The licensee shall have and follow written operating procedures for:

1) Operation of the irradiator, including entering and leaving the radiation room;

2) Use of personnel dosimeters;

3) Surveying the shielding of panoramic irradiators;

4) Monitoring pool water for contamination while the water is in the pool and before release of pool water to unrestricted areas;

5) Leak testing of sources;

6) Inspection and maintenance checks required by Section 346.610 of this Part;

7) Loading, unloading and repositioning sources, if the operations will be performed by the licensee; and

8) Inspection of movable shielding required by Section 346.230(h) of this Part, if applicable.

b) The licensee shall have and follow emergency or abnormal event procedures, appropriate for the irradiator type, for:

1) Sources stuck in the unshielded position;

2) Failure of hoists or cables involving the source racks;

3) Personnel overexposures;

4) A radiation alarm from the product exit portal monitor or pool monitor;

5) Detection of leaking sources, pool contamination or alarm caused by contamination of pool water;

6) A low or high water level indicator or an abnormal water loss or leakage from the source storage pool;

7) A prolonged loss of electrical power;

8) A fire alarm or explosion in the radiation room;

9) An alarm indicating unauthorized entry into the radiation room, area around the pool or another alarmed area;

10) Natural phenomena, including an earthquake, tornado, flooding or other phenomena as appropriate for the geological location of the facility; and

11) The jamming of automatic conveyor systems.

Section 346.550 Personnel Monitoring

a) Personnel monitoring shall be provided in accordance with the requirements of 32 Ill. Adm. Code 340.510(d), (e) and (f).

b) Each personnel dosimeter shall be assigned to and worn by only one person. Film badges shall be processed at least monthly, and other personnel dosimeters shall be processed at least quarterly.

c) Other personnel who enter the radiation room of a panoramic irradiator shall wear a dosimeter, which may be a pocket dosimeter. For groups of visitors, only two people who enter the radiation room are required to wear dosimeters. If pocket dosimeters are used to meet the requirements of this subsection, a check of their response to radiation shall be done at least annually. Acceptable dosimeters shall read within ±30 percent of the true radiation dose.

Section 346.570 Radiation Surveys

a) A radiation survey of the area outside the shielding of the radiation room of a panoramic irradiator shall be conducted with the sources in the exposed position before the facility starts to operate. A radiation survey of the area about the pool of pool irradiators shall be conducted after the sources are loaded but before the facility starts to operate. Additional radiation surveys of the shielding shall be performed at intervals not to exceed 3 years and before resuming operation after addition of new sources or any modification to the radiation room shielding or structure that might increase dose rates.

b) If the radiation levels specified in Section 346.250 of this Part are exceeded, the facility shall be modified to comply with the requirements in Section 346.250 of this Part.

c) Portable radiation survey meters used for required surveys shall be calibrated at least annually to an accuracy of ±20% for the gamma energy of the sources in use. The calibration shall be done at two points on each scale or, for digital instruments, at one point per decade over the range that will be used. Portable radiation survey meters shall be a type that does not saturate and read zero at high radiation dose rate.

d) Water from the irradiator pool, other potentially contaminated liquids and sediments from pool vacuuming shall be monitored for radioactive contamination before release to unrestricted areas. Radioactive concentrations shall not exceed those specified in 32 Ill. Adm. Code 340.1030.

e) Before releasing resins for unrestricted use, the resins shall be monitored in an area with a background level less than 0.5 microsievert (0.05 millirem) per hour. The resins may be released only if the survey does not detect radiation levels above background radiation levels. The survey meter used shall be capable of detecting radiation levels of 0.5 microsievert (0.05 millirem) per hour.

f) For pool irradiators, all empty or loaded source transport containers shall be surveyed for removable contamination prior to insertion into the pool.

Section 346.590 Detection of Leaking Sources

a) Each dry-source-storage sealed source shall be tested for leakage in accordance with the requirements of 32 Ill. Adm. Code 340.410.

b) For pool irradiators, sources may not be put into the pool unless the licensee tests the sources for leaks or has a certificate from a transferor that a leak test has been done within the 6 months before the transfer. Water from the pool shall be checked for contamination each day the irradiator operates. The check may be done either by using a radiation monitor on a pool water circulating system or by analysis of a sample of pool water. If a check for contamination is done by analysis of a sample of pool water, the results of the analysis shall be available within 24 hours. If the licensee uses a radiation monitor on a pool water circulating system, the detection of above normal radiation levels shall activate an alarm. The alarm set-point shall be set as low as practical, but high enough to

avoid false alarms. The licensee may reset the alarm set-point to a higher level if necessary to operate the pool water purification system to clean up contamination in the pool if specifically provided for in written emergency procedures.

c) If a leaking source is detected, the licensee shall arrange to remove the leaking source from service and have it decontaminated, repaired or disposed of by an NRC or Agreement State licensee that is authorized to perform these functions. The licensee shall promptly check its personnel, equipment, facilities and irradiated product for radioactive contamination. No product may be shipped until the product has been checked and found free of contamination. If a product has been shipped that may have been inadvertently contaminated, the licensee shall arrange to locate and survey that product for contamination. If any personnel are found to be contaminated, decontamination shall be performed promptly. If contaminated equipment, facilities or products are found, the licensee shall have them decontaminated or disposed of by an NRC or Agreement State licensee that is authorized to perform these functions. If a pool is contaminated, the licensee shall arrange to clean the pool until the contamination levels do not exceed the appropriate concentration in Table 2, Column 2, Appendix B to 10 CFR 20 (September 1, 2005). (See 32 Ill. Adm. Code 340.1220 for reporting requirements.)

Section 346.610 Inspection and Maintenance

a) The licensee shall perform inspection and maintenance checks that include, at a minimum, each of the following at the frequency specified in the license or license application:

1) Operability of each aspect of the access control system required by Section 346.230 of this Part.

2) Functioning of the source position indicator required by Section 346.310(b) of this Part.

3) Operability of the radiation monitor for radioactive contamination in pool water required by Section 346.590(b) of this Part using a radiation check source, if applicable.

4) Operability of the over-pool radiation monitor at underwater irradiators as required by Section 346.290(b) of this Part.

5) Operability of the product exit monitor required by Section 346.290(a) of this Part.

6) Operability of the emergency source return control required by Section 346.310(c) of this Part.

7) Leak-tightness of systems through which pool water circulates (visual inspection).

8) Operability of heat and smoke detectors and extinguisher systems required by Section 346.270 of this Part (but without turning extinguishers on).

9) Operability of the mean of pool water replenishment required by Section 346.330(c) of this Part.

10) Operability of the indicators of high and low pool water levels required by Section 346.330(d) of this Part.

11) Operability of the intrusion alarm required by Section 346.230(i) of this Part, if applicable.

12) Functioning and wear of the system, mechanisms and cables used to raise and lower sources.

13) Condition of the barrier to prevent products from hitting the sources or source mechanism as required by Section 346.350 of this Part.

14) Amount of water added to the pool to determine if the pool is leaking.

15) Electrical wiring on required safety systems for radiation damage.

16) Pool water conductivity measurements and analysis as required by Section 346.630(b) of this Part.

b) Malfunctions and defects found during inspection and maintenance checks shall be repaired without undue delay.

Section 346.630 Pool Water Purity

a) Pool water purification system shall be run sufficiently to maintain the conductivity of the pool water below 20 microsiemens per centimeter under normal circumstances. If pool water conductivity rises above 20 microsiemens per centimeter, the licensee shall take prompt actions to lower the pool water conductivity and shall take corrective actions to prevent future recurrences.

b) The licensee shall measure the pool water conductivity frequently enough, but no less than weekly, to assure that the conductivity remains below 20 microsiemens per centimeter. Conductivity meters shall be calibrated at least annually.

Section 346.650 Attendance During Operation

a) Both an irradiator operator and at least one other person, trained on how to respond and prepared to promptly render or summon assistance if the access control alarm sounds, shall be present onsite:

1) Whenever the irradiator is operated using an automatic product conveyor system; and

2) Whenever the product is moved into or out of the radiation room when the irradiator is operated in a batch mode.

b) At a panoramic irradiator at which static irradiations (no movement of the product) are occurring, personnel who have received the training on how to respond to alarms described in Section 346.510(g) of this Part shall be onsite.

c) At an underwater irradiator, an irradiator operator shall be present at the facility whenever the product is moved into or out of the pool. Personnel who move the product into or out of the pool of an underwater irradiator need not be qualified as irradiator operators; however, they shall have received the training described in Section 346.510(f) and (g) of this Part. Static irradiations may be performed without personnel present at the facility.

Section 346.670 Entering and Leaving the Radiation Room

a) Upon first entering the radiation room of a panoramic irradiator after an irradiation, the irradiator operator shall use a survey meter to determine that the source has returned to its fully shielded position. The operator shall check the functioning of the survey meter with a radiation check source prior to entry.

b) Before exiting from and locking the door to the radiation room of a panoramic irradiator prior to a planned irradiation, the irradiator operator shall:

1) Visually inspect the entire radiation room to verify that no one else is in it; and

2) Activate a control in the radiation room that permits the sources to be moved from the shielded position only if the door to the radiation room is locked within a preset time after setting the control.

c) During a power failure, the area around the pool of an underwater irradiator may not be entered without using an operable and calibrated radiation survey meter, unless the over-the-pool monitor required by Section 346.290(b) of this Part is operating with backup power.

Section 346.690 Irradiation of Explosive or Flammable Materials

a) Irradiation of explosive material is prohibited unless the licensee has received prior written authorization from the Agency. Authorization will not be granted unless the licensee can demonstrate that detonation of the explosive would not rupture the sealed sources, injure personnel, damage safety systems or cause radiation overexposure of personnel.

b) Irradiation of more than small quantities of flammable material (flashpoint below 140°F) is prohibited in panoramic irradiators unless the licensee has received prior written authorization from the Agency. Authorization will not be granted unless the licensee can demonstrate that a fire in the radiation room could be controlled without damage to sealed sources or safety systems and without radiation overexposure of licensee or offsite responding personnel.

SUBPART E: RECORDS

Section 346.810 Records and Retention Periods

The licensee shall maintain the following records at the irradiator for the periods specified.

a) A copy of the license, license conditions, documents incorporated into a license by reference and amendments to these materials, until superseded by new documents or until the Agency terminates the license for documents not superseded.

b) Records of each individual's training, tests and safety reviews provided to meet the requirements of Section 346.510(a), (b), (c), (d), (f), and (g) of this Part, until 5 years after the individual terminates work.

c) Records of the annual evaluations of the safety performance of irradiator operators required by Section 346.510(e) of this Part, for 5 years after the evaluation.

d) A copy of the current operating and emergency procedures required by Section 346.530 of this Part, until superseded or the Agency terminates the license. Records of the radiation safety officer's review and approval of changes in procedure as required by Section 346.530(c)(3) of this Part, retained for 5 years from the date of the change.

e) Evaluations of personnel dosimeters required by Section 346.550 of this Part, until the Agency terminates the license.

f) Records of radiation surveys required by Section 346.570 of this Part, for 5 years from the date of the survey.

g) Records of radiation survey meter calibrations required by Section 346.570 of this Part and pool water conductivity meter calibrations required by Section 346.630(b) of this Part, until 5 years from the date of each test.

h) Records of the results of leak tests required by Section 346.590(a) of this Part and the results of contamination checks required by Section 346.590(b) of this Part, for 5 years from the date of each test.

i) Records of inspection and maintenance checks required by Section 346.610 of this Part, for 5 years.

j) Records of major malfunctions, significant defects, operating difficulties or irregularities and major operating problems that involve required radiation safety equipment, for 5 years after repairs are completed.

k) Records of the receipt, transfer and disposal of all licensed sealed sources as required by 32 Ill. Adm. Code 310.40.

l) Records on the design checks required by Section 346.390 of this Part and the construction control checks as required by Section 346.410 of this Part, until the license is terminated. The records shall be signed and dated. The title or qualifications of the personnel signing the record shall be included.

m) Records related to decommissioning of the irradiator as required by 32 Ill. Adm. Code 330.310 and 330.320.

Section 346.830 Reports

a) In addition to the reporting requirements in other Parts of Agency regulations, the licensee shall report the following events if not already reported:

1) Source stuck in an unshielded position.

2) Any fire or explosion in a radiation room.

3) Damage to the source racks.

4) Failure of cable of drive mechanism used to move the source racks.

5) Inoperability of the access control system.

6) Detection of radiation source by the product exit monitor.

7) Detection of radioactive contamination attributable to licensed radioactive material.

8) Structural damage to the pool liner or walls.

9) Abnormal water loss or leakage from the source storage pool.

10) Pool water conductivity exceeding 100 microsiemens per centimeter.

b) The report shall include a telephone report within 24 hours as described in 32 Ill. Adm. Code 340.1220 and a written report within 30 days as described in 32 Ill. Adm. Code 340.1230.

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Quality Standards and Certification Requirements for Facilities Performing Mammography

2) Code Citation: 32 Ill. Adm. Code 370

3)

Section Numbers:	Proposed Action:
370.20	Amendment
370.30	Amendment
370.40	Amendment
370.50	Amendment
370.70	Amendment
370.80	Amendment
370.100	Amendment
370.110	Amendment
370.130	Amendment
370.140	Amendment
370.145	Amendment
370.150	Amendment
370.160	Amendment
370.165	Amendment
370.170	Amendment

4) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

5) A Complete Description of the Subjects and Issues Involved: The Agency is proposing this amendment to implement various changes requested by the U.S. Food and Drug Administration relating to the State of Illinois' MQSA Certification Program.

6) Will this rulemaking replace any emergency rulemaking currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this rulemaking contain incorporations by reference? Yes

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objective: The requirements imposed by this proposed rulemaking are not expected to require local governments to establish, expand or modify

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their activities in such a way as to necessitate additional expenditures from local revenues.

11) Time, Place and Manner in which interested persons may comment on this Proposed Rulemaking: Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice. The Agency will consider fully all written comments on this proposed rulemaking submitted during the 45 day comment period. Comments should be submitted to:

Kevin McClain
Chief Legal Counsel
Illinois Emergency Management Agency
1035 Outer Park Drive
Springfield, Illinois 62704

(217) 524-0770 (voice)
(217) 782-6133 (TDD)

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: The Agency believes that this rulemaking may affect certified mammography installations that are assessed an annual certification fee.

B) Reporting, bookkeeping or other procedures required for compliance: None

C) Types of professional skills necessary for compliance: None

13) Regulatory Agenda on which this rulemaking was summarized: January 2005

The full text of the Proposed Amendments begins on the next page:

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

TITLE 32: ENERGY
CHAPTER II: ILLINOIS EMERGENCY MANAGEMENT AGENCY
SUBCHAPTER b: RADIATION PROTECTION

PART 370
QUALITY STANDARDS AND CERTIFICATION REQUIREMENTS
FOR FACILITIES PERFORMING MAMMOGRAPHY

Section

370.10 Scope
370.20 Definitions
370.30 Incorporations by Reference
370.40 Exemptions
370.50 Requirements for Certification
370.60 Fees
370.70 Personnel Requirements
370.80 Equipment Requirements
370.90 Medical Records and Mammography Reports
370.100 Quality Assurance Requirements
370.110 Equipment Quality Assurance Tests
370.120 Additional Administrative Requirements
370.130 Mammography Medical Outcomes Audit
370.140 Additional Mammography Review and Patient Notification
370.145 Notification Requirements for Mobile Mammography Facilities Certified by Another Certifying Entity
370.150 Revocation of Accreditation and Revocation of Accreditation Body Approval
370.160 Suspension, ~~or~~ Revocation or Denial of Certificates
370.165 Failure of Mobile Mammography Facilities Certified by Another Certifying Entity to Meet Requirements
370.170 Mammography Units Used for Localization or Biopsy Procedures
370.APPENDIX A Mammography Dose Measurement Protocol
370.APPENDIX B Mammography Phantom Image Evaluation
370.TABLE A Mammography Dose Evaluation Table

AUTHORITY: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

SOURCE: Old Part repealed at 15 Ill. Reg. 10846, effective July 15, 1991; new Part adopted by emergency rule at 22 Ill. Reg. 14972, effective August 3, 1998, for a maximum of 150 days; adopted at 22 Ill. Reg. 21915, effective December 3, 1998; amended at 24 Ill. Reg. 18258,

effective December 1, 2000; recodified from the Department of Nuclear Safety to the Illinois Emergency Management Agency at 27 Ill. Reg. 13641; amended at 29 Ill. Reg. _____, effective _____.

Section 370.20 Definitions

As used in this Part, the following definitions apply:

"Accreditation body" or "body" means an entity that has been approved by FDA to accredit mammography facilities.

"Action limits" or "action levels" means the minimum and maximum values of a quality assurance measurement that can be interpreted as representing acceptable performance with respect to the parameter being tested. Values less than the minimum or greater than the maximum action limit or level indicate that corrective action shall be taken by the facility. Action limits or levels are also sometimes called control limits or levels.

"Adverse event" means an undesirable experience associated with mammography activities that include but are not limited to:

Poor image quality;

Failure to send mammography reports within 30 days to the referring physician or in a timely manner to the self-referred patient; and

Use of personnel that do not meet the requirements of Section 370.70 of this Part.

"Agency" means the Illinois Emergency Management Agency.

"Air kerma" means kerma in a given mass of air. The unit used to measure the quantity of air kerma is the Gray (Gy). For x-rays with energies less than 300 kiloelectronvolts (keV), 1 Gy = 100 rad.

"Breast implant" means a prosthetic device implanted in the breast.

"Calendar quarter" means any one of the following time periods during a given year: January 1 through March 31, April 1 through June 30, July 1 through September 30 or October 1 through December 31.

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"Category I" means medical educational activities that have been designated as Category I by the Accreditation Council for Continuing Medical Education (ACCME), the American Osteopathic Association (AOA), a state medical society or an equivalent organization.

"Certificate" means the certificate described in Section 370.50 of this Part.

"Certification" means the process of approval of a facility by the Agency~~Department~~ to provide mammography services.

"Clinical image" means a mammogram.

"Consumer" means an individual who chooses to comment or complain in reference to a mammography examination, including the patient or representative of the patient (e.g., family member or referring physician).

"Continuing education unit" or "continuing education credit" means one contact hour of training.

"Contact hour" means an hour of training received through direct instruction.

~~"Department" means the Department of Nuclear Safety.~~

"Diagnostic mammography" means mammography performed on a patient with:

clinical signs, symptoms or physical findings suggestive of breast cancer;

an abnormal or questionable screening mammogram;

a history of breast cancer with breast conservation surgery regardless of absence of clinical breast signs, symptoms or physical findings; or

augmented breasts regardless of absence of clinical breast signs, symptoms or physical findings.

AGENCY NOTE: Diagnostic mammography is also called problem-solving mammography or consultative mammography. This definition excludes mammography performed during invasive interventions for localization or biopsy procedures.

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"Direct instruction" means:

Face-to-face interaction between instructor~~instructor(s)~~ and students~~student(s)~~, as when the instructor provides a lecture, conducts demonstrations or reviews student performance; or

The administration and correction of student examinations by an instructor~~instructor(s)~~ with subsequent feedback to the students~~student(s)~~.

"Direct supervision" means that:

During joint interpretation of mammograms, the supervising interpreting physician reviews, discusses, and confirms the diagnosis of the physician being supervised and signs the resulting report before it is entered into the patient's records; or

During the performance of a mammography examination or survey of the facility's equipment and quality assurance program, the supervisor is present to observe and correct, as needed, the performance of the individual being supervised who is performing the examination or conducting the survey.

"Director" means the Director of the Illinois Emergency Management Agency~~Department of Nuclear Safety~~.

"Established operating level" means the value of a particular quality assurance parameter that has been established as an acceptable normal level by the facility's quality assurance program.

"Facility" or "mammography installation" means a hospital, outpatient department, clinic, radiology practice, mobile unit, office of a physician or other facility that conducts mammography activities, including operation of equipment to produce a mammogram, processing of the mammogram, initial interpretation of the mammogram and maintaining viewing conditions for that interpretation.

"First allowable time" means the earliest time a resident physician is eligible to take the diagnostic radiology boards from an FDA-designated certifying body.

"FDA" means the U.S. Food and Drug Administration.

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"Interim regulations" means the regulations entitled "Requirements for Accrediting Bodies of Mammography Facilities" (58 FR 67558-67565) and "Quality Standards and Certification Requirements for Mammography Facilities" (58 FR 67565-67572), published by FDA on December 21, 1993, and amended on September 30, 1994 (59 FR 49808-49813). These regulations established the standards that had to be met by mammography facilities in order to lawfully operate between October 1, 1994 and April 28, 1999.

"Interpreting physician" means a licensed physician who interprets mammograms and who meets the requirements of Section 370.70(a) of this Part.

"Lead interpreting physician" means the interpreting physician assigned the general responsibility for ensuring that a facility's quality assurance program meets all of the requirements of Sections 370.100, 370.110, 370.120(b) and (c) and 370.130 of this Part. The administrative title and other supervisory responsibilities of the individual, if any, are left to the discretion of the facility.

"Mammogram" means radiographic image produced through mammography.

"Mammographic modality" means a technology for radiography of the breast. Examples are screen-film mammography and digital mammography.

"Mammography" means radiography of the breast.

"Mammography equipment evaluation" means an onsite assessment of mammography unit or image processor performance by a medical physicist for the purpose of making a preliminary determination as to whether the equipment meets all of the applicable standards in this Part.

"Mammography medical outcomes audit" means a systematic collection of mammography results and the comparison of those results with outcomes data.

"Mammography unit" or "units" means an assemblage of components for the production of x-rays for use during mammography, including, at a minimum, an x-ray generator, an x-ray control, a tube housing assembly, a beam limiting device and the supporting structures for these components.

"Mean optical density" means the average of the optical densities (OD) measured using phantom thicknesses of 2, 4 and 6 centimeters with values of kilovolt peak

(kVp) clinically appropriate for those thicknesses.

"Medical physicist" means a person trained in evaluating the performance of mammography equipment and facility quality assurance programs and who meets the qualifications set forth in Section 370.70(c) of this Part.

"MQSA" means the federal Mammography Quality Standards Act of 1992, as amended by the Mammography Quality Standards Reauthorization Act of 1998.

"Multi-reading" means two or more physicians, at least one of whom is an interpreting physician, interpreting the same mammogram.

"Patient" means any individual who undergoes a mammography evaluation in a facility.

"Phantom" means a test object used to simulate radiographic characteristics of compressed breast tissue and containing components that radiographically model aspects of breast disease and cancer. It is equivalent to a nominal 4.2 centimeter compressed breast of average density (i.e., 50 percent adipose and 50 percent glandular tissue) and shall contain the following objects:

Spherical masses, composed of phenolic plastic, with thicknesses of: 2.00, 1.00, 0.75, 0.50 and 0.25 millimeter;

Specks, composed of aluminum oxide, with diameters of: 0.54, 0.40, 0.32, 0.24 and 0.16 millimeter;

Fibers, composed of nylon, with thicknesses of: 1.56, 1.12, 0.89, 0.75, 0.54 and 0.40 millimeter.

AGENCY NOTE: The Mammographic Accreditation Phantom Model 156, manufactured by Radiation Measurements, Inc., meets the above criteria and was chosen for use by the American College of Radiology's Mammography Accreditation Program.

"Phantom image" means a radiographic image of a phantom.

"Physical science" means physics, chemistry, radiation science (including medical physics and health physics) and engineering.

"Positive mammogram" means a mammogram that has an overall assessment of findings that are either "suspicious" or "highly suggestive of malignancy."

"Provisional certificate" means the provisional certificate described in Section 370.50(b) of this Part.

"Qualified instructor" means an individual whose training and experience adequately prepares him or her to carry out specified training assignments. Interpreting physicians, radiologic technologists or medical physicists who meet the requirements of Section 370.70 of this Part would be considered qualified instructors in their respective areas of mammography. Other examples of individuals who may be qualified instructors for the purpose of providing training to meet the requirements of this Part include, but are not limited to, instructors in a post-high school training institution and manufacturer's representatives.

"Quality control technologist" means an individual meeting the requirements of Section 370.100(a)(4) of this Part who is responsible for those quality assurance responsibilities not assigned to the lead interpreting physician or to the medical physicist.

"Radiologic technologist" means an individual specifically trained in the use of radiographic equipment and the positioning of patients for radiographic examinations and when performing mammography without direct supervision, also meets the requirements set forth in Section 370.70(b) of this Part.

"Screening mammography" means mammography performed on an asymptomatic patient to detect the presence of breast cancer at an early stage.

"Serious adverse event" means an adverse advent that may significantly compromise clinical outcomes, or an adverse event for which a facility fails to take appropriate corrective action in a timely manner.

"Serious complaint" means a report of a serious adverse event.

"Standard breast" means a 4.2 centimeter (cm) thick compressed breast consisting of 50 percent glandular and 50 percent adipose tissue.

"Survey" means an onsite physics consultation and evaluation of a facility quality assurance program performed by a medical physicist.

"Time cycle" means the film development time.

"Traceable to a national standard" means an instrument is calibrated at either the National Institute of Standards and Technology (NIST) or at a calibration laboratory that participates in a proficiency program with NIST at least once every 2 years and the results of the proficiency test conducted within 24 months of calibration show agreement within plus or minus 3 percent of the national standard in the mammography energy range.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.30 Incorporations by Reference

All rules, standards and guidelines of agencies of the United States or nationally recognized organizations or associations that are incorporated by reference in this Part are incorporated as of the date specified in the reference and do not include any later amendments or editions. Copies of ~~these~~ rules, standards and guidelines that have been incorporated by reference are available for public inspection and copying at the Illinois Emergency Management Agency~~Department of Nuclear Safety~~, 1035 Outer Park Drive, Springfield, Illinois.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.40 Exemptions

a) Mammography units used only during invasive interventions for localization or biopsy procedures are exempt from the requirements of this Part, except that such systems shall satisfy the criteria specified in Section 370.170 of this Part.

b) Each mobile mammography facility based outside of Illinois that operates in Illinois and that has not been certified by the Agency~~Department~~ is exempt from the requirements of Sections~~Section~~ 370.50 and 370.60 of this Part, provided that:

1) The mobile mammography facility is certified to perform mammography by FDA or other FDA-approved certifying agency at all times while conducting operations in Illinois; and

2) The mobile mammography facility meets the requirements of Section 370.145 of this Part.

AGENCY NOTE: Mobile mammography facilities exempt under this subsection

(b) shall meet the standards of this Part except those Sections specifically exempted.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.50 Requirements for Certification

a) Except as otherwise provided in subsection (b)(1)(C) of this Section and Section 370.40 of this Part, a certificate issued by the Agency~~Department~~ is required for lawful operation of all mammography facilities subject to the provisions of this Part. Facilities performing mammography shall meet the requirements of Sections 370.70, 370.80, 370.90, 370.100, 370.110, 370.120 and 370.130 of this Part and be accredited by an FDA-approved accreditation body.

AGENCY NOTE: Currently, the only FDA-approved accrediting body in Illinois is the American College of Radiology.

AGENCY NOTE: Except for provisional certificates and interim notices, the term of certificates issued under this Section shall be for 3 years.

b) Application.

1) Certificates.

A) In order to qualify for a certificate, a facility shall apply to an accreditation body.

B) Following the Agency's~~Department's~~ receipt of the accreditation body's decision to accredit a facility, the Agency~~Department~~ may issue a certificate to the facility, or renew an existing certificate, if the Agency~~Department~~ determines that the facility has satisfied the requirements for certification or recertification.

C) The Agency~~Department~~ may issue an interim notice of mammography certification by facsimile to a facility if a delay is anticipated in providing a certificate to the facility under one or more of the following circumstances:

i) The Agency~~Department~~ has been notified by an accreditation body that the facility meets the requirements

for a provisional or provisional reinstatement certificate and delivery of the certificate may take more than 24 hours;

ii) The Agency~~Department~~ has been notified by an accreditation body that the facility has completed accreditation or reaccreditation and delivery of the certificate to the facility may take more than 24 hours; or

iii) The Agency~~Department~~ has been notified by an accreditation body that the facility has timely submitted an application for accreditation or reaccreditation but the completion of the accreditation process may extend beyond the expiration date of a facility's existing certificate through no fault of the facility.

An interim notice shall authorize the facility to perform mammography until the facility receives its certificate but in no case for more than 45 days. No more than one interim notice may be issued to a facility per application for certification.

2) Provisional certificates. A new facility is eligible to apply for a provisional certificate. The provisional certificate will enable the facility to perform mammography and to obtain the clinical images needed to complete the accreditation process.

A) To receive a provisional certificate, a facility shall apply and submit the required information to an FDA-approved accreditation body.

B) Following the Agency's~~Department's~~ receipt of the accreditation body's decision that a facility has submitted the required information, the Agency~~Department~~ may issue a provisional certificate to a facility upon determination that the facility has satisfied the requirements for provisional certification. A provisional certificate shall be effective for up to 6 months from the date of issuance. A provisional certificate cannot be renewed, but a facility may apply for a 90 day extension of the provisional certificate.

C) In the event the facility is denied accreditation by the accrediting

body with time remaining on the provisional certificate, the provisional certificate expires immediately with the denial and the facility must stop performing mammography.

3) Extension of provisional certificate.

A) To apply for a 90 day extension to a provisional certificate, a facility shall submit to its accreditation body a statement of what the facility is doing to obtain certification and evidence that there would be a significant adverse impact on access to mammography in the geographic area served if such facility did not obtain an extension.

B) Following the Agency's~~Department's~~ receipt of the accreditation body's decision that a facility has submitted the required information, the Agency~~Department~~ may issue a 90 day extension of the provisional certificate to the facility upon determination that the facility has satisfied the requirements for the 90 day extension.

C) There can be no renewal of a provisional certificate beyond the 90-day extension.

c) Reinstatement policy. A previously certified facility that has allowed its certificate to expire, that has been refused a renewal of its certificate by FDA or the Agency~~Department~~, or that has had its certificate suspended or revoked by FDA or the Agency~~Department~~, may apply for reinstatement. If reinstated, the facility will be eligible for a provisional certificate.

1) Unless prohibited from reinstatement under subsection (c)(4) of this Section, a facility applying for reinstatement shall:

A) Contact an FDA-approved accreditation body to determine the requirements for reapplication for accreditation;

B) Fully document its history as a previously provisionally certified or certified mammography facility, including the following information:

i) Name and address of the facility under which it was previously provisionally certified or certified;

ii) Name of previous owner/lessor;

iii) Facility identification number assigned to the facility under its previous certification; and

iv) Expiration date of the most recent provisional certificate or certificate; and

C) Justify application for reinstatement of accreditation by submitting to the accreditation body a corrective action plan that details how the facility has corrected deficiencies that contributed to the lapse, denial of renewal or revocation of its certificate.

2) The Agency~~Department~~ may issue a provisional certificate to a previously certified facility:

A) Following the Agency's~~Department's~~ receipt of the accreditation body's decision that a facility has adequately corrected, or is in the process of correcting, pertinent deficiencies at the facility; and

B) The Agency~~Department~~ determines that the facility has taken sufficient corrective action since the lapse, denial of renewal or revocation of its previous certificate.

3) After receiving the provisional certificate, the facility may lawfully resume performing mammography services while completing the requirements for certification.

4) If a facility's certificate was revoked on the basis of an act described in Section 370.160 of this Part, no person who owned or operated that facility at the time the act occurred may own or operate a mammography facility within 2 years after the date of revocation.

d) Appeals of adverse accreditation or reaccreditation decisions. The appeals procedures described in this subsection (d) are available only for adverse accreditation or reaccreditation decisions that preclude certification or recertification by the Agency~~Department~~.

1) Upon learning that a facility has failed to become accredited or

reaccredited, the Agency~~Department~~ will notify the facility that the Agency~~Department~~ is unable to certify that facility without proof of accreditation.

2) A facility that has been denied accreditation or reaccreditation is entitled to an appeals process from the accreditation body. A facility shall avail itself of the accreditation body's appeal process before appealing that decision to the FDA~~Department~~.

3) In the event that a facility, after availing itself of the accreditation body's appeal process, receives an adverse accreditation or reaccreditation decision, the facility may appeal that decision to the FDA. In order to appeal, the facility shall send a request for reconsideration to the FDA within 60 days after the accrediting body's adverse appeal decision.~~within 30 days after such adverse decision submit a request for review of the adverse accreditation or reaccrediatation decision to the Department.~~

~~4) Within 30 days following receipt of such written request, the Department shall issue a Preliminary Order and Notice of Opportunity for Hearing to the facility in accordance with 32 Ill. Adm. Code 200 stating the basis for the denial of certification or recertification.~~

~~5) Upon issuance of the Preliminary Order and Notice of Opportunity for Hearing, such provisions of 32 Ill. Adm. Code 200 shall apply as may be applicable.~~

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.70 Personnel Requirements

Personnel. The following requirements apply to all personnel involved in any aspect of mammography, including the production, processing, and interpretation of mammograms and related quality assurance activities:

a) Interpreting physicians. All physicians interpreting mammograms shall meet the following qualifications:

1) Initial qualifications. Unless the exemption in subsection (a)(3) of this Section applies, before beginning to interpret mammograms independently, the interpreting physician shall:

A) Be a physician licensed under the Medical Practice Act of 1987 to practice medicine in all its branches [225 ILCS 60];

B) Be certified in diagnostic radiology by either the American Board of Radiology, the American Osteopathic Board of Radiology, or Royal College of Physicians and Surgeons of Canada or have had at least 3 months of documented formal training in the interpretation of mammograms and in topics related to mammography. The training shall include instruction in radiation physics, including radiation physics specific to mammography, radiation effects and radiation protection. The mammographic interpretation component shall be under the direct supervision of a physician who meets the requirements of subsection (a) of this Section;

C) Have a minimum of 60 hours of documented medical education in mammography, which shall include instruction in the interpretation of mammograms and education in basic breast anatomy, pathology, physiology, technical aspects of mammography and quality assurance and quality control in mammography. All 60 of these hours shall be Category I and at least 15 of the Category I hours shall have been acquired within the 3 years immediately prior to the date that the physician qualifies as an interpreting physician. Hours spent in residency specifically devoted to mammography will be considered as equivalent to Category I continuing medical education credits and will be accepted if documented in writing by the appropriate representative of the training institution; and

D) Unless the exemption in subsection (a)(3) of this Section applies, have interpreted or multi-read at least 240 mammographic examinations within the 6 month period immediately prior to the date that the physician qualifies as an interpreting physician. This interpretation or multi-reading shall be under the direct supervision of an interpreting physician.

2) Continuing experience and education. All interpreting physicians shall maintain their qualifications by meeting the following requirements:

A) Following the second anniversary date of the end of the calendar quarter in which the requirements of subsection (a)(1) of this Section were completed, the interpreting physician shall have interpreted or multi-read at least 960 mammographic examinations during the 24 months immediately preceding the date of the facility's annual MQSA inspection, or the last day of the calendar quarter preceding the inspection or any date in between the two. The facility will choose one of these dates to determine the 24 month period.

B) Following the third anniversary date of the end of the calendar quarter in which the requirements of subsection (a)(1) of this Section were completed, the interpreting physician shall have taught or completed at least 15 Category I continuing medical education units in mammography during the 36 months immediately preceding the date of the facility's annual MQSA inspection, or the last day of the calendar quarter preceding the inspection or any date in between the two. The facility will choose one of these dates to determine the 36 month period. This training shall include at least 6 Category I continuing medical education credits in each mammographic modality used by the interpreting physician in his or her practice.

C) Before an interpreting physician may begin independently interpreting mammograms produced by a new mammographic modality, that is, a mammographic modality in which the physician has not previously been trained, the interpreting physician shall have at least 8 hours of training in the new mammographic modality.

D) Units earned through teaching a specific course can be counted only once towards the 15 units required by subsection (a)(2) of this Section, even if the course is taught multiple times during the previous 36 months.

3) Exemptions.

A) Those physicians who qualified as interpreting physicians under FDA's interim regulations prior to April 28, 1999, are considered to have met the initial requirements of subsection (a)(1) of this

Section. These physicians may continue to interpret mammograms provided they continue to meet the requirements of subsection (a)(1) of this Section and the continuing experience and education requirements of subsection (a)(2) of this Section.

B) Physicians who have interpreted or multi-read at least 240 mammographic examinations under the direct supervision of an interpreting physician in any 6 month period during the last 2 years of a diagnostic radiology residency and who become appropriately board certified at the first allowable time, as defined by an eligible certifying body, are otherwise exempt from subsection (a)(1)(D) of this Section.

4) Reestablishing qualifications. Interpreting physicians who fail to maintain the required continuing experience or continuing education requirements of subsection (a)(2) of this Section, shall reestablish their qualifications before resuming the independent interpretation of mammograms as follows:

A) Interpret or multi-read at least 240 mammographic examinations under the direct supervision of an interpreting physician, or interpret or multi-read a sufficient number of mammographic examinations, under the direct supervision of an interpreting physician, to bring the physician's total up to 960 examinations for the prior 24 months, whichever is less.

B) Interpreting physicians who fail to meet the continuing education requirements of subsection (a)(2)(B) of this Section shall obtain a sufficient number of additional Category I continuing medical education credits in mammography to bring their total up to the required 15 credits in the previous 36 months before resuming independent interpretation.

C) The interpretations required under this Section shall be done within the 6 months immediately prior to resuming independent interpretation.

b) Radiologic technologists who perform mammographic examinations shall be accredited by the Agency~~Department~~ and shall meet the following:

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1) Training requirements.

A) Have, prior to April 28, 1999, qualified as a radiologic technologist under FDA's interim regulations; or

B) Complete at least 40 contact hours of documented training specific to mammography under the supervision of a qualified instructor. The hours of documented training shall include, but not necessarily be limited to:

i) Training in breast anatomy and physiology, positioning and compression, quality assurance/quality control techniques and imaging of patients with breast implants;

ii) The performance of a minimum of 25 examinations under the direct supervision of an individual qualified under subsection (b) of this Section; and

iii) At least 8 hours of training in each mammography modality to be used by the technologist in performing mammography exams.

2) Continuing education requirements.

A) Following the third anniversary date of the end of the calendar quarter in which the requirements of subsection (b)(1) of this Section were completed, the radiologic technologist who performs mammography shall have taught or completed at least 15 continuing education units in mammography during the 36 months immediately preceding the date of the facility's annual MQSA inspection, or the last day of the calendar quarter preceding the inspection or any date in between the two. The facility will choose one of these dates to determine the 36 month period.

B) Units earned through teaching a specific course can be counted only once towards the 15 hours of continuing education requirements required in subsection (b)(2) of this Section, even if the course is taught multiple times during the previous 36 months.

C) At least 6 of the continuing education units required in subsection

(b)(2) of this Section shall be related to each mammographic modality used by the technologist.

D) Requalification. Radiologic technologists who fail to meet the continuing education requirements of subsection (b)(2)(A) of this Section shall obtain a sufficient number of continuing education units in mammography to bring their total up to at least 15 in the previous 3 years, at least 6 of which shall be related to each modality used by the technologist in mammography. The technologist shall not resume performing unsupervised mammography examinations until the continuing education requirements are completed.

E) Before a radiologic technologist may begin independently performing mammography examinations using a mammographic modality other than one of those for which the technologist received training under subsection (b)(1)(B)(iii) of this Section, the technologist shall have at least 8 hours of continuing education units in the new modality.

3) Continuing experience requirements.

A) Following the second anniversary date of the end of the calendar quarter in which the requirements of subsection (b)(1) of this Section were completed or of April 28, 1999, whichever is later, the radiologic technologist shall have performed a minimum of 200 mammography examinations during the 24 months immediately preceding the date of the facility's annual MQSA inspection, or the last day of the calendar quarter preceding the inspection or any date in between the two. The facility will choose one of these dates to determine the 24 month period.

B) Requalification. Radiologic technologists who fail to meet the continuing experience requirements of subsection (b)(3)(A) of this Section shall perform a minimum of 25 mammography examinations under the direct supervision of a qualified radiologic technologist before resuming the performance of unsupervised mammography.

C) Programs, courses or other activities intended to meet the

requirement for initial, or requalification, mammography training or continuing education in mammography shall be approved by the Agency~~Department~~.

D) Completion of initial, or requalification, mammography training and continuing education in mammography shall be verified to the Agency~~Department~~.

c) Medical physicists. All medical physicists conducting surveys of mammography facilities and providing oversight of the facility quality assurance program shall be approved by the Agency~~Department~~ as diagnostic imaging specialists pursuant to 32 Ill. Adm. Code 410, and meet the following:

1) Initial qualifications.

A) Be certified in diagnostic radiological physics or radiological physics by either the American Board of Radiology (ABR) or the American Board of Medical Physics (ABMP);

B) Have a masters degree or higher in a physical science from an accredited institution, with no less than 20 semester hours or equivalent (e.g., 30 quarter hours) of college undergraduate or graduate level physics;

C) Have 20 contact hours of documented specialized training in conducting surveys of mammography facilities; and

D) Have the experience of conducting surveys of at least 1 mammography facility and a total of at least 10 mammography units. No more than one survey of a specific unit within a period of 60 days can be counted towards the total mammography unit survey requirement. After April 28, 1999, experience conducting surveys shall be acquired under the direct supervision of a medical physicist who meets all the requirements of subsections (c)(1), (c)(2) and (c)(3) of this Section.

2) Alternative initial qualifications.

A) Have qualified as a medical physicist under FDA's interim regulations and retained that qualification by maintenance of the

active status of any licensure, approval or certification required;

B) Have, prior to April 28, 1999, obtained a bachelor's degree or higher in a physical science from an accredited institution with no less than 10 semester hours or equivalent of college undergraduate or graduate level physics;

C) Have 40 contact hours of documented specialized training in conducting surveys of mammography facilities; and

D) Have the experience of conducting surveys of at least 1 mammography facility and a total of at least 20 mammography units. No more than one survey of a specific unit within a period of 60 days can be counted towards the total mammography unit survey requirement. The training and experience requirements shall be met after fulfilling the degree requirement.

3) Continuing education and experience. All medical physicists shall maintain their qualifications by meeting the following requirements:

A) Continuing education. Beginning 3 years after the end of the calendar quarter in which the requirements of subsection (c)(1) or (c)(2) of this Section were completed, the medical physicist shall have taught, or completed, at least 15 continuing education units in mammography during the 36 months immediately preceding the date of the facility's annual inspection, or the last day of the calendar quarter preceding the inspection or any date in between the two. The facility shall choose one of these dates to determine the 36 month period. This continuing education shall include hours of training appropriate to each mammographic modality evaluated by the medical physicist during his or her surveys or oversight of quality assurance programs. Units earned through teaching a specific course can be counted only once towards the required 15 continuing education units in a 36 month period, even if the course is taught multiple times during the 36 months.

B) Continuing experience. Beginning 2 years after the end of the calendar quarter in which the requirements of subsection (c)(1) or (c)(2) of this Section were completed or of April 28, 1999, whichever is later, the medical physicist shall have surveyed at

least 2 mammography facilities and a total of at least 6 mammography units during the 24 months immediately preceding the date of the facility's annual MQSA inspection, or the last day of the calendar quarter preceding the inspection or any date in between the two. The facility shall choose one of these dates to determine the 24 month period. No more than one survey of a specific facility within a 10 month period or a specific unit within a period of 60 days can be counted towards the total mammography unit survey requirement.

C) Before a medical physicist may begin independently performing mammographic surveys of a new mammographic modality, that is, a mammographic modality other than one for which the physicist received training to qualify under subsection (c)(1) or (c)(2) of this Section, the physicist shall receive at least 8 hours of training in surveying units of the new mammographic modality.

4) Reestablishing qualifications. Medical physicists who fail to maintain the required continuing education and experience qualifications of subsection (c)(3) of this Section may not perform the MQSA surveys without the supervision of a qualified medical physicist. Before independently surveying another facility, medical physicists shall reestablish their qualifications, as follows:

A) Medical physicists who fail to meet the continuing educational requirements of subsection (c)(3)(A) of this Section shall obtain a sufficient number of continuing education units to bring their total units up to the required 15 units in the previous 3 years.

B) Medical physicists who fail to meet the continuing experience requirement of subsection (c)(3)(B) of this Section shall complete a sufficient number of surveys under the direct supervision of a medical physicist who meets the qualifications of subsection (c)(1) or (c)(2) of this Section, to bring their total surveys up to the required 2 facilities and 6 units in the previous 24 months. No more than one survey of a specific unit within a period of 60 days can be counted towards the total mammography unit survey requirement.

d) Retention of personnel records. Facilities shall maintain records to document the

qualifications of all personnel who worked at the facility as interpreting physicians, radiologic technologists or medical physicists. These records shall be available for review by the Agency~~Department~~. Records of personnel no longer employed by the facility shall not be discarded until the next annual inspection has been completed and the Agency~~Department~~ has determined that the facility is in compliance with the personnel requirements of this Section.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.80 Equipment Requirements

The equipment requirements of this Section are intended to ensure that mammography equipment is capable of producing quality mammograms over the full range of clinical conditions.

a) Prohibited equipment. Radiographic equipment designed for general purpose shall not be used for mammography. Mammography shall only be performed with a special purpose radiation machine specifically designed for and used solely for mammography procedures.

b) General. All radiographic equipment used for mammography shall be certified under the "Performance Standards for Diagnostic X-Ray Systems and their Major Components," published at 21 CFR 1020.30, effective as of April 1, 1997.

c) Motion of tube-image receptor assembly.

1) The assembly shall be capable of being fixed in any position where it is designed to operate. Once fixed in any such position, it shall not undergo unintended motion.

2) The mechanism ensuring compliance with subsection (c)(1) of this Section shall not fail in the event of power interruption.

d) Image receptor sizes.

1) Systems using screen-film image receptors shall provide, at a minimum, for operation with image receptors of 18 x 24 centimeters (cm) and 24 x 30 cm.

2) Systems using screen-film image receptors shall be equipped with moving

grids matched to all image receptor sizes provided.

3) Systems used for magnification procedures shall be capable of operation with the grid removed from between the source and image receptor.

e) Beam limitation and light fields.

1) All systems shall have beam-limiting devices.

2) For any mammography system with a light beam that passes through the x-ray beam-limiting device, the light shall provide an average illumination of not less than 160 lux (15 foot candles) at 100 cm or the maximum source-image receptor distance (SID), whichever is less.

f) Magnification.

1) Systems used to perform noninterventional problem solving procedures shall have radiographic magnification capability available for use by the operator.

2) Systems used for magnification procedures shall provide, at a minimum, at least one magnification value within the range of 1.4 to 2.0.

g) Focal spot selection.

1) When more than one focal spot is provided, the system shall indicate, prior to exposure, which focal spot is selected.

2) When more than one target material is provided, the system shall indicate, prior to exposure, the preselected target material.

3) When the target material and/or focal spot is selected by a system algorithm that is based on the exposure or on a test exposure, the system shall display, after the exposure, the target material and/or focal spot actually used during the exposure.

h) Compression. All mammography systems shall incorporate a compression device.

1) Application of compression. Each~~Effective October 28, 2002, each~~

system shall provide:

A) An initial power-driven compression activated by hands-free controls operable from both sides of the patient; and

B) Fine adjustment compression controls operable from both sides of the patient.

2) Compression paddle.

A) Systems shall be equipped with different sized compression paddles that match the sizes of all full-field image receptors provided for the system. Compression paddles for special purposes, including those smaller than the full size of the image receptor (for "spot compression") may be provided. Such compression paddles for special purposes are not subject to the requirements of subsections (h)(2)(D) and (h)(2)(E) of this Section.

B) Except as provided in subsection (h)(2)(C) of this Section, the compression paddle shall be flat and parallel to the breast support table and shall not deflect from parallel by more than 1.0 cm at any point on the surface of the compression paddle when compression is applied.

C) Equipment intended by the manufacturer's design to not be flat and parallel to the breast support table during compression shall meet the manufacturer's design specifications and maintenance requirements.

D) The chest wall edge of the compression paddle shall be straight and parallel to the edge of the image receptor.

E) The chest wall edge may be bent upward to allow for patient comfort but shall not appear on the image.

i) Technique factor selection and display.

1) Manual selection of milliampere seconds (mAs) or at least one of its component parts (milliampere (mA) and/or time) shall be available.

2) The technique factors (peak tube potential in kilovolt (kV) and either tube current in mA and exposure time in seconds or the product of tube current and exposure time in mAs) to be used during an exposure shall be indicated before the exposure begins, except when automatic exposure controls (AEC) are used, in which case the technique factors that are set prior to the exposure shall be indicated.

3) Following AEC mode use, the system shall indicate the actual kilovoltage peak (kVp) and mAs used during the exposure. The mAs may be displayed as mA and time.

j) Automatic exposure control.

1) Each screen-film system shall provide an AEC mode that is operable in all combinations of equipment configuration provided, e.g., grid, nongrid, magnification, nonmagnification and various target-filter combinations.

2) The positioning or selection of the detector shall permit flexibility in the placement of the detector under the target tissue.

A) The size and available positions of the detector shall be clearly indicated at the x-ray input surface of the breast compression paddle.

B) The selected position of the detector shall be clearly indicated.

3) The system shall provide means for the operator to vary the selected optical density from the normal (zero) setting.

k) X-ray film. The facility shall use x-ray film for mammography that has been designated by the film manufacturer as appropriate for mammography.

l) Intensifying screens. The facility shall use intensifying screens for mammography that have been designated by the screen manufacturer as appropriate for mammography and shall use film that is matched to the screen's spectral output as specified by the manufacturer.

m) Film processing solutions. For processing mammography films, the facility shall use chemical solutions that are capable of developing the films used by the facility in a manner equivalent to the minimum requirements specified by the film

manufacturer.

n) Lighting. The facility shall make special lights for film illumination, i.e., hot-lights, capable of producing light levels greater than that provided by the view box, available to the interpreting physicians.

o) Film masking devices. Facilities shall ensure that film masking devices that can limit the illuminated area to a region equal to or smaller than the exposed portion of the film are available to all interpreting physicians interpreting for the facility.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.100 Quality Assurance Requirements

Each facility shall establish and maintain a quality assurance program to ensure the safety, reliability, clarity and accuracy of mammography services performed at the facility.

a) Responsible individuals. Responsibility for the quality assurance program and for each of its elements shall be assigned to individuals who are qualified for their assignments and who shall be allowed adequate time to perform these duties.

1) Lead interpreting physician. The facility shall identify a lead interpreting physician who shall have the general responsibility of ensuring that the quality assurance program meets all requirements of this Section and Sections 370.110, 370.120(b) and (c) and 370.130 of this Part. No other individual shall be assigned or shall retain responsibility for quality assurance tasks unless the lead interpreting physician has determined that the individual's qualifications for, and performance of, the assignment are adequate.

2) Interpreting physicians. All interpreting physicians interpreting mammograms for the facility shall:

A) Follow the facility procedures for corrective action when the images they are asked to interpret are of poor quality; and

B) Participate in the facility's medical outcomes audit program.

3) Medical physicist. Each facility shall have the services of a medical physicist available to survey mammography equipment and oversee the

equipment-related quality assurance practices of the facility. At a minimum, the medical physicist~~physicist(s)~~ shall be responsible for performing the surveys and mammography equipment evaluations and providing the facility with the reports described in Section 370.110(i) of this Part.

4) Quality control technologist. Responsibility for all individual tasks within the quality assurance program not assigned to the lead interpreting physician or the medical physicist shall be assigned to a quality control technologist~~technologist(s)~~. The tasks are to be performed by the quality control technologist or by other personnel qualified to perform the tasks. When other personnel are utilized for these tasks, the quality control technologist shall ensure that the tasks are completed in such a way as to meet the requirements of Section 370.110 of this Part.

b) Personnel quality assurance records. The lead interpreting physician, quality control technologist and medical physicist shall ensure that records concerning employee qualifications to meet assigned quality assurance tasks, mammography technique and procedures, quality control (including monitoring data, problems detected by analysis of that data, corrective actions and the effectiveness of the corrective actions), safety, and protection are properly maintained and updated. These quality control records shall be kept for each test specified in Section 370.110 of this Part until the next annual inspection has been completed and the Agency~~Department~~ has determined that the facility is in compliance with the quality assurance requirements or until the test has been performed two additional times at the required frequency, whichever is longer.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.110 Equipment Quality Assurance Tests

a) Daily quality control tests. Film processors used to develop mammograms shall be adjusted and maintained to meet the technical development specifications for the mammography film in use. A processor performance test shall be performed on each day that examinations are performed before any clinical films are processed that day. The test shall include an assessment of base plus fog density, mid-density and density difference, using the mammography film used clinically at the facility.

1) The base plus fog density shall be within plus 0.03 of the established

operating level.

2) The mid-density shall be within plus or minus 0.15 of the established operating level.

3) The density difference shall be within plus or minus 0.15 of the established operating level.

b) Weekly quality control tests. Facilities with screen-film systems shall perform a phantom image quality evaluation test at least weekly, using the Mammography Image Evaluation Protocol found in Appendix B of this Part.

1) The optical density of the film at the center of an image of the phantom shall be at least 1.20 when exposed under a typical clinical condition.

2) The optical density of the film at the center of the phantom image shall not change by more than plus or minus 0.20 from the established operating level.

3) The mammography system shall be capable of producing images of the mammography phantom in which the following objects are visualized:

A) The three largest masses with thicknesses of 2.0, 1.0 and 0.75 millimeter.

B) The three largest speck groups with diameters of 0.54, 0.40 and 0.32 millimeter.

C) The four largest fibers with thicknesses of 1.56, 1.12, 0.89 and 0.75 millimeter.

4) The density difference between the background of the phantom and an added test object, used to assess image contrast, shall be measured and shall not vary by more than plus or minus 0.05 from the established operating level.

c) Quarterly quality control tests. Facilities with screen-film systems shall perform the following quality control tests at least quarterly:

1) Fixer retention in film. The residual fixer shall be no more than 5

micrograms per square cm.

2) Repeat analysis. If the total repeat or reject rate changes from the previously determined rate by more than 2.0 percent of the total films included in the analysis, the reasons~~reason(s)~~ for the change shall be determined. Any corrective actions shall be recorded and the results of these corrective actions shall be assessed.

d) Semiannual quality control tests. Facilities with screen-film systems shall perform the following quality control tests at least semiannually:

1) Darkroom fog. The optical density attributable to darkroom fog shall not exceed 0.05 when a mammography film of the type used in the facility, which has a mid-density of no less than 1.20, is exposed to typical darkroom conditions for 2 minutes while such film is placed on the counter top emulsion side up. If the darkroom has a safelight used for mammography film, it shall be on during this test.

2) Screen-film contact. Testing for screen-film contact shall be conducted using 40 mesh copper screen. All cassettes used in the facility for mammography shall be tested.

3) Compression device performance. The compression device performance shall:

A) Be capable of maintaining a compression force of at least 111 newtons (25 pounds) for at least 15 seconds;

B) Not be capable of exceeding a compression force of more than 209 newtons (47 pounds) when used in an automatic or power drive mode.

e) Annual quality control tests. Facilities with screen-film systems shall perform the following quality control tests at least annually:

1) Automatic exposure control performance.

A) The AEC shall be capable of maintaining film optical density within plus or minus 0.30 of the mean optical density when thickness of a homogeneous material is varied over a range of 2 to

6 cm and the kVp is varied appropriately for such thicknesses over the kVp range used clinically in the facility. If this requirement cannot be met, a technique chart shall be developed showing appropriate techniques (kVp and density control settings) for different breast thicknesses and compositions that shall be used so that optical densities within plus or minus 0.30 of the average under phototimed conditions can be produced.

B) The~~After October 28, 2002, the~~ AEC shall be capable of maintaining film optical density within plus or minus 0.15 of the mean optical density when thickness of a homogeneous material is varied over a range of 2 to 6 cm and the kVp is varied appropriately for such thicknesses over the kVp range used clinically in the facility.

C) The optical density of the film in the center of the phantom image shall not be less than 1.20.

2) Kilovoltage peak accuracy and reproducibility. The kVp shall be accurate within plus or minus 5 percent of the indicated or selected kVp at:

A) The lowest clinical kVp that can be measured by a kVp test device;

B) The most commonly used clinical kVp;

C) The highest available clinical kVp; and

D) At the most commonly used clinical settings of kVp, the coefficient of variation of reproducibility of the kVp shall be equal to or less than 0.02.

3) Focal spot dimensions. Facilities~~Until October 28, 2002, focal spot condition shall be evaluated by measuring focal spot dimensions or by determining system resolution. After October 28, 2002, facilities~~ shall evaluate focal spot condition ~~only~~ by determining the system resolution. For focal spot dimensions, the measured values of the focal spot length (dimension parallel to the anode cathode axis) and width (dimension perpendicular to the anode-cathode axis) shall be within the tolerance limits specified in this subsection (e)(3).

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Focal Spot Tolerance Limit

Nominal~~Nomical~~ Focal Spot Size (mm)	Maximum Measured Dimensions Width (mm)	Length (mm)
0.10	0.15	0.15
0.15	0.23	0.23
0.20	0.30	0.30
0.30	0.45	0.65
0.40	0.60	0.85
0.60	0.90	1.30

4) System resolution~~Resolution~~. Facilities~~After October 28, 2002, facilities~~ shall evaluate focal spot condition ~~only~~ by determining the system resolution as follows:

A) Each x-ray system used for mammography, in combination with the mammography screen-film combination used in the facility, shall provide a minimum resolution of 11 cycles/millimeter (mm) (line-pairs/mm) when a high contrast resolution bar test pattern is oriented with the bars perpendicular to the anode-cathode axis, and a minimum resolution of 13 line-pairs/mm when the bars are parallel to that axis.

B) The bar pattern shall be placed 4.5 cm above the breast support surface, centered with respect to the chest wall edge of the image receptor, and with the edge of the pattern within 1 cm of the chest wall edge of the image receptor.

C) When more than one target material is provided, the measurement shall be made using the appropriate focal spot for each target material.

D) When more than one source-image receptor distance is provided, the test shall be performed at SID most commonly used clinically.

E) Test kVp shall be set at the value used clinically by the facility for a standard breast and shall be performed in the AEC mode, if available. If necessary, a suitable absorber may be placed in the beam to increase exposure times. The screen-film cassette

combination used by the facility shall be used to test for this requirement and shall be placed in the normal location used for clinical procedures.

5) Beam quality and half-value layer (HVL). For mammography systems operating at x-ray tube potentials of less than 50 kVp, the HVL in millimeters of aluminum of the useful beam shall be equal to or greater than the product of the measured tube potential in kilivolts multiplied by 0.01. The half-value layer shall be measured with the compression device in the beam and shall be measured at the same tube potential used in Appendix A of this Part, Mammography Dose Measurement Protocol, and Appendix B of this Part, Mammography Phantom Image Evaluation.

AGENCY NOTE: If the measured half-value layer is significantly greater than the specified minimum, image contrast will be reduced and overall image quality will be degraded. For screen-film mammography systems, it is recommended that the HVL not exceed the minimum acceptable HVL by more than 0.1 millimeter of aluminum, as specified in the American College of Radiology; Mammography Quality Control for Medical Physicists, Revised Edition, 1994.

6) Breast entrance air kerma and AEC reproducibility. The coefficient of variation for both air kerma and mAs shall not exceed 0.05.

7) Dosimetry. The average glandular dose delivered during a single craniocaudal view of a phantom simulating a standard breast shall not exceed 3.0 milligray (mGy) (0.3 rad) per exposure. The dose shall be determined with technique factors and conditions used clinically for a standard breast (see Appendix A of this Part).

8) X-ray field/light field/image receptor/compression paddle alignment.

A) All systems shall have beam-limiting devices that allow the entire chest wall edge of the x-ray field to extend to the chest wall edge of the image receptor and provide means to assure that the x-ray field does not extend beyond any edge of the image receptor by more than 2 percent of the SID.

B) If a light field that passes through the x-ray beam limitation device is provided, it shall be aligned with the x-ray field so that the total

of any misalignment of the edges of the light field and the x-ray field along either the length or the width of the visually defined field at the plane of the breast support surface shall not exceed 2 percent of the SID.

C) The chest wall edge of the compression paddle shall not extend beyond the chest wall edge of the image receptor by more than one percent of the SID when tested with the compression paddle placed above the breast support surface at a distance equivalent to standard breast thickness. The shadow of the vertical edge of the compression paddle shall not be visible on the image.

9) Uniformity of screen speed. Uniformity of screen speed of all the cassettes in the facility shall be tested and the difference between the maximum and minimum optical densities shall not exceed 0.30. Screen artifacts shall also be evaluated during this test.

10) System artifacts. System artifacts shall be evaluated with a high-grade, defect-free sheet of homogeneous material large enough to cover the mammography cassette and shall be performed for all cassette sizes used in the facility using a grid appropriate for the cassette size being tested. System artifacts shall also be evaluated for all available focal spot sizes and target filter combinations used clinically.

11) Radiation output.

A) The system shall be capable of producing a minimum output of 4.5 mGy air kerma per second (513 mR per second) when operating at 28 kVp in the standard mammography (moly/moly) mode at any SID where the system is designed to operate and when measured by a detector with its center located 4.5 cm above the breast support surface with the compression paddle in place between the source and the detector. The~~After October 28, 2002, the~~ system, under the same measuring conditions, shall be capable of producing a minimum output of 7.0 mGy air kerma per second (800 mR per second) when operating at 28 kVp in the standard (moly/moly) mammography mode at any SID where the system is designed to operate.

B) The system shall be capable of maintaining the required minimum

radiation output averaged over a 3.0 second period.

12) Decompression. If the system is equipped with a provision for automatic decompression after completion of an exposure or interruption of power to the system, the system shall be tested to confirm that it provides:

A) An override capability to allow maintenance of compression;

B) A continuous display of the override status; and

C) A manual emergency compression release that can be activated in the event of power or automatic release failure.

f) Quality control tests-other modalities. For systems with image receptor modalities other than screen-film, the quality assurance program shall be substantially the same as the quality assurance program recommended by the image receptor manufacturer, except that the maximum allowable dose shall not exceed the maximum allowable dose for screen-film systems in subsection (e)(7) of this Section.

g) Mobile units~~Units~~. The facility shall verify that mammography units used to produce mammograms at more than one location meet the requirements in subsections (a) through (f) of this Section. In addition, at each examination location, before any examinations are conducted, mobile mammography systems shall be tested using the mammography phantom image evaluation, or shall meet the following requirements:

1) A medical physicist shall establish a protocol for measurement of the radiation output of the mammography system, including the radiation measuring device to be used, procedures for performing the measurement and the anticipated result of the measurement.

2) Measurements shall be performed using the technique factors that were used for the most recent phantom image evaluation. If a change is made in the technique factors used for the measurements required in this subsection (g)(2), the image quality shall be tested using the mammography phantom image evaluation protocol found in Appendix B of this Part.

AGENCY NOTE: If the phantom image evaluation is performed using a

phototimer, the medical physicist may specify appropriate technique factors that approximate those used by the phototimer for the measurements required in this Section.

3) After each relocation of a mobile mammography system, measurements of the radiation output of the machine shall be performed according to the protocol established in this Section.

4) If the radiation output measurement exceeds plus or minus 15 percent of the value established by the medical physicist, the system shall not be used to image human patients until the cause for the variation has been investigated and corrected.

5) Records of radiation output measurements for mobile mammography systems shall be maintained at the location of the mammography system for a period of not less than one inspection cycle.

AGENCY NOTE: The Agency~~Department~~ recommends that mobile mammography systems be tested for image quality after each relocation and prior to use on patients, with mammography phantom image evaluation protocol in Appendix B of this Part.

h) Use of test results.

1) After completion of the tests specified in subsections (a) through (g) of this Section, the facility shall compare the test results to the corresponding specified action limits, or for nonscreen-film modalities, to the manufacturer's recommended action limits, or for post-move, preexamination testing of mobile units, to the limits established in the test method used by the facility.

2) If the test results fall outside of the action limits, the source of the problem shall be identified and corrective actions shall be taken:

A) Before any further examinations are performed or any films are processed using the component of the mammography system that failed the test, if the failed test was that described in subsection (a), (b), (d)(1), (d)(2), (d)(3), (e)(7), (f) or (g) of this Section;

B) Within 30 days after the test date for all other tests described in

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this Section.

i) Surveys.

1) At least once a year, each facility shall undergo a survey by a medical physicist or by an individual under the direct supervision of a medical physicist. At a minimum, this survey shall include the performance of tests to ensure that the facility meets the quality assurance requirements of the annual tests described in subsections (e) and (f) of this Section and the weekly phantom image quality test described in subsection (b) of this Section.

2) Calibration of air kerma measuring instruments. Instruments used by medical physicists in their annual survey to measure the air kerma or air kerma rate from a mammography unit shall be calibrated at least once every 2 years and each time the instrument is repaired. The instrument calibration shall be traceable to a national standard and calibrated with an accuracy of plus or minus 6 percent (95 percent confidence level) in the mammography energy range.

3) The results of all tests conducted by the facility in accordance with subsections (a) through (g) of this Section, as well as written documentation of any corrective actions taken and their results, shall be evaluated for adequacy by the medical physicist performing the survey.

4) The medical physicist shall prepare a survey report that includes a summary of this review and recommendations for necessary improvements.

5) The survey report shall be sent to the facility within 30 days after the date of the survey.

6) The survey report shall be dated and signed by the medical physicist performing or supervising the survey. If the survey was performed entirely or in part by another individual under the direct supervision of the medical physicist, that individual and the part of the survey that individual performed shall also be identified in the survey report.

j) Mammography equipment evaluations. Additional evaluations of mammography units or image processors shall be conducted whenever a new unit or processor is

installed, a unit or processor is dissembled and reassembled at the same or a new location, or major components of a mammography unit or processor equipment are changed or repaired. These evaluations shall be used to determine whether the new or changed equipment meets the requirements of applicable standards in this Section and Section 370.80 of this Part. All problems shall be corrected before the new or changed equipment is put into service for examinations or film processing. The mammography equipment evaluation shall be performed by a medical physicist or by an individual under the direct supervision of a medical physicist.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.130 Mammography Medical Outcomes Audit

Each facility shall establish and maintain a mammography medical outcomes audit program to follow up positive mammographic assessments and to correlate pathology results with the interpreting physician's findings. This program shall be designed to ensure the reliability, clarity and accuracy of the interpretation of mammograms.

a) General requirements. Each facility shall establish a system to collect and review outcome data for all mammograms performed, including followup on the disposition of all positive mammograms and correlation of pathology results with the interpreting physician's mammography report. Analysis of these outcome data shall be made individually and collectively for all interpreting physicians at the facility. In addition, any cases of breast cancer among patients imaged at the facility that subsequently become known to the facility shall prompt the facility to initiate followup on surgical and/or pathology results and review of the mammograms taken prior to the diagnosis of a malignancy.

b) Frequency of audit analysis. The facility's first audit analysis shall be initiated no later than 12 months after the date the facility becomes certified~~, or 12 months after April 28, 1999, whichever date is the latest~~. This audit analysis shall be completed within an additional 12 months to permit completion of diagnostic procedures and data collection. Subsequent audit analyses will be conducted at least once every 12 months.

c) Audit interpreting physician. Each facility shall designate at least one interpreting physician to review the medical outcomes audit data at least once every 12 months. This individual shall record the dates of the audit periods~~period(s)~~ and shall be responsible for analyzing results based on this audit. This individual shall

also be responsible for documenting the results, notifying other interpreting physicians of their results and the facility aggregate results. If followup actions are taken, the audit interpreting physician shall also be responsible for documenting the nature of the followup.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.140 Additional Mammography Review and Patient Notification

a) If the Agency~~Department~~ believes that mammography quality at a facility has been compromised and may present a serious risk to human health, the facility shall provide clinical images and other relevant information, as specified by the Agency~~Department~~, for review by the accreditation body. This additional mammography review will help the Agency~~Department~~ to determine whether the facility is in compliance with this Part and, if not, whether there is a need to notify affected patients, their physicians or the public that the reliability, clarity and accuracy of interpretation of mammograms has been compromised.

b) If the Agency~~Department~~ determines that the quality of mammography performed by a facility, whether or not certified under Section 370.50 of this Part, was so inconsistent with the quality standards established in this Part as to present a significant risk to individual or public health, the Agency~~Department~~ may require the facility to notify patients who received mammograms at the facility, and their referring physicians, of the deficiencies presenting the risk, the potential harm resulting, appropriate remedial measures and other relevant information as the Agency~~Department~~ may require.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.145 Notification Requirements for Mobile Mammography Facilities Certified by Another Certifying Entity

Mobile mammography facilities that operate in Illinois and are certified under MQSA by the FDA, or another state authorized by FDA to certify mammography facilities under MQSA, shall:

a) Notify the Agency~~Department~~ by telephone, facsimile or letter of each date and location of operation of the mobile mammography facility in Illinois prior to conducting such operation.

AGENCY NOTE: Notifications submitted by the mobile mammography facility

to the Agency~~Department~~ may contain notice of multiple dates and locations of operation by the mobile mammography facility.

b) At all times while operating in Illinois, have the following documentation available for review and inspection by the Agency~~Department~~:

1) A copy of the mammography facility certificate issued by the FDA or another state, showing that the facility is currently certified.

2) A summary of the most recent physics survey of the mammography machine and documentation of any corrective actions recommended by the medical physicist who performed the physics survey.

3) Documentation that personnel meet the qualifications of Section 370.70 of this Part.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.150 Revocation of Accreditation and Revocation of Accreditation Body Approval

If a facility's accreditation is revoked by an accreditation body, the Agency~~Department~~ may conduct an investigation into the reasons for the revocation. Following the~~such~~ investigation, the Agency~~Department~~ may act to suspend or revoke the facility's certificate and may take whatever other action or combination of actions will best protect the public health, including requiring the establishment and implementation of a corrective plan of action that will permit the certificate to continue in effect while the facility seeks reaccreditation. A facility whose certificate is suspended or revoked because it has lost its accreditation may not practice mammography.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.160 Suspension, ~~or~~ Revocation or Denial of Certificates

a) The Agency~~Except as provided in subsection (b) of this Section, the Department~~ may suspend, ~~or~~ revoke or deny a certificate if the Agency~~Department~~ finds~~, after providing the owner or operator of the facility with notice and opportunity for hearing in accordance with 32 Ill. Adm. Code 200,~~ that the owner, operator or any employee of the facility:

1) Has been guilty of misrepresentation in obtaining the certificate;

2) Has failed to comply with the standards of Sections 370.70, 370.80, 370.90, 370.100, 370.110, 370.120 and 370.130 of this Part;

3) Has failed to comply with reasonable requests of the Agency~~Department~~ or the accreditation body for records, information, reports, or materials that the Agency~~Department~~ believes are necessary to determine the continued eligibility of the facility for a certificate or continued compliance with the standards of Sections 370.70, 370.80, 370.90, 370.100, 370.110, 370.120, 370.130 and 370.140 of this Part;

4) Has refused a reasonable request of a duly designated FDA inspector, Agency~~Department~~ inspector, or accreditation body representative for permission to inspect the facility or the operations and pertinent records of the facility;

5) Has violated or aided and abetted in the violation of any provision of this Part;

6) Has failed to comply with prior sanctions imposed by the Agency~~Department~~; and

7) Has failed to pay any required fees.

b) If, based upon any of the grounds in subsection (a) of this Section, the Agency determines that action to suspend, revoke or deny certification is warranted, the Agency shall notify the owner or operator of a facility and shall provide an opportunity for hearing in accordance with 32 Ill. Adm. Code 200.

c) The Agency~~Department~~ may suspend the certificate of a facility before holding a hearing if the Agency~~Department~~ determines that:

1) The failure to comply with required standards presents a serious risk to human health;

2) The refusal to permit inspection makes immediate suspension necessary; or

3) There is reason to believe that the violation or aiding and abetting of the violation was intentional or associated with fraud.

d~~c~~) If the Agency~~Department~~ suspends a certificate in accordance with subsection (c~~b~~) of this Section:

1) The Agency~~Department~~ shall provide the facility with an opportunity for a hearing under 32 Ill. Adm. Code 200 not later than 30 days after the effective date of the suspension;

2) The suspension shall remain in effect until the Agency~~Department~~ determines that:

A) Allegations of violations or misconduct were not substantiated;

B) Violations of required standards have been corrected to the Agency's~~Department's~~ satisfaction; or

C) The facility's certificate is revoked in accordance with subsection (e~~d~~) of this Section.

e~~d~~) After providing a hearing in accordance with subsection (d~~c~~)(1) of this Section, the Agency~~Department~~ may revoke the facility's certificate if the Agency~~Department~~ determines that the facility:

1) Is unwilling or unable to correct violations that were the basis for suspension; or

2) Has engaged in fraudulent activity to obtain or continue certification.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.165 Failure of Mobile Mammography Facilities Certified by Another Certifying Entity to Meet Requirements

If the Agency~~Department~~ has reason to believe that the owner, operator or any employee of a mobile mammography facility certified by another certifying entity:

a) has been guilty of misrepresentation in obtaining the certificate;

b) has failed to comply with the standards of Sections 370.70, 370.80, 370.90, 370.100, 370.110, 370.120 or 370.130 of this Part;

c) has failed to comply with reasonable requests of the Agency~~Department~~ for records, information, reports, or materials that the Agency~~Department~~ believes are necessary to determine the continued eligibility of the facility for a certificate or continued compliance with the standards of Sections 370.70, 370.80, 370.90, 370.100, 370.110, 370.120, 370.130 or 370.140 of this Part; or

d) has refused a reasonable request of a Agency~~Department~~ representative for permission to inspect the facility or the operations and pertinent records of the facility;

the Agency~~the Department~~ shall notify the certifying entity of the facts and circumstances and may take other actions as may be appropriate under Sections 36, 38 or 40 of the Radiation Protection Act of 1990 [420 ILCS 40/36, 38, and 40]~~ and this Chapter~~.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 370.170 Mammography Units Used for Localization or Biopsy Procedures

a) Personnel. The following requirements apply to all personnel involved in localization or biopsy procedures performed with mammography units:

1) The mammography unit shall be operated by or under the direction of a physician licensed under the Medical Practice Act of 1987 [225 ILCS 60].

2) Radiologic technologists operating mammography units for localization or biopsy procedures shall meet the general requirements, mammography requirements and continuing education and experience requirements as specified in Section 370.70(b) of this Part.

3) Medical physicists who perform and provide oversight of quality assurance programs for mammography units used for biopsy procedures shall meet the requirements of Section 370.70(c) of this Part.

b) Equipment. Mammography units used for localization or biopsy procedures shall meet the requirements of Section 370.80 of this Part, except that digital output mammography systems that do not use screen-film image receptors are exempt from the requirements of Section 370.80 of this Part as they relate to screen-film image receptors.

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c) Quality assurance. Each facility shall establish and maintain a quality assurance program to ensure the safety, reliability, clarity and accuracy of mammography localization or biopsy procedures performed at the facility.

1) Each facility shall have the services of a medical physicist available to survey mammography equipment and to oversee the equipment-related quality assurance practices of the facility.

2) The quality assurance program shall be in writing and shall have been developed by a medical physicist. The program shall include, but need not be limited to, the following:

A) Specifications of the tests that are to be performed, including instructions to be employed in the performance of those tests; and

B) Specifications of the frequency at which tests are to be performed, the acceptable tolerance for each parameter measured and actions to be taken if tolerances are exceeded.

3) The medical physicist shall conduct a review of the quality assurance program each year. Such review shall include evaluation of the results of quality assurance testing.

d) Each facility shall maintain written records of the radiation dose measurements and quality assurance testing performed, as required in this Section, for inspection by the Agency~~Department~~ for a period of at least one year. Such records shall include, but need not be limited to, the following:

1) The date of the test and identification of the person performing the test;

2) Identification of the type of testing that was performed; and

3) Notation of whether the results of the testing were within the parameters established by the medical physicist.

AGENCY NOTE: The Agency~~Department~~ recommends that facilities performing interventional mammography seek accreditation through the Stereotactic Breast Biopsy Program of the American College of Radiology.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED REPEALER

1) Heading of the Part: Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act

2) Code Citation: 89 Ill. Adm. Code 126

3)

Section Numbers:	Proposed Action:
126.101	Repeal
126.105	Repeal
126.110	Repeal
126.116	Repeal
126.125	Repeal
126.130	Repeal
126.135	Repeal
126.140	Repeal
126.145	Repeal
126.150	Repeal
126.155	Repeal
126.160	Repeal
126.165	Repeal

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-13] and Executive Order 2004-3

5) Complete Description of the Subjects and Issues Involved: This Part pertains to the Pharmaceutical Assistance Program, which was initially administered by the Department of Revenue, and then transferred to the Department of Public Aid under Executive Order 2004-3, effective July 1, 2004. The Department subsequently adopted new administrative rules for operation of the Program, at 89 Ill. Adm. Code 119, on February 25, 2005 (published at 29 Ill. Reg. 4069 on March 11, 2005). The Department of Revenue's rules (86 Ill. Adm. Code 530) were transferred to the Department (89 Ill. Adm. Code 126), but Part 126 is obsolete due to the adoption of Part 119. Therefore, Part 126 is being proposed for repeal.

6) Will this repealer replace any emergency rulemaking currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this repealer contain incorporations by reference? No

9) Are there any proposed amendments pending on this Part? No

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED REPEALER

10) Statement of Statewide Policy Objectives: This proposed repealer does not affect units of local government.

11) Time, Place, and Manner in Which Interested Persons May Comment on this Proposed Rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to:

Joanne Scattoloni
Office of the General Counsel, Rules Section
Illinois Department of Public Aid
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763-0002

(217)524-0081

The Department requests the submission of written comments within 30 days after the publication of this notice. The Department will consider all written comments it receives during the first notice period as required by Section 5-40 of the Illinois Administrative Procedure Act [5 ILCS 100/5-40].

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not-for-profit corporations affected: None

B) Reporting, bookkeeping or other procedures required for compliance: None

C) Types of professional skills necessary for compliance: None

13) Regulatory Agenda on Which this Rulemaking Was Summarized: This proposed repealer was not included on either of the two most recent agendas because: This rulemaking was not anticipated by the Department when the most recent regulatory agendas were published.

The full text of the Proposed Repealer begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED REPEALER

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 126
SENIOR CITIZENS AND DISABLED PERSONS PROPERTY TAX RELIEF AND PHARMACEUTICAL ASSISTANCE ACT (REPEALED)

Section

126.101 Purpose of the Pharmaceutical Assistance Program
126.105 Definitions
126.110 Covered Prescription Drugs
126.116 Fees and Co-payments
126.125 Determination of Cost of Covered Prescription Drugs
126.130 Authorized Pharmacy Qualifications
126.135 Assignment and Coordination of Benefits
126.140 Payments to Authorized Pharmacies
126.145 Execution of Contracts
126.150 Limitation on Prescription Size
126.155 Inspection and Disclosure of Records
126.160 Establishment of Liens
126.165 Penalties

AUTHORITY: Implementing the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act [320 ILCS 25], and authorized by Section 12-13 of the Public Aid Code [305 ILCS 5/12-13] and Executive Order 2004-3.

SOURCE: Adopted at 11 Ill. Reg. 20978, effective December 15, 1987; amended at 13 Ill. Reg. 1589, effective January 18, 1989; amended at 17 Ill. Reg. 11566, effective July 8, 1993; amended at 22 Ill. Reg. 19929, effective October 28, 1998; amended at 24 Ill. Reg. 17562, effective November 16, 2000; emergency amendment at 25 Ill. Reg. 8449, effective July 1, 2001, for a maximum of 150 days; emergency amendment modified in response to JCAR objection at 25 Ill. Reg. 12913; emergency expired November 27, 2001; amended at 25 Ill. Reg. 16508, effective December 18, 2001; amended at 26 Ill. Reg. 8437, effective May 24, 2002; emergency amendment at 26 Ill. Reg. 11126, effective July 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 16981, effective November 7, 2002; amended at 27 Ill. Reg. 2699, effective January 31, 2003; amended at 28 Ill. Reg. 1133, effective January 2, 2004; 86 Ill. Adm. Code 530.101, 530.105, 530.110, 530.116, 530.125, 530.130, 530.135, 530.140, 530.145, 530.150, 530.155, 530.160 and 530.165(a), (d) and (e) transferred from the Department of Revenue (86 Ill. Adm. Code 530) to the Department of Public Aid (89 Ill. Adm. Code 126.101, 126.105, 126.110,

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126.116, 126.125, 126.130, 126.135, 126.140, 126.145, 126.150, 126.155, 126.160 and 126.165(a), (b) and (c)) pursuant to Executive Order 2004-3; repealed at 29 Ill. Reg. _____, effective _____.

Section 126.101 Purpose of the Pharmaceutical Assistance Program

The Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act (Act) [320 ILCS 25] provides for the establishment of a program of pharmaceutical assistance to be administered by the Illinois Department of Revenue. Executive Order 2004-3 transfers this program to the Department on Aging and the Department of Public Aid, effective July 1, 2004. The purpose for this program is to enable low-income senior citizens and disabled persons to afford medication for the treatment of heart disease and its related conditions, diabetes, arthritis; and, beginning January 1, 2001, cancer, Alzheimer's disease, Parkinson's disease, glaucoma, lung disease and smoking related illnesses; and, beginning July 1, 2001, osteoporosis; and, beginning January 1, 2004, multiple sclerosis.

Section 126.105 Definitions

The following definitions apply to the terms used in this Subpart A:

"Act" means the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act [320 ILCS 25].

"Additional resident" means any person who is not filing a separate claim for the same claim year under this Act and who is living in the same residence with a claimant and for whom the household has provided more than half of that person's total financial support for a claim year.

"Applicant" means a claimant, any person in a household who has requested pharmaceutical assistance benefits on a claim filed by a claimant and, beginning January 1, 2001, any additional resident who would become a beneficiary if the claim is approved by the Department on Aging.

"Beneficiary" means a person whose claim for pharmaceutical assistance benefits under the Act has been approved by the Department on Aging.

"Card" means an identification card issued to a beneficiary by the Department of Revenue prior to January 1, 2001, and a Pharmaceutical Assistance Card issued to a beneficiary by the Department of Revenue or the Department on Aging on and after January 1, 2001.

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"Claim" means an original paper application (IDOR Form No. IL-1363, possibly using Schedule A, Schedule B, and/or Schedule P), an amended paper application (IDOR Form No. IL-1363-X), or an electronic application filed by a verified Internet Filer for pharmaceutical assistance benefits under the Act.

"Claimant" means a person who has filed a claim for pharmaceutical assistance benefits *under the Act.* [320 ILCS 25/3.01]

"Claim year" means the calendar year prior to the year in which an applicant files a claim for pharmaceutical assistance benefits.

"Coverage year" means the period of time during which a beneficiary receives pharmaceutical assistance benefits for a claim year.

"Covered prescription drug" means any drug included in the categories listed in Section 126.110 for which the Department on Aging approves a claim for pharmaceutical assistance benefits.

"Current income" means household income for a claim year unless an applicant requests and is allowed by the Department on Aging to use projected income for a coverage year.

"Department" means the Illinois Department of Public Aid. [320 ILCS 25/3.02]

"Director" means the Director of the Illinois Department of Public Aid. [320 ILCS 25/3.03]

"Disabled person" means a person who is unable to engage in any substantial gainful activity by reason of medically determinable physical or mental impairment that can be expected to result in death or has lasted or can be expected to last for a continuous period of not less than 12 months. [320 ILCS 25/3.14]

"Disease" means a chronic and possibly recurrent illness of long duration, as distinguished from an acute illness that is of short duration with recovery due to limited medical treatment (such as in the case of colds, flu, pneumonia, bronchitis, or other similar illnesses).

"Household" means a claimant or a claimant and his or her *spouse living together in the same residence.* [320 ILCS 25/3.05]

"Household income" means the combined income of the members of a household for a claim year. [320 ILCS 25/3.06]

"Program" means the Pharmaceutical Assistance Program provided for under the Act.

"Projected income" means household income expected to be received for a coverage year.

