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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: Administration of Funds Created By the Wireless Emergency Telephone Safety Act
- 2) Code Citation: 83 Ill. Adm. Code 1000
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
1000.100	Repealed
1000.110	Repealed
1000.120	Repealed
1000.200	Repealed
1000.210	Repealed
1000.300	Repealed
1000.310	Repealed
1000.320	Repealed
1000.330	Repealed
1000.400	Repealed
1000.410	Repealed
1000.420	Repealed
1000.500	Repealed
1000.510	Repealed
1000.520	Repealed
1000.530	Repealed
1000.600	Repealed
1000.610	Repealed
1000.700	Repealed
1000.710	Repealed
1000.720	Repealed
1000.730	Repealed
1000.740	Repealed
1000.750	Repealed
1000.760	Repealed
1000.770	Repealed
1000.APPENDIX A	Repealed
1000.APPENDIX B	Repealed
1000.APPENDIX C	Repealed
- 4) Statutory Authority: Implementing and authorized by the Wireless Emergency Telephone Safety Act [50 ILCS 751].

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- 5) A Complete Description of the Subjects and Issues Involved: The Wireless Emergency Telephone Safety Act (Act) [50 ILCS 751] established a mechanism by which to fund the provision of wireless 9-1-1 and wireless E9-1-1 service. Central Management Services had this administrative responsibility and promulgated rules. Public Act 93-839 amended the Act and gives the responsibility of administering funds collected under authority of the Act to the Illinois Commerce Commission. The Commerce Commission proposed rules, based on CMS rules, and published the rules for First Notice in Volume 29, Issue 26 of the Illinois Register, dated June 24, 2005. Because CMS no longer has authority to administer the rule and the responsibility now belongs to another Agency, the entire Part is being repealed.
- 6) Will this proposed repealer replace any emergency rulemaking currently in effect? No
- 7) Does this proposed repealer contain an automatic repeal date? No
- 8) Does this proposed repealer contain incorporations by reference? No
- 9) Are there any other proposed rulemakings pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This repealer will not require local governments, school districts or municipalities to establish, expand or modify activities in such a way as to necessitate additional expenditures from revenues.
- 11) Time, Place and Manner in which interested persons may comment on this proposed repealer:
- Gina Wilson
Legal Office
Central Management Services
720 Stratton Office Building
Springfield, Illinois 62706
- 217/785-1793
- 12) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: Any affected entity will simply work with the Illinois Commerce Commission instead of Central Management Services.

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- 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 proposed repealer was summarized: January 2006

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

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TITLE 83: PUBLIC UTILITIES

CHAPTER II: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 1000

ADMINISTRATION OF FUNDS CREATED BY
THE WIRELESS EMERGENCY TELEPHONE SAFETY ACT [\(REPEALED\)](#)

SUBPART A: GENERAL PROVISIONS

Section

- 1000.100 Scope
- 1000.110 Definitions
- 1000.120 Duties of DCMS

SUBPART B: ELIGIBILITY OF PROVIDERS AND CARRIERS

Section

- 1000.200 Eligibility of Providers
- 1000.210 Eligibility of Carriers

SUBPART C: GENERAL ADMINISTRATION

Section

- 1000.300 Transmission of Subscriber Information
- 1000.310 Transmission of Surcharge Moneys
- 1000.320 Allocation of Surcharges
- 1000.330 Administrative Costs

SUBPART D: ADMINISTRATION OF THE
WIRELESS SERVICES EMERGENCY FUND

Section

- 1000.400 Distribution of Moneys
- 1000.410 Grants for Subscribers in Overlapping Jurisdictions
- 1000.420 Overpayments and Underpayments

SUBPART E: ADMINISTRATION OF THE
WIRELESS CARRIER REIMBURSEMENT FUND

Section

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1000.510	Reimbursement for Approved Expenditures
1000.520	Priority of Distributions
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SUBPART F: DISPUTES AND PROTESTS

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1000.700	Use of Grants and Reimbursements
1000.710	Distributions Subject to Appropriation
1000.720	Records
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1000.740	Confidentiality and Public Disclosure
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1000.760	Reliance on Communications
1000.770	Contacting DCMS

1000.APPENDIX A	Form of Electronic Carrier Subscriber Information Transmittal
1000.APPENDIX B	Format of Carrier Remittance Transmittal
1000.APPENDIX C	Form of Sworn Statement

AUTHORITY: Implementing and authorized by the Wireless Emergency Telephone Safety Act [50 ILCS 751].

SOURCE: Adopted at 25 Ill. Reg. 76, effective December 18, 2000; repealed at 30 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 1000.100 Scope

This Part shall apply to all Wireless Carriers, Emergency Telephone System Boards, Qualified Governmental Entities and Wireless Public Safety Answering Points.

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Section 1000.110 Definitions

For purposes of this Part:

"Act" shall mean the Wireless Emergency Telephone Safety Act [50 ILCS 751].

"Administrative Costs" shall mean the ordinary and extraordinary fees, costs and expenses incurred by DCMS in performing its duties and responsibilities under the Act and this Part, including legal and other professional and consulting fees and expenses.

"Carrier" shall mean a Wireless Carrier.

"Communications Revolving Fund" shall mean that certain fund designated as a special fund in 30 ILCS 105/5.12.

"DCMS" shall mean the Illinois Department of Central Management Services.

"DSP" shall mean the Illinois Department of State Police.

"FCC" shall mean the Federal Communications Commission.

"Funds" shall mean the WSEF and the WCRF.

"Grant" shall mean a distribution from the WSEF to a Provider pursuant to Sections 20 and 25 of the Act.

"ICC" shall mean the Illinois Commerce Commission.

"Provider" shall mean an Emergency Telephone System Board or Qualified Governmental Entity. DSP shall be considered a Provider to the extent that it is acting as a Wireless Public Safety Answering Point.

"Reimbursement" shall mean a distribution from the WCRF to a Carrier for the purpose of reimbursing that Carrier for costs incurred in complying with the applicable provisions of FCC wireless enhanced 9-1-1 service mandates pursuant to Sections 30 and 35 of the Act.

"Subscriber" shall mean a Wireless Subscriber.

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"WCRF" shall mean the Wireless Carrier Reimbursement Fund.

"WSEF" shall mean the Wireless Services Emergency Fund.

All other capitalized terms not defined herein shall have the meaning ascribed to them in the Act.

Section 1000.120 Duties of DCMS

DCMS shall have the following duties and responsibilities under the Act:

- a) To adopt administrative rules governing Grants and Reimbursements;
- b) To develop and maintain a database of Providers eligible to receive Grants and Carriers eligible to receive Reimbursements;
- c) To the extent authorized by the State Treasurer, to collect and allocate surcharges remitted by Carriers into the Funds;
- d) To make monthly Grants to eligible Providers;
- e) To review and process properly presented Carrier requests for Reimbursement in accordance with the Act;
- f) To account for all surcharges collected and moneys disbursed;
- g) To maintain auditable records of receipts, Grants and Reimbursements and provide an annual accounting of the Funds to the Auditor General as required by the Act; and
- h) To resolve disputes as required by the Act.

SUBPART B: ELIGIBILITY OF PROVIDERS AND CARRIERS

Section 1000.200 Eligibility of Providers

To be eligible to receive a Grant, a Provider (other than DSP) must make a written request on its letterhead to DCMS stating that it desires to receive Grants from the WSEF. The request must be accompanied by:]

- a) a copy of its declaration of intention to serve as a primary Wireless 9-1-1 Public

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Safety Answering Point filed with the ICC and DSP;

- b) a copy of its plan (with all exhibits and schedules) filed with the ICC to obtain authority to handle 9-1-1 wireless calls (and all amendments and modifications to the plan), unless the plan has been provided directly to DCMS by the ICC;
- c) a detailed explanation of the geographic area the ICC has granted it authority to cover, by five digit zip code. The explanation must include:
 - 1) all zip codes in which the Provider has sole authority from the ICC to handle wireless 9-1-1 calls; and
 - 2) all zip codes in which the Provider has shared authority from ICC to handle wireless 9-1-1 calls (in this instance the Provider may also define its geographic coverage area by nine digit zip code);
- d) a list of all other Providers, by zip code, also providing coverage in the geographic area the ICC has granted it authority to cover (or, if none are known, a statement to that effect);
- e) copies of all documentation evidencing agreement with other Providers governing the manner in which Grants relating to Subscribers in overlapping geographic areas (defined by zip code) should be made (or, if no such agreements exist, a written statement to that effect); and
- f) a certified copy of the letter from the ICC granting it authority to handle 9-1-1 calls (and all additional letters granting authority to amend or modify the initial plan). Each Provider shall be under a continuing duty to notify DCMS in writing of any changes to information submitted under this Section 1000.200. DCMS may also receive approved wireless 9-1-1 documentation directly from the ICC. Providers must abide by all other applicable rules established by the ICC in relation to the Act to receive Grants. DSP shall be considered certified and eligible to receive Grants without complying with this Section.

Section 1000.210 Eligibility of Carriers

To be eligible to receive a Reimbursement, a Carrier must:

- a) Be certified by the FCC as a wireless carrier (or reseller) operating in the State of Illinois;

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- b) Have provided current Subscriber information to DCMS as required by the Act and in Section 1000.300 of this Part; and
- c) Comply with all provisions of this Part pertaining to requests for Reimbursement.

SUBPART C: GENERAL ADMINISTRATION

Section 1000.300 Transmission of Subscriber Information

With the first transmittal of surcharges collected under the Act, and at the end of each billing month thereafter (within 10 days after the end of the Carrier monthly billing period), each Carrier shall submit to DCMS its updated total number of Subscribers per zip code (9 digit zip code if available) for that billing month. Transmittals shall be made in an electronic format, in substantially the form set forth in Appendix A of this Part, and shall be on diskette, CD, cartridge or as a file attached to an e-mail. The file must be in text format and be accompanied by a transmittal document or a proper label listing the Carrier name, Federal Employer Identification Number, billing month, and the total Subscriber record count included on the submission. Transmittals shall be mailed to:

Wireless 911 Section
DCMS Division of Telecommunications
201 West Adams
Springfield, Illinois 62704-1874

Section 1000.310 Transmission of Surcharge Moneys

- a) Surcharge moneys collected under the Act shall be remitted by check on a monthly basis. Each remittance check must display the remitting Carrier's name and Federal Employer Identification Number and a unique Carrier check number on the face. The payee shall be designated as "State of Illinois, WETSA Funds".
- b) Each remittance of fees under this Section must be accompanied by a transmittal to DCMS, with the information specified by DCMS, in substantially the form set forth in Appendix B of this Part.
- c) The checks and remittance transmittal shall be mailed to:

DCMS Office of Accounting
Attention: Cashier
520 Stratton Building
Springfield, Illinois 62706-4100

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Section 1000.320 Allocation of Surcharges

Of the surcharges remitted under this Subpart, 1/3 shall be deposited into the WCRF and 2/3 shall be deposited into the WSEF.

Section 1000.330 Administrative Costs

- a) Administrative Costs shall be chargeable to the Funds.
- b) Administrative Costs shall be billed proportionally to the WCRF and the WSEF on a monthly basis. The fees so established and charged shall be adjusted periodically based on actual costs, and reconciled at least annually.
- c) The Administrative Costs so charged and received shall be deposited into the Communications Revolving Fund.

SUBPART D: ADMINISTRATION OF THE WIRELESS SERVICES EMERGENCY FUND

Section 1000.400 Distribution of Moneys

Subject to appropriation, moneys in the WSEF may be used only for Grants to Providers and to pay Administrative Costs.

- a) Except as provided in this Section, DCMS, subject to appropriation, will make monthly proportional Grants to each Provider eligible to receive a Grant under Section 1000.200 of this Part based on the number of monthly Subscribers in the geographic area (defined by zip code) in which the Provider is certified as a wireless 9-1-1 service provider by the ICC.
- b) All surcharge moneys allocated to the WSEF in a given month shall be distributed to the appropriate Providers, except as reduced in subsections (d) and (e) of this Section.
- c) Funds allocated to the WSEF for geographic areas (defined by zip codes) that have not been properly claimed as the jurisdiction of an eligible Provider and located within the Statewide Wireless Emergency 9-1-1 System shall be allocated to DSP. Funds allocated to the WSEF for billing addresses located outside the State of Illinois, or geographic areas (defined by zip code) that have not been claimed as the jurisdiction of an eligible Provider and are located outside the

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Statewide Wireless Emergency 9-1-1 System, shall be allocated proportionately to eligible Providers in the manner set forth in subsection (a) of this Section.

- d) Funds allocated to the WSEF for geographic areas that are contested between eligible Providers will be held in escrow until proper determination has been made by DCMS as provided in Section 1000.600 of this Part.
- e) The Communications Revolving Fund shall invoice the WSEF for Administrative Costs on a monthly basis.

Section 1000.410 Grants for Subscribers in Overlapping Jurisdictions

Providers sharing geographic areas (defined by zip code) are encouraged to enter into agreements governing the manner in which Grants in the shared areas should be made. Providers in shared geographic areas that do not enter into agreements must be prepared, upon 60 days' notice, to submit documentation to DCMS outlining the percentage of the shared geographic area claimed and the reasons justifying the percentage claimed for resolution in accordance with Section 1000.600 of this Part.

Section 1000.420 Overpayments and Underpayments

In the event of an underpayment or overpayment of Grant funds, DCMS shall, at least annually, take one or more of the following corrective actions:

- a) Instruct an overpaid Provider to redirect funds to the proper (underpaid) Provider in applicable instances (in which case each affected Provider must furnish proof to DCMS that the redirection of funds has been completed as instructed); or
- b) Offset one or more future Grant payments to an overpaid Provider; or
- c) Increase one or more future Grant payments to an underpaid Provider; or
- d) Release a Grant payment to an underpaid Provider on an interim basis during the month.

SUBPART E: ADMINISTRATION OF THE
WIRELESS CARRIER REIMBURSEMENT FUND

Section 1000.500 Permitted Reimbursements

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Moneys in the WCRF may be used, subject to appropriation, only to reimburse Carriers for costs incurred in complying with the applicable provisions of FCC wireless enhanced 9-1-1 service mandates and to pay Administrative Costs. In no event shall any sworn invoice submitted to DCMS for reimbursement be approved for:

- a) Costs not related to compliance with FCC Wireless Enhanced 9-1-1 mandates.
- b) Costs with respect to any Wireless Enhanced 9-1-1 service that is not operable at the time the invoice is submitted.
- c) Costs of providing Wireless Enhanced 9-1-1 services in an area when a unit of local government or Emergency Telephone System Board provides wireless 9-1-1 services in that area and was imposing and collecting a Wireless Carrier surcharge prior to July 1, 1998.
- d) An amount in excess of 100% of an individual Carrier's cumulative remittances to the WCRF, net Administrative Costs and prior Reimbursements.

Section 1000.510 Reimbursement for Approved Expenditures

- a) Subject to the conditions in Section 1000.500, invoices properly submitted to DCMS shall be reviewed and either:
 - 1) Approved in whole or in part; or
 - 2) Denied in whole or in part.
- b) Sworn invoices must contain a sufficiently detailed description of the goods/services for which Reimbursement is sought for DCMS to be able to validate the claim for Reimbursement. Sworn invoices submitted with insufficient detail shall be returned to the Carrier for resubmission with additional documentation necessary for DCMS to validate the claim.
- c) Carriers seeking Reimbursement shall submit a sworn statement along with each submission of invoices verifying that the charges are reimbursable under the Act and this Part. The sworn statement shall be submitted in substantially the form of the affidavit set forth in Appendix C of this Part. Carriers must submit requests for Reimbursement on Carrier letterhead, along with the documentation set forth above and in Appendix C of this Part, to the following address:

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Wireless 911 Section
DCMS Division of Telecommunications
201 West Adams
Springfield, Illinois 62704-1874

Section 1000.520 Priority of Distributions

If insufficient funds exist in the WCRF to satisfy all outstanding claims against the WCRF, all moneys in the WCRF shall be distributed as follows:

- a) First, to reimburse the Communications Revolving Fund for outstanding Administrative Costs incurred by DCMS chargeable against the WCRF; and
- b) Second, to make outstanding Reimbursements on a pro-rata basis, including both current Reimbursements and Reimbursements due from prior months.

Section 1000.530 Overpayments and Underpayments

- a) In the event that DCMS determines that an overpayment to a Carrier has been made, it shall immediately notify the Carrier, and shall:
 - 1) direct the Carrier to immediately reimburse the overpayment to the State;
or
 - 2) offset a subsequent Reimbursement in an amount equal to the overpayment.
- b) In the event that DCMS determines that an underpayment to a Carrier has been made, it shall process a voucher corresponding to the underpaid amount, subject to fund availability.

SUBPART F: DISPUTES AND PROTESTS

Section 1000.600 Resolution of Disputes

- a) In the event that DCMS is notified of an area of overlapping 9-1-1 service jurisdiction where the Providers in that geographic area have not agreed to the manner in which Grants in that area will be apportioned, the Grants for that area shall be based on reference to an official Master Street Address Guide to the Emergency Telephone System Board or Qualified Governmental Entity whose Public Safety Answering Points provide wireless 9-1-1 service in that area. The Provider claiming the overlapping jurisdiction shall be responsible for providing

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DCMS with a valid copy of the appropriate Master Street Address Guide. In the event no Master Street Address Guide is available for the jurisdiction at issue or does not provide the information necessary to resolve the dispute, DCMS shall resolve the dispute based on available information, including consultation with the ICC if deemed appropriate by DCMS. Any funds allocated to the WSEF for the geographic region in question shall be held in escrow until a resolution is reached.

- b) In the event of a Subscriber billing address being matched to an incorrect jurisdiction by DCMS, the recipient, upon notification from DCMS, shall redistribute the funds in question in the manner directed by DCMS, based on the procedures in Section 1000.410 of this Part.
- c) In the event of a dispute between Providers concerning a Subscriber billing address, DCMS shall resolve the dispute using reasonable means.

Section 1000.610 Protests

- a) A Provider or Carrier aggrieved in connection with any action taken by DCMS under this Part may file a protest.
- b) Protests shall be made in writing to the Director of DCMS and shall be filed within 14 calendar days after the protester knows or should have known of the facts giving rise to the protest. A protest is considered filed when physically received by the Office of the Director of DCMS. Protests filed after the 14-calendar day period shall not be considered. To expedite handling of protests, the envelope should be labeled "Wireless 9-1-1 Funds Protest". The written protest shall include as a minimum the following:
 - 1) the name and address of the protester;
 - 2) a statement of reasons for the protest; and
 - 3) supporting exhibits, evidence, or documents necessary to substantiate the protest.
- c) Protests shall be sent to:

Director
Illinois Department of Central Management Services

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715 Stratton Building
Springfield, Illinois 62706-4100

- d) Any additional information requested by DCMS shall be submitted within the time periods established in order to expedite consideration of the protest. Failure of the protesting party to comply expeditiously with a request for information by DCMS may result in resolution of the protest without consideration of that information.
- e) A decision on a protest shall be made by DMCS as expeditiously as possible after receiving all relevant requested information.

SUBPART G: MISCELLANEOUS

Section 1000.700 Use of Grants and Reimbursements

Grants and Reimbursements may be used only for the purposes set forth in the Act.

Section 1000.710 Distributions Subject to Appropriation

- a) Notwithstanding any other provision of this Part, Grants shall be payable solely from funds appropriated by the General Assembly to the WSEF for the purpose of making Grants. Obligations of DCMS and the State of Illinois to make Grants shall cease immediately and without liability if at any time the Illinois General Assembly fails to appropriate or otherwise make available sufficient funds to make Grants.
- b) Notwithstanding any other provision of this Part, Reimbursements shall be payable solely from funds appropriated by the General Assembly to the WCRF for the purpose of making Reimbursements. Obligations of DCMS and the State of Illinois to make Reimbursements shall cease immediately and without liability if at any time the Illinois General Assembly fails to appropriate or otherwise make available sufficient funds to make Reimbursements.
- c) DCMS shall notify eligible Providers and Carriers of any applicable lack of appropriations as soon as is practicable.

Section 1000.720 Records

- a) DCMS shall maintain detailed records of receipts and distributions and provide an

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annual accounting of the Funds to the Auditor General as required by the Act.

- b) Providers shall maintain detailed books and records related to Grants received and use of the Grant funds in accordance with applicable law and generally accepted accounting principles. Providers shall maintain these books and records for a minimum of 5 years. All books and records shall be available for review or audit by DCMS, its representatives, the Illinois Auditor General, and other governmental entities with monitoring authority upon reasonable notice and during normal business hours. Providers shall cooperate fully with any such review or audit. If any audit indicates overpayment to a Provider, DCMS shall adjust future or final payments otherwise due. If no payments are due and owed to a Provider, or if the overpayment exceeds the amount otherwise due, the Provider shall immediately refund all amounts that may be due to the WSEF.
- c) Carriers shall maintain detailed books and records related to surcharges billed and collected by geographic area, and records necessary to support requested Reimbursements in accordance with applicable law and generally accepted accounting principles. Carriers shall maintain these books and records for a minimum of 5 years. All books and records shall be available for review or audit by DCMS, its representatives, the Illinois Auditor General, and other governmental entities with monitoring authority upon reasonable notice and during normal business hours. Carriers shall cooperate fully with any such review or audit. If any audit indicates overpayment to a Carrier, or subcontractor, DCMS shall adjust future or final payments otherwise due. If no payments are due and owed to a Carrier, or if the overpayment exceeds the amount otherwise due, the Carrier shall immediately refund all amounts that may be due to the WCRF.

Section 1000.730 Physical Inspections

With respect to any request for Reimbursement, DCMS may perform an on-site physical inspection of the requesting Carrier's facilities for the purpose of verifying that the request is reimbursable under the Act and this Part. Carriers shall cooperate and provide reasonable assistance requested by DCMS in the performance of any such physical inspection.

Section 1000.740 Confidentiality and Public Disclosure

Because of the highly competitive nature of the wireless telephone industry, a public disclosure of information about surcharge moneys paid by Wireless Carriers could have the effect of stifling competition to the detriment of the public and the delivery of wireless 9-1-1 services. Therefore, the Department of Central Management Services, the Department of State Police,

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governmental agencies, and individuals with access to that information shall take appropriate steps to prevent public disclosure of this information. Information and data supporting the amount and distribution of surcharge moneys collected and remitted by an individual Wireless Carrier shall be deemed exempt information for purposes of the Freedom of Information Act and shall not be publicly disclosed. The gross amount paid by all Carriers shall not be deemed exempt and may be publicly disclosed. [50 ILCS 751/40]

Section 1000.750 Indemnification

Except as explicitly set forth in the Act, and except as explicitly prohibited by law, each Provider requesting Grants and each Carrier shall indemnify and hold the State of Illinois, including DCMS, and its officers, agents and employees, harmless from and against any and all liabilities, demands, claims, damages, suits, costs and fees, and expenses incident thereto, that may arise by reason of the functions or services provided by DCMS under the Act and this Part. In the event of any demand or claim against DCMS, DCMS will notify the responsible Carrier or Provider in writing. DCMS may elect to defend any demand or claim and will be entitled to be paid by the Provider or Carrier for all damages, costs and attorney's fees incurred.

Section 1000.760 Reliance on Communications

DCMS may act or proceed in good faith upon any communication, whether in paper or electronic form, that it in good faith believes to be genuine and to have been submitted or issued pursuant to any of the provisions of the Act or this Part. DCMS shall be under no duty to make any investigation or inquiry as to any statements contained or matters referred to in any such communication, but may accept and rely upon the communication as conclusive evidence of the truth and accuracy of the statements.

Section 1000.770 Contacting DCMS

Questions relating to the content or administration of this Part shall be directed to:

Wireless 911 Section
DCMS Division of Telecommunications
201 West Adams
Springfield, Illinois 62704-1874

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED REPEALER

Section 1000.APPENDIX A Form of Electronic Carrier Subscriber Information Transmittal

MONTHLY SUBSCRIBER COUNT FILE

Storage Media: Diskette

Carrier Subscriber Record File Layout

INSTRUCTIONS: This file must be 32 characters in length with a header and trailer record. The header record must have an 'H' indicator in the first position and the Carrier name in the remaining 31 positions. The trailer record must have a 'T' in the first position and the total number of records on the file **excluding** the header and trailer records for 10 positions.

Each field length must be filled. Example: Subscriber count is a length of 10 and all spaces must be filled with leading zeros (e.g., 0000000999).

Field Name	Starting Position	Length	Data Type
FEIN	1	9	Numeric
Billing Month	10	4	Numeric (YYMM)
US Postal Zip Code	14	5	Numeric
US Postal +4 Code (if available)	19	4	Numeric
Subscriber Count	23	10	Numeric

SAMPLE: Below is an example of the header, trailer and filed requirements.

Header:

Hcarriername

Trailer

T9999999999

HCARRIERNAME

99999999900106270412340000000005

99999999900106270400000000000025

T000000002

Questions concerning the field requirements may be addressed to:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED REPEALER

Wireless 911 Subscriber Count Administration
DCMS Division of Telecommunications
201 West Adams
Springfield, Illinois 62704-1874
Phone: (217)588-4154
Email: ILWETSA_CMS@CMS.STATE.IL.US

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED REPEALER

Section 1000.APPENDIX B Format of Carrier Remittance Transmittal

CARRIER REMITTANCE OF WIRELESS E9-1 FUNDS

CARRIER NAME _____

CARRIER FEIN # _____

CARRIER ADDRESS _____

CITY/ST/ZIP _____

CONTACT NAME _____

CONTACT PHONE # _____

REMITTANCE MONTH _____

REMITTANCE AMT \$ _____

CHECK NUMBER _____

CHECK DATE _____

REMITTANCE MONTHLY BREAKDOWN:

MO/YR Billed	Amount Remitted
____ / ____	\$ ____ . ____
____ / ____	\$ ____ . ____
____ / ____	\$ ____ . ____
____ / ____	\$ ____ . ____
____ / ____	\$ ____ . ____
____ / ____	\$ ____ . ____
____ / ____	\$ ____ . ____
____ / ____	\$ ____ . ____
____ / ____	\$ ____ . ____

TOTAL REMITTED \$ ____ . ____ *

*Must agree with Remittance Amount listed at top of form.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED REPEALER

Section 1000.APPENDIX C Form of Sworn Statement

STATE OF ILLINOIS)
)
COUNT OF _____) SS.

AFFIDAVIT

The undersigned, being first duly sworn under oath, deposes and says, under penalties of perjury:

- 1. I am the _____ [title of official making Affidavit] of _____ [legal name of Carrier] (the "Carrier"), a corporation [insert other business form, if applicable] created and existing under the laws of the State of _____, and am duly authorized to make this Affidavit on behalf of the Carrier.
2. This Affidavit is made for the purpose of requesting Reimbursement from the Wireless Carrier Reimbursement Fund in the amount of \$ _____ [amount of reimbursement requested] pursuant to Section 35 of the Illinois Wireless Emergency Telephone Safety Act (the "Act").
3. The amount requested is reimbursable under the Act.
4. Attached hereto as Exhibit A is a list of the goods or services for which reimbursement under this Affidavit is sought.
5. Attached hereto as Exhibit B are copies of invoices supporting the Reimbursement requested.
6. All of the Reimbursement requested represents costs incurred by the Carrier in complying with Federal Communications Commission Wireless Enhanced 9-1-1 mandates ("FCC Mandates").
7. Attached hereto as Exhibit C is an explanation of how the costs represented by the attached invoices relate to compliance with the FCC Mandates described therein.
8. I have read the Exhibits attached hereto and know them to be true and accurate.
9. All Reimbursement requested hereunder represents costs that are related to compliance with the requirements established by the FCC Mandates.
10. The Reimbursement requested hereunder represents costs with respect to Wireless Enhanced 9-1-1 service that is operable and capable of transmitting Wireless Enhanced 9-1-1 service as a result of the expenditures set forth in Exhibit B.
11. The following are the geographic areas, by zip code, receiving Wireless Enhanced 9-1-1 service as a result of the expenditures et forth in Exhibit B.
12. To the best of my knowledge, the following are the Wireless Public Safety Answering Points (as defined by the Act), receiving Wireless Enhanced 9-1-1 service as a result of the

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED REPEALER

expenditures set forth in Exhibit B.

- 13. The Carrier is in compliance with the Act.

[Signature] _____
[Printed Name of Official]

SUBSCRIBED AND SWORN TO this _____ day of _____, 200__ before me, a Notary Public in and for the County and State aforesaid, by _____ [name of official making Affidavit], who is personally known to me to be the _____ [affiant's official title] of _____ [legal name of Carrier] who appeared before me this day and duly acknowledged to me execution of the foregoing Affidavit.

[Signature] _____
Notary Public
[Seal]

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Designation of Restricted Waters in the State of Illinois
- 2) Code Citation: 17 Ill. Adm. Code 2030
- 3) Section Number: 2030.20 Proposed Action: Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 5-7 and 5-12 of the Boat Registration and Safety Act [625 ILCS 45/5-7 and 5-12].
- 5) A Complete Description of the Subjects and Issues Involved: These amendments will downsize the no-wake zone on the Rock River at Martin's Park in Loves Park and eliminate the no-boat area where there is no longer a swimming beach. At the request of local law enforcement officers who had concerns for public safety, this rule was amended in May of 2003 to designate a portion of the Rock River at Martin Park in Loves Park as a slow, no wake area. However, a group of boaters in the area believes the designated area is too restrictive and requested that it be modified. In an attempt to reach a compromise, DNR Law Enforcement staff met with the Sheriff of Winnebago County, the Rockford Police Department, the Rockford Park District Police Department and members of the group who opposed the restricted area. Following these discussions, Department personnel have determined downsizing the no wake area will not compromise public safety.
- 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 Objective: Public safety in coordination with and at the request of units of local government.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments on the proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice to:

Jack Price, Legal Counsel
Department of Natural Resources

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

One Natural Resources Way
Springfield IL 62702-1271

217/782-1809

12) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses, small municipalities and not for profit corporations affected: No small businesses, small municipalities or not for profit corporations are required to perform any function in support of this rule. However, small businesses such as marinas could be affected if boating on the bodies of water they serve is restricted. Additionally, small municipalities located along bodies of water where boating is restricted under this regulation would be affected in that their populations would be restricted in their boating activities.
- 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 anticipated when the most recent regulatory agenda was published.

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

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

TITLE 17: CONSERVATION
 CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
 SUBCHAPTER e: LAW ENFORCEMENT

PART 2030

DESIGNATION OF RESTRICTED WATERS IN THE STATE OF ILLINOIS

Section

2030.10	General Regulations
2030.15	Designation of Restricted Waters by the Department of Natural Resources
2030.20	Region I – Designated Restricted Boating Areas
2030.30	Region II – Designated Restricted Boating Areas
2030.40	Region III – Designated Restricted Boating Areas
2030.50	Region IV – Designated Restricted Boating Areas
2030.60	Region V – Designated Restricted Boating Areas
2030.70	Riverboat Gambling Casinos – Designated Restricted Boating Areas
2030.80	Hazardous Navigation Conditions – Designated Restricted Boating Areas

AUTHORITY: Implementing and authorized by Sections 5-7 and 5-12 of the Boat Registration and Safety Act [625 ILCS 45/5-7 and 5-12].

SOURCE: Adopted at 5 Ill. Reg. 8763, effective August 25, 1981; codified at 5 Ill. Reg. 10617; amended at 9 Ill. Reg. 4789, effective April 2, 1985; amended at 11 Ill. Reg. 9519, effective May 5, 1987; emergency amendment at 12 Ill. Reg. 8745, effective May 15, 1988, for a maximum of 150 days; emergency expired September 20, 1988; emergency amendment at 12 Ill. Reg. 12111, effective July 6, 1988, for a maximum of 150 days; emergency expired December 12, 1988; amended at 12 Ill. Reg. 16707, effective September 30, 1988; amended at 12 Ill. Reg. 20472, effective November 28, 1988; corrected at 13 Ill. Reg. 967; emergency amendment at 13 Ill. Reg. 2878, effective February 21, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 12814, effective July 21, 1989; amended at 16 Ill. Reg. 8483, effective May 26, 1992; amended at 19 Ill. Reg. 7549, effective May 26, 1995; emergency amendment at 19 Ill. Reg. 11967, effective August 3, 1995, for a maximum of 150 days; amended at 20 Ill. Reg. 750, effective December 29, 1995; amended at 20 Ill. Reg. 7864, effective June 3, 1996; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 20 Ill. Reg. 15692, effective December 2, 1996; amended at 23 Ill. Reg. 6822, effective May 20, 1999; amended at 27 Ill. Reg. 8871, effective May 19, 2003; amended at 29 Ill. Reg. 15550, effective September 27, 2005; amended at 30 Ill. Reg. _____, effective _____.

Section 2030.20 Region I – Designated Restricted Boating Areas:

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

- a) The following portions of the Rock River are designated as Slow, No Wake areas:
- 1) An area of the Rock River located at Moonlite Bay, 4 miles east of Sterling and 6 miles west of Dixon, Illinois.
 - 2) The portion of the Rock River $\frac{1}{4}$ mile above the dam at Oregon, Illinois, at the docking area at Lowden Memorial Park.
 - 3) The portion of the Rock River at Martin Park in Loves Park from [200 feet upstream of the boat launches to 200 feet downstream of the boat launches, and for 150 feet from the Martin Park Shoreline from 200 feet downstream of the boat launches to 400 feet downstream of the boat launches](#)~~the Riverside Bridge south to the island located at the south end of Martin Park.~~
- b) The following portions of the Fox River are designated as Slow, No Wake areas: The portion of the Fox River between the Main Street bridge of the City of Ottawa and the mouth of the Fox River at the confluence of the Illinois River.
- c) The following portions of the Illinois River are designated as Slow, No Wake areas:
- 1) The portion of the Illinois River from the Burlington Northern R.R. bridge in the City of Ottawa to the upstream side of the mouth of the Fox River.
 - 2) The area of the Illinois River near the Spring Bay boat harbor at Spring Bay, Illinois.
 - 3) An area of the Illinois River at the Woodford County Conservation area, 7 miles north of Spring Bay off Route 87.
 - 4) An area of the Illinois River located at the Detweiller Marina, Peoria, Illinois.
 - 5) An area of the Illinois River from the southernmost edge of the Downtown Riverfront Marina to the Murray Baker Bridge, Peoria, Illinois.
 - 6) An area of the Illinois River at Alfrisco Harbor, Peoria Heights, Illinois.

DEPARTMENT OF NATURAL RESOURCES

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- 7) An area located at the Sobowski Marina, Peoria Heights, Illinois.
 - 8) An area located at the Illinois Valley Yacht Club, Peoria Heights, Illinois.
 - 9) An area at Henry, Illinois, on the west side of the River from Browns Landing to 300 yards north of the bridge.
 - 10) The Lacon Boat Club Dock, Lacon, Illinois.
 - 11) The boat harbor at Lacon, Illinois.
 - 12) An area at the South Shore Boat Club, Peru, Illinois.
 - 13) The harbor of Starved Rock Marina, Ottawa, Illinois.
 - 14) The waters of the Illinois River beginning in front of the Pekin Boat Club launching ramp.
- d) The following portions of the Mississippi River are designated as Slow, No Wake areas:
- 1) An area bordering the Savanna Park waterfront, extending from a jetty south of the Ritchie Boat Dock, north to a jetty north of the Kindell Marina.
 - 2) An area in Vaely Chute which runs through the Andalusia Islands located 4 miles west of Andalusia.
 - 3) An area at the launching ramp and harbor of the Rock Island Boat Club located at the foot of 18th Avenue in Rock Island.
 - 4) An area at the harbor and boat ramp in front of the Legion Hall at Cordova, Illinois.
 - 5) An area located at the boat ramps, City of Moline, between 26th Street and 34th Street and River Drive.
 - 6) An area near the launching ramps and bathing beach at Keithsburg, Illinois.

DEPARTMENT OF NATURAL RESOURCES

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- 7) An area in the chute connecting Sturgeon Bay and the Mississippi River at New Boston, Illinois.
- 8) An area near the boat ramp and floating gas station at the end of Route 17 at New Boston.
- 9) An area at Shokohon, Illinois.
- 10) An area in the fish preserve lock and dam 19 at Hamilton, Illinois.
- 11) The public launching area 3 miles north above the dam at Hamilton.
- 12) The waters of Harris Slough Mississippi River backwaters at the Galena Boat Club, 3 miles south of Galena, Illinois.
- 13) The waters encompassing the cut starting at the mouth of the cut on Deadman's Slough, then northward approximately 250 feet to the confluence of the Harris and Keohough Sloughs.
- 14) The backwater section of the Mississippi River (river mile marker 479.8) that starts at the Harbor opening of Potter's Lake, Sunset Park, Rock Island and covers the entire lake area.
- 15) The area of Cattail Slough off the Mississippi River, located south of Fulton, Whiteside County, .7 mile in length, 150 yards wide, starting on the north at the Chicago and Northwestern R.R. bridge and extending south ~~.77/10 of a~~ .7 mile to the first narrows.
- 16) The waters of the south entrance to Chandler Slough lying upstream from the north boundary of the U.S. Fish and Wildlife Service property up to and including the Bent Prop Marina harbor area.
- 17) The waters of Frentress Lake lying upstream from the boat ramp at Charlies Boat Dock, including the adjacent sand pit harbor area.
- 18) An area of the Mississippi River in the vicinity of the Lazy River Marina at Savanna, Illinois, extending from the upper limit of the dredge cut at Miller's Lake to a point north of the Miller's Hollow public launching ramp.

DEPARTMENT OF NATURAL RESOURCES

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- 19) An area located approximately at Mississippi River mile 536.6 known as Savanna Slough from the Soo Line railroad bridge north to the north point of the Savanna Park District island as posted by signs or buoys.
- e) The following waters shall be designated as restricted waters as described below:
- 1) NO BOATS
- ~~A)~~ ~~The swimming area at Martin Park, Loves Park, Illinois.~~
- ~~A)~~~~B)~~ The swimming area at Albany Beach located in Albany Township.
- ~~B)~~~~C)~~ The swimming area at the Santa Fe Island bar, approximately 4 miles north of Savanna.
- ~~C)~~~~D)~~ The head of Big Island and 1½ miles north of Oquawka, Illinois.
- ~~D)~~~~E)~~ The Boy Scout Camp located on Lake Cooper, Mississippi River.
- ~~E)~~~~F)~~ The waters of the four chutes of Argyle Lake, approximately 2 miles north of Colchester, Illinois.
- ~~E)~~~~G)~~ The water 600 feet above and 150 feet below dams 12, 13, 14, 15, 16, 17 and 18 on the Mississippi River.
- 2) NO SKI – It shall be unlawful to water ski in the following designated waters:
- That area of the inside cut of the Mississippi River, opening directly into Frentrees Lake, includes the area from the north to the south entrances from the river slough, inclusive, east of Mile Post 576.

(Source: Amended at 30 Ill. Reg. _____, effective _____)

PROPERTY TAX APPEAL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Practice and Procedure for Appeals Before the Property Tax Appeal Board
- 2) Code Citation: 86 Ill. Adm. Code 1910
- 3) Section Numbers:

1910.20	<u>Proposed Action:</u>
1910.30	Amendment
1910.88	Amendment
	New Section
- 4) Statutory Authority: 35 ILCS 200/Art.7 and 16-180 through 16-195
- 5) A Complete Description of the Subjects and Issues Involved:

Section 1910.20 – Correspondence: This Section is amended to update Board office information and business hours.

Section 1910.30 – Petitions – Applications: This Section is amended to delete references in subsections (a) and (b) to faxed documents not being accepted by the Board.

Section 1910.88 – Use of Facsimile Machines: This new Section is added to allow a party to send facsimile transmissions to the Board of 100 or less pages provided that an original copy is sent to the agency within 5 days after being faxed. The receipt date of the facsimile shall have the same effect as a postmark date.
- 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 incorporation by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
1910.31	New Section	30 Ill. Reg. 2466; 2/24/06
1910.50	Amended	30 Ill. Reg. 1816; 2/10/06
1910.67	Amended	30 Ill. Reg. 1816; 2/10/06
1910.76	Amended	29 Ill. Reg. 13983; 9/16/05
1910.91	New Section	30 Ill. Reg. 1816; 2/10/06
1910.92	New Section	29 Ill. Reg. 13983; 9/16/05

PROPERTY TAX APPEAL BOARD

NOTICE OF PROPOSED AMENDMENTS

1910.94	New Section	30 Ill. Reg. 2466; 2/24/06
1910.96	New Section	30 Ill. Reg. 2466; 2/24/06
1910.98	New Section	30 Ill. Reg. 1816; 2/10/06

- 10) Statement of Statewide Policy Objectives: This rulemaking will not modify or expand a State mandate.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may comment on this proposed rulemaking by filing such comments in writing, within 45 days after publication of this Notice in the *Illinois Register*, with the Property Tax Appeal Board at its offices in Springfield:
- James W. Chipman - Executive Director
Property Tax Appeal Board
Rm. 402, Stratton Office Building
401 S. Spring St.
Springfield, Illinois 62706
- (217) 782-6076
james.chipman@illinois.gov
- 12) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: All small businesses owning taxable real property in Illinois.
- 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 2006

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

PROPERTY TAX APPEAL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 86: REVENUE

CHAPTER II: PROPERTY TAX APPEAL BOARD

PART 1910

PRACTICE AND PROCEDURE FOR APPEALS
BEFORE THE PROPERTY TAX APPEAL BOARD

Section

1910.5	Construction and Definitions
1910.10	Statement of Policy
1910.11	Rules of Order
1910.20	Board Information – Correspondence
1910.25	Computing Time Limits
1910.30	Petitions – Application
1910.40	Board of Review Response to Petition Application
1910.50	Determination of Appealed Assessment
1910.55	Stipulations
1910.60	Interested Parties – Intervention
1910.63	Burdens of Proof
1910.64	Motion Practice – Service of Papers
1910.65	Documentary Evidence
1910.66	Rebuttal Evidence
1910.67	Hearings
1910.68	Subpoenas
1910.69	Sanctions
1910.70	Representation at Hearings
1910.71	Ex Parte Communications
1910.72	Informal Settlement Conference
1910.73	Pre-hearing Conference – Formal Settlement Conference
1910.74	Administrative Review
1910.75	Access to Board Records – Freedom of Information Procedures
1910.76	Publication of Annual Synopsis
1910.77	Withdrawals and Substitutions of Attorneys
1910.78	Consolidation of Appeals
1910.80	Forms
1910.88	Use of Facsimile Machines
1910.90	Practice Rules
1910.93	Request for Witnesses
1910.95	Separability (Renumbered)
1910.100	Severability

PROPERTY TAX APPEAL BOARD

NOTICE OF PROPOSED AMENDMENTS

AUTHORITY: Implementing and authorized by Article 7 and Sections 16-180 through 16-195 of the Property Tax Code [35 ILCS 200/Art. 7 and 16-180 through 16-195].

SOURCE: Adopted at 4 Ill. Reg. 23, p. 106, effective May 27, 1980; codified at 8 Ill. Reg. 19475; amended at 13 Ill. Reg. 16454, effective January 1, 1990; amended at 21 Ill. Reg. 3706, effective March 6, 1997; amended at 21 Ill. Reg. 11949, effective August 13, 1997; amended at 21 Ill. Reg. 14551, effective October 27, 1997; amended at 22 Ill. Reg. 957, effective December 19, 1997; amended at 22 Ill. Reg. 16533, effective September 2, 1998; amended at 24 Ill. Reg. 1233, effective January 5, 2000; amended at 29 Ill. Reg. 13574, effective August 19, 2005; amended at 29 Ill. Reg. 21046, effective December 16, 2005; amended at 30 Ill. Reg. 1419, effective January 20, 2006; amended at 30 Ill. Reg. 2640, effective February 15, 2006; amended at 30 Ill. Reg. _____, effective _____.

Section 1910.20 Board Information – Correspondence

- a) All communications to the Illinois Property Tax Appeal Board shall be addressed to the Clerk of the Property Tax Appeal Board, 402 William G. Stratton Building, 401 S. Spring Street, Springfield, Illinois 62706-0002, unless otherwise directed. The main telephone number is (217)782-6076. The facsimile number is (217)785-4425. The office of the Clerk of the Property Tax Appeal Board at Springfield, Illinois is the official location of the Board for the filing of papers for all counties other than Cook.
- b) All communications to the Illinois Property Tax Appeal Board in Cook County shall be addressed to the Clerk of the Property Tax Appeal Board, 9511 West Harrison Street, Suite 171, Des Plaines, Illinois 60016, unless otherwise directed. The main telephone number is (847)294-~~41214360~~. The office of the Clerk of the Property Tax Appeal Board at Des Plaines, Illinois is the official location of the Board for the filing of papers for Cook County.
- c) The website address of the Illinois Property Tax Appeal Board is www.state.il.us/agency/ptab.
- d) The official business hours of the Illinois Property Tax Appeal Board are 8:30 a.m. to 5:00 p.m., Monday through Friday.

(Source: Amended at 30 Ill. Reg. _____, effective _____)

Section 1910.30 Petitions – Application

PROPERTY TAX APPEAL BOARD

NOTICE OF PROPOSED AMENDMENTS

- a) In counties with less than 3,000,000 inhabitants, petitions for appeal shall be filed within 30 days after the postmark date or personal service date of the written notice of the decision of the board of review. In counties with 3,000,000 or more inhabitants, petitions for appeal shall be filed within 30 days after the postmark date or personal service date of the written notice of the decision of the board of review or within 30 days after the date that the board of review transmits to the county assessor pursuant to Section 16-125 its final action on the township in which the property is located, whichever is later. ~~Faxed petitions and evidence will not be accepted by the Board.~~
- b) Petitions for appeal shall be filed within 30 days after the postmark date or personal service date of written notice of the application of final adopted township equalization factors by the board of review. ~~Faxed petitions and evidence will not be accepted by the Board.~~
- c) The petition for appeal shall be on the prescribed form and a separate petition must be filed for each separately assessed parcel except for condominium buildings or unless a written request is made to the Board for the filing of a single petition for multiple parcels. Such request, together with the petition, shall be filed within 30 days after the postmark date or personal service of written notice of the decision of the board of review. Each petition shall identify and describe the particular property including the PIN or plate number, if any, assigned to the subject parcel by the county. In appeals where multiple parcels are consolidated into a single petition, the assessed values and the relief requested for each individual parcel must be separately listed.
- d) Each copy of petitions filed with the Property Tax Appeal Board shall bear an original signature of the contesting party or his attorney, and shall be filed with the Clerk of the Property Tax Appeal Board.
- e) A copy of the written notice of the decision of the board of review shall be filed with the petition, if one has been issued.
- f) Petitions for appeal shall be filed in triplicate and all copies of the same shall be properly signed as stated in subsection (d) of this Section. In every case where a change in assessed valuation of less than \$100,000 is sought, all written and documentary evidence must be submitted in duplicate with the petition. In every case where a change in assessed valuation of \$100,000 or more is sought, all written and documentary evidence must be submitted in triplicate with the

PROPERTY TAX APPEAL BOARD

NOTICE OF PROPOSED AMENDMENTS

petition. A photograph of the subject property should be submitted with the petition if it aids the contesting party in explaining the appeal.

- g) If the contesting party is unable to submit written or documentary evidence with the petition, he must submit a letter requesting an extension of time with the petition. Upon receipt of such a request, the Board shall grant a 30 day extension of time. The Board shall grant additional or longer extensions for good cause shown. Good cause may include but is not limited to the inability to submit evidence for a cause beyond the control of the contesting party, such as the pendency of court action affecting the assessment of the property or the death or serious illness of a valuation witness. Without a written request for an extension, no evidence will be accepted after the petition is filed. Evidence sent by mail shall be considered as filed on the date postmarked.
- h) Every petition for appeal shall state the facts upon which the contesting party bases his objection to the decision of the board of review, together with a statement of the contentions of law which he desires to raise. Each petition must also set forth the assessment for the subject property which the contesting party considers to be correct. If contentions of law are raised, the contesting party shall submit a brief in support of his position with the petition. Extensions of time shall be granted in accordance with subsection (g) of this Section. Failure to do so shall result in dismissal of the appeal.
- i) Every petition for appeal shall give the post office address where mail addressed to the contesting party may be received by him or his attorney, together with his telephone number. Notice to the contesting party's attorney shall be deemed notice to the contesting party. The Property Tax Appeal Board must be notified in writing by any party of a change of address within 60 days of any such change.
- j) The petition shall in all cases state the assessed value of the land, and the assessed value of the improvements (structures), and the total assessed value as placed on the property by the local assessor and by the board of review. The petition must also state the assessed valuation which the contesting party claims to be correct.
- k) All information required to fully complete the petition shall be furnished by the contesting party at the time the petition is filed. Incomplete petitions and/or a letter shall be returned with an explanation of the reasons for the rejection. The contesting party must resubmit the corrected petition within 30 days after the date of the return of the petition. If the returned petition is not resubmitted within the 30 day period, the appeal will be dismissed from consideration by the Board.

PROPERTY TAX APPEAL BOARD

NOTICE OF PROPOSED AMENDMENTS

Petitions which are not signed, petitions which do not state the assessed valuation assigned by the local assessor and the board of review, petitions which do not state the assessed valuation considered correct by the contesting party, and petitions not containing all information as required herein, shall be treated as incomplete petitions. Written or documentary evidence will be accepted after receipt of a completed petition only when a letter requesting an extension of time was received and granted.

- l) Upon receipt of a completed petition, including the written and documentary evidence from the contesting party, the Clerk of the Property Tax Appeal Board shall send a copy of the petition, including all documentary evidence, to the board of review and shall only forward a copy of the petition to the State's Attorney of the county in which the property is located. The Clerk shall cause the petition to become a part of such appeal proceedings and record.
- m) If the petition for appeal is filed by an interested taxing body, rather than by the taxpayer whose assessment is in question, the taxing body must furnish the name and address of the owner of the property in question. A copy of such completed petition shall then be sent to the owner of the property. Any petition filed without the name and address of the owner of the property in question shall be treated as an incomplete petition in accordance with subsection (k) of this Section.

(Source: Amended at 30 Ill. Reg. _____, effective _____)

Section 1910.88 Use of Facsimile Machines

Any document containing 100 pages or less may be filed by facsimile transmission sent to the Property Tax Appeal Board at its designated number, provided that, within 5 days after the facsimile filing, the original document is submitted to the Board. The date imprinted on the document by the Board's telefax machine shall have the same effect as the United States Postal Service's postmark. The party filing a document by facsimile transmission bears the risk that the transmission will not be successful. The date imprinted on the transmission confirmation document by the sender's telefax machine may be presented as evidence of successful transmission and the filing of the document. The facsimile filer shall ensure that any document is filed with the Board in a timely manner. For purposes of this Section, "facsimile document" means a paper document transmitted to the Board via a facsimile machine.

(Source: Added at 30 Ill. Reg. _____, effective _____)

STATE EMPLOYEES' 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: 1540.350 Proposed Action: Amendment
- 4) Statutory Authority: 40 ILCS 5/1-119
- 5) A Complete Description of the Subjects and Issues Involved: Section 1540.350 is being amended to reflect changes passed by the Illinois General Assembly effective July 1, 2006 in P.A. 94-657. This amended Qualified Illinois Domestic Relations Order allows for a division of benefits and refunds on a percentage basis. For the first time, lump sum death benefits can also be divided. A new QILDRO Calculation Order has been introduced to allow members, alternate payees and their attorneys to more easily determine the manner in which they wish to divide benefits, refunds and death benefits.
- 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 rulemakings pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This 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
2101 South Veterans Parkway
P. O. Box 19255
Springfield, IL 62794-9255

217/785-7260
- 12) Initial Regulatory Flexibility Analysis:

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- 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: January 2006

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

STATE EMPLOYEES' RETIREMENT SYSTEM OF ILLINOIS

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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

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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,

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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. 15554, effective October 1, 2005; amended at 30 Ill. Reg. _____, effective _____.

Section 1540.350 Qualified Illinois Domestic Relations Orders (QILDRO)

a) Definitions

- 1) The definitions in Section 1-119(a) of the Illinois Pension Code (the Act) [40 ILCS 5/1-119(a)(2)] shall apply to this Section.
- 2) The phrase "death benefit" in Section 1-119(a)(2) of the Act [40 ILCS 5/1-119(a)(2)] includes a lump sum payment described in Sections 14-116, 14-117 and 14-128 of the Act.
- 3) The phrase "member's refund" in Section 1-119(a)(5) of the Act [40 ILCS 5/1-119(a)(5)] does not include an error refund as defined in subsection (a)(4) of this Section.
- 4) The phrase "error refund" as used in this Section includes:
 - A) a refund paid to a member as the result of an error in a payment to the System;
 - B) an interest rebate; or
 - C) a refund paid to a member as the result of the member's failing to complete the required contributions necessary to purchase or reinstate service credit.
- 5) The phrase "disability benefit" in Section 1-119(a)(3) of the Act [40 ILCS 5/1-119(a)(3)] includes:
 - A) an occupational disability benefit under Section 14-123 of the Act [40 ILCS 5/14-123];
 - B) a temporary disability benefit under Section 14-123.1 of the Act [40 ILCS 5/14-123.1]; or
 - C) a nonoccupational disability benefit under Section 14-124 of the

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Act [40 ILCS 5/14-124].

- 6) The phrase "member's retirement benefit" as used in this Section means the total amount of the retirement benefit as defined in Section 1-119(a)(8) of the Act [40 ILCS 5/1-119(a)(8)] that would be payable to the member in the absence of a QILDRO.
 - 7) The phrase "partial member's refund" as used in this Section includes:
 - A) a refund of widow/survivor benefit contributions;
 - B) a refund of alternative formula contributions as a result of the member not completing sufficient service to qualify for the alternative formula retirement benefit; or
 - C) a refund of early retirement contributions.
 - 8) The phrase "permissive service" in Section 1-119(a)(5.5) of the Act includes credit purchased by the member for military service, leaves of absence, early retirement incentives, contractual service, federal or out-of-state service, visually handicapped service, legislative staff intern service and unused sick and vacation time.
 - 9) The phrase "regular service" in Section 1-119(a)(7.5) of the Act includes service for which compensation was paid on a State payroll and purchased by the member for a qualifying period, short periods of employment, full or partial refund, emergency or temporary employment, and service credit where the member previously opted not to participate in the System and subsequently opted to purchase the service credit for the participation.
- b) Requirements for a Valid Qualified Illinois Domestic Relations Order
The System will accept a court order as a valid Qualified Illinois Domestic Relations Order, or QILDRO, that meets all of the following requirements:
- 1) The order must be accompanied by a \$50 non-refundable processing fee, by check payable to the State Employees' Retirement System.
 - 2) If the order applies to a person who became a member of the System before July 1, 1999, the order must be accompanied by the original Consent to Issuance of QILDRO signed by the member.

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- 3) The order must be a certified copy of an original order dated on or after July 1, 1999.
- 4) The order must have been issued by an Illinois court of competent jurisdiction in a proceeding for declaration of invalidity of marriage, legal separation, or dissolution of marriage that provides for the distribution of property, or any proceeding to amend or enforce such a property distribution.
- 5) The order must contain the name, residence address, and Social Security number of the member.
- 6) The order must contain the name, residence address, and Social Security number of the alternate payee.
- 7) The order must identify the State Employees' Retirement System as the retirement system to which it is directed.
- 8) The order must express any amount to be paid to the alternate payee from a member's retirement benefit as a dollar amount per month or as a percentage per month.
- 9) The order must express any amount to be paid to the alternate payee from a member's refund or partial refund as a dollar amount or as a percentage of the refund.
- 10) The order must express any amount to be paid to the alternate payee from a member's death benefit as a dollar amount or as a percentage of the death benefit.
- ~~10) The order must not contain formulas or percentages.~~
- 11) The order must apply only to benefits that are statutorily subject to QILDROs as provided in Section 1-119(b)(1) of the Act [40 ILCS 5/1-119(b)(1)].
- 12) The order and, if applicable, the Consent to Issuance of QILDRO must be in the form adopted by the System ~~as of the date the order is received~~.

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- 13) No language may be added to, or omitted from, the QILDRO form or the consent form adopted by the System.

c) Requirement for a Valid QILDRO Calculation Order
The System will accept a court order as a valid QILDRO Calculation Order or as a QILDRO Calculation Order that meets all of the following requirements:

- 1) The order must be accompanied by a \$50 non-refundable processing fee, with the check made payable to the State Employees' Retirement System.
- 2) The order must be a certified copy of an original order dated on or after July 1, 2006.
- 3) The order must have been issued by an Illinois court of competent jurisdiction in a proceeding for declaration of invalidity of marriage, legal separation, or dissolution of marriage that provides for the distribution of property, or any proceeding to amend or enforce such a property distribution.
- 4) The order must contain the name, residence address, and Social Security number of the member.
- 5) The order must contain the name, residence address, and Social Security number of the alternate payee.
- 6) The order must identify the State Employees' Retirement System as the retirement system to which it is directed.
- 7) The order must apply only to benefits that are statutorily subject to QILDRO Calculation Orders as provided in Section 1-119(b)(1) of the Act.
- 8) The order must be in the form adopted by the System.
- 9) No language may be added to, or omitted from, the QILDRO Calculation Order form adopted by the System.
- 10) The QILDRO Calculation Order must not be completed in a manner that changes the intent of the QILDRO to which it relates.

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e) ~~Curing Minor Deficiencies~~

- 1) ~~An order containing one or more of the deficiencies enumerated in subsection (c)(2) of this Section may be corrected and resubmitted within 60 days after the date the System sends notice of the deficiency or deficiencies. Such 60-day period is referred to in this Section as the cure period.~~
- 2) ~~Only the following deficiencies may be corrected during the cure period:~~
 - A) ~~The order is not accompanied by a \$50 non-refundable processing fee, by check payable to the State Employees' Retirement System.~~
 - B) ~~The order applies to a person who became a member of the System before July 1, 1999, and is not accompanied by the original Consent to Issuance of QILDRO signed by the member.~~
 - C) ~~The consent form accompanying the order is not in the form adopted by the System.~~
 - D) ~~The order is not a certified copy of the original.~~
 - E) ~~The order omits or inaccurately states the member's name, address, or Social Security number.~~
 - F) ~~The order omits or inaccurately states the alternate payee's name, address, or Social Security number.~~
 - G) ~~Any other deficiency determined by the System, in its sole discretion, to be of a minor nature.~~
- 3) ~~If the System receives an order containing one or more deficiencies identified in subsection (c)(2) of this Section, and the order applies to a member who is currently receiving a monthly benefit payment or has a refund application pending, the System will hold the portion of the member's retirement benefit or refund that would be payable to the alternate payee if the QILDRO were valid, until one of the following occurs:~~
 - A) ~~The System determines that all deficiencies have been corrected~~

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~~during the cure period; or~~

~~B) The cure period expires and one or more deficiencies have not been corrected.~~

~~4) If the System determines that all deficiencies have been corrected during the cure period, the QILDRO will be deemed received as of the date the original order was received.~~

~~5) If the cure period expires and the System determines that one or more deficiencies have not been corrected, the order will be deemed invalid, and any amounts held during the cure period will be paid to the member payee.~~

d) Required Form

1) A QILDRO/QILDRO Calculation Order must be in the form adopted by the System as of the date that the QILDRO/QILDRO Calculation Order is received. The required QILDRO/QILDRO Calculation Order form is available from the System upon request or in PDF at www.state.il.us/srs.

2) A QILDRO/QILDRO Calculation Order that is not in the form adopted by the System is invalid.

3) A Consent to Issuance of QILDRO must be in the form adopted by the System as of the date that the QILDRO is received. The required consent form is available from the System upon request or in PDF at www.state.il.us/srs.

4) A consent form that is not in the form adopted by the System is invalid.

e) Filing a QILDRO with the System

1) A QILDRO should be sent to the System's Springfield Office/Claims Division, accompanied by the consent form, if applicable, and at the \$50 non-refundable processing fee.

2) A QILDRO will be deemed received by the System on the date that it is received in the System's Springfield Office/Claims Division.

3) Within 4530 calendar days after receipt of a QILDRO, the System will

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review the order and notify the member and each alternate payee by first class mail that it has received the order, and whether the order is a valid QILDRO. If the System determines that the order is not a valid QILDRO, the notice will specify the reason or reasons.

- 4) A QILDRO that has been modified by the issuing court should be submitted in the same manner as the original QILDRO. A separate \$50 non-refundable processing fee is required for each modified QILDRO.

f) Filing a QILDRO Calculation Order with the System

- 1) A QILDRO Calculation Order should be sent to the System's Springfield Office, accompanied by a \$50 non-refundable processing fee.
- 2) A QILDRO Calculation Order will be deemed received by the System on the date that it is received in the System's Springfield Office.
- 3) Within 45 calendar days after receipt of a QILDRO Calculation Order, the System will review the order and notify the member and each alternate payee by first class mail that it has received the order, and whether the order is a valid QILDRO Calculation Order. If the System determines that the order is not a valid QILDRO Calculation Order, the notice will specify the reason or reasons.
- 4) A QILDRO Calculation Order that has been modified by the issuing court should be submitted in the same manner as the original QILDRO Calculation Order. A separate \$50 non-refundable processing fee is required for each modified QILDRO Calculation Order. A modified QILDRO Calculation Order will not affect the priority of the QILDROs on file.

gf) Benefits Affected by a QILDRO

- 1) A QILDRO may apply only to the following benefits administered by the System:
 - A) a monthly retirement benefit;
 - B) a member's termination refund; ~~and~~

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- C) a member's partial refund; and-
- D) a member's death benefit.
- 2) If a QILDRO specifies a dollar amount or percentage payable to an alternate payee from any partial member's refund that becomes payable, the aggregate amount paid to the alternate payee from all partial member's refunds shall not exceed the dollar amount or percentage specified in the QILDRO.
- 3) A QILDRO shall not apply to any of the following:
- A) a death benefit;
- AB) a reversionary annuity that becomes payable following the death of the member;
- BC) a survivor benefit;
- CD) any disability benefit;
- DE) an error refund; and
- EF) any other benefit paid under Article 14 [40 ILCS 5/Art. 14] not specifically listed in subsection (gf)(1) of this Section.
- 4) If the space provided on the QILDRO form for the dollar amount or percentage the alternate payee is to receive from the member's retirement benefit, member's refund, ~~or~~ partial member's refund or death benefit is left blank, then the alternate payee will receive no portion of the benefit or refund for which the space is left blank.
- hg) Effect of a Valid QILDRO
- 1) Retirement Benefit
- A) After the System has determined that a QILDRO applying to a retirement benefit on a dollar basis is valid, one of the following will occur:

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- i) If the member has not yet started receiving benefits, the QILDRO will be placed in the member's file and will be implemented when the first affected benefit payment commences; or
 - ii) If the member is already receiving benefits subject to the QILDRO, payment to the alternate payee will begin with the first payment to the member occurring at least 30 days after the QILDRO is received.
- 1) ~~After the System has determined that a QILDRO applying to periodic benefits is valid, one of the following will occur:~~
 - A) ~~If the member has not yet started receiving benefits, the QILDRO will be placed in the member's file and will be implemented when the first affected benefit payment commences; or~~
 - B) ~~If the member is already receiving benefits subject to the QILDRO, payment to the alternate payee will begin with the first payment to the member occurring at least 30 days after the QILDRO was received.~~
- 2) ~~After the System has determined that a QILDRO applicable to a member's refund or partial member's refund is valid, one of the following will occur:~~
 - A) ~~If the member has not applied for a refund the QILDRO will be placed in the member's file and will be implemented when payment of the affected refund is made;~~
 - B) After the System has determined that a QILDRO applying to a retirement benefit on a percentage basis is valid, that the member has not retired, and that a QILDRO Calculation Order will be needed, the following will occur:
 - i) Within 45 days, the System will provide the information required in Section 1-119(h)(1.5)(B) of the Act;
 - ii) When the member requests a retirement benefit, within 45 days after the System receives all information necessary to determine the actual benefit payable, the System will

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provide the information required in Section 1-119(h)(1.5)(C) of the Act; and

iii) When the member requests a retirement benefit and there is no QILDRO Calculation Order on file, the System will advise the member and alternate payee of the need for a QILDRO Calculation Order. The System will determine an anticipated payment to the alternate payee based on information in the QILDRO, if it is possible to do so. The System will hold the alternate payee's anticipated payment and pay the member's monthly retirement benefit, less the amount held for the alternate payee, pending receipt of the QILDRO Calculation Order. Once the QILDRO Calculation Order is received, the System will adjust the amounts payable in accordance with the QILDRO Calculation Order and begin paying the alternate payee. However, if it is not possible for the System to determine an anticipated payment based only on the QILDRO, then neither the member nor the alternate payee will be paid until the QILDRO Calculation Order is received.

C) After the System has determined that a QILDRO applying to a retirement benefit on a percentage basis is valid, and that the member is receiving a retirement benefit, the following will occur:

i) Within 45 days, the System will provide the information required in Section 1-119 (h)(1.5)(C) of the Act; and

ii) If there is no QILDRO Calculation Order on file, the System will advise the member and alternate payee of the need for a QILDRO Calculation Order. The System will determine an anticipated payment to the alternate payee based on information in the QILDRO, if it is possible to do so. The System will hold the alternate payee's anticipated payment and pay the member's monthly retirement benefit, less the amount held for the alternate payee, pending receipt of the QILDRO Calculation Order. Once the QILDRO Calculation Order is received, the System will adjust the amounts payable in accordance with the QILDRO Calculation Order and begin paying the alternate

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payee. However, if it is not possible for the System to determine an anticipated payment based only on the QILDRO, then neither the member nor the alternate payee will be paid until the QILDRO Calculation Order is received.

2) Refund or Partial Refund

A) After the System has determined that a QILDRO applicable to a member's refund or partial member's refund is valid, one of the following will occur:

i) If the QILDRO provides that the refund or partial refund will be allocated on a dollar amount basis and the member has not applied for a refund or partial refund, the QILDRO will be placed in the member's file and will be implemented when payment of the affected refund or partial refund is made;

ii) If the QILDRO provides that the refund or partial refund will be allocated on a percentage basis and a QILDRO Calculation Order is not on file when the member requests a refund or partial refund, the System will provide the refund or partial refund amount to the member and alternate payee and will advise of the need for a QILDRO Calculation Order. The System will hold the refund or partial refund until the QILDRO Calculation Order is received;

iii) If a refund application is pending when the System receives a QILDRO that purports to apply to the refund but the refund payment has not yet been vouchered, the System will hold the portion of the refund that would be payable to the alternate payee until it receives clarification from the court as to whether the QILDRO is effective against that pending refund. It is the member's or alternate payee's responsibility to obtain ~~such~~ clarification from the court and to notify the System of the court's clarification; or

iv) If a refund payment has already been vouchered when the

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System receives a QILDRO that purports to apply to the refund, the QILDRO shall not be effective against that refund.

B3) "Vouchered", as used in subsection (h)(2)(A)(g)(2), ~~of this Section~~ means that the voucher has been signed and dated, even though the warrant has not been issued by the Office of the State Comptroller.

3) Death Benefit

A) After the System has determined that a QILDRO applicable to a member's death benefit is valid, one of the following will occur:

i) If the QILDRO provides that the death benefit will be allocated on a dollar amount basis and if the System has not received notice of the member's death, the QILDRO will be placed in the member's file and will be implemented when payment of the affected death benefit is made;

ii) If the QILDRO provides that the death benefit will be allocated on a percentage basis and a QILDRO Calculation Order is not on file when the System is notified of the death of the member, the System will provide the death benefit amount to the beneficiary on file and the alternate payee and will advise of the need for a QILDRO Calculation. The System will hold the death benefit until the QILDRO Calculation Order is received.