Section 126.110 Covered Prescription Drugs

a) Drugs, which fall within the following categories and are prescribed by a physician licensed to practice medicine in all of its branches pursuant to the Medical Practice Act of 1987 [225 ILCS 60], physician assistant licensed pursuant to the Physician Assistant Practice Act of 1987 [225 ILCS 95], or advanced practice nurse licensed pursuant to Title 15 of the Nursing and Advanced Practice Nursing Act [225 ILCS 65/Title 15] for treatment of heart disease and its related conditions, qualify for inclusion in the Pharmaceutical Assistance Program as covered prescription drugs:

1) Antihypertensive

2) Antianginal

3) Antiarrhythmic

4) Antihyperlipidemic

5) Beta Blocker

6) Digitalis Glycosides

7) Hypertension/Shock

8) Diuretics

9) Potassium

10) Anticoagulants

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b) Drugs purchased on or after January 1, 1987, which fall within the following categories and are prescribed by a physician licensed to practice medicine in all of its branches pursuant to the Medical Practice Act of 1987, physician assistant licensed pursuant to the Physician Assistant Practice Act of 1987, or advanced practice nurse licensed pursuant to Title 15 of the Nursing and Advanced Practice Nursing Act for the treatment of diabetes, qualify for inclusion in the Pharmaceutical Assistance Program as covered prescription drugs:

1) Insulin

2) Insulin, Syringes & Needles

3) Oral Hypoglycemics

4) Pituitary Hormones

5) Glucose Elevators

c) Drugs purchased on or after January 1, 1987, which fall within the following categories and are prescribed by a physician licensed to practice medicine in all of its branches pursuant to the Medical Practice Act of 1987, physician assistant licensed pursuant to the Physician Assistant Practice Act of 1987, or advanced practice nurse licensed pursuant to Title 15 of the Nursing and Advanced Practice Nursing Act for the treatment of arthritis, qualify for inclusion in the Pharmaceutical Assistance Program as covered prescription drugs:

1) Hormones/Adrenal Cortical Steroids

2) Analgesics/Antirheumatic

3) Analgesics/Nonopiate Agonists

4) Antiprotozoals

5) Penicillamine

6) Analgesics/Narcotic Antagonists: Gout

7) Oncolytic/Antineoplastic: Antimetabolites

8) Immunosuppressives

d) Drugs purchased on or after January 1, 2001, which fall within the following categories and are prescribed by a physician licensed to practice medicine in all of its branches pursuant to the Medical Practice Act of 1987, physician assistant licensed pursuant to the Physician Assistant Practice Act of 1987, or advanced practice nurse licensed pursuant to Title 15 of the Nursing and Advanced Practice Nursing Act for the treatment of cancer, qualify for inclusion in the Pharmaceutical Assistance Program as covered prescription drugs:

1) Alkylating Agents

2) Antimetabolites

3) Antimitotic Agents

4) Epipodophyllotoxins

5) Antibiotics

6) Hormones

7) Enzymes

8) Platinum Coordination Complex

9) Anthracenedione

10) Substituted Ureas

11) Methylhydrazine Derivatives

12) Cytoprotective Agents

13) DNA Topoisomerase Inhibitors

14) Biological Response Modifiers

15) Retinoids

16) Monoclonal Antibodies

17) Miscellaneous Antineoplastics

18) Narcotic Agonist Analgesics

19) Narcotic Analgesic Combinations

20) Anticonvulsants

e) Drugs purchased on or after January 1, 2001, which fall within the following categories and are prescribed by a physician licensed to practice medicine in all of its branches pursuant to the Medical Practice Act of 1987, physician assistant licensed pursuant to the Physician Assistant Practice Act of 1987, or advanced practice nurse licensed pursuant to Title 15 of the Nursing and Advanced Practice Nursing Act for the treatment of Alzheimer's disease, qualify for inclusion in the Pharmaceutical Assistance Program as covered prescription drugs:

1) Cholinesterase Inhibitors

2) Antipsychotics

f) Drugs purchased on or after January 1, 2001, which fall within the following categories and are prescribed by a physician licensed to practice medicine in all of its branches pursuant to the Medical Practice Act of 1987, physician assistant licensed pursuant to the Physician Assistant Practice Act of 1987, or advanced practice nurse licensed pursuant to Title 15 of the Nursing and Advanced Practice Nursing Act for the treatment of Parkinson's disease, qualify for inclusion in the Pharmaceutical Assistance Program as covered prescription drugs:

1) Anticholinergics

2) Amantadine

3) Bromocriptine Mesylate

4) Carbidopa

5) Levodopa

6) Levodopa and Carbidopa

7) Pergolide Mesylate

8) Selegiline Hydrochloride

9) Entacapone

10) Tolcapone

11) Dopaminergics

12) Clonazepam

g) Drugs purchased on or after January 1, 2001, which fall within the following categories and are prescribed by a physician licensed to practice medicine in all of its branches pursuant to the Medical Practice Act of 1987, therapeutically certified optometrist licensed pursuant to the Illinois Optometric Practice Act of 1987 [225 ILCS 80/15.1], physician assistant licensed pursuant to the Physician Assistant Practice Act of 1987, or advanced practice nurse licensed pursuant to Title 15 of the Nursing and Advanced Practice Nursing Act for the treatment of glaucoma, qualify for inclusion in the Pharmaceutical Assistance Program as covered prescription drugs:

1) Alpha-2 Adrenergic Agonists

2) Sympathomimetics

3) Alppha-Adrenergic Blocking Agents

4) Beta-Adrenergic Blocking Agents

5) Miotics, Direct Acting

6) Miotics, Cholinesterase Inhibitors

7) Carbonic Anhydrase Inhibitors

8) Prostaglandin Agonists

9) Miscellaneous Combinations

h) Drugs purchased on or after January 1, 2001, which fall within the following categories and are prescribed by a physician licensed to practice medicine in all of its branches pursuant to the Medical Practice Act of 1987, physician assistant licensed pursuant to the Physician Assistant Practice Act of 1987, or advanced practice nurse licensed pursuant to Title 15 of the Nursing and Advanced Practice Nursing Act for the treatment of lung disease and smoking related illnesses, qualify for inclusion in the Pharmaceutical Assistance Program as covered prescription drugs:

1) Sympathomimetic Bronchodilators

2) Diluents

3) Xanthine Derivatives

4) Anticholinergic Bronchodilators

5) Leukotriene Receptor Antagonists

6) Leukotriene Formation Inhibitors

7) Corticosteroid Respiratory Inhalants

8) Mucolytics

9) Mast Cell Stabilizers

10) Respiratory Enzymes

11) Digestive Enzymes

12) Antiasthmatic Combinations

13) Antituberculosal Agents

14) Zyban

15) Nicotine

i) Drugs purchased on or after July 1, 2001, which fall within the following categories and are prescribed by a physician licensed to practice medicine in all of its branches pursuant to the Medical Practice Act of 1987, physician assistant licensed pursuant to the Physician Assistant Practice Act of 1987, or advanced practice nurse licensed pursuant to Title 15 of the Nursing and Advanced Practice Nursing Act for the treatment of osteoporosis, qualify for inclusion in the Pharmaceutical Assistance Program as covered prescription drugs:

1) Bisphosphonates

2) Selective Estrogen Receptor Modulators

3) Calcitonin-Salmon

j) Drugs purchased on or after January 1, 2004 that fall within the following categories and are prescribed by a physician licensed to practice medicine in all of its branches pursuant to the Medical Practice Act of 1987, physician assistant licensed pursuant to the Physician Assistant Practice Act of 1987, or advanced practice nurse licensed pursuant to Title 15 of the Nursing and Advanced Practice Nursing Act for the treatment of multiple sclerosis, qualify for inclusion in the Pharmaceutical Assistance Program as covered prescription drugs:

1) Corticosteroids

2) Immunomodulatory Agents (including Interferon Beta − 1a and Interferon Beta − 1b)

3) Immunosuppressants

4) Antineoplastics

k) A covered prescription drug must be approved by the Food and Drug Administration of the federal Department of Health and Human Services for the treatment of a specific disease category.

l) The specific covered prescription drugs which fall within each category will be listed in a handbook to be prepared and disseminated on the internet Web site of the Department. Updates regarding changes in the categories and specific

covered prescription drugs will be made as necessary.

Section 126.116 Fees and Co-payments

a) Fees

1) *An applicant must pay a fee to the Department* on Aging effective July 1, 2004 or the Department of Revenue before that date *for a card as follows:*

A) *Prior to January 1, 2001, an applicant must pay $40 for a card if his or her household income for a claim year is below the poverty line*.

B) *Prior to January 1, 2001, an applicant must pay $80 for a card if his or her household income for a claim year is at or above the poverty line.*

C) *Beginning January 1, 2001, an applicant must pay $5 for a card if his or her household income for a claim year is below the poverty line.*

D) *Beginning January 1, 2001, an applicant must pay $25 for a card if his or her household income for a claim year* is at or above the poverty line. [320 ILCS 25/4(f)]

2) The term "poverty line" means the official poverty line as defined by the Federal Office of Management and Budget at 42 USC 9902(2).

3) Fees paid for cards will not be prorated if coverage is valid for a longer or shorter period than one year as determined by the Department on Aging in converting coverage to a fiscal year basis.

b) Covered Prescription Drug Co-payments

1) *A beneficiary must make co-payments to an authorized pharmacy for covered prescription drugs as follows:*

A) *A beneficiary who pays $40 for a card must pay a deductible equal to the first $15 of total prescription costs each month until the accumulated total paid by this program reaches $800 for a State*

fiscal year prior to the 2001 State fiscal year. For the portion of the 2001 State fiscal year from July 1, 2000 through December 31, 2000, after the accumulated total of $800 has been reached, the beneficiary must pay the first $15 of total prescription costs each month plus a co-payment equal to 20% of the cost of each prescription for which payments are made by this program. For the portion of the 2001 State fiscal year from January 1, 2001 through June 30, 2001, after the accumulated total of $2,000 (which includes the accumulated total of $800 or less for the period from July 1, 2000 through December 31, 2000) *for the entire 2001 State fiscal year has been reached, the beneficiary must pay a co-payment equal to 20% of the cost of each prescription for which payments are made by this program for the remainder of the State fiscal year. For all subsequent State fiscal years after the 2001 State fiscal year, after the accumulated total of $2,000 for the State fiscal year has been reached, the beneficiary must pay a co-payment equal to 20% of the cost of each prescription for which payments are made by this program for the remainder of the State fiscal year.* [320 ILCS 25/4(f)]

B) *A beneficiary who pays $80 for a card must pay a deductible equal to the first $25 of total prescription costs each month until the accumulated total paid by this program reaches $800 for a State fiscal year prior to the 2001 State fiscal year. For the portion of the 2001 State fiscal year from July 1, 2000 through December 31, 2000, after the accumulated total of $800 has been reached, the beneficiary must pay the first $25 of total prescription costs each month plus a co-payment equal to 20% of the cost of each prescription for which payments are made by this program. For the portion of the 2001 State fiscal year from January 1, 2001 through June 30, 2001, after the accumulated total of $2,000* (which includes the accumulated total of $800 or less for the period from July 1, 2000 through December 31, 2000) *for the entire 2001 State fiscal year has been reached, the beneficiary must pay $3 for each prescription plus a co-payment equal to 20% of the cost of each prescription for which payments are made by this program for the remainder of the State fiscal year. For all subsequent State fiscal years after the 2001 State fiscal year, after the accumulated total of $2,000 for the State fiscal year has been reached, the beneficiary must pay $3 for each prescription plus a*

co-payment equal to 20% of the cost of each prescription for which payments are made by this program for the remainder of the State fiscal year. [320 ILCS 25/4(f)]

C) *Beginning with the portion of the 2001 State fiscal year from January 1, 2001 through June 30, 2001, and for all subsequent State fiscal years, a beneficiary who pays $5 for a card will pay no additional prescription costs until the accumulated total paid by this program reaches $2,000 for the State fiscal year, at which point the beneficiary must pay a co-payment equal to 20% of the cost of each prescription paid by this program for the remainder of the State fiscal year.*

D) *Beginning with the portion of the 2001 State fiscal year from January 1, 2001 through June 30, 2001, and for all subsequent State fiscal years, a beneficiary who pays $25 for a card must pay $3 for each prescription until the accumulated total paid by this program reaches $2,000 for the State fiscal year, at which point the beneficiary must continue to pay $3 for each prescription plus a co-payment equal to 20% of the cost of each prescription paid by this program for the remainder of the State fiscal year.* [320 ILCS 25/4(f)]

2) A beneficiary also must pay to an authorized pharmacy an ancillary charge for any covered prescription drug that is a brand name product if the pharmacy is reimbursed at the generic price as provided in Section 126.125(d)(2).

Section 126.125 Determination of Cost of Covered Prescription Drugs

a) The Department will pay an authorized pharmacy the reasonable cost of pharmaceutical services that such pharmacy provided to a beneficiary pursuant to a physician's oral or written prescription authorization.

b) Determination of Reasonable Cost. For contracts executed and in effect on or after July 1, 2002, as subject to periodic review, the Department will determine the rate for the reasonable cost of covered prescription drugs for which payment will be made to an authorized pharmacy in an amount equal to:

1) the lesser of:

A) the Average Wholesale Price (AWP) for the covered prescription drug minus 14%, based on the National Drug Code (NDC) number for the original package size from which such drug was dispensed (AWP is determined by the most current information provided by drug pricing services such as First DataBank or other source nationally recognized in the retail prescription drug industry selected by the Department's claims processing vendor); or

B) the Maximum Allowable Cost (MAC) for the covered prescription drug, based on the MAC list for this program (MAC is determined by the Department's claims processing vendor); or

C) the usual and customary cost for the covered prescription drug; plus

2) the professional dispensing fee; less

3) any applicable co-payments, deductibles, and ancillary charges.

c) Professional Dispensing Fee. For contracts executed and in effect on or after July 1, 2002, as subject to periodic review, the Department shall determine the professional dispensing fee to be charged by authorized pharmacies. The professional dispensing fee shall be in the amount of $2.55 per prescription.

d) Payment.

1) Payment to authorized pharmacies will be allowed for covered prescription drugs legally marketed in accordance with the rules and regulations of the Food and Drug Administration of the federal Department of Health and Human Services.

2) Payment will be at the generic price as provided in subsection (b) unless the following conditions exist:

A) an oral prescription is filled, refilled, or renewed for a covered prescription drug that is a brand name product for which no generic equivalent is available; or

B) a written prescription is filled, refilled, or renewed for a covered

prescription drug that is a brand name product for which no generic equivalent is available; or

C) beginning January 1, 2001, an oral prescription is filled, refilled, or renewed for a covered prescription drug that is a brand name product containing one or more ingredients defined as a narrow therapeutic index drug at 21 CFR 320.33 and the prescriber stipulates "brand medically necessary" and that substitution is not permitted; or

D) beginning January 1, 2001, a written prescription is filled, refilled, or renewed for a covered prescription drug that is a brand name product containing one or more ingredients defined as a narrow therapeutic index drug at 21 CFR 320.33 and indicates on its face "brand medically necessary" and that substitution is not permitted.

e) Pharmacy's Cost of On-line Communications. Each authorized pharmacy participating in this program shall pay all costs, charges and fees incurred by the pharmacy that are related to on-line communication and the processing of claims or other information sent to or from the Department or the Department's claims processing vendor.

f) The reasonable cost of covered prescription drugs available to beneficiaries in this program shall not exceed the cost of such drugs when dispensed to the general public.

g) In the event that generic equivalents for covered prescription drugs are available at lower cost, the Department shall establish the maximum allowable cost for such covered prescription drugs at the lower generic cost as provided in subsection (b).

Section 126.130 Authorized Pharmacy Qualifications

Only pharmacies that are registered in Illinois under the Pharmacy Practice Act of 1987 [225 ILCS 85] *are authorized pharmacies* eligible to *participate in this program*. [320 ILCS 25/6(d)]

Section 126.135 Assignment and Coordination of Benefits

a) *Where a beneficiary is entitled to benefits from any private plan of assistance, including any insurance plan, public assistance program, or third party for covered prescription drugs under this program, he or she must execute an*

assignment of those benefits to the Department. [320 ILCS 25/6(d)(4)]

b) The Department shall charge or collect payments from any private plan of assistance, including any insurance plan, public assistance program, or third party for any claims assigned by a beneficiary. (See 320 ILCS 25/4(f) and 6(d).)

Section 126.140 Payments to Authorized Pharmacies

Payments to authorized pharmacies under the Act shall be made in accordance with the State Prompt Payment Act [30 ILCS 540]. [320 ILCS 25/6(d)(7)]

Section 126.145 Execution of Contracts

a) The Director or his or her designee has the authority to enter into written contracts with any State agency, instrumentally or political subdivision, or a fiscal intermediary for the purpose of making payments to authorized pharmacies who participate in this program and coordinating this program with other public assistance programs. (See 320 ILCS 25/6(d).)

b) *Contracts entered into by or on behalf of the Department and authorized pharmacies shall stipulate the terms and conditions* for *participation in this program and the right of the Department to terminate participation for breach of contract or violation of* federal or State law. [320 ILCS 25/6(d)(1)]

Section 126.150 Limitation on Prescription Size

An authorized pharmacy may not *provide a beneficiary with more than a 34-day supply of any covered prescription drug in filling, refilling, or renewing a prescription, except as otherwise specified for medical or utilization control reasons* in the handbook prepared and disseminated on the internet Web site of the Department. [350 ILCS 25/6 (d)(2)] Such an exception is specified in the handbook for covered prescription drugs classified as maintenance drugs which are less expensive to dispense in greater quantities due to larger daily dose requirement.

Section 126.155 Inspection and Disclosure of Records

a) *In order to ensure compliance with the requirements of the Act and to prevent fraud, the Department*, or its designee, *shall have the right*:

1) *to inspect the books and records of all authorized pharmacies*. [320 ILCS 25/6(d)(5)]

2) to require disclosure of information on individuals who receive health coverage, pharmaceutical benefits, or related services as policyholders, subscribers, or plan participants from entities subject to the Illinois Insurance Code [215 ILCS 5], Comprehensive Health Insurance Plan Act [215 ILCS 105], Dental Service Plan Act [225 ILCS 25], Children's Health Insurance Program Act [215 ILCS 106], Health Care Purchasing Group Act [215 ILCS 123], Health Maintenance Organization Act [215 ILCS 125], Limited Health Service Organization Act [215 ILCS 130], Voluntary Health Services Plans Act [215 ILCS 165], and Worker's Compensation Act [820 ILCS 305]. (See 320 ILCS 25/4.1.)

b) Information received by the Department or its designee shall be confidential except for official purposes and as otherwise provided in the Act.

Section 126.160 Establishment of Liens

The Director is entitled to establish a lien on any and all causes of action which accrue to a beneficiary as a result of injuries for which covered prescription drugs are directly or indirectly prescribed and for which payment was made under this program. [320 ILCS 25/6(d)(3)]

Section 126.165 Penalties

a) *Any person who:*

1) *for compensation prepares a claim for this program and knowingly enters false information on the claim for an applicant or a beneficiary; or*

2) *fraudulently files multiple claims; or*

3) *on behalf of an authorized pharmacy, files a fraudulent claim for payment;* or

4) *fraudulently states that a nondisabled person is disabled; or*

5) *fraudulently procures a card; or*

6) *fraudulently uses card to obtain covered prescription drugs*

is guilty of a Class 4 felony for the first offense and a Class 3 felony for each

subsequent offense. [320 ILCS 25/9]

b) *The Department will recover from any beneficiary or authorized pharmacy any amount paid under this program on account of an erroneous or fraudulent claim*, together with 6 percent interest per year. [320 ILCS 25/9]

c) *A prosecution for violation* of the provisions of the *Act may be undertaken at any time within three years* after *the commission of that violation.* [320 ILCS 25/9]

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Hospital Services

2) Code Citation: 89 Ill. Adm. Code 148

3)

Section Numbers:	Proposed Action:
148.310	Amendment
148.402	New Section
148.404	New Section
148.406	New Section
148.408	New Section
148.410	New Section
148.412	New Section
148.414	New Section
148.416	New Section
148.418	New Section
148.420	New Section
148.422	New Section
148.424	New Section
148.426	New Section
148.428	New Section
148.430	New Section
148.432	New Section
148.434	New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-13] and Senate Bill 0157

5) Complete Description of the Subjects and Issues Involved: These proposed amendments concerning hospital services are being filed pursuant to Senate Bill 0157 under which a number of new quarterly rate adjustment programs are being established to preserve and improve access to hospital services. This rulemaking describes the eligibility requirements and rate methodology for each of these hospital access improvement payments. These new adjustment payment programs include:

Medicaid Eligibility Payments,
Medicaid High Volume Adjustment Payments,
Intensive Care Adjustment Payments,
Trauma Center Adjustment Payments,
Psychiatric Rate Adjustment Payments,
Rehabilitation Adjustment Payments,
Supplemental Tertiary Care Adjustment Payments,

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Crossover Percentage Adjustment Payments,
Long Term Acute Care Hospital Adjustments Payments,
Obstetrical Care Adjustment Payments,
Outpatient Access Payments,
Outpatient Utilization Payments,
Outpatient Complexity of Care Adjustment Payments,
Rehabilitation Hospital Adjustment Payments,
Perinatal Outpatient Adjustment Payments,
Supplemental Psychiatric Adjustment Payments, and
Outpatient Community Access Adjustment Payments.

The proposed amendments to Section 148.310 add rate review provisions for each new rate adjustment program.

These rate adjustments are expected to increase annual expenditures for hospital services by $1.2 billion.

6) Will this rulemaking replace any emergency rulemaking currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this rulemaking contain incorporations by reference? Yes

9) Are there any other proposed amendments pending on this Part? Yes

Sections	Proposed Action	Illinois Register Citation
148.105	Amendment	May 27, 2005 (29 Ill. Reg. 7693)
148.295	Amendment	February 18, 2005 (29 Ill. Reg. 2654)
148.295	Amendment	May 27, 2005 (29 Ill. Reg. 7693)

10) Statement of Statewide Policy Objectives: These proposed amendments will affect county hospitals.

11) Time, Place, and Manner in Which Interested Persons May Comment on this Proposed Rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to:

Joanne Scattoloni
Office of the General Counsel, Rules Section
Illinois Department of Public Aid

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

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The Department requests the submission of written comments within 30 days after the publication of this Notice. The Department will consider all written comments it receives during the first notice period as required by Section 5-40 of the Illinois Administrative Procedure Act [5 ILCS 100/5-40].

Any interested persons may review these proposed amendments on the Internet at http://www.dpaillinois.com/publicnotice/ Access to the Internet is available through any local public library. In addition, the amendments may be reviewed at the Illinois Department of Human Services' local offices (except in Cook County). In Cook County, the amendments may be reviewed at the Office of the Director, Illinois Department of Public Aid, 100 West Randolph Street, Suite 10-300, Chicago, Illinois. The amendments may be reviewed at all offices Monday through Friday from 8:30 a.m. until 5:00 p.m. This Notice is being provided in accordance with federal requirements at 42 CFR 447.205.

These proposed amendments may have an impact on small businesses, small municipalities, and not-for-profit corporations as defined in Sections 1-75, 1-80 and 1-85 of the Illinois Administrative Procedure Act [5 ILCS 100/1-75, 1-80, 1-85]. These entities may submit comments in writing to the Department at the above address in accordance with the regulatory flexibility provisions in Section 5-30 of the Illinois Administrative Procedure Act [5 ILCS 100/5-30]. These entities shall indicate their status as small businesses, small municipalities, or not-for-profit corporations as part of any written comments they submit to the Department.

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not-for-profit corporations affected: Medicaid funded hospitals will be affected.

B) Reporting, bookkeeping or other procedures required for compliance: None

C) Types of professional skills necessary for compliance: None

13) Regulatory Agenda on Which this Rulemaking Was Summarized: These proposed amendments were not included on either of the two most recent regulatory agendas

because: This rulemaking was not anticipated by the Department when the most recent regulatory agendas were published.

The full text of the Proposed Amendments begins on the next page:

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SUBCHAPTER d: MEDICAL PROGRAMS

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148.360 Types of Subacute Alcoholism and Substance Abuse Treatment Services (Repealed)
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AUTHORITY: Implementing and authorized by Articles III, IV, V and VI and Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. III, IV, V, VI and 12-13].

SOURCE: Sections 148.10 thru 148.390 recodified from 89 Ill. Adm. Code 140.94 thru 140.398 at 13 Ill. Reg. 9572; Section 148.120 recodified from 89 Ill. Adm. Code 140.110 at 13 Ill. Reg. 12118; amended at 14 Ill. Reg. 2553, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 11392, effective July 1, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 15358, effective September 13, 1990; amended at 14 Ill. Reg. 16998, effective October 4, 1990; amended at 14 Ill. Reg. 18293, effective October 30, 1990; amended at 14 Ill. Reg. 18499, effective November 8, 1990; emergency amendment at 15 Ill. Reg. 10502, effective July 1, 1991, for a maximum of 150 days; emergency expired October 29, 1991; emergency amendment at 15 Ill. Reg. 12005, effective August 9, 1991, for a maximum of 150 days; emergency expired January 6, 1992; emergency amendment at 15 Ill. Reg. 16166, effective November 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 18684, effective December 23, 1991; amended at 16 Ill. Reg. 6255, effective March 27, 1992; emergency amendment at 16 Ill. Reg. 11335, effective June 30, 1992, for a maximum of 150 days; emergency expired November 27, 1992; emergency amendment at 16 Ill. Reg. 11942, effective July 10, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14778, effective October 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 19873, effective December 7, 1992; amended at 17 Ill. Reg. 131, effective December 21, 1992; amended at 17 Ill. Reg. 3296, effective March 1, 1993; amended at 17 Ill. Reg. 6649, effective April 21, 1993; amended at 17 Ill. Reg. 14643, effective August 30, 1993; emergency amendment at 17 Ill. Reg. 17323, effective October 1, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. 3450, effective February 28, 1994; emergency amendment at 18 Ill. Reg. 12853, effective August 2, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 14117, effective September 1, 1994; amended at 18 Ill. Reg. 17648, effective November 29, 1994; amended at 19 Ill. Reg. 1067, effective January 20, 1995; emergency amendment at 19 Ill. Reg. 3510, effective March 1, 1995, for a maximum of 150 days; emergency expired July 29, 1995; emergency amendment at 19 Ill. Reg. 6709, effective May 12, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 10060, effective June 29, 1995; emergency amendment at 19 Ill. Reg. 10752, effective July 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 13009, effective September 5, 1995; amended at 19 Ill. Reg. 16630, effective November 28, 1995; amended at 20 Ill. Reg. 872, effective December 29, 1995; amended at 20 Ill. Reg. 7912, effective May 31, 1996; emergency amendment at 20 Ill. Reg. 9281, effective July 1, 1996, for a maximum of 150 days; emergency amendment at 20 Ill. Reg. 12510, effective September 1, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 15722, effective November 27, 1996; amended at 21 Ill. Reg. 607, effective January 2, 1997; amended at 21 Ill. Reg. 8386, effective June 23, 1997; emergency amendment at 21 Ill. Reg. 9552, effective July 1, 1997, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 9822, effective July 2, 1997, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 10147, effective August 1, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 13349, effective September 23, 1997; emergency amendment at 21 Ill. Reg. 13675, effective September 27, 1997,

for a maximum of 150 days; amended at 21 Ill. Reg. 16161, effective November 26, 1997; amended at 22 Ill. Reg. 1408, effective December 29, 1997; amended at 22 Ill. Reg. 3083, effective January 26, 1998; amended at 22 Ill. Reg. 11514, effective June 22, 1998; emergency amendment at 22 Ill. Reg. 13070, effective July 1, 1998, for a maximum of 150 days; emergency amendment at 22 Ill. Reg. 15027, effective August 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 16273, effective August 28, 1998; amended at 22 Ill. Reg. 21490, effective November 25, 1998; amended at 23 Ill. Reg. 5784, effective April 30, 1999; amended at 23 Ill. Reg. 7115, effective June 1, 1999; amended at 23 Ill. Reg. 7908, effective June 30, 1999; emergency amendment at 23 Ill. Reg. 8213, effective July 1, 1999, for a maximum of 150 days; emergency amendment at 23 Ill. Reg. 12772, effective October 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 13621, effective November 1, 1999; amended at 24 Ill. Reg. 2400, effective February 1, 2000; amended at 24 Ill. Reg. 3845, effective February 25, 2000; emergency amendment at 24 Ill. Reg. 10386, effective July 1, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 11846, effective August 1, 2000; amended at 24 Ill. Reg. 16067, effective October 16, 2000; amended at 24 Ill. Reg. 17146, effective November 1, 2000; amended at 24 Ill. Reg. 18293, effective December 1, 2000; amended at 25 Ill. Reg. 5359, effective April 1, 2001; emergency amendment at 25 Ill. Reg. 5432, effective April 1, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 6959, effective June 1, 2001; emergency amendment at 25 Ill. Reg. 9974, effective July 23, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 10513, effective August 2, 2001; emergency amendment at 25 Ill. Reg. 12870, effective October 1, 2001, for a maximum of 150 days; emergency expired February 27, 2002; amended at 25 Ill. Reg. 16087, effective December 1, 2001; emergency amendment at 26 Ill. Reg. 536, effective December 31, 2001, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 680, effective January 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 4825, effective March 15, 2002; emergency amendment at 26 Ill. Reg. 4953, effective March 18, 2002, for a maximum of 150 days; emergency amendment repealed at 26 Ill. Reg. 7786, effective July 1, 2002; emergency amendment at 26 Ill. Reg. 7340, effective April 30, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 8395, effective May 28, 2002; emergency amendment at 26 Ill. Reg. 11040, effective July 1, 2002, for a maximum of 150 days; emergency amendment repealed at 26 Ill. Reg. 16612, effective October 22, 2002; amended at 26 Ill. Reg. 12322, effective July 26, 2002; amended at 26 Ill. Reg. 13661, effective September 3, 2002; amended at 26 Ill. Reg. 14808, effective September 26, 2002; emergency amendment at 26 Ill. Reg. 14887, effective October 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 17775, effective November 27, 2002; emergency amendment at 27 Ill. Reg. 580, effective January 1, 2003, for a maximum of 150 days; emergency amendment at 27 Ill. Reg. 866, effective January 1, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 4386, effective February 24, 2003; emergency amendment at 27 Ill. Reg. 8320, effective April 28, 2003, for a maximum of 150 days; emergency amendment repealed at 27 Ill. Reg. 12121, effective July 10, 2003; amended at 27 Ill. Reg. 9178, effective May 28, 2003; emergency amendment at 27 Ill. Reg. 11041, effective July 1, 2003, for a maximum of 150 days; emergency amendment at 27 Ill. Reg. 16185, effective October 1, 2003, for a maximum of 150 days; emergency amendment at 27

Ill. Reg. 16268, effective October 1, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 18843, effective November 26, 2003; emergency amendment at 28 Ill. Reg. 1418, effective January 8, 2004, for a maximum of 150 days; emergency amendment at 28 Ill. Reg. 1766, effective January 10, 2004, for a maximum of 150 days; emergency expired June 7, 2004; amended at 28 Ill. Reg. 2770, effective February 1, 2004; emergency amendment at 28 Ill. Reg. 5902, effective April 1, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 7101, effective May 3, 2004; amended at 28 Ill. Reg. 8072, effective June 1, 2004; emergency amendment at 28 Ill. Reg. 8167, effective June 1, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 9661, effective July 1, 2004; emergency amendment at 28 Ill. Reg. 10157, effective July 1, 2004, for a maximum of 150 days; emergency amendment at 28 Ill. Reg. 12036, effective August 3, 2004, for a maximum of 150 days; emergency expired December 30, 2004; emergency amendment at 28 Ill. Reg. 12227, effective August 6, 2004, for a maximum of 150 days; emergency expired January 2, 2005; amended at 28 Ill. Reg. 14557, effective October 27, 2004; amended at 28 Ill. Reg. 15536, effective November 24, 2004; amended at 29 Ill. Reg. 861, effective January 1, 2005; emergency amendment at 29 Ill. Reg. 2026, effective January 21, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 5514, effective April 1, 2005; emergency amendment at 29 Ill. Reg. 5756, effective April 8, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 8363, effective June 1, 2005; amended at 29 Ill. Reg. _____, effective _____.

SUBPART B: REIMBURSEMENT AND RELATED PROVISIONS

Section 148.310 Review Procedure

a) Inpatient Rate Reviews

1) Hospitals shall be notified of their inpatient rate for the rate year and shall have an opportunity to request a review of any rate for errors in calculation made by the Department. Such a request must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its rates. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

2) Hospitals reimbursed in accordance with Sections 148.250 through 148.300 and 89 Ill. Adm. Code 149 with respect to per diem add-ons for capital may request that an adjustment be made to their base year costs to reflect significant changes in costs that have been mandated in order to meet State, federal or local health and safety standards, and that have occurred since the hospital's filing of the base year cost report. The allowable Medicare/Medicaid costs must be identified from the most

recent audited cost report available. These costs must be significant, i.e., on a per unit basis, they must constitute one percent or more of the total allowable Medicaid/Medicare unit costs for the same time period. Appeals for base year cost adjustments must be submitted, in writing, to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its rates. Such request shall include a clear explanation of the cost change and documentation of the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

b) Disproportionate Share (DSH) and Medicaid Percentage Adjustment (MPA) Determination Reviews

1) Hospitals shall be notified of their qualification for DSH and/or MPA payment adjustments and shall have an opportunity to request a review of the DSH and/or MPA add-on for errors in calculation made by the Department. Such a request must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its disproportionate share and/or Medicaid Percentage Adjustment qualification and add-on calculations. Such request shall include a clear explanation of the error and documentation of the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

2) DSH and/or MPA determination reviews shall be limited to the following:

A) DSH and/or MPA Determination Criteria. The criteria for DSH determination shall be in accordance with Section 148.120. The criteria for MPA determination shall be in accordance with Section 148.122. Review shall be limited to verification that the Department utilized criteria in accordance with State regulations.

B) Medicaid Inpatient Utilization Rates.

i) Medicaid inpatient utilization rates shall be calculated pursuant to Section 1923 of the Social Security Act and as defined in Section 148.120(k)(4). Review shall be limited to verification that Medicaid inpatient utilization rates were calculated in accordance with federal and State regulations.

ii) Hospitals' Medicaid inpatient utilization rates, as defined in Section 148.120(k)(4), which have been derived from unaudited cost reports or HDSC forms, are not subject to the Review Procedure with the exception of errors in calculation by the Department. Pursuant to Section 148.120(c)(1)(B) and (c)(1)(C)(i) and (ii), hospitals shall have the opportunity to submit corrected information prior to the Department's final DSH and/or MPA determination.

C) Low Income Utilization Rates. Low Income utilization rates shall be calculated in accordance with Section 1923 of the Social Security Act, Section 148.120(a)(2) and (d), and Section 148.122(a)(2) and (c). Review shall be limited to verification that low income utilization rates were calculated in accordance with federal and State regulations.

D) Federally Designated Health Manpower Shortage Areas (HMSAs). Illinois hospitals located in federally designated HMSAs shall be identified in accordance with 42 CFR 5 (1989) and Section 148.122(a)(3) based upon the methodologies utilized by, and the most current information available to, the Department from the federal Department of Health and Human Services as of June 30, 1992. Review shall be limited to hospitals in locations that have failed to obtain designation as federally designated HMSAs only when such a request for review is accompanied by documentation from the Department of Health and Human Services substantiating that the hospital was located in a federally designated HMSA as of June 30, 1992.

E) Excess Beds. Excess bed information shall be determined in accordance with Public Act 86-268 (Section 148.122(a)(3) and 77 Ill. Adm. Code 1100) based upon the methodologies utilized by, and the most current information available to, the Illinois Health Facilities Planning Board as of July 1, 1991. Reviews shall be limited to requests accompanied by documentation from the Illinois Health Facilities Planning Board substantiating that the information supplied to and utilized by the Department was incorrect.

F) Medicaid Obstetrical Inpatient Utilization Rates. Medicaid obstetrical inpatient utilization rates shall be calculated in accordance with Section 148.122(a)(4), (h)(2), (h)(3) and (h)(4). Review shall be limited to verification that Medicaid obstetrical inpatient utilization rates were calculated in accordance with State regulations.

c) Outlier Adjustment Reviews
The Department shall make outlier adjustments to payment amounts in accordance with 89 Ill. Adm. Code 149.105 or Section 148.130, whichever is applicable. Hospitals shall be notified of the specific information that shall be utilized in the determination of those services qualified for an outlier adjustment and shall have an opportunity to request a review of such specific information for errors in calculation made by the Department. Such a request must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of the specific information that shall be utilized in the determination of those services qualified for an outlier adjustment. Such request shall include a clear explanation of the error and documentation of the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

d) Cost Report Reviews

1) Cost reports are required from:

A) All enrolled hospitals within the State of Illinois;

B) All out-of-state hospitals providing 100 inpatient days of service per hospital fiscal year, to persons covered by the Illinois Medical Assistance Program; and

C) All hospitals not located in Illinois that elect to be reimbursed under the methodology described in 89 Ill. Adm. Code 149 (the DRG PPS).

2) The completed cost statement with a copy of the hospital's Medicare cost report and audited financial statement must be submitted annually within 90 days after the close of the hospital's fiscal year. A one-time 30-day extension may be requested. Such a request for an extension shall be in writing and shall be received by the Department's Office of Health

Finance prior to the end of the 90-day filing period. The Office of Health Finance shall audit the information shown on the Hospital Statement of Reimbursable Cost and Support Schedules. The audit shall be made in accordance with generally accepted auditing standards and shall include tests of the accounting and statistical records and applicable auditing procedures. Hospitals shall be notified of the results of the final audited cost report, which may contain adjustments and revisions that may have resulted from the audited Medicare Cost Report. Hospitals shall have the opportunity to request a review of the final audited cost report. Such a request must be received in writing by the Department within 45 days after the date of the Department's notice to the hospital of the results of the finalized audit. Such request shall include all items of documentation and analysis that support the request for review. No additional data shall be accepted after the 45 day period. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

e) Trauma Center Adjustment Reviews

1) The Department shall make trauma care adjustments in accordance with Section 148.290(c). Hospitals shall have the right to appeal the trauma center adjustment calculations if it is believed that a technical error has been made in the calculation by the Department.

2) Trauma level designation is obtained from the Illinois Department of Public Health as of the first day of July preceding the trauma center adjustment rate period. Review shall be limited to requests accompanied by documentation from the Illinois Department of Public Health, or the licensing agency in the state in which the hospital is located, substantiating that the information supplied to and utilized by the Department was incorrect.

3) Appeals under this subsection (e) must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for trauma center adjustments and payment amounts. Such a request shall include a clear explanation of the reason for the appeal and documentation of the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

f) Medicaid High Volume Adjustment Reviews
The Department shall make Medicaid high volume adjustments in accordance with Section 148.290(d). Review shall be limited to verification that the Medicaid inpatient days were calculated in accordance with Section 148.120. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Medicaid high volume adjustments and payment amounts. Such a request shall include a clear explanation of the reason for the appeal and documentation of the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

g) Sole Community Hospital Designation Reviews
The Department shall make sole community hospital designations in accordance with 89 Ill. Adm. Code 149.125(b). Hospitals shall have the right to appeal the designation if the hospital believes that a technical error has been made in the determination. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notification of the designation. Such a request shall include a clear explanation of the reason for the appeal and documentation of the desired correction. The Department shall notify the hospital of the results of the review no later than 30 days after receipt of the hospital's request for review.

h) Geographic Designation Reviews

1) The Department shall make rural hospital designations in accordance with Section 148.25(g)(3). Hospitals shall have the right to appeal the designation if the hospital believes that a technical error has been made in the determination. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notification of the designation. Such a request shall include a clear explanation of the reason for the appeal and documentation of the desired correction. The Department shall notify the hospital of the results of the review no later than 30 days after receipt of the hospital's request for review.

2) The Department shall make urban hospital designations in accordance with Section 148.25(g)(4). Hospitals shall have the right to appeal the designation if the hospital believes that a technical error has been made in the determination. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the

date of the Department's notification of the designation. Such a request shall include a clear explanation of the reason for the appeal and documentation of the desired correction. The Department shall notify the hospital of the results of the review no later than 30 days after receipt of the hospital's request for review.

i) Critical Hospital Adjustment Payment (CHAP) Reviews

1) The Department shall make CHAP in accordance with Section 148.295. Hospitals shall be notified in writing of the results of the CHAP determination and calculation, and shall have the right to appeal the CHAP calculation or their ineligibility for the CHAP if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for CHAP and payment adjustment amounts, or a letter of notification that the hospital does not qualify for the CHAP. Such a request shall include a clear explanation of the reason for the appeal and documentation of the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

2) CHAP determination reviews shall be limited to the following:

A) Federally Designated Health Professional Shortage Areas (HPSAs). Illinois hospitals located in federally designated HPSAs shall be identified in accordance with 42 CFR 5, and Section 148.295(a)(3)(B) and (b)(3) based upon the methodologies utilized by, and the most current information available to, the Department from the federal Department of Health and Human Services as of the last day of June preceding the CHAP rate period. Review shall be limited to hospitals in locations that have failed to obtain designation as federally designated HPSAs only when such a request for review is accompanied by documentation from the Department of Health and Human Services substantiating that the hospital was located in a federally designated HPSA as of the last day of June preceding the CHAP rate period.

B) Trauma level designation. Trauma level designation is obtained from the Illinois Department of Public Health as of the last day of June preceding the CHAP rate period. Review shall be limited to

requests accompanied by documentation from the Illinois Department of Public Health, substantiating that the information supplied to and utilized by the Department was incorrect.

C) Accreditation of Rehabilitation Facilities. Accreditation of rehabilitation facilities shall be obtained from the Commission on Accreditation of Rehabilitation Facilities as of the last day of June preceding the CHAP rate period. Review shall be limited to requests accompanied by documentation from the Commission, substantiating that the information supplied to and utilized by the Department was incorrect.

D) Medicaid Inpatient Utilization Rates. Medicaid inpatient utilization rates shall be calculated pursuant to Section 1923 of the Social Security Act and as defined in Section 148.120(k)(5). Review shall be limited to verification that Medicaid inpatient utilization rates were calculated in accordance with federal and State regulations.

E) Graduate Medical Education Programs. Graduate Medical Education program information shall be obtained from the most recently published report of the American Accreditation Council for Graduate Medical Education, the American Osteopathic Association Division of Post-doctoral Training, or the American Dental Association Joint Commission on Dental Accreditation as of the last day of June preceding the CHAP rate period. Review shall be limited to requests accompanied by documentation from the above, substantiating that the information supplied to and utilized by the Department was incorrect.

j) Tertiary Care Adjustment Payment Reviews. The Department shall make Tertiary Care Adjustment Payments in accordance with Section 148.296. Hospitals shall be notified in writing of the results of the Tertiary Care Adjustment Payments determination and calculation, and shall have the right to appeal the Tertiary Care Adjustment Payments calculation or their ineligibility for Tertiary Care Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Tertiary Care Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Tertiary

Care Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

k) Pediatric Outpatient Adjustment Payment Reviews. The Department shall make Pediatric Outpatient Adjustment payments in accordance with Section 148.297. Hospitals shall be notified in writing of the results of the determination and calculation, and shall have the right to appeal the calculation or their ineligibility for payments under Section 148.297 if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification under Section 148.297 and payment adjustment amounts, or a letter of notification that the hospital does not qualify for such payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

l) Pediatric Inpatient Adjustment Payment Reviews. The Department shall make Pediatric Inpatient Adjustment payments in accordance with Section 148.298. Hospitals shall be notified in writing of the results of the determination and calculation, and shall have the right to appeal the calculation or their ineligibility for payments under Section 148.298 if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification under Section 148.298 and payment adjustment amounts, or a letter of notification that the hospital does not qualify for such payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

m) Safety Net Adjustment Payment Reviews. The Department shall make Safety Net Adjustment Payments in accordance with Section 148.126. Hospitals shall be notified in writing of the results of the Safety Net Adjustment Payment determination and calculation, and shall have the right to appeal the Safety Net Adjustment Payment calculation or their ineligibility for Safety Net Adjustment Payments if the hospital believes that a technical error has been made in the

calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Safety Net Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Safety Net Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

n) Psychiatric Adjustment Payment Reviews. The Department shall make Psychiatric Adjustment Payments in accordance with Section 148.105. Hospitals shall be notified in writing of the results of the Psychiatric Adjustment Payments determination and calculation, and shall have a right to appeal the Psychiatric Adjustment Payments calculation or their ineligibility for Psychiatric Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Psychiatric Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Psychiatric Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

o) Rural Adjustment Payment Reviews. The Department shall make Rural Adjustment Payments in accordance with Section 148.115.

1) Hospitals shall be notified in writing of the results of the Rural Adjustment Payments determination and calculation, and shall have a right to appeal the Rural Adjustment Payments calculation or their ineligibility for Rural Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department.

2) The designation of Critical Access Provider or Necessary Provider, which are qualifying criteria for Rural Adjustment Payments (see Section 148.115(a)), is obtained from the Illinois Department of Public Health (IDPH) as of the first day of July preceding the Rural Adjustment Payment rate period. Review shall be limited to requests accompanied by

documentation from IDPH, substantiating that the information supplied to and utilized by the Department was incorrect.

3) The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Rural Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Rural Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

p) Supplemental Tertiary Care Adjustment Payment Reviews. The Department shall make Supplemental Tertiary Care Adjustment Payments in accordance with Section 148.85. Hospitals shall be notified in writing of the results of the Supplemental Tertiary Care Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Supplemental Tertiary Care Adjustment Payments calculation or their ineligibility for Supplemental Tertiary Care Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Supplemental Tertiary Care Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Supplemental Tertiary Care Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

q) Medicaid Inpatient Utilization Rate Adjustment Payment Reviews. The Department shall make Medicaid Inpatient Utilization Rate Adjustment Payments in accordance with Section 148.90. Hospitals shall be notified in writing of the results of the Medicaid Inpatient Utilization Rate Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Medicaid Inpatient Utilization Rate Adjustment Payments calculation or their ineligibility for Medicaid Inpatient Utilization Rate Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Medicaid Inpatient Utilization Rate Adjustment

Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Medicaid Inpatient Utilization Rate Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

r) Medicaid Outpatient Utilization Rate Adjustment Payment Reviews. The Department shall make Medicaid Outpatient Utilization Rate Adjustment Payments in accordance with Section 148.95. Hospitals shall be notified in writing of the results of the Medicaid Outpatient Utilization Rate Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Medicaid Outpatient Utilization Rate Adjustment Payments calculation or their ineligibility for Medicaid Outpatient Utilization Rate Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Medicaid Outpatient Utilization Rate Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Medicaid Outpatient Utilization Rate Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

s) Outpatient Rural Hospital Adjustment Payment Reviews. The Department shall make Outpatient Rural Adjustment Payments in accordance with Section 148.100. Hospitals shall be notified in writing of the results of the Outpatient Rural Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Outpatient Rural Adjustment Payments calculation or their ineligibility for Outpatient Rural Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Outpatient Rural Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Outpatient Rural Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

t) Outpatient Service Adjustment Payment Reviews. The Department shall make Outpatient Service Adjustment Payments in accordance with Section 148.103. Hospitals shall be notified in writing of the results of the Outpatient Service Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Outpatient Service Adjustment Payments calculation or their ineligibility for Outpatient Service Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Outpatient Service Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Outpatient Service Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

u) Psychiatric Base Rate Adjustment Payment Reviews. The Department shall make Psychiatric Base Rate Adjustment Payments in accordance with Section 148.110. Hospitals shall be notified in writing of the results of the Psychiatric Base Rate Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Psychiatric Base Rate Adjustment Payments calculation or their ineligibility for Psychiatric Base Rate Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Psychiatric Base Rate Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Psychiatric Base Rate Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

v) High Volume Adjustment Payment Reviews. The Department shall make High Volume Adjustment Payments in accordance with Section 148.112. Hospitals shall be notified in writing of the results of the High Volume Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the High Volume Adjustment Payments calculation or their ineligibility for High Volume Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days

after the date of the Department's notice to the hospital of its qualification for High Volume Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for High Volume Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

w) Medicaid Eligibility Payment Reviews. The Department shall make Medicaid Eligibility Payments in accordance with Section 148.402. Hospitals shall be notified in writing of the results of the Medicaid Eligibility Payments determination and calculation. Hospitals shall have a right to appeal the Medicaid Eligibility Payments calculation or their ineligibility for Medicaid Eligibility Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Medicaid Eligibility Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Medicaid Eligibility Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

x) Medicaid High Volume Adjustment Payment Reviews. The Department shall make Medicaid High Volume Payments in accordance with Section 148.404. Hospitals shall be notified in writing of the results of the Medicaid High Volume Payments determination and calculation. Hospitals shall have a right to appeal the Medicaid High Volume Payments calculation or their ineligibility for Medicaid High Volume Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Medicaid High Volume Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Medicaid High Volume Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

y) Intensive Care Adjustment Payment Reviews. The Department shall make Intensive Care Payments in accordance with Section 148.406. Hospitals shall be notified in writing of the results of the Intensive Care Payments determination and calculation. Hospitals shall have a right to appeal the Intensive Care Payments calculation or their ineligibility for Intensive Care Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Intensive Care Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Intensive Care Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

z) Trauma Center Adjustment Payment Reviews. The Department shall make Trauma Center Adjustment Payments in accordance with Section 148.408. Hospitals shall be notified in writing of the results of the Trauma Center Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Trauma Center Adjustment Payments calculation or their ineligibility for Trauma Center Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Trauma Center Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Trauma Center Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

aa) Psychiatric Rate Adjustment Payment Reviews. The Department shall make Psychiatric Rate Adjustment Payments in accordance with Section 148.410. Hospitals shall be notified in writing of the results of the Psychiatric Rate Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Psychiatric Rate Adjustment Payments calculation or their ineligibility for Psychiatric Rate Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Psychiatric Rate Adjustment Payments and payment

adjustment amounts, or a letter of notification that the hospital does not qualify for Psychiatric Rate Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

bb) Rehabilitation Adjustment Payment Reviews. The Department shall make Rehabilitation Adjustment Payments in accordance with Section 148.412. Hospitals shall be notified in writing of the results of the Rehabilitation Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Rehabilitation Adjustment Payments calculation or their ineligibility for Rehabilitation Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Rehabilitation Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Rehabilitation Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

cc) Supplemental Tertiary Care Adjustment Payment Reviews. The Department shall make Supplemental Tertiary Care Adjustment Payments in accordance with Section 148.414. Hospitals shall be notified in writing of the results of the Supplemental Tertiary Care Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Supplemental Tertiary Care Adjustment Payments calculation or their ineligibility for Supplemental Tertiary Care Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Supplemental Tertiary Care Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Supplemental Tertiary Care Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

dd) Crossover Percentage Adjustment Payment Reviews. The Department shall make Crossover Percentage Adjustment Payments in accordance with Section 148.416.

Hospitals shall be notified in writing of the results of the Crossover Percentage Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Crossover Percentage Adjustment Payments calculation or their ineligibility for Crossover Percentage Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Crossover Percentage Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Crossover Percentage Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

ee) Long Term Acute Care Hospital Adjustment Payment Reviews. The Department shall make Long Term Acute Care Hospital Adjustment Payments in accordance with Section 148.418. Hospitals shall be notified in writing of the results of the Long Term Acute Care Hospital Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Long Term Acute Care Hospital Adjustment Payments calculation or their ineligibility for Long Term Acute Care Hospital Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Long Term Acute Care Hospital Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Long Term Acute Care Hospital Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

ff) Obstetrical Care Adjustment Payment Reviews. The Department shall make Obstetrical Care Adjustment Payments in accordance with Section 148.420. Hospitals shall be notified in writing of the results of the Obstetrical Care Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Obstetrical Care Adjustment Payments calculation or their ineligibility for Obstetrical Care Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post

marked within 30 days after the date of the Department's notice to the hospital of its qualification for Obstetrical Care Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Obstetrical Care Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

gg) Outpatient Access Payment Reviews. The Department shall make Outpatient Access Payments in accordance with Section 148.422. Hospitals shall be notified in writing of the results of the Outpatient Access Payments determination and calculation. Hospitals shall have a right to appeal the Outpatient Access Payments calculation or their ineligibility for Outpatient Access Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Outpatient Access Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Outpatient Access Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

hh) Outpatient Utilization Payment Reviews. The Department shall make Outpatient Utilization Payments in accordance with Section 148.424. Hospitals shall be notified in writing of the results of the Outpatient Utilization Payments determination and calculation. Hospitals shall have a right to appeal the Outpatient Utilization Payments calculation or their ineligibility for Outpatient Utilization Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Outpatient Utilization Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Outpatient Utilization Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

ii) Outpatient Complexity of Care Adjustment Payment Reviews. The Department shall make Outpatient Complexity of Care Adjustment Payments in accordance

with Section 148.426. Hospitals shall be notified in writing of the results of the Outpatient Complexity of Care Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Outpatient Complexity of Care Adjustment Payments calculation or their ineligibility for Outpatient Complexity of Care Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Outpatient Complexity of Care Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Outpatient Complexity of Care Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

jj) Rehabilitation Hospital Adjustment Payment Reviews. The Department shall make Rehabilitation Hospital Adjustment Payments in accordance with Section 148.428. Hospitals shall be notified in writing of the results of the Rehabilitation Hospital Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Rehabilitation Hospital Adjustment Payments calculation or their ineligibility for Rehabilitation Hospital Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Rehabilitation Hospital Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Rehabilitation Hospital Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

kk) Perinatal Outpatient Adjustment Payment Reviews. The Department shall make Perinatal Outpatient Adjustment Payments in accordance with Section 148.430. Hospitals shall be notified in writing of the results of the Perinatal Outpatient Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Perinatal Outpatient Adjustment Payments calculation or their ineligibility for Perinatal Outpatient Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or

post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Perinatal Outpatient Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Perinatal Outpatient Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

ll) Supplemental Psychiatric Adjustment Payment Reviews. The Department shall make Supplemental Psychiatric Adjustment Payments in accordance with Section 148.432. Hospitals shall be notified in writing of the results of the Supplemental Psychiatric Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Supplemental Psychiatric Adjustment Payments calculation or their ineligibility for Supplemental Psychiatric Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Supplemental Psychiatric Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Supplemental Psychiatric Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of the results of the review within 30 days after receipt of the hospital's request for review.

mm) Outpatient Community Access Adjustment Payment Reviews. The Department shall make Outpatient Community Access Adjustment Payments in accordance with Section 148.434. Hospitals shall be notified in writing of the results of the Outpatient Community Access Adjustment Payments determination and calculation. Hospitals shall have a right to appeal the Outpatient Community Access Adjustment Payments calculation or their ineligibility for Outpatient Community Access Adjustment Payments if the hospital believes that a technical error has been made in the calculation by the Department. The appeal must be submitted in writing to the Department and must be received or post marked within 30 days after the date of the Department's notice to the hospital of its qualification for Outpatient Community Access Adjustment Payments and payment adjustment amounts, or a letter of notification that the hospital does not qualify for Outpatient Community Access Adjustment Payments. Such a request must include a clear explanation of the reason for the appeal and documentation that supports the desired correction. The Department shall notify the hospital of

the results of the review within 30 days after receipt of the hospital's request for review.

nn)~~w~~) For purposes of this Section, the term "post marked" means the date of processing by the United States Post Office or any independent carrier service.

oo~~x~~) The review procedures provided for in this Section may not be used to submit any new or corrected information that was required to be submitted by a specific date in order to qualify for a payment or payment adjustment. In addition, only information that was submitted expressly for the purpose of qualifying for the payment or payment adjustment under review shall be considered by the Department. Information that has been submitted to the Department for other purposes will not be considered during the review process.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 148.402 Medicaid Eligibility Payments

a) Qualifying Criteria. Medicaid Eligibility Payments shall be made to a qualifying Illinois hospital as defined in this subsection (a). A hospital not otherwise excluded under subsection (b) of this Section shall qualify for payment if it was assessed as described in 89 Ill. Adm. Code 140.80 for the rate year 2006 determination.

b) The following classes of hospitals are ineligible for Medicaid Eligibility Payments associated with the qualifying criteria listed in subsection (a) of this Section:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(6).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

c) Medicaid Eligibility Payments

1) A hospital qualifying under subsection (a) of this Section shall receive payment equal to the product of $430 multiplied by the qualifying hospital's Medicaid admissions in the Medicaid eligibility base year,

multiplied by the growth percentage of Medicaid clients within the hospital's county from State fiscal year 1998 to State fiscal year 2003.

2) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being preformed under this subsection (c).

d) Payment to a Qualifying Hospital

1) For the Medicaid eligibility adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (c) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March, and May. The sum of the amounts required prior to the conditions described in subsection (f) of this Section being met shall be paid within 100 days after the conditions described in subsection (f) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

e) Definitions

1) "Growth percentage" means, for a given hospital, the percentage of change in the growth of Medicaid clients within the county where the hospital is located from 1998 to 2003.

2) "Medicaid admissions" means, for a given hospital, the sum of admissions of inpatient hospital service provided to recipients of medical assistance under Title XIX of the federal Social Security Act, excluding days for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the Medicaid eligibility base period that were adjudicated by the Department through June 30, 2004.

3) "Medicaid eligibility adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

4) "Medicaid eligibility base period" means the 12-month period beginning on July 1, 2002, and ending on June 30, 2003.

f) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section receive federal approval from the Centers for Medicare and Medicaid Services in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.404 Medicaid High Volume Adjustment Payments

a) Qualifying Criteria. Medicaid High Volume Adjustment Payments shall be made to a qualifying Illinois hospital as defined in this subsection (a). A hospital not otherwise excluded under subsection (b) of this Section shall qualify for payment if it is:

1) an Illinois hospital that did not qualify for Medicaid Percentage Adjustments as described in Section 148.122 for the 12-month period beginning on October 1, 2004 and provided more than 10,000 Medicaid inpatient days in the Medicaid high volume base period; or

2) an Illinois general acute care hospital as defined in Section 148.270(c)(1) that did qualify for Medicaid Percentage Adjustment Payments as described in Section 148.122 for the 12-month period beginning on October 1, 2004 and provided more than 21,000 Medicaid inpatient days in the Medicaid high volume base period.

b) The following classes of hospitals are ineligible for High Volume Adjustment Payments associated with the qualifying criteria listed in subsection (a) of this Section:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(6).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

c) Medicaid High Volume Adjustment Payments

1) For a hospital qualifying under subsection (a)(1) of this Section, payment is as follows:

A) A hospital that:

i) provided less than or equal to 14,500, but more than 10,000, Medicaid inpatient days in the Medicaid high volume base period shall receive payments equal to the product of $90 multiplied by the qualifying hospital's Medicaid inpatient days;

ii) provided less than or equal to 18,500, but more than 14,500, Medicaid inpatient days in the Medicaid high volume base period shall receive payments equal to the product of $135 multiplied by the qualifying hospital's Medicaid inpatient days;

iii) provided less than or equal to 20,000, but more than 18,500, Medicaid inpatient days in the Medicaid high volume base period shall receive payments equal to the product of $225 multiplied by the qualifying hospital's Medicaid inpatient days; or

iv) provided 20,000 or more Medicaid inpatient days in the Medicaid high volume base period shall receive payments equal to the product of $900 multiplied by the qualifying hospital's Medicaid inpatient days.

B) Payments will be the lesser of the calculation described in subsection (c)(1)(A)(i), (c)(1)(A)(ii), (c)(1)(A)(iii), and (c)(1)(A)(iv) or $19 million dollars.

2) For a hospital qualifying under subsection (a)(2) of this Section:

A) Payment equal to the product of $35 multiplied by the qualifying hospital's Medicaid inpatient days.

B) Payments will be the lesser of the calculation described in subsection (c)(2)(A) or $1,200,000.

3) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being performed under this subsection.

d) Payment to a Qualifying Hospital

1) For the Medicaid high volume adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (c) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (f) of this Section being met shall be paid within 100 days after the conditions described in subsection (f) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

e) Definitions

1) "Medicaid high volume adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

2) "Medicaid high volume base period" means the cost report as on file with the Department on July 1, 2004, for the hospital's fiscal year ending in 2002.

3) "Medicaid inpatient days" means, for a given hospital, the sum of days of inpatient hospital service provided to recipients of medical assistance under Title XIX of the federal Social Security Act, excluding days for individuals eligible for Medicare under Title XVIII of the Act

(Medicaid/Medicare crossover days), as contained in the hospital's cost report on file with the Department as of July 1, 2004, for the hospital's fiscal year ending in 2002.

f) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section receive federal approval from the Centers for Medicare and Medicaid Services in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.406 Intensive Care Adjustment Payments

a) Qualifying Criteria. Intensive Care Adjustment Payments shall be made to qualifying Illinois general acute care hospitals as described in Section 148.270(c)(1). A hospital not otherwise excluded under subsection (b) of this Section shall qualify for payment if the hospital is located in a large urban area and has a ratio of Medicaid intensive care days to total Medicaid days greater than 19 percent for the intensive care adjustment period.

b) The following classes of hospitals are ineligible for Intensive Care Adjustment Payments associated with the qualifying criteria listed in subsection (a) of this Section:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(6).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

c) Intensive Care Adjustment Payments

1) Each qualifying hospital with an intensive care ratio of less than 30 percent, shall receive payment equal to the product of:

A) The ratio of Medicaid intensive care days to total Medicaid days;

B) Multiplied by total Medicaid days;

C) Multiplied by $1,000.

2) Each qualifying hospital with an intensive care ratio percentage greater than 30 percent, shall receive payment equal to the product of:

A) The ratio of Medicaid intensive care days to total Medicaid days;

B) Multiplied by total Medicaid days;

C) Multiplied by $2,800.

3) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being performed under this subsection (c).

d) Payment to a Qualifying Hospital

1) For the intensive care adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (c) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March, and May. The sum of the amounts required prior to the conditions described in subsection (f) of this Section being met shall be paid within 100 days after the conditions described in subsection (f) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

e) Definitions

1) "Intensive care adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006,

and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

2) "Intensive care base period" means the cost report on file with the Department on July 1, 2004, for the hospital's fiscal year ending in 2002.

3) "Large urban area" means an area located within a metropolitan statistical area, as defined by the U.S. Office of Management and Budget, 725 17th Street N.W., Washington D.C. 20503, in OMB Bulletin 04-03, dated February 18, 2004, with a population in excess of 1,000,000, and with an urban hospital as described in Section 148.25(g)(4).

4) "Medicaid intensive care days" means, for a given hospital, the sum of days of inpatient hospital service for intensive care days provided to recipients of medical assistance under Title XIX of the federal Social Security Act, excluding days for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as contained in the hospital's cost report on file with the Department as of July 1, 2004, for the hospital's fiscal year ending in 2002.

5) "Total Medicaid inpatient days" means, for a given hospital, the sum of days of inpatient hospital service provided to recipients of medical assistance under Title XIX of the federal Social Security Act, excluding days for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as contained in the hospital's cost report on file with the Department as of July 1, 2004, for the hospital's fiscal year ending in 2002.

f) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section receive federal approval from the Centers for Medicare and Medicaid Services in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.408 Trauma Center Adjustment Payments

a) Qualifying Criteria. Trauma Center Adjustment Payments shall be made to a qualifying Illinois hospital as defined in this subsection (a). A hospital not otherwise excluded under subsection (b) of this Section shall qualify for payment if it was a general acute care hospital that, as of January 1, 2005, was considered a trauma center and meets the requirements specified in subsection (c).

b) The following classes of hospitals are ineligible for Trauma Center Adjustment Payments associated with the qualifying criteria listed in subsection (a) of this Section:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(6).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

c) Trauma Center Adjustment Payments

1) Level I Trauma Center Adjustment Payments

A) For an Illinois general acute care hospital that was considered a Level I trauma center as of January 1, 2005, that is located in a large urban area or other urban area that qualified for Medicaid Percentage Adjustments as described in Section 148.122 as of October 1, 2004, shall receive payments equal to the product of $800 multiplied by the qualifying hospital's Medicaid intensive care unit (ICU) days in the trauma base period.

i) For a hospital located in a large urban area outside of a city with a population in excess of one million people, the Department shall pay an amount equal to the Level I Trauma Center Adjustment Payment calculated in subsection (c)(1)(A) of this Section multiplied by 4.5.

ii) For a hospital located in another urban area, the Department shall pay an amount equal to the Level I

Trauma Center Adjustment Payment calculated in (c)(1)(A) multiplied by 8.5.

2) Level II Trauma Center Adjustment Payments

A) For an Illinois general acute care hospital that was considered a Level II trauma center as of January 1, 2005 and is located in a county with a population in excess of three million people, the payment shall equal:

i) A hospital qualifying under subsection (c)(2)(A) of this Section shall be paid $4,000 per day for the first 500 Medicaid inpatient days in the trauma base period.

ii) A hospital qualifying under subsection (c)(2)(A) of this Section shall be paid $2,000 per day for the Medicaid inpatient days between 501 and 1,500 in the trauma base period.

iii) A hospital qualifying under subsection (c)(2)(A) of this Section shall be paid $100 per day for each Medicaid inpatient day over 1,500 in the trauma base period.

B) For an Illinois general acute care hospital that was considered a Level II trauma center as of January 1, 2005, and is located in a large urban area outside of a county with a population in excess of three million people and, as of January 1, 2005, was designated a Level III perinatal center or designated a Level II or II+ perinatal center that has a ratio of Medicaid ICU days to total Medicaid days greater than five percent, the payment shall equal:

i) A hospital qualifying under subsection (c)(2)(B) of this Section shall be paid $4,000 per day for the first 500 Medicaid inpatient days in the trauma base period.

ii) A hospital qualifying under subsection (c)(2)(B) of this Section shall be paid $2,000 per day for the Medicaid inpatient days between 501 and 1,500 in the trauma base period.

iii) A hospital qualifying under subsection (c)(2)(B) of this Section shall be paid $100 per day for each Medicaid inpatient day over 1,500 in the trauma base period.

3) Pediatric Trauma Center Adjustment Payments

A) Qualifying Criteria: Payment shall be for all Illinois children's hospitals designated as Level I pediatric trauma centers that provided more than 30,000 Medicaid days in State fiscal year 2003 and those out-of-state Level I Pediatric trauma centers that provided more than 700 Illinois Medicaid admissions in State fiscal year 2003.

B) A hospital qualifying under subsection (c)(3)(A) of this Section shall receive payment equal to the product of $325 multiplied by the hospital's Illinois Medicaid ICU days.

C) For out-of-state hospitals qualifying under subsection (c)(3)(A), the amount calculated under subsection (c)(3)(B) shall be multiplied by 2.25.

4) A hospital that enrolled to provide Medicaid services during fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being performed under this subsection (c).

5) Notwithstanding any other provisions of this subsection (c), a children's hospital as defined at 89 Ill. Adm. Code 149.49(c)(3)(b), is not eligible for the payments described in subsections (c)(1) and (c)(2) of this Section.

d) Payment to a Qualifying Hospital

1) For the trauma center adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (c) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (f) being met shall be paid within 100 days after the conditions described in subsection (f) of this Section have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

e) Definitions

1) "Large urban area" means an area located within a metropolitan statistical area, as defined by the U.S. Office of Management and Budget, 725 17th Street N.W., Washington D.C. 20503, in OMB Bulletin 04-03, dated February 18, 2004, with a population in excess of 1,000,000, and with an urban hospital as described in Section 148.25(g)(4).

2) "Medicaid inpatient days" means, for a given hospital, the sum of days of inpatient hospital service provided to recipients of medical assistance under Title XIX of the federal Social Security Act, excluding days for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as contained in the hospital's cost report on file with the Department as of July 1, 2004, for the hospital's fiscal year ending in 2002.

3) "Medicaid intensive care unit days" means, for a given hospital, the number of hospital inpatient days during which Medicaid recipients received intensive care services from the hospital, as determined from the hospital's 2002 Medicaid cost report on file with the Department on July 1, 2004.

4) "Other urban area" means an area located within a metropolitan statistical area, as defined by the U.S. Office of Management and Budget, 725 17th Street N.W., Washington D.C. 20503, in OMB Bulletin 04-03, dated February 18, 2004, with a city with a population in excess of 50,000 or with a total population in excess of 100,000, and with an urban hospital as described in Section 148.25(g)(4).

5) "Trauma center adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

6) "Trauma center base period" means days reported in the hospital's 2002 Medicaid cost report on file with the Department on July 1, 2004.

f) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section receive federal approval from the Centers for Medicare and Medicaid Services in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.410 Psychiatric Rate Adjustment Payments

a) Qualifying Criteria. Psychiatric Rate Adjustment Payments described in subsection (b) of this Section shall be made to an Illinois psychiatric hospital and general acute care hospital that has a distinct part psychiatric unit, excluding the following hospitals:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

b) Psychiatric Rate Adjustment Payments

1) For a hospital qualifying under subsection (a) of this Section, the Department shall pay an amount equal to $420 less the hospital's per diem rate for Medicaid inpatient psychiatric services, in effect on July 1, 2002, multiplied by the number of Medicaid inpatient psychiatric days provided in the psychiatric rate base period. In no event, however, shall that amount be less than zero.

2) For a hospital qualifying under subsection (a) of this Section whose inpatient psychiatric per diem rate is greater than $420, the Department shall pay an amount equal to $40 multiplied by the number of Medicaid inpatient psychiatric days provided in the psychiatric rate base period.

3) For an Illinois psychiatric hospital located in a county with a population in excess of three million people that did not qualify for Medicaid Percentage Adjustments, as described in Section 148.122, for the 12-month period beginning on October 1, 2004, the Department shall pay an amount equal to $150 multiplied by the number of Medicaid inpatient psychiatric days provided in the psychiatric rate base period.

4) For an Illinois psychiatric hospital located in a county with a population in excess of three million people, but outside of a city with a population in excess of one million people, and did qualify for Medicaid Percentage Adjustments, as described in Section 148.122, for the 12-month period beginning on October 1, 2004, the Department shall pay an amount equal to $20 multiplied by the number of Medicaid inpatient psychiatric days provided in the psychiatric rate base period.

c) Payment to a Qualifying Hospital

1) For the psychiatric rate adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (b) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (e) of this Section being met shall be paid within 100 days after the conditions described in subsection (e) of this Section have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

d) Definitions

1) "Medicaid inpatient psychiatric days" means, for a given hospital, the sum of days of inpatient psychiatric hospital service provided to recipients of medical assistance under Title XIX of the federal Social Security Act, excluding days for individuals eligible for Medicare under Title XVIII of that Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the psychiatric base period that were adjudicated by the Department through June 30, 2004.

2) "Psychiatric rate adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

3) "Psychiatric rate base period" means the 12-month period beginning on July 1, 2002 and ending on June 30, 2003.

e) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section are approved by the federal government in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.412 Rehabilitation Adjustment Payments

a) Qualifying Criteria. Rehabilitation Adjustment Payments shall be made to a qualifying Illinois hospital as defined in this subsection (a). A hospital not otherwise excluded under subsection (b) of this Section shall qualify for payment:

1) if it is an Illinois general acute-care hospital, as described in Section 148.270(c)(1), located in a large urban area, with a rehabilitation unit that has 40 rehabilitation beds or more based upon the 2003 Medicaid cost report on file with the Department as of March 31, 2005; or

2) if it is an Illinois rehabilitation hospital, as defined at 89 Ill. Adm. Code 149.50(c)(2), that did not qualify for Medicaid Percentage Adjustment Payments under Section 148.122 for the 12-month period beginning on October 1, 2004.

b) The following classes of hospitals are ineligible for Rehabilitation Adjustment Payments associated with the qualifying criteria listed in subsection (a) of this Section:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(6).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

c) Rehabilitation Adjustment Payments

1) For a hospital qualifying under subsection (a)(1) of this Section, the Department shall pay the product of $230 multiplied by the hospital's Medicaid inpatient days.

2) For a hospital qualifying under subsection (a)(2) of this Section, the Department shall pay an amount equal to the product of $200 multiplied by the hospital's Medicaid inpatient days.

3) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being performed under this subsection (c).

d) Payment to a Qualifying Hospital

1) For the rehabilitation adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (c) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (f) of this Section being met shall be paid within 100 days after the conditions described in subsection (f) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

e) Definitions

1) "Large urban area" means, an area located within a metropolitan statistical area, as defined by the U.S. Office of Management and

Budget, 725 17th Street N.W., Washington D.C. 20503, in OMB Bulletin 04-03, dated February 18, 2004, with a population in excess of 1,000,000, and with an urban hospital as described in Section 148.25(g)(4).

2) "Medicaid inpatient days" means, for a given hospital, the sum of days of inpatient hospital service provided to recipients of medical assistance under Title XIX of the federal Social Security Act, excluding days for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the rehabilitation base period that was adjudicated by the Department through June 30, 2004.

3) "Rehabilitation adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

4) "Rehabilitation base period" means the 12-month period beginning on July 1, 2002 and ending on June 30, 2003.

f) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section receive federal approval from the Centers for Medicare and Medicaid Services in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.414 Supplemental Tertiary Care Adjustment Payments

a) Qualifying Criteria. Supplemental Tertiary Care Adjustment Payments, as described in subsection (b) of this Section, shall be made to all qualifying hospitals. An Illinois hospital shall qualify for payment if it was deemed eligible for payments under the Tertiary Care Adjustment Payments for fiscal year 2005, as described in Section 148.296, excluding:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

b) Supplemental Tertiary Care Adjustment Payments will be made to qualifying hospitals and will equal the product of the hospital's fiscal year 2005 tertiary care adjustment as described at Section 148.296 multiplied by 2.5.

c) Payment to a Qualifying Hospital

1) For the supplemental tertiary care adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (b) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March, and May. The sum of the amounts required prior to the conditions described in subsection (e) being met shall be paid within 100 days after the conditions described in subsection (e) of this Section have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

d) "Tertiary care adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, means the 12-month period beginning July 1 of the year and ending June 30 of the following year.

e) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section are approved by the federal government in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.416 Crossover Percentage Adjustment Payments

a) Qualifying Criteria. Crossover Percentage Adjustment Payments shall be made to qualifying hospitals as defined in this subsection (a). A hospital not otherwise excluded under subsection (b) of this Section shall qualify for payment if it is a general acute care hospital, excluding any hospital defined as a cancer center hospital, as described in Section 148.270(c)(1), located in an urban area, that provided over 500 days of inpatient care to Medicaid recipients, that had a ratio of crossover days to total Medicaid days, utilizing information used for the Medicaid percentage adjustment determination described in Section 148.122, effective October 1, 2004, of greater than 40 percent and that did not qualify for Medicaid Percentage Adjustment Payments as described in Section 148.122 on October 1, 2004.

b) The following classes of hospitals are ineligible for Crossover Percentage Adjustment Payments associated with the qualifying criteria listed in subsection (a) of this Section:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(6).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

4) Cancer center hospitals.

c) Crossover Percentage Adjustment Payments

1) Each qualifying hospital's crossover days will be divided by its total Medicaid days to determine the crossover percentage ratio.

2) Each hospital qualifying under subsection (a) of this Section, located in another urban area as described in subsection (e)(5) of this Section, shall receive payment equal to $140 multiplied by the hospital's total Medicaid days (including Medicaid/Medicare crossovers).

3) Each hospital qualifying under subsection (a) of this Section located in a large urban area as described in subsection (e)(4) of this Section, with a crossover percentage less than 55 percent, shall receive payment equal to $350 multiplied by the hospital's total Medicaid days (including Medicaid/Medicare crossovers).

4) Each hospital qualifying under subsection (a) located in a large urban area as described in subsection (e)(4) of this Section, with a crossover percentage ratio equal to or greater than 55 percent, shall receive payment equal to $1,400 multiplied by the hospital's total Medicaid days (including Medicaid/Medicare crossovers).

5) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being performed under this subsection (c).

d) Payment to a Qualifying Hospital

1) For the crossover percentage adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (c) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (f) of this Section being met shall be paid within 100 days after the conditions described in subsection (f) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

e) Definitions

1) "Cancer center hospital" means an Illinois hospital that has received the approval of the American College of Surgeons Commission on Cancer as of June 16, 2005 and provides more than 15 percent of the hospital Medicaid days in State fiscal year 2003 for treating patients with cancer. To be counted as cancer days, the Department will identify cancer days with any claim that contains an ICD-9-CM diagnosis code of 140.0 through 208.9 and 230.0 through 234.9 provided to recipients of medical assistance under Title XIX of the federal Social Security Act, as tabulated

from the Department's paid claims data for admissions occurring in the State fiscal year 2003 base period that were adjudicated by the Department through June 30, 2004. To determine if 15 percent of the hospital Medicaid days were for treating cancer patients, the cancer days will be divided by the total Medicaid days provided to recipients of medical assistance under Title XIX of the federal Social Security Act, as tabulated from the Department's paid claims data for admissions occurring in the State fiscal year 2003 base period that were adjudicated by the Department through June 30, 2004.

2) "Crossover percentage adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

3) "Crossover percentage base period" means the information utilized in the Medicaid percentage adjustment determination as described in Section 148.122 for October 1, 2004.

4) "Large urban area" means an area located within a metropolitan statistical area, as defined by the U.S. Office of Management and Budget, 725 17th Street N.W., Washington D.C. 20503, in OMB Bulletin 04-03, dated February 18, 2004, with a population in excess of 1,000,000, and with an urban hospital as described in Section 148.25(g)(4).

5) "Other urban area" means an area located within a metropolitan statistical area, as defined by the U.S. Office of Management and Budget, 725 17th Street N.W., Washington D.C. 20503, in OMB Bulletin 04-03, dated February 18, 2004, with a city with a population greater than 50,000 or with a total population in excess of 100,000, and with an urban hospital as described in Section 148.25(g)(4).

6) "Total Medicaid days" means, for a given hospital, the sum of days of inpatient hospital service provided to recipients of medical assistance under Title XIX of the federal Social Security Act, including days for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as tabulated from the Department's Medicaid percentage adjustment determination as described in Section 148.122 for October 1, 2004.

f) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section receive federal approval from the Centers for Medicare and Medicaid Services in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.418 Long Term Acute Care Hospital Adjustment Payments

a) Qualifying Criteria. Long Term Acute Care Hospital Adjustment Payments described in subsection (b) of this Section shall be made to an Illinois long term stay hospital, as defined in 89 Ill. Adm. Code 149.50(c)(4), excluding:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

b) Long Term Acute Care Hospital Adjustment Payments

1) For a hospital qualifying under subsection (a) of this Section that qualified for Medicaid Percentage Adjustment Payments under Section 148.122 for the 12-month period beginning on October 1, 2004, the Department shall pay an amount equal to the product of $125 multiplied by Medicaid inpatient days provided during the long term acute care hospital base period.

2) For a hospital qualifying under subsection (a) of this Section that did not qualify for Medicaid Percentage Adjustment Payments under Section 148.122 for the 12-month period beginning on October 1, 2004, the Department shall pay an amount equal to the product of $1,250 multiplied by Medicaid inpatient days of care provided during the long term acute care hospital base period.

3) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being performed under this subsection (b).

c) Payment to a Qualifying Hospital

1) For the long term acute care hospital adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (b) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (e) being met shall be paid within 100 days after the conditions described in subsection (e) of this Section have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

d) Definitions

1) "Long term acute care hospital adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

2) "Long term acute care hospital base period" means the 12-month period beginning on July 1, 2002 and ending on June 30, 2003.

3) "Medicaid inpatient days" means, for a given hospital, the sum of days of inpatient hospital service provided to recipients of medical assistance under Title XIX of the federal Social Security Act, excluding days for individuals eligible for Medicare under Title XVIII of that Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the long term care hospital base period that was adjudicated by the Department through June 30, 2004.

e) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section are approved by the federal government in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.420 Obstetrical Care Adjustment Payments

a) Qualifying Criteria. Obstetrical Care Adjustment Payments shall be made to a qualifying Illinois hospital that provided obstetrical care in the obstetrical base period. A hospital not otherwise excluded under subsection (b) of this Section shall qualify for payment for the rate year 2006 determination.

b) The following classes of hospitals are ineligible for Obstetrical Care Adjustment Payments associated with the qualifying criteria listed in subsection (a) of this Section:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(6).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

c) Obstetrical Care Adjustment Payments

1) A hospital qualifying under subsection (a) of this Section shall receive payments equal to the product of $550 multiplied by the qualifying hospital's Medicaid obstetrical days provided during the obstetrical care base period.

2) A hospital qualifying under subsection (a) of this Section that qualified for disproportionate share payment adjustments as described in Section 148.120 as of October 1, 2004, with a Medicaid obstetrical percentage greater than ten percent and a Medicaid emergency care percentage greater than 40 percent, shall receive payments equal to the product of $650

multiplied by the qualifying hospital's Medicaid obstetrical days provided during the obstetrical care base period.

3) A hospital qualifying under subsection (a) of this Section located in the St. Louis metropolitan statistical area, with more than 500 Medicaid obstetrical days, shall receive payments equal to the product of $1,800 multiplied by the qualifying hospital's Medicaid obstetrical days provided during the obstetrical care base period.

4) A large urban hospital qualifying under subsection (a) of this Section that has a Medicaid obstetrical percentage greater than 25 percent and is in a county with an eligibility growth rate greater than 60 percent between the years 1998 and 2003 shall receive payments equal to the product of $600 multiplied by the qualifying hospital's Medicaid obstetrical days provided within the obstetrical care base period.

5) A rural hospital as described in Section 148.25(g)(3) qualifying under subsection (a) designated as a Level II perinatal center as of January 1, 2005, with a MIUR greater than 34 percent in State fiscal year 2002 and a Medicaid obstetrical percentage greater than 15 percent, shall receive payment equal to the product of $400 multiplied by the hospital's Medicaid obstetrical days provided within the obstetrical care base period multiplied by 6.

6) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being performed under this subsection (c).

d) Payment to a Qualifying Hospital

1) For the obstetrical care adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (c) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (f) of this Section being met shall be paid within 100 days after the conditions described in subsection (f) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

e) Definitions

1) "Emergency care percentage" means a fraction, the numerator of which is the total Category 3 ambulatory procedure listing services provided by the hospital in State fiscal year 2003, and the denominator of which is the total ambulatory procedure listing services provided by the hospital in State fiscal year 2003.

2) "Large urban area" means an area located within a metropolitan statistical area, as defined by the U.S. Office of Management and Budget, 725 17th Street N.W., Washington D.C. 20503, in OMB Bulletin 04-03, dated February 18, 2004, with a population in excess of 1,000,000, and with an urban hospital as described in Section 148.25(g)(4).

3) "Medicaid obstetrical days" means, for a given hospital, the sum of days of inpatient hospital service provided to recipients of medical assistance under Title XIX of the federal Social Security Act, with a Diagnosis Related Grouping (DRG) of 370 through 375, excluding days for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the obstetrical base period the Department adjudicated through June 30, 2004.

4) "Medicaid obstetrical percentage" means the percentage used in the October 1, 2004 Medicaid percentage adjustment determination as described in Section 148.122.

5) "Obstetrical care adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

6) "Obstetrical care base period" means the 12-month period beginning on July 1, 2002 and ending on June 30, 2003.

f) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section receive federal approval from the Centers for Medicare and Medicaid Services in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.422 Outpatient Access Payments

a) Qualifying Criteria. Outpatient Access Payments, as described in subsection (b) of this Section, shall be made to a qualifying Illinois hospital as defined in this subsection (a). A hospital shall qualify for payment if it was assessed as described in 89 Ill. Adm. Code 140.80 for the rate year 2006 determination, excluding the following hospitals:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

b) Outpatient Access Payments

1) Outpatient access payments shall be made to a hospital qualifying under subsection (a) of this Section. Payment will equal 2.38 multiplied by the hospital's outpatient ambulatory procedure listing payments for services provided in the outpatient access base period, multiplied by the change in the growth of Medicaid clients within the hospital's county from State fiscal year 1998 to State fiscal year 2003.

2) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being performed under this subsection (b).

c) Payment to a Qualifying Hospital

1) For the outpatient access adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (b) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (e) of this Section being met shall be paid within 100 days after the conditions described in subsection (e) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

d) Definitions

1) "Outpatient access adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

2) "Outpatient access base period" means the 12-month period beginning on July 1, 2002 and ending June 30, 2003.

3) "Outpatient ambulatory procedure listing payments" means, for a given hospital, the sum of payments for ambulatory procedure listing services as described in Section 148.140(b), excluding payments for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the outpatient access base period that were adjudicated by the Department through June 30, 2004.

e) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section are approved by the federal government in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.424 Outpatient Utilization Payments

a) Qualifying Criteria. Outpatient Utilization Payments, as described in subsection (b) of this Section, shall be made to an Illinois hospital, excluding:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

b) Outpatient Utilization Adjustment Payments

1) A rural hospital, as described in Section 148.25(g)(3) and qualifying under subsection (a) of this Section shall receive an amount equal to 1.7 multiplied by the hospital's outpatient ambulatory procedure listing payments for services provided during the outpatient utilization adjustment base period.

2) An urban hospital, as described in Section 148.25(g)(4) and qualifying under subsection (a) of this Section shall receive an amount equal to 0.45 multiplied by the hospital's outpatient ambulatory procedure listing payments for services provided during the outpatient utilization adjustment base period.

3) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being performed under this subsection (b).

c) Payment to a Qualifying Hospital

1) For the outpatient utilization adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (b) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State

business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (e) of this Section being met shall be paid within 100 days after the conditions described in subsection (e) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

d) Definitions

1) "Outpatient ambulatory procedure listing payments" means, for a given hospital, the sum of payments for ambulatory procedure listing services as described in Section 148.140(b)(1), excluding payments for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the outpatient access base period that were adjudicated by the Department through June 30, 2004.

2) "Outpatient utilization adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

3) "Outpatient utilization base period" means the 12-month period beginning on July 1, 2002 and ending June 30, 2003.

e) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section are approved by the federal government in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.426 Outpatient Complexity of Care Adjustment Payments

a) Qualifying Criteria. Outpatient Complexity of Care Adjustment Payments, as described in subsection (b) of this Section, shall be made to Illinois hospitals located in an urban area, excluding:

1) County-owned hospitals, as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

b) Outpatient Complexity of Care Adjustment Payments

1) Each hospital qualifying under subsection (a) of this Section will receive a payment equal to the product of 2.55, multiplied by the hospital's emergency care percentage, multiplied by the hospital's ambulatory procedure listing payments.

2) Each children's hospital qualifying under subsection (a) of this Section, with a Medicaid inpatient utilization rate greater than 90 percent used for the October 1, 2004 Medicaid percentage adjustment determination described in Section 148.122, shall have the adjustment, as calculated in subsection (b)(1), multiplied by 2.

3) Each cancer center hospital qualifying under subsection (a) of this Section shall have the adjustment, as calculated in (b)(1), multiplied by 3.

4) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being performed under this subsection (b).

c) Payment to a Qualifying Hospital

1) For the outpatient complexity of care adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (b) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (e) of this

Section being met shall be paid within 100 days after the conditions described in subsection (e) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

d) Definitions

1) "Cancer center hospital" means an Illinois hospital that has received the approval of the American College of Surgeons Commission on Cancer as of June 16, 2005 and provides more than 15 percent of the hospital Medicaid days in State fiscal year 2003 for treating patients with cancer. To be counted as cancer days, the Department will identify cancer days with any claim that contains an ICD-9-CM diagnosis code of 140.0 through 208.9 and 230.0 through 234.9 provided to recipients of medical assistance under Title XIX of the federal Social Security Act, as tabulated from the Department's paid claims data for admissions occurring in the State fiscal year 2003 base period that were adjudicated by the Department through June 30, 2004. To determine if 15 percent of the hospital Medicaid days were for treating cancer patients, the cancer days will be divided by the total Medicaid days provided to recipients of medical assistance under Title XIX of the federal Social Security Act, as tabulated from the Department's paid claims data for admissions occurring in the State fiscal year 2003 base period that were adjudicated by the Department through June 30, 2004.

2) "Emergency care percentage" means a fraction, the numerator of which is the total Group 3 ambulatory procedure listing services as described in Section 148.140(b)(1)(C) provided by the hospital in State fiscal year 2003, and the denominator of which is the total ambulatory procedure listing services as described in Section 148.140(b)(1) provided by the hospital in State fiscal year 2003.

3) "Outpatient ambulatory procedure listing payments" means, for a given hospital, the sum of payments for ambulatory procedure listing services as described in Section 148.140(b)(1), excluding payments for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the outpatient access base period that were adjudicated by the Department through June 30, 2004.

4) "Outpatient complexity of care adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

5) "Outpatient complexity of care base period" means the 12-month period beginning on July 1, 2002 and ending June 30, 2003.

e) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section are approved by the federal government in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.428 Rehabilitation Hospital Adjustment Payments

a) Qualifying Criteria. Rehabilitation Hospital Adjustment Payments, as described in subsection (c) of this Section, shall be made to a qualifying Illinois freestanding rehabilitation hospital that did not qualify for Medicaid Percentage Adjustment Payments as described in Section 148.122 for the 12-month period beginning on October 1, 2004, if not otherwise excluded under subsection (b) of this Section.

b) The following classes of hospitals are ineligible for Rehabilitation Hospital Adjustment Payments associated with the qualifying criteria listed in subsection (a) of this Section:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(6).

3) A hospital owned or operated by a State agency, as described in 89 Ill. Adm. Code 148.25(b)(6).

c) Rehabilitation Hospital Adjustment Payments for hospitals qualifying under subsection (a) of this Section will receive an amount equal to three multiplied by the hospital's outpatient ambulatory procedure listing payments for Group 6A services provided during the rehabilitation hospital base period.

d) Payment to a Qualifying Hospital

1) For the rehabilitation hospital adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (c) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (f) of this Section being met shall be paid within 100 days after the conditions described in subsection (f) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

e) Definitions

1) "Outpatient ambulatory procedure listing payments for Group 6A services" means, for a given hospital, the sum of payments for ambulatory procedure listing services as described in Section 148.140(b)(1)(F), excluding payments for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the rehabilitation hospital base period that were adjudicated by the Department through June 30, 2004.

2) "Rehabilitation hospital adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

3) "Rehabilitation hospital base period" means the 12-month period beginning on July 1, 2002 and ending on June 30, 2003.

f) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section receive federal approval from the Centers for Medicare and Medicaid Services in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.430 Perinatal Outpatient Adjustment Payments

a) Qualifying Criteria. Perinatal Outpatient Adjustment Payments shall be made to qualifying general acute care hospitals that were designated as a perinatal center as of January 1, 2005. A hospital not otherwise excluded under subsection (b) of this Section for the perinatal outpatient adjustment period determination shall qualify for payment if the hospital:

1) Is located in a large urban area;

2) Has a Medicaid obstetrical percentage of at least ten percent used for the October 1, 2004 Medicaid percentage adjustment determination as described in Section 148.122;

3) Has a Medicaid intensive care unit percentage of at least three percent; and

4) Has a ratio of ambulatory procedure listing for total Group 3 services, described in Section 148.140(b)(1)(C), to total ambulatory procedure services, as described in Section 148.140(b)(1), of at least 50 percent.

b) The following classes of hospitals are ineligible for Perinatal Outpatient Adjustment Payments associated with the qualifying criteria listed in subsection (a) of this Section:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(6).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

c) Perinatal Outpatient Adjustment Payments

1) A hospital qualifying under subsection (a) of this Section shall receive payment equal to the product of $550 multiplied by the hospital's ambulatory procedure listing for emergency Level I services described in Section 148.140(b)(1)(C)(i) provided in the perinatal outpatient base period.

2) For a hospital that, as of January 1, 2005, was designated a Level II+ or III perinatal center qualifying under subsection (a) of this Section, the payment calculated in subsection (c)(1) will be multiplied by four.

3) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being preformed under this subsection (c).

d) Payment to a Qualifying Hospital

1) For the perinatal outpatient adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (c) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March, and May. The sum of the amounts required prior to the conditions described in subsection (f) of this Section being met shall be paid within 100 days after the conditions described in subsection (f) have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

e) Definitions

1) "Large urban area" means an area located within a metropolitan statistical area, as defined by the U.S. Office of Management and Budget, 725 17th Street N.W., Washington D.C. 20503, in OMB Bulletin 04-03, dated February 18, 2004, with a population in excess of 1,000,000, and with an urban hospital as described in Section 148.25(g)(4).

2) "Medicaid intensive care unit percentage" means a fraction, the numerator of which is the number of hospital inpatient days during which Medicaid recipients received intensive care services from the hospital, as determined from the hospital's fiscal year 2002 Medicaid cost report on file with the Department as of July 1, 2004, and the denominator of which is the sum of days of inpatient hospital service provided to recipients of medical assistance under Title XIX of the federal Social Security Act, excluding days for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as contained in the hospital's cost report on file with the Department as of July 1, 2004, for the hospital's fiscal year ending in 2002.

3) "Outpatient ambulatory procedure listing emergency Level I services" means, for a given hospital, the sum of services for ambulatory procedure listing services as described in Section 148.140(b)(1)(C)(i), excluding payments for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the perinatal outpatient base period that were adjudicated by the Department through June 30, 2004.

4) "Perinatal outpatient adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

5) "Perinatal outpatient base period" means the 12-month period beginning on July 1, 2002 and ending on June 30, 2003.

f) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section receive federal approval from the Centers for Medicare and Medicaid Services in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.432 Supplemental Psychiatric Adjustment Payments

a) Qualifying Criteria. Supplemental Psychiatric Adjustment Payments shall be made to a qualifying hospital as defined in this subsection (a). An Illinois hospital shall qualify for payment if it did not qualify for Medicaid Percentage Adjustment Payments as described in Section 148.122 for the 12-month period beginning October 1, 2004, but is eligible for psychiatric adjustment payments as described in Section 148.105 for fiscal year 2005, excluding:

1) County-owned hospitals as described in Section 148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

b) Supplemental Psychiatric Adjustment Payments will be made to qualifying hospitals and will equal the product of the hospital's fiscal year 2005 Psychiatric Adjustment Payments, as described in Section 148.105, multiplied by 0.7.

c) Payment to a Qualifying Hospital

1) For the supplemental psychiatric adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (b) of this Section and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (e) being met shall be paid within 100 days after the conditions described in subsection (e) of this Section have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

d) "Supplemental base rate adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12-month period beginning July 1 of the year and ending June 30 of the following year.

e) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section are approved by the federal government in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

Section 148.434 Outpatient Community Access Adjustment Payments

a) Qualifying Criteria. Outpatient Community Access Adjustment Payments, as described in subsection (b) of this Section, shall be made to an Illinois general acute care hospital as described in Section 148.270(c)(1) that was designated as a perinatal center as of January 1, 2005, that had a Medicaid obstetrical percentage used for the October 1, 2004 Medicaid percentage adjustment determination described in Section 148.122 of at least 12.5 percent, that had a ratio of crossover days to total Medicaid days greater than or equal to 25 percent, utilizing information used for the Medicaid Percentage Adjustment Payment described in Section 148.122, and that qualified for Medicaid Percentage Adjustment Payments as described in Section 148.122 on October 1, 2004, excluding:

1) County-owned hospitals as described in Section.148.25(b)(1)(A).

2) Hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B).

3) A hospital owned or operated by a State agency, as described in Section 148.25(b)(6).

b) Outpatient Community Access Adjustment Payments

1) Hospitals qualifying under subsection (a) of this Section shall receive an amount equal to $100 multiplied by the hospital's outpatient ambulatory procedure listing services in the outpatient community access base period.

2) A hospital that enrolled to provide Medicaid services during State fiscal year 2003 shall have its utilization and associated reimbursements annualized prior to the payment calculations being preformed under this subsection (b).

c) Payment to a Qualifying Hospital

1) For the outpatient community access adjustment period for fiscal year 2006, fiscal year 2007 and fiscal year 2008 total payments will equal the methodologies described in subsection (b) and shall be paid to the hospital in four equal installments on or before the seventh State business day of September, December, March and May. The sum of the amounts required prior to the conditions described in subsection (e) being met shall be paid within 100 days after the conditions described in subsection (e) of this Section have been met.

2) If a hospital closes during the fiscal year, payments will be prorated based on the number of days the hospital was open during the fiscal year.

d) Definitions

1) "Outpatient ambulatory procedure listing services" means, for a given hospital, the sum of services for ambulatory procedure listing services as described in Section 148.140(b)(1), excluding payments for individuals eligible for Medicare under Title XVIII of the Act (Medicaid/Medicare crossover days), as tabulated from the Department's paid claims data for admissions occurring in the outpatient community access base period that were adjudicated by the Department through June 30, 2004.

2) "Outpatient community access adjustment period" means, beginning August 1, 2005, the 11-month period beginning on August 1, 2005 and ending June 30, 2006, and beginning July 1, 2006, the 12 month period beginning July 1 of the year and ending June 30 of the following year.

3) "Outpatient community access base period" means the 12-month period beginning on July 1, 2002 and ending June 30, 2003.

e) Payment Limitations: Payments under this Section are not due and payable until:

1) the methodologies described in this Section are approved by the federal government in an appropriate State Plan Amendment;

2) the assessment imposed under 89 Ill. Adm. Code 140.80 is determined to be a permissible tax under Title XIX of the Social Security Act; and

3) the assessment described in 89 Ill. Adm. Code 140.80 is in effect.

(Source: Added at 29 Ill. Reg. _____, effective _____)

STATE EMPOYEES' RETIREMENT SYSTEM OF ILLINOIS

NOTICE OF PROPOSED AMENDMENT

1) Heading of the Part: The Administration and Operation of the State Employees' Retirement System of Illinois

2) Code Citation: 80 Ill. Adm. Code 1540

3) Section Number: 1540.80 Proposed Action: Amendment

4) Statutory Authority: 40 ILCS 5/14-124(5)(e)

5) A complete description of the subjects and issues involved: Section 1540.80 is being amended to reflect a quarterly, rather than monthly, limitation for gainful employment activity. Individuals sometimes exceed the limit due to the way their employers calculate and pay wages. A quarterly measurement should remove this problem by providing a warning mechanism for the first occurrence. The System believes that, when an individual tries to stay within the limit and exceeds it by a few dollars, the punishment of a total loss of benefits (including insurance) is too harsh. The rule also calls for the individual to acknowledge that he or she exceeded the quarterly limit and agree not to exceed the limit in the future. If the limit is exceeded a second time, the individual will be deemed gainfully employed and will lose his or her benefit.

6) Will this rulemaking replace any emergency rulemaking currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this rulemaking contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: The rulemaking will not affect units of local government.

11) Time, place and manner in which interested persons may comment on this proposed rulemaking:

Patrick Cummings
Claims Division Manager
2101 South Veterans Parkway
P.O. Box 19255

STATE EMPOYEES' RETIREMENT SYSTEM OF ILLINOIS

NOTICE OF PROPOSED AMENDMENT

Telephone: 217-785-7260

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not-for-profit corporations affected: None

B) Reporting, bookkeeping or other procedures required for compliance: None

C) Types of professional skills necessary for compliance: None

13) Regulatory agenda on which this rulemaking was summarized: This rulemaking was not included on either of the 2 most recent regulatory agendas because: Historically, the Social Security Administration revises its permissible outside income limits on an intermittent basis. This rulemaking is a reaction to two events: miscalculation and reporting of wages by employers and a trend by the federal government toward annual adjustments in the permissible outside income limit. Until the System recently developed this new practice to account for discrepencies in income reporting and more frequent income adjustments, posting this rulemaking on a regulatory agenda was not contemplated.

The full text of the Proposed Amendment is begins on the next page:

STATE EMPOYEES' RETIREMENT SYSTEM OF ILLINOIS

NOTICE OF PROPOSED AMENDMENT

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE D: RETIREMENT SYSTEMS
CHAPTER I: STATE EMPLOYEES' RETIREMENT SYSTEM OF ILLINOIS

PART 1540
THE ADMINISTRATION AND OPERATION OF THE
STATE EMPLOYEES' RETIREMENT SYSTEM OF ILLINOIS

Section
1540.5 Introduction
1540.10 Appointment of Retirement System Coordinator
1540.20 Member's Contribution and Service Credit
1540.30 Determination of Rate of Compensation
1540.40 Prior Service Credit
1540.50 Credit for Service for Which Contributions are Permitted
1540.60 Severance of Employment – A Condition to the Payment of a Refund or Retirement Annuity
1540.70 Death Benefits
1540.80 Disability Claims
1540.90 Benefit Offset
1540.100 Birth Date Verification
1540.110 Marriage Verification
1540.120 Level Income Option
1540.130 Pension Credit for Unused Sick Leave
1540.140 Removal of Children from Care of Surviving Spouse
1540.150 Proof of Dependency
1540.160 Investigations of Benefit Recipients
1540.170 Interest on Member Contributions
1540.180 Date of Application – Retirement Annuity, Occupational and Nonoccupational and Temporary Disability Benefits, and Resignation Refund Payments
1540.190 Lump Sum Salary Payments
1540.200 Removal From the Payroll
1540.210 Latest Date of Membership
1540.220 Period for Payment and Amount of Payment of Contributions
1540.230 Contributions By the State (Repealed)
1540.240 Actuarially Funded Basis (Repealed)
1540.250 Payments to Establish Credit for Service for Which Contributions are Permitted
1540.255 Pick-up Option for Optional Service Contributions
1540.260 Contributions and Service Credit During Nonwork Periods
1540.270 Written Appeals and Hearings

STATE EMPOYEES' RETIREMENT SYSTEM OF ILLINOIS

NOTICE OF PROPOSED AMENDMENT

1540.280 Availability for Public Inspection (Recodified)
1540.290 Procedure for Submission, Consideration and Disposition of Petitions Seeking the Promulgation, Amendment or Repeal of these Rules and Regulations (Recodified)
1540.300 Organization of the State Employees' Retirement System (Recodified)
1540.310 Amendments
1540.320 Optional Forms of Benefits – Basis of Computation
1540.330 Board Elections
1540.340 Excess Benefit Arrangement
1540.350 Qualified Illinois Domestic Relations Orders (QILDRO)
1540.TABLE A Optional Forms of Benefits – Basis of Computation

AUTHORITY: Implementing and authorized by Article 14 of the Illinois Pension Code [40 ILCS 5/Art. 14].

SOURCE: Filed December 20, 1977, effective December 31, 1977; filed and effective February 28, 1978; emergency rule at 4 Ill. Reg. 2, page 246, effective January 1, 1980; amended at 4 Ill. Reg. 12, pages 530, 532, 534, effective March 11, 1980; emergency rule at 4 Ill. Reg. 46, page 1300, effective November 1, 1980; amended at 5 Ill. Reg. 3454, effective March 19, 1981; amended at 5 Ill. Reg. 7225, effective July 1, 1981; amended at 5 Ill. Reg. 12846, effective October 30, 1981; amended at 6 Ill. Reg. 2114, effective January 29, 1982; amended at 6 Ill. Reg. 5505, effective April 16, 1982; codified at 6 Ill. Reg. 10935; emergency amendment at 6 Ill. Reg. 11084, effective August 31, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 677, effective December 30, 1982; amended at 7 Ill. Reg. 8831, effective July 15, 1983; emergency amendment at 8 Ill. Reg. 359, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 4144, effective March 26, 1984; Sections 1540.280, 1540.290 and 1540.300 recodified to 2 Ill. Adm. Code 2375 at 8 Ill. Reg. 15902; amended at 9 Ill. Reg. 12375, effective July 30, 1985; emergency amendment at 9 Ill. Reg. 19752, effective December 5, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 8889, effective May 14, 1986; amended at 11 Ill. Reg. 11155, effective June 15, 1987; amended at 14 Ill. Reg. 10498, effective June 19, 1990; amended at 15 Ill. Reg. 7379, effective April 26, 1991; amended at 16 Ill. Reg. 14407, effective September 4, 1992; amended at 20 Ill. Reg. 8033, effective June 15, 1996; emergency amendment at 21 Ill. Reg. 476, effective January 1, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 4992, effective April 1, 1997; emergency amendment at 21 Ill. Reg. 13187, effective September 15, 1997, for a maximum of 150 days; amended at 22 Ill. Reg. 967, effective December 22, 1997; amended at 22 Ill. Reg. 15363, effective August 10, 1998; amended at 23 Ill. Reg. 3824, effective March 9, 1999; amended at 23 Ill. Reg. 11313, effective September 1, 1999; amended at 24 Ill. Reg. 6975, effective April 20, 2000; amended at 24 Ill. Reg. 18090, effective December 1, 2000; amended at 25 Ill. Reg. 5632, effective April 4, 2001; emergency amendment at 26 Ill. Reg. 11133, effective June 28, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 16575, effective October 22, 2002; emergency amendment at 28 Ill. Reg. 8775,

effective July 1, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 15628, effective November 18, 2004; amended at 29 Ill. Reg. _____, effective _____.

Section 1540.80 Disability Claims

a) Nonoccupational Disability and Temporary Disability

1) Any member of the Retirement System claiming benefits for nonoccupational disability or temporary disability shall file at the Springfield Office of the System a written application on forms prescribed by the Board.

2) If a member makes a payment of contributions to the System in order to establish sufficient credit to qualify for a nonoccupational disability benefit, payment of the benefit shall accrue as of the latter of the 31st day of absence from work (including any periods of such absence for which sick pay was received), the day after the member is last entitled to receive compensation (including any sick pay), or the date of payment to the System. The date of payment of the required contributions shall be determined in accordance with the provisions of Section 1540.220(a) (Period for Payment).

3) If a member makes a payment of contributions to the System in order to establish sufficient credit to qualify for a temporary disability benefit, payment of the benefit shall accrue as of the latter of the 31st day after the member is last entitled to receive compensation or the date of payment to the System. The date of payment of the required contributions shall be determined in accordance with the provisions of Section 1540.220(a) (Period for Payment).

4) If a member who is receiving a nonoccupational or temporary disability benefit wishes to make a payment of contributions to extend the period of eligibility for receipt of the benefit, the request to make such payment must be received at the Springfield Office of the System before the period of eligibility terminates and the date of payment of the required contributions shall be determined in accordance with the provisions of Section 1540.220(a) (Period for Payment).

b) Occupational Disability
Any member of the Retirement System claiming benefits for occupational

disability shall file at the Springfield Office of the System a written application on forms prescribed by the Board.

c) Licensed Physicians

1) Before an occupational, nonoccupational or temporary disability benefit can be approved, one statement must be received from a licensed physician attesting to the disability. An additional statement from a second licensed physician may be required by the disability examiner assigned to the case, depending on the nature of the disabling condition.

2) The term "licensed physician" shall mean any individual who has obtained a license through the Department of Professional Regulation as described in Section 11(A) of the Medical Practice Act of 1987 [225 ILCS 60/11(A)]. All licensed physicians must submit their registration number on all reports submitted to the Retirement System.

d) Report of Physicians

1) All physician's reports shall contain, among other things, the date and place of the first examination, the cause and nature of the disability, information regarding surgical work or laboratory tests, the date of last examination, prognosis regarding the member's disability, and an estimate of the probable length of disability.

2) All physician's reports shall be signed by a licensed practicing physician or by medical records personnel of a licensed clinic.

e) Gainful Employment
In the case of occupational, nonoccupational or temporary disability, an individual who is found to be gainfully employed shall have the benefit terminated~~ as of the date such employment commenced~~. The term "gainfully employed" shall be construed to mean either of the following:

1) Any employment by or for the State of Illinois.

2) Effective October~~July~~ 1, 2005~~2004~~,~~ any remuneration that exceeds $810 in any month~~.~~The $810 monthly gainful employment limit will be adjusted each July 1 thereafter to the nearest whole dollar amount, based on the change in the Consumer Price Index for Urban Consumers for the prior

~~calendar year.~~ any individual who exceeds $2490 in remuneration in any calendar quarter (the "calendar quarter limitation") will have his or her benefit suspended at the end of the quarter when the calendar quarter limitation was exceeded. The individual may appeal the suspension of benefits to the Executive Committee. If the Executive Committee determines that the individual exceeded the calendar quarter limitation, SERS will recover the dollar amount of the earnings that exceeded the calendar quarter limitation. The individual must sign an agreement not to exceed the calendar quarter limitation in the future and to acknowledge that termination of benefits shall occur if a second violation occurs. Any individual who exceeds the calendar quarter limitation a second time will have his or her benefit suspended at the end of the quarter when the calendar quarter limitation was exceeded. The individual may appeal this suspension of benefits to the Executive Committee. If the Executive Committee determines that the individual exceeded the calendar quarter limitation a second time, the individual will be considered gainfully employed and benefits will be terminated as of the date of suspension. Any overpayment of benefits due to the termination will be recovered in full.

A) For purpose of this Section, "remuneration" shall be defined to mean:

i) any compensation for personal services including fees, wages, salary, commissions, and similar items;

ii) any income derived from the participation in a business activity through the performance of physical and/or mental activities generally performed for the production of income.

B) For purposes of this Section, remuneration shall be computed on a gross rather than net basis (i.e., no deductions of any kind including but not limited to deductions for losses, expenses, taxes or withholding, will be considered in such computation). Remuneration shall also include the fair market value of goods or services received, which if received in money would otherwise constitute remuneration. Remuneration representing gain from the sale, exchange or other disposition of goods or other property shall be equal to, the sum of the amount of money and the fair market value of any property received on such sale, exchange, or

disposition, less the amount representing the cost to the seller in acquiring the goods or other property which is sold, exchanged, or disposed of. In applying this Section, the System shall consider the date on which the remuneration was earned rather than when it was received. For purposes of this Section, remuneration may be earned through either self-employment or employment by others.

f) Investigation of Claims

1) The Board of Trustees of the State Employees' Retirement System (SERS) recognizes its obligation to provide a systematic program for the continued investigation, control and supervision of disability claims.

2) Each disability benefit recipient is required to provide a current medical examination report each 6 months to substantiate continued disability. In order to substantiate the member's continued eligibility for disability benefits, the Disability Claims Examiner may require that the member submit to independent medical examinations and may request additional medical statements; hospital records; activity inspection reports; Department of Employment Security Earning Statements; Social Security benefit payment information; income tax records; or other pertinent information, all as deemed reasonable and necessary by the Examiner. The System will pay for independent medical examinations, hospital records, and activity inspection reports that it requires.

3) Failure of a disability benefit recipient to submit to an independent medical examination, to cooperate with an activity inspection, or to provide the information required shall result in suspension of benefit payments.

g) Definition of Phrase "The Duties of the Member's Position"
The phrase, "The duties of the member's position" shall mean the duties of the member's position as of the date the member's name is removed from the payroll without regard to subsequent changes in the duties of the position, availability of the position, or the member's right to return to the position.

(Source: Amended at 29 Ill. Reg. _____, effective _____)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Pay Plan

2) Code Citation: 80 Ill. Adm. Code 310

3)

Section Numbers:	Adopted Action:
310.100	Amendment
310.110	Amendment
310.130	Amendment
310.280	Amendment
310.290	Amendment
310.490	Amendment
310.530	Amendment
310.540	Amendment
310.APPENDIX A Table G	Amendment
310. APPENDIX A Table H	Amendment
310. APPENDIX A Table I	Amendment
310. APPENDIX A Table J	Amendment
310. APPENDIX A Table K	Amendment
310. APPENDIX x A Table M	Amendment
310. APPENDIX A Table N	Amendment
310. APPENDIX A Table P	Amendment
310. APPENDIX A Table Q	Amendment
310. APPENDIX A Table R	Amendment
310. APPENDIX A Table V	Amendment
310. APPENDIX A Table W	Amendment
310. APPENDIX A Table X	Amendment
310. APPENDIX x A Table Z	Amendment
310. APPENDIX B	Amendment
310. APPENDIX C	Amendment
310. APPENDIX D	Amendment
310. APPENDIX G	Amendment

4) Statutory Authority: Authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 8a]

5) Effective Date of Amendments: July 1, 2005

6) Does this rulemaking contain an automatic repeal date? No

7) Do these amendments contain incorporations by reference? No

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

8) A copy of the adopted amendments, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection. Copies of all Pay Plan amendments and Collective Bargaining contracts are available upon request from the Division of Technical Services.

9) Notices of Proposed published in the Illinois Register: 29 Ill. Reg. 2884, 2/25/05 and 29 Ill. Reg. 4186, 3/18/05

10) Has JCAR issued a Statement of Objection to these amendments? No

11) Differences between proposal and final version: CMS is combining 2 rulemakings for adoption, effective 7/1/05, that were originally proposed in the two separate First Notices noted above.

a) A change to the Main Source Note reflects the expiration of emergency amendments at 28 Ill. Reg. 14174, effective 10/15/04, at 4/14/05. Other changes include rulemakings occurring between the proposed and adopted versions of these amendments: peremptory amendments at 29 Ill. Reg. 4125, effective February 23, 2005; amendments adopted at 29 Ill. Reg. 5375, effective April 4, 2005, peremptory amendments at 29 Ill. Reg. 6105, effective April 14, 2005; amendments adopted at 29 Ill. Reg. 7217, effective May 6, 2005; peremptory amendments at 29 Ill. Reg. 7840, effective May 10, 2005; amendments adopted at 29 Ill. Reg. 8110, effective May 23, 2005; peremptory amendments at 29 Ill. Reg. 8214, effective May 23, 2005; peremptory amendments at 29 Ill. Reg. 8418, effective June 1, 2005.

b) In Section 310.100(c)(2)(A), the word "policy" at the end of the last sentence was changed to "rules".

c) In Section 310.100(c)(2)(B), to add clarity to "Compensatory Time", a sentence was added that overtime hours or compensatory time may not be transferred.

d) In Section 310.100(d), the label was changed because the phrase "Equivalent Time Off" has been used in a union agreement. To avoid the confusion of using the same phrase to mean two different items, "Equivalent Earned Time" is now used to reflect this rule. In order to provide clarity, Section 310.100(d) has been divided into three subsubsections: Eligibility, Accrual, and Compensation. The section has also been expanded with additional clarifying details.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

e) In Section 310.100(l), "an additional" was stricken because it is redundant.

f) In Section 310.280, "Department of Commerce & Economic Opportunity" was reinstated because the rulemaking adopted at 29 Ill. Reg. 8110 added a designated rate for this agency. That designated rate, with a $60,000 annual salary, with the position number of 34202-42-00-000-01-02, and Private Secretary II title for the Department of Commerce & Economic Opportunity was added by 29 Il. Reg. 8110.

g) In Section 310.290, the Revenue Auditor I, II, and III titles, and their corresponding salary ranges, were removed by the peremptory amendment adopted at 29 Ill. Reg. 6105.

h) In Section 310.490(c)(2)(A), "that" replaced the word "who" to complement the language in the sentence.

i) In Section 310.490(c)(2)(B), a last sentence was added that overtime hours or compensatory time may not be transferred.

j) In Section 310.490(d), the same changes made in (d) above were made here.

k) In Section 310.490(m), redundant text was stricken.

l) In Section 310.Appendix A, Table G, the three tables were reformatted into one table for consistency in the Pay Plan.

m) In Section 310.Appendix A, Table H, the Corrections Agricultural Supervisor title, with its salary grade and title code, was placed in alphabetic order, and the salary grade column's designations were changed from "a" to "Q" and from "m" to "S" by amendments adopted at 29 Ill. Reg. 5375.

n) In Section 310.Appendix A, Table I, the salary grade column's designations were changed from "a" to "Q" by amendments adopted at 29 Ill. Reg. 5375.

o) In Section 310.Appendix A, Table J, in the table listing the titles, the Graphic Arts Designer Supervisor title, its salary grade, and its title code were added, and in the salary grades column the designation "a" was changed to ".5". In the tables listing the salary grades' steps, the salary grade column's designation was changed from "a" to ".5", "a" to "Q", and "m" to "S", and the salary grade 18 rates were added. These changes to Table J were made by amendments adopted at 29 Ill. Reg. 5375.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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p) In Section 310.Appendix A, Table K, the three tables effective July 1, 2005 were reformatted into one table, and the three tables effective January 1, 2006 were reformatted into one table for consistency in the Pay Plan.

q) In Section 310.Appendix A, Table N, in the salary grade tables, the salary grade column's designations were changed from "a" to "Q by amendments adopted at 29 Ill. Reg. 5375. In addition, the Technical Advisor Advanced Program Specialist title, with its title code of 45256 and salary grade of RC-010-24, was added. The FY2006 rate increases assigned to salary grade 24's steps were added for the dates effective in FY2006 through peremptory amendments published at 29 Ill. Reg. 8214.

r) In Section 310.Appendix A, Table O, in the table listing the titles, the salary grade column's designations were changed from "a" to ".5". In the salary grade tables, the salary grade column's designations were changed from "a" to ".5", "a" to "Q", and "m" to "S". These changes to Table O were made by amendments adopted at 29 Ill. Reg. 5375.

s) In Section 310.Appendix A, Table O, the two tables effective July 1, 2005 were reformatted into one table, and the two tables effective January 1, 2006 were reformatted into one table for consistency in the Pay Plan.

t) In Section 310.Appendix A, Table P, the part time positions within the Apiary Inspector title, and all positions within the Elevator Inspector title were added. The Apiary Inspector part time hourly salary is based on the Step 1 rate for full-time Apiary Inspector title divided by 174 work hours in a month so, using this calculation, the rates are indicated for FY2006 effective dates. The Elevator Inspector title pay range rates, as originally specified, were increased to reflect FY2006 rates. This reflects the peremptory amendments published at 29 Ill. Reg. 7217.

u) In Section 310.Appendix A, Table R, in the salary grade tables, the salary grade column's designations were changed from "a" to "Q" and "m" to "S" by amendments adopted at 29 Ill. Reg. 5375.

v) In Section 310.Appendix A, Table V, the 2 tables effective July 1, 2005 were reformatted into one table, and the 2 tables effective January 1, 2006 were reformatted into one table for consistency in the Pay Plan.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

w) Following are changes made in Section 310.Appendix a, Table W:

-- The alphabetical order of "Behavioral Analyst Associate", with its title code and salary grade, was corrected by 29 Ill. Reg. 5375.

-- The Capital Development Board Art in Architecture Technician title was added, with its title code of 06533 and salary grade of RC-062-12, by peremptory amendments published at 29 Ill. Reg. 8418.

-- The Carnival and Amusement Safety Inspector and Trainee titles were removed by peremptory amendments published at 29 Ill. Reg. 7840.

-- The following titles, their salary grades, and their title codes were added by amendments adopted at 29 Ill. Reg. 5375: "Child Protection Advanced Specialist", "RC-062-19", "07161"; "Child Protection Associate Specialist", "RC-062-16", "07162"; "Child Protection Specialist", "RC-062-18", "07163"; "Child Welfare Associate Specialist", "RC-062-16", "07216"; "Criminal Justice Specialist Trainee", "RC-062-13", "10236".

-- The following titles, their salary grades, and their title codes were deleted by amendments adopted at 29 Ill. Reg. 5375: "Child Protective Associate Investigator", "RC-062-15", "07187"; "Child Protective Investigator", "RC-062-17", "07188"; "Child Protective Lead Investigator", "RC-062-18", "07189"; and "Child Welfare Specialist", "RC-062-15", "07211".

-- The salary grade for Disability Claims Adjudicator I was changed from "RC-062-15" to "RC-062-16" and Disability Claims Adjudicator II was changed from "RC-062-17" to "RC-062-18" by 29 Ill. Reg. 5375.

-- The following title, its salary grade, and its title code was added by amendments adopted at 29 Ill. Reg. 5375: "Disability Claims Adjudicator Trainee", "RC-062-13", "12539".

-- Due to amendments adopted at 29 Ill. Reg. 5375, the salary grades of the following titles were changed: Disability Claims Specialist from "RC-062-18" to "RC-062-19" and Health Services Investigator II – Opt. C and Opt. D from "RC-062-23" to "RC-062-25".

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NOTICE OF ADOPTED AMENDMENTS

-- The Financial Institution Examiner I, II, III and Trainee titles were changed to Financial Institutions Examiner I, II, III and Trainee as adopted at 29 Il. Reg. 8110.

-- The Health and Safety Officer I, II, and Trainee titles were removed by peremptory amendments published at 29 Ill. Reg. 7840.

-- The Historical Exhibits Designer title was added, with the title code 18985 and the salary grade RC-062-15, by 29 Il. Reg. 8110.

-- Due to amendments adopted at 29 Ill. Reg. 5375, the following titles, their salary grades, and their title codes were added: "Human Rights Investigator I", "RC-062-15", "19774"; "Human Rights Investigator II", "RC-062-17", "19775"; "Human Rights Investigator III", "RC-062-18", "19776"; "Human Rights Specialist I", "RC-062-14", "19778"; and "Human Rights Specialist II", "RC-062-16", "19779".

-- The change of titles from "Insurance Company Claims Examiner 2" to "Insurance Company Claims Examiner II" and from "Insurance Performance Examiner" to "Insurance Performance Examiner I" were adopted at 29 Ill. Reg. 5375.

-- A title, salary grade, title code was added for "Insurance Performance Examiner II", "RC-062-16", "21672" by 29 Ill. Reg. 5375.

-- The alphabetical order of the following titles were corrected: "Natural Resources Advanced Specialist", "RC-062-20", "28833"; "Natural Resources Coordinator", "RC-062-15", "28831"; and "Natural Resources Specialist", "RC-062-18", "28832" by 29 Ill. Reg. 5375.

-- The Network Control Center Specialist, Network Control Center Technician I, II and Trainee titles were removed by 29 Il. Reg. 8110.

-- The following titles, their salary grades, and their title codes were added: "Public Information Officer III", "RC-062-19", "37003" and "Public Information Officer IV", "RC-062-21", "37004" by 29 Ill. Reg. 2105; and "Real Estate Professions Examiner", "RC-062-22", "37760" by 29 Ill. Reg. 5375.

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-- The Public Safety Inspector and Public Safety Inspector Trainee titles were added, with their respective title codes and salary grades, by peremptory amendments published at 29 Ill. Reg. 7840.

-- In the table listing the titles, "IL" was added after Revenue Auditor I, II, and III, and the titles Revenue Auditor I (States other than IL, CA, or NJ), Revenue Auditor I (CA or NJ), Revenue Auditor II (States other than IL, CA, or NJ), Revenue Auditor II (CA or NJ), Revenue Auditor III (States other than IL, CA, or NJ), and Revenue Auditor III (CA or NJ), and their corresponding salary grades and title codes were added. The titles Revenue Computer Audit Specialist (IL), Revenue Computer Audit Specialist (States other than IL, CA, or NJ), and Revenue Computer Audit Specialist (CA or NJ), and their corresponding salary grades and title codes were added. In the salary grade tables, the salary grades 26 and 27 with the corresponding steps were added. These changes to Table W were made by the peremptory amendment at 29 Ill. Reg. 6105.

-- The alphabetical order was corrected by amendments adopted at 29 Ill. Reg. 5375 for the following titles: "Site Assistant Superintendent I", "RC-062-15", "41071" and "Site Assistant Superintendent II", "RC-062-17", "41072".

-- The following titles, their salary grades, and their title codes were deleted by 29 Ill. Reg. 5375: "Substance Abuse Specialist I", "RC-062-17", "43251"; "Substance Abuse Specialist II", "RC-062-19", "43252"; "Substance Abuse Specialist III", "RC-062-22", "43253"; "Unemployment Insurance Special Agent I", "RC-062-15", "47091"; "Unemployment Insurance Special Agent II", "RC-062-17" "47092".

-- The title, salary grade, and title code for an "Unemployment Insurance Special Agent", "RC-062-18", "47096" was added by 29 Ill. Reg. 5375.

-- The Vocational Assessment Specialist title was removed by amendments adopted at 29 Il. Reg. 8110.

-- Applicable salary grade designations changed from "a" to "Q" (alternative retirement formula) and from "m" to "S" (maximum security) by 29 Ill. Reg. 5375.

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NOTICE OF ADOPTED AMENDMENTS

x) In Section 310.Appendix A, Table X, in the table listing the titles, the titles Child Welfare Specialist II, III, and IV, and their salary grades and title codes were removed, and the titles Child Welfare Advanced Specialist, Child Welfare Senior Specialist, and Child Welfare Specialist and their salary grades and title codes were added in alphabetic order. In the salary grade tables, the salary grade column's designations were changed from "a" to "Q" and "m" to "S". These changes to Table X were made by amendments adopted at 29 Ill. Reg. 5375, except for the corrected alphabetic order of Child Welfare Advanced Specialist.

y) In Section 310.Appendix A, Table Z, in the salary grade tables, the salary grade column's designations were changed from "regular formula" to the salary grade, from "alternative formula" to the salary grade with "Q", and from "maximum formula" to the salary grade with "S" by amendments adopted at 29 Ill. Reg. 5375.

z) In Section 310.Appendix B, the pay grade column's designations were changed from "a" to "Q" and "m" to "S" by amendments adopted at 29 Ill. Reg. 5375, and the 3 tables are reformatted into one table for consistency in the Pay Plan.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes

13) Will these amendments replace emergency rules currently in effect? No

14) Are there any amendments pending on this Part? Yes

Section Numbers	Proposed Action	Ill. Reg. Citation
310.Appendix A, Table D	Amendment	28 Ill. Reg. 13949, 10/29/04
310.Appendix A, Table E	Amendment	28 Ill. Reg. 13949, 10/29/04
310.Appendix A, Table F	Amendment	28 Ill. Reg. 13949, 10/29/04
310.230	Amendment	29 Ill. Reg. 6148, 5/6/05
310.280	Amendment	29 Ill. Reg. 6148, 5/6/05
310.320	Repeal	29 Ill. Reg. 6148, 5/6/05
310.410	Amendment	29 Ill. Reg. 6148, 5/6/05
310.Appendix A Table W	Amendment	29 Ill. Reg. 6148, 5/6/05
310.280	Amendment	29 Ill. Reg. 8253, 6/10/25
310.410	Amendment	29 Ill. Reg. 8253, 6/10/25

15) Summary and Purpose of Amendments: The Table of Contents is updated for FY2006.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

In Sections 310.100(c)(2) and 310.490(c)(2), the changes are clarification and revisions to the State's current overtime and compensatory time policy that reflect changes in the law, including recent revisions to the Federal Fair Labor Standards Act (FSLA). A subsection (d) is added to each of these 2 sections for Equivalent Time Off that gives State agencies flexibility to give non-union, FSLA exempt employees time off, in limited situations, to recognize those employees for having worked substantial hours beyond their regular work schedule. In Section 310.100(c)(3), the Incentive Pay provision is reinstated to the Other Pay Provisions. The same language was removed by prior rulemaking, adopted 28 Ill. Reg. 2680, February 13, 2004.

In Sections 310.110, 130, 290, 530, 540, and Appendices B, C, D, and G, the changes reflect the new fiscal year with no rate changes.

In Section 310.280, Designated Rate, the changes reflect the requests from the Departments of Children and Family Services, Commerce and Economic Opportunity, Human Services, Natural Resources, and Illinois State Police to remove designated rate associated from positions. The positions removed are: $85,104 annually for a Public Service Administrator, Position Number 37015-16-23-120-00-01, in the Department of Children and Family Services; $86,474 annually for a Public Service Administrator, Position Number 37015-42-10-900-10-01, in the Department of Commerce and Economic Opportunity; $142,368 annually for the Medical Administrator I, Option D, Position Number 26401-10-79-006-00-21, $76,572 annually for the Public Service Administrator, Position Number 37015-10-23-100-30-01, $105,475 annually for the Senior Public Service Administrator, Position Number 40070-10-65-000-00-01, and $105,480 annually for the Senior Public Service Administrator, Position Number 40070-10-81-920-00-21, in the Department of Human Services; $50,520 annually for an Administrative Assistant II, Position Number 00502-12-30-000-20-01, in the Department of Natural Resources; and $117,828 annually for a Senior Public Service Administrator, Position Number 40070-21-10-000-00-01, and $117,828 annually for a Senior Public Service Administrator, Position Number 40070-21-40-000-00-01, in Illinois State Police.

In Sections 310.Appendix A, Tables G, H, I, J, K, M, N, O, P, Q, R, V, W, X, and Z, the changes reflect the rates effective during the new fiscal year, FY2006, in previously signed bargaining unit Agreements or Memorandums of Understanding.

Table G reflects rate changes that include a 2.25% increase to all rates effective on July 1, 2005, and a 3.00% increase for rates subject to the regular pension formula and a 3.75% increase for rates subject to the alternative (Q) or maximum-security (S) pension formulas effective on January 1, 2006.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Tables H, I, J, N, O, R, W, X, and Z reflect rate changes that include a 2.00% increase to all rates effective on July 1, 2005, and a 3.00% increase for rates subject to the regular pension formula and a 3.75% increase for rates subject to the alternative or maximum security pension formula effective on January 1, 2006. The following are effective on July 1, 2005. Table I also reflects an upgrade of the salary grade by one of the titles: Licensed Practical Nurse I to RC-009-16; Licensed Practical Nurse II to RC-009-21; Physical Therapy Aide I to RC-009-04; and Physical Therapy Aide II to RC-009-10. Table J also reflects an upgrade of the salary grade by one of the titles: Rehabilitation Case Coordinator I to RC-014-08; and Rehabilitation Case Coordinator II to RC-014-10. Table O also reflects an upgrade of the salary grade by one of the titles: Licensed Practical Nurse I to RC-028-10a; Licensed Practical Nurse II to RC-028-11.5. Table O also has added RC-028-11.5 for the upgrade of Licensed Practical Nurse II. Table W also reflects an upgrade of the salary grade by one of the titles: Aircraft Pilot II Option C to RC-062-23; and Flight Safety Coordinator to RC-062-22. Also in Table W, the following titles are removed, as they were abolished with the Civil Service Commission approval effective February 1, 2005: Health Planning Specialist I (Title Code 18154) and Health Planning Specialist II (Title Code 18155).

Table K reflects rate changes that include a 2.00% increase to all rates effective on July 1, 2005, and a 3.00% increase for rates subject to the regular pension formula and a 3.75% increase for rates subject to the alternative (Q) or maximum-security (S) pension formulas effective on January 1, 2006.

Table M reflects rate changes that include a 2.00% increase to all rates effective on July 1, 2005, and a 3.75% increase to all rates effective on January 1, 2006.

Table P reflects rate changes that include a 2.00% increase to all rates effective on July 1, 2005, and a 3.00% increase for rates subject to the regular pension formula and a 3.75% increase for rates subject to the alternative (Q) or maximum-security (S) pension formulas effective on January 1, 2006. Table P also reflects an upgrade of the salary grade for the Truck Weighing Inspector title effective on July 1, 2005.

Table Q reflects rate changes that include a 2.00% increase to all rates effective on July 1, 2005, and a 3.00% increase to all rates effective on January 1, 2006.

Table V reflects rate changes that include a 2.00% increase to all rates effective on July 1, 2005, and a 3.75% increase to all rates effective on January 1, 2006.

16) Information and questions regarding these adopted amendments shall be directed to:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Ms. Anne McElroy
Deputy Director and Chief of the Bureau of Personnel
Department of Central Management Services
503 William G. Stratton Building
Springfield IL 62706

217/524-8773
Fax: 217/558-4497

17) Do these amendments require the preview of the Procurement Policy Board as specified in Section 5-25 of the Illinois Procurement Code [30 ILCS 50/5-25]? No

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND POSITION CLASSIFICATIONS
CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310
PAY PLAN

SUBPART A: NARRATIVE

Section
310.20 Policy and Responsibilities
310.30 Jurisdiction
310.40 Pay Schedules
310.50 Definitions
310.60 Conversion of Base Salary to Pay Period Units
310.70 Conversion of Base Salary to Daily or Hourly Equivalents
310.80 Increases in Pay
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310.110 Implementation of Pay Plan Changes for Fiscal Year 2006 ~~2005~~
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310.140 Reinstitution of Within Grade Salary Increases (Repealed)
310.150 Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, effective July 1, 1984 (Repealed)

SUBPART B: SCHEDULE OF RATES

Section
310.205 Introduction
310.210 Prevailing Rate
310.220 Negotiated Rate
310.230 Part-Time Daily or Hourly Special Services Rate
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310.300 Educator Schedule for RC-063 and HR-010
310.310 Physician Specialist Rate
310.320 Annual Compensation Ranges for Executive Director and Assistant Executive Director, State Board of Elections
310.330 Excluded Classes Rate (Repealed)

SUBPART C: MERIT COMPENSATION SYSTEM

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310.410 Jurisdiction
310.420 Objectives
310.430 Responsibilities
310.440 Merit Compensation Salary Schedule
310.450 Procedures for Determining Annual Merit Increases
310.455 Intermittent Merit Increase
310.456 Merit Zone (Repealed)
310.460 Other Pay Increases
310.470 Adjustment
310.480 Decreases in Pay
310.490 Other Pay Provisions
310.495 Broad-Band Pay Range Classes
310.500 Definitions
310.510 Conversion of Base Salary to Pay Period Units (Repealed)
310.520 Conversion of Base Salary to Daily or Hourly Equivalents
310.530 Implementation
310.540 Annual Merit Increase Guidechart for Fiscal Year 2006~~2005~~
310.550 Fiscal Year 1985 Pay Changes in Merit Compensation System, effective July 1, 1984 (Repealed)

310.APPENDIX A Negotiated Rates of Pay
310.TABLE A HR-190 (Department of Central Management Services – State of Illinois Building – SEIU) (Repealed)
310.TABLE B HR-200 (Department of Labor – Chicago, Illinois – SEIU) (Repealed)
310.TABLE C RC-069 (Firefighters, AFSCME) (Repealed)
310.TABLE D HR-001 (Teamsters Local #726)
310.TABLE E RC-020 (Teamsters Local #330)
310.TABLE F RC-019 (Teamsters Local #25)
310.TABLE G RC-045 (Automotive Mechanics, IFPE)
310.TABLE H RC-006 (Corrections Employees, AFSCME)

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310.TABLE I	RC-009 (Institutional Employees, AFSCME)
310.TABLE J	RC-014 (Clerical Employees, AFSCME)
310.TABLE K	RC-023 (Registered Nurses, INA)
310.TABLE L	RC-008 (Boilermakers)
310.TABLE M	RC-110 (Conservation Police Lodge)
310.TABLE N	RC-010 (Professional Legal Unit, AFSCME)
310.TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
310.TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, IFPE)
310.TABLE Q	RC-033 (Meat Inspectors, IFPE)
310.TABLE R	RC-042 (Residual Maintenance Workers, AFSCME)
310.TABLE S	HR-012 (Fair Employment Practices Employees, SEIU) (Repealed)
310.TABLE T	HR-010 (Teachers of Deaf, IFT)
310.TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
310.TABLE V	CU-500 (Corrections Meet and Confer Employees)
310.TABLE W	RC-062 (Technical Employees, AFSCME)
310.TABLE X	RC-063 (Professional Employees, AFSCME)
310.TABLE Y	RC-063 (Educators, AFSCME)
310.TABLE Z	RC-063 (Physicians, AFSCME)
310.TABLE AA	NR-916 (Department of Natural Resources, Teamsters)
310.TABLE AB	VR-007 (Plant Maintenance Engineers, Operating Engineers) (Repealed)
310.APPENDIX B	Schedule of Salary Grades – Monthly Rates of Pay for Fiscal Year 2006~~2005~~
310.APPENDIX C	Medical Administrator Rates for Fiscal Year 2006~~2005~~
310.APPENDIX D	Merit Compensation System Salary Schedule for Fiscal Year 2006~~2005~~
310.APPENDIX E	Teaching Salary Schedule (Repealed)
310.APPENDIX F	Physician and Physician Specialist Salary Schedule (Repealed)
310.APPENDIX G	Broad-Band Pay Range Classes Salary Schedule for Fiscal Year 2006~~2005~~

AUTHORITY: Implementing and authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 8a].

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11,

1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; peremptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; peremptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; peremptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; peremptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988,

for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; peremptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; peremptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; peremptory amendment at 13 Ill. Reg. 8970, effective May 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days; emergency amendment expired on November 17, 1989; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; corrected at 13 Ill. Reg. 12647; peremptory amendment at 13 Ill. Reg. 12887, effective July 24, 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 Ill. Reg. 19221, effective December 12, 1989; amended at 14 Ill. Reg. 615, effective January 2, 1990; peremptory amendment at 14 Ill. Reg. 1627, effective January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; peremptory amendment at 14 Ill. Reg. 7652, effective May 7, 1990; amended at 14 Ill. Reg. 10002, effective June 11, 1990; emergency amendment at 14 Ill. Reg. 11330, effective June 29, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14361, effective August 24, 1990; emergency amendment at 14 Ill. Reg. 15570, effective September 11, 1990, for a maximum of 150 days; emergency amendment expired on February 8, 1991; corrected at 14 Ill. Reg. 16092; peremptory amendment at 14 Ill. Reg. 17098, effective September 26, 1990; amended at 14 Ill. Reg. 17189, effective October 2, 1990; amended at 14 Ill. Reg. 17189, effective October 19, 1990; amended at 14 Ill. Reg. 18719, effective November 13, 1990; peremptory amendment at 14 Ill. Reg. 18854, effective November 13, 1990; peremptory amendment at 15 Ill. Reg. 663, effective January 7, 1991; amended at 15 Ill. Reg. 3296, effective February 14, 1991; amended at 15 Ill. Reg. 4401, effective March 11, 1991; peremptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; peremptory amendment at 15 Ill. Reg. 5465, effective April 2, 1991; emergency amendment at 15 Ill. Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 11080, effective July 19, 1991; amended at 15 Ill. Reg. 13080, effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; peremptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; peremptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992; emergency amendment at 16 Ill. Reg. 8239, effective May 19, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 8382, effective May 26, 1992; emergency amendment at 16 Ill. Reg. 13950, effective August 19, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14452, effective September 4, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 238, effective December 23, 1992; peremptory amendment at 17 Ill. Reg. 498, effective December 18, 1992; amended at 17 Ill. Reg. 590, effective January 4, 1993; amended at 17 Ill. Reg. 1819, effective February 2, 1993; amended at 17 Ill. Reg. 6441, effective April 8, 1993; emergency amendment at 17 Ill. Reg. 12900, effective July 22, 1993, for a maximum of 150 days; amended at 17 Ill.

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Reg. 13409, effective July 29, 1993; emergency amendment at 17 Ill. Reg. 13789, effective August 9, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 19103, effective October 25, 1993; emergency amendment at 17 Ill. Reg. 21858, effective December 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 22514, effective December 15, 1993; amended at 18 Ill. Reg. 227, effective December 17, 1993; amended at 18 Ill. Reg. 1107, effective January 18, 1994; amended at 18 Ill. Reg. 5146, effective March 21, 1994; peremptory amendment at 18 Ill. Reg. 9562, effective June 13, 1994; emergency amendment at 18 Ill. Reg. 11299, effective July 1, 1994, for a maximum of 150 days; peremptory amendment at 18 Ill. Reg. 13476, effective August 17, 1994; emergency amendment at 18 Ill. Reg. 14417, effective September 9, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 16545, effective October 31, 1994; peremptory amendment at 18 Ill. Reg. 16708, effective October 28, 1994; amended at 18 Ill. Reg. 17191, effective November 21, 1994; amended at 19 Ill. Reg. 1024, effective January 24, 1995; peremptory amendment at 19 Ill. Reg. 2481, effective February 17, 1995; peremptory amendment at 19 Ill. Reg. 3073, effective February 17, 1995; amended at 19 Ill. Reg. 3456, effective March 7, 1995; peremptory amendment at 19 Ill. Reg. 5145, effective March 14, 1995; amended at 19 Ill. Reg. 6452, effective May 2, 1995; peremptory amendment at 19 Ill. Reg. 6688, effective May 1, 1995; amended at 19 Ill. Reg. 7841, effective June 1, 1995; amended at 19 Ill. Reg. 8156, effective June 12, 1995; amended at 19 Ill. Reg. 9096, effective June 27, 1995; emergency amendment at 19 Ill. Reg. 11954, effective August 1, 1995, for a maximum of 150 days; peremptory amendment at 19 Ill. Reg. 13979, effective September 19, 1995; peremptory amendment at 19 Ill. Reg. 15103, effective October 12, 1995; amended at 19 Ill. Reg. 16160, effective November 28, 1995; amended at 20 Ill. Reg. 308, effective December 22, 1995; emergency amendment at 20 Ill. Reg. 4060, effective February 27, 1996, for a maximum of 150 days; peremptory amendment at 20 Ill. Reg. 6334, effective April 22, 1996; peremptory amendment at 20 Ill. Reg. 7434, effective May 14, 1996; amended at 20 Ill. Reg. 8301, effective June 11, 1996; amended at 20 Ill. Reg. 8657, effective June 20, 1996; amended at 20 Ill. Reg. 9006, effective June 26, 1996; amended at 20 Ill. Reg. 9925, effective July 10, 1996; emergency amendment at 20 Ill. Reg. 10213, effective July 15, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 10841, effective August 5, 1996; peremptory amendment at 20 Ill. Reg. 13408, effective September 24, 1996; amended at 20 Ill. Reg. 15018, effective November 7, 1996; peremptory amendment at 20 Ill. Reg. 15092, effective November 7, 1996; emergency amendment at 21 Ill. Reg. 1023, effective January 6, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 1629, effective January 22, 1997; amended at 21 Ill. Reg. 5144, effective April 15, 1997; amended at 21 Ill. Reg. 6444, effective May 15, 1997; amended at 21 Ill. Reg. 7118, effective June 3, 1997; emergency amendment at 21 Ill. Reg. 10061, effective July 21, 1997, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 12859, effective September 8, 1997, for a maximum of 150 days; peremptory amendment at 21 Ill. Reg. 14267, effective October 14, 1997; peremptory amendment at 21 Ill. Reg. 14589, effective October 15, 1997; peremptory amendment at 21 Ill. Reg. 15030, effective November 10, 1997; amended at 21 Ill.

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Reg. 16344, effective December 9, 1997; peremptory amendment at 21 Ill. Reg. 16465, effective December 4, 1997; peremptory amendment at 21 Ill. Reg. 17167, effective December 9, 1997; peremptory amendment at 22 Ill. Reg. 1593, effective December 22, 1997; amended at 22 Ill. Reg. 2580, effective January 14, 1998; peremptory amendment at 22 Ill. Reg. 4326, effective February 13, 1998; peremptory amendment at 22 Ill. Reg. 5108, effective February 26, 1998; peremptory amendment at 22 Ill. Reg. 5749, effective March 3, 1998; amended at 22 Ill. Reg. 6204, effective March 12, 1998; peremptory amendment at 22 Ill. Reg. 7053, effective April 1, 1998; peremptory amendment at 22 Ill. Reg. 7320, effective April 10, 1998; peremptory amendment at 22 Ill. Reg. 7692, effective April 20, 1998; emergency amendment at 22 Ill. Reg. 12607, effective July 2, 1998, for a maximum of 150 days; peremptory amendment at 22 Ill. Reg. 15489, effective August 7, 1998; amended at 22 Ill. Reg. 16158, effective August 31, 1998; peremptory amendment at 22 Ill. Reg. 19105, effective September 30, 1998; peremptory amendment at 22 Ill. Reg. 19943, effective October 27, 1998; peremptory amendment at 22 Ill. Reg. 20406, effective November 5, 1998; amended at 22 Ill. Reg. 20581, effective November 16, 1998; amended at 23 Ill. Reg. 664, effective January 1, 1999; peremptory amendment at 23 Ill. Reg. 730, effective December 29, 1998; emergency amendment at 23 Ill. Reg. 6533, effective May 10, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 7065, effective June 3, 1999; emergency amendment at 23 Ill. Reg. 8169, effective July 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 11020, effective August 26, 1999; amended at 23 Ill. Reg. 12429, effective September 21, 1999; peremptory amendment at 23 Ill. Reg. 12493, effective September 23, 1999; amended at 23 Ill. Reg. 12604, effective September 24, 1999; amended at 23 Ill. Reg. 13053, effective September 27, 1999; peremptory amendment at 23 Ill. Reg. 13132, effective October 1, 1999; amended at 23 Ill. Reg. 13570, effective October 26, 1999; amended at 23 Ill. Reg. 14020, effective November 15, 1999; amended at 24 Ill. Reg. 1025, effective January 7, 2000; peremptory amendment at 24 Ill. Reg. 3399, effective February 3, 2000; amended at 24 Ill. Reg. 3537, effective February 18, 2000; amended at 24 Ill. Reg. 6874, effective April 21, 2000; amended at 24 Ill. Reg. 7956, effective May 23, 2000; emergency amendment at 24 Ill. Reg. 10328, effective July 1, 2000, for a maximum of 150 days; emergency expired November 27, 2000; peremptory amendment at 24 Ill. Reg. 10767, effective July 3, 2000; amended at 24 Ill. Reg. 13384, effective August 17, 2000; peremptory amendment at 24 Ill. Reg. 14460, effective September 14, 2000; peremptory amendment at 24 Ill. Reg. 16700, effective October 30, 2000; peremptory amendment at 24 Ill. Reg. 17600, effective November 16, 2000; amended at 24 Ill. Reg. 18058, effective December 4, 2000; peremptory amendment at 24 Ill. Reg. 18444, effective December 1, 2000; amended at 25 Ill. Reg. 811, effective January 4, 2001; amended at 25 Ill. Reg. 2389, effective January 22, 2001; amended at 25 Ill. Reg. 4552, effective March 14, 2001; peremptory amendment at 25 Ill. Reg. 5067, effective March 21, 2001; amended at 25 Ill. Reg. 5618, effective April 4, 2001; amended at 25 Ill. Reg. 6655, effective May 11, 2001; amended at 25 Ill. Reg. 7151, effective May 25, 2001; peremptory amendment at 25 Ill. Reg. 8009, effective June 14, 2001; emergency amendment at 25 Ill. Reg. 9336, effective July 3, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 9846, effective July 23, 2001; amended at 25 Ill.

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Reg. 12087, effective September 6, 2001; amended at 25 Ill. Reg. 15560, effective November 20, 2001; peremptory amendment at 25 Ill. Reg. 15671, effective November 15, 2001; amended at 25 Ill. Reg. 15974, effective November 28, 2001; emergency amendment at 26 Ill. Reg. 223, effective December 21, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. 1143, effective January 17, 2002; amended at 26 Ill. Reg. 4127, effective March 5, 2002; peremptory amendment at 26 Ill. Reg. 4963, effective March 15, 2002; amended at 26 Ill. Reg. 6235, effective April 16, 2002; emergency amendment at 26 Ill. Reg. 7314, effective April 29, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 10425, effective July 1, 2002; emergency amendment at 26 Ill. Reg. 10952, effective July 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 13934, effective September 10, 2002; amended at 26 Ill. Reg. 14965, effective October 7, 2002; emergency amendment at 26 Ill. Reg. 16583, effective October 24, 2002, for a maximum of 150 days; emergency expired March 22, 2003; peremptory amendment at 26 Ill. Reg. 17280, effective November 18, 2002; amended at 26 Ill. Reg. 17374, effective November 25, 2002; amended at 26 Ill. Reg. 17987, effective December 9, 2002; amended at 27 Ill. Reg. 3261, effective February 11, 2003; expedited correction at 28 Ill. Reg. 6151, effective February 11, 2003; amended at 27 Ill. Reg. 8855, effective May 15, 2003; amended at 27 Ill. Reg. 9114, effective May 27, 2003; emergency amendment at 27 Ill. Reg. 10442, effective July 1, 2003, for a maximum of 150 days; emergency expired November 27, 2003; peremptory amendment at 27 Ill. Reg. 17433, effective November 7, 2003; amended at 27 Ill. Reg. 18560, effective December 1, 2003; peremptory amendment at 28 Ill. Reg. 1441, effective January 9, 2004; amended at 28 Ill. Reg. 2680, effective January 22, 2004; amended at 28 Ill. Reg. 6879, effective April 30, 2004; peremptory amendment at 28 Ill. Reg. 7323, effective May 10, 2004; amended at 28 Ill. Reg. 8842, effective June 11, 2004; peremptory amendment at 28 Ill. Reg. 9717, effective June 28, 2004; amended at 28 Ill. Reg. 12585, effective August 27, 2004; peremptory amendment at 28 Ill. Reg. 13011, effective September 8, 2004; peremptory amendment at 28 Ill. Reg. 13247, effective September 20, 2004; peremptory amendment at 28 Ill. Reg. 13656, effective September 27, 2004; emergency amendment at 28 Ill. Reg. 14174, effective October 15, 2004, for a maximum of 150 days; emergency expired March 14, 2005; peremptory amendment at 28 Ill. Reg. 14689, effective October 22, 2004; peremptory amendment at 28 Ill. Reg. 15336, effective November 15, 2004; peremptory amendment at 28 Ill. Reg. 16513, effective December 9, 2004; peremptory amendment at 29 Ill. Reg. 726, effective December 15, 2004; amended at 29 Ill. Reg. 1166, effective January 7, 2005; peremptory amendment at 29 Ill. Reg. 1385, effective January 4, 2005; peremptory amendment at 29 Ill. Reg. 1559, effective January 11, 2005; peremptory amendment at 29 Ill. Reg. 2050, effective January 19, 2005; peremptory amendment at 29 Ill. Reg. 4125, effective February 23, 2005; amended at 29 Ill. Reg. 5375, effective April 4, 2005; peremptory amendment at 29 Ill. Reg. 6105, effective April 14, 2005; peremptory amendment at 29 Ill. Reg. 7217, effective May 6, 2005; peremptory amendment at 29 Ill. Reg. 7840, effective May 10, 2005; amended at 29 Ill. Reg. 8110, effective May 23, 2005; peremptory amendment at 29 Ill. Reg. 8214, effective May 23, 2005; peremptory amendment at 29 Ill. Reg. 8418, effective June 1, 2005; amended at 29 Ill. Reg. 9319, effective July 1, 2005.

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SUBPART A: NARRATIVE

Section 310.100 Other Pay Provisions

a) Transfer – Upon the assignment of an employee to a vacant position in a class with the same salary grade as the class for the position being vacated, the employee's base salary will not be changed. Upon separation from a position of a given class and subsequent appointment to a position in the same salary grade, no increase in salary will be given.

b) Entrance Salary – Normally upon original entry to state service, an employee's base salary will be at Step 1c of the salary grade.

1) Qualifications above Minimum Requirements –

A) If a candidate possesses directly related training and experience in excess of the minimum requirements of the class specification, the entrance salary may be up to Step 3 as determined by the employing agency. The salary offered should not provide more than a 10% increase over the candidate's current salary.

B) Such qualifications above the minimum requirements must possess documented support for higher than the Step 1c entrance salary. An entrance salary higher than Step 3 must have prior approval from the Director of Central Management Services.

2) Area Differential – For positions where additional compensation is required because of dissimilar economic or other conditions in the geographical area in which such positions are established, a higher entrance step may be authorized by the Director of Central Management Services. Present employees receiving less than the new rate shall be advanced to the new rate.

3) Upon the geographical transfer from or to an area for which additional compensation has been authorized, an employee will receive an adjustment to the appropriate salary level for the new geographical area of assignment effective the first day of the month following date of approval.

c) Differential and Overtime Pay – An eligible employee may have an amount added

to his/her base salary for a given pay period for work performed which is in excess of the normal requirements for the position and work schedule, as follows:

1) Shift Differential Pay – An employee may be paid an amount in addition to his/her base salary for work performed on a regularly scheduled second or third shift. The additional compensation will be at a rate and in a manner approved by the Department of Central Management Services. The Director of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

2) Overtime Pay –

A) Eligibility. The Director of Central Management Services will maintain a list of titles and their overtime eligibility as determined by labor contracts, Federal Fair Labor Standards Act, State law or State policy. Overtime shall be paid in accordance with the labor contracts, Federal Fair Labor Standards Act, State law or State rules.

B) Compensatory time – Employees who are eligible for compensatory time may request such time, which may be granted by the agency at its discretion, considering among other things, its operating needs. Compensatory time shall be taken within the fiscal year it was earned at a time convenient to the employee and consistent with the operating needs of the agency. Compensatory time shall be accrued at the rate in which it is earned (straight time or time and a half), but shall not exceed 120 hours in any fiscal year. Compensatory time approved for non-union employees will be earned after 40 actual work hours in a workweek. Compensatory time not used by the end of the fiscal year in which it was earned shall be liquidated and paid in cash at the rate it was earned. Time spent in travel outside the normal work schedule shall not be accrued as compensatory time except as provided by labor contracts and the Federal Fair Labor Standards Act. At no time are overtime hours or compensatory time to be transferred from one agency to another agency.~~A) The Director of Central Management Services will maintain a list of titles whose incumbents are eligible for overtime at a time and one-half rate for~~

~~all hours actually worked in excess of the normal work schedule in any given work week. Overtime shall be paid in cash only unless an employee requests compensatory time off at the time and one-half rate. Such request shall be considered and granted or denied by the agency in light of their operating needs. The employee shall make his/her choice known to the agency not later than the end of the work week in which the overtime was earned. If such compensatory time request is granted it shall be taken within the fiscal year it was earned at a time convenient to the employee and consistent with the operating needs of the agency. Accrued compensatory time not used by the end of the fiscal year in which it was earned shall be liquidated and paid in cash at the rate it was earned. B) A list will also be maintained by the Director of Central Management Services of titles whose incumbents are eligible for straight-time overtime. Employees in these classes of positions who are assigned and perform work in excess of the normal work schedule as established by the agency shall be compensated at a straight-time rate on either a cash or compensatory time-off basis, as determined by the agency in light of their operating needs, for all hours worked in excess of a normal work week. Overtime in less than one-half hour increments per day shall not be accrued. If compensatory time is not liquidated within the fiscal year during which it is accrued, it must be liquidated at the end of the fiscal year in cash at the employee's rate of pay in effect at the time of liquidation.~~

3) Incentive Pay – An employee may be paid an amount in addition to his/her base salary for work performed in excess of the normal work standard as determined by agency management. The additional compensation shall be at a wage rate and in a manner approved by the Director of the Department of Central Management Services. The Director of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

4~~3~~) Extra Duty Pay – An employee may be paid an amount in addition to his/her base salary for service in addition to the regular work schedule on a special work assignment. Additional compensation will be at a rate and in a manner approved by the Director of the Department of Central

Management Services. The Director of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

d) Equivalent Earned Time –

1) Eligibility. Employees who are non-union, exempt under the Federal Fair Labor Standards Act, and in positions not eligible for overtime compensation may receive equivalent earned time for hours worked in excess of 40 actual work hours in a work week.

2) Accrual.

A) Employees who are eligible for equivalent earned time shall request such time before working in excess of 40 actual work hours in a work week. Request for equivalent earned time may be granted by the agency at its discretion, considering its operating needs. Equivalent earned time shall be accrued at straight time only to a maximum of 120 hours in any fiscal year.

B) Equivalent earned time will accrue in no less than one-half hour increments. Time spent in travel outside the normal work schedule shall not be counted toward accrual of equivalent earned time.

3) Compensation. Any approved equivalent earned time shall be taken at a time convenient to the employee and consistent with the operating needs of the agency. Such time may not be carried over from one fiscal year to another fiscal year. At no time is equivalent earned time to be converted into cash payment or transferred from one agency to another agency.

e~~d~~) Part-Time Work – Part-time employees whose base salary is other than an hourly or daily basis shall be paid on a daily basis which will be computed from annual rates of salary and the total number of work days in the year.

f~~e~~) Out-of-State Assignment – Employees who are assigned to work out-of-state on a temporary basis may receive an appropriate differential during the period of the assignment, as approved by the Director of Central Management Services. The Director of Central Management Services will approve the manner and rate of this

provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

g~~f~~) Lump Sum Payment – Shall be provided for accrued vacation, sick leave* and unused compensatory overtime at the current base rate to those employees separated from employment under the Personnel Code. Leaves of absence and temporary layoff (per 80 Ill. Adm. Code 302.510) are not separations and therefore lump sum cannot be given in these transactions. Method of computation is explained in Section 310.70(a) of this Part.

AGENCY NOTE – The method to be used in computing the lump sum payment for accrued vacation, sick leave* and unused compensatory overtime payment for an incumbent entitled to shift differential during his/her regular work hours will be to use his/her current base salary plus the shift differential pay.

*Sick leave earned prior to January 1, 1984 and after December 31, 1997 is not compensable. Sick leave earned and not used between January 1, 1984 and December 31, 1997 will be compensable at the current base daily rate times one-half of the total number of compensable sick days.

h~~g~~) Salary Treatment Upon Return From Leave – An employee returning from Military Leave, Peace Corps Leave, Vista Leave, Service-Connected Disability Leave, Leave to accept a Temporary, Emergency, Provisional, Exempt or Trainee position, or Educational Leave will be placed on the step which reflects satisfactory performance increases to which he/she would have been entitled during his/her period of leave. Creditable service date will be maintained. An employee returning to his/her former salary grade from any other leave of over fourteen days will be placed at the step on which he/she was situated prior to his/her leave, and his/her creditable service date will be extended by the duration of the leave.

i~~h~~) Salary Treatment Upon Reemployment –

1) Upon the reemployment of an employee in a class with the same salary grade as the class for the position held before layoff, the employee will be placed at the same salary step as held at the time of the layoff, and his/her creditable service date will be adjusted to reflect that time on layoff does not count as creditable service time.

2) Upon the reemployment of an employee in a class at a lower salary range than the range of the class for the position held before layoff, the employee will be placed at the step in the lower salary grade which provides the base salary nearest in amount to, but less than, the current value of the step held at the time of layoff, and his/her creditable service date will be adjusted to reflect that time on layoff does not count as creditable service time.

j~~i~~) Reinstatement – The salary upon reinstatement of an employee will be as determined by the employing agency and approved by the Director of Central Management Services. This salary should not provide more than a 10% increase over the candidate's current salary or exceed the current value of the salary step held in the position where previously certified. In no event is the resulting salary to be lower than the minimum rate or higher than the maximum rate of the salary range.

k~~j~~) Extended Service Payment –

1) Effective July 1, 2001, the Step 8 rate shall be increased by $25 per month for those employees who have attained 10 years of service and have three years of creditable service on Step 8 in the same pay grade.

2) Effective July 1, 2001, the Step 8 rate shall be increased by $50 per month for those employees who have attained 15 years of service and have three years of creditable service on Step 8 in the same pay grade.

l~~k~~) Bi-lingual Pay – Effective July 1, 2000, individual positions whose job descriptions require the use of sign language, a second language or Braille shall receive 5% or $100 per month, whichever is greater, in addition to the employee's base rate.

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

Section 310.110 Implementation of Pay Plan Changes for Fiscal Year 2006~~2005~~

The rates of pay for all employees occupying positions subject to the Schedule of Salary Grades shall be as set out in Appendix B, Schedule of Salary Grades – Monthly Rates of Pay for Fiscal Year 2006~~2005~~.

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

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NOTICE OF ADOPTED AMENDMENTS

Section 310.130 Effective Date

This ~~The effective date of this~~ Pay Plan Narrative (Subpart A), Schedule of Rates (Subpart B), and Schedule of Salary Grades (Appendix B)~~,~~ shall be effective for Fiscal Year 2006~~2005~~.

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

SUBPART B: SCHEDULE OF RATES

Section 310.280 Designated Rate

The rate of pay for a specific position or class of positions where it is deemed desirable to exclude such from the other requirements of this Pay Plan shall be only as designated by the Governor.

~~Department of Children & Family Service~~

~~Public Service Administrator~~	~~Annual Salary~~
~~(Pos. No. 37015-16-23-120-00-01)~~	~~85,104~~

Department of Commerce & Economic Opportunity

Private Secretary II	Annual Salary
(Pos. No. 34202-42-00-000-01-02)	60,000
~~Public Service Administrator~~	~~Annual Salary~~
~~(Pos. No. 37015-42-10-900-10-01)~~	~~86,474~~

Department of Human Services

Administrative Assistant I	Annual Salary
(Pos. No. 00501-10-68-010-80-21)	55,200
~~Medical Administrator I, Option D~~	~~Annual Salary~~
~~(Pos. No. 26401-10-79-006-00-21)~~	~~142,368~~
Medical Administrator V	Annual Salary
(Pos. No. 26406-10-76-000-00-01)	186,000

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~~Public Service Administrator~~ ~~(Pos. No. 37015-10-23-100-30-01)~~	~~Annual Salary~~ ~~76,572~~
~~Senior Public Service Administrator~~ ~~(Pos. No. 40070-10-65-000-00-01)~~	~~Annual Salary~~ ~~105,475~~
~~Senior Public Service Administrator~~ ~~(Pos. No. 40070-10-81-920-00-21)~~	~~Annual Salary~~ ~~105,480~~

Illinois Labor Relations Board

Private Secretary II (Pos. No. 34202-50-19-000-00-01)	Annual Salary 51,900

~~Department of Natural Resources~~

~~Administrative Assistant II~~ ~~(Pos. No. 00502-12-30-000-20-01)~~	~~Annual Salary~~ ~~50,520~~

Department of Public Aid

Senior Public Service Administrator (Pos. No. 40070-33-20-000-00-61)	Annual Salary 123,060

Department of Public Health

Senior Public Service Administrator (Pos. No. 40070-20-80-000-00-81)	Annual Salary 134,000

Department of Revenue

Public Service Administrator (Pos. No. 37015-25-61-140-80-01)	Annual Salary 76,668
Public Service Administrator (Pos. No. 37015-25-61-140-90-01)	Annual Salary 74,904

~~Department of State Police~~

~~Senior Public Service Administrator~~	~~Annual Salary~~

~~(Pos. No. 40070-21-10-000-00-01)~~	~~117,828~~

~~Senior Public Service Administrator~~	~~Annual Salary~~
~~(Pos. No. 40070-21-40-000-00-01)~~	~~117,828~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

Section 310.290 Out-of-State or Foreign Service Rate

The rate of pay for employees occupying positions which require payment in accordance with the economic conditions and social legislation of another state or foreign country. An adjustment may be made to the salary of an employee stationed in a foreign country to compensate for a change in the currency exchange rate. The Director of the Department of Central Management Services will, before approving an adjustment, consider the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances. (Effective July 1, 2003, increases are suspended.)

Title	Range Effective Fiscal Year 2006~~2004~~
Executive II	
(States Other Than California and New Jersey)	3269-5894
(CA, NJ)	3696-6663
Foreign Service Economic Development Executive I	3848-7082
Foreign Service Economic Development Executive II	4929-9283
Foreign Service Economic Development Representative	3269-5894
Office Administrator IV	
(States Other Than California and New Jersey)	2570-4452
(CA, NJ)	2906-5032
Office Assistant (Foreign Service)	2169-2862
Office Associate	
(States Other Than California and New Jersey)	2295-3081
(CA, NJ)	2595-3483

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Office Coordinator	
(States Other Than California and New Jersey)	2370-3199
(CA, NJ)	2679-3617
Public Service Administrator	
(States Other Than California and New Jersey)	3445-7542
(CA, NJ)	3895-8525
Revenue Auditor Trainee	
(States Other Than California and New Jersey)	2645-3657
(CA, NJ)	2990-4134
Revenue Tax Specialist I	
(States Other Than California and New Jersey)	2645-3657
(CA, NJ)	2990-4134
Revenue Tax Specialist II	
(States Other Than California and New Jersey)	2861-4047
(CA, NJ)	3234-4575
Revenue Tax Specialist Trainee	
(States Other Than California and New Jersey)	2448-3335
(CA, NJ)	2768-3770
Senior Public Service Administrator	
(States Other Than California and New Jersey)	4750-11161
(CA, NJ)	5369-12617

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

SUBPART C: MERIT COMPENSATION SYSTEM

Section 310.490 Other Pay Provisions

a) Transfer – Upon assignment of an employee to a vacant position in a class with the same salary range as the class for the position being vacated, the employee's base salary will not be changed. Upon separation and subsequent appointment to a position in the same salary range, no increase in salary will be given.

b) Entrance Salary – Normally upon entry to state service, an employee's base salary

will be at the minimum salary of the salary range.

1) Qualifications above Minimum Requirements –

A) If a candidate possesses directly related training and experience in excess of the minimum requirements of the class specification, the employing agency may grant an entrance salary up to the midpoint of the first half of the salary range; however, this shall not provide more than a 10% increase over the candidate's current salary. Such qualifications above the minimum requirements must possess documented support for higher than the minimum entrance salary.

B) An entrance salary above the middle of the first half of the salary range must have prior approval of the Director of Central Management Services. This approval will be based on consideration of the candidate's training and experience exceeding the requirements of the class, prior salary history, particular staffing requirements of an agency, and labor market influence on recruitment needs.

2) Area Differential – For positions where additional compensation is required because of dissimilar economic or other conditions in the geographical area in which such positions are established, a higher entrance salary may be authorized by the Director of Central Management Services. Present employees receiving less than the new rate of pay shall be advanced to the new rate.

3) Upon the geographical transfer from or to an area for which additional compensation has been authorized, an employee will receive an adjustment to the appropriate salary level for the new geographical area of assignment, effective the first day of the month following the date of assignment.

c) Differential and Overtime Pay – An eligible employee may have an amount added to the base salary for a given pay period for work performed which is in excess of the normal requirements for the position and work schedule, as follows:

1) Shift Differential Pay – An employee may be paid an amount in addition to the base salary for work performed on a regularly scheduled second or third shift. The additional compensation will be at a rate and in a manner

approved by the Director of Central Management Services. The Director of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

2) Overtime Pay − ~~The Director of the Department of Central Management Services shall maintain a listing of classes of positions subject to the provisions of the Merit Compensation System who are eligible for overtime compensation. Classes in salary ranges MC 6 and below are eligible for straight-time overtime unless exceptions are determined by the Director of Central Management Services or federal guidelines. Employees in these classes of positions who are assigned and perform work in excess of the normal work schedule as established by the agency shall be compensated at a straight-time rate on either a cash or compensatory time-off basis for all hours worked in excess of a normal work week. Overtime in less than one-half hour increments per day shall not be accrued. If compensatory time is not liquidated within the fiscal year during which it is accrued, it must be liquidated at the end of the fiscal year in cash at the employee's rate of pay in effect at the time of liquidation. Classes in MC 7 and above are not eligible for overtime unless required by federal regulation or approved by the Director of Central Management Services. Such exceptions must be requested by the employing agency and will be determined on the basis of the special nature of the situation, a substantial need to provide overtime compensation and a significant number of hours worked beyond the normal work schedule, and will be granted only for a specified time period for which the special situation is expected to exist.~~

A) Eligibility. The Director of the Department of Central Management Services shall maintain a listing of classes of positions subject to the provisions of the Merit Compensation System that are eligible for overtime compensation. Classes in salary ranges MC 6 and below are eligible for straight-time overtime unless exceptions are determined by the Director of Central Management Services or federal guidelines. Employees in these classes of positions who are assigned and perform work in excess of the normal work schedule as established by the agency shall be compensated at a straight-time rate on either a cash or compensatory time-off basis for all hours worked in excess of a

normal work week. Overtime in less than one-half hour increments per day shall not be accrued. Classes in MC 7 and above are not eligible for overtime unless required by federal regulation or approved by the Director of Central Management Services. Such exceptions must be requested by the employing agency and will be determined on the basis of the special nature of the situation, a substantial need to provide overtime compensation and a significant number of hours worked beyond the normal work schedule, and will be granted only for a specified time period for which the special situation is expected to exist.

B) Compensatory Time. Employees who are eligible for compensatory time may request such time, which may be granted by the agency at its discretion, considering, among other things, its operating needs. Compensatory time shall be taken within the fiscal year it was earned at a time convenient to the employee and consistent with the operating needs of the agency. Compensatory time shall be accrued at the rate in which it is earned (straight time or time and a half), but shall not exceed 120 hours in any fiscal year. Compensatory time approved for non-union employees will be earned after 40 actual work hours in a workweek. Compensatory time not used by the end of the fiscal year in which it was earned shall be liquidated and paid in cash at the rate it was earned. Time spent in travel outside the normal work schedule shall not be accrued as compensatory time except as provided by labor contracts and the Federal Fair Labor Standards Act. At no time are overtime hours or compensatory time to be transferred from one agency to another agency.

d) Equivalent Earned Time –

1) Eligibility. Employees who are non-union, exempt under the Federal Fair Labor Standards Act, and in positions not eligible for overtime compensation may receive equivalent earned time for hours worked in excess of 40 actual work hours in a work week.

2) Accrual.

A) Employees who are eligible for equivalent earned time shall request such time before working in excess of 40 actual work

hours in a work week. Requests for equivalent earned time may be granted by the agency at its discretion, considering its operating needs. Equivalent earned time shall be accrued at straight time only to a maximum of 120 hours in any fiscal year.

B) Equivalent earned time will accrue in no less than one-half hour increments. Time spent in travel outside the normal work schedule shall not be counted toward accrual of equivalent earned time.

3) Compensation. Any approved equivalent earned time shall be taken at a time convenient to the employee and consistent with the operating needs of the agency. Such time may not be carried over from one fiscal year to another fiscal year. At no time is equivalent earned time to be converted into cash payment or transferred from one agency to another agency.

e)~~d)~~ Part-Time Work – Part-time employees whose base salary is other than an hourly or daily basis shall be paid on a daily rate basis which will be computed from annual rates of salary and the total number of work days in the year.

f)~~e)~~ Out-of-State Assignment – Employees who are assigned to work out-of-state on a temporary basis may receive an appropriate differential during the period of the assignment, as approved by the Director of Central Management Services. The Director of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstance.

g)~~f)~~ Lump Sum Payment – Shall be provided for accrued vacation, sick leave* and unused compensatory overtime at the current base rate to those employees separated from employment under the Personnel Code. Leaves of absence and temporary layoff (per 80 Ill. Adm. Code 302.510) are not separations and therefore lump sum payments cannot be given in these transactions. Methods of computation are explained in Section 310.520(a) of the Merit Compensation System.
AGENCY NOTE: The method to be used in computing lump sum payment for vacation, sick leave* and unused compensatory overtime for an incumbent entitled to shift differential during the regular work hours will be to use the current base salary plus the shift differential pay.
*Sick leave earned prior to January 1, 1984 and after December 31, 1997 is not compensable. Sick leave earned and not used between January 1, 1984 and

December 31, 1997 will be compensable at the current base daily rate times one-half of the total number of sick days earned and retained during that time period.

h)~~g)~~ Salary Treatment upon Return from Leave – An employee returning from Military Leave, Peace Corps Leave, Vista Leave, Service-Connected Disability Leave, Leave to accept a Temporary, Emergency, Provisional, Exempt or Trainee position, or Education Leave will have his/her salary established as determined appropriate by the employing agency and approved by the Director of Central Management Services. However, in no event is the resulting salary to be lower than the minimum rate or higher than the maximum rate of the salary range. Creditable service date will be maintained. An employee returning to his/her former salary range from any other leave of over fourteen days will be placed at the salary which the employee received prior to the leave and the creditable service date will be extended by the duration of the leave.

i)~~h)~~ Employees in classes which are made subject to the Merit Compensation System after July 1, 1979, will retain their current salary, except that in no event is the resultant salary to be lower than the minimum rate or higher than the maximum rate of the new salary range.

j)~~i)~~ Extra Duty Pay – An employee may be paid an amount in addition to the base salary for services in addition to the regular work schedule on a special assignment. Additional compensation will be at a rate and manner as approved by the Director of Central Management Services. The Director of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

k)~~j)~~ Salary Treatment Upon Reemployment –

1) Upon the reemployment of an employee in a class with the same salary range as the class for the position held before layoff, the employee will be placed at the same salary as held at the time of the layoff, and his creditable service date will be adjusted to reflect that time on layoff does not count as creditable service time.

2) Upon the reemployment of an employee in a class at a lower salary range than the range of the class for the position held before layoff, the employee will be placed at the same salary as held at the time of layoff,

except that if this exceeds the maximum of the new range, the employee will be placed at that maximum salary. The creditable service date will be adjusted to reflect that time on layoff does not count as creditable service time.

l)~~k)~~ Reinstatement – The salary upon reinstatement of an employee will be as determined by the employing agency and approved by the Director of Central Management Services. This salary should not provide more than a 10% increase over the candidate's current salary, or exceed the salary rate held in the position where previously certified. In no event is the resulting salary to be lower than the minimum rate or higher than the maximum rate of the salary range.

m)~~l)~~ Bilingual Pay – Effective July 1, 2000, individual positions whose job descriptions require the use of sign language, a second language, or ~~which require the employee to use~~ Braille~~,~~ shall receive ~~an additional~~ 5% or $100 per month, whichever is greater, in addition to the employee's base rate.

n)~~m)~~ Clothing or Equipment Allowance – An employee may be paid an amount in addition to his/her base salary to compensate for clothing or equipment which is required in the performance of assigned duties. The amount will be determined by the Director of the employing agency, and will require approval of the Director of the Department of Central Management Services. The Director of the Department of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstance.