• If a death benefit application is pending when the System receives a QILDRO that purports to apply to the death benefit but the death benefit payment has not yet been vouchered, the System will hold the portion of the death benefit that would be payable to the alternate payee until it receives clarification from the court as to whether the QILDRO is effective against that pending death benefit. It is the beneficiary or alternate payee's responsibility to obtain clarification from the court and to notify the System of the court's

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clarification:

- If a death benefit payment has already been vouchered when the System receives a QILDRO that purports to apply to the death benefit, the QILDRO shall not be effective against that death benefit;

B) "Vouchered", as used in subsection (h)(3)(A), means that the voucher has been signed and dated, even though the warrant has not been issued by the Office of the State Comptroller.

ih) Termination of QILDRO

The System will consider a QILDRO as having been terminated in any of the following situations:

- 1) Upon receipt of a certified copy of a court order terminating the QILDRO;
- 2) Upon payment of all amounts provided for in the QILDRO; or
- 3) When the person to whom the QILDRO applies ceases to be a member or annuitant of the System.

ji) QILDROs Against Persons Who Became Members Prior to July 1, 1999

- 1) A QILDRO that applies to a person who became a member of the System prior to July 1, 1999, must be accompanied by the original Consent to Issuance of QILDRO signed by the member. If the original is unavailable, a certified copy of the consent form filed with the court that issued the QILDRO is acceptable in lieu of the original.
- 2) The Consent to Issuance of QILDRO must be in the form adopted by the System (including judicial district and county, case number and caption, member's name and SSN, alternate payee's name and SSN, member's signature and date) as of the date the QILDRO is received. The required consent form is available from the System upon request. A consent form that is not in the form adopted by the System is invalid.
- 3) In accordance with Section 1-119(m)(1) of the Act [40 ILCS 5/1-

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119(m)(1)], a consent form must be signed by the member to whom the QILDRO applies. A consent form signed by a judge in lieu of the member is invalid.

kj) Alternate Payee's Address

- 1) An alternate payee is responsible to report to the System in writing each change in his or her name and residence address.
- 2) When a member's retirement benefit, ~~or~~ refund or death benefit subject to a QILDRO becomes payable, the System will send notice to the last address of the alternate payee reported to the System that the benefit, ~~or~~ refund or death benefit is payable. Other than sending such notice, the System shall have no duty to take any other action to locate an alternate payee.
- 3) The 180-day period during which the System will hold the retirement benefit, ~~or~~ refund or death benefit as provided in Section 1-119(e)(2) of the Act [40 ILCS 5/1-119(e)(2)] begins on the date that the notice described in subsection (j)(2) of this Section is sent to the last address of the alternate payee reported to the System, or on the date that the retirement benefit, ~~or~~ refund or death benefit becomes payable, whichever is later.

lk) Electing Form of Payment

- 1) A member's election either to receive or forego a proportional annuity under the Retirement Systems Reciprocal Act [40 ILCS 5/20] is not a prohibited election under Section 1-119(j)(1) of the Act [40 ILCS 5/1-119(j)(1)].
- 2) A member's election to take a refund is not a prohibited election under Section 1-119(j)(1) of the Act.
- 3) A member's election of a form of payment of annuity that reduces the member's total benefit, while still allowing full payment to the alternate payee under a QILDRO at the date of the election, is not a prohibited election under Section 1-119(j)(1) of the Act.

ml) Automatic Annual Increases

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- 1) The alternate payee will or will not receive a proportionate share of any automatic annual increase in the member's retirement benefit under Section 14-114 or 14-115 of the Act [40 ILCS 5/14-114, 14-115], according to the designation in the QILDRO. If the QILDRO fails to designate whether the alternate payee is intended to receive a proportionate share of the automatic annual increase, then the System will presume that the alternate payee is not entitled to a proportionate share of the automatic annual increase in the member's share.
- 2) The initial increase in the amount due the alternate payee under the QILDRO is payable with the next succeeding increase due the member after the date the QILDRO first took effect.
- 3) The System will calculate the amount of any increase payable to the alternate payee under the QILDRO.
- 4) The amount of any increase payable to the alternate payee is the percentage of increase due the member under Sections 14-114 or 14-115 of the Act [~~ILCS 5/14-114, 14-115~~], multiplied by the alternate payee's monthly benefit as of the date of the increase.

mm) Providing Benefit Information for Divorce Purposes

- 1) Within 45 days after receiving a subpoena or request from a member, the System will provide the information required in Section 1-119(h)(1) of the Act ~~statement for divorce purposes regarding the amount of a member's retirement benefit based on the most current information on file with the System.~~
- 2) Information provided by the System for divorce purposes does not include the amount of a member's retirement benefit for which no information is yet on file with the System. The System will not provide a retirement benefit amount if the member is not vested. The System will not project earnings or future service. The System will not assume future eligibility for special formula employees or elections by members.
- 3) Information provided by the System for divorce purposes does not reflect an actuarial opinion as to the present value of a member's retirement benefit, refund, death benefits or other interests.

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- 4) Except as otherwise indicated by the System in a statement regarding a member's benefits, information provided by the System for divorce purposes reflects the member's total service career for which service credit in the System has accrued, and is not isolated as to the marital period only. The System will not provide benefit information for the marital period or specific years.
- 5) The System does not calculate the amount of a member's retirement benefit, ~~or~~ refund or death benefit that would be payable to a former spouse pursuant to a divorce decree or dissolution judgment.
- 6) While the System makes every effort to provide accurate information for divorce purposes, benefit estimates are by their nature approximate and subject to revision due to errors, omissions, erroneous assumptions, or future changes in the rules and laws governing the System.
- 7) The System does not disclose information for divorce purposes to spouses, former spouses, relatives, or other third parties including the member's attorney, except in response to the member's written authorization to release such information, or in response to a subpoena.

(Source: Amended at 30 Ill. Reg. _____, effective _____)

ILLINOIS STATE TREASURER

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Conditions of Employment
- 2) Code Citation: 80 Ill. Adm. Code 630
- 3) Section Number: 630.260 Proposed Action: New Section
- 4) Statutory Authority: Implementing and authorized by the State Treasurer Employment Code [15 ILCS 510].
- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking defines administrative leave as paid leave an employee can be directed to take when the employee's continued presence in the Office of the Treasurer is deemed to present a threat to the health, safety or well-being of that employee, his or her coworkers or the public or when the best interest of the Office or the State will be served by summary removal of that employee. This extraordinary leave is designed to be used when an employee's physical or mental health or alleged misconduct makes the employee's presence in the Office, pending final disposition of the issue, inadvisable. This amendment updates the Treasurer's internal rules governing personnel.
- 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: This rulemaking does not create or expand a State mandate.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this rulemaking within 45 days after this issue of the *Illinois Register*. All requests and comments should be submitted in writing to:

Daniel Yabut
Legal Division
The Honorable Judy Baar Topinka
Office of the Illinois State Treasurer

ILLINOIS STATE TREASURER

NOTICE OF PROPOSED AMENDMENT

100 W. Randolph, Suite 15-600
Chicago IL 60601

(312) 814-8950

If because of a physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

- 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 two most recent regulatory agendas because: This rulemaking was not anticipated by the Treasurer's Office when the two most recent regulatory agendas were published.

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

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NOTICE OF PROPOSED AMENDMENT

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND
POSITION CLASSIFICATIONS
CHAPTER IV: TREASURER

PART 630
CONDITIONS OF EMPLOYMENT

SUBPART A: GRIEVANCE PROCEDURE

Section	
630.110	Grievance – Definition
630.120	Limitation
630.130	Abandonment – Extension
630.140	Grievance Committee
630.150	Representation

SUBPART B: LEAVES OF ABSENCE

Section	
630.210	Sick Leave
630.220	Accumulation of Sick Leave
630.230	Leave for Personal Business
630.240	Leave of Absence Without Pay
630.250	Leaves of Absence – Special
<u>630.260</u>	<u>Administrative Leave</u>
630.270	Leave to Take Exempt Position
630.280	Military, Job Corps, and Peace Corps Leave
630.290	Leave for Annual Military Reserve Training or Special Duty
630.300	Leave for Military Physical Examinations
630.310	Election to Public Office
630.315	Disaster Service Leave
630.320	Employee Rights After Leave
630.330	Failure to Return from Leave
630.340	Attendance in Court
630.350	Holiday Observance
630.360	Holiday During Vacation
630.370	Eligibility for Holiday Pay
630.380	Holidays – Regional or Special

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SUBPART C: VACATION

Section
630.410 Eligibility

SUBPART D: WORK SCHEDULES

Section
630.510 Work Schedules

SUBPART E: OVERTIME

Section
630.610 Overtime
630.620 Compensatory Time
630.630 Compensatory Time Schedule
630.640 Overtime Compensation in Cash
630.650 Overtime – Accumulation
630.660 Overtime Payable Upon Death

AUTHORITY: Implementing and authorized by the State Treasurer Employment Code [15 ILCS 510].

SOURCE: Adopted at 15 Ill. Reg. 21018, effective December 11, 1990; amended at 17 Ill. Reg. 15123, effective September 7, 1993; emergency amendment at 29 Ill. Reg. 18155, effective October 20, 2005, for a maximum of 150 days; amended at 30 Ill. Reg. _____, effective _____.

[SUBPART B: LEAVES OF ABSENCE](#)

Section 630.260 Administrative Leave

- a) Administrative leave is paid leave ordered by the Treasurer when the continued presence of an employee in the Office of the Treasurer is deemed to present a threat to the health, safety or well-being of that employee, his or her co-workers or the public, or when the best interest of the Office of the Treasurer or the State of Illinois will be served by summary removal of that employee. Examples of situations that could warrant an order of administrative leave include, but are not limited to, a physical or mental health issue of the employee that endangers his or her own safety and well-being or that of others; conduct of the employee that

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NOTICE OF PROPOSED AMENDMENT

threatens the effective functioning of the Office of the Treasurer; or allegations of employee misconduct that are under investigation but that have not yet resulted in a final determination of disciplinary action, when the Treasurer believes the employee's continued presence in the Office pending that determination could be detrimental to the Office of the Treasurer or the State of Illinois.

- b) Circumstances warranting administrative leave must be of an extraordinary nature and are limited to those situations where no alternative means, such as suspension or temporary reassignment of the employee, are appropriate and will adequately protect the employee, his or her co-workers, the public and the best interest of the Office of the Treasurer or the State of Illinois.
- c) Duration of an administrative leave shall be no longer than necessary. The leave shall initially be ordered for no longer than 60 calendar days, but may be extended for additional periods of time, not to exceed 60 days each, so long as necessary to protect the employee, his or her co-workers, the public and the best interest of the Office of the Treasurer or the State of Illinois.
- d) Administrative leave shall not be utilized in lieu of vacation, sick leave, personal business leave or any other type of paid or unpaid leave when the other leave is appropriate, nor shall administrative leave be used to circumvent rules governing limits on other leaves available to an employee.
- e) The Treasurer will immediately provide the affected employee with written notice of the administrative leave.

(Source: Added at 30 Ill. Reg. _____, effective _____)

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF ADOPTED REPEALER

- 1) Heading of the Part: Health and Safety
- 2) Code Citation: 56 Ill. Adm. Code 350
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
350.10	Repeal
350.20	Repeal
350.30	Repeal
350.40	Repeal
350.50	Repeal
350.60	Repeal
350.70	Repeal
350.80	Repeal
350.90	Repeal
350.100	Repeal
350.110	Repeal
350.120	Repeal
350.130	Repeal
350.140	Repeal
350.150	Repeal
350.160	Repeal
350.170	Repeal
350.180	Repeal
350.190	Repeal
350.195	Repeal
350.200	Repeal
350.210	Repeal
350.220	Repeal
350.230	Repeal
350.240	Repeal
350.250	Repeal
350.260	Repeal
350.270	Repeal
350.280	Repeal
- 4) Statutory Authority: Health and Safety Act [820 ILCS 225] and Safety Inspection and Education Act [820 ILCS 220]
- 5) Effective Date of Repealer: March 13, 2006

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF ADOPTED REPEALER

- 6) Does this repealer contain an automatic repeal date? No
- 7) Does this repealer contain incorporations by reference? No
- 8) A copy of the adopted repealer, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: October 14, 2005; 29 Ill. Reg. 15427
- 10) Has JCAR issued a Statement of Objection to this repealer? No
- 11) Differences between proposal and final version: None
- 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 this adopted repealer replace any emergency rulemaking currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Repealer: This repeal of the existing rules was recommended by the Joint Committee on Administrative Rules in order to incorporate necessary Section updates that correspond with the approved statutory changes under new rulemaking published in the 3/17/06 issue of the *Illinois Register*. These changes will allow the Illinois State program to be at least as effective as the federal OSHA program. The old Part is repealed and a new Part adopted due to the extensive amount of changes and for clarity. (See the Notice of Publication Error in this issue of the *Illinois Register* concerning the new Part 350.)
- 16) Information and questions regarding this adopted repealer shall be directed to:

Cheryl J. Hawkins
Industrial Hygienist
Illinois Department of Labor
#1 West Old State Capitol Plaza, Suite 300
Springfield, Illinois 62701

(217) 782-9386 (telephone)
(217) 785-8776 (fax)

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Sound Emission Standards And Limitations For Property Line-Noise-Sources
- 2) Code Citation: 35 Ill. Adm. Code 901
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
901.101	Amend
901.102	Amend
901.103	Amend
901.104	Amend
901.105	Amend
901.106	Amend
901.107	Amend
901.108	Amend
901.109	Amend
901.110	Amend
901.111	Amend
901.113	Repeal
901.118	Amend
901.121	Amend
901.APPENDIX B	Amend
- 4) Statutory Authority: 415 ILCS 5/25 and 27
- 5) Effective Date of Amendments: March 10, 2006
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these amendments contain incorporations by reference? No
- 8) A copy of the adopted amendments, including any material incorporated by reference, are on file in the Board's Chicago office at the James R. Thompson Center, 100 W. Randolph, Suite 11-500 and are available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: April 15, 2005; 29 Ill. Reg. 5196
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Differences between proposal and final version: The Board found that the testimony of Illinois Association of Aggregate Producers (IAAP) and the Illinois Department of

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

Natural Resources (IDNR) clearly demonstrated that IDNR has an extensive regulatory program in place that regulates the noise from blasting at facilities operated by aggregate producers and surface coal mines. Further, IDNR has an active staff that regularly oversees blasting and monitoring of the blasting at sites in Illinois. IDNR also has stringent enforcement tools for any violation of the regulations when blasting. Therefore, the Board found that the Board can appropriately defer the regulation of noise emissions from blasting at aggregate and surface coal mines to IDNR. The Board made changes to the rule under Sections 901.107 and 901.109 to reflect that deference. The Board noted that IAAP's testimony indicates that IAAP asks the Board to defer to IDNR only for blasting at the aggregate producers' sites in Illinois. All other operations, such as back-up beepers, ingress and egress, and daily production noise emission should be subject to the Board rules, according to IAAP. In light of this, the Board limited the scope of the proposed exemption only to impulsive sound produced by explosive blasting activities, which are regulated by IDNR in accordance with Section 6.5 and Section 3.13 of the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 715/6.5 and 3.13 (2004)].

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements letter issued by JCAR? Yes
- 13) Will these amendments replace any emergency amendments currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Amendments: A more detailed discussion of the proposed amendments can be found in the Board's March 2, 2006 final opinion and order. The Board opened this rulemaking to update Parts 901 and 910 of its noise regulations found in 35 Ill. Adm. Code Subtitle H to amend the sound measurement definitions and techniques to more accurately reflect present scientific standards.

The changes to Part 901 replace the existing 1965 Standard Land Use Coding Manual (SLUCM) codes with the Land-Based Classification Standards (LBCS) codes, a consistent model for classifying land uses based on a multi-dimensional land use classification model-based land classification. The changes to Section 901.104 clarify that the impulsive sound standards are based on 1-hour A-weighted equivalent sound levels. The Board revised the numeric standards to bring highly impulsive noise standards into conformity with the standards set forth in Sections 901.102 and 901.103 in terms of the effective community response.

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

This rulemaking includes the revision of outdated numerical sound emission standards for property line noise sources found at 35 Ill. Adm. Code Parts 901.

16) Information and questions regarding these adopted amendments shall be directed to:

Marie Tipsord
Illinois Pollution Control Board
100 W. Randolph, Suite 11-500
Chicago IL 60601

312-814-4925

Copies of the Board's opinions and orders may be requested from the Clerk of the Board at the address listed in #8 above or by calling 312/814-3620. Please refer to the Docket number R03-9 in your request. The Board order is also available from the Board's Web site (www.ipcb.state.il.us).

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

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE H: NOISE
CHAPTER I: POLLUTION CONTROL BOARDPART 901
SOUND EMISSION STANDARDS AND LIMITATIONS
FOR PROPERTY LINE-NOISE-SOURCES

Section

901.101	Classification of Land According to Use
901.102	Sound Emitted to Class A Land
901.103	Sound Emitted to Class B Land
901.104	<u>Highly</u> -Impulsive Sound
901.105	Impact Forging Operations
901.106	Prominent Discrete Tones
901.107	Exceptions
901.108	Compliance Dates for Part 901
901.109	<u>Highly</u> -Impulsive Sound from Explosive Blasting
901.110	Amforge Operational Level
901.111	Modern Drop Forge Operational Level
901.112	Wyman-Gordon Operational Level
901.113	Wagner Casting Site-Specific Operational Level (<u>Repealed</u>)
901.114	Moline Forge Operational Level
901.115	Cornell Forge Hampshire Division Site-Specific Operational Level
901.116	Forgings and Stampings, Inc. Operational Level
901.117	Rockford Drop Forge Company Operational Level
901.118	Atlas Forgings Division of Scot Forge Company – Franklin Park Division Operational Level
901.119	Clifford-Jacobs Operational Level
901.120	C.S. Norcross Operational Level
901.121	Vaughan & Bushnell Operational Level
901.122	Ameren Elgin Facility Site-Specific Noise Emission Limitations
901.APPENDIX A	Old Rule Numbers Referenced
901.APPENDIX B	<u>Land-Based Classification Standards and Corresponding 35 Ill. Adm. Code 901 Land Classes</u> Standard Land Use Coding System

AUTHORITY: Implementing Section 25 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/25 and 27].

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SOURCE: Originally filed as Part 2 of Chapter 8: Noise Pollution, effective August 10, 1973; amended at 2 Ill. Reg. 27, p. 223, effective June 26, 1978; amended at 5 Ill. Reg. 6371, effective June 1, 1981; amended at 5 Ill. Reg. 8533, effective August 10, 1981; amended at 6 Ill. Reg. 10960, effective September 1, 1982; codified at 7 Ill. Reg. 13646; amended at 7 Ill. Reg. 14519, effective October 17, 1983; amended in R83-35 at 8 Ill. Reg. 18893, effective September 25, 1984; amended in R83-33, 26, 29, 30 and R83-34 at 9 Ill. Reg. 1405, effective January 17, 1985; Section 901.105(f)(1), (2) and (3) recodified to Sections 901.110, 901.111 and 901.112 at 9 Ill. Reg. 7147; amended in R83-25, 31 and 32 at 9 Ill. Reg. 7149, effective May 7, 1985; amended in R83-7 at 11 Ill. Reg. 3136, effective January 28, 1987; amended in R04-11 at 28 Ill. Reg. 11910, effective July 30, 2004; amended in R03-9 at 30 Ill. Reg. 5533, effective March 10, 2006.

Section 901.101 Classification of Land According to Use

- a) The land use classification system used for the purposes of applying numeric sound standards for this Part is based on the Land-Based Classification Standards (LBCS) (Jeer, Sanjay. 2001. Land-Based Classification Standards. Online, <http://www.planning.org/LBCS>. American Planning Association: Chicago, Illinois). The LBCS applicable to this Part is set forth in Appendix B.
- b)a) Class A land includes shall include all land used as specified by LBCS Codes 1000 through 1340, 2410 through 2455, 5200 through 5230, 5500, 6100 through 6145, 6222, 6510 through 6530, 6568 through 6600. SLUCM Codes 110 through 190 inclusive, 651, 674, 681 through 683 inclusive, 691, 711, 762, 7121, 7122, 7123 and 921.
- c)b) Class B land includes shall include all land used as specified by LBCS Codes 2100 through 2336, 2500 through 2720, 3500 through 3600, 4220 through 4243, 5100 through 5160, 5300 through 5390, 5400, 6147, 6210 through 6221, 6300 through 6320, 6400 through 6430, 6560 through 6567, 6700 through 6830, 7100 through 7380. SLUCM Codes 397, 471 through 479 inclusive, 511 through 599 inclusive, 611 through 649 inclusive, 652 through 673 inclusive, 675, 692, 699, 7124, 7129, 719, 721, 722 except 7223, 723 through 761 inclusive except 7311, 769 through 790 inclusive, and 922.
- d)e) Class C land includes shall include all land used as specified by LBCS Codes 3100 through 3440, 4120 through 4180, 4210 through 4212, 4300 through 4347, 7400 through 7450, 8000 through 8500, and 9100 through 9520. SLUCM Codes 211 through 299 inclusive, 311 through 396 inclusive, 399, 411 except 4111, 412 except 4121, 421, 422, 429, 441, 449, 460, 481 through 499 inclusive, 7223 and 7311 used for automobile and motorcycle racing, and 811 through 890 inclusive.

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e)d) A parcel or tract of land used as specified by ~~LBCSSLUCM~~ Code 9100, 9400, or 550081, 83, 91, or 922, when adjacent to Class B or C land may be classified similarly by action of a municipal government having zoning jurisdiction over such land. Notwithstanding any subsequent changes in actual land use, land so classified ~~retains~~shall retain such B or C classification until the municipal government removes the classification adopted by it.

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.102 Sound Emitted to Class A Land

a) Except as elsewhere provided in this Part ~~provided~~, no person shall cause or allow the emission of sound during daytime hours from any property-line-noise-source located on any Class A, B or C land to any receiving Class A land which exceeds any allowable octave band sound pressure level specified in the following table, when measured at any point within such receiving Class A land, provided, however, that no measurement of sound pressure levels shall be made less than 25 feet from such property-line-noise-source.

Octave Band Center Frequency (Hertz)	Allowable Octave Band Sound Pressure Levels (dB) of Sound Emitted to any Receiving Class A Land from		
	Class C Land	Class B Land	Class A Land
31.5	75	72	72
63	74	71	71
125	69	65	65
250	64	57	57
500	58	51	51
1000	52	45	45
2000	47	39	39
4000	43	34	34
8000	40	32	32

b) Except as provided elsewhere in this Part ~~provided~~, no person shall cause or allow the emission of sound during nighttime hours from any property-line-noise-source located on any Class A, B or C land to any receiving Class A land which exceeds any allowable octave band sound pressure level specified in the following table, when measured at any point within such receiving Class A land, provided, however, that no measurement of sound pressure levels shall be made less than 25

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feet from such property-line-noise-source.

Octave Band Center Frequency (Hertz)	Allowable Octave Band Sound Pressure Levels (dB) of Sound Emitted to any Receiving Class A Land from		
	Class C Land	Class B Land	Class A Land
31.5	69	63	63
63	67	61	61
125	62	55	55
250	54	47	47
500	47	40	40
1000	41	35	35
2000	36	30	30
4000	32	25	25
8000	32	25	25

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.103 Sound Emitted to Class B Land

Except as provided elsewhere in this Part provided, no person shall cause or allow the emission of sound from any property-line-noise-source located on any Class A, B or C land to any receiving Class B land which exceeds any allowable octave band sound pressure level specified in the following table, when measured at any point within such receiving Class B land, provided, however, that no measurement of sound pressure levels shall be made less than 25 feet from such property-line-noise-source.

Octave Band Center Frequency (Hertz)	Allowable Octave Band Sound Pressure Levels (dB) of Sound Emitted to any Receiving Class B Land from		
	Class C Land	Class B Land	Class A Land
31.5	80	79	72
63	79	78	71
125	74	72	65
250	69	64	57
500	63	58	51
1000	57	52	45
2000	52	46	39
4000	48	41	34

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- 4) New Impacting Forging Operation is that property-line-noise-source comprised of impact forging operation on which construction began after September 1, 1982.
- 5) Existing Impact Forging Operation is that property-line-noise-source comprised of impact forging operations which are in existence on September 1, 1982,
- b) Emission Limitations for New Impact Forging Operation.
No impact forging operation shall cause or allow the emission of impulsive sound to any receiving Class A or B land which exceeds the allowable sound levels specified in the following table when measured at any point within such receiving land, provided however, that no measurement of sound levels shall be made less than 25 feet from such new impact forging operation's property-line.

Allowable Highly-Impulsive Sound Levels (L_{eq}) in Decibels Emitted to Class A or B Land from New Impact Forging Operation

Class B Land	Class A Land	
	Daytime	Nighttime
59.5 L_{eq}	53.5 L_{eq}	48.5 L_{eq}

- c) Limitations for Existing Impact Forging Operation
No existing impact forging operation shall cause or allow the emission of highly-impulsive sound to any receiving Class A or B land which exceeds the allowable sound levels specified in the following table, when measured at any point within such receiving land, provided however, that no measurement of sound levels shall be made less than 25 feet from such existing impact forging operation's property-line, unless such forging operation is granted a permanent site specific allowable operational level pursuant to subsections~~subparagraph~~ (d).

Allowable Highly-Impulsive Sound Levels (L_{eq}) in Decibels Emitted to Class A or B Land from Existing Impact Forging Operation

Class B Land	Class A Land	
	Daytime	Nighttime
64.5 L_{eq}	58.5 L_{eq}	53.5 L_{eq}

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- d) Site Specific Allowable Operational Level for Existing Impact Forging Operation
- 1) An existing impact forging operation which does not comply with ~~subsection~~~~subparagraph~~ (c) may seek a permanent site specific allowable operational level from the Board. A permanent site specific level is that level of operation allowed petitioner after review and approval by the Board and after implementation of ~~abatement~~~~abated~~ measures, if any, approved by the Board.
 - 2) Any existing impact forging operation seeking a permanent site specific operational level must submit as its petition the following:
 - A) The location of the petitioner, a description of the surrounding community, and a map locating the petitioner within the community;
 - B) A description of the petitioner's operations, the number and size of the petitioner's forging hammers, the current hours of hammer operation, the approximate number of forgings manufactured during each of the three prior calendar years and the approximate number of hammer blows used to manufacture the forgings.
 - C) A description of any existing sound abatement measure.
 - D) The sound levels in excess of those permitted by ~~subsection~~~~subparagraph~~ (c) emitted by the petitioner into the community, in 5 decibel increments measured in ~~L_{eq}~~~~Leq~~, shown on the map of the community.
 - E) The number of residences exposed to sound levels in excess of those permitted by ~~subsection~~~~subparagraph~~ (c);
 - F) A description of other significant sources of noise (mobile and stationary) and their location shown on the map of the community;
 - G) A description of the proposed operational level and proposed physical abatement measures, if any, a schedule for their implementation and their costs;
 - H) The predicted improvement in community sound levels as a result

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of implementation of the proposed abatement measures; and

- I) A description of the economic and technical considerations which justify the permanent site specific allowable operational level sought by petitioner.

~~3) An existing impact forging operation seeking a permanent site specific operational level shall prepare and file its petition with the Board and Agency as applicable no later than December 1, 1983.~~

~~4) The Agency shall prepare a written evaluation regarding each petition seeking a permanent site specific operational level and shall file said evaluation within ninety (90) days following receipt of the petition with both the Board and the petitioner.~~

- e) Land Use Classifications Preserved
The land use classifications in effect within a one-mile radius of an existing impact forging operation on September 1, 1982 ~~remains~~~~shall remain~~ the applicable land use classification for enforcement of these rules against an existing forging operation and any future modification thereof, regardless of actual subsequent changes in land use unless such actual changes would impose less restrictive limitations on the impact forging operations.
- f) Site-Specific Operational Levels
Each individual existing forging operation identified in Sections 901.110, 901.111 and 901.112 must comply with the site-specific operational level defined, or is otherwise subject to Section 901.105(c).

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.106 Prominent Discrete Tones

- a) No person shall cause or allow the emission of any prominent discrete tone from any property-line-noise-source located on any Class A, B or C land to any receiving Class A, B or C land, provided, however, that no measurement of one-third octave band sound pressure levels shall be made less than 25 feet from such property-line source.
- b) This rule shall not apply to prominent discrete tones having a one-third octave band sound pressure level 10 or more dB below the allowable octave band sound

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pressure level specified in ~~the applicable tables in~~ Sections 901.102 through 901.104 for the octave band which contains such one-third octave band. In the application of this sub-section, the applicable ~~numeric standard table~~ for sound emitted from any existing property-line-noise-source to receiving Class A land, for both daytime and nighttime operations, ~~is shall be~~ found in Section 901.102(a).

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.107 Exceptions

- a) Sections 901.102 through 901.106 inclusive ~~does shall~~ not apply to sound emitted from land used as specified by ~~LBCS Codes 1100, 6600 and 5500 SLUCM Codes 110, 140, 190, 691, and 742 except 7424 and 7425.~~
- b) Sections 901.102 through 901.106 inclusive ~~does shall~~ not apply to sound emitted from emergency warning devices and unregulated safety relief valves.
- c) Sections 901.102 through 901.106 inclusive ~~does shall~~ not apply to sound emitted from lawn care maintenance equipment and agricultural field machinery used during daytime hours. For the purposes of this sub-section, grain dryers operated off the farm ~~are shall~~ not ~~be~~ considered agricultural field machinery.
- d) Sections 901.102 through 901.106 inclusive ~~do shall~~ not apply to sound emitted from equipment being used for construction.
- e) Section 901.102(b) ~~do shall~~ not apply to sound emitted from existing property-line-noise-sources during nighttime hours, provided, however, that sound emitted from such existing property-line-noise-sources ~~are shall be~~ governed during nighttime hours by the limits specified in Section 901.102.
- f) Sections 901.102 through 901.106 inclusive ~~do shall~~ not apply to the operation of any vehicle registered for highway use while such vehicle is being operated within any land used as specified by Section 901.101 in the course of ingress to or egress from a highway.
- g) Sections 901.102 through 901.106 inclusive ~~do shall~~ not apply to sound emitted from land used as specified by ~~LBCS Codes 5130 and 5140 SLUCM Codes 7223 and 7311~~ when used for automobile and motorcycle racing; and, any land used for contests, rallies, time trials, test runs or similar operations of any self-propelled

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device, and upon or by which any person is or may be transported or drawn, when such self-propelled device is actually being used for sport or recreation and is actually participating in an activity or event organized, regulated, and supervised under the sponsorship and sanction of a club, organization or corporation having national or statewide recognition; provided, however, that the exceptions granted in this ~~subsection~~~~subparagraph~~ ~~do~~~~shall~~ not apply to any automobile and motorcycle race, contest, rally, time trial, test run or similar operation of any self-propelled device if such event is started between the hours of 10:30 p.m. to 7:00 a.m., local time weekdays, or between the hours of 11:00 p.m. and 7:00 a.m., local time, weekend days.

h) Section 901.104 shall not apply to impulsive sound produced by explosive blasting activities conducted on any Class C land other than land used as specified by LBCS Codes 8300 and 8500~~SLUCM codes 852 and 854~~, but such operations shall be governed by Section 901.109.

i) Part 901 shall not apply to impulsive sound produced by explosive blasting activities, which are:

- 1) Conducted on any Class C land used as specified by LBCS Codes 8300 and 8500; and
- 2) Regulated by the Department of Natural Resources in accordance with Section 6.5 of the Surface-Mined Land Conservation and Reclamation Act [225 ILCS 715/6.5] and Section 3.13 of the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720/3.13].

ji) Sections 901.102 through 901.106 inclusive, ~~do~~~~shall~~ not apply to sound emitted from snowmobiles.

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.108 Compliance Dates for Part 901

- a) Except as provided in ~~subsections~~~~subparagraphs~~ (g), (i), and (j), every owner or operator of a new property-line-noise-source ~~must~~~~shall~~ comply with the standards and limitations of this Part on and after August 10, 1973.
- b) Except as otherwise provided in this rule, every owner or operator of an existing property-line-noise-source ~~must~~~~shall~~ comply with the standards and limitations of

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this Part on and August 10, 1974.

- c) Every owner or operator of an existing property-line-noise-source who emits sound which exceeds any allowable octave band sound pressure level of Section 901.102 or 901.103 by 10 dB or more in any octave band with a center frequency of 31.5 Hertz, 63 Hertz or 125 Hertz ~~must~~ shall comply with the standards and limitations of this Part on and after February 10, 1975.
- d) Except as provided in ~~subsections~~ ~~subparagraphs~~ (g) and (h), every owner or operator of an existing property-line-noise-source required to comply with Section 901.104 ~~must~~ shall comply with the standards and limitations of this Part on and after February 10, 1975.
- e) Every owner or operator of an existing property-line-noise-source required to comply with Section 901.106 ~~must~~ shall comply with the standards and limitations of this Part on and after February 10, 1975.
- ~~f)~~ ~~Repealed~~
- ~~f)g)~~ Every owner or operator of Class C land now and hereafter used as specified by ~~LBCS Code 4120 will~~ ~~SLUCM Code 4112 shall~~ have until August 10, 1976 to bring the sound from railroad car coupling in compliance with Section 901.104.
- ~~g)h)~~ Existing impact forging operations as defined in Section 901.105 which do not seek permanent site specific allowable operational levels ~~must~~ shall comply with Section 901.105 by December 1, 1983. Those seeking permanent site specific allowable operational levels pursuant to Section 901.105(d) ~~must~~ shall comply as of the effective date of the site specific rule granted or denied.
- ~~h)i)~~ Every owner or operator of Class C land now or hereafter used as specified by ~~LBCS Code 3310 must~~ ~~SLUCM Code 291 shall~~ comply with the standards and limitations of this Part on August 10, 1975.
- ~~i)j)~~ Every owner or operator of Class C land now or hereafter used as specified by ~~LBCS Code 5130 and 5140~~ ~~SLUCM Code 7223 and 7311~~ when used for automobile and motorcycle racing ~~must~~ shall comply with the standards and limitations of this Part on February 10, 1976.

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.109 Highly-Impulsive Sound From Explosive Blasting

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- a) During the daytime hours that cover the period, after sunrise and before sunset, no person shall cause or allow any explosive blasting conducted on any Class C land other than land used as specified by LBCS Codes 8300 and 8520~~SLUCM Codes 852 and 854~~ so as to allow the emission of sound to any receiving Class A or B land which exceeds the allowable outdoor C-weighted sound levels, measured with the slow dynamic characteristic, specified in the following table, when measured at any point, of reasonable interference with the use of such receiving Class A or B land.

Allowable Outdoor C-Weighted Sound Exposure Levels in Decibels of Explosive Blasting Sounds Emitted to Receiving Class A or B Land from Any Class C Land other than Land Used as Specified by LBCS Code 8300 or 8500 ~~SLUCM Code 852 or 854~~

Receiving Class A Land	Receiving Class B Land
<u>107</u> 109	<u>112</u> 114

The allowable sound exposure level limits in the above table must be lowered by three decibels (3 dB) for each doubling of the number of blasts during the day or night.

- b) Compliance with outdoor peak sound pressure level limits in the following table shall constitute prima facie level limits of this rule when measured on such receiving Class A or B land.

Equivalent Maximum Sound Pressure Level
(Peak) Limits in Decibels

Lower Frequency Limit
of Measuring System for
Flat Response, a

Variation from Linear Response of ± 3 dB (Hz)	Receiving Class A Land (dB)	Receiving Class B Land (dB)
<u>≤ 0.1</u>	<u>135</u>	<u>140</u>
<u>≤ 2.0 but > 0.1</u>	<u>133</u> 135	<u>133</u> 137
<u>≤ 6.0 but > 2.0</u>	<u>130</u>	<u>135</u>

- c) During the period defined by both the beginning of the nighttime hours (10:00

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~~pm) or sunset, whichever occurs earlier, and the ending of the~~ nighttime hours (7:00 am) ~~or, after sunset and before sunrise, whichever occurs later,~~ the allowable sound level limits in ~~subsections~~ ~~subparagraphs~~ (a) and (b) ~~must~~ ~~shall~~ be reduced by 10 ~~decibels~~ ~~decibles~~ except in emergency situations where rain, lightning, other atmospheric conditions, or operator or public safety requires unscheduled nighttime hour explosive blasting.

- d) Persons causing or allowing explosive blasting to be conducted on any Class C land ~~other than land~~ used as specified by ~~LBCS Code 8300 or 8500 must~~ ~~SLUCM code 852 or 854 shall~~ notify the local public of such blasting prior to its occurrence, except when emergency situations require unscheduled blasting, by publication of a blasting schedule, identifying the work days or dates and time periods when explosives are expected to be detonated, at least every three months in a newspaper of general circulation in the locality of the blast site.