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

Section 310.530 Implementation

a) The salary schedule for the Merit Compensation System for Fiscal Year 2006~~2005~~ will continue as set forth in Appendix D of the Pay Plan.

b) The Merit Increase Guidechart for Fiscal Year 2006~~2005~~ as set forth in Section 310.540 of the Pay Plan.

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

Section 310.540 Annual Merit Increase Guidechart for Fiscal Year 2006~~2005~~

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Category	Definition	Increase
Category 1	Exceptional	$0
Category 2	Accomplished	$0
Category 3	Acceptable	$0
Category 4	Unacceptable	$0

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

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Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE G RC-045 (Automotive Mechanics, IFPE)

		July 1, 2005 Monthly Rate	January 1, 2006 Monthly Rate
Auto & Body Repairer		4011	4131
Auto & Body Repairer	Q	4123	4278
Auto & Body Repairer	S	4181	4338
Automotive Attendant I		2422	2495
Automotive Attendant I	Q	2501	2595
Automotive Attendant I	S	2554	2650
Automotive Attendant II		2585	2663
Automotive Attendant II	Q	2669	2769
Automotive Attendant II	S	2721	2823
Automotive Mechanic		4011	4131
Automotive Mechanic	Q	4123	4278
Automotive Mechanic	S	4181	4338
Automotive Parts Warehouser		3852	3968
Automotive Parts Warehouse Specialist		3927	4045
Small Engine Mechanic		3532	3638
*Storekeeper I		3774	3887
*Storekeeper II		3854	3970

*Cook County only.

~~A)~~ ~~Statewide~~

	~~July 1, 2004 Monthly Rate~~	~~January 1, 2005 Monthly Rate~~
~~Auto & Body Repairer~~	~~3846~~	~~3923~~
~~Automotive Attendant I~~	~~2323~~	~~2369~~
~~Automotive Attendant II~~	~~2478~~	~~2528~~
~~Automotive Mechanic~~	~~3846~~	~~3923~~
~~Automotive Parts Warehouser~~	~~3693~~	~~3767~~
~~Automotive Parts Warehouse Specialist~~	~~3766~~	~~3841~~
~~Small Engine Mechanic~~	~~3386~~	~~3454~~
~~*Storekeeper I~~	~~3619~~	~~3691~~
~~*Storekeeper II~~	~~3695~~	~~3769~~

~~B)~~ ~~Statewide for the Department of Corrections~~

	~~July 1, 2004 Monthly Rate~~	~~January 1, 2005 Monthly Rate~~
~~Auto & Body Repairer~~	~~3924~~	~~4032~~
~~Automotive Attendant I~~	~~2381~~	~~2446~~
~~Automotive Attendant II~~	~~2540~~	~~2610~~
~~Automotive Mechanic~~	~~3924~~	~~4032~~

~~C)~~ ~~Maximum Security Institutions~~

	~~July 1, 2004 Monthly Rate~~	~~January 1, 2005 Monthly Rate~~
~~Auto & Body Repairer~~	~~3980~~	~~4089~~
~~Automotive Attendant I~~	~~2431~~	~~2498~~
~~Automotive Attendant II~~	~~2590~~	~~2661~~
~~Automotive Mechanic~~	~~3980~~	~~4089~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE H RC-006 (Corrections Employees, AFSCME)

Title	Salary Grade	Code
Canine Specialist	RC-006-14	06500
Correctional Officer	RC-006-09	09675
Correctional Officer Trainee	RC-006-05	09676
Correctional Sergeant	RC-006-12	09717
Corrections Agricultural Lead Worker	RC-006-12	09747
Corrections Agricultural Supervisor	RC-006-15	09746
Corrections Clerk I	RC-006-09	09771
Corrections Clerk II	RC-006-11	09772
Corrections Food Service Supervisor I	RC-006-11	09793
Corrections Food Service Supervisor II	RC-006-13	09794
Corrections Grounds Supervisor	RC-006-12	09796
Corrections Identification Technician	RC-006-11	09801
Corrections Industry Lead Worker	RC-006-12	09805
Corrections Laundry Manager I	RC-006-12	09808
Corrections Locksmith	RC-006-12	09818
Corrections Maintenance Craftsman	RC-006-12	09821
Corrections Maintenance Worker	RC-006-10	09823
Corrections Medical Technician	RC-006-10	09824
Corrections Residence Counselor I	RC-006-10	09837
Corrections Supply Supervisor I	RC-006-11	09861
Corrections Supply Supervisor II	RC-006-13	09862
Corrections Transportation Officer I	RC-006-11	09871
Corrections Transportation Officer II	RC-006-14	09872
Corrections Utilities Operator	RC-006-12	09875
Corrections Vocational Instructor	RC-006-12	09879
Educator Aide	RC-006-06	13130
Housekeeper II	RC-006-02	19602
Pest Control Operator	RC-006-06	31810
Property and Supply Clerk II	RC-006-04	34792
Social Service Aide Trainee	RC-006-01	41285
Storekeeper I	RC-006-07	43051
Storekeeper II	RC-006-08	43052
Stores Clerk	RC-006-03	43060
Youth Supervisor I	RC-006-06	49911
Youth Supervisor II	RC-006-09	49912

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NOTICE OF ADOPTED AMENDMENTS

Youth Supervisor III	RC-006-12	49913
Youth Supervisor Trainee	RC-006-05	49915

Effective July 1, 2005
RC-006

STEPS

	1c	1b	1a	1	2	3	4	5	6	7	8
01Q	2078	2125	2175	2226	2285	2343	2396	2462	2515	2620	2699
01S	2132	2179	2228	2281	2338	2398	2449	2515	2569	2674	2755
02Q	2128	2178	2229	2282	2339	2395	2457	2519	2578	2684	2765
02S	2182	2232	2284	2335	2394	2448	2511	2574	2631	2738	2819
03Q	2182	2233	2285	2339	2396	2467	2528	2589	2655	2761	2845
03S	2236	2287	2338	2394	2449	2520	2582	2643	2709	2818	2903
04Q	2234	2286	2340	2396	2469	2531	2604	2672	2743	2863	2949
04S	2288	2339	2395	2449	2522	2585	2658	2726	2798	2919	3007
05Q	2376	2433	2492	2552	2630	2714	2797	2887	2973	3112	3205
05S	2431	2486	2546	2606	2684	2770	2854	2943	3028	3171	3267
06Q	2507	2568	2631	2695	2797	2888	2982	3080	3179	3349	3450
06S	2561	2622	2685	2750	2854	2944	3041	3138	3241	3409	3512
07Q	2520	2582	2645	2711	2797	2895	2981	3088	3179	3343	3443
07S	2576	2636	2699	2767	2854	2950	3040	3147	3241	3403	3505
08Q	2694	2761	2834	2908	3014	3122	3243	3353	3462	3653	3763
08S	2749	2818	2890	2964	3072	3180	3303	3414	3524	3714	3825
09Q	2700	2768	2839	2913	3019	3131	3253	3368	3491	3680	3789
09S	2755	2824	2896	2970	3077	3192	3314	3428	3552	3742	3855

10Q	2803	2875	2950	3027	3139	3271	3397	3524	3655	3861	3977
10S	2859	2933	3007	3087	3200	3332	3457	3586	3717	3923	4040
11Q	2923	3000	3081	3167	3298	3425	3571	3706	3849	4070	4191
11S	2979	3057	3139	3227	3357	3485	3632	3768	3914	4132	4256
12Q	3037	3119	3208	3299	3438	3587	3736	3882	4029	4259	4386
12S	3096	3179	3267	3358	3501	3651	3797	3946	4090	4322	4452
13Q	3173	3264	3355	3452	3609	3771	3930	4091	4256	4501	4637
13S	3234	3324	3416	3512	3671	3834	3994	4154	4318	4563	4700
14Q	3222	3313	3407	3506	3670	3837	3995	4157	4322	4576	4713
14S	3282	3374	3467	3569	3733	3898	4058	4219	4383	4638	4777
15Q	3324	3419	3517	3621	3790	3962	4125	4301	4471	4729	4871
15S	3384	3479	3580	3683	3853	4027	4188	4366	4534	4792	4935

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S T E P S

	1c	1b	1a	1	2	3	4	5	6	7	8
01Q	2156	2205	2257	2309	2371	2431	2486	2554	2609	2718	2800
01S	2212	2261	2312	2367	2426	2488	2541	2609	2665	2774	2858
02Q	2208	2260	2313	2368	2427	2485	2549	2613	2675	2785	2869
02S	2264	2316	2370	2423	2484	2540	2605	2671	2730	2841	2925
03Q	2264	2317	2371	2427	2486	2560	2623	2686	2755	2865	2952
03S	2320	2373	2426	2484	2541	2615	2679	2742	2811	2924	3012
04Q	2318	2372	2428	2486	2562	2626	2702	2772	2846	2970	3060
04S	2374	2427	2485	2541	2617	2682	2758	2828	2903	3028	3120

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

05Q	2465	2524	2585	2648	2729	2816	2902	2995	3084	3229	3325
05S	2522	2579	2641	2704	2785	2874	2961	3053	3142	3290	3390
06Q	2601	2664	2730	2796	2902	2996	3094	3196	3298	3475	3579
06S	2657	2720	2786	2853	2961	3054	3155	3256	3363	3537	3644
07Q	2615	2679	2744	2813	2902	3004	3093	3204	3298	3468	3572
07S	2673	2735	2800	2871	2961	3061	3154	3265	3363	3531	3636
08Q	2795	2865	2940	3017	3127	3239	3365	3479	3592	3790	3904
08S	2852	2924	2998	3075	3187	3299	3427	3542	3656	3853	3968
09Q	2801	2872	2945	3022	3132	3248	3375	3494	3622	3818	3931
09S	2858	2930	3005	3081	3192	3312	3438	3557	3685	3882	4000
10Q	2908	2983	3061	3141	3257	3394	3524	3656	3792	4006	4126
10S	2966	3043	3120	3203	3320	3457	3587	3720	3856	4070	4192
11Q	3033	3113	3197	3286	3422	3553	3705	3845	3993	4223	4348
11S	3091	3172	3257	3348	3483	3616	3768	3909	4061	4287	4416
12Q	3151	3236	3328	3423	3567	3722	3876	4028	4180	4419	4550
12S	3212	3298	3390	3484	3632	3788	3939	4094	4243	4484	4619
13Q	3292	3386	3481	3581	3744	3912	4077	4244	4416	4670	4811
13S	3355	3449	3544	3644	3809	3978	4144	4310	4480	4734	4876
14Q	3343	3437	3535	3637	3808	3981	4145	4313	4484	4748	4890
14S	3405	3501	3597	3703	3873	4044	4210	4377	4547	4812	4956
15Q	3449	3547	3649	3757	3932	4111	4280	4462	4639	4906	5054
15S	3511	3609	3714	3821	3997	4178	4345	4530	4704	4972	5120

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~Effective July 1, 2003~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~	~~Eff. 1/1/04~~ ~~8~~
~~RC-006-01a~~	~~1982~~	~~2027~~	~~2075~~	~~2124~~	~~2180~~	~~2236~~	~~2286~~	~~2349~~	~~2400~~	~~2500~~	~~2550~~	~~2575~~
~~RC-006-01m~~	~~2034~~	~~2079~~	~~2126~~	~~2176~~	~~2231~~	~~2288~~	~~2337~~	~~2400~~	~~2452~~	~~2552~~	~~2603~~	~~2629~~
~~RC-006-02a~~	~~2030~~	~~2078~~	~~2127~~	~~2177~~	~~2232~~	~~2285~~	~~2345~~	~~2404~~	~~2459~~	~~2561~~	~~2612~~	~~2638~~
~~RC-006-02m~~	~~2082~~	~~2129~~	~~2179~~	~~2228~~	~~2284~~	~~2336~~	~~2396~~	~~2456~~	~~2510~~	~~2612~~	~~2664~~	~~2690~~
~~RC-006-03a~~	~~2082~~	~~2130~~	~~2180~~	~~2232~~	~~2286~~	~~2354~~	~~2412~~	~~2470~~	~~2533~~	~~2635~~	~~2688~~	~~2714~~
~~RC-006-03m~~	~~2133~~	~~2182~~	~~2231~~	~~2284~~	~~2337~~	~~2405~~	~~2463~~	~~2522~~	~~2585~~	~~2689~~	~~2743~~	~~2770~~
~~RC-006-04a~~	~~2131~~	~~2181~~	~~2233~~	~~2286~~	~~2356~~	~~2415~~	~~2485~~	~~2550~~	~~2617~~	~~2732~~	~~2787~~	~~2814~~
~~RC-006-04m~~	~~2183~~	~~2232~~	~~2285~~	~~2337~~	~~2407~~	~~2466~~	~~2536~~	~~2601~~	~~2670~~	~~2785~~	~~2841~~	~~2869~~
~~RC-006-05a~~	~~2267~~	~~2321~~	~~2378~~	~~2435~~	~~2509~~	~~2590~~	~~2669~~	~~2754~~	~~2837~~	~~2969~~	~~3028~~	~~3058~~
~~RC-006-05m~~	~~2319~~	~~2372~~	~~2429~~	~~2487~~	~~2561~~	~~2643~~	~~2723~~	~~2808~~	~~2890~~	~~3026~~	~~3087~~	~~3117~~
~~RC-006-06a~~	~~2392~~	~~2451~~	~~2510~~	~~2571~~	~~2669~~	~~2755~~	~~2846~~	~~2939~~	~~3034~~	~~3195~~	~~3259~~	~~3291~~
~~RC-006-06m~~	~~2444~~	~~2502~~	~~2562~~	~~2624~~	~~2723~~	~~2809~~	~~2901~~	~~2994~~	~~3092~~	~~3253~~	~~3318~~	~~3351~~
~~RC-006-07a~~	~~2405~~	~~2463~~	~~2524~~	~~2587~~	~~2669~~	~~2762~~	~~2845~~	~~2946~~	~~3034~~	~~3189~~	~~3253~~	~~3285~~
~~RC-006-07m~~	~~2457~~	~~2515~~	~~2575~~	~~2640~~	~~2723~~	~~2815~~	~~2900~~	~~3002~~	~~3092~~	~~3247~~	~~3312~~	~~3344~~
~~RC-006-08a~~	~~2570~~	~~2635~~	~~2704~~	~~2775~~	~~2876~~	~~2979~~	~~3094~~	~~3199~~	~~3303~~	~~3485~~	~~3555~~	~~3590~~
~~RC-006-08m~~	~~2623~~	~~2689~~	~~2757~~	~~2828~~	~~2931~~	~~3035~~	~~3151~~	~~3257~~	~~3363~~	~~3544~~	~~3615~~	~~3650~~
~~RC-006-09a~~	~~2576~~	~~2641~~	~~2709~~	~~2780~~	~~2881~~	~~2988~~	~~3104~~	~~3214~~	~~3331~~	~~3511~~	~~3581~~	~~3616~~
~~RC-006-09m~~	~~2629~~	~~2695~~	~~2763~~	~~2834~~	~~2936~~	~~3045~~	~~3162~~	~~3271~~	~~3389~~	~~3571~~	~~3642~~	~~3678~~
~~RC-006-10a~~	~~2674~~	~~2744~~	~~2815~~	~~2889~~	~~2995~~	~~3121~~	~~3241~~	~~3363~~	~~3487~~	~~3684~~	~~3758~~	~~3795~~
~~RC-006-10m~~	~~2728~~	~~2798~~	~~2869~~	~~2945~~	~~3053~~	~~3180~~	~~3298~~	~~3422~~	~~3546~~	~~3743~~	~~3818~~	~~3855~~
~~RC-006-11a~~	~~2789~~	~~2862~~	~~2940~~	~~3022~~	~~3146~~	~~3268~~	~~3407~~	~~3536~~	~~3673~~	~~3883~~	~~3961~~	~~3999~~
~~RC-006-11m~~	~~2843~~	~~2917~~	~~2995~~	~~3079~~	~~3203~~	~~3326~~	~~3466~~	~~3595~~	~~3734~~	~~3943~~	~~4022~~	~~4061~~
~~RC-006-12a~~	~~2897~~	~~2976~~	~~3061~~	~~3147~~	~~3281~~	~~3423~~	~~3565~~	~~3704~~	~~3844~~	~~4063~~	~~4144~~	~~4185~~
~~RC-006-12m~~	~~2954~~	~~3034~~	~~3117~~	~~3204~~	~~3340~~	~~3483~~	~~3623~~	~~3765~~	~~3903~~	~~4124~~	~~4206~~	~~4248~~

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~~RC-006-13a~~	~~3028~~	~~3114~~	~~3201~~	~~3293~~	~~3443~~	~~3598~~	~~3750~~	~~3904~~	~~4061~~	~~4295~~	~~4381~~	~~4424~~
~~RC-006-13m~~	~~3086~~	~~3172~~	~~3259~~	~~3351~~	~~3503~~	~~3658~~	~~3811~~	~~3964~~	~~4120~~	~~4354~~	~~4441~~	~~4485~~
~~RC-006-14a~~	~~3074~~	~~3161~~	~~3251~~	~~3345~~	~~3502~~	~~3661~~	~~3812~~	~~3966~~	~~4124~~	~~4366~~	~~4453~~	~~4497~~
~~RC-006-14m~~	~~3132~~	~~3219~~	~~3308~~	~~3405~~	~~3562~~	~~3720~~	~~3872~~	~~4025~~	~~4182~~	~~4425~~	~~4514~~	~~4558~~
~~RC-006-15a~~	~~3172~~	~~3262~~	~~3356~~	~~3455~~	~~3617~~	~~3780~~	~~3936~~	~~4104~~	~~4266~~	~~4512~~	~~4602~~	~~4647~~
~~RC-006-15m~~	~~3229~~	~~3320~~	~~3416~~	~~3514~~	~~3676~~	~~3842~~	~~3996~~	~~4165~~	~~4326~~	~~4572~~	~~4663~~	~~4709~~

~~Effective January 1, 2005~~
~~RC-006~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~01a~~	~~2037~~	~~2083~~	~~2132~~	~~2182~~	~~2240~~	~~2297~~	~~2349~~	~~2414~~	~~2466~~	~~2569~~	~~2646~~
~~01m~~	~~2090~~	~~2136~~	~~2184~~	~~2236~~	~~2292~~	~~2351~~	~~2401~~	~~2466~~	~~2519~~	~~2622~~	~~2701~~
~~02a~~	~~2086~~	~~2135~~	~~2185~~	~~2237~~	~~2293~~	~~2348~~	~~2409~~	~~2470~~	~~2527~~	~~2631~~	~~2711~~
~~02m~~	~~2139~~	~~2188~~	~~2239~~	~~2289~~	~~2347~~	~~2400~~	~~2462~~	~~2524~~	~~2579~~	~~2684~~	~~2764~~
~~03a~~	~~2139~~	~~2189~~	~~2240~~	~~2293~~	~~2349~~	~~2419~~	~~2478~~	~~2538~~	~~2603~~	~~2707~~	~~2789~~
~~03m~~	~~2192~~	~~2242~~	~~2292~~	~~2347~~	~~2401~~	~~2471~~	~~2531~~	~~2591~~	~~2656~~	~~2763~~	~~2846~~
~~04a~~	~~2190~~	~~2241~~	~~2294~~	~~2349~~	~~2421~~	~~2481~~	~~2553~~	~~2620~~	~~2689~~	~~2807~~	~~2891~~
~~04m~~	~~2243~~	~~2293~~	~~2348~~	~~2401~~	~~2473~~	~~2534~~	~~2606~~	~~2673~~	~~2743~~	~~2862~~	~~2948~~
~~05a~~	~~2329~~	~~2385~~	~~2443~~	~~2502~~	~~2578~~	~~2661~~	~~2742~~	~~2830~~	~~2915~~	~~3051~~	~~3142~~
~~05m~~	~~2383~~	~~2437~~	~~2496~~	~~2555~~	~~2631~~	~~2716~~	~~2798~~	~~2885~~	~~2969~~	~~3109~~	~~3203~~
~~06a~~	~~2458~~	~~2518~~	~~2579~~	~~2642~~	~~2742~~	~~2831~~	~~2924~~	~~3020~~	~~3117~~	~~3283~~	~~3382~~
~~06m~~	~~2511~~	~~2571~~	~~2632~~	~~2696~~	~~2798~~	~~2886~~	~~2981~~	~~3076~~	~~3177~~	~~3342~~	~~3443~~
~~07a~~	~~2471~~	~~2531~~	~~2593~~	~~2658~~	~~2742~~	~~2838~~	~~2923~~	~~3027~~	~~3117~~	~~3277~~	~~3375~~
~~07m~~	~~2525~~	~~2584~~	~~2646~~	~~2713~~	~~2798~~	~~2892~~	~~2980~~	~~3085~~	~~3177~~	~~3336~~	~~3436~~
~~08a~~	~~2641~~	~~2707~~	~~2778~~	~~2851~~	~~2955~~	~~3061~~	~~3179~~	~~3287~~	~~3394~~	~~3581~~	~~3689~~
~~08m~~	~~2695~~	~~2763~~	~~2833~~	~~2906~~	~~3012~~	~~3118~~	~~3238~~	~~3347~~	~~3455~~	~~3641~~	~~3750~~

~~09a~~	~~2647~~	~~2714~~	~~2783~~	~~2856~~	~~2960~~	~~3070~~	~~3189~~	~~3302~~	~~3423~~	~~3608~~	~~3715~~
~~09m~~	~~2701~~	~~2769~~	~~2839~~	~~2912~~	~~3017~~	~~3129~~	~~3249~~	~~3361~~	~~3482~~	~~3669~~	~~3779~~
~~10a~~	~~2748~~	~~2819~~	~~2892~~	~~2968~~	~~3077~~	~~3207~~	~~3330~~	~~3455~~	~~3583~~	~~3785~~	~~3899~~
~~10m~~	~~2803~~	~~2875~~	~~2948~~	~~3026~~	~~3137~~	~~3267~~	~~3389~~	~~3516~~	~~3644~~	~~3846~~	~~3961~~
~~11a~~	~~2866~~	~~2941~~	~~3021~~	~~3105~~	~~3233~~	~~3358~~	~~3501~~	~~3633~~	~~3774~~	~~3990~~	~~4109~~
~~11m~~	~~2921~~	~~2997~~	~~3077~~	~~3164~~	~~3291~~	~~3417~~	~~3561~~	~~3694~~	~~3837~~	~~4051~~	~~4173~~
~~12a~~	~~2977~~	~~3058~~	~~3145~~	~~3234~~	~~3371~~	~~3517~~	~~3663~~	~~3806~~	~~3950~~	~~4175~~	~~4300~~
~~12m~~	~~3035~~	~~3117~~	~~3203~~	~~3292~~	~~3432~~	~~3579~~	~~3723~~	~~3869~~	~~4010~~	~~4237~~	~~4365~~
~~13a~~	~~3111~~	~~3200~~	~~3289~~	~~3384~~	~~3538~~	~~3697~~	~~3853~~	~~4011~~	~~4173~~	~~4413~~	~~4546~~
~~13m~~	~~3171~~	~~3259~~	~~3349~~	~~3443~~	~~3599~~	~~3759~~	~~3916~~	~~4073~~	~~4233~~	~~4474~~	~~4608~~
~~14a~~	~~3159~~	~~3248~~	~~3340~~	~~3437~~	~~3598~~	~~3762~~	~~3917~~	~~4075~~	~~4237~~	~~4486~~	~~4621~~
~~14m~~	~~3218~~	~~3308~~	~~3399~~	~~3499~~	~~3660~~	~~3822~~	~~3978~~	~~4136~~	~~4297~~	~~4547~~	~~4683~~
~~15a~~	~~3259~~	~~3352~~	~~3448~~	~~3550~~	~~3716~~	~~3884~~	~~4044~~	~~4217~~	~~4383~~	~~4636~~	~~4775~~
~~15m~~	~~3318~~	~~3411~~	~~3510~~	~~3611~~	~~3777~~	~~3948~~	~~4106~~	~~4280~~	~~4445~~	~~4698~~	~~4838~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE I RC-009 (Institutional Employees, AFSCME)

Title	Salary Grade	Code
Activity Program Aide I	RC-009-03	00151
Activity Program Aide II	RC-009-05	00152
Apparel/Dry Goods Specialist I	RC-009-05	01231
Apparel/Dry Goods Specialist II	RC-009-09	01232
Apparel/Dry Goods Specialist III	RC-009-23	01233
Clinical Laboratory Associate	RC-009-08	08200
Clinical Laboratory Phlebotomist	RC-009-06	08213
Clinical Laboratory Technician I	RC-009-16	08215
Clinical Laboratory Technician II	RC-009-22	08216
Cook I	RC-009-07	09601
Cook II	RC-009-14	09602
Educator Aide	RC-009-19	13130
Facility Assistant Fire Chief	RC-009-21	14430
Facility Fire Safety Coordinator	RC-009-21	14435
Facility Firefighter	RC-009-16	14439
Florist II	RC-009-19	15652
Institutional Maintenance Worker	RC-009-10	21465
Laboratory Assistant	RC-009-02	22995
Laboratory Associate I	RC-009-16	22997
Laboratory Associate II	RC-009-22	22998
Licensed Practical Nurse I	RC-009-16~~15~~	23551
Licensed Practical Nurse II	RC-009-21~~20~~	23552
Locksmith	RC-009-27	24300
Mental Health Technician I	RC-009-05	27011
Mental Health Technician II	RC-009-09	27012
Mental Health Technician III	RC-009-12	27013
Mental Health Technician IV	RC-009-14	27014
Mental Health Technician V	RC-009-17	27015
Mental Health Technician VI	RC-009-18	27016
Mental Health Technician Trainee	RC-009-01	27021
Musician	RC-009-12	28805
Pest Control Operator	RC-009-15	31810
Physical Therapy Aide I	RC-009-04~~03~~	32191
Physical Therapy Aide II	RC-009-10~~09~~	32192
Physical Therapy Aide III	RC-009-17	32193

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Rehabilitation Workshop Instructor I	RC-009-12	38192
Rehabilitation Workshop Instructor II	RC-009-20	38193
Residential Care Worker	RC-009-20	38277
Residential Care Worker Trainee	RC-009-11	38279
Security Therapy Aide I	RC-009-24	39901
Security Therapy Aide II	RC-009-25	39902
Security Therapy Aide III	RC-009-26	39903
Security Therapy Aide Trainee	RC-009-13	39905
Social Service Aide I	RC-009-12	41281
Social Service Aide II	RC-009-17	41282
Social Service Aide Trainee	RC-009-02	41285
Support Service Coordinator I	RC-009-15	44221
Support Service Coordinator II	RC-009-22	44222
Support Service Lead	RC-009-07	44225
Support Service Worker	RC-009-04	44238
Transportation Officer	RC-009-25	45830
Veterans Nursing Assistant - Certified	RC-009-12	47750

Effective July 1, 2005
RC-009

STEPS

	1c	1b	1a	1	2	3	4	5	6	7	8
01	1918	1962	2009	2057	2103	2161	2213	2264	2317	2414	2488
01Q	1977	2024	2072	2122	2171	2229	2284	2336	2392	2493	2567
02	1960	2007	2055	2103	2161	2217	2268	2332	2383	2485	2559
02Q	2022	2070	2120	2171	2229	2288	2340	2406	2460	2565	2642
03	1975	2022	2070	2120	2186	2256	2327	2402	2478	2579	2655
03Q	2036	2085	2135	2186	2255	2329	2401	2480	2557	2662	2742
04	2010	2058	2107	2157	2213	2267	2327	2387	2443	2546	2621
04Q	2073	2123	2174	2226	2284	2339	2401	2464	2521	2629	2707
05	2024	2072	2122	2173	2240	2311	2383	2460	2539	2641	2719
05Q	2087	2137	2188	2242	2312	2387	2460	2541	2621	2727	2809

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06	2067	2117	2168	2220	2281	2341	2407	2468	2536	2643	2721
06Q	2132	2183	2236	2290	2354	2416	2485	2549	2618	2730	2811
07	2111	2162	2214	2268	2339	2397	2467	2534	2600	2712	2794
07Q	2178	2231	2285	2340	2413	2475	2548	2616	2685	2805	2889
08	2123	2174	2227	2281	2344	2412	2481	2548	2618	2738	2819
08Q	2189	2243	2297	2354	2419	2491	2561	2631	2705	2831	2916
09	2130	2181	2234	2288	2360	2436	2512	2594	2680	2794	2877
09Q	2197	2250	2304	2361	2437	2514	2594	2679	2769	2889	2975
10	2176	2229	2283	2339	2407	2474	2547	2616	2691	2817	2902
10Q	2245	2299	2356	2413	2485	2553	2630	2702	2782	2913	3001
11	2181	2234	2288	2344	2417	2490	2568	2638	2713	2842	2926
11Q	2250	2304	2361	2419	2497	2570	2653	2723	2806	2939	3026
12	2192	2245	2300	2356	2432	2509	2590	2672	2762	2883	2969
12Q	2261	2317	2374	2433	2510	2591	2674	2761	2857	2980	3070
13	2248	2303	2359	2417	2493	2573	2652	2737	2818	2951	3039
13Q	2321	2377	2436	2497	2574	2658	2740	2829	2914	3053	3145
14	2252	2307	2364	2424	2500	2584	2664	2753	2848	2973	3063
14Q	2325	2383	2441	2502	2582	2667	2753	2846	2945	3077	3169
15	2302	2358	2416	2478	2553	2640	2722	2815	2896	3035	3126
15Q	2376	2435	2495	2557	2637	2726	2814	2911	2995	3142	3236
16	2319	2377	2436	2496	2587	2664	2752	2839	2927	3076	3169
16Q	2394	2453	2514	2578	2671	2753	2845	2936	3027	3188	3282

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

17	2322	2379	2438	2498	2579	2664	2751	2846	2941	3088	3180
17Q	2396	2455	2516	2580	2662	2753	2844	2943	3043	3200	3296
18	2343	2401	2460	2521	2602	2691	2781	2875	2971	3113	3207
18Q	2418	2479	2541	2604	2688	2782	2875	2974	3075	3226	3322
19	2376	2434	2494	2556	2652	2738	2828	2920	3011	3170	3265
19Q	2451	2512	2576	2640	2740	2831	2924	3020	3116	3286	3385
20	2394	2453	2514	2579	2672	2760	2855	2949	3045	3229	3326
20Q	2471	2533	2597	2662	2761	2855	2951	3051	3153	3348	3448
21	2460	2521	2586	2651	2742	2828	2925	3024	3126	3298	3397
21Q	2541	2604	2670	2738	2835	2924	3025	3131	3241	3418	3520
22	2497	2559	2623	2691	2790	2883	2990	3088	3202	3374	3475
22Q	2579	2643	2710	2782	2885	2980	3096	3200	3318	3498	3603
23	2555	2619	2687	2756	2858	2958	3069	3175	3279	3458	3562
23Q	2639	2706	2776	2850	2955	3061	3179	3292	3399	3588	3696
24	2560	2624	2692	2762	2863	2967	3079	3190	3306	3483	3587
24Q	2644	2711	2783	2857	2961	3071	3191	3306	3428	3616	3725
25	2771	2846	2921	3000	3121	3243	3382	3510	3648	3860	3975
25Q	2866	2943	3021	3105	3234	3361	3507	3642	3785	4005	4125
26	2879	2957	3037	3122	3259	3396	3539	3681	3819	4042	4164
26Q	2978	3059	3146	3235	3378	3522	3672	3819	3962	4195	4321
27	3014	3097	3184	3274	3414	3561	3709	3854	3999	4227	4354
27Q	3122	3210	3300	3395	3540	3696	3848	3999	4150	4385	4518

Effective January 1, 2006

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

RC-009

STEPS

	1c	1b	1a	1	2	3	4	5	6	7	8
01	1976	2021	2069	2119	2166	2226	2279	2332	2387	2486	2563
01Q	2051	2100	2150	2202	2252	2313	2370	2424	2482	2586	2663
02	2019	2067	2117	2166	2226	2284	2336	2402	2454	2560	2636
02Q	2098	2148	2200	2252	2313	2374	2428	2496	2552	2661	2741
03	2034	2083	2132	2184	2252	2324	2397	2474	2552	2656	2735
03Q	2112	2163	2215	2268	2340	2416	2491	2573	2653	2762	2845
04	2070	2120	2170	2222	2279	2335	2397	2459	2516	2622	2700
04Q	2151	2203	2256	2309	2370	2427	2491	2556	2616	2728	2809
05	2085	2134	2186	2238	2307	2380	2454	2534	2615	2720	2801
05Q	2165	2217	2270	2326	2399	2477	2552	2636	2719	2829	2914
06	2129	2181	2233	2287	2349	2411	2479	2542	2612	2722	2803
06Q	2212	2265	2320	2376	2442	2507	2578	2645	2716	2832	2916
07	2174	2227	2280	2336	2409	2469	2541	2610	2678	2793	2878
07Q	2260	2315	2371	2428	2503	2568	2644	2714	2786	2910	2997
08	2187	2239	2294	2349	2414	2484	2555	2624	2697	2820	2904
08Q	2271	2327	2383	2442	2510	2584	2657	2730	2806	2937	3025
09	2194	2246	2301	2357	2431	2509	2587	2672	2760	2878	2963
09Q	2279	2334	2390	2450	2528	2608	2691	2779	2873	2997	3087
10	2241	2296	2351	2409	2479	2548	2623	2694	2772	2902	2989
10Q	2329	2385	2444	2503	2578	2649	2729	2803	2886	3022	3114

11	2246	2301	2357	2414	2490	2565	2645	2717	2794	2927	3014
11Q	2334	2390	2450	2510	2591	2666	2752	2825	2911	3049	3139
12	2258	2312	2369	2427	2505	2584	2668	2752	2845	2969	3058
12Q	2346	2404	2463	2524	2604	2688	2774	2865	2964	3092	3185
13	2315	2372	2430	2490	2568	2650	2732	2819	2903	3040	3130
13Q	2408	2466	2527	2591	2671	2758	2843	2935	3023	3167	3263
14	2320	2376	2435	2497	2575	2662	2744	2836	2933	3062	3155
14Q	2412	2472	2533	2596	2679	2767	2856	2953	3055	3192	3288
15	2371	2429	2488	2552	2630	2719	2804	2899	2983	3126	3220
15Q	2465	2526	2589	2653	2736	2828	2920	3020	3107	3260	3357
16	2389	2448	2509	2571	2665	2744	2835	2924	3015	3168	3264
16Q	2484	2545	2608	2675	2771	2856	2952	3046	3141	3308	3405
17	2392	2450	2511	2573	2656	2744	2834	2931	3029	3181	3275
17Q	2486	2547	2610	2677	2762	2856	2951	3053	3157	3320	3420
18	2413	2473	2534	2597	2680	2772	2864	2961	3060	3206	3303
18Q	2509	2572	2636	2702	2789	2886	2983	3086	3190	3347	3447
19	2447	2507	2569	2633	2732	2820	2913	3008	3101	3265	3363
19Q	2543	2606	2673	2739	2843	2937	3034	3133	3233	3409	3512
20	2466	2527	2589	2656	2752	2843	2941	3037	3136	3326	3426
20Q	2564	2628	2694	2762	2865	2962	3062	3165	3271	3474	3577
21	2534	2597	2664	2731	2824	2913	3013	3115	3220	3397	3499
21Q	2636	2702	2770	2841	2941	3034	3138	3248	3363	3546	3652
22	2572	2636	2702	2772	2874	2969	3080	3181	3298	3475	3579

22Q	2676	2742	2812	2886	2993	3092	3212	3320	3442	3629	3738
23	2632	2698	2768	2839	2944	3047	3161	3270	3377	3562	3669
23Q	2738	2807	2880	2957	3066	3176	3298	3415	3526	3723	3835
24	2637	2703	2773	2845	2949	3056	3171	3286	3405	3587	3695
24Q	2743	2813	2887	2964	3072	3186	3311	3430	3557	3752	3865
25	2854	2931	3009	3090	3215	3340	3483	3615	3757	3976	4094
25Q	2973	3053	3134	3221	3355	3487	3639	3779	3927	4155	4280
26	2965	3046	3128	3216	3357	3498	3645	3791	3934	4163	4289
26Q	3090	3174	3264	3356	3505	3654	3810	3962	4111	4352	4483
27	3104	3190	3280	3372	3516	3668	3820	3970	4119	4354	4485
27Q	3239	3330	3424	3522	3673	3835	3992	4149	4306	4549	4687

~~Effective July 1, 2003~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~	~~Eff. 1/1/04~~ ~~8~~
~~RC-009-01~~	~~1843~~	~~1886~~	~~1931~~	~~1977~~	~~2022~~	~~2077~~	~~2127~~	~~2176~~	~~2227~~	~~2321~~	~~2367~~	~~2391~~
~~RC-009-01a~~	~~1886~~	~~1931~~	~~1977~~	~~2024~~	~~2071~~	~~2127~~	~~2179~~	~~2229~~	~~2282~~	~~2379~~	~~2427~~	~~2450~~
~~RC-009-02~~	~~1884~~	~~1929~~	~~1975~~	~~2022~~	~~2077~~	~~2131~~	~~2180~~	~~2241~~	~~2290~~	~~2388~~	~~2436~~	~~2460~~
~~RC-009-02a~~	~~1929~~	~~1975~~	~~2022~~	~~2071~~	~~2127~~	~~2183~~	~~2233~~	~~2296~~	~~2347~~	~~2448~~	~~2497~~	~~2521~~
~~RC-009-03~~	~~1898~~	~~1943~~	~~1989~~	~~2037~~	~~2101~~	~~2169~~	~~2236~~	~~2309~~	~~2381~~	~~2478~~	~~2528~~	~~2552~~
~~RC-009-03a~~	~~1943~~	~~1989~~	~~2037~~	~~2086~~	~~2152~~	~~2222~~	~~2291~~	~~2366~~	~~2440~~	~~2540~~	~~2591~~	~~2616~~
~~RC-009-04~~	~~1932~~	~~1978~~	~~2025~~	~~2074~~	~~2127~~	~~2179~~	~~2236~~	~~2294~~	~~2348~~	~~2447~~	~~2496~~	~~2520~~
~~RC-009-04a~~	~~1978~~	~~2025~~	~~2074~~	~~2124~~	~~2179~~	~~2232~~	~~2291~~	~~2351~~	~~2406~~	~~2508~~	~~2558~~	~~2583~~
~~RC-009-05~~	~~1945~~	~~1991~~	~~2039~~	~~2088~~	~~2153~~	~~2222~~	~~2290~~	~~2365~~	~~2440~~	~~2538~~	~~2589~~	~~2614~~
~~RC-009-05a~~	~~1991~~	~~2039~~	~~2088~~	~~2139~~	~~2206~~	~~2277~~	~~2347~~	~~2424~~	~~2501~~	~~2602~~	~~2654~~	~~2680~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~RC-009-06~~	~~1986~~	~~2034~~	~~2083~~	~~2133~~	~~2192~~	~~2250~~	~~2314~~	~~2373~~	~~2437~~	~~2540~~	~~2591~~	~~2616~~
~~RC-009-06a~~	~~2034~~	~~2083~~	~~2133~~	~~2185~~	~~2246~~	~~2306~~	~~2371~~	~~2432~~	~~2498~~	~~2604~~	~~2656~~	~~2682~~
~~RC-009-07~~	~~2029~~	~~2078~~	~~2128~~	~~2180~~	~~2248~~	~~2304~~	~~2372~~	~~2435~~	~~2499~~	~~2607~~	~~2659~~	~~2685~~
~~RC-009-07a~~	~~2078~~	~~2128~~	~~2180~~	~~2233~~	~~2303~~	~~2361~~	~~2431~~	~~2496~~	~~2562~~	~~2676~~	~~2730~~	~~2756~~
~~RC-009-08~~	~~2040~~	~~2089~~	~~2140~~	~~2192~~	~~2253~~	~~2319~~	~~2384~~	~~2449~~	~~2517~~	~~2631~~	~~2684~~	~~2710~~
~~RC-009-08a~~	~~2089~~	~~2140~~	~~2192~~	~~2246~~	~~2309~~	~~2377~~	~~2444~~	~~2510~~	~~2581~~	~~2701~~	~~2755~~	~~2782~~
~~RC-009-09~~	~~2047~~	~~2096~~	~~2147~~	~~2199~~	~~2269~~	~~2341~~	~~2415~~	~~2493~~	~~2575~~	~~2685~~	~~2739~~	~~2766~~
~~RC-009-09a~~	~~2096~~	~~2147~~	~~2199~~	~~2253~~	~~2325~~	~~2399~~	~~2475~~	~~2556~~	~~2642~~	~~2756~~	~~2811~~	~~2839~~
~~RC-009-10~~	~~2091~~	~~2142~~	~~2194~~	~~2248~~	~~2314~~	~~2377~~	~~2448~~	~~2515~~	~~2586~~	~~2708~~	~~2762~~	~~2789~~
~~RC-009-10a~~	~~2142~~	~~2194~~	~~2248~~	~~2303~~	~~2371~~	~~2436~~	~~2509~~	~~2578~~	~~2654~~	~~2780~~	~~2836~~	~~2863~~
~~RC-009-11~~	~~2096~~	~~2147~~	~~2199~~	~~2253~~	~~2324~~	~~2393~~	~~2469~~	~~2535~~	~~2608~~	~~2731~~	~~2786~~	~~2813~~
~~RC-009-11a~~	~~2147~~	~~2199~~	~~2253~~	~~2309~~	~~2382~~	~~2453~~	~~2531~~	~~2599~~	~~2677~~	~~2804~~	~~2860~~	~~2888~~
~~RC-009-12~~	~~2107~~	~~2158~~	~~2211~~	~~2265~~	~~2337~~	~~2412~~	~~2489~~	~~2569~~	~~2655~~	~~2771~~	~~2826~~	~~2854~~
~~RC-009-12a~~	~~2158~~	~~2211~~	~~2265~~	~~2321~~	~~2395~~	~~2472~~	~~2552~~	~~2635~~	~~2726~~	~~2844~~	~~2901~~	~~2929~~
~~RC-009-13~~	~~2161~~	~~2214~~	~~2268~~	~~2324~~	~~2396~~	~~2474~~	~~2549~~	~~2630~~	~~2709~~	~~2836~~	~~2893~~	~~2921~~
~~RC-009-13a~~	~~2214~~	~~2268~~	~~2324~~	~~2382~~	~~2456~~	~~2536~~	~~2614~~	~~2700~~	~~2781~~	~~2913~~	~~2971~~	~~3000~~
~~RC-009-14~~	~~2165~~	~~2218~~	~~2273~~	~~2329~~	~~2403~~	~~2483~~	~~2561~~	~~2646~~	~~2737~~	~~2858~~	~~2915~~	~~2944~~
~~RC-009-14a~~	~~2218~~	~~2273~~	~~2329~~	~~2387~~	~~2463~~	~~2545~~	~~2627~~	~~2715~~	~~2810~~	~~2936~~	~~2995~~	~~3024~~
~~RC-009-15~~	~~2213~~	~~2267~~	~~2323~~	~~2381~~	~~2454~~	~~2537~~	~~2617~~	~~2706~~	~~2783~~	~~2917~~	~~2975~~	~~3005~~
~~RC-009-15a~~	~~2267~~	~~2323~~	~~2381~~	~~2440~~	~~2516~~	~~2601~~	~~2685~~	~~2778~~	~~2857~~	~~2998~~	~~3058~~	~~3088~~
~~RC-009-16~~	~~2229~~	~~2284~~	~~2341~~	~~2399~~	~~2486~~	~~2561~~	~~2645~~	~~2728~~	~~2814~~	~~2957~~	~~3016~~	~~3046~~
~~RC-009-16a~~	~~2284~~	~~2341~~	~~2399~~	~~2459~~	~~2549~~	~~2627~~	~~2714~~	~~2801~~	~~2889~~	~~3041~~	~~3102~~	~~3132~~
~~RC-009-17~~	~~2231~~	~~2286~~	~~2343~~	~~2401~~	~~2478~~	~~2561~~	~~2644~~	~~2735~~	~~2826~~	~~2968~~	~~3027~~	~~3057~~
~~RC-009-17a~~	~~2286~~	~~2343~~	~~2401~~	~~2461~~	~~2540~~	~~2627~~	~~2713~~	~~2808~~	~~2903~~	~~3053~~	~~3114~~	~~3145~~
~~RC-009-18~~	~~2252~~	~~2308~~	~~2365~~	~~2424~~	~~2501~~	~~2586~~	~~2673~~	~~2764~~	~~2856~~	~~2992~~	~~3052~~	~~3082~~
~~RC-009-18a~~	~~2308~~	~~2365~~	~~2424~~	~~2485~~	~~2564~~	~~2654~~	~~2744~~	~~2838~~	~~2934~~	~~3078~~	~~3140~~	~~3170~~

~~RC-009-19~~	~~2283~~	~~2339~~	~~2397~~	~~2457~~	~~2549~~	~~2631~~	~~2719~~	~~2807~~	~~2894~~	~~3047~~	~~3108~~	~~3138~~
~~RC-009-19a~~	~~2339~~	~~2397~~	~~2457~~	~~2519~~	~~2614~~	~~2701~~	~~2790~~	~~2882~~	~~2973~~	~~3136~~	~~3199~~	~~3230~~
~~RC-009-20~~	~~2301~~	~~2358~~	~~2417~~	~~2478~~	~~2569~~	~~2653~~	~~2744~~	~~2834~~	~~2926~~	~~3104~~	~~3166~~	~~3197~~
~~RC-009-20a~~	~~2358~~	~~2417~~	~~2478~~	~~2540~~	~~2635~~	~~2724~~	~~2816~~	~~2911~~	~~3008~~	~~3194~~	~~3258~~	~~3290~~
~~RC-009-21~~	~~2365~~	~~2424~~	~~2485~~	~~2548~~	~~2635~~	~~2719~~	~~2812~~	~~2907~~	~~3005~~	~~3170~~	~~3233~~	~~3265~~
~~RC-009-21a~~	~~2424~~	~~2485~~	~~2548~~	~~2612~~	~~2705~~	~~2790~~	~~2887~~	~~2988~~	~~3092~~	~~3261~~	~~3326~~	~~3359~~
~~RC-009-22~~	~~2400~~	~~2460~~	~~2522~~	~~2586~~	~~2681~~	~~2771~~	~~2874~~	~~2968~~	~~3077~~	~~3243~~	~~3308~~	~~3340~~
~~RC-009-22a~~	~~2460~~	~~2522~~	~~2586~~	~~2654~~	~~2752~~	~~2844~~	~~2954~~	~~3053~~	~~3166~~	~~3337~~	~~3404~~	~~3437~~
~~RC-009-23~~	~~2456~~	~~2518~~	~~2582~~	~~2649~~	~~2747~~	~~2843~~	~~2950~~	~~3052~~	~~3152~~	~~3324~~	~~3390~~	~~3424~~
~~RC-009-23a~~	~~2518~~	~~2582~~	~~2649~~	~~2719~~	~~2819~~	~~2921~~	~~3034~~	~~3141~~	~~3243~~	~~3424~~	~~3492~~	~~3527~~
~~RC-009-24~~	~~2461~~	~~2523~~	~~2587~~	~~2655~~	~~2752~~	~~2852~~	~~2960~~	~~3066~~	~~3177~~	~~3348~~	~~3415~~	~~3448~~
~~RC-009-24a~~	~~2523~~	~~2587~~	~~2655~~	~~2726~~	~~2825~~	~~2930~~	~~3044~~	~~3154~~	~~3271~~	~~3450~~	~~3519~~	~~3554~~
~~RC-009-25~~	~~2664~~	~~2735~~	~~2808~~	~~2883~~	~~3000~~	~~3117~~	~~3251~~	~~3374~~	~~3506~~	~~3710~~	~~3784~~	~~3821~~
~~RC-009-25a~~	~~2735~~	~~2808~~	~~2883~~	~~2963~~	~~3086~~	~~3207~~	~~3346~~	~~3475~~	~~3612~~	~~3821~~	~~3897~~	~~3936~~
~~RC-009-26~~	~~2768~~	~~2842~~	~~2919~~	~~3001~~	~~3132~~	~~3264~~	~~3402~~	~~3538~~	~~3671~~	~~3885~~	~~3963~~	~~4002~~
~~RC-009-26a~~	~~2842~~	~~2919~~	~~3001~~	~~3087~~	~~3223~~	~~3361~~	~~3504~~	~~3644~~	~~3780~~	~~4003~~	~~4083~~	~~4123~~
~~RC-009-27~~	~~2897~~	~~2976~~	~~3061~~	~~3147~~	~~3281~~	~~3423~~	~~3565~~	~~3704~~	~~3844~~	~~4063~~	~~4144~~	~~4185~~
~~RC-009-27a~~	~~2979~~	~~3063~~	~~3148~~	~~3239~~	~~3378~~	~~3527~~	~~3672~~	~~3816~~	~~3960~~	~~4184~~	~~4268~~	~~4310~~

~~Effective January 1, 2005~~
~~RC-009~~

	~~STEPS~~										
	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~01~~	~~1880~~	~~1924~~	~~1970~~	~~2017~~	~~2062~~	~~2119~~	~~2170~~	~~2220~~	~~2272~~	~~2367~~	~~2439~~
~~01a~~	~~1938~~	~~1984~~	~~2031~~	~~2080~~	~~2128~~	~~2185~~	~~2239~~	~~2290~~	~~2345~~	~~2444~~	~~2517~~
~~02~~	~~1922~~	~~1968~~	~~2015~~	~~2062~~	~~2119~~	~~2174~~	~~2224~~	~~2286~~	~~2336~~	~~2436~~	~~2509~~
~~02a~~	~~1982~~	~~2029~~	~~2078~~	~~2128~~	~~2185~~	~~2243~~	~~2294~~	~~2359~~	~~2412~~	~~2515~~	~~2590~~
~~03~~	~~1936~~	~~1982~~	~~2029~~	~~2078~~	~~2143~~	~~2212~~	~~2281~~	~~2355~~	~~2429~~	~~2528~~	~~2603~~
~~03a~~	~~1996~~	~~2044~~	~~2093~~	~~2143~~	~~2211~~	~~2283~~	~~2354~~	~~2431~~	~~2507~~	~~2610~~	~~2688~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~04~~	~~1971~~	~~2018~~	~~2066~~	~~2115~~	~~2170~~	~~2223~~	~~2281~~	~~2340~~	~~2395~~	~~2496~~	~~2570~~
~~04a~~	~~2032~~	~~2081~~	~~2131~~	~~2182~~	~~2239~~	~~2293~~	~~2354~~	~~2416~~	~~2472~~	~~2577~~	~~2654~~
~~05~~	~~1984~~	~~2031~~	~~2080~~	~~2130~~	~~2196~~	~~2266~~	~~2336~~	~~2412~~	~~2489~~	~~2589~~	~~2666~~
~~05a~~	~~2046~~	~~2095~~	~~2145~~	~~2198~~	~~2267~~	~~2340~~	~~2412~~	~~2491~~	~~2570~~	~~2674~~	~~2754~~
~~06~~	~~2026~~	~~2075~~	~~2125~~	~~2176~~	~~2236~~	~~2295~~	~~2360~~	~~2420~~	~~2486~~	~~2591~~	~~2668~~
~~06a~~	~~2090~~	~~2140~~	~~2192~~	~~2245~~	~~2308~~	~~2369~~	~~2436~~	~~2499~~	~~2567~~	~~2676~~	~~2756~~
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~~07a~~	~~2135~~	~~2187~~	~~2240~~	~~2294~~	~~2366~~	~~2426~~	~~2498~~	~~2565~~	~~2632~~	~~2750~~	~~2832~~
~~08~~	~~2081~~	~~2131~~	~~2183~~	~~2236~~	~~2298~~	~~2365~~	~~2432~~	~~2498~~	~~2567~~	~~2684~~	~~2764~~
~~08a~~	~~2146~~	~~2199~~	~~2252~~	~~2308~~	~~2372~~	~~2442~~	~~2511~~	~~2579~~	~~2652~~	~~2775~~	~~2859~~
~~09~~	~~2088~~	~~2138~~	~~2190~~	~~2243~~	~~2314~~	~~2388~~	~~2463~~	~~2543~~	~~2627~~	~~2739~~	~~2821~~
~~09a~~	~~2154~~	~~2206~~	~~2259~~	~~2315~~	~~2389~~	~~2465~~	~~2543~~	~~2626~~	~~2715~~	~~2832~~	~~2917~~
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~~10a~~	~~2201~~	~~2254~~	~~2310~~	~~2366~~	~~2436~~	~~2503~~	~~2578~~	~~2649~~	~~2727~~	~~2856~~	~~2942~~
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~~11a~~	~~2206~~	~~2259~~	~~2315~~	~~2372~~	~~2448~~	~~2520~~	~~2601~~	~~2670~~	~~2751~~	~~2881~~	~~2967~~
~~12~~	~~2149~~	~~2201~~	~~2255~~	~~2310~~	~~2384~~	~~2460~~	~~2539~~	~~2620~~	~~2708~~	~~2826~~	~~2911~~
~~12a~~	~~2217~~	~~2272~~	~~2327~~	~~2385~~	~~2461~~	~~2540~~	~~2622~~	~~2707~~	~~2801~~	~~2922~~	~~3010~~
~~13~~	~~2204~~	~~2258~~	~~2313~~	~~2370~~	~~2444~~	~~2523~~	~~2600~~	~~2683~~	~~2763~~	~~2893~~	~~2979~~
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~~16a~~	~~2347~~	~~2405~~	~~2465~~	~~2527~~	~~2619~~	~~2699~~	~~2789~~	~~2878~~	~~2968~~	~~3125~~	~~3218~~
~~17~~	~~2276~~	~~2332~~	~~2390~~	~~2449~~	~~2528~~	~~2612~~	~~2697~~	~~2790~~	~~2883~~	~~3027~~	~~3118~~
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~~18a~~	~~2371~~	~~2430~~	~~2491~~	~~2553~~	~~2635~~	~~2727~~	~~2819~~	~~2916~~	~~3015~~	~~3163~~	~~3257~~
~~19~~	~~2329~~	~~2386~~	~~2445~~	~~2506~~	~~2600~~	~~2684~~	~~2773~~	~~2863~~	~~2952~~	~~3108~~	~~3201~~
~~19a~~	~~2403~~	~~2463~~	~~2525~~	~~2588~~	~~2686~~	~~2775~~	~~2867~~	~~2961~~	~~3055~~	~~3222~~	~~3319~~
~~20~~	~~2347~~	~~2405~~	~~2465~~	~~2528~~	~~2620~~	~~2706~~	~~2799~~	~~2891~~	~~2985~~	~~3166~~	~~3261~~
~~20a~~	~~2423~~	~~2483~~	~~2546~~	~~2610~~	~~2707~~	~~2799~~	~~2893~~	~~2991~~	~~3091~~	~~3282~~	~~3380~~
~~21~~	~~2412~~	~~2472~~	~~2535~~	~~2599~~	~~2688~~	~~2773~~	~~2868~~	~~2965~~	~~3065~~	~~3233~~	~~3330~~
~~21a~~	~~2491~~	~~2553~~	~~2618~~	~~2684~~	~~2779~~	~~2867~~	~~2966~~	~~3070~~	~~3177~~	~~3351~~	~~3451~~
~~22~~	~~2448~~	~~2509~~	~~2572~~	~~2638~~	~~2735~~	~~2826~~	~~2931~~	~~3027~~	~~3139~~	~~3308~~	~~3407~~
~~22a~~	~~2528~~	~~2591~~	~~2657~~	~~2727~~	~~2828~~	~~2922~~	~~3035~~	~~3137~~	~~3253~~	~~3429~~	~~3532~~
~~23~~	~~2505~~	~~2568~~	~~2634~~	~~2702~~	~~2802~~	~~2900~~	~~3009~~	~~3113~~	~~3215~~	~~3390~~	~~3492~~
~~23a~~	~~2587~~	~~2653~~	~~2722~~	~~2794~~	~~2897~~	~~3001~~	~~3117~~	~~3227~~	~~3332~~	~~3518~~	~~3624~~
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~~24a~~	~~2592~~	~~2658~~	~~2728~~	~~2801~~	~~2903~~	~~3011~~	~~3128~~	~~3241~~	~~3361~~	~~3545~~	~~3652~~
~~25~~	~~2717~~	~~2790~~	~~2864~~	~~2941~~	~~3060~~	~~3179~~	~~3316~~	~~3441~~	~~3576~~	~~3784~~	~~3897~~
~~25a~~	~~2810~~	~~2885~~	~~2962~~	~~3044~~	~~3171~~	~~3295~~	~~3438~~	~~3571~~	~~3711~~	~~3926~~	~~4044~~
~~26~~	~~2823~~	~~2899~~	~~2977~~	~~3061~~	~~3195~~	~~3329~~	~~3470~~	~~3609~~	~~3744~~	~~3963~~	~~4082~~
~~26a~~	~~2920~~	~~2999~~	~~3084~~	~~3172~~	~~3312~~	~~3453~~	~~3600~~	~~3744~~	~~3884~~	~~4113~~	~~4236~~
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~~27a~~	~~3061~~	~~3147~~	~~3235~~	~~3328~~	~~3471~~	~~3624~~	~~3773~~	~~3921~~	~~4069~~	~~4299~~	~~4429~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE J RC-014 (Clerical Employees, AFSCME)

Title	Salary Grade	Code
Account Clerk I	RC-014-05	00111
Account Clerk II	RC-014-07	00112
Account Technician I	RC-014-10	00115
Account Technician II	RC-014-12	00116
Administrative Services Worker Trainee	RC-014-02	00600
Aircraft Dispatcher	RC-014-12	00951
Aircraft Lead Dispatcher	RC-014-14	00952
Audio Visual Technician I	RC-014-06	03501
Audio Visual Technician II	RC-014-09	03502
Buyer Assistant	RC-014-10	05905
Check Issuance Machine Operator	RC-014-09	06920
Clerical Trainee	RC-014-TR	08050
Communications Dispatcher	RC-014-09	08815
Communications Equipment Technician I	RC-014-17	08831
Communications Equipment Technician II	RC-014-19	08832
Communications Equipment Technician III	RC-014-20	08833
Court Reporter	RC-014-15	09900
Data Processing Assistant	RC-014-06	11420
Data Processing Operator	RC-014-04	11425
Data Processing Operator Trainee	RC-014-02	11428
Drafting Worker	RC-014-11	12749
Electronic Equipment Installer/Repairer	RC-014-10	13340
Electronic Equipment Installer/Repairer Lead Worker	RC-014-12	13345
Electronics Technician	RC-014-15	13360
Emergency Response Lead Telecommunicator	RC-014-12	13540
Emergency Response Telecommunicator	RC-014-10	13543
Engineering Technician II	RC-014-13	13732
Engineering Technician III	RC-014-16	13733
Executive Secretary I	RC-014-11	14031
Executive Secretary II	RC-014-14	14032
Graphic Arts Designer	RC-014-14	17366
Graphic Arts Designer Supervisor	RC-014-18	17365
Graphic Arts Technician	RC-014-12	17400
Industrial Commission Reporter	RC-014-16	21080
Industrial Commission Technician	RC-014-11	21095

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Insurance Analyst I	RC-014-09	21561
Insurance Analyst II	RC-014-12	21562
Insurance Analyst Trainee	RC-014-07	21566
Intermittent Clerk	RC-014-02H	21686
Library Aide I	RC-014-03	23421
Library Aide II	RC-014-05	23422
Library Aide III	RC-014-07	23423
Library Technical Assistant	RC-014-10	23450
Lottery Telemarketing Representative	RC-014-09	24520
Microfilm Laboratory Technician I	RC-014-07	27175
Microfilm Laboratory Technician II	RC-014-09	27176
Microfilm Operator I	RC-014-04	27181
Microfilm Operator II	RC-014-06	27182
Microfilm Operator III	RC-014-08	27183
Office Aide	RC-014-02	30005
Office Assistant	RC-014-06	30010
Office Associate	RC-014-08	30015
Office Clerk	RC-014-04	30020
Office Coordinator	RC-014-09	30025
Photographer I	RC-014-11	32085
Photographer II	RC-014-14	32086
Photographer III	RC-014-15	32087
Photographic Technician I	RC-014-11	32091
Photographic Technician II	RC-014-14	32092
Photographic Technician III	RC-014-15	32093
Procurement Representative	RC-014-09	34540
Property and Supply Clerk I	RC-014-03.5	34791
Property and Supply Clerk II	RC-014-05.5	34792
Property and Supply Clerk III	RC-014-08	34793
Property Tax Examiner	RC-014-09	34930
Rehabilitation Case Coordinator I	RC-014-08~~07~~	38141
Rehabilitation Case Coordinator II	RC-014-10~~09~~	38142
Reproduction Service Technician I	RC-014-05	38203
Reproduction Service Technician II	RC-014-09	38204
Reproduction Service Technician III	RC-014-11	38205
Safety Responsibility Analyst	RC-014-12	38910
Storekeeper I	RC-014-10.5	43051
Storekeeper II	RC-014-12.5	43052
Storekeeper III	RC-014-14	43053
Stores Clerk	RC-014-04.5	43060

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Switchboard Operator I	RC-014-05	44411
Switchboard Operator II	RC-014-07	44412
Telecommunicator – Command Center	RC-014-13	45316
Telecommunicator Lead Worker – Command Center	RC-014-15	45318
Telecommunicator	RC-014-12	45321
Telecommunicator – Call Taker	RC-014-14	45322
Telecommunicator – Lead Call Taker	RC-014-16	45323
Telecommunicator Lead Worker	RC-014-14	45324
Telecommunicator Trainee	RC-014-10	45325
Telecommunicator Specialist	RC-014-15	45326
Telecommunicator Lead Specialist	RC-014-17	45327
Vehicle Permit Evaluator	RC-014-11	47585
Veterans Service Officer Associate	RC-014-13	47804

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STEPS

	1c	1b	1a	1	2	3	4	5	6	7	8
02	1878	1922	1967	2013	2057	2103	2160	2209	2259	2344	2414
02Q	1936	1981	2028	2076	2122	2171	2228	2281	2332	2419	2492
02S	1990	2035	2082	2131	2176	2224	2283	2334	2387	2474	2548
02H	11.56	11.83	12.1	12.39	12.66	12.94	13.29	13.59	13.9	14.42	14.86
02HQ	11.91	12.19	12.48	12.78	13.06	13.36	13.71	14.04	14.35	14.89	15.34
02HS	12.25	12.52	12.81	13.11	13.39	13.69	14.05	14.36	14.69	15.22	15.68
03	1918	1962	2009	2057	2103	2161	2213	2264	2317	2414	2488
03Q	1977	2024	2072	2122	2171	2229	2284	2336	2392	2493	2567
03S	2031	2078	2126	2176	2224	2284	2337	2391	2445	2547	2623
03.5	1960	2007	2055	2103	2157	2213	2266	2317	2377	2478	2551
03.5Q	2022	2070	2120	2171	2226	2284	2338	2392	2453	2557	2634
03.5S	2075	2124	2174	2224	2281	2337	2393	2445	2507	2612	2691
04	1960	2007	2055	2103	2161	2217	2268	2332	2383	2485	2559
04Q	2022	2070	2120	2171	2229	2288	2340	2406	2460	2565	2642

04S	2075	2124	2174	2224	2284	2341	2395	2461	2513	2619	2698
04.5	2010	2058	2107	2157	2213	2267	2327	2387	2443	2546	2621
04.5Q	2073	2123	2174	2226	2284	2339	2401	2464	2521	2629	2707
04.5S	2127	2177	2227	2281	2337	2394	2455	2517	2577	2683	2764
05	2013	2061	2110	2161	2220	2280	2339	2395	2453	2554	2632
05Q	2076	2126	2177	2229	2290	2353	2413	2472	2533	2638	2717
05S	2131	2180	2231	2284	2343	2406	2468	2527	2587	2692	2772
05.5	2061	2110	2161	2213	2268	2337	2394	2453	2517	2619	2699
05.5Q	2126	2177	2229	2284	2340	2411	2471	2533	2600	2706	2787
05.5S	2180	2231	2284	2337	2395	2466	2526	2587	2654	2760	2844
06	2067	2117	2168	2220	2281	2341	2407	2468	2536	2643	2721
06Q	2132	2183	2236	2290	2354	2416	2485	2549	2618	2730	2811
06S	2185	2238	2290	2343	2407	2470	2540	2603	2672	2786	2869
07	2123	2174	2227	2281	2344	2412	2481	2548	2618	2738	2819
07Q	2189	2243	2297	2354	2419	2491	2561	2631	2705	2831	2916
07S	2244	2296	2352	2407	2474	2545	2615	2685	2759	2887	2973
08	2181	2234	2288	2344	2417	2490	2568	2638	2713	2842	2926
08Q	2250	2304	2361	2419	2497	2570	2653	2723	2806	2939	3026
08S	2303	2359	2414	2474	2550	2624	2707	2781	2862	2995	3084
09	2248	2303	2359	2417	2493	2573	2652	2737	2818	2951	3039
09Q	2321	2377	2436	2497	2574	2658	2740	2829	2914	3053	3145
09S	2374	2432	2490	2550	2628	2712	2796	2886	2971	3111	3204
10	2319	2377	2436	2496	2587	2664	2752	2839	2927	3076	3169
10Q	2394	2453	2514	2578	2671	2753	2845	2936	3027	3188	3282
10S	2447	2507	2568	2631	2725	2809	2901	2991	3087	3248	3346

10.5	2388	2447	2508	2570	2652	2743	2827	2926	3011	3164	3259
10.5Q	2465	2527	2590	2655	2740	2836	2923	3026	3116	3278	3377
10.5S	2518	2581	2644	2709	2796	2893	2979	3086	3177	3341	3440
11	2403	2462	2525	2588	2676	2763	2862	2957	3049	3210	3307
11Q	2481	2543	2606	2672	2767	2858	2960	3059	3157	3326	3426
11S	2536	2597	2660	2726	2823	2913	3016	3117	3217	3386	3488
12	2497	2559	2623	2691	2790	2883	2990	3088	3202	3374	3475
12Q	2579	2643	2710	2782	2885	2980	3096	3200	3318	3498	3603
12S	2633	2697	2765	2837	2941	3038	3155	3261	3379	3560	3667
12.5	2555	2619	2687	2756	2858	2958	3069	3175	3279	3458	3562
12.5Q	2639	2706	2776	2850	2955	3061	3179	3292	3399	3588	3696
12.5S	2693	2760	2833	2906	3012	3119	3241	3352	3460	3652	3762
13	2588	2653	2721	2793	2896	3006	3119	3233	3353	3540	3647
13Q	2672	2742	2813	2888	2995	3112	3233	3351	3475	3673	3783
13S	2726	2797	2869	2944	3052	3171	3294	3412	3538	3736	3848
14	2693	2763	2838	2913	3024	3142	3279	3399	3528	3733	3845
14Q	2784	2858	2935	3013	3131	3257	3399	3526	3661	3874	3990
14S	2839	2913	2990	3071	3192	3317	3460	3587	3723	3935	4053
15	2797	2871	2949	3028	3161	3292	3421	3561	3693	3915	4033
15Q	2893	2970	3051	3135	3275	3412	3549	3696	3832	4062	4183
15S	2948	3025	3109	3196	3336	3471	3613	3758	3893	4124	4247
16	2921	3000	3082	3170	3313	3458	3603	3753	3903	4133	4257
16Q	3021	3105	3194	3286	3433	3588	3739	3892	4049	4289	4418
16S	3080	3165	3254	3347	3496	3652	3803	3956	4113	4350	4482
17	3051	3137	3227	3321	3475	3635	3789	3942	4102	4347	4477
17Q	3160	3251	3346	3441	3606	3772	3930	4090	4256	4510	4646

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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17S	3219	3312	3406	3504	3669	3836	3994	4153	4318	4574	4711
18	3207	3299	3394	3495	3664	3835	4009	4173	4340	4599	4738
18Q	3323	3419	3520	3626	3805	3979	4161	4332	4503	4772	4915
18S	3383	3479	3584	3687	3866	4042	4223	4393	4568	4834	4979
19	3375	3473	3576	3684	3872	4055	4244	4421	4606	4885	5032
19Q	3499	3603	3711	3822	4017	4204	4404	4587	4780	5068	5220
19S	3561	3667	3775	3885	4081	4269	4466	4651	4843	5131	5285
20	3564	3672	3781	3893	4090	4280	4483	4678	4871	5167	5322
20Q	3699	3809	3922	4039	4243	4442	4652	4852	5054	5363	5524
20S	3760	3872	3985	4102	4305	4503	4714	4915	5116	5423	5587
TR	TR										

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STEPS

	1c	1b	1a	1	2	3	4	5	6	7	8
02	1934	1980	2026	2073	2119	2166	2225	2275	2327	2414	2486
02Q	2009	2055	2104	2154	2202	2252	2312	2367	2419	2510	2585
02S	2065	2111	2160	2211	2258	2307	2369	2422	2477	2567	2644
02H	11.90	12.18	12.47	12.76	13.04	13.33	13.69	14.00	14.32	14.86	15.30
02HQ	12.36	12.65	12.95	13.26	13.55	13.86	14.23	14.57	14.89	15.45	15.91
02HS	12.71	12.99	13.29	13.61	13.90	14.20	14.58	14.90	15.24	15.80	16.27
03	1976	2021	2069	2119	2166	2226	2279	2332	2387	2486	2563
03Q	2051	2100	2150	2202	2252	2313	2370	2424	2482	2586	2663
03S	2107	2156	2206	2258	2307	2370	2425	2481	2537	2643	2721
03.5	2019	2067	2117	2166	2222	2279	2334	2387	2448	2552	2628

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03.5Q	2098	2148	2200	2252	2309	2370	2426	2482	2545	2653	2733
03.5S	2153	2204	2256	2307	2367	2425	2483	2537	2601	2710	2792
04	2019	2067	2117	2166	2226	2284	2336	2402	2454	2560	2636
04Q	2098	2148	2200	2252	2313	2374	2428	2496	2552	2661	2741
04S	2153	2204	2256	2307	2370	2429	2485	2553	2607	2717	2799
04.5	2070	2120	2170	2222	2279	2335	2397	2459	2516	2622	2700
04.5Q	2151	2203	2256	2309	2370	2427	2491	2556	2616	2728	2809
04.5S	2207	2259	2311	2367	2425	2484	2547	2611	2674	2784	2868
05	2073	2123	2173	2226	2287	2348	2409	2467	2527	2631	2711
05Q	2154	2206	2259	2313	2376	2441	2503	2565	2628	2737	2819
05S	2211	2262	2315	2370	2431	2496	2561	2622	2684	2793	2876
05.5	2123	2173	2226	2279	2336	2407	2466	2527	2593	2698	2780
05.5Q	2206	2259	2313	2370	2428	2501	2564	2628	2698	2807	2892
05.5S	2262	2315	2370	2425	2485	2558	2621	2684	2754	2864	2951
06	2129	2181	2233	2287	2349	2411	2479	2542	2612	2722	2803
06Q	2212	2265	2320	2376	2442	2507	2578	2645	2716	2832	2916
06S	2267	2322	2376	2431	2497	2563	2635	2701	2772	2890	2977
07	2187	2239	2294	2349	2414	2484	2555	2624	2697	2820	2904
07Q	2271	2327	2383	2442	2510	2584	2657	2730	2806	2937	3025
07S	2328	2382	2440	2497	2567	2640	2713	2786	2862	2995	3084
08	2246	2301	2357	2414	2490	2565	2645	2717	2794	2927	3014
08Q	2334	2390	2450	2510	2591	2666	2752	2825	2911	3049	3139
08S	2389	2447	2505	2567	2646	2722	2809	2885	2969	3107	3200
09	2315	2372	2430	2490	2568	2650	2732	2819	2903	3040	3130
09Q	2408	2466	2527	2591	2671	2758	2843	2935	3023	3167	3263
09S	2463	2523	2583	2646	2727	2814	2901	2994	3082	3228	3324

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

10	2389	2448	2509	2571	2665	2744	2835	2924	3015	3168	3264
10Q	2484	2545	2608	2675	2771	2856	2952	3046	3141	3308	3405
10S	2539	2601	2664	2730	2827	2914	3010	3103	3203	3370	3471
10.5	2460	2520	2583	2647	2732	2825	2912	3014	3101	3259	3357
10.5Q	2557	2622	2687	2755	2843	2942	3033	3139	3233	3401	3504
10.5S	2612	2678	2743	2811	2901	3001	3091	3202	3296	3466	3569
11	2475	2536	2601	2666	2756	2846	2948	3046	3140	3306	3406
11Q	2574	2638	2704	2772	2871	2965	3071	3174	3275	3451	3554
11S	2631	2694	2760	2828	2929	3022	3129	3234	3338	3513	3619
12	2572	2636	2702	2772	2874	2969	3080	3181	3298	3475	3579
12Q	2676	2742	2812	2886	2993	3092	3212	3320	3442	3629	3738
12S	2732	2798	2869	2943	3051	3152	3273	3383	3506	3694	3805
12.5	2632	2698	2768	2839	2944	3047	3161	3270	3377	3562	3669
12.5Q	2738	2807	2880	2957	3066	3176	3298	3415	3526	3723	3835
12.5S	2794	2864	2939	3015	3125	3236	3363	3478	3590	3789	3903
13	2666	2733	2803	2877	2983	3096	3213	3330	3454	3646	3756
13Q	2772	2845	2918	2996	3107	3229	3354	3477	3605	3811	3925
13S	2828	2902	2977	3054	3166	3290	3418	3540	3671	3876	3992
14	2774	2846	2923	3000	3115	3236	3377	3501	3634	3845	3960
14Q	2888	2965	3045	3126	3248	3379	3526	3658	3798	4019	4140
14S	2945	3022	3102	3186	3312	3441	3590	3722	3863	4083	4205
15	2881	2957	3037	3119	3256	3391	3524	3668	3804	4032	4154
15Q	3001	3081	3165	3253	3398	3540	3682	3835	3976	4214	4340
15S	3059	3138	3226	3316	3461	3601	3748	3899	4039	4279	4406
16	3009	3090	3174	3265	3412	3562	3711	3866	4020	4257	4385

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

16Q	3134	3221	3314	3409	3562	3723	3879	4038	4201	4450	4584
16S	3196	3284	3376	3473	3627	3789	3946	4104	4267	4513	4650
17	3143	3231	3324	3421	3579	3744	3903	4060	4225	4477	4611
17Q	3279	3373	3471	3570	3741	3913	4077	4243	4416	4679	4820
17S	3340	3436	3534	3635	3807	3980	4144	4309	4480	4746	4888
18	3303	3398	3496	3600	3774	3950	4129	4298	4470	4737	4880
18Q	3448	3547	3652	3762	3948	4128	4317	4494	4672	4951	5099
18S	3510	3609	3718	3825	4011	4194	4381	4558	4739	5015	5166
19	3476	3577	3683	3795	3988	4177	4371	4554	4744	5032	5183
19Q	3630	3738	3850	3965	4168	4362	4569	4759	4959	5258	5416
19S	3695	3805	3917	4031	4234	4429	4633	4825	5025	5323	5483
20	3671	3782	3894	4010	4213	4408	4617	4818	5017	5322	5482
20Q	3838	3952	4069	4190	4402	4609	4826	5034	5244	5564	5731
20S	3901	4017	4134	4256	4466	4672	4891	5099	5308	5626	5797
TR	TR										

~~Effective July 1, 2003~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~	~~Eff. 1/1/04~~ ~~8~~
~~RC-014-02~~	~~1805~~	~~1847~~	~~1890~~	~~1935~~	~~1977~~	~~2022~~	~~2076~~	~~2124~~	~~2172~~	~~2253~~	~~2298~~	~~2321~~
~~RC-014-02a~~	~~1847~~	~~1890~~	~~1935~~	~~1981~~	~~2024~~	~~2071~~	~~2126~~	~~2176~~	~~2225~~	~~2309~~	~~2355~~	~~2378~~
~~RC-014-02m~~	~~1899~~	~~1942~~	~~1986~~	~~2033~~	~~2076~~	~~2122~~	~~2178~~	~~2227~~	~~2277~~	~~2360~~	~~2407~~	~~2431~~
~~RC-014-02H~~	~~11.11~~	~~11.37~~	~~11.63~~	~~11.91~~	~~12.17~~	~~12.44~~	~~12.78~~	~~13.07~~	~~13.37~~	~~13.86~~	~~14.14~~	~~14.28~~
~~RC-014-02Ha~~	~~11.37~~	~~11.63~~	~~11.91~~	~~12.19~~	~~12.46~~	~~12.74~~	~~13.08~~	~~13.39~~	~~13.69~~	~~14.21~~	~~14.49~~	~~14.63~~
~~RC-014-02Hm~~	~~11.69~~	~~11.95~~	~~12.22~~	~~12.51~~	~~12.78~~	~~13.06~~	~~13.40~~	~~13.70~~	~~14.01~~	~~14.52~~	~~14.81~~	~~14.96~~
~~RC-014-03~~	~~1843~~	~~1886~~	~~1931~~	~~1977~~	~~2022~~	~~2077~~	~~2127~~	~~2176~~	~~2227~~	~~2321~~	~~2367~~	~~2391~~
~~RC-014-03a~~	~~1886~~	~~1931~~	~~1977~~	~~2024~~	~~2071~~	~~2127~~	~~2179~~	~~2229~~	~~2282~~	~~2379~~	~~2427~~	~~2450~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~RC-014-03m~~	~~1938~~	~~1982~~	~~2028~~	~~2076~~	~~2122~~	~~2179~~	~~2230~~	~~2281~~	~~2333~~	~~2430~~	~~2479~~	~~2503~~
~~RC-014-03a~~	~~1884~~	~~1929~~	~~1975~~	~~2022~~	~~2074~~	~~2127~~	~~2178~~	~~2227~~	~~2284~~	~~2381~~	~~2429~~	~~2452~~
~~RC-014-03aa~~	~~1929~~	~~1975~~	~~2022~~	~~2071~~	~~2124~~	~~2179~~	~~2231~~	~~2282~~	~~2341~~	~~2440~~	~~2489~~	~~2513~~
~~RC-014-03am~~	~~1980~~	~~2026~~	~~2074~~	~~2122~~	~~2176~~	~~2230~~	~~2283~~	~~2333~~	~~2392~~	~~2492~~	~~2542~~	~~2567~~
~~RC-014-04~~	~~1884~~	~~1929~~	~~1975~~	~~2022~~	~~2077~~	~~2131~~	~~2180~~	~~2241~~	~~2290~~	~~2388~~	~~2436~~	~~2460~~
~~RC-014-04a~~	~~1929~~	~~1975~~	~~2022~~	~~2071~~	~~2127~~	~~2183~~	~~2233~~	~~2296~~	~~2347~~	~~2448~~	~~2497~~	~~2521~~
~~RC-014-04m~~	~~1980~~	~~2026~~	~~2074~~	~~2122~~	~~2179~~	~~2234~~	~~2285~~	~~2348~~	~~2398~~	~~2499~~	~~2549~~	~~2574~~
~~RC-014-04a~~	~~1932~~	~~1978~~	~~2025~~	~~2074~~	~~2127~~	~~2179~~	~~2236~~	~~2294~~	~~2348~~	~~2447~~	~~2496~~	~~2520~~
~~RC-014-04aa~~	~~1978~~	~~2025~~	~~2074~~	~~2124~~	~~2179~~	~~2232~~	~~2291~~	~~2351~~	~~2406~~	~~2508~~	~~2558~~	~~2583~~
~~RC-014-04am~~	~~2029~~	~~2077~~	~~2125~~	~~2176~~	~~2230~~	~~2284~~	~~2343~~	~~2402~~	~~2458~~	~~2560~~	~~2611~~	~~2637~~
~~RC-014-05~~	~~1935~~	~~1981~~	~~2028~~	~~2077~~	~~2133~~	~~2191~~	~~2248~~	~~2302~~	~~2358~~	~~2455~~	~~2504~~	~~2529~~
~~RC-014-05a~~	~~1981~~	~~2028~~	~~2077~~	~~2127~~	~~2185~~	~~2245~~	~~2303~~	~~2359~~	~~2417~~	~~2517~~	~~2567~~	~~2593~~
~~RC-014-05m~~	~~2033~~	~~2080~~	~~2128~~	~~2179~~	~~2236~~	~~2296~~	~~2355~~	~~2411~~	~~2468~~	~~2568~~	~~2619~~	~~2645~~
~~RC-014-05a~~	~~1981~~	~~2028~~	~~2077~~	~~2127~~	~~2180~~	~~2246~~	~~2301~~	~~2358~~	~~2420~~	~~2518~~	~~2568~~	~~2594~~
~~RC-014-05aa~~	~~2028~~	~~2077~~	~~2127~~	~~2179~~	~~2233~~	~~2301~~	~~2358~~	~~2417~~	~~2481~~	~~2582~~	~~2634~~	~~2659~~
~~RC-014-05am~~	~~2080~~	~~2128~~	~~2179~~	~~2230~~	~~2285~~	~~2353~~	~~2410~~	~~2468~~	~~2532~~	~~2634~~	~~2687~~	~~2713~~
~~RC-014-06~~	~~1986~~	~~2034~~	~~2083~~	~~2133~~	~~2192~~	~~2250~~	~~2314~~	~~2373~~	~~2437~~	~~2540~~	~~2591~~	~~2616~~
~~RC-014-06a~~	~~2034~~	~~2083~~	~~2133~~	~~2185~~	~~2246~~	~~2306~~	~~2371~~	~~2432~~	~~2498~~	~~2604~~	~~2656~~	~~2682~~
~~RC-014-06m~~	~~2085~~	~~2135~~	~~2185~~	~~2236~~	~~2297~~	~~2357~~	~~2423~~	~~2484~~	~~2550~~	~~2658~~	~~2711~~	~~2738~~
~~RC-014-07~~	~~2040~~	~~2089~~	~~2140~~	~~2192~~	~~2253~~	~~2319~~	~~2384~~	~~2449~~	~~2517~~	~~2631~~	~~2684~~	~~2710~~
~~RC-014-07a~~	~~2089~~	~~2140~~	~~2192~~	~~2246~~	~~2309~~	~~2377~~	~~2444~~	~~2510~~	~~2581~~	~~2701~~	~~2755~~	~~2782~~
~~RC-014-07m~~	~~2141~~	~~2191~~	~~2244~~	~~2297~~	~~2360~~	~~2428~~	~~2495~~	~~2562~~	~~2633~~	~~2754~~	~~2809~~	~~2837~~
~~RC-014-08~~	~~2096~~	~~2147~~	~~2199~~	~~2253~~	~~2324~~	~~2393~~	~~2469~~	~~2535~~	~~2608~~	~~2731~~	~~2786~~	~~2813~~
~~RC-014-08a~~	~~2147~~	~~2199~~	~~2253~~	~~2309~~	~~2382~~	~~2453~~	~~2531~~	~~2599~~	~~2677~~	~~2804~~	~~2860~~	~~2888~~
~~RC-014-08m~~	~~2198~~	~~2251~~	~~2304~~	~~2360~~	~~2433~~	~~2504~~	~~2583~~	~~2653~~	~~2731~~	~~2857~~	~~2914~~	~~2943~~
~~RC-014-09~~	~~2161~~	~~2214~~	~~2268~~	~~2324~~	~~2396~~	~~2474~~	~~2549~~	~~2630~~	~~2709~~	~~2836~~	~~2893~~	~~2921~~
~~RC-014-09a~~	~~2214~~	~~2268~~	~~2324~~	~~2382~~	~~2456~~	~~2536~~	~~2614~~	~~2700~~	~~2781~~	~~2913~~	~~2971~~	~~3000~~
~~RC-014-09m~~	~~2265~~	~~2320~~	~~2376~~	~~2433~~	~~2507~~	~~2588~~	~~2668~~	~~2753~~	~~2835~~	~~2968~~	~~3027~~	~~3057~~
~~RC-014-10~~	~~2229~~	~~2284~~	~~2341~~	~~2399~~	~~2486~~	~~2561~~	~~2645~~	~~2728~~	~~2814~~	~~2957~~	~~3016~~	~~3046~~
~~RC-014-10a~~	~~2284~~	~~2341~~	~~2399~~	~~2459~~	~~2549~~	~~2627~~	~~2714~~	~~2801~~	~~2889~~	~~3041~~	~~3102~~	~~3132~~

~~RC-014-10m~~	~~2335~~	~~2392~~	~~2451~~	~~2510~~	~~2600~~	~~2680~~	~~2768~~	~~2854~~	~~2945~~	~~3099~~	~~3161~~	~~3192~~
~~RC-014-10a~~	~~2295~~	~~2352~~	~~2411~~	~~2471~~	~~2549~~	~~2636~~	~~2718~~	~~2813~~	~~2894~~	~~3041~~	~~3102~~	~~3132~~
~~RC-014-10aa~~	~~2352~~	~~2411~~	~~2471~~	~~2533~~	~~2614~~	~~2706~~	~~2789~~	~~2888~~	~~2973~~	~~3128~~	~~3191~~	~~3222~~
~~RC-014-10am~~	~~2403~~	~~2462~~	~~2523~~	~~2585~~	~~2668~~	~~2760~~	~~2843~~	~~2944~~	~~3032~~	~~3187~~	~~3251~~	~~3283~~
~~RC-014-11~~	~~2310~~	~~2367~~	~~2426~~	~~2487~~	~~2573~~	~~2656~~	~~2751~~	~~2842~~	~~2930~~	~~3085~~	~~3147~~	~~3178~~
~~RC-014-11a~~	~~2367~~	~~2426~~	~~2487~~	~~2550~~	~~2640~~	~~2727~~	~~2824~~	~~2919~~	~~3012~~	~~3174~~	~~3237~~	~~3269~~
~~RC-014-11m~~	~~2419~~	~~2478~~	~~2538~~	~~2601~~	~~2694~~	~~2780~~	~~2878~~	~~2974~~	~~3070~~	~~3231~~	~~3296~~	~~3328~~
~~RC-014-12~~	~~2400~~	~~2460~~	~~2522~~	~~2586~~	~~2681~~	~~2771~~	~~2874~~	~~2968~~	~~3077~~	~~3243~~	~~3308~~	~~3340~~
~~RC-014-12a~~	~~2460~~	~~2522~~	~~2586~~	~~2654~~	~~2752~~	~~2844~~	~~2954~~	~~3053~~	~~3166~~	~~3337~~	~~3404~~	~~3437~~
~~RC-014-12m~~	~~2512~~	~~2573~~	~~2638~~	~~2707~~	~~2806~~	~~2898~~	~~3010~~	~~3111~~	~~3224~~	~~3397~~	~~3465~~	~~3499~~
~~RC-014-12a~~	~~2456~~	~~2518~~	~~2582~~	~~2649~~	~~2747~~	~~2843~~	~~2950~~	~~3052~~	~~3152~~	~~3324~~	~~3390~~	~~3424~~
~~RC-014-12aa~~	~~2518~~	~~2582~~	~~2649~~	~~2719~~	~~2819~~	~~2921~~	~~3034~~	~~3141~~	~~3243~~	~~3424~~	~~3492~~	~~3527~~
~~RC-014-12am~~	~~2569~~	~~2634~~	~~2703~~	~~2773~~	~~2874~~	~~2976~~	~~3092~~	~~3198~~	~~3301~~	~~3484~~	~~3554~~	~~3589~~
~~RC-014-13~~	~~2487~~	~~2550~~	~~2616~~	~~2684~~	~~2783~~	~~2889~~	~~2998~~	~~3108~~	~~3223~~	~~3403~~	~~3471~~	~~3505~~
~~RC-014-13a~~	~~2550~~	~~2616~~	~~2684~~	~~2755~~	~~2857~~	~~2969~~	~~3085~~	~~3197~~	~~3316~~	~~3505~~	~~3575~~	~~3610~~
~~RC-014-13m~~	~~2601~~	~~2669~~	~~2738~~	~~2809~~	~~2912~~	~~3026~~	~~3143~~	~~3255~~	~~3376~~	~~3565~~	~~3636~~	~~3672~~
~~RC-014-14~~	~~2588~~	~~2656~~	~~2727~~	~~2800~~	~~2907~~	~~3020~~	~~3152~~	~~3267~~	~~3391~~	~~3588~~	~~3660~~	~~3696~~
~~RC-014-14a~~	~~2656~~	~~2727~~	~~2800~~	~~2875~~	~~2988~~	~~3108~~	~~3243~~	~~3364~~	~~3493~~	~~3696~~	~~3770~~	~~3807~~
~~RC-014-14m~~	~~2709~~	~~2780~~	~~2853~~	~~2930~~	~~3045~~	~~3165~~	~~3301~~	~~3423~~	~~3552~~	~~3755~~	~~3830~~	~~3868~~
~~RC-014-15~~	~~2688~~	~~2760~~	~~2834~~	~~2911~~	~~3038~~	~~3164~~	~~3288~~	~~3423~~	~~3550~~	~~3763~~	~~3838~~	~~3876~~
~~RC-014-15a~~	~~2760~~	~~2834~~	~~2911~~	~~2992~~	~~3125~~	~~3255~~	~~3386~~	~~3527~~	~~3656~~	~~3875~~	~~3953~~	~~3991~~
~~RC-014-15m~~	~~2813~~	~~2887~~	~~2966~~	~~3049~~	~~3183~~	~~3312~~	~~3447~~	~~3585~~	~~3715~~	~~3935~~	~~4014~~	~~4053~~
~~RC-014-16~~	~~2808~~	~~2883~~	~~2963~~	~~3047~~	~~3184~~	~~3324~~	~~3463~~	~~3607~~	~~3751~~	~~3973~~	~~4052~~	~~4092~~
~~RC-014-16a~~	~~2883~~	~~2963~~	~~3047~~	~~3136~~	~~3276~~	~~3424~~	~~3568~~	~~3714~~	~~3864~~	~~4092~~	~~4174~~	~~4215~~
~~RC-014-16m~~	~~2939~~	~~3020~~	~~3105~~	~~3193~~	~~3335~~	~~3484~~	~~3628~~	~~3774~~	~~3924~~	~~4151~~	~~4234~~	~~4276~~
~~RC-014-17~~	~~2932~~	~~3015~~	~~3102~~	~~3192~~	~~3340~~	~~3494~~	~~3642~~	~~3789~~	~~3943~~	~~4178~~	~~4262~~	~~4303~~
~~RC-014-17a~~	~~3015~~	~~3102~~	~~3192~~	~~3284~~	~~3440~~	~~3599~~	~~3750~~	~~3903~~	~~4061~~	~~4304~~	~~4390~~	~~4433~~
~~RC-014-17m~~	~~3072~~	~~3160~~	~~3250~~	~~3343~~	~~3501~~	~~3660~~	~~3811~~	~~3963~~	~~4120~~	~~4364~~	~~4451~~	~~4495~~
~~RC-014-19~~	~~3244~~	~~3338~~	~~3437~~	~~3541~~	~~3722~~	~~3897~~	~~4079~~	~~4249~~	~~4427~~	~~4695~~	~~4789~~	~~4836~~
~~RC-014-19a~~	~~3338~~	~~3437~~	~~3541~~	~~3647~~	~~3833~~	~~4012~~	~~4202~~	~~4377~~	~~4561~~	~~4836~~	~~4933~~	~~4981~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~RC-014-19m~~	~~3398~~	~~3499~~	~~3602~~	~~3707~~	~~3894~~	~~4073~~	~~4261~~	~~4438~~	~~4621~~	~~4895~~	~~4993~~	~~5042~~
~~RC-014-20~~	~~3425~~	~~3529~~	~~3634~~	~~3742~~	~~3931~~	~~4114~~	~~4309~~	~~4496~~	~~4681~~	~~4967~~	~~5066~~	~~5116~~
~~RC-014-20a~~	~~3529~~	~~3634~~	~~3742~~	~~3854~~	~~4049~~	~~4238~~	~~4439~~	~~4630~~	~~4822~~	~~5117~~	~~5219~~	~~5271~~
~~RC-014-20m~~	~~3587~~	~~3694~~	~~3802~~	~~3914~~	~~4108~~	~~4297~~	~~4498~~	~~4690~~	~~4882~~	~~5175~~	~~5279~~	~~5330~~
~~RC-014-TR~~	~~TR~~											

~~Effective January 1, 2005~~
~~RC-014~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~02~~	~~1841~~	~~1884~~	~~1928~~	~~1974~~	~~2017~~	~~2062~~	~~2118~~	~~2166~~	~~2215~~	~~2298~~	~~2367~~
~~02a~~	~~1898~~	~~1942~~	~~1988~~	~~2035~~	~~2080~~	~~2128~~	~~2184~~	~~2236~~	~~2286~~	~~2372~~	~~2443~~
~~02m~~	~~1951~~	~~1995~~	~~2041~~	~~2089~~	~~2133~~	~~2180~~	~~2238~~	~~2288~~	~~2340~~	~~2425~~	~~2498~~
~~02H~~	~~11.33~~	~~11.59~~	~~11.86~~	~~12.15~~	~~12.41~~	~~12.69~~	~~13.03~~	~~13.33~~	~~13.63~~	~~14.14~~	~~14.57~~
~~02Ha~~	~~11.68~~	~~11.95~~	~~12.23~~	~~12.52~~	~~12.8~~	~~13.1~~	~~13.44~~	~~13.76~~	~~14.07~~	~~14.6~~	~~15.03~~
~~02Hm~~	~~12.01~~	~~12.28~~	~~12.56~~	~~12.86~~	~~13.13~~	~~13.42~~	~~13.77~~	~~14.08~~	~~14.4~~	~~14.92~~	~~15.37~~
~~03~~	~~1880~~	~~1924~~	~~1970~~	~~2017~~	~~2062~~	~~2119~~	~~2170~~	~~2220~~	~~2272~~	~~2367~~	~~2439~~
~~03a~~	~~1938~~	~~1984~~	~~2031~~	~~2080~~	~~2128~~	~~2185~~	~~2239~~	~~2290~~	~~2345~~	~~2444~~	~~2517~~
~~03m~~	~~1991~~	~~2037~~	~~2084~~	~~2133~~	~~2180~~	~~2239~~	~~2291~~	~~2344~~	~~2397~~	~~2497~~	~~2572~~
~~03a~~	~~1922~~	~~1968~~	~~2015~~	~~2062~~	~~2115~~	~~2170~~	~~2222~~	~~2272~~	~~2330~~	~~2429~~	~~2501~~
~~03aa~~	~~1982~~	~~2029~~	~~2078~~	~~2128~~	~~2182~~	~~2239~~	~~2292~~	~~2345~~	~~2405~~	~~2507~~	~~2582~~
~~03am~~	~~2034~~	~~2082~~	~~2131~~	~~2180~~	~~2236~~	~~2291~~	~~2346~~	~~2397~~	~~2458~~	~~2561~~	~~2638~~
~~04~~	~~1922~~	~~1968~~	~~2015~~	~~2062~~	~~2119~~	~~2174~~	~~2224~~	~~2286~~	~~2336~~	~~2436~~	~~2509~~
~~04a~~	~~1982~~	~~2029~~	~~2078~~	~~2128~~	~~2185~~	~~2243~~	~~2294~~	~~2359~~	~~2412~~	~~2515~~	~~2590~~
~~04m~~	~~2034~~	~~2082~~	~~2131~~	~~2180~~	~~2239~~	~~2295~~	~~2348~~	~~2413~~	~~2464~~	~~2568~~	~~2645~~
~~04a~~	~~1971~~	~~2018~~	~~2066~~	~~2115~~	~~2170~~	~~2223~~	~~2281~~	~~2340~~	~~2395~~	~~2496~~	~~2570~~
~~04aa~~	~~2032~~	~~2081~~	~~2131~~	~~2182~~	~~2239~~	~~2293~~	~~2354~~	~~2416~~	~~2472~~	~~2577~~	~~2654~~
~~04am~~	~~2085~~	~~2134~~	~~2183~~	~~2236~~	~~2291~~	~~2347~~	~~2407~~	~~2468~~	~~2526~~	~~2630~~	~~2710~~
~~05~~	~~1974~~	~~2021~~	~~2069~~	~~2119~~	~~2176~~	~~2235~~	~~2293~~	~~2348~~	~~2405~~	~~2504~~	~~2580~~
~~05a~~	~~2035~~	~~2084~~	~~2134~~	~~2185~~	~~2245~~	~~2307~~	~~2366~~	~~2424~~	~~2483~~	~~2586~~	~~2664~~

~~05m~~	~~2089~~	~~2137~~	~~2187~~	~~2239~~	~~2297~~	~~2359~~	~~2420~~	~~2477~~	~~2536~~	~~2639~~	~~2718~~
~~05a~~	~~2021~~	~~2069~~	~~2119~~	~~2170~~	~~2224~~	~~2291~~	~~2347~~	~~2405~~	~~2468~~	~~2568~~	~~2646~~
~~05aa~~	~~2084~~	~~2134~~	~~2185~~	~~2239~~	~~2294~~	~~2364~~	~~2423~~	~~2483~~	~~2549~~	~~2653~~	~~2732~~
~~05am~~	~~2137~~	~~2187~~	~~2239~~	~~2291~~	~~2348~~	~~2418~~	~~2476~~	~~2536~~	~~2602~~	~~2706~~	~~2788~~
~~06~~	~~2026~~	~~2075~~	~~2125~~	~~2176~~	~~2236~~	~~2295~~	~~2360~~	~~2420~~	~~2486~~	~~2591~~	~~2668~~
~~06a~~	~~2090~~	~~2140~~	~~2192~~	~~2245~~	~~2308~~	~~2369~~	~~2436~~	~~2499~~	~~2567~~	~~2676~~	~~2756~~
~~06m~~	~~2142~~	~~2194~~	~~2245~~	~~2297~~	~~2360~~	~~2422~~	~~2490~~	~~2552~~	~~2620~~	~~2731~~	~~2813~~
~~07~~	~~2081~~	~~2131~~	~~2183~~	~~2236~~	~~2298~~	~~2365~~	~~2432~~	~~2498~~	~~2567~~	~~2684~~	~~2764~~
~~07a~~	~~2146~~	~~2199~~	~~2252~~	~~2308~~	~~2372~~	~~2442~~	~~2511~~	~~2579~~	~~2652~~	~~2775~~	~~2859~~
~~07m~~	~~2200~~	~~2251~~	~~2306~~	~~2360~~	~~2425~~	~~2495~~	~~2564~~	~~2632~~	~~2705~~	~~2830~~	~~2915~~
~~08~~	~~2138~~	~~2190~~	~~2243~~	~~2298~~	~~2370~~	~~2441~~	~~2518~~	~~2586~~	~~2660~~	~~2786~~	~~2869~~
~~08a~~	~~2206~~	~~2259~~	~~2315~~	~~2372~~	~~2448~~	~~2520~~	~~2601~~	~~2670~~	~~2751~~	~~2881~~	~~2967~~
~~08m~~	~~2258~~	~~2313~~	~~2367~~	~~2425~~	~~2500~~	~~2573~~	~~2654~~	~~2726~~	~~2806~~	~~2936~~	~~3024~~
~~09~~	~~2204~~	~~2258~~	~~2313~~	~~2370~~	~~2444~~	~~2523~~	~~2600~~	~~2683~~	~~2763~~	~~2893~~	~~2979~~
~~09a~~	~~2275~~	~~2330~~	~~2388~~	~~2448~~	~~2524~~	~~2606~~	~~2686~~	~~2774~~	~~2857~~	~~2993~~	~~3083~~
~~09m~~	~~2327~~	~~2384~~	~~2441~~	~~2500~~	~~2576~~	~~2659~~	~~2741~~	~~2829~~	~~2913~~	~~3050~~	~~3141~~
~~10~~	~~2274~~	~~2330~~	~~2388~~	~~2447~~	~~2536~~	~~2612~~	~~2698~~	~~2783~~	~~2870~~	~~3016~~	~~3107~~
~~10a~~	~~2347~~	~~2405~~	~~2465~~	~~2527~~	~~2619~~	~~2699~~	~~2789~~	~~2878~~	~~2968~~	~~3125~~	~~3218~~
~~10m~~	~~2399~~	~~2458~~	~~2518~~	~~2579~~	~~2672~~	~~2754~~	~~2844~~	~~2932~~	~~3026~~	~~3184~~	~~3280~~
~~10a~~	~~2341~~	~~2399~~	~~2459~~	~~2520~~	~~2600~~	~~2689~~	~~2772~~	~~2869~~	~~2952~~	~~3102~~	~~3195~~
~~10aa~~	~~2417~~	~~2477~~	~~2539~~	~~2603~~	~~2686~~	~~2780~~	~~2866~~	~~2967~~	~~3055~~	~~3214~~	~~3311~~
~~10am~~	~~2469~~	~~2530~~	~~2592~~	~~2656~~	~~2741~~	~~2836~~	~~2921~~	~~3025~~	~~3115~~	~~3275~~	~~3373~~
~~11~~	~~2356~~	~~2414~~	~~2475~~	~~2537~~	~~2624~~	~~2709~~	~~2806~~	~~2899~~	~~2989~~	~~3147~~	~~3242~~
~~11a~~	~~2432~~	~~2493~~	~~2555~~	~~2620~~	~~2713~~	~~2802~~	~~2902~~	~~2999~~	~~3095~~	~~3261~~	~~3359~~
~~11m~~	~~2486~~	~~2546~~	~~2608~~	~~2673~~	~~2768~~	~~2856~~	~~2957~~	~~3056~~	~~3154~~	~~3320~~	~~3420~~
~~12~~	~~2448~~	~~2509~~	~~2572~~	~~2638~~	~~2735~~	~~2826~~	~~2931~~	~~3027~~	~~3139~~	~~3308~~	~~3407~~
~~12a~~	~~2528~~	~~2591~~	~~2657~~	~~2727~~	~~2828~~	~~2922~~	~~3035~~	~~3137~~	~~3253~~	~~3429~~	~~3532~~
~~12m~~	~~2581~~	~~2644~~	~~2711~~	~~2781~~	~~2883~~	~~2978~~	~~3093~~	~~3197~~	~~3313~~	~~3490~~	~~3595~~

~~12a~~	~~2505~~	~~2568~~	~~2634~~	~~2702~~	~~2802~~	~~2900~~	~~3009~~	~~3113~~	~~3215~~	~~3390~~	~~3492~~
~~12aa~~	~~2587~~	~~2653~~	~~2722~~	~~2794~~	~~2897~~	~~3001~~	~~3117~~	~~3227~~	~~3332~~	~~3518~~	~~3624~~
~~12am~~	~~2640~~	~~2706~~	~~2777~~	~~2849~~	~~2953~~	~~3058~~	~~3177~~	~~3286~~	~~3392~~	~~3580~~	~~3688~~
~~13~~	~~2537~~	~~2601~~	~~2668~~	~~2738~~	~~2839~~	~~2947~~	~~3058~~	~~3170~~	~~3287~~	~~3471~~	~~3575~~
~~13a~~	~~2620~~	~~2688~~	~~2758~~	~~2831~~	~~2936~~	~~3051~~	~~3170~~	~~3285~~	~~3407~~	~~3601~~	~~3709~~
~~13m~~	~~2673~~	~~2742~~	~~2813~~	~~2886~~	~~2992~~	~~3109~~	~~3229~~	~~3345~~	~~3469~~	~~3663~~	~~3773~~
~~14~~	~~2640~~	~~2709~~	~~2782~~	~~2856~~	~~2965~~	~~3080~~	~~3215~~	~~3332~~	~~3459~~	~~3660~~	~~3770~~
~~14a~~	~~2729~~	~~2802~~	~~2877~~	~~2954~~	~~3070~~	~~3193~~	~~3332~~	~~3457~~	~~3589~~	~~3798~~	~~3912~~
~~14m~~	~~2783~~	~~2856~~	~~2931~~	~~3011~~	~~3129~~	~~3252~~	~~3392~~	~~3517~~	~~3650~~	~~3858~~	~~3974~~
~~15~~	~~2742~~	~~2815~~	~~2891~~	~~2969~~	~~3099~~	~~3227~~	~~3354~~	~~3491~~	~~3621~~	~~3838~~	~~3954~~
~~15a~~	~~2836~~	~~2912~~	~~2991~~	~~3074~~	~~3211~~	~~3345~~	~~3479~~	~~3624~~	~~3757~~	~~3982~~	~~4101~~
~~15m~~	~~2890~~	~~2966~~	~~3048~~	~~3133~~	~~3271~~	~~3403~~	~~3542~~	~~3684~~	~~3817~~	~~4043~~	~~4164~~
~~16~~	~~2864~~	~~2941~~	~~3022~~	~~3108~~	~~3248~~	~~3390~~	~~3532~~	~~3679~~	~~3826~~	~~4052~~	~~4174~~
~~16a~~	~~2962~~	~~3044~~	~~3131~~	~~3222~~	~~3366~~	~~3518~~	~~3666~~	~~3816~~	~~3970~~	~~4205~~	~~4331~~
~~16m~~	~~3020~~	~~3103~~	~~3190~~	~~3281~~	~~3427~~	~~3580~~	~~3728~~	~~3878~~	~~4032~~	~~4265~~	~~4394~~
~~17~~	~~2991~~	~~3075~~	~~3164~~	~~3256~~	~~3407~~	~~3564~~	~~3715~~	~~3865~~	~~4022~~	~~4262~~	~~4389~~
~~17a~~	~~3098~~	~~3187~~	~~3280~~	~~3374~~	~~3535~~	~~3698~~	~~3853~~	~~4010~~	~~4173~~	~~4422~~	~~4555~~
~~17m~~	~~3156~~	~~3247~~	~~3339~~	~~3435~~	~~3597~~	~~3761~~	~~3916~~	~~4072~~	~~4233~~	~~4484~~	~~4619~~
~~19~~	~~3309~~	~~3405~~	~~3506~~	~~3612~~	~~3796~~	~~3975~~	~~4161~~	~~4334~~	~~4516~~	~~4789~~	~~4933~~
~~19a~~	~~3430~~	~~3532~~	~~3638~~	~~3747~~	~~3938~~	~~4122~~	~~4318~~	~~4497~~	~~4686~~	~~4969~~	~~5118~~
~~19m~~	~~3491~~	~~3595~~	~~3701~~	~~3809~~	~~4001~~	~~4185~~	~~4378~~	~~4560~~	~~4748~~	~~5030~~	~~5181~~
~~20~~	~~3494~~	~~3600~~	~~3707~~	~~3817~~	~~4010~~	~~4196~~	~~4395~~	~~4586~~	~~4775~~	~~5066~~	~~5218~~
~~20a~~	~~3626~~	~~3734~~	~~3845~~	~~3960~~	~~4160~~	~~4355~~	~~4561~~	~~4757~~	~~4955~~	~~5258~~	~~5416~~
~~20m~~	~~3686~~	~~3796~~	~~3907~~	~~4022~~	~~4221~~	~~4415~~	~~4622~~	~~4819~~	~~5016~~	~~5317~~	~~5477~~
~~TR~~	~~TR~~										

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE K RC-023 (Registered Nurses, INA)

Effective July 1, 2005

		STEPS							
		1	2	3	4	5	6	7	8
Child Welfare Nurse Specialist		3849	4029	4223	4417	4699	4864	5034	5185
Corrections Nurse I	Q	3623	3791	3970	4141	4412	4567	4726	4867
Corrections Nurse I	S	3684	3853	4031	4201	4472	4626	4788	4931
Corrections Nurse II	Q	4071	4261	4466	4673	4969	5144	5323	5483
Corrections Nurse II	S	4132	4322	4526	4733	5032	5205	5385	5547
Health Facilities Surveillance Nurse		3849	4029	4223	4417	4699	4864	5034	5185
Nursing Act Assistant Coordinator		4089	4297	4495	4701	4996	5169	5351	5511
Registered Nurse I		3425	3588	3753	3919	4170	4317	4468	4601
Registered Nurse I	Q	3451	3615	3780	3948	4200	4348	4500	4636
Registered Nurse II		3849	4029	4223	4417	4699	4864	5034	5185
Registered Nurse II	Q	3878	4060	4254	4449	4734	4900	5070	5222

NOTE: Longevity Pay – The Step 8 rate shall be increased by $25 per month for those employees who have attained 3 or more years of creditable service on Step 8 in the same pay grade. The Step 8 rate shall be increased $50 per month for those employees who have attained 6 or more years of creditable service on Step 8 in the same pay grade.

Effective January 1, 2006

		STEPS							
		1	2	3	4	5	6	7	8
Child Welfare Nurse Specialist		3964	4150	4350	4550	4840	5010	5185	5341
Corrections Nurse I	Q	3759	3933	4119	4296	4577	4738	4903	5050
Corrections Nurse I	S	3822	3997	4182	4359	4640	4799	4968	5116
Corrections Nurse II	Q	4224	4421	4633	4848	5155	5337	5523	5689
Corrections Nurse II	S	4287	4484	4696	4910	5221	5400	5587	5755
Health Facilities Surveillance Nurse		3964	4150	4350	4550	4840	5010	5185	5341
Nursing Act Assistant Coordinator		4212	4426	4630	4842	5146	5324	5512	5676
Registered Nurse I		3528	3696	3866	4037	4295	4447	4602	4739
Registered Nurse I	Q	3580	3751	3922	4096	4358	4511	4669	4810
Registered Nurse II		3964	4150	4350	4550	4840	5010	5185	5341

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Registered Nurse II	Q	4023	4212	4414	4616	4912	5084	5260	5418

NOTE: Longevity Pay – The Step 8 rate shall be increased by $25 per month for those employees who have attained 3 or more years of creditable service on Step 8 in the same pay grade. The Step 8 rate shall be increased $50 per month for those employees who have attained 6 or more years of creditable service on Step 8 on the same pay grade.

~~Effective July 1, 2003~~

~~S T E P S~~

	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~	~~Eff. 1/1/048~~
~~Child Welfare Nurse Specialist~~	~~3700~~	~~3873~~	~~4059~~	~~4245~~	~~4517~~	~~4675~~	~~4838~~	~~4935~~	~~4983~~
~~Corrections Nurse I~~	~~3457~~	~~3618~~	~~3788~~	~~3951~~	~~4209~~	~~4357~~	~~4509~~	~~4599~~	~~4644~~
~~Corrections Nurse II~~	~~3884~~	~~4065~~	~~4261~~	~~4458~~	~~4742~~	~~4908~~	~~5079~~	~~5181~~	~~5231~~
~~Health Facilities Surveillance Nurse~~	~~3700~~	~~3873~~	~~4059~~	~~4245~~	~~4517~~	~~4675~~	~~4838~~	~~4935~~	~~4983~~
~~Nursing Act Assistant Coordinator~~	~~3930~~	~~4130~~	~~4321~~	~~4519~~	~~4802~~	~~4969~~	~~5143~~	~~5246~~	~~5297~~
~~Registered Nurse I~~	~~3292~~	~~3449~~	~~3607~~	~~3767~~	~~4008~~	~~4149~~	~~4294~~	~~4380~~	~~4423~~
~~Registered Nurse II~~	~~3700~~	~~3873~~	~~4059~~	~~4245~~	~~4517~~	~~4675~~	~~4838~~	~~4935~~	~~4983~~

~~Effective July 1, 2003~~
~~Maximum Security~~

~~S T E P S~~

	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~	~~Eff. 1/1/04 8~~
~~Corrections Nurse I~~	~~3515~~	~~3676~~	~~3846~~	~~4009~~	~~4267~~	~~4414~~	~~4568~~	~~4659~~	~~4705~~
~~Corrections Nurse II~~	~~3943~~	~~4124~~	~~4318~~	~~4516~~	~~4801~~	~~4966~~	~~5138~~	~~5241~~	~~5292~~

~~NOTE: Longevity Pay – The Step 8 rate shall be increased by $25 per month for those employees who have attained 3 or more years of creditable service on Step 8 in the same pay grade. The Step 8 rate shall be increased $50 per month for those employees who have attained 6 or more years of creditable service on Step 8 in the same pay grade.~~

~~Effective January 1, 2005~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

	~~STEPS~~							
	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~Child Welfare Nurse Specialist~~	~~3774~~	~~3950~~	~~4140~~	~~4330~~	~~4607~~	~~4769~~	~~4935~~	~~5083~~
~~Health Facilities Surveillance Nurse~~	~~3774~~	~~3950~~	~~4140~~	~~4330~~	~~4607~~	~~4769~~	~~4935~~	~~5083~~
~~Nursing Act Assistant Coordinator~~	~~4009~~	~~4213~~	~~4407~~	~~4609~~	~~4898~~	~~5068~~	~~5246~~	~~5403~~
~~Registered Nurse I~~	~~3358~~	~~3518~~	~~3679~~	~~3842~~	~~4088~~	~~4232~~	~~4380~~	~~4511~~
~~Registered Nurse II~~	~~3774~~	~~3950~~	~~4140~~	~~4330~~	~~4607~~	~~4769~~	~~4935~~	~~5083~~

~~Effective January 1, 2005~~
~~Alternative Retirement Formula~~

	~~STEPS~~							
	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~Corrections Nurse I~~	~~3552~~	~~3717~~	~~3892~~	~~4060~~	~~4325~~	~~4477~~	~~4633~~	~~4772~~
~~Corrections Nurse II~~	~~3991~~	~~4177~~	~~4378~~	~~4581~~	~~4872~~	~~5043~~	~~5219~~	~~5375~~
~~Registered Nurse I~~	~~3383~~	~~3544~~	~~3706~~	~~3871~~	~~4118~~	~~4263~~	~~4412~~	~~4545~~
~~Registered Nurse II~~	~~3802~~	~~3980~~	~~4171~~	~~4362~~	~~4641~~	~~4804~~	~~4971~~	~~5120~~

~~Effective January 1, 2005~~
~~Maximum Security~~

	~~STEPS~~							
	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~Corrections Nurse I~~	~~3612~~	~~3777~~	~~3952~~	~~4119~~	~~4384~~	~~4535~~	~~4694~~	~~4834~~
~~Corrections Nurse II~~	~~4051~~	~~4237~~	~~4437~~	~~4640~~	~~4933~~	~~5103~~	~~5279~~	~~5438~~

~~NOTE: Longevity Pay – The Step 8 rate shall be increased by $25 per month for those employees who have attained 3 or more years of creditable service on Step 8 in the same pay grade. The Step 8 rate shall be increased $50 per month for those employees who have attained 6 or more years of creditable service on Step 8 in the same pay grade.~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE M RC-110 (Conservation Police Lodge)

Effective July 1, 2005

	STEPS						
	1	2	3	4	5	6	7
Conservation Police Officer I	3613	3785	4060	4251	4450	4660	4660
Conservation Police Officer II	0	0	4120	4311	4511	4722	4722

LONGEVITY BONUS RATES

Conservation Police Officer I

9 Yrs	10 Yrs	12.5 Yrs	14 Yrs	15 Yrs	17.5 Yrs	20 Yrs	21 Yrs	22.5 Yrs	25 Yrs
4882	5117	5243	5243	5243	5243	5243	5243	5243	5243

Conservation Police Officer II

9 Yrs	10 Yrs	12.5 Yrs	14 Yrs	15 Yrs	17.5 Yrs	20 Yrs	21 Yrs	22.5 Yrs	25 Yrs
4942	5178	5304	5304	5555	5815	6095	6154	6442	6747

Effective January 1, 2006

	STEPS						
	1	2	3	4	5	6	7
Conservation Police Officer I	3748	3927	4212	4410	4617	4835	4835
Conservation Police Officer II	0	0	4275	4473	4680	4899	4899

LONGEVITY BONUS RATES

Conservation Police Officer I

9 Yrs	10 Yrs	12.5 Yrs	14 Yrs	15 Yrs	17.5 Yrs	20 Yrs	21 Yrs	22.5 Yrs	25 Yrs
5065	5309	5440	5440	5440	5440	5440	5440	5440	5440

Conservation Police Officer II

9 Yrs	10 Yrs	12.5 Yrs	14 Yrs	15 Yrs	17.5 Yrs	20 Yrs	21 Yrs	22.5 Yrs	25 Yrs
5127	5372	5503	5503	5763	6033	6324	6385	6684	7000

~~Effective July 1, 2004~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~S T E P S~~

	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~
~~Conservation Police Officer I~~	~~3447~~	~~3612~~	~~3873~~	~~4056~~	~~4246~~	~~4447~~	~~4447~~
~~Conservation Police Officer II~~	~~0000~~	~~0000~~	~~3931~~	~~4113~~	~~4305~~	~~4505~~	~~4505~~

~~LONGEVITY BONUS RATES~~

~~Conservation Police Officer I~~

~~9 Yrs~~	~~10 Yrs~~	~~12.5 Yrs~~	~~14 Yrs~~	~~15 Yrs~~	~~17.5 Yrs~~	~~20 Yrs~~	~~21 Yrs~~	~~22.5 Yrs~~	~~25 Yrs~~
~~4658~~	~~4883~~	~~5002~~	~~5002~~	~~5002~~	~~5002~~	~~5002~~	~~5002~~	~~5002~~	~~5002~~

~~Conservation Police Officer II~~

~~9 Yrs~~	~~10 Yrs~~	~~12.5 Yrs~~	~~14 Yrs~~	~~15 Yrs~~	~~17.5 Yrs~~	~~20 Yrs~~	~~21 Yrs~~	~~22.5 Yrs~~	~~25 Yrs~~
~~4715~~	~~4940~~	~~5061~~	~~5061~~	~~5300~~	~~5548~~	~~5815~~	~~5872~~	~~6147~~	~~6438~~

~~Effective January 1, 2005~~

~~S T E P S~~

	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~
~~Conservation Police Officer I~~	~~3542~~	~~3711~~	~~3980~~	~~4168~~	~~4363~~	~~4569~~	~~4569~~
~~Conservation Police Officer II~~	~~0000~~	~~0000~~	~~4039~~	~~4226~~	~~4423~~	~~4629~~	~~4629~~

~~LONGEVITY BONUS RATES~~

~~Conservation Police Officer I~~

~~9 Yrs~~	~~10 Yrs~~	~~12.5 Yrs~~	~~14 Yrs~~	~~15 Yrs~~	~~17.5 Yrs~~	~~20 Yrs~~	~~21 Yrs~~	~~22.5 Yrs~~	~~25 Yrs~~
~~4786~~	~~5017~~	~~5140~~	~~5140~~	~~5140~~	~~5140~~	~~5140~~	~~5140~~	~~5140~~	~~5140~~

~~Conservation Police Officer II~~

~~9 Yrs~~	~~10 Yrs~~	~~12.5 Yrs~~	~~14 Yrs~~	~~15 Yrs~~	~~17.5 Yrs~~	~~20 Yrs~~	~~21 Yrs~~	~~22.5 Yrs~~	~~25 Yrs~~
~~4845~~	~~5076~~	~~5200~~	~~5200~~	~~5446~~	~~5701~~	~~5975~~	~~6033~~	~~6316~~	~~6615~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE N RC-010 (Professional Legal Unit, AFSCME)

Title	Salary Grade	Code
Hearings Referee	RC-010-23	18300
Hearings Referee – Intermittent	RC-010-23H	18301
Technical Advisor Advanced Program Specialist	RC-010-24	45256
Technical Advisor I	RC-010-18	45251
Technical Advisor II	RC-010-20	45252
Technical Advisor III	RC-010-23	45253

Effective July 1, 2005
RC-010

S T E P S

	1c	1b	1a	1	2	3	4	5	6	7	8
18	3207	3299	3394	3495	3664	3835	4009	4173	4340	4599	4738
18Q	3323	3419	3520	3626	3805	3979	4161	4332	4503	4772	4915
20	3564	3672	3781	3893	4090	4280	4483	4678	4871	5167	5322
20Q	3699	3809	3922	4039	4243	4442	4652	4852	5054	5363	5524
23	4220	4346	4476	4609	4853	5102	5345	5591	5834	6200	6386
23Q	4378	4508	4643	4785	5037	5295	5544	5800	6053	6432	6625
23H	25.97	26.74	27.54	28.36	29.86	31.40	32.89	34.41	35.90	38.15	39.30
24	4489	4624	4762	4905	5166	5437	5698	5961	6230	6620	6819

Effective January 1, 2006
RC-010

S T E P S

	1c	1b	1a	1	2	3	4	5	6	7	8
18	3303	3398	3496	3600	3774	3950	4129	4298	4470	4737	4880
18Q	3448	3547	3652	3762	3948	4128	4317	4494	4672	4951	5099

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

20	3671	3782	3894	4010	4213	4408	4617	4818	5017	5322	5482
20Q	3838	3952	4069	4190	4402	4609	4826	5034	5244	5564	5731
23	4347	4476	4610	4747	4999	5255	5505	5759	6009	6386	6578
23Q	4542	4677	4817	4964	5226	5494	5752	6018	6280	6673	6873
23H	26.75	27.54	28.37	29.21	30.76	32.34	33.88	35.44	36.98	39.30	40.48
24	4624	4763	4905	5052	5321	5600	5869	6140	6417	6819	7024

~~Effective July 1, 2004~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~RC-010-18~~	~~3082~~	~~3171~~	~~3262~~	~~3359~~	~~3522~~	~~3686~~	~~3853~~	~~4011~~	~~4172~~	~~4421~~	~~4554~~
~~RC-010-18Q~~	~~3171~~	~~3262~~	~~3359~~	~~3460~~	~~3630~~	~~3797~~	~~3970~~	~~4133~~	~~4297~~	~~4553~~	~~4690~~
~~RC-010-20~~	~~3425~~	~~3529~~	~~3634~~	~~3742~~	~~3931~~	~~4114~~	~~4309~~	~~4496~~	~~4681~~	~~4967~~	~~5116~~
~~RC-010-20Q~~	~~3529~~	~~3634~~	~~3742~~	~~3854~~	~~4049~~	~~4238~~	~~4439~~	~~4630~~	~~4822~~	~~5117~~	~~5271~~
~~RC-010-23~~	~~4056~~	~~4177~~	~~4302~~	~~4430~~	~~4665~~	~~4904~~	~~5137~~	~~5374~~	~~5608~~	~~5959~~	~~6138~~
~~RC-010-23Q~~	~~4177~~	~~4302~~	~~4430~~	~~4565~~	~~4806~~	~~5052~~	~~5290~~	~~5534~~	~~5775~~	~~6137~~	~~6321~~
~~RC-010-23H~~	~~24.96~~	~~25.70~~	~~26.47~~	~~27.26~~	~~28.71~~	~~30.18~~	~~31.61~~	~~33.07~~	~~34.51~~	~~36.67~~	~~37.77~~

~~Effective September 23, 2004~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~RC-010-24~~	~~4315~~	~~4444~~	~~4577~~	~~4715~~	~~4966~~	~~5225~~	~~5476~~	~~5729~~	~~5988~~	~~6363~~	~~6554~~

~~Effective January 1, 2005~~
~~RC-010~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~18~~	~~3144~~	~~3234~~	~~3327~~	~~3426~~	~~3592~~	~~3760~~	~~3930~~	~~4091~~	~~4255~~	~~4509~~	~~4645~~
~~18a~~	~~3258~~	~~3352~~	~~3451~~	~~3555~~	~~3730~~	~~3901~~	~~4079~~	~~4247~~	~~4415~~	~~4678~~	~~4819~~
~~20~~	~~3494~~	~~3600~~	~~3707~~	~~3817~~	~~4010~~	~~4196~~	~~4395~~	~~4586~~	~~4775~~	~~5066~~	~~5218~~

~~20a~~	~~3626~~	~~3734~~	~~3845~~	~~3960~~	~~4160~~	~~4355~~	~~4561~~	~~4757~~	~~4955~~	~~5258~~	~~5416~~
~~23~~	~~4137~~	~~4261~~	~~4388~~	~~4519~~	~~4758~~	~~5002~~	~~5240~~	~~5481~~	~~5720~~	~~6078~~	~~6261~~
~~23a~~	~~4292~~	~~4420~~	~~4552~~	~~4691~~	~~4938~~	~~5191~~	~~5435~~	~~5686~~	~~5934~~	~~6306~~	~~6495~~
~~23H~~	~~25.46~~	~~26.22~~	~~27.00~~	~~27.81~~	~~29.28~~	~~30.78~~	~~32.25~~	~~33.73~~	~~35.20~~	~~37.40~~	~~38.53~~
~~24~~	~~4401~~	~~4533~~	~~4669~~	~~4809~~	~~5065~~	~~5330~~	~~5586~~	~~5844~~	~~6108~~	~~6490~~	~~6685~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE O RC-028 (Paraprofessional Human Services Employees, AFSCME)

Title	Salary Grade	Code
Administrative Assistant I	RC-028-17	00501
Apparel/Dry Goods Specialist III	RC-028-12.5	01233
Assistant Reimbursement Officer	RC-028-08	02424
Child Development Aide III	RC-028-10	07183
Clinical Laboratory Associate	RC-028-07	08200
Clinical Laboratory Technician I	RC-028-10	08215
Clinical Laboratory Technician II	RC-028-12	08216
Compliance Officer	RC-028-14	08919
Construction Supervisor I	RC-028-13	09561
Construction Supervisor II	RC-028-16	09562
Crime Scene Investigator	RC-028-21	09980
Data Processing Administrative Specialist	RC-028-14	11415
Data Processing Specialist	RC-028-12	11430
Data Processing Technician	RC-028-09	11440
Data Processing Technician Trainee	RC-028-06	11443
Dental Assistant	RC-028-09	11650
Dental Hygienist	RC-028-13	11700
Electroencephalograph Technician	RC-028-08	13300
Environmental Equipment Operator I	RC-028-12	13761
Environmental Equipment Operator II	RC-028-14	13762
Environmental Protection Technician I	RC-028-08	13831
Environmental Protection Technician II	RC-028-10	13832
Health Information Associate	RC-028-10	18045
Health Information Technician	RC-028-12	18047
Hearing & Speech Technician I	RC-028-06	18261
Hearing & Speech Technician II	RC-028-09	18262
Housekeeper II	RC-028-03.5	19602
Inhalation Therapist	RC-028-08	21259
Intermittent Unemployment Insurance Technician (Hourly)	RC-028-06H	21690
Laboratory Assistant	RC-028-04	22995
Laboratory Associate I	RC-028-10	22997
Laboratory Associate II	RC-028-12	22998
Legal Research Assistant	RC-028-13	23350
Licensed Practical Nurse I	RC-028-10.5~~09a~~	23551

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Licensed Practical Nurse II	RC-028-11.5~~10a~~	23552
Lock and Dam Tender	RC-028-10	24290
Natural Resource Technician I	RC-028-10	28851
Natural Resource Technician II	RC-028-13	28852
Office Administrative Specialist	RC-028-12	29990
Office Specialist	RC-028-11	30080
Pharmacist Lead Technician	RC-028-09	32007
Pharmacist Technician	RC-028-07	32008
Public Aid Eligibility Assistant	RC-028-08	35825
Radiologic Technologist	RC-028-11	37500
Radiologic Technologist Program Coordinator	RC-028-12	37507
Ranger	RC-028-13	37725
Rehabilitation Counselor Aide I	RC-028-09	38155
Rehabilitation Counselor Aide II	RC-028-11	38156
Senior Ranger	RC-028-14	40090
Site Interpreter	RC-028-10	41090
Site Technician I	RC-028-10	41131
Site Technician II	RC-028-12	41132
Social Service Community Planner	RC-028-11	41295
State Police Crime Information Evaluator	RC-028-11	41801
State Police Evidence Technician I	RC-028-12	41901
State Police Evidence Technician II	RC-028-13	41902
Statistical Research Technician	RC-028-11	42748
Veterans Service Officer	RC-028-14	47800
Vocational Instructor	RC-028-12	48200

Effective July 1, 2005
RC-028

	STEPS										
	1c	1b	1a	1	2	3	4	5	6	7	8
03.5	1960	2007	2055	2103	2157	2213	2266	2317	2377	2478	2551
03.5Q	2022	2070	2120	2171	2226	2284	2338	2392	2453	2557	2634
03.5S	2075	2124	2174	2224	2281	2337	2393	2445	2507	2612	2691
04	1960	2007	2055	2103	2161	2217	2268	2332	2383	2485	2559
04Q	2022	2070	2120	2171	2229	2288	2340	2406	2460	2565	2642
04S	2075	2124	2174	2224	2284	2341	2395	2461	2513	2619	2698

06	2067	2117	2168	2220	2281	2341	2407	2468	2536	2643	2721
06Q	2132	2183	2236	2290	2354	2416	2485	2549	2618	2730	2811
06S	2185	2238	2290	2343	2407	2470	2540	2603	2672	2786	2869
06H	12.72	13.03	13.34	13.66	14.04	14.41	14.81	15.19	15.61	16.26	16.74
06HQ	13.12	13.43	13.76	14.09	14.49	14.87	15.29	15.69	16.11	16.80	17.30
06HS	13.45	13.77	14.09	14.42	14.81	15.20	15.63	16.02	16.44	17.14	17.66
07	2123	2174	2227	2281	2344	2412	2481	2548	2618	2738	2819
07Q	2189	2243	2297	2354	2419	2491	2561	2631	2705	2831	2916
07S	2244	2296	2352	2407	2474	2545	2615	2685	2759	2887	2973
08	2181	2234	2288	2344	2417	2490	2568	2638	2713	2842	2926
08Q	2250	2304	2361	2419	2497	2570	2653	2723	2806	2939	3026
08S	2303	2359	2414	2474	2550	2624	2707	2781	2862	2995	3084
09	2248	2303	2359	2417	2493	2573	2652	2737	2818	2951	3039
09Q	2321	2377	2436	2497	2574	2658	2740	2829	2914	3053	3145
09S	2374	2432	2490	2550	2628	2712	2796	2886	2971	3111	3204
09.5	2302	2358	2416	2478	2553	2640	2722	2815	2896	3035	3126
09.5Q	2376	2435	2495	2557	2637	2726	2814	2911	2995	3142	3236
09.5S	2431	2489	2549	2612	2691	2783	2870	2968	3052	3204	3301
10	2319	2377	2436	2496	2587	2664	2752	2839	2927	3076	3169
10Q	2394	2453	2514	2578	2671	2753	2845	2936	3027	3188	3282
10S	2447	2507	2568	2631	2725	2809	2901	2991	3087	3248	3346
10.5	2394	2453	2514	2579	2672	2760	2855	2949	3045	3229	3326
10.5Q	2471	2533	2597	2662	2761	2855	2951	3051	3153	3348	3448
10.5S	2526	2587	2651	2716	2818	2910	3008	3109	3213	3408	3511
11	2403	2462	2525	2588	2676	2763	2862	2957	3049	3210	3307
11Q	2481	2543	2606	2672	2767	2858	2960	3059	3157	3326	3426

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

11S	2536	2597	2660	2726	2823	2913	3016	3117	3217	3386	3488
11.5	2460	2521	2586	2651	2742	2828	2925	3024	3126	3298	3397
11.5Q	2541	2604	2670	2738	2835	2924	3025	3131	3241	3418	3520
11.5S	2591	2655	2722	2791	2890	2981	3084	3192	3304	3485	3589
12	2497	2559	2623	2691	2790	2883	2990	3088	3202	3374	3475
12Q	2579	2643	2710	2782	2885	2980	3096	3200	3318	3498	3603
12S	2633	2697	2765	2837	2941	3038	3155	3261	3379	3560	3667
12.5	2555	2619	2687	2756	2858	2958	3069	3175	3279	3458	3562
12.5Q	2639	2706	2776	2850	2955	3061	3179	3292	3399	3588	3696
12.5S	2693	2760	2833	2906	3012	3119	3241	3352	3460	3652	3762
13	2588	2653	2721	2793	2896	3006	3119	3233	3353	3540	3647
13Q	2672	2742	2813	2888	2995	3112	3233	3351	3475	3673	3783
13S	2726	2797	2869	2944	3052	3171	3294	3412	3538	3736	3848
14	2693	2763	2838	2913	3024	3142	3279	3399	3528	3733	3845
14Q	2784	2858	2935	3013	3131	3257	3399	3526	3661	3874	3990
14S	2839	2913	2990	3071	3192	3317	3460	3587	3723	3935	4053
16	2921	3000	3082	3170	3313	3458	3603	3753	3903	4133	4257
16Q	3021	3105	3194	3286	3433	3588	3739	3892	4049	4289	4418
16S	3080	3165	3254	3347	3496	3652	3803	3956	4113	4350	4482
17	3051	3137	3227	3321	3475	3635	3789	3942	4102	4347	4477
17Q	3160	3251	3346	3441	3606	3772	3930	4090	4256	4510	4646
17S	3219	3312	3406	3504	3669	3836	3994	4153	4318	4574	4711
21	3762	3876	3992	4110	4321	4530	4742	4958	5164	5486	5651
21Q	3904	4022	4140	4264	4485	4699	4920	5144	5359	5693	5864
21S	3967	4084	4202	4329	4546	4762	4984	5207	5420	5755	5928

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Effective January 1, 2006
RC-028

	STEPS										
	1c	1b	1a	1	2	3	4	5	6	7	8
03.5	2019	2067	2117	2166	2222	2279	2334	2387	2448	2552	2628
03.5Q	2098	2148	2200	2252	2309	2370	2426	2482	2545	2653	2733
03.5S	2153	2204	2256	2307	2367	2425	2483	2537	2601	2710	2792
04	2019	2067	2117	2166	2226	2284	2336	2402	2454	2560	2636
04Q	2098	2148	2200	2252	2313	2374	2428	2496	2552	2661	2741
04S	2153	2204	2256	2307	2370	2429	2485	2553	2607	2717	2799
06	2129	2181	2233	2287	2349	2411	2479	2542	2612	2722	2803
06Q	2212	2265	2320	2376	2442	2507	2578	2645	2716	2832	2916
06S	2267	2322	2376	2431	2497	2563	2635	2701	2772	2890	2977
06H	13.10	13.42	13.74	14.07	14.46	14.84	15.26	15.64	16.07	16.75	17.25
06HQ	13.61	13.94	14.28	14.62	15.03	15.43	15.86	16.28	16.71	17.43	17.94
06HS	13.95	14.29	14.62	14.96	15.37	15.77	16.22	16.62	17.06	17.78	18.32
07	2187	2239	2294	2349	2414	2484	2555	2624	2697	2820	2904
07Q	2271	2327	2383	2442	2510	2584	2657	2730	2806	2937	3025
07S	2328	2382	2440	2497	2567	2640	2713	2786	2862	2995	3084
08	2246	2301	2357	2414	2490	2565	2645	2717	2794	2927	3014
08Q	2334	2390	2450	2510	2591	2666	2752	2825	2911	3049	3139
08S	2389	2447	2505	2567	2646	2722	2809	2885	2969	3107	3200
09	2315	2372	2430	2490	2568	2650	2732	2819	2903	3040	3130
09Q	2408	2466	2527	2591	2671	2758	2843	2935	3023	3167	3263
09S	2463	2523	2583	2646	2727	2814	2901	2994	3082	3228	3324
09.5	2371	2429	2488	2552	2630	2719	2804	2899	2983	3126	3220

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

09.5Q	2465	2526	2589	2653	2736	2828	2920	3020	3107	3260	3357
09.5S	2522	2582	2645	2710	2792	2887	2978	3079	3166	3324	3425
10	2389	2448	2509	2571	2665	2744	2835	2924	3015	3168	3264
10Q	2484	2545	2608	2675	2771	2856	2952	3046	3141	3308	3405
10S	2539	2601	2664	2730	2827	2914	3010	3103	3203	3370	3471
10.5	2466	2527	2589	2656	2752	2843	2941	3037	3136	3326	3426
10.5Q	2564	2628	2694	2762	2865	2962	3062	3165	3271	3474	3577
10.5S	2621	2684	2750	2818	2924	3019	3121	3226	3333	3536	3643
11	2475	2536	2601	2666	2756	2846	2948	3046	3140	3306	3406
11Q	2574	2638	2704	2772	2871	2965	3071	3174	3275	3451	3554
11S	2631	2694	2760	2828	2929	3022	3129	3234	3338	3513	3619
11.5	2534	2597	2664	2731	2824	2913	3013	3115	3220	3397	3499
11.5Q	2636	2702	2770	2841	2941	3034	3138	3248	3363	3546	3652
11.5S	2688	2755	2824	2896	2998	3093	3200	3312	3428	3616	3724
12	2572	2636	2702	2772	2874	2969	3080	3181	3298	3475	3579
12Q	2676	2742	2812	2886	2993	3092	3212	3320	3442	3629	3738
12S	2732	2798	2869	2943	3051	3152	3273	3383	3506	3694	3805
12.5	2632	2698	2768	2839	2944	3047	3161	3270	3377	3562	3669
12.5Q	2738	2807	2880	2957	3066	3176	3298	3415	3526	3723	3835
12.5S	2794	2864	2939	3015	3125	3236	3363	3478	3590	3789	3903
13	2666	2733	2803	2877	2983	3096	3213	3330	3454	3646	3756
13Q	2772	2845	2918	2996	3107	3229	3354	3477	3605	3811	3925
13S	2828	2902	2977	3054	3166	3290	3418	3540	3671	3876	3992
14	2774	2846	2923	3000	3115	3236	3377	3501	3634	3845	3960
14Q	2888	2965	3045	3126	3248	3379	3526	3658	3798	4019	4140
14S	2945	3022	3102	3186	3312	3441	3590	3722	3863	4083	4205

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16	3009	3090	3174	3265	3412	3562	3711	3866	4020	4257	4385
16Q	3134	3221	3314	3409	3562	3723	3879	4038	4201	4450	4584
16S	3196	3284	3376	3473	3627	3789	3946	4104	4267	4513	4650
17	3143	3231	3324	3421	3579	3744	3903	4060	4225	4477	4611
17Q	3279	3373	3471	3570	3741	3913	4077	4243	4416	4679	4820
17S	3340	3436	3534	3635	3807	3980	4144	4309	4480	4746	4888
21	3875	3992	4112	4233	4451	4666	4884	5107	5319	5651	5821
21Q	4050	4173	4295	4424	4653	4875	5105	5337	5560	5906	6084
21S	4116	4237	4360	4491	4716	4941	5171	5402	5623	5971	6150

~~Effective July 1, 2003~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~	~~Eff. 1/1/04 8~~
~~RC-028-03a~~	~~1884~~	~~1929~~	~~1975~~	~~2022~~	~~2074~~	~~2127~~	~~2178~~	~~2227~~	~~2284~~	~~2381~~	~~2429~~	~~2452~~
~~RC-028-03aa~~	~~1929~~	~~1975~~	~~2022~~	~~2071~~	~~2124~~	~~2179~~	~~2231~~	~~2282~~	~~2341~~	~~2440~~	~~2489~~	~~2513~~
~~RC-028-03am~~	~~1980~~	~~2026~~	~~2074~~	~~2122~~	~~2176~~	~~2230~~	~~2283~~	~~2333~~	~~2392~~	~~2492~~	~~2542~~	~~2567~~
~~RC-028-04~~	~~1884~~	~~1929~~	~~1975~~	~~2022~~	~~2077~~	~~2131~~	~~2180~~	~~2241~~	~~2290~~	~~2388~~	~~2436~~	~~2460~~
~~RC-028-04a~~	~~1929~~	~~1975~~	~~2022~~	~~2071~~	~~2127~~	~~2183~~	~~2233~~	~~2296~~	~~2347~~	~~2448~~	~~2497~~	~~2521~~
~~RC-028-04m~~	~~1980~~	~~2026~~	~~2074~~	~~2122~~	~~2179~~	~~2234~~	~~2285~~	~~2348~~	~~2398~~	~~2499~~	~~2549~~	~~2574~~
~~RC-028-06~~	~~1986~~	~~2034~~	~~2083~~	~~2133~~	~~2192~~	~~2250~~	~~2314~~	~~2373~~	~~2437~~	~~2540~~	~~2591~~	~~2616~~
~~RC-028-06a~~	~~2034~~	~~2083~~	~~2133~~	~~2185~~	~~2246~~	~~2306~~	~~2371~~	~~2432~~	~~2498~~	~~2604~~	~~2656~~	~~2682~~
~~RC-028-06m~~	~~2085~~	~~2135~~	~~2185~~	~~2236~~	~~2297~~	~~2357~~	~~2423~~	~~2484~~	~~2550~~	~~2658~~	~~2711~~	~~2738~~
~~RC-028-06H~~	~~12.22~~	~~12.52~~	~~12.82~~	~~13.13~~	~~13.49~~	~~13.85~~	~~14.24~~	~~14.60~~	~~15.00~~	~~15.63~~	~~15.94~~	~~16.10~~
~~RC-028-06Ha~~	~~12.52~~	~~12.82~~	~~13.13~~	~~13.45~~	~~13.82~~	~~14.19~~	~~14.59~~	~~14.97~~	~~15.37~~	~~16.02~~	~~16.34~~	~~16.50~~
~~RC-028-06Hm~~	~~12.83~~	~~13.14~~	~~13.45~~	~~13.76~~	~~14.14~~	~~14.50~~	~~14.91~~	~~15.29~~	~~15.69~~	~~16.36~~	~~16.68~~	~~16.85~~
~~RC-028-07~~	~~2040~~	~~2089~~	~~2140~~	~~2192~~	~~2253~~	~~2319~~	~~2384~~	~~2449~~	~~2517~~	~~2631~~	~~2684~~	~~2710~~
~~RC-028-07a~~	~~2089~~	~~2140~~	~~2192~~	~~2246~~	~~2309~~	~~2377~~	~~2444~~	~~2510~~	~~2581~~	~~2701~~	~~2755~~	~~2782~~
~~RC-028-07m~~	~~2141~~	~~2191~~	~~2244~~	~~2297~~	~~2360~~	~~2428~~	~~2495~~	~~2562~~	~~2633~~	~~2754~~	~~2809~~	~~2837~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~RC-028-08~~	~~2096~~	~~2147~~	~~2199~~	~~2253~~	~~2324~~	~~2393~~	~~2469~~	~~2535~~	~~2608~~	~~2731~~	~~2786~~	~~2813~~
~~RC-028-08a~~	~~2147~~	~~2199~~	~~2253~~	~~2309~~	~~2382~~	~~2453~~	~~2531~~	~~2599~~	~~2677~~	~~2804~~	~~2860~~	~~2888~~
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~~RC-028-09~~	~~2161~~	~~2214~~	~~2268~~	~~2324~~	~~2396~~	~~2474~~	~~2549~~	~~2630~~	~~2709~~	~~2836~~	~~2893~~	~~2921~~
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~~RC-028-09m~~	~~2265~~	~~2320~~	~~2376~~	~~2433~~	~~2507~~	~~2588~~	~~2668~~	~~2753~~	~~2835~~	~~2968~~	~~3027~~	~~3057~~
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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~RC-028-16~~	~~2808~~	~~2883~~	~~2963~~	~~3047~~	~~3184~~	~~3324~~	~~3463~~	~~3607~~	~~3751~~	~~3973~~	~~4052~~	~~4092~~
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~~Effective January 1, 2005~~
~~RC-028~~

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(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE P RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, IFPE)

Effective July 1, 2005

		STEPS							
		1	2	3	4	5	6	7	8
Agricultural Products Promoter		2896	3006	3119	3233	3353	3540	3610	3718
Animal and Animal Products Investigator		3024	3142	3279	3399	3528	3733	3809	3923
Apiary Inspector		2161	2217	2268	2332	2383	2485	2526	2601
Apiary Inspector (part-time) (hourly rate)		12.42							
Arson Investigator I	Q	3588	3739	3892	4049	4289	4376	4464	4598
Arson Investigator II	Q	3979	4161	4332	4503	4772	4867	4964	5113
Arson Investigator II (Lead Worker)	Q	4111	4292	4463	4635	4903	4998	5096	5245
Breath Alcohol Analysis Technician		3313	3458	3603	3753	3903	4133	4217	4344
Commerce Commission Police Officer I	Q	3588	3739	3892	4049	4289	4376	4464	4598
Commerce Commission Police Officer II	Q	3979	4161	4332	4503	4772	4867	4964	5113
Commodities Inspector		2587	2664	2752	2839	2927	3076	3132	3226
Drug Compliance Investigator		5166	5437	5698	5961	6230	6620	6753	6956
Elevator Inspector		3684	3872	4055	4244	4421	4606	4885	5032
Environmental Protection Legal Investigator I		2790	2883	2990	3088	3202	3374	3438	3541
Environmental Protection Legal Investigator II		3024	3142	3279	3399	3528	3733	3809	3923
Environmental Protection Legal Investigator Specialist		3161	3292	3421	3561	3693	3915	3992	4112
Explosives Inspector I		3024	3142	3279	3399	3528	3733	3809	3923
Explosives Inspector II		3475	3635	3789	3942	4102	4347	4434	4568
Fingerprint Technician		2790	2883	2990	3088	3202	3374	3438	3541
Fire Prevention Inspector I		3161	3292	3421	3561	3693	3915	3992	4112
Fire Prevention Inspector II		3664	3835	4009	4173	4340	4599	4690	4831
Guard I		2220	2280	2339	2395	2453	2554	2598	2675

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Guard II		2417	2490	2568	2638	2713	2842	2892	2977
Guard III		2676	2763	2862	2957	3049	3210	3272	3370
Licensing Assistant		2344	2412	2481	2548	2618	2738	2786	2868
Licensing Investigator I		2676	2763	2862	2957	3049	3210	3272	3370
Licensing Investigator II		3024	3142	3279	3399	3528	3733	3809	3923
Licensing Investigator III		3161	3292	3421	3561	3693	3915	3992	4112
Licensing Investigator III	Q	3275	3412	3549	3696	3832	4062	4140	4265
Licensing Investigator IV		3475	3635	3789	3942	4102	4347	4434	4568
Liquor Control Special Agent I		2897	3011	3126	3240	3360	3548	3618	3726
Motorist Assistant Specialist		2344	2412	2481	2548	2618	2738	2786	2868
Plant & Pesticide Specialist I		3313	3458	3603	3753	3903	4133	4217	4344
Plant & Pesticide Specialist II		3664	3835	4009	4173	4340	4599	4690	4831
Plumbing Inspector		3872	4055	4244	4421	4606	4885	4981	5131
Police Officer I	Q	3588	3739	3892	4049	4289	4376	4464	4598
Police Officer II	Q	3979	4161	4332	4503	4772	4867	4964	5113
Police Officer III	Q	4243	4442	4652	4852	5054	5363	5468	5633
Polygraph Examiner I		3664	3835	4009	4173	4340	4599	4690	4831
Polygraph Examiner II		4090	4280	4483	4678	4871	5167	5270	5428
Polygraph Examiner III		4572	4795	5022	5254	5473	5813	5929	6107
Polygraph Examiner III	Q	4743	4977	5210	5451	5679	6031	6153	6337
Products & Standards Inspector		3024	3142	3279	3399	3528	3733	3809	3923
Security Officer		2790	2883	2990	3088	3202	3374	3438	3541
Security Officer	Q	2885	2980	3096	3200	3318	3498	3568	3674
Security Officer Sergeant		2896	3006	3119	3233	3353	3540	3610	3718
Security Officer Sergeant	Q	2995	3112	3233	3351	3475	3673	3745	3858
Seed Analyst I		2676	2763	2862	2957	3049	3210	3272	3370
Seed Analyst II		2790	2883	2990	3088	3202	3374	3438	3541
Site Security Officer		2417	2490	2568	2638	2713	2842	2892	2977
Truck Weighing Inspector		2676	2763	2862	2957	3049	3210	3272	3370
Vehicle Compliance Inspector		3313	3458	3603	3753	3903	4133	4217	4344
Vehicle Emissions Compliance Inspector		2790	2883	2990	3088	3202	3374	3438	3541
Vehicle Emissions Quality Assurance Auditor		2896	3006	3119	3233	3353	3540	3610	3718
Vital Records Quality Control Inspector		2790	2883	2990	3088	3202	3374	3438	3541
Warehouse Claims Specialist		3872	4055	4244	4421	4606	4885	4981	5131
Warehouse Examiner		3161	3292	3421	3561	3693	3915	3992	4112

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Warehouse Examiner Specialist	3475	3635	3789	3942	4102	4347	4434	4568
Well Inspector I	3024	3142	3279	3399	3528	3733	3809	3923
Well Inspector II	3475	3635	3789	3942	4102	4347	4434	4568

Note: The Step 8 rate shall be increased by $50 per month for those employees (non-sworn) who attain 15 years of service and have 3 or more years of creditable service on Step 8 in the same pay grade.

The Arson Investigator I, II, Commerce Commission Police Officer I, II, Police Officer I, II and III shall be placed in a longevity schedule receiving a salary increase of an additional $50 per month upon reaching 10 years, 13 years, 15 years and 17 years of service in the same classification series; and after reaching 17 years of service in the same classification series, an increase of an additional $75 per month shall be granted.

Effective January 1, 2006

		STEPS							
		1	2	3	4	5	6	7	8
Agricultural Products Promoter		2983	3096	3213	3330	3454	3646	3718	3830
Animal and Animal Products Investigator		3115	3236	3377	3501	3634	3845	3923	4041
Apiary Inspector		2226	2284	2336	2402	2454	2560	2602	2679
Apiary Inspector (part-time) (hourly rate)		12.79							
Arson Investigator I	Q	3723	3879	4038	4201	4450	4540	4631	4770
Arson Investigator II	Q	4128	4317	4494	4672	4951	5050	5150	5305
Arson Investigator II (Lead Worker)	Q	4265	4453	4630	4809	5087	5185	5287	5442
Breath Alcohol Analysis Technician		3412	3562	3711	3866	4020	4257	4344	4474
Commerce Commission Police Officer I	Q	3723	3879	4038	4201	4450	4540	4631	4770
Commerce Commission Police Officer II	Q	4128	4317	4494	4672	4951	5050	5150	5305
Commodities Inspector		2665	2744	2835	2924	3015	3168	3226	3323
Drug Compliance Investigator		5321	5600	5869	6140	6417	6819	6956	7165
Elevator Inspector		3795	3988	4177	4371	4554	4744	5032	5183
Environmental Protection Legal Investigator I		2874	2969	3080	3181	3298	3475	3541	3647

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Environmental Protection Legal Investigator II		3115	3236	3377	3501	3634	3845	3923	4041
Environmental Protection Legal Investigator Specialist		3256	3391	3524	3668	3804	4032	4112	4235
Explosives Inspector I		3115	3236	3377	3501	3634	3845	3923	4041
Explosives Inspector II		3579	3744	3903	4060	4225	4477	4567	4705
Fingerprint Technician		2874	2969	3080	3181	3298	3475	3541	3647
Fire Prevention Inspector I		3256	3391	3524	3668	3804	4032	4112	4235
Fire Prevention Inspector II		3774	3950	4129	4298	4470	4737	4831	4976
Guard I		2287	2348	2409	2467	2527	2631	2676	2755
Guard II		2490	2565	2645	2717	2794	2927	2979	3066
Guard III		2756	2846	2948	3046	3140	3306	3370	3471
Licensing Assistant		2414	2484	2555	2624	2697	2820	2870	2954
Licensing Investigator I		2756	2846	2948	3046	3140	3306	3370	3471
Licensing Investigator II		3115	3236	3377	3501	3634	3845	3923	4041
Licensing Investigator III		3256	3391	3524	3668	3804	4032	4112	4235
Licensing Investigator III	Q	3398	3540	3682	3835	3976	4214	4295	4425
Licensing Investigator IV		3579	3744	3903	4060	4225	4477	4567	4705
Liquor Control Special Agent I		2984	3101	3220	3337	3461	3654	3727	3838
Motorist Assistant Specialist		2414	2484	2555	2624	2697	2820	2870	2954
Plant & Pesticide Specialist I		3412	3562	3711	3866	4020	4257	4344	4474
Plant & Pesticide Specialist II		3774	3950	4129	4298	4470	4737	4831	4976
Plumbing Inspector		3988	4177	4371	4554	4744	5032	5130	5285
Police Officer I	Q	3723	3879	4038	4201	4450	4540	4631	4770
Police Officer II	Q	4128	4317	4494	4672	4951	5050	5150	5305
Police Officer III	Q	4402	4609	4826	5034	5244	5564	5673	5844
Polygraph Examiner I		3774	3950	4129	4298	4470	4737	4831	4976
Polygraph Examiner II		4213	4408	4617	4818	5017	5322	5428	5591
Polygraph Examiner III		4709	4939	5173	5412	5637	5987	6107	6290
Polygraph Examiner III	Q	4921	5164	5405	5655	5892	6257	6384	6575
Products & Standards Inspector		3115	3236	3377	3501	3634	3845	3923	4041
Security Officer		2874	2969	3080	3181	3298	3475	3541	3647
Security Officer	Q	2993	3092	3212	3320	3442	3629	3702	3812
Security Officer Sergeant		2983	3096	3213	3330	3454	3646	3718	3830
Security Officer Sergeant	Q	3107	3229	3354	3477	3605	3811	3885	4003
Seed Analyst I		2756	2846	2948	3046	3140	3306	3370	3471
Seed Analyst II		2874	2969	3080	3181	3298	3475	3541	3647
Site Security Officer		2490	2565	2645	2717	2794	2927	2979	3066

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Truck Weighing Inspector	2756	2846	2948	3046	3140	3306	3370	3471
Vehicle Compliance Inspector	3412	3562	3711	3866	4020	4257	4344	4474
Vehicle Emissions Compliance Inspector	2874	2969	3080	3181	3298	3475	3541	3647
Vehicle Emissions Quality Assurance Auditor	2983	3096	3213	3330	3454	3646	3718	3830
Vital Records Quality Control Inspector	2874	2969	3080	3181	3298	3475	3541	3647
Warehouse Claims Specialist	3988	4177	4371	4554	4744	5032	5130	5285
Warehouse Examiner	3256	3391	3524	3668	3804	4032	4112	4235
Warehouse Examiner Specialist	3579	3744	3903	4060	4225	4477	4567	4705
Well Inspector I	3115	3236	3377	3501	3634	3845	3923	4041
Well Inspector II	3579	3744	3903	4060	4225	4477	4567	4705

Note: The Step 8 rate shall be increased by $50 per month for those employees (non-sworn) who attain 15 years of service and have 3 or more years of creditable service on Step 8 in the same pay grade.

The Arson Investigator I, II, Commerce Commission Police Officer I, II, Police Officer I, II and III shall be placed in a longevity schedule receiving a salary increase of an additional $50 per month upon reaching 10 years, 13 years, 15 years and 17 years of service in the same classification series; and after reaching 17 years of service in the same classification series, an increase of an additional $75 per month shall be granted.

~~Effective July 1, 2004~~

	~~STEPS~~							
	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~Agricultural Products Promoter~~	~~2783~~	~~2889~~	~~2998~~	~~3108~~	~~3223~~	~~3403~~	~~3470~~	~~3574~~
~~Animal and Animal Products Investigator~~	~~2907~~	~~3020~~	~~3152~~	~~3267~~	~~3391~~	~~3588~~	~~3661~~	~~3771~~
~~Apiary Inspector~~	~~2077~~	~~2131~~	~~2180~~	~~2241~~	~~2290~~	~~2388~~	~~2427~~	~~2500~~
~~Breath Alcohol Analysis Technician~~	~~3184~~	~~3324~~	~~3463~~	~~3607~~	~~3751~~	~~3973~~	~~4053~~	~~4175~~
~~Commodities Inspector~~	~~2486~~	~~2561~~	~~2645~~	~~2728~~	~~2814~~	~~2957~~	~~3011~~	~~3101~~
~~Drug Compliance Investigator~~	~~4966~~	~~5225~~	~~5476~~	~~5729~~	~~5988~~	~~6363~~	~~6491~~	~~6686~~
~~Environmental Protection Legal Investigator I~~	~~2681~~	~~2771~~	~~2874~~	~~2968~~	~~3077~~	~~3243~~	~~3305~~	~~3404~~
~~Environmental Protection Legal~~	~~2907~~	~~3020~~	~~3152~~	~~3267~~	~~3391~~	~~3588~~	~~3661~~	~~3771~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~Investigator II~~								
~~Environmental Protection Legal Investigator Specialist~~	~~3038~~	~~3164~~	~~3288~~	~~3423~~	~~3550~~	~~3763~~	~~3837~~	~~3952~~
~~Explosives Inspector I~~	~~2907~~	~~3020~~	~~3152~~	~~3267~~	~~3391~~	~~3588~~	~~3661~~	~~3771~~
~~Explosives Inspector II~~	~~3340~~	~~3494~~	~~3642~~	~~3789~~	~~3943~~	~~4178~~	~~4262~~	~~4390~~
~~Fingerprint Technician~~	~~2681~~	~~2771~~	~~2874~~	~~2968~~	~~3077~~	~~3243~~	~~3305~~	~~3404~~
~~Fire Prevention Inspector I~~	~~3038~~	~~3164~~	~~3288~~	~~3423~~	~~3550~~	~~3763~~	~~3837~~	~~3952~~
~~Fire Prevention Inspector II~~	~~3522~~	~~3686~~	~~3853~~	~~4011~~	~~4172~~	~~4421~~	~~4508~~	~~4643~~
~~Guard I~~	~~2133~~	~~2191~~	~~2248~~	~~2302~~	~~2358~~	~~2455~~	~~2497~~	~~2572~~
~~Guard II~~	~~2324~~	~~2393~~	~~2469~~	~~2535~~	~~2608~~	~~2731~~	~~2779~~	~~2862~~
~~Guard III~~	~~2573~~	~~2656~~	~~2751~~	~~2842~~	~~2930~~	~~3085~~	~~3145~~	~~3239~~
~~Licensing Assistant~~	~~2253~~	~~2319~~	~~2384~~	~~2449~~	~~2517~~	~~2631~~	~~2677~~	~~2757~~
~~Licensing Investigator I~~	~~2573~~	~~2656~~	~~2751~~	~~2842~~	~~2930~~	~~3085~~	~~3145~~	~~3239~~
~~Licensing Investigator II~~	~~2907~~	~~3020~~	~~3152~~	~~3267~~	~~3391~~	~~3588~~	~~3661~~	~~3771~~
~~Licensing Investigator III~~	~~3038~~	~~3164~~	~~3288~~	~~3423~~	~~3550~~	~~3763~~	~~3837~~	~~3952~~
~~Licensing Investigator IV~~	~~3340~~	~~3494~~	~~3642~~	~~3789~~	~~3943~~	~~4178~~	~~4262~~	~~4390~~
~~Liquor Control Special Agent I~~	~~2784~~	~~2894~~	~~3005~~	~~3114~~	~~3229~~	~~3410~~	~~3477~~	~~3581~~
~~Motorist Assistant Specialist~~	~~2253~~	~~2319~~	~~2384~~	~~2449~~	~~2517~~	~~2631~~	~~2677~~	~~2757~~
~~Plant & Pesticide Specialist I~~	~~3184~~	~~3324~~	~~3463~~	~~3607~~	~~3751~~	~~3973~~	~~4053~~	~~4175~~
~~Plant & Pesticide Specialist II~~	~~3522~~	~~3686~~	~~3853~~	~~4011~~	~~4172~~	~~4421~~	~~4508~~	~~4643~~
~~Plumbing Inspector~~	~~3722~~	~~3897~~	~~4079~~	~~4249~~	~~4427~~	~~4695~~	~~4787~~	~~4931~~
~~Polygraph Examiner I~~	~~3522~~	~~3686~~	~~3853~~	~~4011~~	~~4172~~	~~4421~~	~~4508~~	~~4643~~
~~Polygraph Examiner II~~	~~3931~~	~~4114~~	~~4309~~	~~4496~~	~~4681~~	~~4967~~	~~5066~~	~~5218~~
~~Polygraph Examiner III~~	~~4394~~	~~4609~~	~~4827~~	~~5050~~	~~5261~~	~~5587~~	~~5699~~	~~5870~~
~~Products & Standards Inspector~~	~~2907~~	~~3020~~	~~3152~~	~~3267~~	~~3391~~	~~3588~~	~~3661~~	~~3771~~
~~Security Officer~~	~~2681~~	~~2771~~	~~2874~~	~~2968~~	~~3077~~	~~3243~~	~~3305~~	~~3404~~
~~Security Officer Sergeant~~	~~2783~~	~~2889~~	~~2998~~	~~3108~~	~~3223~~	~~3403~~	~~3470~~	~~3574~~
~~Seed Analyst I~~	~~2573~~	~~2656~~	~~2751~~	~~2842~~	~~2930~~	~~3085~~	~~3145~~	~~3239~~
~~Seed Analyst II~~	~~2681~~	~~2771~~	~~2874~~	~~2968~~	~~3077~~	~~3243~~	~~3305~~	~~3404~~
~~Site Security Officer~~	~~2324~~	~~2393~~	~~2469~~	~~2535~~	~~2608~~	~~2731~~	~~2779~~	~~2862~~
~~Truck Weighing Inspector~~	~~2486~~	~~2561~~	~~2645~~	~~2728~~	~~2814~~	~~2957~~	~~3011~~	~~3101~~
~~Vehicle Compliance Inspector~~	~~3184~~	~~3324~~	~~3463~~	~~3607~~	~~3751~~	~~3973~~	~~4053~~	~~4175~~
~~Vehicle Emissions Compliance Inspector~~	~~2783~~	~~2889~~	~~2998~~	~~3108~~	~~3223~~	~~3403~~	~~3470~~	~~3574~~
~~Vehicle Emissions Quality Assurance Auditor~~	~~2681~~	~~2771~~	~~2874~~	~~2968~~	~~3077~~	~~3243~~	~~3305~~	~~3404~~
~~Vital Records Quality Control Inspector~~	~~2681~~	~~2771~~	~~2874~~	~~2968~~	~~3077~~	~~3243~~	~~3305~~	~~3404~~
~~Warehouse Claims Specialist~~	~~3722~~	~~3897~~	~~4079~~	~~4249~~	~~4427~~	~~4695~~	~~4787~~	~~4931~~

~~Warehouse Examiner~~	~~3038~~	~~3164~~	~~3288~~	~~3423~~	~~3550~~	~~3763~~	~~3837~~	~~3952~~
~~Warehouse Examiner Specialist~~	~~3340~~	~~3494~~	~~3642~~	~~3789~~	~~3943~~	~~4178~~	~~4262~~	~~4390~~
~~Well Inspector I~~	~~2907~~	~~3020~~	~~3152~~	~~3267~~	~~3391~~	~~3588~~	~~3661~~	~~3771~~
~~Well Inspector II~~	~~3340~~	~~3494~~	~~3642~~	~~3789~~	~~3943~~	~~4178~~	~~4262~~	~~4390~~

~~RC-029 Alternative Retirement Formula Schedule~~

~~Effective July 1, 2004~~

	~~STEPS~~							
	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~Arson Investigator I~~	~~3424~~	~~3568~~	~~3714~~	~~3864~~	~~4092~~	~~4175~~	~~4259~~	~~4387~~
~~Arson Investigator II~~	~~3797~~	~~3970~~	~~4133~~	~~4297~~	~~4553~~	~~4644~~	~~4737~~	~~4879~~
~~Arson Investigator II (Lead Worker)~~	~~3922~~	~~4095~~	~~4258~~	~~4422~~	~~4678~~	~~4769~~	~~4862~~	~~5004~~
~~Commerce Commission Police Officer I~~	~~3424~~	~~3568~~	~~3714~~	~~3864~~	~~4092~~	~~4175~~	~~4259~~	~~4387~~
~~Commerce Commission Police Officer II~~	~~3797~~	~~3970~~	~~4133~~	~~4297~~	~~4553~~	~~4644~~	~~4737~~	~~4879~~
~~Licensing Investigator III~~	~~3125~~	~~3255~~	~~3386~~	~~3527~~	~~3656~~	~~3875~~	~~3950~~	~~4069~~
~~Police Officer I~~	~~3424~~	~~3568~~	~~3714~~	~~3864~~	~~4092~~	~~4175~~	~~4259~~	~~4387~~
~~Police Officer II~~	~~3797~~	~~3970~~	~~4133~~	~~4297~~	~~4553~~	~~4644~~	~~4737~~	~~4879~~
~~Police Officer III~~	~~4049~~	~~4238~~	~~4439~~	~~4630~~	~~4822~~	~~5117~~	~~5218~~	~~5375~~
~~Polygraph Examiner III~~	~~4526~~	~~4748~~	~~4971~~	~~5201~~	~~5419~~	~~5755~~	~~5871~~	~~6047~~
~~Security Officer~~	~~2752~~	~~2844~~	~~2954~~	~~3053~~	~~3166~~	~~3337~~	~~3404~~	~~3506~~
~~Security Officer Sergeant~~	~~2857~~	~~2969~~	~~3085~~	~~3197~~	~~3316~~	~~3505~~	~~3574~~	~~3681~~

~~Note:~~ ~~The Step 8 rate shall be increased by $50 per month for those employees (non-sworn) who attain 15 years of service and have 3 or more years of creditable service on Step 8 in the same pay grade.~~

~~The Arson Investigator I, II, Commerce Commission Police Officer I, II, Police Officer I, II and III shall be placed in a longevity schedule receiving a salary increase of an additional $50 per month upon reaching 10 years, 13 years, 15 years and 17 years of service in the same classification series; and after reaching 17 years of service in the same classification series, an increase of an additional $75 per month shall be granted.~~

~~Effective July 1, 2005~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

	STEPS							
	1	2	3	4	5	6	7	8
Agricultural Products Promoter	2839	2947	3058	3170	3287	3471	3539	3645
Animal and Animal Products Investigator	2965	3080	3215	3332	3459	3660	3734	3846
Apiary Inspector	2119	2174	2224	2286	2336	2436	2476	2550
Breath Alcohol Analysis Technician	3248	3390	3532	3679	3826	4052	4134	4259
Commodities Inspector	2536	2612	2698	2783	2870	3016	3071	3163
Drug Compliance Investigator	5065	5330	5586	5844	6108	6490	6621	6820
Environmental Protection Legal Investigator I	2735	2826	2931	3027	3139	3308	3371	3472
Environmental Protection Legal Investigator II	2965	3080	3215	3332	3459	3660	3734	3846
Environmental Protection Legal Investigator Specialist	3099	3227	3354	3491	3621	3838	3914	4031
Explosives Inspector I	2965	3080	3215	3332	3459	3660	3734	3846
Explosives Inspector II	3407	3564	3715	3865	4022	4262	4347	4478
Fingerprint Technician	2735	2826	2931	3027	3139	3308	3371	3472
Fire Prevention Inspector I	3099	3227	3354	3491	3621	3838	3914	4031
Fire Prevention Inspector II	3592	3760	3930	4091	4255	4509	4598	4736
Guard I	2176	2235	2293	2348	2405	2504	2547	2623
Guard II	2370	2441	2518	2586	2660	2786	2835	2919
Guard III	2624	2709	2806	2899	2989	3147	3208	3304
Licensing Assistant	2298	2365	2432	2498	2567	2684	2731	2812
Licensing Investigator I	2624	2709	2806	2899	2989	3147	3208	3304
Licensing Investigator II	2965	3080	3215	3332	3459	3660	3734	3846
Licensing Investigator III	3099	3227	3354	3491	3621	3838	3914	4031
Licensing Investigator IV	3407	3564	3715	3865	4022	4262	4347	4478
Liquor Control Special Agent I	2840	2952	3065	3176	3294	3478	3547	3653
Motorist Assistant Specialist	2298	2365	2432	2498	2567	2684	2731	2812
Plant & Pesticide Specialist I	3248	3390	3532	3679	3826	4052	4134	4259
Plant & Pesticide Specialist II	3592	3760	3930	4091	4255	4509	4598	4736
Plumbing Inspector	3796	3975	4161	4334	4516	4789	4883	5030
Polygraph Examiner I	3592	3760	3930	4091	4255	4509	4598	4736
Polygraph Examiner II	4010	4196	4395	4586	4775	5066	5167	5322
Polygraph Examiner III	4482	4701	4924	5151	5366	5699	5813	5987
Products & Standards Inspector	2965	3080	3215	3332	3459	3660	3734	3846
Security Officer	2735	2826	2931	3027	3139	3308	3371	3472

~~Security Officer Sergeant~~	~~2839~~	~~2947~~	~~3058~~	~~3170~~	~~3287~~	~~3471~~	~~3539~~	~~3645~~
~~Seed Analyst I~~	~~2624~~	~~2709~~	~~2806~~	~~2899~~	~~2989~~	~~3147~~	~~3208~~	~~3304~~
~~Seed Analyst II~~	~~2735~~	~~2826~~	~~2931~~	~~3027~~	~~3139~~	~~3308~~	~~3371~~	~~3472~~
~~Site Security Officer~~	~~2370~~	~~2441~~	~~2518~~	~~2586~~	~~2660~~	~~2786~~	~~2835~~	~~2919~~
~~Truck Weighing Inspector~~	~~2536~~	~~2612~~	~~2698~~	~~2783~~	~~2870~~	~~3016~~	~~3071~~	~~3163~~
~~Vehicle Compliance Inspector~~	~~3248~~	~~3390~~	~~3532~~	~~3679~~	~~3826~~	~~4052~~	~~4134~~	~~4259~~
~~Vehicle Emissions Compliance Inspector~~	~~2735~~	~~2826~~	~~2931~~	~~3027~~	~~3139~~	~~3308~~	~~3371~~	~~3472~~
~~Vehicle Emissions Quality Assurance Auditor~~	~~2839~~	~~2947~~	~~3058~~	~~3170~~	~~3287~~	~~3471~~	~~3539~~	~~3645~~
~~Vital Records Quality Control Inspector~~	~~2735~~	~~2826~~	~~2931~~	~~3027~~	~~3139~~	~~3308~~	~~3371~~	~~3472~~
~~Warehouse Claims Specialist~~	~~3796~~	~~3975~~	~~4161~~	~~4334~~	~~4516~~	~~4789~~	~~4883~~	~~5030~~
~~Warehouse Examiner~~	~~3099~~	~~3227~~	~~3354~~	~~3491~~	~~3621~~	~~3838~~	~~3914~~	~~4031~~
~~Warehouse Examiner Specialist~~	~~3407~~	~~3564~~	~~3715~~	~~3865~~	~~4022~~	~~4262~~	~~4347~~	~~4478~~
~~Well Inspector I~~	~~2965~~	~~3080~~	~~3215~~	~~3332~~	~~3459~~	~~3660~~	~~3734~~	~~3846~~
~~Well Inspector II~~	~~3407~~	~~3564~~	~~3715~~	~~3865~~	~~4022~~	~~4262~~	~~4347~~	~~4478~~