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.110 Amforge Operational Level

Amforge Division of Rockwell International located at 119th Street, Chicago, Illinois ~~must~~ ~~shall~~:

- a) Operate only ten forging hammers at any one time; ~~and~~
- b) Operation of its forging hammers is limited to the hours of 7:00 a.m. through 11:00 p.m., with occasional operations beginning at 6:00 a.m. and ending at midnight, Monday through Saturdays; and
- c) ~~Install sound~~ ~~Sound~~ absorptive materials ~~shall be installed~~ on each of the forging hammer structures as each is routinely overhauled, but no later than January 1, 1987.

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.111 Modern Drop Forge Operational Level

Modern Drop Forge Company located at 139th Street and Western Avenue in Blue Island, Illinois ~~must~~ ~~shall~~:

- a) Operate only twenty-one forging hammers at any one time; and

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- b) Operate its forging hammers only during the hours of 6:00 a.m. through midnight, Mondays through Fridays, and 6:30 a.m. until 7:30 p.m. on Saturdays.

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.113 Wagner Casting Site-Specific Operational Level (Repealed)

~~Wagner Casting Company and future owners of the forging facility located at the southeast corner of Sangamon and Jasper Streets in Decatur, Illinois, must comply with the following site-specific operational level or are otherwise subject to Section 901.105(c):~~

- a) ~~Shall operate no more than nine forging hammers at any one time; and~~
- b) ~~Shall operate its forging hammers only between the hours of 5:00 a.m. Monday through 9:00 p.m. Saturday.~~

(Source: Repealed at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.118 ~~Atlas Forgings Division of Scot Forge~~ Company – Franklin Park Division Operational Level

~~Atlas Forge Division of Scot Forge and future owners of the forging facility located at 9394 W. Belmont Avenue, Franklin Park 1501 South 55th Court, Cicero, Illinois, must~~shall comply with the following site-specific operational level:

- a) Operate no more than ~~seven~~three forging hammers at any one time; and
- b) Operate its forging hammers only between the hours of 6:00 a.m. and 6:00 p.m. Monday through Saturday.

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

Section 901.121 Vaughan & Bushnell Operational Level

Vaughan & Bushnell Manufacturing Company and the future owners of the forging facility located at the intersection of Davis and Main Streets, Bushnell, Illinois, must~~shall~~ comply with the following site-specific operational level:

- a) Operate no more than ten hammers at any one time; and

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- b) Operate its forging hammers only between the hours of 6:00 a.m. and 1:30 ~~a.m.-p.m.~~ Monday through Saturday.

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

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Section 901.APPENDIX B Land-Based Classification Standards and Corresponding 35 Ill. Adm. Code 901 Land Classes~~Standard Land Use Coding System~~

<u>LBCS</u>		<u>Description</u>	<u>35 IAC 901 Land Class</u>
<u>Main Category</u>	<u>Function Code</u>		
<u>Residence or accommodation functions</u>	<u>1000</u>	<u>Residence or accommodation functions</u>	<u>A</u>
	<u>1100</u>	<u>Private household</u>	
	<u>1200</u>	<u>Housing services for the elderly</u>	
	1210	<u>Retirement housing services</u>	
	1220	<u>Congregate living services</u>	
	1230	<u>Assisted-living services</u>	
	1240	<u>Life care or continuing care services</u>	
	1250	<u>Skilled-nursing services</u>	
	<u>1300</u>	<u>Hotels, motels, or other accommodation services</u>	
	1310	<u>Bed and breakfast inn</u>	
	1320	<u>Rooming and boarding</u>	
	1330	<u>Hotel, motel, or tourist court</u>	
	1340	<u>Casino hotel</u>	<u>A</u>
	<u>General sales or services</u>	<u>2000</u>	<u>General sales or services</u>
<u>2100</u>		<u>Retail sales or service</u>	<u>B</u>
2110		<u>Automobile sales or service establishment</u>	
2111		<u>Car dealer</u>	
2112		<u>Bus, truck, mobile homes, or large vehicles</u>	
2113		<u>Bicycle, motorcycle, ATV, etc.</u>	
2114		<u>Boat or marine craft dealer</u>	
2115		<u>Parts, accessories, or tires</u>	
2116		<u>Gasoline service</u>	
2120		<u>Heavy consumer goods sales or service</u>	
2121		<u>Furniture or home furnishings</u>	
2122	<u>Hardware, home centers, etc.</u>		

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<u>LBCS</u>		<u>Description</u>	<u>35 IAC 901 Land Class</u>
<u>Main Category</u>	<u>Function Code</u>		
	<u>2123</u>	<u>Lawn and garden supplies</u>	
	<u>2124</u>	<u>Department store, warehouse club or superstore</u>	
	<u>2125</u>	<u>Electronics and Appliances</u>	
	<u>2126</u>	<u>Lumber yard and building materials</u>	
	<u>2127</u>	<u>Heating and plumbing equipment</u>	
	<u>2130</u>	<u>Durable consumer goods sales and service</u>	
	<u>2131</u>	<u>Computer and software</u>	
	<u>2132</u>	<u>Camera and photographic supplies</u>	
	<u>2133</u>	<u>Clothing, jewelry, luggage, shoes, etc.</u>	
	<u>2134</u>	<u>Sporting goods, toy and hobby, and musical instruments</u>	
	<u>2135</u>	<u>Books, magazines, music, stationery</u>	
	<u>2140</u>	<u>Consumer goods, other</u>	
	<u>2141</u>	<u>Florist</u>	
	<u>2142</u>	<u>Art dealers, supplies, sales and service</u>	
	<u>2143</u>	<u>Tobacco or tobacconist establishment</u>	
	<u>2144</u>	<u>Mail order or direct selling establishment</u>	
	<u>2145</u>	<u>Antique shops, flea markets, etc.</u>	
	<u>2150</u>	<u>Grocery, food, beverage, dairy, etc.</u>	
	<u>2151</u>	<u>Grocery store, supermarket, or bakery</u>	
	<u>2152</u>	<u>Convenience store</u>	
	<u>2153</u>	<u>Specialty food store</u>	
	<u>2154</u>	<u>Fruit and vegetable store</u>	
	<u>2155</u>	<u>Beer, wine, and liquor store</u>	
	<u>2160</u>	<u>Health and personal care</u>	
	<u>2161</u>	<u>Pharmacy or drug store</u>	
	<u>2162</u>	<u>Cosmetic and beauty supplies</u>	
	<u>2163</u>	<u>Optical</u>	
	<u>2200</u>	<u>Finance and Insurance</u>	
	<u>2210</u>	<u>Bank, credit union, or savings institution</u>	

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<u>LBCS</u>		<u>Description</u>	<u>35 IAC 901 Land Class</u>
<u>Main Category</u>	<u>Function Code</u>		
	<u>2220</u>	<u>Credit and finance establishment</u>	
	<u>2230</u>	<u>Investment banking, securities, and brokerages</u>	
	<u>2240</u>	<u>Insurance-related establishment</u>	
	<u>2250</u>	<u>Fund, trust, or other financial establishment</u>	
	<u>2300</u>	<u>Real estate, and rental and leasing</u>	
	<u>2310</u>	<u>Real estate services</u>	
	<u>2320</u>	<u>Property management services</u>	
	<u>2321</u>	<u>Commercial property-related</u>	
	<u>2322</u>	<u>Rental housing-related</u>	
	<u>2330</u>	<u>Rental and leasing</u>	
	<u>2331</u>	<u>Cars</u>	
	<u>2332</u>	<u>Leasing trucks, trailers, RVs, etc.</u>	
	<u>2333</u>	<u>Recreational goods rental</u>	
	<u>2334</u>	<u>Leasing commercial, industrial machinery, and equipment</u>	
	<u>2335</u>	<u>Consumer goods rental</u>	
	<u>2336</u>	<u>Intellectual property rental (video, music, software, etc.)</u>	<u>B</u>
	<u>2400</u>	<u>Business, professional, scientific, and technical services</u>	<u>A</u>
	<u>2410</u>	<u>Professional services</u>	
	<u>2411</u>	<u>Legal services</u>	
	<u>2412</u>	<u>Accounting, tax, bookkeeping, payroll services</u>	
	<u>2413</u>	<u>Architectural, engineering, and related services</u>	
	<u>2414</u>	<u>Graphic, industrial, interior design services</u>	
	<u>2415</u>	<u>Consulting services (management, environmental, etc.)</u>	
	<u>2416</u>	<u>Research and development services (scientific, etc.)</u>	
	<u>2417</u>	<u>Advertising, media, and photography services</u>	
	<u>2418</u>	<u>Veterinary services</u>	
	<u>2420</u>	<u>Administrative services</u>	
	<u>2421</u>	<u>Office and administrative services</u>	
	<u>2422</u>	<u>Facilities support services</u>	

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<u>LBCS</u>		<u>Description</u>	<u>35 IAC 901 Land Class</u>
<u>Main Category</u>	<u>Function Code</u>		
	<u>2423</u>	<u>Employment agency</u>	
	<u>2424</u>	<u>Business support services</u>	
	<u>2425</u>	<u>Collection agency</u>	
	<u>2430</u>	<u>Travel arrangement and reservation services</u>	
	<u>2440</u>	<u>Investigation and security services</u>	
	<u>2450</u>	<u>Services to buildings and dwellings</u>	
	<u>2451</u>	<u>Extermination and pest control</u>	
	<u>2452</u>	<u>Janitorial</u>	
	<u>2453</u>	<u>Landscaping</u>	
	<u>2454</u>	<u>Carpet and upholstery cleaning</u>	
	<u>2455</u>	<u>Packing, crating, and convention and trade show services</u>	<u>A</u>
	<u>2500</u>	<u>Food services</u>	<u>B</u>
	<u>2510</u>	<u>Full-service restaurant</u>	
	<u>2520</u>	<u>Cafeteria or limited service restaurant</u>	
	<u>2530</u>	<u>Snack or nonalcoholic bar</u>	
	<u>2540</u>	<u>Bar or drinking place</u>	
	<u>2550</u>	<u>Mobile food services</u>	
	<u>2560</u>	<u>Caterer</u>	
	<u>2570</u>	<u>Food service contractor</u>	
	<u>2580</u>	<u>Vending machine operator</u>	
	<u>2600</u>	<u>Personal services</u>	
	<u>2700</u>	<u>Pet and animal sales or service (except veterinary)</u>	
	<u>2710</u>	<u>Pet or pet supply store</u>	
	<u>2720</u>	<u>Animal and pet services</u>	<u>B</u>

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<u>Manufacturing and wholesale trade</u>	<u>3000</u>	<u>Manufacturing and wholesale trade</u>	
	<u>3100</u>	<u>Food, textiles, and related products</u>	<u>C</u>
	3110	<u>Food and beverages</u>	
	3120	<u>Tobacco manufacturing establishment</u>	
	3130	<u>Textiles</u>	
	3140	<u>Leather and allied products</u>	
	<u>3200</u>	<u>Wood, paper, and printing products</u>	
	3210	<u>Wood products establishment</u>	
	3220	<u>Paper and printing materials</u>	
	3230	<u>Furniture and related products</u>	
	<u>3300</u>	<u>Chemicals, metals, machinery, and electronics manufacturing</u>	
	3310	<u>Petroleum and coal products</u>	
	3320	<u>Chemicals, plastics, and rubber products</u>	
	3330	<u>Nonmetallic mineral products</u>	
	3340	<u>Primary metal manufacturing</u>	
	3350	<u>Machinery manufacturing</u>	
	3360	<u>Electrical equipment, appliance, and components manufacturing</u>	
	3370	<u>Transportation equipment, automobiles, etc.</u>	
	<u>3400</u>	<u>Miscellaneous manufacturing</u>	
	3410	<u>Jewelry and silverware</u>	
3420	<u>Dolls, toys, games, and musical instruments</u>		
3430	<u>Office supplies, inks, etc.</u>		
3440	<u>Signs</u>	<u>C</u>	
<u>3500</u>	<u>Wholesale trade establishment</u>	<u>B</u>	
3510	<u>Durable goods</u>		
3520	<u>Nondurable goods</u>		
<u>3600</u>	<u>Warehouse and storage services</u>	<u>B</u>	

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<u>Transportation, communication, information, and utilities</u>	<u>4000</u>	<u>Transportation, communication, information, and utilities</u>	
	<u>4100</u>	<u>Transportation services</u>	
	<u>4110</u>	<u>Air transportation</u>	<u>U</u>
	<u>4111</u>	<u>Air passenger transportation</u>	
	<u>4112</u>	<u>Air freight transportation</u>	
	<u>4113</u>	<u>Airport and support establishment</u>	↓
	<u>4114</u>	<u>Aircraft and accessories</u>	
	<u>4115</u>	<u>Other air transportation (including scenic, balloon, etc.)</u>	<u>U</u>
	<u>4120</u>	<u>Rail transportation</u>	<u>C</u>
	<u>4121</u>	<u>Rail passenger transportation</u>	
	<u>4122</u>	<u>Rail freight transportation</u>	
	<u>4123</u>	<u>Rail transportation support establishment</u>	↓
	<u>4130</u>	<u>Road, ground passenger, and transit transportation</u>	↓
	<u>4131</u>	<u>Local transit systems – mixed mode</u>	↓
	<u>4132</u>	<u>Local transit systems – commuter rail</u>	↓
	<u>4133</u>	<u>Local transit systems – bus, special needs, and other motor vehicles</u>	↓
	<u>4134</u>	<u>Interurban, charter bus, and other similar establishments</u>	↓
	<u>4135</u>	<u>School and employee bus transportation</u>	↓
	<u>4136</u>	<u>Special purpose transit transportation (including scenic, sightseeing, etc.)</u>	↓
	<u>4137</u>	<u>Taxi and limousine service</u>	↓
	<u>4138</u>	<u>Towing and other road and ground services</u>	↓
	<u>4140</u>	<u>Truck and freight transportation services</u>	↓
	<u>4141</u>	<u>General freight trucking, local</u>	↓
	<u>4142</u>	<u>General freight trucking, long-distance</u>	↓
	<u>4143</u>	<u>Freight trucking, specialized (used household and office goods)</u>	↓
	<u>4144</u>	<u>Freight trucking, specialized (except used goods)</u>	↓
<u>4150</u>	<u>Marine and water transportation</u>	↓	
<u>4151</u>	<u>Marine passenger transportation</u>	↓	
<u>4152</u>	<u>Marine freight transportation</u>	↓	
<u>4153</u>	<u>Marine port and harbor operations</u>	↓	
<u>4154</u>	<u>Marine cargo handling and dry dock services</u>	↓	
<u>4155</u>	<u>Marine navigational and other services</u>	↓	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

<u>4160</u>	<u>Courier and messenger services</u>	↓
<u>4170</u>	<u>Postal services</u>	
<u>4180</u>	<u>Pipeline transportation</u>	<u>C</u>
<u>4200</u>	<u>Communications and information</u>	
<u>4210</u>	<u>Publishing</u>	<u>C</u>
<u>4211</u>	<u>Newspapers, books, periodicals, etc.</u>	<u>C</u>
<u>4212</u>	<u>Software publisher</u>	<u>C</u>
<u>4220</u>	<u>Motion pictures and sound recording</u>	<u>B</u>
<u>4221</u>	<u>Motion picture and video production, publishing, and distribution</u>	
<u>4222</u>	<u>Motion picture viewing and exhibition services</u>	↓
<u>4223</u>	<u>Sound recording, production, publishing, and distribution</u>	↓
<u>4230</u>	<u>Telecommunications and broadcasting</u>	↓
<u>4231</u>	<u>Radio and television broadcasting</u>	↓
<u>4232</u>	<u>Cable networks and distribution</u>	↓
<u>4233</u>	<u>Wireless telecommunications</u>	↓
<u>4234</u>	<u>Telephone and other wired telecommunications</u>	↓
<u>4240</u>	<u>Information services and data processing industries</u>	↓
<u>4241</u>	<u>Online information services</u>	↓
<u>4242</u>	<u>Libraries and archives</u>	
<u>4243</u>	<u>News syndicate</u>	<u>B</u>
<u>4300</u>	<u>Utilities and utility services</u>	<u>C</u>
<u>4310</u>	<u>Electric power</u>	
<u>4311</u>	<u>Hydroelectric</u>	
<u>4312</u>	<u>Fossil</u>	↓
<u>4313</u>	<u>Nuclear</u>	↓
<u>4314</u>	<u>Alternative energy sources</u>	↓
<u>4320</u>	<u>Natural gas, petroleum, fuels, etc.</u>	↓
<u>4330</u>	<u>Water, steam, air conditioning supply</u>	↓
<u>4331</u>	<u>Drinking water</u>	↓
<u>4332</u>	<u>Irrigation and industrial water supply</u>	↓
<u>4333</u>	<u>Air conditioning and steam supply</u>	↓
<u>4340</u>	<u>Sewer, solid waste, and related services</u>	↓
<u>4341</u>	<u>Hazardous waste collection</u>	↓
<u>4342</u>	<u>Hazardous waste treatment and disposal</u>	↓

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

<u>4343</u>	<u>Solid waste collection</u>	
<u>4344</u>	<u>Solid waste combustor or incinerator</u>	
<u>4345</u>	<u>Solid waste landfill</u>	
<u>4346</u>	<u>Waste treatment and disposal</u>	
<u>4347</u>	<u>Septic tank and related services</u>	C

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

<u>Arts, entertainment, and recreation</u>	<u>5000</u>	<u>Arts, entertainment, and recreation</u>	
	<u>5100</u>	<u>Performing arts or supporting establishment</u>	<u>B</u>
	<u>5110</u>	<u>Theater, dance, or music establishment</u>	
	<u>5120</u>	<u>Sports team or club</u>	
	<u>5130</u>	<u>Racetrack establishment</u>	↓
	<u>5140</u>	<u>Promoter of performing arts, sports, and similar events</u>	↓
	<u>5150</u>	<u>Agent for management services</u>	
	<u>5160</u>	<u>Independent artist, writer, or performer</u>	<u>B</u>
	<u>5200</u>	<u>Museums and other special purpose recreational institutions</u>	<u>A</u>
	<u>5210</u>	<u>Museum</u>	
	<u>5220</u>	<u>Historical or archeological institution</u>	↓
	<u>5230</u>	<u>Zoos, botanical gardens, arboreta, etc.</u>	<u>A</u>
	<u>5300</u>	<u>Amusement, sports, or recreation establishment</u>	<u>B</u>
	<u>5310</u>	<u>Amusement or theme park establishment</u>	
	<u>5320</u>	<u>Games arcade establishment</u>	
	<u>5330</u>	<u>Casino or gambling establishment</u>	↓
	<u>5340</u>	<u>Miniature golf establishment</u>	↓
	<u>5350</u>	<u>Skiing</u>	↓
	<u>5360</u>	<u>Marina or yachting club facility operators</u>	↓
	<u>5370</u>	<u>Fitness, recreational sports, gym, or athletic club</u>	↓
<u>5380</u>	<u>Bowling, billiards, pool, etc.</u>	↓	
<u>5390</u>	<u>Skating rinks, roller skates, etc.</u>		
<u>5400</u>	<u>Camps, camping, and related establishments</u>	<u>B</u>	
<u>5500</u>	<u>Natural and other recreational parks</u>	<u>A</u>	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

<u>Education, public admin., health care, and other inst.</u>	<u>6000</u>	<u>Education, public admin., health care, and other inst.</u>	
	<u>6100</u>	<u>Educational services</u>	
	6110	<u>Nursery and preschool</u>	<u>A</u>
	6120	<u>Grade schools</u>	
	6121	<u>Elementary</u>	
	6122	<u>Middle</u>	↓
	6123	<u>Senior</u>	↓
	6124	<u>Continuance</u>	↓
	6125	<u>Alternate education services</u>	↓
	6126	<u>Adult education services</u>	↓
	6130	<u>Colleges and universities</u>	↓
	6140	<u>Technical, trade, and other specialty schools</u>	↓
	6141	<u>Beauty schools</u>	↓
	6142	<u>Business management</u>	↓
	6143	<u>Computer training</u>	↓
	6144	<u>Driving education</u>	↓
	6145	<u>Fine and performing arts education</u>	<u>A</u>
	6146	<u>Flight training</u>	<u>U</u>
	6147	<u>Sports and recreation education</u>	<u>B</u>
	<u>6200</u>	<u>Public administration</u>	
	6210	<u>Legislative and executive functions</u>	<u>B</u>
	6220	<u>Judicial functions</u>	<u>B</u>
	6221	<u>Courts</u>	<u>B</u>
	6222	<u>Correctional institutions</u>	<u>A</u>
	<u>6300</u>	<u>Other government functions</u>	<u>B</u>
	6310	<u>Military and national security</u>	
	6320	<u>Space research and technology</u>	
	<u>6400</u>	<u>Public Safety</u>	↓
	6410	<u>Fire and rescue</u>	↓
	6420	<u>Police</u>	
6430	<u>Emergency response</u>	<u>B</u>	
<u>6500</u>	<u>Health and human services</u>		
6510	<u>Ambulatory or outpatient care services</u>	<u>A</u>	
6511	<u>Clinics</u>		
6512	<u>Family planning and outpatient care centers</u>		

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

<u>6513</u>	<u>Medical and diagnostic laboratories</u>	↓
<u>6514</u>	<u>Blood and organ banks</u>	↓
<u>6520</u>	<u>Nursing, supervision, and other rehabilitative services</u>	
<u>6530</u>	<u>Hospital</u>	A
<u>6560</u>	<u>Social assistance, welfare, and charitable services</u>	B
<u>6561</u>	<u>Child and youth services</u>	
<u>6562</u>	<u>Child day care</u>	
<u>6563</u>	<u>Community food services</u>	↓
<u>6564</u>	<u>Emergency and relief services</u>	↓
<u>6565</u>	<u>Other family services</u>	↓
<u>6566</u>	<u>Services for elderly and disabled</u>	
<u>6567</u>	<u>Veterans affairs</u>	B
<u>6568</u>	<u>Vocational rehabilitation</u>	A
<u>6600</u>	<u>Religious institutions</u>	A
<u>6700</u>	<u>Death care services</u>	B
<u>6710</u>	<u>Funeral homes and services</u>	
<u>6720</u>	<u>Cremation services and cemeteries</u>	
<u>6800</u>	<u>Associations, nonprofit organizations, etc.</u>	↓
<u>6810</u>	<u>Labor and political organizations</u>	↓
<u>6820</u>	<u>Business associations and professional membership organizations</u>	↓
<u>6830</u>	<u>Civic, social, and fraternal organizations</u>	B

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

<u>Construction-related businesses</u>	<u>7000</u>	<u>Construction-related businesses</u>	
	<u>7100</u>	<u>Building, developing, and general contracting</u>	<u>B</u>
	7110	<u>Residential construction</u>	
	7120	<u>Land development and subdivision</u>	
	7130	<u>Industrial, commercial and institutional building construction</u>	↓
	<u>7200</u>	<u>Machinery related</u>	↓
	7210	<u>Building equipment and machinery installation contractors</u>	↓
	7220	<u>Excavation contractor</u>	↓
	7230	<u>Water well drilling contractor</u>	↓
	7240	<u>Wrecking and demolition establishment</u>	↓
	7250	<u>Structural steel erection contractor</u>	↓
	<u>7300</u>	<u>Special trade contractor</u>	
	7310	<u>Carpentry, floor, and tile contractor</u>	↓
	7320	<u>Concrete contractor</u>	↓
	7330	<u>Electrical contractor</u>	↓
	7340	<u>Glass and glazing contractor</u>	↓
	7350	<u>Masonry and drywall contractors</u>	
	7360	<u>Painting and wall covering</u>	
	7370	<u>Plumbing, heating, and air-conditioning</u>	
	7380	<u>Roofing, siding, and sheet metal contractors</u>	<u>B</u>
<u>7400</u>	<u>Heavy construction</u>	<u>C</u>	
7410	<u>Highway and street construction</u>		
7420	<u>Bridge and tunnel construction</u>		
7430	<u>Water, sewer, and pipeline construction</u>	↓	
7440	<u>Power lines, communication and transmission lines</u>		
7450	<u>Industrial and other nonbuilding construction</u>	<u>C</u>	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

<u>Mining and extraction establishments</u>	<u>8000</u>	<u>Mining and extraction establishments</u>	<u>C</u>
	<u>8100</u>	<u>Oil and natural gas</u>	
	<u>8200</u>	<u>Metals (iron, copper, etc.)</u>	
	<u>8300</u>	<u>Coal</u>	↓
	<u>8400</u>	<u>Nonmetallic mining</u>	
	<u>8500</u>	<u>Quarrying and stone cutting establishment</u>	<u>C</u>
<u>Agriculture, forestry, fishing and hunting</u>	<u>9000</u>	<u>Agriculture, forestry, fishing and hunting</u>	
	<u>9100</u>	<u>Crop production</u>	<u>C</u>
	9110	<u>Grain and oilseed</u>	
	9111	<u>Wheat</u>	
	9112	<u>Corn</u>	
	9113	<u>Rice</u>	
	9114	<u>Soybean and oilseed</u>	
	9115	<u>Dry pea and bean</u>	
	9120	<u>Vegetable farming or growing services</u>	
	9130	<u>Fruits and trees</u>	
	9140	<u>Greenhouse, nursery, and floriculture</u>	
	9141	<u>Food crops grown under cover</u>	
	9142	<u>Nursery and tree production</u>	
	9143	<u>Floriculture production</u>	
	9150	<u>All other crops</u>	
	9151	<u>Tobacco crop</u>	
	9152	<u>Cotton crop</u>	
	9153	<u>Sugarcane crop</u>	
	9154	<u>Hay</u>	
	9155	<u>Peanut crop</u>	
	<u>9200</u>	<u>Support functions for agriculture</u>	
	9210	<u>Farm and farm labor management services</u>	
	9220	<u>Spraying, dusting, and other related services</u>	
9230	<u>Crop harvesting and post harvest crop activities (including drying, siloing, etc.)</u>		
9240	<u>Cotton ginning, grist milling, etc.</u>		
<u>9300</u>	<u>Animal production including slaughter</u>		
9310	<u>Cattle ranch and crops</u>		

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

<u>9311</u>	<u>Beef cattle ranch establishments</u>	
<u>9312</u>	<u>Cattle feedlot establishment</u>	
<u>9320</u>	<u>Dairy cattle and milk production</u>	
<u>9330</u>	<u>Hog and pig farm</u>	
<u>9340</u>	<u>Poultry and egg production and hatcheries</u>	
<u>9350</u>	<u>Sheep and goat farming establishments</u>	
<u>9360</u>	<u>Fish hatcheries, fisheries, and aquaculture</u>	
<u>9370</u>	<u>All other animal production</u>	
<u>9371</u>	<u>Apiculture (bees, wax, and related operations)</u>	
<u>9372</u>	<u>Horse and equine production</u>	
<u>9373</u>	<u>Fur-bearing animal production</u>	
<u>9380</u>	<u>Support functions for animal production</u>	
<u>9400</u>	<u>Forestry and Logging</u>	
<u>9410</u>	<u>Logging</u>	
<u>9420</u>	<u>Forest nurseries</u>	
<u>9430</u>	<u>Support functions for forestry</u>	
<u>9500</u>	<u>Fishing, hunting and trapping, game preserves</u>	
<u>9510</u>	<u>Fishing</u>	↓
<u>9520</u>	<u>Hunting and trapping, game retreats, game and fishing preserves</u>	C
<u>9900</u>	<u>Unclassifiable function</u>	U
<u>9910</u>	<u>Not applicable to this dimension</u>	
<u>9990</u>	<u>To be determined</u>	↓
<u>9999</u>	<u>To be determined</u>	U

APPENDIX B

STANDARD LAND USE CODING SYSTEM

U.S. Department of Transportation
 Federal Highway Administration
 Reprinted 1969

~~B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES—TWO, THREE, AND FOUR DIGIT LEVELS~~

<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>SIC Reference</i> ⁺	<i>Land* Class</i>
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POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

11	Household units:	110	Household units:	1100	Household units: ²	—	A
12	Group quarters:	121	Rooming and boarding houses:	1210	Rooming and boarding houses: ²	7021	↑
		122	Membership lodgings:	1221	Fraternity and sorority houses:	⁴ Incl. 7041	
				1229	Other membership lodgings, NEC: ⁵	Incl. 7041	
		123	Residence halls or dormitories:	1231	Nurses' homes:	—	
				1232	College dormitories:	—	
				1239	Other residence halls or dormitories, NEC:	—	
		124	Retirement homes and orphanages:	1241	Retirement homes:	—	
				1242	Orphanages:	—	
		125	Religious quarters:	1251	Convents:	—	
				1252	Monasteries:	—	
		1253	Rectories:	—			
		1259	Other religious quarters, NEC:	—			
129	Other group quarters, NEC:	1290	Other group quarters, NEC:	—			
13	Residential hotels:	130	Residential hotels:	1300	Residential hotels: ⁶	Incl. 7011	
14	Mobile home parks or courts:	140	Mobile home parks or courts:	1400	Mobile home parks or courts:	7031	
15	Transient lodgings:	151	Hotels, tourist courts, and motels:	1510	Hotels, tourist courts, and motels:	7011	
		159	Other transient lodgings, NEC:	1590	Other transient lodgings, NEC: ⁷	—	
19	Other residential, NEC:	190	Other residential, NEC:	1900	Other residential, NEC:	—	↓

FOOTNOTES

¹The SIC codes are listed for purposes of reference. They are the codes in the SIC system that most nearly correspond to the 4 digit land use activity indicated. (See ch. III, Sec. A3, "The Use of Standard Industrial Classification Nomenclature.") A dash indicates that there is no corresponding SIC code.

²Code 1100 "Household units" are defined as a house, an apartment, or other group of rooms, or a single room that is intended for occupancy as separate living quarters. Occupants of "Household units" do not live and eat with other persons in the structure (such as in a boarding house), and there is either (1) direct access from the outside or through a common hall, or (2) there is a kitchen or cooking equipment for the exclusive use of the occupants of the unit. The occupants may be a family, a group of unrelated persons, or a person living alone. Mobile homes not in "Mobile home parks or courts" (code 14), but resting on a permanent type of foundation (e.g., a brick or concrete block foundation) are included as well as units that are vacant or that are used on a seasonal basis. Farm homes are also included under "household units" and should be identified separately from the remainder of the farm which is coded under "Agriculture," code 81.

³Code 1210 "Rooming and boarding houses" are those that have 5 or more persons renting rooms, with or without board, and not related to the head or person in charge. Where there are less than 5 rooms, the total quarters are considered as one "Household unit" and is coded 1100.

⁴"Incl. 7041" is an abbreviation which indicates that the 4 digit land use activity category is only one of several categories of establishments that are included under SIC code 7041.

⁵"NEC" is an abbreviation for "not elsewhere coded."

⁶Code 1300 "Residential hotels" are those that have 75 percent or more of the available accommodations occupied by permanent guests (i.e., persons who reside more than 30 days). Hotels with less than 75 percent are included under code 15, "Transient lodgings."

⁷Code 1590 "Other transient lodgings, NEC" includes such establishments as the YMCA, YWCA, and YMHA when 50 percent or more of the floor area is devoted to lodging and associated activities and when less than 75 percent of the accommodations are occupied by permanent guests. If 75 percent or more of the guests are permanent, use code 1300. If 50 percent or more of the floor area is devoted to recreational activity, use code 7424, "Recreation centers (general)."

*"Land Class" refers to Rule 201 Classifications. "A" denotes a Class A Land, "B" denotes a Class B Land and "C" denotes a Class C Land. "U" denotes a Land unclassified in rule 201. (Added by IEPA.)

B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES—TWO, THREE, AND FOUR DIGIT LEVELS—Continued

Code	Category	Code	Category	Code	Category	SIC Reference [†]	Land [*] Class
21	Food and kindred products— —manufacturing.	211	Meat products—manufacturing.	2111	Meat packing—manufacturing.	2011	C
				2112	Sausages and other prepared meat products—manufacturing.	2013	
				2113	Poultry and small game dressing and packing.	2015	
		212	Dairy products—manufacturing.	2121	Creamery butter—manufacturing.	2021	
				2122	Cheese, natural and processed.	2022	
				2123	Condensed and evaporated milk— —manufacturing.	2023	
				2124	Ice cream and frozen desserts— —manufacturing.	2024	
				2125	Fluid milk processing.	2026	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

213	Canning and preserving of fruits, vegetables, and seafoods:	2131	Canning and curing seafoods:	2031
		2132	Canning specialty foods:	2032
		2133	Canning fruits, vegetables, preserves, jams, and jellies:	2033
		2134	Drying and dehydrating fruits and vegetables:	2034
		2135	Pickling fruits and vegetables; vegetable sauces and seasonings; salad dressings manufacturing:	2035
		2136	Fresh or frozen packaged fish and seafoods:	2036
		2137	Frozen fruits, fruit juices, vegetables, and specialties:	2037
214	Grain mill products manufacturing:	2141	Flour and other grain mill products:	2041
		2142	Preparing feeds for animals and fowls:	2042
		2143	Cereal preparations:	2043
		2144	Rice milling:	2044
		2145	Blending and preparing flour:	2045
		2146	Wet corn milling:	2046
215	Bakery products manufacturing:	2150	Bakery products manufacturing:	205
216	Sugar manufacturing:	2160	Sugar manufacturing:	206
217	Confectionery and related products manufacturing:	2171	Candy and other confectionery products manufacturing:	2071
		2172	Chocolate and cocoa products manufacturing:	2072
		2173	Chewing gum manufacturing:	2073
218	Beverage manufacturing:	2181	Malt liquors manufacturing:	2082
		2182	Malt manufacturing:	2083
		2183	Wine, brandy, and brandy spirits manufacturing:	2084
		2184	Distilling, rectifying, and blending liquors:	2085
		2185	Bottling and canning soft drinks and carbonated waters:	2086

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B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES—TWO, THREE, AND FOUR DIGIT LEVELS—Continued

<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>SIC Reference</i> [†]	<i>Land Use Class</i> [*]
					—manufacturing, NEC:		
		2186	Flavor extracts and flavoring sirups:	2087			
		2191	Cottonseed oil milling:	2091			
		2192	Soybean oil milling:	2092			
		2193	Vegetable oil milling (except cottonseed and soybean):	2093			
		2194	Animal and marine fats and oils (including grease and tallow) manufacturing:	2094			
		2195	Roasting coffee and coffee products manufacturing:	2095			
		2196	Shortening, table oils, margarine, and other edible fats and oils manufacturing:	2096			
		2197	Ice manufacturing:	2097			
		2198	Macaroni, spaghetti, vermicelli, and noodles manufacturing:	2098			
		2199	Other food preparations and kindred products manufacturing, NEC:	2099			

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

22	Textile mill products manufacturing.	221	Broad and narrow woven fabrics and other smallwares (cotton, manmade fibers, silk, and wool) manufacturing.	2210	Broad and narrow woven fabrics and other smallwares (cotton, manmade fibers, silk, and wool) manufacturing.	221, 222, 223 ^a and 224
		222	Knit goods manufacturing.	2220	Knit goods manufacturing.	225
		223	Dyeing and finishing of textiles (except wool fabrics and knit goods).	2230	Dyeing and finishing of textiles (except wool fabrics and knit goods).	226
		224	Floor coverings, (rugs, and carpets) manufacturing.	2240	Floor coverings (rugs and carpets) manufacturing.	227
		225	Yarns and threads manufacturing.	2250	Yarns and threads manufacturing.	228
		229	Other textile goods manufacturing, NEC.	2291	Felt goods (except woven felts and hats) manufacturing.	2291
				2292	Lace Goods manufacturing.	2292
				2293	Padding and upholstery filling manufacturing.	2293
				2294	Processing waste and recovering fibers and flock.	2294
				2295	Artificial leather and oil cloth manufacturing and other impregnating and coating fabrics (except rubberizing).	2295
				2296	Tire cord and fabric manufacturing.	2296
				2297	Wool scouring, worsted combing, and towing to top.	2297

B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES — TWO-, THREE-, AND FOUR-DIGIT LEVELS

Code	Category	Code	Category	Code	Category	SIC Reference [†]	Land [®] Class
				2299	Other textile goods manufacturing, NEC.	2299	
23	Apparel and other finished products made from fabrics, leather, and similar materials manufacturing.	231	Men's, youths' and boys' suits, coats, and overcoats manufacturing.	2310	Men's, youths', and boys' suits, coats, and overcoats manufacturing.	231	
		232	Men's, youths', and boys' furnishings, work clothing, and allied garments manufacturing.	2320	Men's, youths', and boys' furnishings, work clothing, and allied garments manufacturing.	232	
		233	Women's, misses', juniors', girls', children's and infants' outerwear manufacturing.	2330	Women's, misses', juniors', girls', children's, and infants' outerwear manufacturing.	233 and 236	
		234	Women's, misses', children's, and infants' undergarments manufacturing.	2340	Women's, misses', children's, and infants' undergarments manufacturing.	234	
		235	Hats, caps, and millinery manufacturing.	2350	Hats, caps, and millinery manufacturing.	235	
		236	Leather and leather products manufacturing.	2361	Leather tanning and finishing.	3111	
				2362	Industrial leather belting and packing manufacturing.	3121	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

			2363	Boot and shoe cut stock and findings manufacturing.	3131
			2364	Footwear (except rubber) manufacturing.	314
			2365	Leather gloves and mittens manufacturing.	315
			2366	Luggage manufacturing.	316
			2367	Handbags and other personal leather goods manufacturing.	317
			2369	Other leather products manufacturing, NEC.	319
		237	Fur goods manufacturing.	2370	Fur goods manufacturing.
23	Apparel and other finished products made from fabrics, leather, and similar materials manufacturing—Continued	238	Miscellaneous apparel and accessories manufacturing.	2381	Dress and work gloves (except knit and all leather) manufacturing.
				2382	Robes and dressing gowns manufacturing.
				2383	Raincoats and other waterproof outer garments manufacturing.
				2384	Leather and sheep lined clothing manufacturing.
				2385	Apparel belts manufacturing.

B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES—TWO, THREE, AND FOUR DIGIT LEVELS

Code	Category	Code	Category	Code	Category	SIC Reference [†]	Land* Class
				2389	Other miscellaneous apparel and accessory manufacturing, NEC.	2389	
		239	Other fabricated textile products manufacturing, NEC.	2391	Curtains and draperies manufacturing.	2391	
				2392	Housefurnishings (except curtains and draperies) manufacturing.	2392	
				2393	Textile bags manufacturing.	2393	
				2394	Canvas products manufacturing.	2394	
				2395	Pleating, decorative and novelty stitching and tucking for the trade.	2395	
				2396	Apparel findings and related products manufacturing.	2396	
				2399	Other fabricated textile products manufacturing, NEC.	2397 and 2399	
24	Lumber and wood products (except furniture) manufacturing.	241	Logging camps and logging contractors.	2410	Logging camps and logging contractors.	241	
		242	Sawmills and planing mills.	2421	Sawmills and planing mills, general.	2421	
				2422	Hardwood dimension and flooring manufacturing.	2426	
				2429	Special sawmill products manufacturing, NEC.	2429	
		243	Millwork, veneer, plywood, and prefabricated structural wood products manufacturing.	2431	Millwork.	2431	
				2432	Veneer and plywood manufacturing.	2432	
				2433	Prefabricating wooden buildings and structural members manufacturing.	2433	
		244	Wooden containers manufacturing.	2440	Wooden containers manufacturing.	244	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

		249	Other lumber and wood products -(except furniture) manufactur- -ing, NEC.	2491 2499	Wood-preserving. Other lumber and wood products -(except furniture) manufacturing; -NEC.	2491 2499	
25	Furniture and fixtures-- -manufacturing.	251	Household furniture-- -manufactur-	2510	Household furniture--manufacturing.	251	
		252	Office furniture--manufacturing.	2520	Office furniture--manufacturing.	252	
		253	Public building and related fur- -niture--manufacturing.	2530	Public building and related furni- -ture--manufacturing.	2531	
		254	Partitions, shelving, lockers, and -office and store fixtures--manu- -facturing.	2540	Partitions, shelving, lockers, and -office and store fixtures--manu- -facturing.	254	
		259	Other furniture and fixtures -manufacturing, NEC.	2591	Venetian blinds and shades--manu- -facturing.	2591	

B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES—TWO, THREE, AND FOUR DIGIT LEVELS

<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>SIC Reference</i> ¹	<i>Land² Class</i>
				2599	Other furniture and fixtures manu- -facturing, NEC.	2599	
26	Paper and allied -products--manu- -facturing.	261	Pulp--manufacturing.	2610	Pulp--manufacturing.	261	
		262	Paper (except building paper)-- -manufacturing.	2620	Paper (except building paper)-- -manufacturing.	262	
26	Paper and allied products-- -manufacturing--Con.	263	Paperboard--manufacturing.	2630	Paperboard--manufacturing.	263	
		264	Converted paper and paperboard -products (except containers and -boxes)--manufacturing.	2641 2642 2643	Paper coating and glazing. Envelope--manufacturing. Bags (except textile bags)--manu- -facturing.	2641 2642 2643	
				2644	Wallpaper--manufacturing.	2644	
				2645	Die cut paper and paperboard; and -cardboard--manufacturing.	2645	
				2646	Pressed and molded pulp goods-- -manufacturing.	2646	
				2647	Sanitary paper products--manufac- -turing.	2647	
				2649	Other converted paper and paper- -board products (except containers -and boxes)--manufacturing, NEC.	2649	
		265	Paperboard containers and -boxes--manufacturing.	2650	Paperboard containers and boxes-- -manufacturing.	265	
		266	Building paper and building -board--manufacturing.	2660	Building paper and building board-- -manufacturing.	266	
27	Printing, -publishing, and -allied industries.	271	Newspapers--publishing -publishing and printing.	2710	Newspapers--publishing, publishing -and printing.	271	
		272	Periodicals--publishing.	2720	Periodicals--publishing, publishing	272	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

			-publishing and printing-			-and printing-		
		273	Books: publishing, publishing -and printing-	2730	Books: publishing, publishing and -printing-	273		
		274	Commercial printing.	2740	Commercial printing.	275		
		275	Manifold business forms manu- -facturing-	2750	Manifold business forms manu- -facturing-	276		

~~B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES—TWO, THREE, AND FOUR DIGIT LEVELS~~

<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>SIC Reference</i> [†]	<i>Land[§] Class</i>
		276	Greeting card manufacturing.	2760	Greeting card manufacturing.	277	
		277	Bookbinding and related indus- -tries manufacturing-	2771	Blankbooks, looseleaf binders, and -devices manufacturing-	2782	
				2772	Bookbinding and miscellaneous re- -lated work manufacturing-	2789	
		278	Printing trade service industries.	2781	Typesetting.	2791	
				2782	Photoengraving.	2793	
				2783	Electrotyping and stereotyping.	2794	
				2789	Other printing trade service indus- -tries, NEC-	2799	
		279	Other printing and publishing, NEC.	2790	Other printing and publishing, NEC.	274	
28	Chemicals and allied products— -manufacturing-	281	Industrial inorganic and organic chemicals manufacturing	2810	Industrial inorganic and organic chemicals manufacturing	281	
		282	Plastics materials and synthetic resins, synthetic rubber, syn- thetic and other manmade fibers (except glass)— -manufacturing-	2820	Plastics materials and synthetic resins, synthetic rubber, synthetic and other manmade fibers (except glass) manufacturing.	282	
		283	Drug manufacturing.	2831	Biological products manufacturing.	2831	
				2832	Medicinal chemicals and botanical products manufacturing.	2833	
				2833	Pharmaceutical preparations man- ufacturing.	2834	
		284	Soap, detergents, and cleaning preparations, perfumes, cos- metics, and other toilet prepa- rations manufacturing.	2841	Soap and detergents (except spe- cialty cleaners) manufacturing.	2841	
				2842	Specialty cleaning, polishing, and sanitation preparations (except soap and detergents) manufac- turing.	2842	
				2843	Surface active agents, finishing agents, sulfonated oils, and as- sistants manufacturing.	2843	
				2844	Perfumes, cosmetics, and other toilet preparations manufacturing.	2844	
28	Chemicals and allied products— -manufacturing- -Continued.	285	Paints, varnishes, lacquers, en- amels, and allied products— -manufacturing-	2850	Paints, varnishes, lacquers, enamels, and allied products manufacturing.	285	E
		286	Gum and wood chemicals -facturing-	2860	Gum and wood chemicals manufac- -turing-	286	

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NOTICE OF ADOPTED AMENDMENTS

		287	Agricultural chemicals— —manufacturing.	2870	Agricultural chemicals— —manufacturing.	287	
		289	Other chemicals and allied prod-	2891	Glue and gelatin—manufacturing.	2891	

B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES—TWO , THREE , AND FOUR DIGIT LEVELS

<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>SIC Reference</i> [†]	<i>Land* Class</i>
			—ucts—manufacturing, NEC.	2892	Explosives—manufacturing.	2892	
				2893	Printing ink—manufacturing.	2893	
				2894	Carbon black—manufacturing.	2895	
				2899	Other chemicals and allied products —manufacturing, NEC.	2899	
29	Petroleum refining and re- —lated industries.	291	Petroleum refining.	2910	Petroleum refining.	291	
		292	Paving and roofing materials— —manufacturing.	2921	Paving mixtures and blocks manu- —facturing.	2951	
				2922	Asphalt felts and coatings manu- —facturing.	2952	
		299	Other petroleum refining and re- —lated industries, NEC.	2991	Lubricating oils and greases manu- —facturing.	2992	
				2999	Other petroleum and coal products —manufacturing, NEC.	2999	
31	Rubber and miscellaneous —plastic products manu- —facturing.	311	Tires and inner tubes manufac- —turing.	3110	Tires and inner tubes manufactur- —ing.	301	
		312	Rubber footwear— manufacturing.	3120	Rubber footwear—manufacturing.	302	
		313	Reclaiming rubber.	3130	Reclaiming rubber.	303	
		314	Miscellaneous plastic products— —manufacturing.	3140	Miscellaneous plastic products— —manufacturing.	307	
		319	Other fabricated rubber products —manufacturing, NEC.	3190	Other fabricated rubber products —manufacturing, NEC.	306	
32	Stone, clay, and glass prod- —ucts—manufacturing.	321	Flat glass—manufacturing.	3210	Flat glass—manufacturing.	3211 and incl. 3231	
		322	Glass and glassware (pressed or —blown) manufacturing.	3221	Glass containers—manufacturing.	3221 and incl. 3231	
				3229	Other glass and glassware (pressed —or blown) manufacturing, NEC.	3229 and incl. 3231	
		323	Cement (hydraulic)— —manufacturing.	3230	Cement (hydraulic)—manufacturing.	324	
		324	Structural clay products manu- —facturing.	3241	Brick and structural clay tile manu- —facturing.	3251	
				3242	Ceramic wall and floor tile manu- —facturing.	3253	
				3243	Clay refractories—manufacturing.	3255	
				3249	Other structural clay products manu- —facturing, NEC.	3259	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND-USE ACTIVITIES—TWO, THREE, AND FOUR DIGIT LEVELS

Code	Category	Code	Category	Code	Category	SIC Reference [†]	Land [®] Class
		325	Pottery and related products— —manufacturing—	3251	Vitreous china plumbing fixtures, —china, earthenware fittings, and —bathroom accessories manu- —facturing—	3261	
				3252	Vitreous china table and kitchen —articles—manufacturing—	3262	
				3253	Fine earthenware (whiteware) table —and kitchen articles—manufacturing—	3263	
				3254	Porcelain electrical supplies—manu- —facturing—	3264	
				3259	Other pottery and related products —manufacturing, NEC.	3269	E
32	Stone, clay, and glass prod- —ucts—manufacturing— —Continued.	326	Concrete, gypsum, and plaster —products—manufacturing—	3261	Concrete brick and block manu- —facturing—	3271	E
				3262	Concrete products (excluding brick —and block)—manufacturing—	3272	
				3263	Concrete (ready mixed) manufac- —turing—	3273	
				3264	Lime products—manufacturing—	3274	
				3265	Gypsum products—manufacturing—	3275	
		327	Cut stone and stone products— —manufacturing—	3270	Cut stone and stone products—manu- —facturing—	328	
		328	Abrasive, asbestos, and miscella- —neous nonmetallic mineral —products—manufacturing—	3280	Abrasive, asbestos, and miscella- —neous nonmetallic mineral —products—manufacturing—	329	
33	Primary metal industries:	331	Blast furnaces, steel works, and —the rolling and finishing of fer- —rous metals.	3311	Blast furnaces (including coke —ovens), steel works, and the rolling —of ferrous metals—	3312	
				3312	Electrometallurgical products—manu- —facturing—	3313	
				3313	Steel wire drawing and steel nails —and spikes—manufacturing—	3315	
				3314	Cold rolled sheet, strip, and bars— —manufacturing—	3316	
				3315	Steel pipe and tubes—manufacturing—	3317	
		332	Iron and steel foundries:	3320	Iron and steel foundries:	332	
		333	Primary smelting and refining of —nonferrous metals.	3331	Primary smelting and refining of —copper—	3331	
				3332	Primary smelting and refining of —lead—	3332	
				3333	Primary smelting and refining of —zinc—	3333	
				3334	Primary production of aluminum.	3334	
				3339	Other primary smelting and refining —of nonferrous metals, NEC.	3339	
		334	Secondary smelting and refining	3340	Secondary smelting and refining of	334	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

~~B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES — TWO-, THREE-, AND FOUR-DIGIT LEVELS~~

<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>SIC Reference</i> [†]	<i>Land*</i> <i>Class</i>
			-of nonferrous metals and alloys.		-nonferrous metals and alloys.		
		335	Rolling, drawing, and extruding of nonferrous metals.	3351	Rolling, drawing, and extruding of copper.	3351	
				3352	Rolling, drawing, and extruding of aluminum.	3352	
				3353	Rolling, drawing, and extruding of nonferrous metals (except copper and aluminum).	3356	
				3354	Drawing and insulating of nonferrous wire.	3357	
		336	Nonferrous foundries.	3360	Nonferrous foundries.	336	
		339	Other primary metal industries, -NEC.	3390	Other primary metal industries, -NEC.	339	
34	Fabricated metal products - manufacturing.	341	Ordinance and accessories.	3411	Guns, howitzers, mortars, and related equipment - manufacturing.	191	
				3412	Ammunition (except small arms) - manufacturing and complete assembling of guided missiles and space vehicles.	192	
				3413	Tanks and tank components - manufacturing.	193	
				3414	Sighting and fire control equipment - manufacturing.	194	
				3415	Small arms - manufacturing.	195	
				3416	Small arms ammunition - manufacturing.	196	
				3419	Other ordinance and accessories - manufacturing, NEC.	199	
34	Fabricated metal products - manufacturing. -Continued.	342	Machinery (except electrical) - manufacturing.	3421	Engines and turbines - manufacturing.	351	
				3422	Farm machinery and equipment - manufacturing.	352	
				3423	Construction, mining, and materials handling machinery and equipment - manufacturing.	353	
				3424	Metalworking machinery and equipment - manufacturing.	354	
				3425	Special industry machinery (except metalworking machinery) - manufacturing.	355	
				3426	General industrial machinery and equipment - manufacturing.	356	
				3427	Office, computing, and accounting machines - manufacturing.	357	
				3428	Service industry machines - manufacturing.	358	
				3429	Other machinery - manufacturing.	359	

~~B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES — TWO-, THREE-, AND FOUR-DIGIT LEVELS~~

<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>Code</i>	<i>Category</i>	<i>SIC Reference</i> [†]	<i>Land*</i> <i>Class</i>
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POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

			-characteristics manufacturing.		(-temperature controls) manufac-		
					-turing.		
				3522	Automatic temperature controls-	3822	
					manufacturing.		
		353	Optical instruments and lenses-	3530	Optical instruments and lenses-	383	
			manufacturing.		manufacturing.		
		354	Surgical, medical, and dental in-	3541	Surgical and medical instruments	3841	
			struments and supplies manu-		and apparatus manufacturing.		
			facturing.	3542	Orthopedic, prosthetic, and surgical	3842	
					appliances and supplies manufac-		
					turing.		
				3543	Dental equipment and supplies-	3843	
					manufacturing.		
		355	Ophthalmic goods manufactur-	3550	Ophthalmic goods manufacturing-	385	
			ing.				
		356	Photographic equipment and sup-	3560	Photographic equipment and sup-	386	
			plies manufacturing.		plies manufacturing.		
		357	Watches, clocks, clockwork oper-	3570	Watches, clocks, clockwork operated	387	
			ated devices, and parts manu-		devices, and parts manufacturing.		
			facturing.				
39	Miscellaneous manufactur-	391	Jewelry, silverware, and plated	3911	Jewelry and precious metals manu-	3911	
	ing, NEC.		ware manufacturing.		facturing.		
				3912	Jewelers' findings and materials-	3912	
					manufacturing.		
				3913	Lapidary work.	3913	
				3914	Silverware and plated ware manu-	3914	
					facturing.		
		392	Musical instruments and parts-	3920	Musical instruments and parts-	393	
			manufacturing.		manufacturing.		
		393	Toys, amusement, sporting, and	3930	Toys, amusement, sporting, and	394	
			athletic goods manufacturing.		athletic goods manufacturing.		
		394	Pens, pencils, and other office	3940	Pens, pencils, and other office and	395	
			and artists' materials manu-		artists' materials manufacturing.		
			facturing.				
		395	Costume jewelry, costume novel-	3950	Costume jewelry, costume novelties,	396	
			ties, buttons, and miscellaneous		buttons, and miscellaneous notions		
			notions (except precious		(except precious metals) manu-		
			metals		facturing.		
			manufacturing.				

B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES—TWO, THREE, AND FOUR DIGIT LEVELS

Code	Category	Code	Category	Code	Category	SIC Reference [†]	Land ^{**} Class
		396	Tobacco manufacturing.	3961	Cigarettes manufacturing.	211	
				3962	Cigars manufacturing.	212	
				3963	Tobacco (chewing and smoking) and	213	
					snuff manufacturing.		
				3964	Tobacco stemming and redrying.	214	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

			397	Motion picture production.	3970	Motion picture production.	7811	
39	Miscellaneous manufactur-	399	3991	Other miscellaneous manufactur-	3991	Brooms and brushes manufactur-	3981	
	-ing, NEC- Continued.			-ing, NEC.		-ing.		
					3992	Linoleum, asphalted felt base, and	3982	
						-other hard surface floor cover		
						-manufacturing, NEC.		
					3993	Matches manufacturing.	3983	
					3994	Lamp shades manufacturing.	3987	
					3995	Mortician's goods manufacturing.	3988	
					3996	Fur dressing and dyeing	3992	
					3997	Signs and advertising displays-	3993	
						-manufacturing.		
					3998	Umbrellas, parasols, and canes-	3995	
						-manufacturing.		
					3999	Other miscellaneous manufacturing,	3984 and	
						-NEC.	3999	€
41	Railroad, rapid rail transit,	411		Railroad transportation.	4111	Railroad right-of-way (excluding	—	U
	-and street railway trans-					-switching and marshaling yards).		
	-portation.				4112	Railroad switching and marshaling		€
						-yards.		
					4113	Railroad terminals (passenger).	—	
					4114	Railroad terminals (freight).	—	
					4115	Railroad terminals (passenger and	—	
						-freight).		
					4116	Railroad equipment and mainte-	—	
						-nance.		
					4119	Other railroad transportation, NEC.	—	€
		412		Rapid rail transit and street rail-	4121	Rapid rail transit and street railway	—	U
				-way transportation.		-right-of-way. ³		
					4122	Rapid rail transit and street railway	—	€
						-passenger terminals. ³		
					4123	Rapid rail transit and street railway	—	
						-equipment maintenance.		
					4129	Other rapid rail transit and street	—	
						-railway transportation, NEC.		
42	Motor vehicle transporta-	421		Bus transportation.	4211	Bus passenger terminals (intercity). ⁴	—	
	-tion.				4212	Bus passenger terminals (local). ⁴	—	
					4213	Bus passenger terminals (intercity	—	
						and local). ⁴		
					4214	Bus garaging and equipment mainte-	—	
						-nance.		
					4219	Other bus transportation, NEC.	—	
		422		Motor freight transportation.	4221	Motor freight terminals.	—	

B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES— TWO , THREE , AND FOUR DIGIT LEVELS

Code	Category	Code	Category	Code	Category	SIC Reference ⁴	Land ⁵ Class
				4222	Motor freight garaging and equip-	—	
					-ment maintenance.		
				4229	Other motor freight transportation,	—	€
					-NEC.		

FOOTNOTES

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

		473	Radio communication:	4731	Radio broadcasting studios (only):	—	
				4732	Radio transmitting stations and —towers:	—	
				4739	Other radio communication, NEC:	—	
		474	Television communication:	4741	Television broadcasting studios (only):	—	
				4742	Television transmitting stations and —relay towers:	—	
				4749	Other television communication, —NEC:	—	
		475	Radio and television commu- nication (combined systems):	4751	Radio and television broadcasting —studios, only (combined systems):	—	
				4759	Other combined radio and television —communication, NEC:	—	
		479	Other communication, NEC:	4790	Other communication, NEC:	—	
48	Utilities	481	Electric utility:	4811	Electric transmission right-of-way: ¹²	—	
				4812	Electric generation plants:	—	
				4813	Electricity-regulating substations:	—	
				4819	Other electric utility, NEC:	—	
		482	Gas utility:	4821	Gas pipeline right-of-way: ¹²	—	
				4822	Gas production plants:	—	
				4823	Natural or manufactured gas storage —and distribution points:	—	
				4824	Gas pressure control stations:	—	
				4829	Other gas utilities, NEC:	—	
		483	Water utilities and irrigation:	4831	Water pipeline right-of-way: ¹²	—	
				4832	Water treatment plants (purifica- —tion):	—	
				4833	Water storage: ¹⁸	—	
				4834	Irrigation distribution channels:	—	
				4835	Water pressure control stations:	—	
				4839	Other water utilities and irrigation, —NEC:	—	
		484	Sewage disposal:	4841	Sewage treatment plants:	—	
				4842	Sewage sludge drying beds:	—	
				4843	Sewage pressure control stations:	—	
				4849	Other sewage disposal, NEC:	—	
		485	Solid waste disposal:	4851	Refuse incineration:	—	
				4852	Central garbage grinding stations:	—	
				4853	Compositing plants:	—	
				4854	Sanitary landfills:	—	
				4855	Refuse disposals:	—	
				4856	Industrial waste disposals:	—	
				4857	Active slag dumps and mineral waste —disposals:	—	
				4859	Other solid waste disposal, NEC:	—	
		489	Other utilities, NEC:	4890	Other utilities, NEC:	—	
49	Other transportation, com- munication, and utilities, —NEC:	491	Other pipeline right-of-way and —pressure control stations, NEC:	4911	Petroleum pipeline right-of-way: ¹²	—	
				4912	Petroleum pressure control stations:	—	
				4919	Other pipeline right-of-way and pres- —sure control stations, NEC:	—	
		492	Transportation services and ar- rangements:	4921	Freight forwarding services:	4041 and 4712	
				4922	Packing and crating services:	4783	
				4923	Travel arranging services:	472	
				4924	Transportation ticket services: ¹⁹	—	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

				4929	Other transportation services and arrangements, NEC.	-	
		499	Other transportation, communication, and utilities, NEC.	4990	Other transportation, communication, and utilities, NEC.	-	C

FOOTNOTES	
⁴ The SIC codes are listed for purposes of reference. They are the codes in the SIC system that most nearly correspond to the 4 digit land use activity indicated. (See ch. III, Sec. A3, "The Use of Standard Industrial Classification Nomenclature.") A dash indicates that there is no corresponding SIC code.	⁴ Code 4391 - "Heliport landing/takeoff pads" are identified only when they are separate activities and not a part of code 431, "Airports and flying fields."
² Code 4121 - "Rapid rail transit and street railway right-of-way" includes only that land which is not within public right-of-way (e.g., within a public street right-of-way). Railroad right-of-way used by rapid rail transit is considered to be railroad right-of-way and is coded 4111.	⁶ Code 44 - "Marine craft transportation." The maintenance and repair of marine craft should be coded 3443, "Ship and boat building and repairing."
³ Code 4122 - "Rapid rail transit and street railway passenger terminals" identifies only those terminals that are not located within public right-of-way (e.g., within a public street right-of-way).	⁷ Code 441 - "Marine terminals" include all docking facilities (e.g., wharves, piers, and docks) and associated areas that are used by commercial passenger, freight, and fishing craft. Docking facilities that primarily serve recreational type of marine craft are identified under code 744, "Marinas."
⁴ Codes 4211, 4212, 4213 - "Bus passenger terminals" identifies only those terminals that are not located on the public right-of-way (e.g., within a public street right-of-way).	⁸ Code 4411 - "Marine terminals (passenger)" include ferry terminals.
	⁹ Code 4510 - "Freeways" are divided highways for through traffic with full control of access and no cross traffic at grade.
	¹⁰ Code 4520 - "Expressways" are divided highways for through traffic with full or partial control of access with grade separations at major crossroads.
	Footnotes continued on following page.

¹¹ Code 4530 - "Parkways" are highways for noncommercial traffic, with full or partial control of access. They are located within a park or within a ribbon of parklike development.	17 parking spaces), and that serves no other single type of activity. This code includes parking on open lots, parking within parking structures, parking within structures that also house other activities (e.g., parking area in an office building), and the parking area at shopping centers. Parking areas of less than 5,000 square feet are not identified as a separate activity.
¹² Code 4540 - "Arterial streets" are those streets which serve movements of traffic and are not freeways, expressways, and parkways. Generally there is no control of access.	¹² Codes 4811, 4821, 4831, 4911 - These codes identify those areas where the surface is devoted exclusively to the right-of-way of the respective activities and is used for no other purposes.
¹³ Code 4550 - "Collector/distributor streets" are those streets that collect traffic from the local streets and channel it into the arterial system. These streets also provide necessary cross-connections between arterials. The collector/distributor street does not handle long through trips, and it is not continuous for any great length.	¹³ Code 4833 - "Water storage" includes impounded surface water areas or water tanks used for storage. Lakes or other natural water formations are identified under code 93, "Water areas."
¹⁴ Code 4560 - "Local access streets" are those used primarily for access to residences, businesses, or other abutting activities.	¹⁴ Code 4924 - "Transportation ticket services" include the ticket offices of any of the transportation systems. The ticket offices are identified only when they are a separate and distinct activity, not located within one of the transportation terminals.
¹⁵ Code 4570 - "Alleys" are minor narrow streets usually without sidewalks and on which building adjoin from the rear.	
¹⁶ Code 4600 - "Automobile parking" includes nonresidential off-street parking that is 5,000 square feet or greater (or approximately	

B. A STANDARD SYSTEM FOR IDENTIFYING AND CODING LAND USE ACTIVITIES—TWO-, THREE-, AND FOUR-DIGIT LEVELS—Continued

Code	Category	Code	Category	Code	Category	SIC Reference ⁴	Land ² Class
51	Wholesale trade. ²	511	Motor vehicles and automotive equipment wholesale.	5111	Automobiles and other motor vehicles wholesale.	5012	B
				5112	Automotive equipment wholesale.	5013	
				5113	Tires and tubes wholesale.	5014	
		512	Drugs, chemicals, and allied products wholesale.	5121	Drugs, drug proprietaries and drug-gists' sundries wholesale.	5022	
				5122	Paints and varnishes wholesale.	5028	
				5129	Other drugs, chemicals, and allied	5029	

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					-products, wholesale, NEC.		
		513	Dry goods and apparel—whole-	5131	Dry goods, piece goods, and notions—	5032	
			—sale.		—wholesale.		
				5132	Apparel and accessories, hosiery, and	5035	
					—lingerie—wholesale.		
				5133	Footwear—wholesale.	5039	
		514	Groceries and related products—	5141	Groceries (general line)—wholesale.	5042	
			—wholesale.	5142	Dairy products—wholesale.	5043	
				5143	Poultry and poultry products—	5044	
					—wholesale.		
				5144	Confectionery—wholesale.	5045	
				5145	Fish and seafoods—wholesale.	5046	
				5146	Meats and meat products—wholesale.	5047	
				5147	Fruits and vegetables (fresh)—	5048	
					—wholesale.		
				5149	Other groceries and related products	5049	
					—wholesale, NEC.		
		515	Farm products (raw materials)—	5151	Cotton—wholesale.	Incl. 5051	
			—wholesale.	5152	Grain—wholesale.	Incl. 5051	
				5153	Hides, skins, and raw furs—whole-	Incl. 5051	
					—sale.		
				5154	Leaf tobacco—wholesale.	Incl. 5051	
				5155	Wool and mohair—wholesale.	Incl. 5051	
				5156	Livestock—wholesale.	Incl. 5051	
				5157	Horses and mules—wholesale.	Incl. 5051	
				5159	Other farm products—wholesale,	Incl. 5051	
					NEC.		
		516	Electrical goods—wholesale.	5161	Electrical apparatus and equipment,	5063	
					—wiring supplies, and construction		
					—materials—wholesale.		
				5162	Electrical appliances, television, and	5064	
					—radio sets—wholesale.		
				5163	Electronic parts and equipment—	5065	
					—wholesale.		
		517	Hardware, plumbing, heating	5171	Hardware—wholesale.	5072	
			—equipment, and supplies—	5172	Plumbing and heating equipment	5074	
			—wholesale.		—and supplies—wholesale.		
				5173	Air conditioning, refrigerated equip-	5077	B
					—ment, and supplies—wholesale.		
51	Wholesale trade ² —	518	Machinery, equipment, and	5181	Commercial and industrial machin-	5082	B
	—Continued		—supplies—wholesale.		—ery, equipment, and supplies—		
					—wholesale.		
				5182	Farm machinery and equipment—	5083	
					—wholesale.		
				5183	Professional equipment and sup-	5086	
					—plies—wholesale.		
				5184	Equipment and supplies for service	5087	
					—establishments—wholesale.		
				5185	Transportation equipment and sup-	5088	
					—plies (except motor vehicles)—		
					—wholesale.		
				5189	Other machinery, equipment, and	5089	
					—supplies—wholesale, NEC.		
		519	Other wholesale trade, NEC.	5191	Metals and minerals (except petro-	5091	
					—leum products and serap)—whole-		
					—sale.		