~~RC-029 Alternative Retirement Formula Schedule~~

~~Effective July 1, 2005~~

	~~S T E P S~~							
	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~Arson Investigator I~~	~~3518~~	~~3666~~	~~3816~~	~~3970~~	~~4205~~	~~4290~~	~~4376~~	~~4508~~
~~Arson Investigator II~~	~~3901~~	~~4079~~	~~4247~~	~~4415~~	~~4678~~	~~4772~~	~~4867~~	~~5013~~
~~Arson Investigator II (Lead Worker)~~	~~4030~~	~~4208~~	~~4375~~	~~4544~~	~~4807~~	~~4900~~	~~4996~~	~~5142~~
~~Commerce Commission Police Officer I~~	~~3518~~	~~3666~~	~~3816~~	~~3970~~	~~4205~~	~~4290~~	~~4376~~	~~4508~~
~~Commerce Commission Police Officer II~~	~~3901~~	~~4079~~	~~4247~~	~~4415~~	~~4678~~	~~4772~~	~~4867~~	~~5013~~
~~Licensing Investigator III~~	~~3211~~	~~3345~~	~~3479~~	~~3624~~	~~3757~~	~~3982~~	~~4059~~	~~4181~~
~~Police Officer I~~	~~3518~~	~~3666~~	~~3816~~	~~3970~~	~~4205~~	~~4290~~	~~4376~~	~~4508~~
~~Police Officer II~~	~~3901~~	~~4079~~	~~4247~~	~~4415~~	~~4678~~	~~4772~~	~~4867~~	~~5013~~
~~Police Officer III~~	~~4160~~	~~4355~~	~~4561~~	~~4757~~	~~4955~~	~~5258~~	~~5361~~	~~5523~~
~~Polygraph Examiner III~~	~~4650~~	~~4879~~	~~5108~~	~~5344~~	~~5568~~	~~5913~~	~~6032~~	~~6213~~
~~Security Officer~~	~~2828~~	~~2922~~	~~3035~~	~~3137~~	~~3253~~	~~3429~~	~~3498~~	~~3602~~
~~Security Officer Sergeant~~	~~2936~~	~~3051~~	~~3170~~	~~3285~~	~~3407~~	~~3601~~	~~3672~~	~~3782~~

~~Note: The Step 8 rate shall be increased by $50 per month for those employees (non-sworn) who attain 15 years of service and have 3 or more years of creditable service on Step 8 in the same pay grade.~~

~~The Arson Investigator I, II, Commerce Commission Police Officer I, II, Police Officer I, II and III shall be placed in a longevity schedule receiving a salary increase of an additional $50 per month upon reaching 10 years, 13 years, 15 years and 17 years of service in the same classification series; and after reaching 17 years of service in the same classification series, an increase of an additional $75 per month shall be granted.~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE Q RC-033 (Meat Inspectors, IFPE)

Effective July 1, 2005

	STEPS						
	1	2	3	4	5	6	7
Meat and Poultry Inspector	2964	3092	3217	3339	3468	3663	3737
Meat and Poultry Inspector Trainee	2514	2605	2704	2801	2900	3062	3121

Effective January 1, 2006

	STEPS						
	1	2	3	4	5	6	7
Meat and Poultry Inspector	3053	3185	3314	3439	3572	3773	3849
Meat and Poultry Inspector Trainee	2589	2683	2785	2885	2987	3154	3215

~~Effective July 1, 2004~~

	~~STEPS~~						
	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~
~~Meat and Poultry Inspector~~	~~2849~~	~~2972~~	~~3092~~	~~3210~~	~~3333~~	~~3521~~	~~3592~~
~~Meat and Poultry Inspector Trainee~~	~~2417~~	~~2504~~	~~2599~~	~~2692~~	~~2787~~	~~2943~~	~~3000~~

~~Effective January 1, 2005~~

	~~STEPS~~						
	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~
~~Meat and Poultry Inspector~~	~~2906~~	~~3031~~	~~3154~~	~~3274~~	~~3400~~	~~3591~~	~~3664~~
~~Meat and Poultry Inspector Trainee~~	~~2465~~	~~2554~~	~~2651~~	~~2746~~	~~2843~~	~~3002~~	~~3060~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE R RC-042 (Residual Maintenance Workers, AFSCME)

Title	Salary Grade	Code
Building/Grounds Laborer	RC-042-01	05598
Building/Grounds Lead I	RC-042-04	05601
Building/Grounds Lead II	RC-042-05	05602
Building/Grounds Maintenance Worker	RC-042-02	05613
Intermittent Laborer (Maintenance) (Hourly)	RC-042-01H	21687
Race Track Maintainer I	RC-042-03	37551
Race Track Maintainer II	RC-042-06	37552
Refrigeration & Air Conditioning Repairer	RC-042-07	38119

Effective July 1, 2005
RC-042

	STEPS										
	1c	1b	1a	1	2	3	4	5	6	7	8
01	2316	2374	2525	2588	2676	2763	2862	2957	3049	3210	3307
01Q	2391	2449	2606	2672	2767	2858	2960	3059	3157	3326	3426
01S	2444	2504	2660	2726	2823	2913	3016	3117	3217	3386	3488
01H	14.20	14.55	15.48	15.87	16.40	16.94	17.54	18.13	18.69	19.68	20.27
01HQ	14.66	15.01	15.98	16.38	16.96	17.52	18.15	18.75	19.35	20.39	21.00
01HS	14.98	15.35	16.31	16.71	17.31	17.86	18.49	19.11	19.72	20.76	21.38
02	2480	2541	2623	2691	2790	2883	2990	3088	3202	3374	3475
02Q	2559	2623	2710	2782	2885	2980	3096	3200	3318	3498	3603
02S	2614	2678	2765	2837	2941	3038	3155	3261	3379	3560	3667
03	2516	2581	2721	2793	2896	3006	3119	3233	3353	3540	3647
03Q	2599	2664	2813	2888	2995	3112	3233	3351	3475	3673	3783
03S	2653	2718	2869	2944	3052	3171	3294	3412	3538	3736	3848
04	2531	2594	2721	2793	2896	3006	3119	3233	3353	3540	3647
04Q	2613	2679	2813	2888	2995	3112	3233	3351	3475	3673	3783

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

04S	2666	2733	2869	2944	3052	3171	3294	3412	3538	3736	3848
05	2703	2774	2949	3028	3161	3292	3421	3561	3693	3915	4033
05Q	2795	2868	3051	3135	3275	3412	3549	3696	3832	4062	4183
05S	2851	2924	3109	3196	3336	3471	3613	3758	3893	4124	4247
06	2787	2860	2949	3028	3161	3292	3421	3561	3693	3915	4033
06Q	2882	2958	3051	3135	3275	3412	3549	3696	3832	4062	4183
06S	2938	3014	3109	3196	3336	3471	3613	3758	3893	4124	4247
07	2819	2895	2949	3028	3161	3292	3421	3561	3693	3915	4033
07Q	2916	2994	3051	3135	3275	3412	3549	3696	3832	4062	4183
07S	2972	3051	3109	3196	3336	3471	3613	3758	3893	4124	4247

Effective January 1, 2006
RC-042

	STEPS										
	1c	1b	1a	1	2	3	4	5	6	7	8
01	2385	2445	2601	2666	2756	2846	2948	3046	3140	3306	3406
01Q	2481	2541	2704	2772	2871	2965	3071	3174	3275	3451	3554
01S	2536	2598	2760	2828	2929	3022	3129	3234	3338	3513	3619
01H	14.62	14.99	15.94	16.34	16.90	17.45	18.07	18.67	19.25	20.27	20.88
01HQ	15.21	15.58	16.58	16.99	17.60	18.18	18.83	19.46	20.08	21.16	21.79
01HS	15.55	15.93	16.92	17.34	17.96	18.53	19.18	19.83	20.46	21.54	22.19
02	2554	2617	2702	2772	2874	2969	3080	3181	3298	3475	3579
02Q	2655	2721	2812	2886	2993	3092	3212	3320	3442	3629	3738
02S	2712	2778	2869	2943	3051	3152	3273	3383	3506	3694	3805
03	2591	2658	2803	2877	2983	3096	3213	3330	3454	3646	3756
03Q	2696	2764	2918	2996	3107	3229	3354	3477	3605	3811	3925
03S	2752	2820	2977	3054	3166	3290	3418	3540	3671	3876	3992

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04	2607	2672	2803	2877	2983	3096	3213	3330	3454	3646	3756
04Q	2711	2779	2918	2996	3107	3229	3354	3477	3605	3811	3925
04S	2766	2835	2977	3054	3166	3290	3418	3540	3671	3876	3992
05	2784	2857	3037	3119	3256	3391	3524	3668	3804	4032	4154
05Q	2900	2976	3165	3253	3398	3540	3682	3835	3976	4214	4340
05S	2958	3034	3226	3316	3461	3601	3748	3899	4039	4279	4406
06	2871	2946	3037	3119	3256	3391	3524	3668	3804	4032	4154
06Q	2990	3069	3165	3253	3398	3540	3682	3835	3976	4214	4340
06S	3048	3127	3226	3316	3461	3601	3748	3899	4039	4279	4406
07	2904	2982	3037	3119	3256	3391	3524	3668	3804	4032	4154
07Q	3025	3106	3165	3253	3398	3540	3682	3835	3976	4214	4340
07S	3083	3165	3226	3316	3461	3601	3748	3899	4039	4279	4406

~~Effective July 1, 2003~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~	~~Eff. 1/1/04 8~~
~~RC-042-01~~	~~2226~~	~~2281~~	~~2426~~	~~2487~~	~~2573~~	~~2656~~	~~2751~~	~~2842~~	~~2930~~	~~3085~~	~~3147~~	~~3178~~
~~RC-042-01Q~~	~~2281~~	~~2337~~	~~2487~~	~~2550~~	~~2640~~	~~2727~~	~~2824~~	~~2919~~	~~3012~~	~~3174~~	~~3237~~	~~3269~~
~~RC-042-01S~~	~~2332~~	~~2389~~	~~2538~~	~~2601~~	~~2694~~	~~2780~~	~~2878~~	~~2974~~	~~3070~~	~~3231~~	~~3296~~	~~3328~~
~~RC-042-01H~~	~~13.65~~	~~13.98~~	~~14.87~~	~~15.25~~	~~15.77~~	~~16.28~~	~~16.86~~	~~17.42~~	~~17.96~~	~~18.91~~	~~19.29~~	~~19.48~~
~~RC-042-01HQ~~	~~13.98~~	~~14.33~~	~~15.25~~	~~15.63~~	~~16.18~~	~~16.72~~	~~17.31~~	~~17.89~~	~~18.46~~	~~19.46~~	~~19.84~~	~~20.04~~
~~RC-042-01HS~~	~~14.30~~	~~14.65~~	~~15.56~~	~~15.94~~	~~16.51~~	~~17.04~~	~~17.64~~	~~18.23~~	~~18.82~~	~~19.81~~	~~20.21~~	~~20.40~~
~~RC-042-02~~	~~2383~~	~~2442~~	~~2522~~	~~2586~~	~~2681~~	~~2771~~	~~2874~~	~~2968~~	~~3077~~	~~3243~~	~~3308~~	~~3340~~
~~RC-042-02Q~~	~~2442~~	~~2503~~	~~2586~~	~~2654~~	~~2752~~	~~2844~~	~~2954~~	~~3053~~	~~3166~~	~~3337~~	~~3404~~	~~3437~~
~~RC-042-02S~~	~~2494~~	~~2555~~	~~2638~~	~~2707~~	~~2806~~	~~2898~~	~~3010~~	~~3111~~	~~3224~~	~~3397~~	~~3465~~	~~3499~~
~~RC-042-03~~	~~2419~~	~~2480~~	~~2616~~	~~2684~~	~~2783~~	~~2889~~	~~2998~~	~~3108~~	~~3223~~	~~3403~~	~~3471~~	~~3505~~
~~RC-042-03Q~~	~~2480~~	~~2542~~	~~2684~~	~~2755~~	~~2857~~	~~2969~~	~~3085~~	~~3197~~	~~3316~~	~~3505~~	~~3575~~	~~3610~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~RC-042-03S~~	~~2531~~	~~2594~~	~~2738~~	~~2809~~	~~2912~~	~~3026~~	~~3143~~	~~3255~~	~~3376~~	~~3565~~	~~3636~~	~~3672~~
~~RC-042-04~~	~~2432~~	~~2493~~	~~2616~~	~~2684~~	~~2783~~	~~2889~~	~~2998~~	~~3108~~	~~3223~~	~~3403~~	~~3471~~	~~3505~~
~~RC-042-04Q~~	~~2493~~	~~2556~~	~~2684~~	~~2755~~	~~2857~~	~~2969~~	~~3085~~	~~3197~~	~~3316~~	~~3505~~	~~3575~~	~~3610~~
~~RC-042-04S~~	~~2544~~	~~2607~~	~~2738~~	~~2809~~	~~2912~~	~~3026~~	~~3143~~	~~3255~~	~~3376~~	~~3565~~	~~3636~~	~~3672~~
~~RC-042-05~~	~~2598~~	~~2667~~	~~2834~~	~~2911~~	~~3038~~	~~3164~~	~~3288~~	~~3423~~	~~3550~~	~~3763~~	~~3838~~	~~3876~~
~~RC-042-05Q~~	~~2667~~	~~2737~~	~~2911~~	~~2992~~	~~3125~~	~~3255~~	~~3386~~	~~3527~~	~~3656~~	~~3875~~	~~3953~~	~~3991~~
~~RC-042-05S~~	~~2720~~	~~2790~~	~~2966~~	~~3049~~	~~3183~~	~~3312~~	~~3447~~	~~3585~~	~~3715~~	~~3935~~	~~4014~~	~~4053~~
~~RC-042-06~~	~~2678~~	~~2749~~	~~2834~~	~~2911~~	~~3038~~	~~3164~~	~~3288~~	~~3423~~	~~3550~~	~~3763~~	~~3838~~	~~3876~~
~~RC-042-06Q~~	~~2749~~	~~2822~~	~~2911~~	~~2992~~	~~3125~~	~~3255~~	~~3386~~	~~3527~~	~~3656~~	~~3875~~	~~3953~~	~~3991~~
~~RC-042-06S~~	~~2803~~	~~2876~~	~~2966~~	~~3049~~	~~3183~~	~~3312~~	~~3447~~	~~3585~~	~~3715~~	~~3935~~	~~4014~~	~~4053~~
~~RC-042-07~~	~~2710~~	~~2782~~	~~2834~~	~~2911~~	~~3038~~	~~3164~~	~~3288~~	~~3423~~	~~3550~~	~~3763~~	~~3838~~	~~3876~~
~~RC-042-07Q~~	~~2782~~	~~2856~~	~~2911~~	~~2992~~	~~3125~~	~~3255~~	~~3386~~	~~3527~~	~~3656~~	~~3875~~	~~3953~~	~~3991~~
~~RC-042-07S~~	~~2836~~	~~2911~~	~~2966~~	~~3049~~	~~3183~~	~~3312~~	~~3447~~	~~3585~~	~~3715~~	~~3935~~	~~4014~~	~~4053~~

~~Effective January 1, 2005~~
~~RC-042~~

	~~S T E P S~~										
	~~1e~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~01~~	~~2271~~	~~2327~~	~~2475~~	~~2537~~	~~2624~~	~~2709~~	~~2806~~	~~2899~~	~~2989~~	~~3147~~	~~3242~~
~~01Q~~	~~2344~~	~~2401~~	~~2555~~	~~2620~~	~~2713~~	~~2802~~	~~2902~~	~~2999~~	~~3095~~	~~3261~~	~~3359~~
~~01S~~	~~2396~~	~~2455~~	~~2608~~	~~2673~~	~~2768~~	~~2856~~	~~2957~~	~~3056~~	~~3154~~	~~3320~~	~~3420~~
~~01H~~	~~13.92~~	~~14.27~~	~~15.17~~	~~15.55~~	~~16.09~~	~~16.61~~	~~17.2~~	~~17.77~~	~~18.32~~	~~19.29~~	~~19.87~~
~~01HQ~~	~~14.37~~	~~14.72~~	~~15.66~~	~~16.06~~	~~16.63~~	~~17.18~~	~~17.79~~	~~18.38~~	~~18.97~~	~~19.99~~	~~20.59~~
~~01HS~~	~~14.69~~	~~15.05~~	~~15.99~~	~~16.39~~	~~16.97~~	~~17.51~~	~~18.13~~	~~18.73~~	~~19.33~~	~~20.35~~	~~20.97~~
~~02~~	~~2431~~	~~2491~~	~~2572~~	~~2638~~	~~2735~~	~~2826~~	~~2931~~	~~3027~~	~~3139~~	~~3308~~	~~3407~~
~~02Q~~	~~2509~~	~~2572~~	~~2657~~	~~2727~~	~~2828~~	~~2922~~	~~3035~~	~~3137~~	~~3253~~	~~3429~~	~~3532~~
~~02S~~	~~2563~~	~~2625~~	~~2711~~	~~2781~~	~~2883~~	~~2978~~	~~3093~~	~~3197~~	~~3313~~	~~3490~~	~~3595~~
~~03~~	~~2467~~	~~2530~~	~~2668~~	~~2738~~	~~2839~~	~~2947~~	~~3058~~	~~3170~~	~~3287~~	~~3471~~	~~3575~~
~~03Q~~	~~2548~~	~~2612~~	~~2758~~	~~2831~~	~~2936~~	~~3051~~	~~3170~~	~~3285~~	~~3407~~	~~3601~~	~~3709~~
~~03S~~	~~2601~~	~~2665~~	~~2813~~	~~2886~~	~~2992~~	~~3109~~	~~3229~~	~~3345~~	~~3469~~	~~3663~~	~~3773~~

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~~04~~	~~2481~~	~~2543~~	~~2668~~	~~2738~~	~~2839~~	~~2947~~	~~3058~~	~~3170~~	~~3287~~	~~3471~~	~~3575~~
~~04Q~~	~~2562~~	~~2626~~	~~2758~~	~~2831~~	~~2936~~	~~3051~~	~~3170~~	~~3285~~	~~3407~~	~~3601~~	~~3709~~
~~04S~~	~~2614~~	~~2679~~	~~2813~~	~~2886~~	~~2992~~	~~3109~~	~~3229~~	~~3345~~	~~3469~~	~~3663~~	~~3773~~
~~05~~	~~2650~~	~~2720~~	~~2891~~	~~2969~~	~~3099~~	~~3227~~	~~3354~~	~~3491~~	~~3621~~	~~3838~~	~~3954~~
~~05Q~~	~~2740~~	~~2812~~	~~2991~~	~~3074~~	~~3211~~	~~3345~~	~~3479~~	~~3624~~	~~3757~~	~~3982~~	~~4101~~
~~05S~~	~~2795~~	~~2867~~	~~3048~~	~~3133~~	~~3271~~	~~3403~~	~~3542~~	~~3684~~	~~3817~~	~~4043~~	~~4164~~
~~06~~	~~2732~~	~~2804~~	~~2891~~	~~2969~~	~~3099~~	~~3227~~	~~3354~~	~~3491~~	~~3621~~	~~3838~~	~~3954~~
~~06Q~~	~~2825~~	~~2900~~	~~2991~~	~~3074~~	~~3211~~	~~3345~~	~~3479~~	~~3624~~	~~3757~~	~~3982~~	~~4101~~
~~06S~~	~~2880~~	~~2955~~	~~3048~~	~~3133~~	~~3271~~	~~3403~~	~~3542~~	~~3684~~	~~3817~~	~~4043~~	~~4164~~
~~07~~	~~2764~~	~~2838~~	~~2891~~	~~2969~~	~~3099~~	~~3227~~	~~3354~~	~~3491~~	~~3621~~	~~3838~~	~~3954~~
~~07Q~~	~~2859~~	~~2935~~	~~2991~~	~~3074~~	~~3211~~	~~3345~~	~~3479~~	~~3624~~	~~3757~~	~~3982~~	~~4101~~
~~07S~~	~~2914~~	~~2991~~	~~3048~~	~~3133~~	~~3271~~	~~3403~~	~~3542~~	~~3684~~	~~3817~~	~~4043~~	~~4164~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE V CU-500 (Corrections Meet and Confer Employees)

Effective July 1, 2005

		STEPS										
		1c	1b	1a	1	2	3	4	5	6	7	8
Correctional Casework Supervisor	Q	3762	3873	3987	4104	4306	4505	4716	4917	5117	5424	5588
Correctional Casework Supervisor	S	3824	3933	4049	4167	4370	4571	4780	4981	5180	5488	5652
Correctional Lieutenant	Q	3564	3668	3777	3887	4083	4270	4467	4652	4845	5133	5287
Correctional Lieutenant	S	3626	3729	3839	3950	4143	4333	4530	4714	4907	5196	5352
Corrections Clerk III	Q	3081	3167	3257	3349	3497	3653	3805	3957	4117	4351	4483
Corrections Clerk III	S	3139	3227	3317	3409	3559	3714	3866	4018	4178	4415	4546
Corrections Food Service Supervisor III	Q	3385	3481	3585	3690	3867	4043	4224	4394	4570	4836	4981
Corrections Food Service Supervisor III	S	3446	3545	3648	3753	3929	4106	4286	4457	4630	4900	5046
Corrections Identification Supervisor	Q	3222	3313	3407	3506	3670	3837	3995	4157	4322	4576	4713
Corrections Identification Supervisor	S	3282	3374	3467	3569	3733	3898	4058	4219	4383	4638	4777
Corrections Industry Supervisor	Q	3385	3481	3585	3690	3867	4043	4224	4394	4570	4836	4981
Corrections Industry Supervisor	S	3446	3545	3648	3753	3929	4106	4286	4457	4630	4900	5046
Corrections Laundry Manager II	Q	3222	3313	3407	3506	3670	3837	3995	4157	4322	4576	4713
Corrections Laundry Manager II	S	3282	3374	3467	3569	3733	3898	4058	4219	4383	4638	4777
Corrections Maintenance Supervisor	Q	3081	3167	3257	3349	3497	3653	3805	3957	4117	4351	4483
Corrections Maintenance Supervisor	S	3139	3227	3317	3409	3559	3714	3866	4018	4178	4415	4546
Corrections Residence Counselor II	Q	3222	3313	3407	3506	3670	3837	3995	4157	4322	4576	4713
Corrections Supply Supervisor III	Q	3385	3481	3585	3690	3867	4043	4224	4394	4570	4836	4981
Corrections Supply Supervisor III	S	3446	3545	3648	3753	3929	4106	4286	4457	4630	4900	5046
Property and Supply Clerk III	Q	2306	2360	2417	2475	2552	2627	2709	2783	2864	2996	3086
Storekeeper III	Q	2727	2798	2870	2946	3054	3173	3296	3413	3539	3737	3849
Youth Supervisor IV	Q	3564	3668	3777	3887	4083	4270	4467	4652	4845	5133	5287
Youth Supervisor IV	S	3626	3729	3839	3950	4143	4333	4530	4714	4907	5196	5352

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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Effective January 1, 2006

		STEPS										
		1c	1b	1a	1	2	3	4	5	6	7	8
Correctional Casework Supervisor	Q	3903	4018	4137	4258	4467	4674	4893	5101	5309	5627	5798
Correctional Casework Supervisor	S	3967	4080	4201	4323	4534	4742	4959	5168	5374	5694	5864
Correctional Lieutenant	Q	3698	3806	3919	4033	4236	4430	4635	4826	5027	5325	5485
Correctional Lieutenant	S	3762	3869	3983	4098	4298	4495	4700	4891	5091	5391	5553
Corrections Clerk III	Q	3197	3286	3379	3475	3628	3790	3948	4105	4271	4514	4651
Corrections Clerk III	S	3257	3348	3441	3537	3692	3853	4011	4169	4335	4581	4716
Corrections Food Service Supervisor III	Q	3512	3612	3719	3828	4012	4195	4382	4559	4741	5017	5168
Corrections Food Service Supervisor III	S	3575	3678	3785	3894	4076	4260	4447	4624	4804	5084	5235
Corrections Identification Supervisor	Q	3343	3437	3535	3637	3808	3981	4145	4313	4484	4748	4890
Corrections Identification Supervisor	S	3405	3501	3597	3703	3873	4044	4210	4377	4547	4812	4956
Corrections Industry Supervisor	Q	3512	3612	3719	3828	4012	4195	4382	4559	4741	5017	5168
Corrections Industry Supervisor	S	3575	3678	3785	3894	4076	4260	4447	4624	4804	5084	5235
Corrections Laundry Manager II	Q	3343	3437	3535	3637	3808	3981	4145	4313	4484	4748	4890
Corrections Laundry Manager II	S	3405	3501	3597	3703	3873	4044	4210	4377	4547	4812	4956
Corrections Maintenance Supervisor	Q	3197	3286	3379	3475	3628	3790	3948	4105	4271	4514	4651
Corrections Maintenance Supervisor	S	3257	3348	3441	3537	3692	3853	4011	4169	4335	4581	4716
Corrections Residence Counselor II	Q	3343	3437	3535	3637	3808	3981	4145	4313	4484	4748	4890
Corrections Supply Supervisor III	Q	3512	3612	3719	3828	4012	4195	4382	4559	4741	5017	5168
Corrections Supply Supervisor III	S	3575	3678	3785	3894	4076	4260	4447	4624	4804	5084	5235
Property and Supply Clerk III	Q	2392	2449	2508	2568	2648	2726	2811	2887	2971	3108	3202
Storekeeper III	Q	2829	2903	2978	3056	3169	3292	3420	3541	3672	3877	3993

Youth Supervisor IV	Q	3698	3806	3919	4033	4236	4430	4635	4826	5027	5325	5485
Youth Supervisor IV	S	3762	3869	3983	4098	4298	4495	4700	4891	5091	5391	5553

~~Effective July 1, 2004~~

	~~S T E P S~~										
	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~Correctional Casework Supervisor~~	~~3589~~	~~3695~~	~~3804~~	~~3916~~	~~4109~~	~~4299~~	~~4500~~	~~4692~~	~~4883~~	~~5176~~	~~5331~~
~~Correctional Lieutenant~~	~~3400~~	~~3500~~	~~3604~~	~~3709~~	~~3896~~	~~4074~~	~~4262~~	~~4439~~	~~4623~~	~~4897~~	~~5044~~
~~Corrections Clerk III~~	~~2940~~	~~3022~~	~~3108~~	~~3195~~	~~3336~~	~~3485~~	~~3630~~	~~3775~~	~~3928~~	~~4152~~	~~4277~~
~~Corrections Food Service Supervisor III~~	~~3230~~	~~3322~~	~~3421~~	~~3521~~	~~3690~~	~~3858~~	~~4030~~	~~4193~~	~~4360~~	~~4614~~	~~4752~~
~~Corrections Identification Supervisor~~	~~3074~~	~~3161~~	~~3251~~	~~3345~~	~~3502~~	~~3661~~	~~3812~~	~~3966~~	~~4124~~	~~4366~~	~~4497~~
~~Corrections Industry Supervisor~~	~~3230~~	~~3322~~	~~3421~~	~~3521~~	~~3690~~	~~3858~~	~~4030~~	~~4193~~	~~4360~~	~~4614~~	~~4752~~
~~Corrections Laundry Manager II~~	~~3074~~	~~3161~~	~~3251~~	~~3345~~	~~3502~~	~~3661~~	~~3812~~	~~3966~~	~~4124~~	~~4366~~	~~4497~~
~~Corrections Maintenance Supervisor~~	~~2940~~	~~3022~~	~~3108~~	~~3195~~	~~3336~~	~~3485~~	~~3630~~	~~3775~~	~~3928~~	~~4152~~	~~4277~~
~~Corrections Residence Counselor II~~	~~3074~~	~~3161~~	~~3251~~	~~3345~~	~~3502~~	~~3661~~	~~3812~~	~~3966~~	~~4124~~	~~4366~~	~~4497~~
~~Corrections Supply Supervisor III~~	~~3230~~	~~3322~~	~~3421~~	~~3521~~	~~3690~~	~~3858~~	~~4030~~	~~4193~~	~~4360~~	~~4614~~	~~4752~~
~~Property and Supply Clerk III~~	~~2200~~	~~2252~~	~~2307~~	~~2361~~	~~2435~~	~~2506~~	~~2585~~	~~2655~~	~~2733~~	~~2858~~	~~2944~~
~~Storekeeper III~~	~~2602~~	~~2670~~	~~2739~~	~~2811~~	~~2914~~	~~3028~~	~~3145~~	~~3256~~	~~3377~~	~~3566~~	~~3673~~
~~Youth~~	~~3400~~	~~3500~~	~~3604~~	~~3709~~	~~3896~~	~~4074~~	~~4262~~	~~4439~~	~~4623~~	~~4897~~	~~5044~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~Supervisor IV~~

~~Maximum Security Institutions Schedule~~
~~Effective July 1, 2004~~

	~~STEPS~~										
	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~Correctional Casework Supervisor~~	~~3649~~	~~3753~~	~~3864~~	~~3976~~	~~4169~~	~~4361~~	~~4561~~	~~4752~~	~~4942~~	~~5236~~	~~5393~~
~~Correctional Lieutenant~~	~~3460~~	~~3558~~	~~3663~~	~~3769~~	~~3953~~	~~4134~~	~~4322~~	~~4498~~	~~4682~~	~~4958~~	~~5107~~
~~Corrections Clerk III~~	~~2995~~	~~3079~~	~~3165~~	~~3253~~	~~3396~~	~~3544~~	~~3689~~	~~3834~~	~~3986~~	~~4212~~	~~4338~~
~~Corrections Food Service Supervisor III~~	~~3288~~	~~3382~~	~~3480~~	~~3581~~	~~3749~~	~~3917~~	~~4090~~	~~4253~~	~~4418~~	~~4675~~	~~4815~~
~~Corrections Identification Supervisor~~	~~3132~~	~~3219~~	~~3308~~	~~3405~~	~~3562~~	~~3720~~	~~3872~~	~~4025~~	~~4182~~	~~4425~~	~~4558~~
~~Corrections Industry Supervisor~~	~~3288~~	~~3382~~	~~3480~~	~~3581~~	~~3749~~	~~3917~~	~~4090~~	~~4253~~	~~4418~~	~~4675~~	~~4815~~
~~Corrections Laundry Manager II~~	~~3132~~	~~3219~~	~~3308~~	~~3405~~	~~3562~~	~~3720~~	~~3872~~	~~4025~~	~~4182~~	~~4425~~	~~4558~~
~~Corrections Maintenance Supervisor~~	~~2995~~	~~3079~~	~~3165~~	~~3253~~	~~3396~~	~~3544~~	~~3689~~	~~3834~~	~~3986~~	~~4212~~	~~4338~~
~~Corrections Supply Supervisor III~~	~~3288~~	~~3382~~	~~3480~~	~~3581~~	~~3749~~	~~3917~~	~~4090~~	~~4253~~	~~4418~~	~~4675~~	~~4815~~
~~Youth Supervisor IV~~	~~3460~~	~~3558~~	~~3663~~	~~3769~~	~~3953~~	~~4134~~	~~4322~~	~~4498~~	~~4682~~	~~4958~~	~~5107~~

~~Effective January 1, 2005~~

	~~STEPS~~										
	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~Correctional~~	~~3688~~	~~3797~~	~~3909~~	~~4024~~	~~4222~~	~~4417~~	~~4624~~	~~4821~~	~~5017~~	~~5318~~	~~5478~~

~~Casework Supervisor~~											
~~Correctional Lieutenant~~	~~3494~~	~~3596~~	~~3703~~	~~3811~~	~~4003~~	~~4186~~	~~4379~~	~~4561~~	~~4750~~	~~5032~~	~~5183~~
~~Corrections Clerk III~~	~~3021~~	~~3105~~	~~3193~~	~~3283~~	~~3428~~	~~3581~~	~~3730~~	~~3879~~	~~4036~~	~~4266~~	~~4395~~
~~Corrections Food Service Supervisor III~~	~~3319~~	~~3413~~	~~3515~~	~~3618~~	~~3791~~	~~3964~~	~~4141~~	~~4308~~	~~4480~~	~~4741~~	~~4883~~
~~Corrections Identification Supervisor~~	~~3159~~	~~3248~~	~~3340~~	~~3437~~	~~3598~~	~~3762~~	~~3917~~	~~4075~~	~~4237~~	~~4486~~	~~4621~~
~~Corrections Industry Supervisor~~	~~3319~~	~~3413~~	~~3515~~	~~3618~~	~~3791~~	~~3964~~	~~4141~~	~~4308~~	~~4480~~	~~4741~~	~~4883~~
~~Corrections Laundry Manager II~~	~~3159~~	~~3248~~	~~3340~~	~~3437~~	~~3598~~	~~3762~~	~~3917~~	~~4075~~	~~4237~~	~~4486~~	~~4621~~
~~Corrections Maintenance Supervisor~~	~~3021~~	~~3105~~	~~3193~~	~~3283~~	~~3428~~	~~3581~~	~~3730~~	~~3879~~	~~4036~~	~~4266~~	~~4395~~
~~Corrections Residence Counselor II~~	~~3159~~	~~3248~~	~~3340~~	~~3437~~	~~3598~~	~~3762~~	~~3917~~	~~4075~~	~~4237~~	~~4486~~	~~4621~~
~~Corrections Supply Supervisor III~~	~~3319~~	~~3413~~	~~3515~~	~~3618~~	~~3791~~	~~3964~~	~~4141~~	~~4308~~	~~4480~~	~~4741~~	~~4883~~
~~Property and Supply Clerk III~~	~~2261~~	~~2314~~	~~2370~~	~~2426~~	~~2502~~	~~2575~~	~~2656~~	~~2728~~	~~2808~~	~~2937~~	~~3025~~
~~Storekeeper III~~	~~2674~~	~~2743~~	~~2814~~	~~2888~~	~~2994~~	~~3111~~	~~3231~~	~~3346~~	~~3470~~	~~3664~~	~~3774~~
~~Youth Supervisor IV~~	~~3494~~	~~3596~~	~~3703~~	~~3811~~	~~4003~~	~~4186~~	~~4379~~	~~4561~~	~~4750~~	~~5032~~	~~5183~~

~~Maximum Security Institutions Schedule~~
~~Effective January 1, 2005~~

	~~STEPS~~										
	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~Correctional~~	~~3749~~	~~3856~~	~~3970~~	~~4085~~	~~4284~~	~~4481~~	~~4686~~	~~4883~~	~~5078~~	~~5380~~	~~5541~~

~~Casework Supervisor~~											
~~Correctional Lieutenant~~	~~3555~~	~~3656~~	~~3764~~	~~3873~~	~~4062~~	~~4248~~	~~4441~~	~~4622~~	~~4811~~	~~5094~~	~~5247~~
~~Corrections Clerk III~~	~~3077~~	~~3164~~	~~3252~~	~~3342~~	~~3489~~	~~3641~~	~~3790~~	~~3939~~	~~4096~~	~~4328~~	~~4457~~
~~Corrections Food Service Supervisor III~~	~~3378~~	~~3475~~	~~3576~~	~~3679~~	~~3852~~	~~4025~~	~~4202~~	~~4370~~	~~4539~~	~~4804~~	~~4947~~
~~Corrections Identification Supervisor~~	~~3218~~	~~3308~~	~~3399~~	~~3499~~	~~3660~~	~~3822~~	~~3978~~	~~4136~~	~~4297~~	~~4547~~	~~4683~~
~~Corrections Industry Supervisor~~	~~3378~~	~~3475~~	~~3576~~	~~3679~~	~~3852~~	~~4025~~	~~4202~~	~~4370~~	~~4539~~	~~4804~~	~~4947~~
~~Corrections Laundry Manager II~~	~~3218~~	~~3308~~	~~3399~~	~~3499~~	~~3660~~	~~3822~~	~~3978~~	~~4136~~	~~4297~~	~~4547~~	~~4683~~
~~Corrections Maintenance Supervisor~~	~~3077~~	~~3164~~	~~3252~~	~~3342~~	~~3489~~	~~3641~~	~~3790~~	~~3939~~	~~4096~~	~~4328~~	~~4457~~
~~Corrections Supply Supervisor III~~	~~3378~~	~~3475~~	~~3576~~	~~3679~~	~~3852~~	~~4025~~	~~4202~~	~~4370~~	~~4539~~	~~4804~~	~~4947~~
~~Youth Supervisor IV~~	~~3555~~	~~3656~~	~~3764~~	~~3873~~	~~4062~~	~~4248~~	~~4441~~	~~4622~~	~~4811~~	~~5094~~	~~5247~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE W RC-062 (Technical Employees, AFSCME)

Title	Salary Grade	Code
Accountant	RC-062-14	00130
Accountant Advanced	RC-062-16	00133
Accounting and Fiscal Administration Career Trainee	RC-062-12	00140
Activity Therapist	RC-062-15	00157
Activity Therapist Coordinator	RC-062-17	00160
Actuarial Assistant	RC-062-16	00187
Actuarial Examiner	RC-062-16	00195
Actuarial Examiner Trainee	RC-062-13	00196
Actuarial Senior Examiner	RC-062-19	00197
Actuary I	RC-062-20	00201
Actuary II	RC-062-24	00202
Agricultural Market News Assistant	RC-062-12	00804
Agricultural Marketing Generalist	RC-062-14	00805
Agricultural Marketing Reporter	RC-062-18	00807
Agricultural Marketing Representative	RC-062-18	00810
Agriculture Land and Water Resource Specialist I	RC-062-14	00831
Agriculture Land and Water Resource Specialist II	RC-062-17	00832
Agriculture Land and Water Resource Specialist III	RC-062-20	00833
Aircraft Pilot I	RC-062-19	00955
Aircraft Pilot II	RC-062-22	00956
Aircraft Pilot II Option C	RC-062-23	00956
Appraisal Specialist I	RC-062-14	01251
Appraisal Specialist II	RC-062-16	01252
Appraisal Specialist III	RC-062-18	01253
Arts Council Associate	RC-062-12	01523
Arts Council Program Coordinator	RC-062-18	01526
Arts Council Program Representative	RC-062-15	01527
Assignment Coordinator	RC-062-20	01530
Bank Examiner I	RC-062-16	04131
Bank Examiner II	RC-062-19	04132
Bank Examiner III	RC-062-22	04133
Behavioral Analyst Associate	RC-062-15	04355
Behavioral Analyst I	RC-062-17	04351
Behavioral Analyst II	RC-062-19	04352

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Business Administrative Specialist	RC-062-16	05810
Buyer	RC-062-18	05900
Capital Development Board Art in Architecture Technician	RC-062-12	06533
Chemist I	RC-062-16	06941
Chemist II	RC-062-19	06942
Chemist III	RC-062-21	06943
Child Protection Advanced Specialist	RC-062-19	07161
Child Protection Associate Specialist	RC-062-16	07162
Child Protection Specialist	RC-062-18	07163
Child Welfare Associate Specialist	RC-062-16	07216
Child Welfare Staff Development Coordinator I	RC-062-17	07201
Child Welfare Staff Development Coordinator II	RC-062-19	07202
Child Welfare Staff Development Coordinator III	RC-062-20	07203
Child Welfare Staff Development Coordinator IV	RC-062-22	07204
Children and Family Service Intern – Option 1	RC-062-12	07241
Children and Family Service Intern – Option 2	RC-062-15	07242
Clinical Laboratory Technologist I	RC-062-18	08220
Clinical Laboratory Technologist II	RC-062-19	08221
Clinical Laboratory Technologist Trainee	RC-062-14	08229
Communications Systems Specialist	RC-062-23	08860
Community Management Specialist I	RC-062-15	08891
Community Management Specialist II	RC-062-17	08892
Community Management Specialist III	RC-062-19	08893
Community Planner I	RC-062-15	08901
Community Planner II	RC-062-17	08902
Community Planner III	RC-062-19	08903
Conservation Education Representative	RC-062-12	09300
Conservation Grant Administrator I	RC-062-18	09311
Conservation Grant Administrator II	RC-062-20	09312
Conservation Grant Administrator III	RC-062-22	09313
Construction Program Assistant	RC-062-12	09525
Correctional Counselor I	RC-062-15	09661
Correctional Counselor II	RC-062-17	09662
Correctional Counselor III	RC-062-19	09663
Corrections Academy Trainer	RC-062-17	09732
Corrections Apprehension Specialist	RC-062-19	09750
Corrections Industries Marketing Representative	RC-062-17	09803
Corrections Leisure Activities Specialist I	RC-062-15	09811
Corrections Leisure Activities Specialist II	RC-062-17	09812
Corrections Leisure Activities Specialist III	RC-062-19	09813

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Corrections Parole Agent	RC-062-17	09842
Corrections Senior Parole Agent	RC-062-19	09844
Criminal Intelligence Analyst I	RC-062-18	10161
Criminal Intelligence Analyst II	RC-062-20	10162
Criminal Intelligence Analyst Specialist	RC-062-22	10165
Criminal Justice Specialist I	RC-062-16	10231
Criminal Justice Specialist II	RC-062-20	10232
Criminal Justice Specialist Trainee	RC-062-13	10236
Curator of the Lincoln Collection	RC-062-16	10750
Day Care Licensing Representative I	RC-062-16	11471
Developmental Disabilities Council Program Planner I	RC-062-12	12361
Developmental Disabilities Council Program Planner II	RC-062-16	12362
Developmental Disabilities Council Program Planner III	RC-062-18	12363
Dietitian	RC-062-15	12510
Disability Appeals Officer	RC-062-22	12530
Disability Claims Adjudicator I	RC-062-16	12537
Disability Claims Adjudicator II	RC-062-18	12538
Disability Claims Adjudicator Trainee	RC-062-13	12539
Disability Claims Analyst	RC-062-20	12540
Disability Claims Specialist	RC-062-19	12558
Disaster Services Planner	RC-062-19	12585
Document Examiner	RC-062-22	12640
Educator – Provisional	RC-062-12	13105
Employment Security Manpower Representative I	RC-062-12	13621
Employment Security Manpower Representative II	RC-062-14	13622
Employment Security Program Representative	RC-062-14	13650
Employment Security Program Representative – Intermittent	RC-062-14H	13651
Employment Security Service Representative	RC-062-16	13667
Employment Security Specialist I	RC-062-14	13671
Employment Security Specialist II	RC-062-16	13672
Employment Security Specialist III	RC-062-19	13673
Employment Security Tax Auditor I	RC-062-17	13681
Employment Security Tax Auditor II	RC-062-19	13682
Energy and Natural Resources Specialist I	RC-062-15	13711
Energy and Natural Resources Specialist II	RC-062-17	13712
Energy and Natural Resources Specialist III	RC-062-19	13713
Energy and Natural Resources Specialist Trainee	RC-062-12	13715
Environmental Health Specialist I	RC-062-14	13768
Environmental Health Specialist II	RC-062-16	13769
Environmental Health Specialist III	RC-062-18	13770

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Environmental Protection Associate	RC-062-12	13785
Environmental Protection Specialist I	RC-062-14	13821
Environmental Protection Specialist II	RC-062-16	13822
Environmental Protection Specialist III	RC-062-18	13823
Environmental Protection Specialist IV	RC-062-22	13824
Financial Institutions Examiner I	RC-062-16	14971
Financial Institutions Examiner II	RC-062-19	14972
Financial Institutions Examiner III	RC-062-22	14973
Financial Institutions Examiner Trainee	RC-062-13	14978
Flight Safety Coordinator	RC-062-22~~21~~	15640
Forensic Scientist I	RC-062-18	15891
Forensic Scientist II	RC-062-20	15892
Forensic Scientist III	RC-062-22	15893
Forensic Scientist Trainee	RC-062-15	15897
Guardianship Representative	RC-062-17	17710
Habilitation Program Coordinator	RC-062-17	17960
Handicapped Services Representative I	RC-062-11	17981
Health Facilities Surveyor I	RC-062-16	18011
Health Facilities Surveyor II	RC-062-19	18012
Health Facilities Surveyor III	RC-062-20	18013
~~Health Planning Specialist I~~	~~RC-062-19~~	~~18154~~
~~Health Planning Specialist II~~	~~RC-062-22~~	~~18155~~
Health Services Investigator I – Opt. A	RC-062-19	18181
Health Services Investigator I – Opt. B	RC-062-20	18182
Health Services Investigator II – Opt. A	RC-062-22	18185
Health Services Investigator II – Opt. B	RC-062-22	18186
Health Services Investigator II – Opt. C	RC-062-25	18187
Health Services Investigator II – Opt. D	RC-062-25	18188
Historical Documents Conservator I	RC-062-13	18981
Historical Exhibits Designer	RC-062-15	18985
Historical Research Editor II	RC-062-14	19002
Human Relations Representative	RC-062-16	19670
Human Rights Investigator I	RC-062-15	19774
Human Rights Investigator II	RC-062-17	19775
Human Rights Investigator III	RC-062-18	19776
Human Rights Specialist I	RC-062-14	19778
Human Rights Specialist II	RC-062-16	19779
Human Services Caseworker	RC-062-16	19785
Human Services Grants Coordinator I	RC-062-14	19791
Human Services Grants Coordinator II	RC-062-17	19792

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Human Services Grants Coordinator III	RC-062-20	19793
Human Services Grants Coordinator Trainee	RC-062-12	19796
Human Services Sign Language Interpreter	RC-062-16	19810
Iconographer	RC-062-12	19880
Industrial Services Consultant I	RC-062-14	21121
Industrial Services Consultant II	RC-062-16	21122
Industrial Services Consultant Trainee	RC-062-11	21125
Industrial Services Hygienist	RC-062-19	21127
Industrial Services Hygienist Technician	RC-062-16	21130
Industrial Services Hygienist Trainee	RC-062-12	21133
Information Technology/Communications Systems Specialist I	RC-062-19	21216
Information Technology/Communications Systems Specialist II	RC-062-24	21217
Instrument Designer	RC-062-18	21500
Insurance Analyst III	RC-062-14	21563
Insurance Analyst IV	RC-062-16	21564
Insurance Company Claims Examiner 2	RC-062-19	21602
Insurance Company Field Staff Examiner	RC-062-16	21608
Insurance Company Financial Examiner Trainee	RC-062-13	21610
Insurance Performance Examiner I	RC-062-14	21671
Insurance Performance Examiner II	RC-062-16	21672
Insurance Performance Examiner III	RC-062-20	21673
Intermittent Unemployment Insurance Representative	RC-062-12H	21689
Internal Auditor I	RC-062-17	21721
Labor Conciliator	RC-062-20	22750
Laboratory Equipment Specialist	RC-062-18	22990
Laboratory Quality Specialist I	RC-062-19	23021
Laboratory Quality Specialist II	RC-062-21	23022
Laboratory Research Specialist I	RC-062-19	23027
Laboratory Research Specialist II	RC-062-21	23028
Land Acquisition Agent I	RC-062-15	23091
Land Acquisition Agent II	RC-062-18	23092
Land Acquisition Agent III	RC-062-21	23093
Land Reclamation Specialist I	RC-062-14	23131
Land Reclamation Specialist II	RC-062-17	23132
Liability Claims Adjuster I	RC-062-14	23371
Library Associate	RC-062-12	23430
Life Sciences Career Trainee	RC-062-12	23600
Liquor Control Special Agent II	RC-062-15	23752
Local Historical Services Representative	RC-062-17	24000
Local Housing Advisor I	RC-062-14	24031

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Local Housing Advisor II	RC-062-16	24032
Local Housing Advisor III	RC-062-18	24033
Local Revenue and Fiscal Advisor I	RC-062-15	24101
Local Revenue and Fiscal Advisor II	RC-062-17	24102
Local Revenue and Fiscal Advisor III	RC-062-19	24103
Lottery Sales Representative	RC-062-16	24515
Management Operations Analyst I	RC-062-18	25541
Management Operations Analyst II	RC-062-20	25542
Manpower Planner I	RC-062-14	25591
Manpower Planner II	RC-062-17	25592
Manpower Planner III	RC-062-20	25593
Manpower Planner Trainee	RC-062-12	25597
Medical Assistance Consultant I	RC-062-13	26501
Medical Assistance Consultant II	RC-062-16	26502
Medical Assistance Consultant III	RC-062-19	26503
Mental Health Specialist I	RC-062-12	26924
Mental Health Specialist II	RC-062-14	26925
Mental Health Specialist III	RC-062-16	26926
Mental Health Specialist Trainee	RC-062-11	26928
Meteorologist	RC-062-18	27120
Methods and Procedures Advisor I	RC-062-14	27131
Methods and Procedures Advisor II	RC-062-16	27132
Methods and Procedures Career Associate I	RC-062-11	27135
Methods and Procedures Career Associate II	RC-062-12	27136
Methods and Procedures Career Associate Trainee	RC-062-09	27137
Metrologist Associate	RC-062-15	27146
Microbiologist I	RC-062-16	27151
Microbiologist II	RC-062-19	27152
Natural Resources Advanced Specialist	RC-062-20	28833
Natural Resources Coordinator	RC-062-15	28831
Natural Resources Specialist	RC-062-18	28832
Paralegal Assistant	RC-062-14	30860
Police Training Specialist	RC-062-17	32990
Program Integrity Auditor I	RC-062-16	34631
Program Integrity Auditor II	RC-062-19	34632
Program Integrity Auditor Trainee	RC-062-12	34635
Property Consultant	RC-062-15	34900
Property Tax Analyst I	RC-062-12	34921
Property Tax Analyst II	RC-062-14	34922
Public Aid Appeals Advisor	RC-062-18	35750

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Public Aid Family Support Specialist I	RC-062-17	35841
Public Aid Investigator	RC-062-19	35870
Public Aid Investigator Trainee	RC-062-14	35874
Public Aid Lead Casework Specialist	RC-062-17	35880
Public Aid Program Quality Analyst	RC-062-19	35890
Public Aid Quality Control Reviewer	RC-062-17	35892
Public Aid Staff Development Specialist I	RC-062-15	36071
Public Aid Staff Development Specialist II	RC-062-17	36072
Public Health Educator Associate	RC-062-14	36434
Public Health Program Specialist I	RC-062-14	36611
Public Health Program Specialist II	RC-062-16	36612
Public Health Program Specialist Trainee	RC-062-12	36615
Public Information Officer I	RC-062-12	37001
Public Information Officer II	RC-062-14	37002
Public Information Officer III	RC-062-19	37003
Public Information Officer IV	RC-062-21	37004
Public Safety Inspector	RC-062-16	37007
Public Safety Inspector Trainee	RC-062-10	37010
Railroad Safety Specialist I	RC-062-19	37601
Railroad Safety Specialist II	RC-062-21	37602
Railroad Safety Specialist III	RC-062-23	37603
Railroad Safety Specialist IV	RC-062-25	37604
Real Estate Investigator	RC-062-19	37730
Real Estate Professions Examiner	RC-062-22	37760
Recreation Worker I	RC-062-12	38001
Recreation Worker II	RC-062-14	38002
Rehabilitation Counselor	RC-062-17	38145
Rehabilitation Counselor Senior	RC-062-19	38158
Rehabilitation Counselor Trainee	RC-062-15	38159
Rehabilitation Services Advisor I	RC-062-20	38176
Rehabilitation Workshop Supervisor I	RC-062-12	38194
Rehabilitation Workshop Supervisor II	RC-062-14	38195
Reimbursement Officer I	RC-062-14	38199
Reimbursement Officer II	RC-062-16	38200
Research Economist I	RC-062-18	38207
Research Scientist I	RC-062-13	38231
Research Scientist II	RC-062-16	38232
Research Scientist III	RC-062-20	38233
Resource Planner I	RC-062-17	38281
Resource Planner II	RC-062-19	38282

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Resource Planner III	RC-062-22	38283
Revenue Auditor I (IL)	RC-062-16	38371
Revenue Auditor I (states other than IL, CA or NJ)	RC-062-19	38371
Revenue Auditor I (CA or NJ)	RC-062-21	38371
Revenue Auditor II (IL)	RC-062-19	38372
Revenue Auditor II (states other than IL, CA or NJ)	RC-062-22	38372
Revenue Auditor II (CA or NJ)	RC-062-24	38372
Revenue Auditor III (IL)	RC-062-22	38373
Revenue Auditor III (states other than IL, CA or NJ)	RC-062-24	38373
Revenue Auditor III (CA or NJ)	RC-062-26	38373
Revenue Auditor Trainee	RC-062-12	38375
Revenue Collection Officer I	RC-062-15	38401
Revenue Collection Officer II	RC-062-17	38402
Revenue Collection Officer III	RC-062-19	38403
Revenue Collection Officer Trainee	RC-062-12	38405
Revenue Computer Audit Specialist (IL)	RC-062-23	38425
Revenue Computer Audit Specialist (states other than IL, CA or NJ)	RC-062-25	38425
Revenue Computer Audit Specialist (CA or NJ)	RC-062-27	38425
Revenue Senior Special Agent	RC-062-23	38557
Revenue Special Agent	RC-062-19	38558
Revenue Special Agent Trainee	RC-062-14	38565
Revenue Tax Specialist I	RC-062-12	38571
Revenue Tax Specialist II	RC-062-14	38572
Revenue Tax Specialist III	RC-062-17	38573
Revenue Tax Specialist Trainee	RC-062-10	38575
Site Assistant Superintendent I	RC-062-15	41071
Site Assistant Superintendent II	RC-062-17	41072
Site Interpretive Coordinator	RC-062-13	41093
Site Services Specialist I	RC-062-15	41117
Site Services Specialist II	RC-062-17	41118
Social Service Consultant I	RC-062-18	41301
Social Service Consultant II	RC-062-19	41302
Social Service Program Planner I	RC-062-15	41311
Social Service Program Planner II	RC-062-17	41312
Social Service Program Planner III	RC-062-20	41313
Social Service Program Planner IV	RC-062-22	41314
Social Services Career Trainee	RC-062-12	41320
Social Worker I	RC-062-16	41411
Staff Development Technician I	RC-062-12	41781
State Police Field Specialist I	RC-062-18	42001

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State Police Field Specialist II	RC-062-20	42002
Statistical Research Specialist I	RC-062-12	42741
Statistical Research Specialist II	RC-062-14	42742
Statistical Research Specialist III	RC-062-17	42743
Storage Tank Safety Specialist	RC-062-18	43005
Telecommunications Specialist	RC-062-15	45295
Telecommunications Systems Analyst	RC-062-17	45308
Telecommunications Systems Technician I	RC-062-10	45312
Telecommunications Systems Technician II	RC-062-13	45313
Unemployment Insurance Adjudicator I	RC-062-11	47001
Unemployment Insurance Adjudicator II	RC-062-13	47002
Unemployment Insurance Adjudicator III	RC-062-15	47003
Unemployment Insurance Revenue Analyst I	RC-062-15	47081
Unemployment Insurance Revenue Analyst II	RC-062-17	47082
Unemployment Insurance Revenue Specialist	RC-062-13	47087
Unemployment Insurance Special Agent	RC-062-18	47096
Veterans Educational Specialist I	RC-062-15	47681
Veterans Educational Specialist II	RC-062-17	47682
Veterans Educational Specialist III	RC-062-21	47683
Veterans Employment Representative I	RC-062-14	47701
Veterans Employment Representative II	RC-062-16	47702
Volunteer Services Coordinator I	RC-062-13	48481
Volunteer Services Coordinator II	RC-062-16	48482
Wage Claims Specialist	RC-062-09	48770
Weatherization Specialist I	RC-062-14	49101
Weatherization Specialist II	RC-062-17	49102
Weatherization Specialist III	RC-062-20	49103
Weatherization Specialist Trainee	RC-062-12	49105

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	STEPS										
	1c	1b	1a	1	2	3	4	5	6	7	8
09	2248	2303	2359	2417	2493	2573	2652	2737	2818	2951	3039
09Q	2321	2377	2436	2497	2574	2658	2740	2829	2914	3053	3145
09S	2374	2432	2490	2550	2628	2712	2796	2886	2971	3111	3204
10	2319	2377	2436	2496	2587	2664	2752	2839	2927	3076	3169
10Q	2394	2453	2514	2578	2671	2753	2845	2936	3027	3188	3282

10S	2447	2507	2568	2631	2725	2809	2901	2991	3087	3248	3346
11	2403	2462	2525	2588	2676	2763	2862	2957	3049	3210	3307
11Q	2481	2543	2606	2672	2767	2858	2960	3059	3157	3326	3426
11S	2536	2597	2660	2726	2823	2913	3016	3117	3217	3386	3488
12	2497	2559	2623	2691	2790	2883	2990	3088	3202	3374	3475
12Q	2579	2643	2710	2782	2885	2980	3096	3200	3318	3498	3603
12S	2633	2697	2765	2837	2941	3038	3155	3261	3379	3560	3667
12H	15.37	15.75	16.14	16.56	17.17	17.74	18.40	19.00	19.70	20.76	21.38
12HQ	15.87	16.26	16.68	17.12	17.75	18.34	19.05	19.69	20.42	21.53	22.17
12HS	16.20	16.60	17.02	17.46	18.10	18.70	19.42	20.07	20.79	21.91	22.57
13	2588	2653	2721	2793	2896	3006	3119	3233	3353	3540	3647
13Q	2672	2742	2813	2888	2995	3112	3233	3351	3475	3673	3783
13S	2726	2797	2869	2944	3052	3171	3294	3412	3538	3736	3848
14	2693	2763	2838	2913	3024	3142	3279	3399	3528	3733	3845
14Q	2784	2858	2935	3013	3131	3257	3399	3526	3661	3874	3990
14S	2839	2913	2990	3071	3192	3317	3460	3587	3723	3935	4053
14H	16.57	17.00	17.46	17.93	18.61	19.34	20.18	20.92	21.71	22.97	23.66
14HQ	17.13	17.59	18.06	18.54	19.27	20.04	20.92	21.70	22.53	23.84	24.55
14HS	17.47	17.93	18.40	18.90	19.64	20.41	21.29	22.07	22.91	24.22	24.94
15	2797	2871	2949	3028	3161	3292	3421	3561	3693	3915	4033
15Q	2893	2970	3051	3135	3275	3412	3549	3696	3832	4062	4183
15S	2948	3025	3109	3196	3336	3471	3613	3758	3893	4124	4247
16	2921	3000	3082	3170	3313	3458	3603	3753	3903	4133	4257
16Q	3021	3105	3194	3286	3433	3588	3739	3892	4049	4289	4418
16S	3080	3165	3254	3347	3496	3652	3803	3956	4113	4350	4482
17	3051	3137	3227	3321	3475	3635	3789	3942	4102	4347	4477
17Q	3160	3251	3346	3441	3606	3772	3930	4090	4256	4510	4646
17S	3219	3312	3406	3504	3669	3836	3994	4153	4318	4574	4711

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18	3207	3299	3394	3495	3664	3835	4009	4173	4340	4599	4738
18Q	3323	3419	3520	3626	3805	3979	4161	4332	4503	4772	4915
18S	3383	3479	3584	3687	3866	4042	4223	4393	4568	4834	4979
19	3375	3473	3576	3684	3872	4055	4244	4421	4606	4885	5032
19Q	3499	3603	3711	3822	4017	4204	4404	4587	4780	5068	5220
19S	3561	3667	3775	3885	4081	4269	4466	4651	4843	5131	5285
20	3564	3672	3781	3893	4090	4280	4483	4678	4871	5167	5322
20Q	3699	3809	3922	4039	4243	4442	4652	4852	5054	5363	5524
20S	3760	3872	3985	4102	4305	4503	4714	4915	5116	5423	5587
21	3762	3876	3992	4110	4321	4530	4742	4958	5164	5486	5651
21Q	3904	4022	4140	4264	4485	4699	4920	5144	5359	5693	5864
21S	3967	4084	4202	4329	4546	4762	4984	5207	5420	5755	5928
22	3976	4096	4220	4346	4572	4795	5022	5254	5473	5813	5987
22Q	4126	4251	4378	4508	4743	4977	5210	5451	5679	6031	6213
22S	4189	4312	4441	4573	4804	5039	5270	5513	5744	6095	6277
23	4220	4346	4476	4609	4853	5102	5345	5591	5834	6200	6386
23Q	4378	4508	4643	4785	5037	5295	5544	5800	6053	6432	6625
23S	4441	4573	4707	4846	5099	5357	5607	5863	6115	6494	6690
24	4489	4624	4762	4905	5166	5437	5698	5961	6230	6620	6819
24Q	4657	4797	4942	5092	5362	5640	5912	6184	6464	6870	7077
24S	4721	4860	5004	5154	5422	5702	5974	6248	6527	6932	7139
25	4785	4929	5077	5229	5515	5806	6095	6385	6675	7104	7317
25Q	4964	5113	5266	5423	5722	6022	6324	6626	6926	7370	7591
25S	5029	5175	5331	5487	5785	6084	6386	6687	6987	7433	7656
26	5057	5209	5366	5581	5885	6197	6512	6815	7121	7582	7809
27	5346	5506	5672	5956	6280	6612	6948	7272	7598	8090	8332

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NOTICE OF ADOPTED AMENDMENTS

	STEPS										
	1c	1b	1a	1	2	3	4	5	6	7	8
09	2315	2372	2430	2490	2568	2650	2732	2819	2903	3040	3130
09Q	2408	2466	2527	2591	2671	2758	2843	2935	3023	3167	3263
09S	2463	2523	2583	2646	2727	2814	2901	2994	3082	3228	3324
10	2389	2448	2509	2571	2665	2744	2835	2924	3015	3168	3264
10Q	2484	2545	2608	2675	2771	2856	2952	3046	3141	3308	3405
10S	2539	2601	2664	2730	2827	2914	3010	3103	3203	3370	3471
11	2475	2536	2601	2666	2756	2846	2948	3046	3140	3306	3406
11Q	2574	2638	2704	2772	2871	2965	3071	3174	3275	3451	3554
11S	2631	2694	2760	2828	2929	3022	3129	3234	3338	3513	3619
12	2572	2636	2702	2772	2874	2969	3080	3181	3298	3475	3579
12Q	2676	2742	2812	2886	2993	3092	3212	3320	3442	3629	3738
12S	2732	2798	2869	2943	3051	3152	3273	3383	3506	3694	3805
12H	15.83	16.22	16.63	17.06	17.69	18.27	18.95	19.58	20.30	21.38	22.02
12HQ	16.47	16.87	17.30	17.76	18.42	19.03	19.77	20.43	21.18	22.33	23.00
12HS	16.81	17.22	17.66	18.11	18.78	19.40	20.14	20.82	21.58	22.73	23.42
13	2666	2733	2803	2877	2983	3096	3213	3330	3454	3646	3756
13Q	2772	2845	2918	2996	3107	3229	3354	3477	3605	3811	3925
13S	2828	2902	2977	3054	3166	3290	3418	3540	3671	3876	3992
14	2774	2846	2923	3000	3115	3236	3377	3501	3634	3845	3960
14Q	2888	2965	3045	3126	3248	3379	3526	3658	3798	4019	4140
14S	2945	3022	3102	3186	3312	3441	3590	3722	3863	4083	4205
14H	17.07	17.51	17.99	18.46	19.17	19.91	20.78	21.54	22.36	23.66	24.37
14HQ	17.77	18.25	18.74	19.24	19.99	20.79	21.70	22.51	23.37	24.73	25.48
14HS	18.12	18.60	19.09	19.61	20.38	21.18	22.09	22.90	23.77	25.13	25.88
15	2881	2957	3037	3119	3256	3391	3524	3668	3804	4032	4154
15Q	3001	3081	3165	3253	3398	3540	3682	3835	3976	4214	4340
15S	3059	3138	3226	3316	3461	3601	3748	3899	4039	4279	4406

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16	3009	3090	3174	3265	3412	3562	3711	3866	4020	4257	4385
16Q	3134	3221	3314	3409	3562	3723	3879	4038	4201	4450	4584
16S	3196	3284	3376	3473	3627	3789	3946	4104	4267	4513	4650
17	3143	3231	3324	3421	3579	3744	3903	4060	4225	4477	4611
17Q	3279	3373	3471	3570	3741	3913	4077	4243	4416	4679	4820
17S	3340	3436	3534	3635	3807	3980	4144	4309	4480	4746	4888
18	3303	3398	3496	3600	3774	3950	4129	4298	4470	4737	4880
18Q	3448	3547	3652	3762	3948	4128	4317	4494	4672	4951	5099
18S	3510	3609	3718	3825	4011	4194	4381	4558	4739	5015	5166
19	3476	3577	3683	3795	3988	4177	4371	4554	4744	5032	5183
19Q	3630	3738	3850	3965	4168	4362	4569	4759	4959	5258	5416
19S	3695	3805	3917	4031	4234	4429	4633	4825	5025	5323	5483
20	3671	3782	3894	4010	4213	4408	4617	4818	5017	5322	5482
20Q	3838	3952	4069	4190	4402	4609	4826	5034	5244	5564	5731
20S	3901	4017	4134	4256	4466	4672	4891	5099	5308	5626	5797
21	3875	3992	4112	4233	4451	4666	4884	5107	5319	5651	5821
21Q	4050	4173	4295	4424	4653	4875	5105	5337	5560	5906	6084
21S	4116	4237	4360	4491	4716	4941	5171	5402	5623	5971	6150
22	4095	4219	4347	4476	4709	4939	5173	5412	5637	5987	6167
22Q	4281	4410	4542	4677	4921	5164	5405	5655	5892	6257	6446
22S	4346	4474	4608	4744	4984	5228	5468	5720	5959	6324	6512
23	4347	4476	4610	4747	4999	5255	5505	5759	6009	6386	6578
23Q	4542	4677	4817	4964	5226	5494	5752	6018	6280	6673	6873
23S	4608	4744	4884	5028	5290	5558	5817	6083	6344	6738	6941
24	4624	4763	4905	5052	5321	5600	5869	6140	6417	6819	7024
24Q	4832	4977	5127	5283	5563	5852	6134	6416	6706	7128	7342
24S	4898	5042	5192	5347	5625	5916	6198	6482	6772	7192	7407
25	4929	5077	5229	5386	5680	5980	6278	6577	6875	7317	7537
25Q	5150	5305	5463	5626	5937	6248	6561	6874	7186	7646	7876

25S	5218	5369	5531	5693	6002	6312	6625	6938	7249	7712	7943
26	5209	5365	5527	5748	6062	6383	6707	7019	7335	7809	8043
27	5506	5671	5842	6135	6468	6810	7156	7490	7826	8333	8582

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~~S T E P S~~

												~~Eff. 1/1/04~~
	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~	~~8~~
~~RC-062-09~~	~~2161~~	~~2214~~	~~2268~~	~~2324~~	~~2396~~	~~2474~~	~~2549~~	~~2630~~	~~2709~~	~~2836~~	~~2893~~	~~2921~~
~~RC-062-09a~~	~~2214~~	~~2268~~	~~2324~~	~~2382~~	~~2456~~	~~2536~~	~~2614~~	~~2700~~	~~2781~~	~~2913~~	~~2971~~	~~3000~~
~~RC-062-09m~~	~~2265~~	~~2320~~	~~2376~~	~~2433~~	~~2507~~	~~2588~~	~~2668~~	~~2753~~	~~2835~~	~~2968~~	~~3027~~	~~3057~~
~~RC-062-10~~	~~2229~~	~~2284~~	~~2341~~	~~2399~~	~~2486~~	~~2561~~	~~2645~~	~~2728~~	~~2814~~	~~2957~~	~~3016~~	~~3046~~
~~RC-062-10a~~	~~2284~~	~~2341~~	~~2399~~	~~2459~~	~~2549~~	~~2627~~	~~2714~~	~~2801~~	~~2889~~	~~3041~~	~~3102~~	~~3132~~
~~RC-062-10m~~	~~2335~~	~~2392~~	~~2451~~	~~2510~~	~~2600~~	~~2680~~	~~2768~~	~~2854~~	~~2945~~	~~3099~~	~~3161~~	~~3192~~
~~RC-062-11~~	~~2310~~	~~2367~~	~~2426~~	~~2487~~	~~2573~~	~~2656~~	~~2751~~	~~2842~~	~~2930~~	~~3085~~	~~3147~~	~~3178~~
~~RC-062-11a~~	~~2367~~	~~2426~~	~~2487~~	~~2550~~	~~2640~~	~~2727~~	~~2824~~	~~2919~~	~~3012~~	~~3174~~	~~3237~~	~~3269~~
~~RC-062-11m~~	~~2419~~	~~2478~~	~~2538~~	~~2601~~	~~2694~~	~~2780~~	~~2878~~	~~2974~~	~~3070~~	~~3231~~	~~3296~~	~~3328~~
~~RC-062-12~~	~~2400~~	~~2460~~	~~2522~~	~~2586~~	~~2681~~	~~2771~~	~~2874~~	~~2968~~	~~3077~~	~~3243~~	~~3308~~	~~3340~~
~~RC-062-12a~~	~~2460~~	~~2522~~	~~2586~~	~~2654~~	~~2752~~	~~2844~~	~~2954~~	~~3053~~	~~3166~~	~~3337~~	~~3404~~	~~3437~~
~~RC-062-12m~~	~~2512~~	~~2573~~	~~2638~~	~~2707~~	~~2806~~	~~2898~~	~~3010~~	~~3111~~	~~3224~~	~~3397~~	~~3465~~	~~3499~~
~~RC-062-12H~~	~~14.77~~	~~15.14~~	~~15.52~~	~~15.91~~	~~16.50~~	~~17.05~~	~~17.69~~	~~18.26~~	~~18.94~~	~~19.96~~	~~20.36~~	~~20.55~~
~~RC-062-12Ha~~	~~15.14~~	~~15.52~~	~~15.91~~	~~16.33~~	~~16.94~~	~~17.50~~	~~18.18~~	~~18.79~~	~~19.48~~	~~20.54~~	~~20.95~~	~~21.15~~
~~RC-062-12Hm~~	~~15.46~~	~~15.83~~	~~16.23~~	~~16.66~~	~~17.27~~	~~17.83~~	~~18.52~~	~~19.14~~	~~19.84~~	~~20.90~~	~~21.32~~	~~21.53~~
~~RC-062-13~~	~~2487~~	~~2550~~	~~2616~~	~~2684~~	~~2783~~	~~2889~~	~~2998~~	~~3108~~	~~3223~~	~~3403~~	~~3471~~	~~3505~~
~~RC-062-13a~~	~~2550~~	~~2616~~	~~2684~~	~~2755~~	~~2857~~	~~2969~~	~~3085~~	~~3197~~	~~3316~~	~~3505~~	~~3575~~	~~3610~~
~~RC-062-13m~~	~~2601~~	~~2669~~	~~2738~~	~~2809~~	~~2912~~	~~3026~~	~~3143~~	~~3255~~	~~3376~~	~~3565~~	~~3636~~	~~3672~~
~~RC-062-14~~	~~2588~~	~~2656~~	~~2727~~	~~2800~~	~~2907~~	~~3020~~	~~3152~~	~~3267~~	~~3391~~	~~3588~~	~~3660~~	~~3696~~
~~RC-062-14a~~	~~2656~~	~~2727~~	~~2800~~	~~2875~~	~~2988~~	~~3108~~	~~3243~~	~~3364~~	~~3493~~	~~3696~~	~~3770~~	~~3807~~
~~RC-062-14m~~	~~2709~~	~~2780~~	~~2853~~	~~2930~~	~~3045~~	~~3165~~	~~3301~~	~~3423~~	~~3552~~	~~3755~~	~~3830~~	~~3868~~

~~RC-062-14H~~	~~15.93~~	~~16.34~~	~~16.78~~	~~17.23~~	~~17.89~~	~~18.58~~	~~19.40~~	~~20.10~~	~~20.87~~	~~22.08~~	~~22.52~~	~~22.74~~
~~RC-062-14Ha~~	~~16.34~~	~~16.78~~	~~17.23~~	~~17.69~~	~~18.39~~	~~19.13~~	~~19.96~~	~~20.70~~	~~21.50~~	~~22.74~~	~~23.20~~	~~23.43~~
~~RC-062-14Hm~~	~~16.67~~	~~17.11~~	~~17.56~~	~~18.03~~	~~18.74~~	~~19.48~~	~~20.31~~	~~21.06~~	~~21.86~~	~~23.11~~	~~23.57~~	~~23.80~~
~~RC-062-15~~	~~2688~~	~~2760~~	~~2834~~	~~2911~~	~~3038~~	~~3164~~	~~3288~~	~~3423~~	~~3550~~	~~3763~~	~~3838~~	~~3876~~
~~RC-062-15a~~	~~2760~~	~~2834~~	~~2911~~	~~2992~~	~~3125~~	~~3255~~	~~3386~~	~~3527~~	~~3656~~	~~3875~~	~~3953~~	~~3991~~
~~RC-062-15m~~	~~2813~~	~~2887~~	~~2966~~	~~3049~~	~~3183~~	~~3312~~	~~3447~~	~~3585~~	~~3715~~	~~3935~~	~~4014~~	~~4053~~
~~RC-062-16~~	~~2808~~	~~2883~~	~~2963~~	~~3047~~	~~3184~~	~~3324~~	~~3463~~	~~3607~~	~~3751~~	~~3973~~	~~4052~~	~~4092~~
~~RC-062-16a~~	~~2883~~	~~2963~~	~~3047~~	~~3136~~	~~3276~~	~~3424~~	~~3568~~	~~3714~~	~~3864~~	~~4092~~	~~4174~~	~~4215~~
~~RC-062-16m~~	~~2939~~	~~3020~~	~~3105~~	~~3193~~	~~3335~~	~~3484~~	~~3628~~	~~3774~~	~~3924~~	~~4151~~	~~4234~~	~~4276~~
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~~RC-062-17a~~	~~3015~~	~~3102~~	~~3192~~	~~3284~~	~~3440~~	~~3599~~	~~3750~~	~~3903~~	~~4061~~	~~4304~~	~~4390~~	~~4433~~
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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

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~~Effective December 2, 2004~~

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~~Effective January 1, 2005~~
~~RC-062~~

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(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE X RC-063 (Professional Employees, AFSCME)

Title	Salary Grade	Code
Architect	RC-063-22	01440
Chaplain I	RC-063-16	06901
Chaplain II	RC-063-19	06902
Child Welfare Administrative Case Reviewer	RC-063-22	07190
Child Welfare Advanced Specialist	RC-063-19	07215
Child Welfare Court Facilitator	RC-063-22	07196
~~Child Welfare Advanced Specialist~~	~~RC-063-19~~	~~07215~~
Child Welfare Senior Specialist	RC-063-22	07217
Child Welfare Specialist	RC-063-18	07218
Child Welfare Supervisor	RC-063-22	07230
Civil Engineer I	RC-063-15	07601
Civil Engineer II	RC-063-17	07602
Civil Engineer III	RC-063-19	07603
Civil Engineer IV	RC-063-22	07604
Clinical Pharmacist	RC-063-25	08235
Clinical Psychologist	RC-063-23	08250
Day Care Licensing Representative II	RC-063-18	11472
Dentist I	RC-063-23	11751
Environmental Engineer I	RC-063-15	13751
Environmental Engineer II	RC-063-17	13752
Environmental Engineer III	RC-063-19	13753
Environmental Engineer IV	RC-063-22	13754
Environmental Protection Engineer I	RC-063-15	13791
Environmental Protection Engineer II	RC-063-17	13792
Environmental Protection Engineer III	RC-063-19	13793
Environmental Protection Engineer IV	RC-063-22	13794
Environmental Protection Geologist I	RC-063-14	13801
Environmental Protection Geologist II	RC-063-16	13802
Environmental Protection Geologist III	RC-063-18	13803
Geographic Information Specialist I	RC-063-19	17271
Geographic Information Specialist II	RC-063-23	17272
Geographic Information Trainee	RC-063-15	17276
Graduate Pharmacist	RC-063-20	17345
Hearing and Speech Advanced Specialist	RC-063-22	18227
Hearing and Speech Associate	RC-063-18	18231

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Hearing and Speech Specialist	RC-063-20	18233
Information Services Intern	RC-063-15	21160
Information Services Specialist I	RC-063-17	21161
Information Services Specialist II	RC-063-19	21162
Information Systems Analyst I	RC-063-21	21165
Information Systems Analyst II	RC-063-23	21166
Information Systems Analyst III	RC-063-25	21167
Laboratory Research Scientist	RC-063-23	23025
Landscape Architect	RC-063-22	23145
Landscape Planner	RC-063-19	23150
Librarian I	RC-063-16	23401
Management Systems Specialist	RC-063-21	25583
Mechanical Engineer I	RC-063-15	26201
Mechanical Engineer II	RC-063-17	26202
Mechanical Engineer III	RC-063-19	26203
Nutritionist	RC-063-18	29820
Occupational Therapist	RC-063-17	29900
Occupational Therapist Program Coordinator	RC-063-19	29908
Optometrist	RC-063-14	30300
Pharmacy Services Coordinator	RC-063-25	32010
Physical Therapist	RC-063-17	32145
Physical Therapist Program Coordinator	RC-063-19	32153
Podiatrist	RC-063-14	32960
Project Designer	RC-063-19	34725
Psychologist I	RC-063-17	35611
Psychologist II	RC-063-20	35612
Psychologist III	RC-063-22	35613
Psychologist Associate	RC-063-15	35626
Public Health Educator	RC-063-19	36430
Rehabilitation/Mobility Instructor	RC-063-19	38163
Rehabilitation/Mobility Instructor Trainee	RC-063-15	38167
School Psychologist	RC-063-18	39200
Social Worker II	RC-063-18	41412
Social Worker III	RC-063-19	41413
Social Worker IV	RC-063-21	41414
Staff Pharmacist	RC-063-24	41787
Veterinarian I	RC-063-18	47901
Veterinarian II	RC-063-20	47902
Veterinarian III	RC-063-21	47903
Vision/Hearing Consultant I	RC-063-16	47941

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Vision/Hearing Consultant II	RC-063-20	47942
Vision/Hearing Consultant III	RC-063-21	47943

Effective July 1, 2005
RC-063

	STEPS										
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14S	2839	2913	2990	3071	3192	3317	3460	3587	3723	3935	4053
15	2797	2871	2949	3028	3161	3292	3421	3561	3693	3915	4033
15Q	2893	2970	3051	3135	3275	3412	3549	3696	3832	4062	4183
15S	2948	3025	3109	3196	3336	3471	3613	3758	3893	4124	4247
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16Q	3021	3105	3194	3286	3433	3588	3739	3892	4049	4289	4418
16S	3080	3165	3254	3347	3496	3652	3803	3956	4113	4350	4482
17	3051	3137	3227	3321	3475	3635	3789	3942	4102	4347	4477
17Q	3160	3251	3346	3441	3606	3772	3930	4090	4256	4510	4646
17S	3219	3312	3406	3504	3669	3836	3994	4153	4318	4574	4711
18	3207	3299	3394	3495	3664	3835	4009	4173	4340	4599	4738
18Q	3323	3419	3520	3626	3805	3979	4161	4332	4503	4772	4915
18S	3383	3479	3584	3687	3866	4042	4223	4393	4568	4834	4979
19	3375	3473	3576	3684	3872	4055	4244	4421	4606	4885	5032
19Q	3499	3603	3711	3822	4017	4204	4404	4587	4780	5068	5220
19S	3561	3667	3775	3885	4081	4269	4466	4651	4843	5131	5285
20	3564	3672	3781	3893	4090	4280	4483	4678	4871	5167	5322
20Q	3699	3809	3922	4039	4243	4442	4652	4852	5054	5363	5524
20S	3760	3872	3985	4102	4305	4503	4714	4915	5116	5423	5587

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

21	3762	3876	3992	4110	4321	4530	4742	4958	5164	5486	5651
21Q	3904	4022	4140	4264	4485	4699	4920	5144	5359	5693	5864
21S	3967	4084	4202	4329	4546	4762	4984	5207	5420	5755	5928
22	3976	4096	4220	4346	4572	4795	5022	5254	5473	5813	5987
22Q	4126	4251	4378	4508	4743	4977	5210	5451	5679	6031	6213
22S	4189	4312	4441	4573	4804	5039	5270	5513	5744	6095	6277
23	4220	4346	4476	4609	4853	5102	5345	5591	5834	6200	6386
23Q	4378	4508	4643	4785	5037	5295	5544	5800	6053	6432	6625
23S	4441	4573	4707	4846	5099	5357	5607	5863	6115	6494	6690
24	4489	4624	4762	4905	5166	5437	5698	5961	6230	6620	6819
24Q	4657	4797	4942	5092	5362	5640	5912	6184	6464	6870	7077
24S	4721	4860	5004	5154	5422	5702	5974	6248	6527	6932	7139
25	4785	4929	5077	5229	5515	5806	6095	6385	6675	7104	7317
25Q	4964	5113	5266	5423	5722	6022	6324	6626	6926	7370	7591
25S	5029	5175	5331	5487	5785	6084	6386	6687	6987	7433	7656

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S T E P S

	1c	1b	1a	1	2	3	4	5	6	7	8
14	2774	2846	2923	3000	3115	3236	3377	3501	3634	3845	3960
14Q	2888	2965	3045	3126	3248	3379	3526	3658	3798	4019	4140
14S	2945	3022	3102	3186	3312	3441	3590	3722	3863	4083	4205
15	2881	2957	3037	3119	3256	3391	3524	3668	3804	4032	4154
15Q	3001	3081	3165	3253	3398	3540	3682	3835	3976	4214	4340
15S	3059	3138	3226	3316	3461	3601	3748	3899	4039	4279	4406

16	3009	3090	3174	3265	3412	3562	3711	3866	4020	4257	4385
16Q	3134	3221	3314	3409	3562	3723	3879	4038	4201	4450	4584
16S	3196	3284	3376	3473	3627	3789	3946	4104	4267	4513	4650
17	3143	3231	3324	3421	3579	3744	3903	4060	4225	4477	4611
17Q	3279	3373	3471	3570	3741	3913	4077	4243	4416	4679	4820
17S	3340	3436	3534	3635	3807	3980	4144	4309	4480	4746	4888
18	3303	3398	3496	3600	3774	3950	4129	4298	4470	4737	4880
18Q	3448	3547	3652	3762	3948	4128	4317	4494	4672	4951	5099
18S	3510	3609	3718	3825	4011	4194	4381	4558	4739	5015	5166
19	3476	3577	3683	3795	3988	4177	4371	4554	4744	5032	5183
19Q	3630	3738	3850	3965	4168	4362	4569	4759	4959	5258	5416
19S	3695	3805	3917	4031	4234	4429	4633	4825	5025	5323	5483
20	3671	3782	3894	4010	4213	4408	4617	4818	5017	5322	5482
20Q	3838	3952	4069	4190	4402	4609	4826	5034	5244	5564	5731
20S	3901	4017	4134	4256	4466	4672	4891	5099	5308	5626	5797
21	3875	3992	4112	4233	4451	4666	4884	5107	5319	5651	5821
21Q	4050	4173	4295	4424	4653	4875	5105	5337	5560	5906	6084
21S	4116	4237	4360	4491	4716	4941	5171	5402	5623	5971	6150
22	4095	4219	4347	4476	4709	4939	5173	5412	5637	5987	6167
22Q	4281	4410	4542	4677	4921	5164	5405	5655	5892	6257	6446
22S	4346	4474	4608	4744	4984	5228	5468	5720	5959	6324	6512
23	4347	4476	4610	4747	4999	5255	5505	5759	6009	6386	6578
23Q	4542	4677	4817	4964	5226	5494	5752	6018	6280	6673	6873
23S	4608	4744	4884	5028	5290	5558	5817	6083	6344	6738	6941
24	4624	4763	4905	5052	5321	5600	5869	6140	6417	6819	7024
24Q	4832	4977	5127	5283	5563	5852	6134	6416	6706	7128	7342

24S	4898	5042	5192	5347	5625	5916	6198	6482	6772	7192	7407
25	4929	5077	5229	5386	5680	5980	6278	6577	6875	7317	7537
25Q	5150	5305	5463	5626	5937	6248	6561	6874	7186	7646	7876
25S	5218	5369	5531	5693	6002	6312	6625	6938	7249	7712	7943