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				5192	Petroleum bulk stations and terminals-wholesale.	5092	
				5193	Scrap and waste materials-wholesale.	5093	
				5194	Tobacco and tobacco products-wholesale.	5094	
				5195	Beer, wine, and distilled alcoholic beverages-wholesale.	5095	
				5196	Paper and paper products-wholesale.	5096	
				5197	Furniture and home furnishings-wholesale.	5097	
				5198	Lumber and construction materials-wholesale.	5098	
				5199	Other wholesale trade, NEC.	5099	
52	Retail trade-building materials, hardware, and farm equipment.	521	Lumber and other building materials-retail.	5211	Lumber-retail.	5211	
				5212	Building materials-retail.	5212	
		522	Heating and plumbing equipment-retail.	5220	Heating and plumbing equipment-retail.	522	
		523	Paint, glass, and wallpaper-retail.	5230	Paint, glass, and wallpaper-retail.	523	
		524	Electrical supplies-retail.	5240	Electrical supplies-retail.	524	
		525	Hardware and farm equipment-retail.	5251	Hardware-retail.	5251	
				5252	Farm equipment-retail.	5252	
53	Retail trade-general merchandise.	531	Department stores-retail.	5310	Department stores-retail.	531	
		532	Mail order houses-retail.	5320	Mail order houses-retail.	532	
		533	Limited price variety stores-retail.	5330	Limited price variety stores-retail.	533	
		534	Merchandise vending machine operators-retail.	5340	Merchandise vending machine operators-retail.	534	
		535	Direct selling organizations-retail.	5350	Direct selling organizations-retail.	535	
		539	Other retail trade-general merchandise, NEC.	5391	Dry goods and general merchandise-retail.	5392	
				5392	General stores-retail.	5393	
54	Retail trade-food.	541	Groceries (with or without meat)-retail.	5410	Groceries (with or without meat)-retail.	541	
		542	Meats and fish-retail.	5421	Meats-retail.	5422	
				5422	Fish and seafoods-retail.	5423	B
54	Retail trade-food-Continued	543	Fruits and vegetables-retail.	5430	Fruits and vegetables-retail.	543	B
		544	Candy, nut, and confectionery-retail.	5440	Candy, nut, and confectionery-retail.	544	
		545	Dairy products-retail.	5450	Dairy products-retail.	545	
		546	Bakeries-retail.	5461	Bakeries (manufacturing)-retail. ³	5462	
				5462	Bakeries (nonmanufacturing)-retail. ⁵	5463	
		549	Other retail trade-food, NEC.	5491	Egg and poultry-retail.	5491	

POLLUTION CONTROL BOARD

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				5499	Other retail trade—food, NEC.	5499	
55	Retail trade—automotive;	551	Motor vehicles—retail.	5511	Motor vehicles (new and used cars)—retail.	551	
	—marine craft, aircraft,						
	—and accessories.			5512	Motor vehicles (used cars only)—retail.	552	
		552	Tires, batteries, and accessories—retail.	5520	Tires, batteries, and accessories—retail.	553	
		553	Gasoline service stations.	5530	Gasoline service stations.	554	
		559	Other retail trade—automotive, —marine craft, aircraft, and —accessories, NEC.	5591	Marine craft and accessories—retail.	Incl. 5599	
				5592	Aircraft and accessories—retail.	Incl. 5599	
				5599	Other retail trade—automotive, —marine craft, aircraft, and accessories, NEC.	Incl. 5599	
56	Retail trade—apparel and —accessories.	561	Men's and boys' clothing and —furnishings—retail.	5610	Men's and boys' clothing and —furnishings—retail.	561	
		562	Women's ready-to-wear—retail.	5620	Women's ready-to-wear—retail.	562	
		563	Women's accessories and specialties—retail.	5630	Women's accessories and specialties—retail.	563	
		564	Children's and infants' wear—retail.	5640	Children's and infants' wear—retail.	564	
		565	Family clothing—retail.	5650	Family clothing—retail.	565	
		566	Shoes—retail.	5660	Shoes—retail.	566	
		567	Custom tailoring.	5670	Custom tailoring.	567	
		568	Furriers and fur apparel—retail.	5680	Furriers and fur apparel—retail.	568	
		569	Other retail trade—apparel and —accessories, NEC.	5690	Other retail trade—apparel and —accessories, NEC.	569	
57	Retail trade—furniture, —home furnishings, and —equipment.	571	Furniture, home furnishings, —and equipment—retail.	5711	Furniture—retail.	5712	
				5712	Floor coverings—retail.	5713	
				5713	Draperies, curtains, and upholstery—retail.	5714	
				5714	China, glassware, and metalware—retail.	5715	
				5719	Other furniture, home furnishings, —and equipment retail, NEC.	5719	
		572	Household appliances—retail.	5720	Household appliances—retail.	572	
		573	Radios, televisions, and music —supplies—retail.	5731	Radios and televisions—retail.	5732	
				5732	Music supplies—retail.	5733	
58	Retail trade—eating and —drinking.	581	Eating places.	5810	Eating places. ²	5812	
		582	Drinking places (alcoholic beverages).	5820	Drinking places (alcoholic beverages).	5813	B
59	Other retail trade, NEC.	591	Drug and proprietary—retail.	5910	Drug and proprietary—retail.	591	B

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

			592	Liquor-retail.	5920	Liquor-retail.	592	
			593	Antiques and secondhand merchandise-retail.	5931	Antiques-retail.	5932	
					5932	Secondhand merchandise-retail.	5933	
			594	Book and stationery-retail.	5941	Books-retail.	5942	
					5942	Stationery-retail.	5943	
			595	Sporting goods and bicycles-retail.	5951	Sporting goods-retail.	5952	
					5952	Bicycles-retail.	5953	
			596	Farm and garden supplies-retail.	5961	Hay, grains, and feeds-retail.	5962	
					5969	Other farm and garden supplies-retail, NEC.	5969	
			597	Jewelry-retail.	5970	Jewelry-retail.	597	
			598	Fuel and ice-retail.	5981	Fuel and ice dealers (except fuel oil and bottled gas dealers)-retail.	5982	
					5982	Fuel oil-retail.	5983	
					5983	Bottled gas-retail.	5984	
			599	Other retail trade, NEC.	5991	Florists-retail.	5992	
					5992	Cigars and cigarettes-retail.	5993	
					5993	Newspapers and magazines-retail.	5994	
					5994	Cameras and photographic supplies-retail.	5996	
					5995	Gifts, novelties, and souvenirs-retail.	5997	
					5996	Optical goods-retail.	5998	
					5999	Other retail trade, NEC.	5999	
61	Finance, insurance, and real-estate services.	611	Banking and bank-related functions.	6111	Banking services.	601, 602, 603, and 604		
					6112	Bank-related functions.	605	
		612	Credit services (other than banks).	6121	Savings and loan associations.	612		
				6122	Agricultural, business, and personal credit services (including credit unions).	613, 614 and 615		
				6129	Other credit services (other than banks), NEC.	611 and 616		
		613	Security and commodity brokers, dealers, exchanges, and services.	6131	Security brokers, dealers, and flotation services.	6211		
				6132	Commodity contracts brokers and dealers services.	6221		
				6133	Security and commodity exchanges.	623		
				6134	Security and commodity allied services.	628		
		614	Insurance carriers, agents, brokers, and services.	6141	Insurance carriers.	63		
				6142	Insurance agents, brokers, and services.	64		

FOOTNOTES

the premises. For example, 5122-0 is a wholesaler of paints and varnishes who has a definite storage area set aside for his merchandise.

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¹The SIC codes are listed for purposes of reference. They are the codes in the SIC system that most nearly correspond to the 4 digit land use activity indicated. (See ch. 111, sec. A3, "The Use of Standard Industrial Classification Nomenclature.") A dash indicates that there is no corresponding SIC code.

²Code 51—"Wholesale trade." A code of "0" is used in the auxiliary position for those wholesalers who maintain a definite storage area on

³Code 5461—"bakeries (manufacturing)—retail" include only those bakeries that produce on the premises some or all of the products sold.

⁴Code 5462—"Bakeries (nonmanufacturing)—retail" include only those bakeries that do not produce on the premises the products that are sold.

⁵Code 5810—"Eating places" include both establishments serving only food as well as those serving both food and alcoholic beverages.

61	Finance, insurance, and —real estate services— —Continued.	615	Real estate and related services.	6151	Real estate operators (except devel- —opers) and lessors.	651		
				6152	Real estate agents, brokers, and —management services.	653		
				6153	Title abstracting services.	654		
				6154	Real estate subdividing and —develop- —ing services.	655		
				6155	Real estate operative builders.	656		
				6156	Combinations of real estate, insur- —ance, loan, and law services.	661		
				6159	Other real estate and related —services, —NEC.	—		
				616	Holding and investment serv- —ices.	6160	Holding and investment services.	67
				619	Other finance, insurance, and —real estate services, NEC.	6190	Other finance, insurance, and real —estate services, NEC.	—
				62	Personal services.	621	Laundering, dry cleaning, and —dyeing services.	6211
6212	Linen supply and industrial laundry —services.	7213						
6213	Diaper services.	7214						
6214	Laundering and dry cleaning (self- —service).	7215						
6215	Rug cleaning and repair services.	7217						
622	Photographic services (includ- —ing commercial).	6220	Photographic services (including —commercial).					722
623	Beauty and barber services.	6231	Beauty services.					723
6232	Barber services.	6241	Funeral and crematory services.					724
624	Funeral and crematory services; —cemeteries.	6242	Cemeteries.					—
625	Apparel repair, alteration and —cleaning pickup services; shoe —repair services.	6251	Pressing, alteration, and garment —repair; laundry and dry cleaning —pickup services (only).					7271
		6252	Fur repair and storage services.	7272				
		6253	Shoe repair, shoe shining, and hat —cleaning services.	725				
		629	Other personal services, NEC.	6290	Other personal services, NEC.	729		
63	Business services.	631	Advertising services.	6311	Advertising services (general).	7311		
				6312	Outdoor advertising services.	7312		
				6319	Other advertising services, NEC.	7319		
				632	Consumer and mercantile credit —reporting services; adjustment —and collection services.	6320	Consumer and mercantile credit re- —porting services; adjustment and —collection services.	7321
				633	Duplicating mailing and steno- —graphic services.	6331	Direct-mail advertising services.	7331
		6332	Blueprinting and photocopying —service.	7332				

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NOTICE OF ADOPTED AMENDMENTS

			6339	Stenographic services and other -duplicating and mailing services; -NEC.	7339	
	634	Dwelling and other building -services.	6341	Window cleaning services.	7341	
			6342	Disinfecting and exterminating serv- -vices.	7342	
			6349	Other dwelling and building services; -NEC.	7349	
	635	News syndicate services.	6350	News syndicate services.	735	
	636	Employment services.	6360	Employment services.	736	
63	Business services- -Continued	637	Warehousing and storage serv- -ices. ²	6371	Farm products warehousing and -storage (excluding stockyards).	4221
			6372	Stockyards.	4731	
			6373	Refrigerated warehousing (except -food lockers).	4222	
			6374	Food lockers (with or without food -preparation facilities).	4223	
			6375	Household goods warehousing and -storage.	4224	
			6376	General warehousing and storage.	4225	
			6379	Other warehousing and storage, -NEC.	4226	
		639	Other business services, NEC.	6391	Research, development, and testing -services.	7391
			6392	Business and management consulting -services.	7392	
			6393	Detective and protective services.	7393	
			6394	Equipment rental and leasing serv- -ices.	7394	
			6395	Photofinishing services.	7395	
			6396	Trading stamp services.	7396	
			6397	Automobile and truck rental serv- -ices.	7511	
			6398	Motion picture distribution and -services.	7812 and 782	
			6399	Other business services, NEC.	7399	
64	Repair services.	641	Automobile repair and services.	6411	Automobile repair services.	753
				6412	Automobile wash services.	Incl. 7541
				6419	Other automobile services (except re- -pair and wash), NEC.	Incl. 7541
		649	Other repair services, NEC.	6491	Electrical repair services (except -radio and television).	Incl. 7621
				6492	Radio and television repair services.	7622
				6493	Watch, clock, and jewelry repair -services.	763
				6494	Reupholstery and furniture repair -services.	764
				6495	Armature rewinding services.	7694
				6499	Other repair services, NEC.	7699
						B
65	Professional services.	651	Medical and other health serv- -ices.	6511	Physicians' services.	801, 803, and 804
				6512	Dental services.	802
				6513	Hospital services.	806
				6514	Medical laboratory services.	8071
				6515	Dental laboratory services.	8072
				6516	Sanitariums, convalescent, and rest	8092
						A

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

				6517	—home services. Medical clinics—out-patient services.		—	
				6519	Other medical and health services; —NEC.		8099	A
		652	Legal services.	6520	Legal services.		811	B
		659	Other professional services; —NEC.	6591	Engineering and architectural serv- ices.		891	
				6592	Educational and scientific research services.		892	
				6593	Accounting, auditing, and book- keeping services.		893	
				6594	Urban planning services.		Incl. 899	
				6599	Other professional services, NEC.		Incl. 899	
66	Contract construction services.	664	General contract construction services.	6611	Building construction—general con- tractor services.		151	
				6619	Other general construction contrac- tor services, NEC.		16	B
66	Contract construction services—Continued	662	Special construction trade serv- ices.	6621	Plumbing, heating, and air condi- tioning services.		171	B
				6622	Painting, paper hanging, and dec- orating services.		172	
				6623	Electrical services.		173	
				6624	Masonry, stonework, tile setting, and plastering service.		174	
				6625	Carpentering and wood flooring.		175	
				6626	Roofing and sheet metal services.		176	
				6627	Concrete services.		177	
				6628	Water well drilling services.		178	
				6629	Other special construction trade services, NEC.		179	
67	Governmental services.	671	Executive, legislative, and ju- dicial functions.	6710	Executive, legislative, and judicial functions. ³		Incl. 919, 929, and 939	
		672	Protective functions and their related activities.	6721	Police protection and related activities.		Incl. 919, 929, and 939	
				6722	Fire protection and related activities.		Incl. 919, 929, and 939	
				6723	Civil defense and related activities.		Incl. 919, 929, and 939	
				67290	Other protective functions and their related activities, NEC.		Incl. 919, 929, and 939	
		673	Postal services.	6730	Postal services.		Incl. 919	B
		674	Correctional institutions.	6741	Prisons.		Incl. 919, 929, and 939	A
				6749	Other correctional institutions; NEC.		Incl. 919, 929, and 939	A
		675	Military bases and reservations. ⁴	6751	Military training bases.		Incl. 919 and 929	B
				6752	Military defense installations.		Incl. 919 and 929	
				6753	Military storage depots and trans-		Incl. 919	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

					–portation centers.	–and 929	
				6754	Military maintenance centers.	Incl. 919	
				6755	Military administration or command	–and 929	
					–centers.	Incl. 919	
				6756	Military communication centers.	–and 929	
				6759	Other military bases and reservations, NEC.	Incl. 919	B
					–and 929		
68	Educational services.	681	Nursery, primary, and secondary	6811	Nursery schools.	Incl. 821	A
			–education.	6812	Primary (elementary) schools. ⁵	Incl. 821	
				6813	Secondary schools. ⁶	Incl. 821	
		682	University, college, junior college,	6821	Universities and colleges.	Incl. 8221	
			–and professional school education.	6822	Junior colleges.	Incl. 8222	
				6823	Professional schools.	Incl. 8221	
		683	Special training and schooling.	6831	Vocational or trade schools.	8242	
				6832	Business and stenographic schools.	Incl. 8299	
				6833	Barber and beauty schools.	–Incl. 723	
					–and 724		
				6834	Art and music schools.	Incl. 8299	
				6835	Dancing schools.	Incl. 7911	
				6836	Driving schools.	Incl. 8299	
				6837	Correspondence schools.	—8241	
				6839	Other special training and schooling, NEC.	Incl. 8299	A

69	Miscellaneous services.	691	Religious activities. ⁷	6911	Churches, synagogues, and temples.	Incl. 866	A
				6919	Other religious activities, NEC.	Incl. 866	A
		692	Welfare and charitable services.	6920	Welfare and charitable services.	867	B
		699	Other miscellaneous services, NEC.	6991	Business associations.	861	
				6992	Professional membership organizations.	862	
				6993	Labor unions and similar labor organizations.	863	
				6994	Civic, social, and fraternal associations.	864	
				6999	Other miscellaneous services, NEC.	–	B

FOOTNOTES	
– ¹ The SIC codes are listed for purposes of reference. They are the codes in the SIC system that most nearly correspond to the 4 digit land use activity indicated. (See ch. III, sec. A3, “The Use of Standard Industrial Classification Nomenclature.”) A dash indicates that there is no corresponding SIC code.	legislature and courts. All operational activities (e.g., shipbuilding, schools, or hospitals) should be identified separately under the respective activity codes.
– ² Code 637—“Warehousing and storage services” include only those facilities that are used by or are open to the public. When warehousing and storage is functionally and organizationally linked to another activity (e.g., a general contractor or an apparel manufacturer), the facilities are identified and coded the same as the parent activity and with a code of 4 (warehousing and storage) in the auxiliary position. For example, 2310 4 is a warehouse and storage area of a manufacturer of men’s, youths’, and boys’ suits, coats, and overcoats.	– ⁴ Code 675—“Military bases and reservations” include the installations used by both the active military as well as the Reserves and the National Guard.
	– ⁵ Code 6812—“Primary (elementary) schools” may or may not include a kindergarten, but they do include grades 1 through 6.
	– ⁶ Code 6813—“Secondary schools” are schools that include grades 7 through 12, popularly known as junior and senior high schools.
	– ⁷ Code 691—“Religious activities” include only those places operated for worship or for the promotion of religious activities. Activities maintained by the religious organizations (e.g., schools, hospitals, pub-

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		³ Code 6710—"Executive, legislative, and judicial functions"—include only the central and administrative office activities of the agencies or special authorities involved in government functions, including the		lishing houses, etc.) should be identified separately under the respective activity codes.			
71	Cultural activities and —nature exhibitions.	711	Cultural activities.	7111 7112 7113 7119	Libraries Museums. Art galleries. ³ Other cultural activities, NEC.	823 Incl. 841 Incl. 841 —	A
		712	Nature exhibitions.	7121 7122 7123 7124 7129	Planetaria. Aquariums. Botanical gardens and arboretums. Zoos. Other nature exhibitions, NEC.	— Incl. 8421 Incl. 842 — —	A B
		719	Other cultural activities and —nature exhibitions, NEC.	7191 7199	Historic and monument sites. ³ Other cultural activities and nature —exhibitions, NEC.	— —	
72	Public assembly.	721	Entertainment assembly.	7211 7212 7213 7214 7219	Amphitheatres. Motion picture theaters. Drive-in movies. Legitimate theaters. Other entertainment assembly, NEC.	— Incl. 7831 Incl. 7831 — —	
		722	Sports assembly. ⁴	7221 7222 7223 7229	Stadiums. ⁵ Arenas and field houses. Race tracks. ⁶ Other sports assembly, NEC.	Incl. 7941 — Incl. 7948 —	B C B
		723	Public assembly, miscellaneous —purposes.	7231 7232 7239	Auditoriums. Exhibition halls. Other miscellaneous assembly, NEC.	— — —	
		729	Other public assembly, NEC.	7290	Other public assembly, NEC.	—	B
73	Amusements.	731	Fairgrounds and amusement —parks.	7311 7312	Fairgrounds. Amusement parks.	Incl. 7949 Incl. 7949	* B
	*Fairgrounds are Class B Land; when used for automobile and —motorcycle racing, Fairgrounds are Class C Land.						
73	Amusements—Continued	739	Other amusements, NEC.	7391 7392 7393 7394 7399	Penny arcades. Miniature golf. Golf driving ranges. Go-cart tracks. Other amusements, NEC.	Incl. 7949 Incl. 7949 Incl. 7949 Incl. 7949 Incl. 7949	B
74	Recreational activities.	741	Sports activities.	7411 7412 7413 7414 7415 7416 7417 7418 7419	Golf courses (without country club). Golf courses (with country club). Tennis courts. Ice skating Roller skating Riding stables. Bowling Skiing and tobogganing. Other sports activities, NEC.	7942 7947 — Incl. 7945 Incl. 7945 — Incl. 7931 — —	
		742	Playgrounds and athletic areas.	7421 7422 7423 7424 7425 7429	Play lots or tot lots. ⁷ Playgrounds. ⁸ Playfields or athletic fields. ⁹ Recreation centers (general). ¹⁰ Gymnasiums and athletic clubs. Other playground and athletic	— — — — Incl. 7949 —	

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		743	Swimming areas:	7431 7432	-areas, NEC: Swimming beaches: ¹¹ Swimming pools: ¹²	- 7944	
		744	Marinas: ¹³	7441 7442 7449	Yachting clubs: Boat rentals and boat access sites: Other marinas, NEC:	Incl. 7949 - -	
		749	Other recreation, NEC:	7491 7499	Camping and picnicking areas: ¹⁴ Other recreation, NEC:	- -	
75	Resorts and group camps:	751	Resorts:	7511 7512 7513 7514 7515 7519	General resorts: ¹⁵ Dude ranches: Health resorts: Ski resorts: Hunting and fishing clubs: ¹⁶ Other resorts, NEC:	- Incl. 7032 Incl. 8092 - Incl. 7032 -	
		752	Group or organized camps:	7520	Group or organized camps: ¹⁷	Incl. 7032	
76	Parks:	761	Parks—general recreation:	7610	Parks—general recreation: ¹⁸	-	B
		762	Parks—leisure and ornamental:	7620	Parks—leisure and ornamental: ¹⁹	-	A
		769	Other parks, NEC:	7690	Other parks, NEC:	-	B
79	Other cultural, entertain- ment, and recreational activities, NEC:	790	Other cultural, entertainment, and recreational activities, NEC	7900	Other cultural, entertainment, and recreational activities, NEC:	-	B

FOOTNOTES

¹The SIC codes are listed for purposes of reference. They are the codes in the SIC system that most nearly correspond to the 4 digit land use activity indicated. (See ch. III, sec. A3, "The Use of Standard Industrial Classification Nomenclature.") A dash indicates that there is no corresponding SIC code.

²Code 7113—"Art galleries" do not include those galleries that sell art objects commercially. Commercial sales are coded 5999, "Other retail trade, NEC."

³Code 7191—"Historic and monument sites" include those locations set aside for no other purpose than to commemorate an historical event, activity, or person.

⁴Code 722—"Sports assembly" includes only the public assembly areas used for nonparticipating sports.

⁵Code 7221—"Stadiums" include those used for individual sports, e.g., baseball or football, as well as those used for several sports activities.

⁶Code 7223—"Race tracks" include those used for individual racing activities, e.g., horse racing and automobile racing, as well as those used for several racing activities.

⁷Code 7421—"Play lots or tot lots" are small areas developed especially for preschool or elementary school aged children. They may

independent of other functions (e.g., code 72, "Public assembly" or code 11, "Household units"). They may be indoor or outdoor pools.

¹³Code 744—"Marinas" include marine terminals and associated areas that are primarily for recreational marine craft. The sale and repair of recreational marine craft is coded 5591, "Marine craft and accessories—retail" and code 3443, "Ship and boat building and repairing," respectively.

¹⁴Code 7491—"Camping and picnicking areas" are separately identified if they are not a part of a larger activity (e.g., a park).

¹⁵Code 7511—"General resorts" have rooms for 20 or more persons

contain such facilities as sand boxes, slides, teeters, swings, climbing apparatus, etc. They are identified and coded only when found as a separate activity and not subsidiary to or serving another activity (e.g., apartment house or playground).

⁸Code 7422—"Playgrounds" are areas that have been developed for active play and recreation. They are identified and coded only when found as a separate activity and not subsidiary to or serving another activity (e.g., a school).

⁹Code 7423—"Playfields or athletic fields" contain a playground as well as a field(s) or court(s) for competitive sports (e.g., baseball, football, or tennis). Bleachers or grandstands may be provided. They are identified and coded only when found as a separate activity and not subsidiary to or serving another activity (e.g., a school).

¹⁰Code 7414—"Recreation centers (general)" include diversified recreation for a wide variety of activities for all ages and interests. The recreation centers may contain, but are not limited to a gymnasium, social or play rooms, game rooms, arts and craft shops, etc.

¹¹Code 7431—"Swimming beaches" are beach areas that have been set aside specifically for the purpose of swimming. They are identified only when they are not a part of a larger activity (e.g., a park).

¹²Code 7432—"Swimming Pools" are separately identified if they are

Footnotes continued on following page.

¹⁶Code 7515—"Hunting and fishing clubs" include areas on which artificially propagated game or fish are released for purposes of hunting or fishing. If there are other uses made of the property (e.g., agricultural use), these "other" uses should take priority in identifying the activity of the parcel.

¹⁷Code 7520—"Group or organized camps" include general camps for children, as well as Boy Scout and Girl Scout camps.

¹⁸Code 7610—"Parks—general recreation" may include, but are not limited to, picnic areas, bathing beaches, playfields, hiking trails, camping grounds, and other manmade recreation facilities.

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and have provision for at least 2 types of recreational activities, excluding lawn games, children's playgrounds, and swimming pools.

¹⁰ Code 7620 - "Parks - leisure and ornamental" are largely for scenic or leisure purposes. They may contain beaches, children's play facilities, monuments, or statues.

81	Agriculture. ³	811	Farms (predominant crop, -fibers). ³	8111	Farms (predominant crop, cotton):	-	C
				8119	Farms (other type fiber crops):	-	
		812	Farms (predominant crop, cash -grains). ³	8120	Farms (predominant crop, cash -grains):	-	
				8130	Farms (field crops other than fiber or cash grain crops). ³	-	
		814	Farms (predominant crop, -fruits, tree nuts, or vegeta- -bles). ³	8141	Farms (predominant crop, fruits):	-	
				8142	Farms (predominant crop, tree nuts):	-	
				8143	Farms (predominant crop, vegeta- -tables):	-	
		815	Farms (predominantly dairy -products). ³	8150	Farms (predominantly dairy prod- -ucts):	-	
		816	Farms and ranches (livestock -other than dairy). ³	8161	Farms and ranches (predominantly -cattle):	-	
				8162	Farms and ranches (predominantly -hog):	-	
				8163	Farms and ranches (predominantly -sheep):	-	
				8164	Farms and ranches (predominantly -goat):	-	
				8169	Farms and ranches (other livestock), -NEC:	-	
				8170	Farms (predominantly poultry). ³	-	
		818	Farms (general no predomi- -nance). ³	8180	Farms (general no predominance):	-	
		819	Other agriculture and related -activities, NEC:	8191	Range and grassland pastures (not -farm or -ranch). ⁴	-	
				8192	Horticultural specialties:	0192	
				8193	Apiary farms:	Incl. 0193	
				8194	Farms and ranches (predomi- -nantly horse raising):	Incl. 0193	
8199	Other agriculture and related activi- -ties, NEC:						
82	Agricultural related activi- -ties:	821	Agricultural processing. ³	8211	Cotton ginning and compressing:	0712	
				8212	Grist milling services:	0713	
				8213	Corn shelling, hay baling, and thresh- -ing services:	0714	
				8214	Contract sorting, grading, and pack- -aging services (fruits and vegeta- -bles):	0715	
				8219	Other agricultural processing serv- -ices, NEC:	0719	
				822	Animal husbandry services:	8221	Veterinarian services:
		8222	Animal hospital services:	Incl. 0722			
		8223	Poultry hatchery services:	0723			
		8229	Other animal husbandry services, -NEC:	0729	C		

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82	Agricultural-related activities—Continued	829	Other agricultural-related activities, NEC.	8291	Horticultural services.	0731	€
				8299	Other agricultural-related activities, —NEC.	—	
83	Forestry activities and related services. ⁶	831	Commercial forestry production. ⁷	8311	Timber production—predominantly —for pulp wood.	—	
				8312	Timber production—predominantly —for saw logs.	—	
				8313	Timber production—predominantly —for veneer logs.	—	
				8314	Timber production—mixed uses.	—	
				8315	Tree products production—predominantly gum extracting (except pine —gum) and bark.	0842	
				8316	Tree products production—predominantly pine gum extraction.	0843	
				8317	Timber and tree products production—mixed uses.	—	
				8319	Other commercial forestry production, NEC.	—	
		832	Forestry services.	8321	Forest nurseries.	0822	
				8329	Other forestry services, NEC.	0851	
		839	Other forestry activities and related services, NEC.	8390	Other forestry activities and related —services, NEC.	—	
84	Fishing activities and related services.	841	Fisheries and marine products. ⁸	8411	Finfish fisheries.	0912	
				8412	Shellfish fisheries.	0913	
				8419	Other fisheries and marine products, —NEC.	0914 and 0919	
		842	Fishery services.	8421	Fish hatcheries.	Incl. 0989	
				8429	Other fishery services, NEC.	Incl. 0989	
		849	Other fishery activities and related services, NEC.	8490	Other fishery activities and related —services, NEC.	—	
85	Mining activities and related services. ⁹	851	Metal ore mining.	8511	Iron ore mining.	101	
				8512	Copper ore mining.	102	
				8513	Lead and zinc ore mining.	103	
				8514	Gold and silver ore mining.	104	
				8515	Bauxite and other aluminum ore —mining.	105	
				8516	Ferrous alloy ore (except vanadium) —mining.	106	
				8519	Other metal ore mining, NEC.	109	
		852	Coal mining.	8521	Anthracite coal mining.	111	
				8522	Bituminous coal mining.	1211	
				8523	Lignite coal mining.	1212	
		853	Crude petroleum and natural —gas.	8530	Crude petroleum and natural gas.	131	
		854	Mining and quarrying of non—metallic minerals (except —fuels).	8541	Dimension stone.	141	
				8542	Crushed and broken stone (including —riprap) quarrying.	142	
				8543	Sand and gravel quarrying.	144	
				8544	Clay, ceramic, and refractory —mineral —mining.	145	
				8545	Chemical and fertilizers (mineral) —mining.	147	
				8549	Other mining and quarrying of non—metallic minerals (except fuels);	148	

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					NEC:	
	855	Mining services:		8551	Metal mining services:	108
				8552	Coal mining services:	+112 and 1213
				8553	Crude, petroleum and gas field -services:	138
				8554	Nonmetallic mining (except fuel) -services:	148
				8559	Other mining services, NEC:	-
89	Other resource production -and extraction, NEC:	890	Other resource production and -extraction, NEC:	8900	Other resource production and extrac- -tion, NEC:	-
						€

FOOTNOTES

¹The SIC codes are listed for purposes of reference. They are the codes in the SIC system that most nearly correspond to the 4-digit land use activity indicated. (See ch. III, Sec. A3, "The Use of Standard Industrial Classification Nomenclature.") A dash indicates that there is no corresponding SIC code.

²Code 81—"Agriculture." A parcel of land is considered to be in agricultural use if 10 or more acres are under cultivation, in tree or bush crops, or are used for livestock or poultry purposes. The 10 acres may include the area of the residence, if there is one, and the immediate associated area surrounding the residence.

³A farm may consist of several ownership or rented parcels of land that are noncontiguous. However, each parcel should be linked together as one "farm management unit," and identified by only one 3- or 4-digit category, e.g., code 8120, "Farms (predominant crops, cash grains)."

Using the "Farm use" categories in app. 2 of this report, farm (i.e., the farm management units) are to be classified by the most predominant use made of the land (the farm use taking up the greatest percentage of farm area) excluding the areas used by farm residences and associated buildings, nonresident farm buildings, areas in feed crops, and grazed and nongrazed forested areas. Exceptions to this rule are:

a. If 50 percent or more of the value of the farm products sold in the previous year came from the sale of dairy products, or the sale of cows and calves, the farm is identified as "Farm (predominantly dairy products)," code 8150.

b. If 50 percent or more of the value of the farm products sold in the previous year came from the sale of livestock, wool, or mohair, the farm is identified as "Farms and ranches (livestock, other than dairy)," code 816.

c. If 50 percent or more of the value of the farm products sold in the previous year came from the sale of poultry and eggs, the farm is identified as "Farms (predominantly poultry)," code 8170.

d. If the percentage of dairy, livestock, and poultry products, each came to less than 50 percent of the value of the farm products sold in the previous years, and if there are 3 or more "Farm uses" (e.g., corn crop, cotton crop, etc.) within a farm, none of which takes up 25 percent of the total farm area (excluding those areas referred to above), the farm is identified as "Farms (general - no predominate)," code 8180.

⁴Code 8191—"Range and grass land pastures (not farm or ranch)" include grasslands used for grazing purposes that are not a part of a

farm or ranch. These areas are usually part of the public domain in which grazing has been permitted.

⁵Code 821—"Agricultural processing" includes only preliminary processing of agricultural products. Any extensive processing, packing, canning, or manufacturing is coded 21, "Food and kindred products—manufacturing."

⁶Code 83—"Forestry activities and related services." The categories in this classification are based upon primary use of the land. It is recognized that other activities, e.g., recreation or the grazing of livestock may also be taking place within these forested areas. However, these types of activities are considered secondary in nature and not coded. Activities such as mining (code 85), permanent camping areas (code 7491), and logging camps (code 2410), located within the forested areas should be separately identified.

⁷Code 831—"Commercial forestry production" includes those forested areas not on the farms or ranches that are being managed or have been set aside to grow tree crops for "industrial wood" or to obtain tree products such as sap, bark, or seeds. "Industrial wood" includes commercial roundwood products, such as saw logs and pulpwood, but excludes fuel wood and fence posts. "Forest reserves," i.e., areas withdrawn from any commercial use of the trees, are coded 921. "Parks," e.g., national or State parks, are also a type of forest reserve, but because of their designation for recreational activity, they should be identified as "Parks" under code 76. Forested areas not on farms, ranches, or estates with no commercial use made of the trees are coded 922, "nonreserve forests (undeveloped)."

⁸Code 841—"Fisheries and marine products" include those establishments primarily engaged in commercial fishing, the catching or taking of shellfish, or the gathering of seaweed, sponges, turtles, frogs, etc. These activities may include some preliminary processing, e.g., salting. However, any extensive processing, packing, canning, or manufacturing of these products should be coded under "Food and kindred products—manufacturing," code 21. These categories also include the docking facilities and their associated areas when these facilities are an integral part of a single fishery operation. When docking facilities serve several separate fishery establishments, they are coded 4414, "Marine terminals (predominantly fishing vessels)."

⁹Code 85—"Mining activities and related services" include those surface areas being used for mining or drilling purposes. The process may be tunnel excavation, strip mining, quarrying, or by drilling. These categories also include those areas where preliminary processing of raw materials (e.g., washing, crushing, screening, etc.) are taking place if these processes are an integral part of the mining operation.

91	Undeveloped and unused -land area (excluding non- -commercial forest level- -opment):	910	Undeveloped and unused land -area (excluding nonecommer- -cial forest development):	9100	Undeveloped and unused land area -(excluding nonecommercial forest -development): ⁵	-	U
92	Nonecommercial forest de- -velopment:	921	Forest reserves: ³	9211	Forest reserves (wilderness areas):	-	A
				9212	Forest reserves (wildlife refuges):	-	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

			9219	Other forest reserves, NEC.	-	A
		922	Nonreserve forests (undeveloped).	9220	Nonreserve forests (undeveloped). ⁴	B
93	Water areas:	931	Rivers, streams, or creeks:	9310	Rivers, streams, or creeks:	U
		932	Lakes:	9320	Lakes. ⁵	-
		933	Bays or lagoons:	9330	Bays or lagoons:	-
		934	Oceans and seas:	9340	Oceans and seas:	-
		939	Other water areas, NEC:	9390	Other water areas, NEC:	-
94	Vacant floor area:	940	Vacant floor area:	9400	Vacant floor area:	-
95	Under construction:	951	Under construction (residential):	9510	Under construction (residential). ⁶	-
		952	Under construction (nonresidential):	9520	Under construction (nonresidential). ⁷	-
99	Other undeveloped land and water areas, NEC: See footnotes on following page.	990	Other undeveloped land and water areas, NEC:	9900	Other undeveloped land and water areas, NEC:	U

FOOTNOTES

¹The SIC codes are listed for purposes of reference. They are the codes in the SIC system that most nearly correspond to the 4 digit land use activity indicated. (See ch. III, Sec. A.3, "The Use of Standard Industrial Classification Nomenclature.") A dash indicates that there is no corresponding SIC code.

²Code 9100—"Undeveloped and unused land area (excluding non-commercial forest development)" identifies those parcels of land that appear to be undeveloped or if previously developed, are presently vacant and unused. This category includes such areas as vacant lands that once were farms, as well as vacant parcels where structures have been demolished. Vacant nonresidential buildings are coded 9400; "Vacant floor area."

³Code 921—"Forest reserves" are forested areas withdrawn from commercial utilization, and which are reserved through statute or administrative regulation for specific conservation purposes. Forested areas designated as park sites may also be restricted from commercial forestry production, but because of their designation for recreational activity they should be identified and coded as "Parks" (code 76).

⁴Code 9220—"Nonreserve forests (undeveloped)" are major forested areas not on a farm, ranch, or large estate with no commercial use made of the trees. It is recognized that other activities such as recreation or the grazing of livestock may also be taking place within these forested areas. However, these types of activities are considered secondary in nature and not coded. Activities such as mining (code 85), permanent camping areas (code 7491), and logging camps (code 2410), located within these forested areas should be separately identified.

⁵Code 9320—"Lakes" include permanent lakes (natural or manmade) with a minimum size of 1 acre. Impounded surface water areas used for storage should be identified as "Water storage," code 4833.

⁶Code 9510—Residential facilities under construction are considered to be completed when all exterior windows and doors are installed and the usable floors are in place. If construction has not reached this point, the parcel should be identified as "Under construction (residential)," code 9510.

⁷Code 9520—"Under construction (nonresidential)" is used only if there is no means of identifying the activity or activities that will occupy the structure when it is completed.

(Source: Amended at 30 Ill. Reg. 5533, effective March 10, 2006)

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED RULES

- 1) Heading of the Part: Measurement Procedures for the Enforcement of 35 Ill. Adm. Code 900 and 901
- 2) Code Citation: 35 Ill. Adm. Code 910
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
910.100	New Section
910.102	New Section
910.103	New Section
910.104	New Section
910.105	New Section
910.106	New Section
910.107	New Section
910.APPENDIX A	New Section
910.TABLE A	New Section
910.TABLE B	New Section
910.TABLE C	New Section
910.TABLE D	New Section
- 4) Statutory Authority: 415 ILCS 5/25 and 27
- 5) Effective Date of Rulemaking: March 10, 2006
- 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 rulemaking, including any material incorporated by reference, is on file in the Board's Chicago office at the James R. Thompson Center, 100 W. Randolph, Suite 11-500 and is available for public inspection.
- 10) Notice of Proposal Published in Illinois Register: 29 Ill. Reg. 5255; April 15, 2005
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version: None
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements letter issued by JCAR? No changes were made.

POLLUTION CONTROL BOARD

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- 13) Will this rulemaking replace any emergency amendment currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: A more detailed discussion of the proposed amendments can be found in the Board's March 2, 2006 final opinion and order. The Board opened this rulemaking to update Parts 901 and 910 of its noise regulations found in 35 Ill. Adm. Code Subtitle H to amend the sound measurement definitions and techniques to more accurately reflect present scientific standards.

The new Part 910 sets forth the measurement procedures for enforcing the Board's noise standards in Parts 900 and 901. These procedures are based upon the Illinois Environmental Protection Agency's noise measurement protocols at 35 Ill. Adm. Code 951. In addition to the measurement techniques, the adopted rule contains general requirements and specific instrument requirements. New Appendix A includes tables (obtained from extensive measurements) that can be used to determine the long-term background ambient noise levels in instances where direct measurements cannot be made.

- 16) Information and questions regarding this adopted rulemaking shall be directed to:

Marie Tipsord
Illinois Pollution Control Board
100 W. Randolph 11-500
Chicago, IL 60601

312-814-4925

Copies of the Board's opinions and orders may be requested from the Clerk of the Board at the address listed in #8 above or by calling 312/814-3620. Please refer to the Docket number R03-09 in your request. The Board order is also available from the Board's Web site (www.ipcb.state.il.us)

The full text of the Adopted Rules begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED RULES

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE H: NOISE
CHAPTER I: ILLINOIS POLLUTION CONTROL BOARDPART 910
MEASUREMENT PROCEDURES FOR THE ENFORCEMENT
OF 35 ILL. ADM. CODE 900 & 901

Section	
910.100	General
910.102	Instrumentation
910.103	Definitions
910.104	Measurement Techniques for 35 Ill. Adm. Code 900
910.105	Measurement Techniques for 35 Ill. Adm. Code 901
910.106	Protocols for Determination of Sound Levels
910.107	Measurement Techniques for Highly-Impulsive Sound Under 35 Ill. Adm. Code 104
910.APPENDIX A	Tables of Long-Term Background Ambient Noise
910.TABLE A	Daytime long-term background ambient L_{eq} levels in decibels by land use categories and $\frac{1}{3}$ octave-band level
910.TABLE B	Nighttime long-term background ambient L_{eq} levels in decibels by land use categories and $\frac{1}{3}$ octave-band level
910.TABLE C	Daytime long-term background ambient L_{eq} levels in decibels by land use categories and octave-band level
910.TABLE D	Nighttime long-term background ambient L_{eq} levels in decibels by land use categories and octave-band level

AUTHORITY: Implementing and authorized by Sections 25 and 27 of the Environmental Protection Act [415 ILCS 5/25 and 27]

SOURCE: Adopted in R03-9 at 30 Ill. Reg. 5594, effective March 10, 2006.

Section 910.100 General

This Part specifies the instrumentation to be used when conducting acoustical noise measurements and sets forth the specific acoustical measurement techniques to be employed when conducting time-averaged sound level (L_{eq}) measurements. The instrumentation requirements and measurement techniques as more specifically set forth in this Part must be used in determining whether a noise source is in compliance with 35 Ill. Adm. Code 900 and 901.

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED RULES

Section 910.102 Instrumentation

- a) Sound Measuring Equipment
 - 1) An integrating sound level meter used alone or used in conjunction with an octave-band or $\frac{1}{3}$ octave-band filter set or a real-time sound analyzer (octave-band or $\frac{1}{3}$ octave-band) must conform with the following standards incorporated by reference at 35 Ill. Adm. Code 900.106:
 - A) ANSI S1.4 – 1983 (R2001) "American National Standard Specification for Sound Level Meters", and ANSI S1.4 A – 1985 "Amendment to ANSI S1.4 – 1983."
 - B) ANSI S1.11 – 1986 (R1998) "American National Standard Specifications for Octave-Band and Fractional-Octave-Band Analog and Digital Filters."
 - C) ANSI S1.6 – 1984 (R2001) "American National Standard Preferred Frequencies, Frequency Levels, and Band Numbers for Acoustical Measurements."
 - D) ANSI S1.8 – 1989 "American National Standard Reference Quantities for Acoustical Levels."
 - E) International Electrotechnical Commission, IEC 804-2000 Integrating/Averaging Sound Level Meters.
 - 2) A magnetic tape recorder, graphic level recorder or other indicating device used must meet the requirements of the Society of Automotive Engineers (SAE) Recommended Practice J184 "Qualifying a Sound Data Acquisition System," November 1998, incorporated by reference at 35 Ill. Adm. Code 900.106
 - 3) The laboratory calibration of instrumentation used for acoustic measurement must be traceable to the National Bureau of Standards, and must be performed no less often than once every 12 months.
 - 4) For outdoor measurement, a windscreen must be attached to the microphone.

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- b) Weather Measuring Equipment
 - 1) An anemometer and compass or other devices must be used to measure wind speed and direction in accordance with the manufacturer's recommended procedures.
 - 2) A thermometer, designed to measure ambient temperature, must be used in accordance with the manufacturer's recommended procedures.
 - 3) A hygrometer must be used in accordance with the manufacturer's recommended procedures to measure the relative humidity.
 - 4) A barometer must be used in accordance with the manufacturer's recommended procedures to measure the barometric pressure.

Section 910.103 Definitions

The definitions contained in 35 Ill. Adm. Code 900.101 apply to this Part.

Section 910.104 Measurement Techniques for 35 Ill. Adm. Code 900

Sound pressure level measurements are not required to establish a violation of 35 Ill. Adm. Code 900.102 (nuisance noise). However, sound pressure level measurements may be introduced as corroborating evidence when alleging a violation of 35 Ill. Adm. Code 900.102. If sound pressure level measurements are collected, manufacturer's instructions must be followed for the equipment used and 35 Ill. Adm. Code 910.105 may be used as guidance in gathering data.

Section 910.105 Measurement Techniques for 35 Ill. Adm. Code 901

Sound pressure level measurements must be obtained in accordance with the following measurement techniques to determine whether a noise source is in compliance with 35 Ill. Adm. Code 901:

- a) Site Selection
 - 1) Measurements may be taken at one or more microphone positions within the appropriate receiving land. Measurement instruments must be set up outdoors within the boundaries of the receiving land for the purpose of

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determining whether a noise source is in compliance with 35 Ill. Adm. Code 901.

- 2) Measurement instruments must be set up not less than 25 feet (7.6 meters (m)) from the property-line-noise-source. The 25-foot (7.6 m) setback requirement is from the noise source and not the property line unless the noise source is contiguous to the property line.
 - 3) Other measurement locations may be used for investigatory purposes such as, but not limited to, the following:
 - A) Determining the extent of noise pollution caused by the source of sound;
 - B) Determining the ambient; and
 - C) Analyzing those acoustical parameters that describe the sound source.
 - 4) For measurements of sound sources with no audible discrete tones, microphones should not be set up less than 25 feet (7.6 m) from any reflective surface that may affect data. If measurements must be taken within 25 feet (7.6 m), the effect, if any, of the reflective surface on the measured data must be determined.
 - 5) For measurements of sound sources with audible discrete tones, microphones must not be set up less than 50 feet (15.2 m) from any reflective surface that may affect data. If measurements must be taken within 50 feet (15.2 m), the effect, if any, of the reflective surface on the measured data must be determined.
 - 6) Objects with small dimensions (trees, posts, bushes, etc.) must not be within 5 feet (1.5 m) of the microphone position. If measurements must be taken within 5 feet (1.5 m) of such objects, the effect, if any, on the measured data must be determined.
- b) Instrumentation Set Up

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- 1) A tripod must be set at the chosen site. The tripod must be extended to a height between 3 feet 8 inches (1.12 m) and 4 feet 10 inches (1.47 m) above ground.
 - 2) A microphone must be attached to the appropriate end of a 5-foot (1.5 m) or longer cable and must be affixed to the top of the tripod. The other end of the cable must be connected to the measuring instrument.
 - 3) The angle of incidence of the microphone must be adjusted to yield the flattest frequency response in accordance with the manufacturer's specifications.
 - 4) The measuring instrument must be separated from the microphone so as to minimize any influence on the measurements. The cable movement must be minimized during the measurement period.
- c) Measurement Site Operation and Instrument Calibration
- 1) Before taking sound pressure level measurements, measure and record (near the measurement site):
 - A) Wind speed and direction;
 - B) Ambient temperature;
 - C) Relative humidity; and
 - D) Barometric pressure.
 - 2) Turn the measuring instrument on and allow the instrument to stabilize. Monitor and record the battery condition of the calibrator and all measuring instruments.
 - 3) Turn the calibrator on at its appropriate frequency. Allow the calibrator to stabilize and calibrate the measuring system according to the manufacturer's specifications. After the measuring system has been calibrated, remove the calibrator and attach a windscreen to the microphone.

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- 4) Adjust the microphone to the angle of incidence that will yield the frequency response in accordance with the manufacturer's specifications.
- 5) Measure the sound pressure level data within the limitations of subsection (d) and according to the manufacturer's recommended procedures. Other sound pressure levels may be used for investigatory purposes such as, but not limited to, the following:
 - A) Determining the extent of noise pollution caused by the source of sound;
 - B) Determining the ambient; and
 - C) Analyzing those acoustical parameters that describe the sound source.
- 6) While sound measurements are being taken, the operator must be separated from the microphone so as to minimize any influence on the measurements.
- 7) While measurements are being taken, visual and aural surveillance of extraneous sound sources and varying wind conditions must be made to insure that the conditions of measurement are accurately known. Record any variations in these parameters that may affect data. The number and basis for affected data block must be recorded. When using a tape recorder, voice commentary concerning conditions will be recorded on the cue track.
- 8) To minimize wind effects on the microphone, sound measurements must not be taken when the wind velocity is greater than 12 miles per hour (5.4 m/second) at the microphone position.
- 9) For the purposes of data correction, the ambient sound at the measurement site must be determined by means of measurement or analysis.
- 10) After taking sound pressure level measurements, remove the windscreen and attach the calibrator to the microphone. Turn the calibrator on at its appropriate frequency. After allowing the calibrator to stabilize, monitor and record the measuring system response. When the measuring system response varies by more than ± 0.5 dB from the most recent field

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calibration, the sound pressure level measurements obtained since such most recent field calibration cannot be used for enforcement purposes.

- 11) Before removing the calibrator from the microphone, turn the calibrator off. If the ambient sound has not been determined by means of measurement, determine the noise floor of the measuring system. If the noise floor is within 10 dB of the measured sound pressure level data, such noise floor measurements must be recorded.
 - 12) At the end of the sound survey, monitor and record the battery condition of the calibrator and all measuring instruments. Near the measurement site, measure and record:
 - A) Windspeed and direction;
 - B) Ambient temperature;
 - C) Relative humidity; and
 - D) Barometric pressure.
 - 13) Record the physical and topographical description of the ground surface within the vicinity of the measurement site, survey site location, a description of the sound source, a diagram of the area, the location of reflective surfaces near the microphone, and the approximate location of the noise source relative to the microphone position.
 - 14) A magnetic tape recorder may be used to preserve the raw data. Calibration signals must be recorded at the beginning and end of each tape as well as at intermediate times such as when relocating to a new measurement site. Voice commentary concerning local conditions and affected data blocks must be recorded on the cue track. The original tape recording must be preserved for subsequent evaluation. Laboratory analyses may be performed on magnetic tape recorded field data. A description of the laboratory instrumentation and procedures must be recorded. Analyses used in the laboratory must be correlated to field measurement techniques.
- d) Limiting Procedures for Specific Types of Data Acquisition

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- 1) For measurements of non-impulsive sound with audible discrete tones, $\frac{1}{3}$ octave-band sound pressure levels must be obtained in determining whether a noise source is in compliance with 35 Ill. Adm. Code 901.106.
 - 2) For measurements of non-impulsive sound with no audible discrete tones, octave-band sound pressure levels must be obtained in determining whether a noise source is in compliance with 35 Ill. Adm. Code 901.102 and 901.103.
- e) Correction Factors
- If necessary, correction factors rounded to the nearest $\frac{1}{2}$ decibel must be applied to sound pressure level measurements. The correction factors applicable to the measurement system may include, but are not limited to, corrections for windscreen interference and the sound pressure level difference between consecutive field calibrations. Such calibration correction factors must only be used to make negative corrections (subtraction from the field data). In no case must such calibration correction factors be added to the measured sound pressure levels so as to raise the sound pressure level field data. The correction factors applicable to the measurement site may include, but are not limited to, corrections for reflective surfaces and ambient sound.

Section 910.106 Protocols for Determination of Sound Levels

- a) The raw data collection procedures for the determination of equivalent continuous sound pressure level (L_{eq}) are described in this Section using as an example the determination of a 1-hour L_{eq} corrected for ambient. The following procedures must be used:
 - 1) Using small blocks:
 - A) The 1-hour interval is divided into many small blocks of time so that corruption of the data from short-term background, transient sound and loss of data can be limited to the corrupted or bad blocks. The block duration in seconds must remain fixed for any measurement hour. The duration must be neither less than 10 seconds nor greater than 100 seconds. For example, if the block duration is chosen to be 60 seconds (1 minute), then the data collection proceeds for 60, 1-minute periods of measurement.

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- B) The collected data for each block represents a block duration L_{eq} (or sound exposure level (SEL)) in octave-bands (or $\frac{1}{3}$ octave-bands if prominent discrete tones may be present).
- C) Data for any block corrupted by one or more short-term background transient sounds must be deleted.
- D) After deleting corrupted data blocks, there will be a fixed number of "good" data blocks remaining. This number is designated as N_{PLNS} , where PLNS stands for Property-Line-Noise-Source. These remaining "good" blocks must be numbered consecutively. The subscript i is used to denote the numbering of the blocks in time order after corrupted data blocks have been deleted.
- E) The data for the N_{PLNS} remaining blocks are time averaged on an energy basis by octave (or $\frac{1}{3}$ octave-band) using Equation 1 below. In this equation, two subscripts are used, i to designate time and j to designate the specific frequency, either an octave-band or $\frac{1}{3}$ octave-band. The raw, 1-hour L_{eq} in the j^{th} frequency band is given by:

$$L_{eqj} = 10 \log \left(\frac{1}{N_{PLNS}} \sum_{i=1}^{N_{PLNS}} 10^{\left(\frac{L_{eqij}}{10} \right)} \right) \quad \text{[Equation 1]}$$

where L_{eq} is the L_{eq} in the j^{th} frequency band for the i^{th} non-deleted data block.

- F) In terms of SEL, the raw SEL in the j^{th} frequency band is given by:

$$SEL_j = 10 \log \left(\sum_{i=1}^{N_{PLNS}} 10^{\left(\frac{SEL_{ij}}{10} \right)} \right) \quad \text{[Equation 2]}$$

- G) The raw, 1-hour L_{eq} in the j^{th} frequency band is given in terms of the corresponding SEL_j by:

$$L_{eqj} = SEL_j + 10 \log \left(\frac{3600}{N_{PLNS} \Delta T} \right) \quad \text{[Equation 3]}$$

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Where T is the block duration in seconds, N_{PLNS} is the number of non-discarded data blocks, and 3600 is the number of seconds in an hour.

- 2) Continuous Data Collection:
- A) The measuring instrument must be adjusted to continuously measure sound pressure and accumulate L_{eq} for each block of time. For convenience, the hour may be split into several smaller blocks such as 10, 6-minute blocks or 4, 15-minute blocks, etc.
- B) A switch on the measuring instrument must be available to inhibit data collection whenever a short-term background transient sound occurs. This switch shall be used to prevent short-term background ambient sounds from corrupting the data.
- C) Data collection must proceed for one hour. The energy average of the several measured L_{eqij} each weighted by the number of seconds actually accumulated during the i^{th} block results in the raw, 1-hour L_{eq} in each frequency band given by:

$$L_{eqj} = 10 \log \left(\frac{1}{T_{PLNS}} \sum_{i=1}^{N_{PLNS}} T_i 10^{\left(\frac{L_{eqij}}{10} \right)} \right) \quad \text{[Equation 4]}$$

Where L_{eqij} is the L_{eq} in the j^{th} frequency band for the i^{th} large block. T_i is the actual number of seconds of "good" data accumulated in the i^{th} block of time (e.g., 6 to 15 minutes); and

$$T_{PLNS} = \sum_{i=1}^{N_{PLNS}} T_i \quad \text{[Equation 5]}$$

- 3) Minimum data collection requirements:
- A) Initial Measurement Duration. The property-line-noise-source measurements must proceed initially for one hour. Because of correction for short-term background transient sounds, actual reported data collection time T, in seconds, may be less than 3600 seconds (one hour).

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- i) If small blocks of data are used for data collection, then the total measurement duration in seconds, T_{PLNS} , is given by $N_{PLNS} T$, where T is the length of each block in seconds and N_{PLNS} is the number of non-discarded blocks. If data inhibition is used for data collection, then T_{PLNS} is the number of non-inhibited seconds during the measurement hour. In either case, T_{PLNS} must be no less than 900 seconds.
 - ii) If very few blocks were used for data collection, then the duration of each block, T , may be too long and should be reduced.
 - iii) For either data collection method, sounds considered to be short-term transient may actually be part of the long-term background ambient and should be so redefined.
- B) Extended Measurement Duration. If T_{PLNS} is less than 900 seconds during the first hour of measurements, the raw data collection procedures must be appropriately modified and new measurements must proceed for an additional hour. If T_{PLNS} after combining the first and the second hour of measurements is also less than 900 seconds, then the raw data collection must continue using the data inhibition method or method employed during the second hour until T_{PLNS} is greater than or equal to 900 seconds.
- 4) Correction for Long-Term Background Ambient Sound:
- A) The raw 1-hour L_{eq} must be corrected for long-term background ambient sound. Subsection (b) of this Section describes methods to obtain the long-term background ambient sound level in the j^{th} frequency band. The correction is dependent on the difference (in decibels) between the raw, 1-hour, j^{th} band property-line-noise-source: L_{eqj} and corresponding j^{th} band long-term background ambient sound level. The correction to be applied is as follows:
 - i) If the difference between the raw 1-hour L_{eq} and the long-term background ambient sound is larger than 10 decibels, then the correction must be set to 0.

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- ii) If the difference between the raw 1-hour L_{eq} and the long-term background ambient sound difference is less than 3 decibels, then the j^{th} frequency-band level, L_{eqj} , must be set equal to 0.
- iii) If the difference between the raw 1-hour L_{eq} and the long-term background ambient sound is between 3 and 10 decibels, then the correction given in Table 1 below must be subtracted from the raw, 1-hour property-line-noise-source L_{eqj}

Table 1
Corrections in dB for long-term
background ambient sound

Difference (dB)	Correction (dB)
3	3
4	2.3
5	1.7
6	1.3
7	1.0
8	0.7
9	0.6
10	0.5

- B) The long-term background ambient corrected level must be the property-line-noise-source L_{eqj} reported for the j^{th} frequency band.
- b) Obtaining the background ambient sound level:
- 1) The background ambient must be measured for the purposes of this Section during a 10-minute interval.
 - 2) Long-term background ambient measurement procedures are similar to procedures to measure the property-line-noise-source itself. Eliminating short-term background ambient transient sounds from the measurement of average long-term background ambient sound proceeds in a manner similar to the measurement of the property-line-noise-source emissions

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themselves. The two methods for measurement are: to divide the 10-minute measurement into short blocks of data, or inhibit data collection when short-term background transient sounds occur. The same method must be used for gathering both the property-line-noise-source data and the corresponding long-term background ambient data. The measurement procedures for each method are given in subsections (b)(3), (b)(4) and (b)(5) of this Section:

- 3) Using Small Blocks of Data
 - A) The 10-minute measurement of long-term background ambient must be divided into short measurement blocks. The duration of these blocks must remain constant during the entire measurement, both when measuring the long-term background ambient and when measuring the property-line-noise-source. The duration of this measurement block in seconds, T , must divide exactly (without remainder) into 600 and must be neither greater than 100 seconds nor less than 10 seconds.
 - B) All data for any measurement block corrupted by one or more short-term ambient transient sounds must be discarded. The number of remaining, non-discarded measurement blocks is designated N_{BA} , where BA stands for background ambient.
 - C) The L_{eq} for each octave- (or $\frac{1}{3}$ octave-) band are time-averaged on an energy basis over the N_{BA} remaining measurement blocks to obtain average long-term background ambient L_{eq} per band. Equation 1 (see subsection (a)(1)(E) of this Section) is used for this calculation with N_{BA} replacing N_{PLNS} as the number of elemental blocks to be summed. The total duration of the measurement in seconds, T_{BA} , is given by N_{BA} multiplied by T .
- 4) Continuous Data Collection
 - A) The measuring instrument must be adjusted according to manufacturer's instructions to continuously measure sound pressure and accumulate (i.e. record) L_{eq} . A switch must be available to inhibit data collection whenever a short-term background transient sound occurs, (and on some instruments, a button may be available to delete the most recent, previous data).

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- B) The switches or buttons must be used to prevent short-term background ambient sounds from corrupting the data.
 - C) Data collection must proceed for 10 minutes. The result is the 10-minute, long-term background ambient L_{eq} in each band.
 - D) T_{BA} is the number of non-inhibited measurement seconds during the 10-minute measurement period.
- 5) The minimum duration, for either method, T_{BA} must be no less than 150 seconds. If T_{BA} is less than 150 seconds, then the measurement of the long-term background ambient must continue beyond the original 10 minutes and until T_{BA} for the total long-term background ambient measurement is greater than or equal to 150 seconds.
- 6) Measurement Alternatives. The long-term background ambient noise should ideally be measured at the potential violation site just before measurement of the property-line-noise-source emissions. However, turning off the property-line-noise-source may not always be possible. The following are a hierarchical order of five procedures for obtaining the long-term background ambient noise. The first four procedures involve direct measurement; the fifth procedure provides for use of tables of values obtained from extensive measurements. These are not equivalent procedures but are ordered from what is considered to be the most accurate to what is considered to be the least accurate procedure.
- A) Direct Measurement Procedure-1: With the property-line-noise-source (PLNS) turned off, measure the long-term background ambient noise within the hour before or within the hour after measurement of the PLNS emissions at the location where the PLNS measurements are being taken and with the measurement equipment used for the PLNS measurements.
 - B) Direct Measurement Procedure-2: With the PLNS turned off, measure the long-term background ambient during a similar time period in terms of background ambient sound level, within one to 24 hours before, or within one to 24 hours after measurement of the PLNS emissions at the location where the PLNS measurements

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are being taken and with the measurement equipment used for the PLNS.

- C) Direct Measurement Procedure-3: With the PLNS turned off, measure the long-term background ambient during some other acoustically similar period within one to 30 days before, or within one to 30 days after measurement of the PLNS emissions. This alternate long-term background ambient measurement time might be a Saturday night or anytime during a Sunday or holiday. The measurements would be made at the location where the PLNS measurements are being taken and with the measurement equipment (or like equipment) used for the PLNS measurement.
- D) Direct Measurement Procedure-4: With the PLNS turned off, measure the long-term background ambient noise during some other acoustically similar period within 30 to 90 days before, or within 30 to 90 days after measurement of the PLNS emissions. These measurements would be made at the location where the PLNS measurements are being taken and with the measurement equipment (or like equipment) used for the property-line-noise-source measurements.
- E) Tables of Long-Term Background Ambient Noise. Where none of the alternatives can be used, use the applicable long-term background ambient data taken from Tables A through D in Appendix A of this Part. These tables are organized by predominant land use and time of day (daytime or nighttime). There are separate tables for octave- and $\frac{1}{3}$ octave-bands. The background environments presented in the table are based on extensive measurements conducted in the Chicago area and are divided into the five categories given below in accordance with G.L. Bonvallet, "Levels and Spectra of Traffic, Industrial, and Residential Area Noise," *Journal of the Acoustical Society of America*, 23 (4), pp 435-439, July 1951; and Dwight E. Bishop and Paul D. Schomer, *Handbook of Acoustical Measurements and Noise Control*, Chapter 50, Community Noise Measurements, 3rd Edition, Cyril M Harris, Editor, McGraw-Hill Book Co., New York (1991).

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- i) Category 1: Noisy Commercial and Industrial Areas. Very heavy traffic conditions, such as in busy downtown commercial areas, at intersections of mass transportation and other vehicles, including the Chicago Transit Authority trains, heavy motor trucks and other heavy traffic, and street corners where motor buses and heavy trucks accelerate.
- ii) Category 2: Moderate Commercial and Industrial Areas, and Noisy Residential Areas. Heavy traffic areas with conditions similar to subsection (b)(6)(E)(i) of this Section but with somewhat less traffic, routes of relatively heavy or fast automobile traffic but where heavy truck traffic is not extremely dense, and motor bus routes.
- iii) Category 3: Quiet Commercial and Industrial Areas, and Moderate Residential Areas. Light traffic conditions where no mass transportation vehicles and relatively few automobiles and trucks pass, and where these vehicles generally travel at low speeds. Residential areas and commercial streets and intersections with little traffic comprise this category.
- iv) Category 4: Quiet Residential Areas. These areas are similar to Category 3 in subsection (b)(6)(E)(iii) of this Section but, for this group, the background is either distant traffic or is unidentifiable.
- v) Category 5: Very Quiet, Sparse Suburban or Rural Areas. These areas are similar to Category 4 subsection (b)(6)(E)(iv) of this Section but are usually in unincorporated areas and, for this group, there are few if any near neighbors.

Section 910.107 Measurement Techniques for Highly-Impulsive Sound Under 35 Ill. Adm. Code 901.104.

- a) Measurement of highly-impulsive sound under 35 Ill. Adm. Code 901.104 can be made in two distinct and equally valid ways, namely the general method and the controlled test method.

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- b) General Method: The general method is to measure the 1-hour, A-weighted L_{eq} (not the octave- or $\frac{1}{3}$ octave-band levels) using essentially one of the two procedures described in Sections 910.105 and 910.106.
- 1) The procedure using small blocks of time to collect data is as follows:
 - A) The hour must be divided into small blocks and the A-weighted L_{eq} must be measured for each of these small blocks of time. L_{eq} must be measured for the entire hour but data collection must be inhibited whenever a short-term background transient sound occurs.
 - B) The duration of each block must be held constant during the hour. This duration in seconds must divide exactly into 900 and must be neither greater than 100 seconds nor less than 10 seconds.
 - C) The data for any block corrupted by one or more short-term background ambient sounds must be discarded.
 - 2) The continuous data collection procedure is as follows:
 - A) L_{eq} must be measured for the entire hour.
 - B) Data collection must be inhibited whenever a short-term background transient sound occurs.
 - 3) Correction for the long-term background ambient must be accomplished using all of the other procedures and requirements enumerated in Sections 910.105 and 910.106. These requirements must be complied with to determine an A-weighted, 1-hour, background-ambient-corrected L_{eq} for the highly impulsive property-line-noise-source under study.
- c) Controlled Test Method: For this method, the following procedures must be used:
- 1) General Measurement Description
 - A) The sound exposure per impulse from each separate individual impulsive source is measured.

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- B) The total sound exposure per hour from each source is the sound exposure per event multiplied by the number of events per hour.
- C) The grand total sound exposure (SE) per hour is the sum of the sound exposures per hour from each of the separate individual sources.
- D) The reported SEL is obtained from the grand total sound exposure (SE) per hour using the following:

$$\text{SEL} = 10 \log (\text{SE}) + 94 \quad \text{[Equation 7]}$$

- E) The equivalent level, L_{eq} corresponding to a SEL measured or predicted for one hour (3600 seconds) is given by:

$$L_{\text{eq}} = \text{SEL} - 10 \log (3600) \quad \text{[Equation 8]}$$

- 2) Determination of sound exposure per event must be as follows:
- A) The sound exposure per event from each, separate, individual source must be determined by measuring the total A-weighted sound exposure for about 10 repetitions of this source. This set of about 10 measurements may be performed continuously over a short period of time, or this set of measurements may be performed over a discontinuous set of measurement periods. In either case, the total measurement duration must be less than 100 seconds.
- B) These separate, individual property-line-noise-source controlled measurements must be free of any short-term ambient sounds. If any short-term background transient sounds occur during these measurements, then the measurement must be repeated until measurement data, free of any corrupting short-term background ambient sounds, are obtained.
- C) The total measured A-weighted sound exposure for this group of about 10 repetitions must be corrected for long-term background ambient by subtracting the A-weighted long-term background ambient sound exposure. The sound exposure value subtracted must be the long-term A-weighted background ambient sound

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exposure per second multiplied by the number of seconds used to measure the several source repetitions.

- D) The reported Source: A-weighted sound exposure per event must be the total corrected sound exposure divided by the number of source repetitions measured.
- E) The background ambient must be measured for a short time, at least 30 seconds as near in time to the source measurements as possible, but within $\frac{1}{2}$ hour. The total A-weighted long-term background ambient sound exposure per second is the total measured long-term background ambient sound exposure divided by the number of seconds of background ambient measurement.
- F) There must be no short-term background ambient sounds present during the measurement of the long-term background ambient. If any short-term background transient sounds occur during these measurements, then the measurements must be repeated until long-term background ambient measurement data free of any corrupting short-term background ambient sound are obtained.

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Section 910.APPENDIX A Tables of Long-Term Background Ambient Noise**Section 910.TABLE A Daytime long-term background ambient L_{eq} levels in decibels by land use categories and 1/3 octave-band level**

Octave-Band Center Frequency (Hz)	Background Category				
	1	2	3	4	5
20	63	56	48	42	36
25	64	57	49	43	37
31	65	58	50	44	38
40	65	58	51	44	38
50	66	59	51	45	39
63	66	59	52	46	40
80	67	60	52	46	40
100	68	60	53	47	41
125	67	59	52	46	40
160	66	59	52	46	40
200	66	58	51	45	39
250	65	58	50	44	38
315	64	57	49	43	37
400	63	55	48	42	36
500	62	54	46	40	34
630	61	53	44	38	32
800	60	51	42	36	30
1000	58	49	40	34	28
1250	56	47	38	32	26
1600	54	45	36	30	24
2000	52	43	33	28	21
2500	50	41	30	25	19
3150	49	39	28	23	17
4000	48	37	25	20	15

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5000	46	35	23	18	13
6300	44	33	21	16	10
8000	43	31	19	14	8
10,000	41	29	17	12	6
12,500	39	27	15	10	4

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Section 910.APPENDIX A Tables of Long-Term Background Ambient Noise**Section 910.TABLE B Nighttime long-term background ambient L_{eq} levels in decibels by land use categories and 1/3 octave-band level**

Octave-Band Center Frequency (Hz)	Background Category				
	1	2	3	4	5
20	53	48	43	37	31
25	54	49	44	38	32
31	55	50	45	39	33
40	55	50	46	39	33
50	56	51	46	40	34
63	56	51	47	41	35
80	57	52	47	41	35
100	58	52	48	42	36
125	57	51	47	41	35
160	56	51	47	41	35
200	56	50	46	40	34
250	55	50	45	39	33
315	54	49	44	38	32
400	53	47	43	37	31
500	52	46	41	35	29
630	51	45	39	33	27
800	50	43	37	31	25
1000	48	41	35	29	23
1250	46	39	33	27	21
1600	44	37	31	25	19
2000	42	35	28	23	16
2500	40	33	25	20	14
3150	39	31	23	18	12
4000	38	29	20	15	10

POLLUTION CONTROL BOARD

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5000	36	27	18	13	8
6300	34	25	16	11	5
8000	33	23	14	9	3
10,000	31	21	12	7	1
12,500	29	19	10	2	

POLLUTION CONTROL BOARD

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Section 910.APPENDIX A Tables of Long-Term Background Ambient Noise**Section 910.TABLE C Daytime long-term background ambient L_{eq} levels in decibels by land use categories and octave-band level**

Octave-Band Center Frequency (Hz)	Background Category				
	1	2	3	4	5
31	70	63	55	49	43
63	71	64	57	51	45
125	72	64	57	51	45
250	70	63	55	49	43
500	67	59	51	45	39
1000	63	54	45	39	33
2000	57	48	38	33	26
4000	53	42	30	25	20
8000	48	36	24	19	13

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED RULES

Section 910.APPENDIX A Tables of Long-Term Background Ambient Noise**Section 910.TABLE D Nighttime long-term background ambient L_{eq} levels in decibels by land use categories and octave-band level**

Octave-Band Center Frequency (Hz)	Background Category				
	1	2	3	4	5
31	60	55	50	44	38
63	61	56	52	46	40
125	62	56	52	46	40
250	60	55	50	44	38
500	57	51	46	40	34
1000	53	46	40	34	28
2000	47	40	33	28	21
4000	43	34	25	20	15
8000	38	28	19	14	8

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- 1) Heading of the Part: Issuance of Licenses
- 2) Code Citation: 92 Ill. Adm. Code 1030
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
1030.11	Amendment
1030.APPENDIX B	Amendment
- 4) Statutory Authority: 625 ILCS 5/6-105.1
- 5) Effective Date of Amendments: March 7, 2006
- 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, are on file in the agency's principal office and are available for public inspection.
- 9) Notice of Proposed Published in Illinois Register: June 3, 2005; 29 Ill. Reg. 8094
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Differences between proposal and final version: Grammatical and punctuation 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 any emergency amendments currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary of Purpose of Amendments: This rulemaking implements P.A. 93-752, which was signed into law by the Governor on July 16, 2004. This Act requires the Secretary of State's Office to develop rules relative to the issuance of a Temporary Visitor's Driver's License to a foreign national who is legally residing in this country and is ineligible for a social security number. Prior to this rulemaking, any individual applying for an Illinois driver's license was required to have a social security number.