~~Effective July 1, 2003~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~	~~Eff. 1/1/04 8~~
~~RC-063-14~~	~~2588~~	~~2656~~	~~2727~~	~~2800~~	~~2907~~	~~3020~~	~~3152~~	~~3267~~	~~3391~~	~~3588~~	~~3660~~	~~3696~~
~~RC-063-14a~~	~~2656~~	~~2727~~	~~2800~~	~~2875~~	~~2988~~	~~3108~~	~~3243~~	~~3364~~	~~3493~~	~~3696~~	~~3770~~	~~3807~~
~~RC-063-14m~~	~~2709~~	~~2780~~	~~2853~~	~~2930~~	~~3045~~	~~3165~~	~~3301~~	~~3423~~	~~3552~~	~~3755~~	~~3830~~	~~3868~~
~~RC-063-15~~	~~2688~~	~~2760~~	~~2834~~	~~2911~~	~~3038~~	~~3164~~	~~3288~~	~~3423~~	~~3550~~	~~3763~~	~~3838~~	~~3876~~
~~RC-063-15a~~	~~2760~~	~~2834~~	~~2911~~	~~2992~~	~~3125~~	~~3255~~	~~3386~~	~~3527~~	~~3656~~	~~3875~~	~~3953~~	~~3991~~
~~RC-063-15m~~	~~2813~~	~~2887~~	~~2966~~	~~3049~~	~~3183~~	~~3312~~	~~3447~~	~~3585~~	~~3715~~	~~3935~~	~~4014~~	~~4053~~
~~RC-063-16~~	~~2808~~	~~2883~~	~~2963~~	~~3047~~	~~3184~~	~~3324~~	~~3463~~	~~3607~~	~~3751~~	~~3973~~	~~4052~~	~~4092~~
~~RC-063-16a~~	~~2883~~	~~2963~~	~~3047~~	~~3136~~	~~3276~~	~~3424~~	~~3568~~	~~3714~~	~~3864~~	~~4092~~	~~4174~~	~~4215~~
~~RC-063-16m~~	~~2939~~	~~3020~~	~~3105~~	~~3193~~	~~3335~~	~~3484~~	~~3628~~	~~3774~~	~~3924~~	~~4151~~	~~4234~~	~~4276~~
~~RC-063-17~~	~~2932~~	~~3015~~	~~3102~~	~~3192~~	~~3340~~	~~3494~~	~~3642~~	~~3789~~	~~3943~~	~~4178~~	~~4262~~	~~4303~~
~~RC-063-17a~~	~~3015~~	~~3102~~	~~3192~~	~~3284~~	~~3440~~	~~3599~~	~~3750~~	~~3903~~	~~4061~~	~~4304~~	~~4390~~	~~4433~~
~~RC-063-17m~~	~~3072~~	~~3160~~	~~3250~~	~~3343~~	~~3501~~	~~3660~~	~~3811~~	~~3963~~	~~4120~~	~~4364~~	~~4451~~	~~4495~~
~~RC-063-18~~	~~3082~~	~~3171~~	~~3262~~	~~3359~~	~~3522~~	~~3686~~	~~3853~~	~~4011~~	~~4172~~	~~4421~~	~~4509~~	~~4554~~
~~RC-063-18a~~	~~3171~~	~~3262~~	~~3359~~	~~3460~~	~~3630~~	~~3797~~	~~3970~~	~~4133~~	~~4297~~	~~4553~~	~~4644~~	~~4690~~
~~RC-063-18m~~	~~3228~~	~~3320~~	~~3420~~	~~3518~~	~~3689~~	~~3857~~	~~4029~~	~~4192~~	~~4358~~	~~4612~~	~~4704~~	~~4750~~
~~RC-063-19~~	~~3244~~	~~3338~~	~~3437~~	~~3541~~	~~3722~~	~~3897~~	~~4079~~	~~4249~~	~~4427~~	~~4695~~	~~4789~~	~~4836~~
~~RC-063-19a~~	~~3338~~	~~3437~~	~~3541~~	~~3647~~	~~3833~~	~~4012~~	~~4202~~	~~4377~~	~~4561~~	~~4836~~	~~4933~~	~~4981~~
~~RC-063-19m~~	~~3398~~	~~3499~~	~~3602~~	~~3707~~	~~3894~~	~~4073~~	~~4261~~	~~4438~~	~~4621~~	~~4895~~	~~4993~~	~~5042~~
~~RC-063-20~~	~~3425~~	~~3529~~	~~3634~~	~~3742~~	~~3931~~	~~4114~~	~~4309~~	~~4496~~	~~4681~~	~~4967~~	~~5066~~	~~5116~~
~~RC-063-20a~~	~~3529~~	~~3634~~	~~3742~~	~~3854~~	~~4049~~	~~4238~~	~~4439~~	~~4630~~	~~4822~~	~~5117~~	~~5219~~	~~5271~~
~~RC-063-20m~~	~~3587~~	~~3694~~	~~3802~~	~~3914~~	~~4108~~	~~4297~~	~~4498~~	~~4690~~	~~4882~~	~~5175~~	~~5279~~	~~5330~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

~~RC-063-21~~	~~3616~~	~~3725~~	~~3837~~	~~3950~~	~~4153~~	~~4354~~	~~4558~~	~~4766~~	~~4964~~	~~5273~~	~~5378~~	~~5431~~
~~RC-063-21a~~	~~3725~~	~~3837~~	~~3950~~	~~4068~~	~~4279~~	~~4484~~	~~4695~~	~~4908~~	~~5113~~	~~5432~~	~~5541~~	~~5595~~
~~RC-063-21m~~	~~3785~~	~~3897~~	~~4010~~	~~4130~~	~~4338~~	~~4544~~	~~4755~~	~~4968~~	~~5172~~	~~5491~~	~~5601~~	~~5656~~
~~RC-063-22~~	~~3822~~	~~3937~~	~~4056~~	~~4177~~	~~4394~~	~~4609~~	~~4827~~	~~5050~~	~~5261~~	~~5587~~	~~5699~~	~~5755~~
~~RC-063-22a~~	~~3937~~	~~4056~~	~~4177~~	~~4302~~	~~4526~~	~~4748~~	~~4971~~	~~5201~~	~~5419~~	~~5755~~	~~5870~~	~~5928~~
~~RC-063-22m~~	~~3997~~	~~4114~~	~~4237~~	~~4363~~	~~4584~~	~~4808~~	~~5029~~	~~5260~~	~~5480~~	~~5815~~	~~5931~~	~~5989~~
~~RC-063-23~~	~~4056~~	~~4177~~	~~4302~~	~~4430~~	~~4665~~	~~4904~~	~~5137~~	~~5374~~	~~5608~~	~~5959~~	~~6078~~	~~6138~~
~~RC-063-23a~~	~~4177~~	~~4302~~	~~4430~~	~~4565~~	~~4806~~	~~5052~~	~~5290~~	~~5534~~	~~5775~~	~~6137~~	~~6260~~	~~6321~~
~~RC-063-23m~~	~~4237~~	~~4363~~	~~4491~~	~~4624~~	~~4865~~	~~5111~~	~~5350~~	~~5594~~	~~5835~~	~~6197~~	~~6321~~	~~6383~~
~~RC-063-24~~	~~4315~~	~~4444~~	~~4577~~	~~4715~~	~~4966~~	~~5225~~	~~5476~~	~~5729~~	~~5988~~	~~6363~~	~~6490~~	~~6554~~
~~RC-063-24a~~	~~4444~~	~~4577~~	~~4715~~	~~4858~~	~~5116~~	~~5381~~	~~5641~~	~~5901~~	~~6167~~	~~6555~~	~~6686~~	~~6752~~
~~RC-063-24m~~	~~4504~~	~~4637~~	~~4775~~	~~4918~~	~~5174~~	~~5440~~	~~5700~~	~~5961~~	~~6228~~	~~6614~~	~~6746~~	~~6812~~
~~RC-063-25~~	~~4599~~	~~4737~~	~~4879~~	~~5025~~	~~5301~~	~~5580~~	~~5858~~	~~6137~~	~~6416~~	~~6828~~	~~6965~~	~~7033~~
~~RC-063-25a~~	~~4737~~	~~4879~~	~~5025~~	~~5175~~	~~5460~~	~~5746~~	~~6034~~	~~6322~~	~~6608~~	~~7032~~	~~7173~~	~~7243~~
~~RC-063-25m~~	~~4798~~	~~4938~~	~~5086~~	~~5235~~	~~5520~~	~~5805~~	~~6093~~	~~6381~~	~~6667~~	~~7092~~	~~7234~~	~~7305~~
~~RC-063-26~~				~~5365~~	~~5657~~	~~5956~~	~~6259~~	~~6550~~	~~6844~~	~~7287~~	~~7433~~	~~7506~~
~~RC-063-26a~~				~~5527~~	~~5825~~	~~6133~~	~~6446~~	~~6746~~	~~7049~~	~~7507~~	~~7657~~	~~7732~~
~~RC-063-26m~~				~~5586~~	~~5886~~	~~6193~~	~~6506~~	~~6807~~	~~7109~~	~~7566~~	~~7717~~	~~7793~~

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~~RC-063~~

~~S T E P S~~

	~~1c~~	~~1b~~	~~1a~~	~~1~~	~~2~~	~~3~~	~~4~~	~~5~~	~~6~~	~~7~~	~~8~~
~~14~~	~~2640~~	~~2709~~	~~2782~~	~~2856~~	~~2965~~	~~3080~~	~~3215~~	~~3332~~	~~3459~~	~~3660~~	~~3770~~
~~14a~~	~~2729~~	~~2802~~	~~2877~~	~~2954~~	~~3070~~	~~3193~~	~~3332~~	~~3457~~	~~3589~~	~~3798~~	~~3912~~
~~14m~~	~~2783~~	~~2856~~	~~2931~~	~~3011~~	~~3129~~	~~3252~~	~~3392~~	~~3517~~	~~3650~~	~~3858~~	~~3974~~
~~15~~	~~2742~~	~~2815~~	~~2891~~	~~2969~~	~~3099~~	~~3227~~	~~3354~~	~~3491~~	~~3621~~	~~3838~~	~~3954~~
~~15a~~	~~2836~~	~~2912~~	~~2991~~	~~3074~~	~~3211~~	~~3345~~	~~3479~~	~~3624~~	~~3757~~	~~3982~~	~~4101~~
~~15m~~	~~2890~~	~~2966~~	~~3048~~	~~3133~~	~~3271~~	~~3403~~	~~3542~~	~~3684~~	~~3817~~	~~4043~~	~~4164~~
~~16~~	~~2864~~	~~2941~~	~~3022~~	~~3108~~	~~3248~~	~~3390~~	~~3532~~	~~3679~~	~~3826~~	~~4052~~	~~4174~~
~~16a~~	~~2962~~	~~3044~~	~~3131~~	~~3222~~	~~3366~~	~~3518~~	~~3666~~	~~3816~~	~~3970~~	~~4205~~	~~4331~~

~~16m~~	~~3020~~	~~3103~~	~~3190~~	~~3281~~	~~3427~~	~~3580~~	~~3728~~	~~3878~~	~~4032~~	~~4265~~	~~4394~~
~~17~~	~~2991~~	~~3075~~	~~3164~~	~~3256~~	~~3407~~	~~3564~~	~~3715~~	~~3865~~	~~4022~~	~~4262~~	~~4389~~
~~17a~~	~~3098~~	~~3187~~	~~3280~~	~~3374~~	~~3535~~	~~3698~~	~~3853~~	~~4010~~	~~4173~~	~~4422~~	~~4555~~
~~17m~~	~~3156~~	~~3247~~	~~3339~~	~~3435~~	~~3597~~	~~3761~~	~~3916~~	~~4072~~	~~4233~~	~~4484~~	~~4619~~
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~~18m~~	~~3317~~	~~3411~~	~~3514~~	~~3615~~	~~3790~~	~~3963~~	~~4140~~	~~4307~~	~~4478~~	~~4739~~	~~4881~~
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~~19m~~	~~3491~~	~~3595~~	~~3701~~	~~3809~~	~~4001~~	~~4185~~	~~4378~~	~~4560~~	~~4748~~	~~5030~~	~~5181~~
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~~20a~~	~~3626~~	~~3734~~	~~3845~~	~~3960~~	~~4160~~	~~4355~~	~~4561~~	~~4757~~	~~4955~~	~~5258~~	~~5416~~
~~20m~~	~~3686~~	~~3796~~	~~3907~~	~~4022~~	~~4221~~	~~4415~~	~~4622~~	~~4819~~	~~5016~~	~~5317~~	~~5477~~
~~21~~	~~3688~~	~~3800~~	~~3914~~	~~4029~~	~~4236~~	~~4441~~	~~4649~~	~~4861~~	~~5063~~	~~5378~~	~~5540~~
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~~21m~~	~~3889~~	~~4004~~	~~4120~~	~~4244~~	~~4457~~	~~4669~~	~~4886~~	~~5105~~	~~5314~~	~~5642~~	~~5812~~
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~~22m~~	~~4107~~	~~4227~~	~~4354~~	~~4483~~	~~4710~~	~~4940~~	~~5167~~	~~5405~~	~~5631~~	~~5975~~	~~6154~~
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~~23a~~	~~4292~~	~~4420~~	~~4552~~	~~4691~~	~~4938~~	~~5191~~	~~5435~~	~~5686~~	~~5934~~	~~6306~~	~~6495~~
~~23m~~	~~4354~~	~~4483~~	~~4615~~	~~4751~~	~~4999~~	~~5252~~	~~5497~~	~~5748~~	~~5995~~	~~6367~~	~~6559~~
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~~25a~~	~~4867~~	~~5013~~	~~5163~~	~~5317~~	~~5610~~	~~5904~~	~~6200~~	~~6496~~	~~6790~~	~~7225~~	~~7442~~
~~25m~~	~~4930~~	~~5074~~	~~5226~~	~~5379~~	~~5672~~	~~5965~~	~~6261~~	~~6556~~	~~6850~~	~~7287~~	~~7506~~

~~26~~	~~5472~~	~~5770~~	~~6075~~	~~6384~~	~~6681~~	~~6981~~	~~7433~~	~~7656~~
~~26a~~	~~5679~~	~~5985~~	~~6302~~	~~6623~~	~~6932~~	~~7243~~	~~7713~~	~~7945~~
~~26m~~	~~5740~~	~~6048~~	~~6363~~	~~6685~~	~~6994~~	~~7304~~	~~7774~~	~~8007~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE Z RC-063 (Physicians, AFSCME

Title	Salary Grade	Code
Physician	RC-063-MD	32200
Physician Specialist, Option A	RC-063-MD-A	32221
Physician Specialist, Option B	RC-063-MD-B	32222
Physician Specialist, Option C	RC-063-MD-C	32223
Physician Specialist, Option D	RC-063-MD-D	32224
Physician Specialist, Option E	RC-063-MD-E	32225

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	STEPS								
	1c	1b	1a	1	2	3	4	5	6
RC-063-MD	6909	7118	7331	7549	7984	8421	8856	9296	9727
RC-063-MD-Q	7170	7385	7605	7834	8284	8738	9189	9644	10093
RC-063-MD-S	7231	7447	7667	7896	8347	8801	9253	9707	10157
RC-063-MD-A	7305	7526	7752	7984	8477	8974	9468	9959	10452
RC-063-MD-A-Q	7581	7809	8043	8284	8798	9310	9825	10334	10847
RC-063-MD-A-S	7642	7872	8105	8347	8858	9373	9886	10397	10908
RC-063-MD-B	7972	8211	8459	8710	9231	9756	10279	10802	11326
RC-063-MD-B-Q	8271	8521	8774	9039	9580	10125	10665	11207	11751
RC-063-MD-B-S	8334	8582	8837	9100	9642	10186	10727	11270	11814
RC-063-MD-C	8901	9168	9443	9727	10307	10891	11469	12050	12632
RC-063-MD-C-Q	9235	9513	9798	10093	10697	11301	11900	12503	13106
RC-063-MD-C-S	9297	9576	9861	10157	10758	11362	11964	12565	13169
RC-063-MD-D	9966	10266	10572	10891	11469	12050	12632	13212	13792
RC-063-MD-D-Q	10342	10650	10971	11301	11900	12503	13106	13710	14310
RC-063-MD-D-S	10405	10713	11034	11362	11964	12565	13169	13771	14373

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

RC-063-MD-E	10565	10880	11207	11545	12157	12774	13390	14007	14619
RC-063-MD-E-Q	10961	11289	11630	11978	12615	13255	13893	14533	15169
RC-063-MD-E-S	11024	11353	11692	12041	12677	13317	13956	14596	15232

Effective January 1, 2006

	STEPS								
	1c	1b	1a	1	2	3	4	5	6
RC-063-MD	7116	7332	7551	7775	8224	8674	9122	9575	10019
RC-063-MD-Q	7439	7662	7890	8128	8595	9066	9534	10006	10471
RC-063-MD-S	7502	7726	7955	8192	8660	9131	9600	10071	10538
RC-063-MD-A	7524	7752	7985	8224	8731	9243	9752	10258	10766
RC-063-MD-A-Q	7865	8102	8345	8595	9128	9659	10193	10722	11254
RC-063-MD-A-S	7929	8167	8409	8660	9190	9724	10257	10787	11317
RC-063-MD-B	8211	8457	8713	8971	9508	10049	10587	11126	11666
RC-063-MD-B-Q	8581	8841	9103	9378	9939	10505	11065	11627	12192
RC-063-MD-B-S	8647	8904	9168	9441	10004	10568	11129	11693	12257
RC-063-MD-C	9168	9443	9726	10019	10616	11218	11813	12412	13011
RC-063-MD-C-Q	9581	9870	10165	10471	11098	11725	12346	12972	13597
RC-063-MD-C-S	9646	9935	10231	10538	11161	11788	12413	13036	13663
RC-063-MD-D	10265	10574	10889	11218	11813	12412	13011	13608	14206
RC-063-MD-D-Q	10730	11049	11382	11725	12346	12972	13597	14224	14847
RC-063-MD-D-S	10795	11115	11448	11788	12413	13036	13663	14287	14912
RC-063-MD-E	10882	11206	11543	11891	12522	13157	13792	14427	15058
RC-063-MD-E-Q	11372	11712	12066	12427	13088	13752	14414	15078	15738
RC-063-MD-E-S	11437	11779	12130	12493	13152	13816	14479	15143	15803

~~Effective July 1, 2003~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

	STEPS								
	1c	1b	1a	1	2	3	4	5	6
RC-063-MD									
Regular Formula	6641	6841	7046	7256	7674	8094	8512	8935	9349
Alternative Formula	6841	7046	7256	7474	7905	8338	8768	9202	9630
Maximum Formula	6899	7106	7316	7534	7964	8397	8829	9262	9691
RC-063-MD-A									
Regular Formula	7022	7233	7451	7674	8148	8625	9100	9573	10046
Alternative Formula	7233	7451	7674	7905	8394	8883	9374	9860	10349
Maximum Formula	7291	7511	7733	7964	8452	8943	9433	9920	10408
RC-063-MD-B									
Regular Formula	7663	7892	8130	8372	8873	9377	9879	10382	10886
Alternative Formula	7892	8130	8372	8625	9141	9660	10176	10693	11213
Maximum Formula	7952	8189	8432	8683	9200	9719	10236	10753	11272
RC-063-MD-C									
Regular Formula	8555	8812	9076	9349	9907	10468	11024	11582	12141
Alternative Formula	8812	9076	9349	9630	10206	10782	11355	11930	12505
Maximum Formula	8871	9137	9409	9691	10265	10841	11415	11989	12565
RC-063-MD-D									
Regular Formula	9579	9868	10162	10468	11024	11582	12141	12699	13257
Alternative Formula	9868	10162	10468	10782	11355	11930	12505	13081	13654
Maximum Formula	9928	10222	10528	10841	11415	11989	12565	13140	13714
RC-063-MD-E									
Regular Formula	10155	10458	10772	11097	11685	12278	12870	13463	14051
Alternative Formula	10458	10772	11097	11429	12037	12647	13256	13867	14474
Maximum Formula	10519	10832	11156	11489	12095	12707	13316	13927	14533

Effective January 1, 2005

	STEPS								
	1c	1b	1a	1	2	3	4	5	6
RC-063-MD									
Regular Formula	6774	6978	7187	7401	7827	8256	8682	9114	9536
Alternative Formula	7029	7240	7456	7680	8122	8567	9009	9455	9895

~~Maximum Formula~~	~~7089~~	~~7301~~	~~7517~~	~~7741~~	~~8183~~	~~8628~~	~~9072~~	~~9517~~	~~9958~~
~~RC-063-MD-A~~									
~~Regular Formula~~	~~7162~~	~~7378~~	~~7600~~	~~7827~~	~~8311~~	~~8798~~	~~9282~~	~~9764~~	~~10247~~
~~Alternative Formula~~	~~7432~~	~~7656~~	~~7885~~	~~8122~~	~~8625~~	~~9127~~	~~9632~~	~~10131~~	~~10634~~
~~Maximum Formula~~	~~7492~~	~~7718~~	~~7946~~	~~8183~~	~~8684~~	~~9189~~	~~9692~~	~~10193~~	~~10694~~
~~RC-063-MD-B~~									
~~Regular Formula~~	~~7816~~	~~8050~~	~~8293~~	~~8539~~	~~9050~~	~~9565~~	~~10077~~	~~10590~~	~~11104~~
~~Alternative Formula~~	~~8109~~	~~8354~~	~~8602~~	~~8862~~	~~9392~~	~~9926~~	~~10456~~	~~10987~~	~~11521~~
~~Maximum Formula~~	~~8171~~	~~8414~~	~~8664~~	~~8922~~	~~9453~~	~~9986~~	~~10517~~	~~11049~~	~~11582~~
~~RC-063-MD-C~~									
~~Regular Formula~~	~~8726~~	~~8988~~	~~9258~~	~~9536~~	~~10105~~	~~10677~~	~~11244~~	~~11814~~	~~12384~~
~~Alternative Formula~~	~~9054~~	~~9326~~	~~9606~~	~~9895~~	~~10487~~	~~11079~~	~~11667~~	~~12258~~	~~12849~~
~~Maximum Formula~~	~~9115~~	~~9388~~	~~9668~~	~~9958~~	~~10547~~	~~11139~~	~~11729~~	~~12319~~	~~12911~~
~~RC-063-MD-D~~									
~~Regular Formula~~	~~9771~~	~~10065~~	~~10365~~	~~10677~~	~~11244~~	~~11814~~	~~12384~~	~~12953~~	~~13522~~
~~Alternative Formula~~	~~10139~~	~~10441~~	~~10756~~	~~11079~~	~~11667~~	~~12258~~	~~12849~~	~~13441~~	~~14029~~
~~Maximum Formula~~	~~10201~~	~~10503~~	~~10818~~	~~11139~~	~~11729~~	~~12319~~	~~12911~~	~~13501~~	~~14091~~
~~RC-063-MD-E~~									
~~Regular Formula~~	~~10358~~	~~10667~~	~~10987~~	~~11319~~	~~11919~~	~~12524~~	~~13127~~	~~13732~~	~~14332~~
~~Alternative Formula~~	~~10746~~	~~11068~~	~~11402~~	~~11743~~	~~12368~~	~~12995~~	~~13621~~	~~14248~~	~~14872~~
~~Maximum Formula~~	~~10808~~	~~11130~~	~~11463~~	~~11805~~	~~12428~~	~~13056~~	~~13682~~	~~14310~~	~~14933~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX B Schedule of Salary Grades – Monthly Rates of Pay for Fiscal Year 2006~~2005~~

Salary Grade	1c	1b	1a	1	2	3	4	5	6	7	8
						STEPS					
1	1663	1704	1746	1789	1835	1877	1922	1974	2018	2098	2140
1Q	1704	1746	1789	1834	1881	1924	1971	2024	2070	2152	2195
1S	1755	1798	1841	1885	1933	1976	2022	2076	2121	2203	2247
2	1705	1747	1790	1835	1877	1922	1976	2024	2072	2153	2196
2Q	1747	1790	1835	1881	1924	1971	2026	2076	2125	2209	2253
2S	1799	1842	1886	1933	1976	2022	2078	2127	2177	2260	2305
3	1743	1786	1831	1877	1922	1977	2027	2076	2127	2221	2265
3Q	1786	1831	1877	1924	1971	2027	2079	2129	2182	2279	2325
3S	1838	1882	1928	1976	2022	2079	2130	2181	2233	2330	2377
4	1784	1829	1875	1922	1977	2031	2080	2141	2190	2288	2334
4Q	1829	1875	1922	1971	2027	2083	2133	2196	2247	2348	2395
4S	1880	1926	1974	2022	2079	2134	2185	2248	2298	2399	2447
5	1835	1881	1928	1977	2033	2091	2148	2202	2258	2358	2402
5Q	1881	1928	1977	2027	2085	2145	2203	2259	2317	2417	2465
5S	1933	1980	2028	2079	2136	2196	2255	2311	2368	2468	2517
6	1886	1934	1983	2033	2092	2150	2214	2273	2337	2440	2489
6Q	1934	1983	2033	2085	2146	2206	2271	2332	2398	2405	2554
6S	1985	2035	2085	2136	2197	2257	2323	2384	2450	2556	2607
7	1940	1989	2040	2092	2153	2219	2284	2349	2417	2530	2581
7Q	1989	2040	2092	2146	2209	2277	2344	2410	2481	2597	2649
7S	2041	2091	2144	2197	2260	2328	2395	2462	2532	2648	2701
8	1996	2047	2099	2153	2224	2293	2369	2435	2508	2626	2679
8Q	2047	2099	2153	2209	2282	2353	2431	2499	2574	2696	2750
8S	2098	2151	2204	2260	2333	2404	2483	2551	2626	2747	2802
9	2061	2114	2168	2224	2296	2374	2449	2529	2605	2727	2782
9Q	2114	2168	2224	2282	2356	2436	2513	2596	2674	2801	2857
9S	2165	2220	2276	2333	2407	2488	2565	2647	2726	2854	2911

10	2129	2184	2241	2299	2386	2461	2543	2623	2706	2843	2900
10Q	2184	2241	2299	2359	2449	2526	2610	2693	2778	2924	2982
10S	2235	2292	2351	2410	2500	2577	2662	2744	2832	2980	3040
11	2210	2267	2326	2387	2473	2554	2645	2733	2817	2966	3025
11Q	2267	2326	2387	2450	2538	2622	2715	2807	2896	3052	3113
11S	2319	2378	2438	2501	2590	2673	2767	2860	2952	3107	3169
12	2300	2360	2422	2486	2578	2664	2763	2854	2959	3118	3180
12Q	2360	2422	2486	2552	2646	2735	2840	2936	3044	3209	3273
12S	2412	2473	2537	2603	2698	2787	2894	2991	3100	3266	3331
13	2387	2450	2515	2581	2676	2778	2883	2988	3099	3272	3337
13Q	2450	2515	2581	2649	2747	2855	2966	3074	3188	3370	3437
13S	2501	2566	2633	2701	2800	2910	3022	3130	3246	3428	3497
14	2488	2554	2622	2692	2795	2904	3031	3141	3261	3450	3519
14Q	2554	2622	2692	2764	2873	2988	3118	3235	3359	3554	3625
14S	2605	2673	2743	2817	2928	3043	3174	3291	3415	3611	3683
15	2585	2654	2725	2799	2921	3042	3162	3291	3413	3618	3690
15Q	2654	2725	2799	2877	3005	3130	3256	3391	3515	3726	3801
15S	2705	2776	2852	2932	3061	3185	3314	3447	3572	3784	3860
16	2700	2772	2849	2930	3062	3196	3330	3468	3607	3820	3896
16Q	2772	2849	2930	3015	3150	3292	3431	3571	3715	3935	4014
16S	2826	2904	2986	3070	3207	3350	3488	3629	3773	3991	4071
17	2819	2899	2983	3069	3212	3360	3502	3643	3791	4017	4097
17Q	2899	2983	3069	3158	3308	3461	3606	3753	3905	4138	4221
17S	2954	3038	3125	3214	3366	3519	3664	3811	3962	4196	4280
18	2963	3049	3137	3230	3387	3544	3705	3857	4012	4251	4336
18Q	3049	3137	3230	3327	3490	3651	3817	3974	4132	4378	4466
18S	3104	3192	3288	3383	3547	3709	3874	4031	4190	4435	4524
19	3119	3210	3305	3405	3579	3747	3922	4086	4257	4514	4604
19Q	3210	3305	3405	3507	3686	3858	4040	4209	4386	4650	4743
19S	3267	3364	3463	3564	3744	3916	4097	4267	4443	4707	4801

20	3293	3393	3494	3598	3780	3956	4143	4323	4501	4776	4872
20Q	3393	3494	3598	3706	3893	4075	4268	4452	4637	4920	5018
20S	3449	3552	3656	3763	3950	4132	4325	4510	4694	4976	5076
21	3477	3582	3689	3798	3993	4187	4383	4583	4773	5070	5171
21Q	3582	3689	3798	3912	4114	4312	4514	4719	4916	5223	5327
21S	3639	3747	3856	3971	4171	4369	4572	4777	4973	5280	5386
22	3675	3786	3900	4016	4225	4432	4641	4856	5059	5372	5479
22Q	3786	3900	4016	4137	4352	4565	4780	5001	5211	5534	5645
22S	3843	3956	4074	4195	4408	4623	4836	5058	5269	5591	5703
23	3900	4016	4137	4260	4486	4715	4939	5167	5392	5730	5845
23Q	4016	4137	4260	4389	4621	4858	5087	5321	5553	5901	6019
23S	4074	4195	4318	4446	4678	4914	5144	5379	5611	5959	6078
24	4149	4273	4401	4534	4775	5024	5265	5509	5758	6118	6240
24Q	4273	4401	4534	4671	4919	5174	5424	5674	5930	6303	6429
24S	4331	4459	4591	4729	4975	5231	5481	5732	5988	6360	6487
25	4422	4555	4691	4832	5097	5365	5633	5901	6169	6565	6696
25Q	4555	4691	4832	4976	5250	5525	5802	6079	6354	6762	6897
25S	4613	4748	4890	5034	5308	5582	5859	6136	6411	6819	6955

~~Schedule of Salary Grades (Alternative Retirement Formula only)~~
~~Monthly Rates of Pay for Fiscal Year 2005~~

~~Schedule of Salary Grades (Maximum Security Institutions)~~
~~for Fiscal Year 2005~~

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX C Medical Administrator Rates for Fiscal Year 2006~~2005~~

Title	Minimum Salary	Midpoint Salary	Maximum Salary
Medical Administrator I, Option C	8090	9843	11596
Medical Administrator I, Option D	9035	10837	12639
Medical Administrator II, Option C	8743	10528	12313
Medical Administrator II, Option D	10039	11903	13767
Medical Administrator III	10396	12438	14480
Medical Administrator IV	10564	12606	14648
Medical Administrator V	10734	12778	14822

The rates of pay for physicians occupying or appointed to a position in the Medical Administrator classes shall be as listed in the above schedule. All provisions of Subpart C of the Pay Plan, Merit Compensation System will apply to the Medical Administrator positions.

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX D Merit Compensation System Salary Schedule for Fiscal Year 2006~~2005~~

Salary Range	Minimum Salary	Midpoint Salary	Maximum Salary
MC 01	2142	2904	3666
MC 02	2235	3053	3871
MC 03	2343	3230	4117
MC 04	2449	3381	4313
MC 05	2571	3581	4591
MC 06	2702	3759	4816
MC 07	2843	3984	5125
MC 08	2996	4227	5458
MC 09	3167	4463	5759
MC 10	3346	4752	6158
MC 11	3534	5046	6558
MC 12	3753	5384	7015
MC 13	4008	5755	7502
MC 14	4286	6179	8072
MC 15	4600	6624	8648
MC 16	4925	7116	9307
MC 17	5314	7681	10048
MC 18	5728	8015	10302
MC 19	6187	8364	10541

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX G Broad-Band Pay Range Classes Salary Schedule for Fiscal Year 2006~~2005~~

Title	Minimum Salary	Maximum Salary
Health Information Administrator	2571	5125
Human Resources Representative	2235	4313
Human Resources Specialist	2571	5125
Public Service Administrator	2996	6558
Residential Services Supervisor	2235	4313
Senior Public Service Administrator	4130	9705
Site Superintendent	2571	5125

(Source: Amended at 29 Ill. Reg. 9319, effective July 1, 2005)

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF ADOPTED RULES

1) Heading of the Part: NO_x Trading Program Procedures

2) Code Citation: 35 Ill. Adm. Code 273

3)

Section Numbers:	Adopted Action:
273.100	New Section
273.105	New Section
273.110	New Section
273.120	New Section
273.130	New Section
273.140	New Section
273.150	New Section
273.160	New Section
273.170	New Section

4) Statutory Authority: Section 9.9 of the Illinois Environmental Protection Act [415 ILCS 5/9.9]

5) Effective Date of Rules: June 14, 2005

6) Does this rulemaking contain an automatic repeal date? No

7) Does this rulemaking contain any incorporations by reference? No

8) A copy of the adopted rules, including any material incorporated by reference, is available for public inspection at the Illinois EPA's offices at 1021 North Grand Ave. East, Springfield, Illinois 62704.

9) Notice of Proposal Published in the Illinois Register: February 18, 2005; 29 Ill. Reg. 2593

10) Has JCAR issued a Statement of Objection to these rules? No

11) Differences between proposal and final version:

Grammatical and stylistic changes were made to the proposal, as well as the following:

1) In Section 273.130(b): Item 7 was added.

2) In Section 273.140(e): Transaction Procedures section was changed to state that the Agency will limit the maximum number of allowances that the account

representative may purchase to no more than the maximum number for which the source is eligible, rather than reject an application that requests more allowances than the maximum number that the source is eligible to purchase.

3) In Section 273.140(f): Transaction Procedures section was clarified to state that ERCs, Subpart W extras and allowances from the NSSA will first be sold on a pro-rata basis. In the event that all the allowances cannot be sold on a pro-rata basis, the Agency will then determine eligibility for purchasing the remaining allowances on a random basis from the initial pool of sources whose requests were not fully met.

4) In Section 273.140(h): Transaction Procedures section was clarified to state that allowances will be forfeited based on the date that the Agency receives payment rather than having uncertainty injected into the process by trying to determine the date on which an account representative received notification and then counting 5 days. This subsection also was clarified to include the address of the division within the Illinois EPA where payments should be sent. Finally, a duplicative sentence that is addressed in subsection (i) of this Section was deleted.

5) In Section 273.140(i): Transaction Procedures section was changed to clarify that a forfeiture of allowances due to nonpayment is not the same as a rejection of an application. It also was clarified to state that all three types of allowances will initially be offered to eligible purchasers on a pro-rata basis, and then on a random basis to eligible purchasers whose requests were not fully met from the pro-rata sale.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes

13) Will these rules replace any emergency rules currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Rules: In the 2004 Spring session, the Legislature amended Section 9.9 of the Act to allow the Illinois EPA to sell certain NO_x allowances. This Part provides procedures for the sale of nitrogen oxide (NO_x) allowances by the Agency pursuant to the requirements of Section 9.9 of the Act. The rulemaking includes provisions for the Agency to sell New Source Set Aside Allowances (NSSAs), Early Reduction Credits (ERCs), and Subpart W extras; maintenance of a website by the Agency that lists the allowances available for sale, price, application deadlines, and other relevant information; a method for determining the price of these allowances; and the

disbursement of the proceeds of these sales to the Agency and, where appropriate, to eligible sources.

As provided for by federal regulation, the ERCs must be used for compliance for the 2005 control period. Hence, if the allowances are not used by November 30, 2005, the United States Environmental Protection Agency will retire these allowances; therefore, the Illinois EPA must make them available for sale prior to July 8, 2005. This will allow enough time to conduct the sale according to the procedures set forth in the proposal.

16) Information and questions regarding these rules shall be directed to:

Rachel L. Doctors
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

(217) 782-5544

The full text of the Adopted Rules begins on the next page:

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF ADOPTED RULES

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE B: AIR POLLUTION
CHAPTER II: ENVIRONMENTAL PROTECTION AGENCY

PART 273
NO_x TRADING PROGRAM PROCEDURES

Section
273.100 Purpose
273.105 Abbreviations and Acronyms
273.110 Definitions
273.120 NO_x Allowances for Sale by the Agency
273.130 NO_x Allowance Database
273.140 Transaction Procedures
273.150 Price of NSSA and Subpart W Extras
273.160 Price of ERCs
273.170 Disbursement of Proceeds of NSSA Sales

AUTHORITY: Implementing and authorized by Section 9.9 of the Environmental Protection Act [415 ILCS 5/9.9].

SOURCE: Adopted at 29 Ill. Reg. 9467, effective June, 14, 2005.

Section 273.100 Purpose

This Part provides procedures for the sale of NO_x allowances by the Agency and disbursement of certain proceeds from these sales pursuant to the requirements of Section 9.9 of the Act.

Section 273.105 Abbreviations and Acronyms

Unless otherwise specified in this Part, the abbreviations and acronyms used in this Part shall be the same as those found in 35 Ill. Adm. Code 211 and 217. The following abbreviations and acronyms are used in this Part.

ERC	Early Reduction Credit
NSSA	New Source Set-Aside
NO_x	Nitrogen oxides
ORIS	Office of Regulatory Information Systems

Section 273.110 Definitions

Except as otherwise defined in this Part, definitions of terms used in this Part shall be those used in 40 CFR 96.2 and 35 Ill. Adm. Code 211 and 217.

Section 273.120 NO_x Allowances for Sale by the Agency

The Agency may, but is not required to, sell allowances from the NSSA, Subpart W extra allowances as defined in subsections (a)(2) and (b)(2) of this Section, and ERC allowances, as follows, to:

a) Non-EGUs subject to the requirements of 35 Ill. Adm. Code 217, Subpart U:

1) Allowances from the NSSA as designated by 35 Ill. Adm. Code 217.468(c), if the unit commenced operation, as defined in 40 CFR 96.2, on or after January 1, 2004, and is eligible to receive allowances from the NSSA pursuant to 35 Ill. Adm. Code 217.468; and

2) *Any allowances under 35 Ill. Adm. Code 217, Subpart W, that remain after each 3-year allocation period that could not be allocated on a pro-rata basis pursuant to the provisions of Subpart W* (referred to in this Part as "Subpart W extras"). [415 ILCS 5/9.9(d-5)(3)]

b) EGUs subject to the requirements of 35 Ill. Adm. Code 217, Subpart W:

1) *Any unearned early reduction credits set aside for Non-EGUs under 35 Ill. Adm. Code 217, Subpart U, but only to those sources that make qualifying early reductions of NO_x in 2003 pursuant to 35 Ill. Adm. Code 217 for which the source did not receive an allocation thereunder* [415 ILCS 5/9.9(d-5)(1);

2) Subpart W extras; and

3) Allowances from the NSSA, as determined by 35 Ill. Adm. Code 217.768(c), if the unit commenced operation, as defined in 40 CFR 96.2, on or after January 1, 2004, and is eligible to receive allowances from the NSSA pursuant to 35 Ill. Adm. Code 217.768.

Section 273.130 NO_x Allowance Database

a) The Agency or its designee shall maintain a website that shall be available for public access on which a listing of the NO_x allowances the Agency has available

for sale will be posted. The website shall include the following information on NO_x allowances:

1) Type of allowance (e.g., ERC, NSSA);

2) Vintage;

3) Price;

4) Application deadline;

5) Date posted;

6) Payment due date; and

7) Allocation date.

b) Historical NO_x allowance sales. The Agency or its designee shall maintain a website that shall be available for public access on which a listing of the NO_x allowance sales the Agency has made for the prior two control periods shall be posted. The website shall include the following information on NO_x allowances:

1) Date of sale;

2) Buyer;

3) Type of source (Non-EGU or EGU);

4) Volume;

5) Vintage;

6) Price; and

7) Type of Allowance.

c) The Agency or its designee shall maintain a NO_x allowance sales database. Notwithstanding the information on the Agency's website, the official record of all NO_x allowance transactions shall be the USEPA NO_x Allowance Tracking System.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF ADOPTED RULES

Section 273.140 Transaction Procedures

The Agency may sell NO_x allowances, subject to the requirements of Section 9.9 of the Act, to sources subject to the requirements of 35 Ill. Adm. Code 217, Subparts U and W, pursuant to the following requirements:

a) Upon notification or posting by the Agency that it has NO_x allowances for sale, a NO_x authorized account representative may submit an application to the Agency requesting to purchase NO_x allowances. Such application shall include the following:

1) Bureau of Air facility identification number;

2) ORIS ID number;

3) Source name;

4) A statement setting forth the eligibility as set forth in Section 273.120 of this Part;

5) Name and signature of the NO_x authorized account representative for the source;

6) NO_x allowance tracking system account number; and

7) Number, vintage and type of NO_x allowances being requested for purchase.

b) Applications for the purchase of allowances from the NSSA must be submitted no later than February 15 prior to the control period for which the NSSA allowances are requested.

c) Applications for the purchase of Subpart W extras must be submitted no later than 30 days after the Agency posts on its website that such allowances are available for sale.

d) Applications for the purchase of ERCs must be submitted within the time period specified by the Agency on its website.

e) Once an application to purchase NO_x allowances is reviewed and deemed complete, the Agency shall notify the account representative of the number of

allowances it may purchase by the dates specified on the Agency's website. The Agency may reject an incomplete application or an application received after the application deadline. For applications that include requests exceeding the maximum number of allowances for which the source is eligible to purchase, the Agency will limit the number of allowances that the account representative is eligible to purchase to a number less than or equal to the maximum number for which the source is eligible.

f) ERCs, Subpart W extras and allowances from the NSSA will be sold in a pro-rata basis to eligible sources. In the event that ERCs, Subpart W extras or allowances from the NSSA cannot be sold on a pro-rata basis to eligible sources, then the Agency will determine eligibility by randomly selecting one or more sources that did not receive the full number of allowances approved by the Agency.

g) Adjustments:

1) If an account representative disagrees with the Agency's calculations of the number of allowances it is eligible to purchase, it may submit a written comment to the Agency explaining the reason for its disagreement and any necessary documentation no later than:

A) By March 25 prior to the applicable control period for allowances from the NSSA.

B) Within 40 days after the application deadline for Subpart W extras.

C) By the date specified for ERCs by the Agency on its website.

2) The Agency will respond in writing to comments, make any necessary and appropriate adjustments to its proposed allotments and send a notification of final allotments no later than:

A) April 7 prior to the applicable control period for allowances from NSSA.

B) Within 54 days after the application deadline for Subpart W extras.

C) By the date specified by the Agency on its website for ERCs.

h) Payment: The Agency must receive a certified check for the NO_x allowances from the account representative by the deadline specified by the Agency in the

notification of the final allotments pursuant to subsections (f) and (g)(2) of this Section. The check must be sent to the attention of the Compliance Unit, Bureau of Air, Illinois EPA, 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. The date specified shall be at least eight business days after the date of the notification of the final allotment.

i) If the opportunity to purchase allowances is forfeited due to nonpayment, the Agency will notify the account representative that the source's opportunity to purchase has been forfeited. The Agency will also notify the remaining eligible EGUs or Non-EGUs whose original request it was unable to meet that additional allowances are available for purchase. The Agency will offer forfeited Subpart W extras, ERCs, and allowances from the NSSA to eligible purchasers on a pro-rata basis. In the event that the forfeited allowances cannot be sold on a pro-rata basis to eligible purchasers, then the Agency will determine eligibility by randomly selecting one or more sources that did not receive the full number of allowances approved by the Agency until all such allowances are sold. All forfeited allowance purchase transactions must be completed by the dates specified by the Agency in the notification to eligible purchasers or on the Agency's website.

j) The minimum sale allowed under the NO_x budget trading program shall be one NO_x allowance.

k) Official Record of Transactions: The official record of all NO_x allowance transactions shall be USEPA's NO_x Allowance Tracking System. Any discrepancies found by the authorized account representative shall be reported pursuant to the applicable procedures in 40 CFR 96.

Section 273.150 Price of NSSA and Subpart W Extras

The selling price for allowances from the NSSA pursuant to 35 Ill. Adm. Code 217.768(k)(2) and Subpart W extras will be the average price at which NO_x allowances are traded in the NO_x Interstate Trading Program for the preceding control period as follows:

a) The Agency will obtain the published market price indices by Cantor Environmental Brokerage and Evolution Markets LLC, or similarly recognized brokerage firms, for the particular allowance vintage as of 15½ months prior to the applicable control period (i.e., January 15 of the year previous to the current control period).

b) The Agency will calculate the arithmetic mean of the two prices determined pursuant to subsection (a) of this Section, and the resulting number will be the

purchase price. The purchase price shall be published on the Agency's website, along with the market indices used to calculate the purchase price.

c) If one or both of these services or a similarly recognized brokerage service fails to publish a price for the applicable date, the Agency may use any reasonable indication of market price.

Section 273.160 Price of ERCs

The selling price for ERCs shall be $2,000 per allowance.

Section 273.170 Disbursement of Proceeds of NSSA Sales

a) After the Agency has recouped the reasonable costs incurred by the Agency in the administration of the NO_x Interstate Trading Program, it shall disburse the proceeds of the sale of the NO_x allowances from the NSSA, to the extent that proceeds remain, pro-rata to the owners or operators of the EGUs or Non-EGUs, as applicable, that received allowances from the Agency but not from the Agency's NSSA for EGUs or Non-EGUs.

b) The Agency shall annually notify each eligible source of the Agency's calculation of the source's pro-rata share of the proceeds from the sale of allowances from the NSSA, if applicable, and shall post this information on the Agency's website. The Agency shall allow at least five business days for sources to provide written comments and shall provide a brief response to comments on the Agency's website. Once an allocation of proceeds has been made, it is final and there will be no adjustments.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Fees and Charges

2) Code Citation: 50 Ill. Adm. Code 2505

3)

Section Numbers:	Adopted Action:
2505.50	Amendment
2505.55	New Section
2505.70	Amendment
2505.80	Amendment
2505.110	Amendment
2505.Illustation A	Amendment
2505.Illustration B	Amendment

4) Statutory Authority: Implementing Section 408 of the Illinois Insurance Code [215 ILCS 5/408], Section 3-806 of the Uniform Commercial Code [810 ILCS 5/3-806]; and authorized by Sections 401 and 409(5) of the Illinois Insurance Code [215 ILCS 5/401 and 409(5)]

5) Effective Date of Amendments: July 1, 2005

6) Does this rulemaking contain an automatic repeal date? No

7) Does this rulemaking contain incorporations by reference? No

8) A copy of the adopted amendments, including any material incorporated by reference, is on file in the principal office of the Division of Insurance and is available for public inspection.

9) Notice of Proposal Published in Illinois Register: October 15, 2004; 28 Ill. Reg. 13687

10) Has JCAR issued a Statement of Objection to these amendments? No

11) Differences between proposal and final version:

a) All source notes have been changed from “28” to “29”.

b) In Section 2505.55(a)(1), added “$25 (the Uniform Commercial Code prescribed NSF fee) and $5” following “of” on the first line. Deleted “$30,” and added a parenthesis in front of “the”. Also changed the comma following “Insurance” to a close parenthesis and added “, payable as one remittance of #30” following “draft” on the second line.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

c) In llustration A, on the second to the last line of the closing paragraph, added "Division" and struck "Department".

12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes

13) Will this rulemaking replace any emergency rulemaking currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Rulemaking: The Division initiated these amendments in order to formally incorporate the increase in fee structure pursuant to PA 93-0032. In addition, this Part has also be amended to include provisions that allow the Division of Insurance to collect fees when a check or other draft is not honored because the drawer does not have an account, because the drawer does not have sufficient funds, or because the drawer does not have sufficient credit.

16) Information and questions regarding these adopted amendments shall be directed to:

For Section 2505.50 Insurance Producer Questions:
Kelly Kruger, Asst. Deputy Director
Producer Division
IDFPR
Division of Insurance
320 West Washington Street
Springfield, Illinois 62767-0001

217-785-2263

All Other Questions:

John O'Brien, Asst. Deputy Director
Fiscal & Accounting
IFDPR
Division of Insurance
320 West Washington Street
Springfield, Illinois 62767-0001

217-782-0055

The full text of the Adopted Amendments begins on the next page.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 50: INSURANCE
CHAPTER I: DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION~~INSURANCE~~
SUBCHAPTER ee: FEES, CHARGES AND TAXES

PART 2505
FEES AND CHARGES

Section

2505.10 Purpose
2505.20 Applicability
2505.30 Severability
2505.40 Definitions
2505.50 Fees and Charges
2505.55 Fee for Not Sufficient Funds (NSF) Check
2505.60 Performance (Market Conduct) Examination Expenses and Fees
2505.70 Financial Regulation Fee for Domestic Companies
2505.80 Financial Regulation Fee for Foreign and Alien Companies
2505.90 Financial Examination Expenses and Fees
2505.100 Payment Due Date of Fees and Charges
2505.110 Civil Penalties and Interest
2505.120 Hearings
2505.ILLUSTRATION A Calculation of Financial Regulation Fee for Affiliated Domestic Companies
2505.ILLUSTRATION B Calculation of Financial Regulation Fee for Affiliated Foreign or Alien Companies

AUTHORITY: Implementing Section 408 of the Illinois Insurance Code [215 ILCS 5/408], Section 3-806 of the Uniform Commercial Code [810 ILCS 5/3-806]; and authorized by Sections 401 and 409(5) of the Illinois Insurance Code [215 ILCS 5/401 and 409(5)].

SOURCE: Adopted at 23 Ill. Reg. 279, effective December 21, 1998; amended at 27 Ill. Reg. 8557, effective May 12, 2003; amended at 29 Ill. Reg. 9477, effective July 1, 2005.

Section 2505.50 Fees and Charges

The Director shall charge and collect the payment of fees and charges pursuant to Section 408(1) of the Code [215 ILCS 5/408(1)], and payment shall be made in accordance with 50 Ill. Adm. Code 2500.70(a). If payment of a fee or charge authorized by Section 2505.55 of this Part is being made, only a cashier's check or money order will be accepted. All cashier's checks or

money orders shall identify the person, company or business entity on whose behalf the payment is being made.

(Source: Amended at 29 Ill. Reg. 9477, effective July 1, 2005)

Section 2505.55 Fee for Not Sufficient Funds (NSF) Check

a) If any person, company or business entity issues a check or other draft to the Director as required by the Code, and that check or draft is not honored upon presentment because the drawer does not have an account with the drawee, or the drawer does not have sufficient funds in the account, or the drawer does not have sufficient credit with the drawee, the Director may:

1) Charge a fee of $25 (the Uniform Commercial Code prescribed NSF fee) and $5 (the minimum cost incurred by the Division of Insurance) for each returned check or draft, payable as one remittance of $30; or

2) Impose all costs and expenses, including, but not limited to, attorney's fees; witness fees; court reporting fees; document copying fees; certification fees; hearing officer fees; the costs for transcription; and any other court costs incurred by the Department in connection with the collection of the amount for which the check or other draft was written as authorized by Section 3-806 of the Uniform Commercial Code [810 ILCS 5/3-806].

3) In addition, the person, company or business entity may also be liable for additional penalties and interest, under Section 2505.110 of this Part, upon the amount of the check or other draft at a rate calculated the same as rates are calculated in 50 Ill. Adm. Code 2525.100.

b) The Division will send a written demand by certified mail, return receipt requested, to the last known address of the person, company or business entity having issued the dishonored check or other draft. Payment of both the required Code fee and the NSF check shall be made pursuant to Section 2505.100 of this Part.

c) Within 14 days following payment of both the Code fee and the NSF check fee, the Director may issue to the named person, company or business entity a license or other authority, or may take other regulatory action under the authority of the Code, as appropriate.

d) Any new applicant who fails to satisfy the demand requirements will be subject to the following:

1) License, registration or other authority will be revoked or cancelled; and

2) The person, company or business entity will be subject to additional penalties under subsection (a)(3); and

3) The Director shall publish a list identifying those who have issued NSF checks to the Division, who were given an opportunity to correct such error, but who failed to do so.

e) Any other person, company or business entity who fails to satisfy the demand requirements will be subject to the following:

1) License, registration or other authority will be revoked or cancelled. Should this cancellation affect the renewal of the producer license, an additional penalty in the amount of double the unpaid renewal fee prescribed by Section 408 of the Code will be imposed as authorized by Section 500-35(d) of the Code; and

2) The person, company or business entity will be subject to additional penalties under subsection (a)(3); and

3) The Director shall publish a list identifying those who were issued a demand pursuant to subsection (b), but who failed to provide remittance.

(Source: Added at 29 Ill. Reg. 9477, effective July 1, 2005)

Section 2505.70 Financial Regulation Fee for Domestic Companies

An annual financial regulation fee shall be charged and collected from every domestic company for examination and analysis of its financial condition. The fee shall be the greater of the amount assessed by either subsection (a) of this Section based on the combination of nationwide direct premium income and nationwide reinsurance assumed income of the domestic company, or by subsection (b) of this Section based on admitted assets.

a) If the nationwide direct premium income of the domestic company is:

1) Less than $500,000 and there is no reinsurance assumed premium, the fee is $150~~100~~;

2) $500,000 or more, but less than $5,000,000 and there is no reinsurance assumed premium; or if the nationwide direct premium is less than $5,000,000 and the reinsurance assumed premium is less than $10,000,000, the fee is $750~~500~~;

3) Less than $5,000,000 and the reinsurance assumed premium is $10,000,000 or more, the fee is $3,750~~2,500~~;

4) $5,000,000 or more, but less than $10,000,000, the fee is $7,500~~5,000~~;

5) $10,000,000 or more, but less than $25,000,000, the fee is $18,000~~12,000~~;

6) $25,000,000 or more, but less than $50,000,000, the fee is $22,500~~15,000~~;

7) $50,000,000 or more, but less than $100,000,000, the fee is $30,000~~20,000~~; or

8) $100,000,000 or more, the fee is $37,500~~25,000~~.

b) If the admitted assets, as defined by Section 3.1 of the Code [215 ILCS 5/3.1], of the domestic company are:

1) Less than $1,000,000, the fee is $150~~100~~;

2) $1,000,000 or more, but less than $5,000,000, the fee is $750~~500~~;

3) $5,000,000 or more, but less than $25,000,000, the fee is $3,750~~2,500~~;

4) $25,000,000 or more, but less than $50,000,000, the fee is $7,500~~5,000~~;

5) $50,000,000 or more, but less than $100,000,000, the fee is $18,000~~12,000~~;

6) $100,000,000 or more, but less than $500,000,000, the fee is $22,500~~15,000~~;

7) $500,000,000 or more, but less than $1,000,000,000, the fee is

$30,000~~20,000~~; or

8) $1,000,000,000 or more, the fee is $37,500~~25,000~~.

c) The sum of financial regulation fees in any single calendar year charged to domestic companies of the same affiliated group shall not exceed $250,000~~100,000~~, in the aggregate, as calculated pursuant to subsection (c)(2) of this Section.

1) On or before April 1st of every calendar year every affiliated group must notify the Division~~Department~~ in writing to the attention of the Tax and Fiscal Section that the affiliated group intends to utilize this Section and must designate one domestic member to be billed by the Director for the entire domestic affiliated group's financial regulation fee.

2) The sum of the financial regulation fees, in the aggregate, shall be calculated by totaling the amount of financial regulation fees paid by the domestic companies of the same affiliated group. No financial regulation fee paid by a foreign or alien company of the same affiliated group shall be included in the aggregate amount of the affiliated group's domestic companies' aggregate sum. Illustration A of this Part is an example of this calculation.

d) The financial regulation fee is due upon receipt of the Division's~~Department's~~ invoice and must be paid no later than June 30th of each calendar year.

e) The domestic company must include the Division's~~Department's~~ invoice, if applicable, and make payment pursuant to 50 Ill. Adm. Code 2500.70(a).

(Source: Amended at 29 Ill. Reg. 9477, effective July 1, 2005)

Section 2505.80 Financial Regulation Fee for Foreign and Alien Companies

An annual financial regulation fee shall be charged and collected from every foreign or alien company, except fraternal benefit societies, for the examination and analysis of its financial condition. *The fee shall be a fixed amount based upon the Illinois direct premium income and nationwide reinsurance assumed premium income in accordance with the following schedule* [215 ILCS 5/408(7)]:

a) If the Illinois direct premium is:

1) Less than $500,000 and there is no reinsurance assumed premium, the fee is $150~~100~~;

2) $500,000 or more, but less than $5,000,000 and there is no reinsurance assumed premium; or if the Illinois direct premium is less than $5,000,000 and the reinsurance assumed premium is less than $10,000,000, the fee is $750~~500~~;

3) Less than $5,000,000 and the reinsurance assumed premium is $10,000,000 or more, the fee is $3,750~~2,500~~;

4) $5,000,000 or more, but less than $10,000,000, the fee is $7,500~~5,000~~;

5) $10,000,000 or more, but less than $25,000,000, the fee is $18,000~~12,000~~;

6) $25,000,000 or more, but less than $50,000,000, the fee is $22,500~~15,000~~;

7) $50,000,000 or more, but less than $100,000,000, the fee is $30,000~~20,000~~; or

8) $100,000,000 or more, the fee is $37,500~~25,000~~.

b) The sum of financial regulation fees in any single calendar year charged to foreign or alien companies within the same affiliated group shall not exceed $250,000~~100,000~~, in the aggregate, as calculated in subsection (b)(2) of this Section.

1) On or before April 1st of every calendar year every affiliated group must notify the Division~~Department~~ in writing to the attention of the Tax and Fiscal Section that the affiliated group intends to utilize this Section and must designate one foreign or alien member of the group to be billed by the Director for the entire foreign or alien affiliated group's financial regulation fee.

2) The sum of the financial regulation fees, in the aggregate, shall be calculated by totaling the amount of financial regulation fees paid by the foreign or alien companies of the same affiliated group. No financial regulation fee paid by a domestic company of the same affiliated group shall be included in the aggregate amount of the affiliated group's foreign

or alien companies' aggregate sum. Illustration B of this Part is an example of this calculation.

3) For purposes of calculating the retaliatory tax pursuant to 50 Ill. Adm. Code 2515, the foreign or alien affiliated group's financial regulation fee shall be allocated by determining the sum of the foreign or alien affiliated group's Illinois direct premiums by totaling each of the affiliated group's individual foreign or alien company's Illinois direct premiums. Do not include any domestic company's Illinois direct premium of the same affiliated group when determining the sum of the foreign or alien affiliated group's Illinois direct premiums. Divide the individual foreign or alien company's Illinois direct premiums by the sum of the foreign or alien affiliated group's Illinois direct premiums to determine that individual foreign or alien company's financial regulation fee allocation percentage. Multiply that individual foreign or alien company's allocation percentage by $100,000 to determine the financial regulation fee paid by that foreign or alien company.

c) The financial regulation fee is due upon receipt of the Division's~~Department's~~ invoice and must be paid no later than June 30th of each calendar year [215 ILCS 5/408(8)].

d) A foreign or alien company, and foreign or alien companies who are part of an affiliated group which is not proceeding pursuant to subsection (b) of this Section, must each include the Division's~~Department's~~ invoice, if applicable, and make payment pursuant to 50 Ill. Adm. Code 2500.70(a).

(Source: Amended at 29 Ill. Reg. 9477, effective July 1, 2005)

Section 2505.110 Civil Penalties and Interest

Any company, person, or entity failing to make any payment of $150~~100~~ or more as required under Section 408 of the Code [215 ILCS 5/408], or this Part, shall be subject to the penalty and interest provisions of Section 412(4) and (7) of the Code [215 ILCS 5/412(4) and (7)] and will be assessed penalties pursuant to 50 Ill. Adm. Code 2525.100(b).

(Source: Amended at 29 Ill. Reg. 9477, effective July 1, 2005)

Section 2505.ILLUSTRATION A Calculation of Financial Regulation Fee for Affiliated Domestic Companies

The following insurance companies are part of an affiliated group:

Company A is a **domestic** life company that owes a financial regulation fee of	$30,000~~20,000~~
Company B is a **domestic** property and casualty company that owes a financial regulation fee of	$37,500~~25,000~~
Company C is a **domestic** property and casualty company that owes a financial regulation fee of	$30,000~~20,000~~
Company D is a **domestic** mutual property and casualty company that owes a financial regulation fee of	$37,500~~25,000~~
Company E is a **domestic** mutual life company that owes a financial regulation fee of	$37,500~~25,000~~
Company F is a **foreign** life company with a financial regulation fee of	$22,500~~15,000~~

Pursuant to Section 2505.70(c)(2) of this Part, the **domestic** companies, in this example, companies A, B, C, D, and E, would total their financial regulation fees owed to determine if the amount of the **domestic** affiliated group's members' financial regulation fees are over $250,000~~100,000~~. If the amount is over $250,000,~~100,000~~ the affiliated group must notify the Division~~Department~~ by April 1 that it will be filing pursuant to Section 2505.70(c) of this Part and designate a domestic member to pay the $250,000~~100,000~~ financial regulation fee.

(Source: Amended at 29 Ill. Reg. 9477, effective July 1, 2005)

Section 2505.ILLUSTRATION B Calculation of Financial Regulation Fee for Affiliated Foreign or Alien Companies

The following insurance companies are part of an affiliated group:

Company A is a **foreign** life company that owes a financial regulation fee of	$30,000~~20,000~~
Company B is a **foreign** property and casualty company that owes a financial regulation fee of	$37,500~~25,000~~
Company C is a **foreign** property and casualty company that owes a financial regulation fee of	$30,000~~20,000~~
Company D is a **foreign** mutual property and casualty company that owes a financial regulation fee of	$37,500~~25,000~~
Company E is a **foreign** mutual life company that owes a financial regulation fee of	$37,500~~25,000~~
Company F is a **domestic** life company with a financial regulation fee of	$22,500~~15,000~~

Pursuant to Section 2505.80(b)(2) of this Part, the **foreign** companies, in this example, companies A, B, C, D, and E, would total their financial regulation fees owed to determine if the amount of the **foreign** affiliated group's members' financial regulation fees are over $250,000~~100,000~~. If the amount is over $250,000~~100,000~~ the affiliated group must notify the Division~~Department~~ by April 1 that it will be filing pursuant to Section 2505.80(b) of this Part and designate a foreign or alien member to pay the $250,000 ~~100,000~~ financial regulation fee.

(Source: Amended at 29 Ill. Reg. 9477, effective July 1, 2005)

SECRETARY OF STATE

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Issuance of License

2) Code Citation: 92 Ill. Admin. Code 1030

3)

Section Numbers:	Adopted Action:
1030.13	Amendment
1030.75	Amendment
1030.92	Amendment

4) Statutory Authority: Implementing changes to Section 5/6-113 of the Illinois Vehicle Code [625 ILCS 5/6-113] and authorized by Section 2-104(b) of the Illinois Vehicle Code [625 ILCS 5/2-104(b)].

5) Effective Date of Amendments: June 17, 2005

6) Does this rulemaking contain an automatic repeal date: No

7) Does this rulemaking contain incorporations by reference: No

8) A copy of the adopted amendment, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.

9) Notice of Proposed Published in Illinois Register: 28 Ill. Reg. 9936, July 16, 2004

10) Has JCAR issued a Statement of Objections to this Amendment? No

11) Differences between proposal and final version: Grammatical, punctuation or technical changes were made as agreed upon with JCAR.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these amendments replace an emergency amendment currently in effect? No

14) Are there any amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
1030.140	New	29 Ill. Reg. 3865, 3/11/05
1030.83	New	29 Ill. Reg. 4912, 4/8/05
1030.81	Amendment	29 Ill. Reg. 6226, 5/6/05

SECRETARY OF STATE

NOTICE OF ADOPTED AMENDMENTS

1030.91	Amendment	29 Ill. Reg. 6877, 5/13/05

15) Summary of Purpose of Amendments: The amendments to 1030.13 address changes to the Illinois Vehicle Code related to the denial of a license or permit to any applicant under 18 years of age that has been charged with a violation of the Illinois Vehicle Code or the Criminal code of 1961 arising out of an accident in which the driver caused the death of or Type A injury to another person. Amendments to Sections 1030.75 and 1030.92 revise and clarify criteria related to the use of a telescopic lenses arrangement during nighttime hours.

16) Information and questions regarding this adopted amendment shall be directed to:

Office of the Secretary of State
Driver Services Department
JoAnn Wilson, Legislative Liaison
c/o Director's Office
2701 South Dirksen Parkway
Springfield, IL 62723

(217) 785-1441

The full text of the Adopted Amendments begins on the next page:

SECRETARY OF STATE

NOTICE OF ADOPTED AMENDMENTS

TITLE 92: TRANSPORTATION
CHAPTER II: SECRETARY OF STATE

PART 1030
ISSUANCE OF LICENSES

Section
1030.10 What Persons Shall Not be Licensed or Granted Permits
1030.11 Procedure for Obtaining a Driver's License/Temporary Visitor's Driver's License
1030.13 Denial of License or Permit
1030.15 Cite for Re-examination
1030.16 Physical and Mental Evaluation
1030.17 Errors in Issuance of Driver's License/Cancellation
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1030.APPENDIX B Acceptable Identification Documents

AUTHORITY: Implementing Article I of the Illinois Driver Licensing Law of the Illinois Vehicle Code [625 ILCS 5/Ch. 6, Art. I] and authorized by Section 2-104(b) of the Illinois Vehicle Title and Registration Law of the Illinois Vehicle Code [625 ILCS 5/2-104(b)].

SOURCE: Filed March 30, 1971; amended at 3 Ill. Reg. 7, p. 13, effective April 2, 1979; amended at 4 Ill. Reg. 27, p. 422, effective June 23, 1980; amended at 6 Ill. Reg. 2400, effective February 10, 1982; codified at 6 Ill. Reg. 12674; amended at 9 Ill. Reg. 2716, effective February 20, 1985; amended at 10 Ill. Reg. 303, effective December 24, 1985; amended at 10 Ill. Reg. 18182, effective October 14, 1986; amended at 11 Ill. Reg. 9331, effective April 28, 1987; amended at 11 Ill. Reg. 18292, effective October 23, 1987; amended at 12 Ill. Reg. 3027, effective January 14, 1988; amended at 12 Ill. Reg. 13221, effective August 1, 1988; amended at 12 Ill. Reg. 16915, effective October 1, 1988; amended at 12 Ill. Reg. 19777, effective November 15, 1988; amended at 13 Ill. Reg. 5192, effective April 1, 1989; amended at 13 Ill. Reg. 7808, effective June 1, 1989; amended at 13 Ill. Reg. 12880, effective July 19, 1989; amended at 13 Ill. Reg. 12978, effective July 19, 1989; amended at 13 Ill. Reg. 13898, effective August 22, 1989; amended at 13 Ill. Reg. 15112, effective September 8, 1989; amended at 13 Ill. Reg. 17095, effective October 18, 1989; amended at 14 Ill. Reg. 4570, effective March 8, 1990; amended at 14 Ill. Reg. 4908, effective March 9, 1990; amended at 14 Ill. Reg. 5183, effective March 21, 1990; amended at 14 Ill. Reg. 8707, effective May 16, 1990; amended at 14 Ill. Reg. 9246, effective May 16, 1990; amended at 14 Ill. Reg. 9498, effective May 17, 1990; amended at 14 Ill. Reg. 10111, effective June 11, 1990; amended at 14 Ill. Reg. 10510, effective June 18, 1990; amended at 14 Ill. Reg. 12077, effective July 5, 1990; amended at 14 Ill. Reg. 15487, effective September 10, 1990; amended at 15 Ill. Reg. 15783, effective October 18, 1991; amended at 16 Ill. Reg. 2182, effective January 24, 1992; emergency amendment at 16 Ill. Reg. 12228, effective July 16, 1992, for a maximum of 150 days; emergency expired on December 13, 1992; amended at 16 Ill. Reg. 18087, effective November 17, 1992; emergency amendment at 17 Ill. Reg. 1219, effective January 13, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 2025, effective February 1, 1993; amended at 17 Ill. Reg. 7065, effective May 3, 1993; amended at 17 Ill. Reg. 8275, effective May 24, 1993; amended at 17 Ill. Reg. 8522, effective May 27, 1993; amended at 17 Ill. Reg. 19315, effective October 22, 1993; amended at 18 Ill.

Reg. 1591, effective January 14, 1994; amended at 18 Ill. Reg. 7478, effective May 2, 1994; amended at 18 Ill. Reg. 16457, effective October 24, 1994; amended at 19 Ill. Reg. 10159, effective June 29, 1995; amended at 20 Ill. Reg. 3891, effective February 14, 1996; emergency amendment at 20 Ill. Reg. 8358, effective June 4, 1996, for a maximum of 150 days; emergency amendment repealed in response to an objection of the Joint Committee on Administrative Rules at 20 Ill. Reg. 14279; amended at 21 Ill. Reg. 6588, effective May 19, 1997; amended at 21 Ill. Reg. 10992, effective July 29, 1997; amended at 22 Ill. Reg. 1466, effective January 1, 1998; emergency amendment at 23 Ill. Reg. 9552, effective August 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 13947, effective November 8, 1999; amended at 24 Ill. Reg. 1259, effective January 7, 2000; emergency amendment at 24 Ill. Reg. 1686, effective January 13, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 6955, effective April 24, 2000; emergency amendment at 24 Ill. Reg. 13044, effective August 10, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 18400, effective December 4, 2000; amended at 25 Ill. Reg. 959, effective January 5, 2001; amended at 25 Ill. Reg. 7742, effective June 5, 2001; amended at 25 Ill. Reg. 12646, effective September 24, 2001; emergency amendment at 25 Ill. Reg. 12658, effective September 24, 2001, for a maximum of 150 days; emergency expired February 20, 2002; amended at 26 Ill. Reg. 9961, effective June 24, 2002; amended at 27 Ill. Reg. 855, effective January 3, 2003; emergency amendment at 27 Ill. Reg. 7340, effective April 14, 2003, for a maximum of 150 days; emergency expired September 10, 2003; emergency amendment at 27 Ill. Reg. 16968, effective October 17, 2003, for a maximum of 150 days; emergency expired March 14, 2004; emergency amendment at 28 Ill. Reg. 384, effective January 1, 2004, for a maximum of 150 days; emergency expired May 29, 2004; amended at 28 Ill. Reg. 8895, effective June 14, 2004; amended at 28 Ill. Reg. 10776, effective July 13, 2004; amended at 29 Ill. Reg. 920, effective January 1, 2005; emergency amendment at 29 Ill. Reg. 2469, effective January 31, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 9488, effective June 17, 2005.

Section 1030.13 Denial of License or Permit

a) For purpose of this Section, the following definitions shall apply:

"Denial of Driver's License" − to prohibit or disallow the privilege to obtain a driver's license while allowing the privilege to obtain an instructional permit and limiting privileges to that of an instructional permit if a driver's license has previously been issued in accordance with Sections 6-107(c) and 6-107(d) of the Illinois Vehicle Code [625 ILCS 5/6-107(c) and (d)].

"Denial of Driving Privilege" − to prohibit or disallow the privilege to obtain a driver's license or permit and/or the privilege to operate a motor

vehicle in accordance with Section 6-107(c) and 6-108.1 of the Illinois Vehicle Code [625 ILCS 5/6-107(c) and 6.108.1].

"Type A Injury" – includes severely bleeding wounds, distorted extremities, and injuries that require the injured party to be carried from the scene. [625 ILCS 5/6-108.1]

b) The Secretary of State shall deny driving privileges to any applicant under 18 years of age:

1) Who has committed or has been convicted of an offense that would otherwise result in a mandatory revocation of a license or permit as provided in Section 6-205 of the Illinois Vehicle Code [625 ILCS 5/6-205]; ~~or~~

2) Who has been either convicted of or adjudicated a delinquent based upon a violation of the Cannabis Control Act or the Illinois Controlled Substance Act, while that individual was in actual control of a motor vehicle.

A) Any person placed on probation under Section 10 of the Cannabis Control Act or Section 410 of the Illinois Controlled Substances Act shall not be considered convicted.

B) The conviction shall be reported to the Secretary of State's Office in a manner prescribed by Section 6-107 of the Illinois Vehicle Code [625 ILCS 5/6-107];

3) *Who has been charged with a violation of the Illinois Vehicle Code or the Criminal Code of 1961 arising out of an accident in which the person was involved as a driver that caused the death of or "Type A" injury to another person.* [625 ILCS 5/6-108.1]

c) The Secretary of State shall deny a driver's license to any applicant under 18 years of age:

1) Who has not attained the age of 16, who has not passed an approved driver education course as defined in Section 1-103 of the Illinois Vehicle Code, or has not submitted proof of having passed the course as may be required by the Secretary of State; or

2) Who has been convicted of a violation of Section 6-101 of the Illinois Vehicle Code or a similar provision of a local ordinance or a similar out-of-state offense regarding operating a motor vehicle without a valid driver's license or permit committed on or after January 1, 1998.

d) The Secretary of State shall deny a driver's license to any applicant under 18 years of age for a period of 6 months or until the applicant's 18th birthday, whichever period is shorter, who as of January 1, 1998 has been convicted of committing a violation of an offense defined as a serious traffic violation in Section 1-187.001 of the Illinois Vehicle Code [625 ILCS 5/1-187.001].

e) Any applicant who has been denied a license or permit under the provisions of Section 6-107 of the Illinois Vehicle Code may appeal to the Department of Administrative Hearings pursuant to Section 2-118 of the Illinois Vehicle Code [625 ILCS 5/2-118].

(Source: Amended at 28 Ill. Reg. 9488, effective June 17, 2005)

Section 1030.75 Driver's License Testing/Vision Screening With Vision Aid Arrangements Other Than Standard Eye Glasses or Contact Lens(es)

a) For purposes of this Section the following definitions shall apply:

"Cancellation" – the annulment or termination by formal action of the Secretary of a person's driver's license because the licensee is no longer entitled to such license in accordance with Section 1-110 of the Illinois Vehicle Code and Section 6-201 of the Illinois Driver Licensing Law of the Illinois Vehicle Code [625 ILCS 5/1-110 and 6-201].

"Current telescopic lens vision specialist report" – any vision specialist report completed for a telescopic lens user which has been completed within 6 months prior to receipt by the Department and is signed and dated by a licensed vision specialist.

"Denial" – an entry on a person's driving record by the Department indicating a driver may not renew his/her driver's license until the conditions set forth by the Department are met pursuant to this Section or Section 6-103 of the Illinois Vehicle Code [625 ILCS 5/6-103].

"Department" – the Department of Driver Services of the Office of the Secretary

of State.

"Driver" – any person who is currently licensed to operate a motor vehicle or any person applying for or renewing a driver's license.

"Driver Service facility representative" – an employee of the Department of Driver Services of the Office of the Secretary of State.

"Favorable telescopic lens vision specialist report" – a current telescopic lens vision specialist report which has been completed in its entirety which does not require additional information and/or clarification. A favorable telescopic lens vision specialist report contains a professional opinion that the applicant is safe to operate a motor vehicle, the monocular or binocular acuity reading through the telescopic lenses is 20/40 or better in both eyes, monocular or binocular acuity readings through the carrier lenses is 20/100 or better in both eyes, the peripheral readings meet Illinois vision standards, in accordance with Section 1030.70 of this Part, and with the lens arrangement in place and without the use of field enhancements, the applicant has had and been using the telescopic lenses at least 60 days prior to the date the examination is completed~~done~~ by the licensed vision specialist and the power of the telescopic lenses does not exceed 3.0 X wide angle or 2.2 X standard.

"Incomplete telescopic lens vision specialist report" – a telescopic lens vision specialist report which has not been completed in its entirety. Examples of an incomplete telescopic lens vision specialist report include, but are not necessarily limited to: a telescopic lens vision specialist report which does not include the name, address, signature or professional license number of the vision specialist or the report is not dated or contains illegible information or fails to answer any of the questions contained within the report.

"Licensed vision specialist" – a doctor licensed to practice medicine. ~~in optometry.~~

"Nighttime driving" – The operation of a motor vehicle using a telescopic lens arrangement during the hours of dusk to dawn.

"Peripheral vision" – the area of vision from the outside line of direct sight toward the temporal area.

"Rescind order" – the removal by formal action of an order canceling or medically

denying issuance of a driver's license to a person.

"Telescopic lens arrangement" – a non-standard adaptive device that~~which~~ aids in improving vision deficits.

"Telescopic lens vision specialist report" – a confidential vision questionnaire designed by the Department and approved by the Illinois Medical Advisory Board. ~~or a statement on letterhead made by a licensed vision specialist containing the same information as the form designed by the Department.~~ The report shall be directed to the Department and contain the date the licensed vision specialist completed the report and the name, address, signature and professional license number of the licensed vision specialist. The report must also contain the name, address, date of birth and driver's license number of the driver, if known.

~~"Termination order" – the ending of an order canceling or medically denying the issuance of a driver's license to a person.~~

"Traffic environmental screening" – a screening designed by the Department which shall consist of the driver demonstrating the ability to recognize actual traffic conditions while using the telescopic lens arrangement while riding with and being evaluated by a Driver Services facility representative. This traffic environmental screening shall consist of 4 parts and shall be as follows: stationary driver identifying a stationary object, stationary driver identifying a moving object, moving driver identifying a stationary object and a moving driver identifying a moving object.

"Unfavorable telescopic lens vision specialist report" – a telescopic lens vision specialist report signed and completed by a licensed vision specialist that indicates his/her professional opinion~~containing his/her professional opinion~~ that the driver is not capable of safely operating a motor vehicle or the monocular or binocular acuity readings do not meet Illinois standards in accordance with this Section or the peripheral vision readings do not meet Illinois standards in accordance with Section 1030.70 or the power of the telescopic lenses~~lens(es)~~ does not meet Illinois standards in accordance with this Section.

b) A vision specialist report form ~~or statement provided in lieu of such form,~~ when submitted by an applicant who wishes to use a prescription spectacle mounted telescopic lens arrangement, shall contain the following:

1) A statement that the applicant has been fitted for a prescription spectacle

mounted telescopic lens arrangement which the applicant has had in his possession at least 60 days prior to current application date for a drivers license.

2) A statement that the applicant has clinically demonstrated he can locate stationary objects within the telescopic field by aligning the object directly below the telescopic lens and then moving his head down and his eyes up simultaneously.

3) A statement that the applicant has clinically demonstrated locating a moving object in a large field of vision by anticipating future movement, so that by moving the head and eyes in a coordinate fashion he is able to locate the moving object within the telescopic field.

4) A statement that the applicant has clinically demonstrated recalling what he has observed after a brief exposure, with the duration of the exposure progressively diminished to simulate reduced observation time while driving.

5) A statement that the applicant has clinically experienced levels of illumination which may be encountered during inclement weather or when driving from daylight into areas of shadow or artificial light and the applicant is visually able to successfully adjust to such changes.

6) A statement that the applicant has experienced both being a driver ~~pedestrian~~ and ~~riding as~~ a passenger in a motor vehicle, so that he has practical experience of motion while objects are changing position.

c) A driver, for an initial or renewal driver's license, who desires to use a telescopic lens arrangement or other vision aid other than standard eye glasses or contact lenses, must submit a current and favorable telescopic lens vision specialist report to the Department.

1) If a current and favorable report is submitted, and the driver has satisfactorily completed the written requirements and has at least 3 years of licensed driving experience prior to the date of application, with or without the use of a telescopic lens arrangement, the driver must complete a road test accompanied by a Driver Services facility representative designated by the Department with the telescopic lens arrangement in place. Upon successful completion of the road test, a driver's license with

the proper restrictions will be issued in accordance with Section 1030.92 of this Part.

2) If a current and favorable report is submitted and the driver has satisfactorily completed the written requirements and does not have at least 3 years licensed driving experience prior to the date of application, with or without the use of a telescopic lens arrangement, the driver must complete a traffic environmental screening with the telescopic lens arrangement in place. Upon successful completion of the traffic environmental screening, an instruction permit shall be issued with the proper restrictions in accordance with Section 1030.92 of this Part. At the end of the six month period following the date the instruction permit was issued, the driver's driving record will be reviewed. If the record is void of any suspensions, revocations or cancellations, either in effect or pending, a road test by a Drivers Services facility representative will be administered. Upon successful completion of the road test, a driver's license will be issued. If the record reflects any suspensions, revocations, or cancellations, either in effect or pending, the driver will not be eligible for a road test until his/her driving privileges have been reinstated.

3) If the report is incomplete or not current, a request shall be made to the driver ~~or the licensed vision specialist~~ for the necessary information required to process the report.

A) If the Department requests additional information from the driver and the Department does not receive this information within 45 days after the request, the Department shall cancel or deny the issuance or renewal of the person's driver's license pursuant to Sections 6-201 and 6-103(8) of the Illinois Vehicle Code [625 ILCS 5/6-201 and 6-103(8)].

~~B) If the Department requests additional information from the licensed vision specialist and the Department does not receive this information, a written request shall be made to the driver.~~

B~~C~~) If a cancellation order is entered based upon an incomplete report or one which is not current and a favorable report is subsequently received, a rescind order shall be entered, provided an unfavorable report is not received in the interim.

4) If the Department receives an unfavorable report, the Department shall cancel or deny the driver pursuant to Sections 6-103(3) and 6-201(a)(5) of the Illinois Vehicle Code.

A) If the Department receives a subsequent favorable report, the Department shall rescind~~terminate~~ the unfavorable report cancellation order and allow the driver to make application for a new driver's license pursuant to Sections 1-110, 6-106 and 6-109 of the Illinois Vehicle Code [625 ILCS 5/6-110, 6-106 and 6-109].

B) Drivers who qualify to drive with the use of a telescopic lens arrangement shall be restricted to the following:

i) Driving during daylight hours only;

ii) Eligibility for a Class "D" driver's license only;

iii) Having his/her driving record periodically reviewed by the Department in accordance with Section 6-109 of the Illinois Vehicle Code [625 ILCS 5/6-109].

C) Drivers who wish to qualify to drive with the use of a telescopic lens arrangement during nighttime hours shall be restricted to the following:

i) Possess a valid Class D driver's license and have operated a motor vehicle during daylight hours for a period of 12 months with a telescopic lens arrangement;

ii) Have a driving record that does not include any traffic accidents that occurred during nighttime hours, in which the driver has been found at fault, during the 12 months immediately prior to application for the special restricted license;

iii) As a driver who has been issued a restricted license, as defined by this Part, whose privileges to be driving during nighttime hours has not been suspended due to an accident at which the driver was found at fault, occurring during nighttime hours.

5) A current telescopic lens vision specialist report shall be submitted

annually.

A) If a current report is not received by the last day of the month the updated report is due, the driver shall be canceled or denied a driver's license.

B) If a driver is canceled pursuant to this subsection and a current report is subsequently received, the cancellation shall be rescinded, provided an unfavorable report is not received in the interim.

(Source: Amended at 28 Ill. Reg. 9488, effective June 17, 2005)

Section 1030.92 Restrictions

a) For purposes of this Section, the following definitions shall apply:

"Armed Forces" – the United States Army, Navy, Air Force, Marine Corps, Coast Guard; Illinois National Guard; service in the Merchant Marine that constitutes active duty under Section 401 of the Federal Public Law 95-202 (38 USCA 106) shall also be considered service in the Armed Forces of the United States. ~~(38 USCA 106)~~

"Binocular Visual Acuity" – visual reading obtained utilizing both eyes at the same time.

"Commercial Driver's License (CDL)" – *a driver's license issued by the State to a person, which authorizes that person to drive a certain class of commercial motor vehicle or vehicles*. [625 ILCS 5/1-111.6] ~~(Ill. Rev. Stat. 1991, ch. 95½, par. 6-500(3)) [625 ILCS 5/6-500(3)].~~

"Commercial Driver License Information System (CDLIS)" – the information system established, pursuant to the Commercial Motor Vehicle Safety Act of 1986 (CMVSA) (49 CFR ~~Part~~ 383), to serve as a clearinghouse for locating information related to the licensing and identification of commercial motor vehicle drivers.

"Commercial Motor Vehicle" – a motor vehicle having a GVWR of 26,001 pounds or more, or such lesser GVWR as subsequently determined by Federal regulations (49 CFR 383); or any combination of vehicles with a GCWR of 26,001 pounds or more, provided the GVWR of any vehicles~~vehicle(s)~~ being towed is 10,001 pounds or more; or a vehicle designed to transport 16 or more

persons; or a vehicle transporting hazardous materials that is required to be placarded. The definition does not include recreational vehicles as defined in Section 1-169 of the Illinois Vehicle Code~~(Ill. Rev. Stat. 1991, ch. 95½, par. 1-169)~~ [625 ILCS 5/1-169] when operated primarily for personal use, military vehicles being operated by non-civilian personnel or firefighting equipment owned or operated by or for a governmental entity.

"Department" – Department of Driver Services of the Office of the Secretary of State.

"Driver Services Facility Representative" – employee of the Secretary of State.

"Gross Combination Weight Rating (GCWR)" – the GVWR of the power unit plus the GVWR of the towed units~~unit(s)~~ or the combined registered weight of the power unit plus the towed unit, whichever is greater.

"Gross Vehicle Weight Rating (GVWR)" – the value specified by the manufacturers~~manufacturer(s)~~ as the maximum loaded weight of a single vehicle, or the registered gross weight, whichever is greater.

"Hazardous Materials" – substance or material in a quantity and form which may pose an unreasonable risk to health and safety or property when transported in commerce. (49 USCA~~U.S.C.A.~~ 1802)

"Mechanical Aid" – any device added to a motor vehicle which would enhance the operator's ability to safely operate the vehicle.

"Military Deferral Card" – a card issued at the expiration of the driver's license to extend the expiration while in the military of the licensee, spouse, and dependent children who are living with such licensee while on active duty, serving in the Armed Forces of the United States outside the State of Illinois.

"Monocular Vision Acuity" – visual acuity reading obtained utilizing individual eye.

"No Photo or Signature – Administrative Approval License" – a driver's license issued without a photograph and/or signature to a driver who having his/her photograph taken is against his/her religious convictions or has a serious facial disfigurement caused by disease, trauma, or congenital condition.

"No Photo or Signature – Military or Military Dependent" – a driver's license issued without a photograph or signature at the expiration of the driver's license of the licensee, spouse, and dependent children who are living with such licensee while on active duty, serving in the Armed Forces of the United States outside the State of Illinois.

"No Photo or Signature – Out of Country at Renewal" – a driver's license issued without a photograph or signature of the licensee to a driver who is temporarily residing outside the United States of America at the expiration date of his/her driver's license.

"No Photo or Signature – Out of State at Renewal" – a driver's license issued without a photograph or signature of the licensee to a driver who is temporarily absent from the State of Illinois at the expiration date of his/her driver's license.

"Peripheral Vision" – area of vision from the outside line of direct sight toward the temporal area.

"Prosthesis" – artificial limb such as arm or leg.

"Religious Organization Bus" – any vehicle other than a vehicle of the First Division or a school bus, as defined in Section 1-182 of the Illinois Vehicle Code, that~~which~~ is exclusively owned and operated by a religious organization and is used primarily in conducting the official activities of such organization.

"Restrictions" – requirements or conditions added on a driver's license that~~which~~ must first be met by the license holder before he/she may legally operate a motor vehicle.

"Secretary of State" – Secretary of State of Illinois.

Senior Citizen Transportation Vehicle" – any vehicle other than a vehicle of the First Division or a school bus, as defined in Section 1-182 of the Illinois Vehicle Code, that~~which~~ is exclusively owned and operated by a senior citizen organization and is used primarily in conducting the official activities of such organization.

"Valid License" – driver's license that has not expired, been cancelled, suspended or revoked in accordance with Sections~~Section~~ 1030.70 and 1030.75 of this Part.

"Visual Acuity Standards" – minimum vision standard in accordance with Sections 1030.70 and 1030.75 of this Part.

"Visual Peripheral Standards" – minimum vision standards in accordance with Sections 1030.70 and 1030.75 of this Part.

b) A driver services facility representative shall have the authority to determine license restrictions. No restriction shall be added until the driving test is given unless the restriction is due to a vision or hearing defect.

c) If a change in a person's physical and/or visual condition is discovered by a facility representative, such representative has the authority to add, delete, or change the restrictions~~restriction(s)~~.

d) A type B restriction requires corrective eye lenses. This restriction is added when a person needs corrective eye lenses to meet visual acuity standards as provided in Part 1030.70 of this Part. This restriction includes eye glasses and~~,~~ contact lenses in one or both eyes, ~~and non-standard lens arrangements~~ pursuant to Section 1030.75 of this Part.

e) A type C restriction requires the driver to use one or more mechanical aids (e.g., hand operated brake, gearshift extension, shoulder harness, and foot operated steering wheel) to assist with the proper and safe operation of the vehicle.

f) A type D restriction requires the driver to use one or more prosthetic aids (e.g., artificial legs, artificial hands, hook on right or left arm, and brace on each leg) while operating a motor vehicle.

g) A type E restriction requires automatic transmission. An automatic transmission restriction is added when a driver is unable to operate a standard shift vehicle due to the minimal use of one or both arms and/or legs.

h) A type F restriction requires left and right outside rearview mirrors when a driver is hearing impaired or has a monocular visual acuity reading of 20/100 or worse in either eye, or requires a right outside rearview mirror because he/she has problems turning his/her head while backing and/or cannot meet the peripheral vision requirements of Section 1030.70(g) of this Part and/or takes the road test in a right hand driven vehicle with the steering wheel on the right side. A driver may be restricted to both left and right rearview mirrors if minimum peripheral standards are met by the use of only one eye in accordance with Sections 1030.70

and 1030.75 of this Part.

i) A type G restriction requires the driver to drive only in the daylight. This restriction is added when a driver has binocular visual acuity that does not meet the 20/40 minimum in accordance with Section 1030.70(b) of this Part, but is not worse than 20/70. People who wish to drive utilizing a non-standard lens arrangement pursuant to Section 1030.75 of this Part are restricted to daylight driving only in accordance with Section 1030.85 of this Part.

j) A type J restriction with appropriate numerical indicators includes other restrictions not listed in this Section. These type J restrictions and numerical indicators are as follows:

1) J01 Driver has been issued an Illinois Medical Restriction Card, which must be carried in addition to a valid Illinois license/permit.

2) J02 Driver authorized to operate a Religious Organization Bus within classification, as provided in Section 6-106.2 of the Illinois Driver Licensing Law of the Illinois Vehicle Code. (Ill. Rev. Stat. 1991, ch. 95½, par. 6-106.2) [625 ILCS 5/6-106.2].

3) J03 Driver authorized to operate a Religious Organization Bus or Van within Class D only. The driver took the Religious Organization Bus test in a Class D vehicle, but may hold a Class A, B, or C license.

4) J04 Driver authorized to operate a Religious Organization Bus or Van within Class C or a lesser classification vehicle only. The driver took the Religious Organization Bus test in a Class C vehicle, but may hold a Class A or B license.

5) J05 Driver authorized to operate a Senior Citizen Transportation Vehicle within classification. The driver operates a vehicle which is utilized solely for the purpose of providing transportation for senior citizens, as provided in Section 6-106.3 of the Illinois Driver Licensing Law of the Illinois Vehicle Code. (Ill. Rev. Stat. 1991, ch. 95½, par. 6-106.3) [625 ILCS 5/6-103.3].

6) J06 Driver authorized to operate a Senior Citizen Transportation Vehicle within Class D only. The driver took the Senior Citizen

Transportation Vehicle test in a Class D vehicle, but may hold a Class A, B, or C license.

7) J07 Driver authorized to operate a Senior Citizen Transportation Vehicle written Class C vehicle, or a lesser classification vehicle only. The driver took the Senior Citizen Transportation Vehicle test in a Class C vehicle, but may hold a Class A or B license.

8) J08 Driver authorized to operate a commuter van in a for-profit ridesharing arrangement within classification, as provided in Section 6-106.4 of the Illinois Driver Licensing Law of the Illinois Vehicle Code~~. (Ill. Rev. Stat. 1991, ch. 95½, par. 6-106.4)~~ [625 ILCS 5/6-106.4].

9) J09 Driver who is 16 or 17 years of age authorized to operate either Class L motor driven cycles or Class M motorcycles, as provided in Section 6-103(2) of the Illinois Driver Licensing Law of the Illinois Vehicle Code~~. (Ill. Rev. Stat. 1991, ch. 95½, par. 6-103(2))~~ [625 ILCS 5/6-103(2)].

10) J10 Driver restricted to the operation of a vehicle with a GVWR of 16,000 pounds or less.

11) J11 Indicates the driver took the road test on a three wheel motorcycle (Class M) or three wheel motor driven cycle (Class L) and is restricted to a three wheel cycle of the proper class.

12) J12 Driver authorized to operate Class B or lesser classification vehicle for the passenger endorsement.

13) J13 Driver authorized to operate Class C classification vehicle for the passenger endorsement.

14) J14 Restricted to the use of a non-standard lens arrangement pursuant to Section 1030.75 of this Part when operating a motor vehicle. (Lens arrangement may be designed for monocular or binocular vision.)

15) J33 Driver authorized to operate a Class D vehicle using a non-standard lens arrangement, pursuant to Section 1030.75 of this

Part, during nighttime hours.

16~~15~~) J71 No photo or signature – out of state at renewal – license issued to driver who is temporarily absent from State of Illinois at expiration date of his/her driver's license.

17~~16~~) J72 No photo or signature – out of country at renewal – license issued to driver who is temporarily residing outside the United States of America at the expiration date of his/her driver's license.

18~~17~~) J73 No photo or signature – military or military dependent – license issued at the expiration of the driver's license of the licensee, spouse, and dependent children who are living with such licensee while on active duty, serving in the Armed Forces of the United States outside the State of Illinois.

19~~18~~) J74 Military deferral card issued at the expiration of the driver's license to extend the expiration while in the military of the licensee, spouse, and dependent children who are living with such licensee while on active duty, serving in the Armed Forces of the United States outside the State of Illinois.

20~~19~~) J75 No photo or signature – administrative approval license to driver who having his/her photograph taken is against his/her religious convictions or has a serious facial disfigurement.

21~~20~~) J99 This restriction appears on the license if more than two J restrictions are placed on the driver.

k) A type K restriction indicates the driver is authorized to operate a commercial motor vehicle intrastate only.

l) A type L restriction indicates that the person is not authorized to operate vehicles equipped with air brakes.

m) If an individual wishes to appeal a type of restriction which has been added to his/her driver's license he/she, depending on the type of restriction, shall:

1) For Type B, C, D, E, F, G, J01, or any other medical restriction that~~which~~ has been added to his/her driver's license pursuant to the restrictions

contained in subsection~~paragraph~~ (j) of this Section follow the manner prescribed by this Part~~Section 1030.16 et seq. of the Illinois Administrative Code (92 Ill. Adm. Code 1030.16 et seq.)~~.

2) For any other type of restrictions which have been added to his/her driver's license pursuant to this Section appeal to the Department of Administrative Hearings pursuant to Section 2-118 of the Illinois Vehicle Code~~(Ill. Rev. Stat. 1991, ch. 95½, par. 2-118)~~ [625 ILCS 5/2-118].

3) Further review of any and all restrictions shall be conducted by the courts pursuant to Administrative Review Law~~(Ill. Rev. Stat. 1991, ch. 110, par. 3-101 et seq.)~~ [735 ILCS 5/Art. III~~3-101 et seq.~~].

(Source: Amended at 28 Ill. Reg. 9488, effective June 17, 2005)

STATE BOARD OF EDUCATION

NOTICE OF EMERGENCY AMENDMENT

1) Heading of the Part: Reading Improvement Program

2) Code Citation: 23 Ill. Adm. 260

3) Section Number: 260.55 Emergency Action: Amendment

4) Statutory Authority: 105 ILCS 5/2-3.51

5) Effective Date of Amendment: June 20, 2005

6) If this emergency rulemaking is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable

7) Date Filed with the Index Department: June 20, 2005

8) A copy of the emergency amendment, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.

9) Reason for Emergency: In order to provide for timely distribution of funds based upon determinations of continued eligibility, we believe it is imperative to make a change in the deadline for districts' submission of data relative to the performance of students served through this program. We recognize that some districts will be compelled by this change to propose different methods of measuring students' growth in reading in order to demonstrate performance progress. An entire school year's delay would result if the emergency rulemaking process were not used, because districts' applications for funding in 2005-06 will be completed and submitted over the summer months. Districts must know now that they will need to identify assessment methods to be implemented next spring (rather than in the fall of 2006). Emergency rulemaking is needed to provide the basis for this requirement.

10) A Complete Description of the Subjects and Issues Involved: These changes to Section 260.55 result from the comprehensive review of ISBE's rules. Section 2-3.51 of the School Code establishes the purposes for which funds under the Reading Improvement Block Grant Program may be used and also the formula by which the funds are to be allocated to eligible applicants. However, the law also requires that applicants annually demonstrate their eligibility for continued funding based on "performance progress", and it permits them to propose the methods by which they will do so.

STATE BOARD OF EDUCATION

NOTICE OF EMERGENCY AMENDMENT

The rules for this program are complex because of the need to state the criteria by which proposed methods will be approved, as well as the need to define "performance progress". Procedural aspects of the rules also affect staff's ability to meet the statutorily established payment dates for these funds. In particular, it is necessary to know the universe of eligible entities so that accurate allocations can be made. This, in turn, leads to a need for earlier reporting of assessment results than has been the case in the past, as well as finality in the identification of the assessment methods that will be used.

Despite the statutorily established first payment date of October 30, the current rules provide for a November 1 deadline for the submission of performance reports for the preceding school year. Agency staff involved when these rules were most recently amended had hoped to avoid causing districts to implement extra assessments and thus allowed for the use of measurement early in the subsequent year. However, this has not proven feasible because large numbers of reports have been submitted in the fall, making the October 30 deadline difficult to meet.

It is only fair that the agency make timely determinations of districts' continued eligibility so that their first payment can flow when required. This can only be accomplished by making a change in the reporting deadline for districts. The timeline needs to be moved from November 1 to June 15 for districts not using results from the State assessment (ISAT) and 30 days after districts' receipt of ISAT scores if those are used.

11) Are there any proposed amendments to this Part pending? No

12) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a State mandate.

13) Information and questions regarding these rules shall be directed to:

Dana Kinley, Division Administrator
Division of Curriculum and Instruction
Illinois State Board of Education
100 North First Street
Springfield, Illinois 62777

(217) 557-7323

The full text of the Emergency Amendment begins on the next page:

STATE BOARD OF EDUCATION

NOTICE OF EMERGENCY AMENDMENT

TITLE 23: EDUCATION AND CULTURAL RESOURCES
SUBTITLE A: EDUCATION
CHAPTER I: STATE BOARD OF EDUCATION
SUBCHAPTER g: SPECIAL COURSES OF STUDY

PART 260
READING IMPROVEMENT PROGRAM

Section

260.10 Definitions (Repealed)
260.20 Purpose
260.30 Eligible Applicants
260.40 Allowable Expenditures
260.50 Procedure and Criteria for Approval of Applications
260.55 Eligibility for Continued Funding
EMERGENCY
260.60 Allocation of Funds (Repealed)
260.70 Distribution of Grant Awards
260.80 Year-End Reporting

AUTHORITY: Implementing and authorized by Section 2-3.51 of the School Code [105 ILCS 5/2-3.51].

SOURCE: Emergency rules adopted at 9 Ill. Reg. 15967, effective October 2, 1985, for a maximum of 150 days; adopted at 10 Ill. Reg. 7757, effective April 29, 1986; amended at 14 Ill. Reg. 20714, effective December 14, 1990; amended at 16 Ill. Reg. 14196, effective September 8, 1992; amended at 22 Ill. Reg. 19763, effective October 30, 1998; amended at 23 Ill. Reg. 7083, effective June 2, 1999; amended at 26 Ill. Reg. 8104, effective May 20, 2002; emergency amendment at 29 Ill. Reg. 9508, effective June 20, 2005, for a maximum of 150 days.

Section 260.55 Eligibility for Continued Funding
EMERGENCY

Section 2-3.51 of the School Code provides that *districts not demonstrating performance progress using an approved assessment method shall not be eligible for funding in the third or subsequent years until such progress is established*. Each application for funding under the Reading Improvement Block Grant program *shall include a proposed assessment method or methods for measuring the reading growth of students who receive direct instruction as a result of the funding and the impact of staff development activities on student growth in reading* and shall be submitted by the deadline announced by the State Superintendent of Education.

STATE BOARD OF EDUCATION

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a) Each application shall list or describe the method or methods the applicant proposes to use to measure students' reading skills. *Such methods may include the reading portion of the Illinois* S*tandards Achievement Testing Program* (Section 2-3.51 of the School Code).

1) If a proposed assessment instrument is a standardized or commercially available criterion-referenced test, the applicant shall assure the State Superintendent that the instrument meets the generally accepted standards of validity and reliability set forth in "Standards for Educational and Psychological Testing" (1985) published by the American Psychological Association, 1200 7th St., N.W., Washington, D.C. 20036. (No later amendments to or editions of these standards are incorporated.)

2) If a proposed assessment instrument is locally developed or chosen, the applicant shall:

A) indicate the acceptable standard of performance on that measure;

B) describe the means by which the applicant's staff determined that the proposed measure is aligned with the Illinois Learning Standards in the area of reading; and

C) certify to the State Superintendent that the instrument measures what it is intended to measure and can be expected to yield consistent results, including a description of the methods by which the applicant's staff arrived at the conclusion that this is the case.

3) Results of the proposed method(s) must be expressed in quantifiable terms, such as the percentage of students achieving a passing score or meeting an established standard.

b) Each application shall describe the population of students whose reading performance will be measured.

1) For purposes of demonstrating performance progress, measurement may be conducted on a districtwide basis (e.g., all fourth-graders) or may involve only the students who are affected by the provision of services under this program. However, a proposed districtwide method shall be approved only if it permits disaggregation of the achievement of students

who receive direct instruction in reading and/or whose reading teachers engage in staff development as a result of the funding provided pursuant to Section 2-3.51 of the School Code.

A) If measurement is to be conducted on a districtwide basis, the population of students whose performance is assessed by the proposed method(s) must include at least all the students who would be required to participate in the reading portion of the State assessment pursuant to Section 2-3.64 of the School Code [105 ILCS 5/2-3.64] if they were in grade 3 or 5.

B) If measurement is to involve only groups of students affected by the provision of services under the Reading Improvement Program, all affected students shall be included.

2) Measurement shall involve affected cohorts of students at several points in their educational careers. For example, students whose performance was measured in the fourth grade may be retested in the fifth grade to demonstrate progress.

c) Each application shall describe how the proposed method or methods will permit the applicant to demonstrate performance progress as defined in subsection (i) of this Section. If the proposed methods differ from one year to the next, this description shall provide a rationale for the proposed change and specific information about how the necessary comparisons can be made.

d) Each application shall include a proposed method for *measuring the impact of staff development activities on student growth in reading*. (Section 2-3.51(a-10) of the School Code) The proposed method shall permit linking the recipients of professional development under this grant program with the students who subsequently receive instruction from them.

e) Each application shall assure the State Superintendent that the applicant will take such measures as may be necessary to prevent inappropriate disclosure of test questions or other materials that form part of the proposed assessment method(s).

f) The State Superintendent of Education shall approve the method or methods proposed if the application complies with subsections (a) through (e) of this Section.

STATE BOARD OF EDUCATION

NOTICE OF EMERGENCY AMENDMENT

g) No later than 60 days after the due date established for applications, the State Superintendent shall notify each applicant whether its proposed method of measuring students' reading skills is approved. Failure to apply in a timely manner may delay an applicant's receipt of this response. In the case of a disapproval, the applicant shall be notified of the reason for the disapproval and of any modifications that would bring its proposed method into compliance with the requirements of this Section. An applicant may revise and seek approval of its proposed method so long as time remains in which to implement the method after its approval.

h) Each applicant shall annually report to the State Superintendent of Education its reading results for the previous school year, expressed in terms of students' performance on at least the assessment measures approved pursuant to Section 260.55 of this Part. This report shall also include a summary of the results of the staff development provided in terms of its effects on students' reading performance. Through the 2004-2005 school year, this~~This~~ report shall be made no later than November 1 on a form to be supplied by the State Superintendent, unless an extension of the deadline is granted by the State Superintendent due to the timing of a district's local assessment. For the results of 2005-2006 and subsequent school years, the due date for the performance report shall be June 15 for applicants not relying on ISAT reading scores and 30 days after the district's receipt of ISAT scores for those relying on ISAT scores. An applicant that fails to submit its report of reading results in a timely fashion shall forfeit any grant funds to which it would otherwise be eligible for the affected school year pursuant to this Part, due to the necessity for the State Superintendent to calculate grant allocations and notify all districts and affected public university laboratory schools and charter schools of their eligibility and allocation amounts.

i) An applicant will be eligible for continued funding only if its assessment results on the approved measure(s) for the preceding year indicate that it made "performance progress" as required by Section 2-3.51 of the School Code. "Performance progress" must be demonstrated with regard to the students who received direct instruction and those whose reading instructors engaged in professional development as a result of this grant and, with respect to that group of students, means any of the following:

1) A higher percentage of students scored at or above the locally established standard on the approved measure(s) of reading performance (e.g., achieved passing scores, grade-level equivalents, criterion reference points, or local benchmarks) than in the preceding testing cycle.

2) The average score achieved by students on the approved measure(s) rose in comparison to the average for the preceding testing cycle.

3) A higher percentage of students scored in the top two quartiles on the approved measure(s) than in the preceding testing cycle, or a lower percentage of students scored in the bottom quartile.

4) An increased percentage of students moved into a higher quartile than was the case in the preceding testing cycle.

5) The degree by which students fell short of meeting the established standard on the approved measure(s) lessened in comparison to the preceding testing cycle.

6) A lower percentage of students in grades higher than those served by this program required ongoing remedial services than in the preceding year.

7) An applicant with 90% or more of scores at or above the established standard maintained its performance in comparison to the preceding testing cycle.

j) Beginning with the 2001-2002 school year, the State Superintendent shall notify any applicant whose results on its approved measure(s) of reading performance contradict its State assessment scores in reading for either grade 3 or grade 5. No later than 30 days after receipt of such notification, the applicant shall provide to the State Superintendent an analysis of this discrepancy and the applicant's rationale for concluding that it has nevertheless made performance progress.

k) An applicant may appeal either disapproval of its proposed assessment method(s) or a determination that it has failed to make performance progress. In the latter case, the applicant may appeal either on the grounds that it has made performance progress or on the grounds that the factors that led to such failure were beyond the applicant's control.

1) The superintendent or chief administrator of an eligible applicant may request a conference at which representatives of the applicant will have an opportunity to discuss the issues involved with representatives of the State Board of Education.

2) If a conference is held and the areas of concern are not resolved, the school board may submit an appeal by adopted board resolution. The appeal must identify the ways in which the proposed method meets the requirements of Section 2-3.51 of the School Code and this Section, the way in which the information submitted demonstrates that performance progress has been made, or the external factors that led to its inability to make performance progress, as applicable.

3) The applicant will be given an opportunity to present information relevant to the issues appealed. The State Superintendent of Education will consider the appeal and issue a final written determination.

4) An applicant's eligibility for funding shall not be interrupted for failure to make performance progress if the State Superintendent determines that such failure was beyond the applicant's control and that the applicant plans to take specific steps in the immediate future to enable it to resume making performance progress.

(Source: Amended by emergency rulemaking at 29 Ill. Reg. 9508, effective June 20, 2005)

STATE BOARD OF EDUCATION

NOTICE OF EMERGENCY RULES

1) Heading of the Part: Providers of Supplemental Educational Services

2) Code Citation: 23 Ill. Adm. 675

3)

Section Number:	Emergency Action:
675.10	New Section
675.20	New Section
675.30	New Section
675.40	New Section
675.50	New Section
675.60	New Section
675.70	New Section
675.80	New Section
675.90	New Section
675.100	New Section
675.150	New Section
675.200	New Section
675.210	New Section
675.220	New Section
675.230	New Section
675.240	New Section

4) Statutory Authority: 105 ILCS 5/2-3.6

5) Effective Date of Rules: June 17, 2005

6) If this emergency rulemaking is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable

7) Date Filed with the Index Department: June 17, 2005

8) A copy of the emergency rule, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.

9) Reason for Emergency: Several aspects of ISBE's responsibility under the No Child Left Behind Act of 2001 for regulating the providers that are the subject of these rules have only recently been clarified in discussions with the U.S. Department of Education. ISBE needs to implement cost accounting and reporting requirements for these entities immediately in order to secure adequate and timely information related to the cost of services for use in contracts for the 2005-06 school year.

STATE BOARD OF EDUCATION

NOTICE OF EMERGENCY RULES

10) A Complete Description of the Subjects and Issues Involved: Under the No Child Left Behind Act of 2001 (NCLB), students from low-income families attending schools that do not make adequate yearly progress for three consecutive years are eligible to receive Supplemental Educational Services (SES). School districts are responsible for funding these services, which must be provided outside the normal school day, through their Title I, Part A funds. State education agencies must develop and apply objective criteria to create approved lists of SES providers.

The programmatic requirements, approval criteria, procedures, and reporting requirements for the providers of Supplemental Education Services fall within the definition of "rule" provided by the Illinois Administrative Procedure Act and therefore need to be promulgated as rules.

11) Are there any proposed amendments to this Part pending? No

12) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a State mandate.

13) Information and questions regarding these rules shall be directed to:

Jonathan Furr, General Counsel
Illinois State Board of Education
100 North First Street
Springfield, Illinois 62777

(217) 782-5270

The full text of the Emergency Rules begins on the next page:

STATE BOARD OF EDUCATION

NOTICE OF EMERGENCY RULES

TITLE 23: EDUCATION AND CULTURAL RESOURCES
SUBTITLE A: EDUCATION
CHAPTER I: STATE BOARD OF EDUCATION
SUBCHAPTER o: MISCELLANEOUS

PART 675
PROVIDERS OF SUPPLEMENTAL EDUCATIONAL SERVICES

SUBPART A: GENERAL PROVISIONS

Section
675.10 Purpose and Scope
EMERGENCY
675.20 Definitions
EMERGENCY
675.30 Code of Ethics
EMERGENCY
675.40 Programmatic Requirements
EMERGENCY
675.50 Application Requirements
EMERGENCY
675.60 Application Process
EMERGENCY
675.70 Reporting Requirement
EMERGENCY
675.80 Retention of Records; Access to Premises
EMERGENCY
675.90 Sanctions
EMERGENCY
675.100 Public Information
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675.150 Provider's Relationship with District
EMERGENCY

SUBPART B: FINANCIAL REQUIREMENTS

Section
675.200 Financial Framework for SES
EMERGENCY
675.210 District Program Cost

STATE BOARD OF EDUCATION

NOTICE OF EMERGENCY RULES

EMERGENCY
675.220 Non-Reimbursable Expenses and Revenue Offsets
EMERGENCY
675.230 Cost Reports
EMERGENCY
675.240 Adjustments to Contract for Actual Cost
EMERGENCY

AUTHORITY: Implementing Section 1116(e) of Public Law 107-110, the No Child Left Behind Act of 2001 (20 USC 6316(e)) (34 CFR 200.45 through 200.48), and authorized by Section 2-3.6 of the School Code [105 ILCS 5/2-3.6].

SOURCE: Emergency rules adopted at 29 Ill. Reg. 9516, effective June 17, 2005, for a maximum of 150 days.

SUBPART A: GENERAL PROVISIONS

Section 675.10 Purpose and Scope
EMERGENCY

The purpose of this Part is to establish the process by which the State Board of Education (ISBE) will approve supplemental educational service providers and verify the cost of services provided by such providers, establish reporting and records retention requirements for such providers, establish the process for placing providers in corrective action, and establish the process for terminating a provider's services.

Section 675.20 Definitions
EMERGENCY

"District" means a local education agency, as defined in NCLB, in which one or more schools are in their second year of school improvement, in corrective action, or in restructuring status under NCLB.

"Eligible applicant" means a public school or a school district that has not been identified for improvement under NCLB, a private school, a regional office of education, an intermediate service center, an institution of higher education, a not-for-profit organization (including a faith-based or community-based organization), or a private business.

"Nationally recognized assessment" means a standardized or commercially available criterion-referenced test, assured by the provider to meet the generally accepted standards of validity and reliability set forth in "Standards for Educational and Psychological Testing" (1999), published by the American Educational Research Association, 1230 17th St., N.W., Washington, D.C. 20036. (No later amendments to or editions of these standards are incorporated.)

"NCLB" means Title I of the Elementary and Secondary Education Act (ESEA), as reauthorized by the No Child Left Behind Act of 2001, and any regulations promulgated by the federal government to implement that Act.

"Provider" means an eligible applicant approved by ISBE to provide SES to one or more districts.

"Related organization" means an entity that:

directly or indirectly controls, or is controlled by, a provider; or

influences, or is influenced by, the provider in terms of operational policies; or

is controlled or influenced by another organization that also controls or influences the provider.

"SES reporting period" shall mean a twelve-month period commencing on July 1 of a calendar year and continuing through June 30 of the following calendar year. The State Superintendent of Education may, however, adjust the SES reporting period for a particular provider to accommodate reporting for summer sessions.

"Supplemental educational services" or "SES" means additional academic instruction that is provided outside of the regular school day and designed to increase the academic achievement of eligible students in schools required to provide such services in accordance with NCLB. These services may include academic assistance such as tutoring, remediation, and other educational interventions.

Section 675.30 Code of Ethics
EMERGENCY

STATE BOARD OF EDUCATION

NOTICE OF EMERGENCY RULES

In addition to all other requirements imposed by law, all providers of SES must abide by a code of ethics consisting of the following requirements:

a) Providers must accurately and completely describe services to consumers in terms that are easy to understand.

b) Providers must create and use promotional materials and advertisements that are free from deception.

c) Providers must not misrepresent to anyone the location of a provider's program or the approval status of a program.

d) Providers must not publicly criticize or disparage other providers.

e) Providers must not use a district enrollment form that has the selected provider's name pre-printed as part of the form.

f) Providers must maintain a system of addressing consumer grievances and concerns and must immediately report any grievances to both the district and ISBE.

g) Providers must not compensate district employees in exchange for access to facilities, to obtain student lists, or for any illegal purpose. School personnel may be hired for instructional purposes only.

h) Providers must not make payments or in-kind contributions to a district, exclusive of customary fees for facility utilization.

i) Providers must not offer or advertise economic incentives or gratuities of any kind to parents or students to solicit them to select the provider for SES. Providers may not offer any incentives to potential students in the course of informational sessions.

j) During the provision of SES, providers may offer only nominal incentives to students as rewards for achievement and/or the completion of assessments and program objectives.

k) Providers must not encourage or induce students or parents to switch providers once enrolled.

l) Providers must not attempt to influence or bias parents when performing an evaluation of the provider's services and achievement of the objectives in the student's Individual Learning Plan.

Section 675.40 Programmatic Requirements
EMERGENCY

Each provider's SES program shall:

a) include an appropriate, nationally recognized diagnostic assessment for use in identifying students' weaknesses and achievement gaps upon which to build an individual student plan and learning goals, except that, for the 2005-06 reporting period, a diagnostic assessment other than a nationally recognized assessment may be used by providers approved prior to July 1, 2005, upon notification to ISBE;

b) use targeted remediation/instruction that is aimed at addressing the individual skill gaps revealed during the assessment and that is based upon an individual learning plan;

c) include a post assessment linked to the diagnostic assessment to determine whether student gains occurred and to further develop a plan for either re-teaching skills or identifying new skills for instruction;

d) align with the Illinois Learning Standards set forth at 23 Ill. Adm. Code 1, Appendix D, in the area of reading and/or mathematics;

e) be consistent with the academic program a student experiences in the regular school day; and

f) use instructional practices that are high-quality, research-based, and specifically designed to increase students' academic achievement.

Section 675.50 Application Requirements
EMERGENCY

Each application for approval to provide SES in Illinois shall consist of the components described in this Section.

a) A summary of services that indicates:

1) the subject areas available (i.e., reading and/or mathematics);

2) the grade levels served;

3) the total program hours per student, provided that, for any program proposing fewer than 30 instructional hours per subject, the applicant must supply specific evidence that the program has resulted in increased student achievement in that subject, including verification from school district administrators in which the program has been previously provided;

4) the proposed locations~~location(s)~~ of service delivery and, for a provider seeking to use district facilities for SES, a signed letter of understanding from the district specifying the facilities, equipment and services the district will offer to the provider;

5) the minimum number of students required by the eligible applicant in order to offer SES to a district and the maximum number, if any, for each proposed district;

6) whether the eligible applicant can provide services to students of limited English proficiency and, if so, the languages in which the eligible applicant provides instruction and the maximum number of LEP students the eligible applicant can serve in each district;

7) whether the eligible applicant can provide services to students with disabilities and, if so, the accommodations or modifications the eligible applicant can offer and the maximum number of students with disabilities the eligible applicant can serve in each district;

8) the time of day and months during which SES will be offered;

9) the ratio of instructors to children, as determined by the provider; and

10) the districts the eligible applicant seeks to serve.

b) A rationale for the eligible applicant's SES program, including:

1) Evidence that the program complies with Section 675.40 of this Part; and

2) Evidence of effectiveness that complies with either subsection (b)(2)(A) or subsection (b)(2)(B) of this Section.

A) General Method

i) Evidence that the program proposed in the application has a positive impact on students' achievement in reading and/or math, particularly for low-income, underachieving students, as demonstrated by scores on the State assessment or on a nationally recognized assessment; and

ii) At least five but no more than ten letters of reference from previous clients (families, districts, or teachers) offering testimonial information on the positive impact of the program proposed in the application and including contact information, starting and ending dates of service provided, and school and district names for each reference.

B) Alternate Method

i) Evidence that the eligible applicant has a minimum of three years' experience serving youth in the community where the eligible applicant intends to offer SES, through activities such as tutoring, mentoring or other extracurricular programs;

ii) Evidence that the curriculum to be used by the eligible applicant has been demonstrated to have a positive impact on students' achievement in reading and/or math, particularly for low-income, underachieving students, as demonstrated by scores on the State assessment or on a nationally recognized assessment;

iii) At least five but no more than ten letters of reference from previous clients (families, districts, or teachers) offering testimonial information on the positive impact of the youth services provided by the eligible applicant and including contact information, starting and ending dates of service provided, and school and district names for each reference; and

iv) An agreement to limit services to no more than 200 children during the first two years of SES.

c) The specific procedures to be used and frequency of reports of student progress to teachers, district staff, and parents/families (including a description of how information will be provided to parents and families in a format and language they can understand).

d) A description of the qualifications of instructional staff, including such resumes and other information on qualifications as ISBE may require.

e) Proof of liability insurance in amounts deemed sufficient by ISBE to protect the district and ISBE in light of the number of students to be served by the provider.

f) Evidence that the eligible applicant possesses a sound management structure.

g) Evidence that the provider has adequate financial, organizational and technical resources to administer the proposed program.

h) Proof of legal authority to conduct business in Illinois.

i) Information on the eligible applicant's estimated per-pupil district program cost for the minimum number of students required by the eligible applicant in order to offer SES in a district, calculated as set forth in Section 675.210 of this Part.

j) Such certifications, assurances, and/or additional information as ISBE may require in order to verify any information reported by the eligible applicant or otherwise to fulfill its duties with respect to the administration of SES.

Section 675.60 Application Process
EMERGENCY

a) Applications for approval as SES providers will be accepted only from eligible applicants and only during the two application periods established by the State Superintendent of Education each year, unless an emergency application period is needed for a particular school district to enable students to continue receiving services through the remainder of a school year as required by NCLB.

b) Upon receipt of an application, ISBE will provide it to the district in which an eligible applicant seeks to serve for the district's general review and comment, but in particular for an assessment by the district as to whether the program is consistent with the academic program a student experiences during the regular school day. The district and ISBE may seek additional information and clarifications from the eligible applicant. These clarifications will then be made a part of the provider's application.

c) Applications meeting the requirements set forth in Sections 675.40 and 675.50 of this Part and all other requirements of NCLB will be approved.

Section 675.70 Reporting Requirement
EMERGENCY

The requirements of this Section shall apply to reporting periods that begin on or after July 1, 2005.

a) Each provider shall be required to use a tracking system for student enrollment and progress developed by ISBE.

b) Within 45 days after a provider's conclusion of SES for the SES reporting period, the provider shall submit a report to ISBE and to each district in which the provider operates. This report shall include:

1) information on the students served;

2) details of any complaints received from teachers or parents;

3) the percentage of students meeting the academic goals set out in their Individual Learning Plans;

4) based upon a survey form prescribed by ISBE of all parents of children in the program, a report on the percentage of parents who:

A) agree with the provider's assessment of their respective students' achievement of the academic goals; and

B) are satisfied with the services provided to their children;

5) for any provider with a rating lower than 80% under either subsection (a)(4)(A) or subsection (a)(4)(B) of this Section, a description of specific actions the provider will take over the next SES reporting period to better inform parents regarding students' progress and/or increase parental satisfaction with the provider's services;

6) updates and revisions to any information set forth in the provider's approved application (including the submission of all information required by Section 675.50 of this Part not previously reported by the provider); and

7) an assurance that all other information set forth on the provider's approved application, as may be updated from time to time, remains true and correct.

c) ISBE may request additional information from a provider that may be necessary for ISBE to verify any information reported by the provider or otherwise to fulfill its duties with respect to the administration of SES.

d) Providers failing to submit timely and complete reports shall not be included on the list of eligible providers for the following SES reporting period.

Section 675.80 Retention of Records; Access to Premises
EMERGENCY

Each provider and its contractors shall maintain books and records relating to the provision of SES and necessary to support amounts charged to districts for SES. Books and records, including information stored in databases or other computer systems, shall be maintained by the provider and its contractors for a period of five years after the date of final payment under the district's agreement with the provider. Books and records required to be maintained under this Section shall be available for review or audit by representatives of ISBE during normal business hours, with or without notice from ISBE. The provider and its representatives shall fully cooperate with any such review or audit. Each provider shall also grant representatives of ISBE full access to any site at which the provider offers SES for purposes of observing and monitoring program activities.

Section 675.90 Sanctions
EMERGENCY

a) A provider shall be deemed to have failed to contribute to increased student proficiency relative to State academic content and achievement standards and may be removed from the State-approved list either overall or for a particular district, if, for two consecutive SES reporting periods, no more than 70 percent of the students served meet the academic goals set forth in the students' respective Individual Learning Plans.

b) If no more than 70 percent of the students in a provider's program (overall, or for a particular district) meet the academic goals set forth in the students' respective Individual Learning Plans for one SES reporting period, the provider shall, within 75 days after the conclusion of services for that period, submit to the State Superintendent of Education for approval a corrective action plan detailing how the provider intends to improve the deficiencies in its program. If the provider does not undertake all actions set forth in an approved corrective action plan during the following SES reporting period, the provider shall be removed from the list of State-approved providers.

c) The State Superintendent of Education may require corrective action of a provider if compliance issues are raised through ISBE's monitoring of the provider's program. Providers placed in corrective action under this subsection (c) shall, within 30 days after receiving notice to this effect, submit to the State Superintendent of Education for approval a corrective action plan detailing how the provider intends to improve the deficiencies in its program. A provider shall be removed from the State-approved list if it fails to meet the requirements of its corrective action plan by the end of the SES reporting period following the provider's placement into corrective action.

d) The State Superintendent of Education may immediately suspend a provider's services if ISBE determines that a threat exists to the health or safety of students.

e) The State Superintendent of Education may remove a provider from the State-approved list upon 30 days' written notice if the provider has engaged in illegal or deceptive practices, violated any assurance or aspect of its application to ISBE, falsified any information on its application or other reports to ISBE, or otherwise violated State or federal law.

f) A provider may appeal its removal from the State-approved list by submitting an appeal to ISBE specifying the basis upon which it believes its removal is not in accordance with this Part or other applicable law. The provider will be given a hearing in accordance with the State Board's rules for Contested Cases and Other

Formal Hearings (23 Ill. Adm. Code 475). A final decision shall be rendered by the State Board of Education.

g) Any corrective action or termination rights ISBE has pursuant to this Part may be exercised solely with respect to the provider's program in one or more schools or districts, if the performance issues are localized.

Section 675.100 Public Information
EMERGENCY

All information submitted to ISBE pursuant to this Part, and the provider's status in terms of corrective action, may be publicly reported by ISBE in any manner ISBE deems necessary to inform the public of the services offered by the provider.

Section 675.150 Provider's Relationship with District
EMERGENCY

a) A district may impose reasonable administrative and operational requirements through its agreements with providers that are consistent with requirements imposed generally on the district's contractors and that do not limit educational options for parents.

b) Districts may, but are not required to, allow the use of district facilities for SES. If a district determines that one or more facilities have a limited capacity to accommodate multiple providers for such reasons as limited available classroom space or a limit to the district's administrative capacity to oversee multiple contractors, the district may select those providers using an equitable selection process that considers the provider's cost of services and other reasonable administrative and operational criteria consistent with criteria generally used by the district in the selection of contractors.

c) A school district may, with notification to the State Superintendent of Education, terminate the services a provider is providing to a particular student if the provider is unable to meet the student's specific achievement goals within the timetable set out in the agreement between the district and the provider.

d) For any other termination of services by a school district, the district shall provide prior written notification to the State Superintendent of Education if the district intends to terminate the services of a provider throughout the district or at a particular school.

1) The State Superintendent of Education shall require information from both the provider and the district to determine the validity of the complaint and to determine whether a corrective action plan should be implemented to address the complaint.

2) Upon receipt and review of information from both the district and provider, the State Superintendent of Education shall determine whether the district should be allowed to proceed with the termination.

SUBPART B: FINANCIAL REQUIREMENTS

Section 675.200 Financial Framework for SES
EMERGENCY

a) Under NCLB, the per-pupil amount a provider is permitted to charge for SES is limited to the lesser of:

1) the district's per-pupil allocation under Part A of Title I of NCLB; or

2) the actual cost of the services (hereafter, "actual cost").

b) Each provider shall demonstrate its actual cost through ISBE's application and annual reporting processes, as set forth in this Part. Each provider shall be required to determine its actual cost for each district in which the provider offers SES.

c) A provider's actual cost for a particular district during an SES reporting period shall consist of its district program costs (see Section 675.210 of this Part) divided by the total number of students enrolled in the provider's program as calculated in accordance with Section 675.230(a)(2) of this Part.

Section 675.210 District Program Cost
EMERGENCY

a) A provider's district program cost shall consist of the cost categories described in this subsection (a).

1) Direct program expenses caused directly by and related directly to the provision of SES within a district. Subcategories of direct program expenses include:

A) Program staff salaries or wages, payroll taxes, and fringe benefits (limited to staff having direct contact with students who receive services);

B) Program consultants having direct contact with students who receive services;

C) Program-related materials, supplies, and equipment (items costing more than $500 and having a useful life of more than one year must be capitalized and depreciated on a straight-line basis);

D) Snacks for program participants, provided that such snacks do not consist of confections, candy, potato chips, carbonated beverages, fruit drinks containing less than 50 percent pure fruit juice, tea, coffee, or other foods or beverages designated as "competitive foods" by the State Board of Education pursuant to 23 Ill. Adm. Code 305 (School Food Service).

E) Program Insurance – All liability, malpractice, personal injury, and other types of insurance not reported as property insurance or as employee benefits; and

F) Other (must be specified).

2) Occupancy expenses for facilities housing SES program activities. Subcategories of occupancy expenses include:

A) Lease, rental, or property taxes (less any revenues received from portions of a building not used for SES programs);

B) Operations and maintenance of buildings and equipment (including janitorial, building and grounds, and other maintenance supplies, equipment maintenance, utilities, telecommunications, and property/building insurance);

C) Housekeeping, maintenance, and security (including staff salaries, payroll taxes, and fringe benefits);

D) Mortgage and installment interest;

E) Operating interest; and

F) Other (must be specified).

3) Curriculum expenses directly attributable to the development of curriculum by the provider for its SES program and training costs directly attributable to the training of instructional staff. Subcategories of curriculum and training expenses include:

A) Salaries or wages, payroll taxes, and fringe benefits for staff engaged in curriculum development;

B) Salaries or wages, payroll taxes, and fringe benefits for staff performing training; and

C) Other (must be specified).

4) Administrative and general expenses not directly attributable to the provision of SES within a district (other than costs reported for curriculum and training), including expenses for all staff, facilities, supplies, and equipment not used in direct connection with SES program activities (i.e., staff not having regular contact with SES students, and supplies and equipment not used during the delivery of SES at a particular site). Subcategories of administrative and general expenses include:

A) Salaries or wages, payroll taxes, and fringe benefits for all executive, administrative, managerial, office, and clerical employees not having direct contact with students who receive services;

B) Legal and accounting services and other administrative consultants;

D) Operations and maintenance of buildings and equipment – not assigned to program;

E) Materials, supplies, and equipment – not assigned to program;

F) Lease, rental, or property taxes for facilities not serving as a primary location for the delivery of SES (less any revenues from the rental of portions of the facility);

G) Distributions to shareholders or retained earnings; and

H) Other (must be specified).

b) Multiple Districts Served
If a provider serves multiple districts (either within or outside of Illinois), the provider's expenses in the categories outlined in subsections (a)(3) and (4) of this Section must be prorated, first in accordance with the percentage of time applicable to SES in general, and second in accordance with the percentage of students served within each district. (Example: a provider's program manager earns an annual salary of $100,000 and spends 50 percent of her time managing the provider's SES programs throughout the nation and the remainder of her time performing educational consulting services for districts. The provider serves 5,000 students in its SES programs nationwide, 1,000 of whom are within an Illinois district. $10,000 of her salary may be reported as an actual cost of providing SES within that district. ($100,000 x .5 x .2 = $10,000.))

Section 675.220 Non-Reimbursable Expenses and Revenue Offsets
EMERGENCY

a) The expenditures discussed in this subsection (a) shall be non-reimbursable costs and shall not be calculated or reported as part of a provider's district program cost.

1) Expenses resulting from transactions with related organizations that are greater than the expense to the related organization. Providers may be required to submit evidence to substantiate or refute any claim of relatedness in determining allowable costs.

2) Non-straight-line depreciation.

3) Bad debt.

4) Special benefits to owners, including owner and keyman life insurance, except insofar as required by lending institutions.

5) Charity grants.

6) Entertainment expenses.

7) Fundraising.

8) Interest payments related to a provider's assets that are unrelated to an SES program.

9) Costs incurred by owners for non-SES activities, including that portion of overhead that should be allocated to these activities.

10) Printing expenses unrelated to the program.

11) Lobbying activities.

12) Transportation of students to and from SES activities.

13) Meals provided to students enrolled in SES programs.

14) Confections, candy, potato chips, carbonated beverages, fruit drinks containing less than 50 percent pure fruit juice, tea, coffee, or other foods or beverages designated as "competitive foods" by the State Board of Education pursuant to 23 Ill. Adm. Code 305.

15) Fines and penalties.

16) Payments of principal on mortgages or loans.

17) Asset acquisition costs for items whose costs exceed $500 and have a useful life of one year or more.

18) Legal expenses incurred for non-program activities or for litigation against governmental entities.

19) Severance pay.

20) Sales tax (in the case of not-for-profit organizations).

21) Income tax.

22) Costs of public relations, marketing, and advertising.

23) Incentives of any kind to students, including but not limited to incentives as rewards for achievement and/or the completion of assessments and program objectives.

24) Economic incentives or gratuities of any kind to parents.

b) Any revenue received by the provider for the provision of SES from any source other than the district shall be offset against the provider's district program costs.

Section 675.230 Cost Reports
EMERGENCY

a) Year-End Requirements

1) For each SES reporting period beginning on or after July 1, 2005, each provider shall report to the State Board of Education, no later than June 1 and using a form provided by ISBE, the provider's district program cost for each district the provider served. The information reported shall be based on the provider's district program costs through April 15.

A) If the provider will continue services beyond April 15, the provider must indicate the percentage of its program completed through April 15.

B) Each provider shall identify all transactions with related organizations.

C) Each non-governmental provider serving more than 50 students within a district must include with its report a letter indicating that the reported information has been reviewed and is fairly presented. This letter shall be provided by a Licensed Certified Public Accountant (CPA) who is licensed pursuant to the Illinois Public Accounting Act [225 ILCS 450] and eligible to perform audits pursuant to Circular A-133 issued by the federal Office of

Management and Budget. As evidence of eligibility, the CPA firm shall furnish and the provider shall submit the most current peer review report relative to the CPA firm and the corresponding acceptance letter from the State CPA society, the American Institute of Certified Public Accountants, or the Practice Section of the Securities and Exchange Commission.

2) Each provider shall report the number of students enrolled in the provider's program during each SES reporting period. If a student's services are terminated during the SES reporting period, the student shall be reported in accordance with the percentage of the program completed prior to termination of services. For example, a student who completed 60 percent of the provider's program prior to termination of services should be reported as .6 of a student on the provider's cost report.

3) All providers on the State-approved list as of June 16, 2005 shall report to ISBE, using a form provided by ISBE, the information required by subsections (a)(1) and (a)(2) of this Section for each district the provider served for the period from July 1, 2004 through June 30, 2005. This report shall be submitted no later than July 15, 2005, unless an extension of this deadline is granted by the State Superintendent of Education. By October 1, 2005, each non-governmental provider serving more than 50 students within a district shall also submit a letter from a Licensed Certified Public Accountant who provides evidence of meeting the requirements of subsection (a)(1)(C) of this Section, indicating that the information has been reviewed and is fairly presented.

b) Additional Requirement for New Providers
Within 30 days after the closure of the enrollment period within each district served, each newly approved provider must submit to ISBE adjusted estimates of its actual per-pupil cost of service, based upon the number of students enrolled in the provider's program within each district served.

Section 675.240 Adjustments to Contract for Actual Cost
EMERGENCY

a) The initial per-pupil contract amount set forth in the provider's contract with a district shall be the lesser of:

1) the district's per-child allocation under Part A of Title I of NCLB; or

2) the provider's reasonable estimate of its actual cost of services during the SES reporting period, as submitted to ISBE on the district program cost report for the preceding SES reporting period.

b) A provider's reasonable estimate pursuant to subsection (a)(2) of this Part shall be established using the four expense categories set forth in Section 675.210(a) of this Part (i.e., program expenses, occupancy expenses, curriculum and training expenses, and administrative and general expenses).

1) To the extent that any category of expenses in the estimate exceeds the per-pupil amount for the same category set out in the provider's district program cost report, the provider shall itemize the expenses and attach a specific justification for the increase based upon additional expenditures the provider reasonably expects to incur for reasons such as inflation, increased labor costs, or budgeted equipment expenditures or for another legitimate business purpose (e.g., additional investment in professional development for staff, increase in profit margins to reflect industry standards).

2) An estimate by a provider that will use a district's facilities shall be required to reflect the per-pupil savings the provider reasonably expects to receive, based upon its letter of understanding with the district, and shall include:

A) operational savings associated with using the district's facilities;

B) the value of real estate provided by the district; and

C) the business advantages resulting from access to the district's facilities.

c) If permitted in the provider's contract with the district, the district may withhold no more than 20 percent of the total amount payable to the provider until such time as the provider reports to ISBE its district program costs and the number of students enrolled during the SES reporting period to which the contract relates. If the actual cost for the SES reporting period to which the contract relates is less than the initial per-pupil contract amount set forth in the contract, and provided the contract permits a cost adjustment, the district shall be responsible for paying

to the provider only the actual cost of services for the SES reporting period to which the contract relates.

d) Nothing in this Section shall affect the validity of any contracts in effect between districts and providers as of June 16, 2005.

DEPARTMENT OF HUMAN RIGHTS

JULY 2005 REGULATORY AGENDA

a) Part(s) (Heading and Code Citation): Procedures of the Department of Human Rights (56 Ill. Adm. Code 2520).

1) Rulemaking:

A) Description: Pursuant to Section 7A-102(B) of the Illinois Human Rights Act [775 ILCS 5/7A-102(B)], a respondent's failure to file a verified response within 60 days from receipt of a charge without good cause shall result in default. Respondent's default for failing to file a timely verified response without good cause was at issue in *Ferrari v. the Illinois Department of Human Rights*, 351 Ill.App.3d 1099, 815 N.E.2d 417 (4th Dist. August 4, 2004), petition for leave to appeal denied January 26, 2005, mandate issued February 23, 2005. Pursuant to Section 7A-102(C)(4) of the Illinois Human Rights Act [775 ILCS 5/7A-102(C)(4)], a respondent's failure to attend a fact finding conference without good cause shall result in default. Respondent's default for failing to attend a fact finding conference without good cause was at issue in *Denny's, Inc., v. the Illinois Department of Human Rights*, 2005WL525429, No. 1-03-3158 (1st Dist. March 7, 2005), petition for rehearing pending. The proposed amendments will modify procedures for the Department's verified response and fact finding conference processes consistent with these cases. Additionally, the Department will propose an amendment to clarify the procedures for a state agency to submit a layoff report to the Department.

B) Statutory Authority: Implementing Articles 1 through 7B of the Illinois Human Rights Act [775 ILCS 5/Arts. 1 through 7B] and the Intergovernmental Cooperation Act [5 ILCS 220], and authorized by Sections 7-101(A) and 7-105(A) of the Illinois Human Rights Act [775 ILCS 5/7-101(A) and 7-105(A)].

C) Scheduled meeting/hearing dates: No meetings or hearings are scheduled or anticipated at this time.

D) Date agency anticipates First Notice: No First Notice date has been determined.

E) Effect on small business, small municipalities or not for profit corporations: None

F) Agency contact person for information:

DEPARTMENT OF HUMAN RIGHTS

JULY 2005 REGULATORY AGENDA

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G) Related rulemaking and other pertinent information: None

b) Part(s) (Heading and Code Citation): Housing Discrimination (71 Ill. Adm. Code 2300).

1) Rulemaking:

A) Description: Pursuant to Section 7B-102(B) of the Illinois Human Rights Act [775 ILCS 5/7B-102(B)], a respondent's failure to file a verified response within 30 days from receipt of a charge without good cause shall result in default. Respondent's default for failing to file a timely verified response without good cause was at issue in *Ferrari v. the Illinois Department of Human Rights*, 351 Ill.App.3d 1099, 815 N.E.2d 417 (4th Dist. August 4, 2004), petition for leave to appeal denied January 26, 2005, mandate issued February 23, 2005. The proposed amendment will enact procedures for the Department's verified response process consistent with this case. Additionally, the Department will propose an amendment to consolidate two rules regarding Section 3-106(C) of the Illinois Human Rights Act [775 ILCS 5/3-106(C)].

B) Statutory Authority: Implementing Articles 3, 6 and 7B of the Illinois Human Rights Act [775 ILCS 5/Arts. 3, 6 and 7B], and authorized by Section 7-101(A) of the Illinois Human Rights Act [775 ILCS 5/7-101(A)].

C) Scheduled meeting/hearing dates: No meetings or hearings are scheduled or anticipated at this time.

D) Date agency anticipates First Notice: No First Notice date has been determined.

E) Effect on small business, small municipalities or not for profit corporations: None

DEPARTMENT OF HUMAN RIGHTS

JULY 2005 REGULATORY AGENDA

F) Agency contact person for information:

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G) Related rulemaking and other pertinent information: None

SECRETARY OF STATE

JULY 2005 REGULATORY AGENDA

a) Part(s) (Heading and Code Citations): Procedures and Standard, 92 Ill. Adm. Code 1001.10, *et seq*.

1) Rulemaking:

A) Description of Rule(s): The Department is considering some modifications and clarifications to its hearing procedure (Subpart A of 92 IAC Part 1001), and to some substantive rules on hearings (Subpart D). Among others, the following amendments are under consideration:

- Require that a petition to contest an implied consent suspension be filed within a specified number of days after the effective date of the suspension (§1001.70). There are currently a couple of conflicting appellate court opinions which address this issue;

- Remove the rule which allows a petitioner to file a Motion to Correct a Material Misstatement of Fact (§§1001.80 and 1001.110(g);

- Amending the rules of evidence to explicitly allow the admission of an arresting officers narrative investigative report at implied consent hearings conducted by the Department, even when the officer fails to appear in response to a subpoena issued by the Department (§1001.100(d));

- Shorten the period of time within which an out-of-state petitioner must provide the information required by the rules of the Secretary of State in order to obtain driving relief. The time frame currently in effect (90 days) has proven to be too long (§1001.100(n)(6));

- The Department is considering sending notices of hearing and final orders entered after a hearing by electronic mail. This practice would require the amendment of the rule on Orders (§1001.110(d))—to add notification by electronic transmission;

- Revising the definition of "alcohol" in (§1001.410) to include the alcohol used in prescribed and over-the-counter medications. There is some evidence, currently being gathered by the BAIID Unit, that some BAIID permittees may be substituting medications

for alcoholic beverages;

- Remove the rule which requires a petitioner who has been issued a restricted driving permit to drive on the permit for 75% of its length before applying for reinstatement (§1001.430(i));

- Clarify the rule on when a petitioner may take a driver risk education course in a state other than Illinois (§1001.440(a)(1));

- Clarify the rule on composition of updated evaluations by treatment providers. The question has arisen whether a treatment provider can compose an updated evaluation after the transfer of a petitioner's treatment file. We may also expand upon the circumstances under which a transfer will be accepted (§1001.440(a)(6)(A));

- The Department's rule on Uniform Reports or original evaluations was recently amended to require that a chronological alcohol/drug use history be included or attached as part of the evaluation. We intend to extend this requirement to Investigative Evaluations (§1001.440(a)(4) and .440(a)(6)(D));

- We may reconsider the rule which states that participation in internet AA meetings will not be accepted as a substitute for the attendance of such meetings in person (§1001.440(h));

- Clarify/codify the circumstances under which a "Treatment Needs Assessment" is required. A TNA is a statement from the treatment provider which assesses a petitioner's current need for treatment for alcohol/drug abuse. Most likely, this rule would be added to (§1001.440(m));

- Clarify the circumstances under which (and what) sanctions are imposed pursuant to the BAIID multiple offender program in (§1001.443(c) and (d));

- Remove the limitation on applying for a formal hearing once every four (4) months (§1001.50(a)); and

- Add a requirement that one who applies for a restricted driving permit pursuant to (§11-501.8(e)) of the IVC (after a zero tolerance suspension)

must submit a copy of the ZT sworn report to the informal hearing officer (§1001.670).

A) Statutory Authority: 625 ILCS 5/2-104.

B) Scheduled Meeting/Hearing Dates: To be determined.

C) Date Agency Anticipates First Notice: Fall 2005. However, there is no particular urgency to engage in another revision of Part 1001 at this time.

D) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: We do not anticipate any impact on small businesses.

F) Agency Contact Person for Information:

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G) Related Rulemakings and Other Pertinent Information: The DAH filed a Notice of Proposed Amendments to 92 IAC 1040.35 in May 2005. At this time, the Department is not aware of any further information which may serve the public interest. The public will have an opportunity to comment on any proposed rulemaking during the first notice period.

b) Part(s) (Heading and Code Citations): Illinois State Library, Library Services Divisions, 23 Ill. Adm. Code 3010

1) Rulemaking:

A) Description of Rules: Section 23 Ill. Adm. Code 3010. Exhibit B will be amended to agree with the clarify the method for state agencies to transmit electronic publications to the Illinois State Library for public access through the Internet

B) Statutory Authority: Implementing Section 21 and authorized by Section 2 of the State Library Act [15 ILCS 32/2 and 21].

C) Scheduled Meeting/Hearing Dates: None

D) Date Agency Anticipates First Notice: January 2006.

E) Impact on Small Business, Small Municipalities or Not for Profit Corporations: None

F) Agency Contact Person for Information:

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G) Related Rulemaking and Other Pertinent Information: None

c) Part(s) (Heading and Code Citation): Illinois State Library, Acquisition Division, Illinois Documents Section, 23 Ill. Adm. Code 3020

1) Rulemaking:

A) Description of Rule(s): Section 23 Ill. Adm. Code 3020.110 will be amended to clarify the method for state agencies to transmit electronic publications to the Illinois State Library for public access through the Internet.

B) Statutory Authority: Implementing Section 21 and authorized by Section 2 of the State Library Act [15 ILCS 320/2 and 21].

C) Scheduled Meeting/Hearing Dates: None

D) Date the Agency Anticipates First Notice: January 2006

E) Impact on Small Business, Small Municipalities or Not For Profit Corporations: None

F) Agency Contact Person for Information:

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G) Related Rulemaking and Other Pertinent Information: None

d) Part(s) (Heading and Code Citation): Illinois State Library System Act, 23 Ill. Adm. Code 3030

1) Rulemaking:

A) Description of Rule(s): This Part will be reviewed in order to renumber and reorganize its content to facilitate use.

B) Statutory Authority: Implementing and authorized by the Illinois Library System Act [75 ILCS 10].

C) Schedule Meeting/Hearing Date: January 2006.

D) Date Agency Anticipates First Notice: February 2006.

E) Impact on Small Businesses, Small Municipalities or Not For Profit Corporations: None

F) Agency Contact Person for Information:

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G) Related Information and Other Pertinent Information: None

e) Part(s) (Heading and Code Citation): Literacy Grant Program, 23 Ill. Adm. Code 3040

1) Rulemaking:

A) Description of Rule(s): Clarify role of the Literacy Advisory board and granting procedures.

B) Statutory Authority: Implementing and authorized by the State Library Act [15 ILCS 320] and the Illinois Literacy act [15 ILCS 322].

C) Schedule Meeting/Hearing Date: None

D) Date Agency Anticipates First Notice: March 2006.

E) Impact on Small Businesses, Small Municipalities or Not For Profit Corporations: None

F) Agency Contact Person for Information:

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G) Related Information and Other Pertinent Information: None

f) Part(s) (Heading and Code Citation): Public Library Construction Grants, 23 Ill. Adm. Code 3060

1) Rulemaking:

A) Description of Rule(s): Establish the funding priorities and criteria for FY 2007 construction.

B) Statutory Authority: Implementing Section 3 of the Capital Development Bond Act of 1972 [30 ILCS 420/3] and authorized

by Sections 3 and 8 of the Illinois Library System Act [75 ILCS 10/3 and 8].

C) Schedule Meeting/Hearing Date: None

D) Date Agency Anticipates First Notice: March 2006.

E) Impact on Small Businesses, Small Municipalities or Not For Profit Corporations: None

F) Agency Contact Person for Information:

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G) Related Information and Other Pertinent Information: None

g) Part(s) (Heading and Code Citation): Public Library Non-Resident Services, 23 Ill. Adm. Code 3050

1) Rulemaking:

A) Description of Rule: In Section 23 Ill. Adm. Code 3050.60 (c)(1), the incorporation by reference of the "Illinois Public Library Statistics" will be updated from the 2001-2002 edition to the 2002-2003 edition.

B) Statutory Authority: Implementing and authorized by Section 4-7 of the Illinois Local Library Act [75 ILCS 5/4-7], and authorized by Section 30-55.60 of the Public Library District Act of 1991 [75 ILCS 16/30-55.60] and Section 8.25 of the State Mandates Act [30 ILCS 805/8.25].

C) Schedule Meeting/Hearing Date: None

D) Date Agency Anticipates First Notice: October 2005.

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None

F) Agency Contact Person for Information:

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G) Related Information and Other Pertinent Information: None

h) Part(s) (Heading and Code Citation): Limited Liability Company, Act 14 Ill. Adm. Code 178

1) Rulemaking:

A) Description of Rule(s): Amends 178.165. Acknowledges that the State agency formerly known as the Department of Banks and Trusts has been consolidated into the Department of Financial and Professional Regulation as the Division of Banks and Real Estate.

B) Statutory Authority: Implementing and authorized by Sections 1-10, 1-15, 1-20 and 45-15 of the Illinois Limited Liability company Act (805 ILCS 180/1-10, 1-15, 1-20 and 45-15).

C) Schedule Meeting/Hearing Date: Unknown

D) Date Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not For Profit Corporations: None

F) Agency Contact Person for Information:

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G) Related Information and Other Pertinent Information: None

i) Part(s) Heading and Code Citation: Part 171 Uniform Limited Partnership Act, 14 Ill. Adm. Code 171

1) Rulemaking:

A) Description of Rule(s): New Rule 171.10. Provides that no limited partnership name shall contain the terms "Corporation", "Corp.", "Incorporated", "Inc.", "Company", or "Co."

B) Statutory Authority: Implemented and authorized by Sections 108, 108.5, 109 and 902 of the Illinois Uniform Limited Partnership Act (805 ILCS 215/108, 108.5, 109 and 902).

C) Scheduled Meeting/Hearing Dates: Unknown

D) Date Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None

F) Agency Contact Person for Information:

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G) Related Rulemaking and Other Pertinent Information: None

j) Part(s) Heading and Code Citation: Part 171 Uniform Limited Partnership Act, 14 Ill. Adm. Code 171

1) Rulemaking:

A) Description of Rule(s): New Rule 171.15. Provides that no

limited partnership name shall contain any word or words that create a connotation that is offensive to good taste and decency.

B) Statutory Authority: Implemented and authorized by Sections 108, 108.5, 109 and 902 of the Illinois Uniform Limited Partnership Act (805 ILCS 215/108, 108.5, 109 and 902).

C) Scheduled Meeting/Hearing Dates: Unknown

D) Date Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None

F) Agency Contact Person for Information:

Chuck Moles
Illinois Secretary of State
Department of Business Services
Room 351 Howlett Building
Springfield, Illinois 62756
217-782-4875.2 Fax: 217-524-3390
cmoles@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

k) Part(s) Heading and Code Citation: Part 180 Uniform Commercial Code, Ill. Adm. Code 180

1) Rulemaking

A) Description of Rules: Amendment to Rule 180.12(b). Specifies when an acknowledgment copy is not returned to a UCC filer.

B) Statutory Authority: Implemented by Section 9-523(a) of the Illinois Uniform Commercial Code Act (810 ILCS 5/9-523).

C) Scheduled Meeting/Hearing Dates: Unknown

D) Date Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None

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JULY 2005 REGULATORY AGENDA

F) Agency Contact Person for Information:

Dennis L. Hankins, Administrator
Illinois Secretary of State
Department of Business Services
Uniform Commercial Code Division
Room 350 Howlett Building
Springfield, Illinois 62756
217-524-3356.1 Fax: 217-557-4430
cmoles@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

l) Part(s)Heading and Code Citation: Part 180: Uniform Commercial Code, 14 Ill. Adm. Code 180

1) Rulemaking:

A) Description of Rule(s): Amendment to Rule 180.12(c). Specifies that due to privacy concerns non-required information will be removed from filing forms.

B) Statutory Authority: Authority to require Social Security Numbers or Federal Employer Identification Numbers not given by Sections 9-502(a) or 9-516(b) of the Illinois Uniform Code Act (810 ILCS 5/9-502)(810 ILCS /59-516).

C) Scheduled Meeting/Hearing Dates: Unknown

D) Date Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: Non-required information will be removed.

F) Agency Contact Person for Information:

Dennis L. Hankins, Administrator
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dhankins@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

m) Part(s) Heading and Code Citation: Part 180: Uniform Commercial Code, 14 Ill. Adm. Code 180

1) Rulemaking:

A) Description of Rule(s): New Rule 180.12(d). Provides guidelines when multiple debtors are being deleted.

B) Statutory Authority: Implemented by Section 9-512(a) of the Illinois Uniform Commercial Code Act (810 ILCS 5/9-512).

C) Scheduled Meeting/Hearing Dates: Unknown

D) Date Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: Clarifies information to be deleted.

F) Agency Contact Person for Information:

Dennis L. Hankins, Administrator
Illinois Secretary of State
Department of Business Services
Uniform Commercial Code Division
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Springfield, Illinois 62756
217-524-3356.1 Fax: 217-557-4430
dhankins@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

n) Part(s) Heading and Code Citation: Part 178: Limited Liability Company Act 14, Ill. Adm. Code 178

1) Rulemaking:

A) Description of Rule(s): New Rule 178.190. Provides that no limited liability company name shall contain any word or words that create a connotation that is offensive to good taste and decency.

B) Statutory Authority: Implemented and authorized by Sections 1-10, 1-15, 1-20 and 45-15 of the Illinois Limited Liability Company Act (805 ILCS 180/1-10, 1-15, 1-20 and 45-15).

C) Scheduled Meeting/Hearing Dates: Unknown

D) Date Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None

F) Agency Contact Person for Information:

Chuck Moles
Illinois Secretary of State
Department of Business Services
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Springfield, Illinois 62756
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cmoles@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

o) Part(s) (Heading and Code Citation): Regulations Under Illinois Business Brokers Act of 1995, 14 Ill. Adm. Code 140

1) Rulemaking:

A) Description of Rule(s): Amend and draft rules generally to conform regulations to legislative enactments and federal laws and regulations as necessary.

B) Statutory Authority: Illinois Business Broker Act, 815 ILCS 307/10-1/

C) Scheduled Meeting/Hearing Dates: None

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: Unknown

F) Agency Contact Person for Information:

Tanya Solov, Director Vickie Moseley

Illinois Securities Department
69 West Washington Street
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Chicago, Illinois 60602
312-793-3384
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Illinois Securities Department
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300 West Jefferson Street
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vmoseley@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

p) Part(s) (Heading and Code Citation): Regulations Under Illinois Securities Law of 1953, 14 Ill. Adm. Code 130

1) Rulemaking:

A) Description of Rule(s): Amend and draft rules generally to conform regulations to legislative enactments. Update and draft rules to implement North American Securities Administrators Association (NASAA) model rules for the sale of securities outside traditional securities venues. Amend rules to conform with federal legislative enactments.

B) Statutory Authority: Illinois Securities Law of 1953, 815 ILCS 5/1.

C) Scheduled Meeting/Hearing Dates: None

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on small Businesses, Small Municipalities or Not for Profit Corporations: Unknown

F) Agency Contact Person for Information:

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G) Related Rulemaking and Other Pertinent Information: None

q) Part(s) (Heading and Code Citation): Regulations Under Illinois Business Opportunities Sales Law of 1995, 14 Ill. Adm. Code 135

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1) Rulemaking:

A) Description of Rule(s): Amend and draft rules generally to conform regulations to legislative enactments and federal laws and regulations as necessary.

B) Statutory Authority: Illinois Business Opportunities Sales Law of 1995, 815 ILCS 602/5/1.

C) Scheduled Meeting/Hearing Dates: None

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: Unknown

F) Agency Contact Person for Information:

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vmoseley@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

r) Part(s) (Heading and Code Citation): Regulations Under Illinois Securities Law of 1953, 14 Ill. Adm. Code 130

1) Rulemaking:

A) Description of Rule(s): Amend and draft rules generally to conform regulations to legislative enactments. Update and draft rules to implement North American Securities Administrators Association (NASAA) model rules for the sale of securities outside traditional securities venues. Amend rules to conform with federal legislative enactments.

B) Statutory Authority: Illinois Securities Law of 1953, 815 ILCS 5/1.

C) Scheduled Meeting/Hearing Dates: None

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: Unknown

F) Agency Contact Person for Information:

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G) Related Rulemaking and Other Pertinent Information: None

s) Part(s) (Heading and Code Citation): Regulations Under Illinois Loan Brokers Act of 1995, 14 Ill Adm. Code 145

1) Rulemaking:

A) Description of Rule(s): Amend and draft rules generally to conform regulations to legislative enactments and federal laws and regulations as necessary.

B) Statutory Authority: Illinois Loan Brokers Act of 1995, 815 ILCS 175/15-1

C) Scheduled Meeting/Hearing Dates: None

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: Unknown

F) Agency Contact Person for Information:

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G) Related Rulemaking and Other Pertinent Information: None

t) Part(s) (Heading and Code Citation): State Records Commission 44 Ill. Adm. Code 4400 *et seq.*

1) Rulemaking:

A) Description of Rule(s): Amend parts of Sections 4400.10, 4400.20, 4400.25, 4400.30, 4400.40, 4400.50 and 4400.60 to reflect technical changes in the State Records Act (5 ILCS 160) as amended by P.A. 92-866, effective January 3, 2003, and to add language to Section 4450.60 to allow for the use of the Kodak Archive Writer system for the production of permanent microfilm.

B) Statutory Authority: Disposal and reproduction of records—Regulations (5 ILCS 160/17)

C) Scheduled Meeting/Hearing Dates: No scheduled hearings.

D) Date the Agency Anticipates First Notice: September 2005

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: Unknown

F) Agency Contact Person for Information:

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Illinois State Archives
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Springfield, Illinois 62756
217-782-3492.1 Fax 217-524-3930
djoens@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

u) Part(s) (Heading and Code Citation): Certificates of Title, Registration of Vehicles; 92 Ill Adm. Code 1010

1) Rulemaking:

A) Description of Rule(s): Updating and amending the Admin. Code to conform with the provisions of HB 1565 of the 94th General Assembly in relation to the registration of specialty vehicles.

B) Statutory Authority: Implementing Chapter 3 and authorized by Section 2-104(b) of the Illinois Vehicle Title & Registration Law of the Illinois Vehicle Code [625 ILCS 5/Ch. 3 and 2-104(b)].

C) Scheduled Meeting/Hearing Dates: None Scheduled

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None anticipated

F) Agency Contact Person for Information:

Illinois Secretary of State
Nathan Maddox, Assistant General Counsel
298 Howlett Building
Springfield, Illinois 62701
217-785-3094.1 Fax 217-524-1689
nmaddox@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

v) Part(s) (Heading and Code Citation): Issuance of Licenses; 92 Ill. Admin. Code 1030.1010

1) Rulemaking:

A) Description of Rule(s): Updating and amending the Admin. Code to conform with the provisions of the Illinois Vehicle Code [625 ILCS 5] in relation to salvage and junking certificates for total loss vehicles.

B) Statutory Authority: Implementing Chapter 3 and authorized by Section 2-104(b) of the Illinois Vehicle Title & Registration Law of the Illinois Vehicle Code [625 ILCS 5/Ch. 3 and 2-104(b)].

C) Scheduled Meeting/Hearing Dates: None Scheduled

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None anticipated

F) Agency Contact Person for Information:

Illinois Secretary of State

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JULY 2005 REGULATORY AGENDA

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G) Related Rulemaking and Other Pertinent Information: None

w) Part(s) (Heading and Code Citation): Issuance of Licenses; 92 Ill. Admin. Code 1030.100 – Anatomical Gifts

1) Rulemaking:

A) Description of Rule(s): Updating and amending the Admin. Code to conform with the provisions of HB 1077 of the 94th General Assembly in regard to the establishment of a First Person Consent organ and tissue donor registry.

B) Statutory Authority: Pending signing of legislation.

C) Scheduled Meeting/Hearing Dates: None Scheduled

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None anticipated

F) Agency Contact Person for Information:

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nmaddox@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

x) Part(s) (Heading and Code Citation): Commerce, Regulation of Business; 14 Ill. Adm. Code 100

1) Rulemaking:

A) Description of Rule(s): Updating and amending the Admin. Code to clarify the duties of the Office of the Secretary of State and the Department of Central Management Services with regard to the Electronic Commerce Security Act [5 ILCS 175/1-101, *et seq.*

B) Statutory Authority: Section 15-115 of the Electronic Commerce Security Act [5 ILCS 175/15-115].

C) Scheduled Meeting/Hearing Dates: None Scheduled

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None anticipated

F) Agency Contact Person for Information:

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G) Related Rulemaking and Other Pertinent Information: None

y) Part(s) (Heading and Code Citation): Issuance of Licenses, 92 Ill. Adm. Code, Chapter II, Part 1030 Appendix A Part 1030

1) Rulemaking:

A) Description of Rule(s): This Amendment will implement a requirement of the federal Motor Carrier Safety Improvement Act of 1999 (MCSIA) to obtain a CDL applicant's complete driving record from all States where he/she has previously been licensed to drive any type of motor vehicle during the last 10 years, pursuant to 49 C.F.R. Part 383.

B) Statutory Authority: SB 1825, which will codify MCSIA into Illinois statute, was passed by the General Assembly during the Spring 2005 session. The bill is awaiting the Governor's action. This rulemaking will be submitted pending the Governor's signature and approval.

C) Scheduled Meeting/Hearing Dates: None

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None

F) Agency Contact Person for Information:

Illinois Secretary of State
Driver Services Department
Jo Ann Wilson, Legislative Liaison
c/o Director's Office
2701 South Dirksen Parkway
Springfield, Illinois 62723
217-785-1441.1 Fax 217-524-3654
jawilson@ilsos.net

G) Related Rulemaking and Other Pertinent Information: None

z) Part(s) (Heading and Code Citation): Driver's License Testing/Vision Screening With Vision Aid Arrangements Other Than Standard Eyeglasses or Contact Lenses, 92 Ill. Adm. Code 1030.75I

1) Rulemaking:

A) Description of Rule(s): Rule Amendment will include the statutory requirements for the road test for special restricted license for nighttime driving (lens arrangement) and to reflect the statutory delineation between requirements for initial application for this license and license renewal.

B) Statutory Authority: 625 ILCS 5/6-113(g).

C) Scheduled Meeting/Hearing Dates: None

D) Date the Agency Anticipates First Notice: July/August 2005

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None

F) Agency Contact Person for Information:

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G) Related Rulemaking and Other Pertinent Information: None

aa) Part(s) (Heading and Code Citation): Procedure for Illinois Offense Table, 92 Ill. Adm. Code, Chapter II, Part 1040.20

1) Rulemaking:

A) The proposed Amendment will add a new Authority Section to the AAMVAnet Code Dictionary (ACD Codes) and remove certain existing ACD Codes as required by the remove certain existing ACD Codes as required by the federal Motor Carrier Safety Improvement Act of 1999 (MCSIA).

B) Statutory Authority: SB 1825, which will codify MCSIA into Illinois statute, was passed by the General Assembly during the Spring 2005 session. The bill is awaiting the Governor's action. This rulemaking will be submitted pending the Governor's signature and approval.

C) Scheduled Meeting/Hearing Dates: None

D) Date the Agency Anticipates First Notice: Unknown

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: None

F) Agency Contact Person for Information:

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G) Related Rulemaking and Other Pertinent Information: None

bb) Part(s) (Heading and Code Citation): Commercial Driver Training Schools, 92 Ill. Adm. Code 1060

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1) Rulemaking:

A) Description of Rule(s): Amend owner rules to prohibit use of unlicensed and/or unqualified instructors. Amend instructor rules to prohibit third party safety officers from being licensed and require holding a Class L or M license for three years prior to teaching in those classifications. Amend CDL Accreditation Rules to limit brush-up course to those who have previously held a CDL issued under the requirements of three U.S. Department of Transportation's Federal Highway Administration's Federal Motor Carrier Safety Regulations, Part 383.

B) Statutory Authority: 625 ILCS 5/6-401 et. al.

C) Scheduled Meeting/Hearing Dates: None

D) Date the Agency Anticipates First Notice: July/August 2005

E) Impact on Small Businesses, Small Municipalities or Not for Profit Corporations: Impact only to commercial driver training schools.

F) Agency Contact Person for Information:

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Driver Services Department
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G) Related Rulemaking and Other Pertinent Information: None

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICE RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of June 14, 2005 through June 20, 2005 and have been scheduled for review by the Committee at its July 12, 2005 meeting in Chicago. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rulemaking should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield IL 62706.

Second Notice Expires	Agency and Rule	Start Of First Notice	JCAR Meeting
7/29/05	Department of Human Services, Assessment for Determining Eligibility and Rehabilitation Needs (89 Ill. Adm. Code 553)	2/14/05 29 Ill. Reg. 2142	7/12/05
7/30/05	Capital Development Board, Illinois Energy Conservation Code (71 Ill. Adm. Code 600)	4/8/05 29 Ill. Reg. 4771	7/12/05
7/31/05	Department of Revenue, Debt Collection Bureau (74 Ill. Adm. Code 1200)	4/22/05 29 Ill. Reg. 5623	7/12/05

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

OBJECTION AND FILING PROHIBITION

ELEVATOR SAFETY REVIEW BOARD

Heading of the Part: Illinois Elevator Safety Rules

Code Citation: 41 Ill. Adm. Code 220

Section Numbers:

220.10	220.20	220.30	220.40	
	220.50	220.60	220.70	220.80
	220.90	220.100	220.110	220.120
	220.130	220.140	220.150	220.160
	220.170			

Date Originally Published in the Illinois Register: 1/21/05
29 Ill. Reg. 1101

At its meeting on June 14, 2005, the Joint Committee on Administrative Rules voted to object to the above proposed rulemaking and prohibit its filing with the Secretary of State. The Committee found that the adoption of these rules would constitute a serious threat to the public interest, safety or welfare. The reason for the Objection and Filing Prohibition is as follows:

JCAR objected to, and prohibited filing of, the Elevator Safety Review Board's rulemaking titled Illinois Elevator Safety Rules (41 Ill. Adm. Code 220; 29 Ill. Reg. 1101) because the proposal contains several provisions that are inconsistent with current statute, presenting a threat to the public interest, safety and welfare.

The proposed rule may not be filed with the Secretary of State or enforced by the Elevator Safety Review Board for any reason following receipt of this certification and statement by the Secretary of State for as long as the Filing Prohibition remains in effect.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF REVOCATION IMPOSED UNDER

THE RESIDENTIAL MORTGAGE LICENSE ACT OF 1987

Pursuant to Section 4-5(h) of the Residential Mortgage License Act of 1987 (the "Act") [205 ILCS 635/4-5(h)], notice is hereby given that the Department of Financial and Professional Regulation, Division of Banks and Real Estate, of the State of Illinois has revoked the license of American Eagle Mortgage, Inc., License No. MB.0005154 of Arlington Heights, Illinois, a licensee under the Act, for violating the terms of the Act and the rules and regulations adopted thereunder, effective June 9, 2005. For further reference link to: http://www.obre.state.il.us/

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF REVOCATION IMPOSED UNDER

THE RESIDENTIAL MORTGAGE LICENSE ACT OF 1987

Pursuant to Section 4-5(h) of the Residential Mortgage License Act of 1987 (the "Act") [205 ILCS 635/4-5(h)], notice is hereby given that the Department of Financial and Professional Regulation, Division of Banks and Real Estate, of the State of Illinois has revoked the license of Riverfront Mortgage Services, Inc., License No. MB.0004667 of Peoria, Illinois, a licensee under the Act, for violating the terms of the Act and the rules and regulations adopted thereunder, effective June 3, 2005. For further reference link to: http://www.obre.state.il.us/

PROCLAMATION

2005-218
ROGER EBERT DAY

WHEREAS, Roger Ebert began his career in journalism at the age of 15, working as a sports writer for the Champaign-Urbana News Gazette. He would then go on to serve as editor of the Daily Illini at the University of Illinois from 1963-64; and

WHEREAS, in 1966, Roger Ebert was hired by the Chicago Sun Times, and only six months later, he was appointed the Sun Times' film critic. It is in this role that Ebert has gained the international notoriety and acclaim that makes him one of this world's foremost cinematic experts; and

WHEREAS, in September 1975, Ebert transitioned his journalistic career to the medium of television, when he was paired up with the late Gene Siskel to co-host "Siskel & Ebert" on ABC. For 23 years Siskel and Ebert worked together, and in that time, millions of homes across the country tuned in each week to get their informed opinions about new theatrical releases. Upon Siskel's untimely passing, Ebert teamed up with fellow Sun Times columnist Richard Roeper, and the "Ebert & Roeper" show is now shown on more than 200 stations across the United States; and

WHEREAS, Roger Ebert has been a lecturer on film since 1970 at the University of Chicago Fine Arts program, and is an adjunct professor of cinema and media studies at the University of Illinois Urbana-Champaign. He is also known for holding sessions conducting shot-by-shot analysis of films at the Universities of Colorado, Virginia and Chicago, the Smithsonian Institution and the Canadian Center for the Advanced Study of Film; and

WHEREAS, in the international film world, Ebert serves as a jury member of the Sundance, Montreal, Chicago, Hawaii, Karlovy Vary and Venice Film Festivals. He has also attended Cannes for more than 25 years, and each year, he is a co-host of the Independent Film Channel's live coverage of the Festival; and

WHEREAS, Roger Ebert is the author of 17 books, and throughout his distinguished career, he has earned numerous honors and awards for his contributions to cinema, journalism, broadcasting and publishing, including being the first ever movie critic to receive the

Pulitzer Prize for arts criticism in 1975, and earning the prestigious Order of Lincoln Award from the State of Illinois. He has also received Honorary Doctorates of Fine Arts from the American Film Institute, the School of the Art Institute of Chicago and the University of Colorado; and

WHEREAS, on June 23, 2005, Roger Ebert will earn his own star on the prestigious Hollywood Walk of Fame. On this day, thousands will gather in Los Angeles, California to congratulate Roger on this well-deserved honor, and to recognize the outstanding career of a truly accomplished man and proud Illinoisan:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim June 23, 2005 as **ROGER EBERT DAY** in Illinois, and encourage all citizens to join in appreciation of Ebert's many years of dedication to entertaining, educating and enlightening people all across the globe.
Issued by the Governor June 14, 2005.
Filed by the Secretary of State June 16, 2005.

2005-219
MONTFORD POINT MARINE ASSOCIATION DAY

WHEREAS, in 1942, President Franklin D. Roosevelt established a presidential directive giving African Americans an opportunity to be recruited into the Marine Corps. Between 1942 and 1949, approximately 20,000 African American Marines, from all states, were sent to basic training at Montford Point, a facility at Camp Lejeune, North Carolina; and

WHEREAS, the Montford Point Marine Association is a nonprofit Veterans' organization, established to perpetuate the legacy of the first African Americans who entered the United States Marine Corps from 1942 to 1949; and

WHEREAS, membership in the Association is open to veterans and active members of all branches of the U. S. Armed Forces regardless of race, creed, or national origin; and

WHEREAS, the purpose of the Association is to support educational assistance programs, veterans programs, and promotion of community services. The Association works to improve the social conditions

of our veterans, local families, youth and the growing population of senior citizens; and

WHEREAS, Montford Point Marine Association also consists of a Ladies Auxiliary. In the Ladies Auxiliary, membership is open to wives, daughters, sisters, and mothers of members or former members of the United States Armed Forces; and

WHEREAS, with 28 chapters across the United States, the Montford Point Marine Association continually fosters and promotes the principles of American freedom and democracy:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim July 16, 2005 as MONTFORD POINT MARINE ASSOCIATION DAY in Illinois, and encourage all citizens to join in recognizing this noble association as they convene for their 40th Convention in Chicago, Illinois.
Issued by the Governor June 15, 2005.
Filed by the Secretary of State June 16, 2005 .

2005-220
AMATEUR RADIO AWARENESS MONTH

WHEREAS, the Federal Communications Commission (FCC) defines the Amateur Radio Service as a voluntary, noncommercial communication service, used by persons interested in radio technique as a hobby, and not for reasons of financial gain or broadcast; and

WHEREAS, there are approximately 675,000 amateur radio operators in the United States, and more than 22,000 in the state of Illinois; and

WHEREAS, amateur radio operators, also known as ham radio operators, use radio technology mostly as a form of personal enjoyment, however, amateur radio is also a vital asset in the field of emergency communications, and has been formally recognized by a number of national relief organizations; and

WHEREAS, during natural disasters, normal telephone and cell phone systems are disrupted creating a need for amateur radio operators to step in and coordinate their communication efforts with disaster relief teams; and

PROCLAMATION

WHEREAS, amateur radio operators have played a significant role in aiding relief workers in national emergencies, including the Oklahoma City Bombing in April 1995, the terrorist attacks on September 11, 2001, and the tornadoes that ravaged Illinois communities in April 2004; and

WHEREAS, this year's Amateur Radio Field Days will take place on June 25 – 26, 2005:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim June 2005 as AMATEUR RADIO AWARENESS MONTH in Illinois, and encourage all citizens to recognize the services this state's amateur radio operators provide in keeping our communities safe.
Issued by the Governor June 15, 2005.
Filed by the Secretary of State June 16, 2005.

2005-221
OPERATION SNOWBALL MONTH

WHEREAS, Operation Snowball is a program that encourages kids to stay substance-free by providing them with interactive group sessions; and

WHEREAS, over 50,000 kids participate in Operation Snowball, which is partnered with the Illinois Alcoholism and Drug Dependence Association. Operation Snowball currently has 150 chapters and is continually expanding; and

WHEREAS, the program focuses on prevention messages that aim primarily at the high school age because many students of this age understand the idea behind prevention. Group learning sessions present facts about drug and alcohol use and help students to develop their own ideas about substances before they are faced with situations in their future lives; and

WHEREAS, Operation Snowball is continually expanding to include people of all ages into their program by creating Snowflakes for junior high students and Snowflurries for elementary students. These programs teach kids the importance of living a substance-free lifestyle at an early age. There is also Segues for college students and Blizzards for families, helping to serve as role models for the younger children; and

PROCLAMATION

WHEREAS, Operation Snowball gives young adults the opportunity to enhance their leadership skills as well as maintain their substance-free lifestyle by mentoring younger children and motivating them to live by the same standards:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim October 2005 as OPERATION SNOWBALL MONTH and encourage all youth and young adults to maintain a healthy, substance-free lifestyle.
Issued by the Governor June 15, 2005.
Filed by the Secretary of State June 16, 2005.

ILLINOIS ADMINISTRATIVE CODE
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