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- 16) Information and questions regarding these adopted amendments shall be directed to:

Office of the Secretary of State
Driver Services Department
Jo Ann Wilson, Legislative Liaison
2701 S. Dirksen Parkway
Springfield, IL 62723

(217) 785-1441

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

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NOTICE OF ADOPTED AMENDMENTS

TITLE 92: TRANSPORTATION
CHAPTER II: SECRETARY OF STATEPART 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
1030.12	Driver's License Medical Advisory Board
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
1030.18	Medical Criteria Affecting Driver Performance
1030.20	Classification of Drivers – References
1030.30	Classification Standards
1030.40	Fifth Wheel Equipped Trucks
1030.50	Bus Driver's Authority, Religious Organization and Senior Citizen Transportation
1030.55	Commuter Van Driver Operating a For-Profit Ridesharing Arrangement
1030.60	Third-Party Certification Program
1030.63	Religious Exemption for Social Security Numbers
1030.65	Instruction Permits
1030.70	Driver's License Testing/Vision Screening
1030.75	Driver's License Testing/Vision Screening With Vision Aid Arrangements Other Than Standard Eye Glasses or Contact Lens(es)
1030.80	Driver's License Testing/Written Test
1030.81	Endorsements
1030.82	Charter Bus Driver Endorsement Requirements
1030.83	Hazardous Material Endorsement
1030.84	Vehicle Inspection
1030.85	Driver's License Testing/Road Test
1030.86	Multiple Attempts – Written and/or Road Tests
1030.88	Exemption of Facility Administered Road Test
1030.89	Temporary Licenses
1030.90	Requirement for Photograph and Signature of Licensee on Driver's License
1030.91	Disabled Person/Handicapped Identification Card
1030.92	Restrictions
1030.93	Restricted Local Licenses
1030.94	Duplicate or Corrected Driver's License or Instruction Permit

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- 1030.95 Consular Licenses (Repealed)
- 1030.96 Restricted Commercial Driver's License
- 1030.97 Invalidation of a Driver's License, Permit and/or Driving Privilege
- 1030.98 School Bus Commercial Driver's License
- 1030.100 Anatomical Gift Donor
- 1030.110 Emergency Medical Information Card
- 1030.115 Change-of-Address
- 1030.120 Issuance of a Probationary License
- 1030.130 Grounds for Cancellation of a Probationary License
- 1030.140 Use of Captured Images
- 1030.APPENDIX A Questions Asked of a Driver's License Applicant
- 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.

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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; emergency expired June 29, 2005; amended at 29 Ill. Reg. 9488, effective June 17, 2005; amended at 29 Ill. Reg. 12519, effective July 28, 2005; amended at 29 Ill. Reg. 13237, effective August 11, 2005; amended at 29 Ill. Reg. 13580, effective August 16, 2005; amended at 30 Ill. Reg. 5621, effective March 7, 2006.

Section 1030.11 Procedure for Obtaining a Driver's License/Temporary Visitor's Driver's License

- a) For purposes of this Section, the following definitions shall apply:
 - 1) "Foreign National" – A non-citizen of the United States of America who has been granted temporary, legal entry into this country by the U.S. Citizenship and Immigration Services (USCIS), who is temporarily

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residing in this State and is ineligible to obtain a social security number through the Social Security Administration, and who is not required to obtain a driver's license issued by the U.S. Department of State, Office of Foreign Missions.

- 2) "Temporary Visitor's Driver's License" or "TVDL" – A license issued to a foreign national who is authorized to temporarily reside in this country allowing the operation of a motor vehicle under the laws of this State.
- b) A person who wishes to obtain a driver's license shall go to one of the Secretary of State Driver Services Facilities located throughout the state. An application form provided by the Secretary of State pursuant to Section 6-106 of the Illinois Vehicle Code [625 ILCS 5/6-106] shall be completed by the applicant. The questions contained on the application form are provided in Appendix A of this Part. The applicant shall also provide a Driver Services facility employee with acceptable forms of identification provided in Appendix B of this Part establishing the applicant's name, date of birth, signature for comparison, Illinois residency, and social security number.
- c) Any foreign national who wishes to obtain a temporary visitor's driver's license shall go to one of the designated Secretary of State Driver Services facilities located throughout the State. An application form, provided by the Secretary of State pursuant to Section 6-106 of the Illinois Vehicle Code [625 ILCS 5/6-106], shall be completed by the applicant. The questions contained on the application form are provided in Appendix A of this Part. The applicant shall also provide a Driver Services facility employee with acceptable forms of identification provided in Appendix B of this Part to establish the applicant's name, date of birth, signature for comparison, Illinois temporary residency, and authorization of legal presence in this country. The applicant shall also provide a government-issued photo identification document and documentation from the Social Security Administration verifying ineligibility for a social security number.
- d) A temporary visitor's driver's license shall only be issued to an individual who is authorized to reside in this country for 1 or more years and has at least 6 months of his or her authorized presence remaining. Except, individuals currently holding a temporary visitor's driver's license who have been granted a temporary extension to remain in this country pending a decision of his or her request for a status change, upon presentation of documents issued by the USCIS, may be issued a temporary visitor's driver's license for the period of the temporary extension.

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- e) The applicant shall take the following tests as required in Section 6-109 of the Illinois Vehicle Code [625 ILCS 5/6-109]:
- 1) A vision test as provided in Sections 1030.70 and 1030.75 of this Part;
 - 2) A road test, if required, as provided in Section 1030.85 of this Part (exemptions to the road test requirement are provided in Section 1030.88 of this Part); and
 - 3) A written test, if required, as provided in Section 1030.80.
- f) Applicants who are 16 or 17 years of age and not legally emancipated by marriage shall not be issued a driver's license until the applicant has, in accordance with Section 6-107(b) of the Illinois Code [625 ILCS 5/6-107(b)]:
- 1) Held a valid instruction permit for a minimum of 3 months;
 - 2) Passed an approved driver education course and submits proof of having passed the course as may be required;
 - 3) Submits, on a form prepared or approved by the Secretary of State, certification by the parent of the applicant, otherwise by the guardian having custody of the applicant, or in the event there is no parent or guardian, then by another responsible adult, that the applicant has had a minimum of 25 hours of behind-the-wheel practice time and is sufficiently prepared and able to safely operate a motor vehicle. The 25 hours shall be in addition to the 6 required hours spent with a driver education instructor. The person completing the certification shall upon signing the certification swear under penalty of perjury that everything contained within the certification is true and correct.
- g) A driver's license or temporary visitor driver's license applicant shall have his/her photograph taken unless exempted as provided in Section 1030.90 of this Part. A driver's license shall be issued upon completion of all the requirements of this Section and Chapter 6 of the Illinois Vehicle Code [625 ILCS 5/Ch. 6].
- h) A temporary visitor's driver's license shall only be issued in non-CDL class D, L or M as established in Section 1030.30 of this Part.

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- i) Each original temporary visitor's driver's license shall expire 3 years from the date of issuance or at the time the individual's authorization to remain in this country expires, whichever is less. Except, the temporary visitor's driver's licenses of individuals 81 years of age or older shall expire in accordance with Section 6-115(g) of the Illinois Vehicle Code [625 ILCS 5/6-115(g)] or at the time the individual's authorization to remain in this country expires, whichever is less.
- j) Each renewal temporary visitor's driver's license shall expire no more than 3 years from the expiration date of the current license or at the time the individual's authorization to remain in this Country expires, whichever is less. Except, the licenses of individuals 81 years of age or older shall expire in accordance with Section 6-115(g) of the Illinois Vehicle Code [625 ILCS 5/6-115(g)] or at the time the individual's authorization to remain in this country expires, whichever is less.
- k) The fees collected for the issuance of an original, renewal, duplicate or corrected temporary visitor's driver's license shall be in accordance with Section 6-118 of the Illinois Vehicle Code [625 ILCS 5/6-118].
- l) Any person who wishes to renew a temporary visitor's driver's license shall go to one of the designated Secretary of State Driver Services facilities located throughout the State. Renewal shall be allowed no more than 90 days prior to the expiration date of the current driver's license. An application form, provided by the Secretary of State pursuant to Section 6-106 of the Illinois Vehicle Code [625 ILCS 5/6-106], shall be completed by the applicant. The questions contained on the application form are provided in Appendix A of this Part. The applicant shall also provide a Driver Services facility employee with acceptable forms of identification provided in Appendix B of this Part to establish the applicant's name, date of birth, signature for comparison, Illinois temporary residency and authorization of legal presence and extension of his/her stay in this country. The applicant shall also provide a government-issued photo identification document and documentation from the Social Security Administration verifying ineligibility for a social security number. The applicant shall also be retested in accordance with 625 ILCS 5/6-109 of the Illinois Vehicle Code.
- m) The Secretary of State shall not send a renewal notice to the holder of a temporary visitor's driver's license.
- n) The design and contents of a temporary visitor's driver's license shall be in accordance with Section 6-110 of the Illinois Vehicle Code [625 ILCS 5/6-110] and Section 1030.90 of the Illinois Administrative Code, except it shall not

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contain a social security number. The license shall be distinctive in nature as to identify it as a temporary visitor's driver's license and will contain the phrase "not valid for identification".

- o) Each temporary visitor's driver's license issued to applicants under 21 years of age shall be in accordance with Sections 6-107.3 and 6-110(e) and (e-1) of the Illinois Vehicle Code [625 ILCS 5/6-107.3 and 6-110(e) and (e-1)]. A temporary visitor's driver's license issued to an individual under the age of 21 years shall expire three years from the issue date or at the time the individual's authorization to remain in this country expires, whichever is less.
- p) A foreign national who is issued a temporary visitor's driver's license shall not be required to surrender his/her foreign country driver's license.
- q) A Central Unit will be established within the Secretary of State Driver Services Department. The responsibilities of this Central Unit shall be to provide assistance to Driver Services facility employees responsible for the issuance of a TVDL and to individuals applying for a TVDL; resolve cases where the USCIS was unable to provide first level verification of USCIS documents, via the Systematic Alien Verification for Entitlements (SAVE) Program, presented by TVDL applicants at the Driver Services facility level; perform liaison services to the USCIS; and provide written notification of an applicant's eligibility or ineligibility for a TVDL.
 - 1) When an applicant appears at one of the designated Driver Services facilities and provides the necessary documents to prove identity and legal presence, a facility employee will begin the process by initiating an automated inquiry via the SAVE Program to verify the information on the USCIS documents. Upon receipt of a verification response from the SAVE Program, the facility employee will begin the TVDL application process. If the facility employee receives the response of "initiate additional verification", additional information is submitted to USCIS via the SAVE Program and copies of the applicant's documents are forwarded to the Central Unit for monitoring. The applicant will be advised that he or she will receive written notification from the Central Unit regarding his or her eligibility for a TVDL.
 - 2) A response to a 2nd request for verification of USCIS documents via the SAVE Program generally takes 3-5 days. Upon receipt of a response from the 2nd verification request via the SAVE Program, the Central Unit will

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send a letter to the applicant informing him or her of his or her eligibility or ineligibility for a TVDL.

- 3) If the Central Unit receives a response of "Need Copies of Docs" from USCIS via the SAVE Program, a third, manual verification process must be completed. This requires photo copies of the documents submitted for identification, accompanied by a USCIS G-845 Form (request for verification of documentation of alien status), to be forwarded to the Department of Homeland Security, Citizenship and Immigration Services Office in Chicago, Illinois. Upon receipt of a written response from USCIS, the Central Unit will send a letter to the applicant informing him or her of his or her eligibility or ineligibility for a TVDL.

(Source: Amended at 30 Ill. Reg. 5621, effective March 7, 2006)

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Section 1030.APPENDIX B Acceptable Identification Documents

- a) An applicant applying for a driver's license or identification card for the first time in the State of Illinois must present one document from each of Group A, B, C, and D as outlined in subsection (d) of this Section.
- b) A foreign national applying for a temporary visitor's driver's license shall submit one document from Groups A, B and D to prove name, date of birth, temporary residency, legal presence and verification of signature. Temporary visitor's driver's license applicants are not required to present documents verifying their social security numbers. Instead, they shall submit a letter on Social Security Administration letterhead, issued within ~~90~~30 days prior to the date of application for a temporary visitor's driver's license, verifying ineligibility for a social security number. Acceptance of documents not listed in Groups A, B, and D below must be approved through the Division Administrator.
- c) An applicant applying for either a duplicate or corrected driver's license or identification card must present one form of identification from Group A, and at least one form from either Group B, C, or D as outlined in subsection (d) of this Section. An applicant who requests a change in name, date of birth, social security number or gender must provide acceptable identification to create a link pertaining to the change between the previous information and the new information.
- d) A foreign national applying for a duplicate or corrected temporary visitor's driver's license shall submit one document from Groups A, B, and D to prove name, date of birth, temporary residency, legal presence and verification of signature. An applicant who requests a change in name, date of birth or gender must provide acceptable identification to create a link pertaining to the change between the previous information and the new information. Acceptance of documents not listed in Groups A, B, and D below must be approved through the Division Administrator.
- e) Applicants renewing their current Illinois driver's license or identification card need only present their current valid license or ID card. If they do not have their current driver's license or ID card, they must present one form of identification from Group A and at least one form from one of Group B, C, or D as outlined in subsection (f) of this Section.
- f) Documents of identification that are acceptable for the purpose of obtaining a

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driver's license, permit and/or identification card are listed below by group.
Photocopies will not be accepted.

1) GROUP A (Written Signature)

Canceled Check (w/in 90 days)

CDTP Certification Form

Court Order

Credit Card – Major Brand

Driver Education Certificate (Blue Slip)

Government Driver's License

Government Identification Card

Illinois Driver's License – "current"

Illinois Identification Card – "current"

U.S. Citizenship and Immigration Services (USCIS)
forms:

I-551 (Alien Registration Card)

I-688 (Temporary Resident Card)

I-688A (Employment Authorization Card)

I-688B (Employment Authorization Card)

I-766 (Employment Authorization Card)

I-94 (Arrival/Departure Record) with Valid Passport

Medicare Card – with suffix A, J, H, M, or T

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Military Driver's License – US

Military Identification Card – US

Military Service Record – DD214

Mortgage or Installment Loan Documents

Out-of-State Driver's License/ID Card – "current"

Passport – Valid US or Foreign

Social Security Card

2) GROUP B (Proof of Date of Birth)

Adoption Records

Birth Certificate

Court Order – Change of Birth Date

Official Grade/High School Transcript

Illinois Driver's License – "current"

Illinois Identification Card – "current"

U.S. Citizenship and Immigration Services (USCIS) forms:

I-551 (Alien Registration Card)

I-571 Refugee Travel Document

I-688 (Temporary Resident Card)

-688A (Employment Authorization Card)

I-688B (Employment Authorization Card)

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I-766 (Employment Authorization Card)

I-797 Notice of Action Status Change

I-94 (Arrival/Departure Record) with Valid Passport

Military Driver's License – US

Military Identification Card – US

Military Service Record – DD214

Naturalization Certificate

Passport – Valid with Complete Date of Birth

Social Security Award Letter (Primary Beneficiary Only)

3) GROUP C (Social Security Number)

Illinois Driver's License Record

Illinois Identification Card Record

Military Driver's License – US

Military Identification Card – US

Military Service Record – DD214

Social Security Award Letter (Primary Beneficiary Only)

Social Security Card – issued by Social Security Administration

4) GROUP D (Residency/Personal Data)

Examples of residency may be, but are not limited to, the following:

Utility Bill

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Vehicle Registration Card

Voter Registration Card

Lease Agreement

- g) Current forms of identification with an Illinois street address that do not appear on the list of unacceptable identification may also be used to verify residency. Any document listed in Group A, B, or C as outlined in subsection (d) of this Section, and other forms of identification not listed as unacceptable may be used to verify personal data.
- h) For a name change, the identification must be a document that provides a link to the established DL/ID file.
- i) Group B documents, as outlined in subsection (d) of this Section, must contain the applicant's full name and date of birth and must be verifiable. To be verifiable, it must be possible to contact the regulatory authority to confirm the authenticity of the document. Birth certificate must be the original or certified by a Board of Health or Bureau of Vital Statistics within the US or by the US State Department, US Territories, or Canada. A certified copy is a document produced by the issuing jurisdiction that has an embossed seal or an original stamped impression. Foreign birth certificates are accepted as "proof" if accompanied with any other item listed in Group B.
- j) After review of all identification presented, management has the right to accept or refuse any document.
- k) Unacceptable identification documents are:
 - Bond Receipt or Bond Card
 - Business Cards
 - Check Cashing Cards
 - Club or Fraternal Membership Cards
 - College or University Identification Cards

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Commercially produced (non-State or unofficial) ID cards

Firearms Owner ID

Fishing License

Handwritten ID or Employment Cards

Hunting License

IDPA (Public Aid) Cards

Instruction Permit/Receipts

Insurance and/or Bail Bond Cards

Library Card

Temporary Driver's License

Traffic Citation (Arrest Ticket)

Verification by family members other than father, mother or legal guardian

Verification by non-family members other than high school driver education instructor or Secretary of State personnel

Video Club Membership Cards

Wallet IDs

Unlicensed Financial Institution Loan Papers

(Source: Amended at 30 Ill. Reg. 5621, effective March 7, 2006)

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Motor Carrier Safety Regulations: General
- 2) Code Citation: 92 Ill. Adm. Code 390
- 3) Section Number: 390.2000 Adopted Action:
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 18b-102 and 18b-105 of the Illinois Motor Carrier Safety Law [625 ILCS 5/Ch. 18B]
- 5) Effective Date of Amendment: March 8, 2006
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? Yes
- 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 Proposal Published in Illinois Register: November 14, 2005; 29 Ill. Reg. 18393
- 10) Has JCAR issued a Statement of Objection to this amendment? No
- 11) Differences between proposal and final version: Several non-substantive grammatical changes were made in agreement with JCAR.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? No changes were necessary.
- 13) Will this rulemaking replace any emergency amendments currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Amendment: The Federal Motor Carrier Safety Administration (FMCSA) has determined that the new hours of service regulations adopted at 70 FR 49978, August 25, 2005, provide an increased opportunity for drivers to obtain necessary rest and restorative sleep, while recognizing the business needs of drivers and motor carriers in the industry. Therefore, by this Notice, the Department has incorporated by reference changes made in the following Docket:

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT

Docket FMCSA-2004-19608 (70 FR 49978, August 25, 2005) This final rule amends the hours of service regulations for drivers of property-carrying commercial motor vehicles. The rule addresses requirements for driving, duty, and off-duty time, a recovery period, sleeper berth, and new requirements for short-haul drivers. The hours of service regulations published on April 28, 2003, and effective January 1, 2004, were vacated by the U.S. Court of Appeals for the District of Columbia Circuit on July 16, 2004. Congress subsequently provided, through the Surface Transportation Extension Act of 2004, that the 2003 regulations would remain in effect until the effective date of a new federal rule that addressed the issues raised by the court or September 30, 2005, whichever occurred first. This new final rule meets that requirement.

70 FR 49978, August 25, 2005, revises 49 CFR 390.23(b) and (c), incorporated by reference at Section 390.2000, to address the new hours of service requirements as they pertain to relief from the regulations due to local or regional emergencies.

- 16) Information and questions regarding this adopted amendment shall be directed to:

Ms Catherine Allen
Illinois Department of Transportation
Division of Traffic Safety
P. O. Box 19212
Springfield, Illinois 62794-9212

(217) 785-1181

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

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NOTICE OF ADOPTED AMENDMENT

TITLE 92: TRANSPORTATION
CHAPTER I: DEPARTMENT OF TRANSPORTATION
SUBCHAPTER d: MOTOR CARRIER SAFETY REGULATIONSPART 390
MOTOR CARRIER SAFETY REGULATIONS: GENERAL

SUBPART A: GENERAL APPLICABILITY AND DEFINITIONS

Section	
390.1000	Purpose
390.1010	General Applicability
390.1020	Definitions
390.1030	Rules of Construction

SUBPART B: GENERAL REQUIREMENTS AND INFORMATION

Section	
390.2000	Incorporation by Reference

AUTHORITY: Implementing, and authorized by Sections 18b-102 and 18b-105 of, the Illinois Motor Carrier Safety Law [625 ILCS 5/Ch. 18B].

SOURCE: Adopted at 14 Ill. Reg. 15519, effective September 10, 1990; amended at 15 Ill. Reg. 13171, effective August 21, 1991; amended at 16 Ill. Reg. 14435, effective September 8, 1992; amended at 18 Ill. Reg. 754, effective January 11, 1994; amended at 18 Ill. Reg. 10362, effective June 15, 1994; amended at 19 Ill. Reg. 13050, effective August 30, 1995; amended at 20 Ill. Reg. 15344, effective November 18, 1996; amended at 23 Ill. Reg. 5105, effective March 31, 1999; amended at 24 Ill. Reg. 1954, effective January 19, 2000; amended at 25 Ill. Reg. 2100, effective January 17, 2001; amended at 26 Ill. Reg. 8978, effective June 5, 2002; amended at 26 Ill. Reg. 12749, effective August 12, 2002; amended at 27 Ill. Reg. 9218, effective June 2, 2003; amended at 28 Ill. Reg. 1152, effective January 4, 2004; emergency amendment at 28 Ill. Reg. 12479, effective August 18, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 15636, effective November 19, 2004; amended at 29 Ill. Reg. 19227, effective November 10, 2005; amended at 30 Ill. Reg. 5637, effective March 8, 2006.

SUBPART B: GENERAL REQUIREMENTS AND INFORMATION

Section 390.2000 Incorporation by Reference

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- a) 49 CFR 390, subpart B, is hereby incorporated by reference as that subpart of the Federal Motor Carrier Safety Regulations (FMCSR) (49 CFR 380, 385, 387, 390, 391, 392, 393, 395, 396 and 397) was in effect on October 1, 2004, [and as amended at 70 FR 49978, August 25, 2005](#), subject only to the exceptions in subsection (b). No later amendments to or editions of 49 CFR 390, subpart B are incorporated. Copies of the appropriate material are available from the Division of Traffic Safety, 3215 Executive Park Drive, 3rd Floor, Springfield, Illinois 62703 or by calling (217)785-1181. The FMCSR are available on the National Archives and Records Administration's website at <http://ecfr.gpoaccess.gov>. The Division of Traffic Safety's rules are available on the Department's website at <http://www.dot.il.gov/regulations.html>.
- b) The following interpretations of, additions to and deletions from 49 CFR 390, subpart B shall apply for the purposes of this Subpart:
- 1) 49 CFR 390.9 is deleted and not incorporated.
 - 2) 49 CFR 390.21 applies to the following:
 - A) Commercial motor vehicles engaged in interstate commerce; and
 - B) Commercial motor vehicles engaged in intrastate commerce if the carrier requires a safety permit as required by 49 CFR 385.403.
 - 3) 49 CFR 390.23(a)(2)(i)(A) is not incorporated and the following substituted therefor:

An emergency has been declared by a Federal, State, or local government official having authority to declare an emergency, including but not limited to the Illinois Department of Transportation's Director, Division of Traffic Safety, or his designee.
 - 4) Any reference to "this part" in the incorporated material shall mean 92 Ill. Adm. Code 390.
 - 5) Any reference to "this chapter" or "this subchapter" in the incorporated material shall mean 92 Ill. Adm. Code: Chapter I, Subchapter d.
 - 6) Any reference to a section in the incorporated material shall be read to

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refer to that Section in the IMCSR.

- 7) Any reference to "part 325 of subchapter A" shall be read to refer to "Compliance with Interstate Motor Carrier Noise Emission Standards" (49 CFR 325, October 1, 2004).

(Source: Amended at 30 Ill. Reg. 5637, effective March 8, 2006)

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- 1) Heading of the Part: Hours of Service of Drivers
- 2) Code Citation: 92 Ill Adm. Code 395
- 3) Section Number: 395.2000 Adopted Action:
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 18b-102 and 18b-105 of the Illinois Motor Carrier Safety Law [625 ILCS 5/Ch. 18B]
- 5) Effective Date of Amendment: March 8, 2006
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? Yes
- 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 Proposal Published in Illinois Register: November 14, 2005; 29 Ill. Reg. 18399
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Differences between proposal and final version: Several non-substantive grammatical corrections were made in agreement with JCAR.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? No changes were necessary.
- 13) Will this rulemaking replace any emergency amendments currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Amendment: The Federal Motor Carrier Safety Administration (FMCSA) has determined that the new hours of service regulations adopted at 70 FR 49978, August 25, 2005, provide an increased opportunity for drivers to obtain necessary rest and restorative sleep, while recognizing the business needs of drivers and motor carriers in the industry. Therefore, by this Notice, the Department has incorporated by reference changes made in the following Docket:

DEPARTMENT OF TRANSPORTATION

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Docket FMCSA-2004-19608 (70 FR 49978, August 25, 2005) This final rule amends the hours of service regulations for drivers of property-carrying commercial motor vehicles. The rule addresses requirements for driving, duty, and off-duty time, a recovery period, sleeper berth, and new requirements for short-haul drivers. The hours of service regulations published on April 28, 2003, and effective January 1, 2004, were vacated by the U.S. Court of Appeals for the District of Columbia Circuit on July 16, 2004. Congress subsequently provided, through the Surface Transportation Extension Act of 2004, that the 2003 regulations would remain in effect until the effective date of a new federal rule that addressed the issues raised by the court or September 30, 2005, whichever occurred first. This new final rule meets that requirement.

70 FR 49978, August 25, 2005 differs from the April 28, 2003 federal rule with respect to changes in the sleeper berth requirements and by the addition of new requirements for short-haul operations. All other provisions from the April 28, 2003 rulemaking remain the same. Following are the differences between the two federal rules:

The April 28, 2003 rule required commercial motor vehicle (CMV) drivers using a sleeper berth to take 10 hours off duty but the drivers could split the sleeper berth time into two periods provided neither period was less than 2 hours. The August 25, 2005 rule (that is being incorporated by reference into this Part) requires CMV drivers using the sleeper berth to take at least 8 consecutive hours in the sleeper berth, plus 2 consecutive hours either in the sleeper berth, off duty, or any combination of the two.

The August 25, 2005 rule provides new requirements for the short-haul operations of drivers of property-carrying CMVs who are not required to hold a commercial driver's license and who work within a 150-air-mile radius of their normal work reporting location. These drivers:

may drive a maximum of 11 hours after coming on duty following 10 or more consecutive hours off duty;

are not required to keep records of duty status; and

may not drive after the 14th hour after coming on duty 5 days a week or after the 16th hour after coming on duty 2 days a week.

Employers of short-haul drivers must maintain and retain accurate time records for a period of 6 months showing the time the duty period began, ended, and total hours on duty each day in place of the record of duty status.

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- 16) Information and questions regarding this adopted amendment shall be directed to:

Ms Cathy Allen
Illinois Department of Transportation
Division of Traffic Safety
P.O. Box 19212
Springfield, Illinois 62794-9212

(217) 785-1181

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

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT

TITLE 92: TRANSPORTATION
CHAPTER I: DEPARTMENT OF TRANSPORTATION
SUBCHAPTER d: MOTOR CARRIER SAFETY REGULATIONSPART 395
HOURS OF SERVICE OF DRIVERS

Section

395.1000	General
395.2000	Incorporation by Reference of 49 CFR 395

AUTHORITY: Implementing, and authorized by Sections 18b-102 and 18b-105 of, the Illinois Motor Carrier Safety Law [625 ILCS 5/Ch. 18B].

SOURCE: Adopted at 14 Ill. Reg. 15507, effective September 10, 1990; amended at 15 Ill. Reg. 13161, effective August 21, 1991; amended at 16 Ill. Reg. 14425, effective September 8, 1992; amended at 18 Ill. Reg. 743, effective January 11, 1994; amended at 19 Ill. Reg. 13041, effective August 30, 1995; amended at 20 Ill. Reg. 15335, effective November 18, 1996; amended at 23 Ill. Reg. 5096, effective March 31, 1999; amended at 24 Ill. Reg. 1944, effective January 19, 2000; amended at 25 Ill. Reg. 2092, effective January 17, 2001; amended at 26 Ill. Reg. 9009, effective June 5, 2002; amended at 26 Ill. Reg. 12766, effective August 12, 2002; amended at 27 Ill. Reg. 9251, effective June 2, 2003; amended at 28 Ill. Reg. 1161, effective January 4, 2004; emergency amendment at 28 Ill. Reg. 6654, effective April 14, 2004, for a maximum of 150 days; emergency expired September 10, 2004; amended at 29 Ill. Reg. 19264, effective November 10, 2005; amended at 30 Ill. Reg. 5642, effective March 8, 2006.

Section 395.2000 Incorporation by Reference of 49 CFR 395

- a) "Hours of Service of Drivers" (49 CFR 395) is incorporated by reference, as that part of the Federal Motor Carrier Safety Regulations (FMCSR) (49 CFR 380, 385, 387, 390, 391, 392, 393, 395, 396 and 397) that was in effect on October 1, 2004, [and as amended at 70 FR 49978, August 25, 2005](#) subject only to the exceptions in subsection (c). No later amendments to or editions of 49 CFR 395 are incorporated. Copies of the appropriate material are available from the Division of Traffic Safety, 3215 Executive Park Drive, 3rd Floor, Springfield, Illinois 62703 or by calling (217)785-1181. The FMCSR are available on the National Archives and Records Administration's website at <http://ecfr.gpoaccess.gov>. The Division of Traffic Safety's rules are available on the Department's website at <http://www.dot.il.gov/regulations.html>.

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- b) References to subchapters, parts, subparts, sections or paragraphs shall be read to refer to the appropriate citation in 49 CFR.
- c) The following interpretations of, additions to and deletions from 49 CFR 395 shall apply for purposes of this Part.
- 1) 49 CFR 395.1(h) and 395.1(i) are deleted and not incorporated.
 - 2) 49 CFR 395.1(e)(1) as it applies to intrastate carriers is amended to establish that *drivers shall operate within a 150 air-mile radius of the normal work reporting location to qualify for exempt status.* (Section 18b-105(d) of the Illinois Motor Carrier Safety Law (the Law) [625 ILCS 5/18b-105(d)])
 - 3) 49 CFR 395.13 is not incorporated and the following substituted therefor:
 - A) Authority to declare drivers out-of-service due to any violation of the Illinois Motor Carrier Safety Law [625 ILCS 5/Ch. 18B] or the Illinois Motor Carrier Safety Regulations that warrants placing the driver out-of-service under the "North American Uniform Out-of-Service Criteria" as defined in 92 Ill. Adm. Code 390.1020. Every Illinois State Police officer certified to conduct Commercial Vehicle Inspections, Levels 1, 2, 3, 4 or 5 (as defined in 92 Ill. Adm. Code 390) is authorized to declare a driver out-of-service as set forth in subsection (c)(3)(B) and to notify the motor carrier of that declaration upon finding at the time and place of examination that declaring the driver out-of-service is warranted. Notification to the motor carrier is accomplished when the Illinois State Police officer presents the Illinois Commercial Driver/Vehicle Inspection Report (Form ISP 5-238) to the driver.
 - B) Out-of-Service Criteria
 - i) No driver shall drive after being on duty in excess of the maximum periods permitted by 49 CFR 395.
 - ii) No driver required to maintain a record of duty status under 49 CFR 395.8 or 395.15 shall fail to have a record of duty status current on the day of examination and for the prior seven consecutive days.

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- iii) Exception. A driver failing only to have possession of a record of duty status current on the day of examination and the prior day, but who has completed records of duty status up to that time (previous 6 days), will be given the opportunity to make the duty status record current.

C) Responsibilities of motor carriers

- i) No motor carrier shall:

Require or permit a driver who has been declared out-of-service to operate a commercial motor vehicle until that driver may lawfully do so under the requirements in 49 CFR 395.

Require a driver who has been declared out-of-service for failure to prepare a record of duty status to operate a commercial motor vehicle until that driver has been off duty for the appropriate number of consecutive hours required by 49 CFR 395 and is in compliance with this Section. The appropriate consecutive hours off duty period may include sleeper berth time.

- ii) A motor carrier shall, if required (refer to 92 Ill. Adm. Code 396.2010 for requirement), complete the "Notice to Motor Carrier" portion of the Form ISP 5-238 (Illinois Commercial Driver/Vehicle Inspection Report) and deliver the copy of the form either personally or by mail to the Illinois State Police Motor Carrier Safety Section at the address specified upon the form within 15 days following the date of examination. If the motor carrier mails the form, delivery is made on the date it is postmarked.

D) Responsibilities of the Driver:

- i) No driver who has been declared out-of-service shall operate a commercial motor vehicle until that driver may lawfully do so under the requirements of 49 CFR 395.

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- ii) No driver who has been declared out-of-service, for failing to prepare a record of duty status, shall operate a commercial motor vehicle until the driver has been off duty for the appropriate number of consecutive hours required by 49 CFR 395 and is in compliance with this Section.
 - iii) A driver to whom a form has been tendered declaring the driver out-of-service shall within 24 hours thereafter deliver or mail the copy to a person or place designated by motor carrier to receive it.
 - iv) This Section does not alter the hazardous materials requirements prescribed in 92 Ill. Adm. Code 397 pertaining to attendance and surveillance of commercial motor vehicles.
- 4) Part 395 *shall not apply to agricultural movements* that are engaged in intrastate commerce during planting and harvesting season as defined in 92 Ill. Adm. Code 390.1020. (Section 18b-105(c)(6) of the Law)
 - 5) Part 395 *shall not apply to all farm to market agricultural transportation* as defined in 92 Ill. Adm. Code 390.1020 that is engaged in intrastate commerce. (Section 18b-105(c)(6) of the Law)
 - 6) Part 395 *shall not apply to any grain hauling operations* that are engaged in intrastate commerce *within a radius of 200 air miles of the normal work reporting location.* (Section 18b-105(c)(6) of the Law)
- d) *A contract carrier shall limit the hours of service by a driver transporting employees in the course of their employment on a road or highway of this State in a vehicle designed to carry 15 or fewer passengers to 12 hours of vehicle operation per day, 15 hours of on-duty service per day, and 70 hours of on-duty service in 7 consecutive days. The contract carrier shall require a driver who has 12 hours of vehicle operation per day or 15 hours of on-duty service per day to have at least 8 consecutive hours off duty before operating a vehicle again.* (Section 18b-106.1 of the Law)

Agency Note: See 92 Ill. Adm. Code 386, Subpart C: Public Utility Exemptions, for provisions relating to possible exemptions from the IMCSR for applicable intrastate public utility commercial motor vehicles.

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(Source: Amended at 30 Ill. Reg. 5642, effective March 8, 2006)

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NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Business Logo Signing Program
- 2) Code Citation: 92 Ill. Adm. Code 542
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
542.100	Amend
542.200	Amend
542.300	Amend
542.400	Amend
542.500	Amend
542.600	Amend
542.Appendix A	Repeal
542.Appendix B	New Section
- 4) Statutory Authority: Implementing Section 4.08 of the Highway Advertising Control Act of 1971 [225 ILCS 440/4.08] and Section 2705-505 of the Civil Administrative Code of Illinois [20 ILCS 2705/2705-505] and authorized by Section 4-201.1 of the Illinois Highway Code [650 ILCS 5/4-201.1], Section 14.01 of the Highway Advertising Control Act of 1971 [225 ILCS 440/14.01], and Section 2705-505 of the Civil Administrative Code of Illinois [20 ILCS 2705/2705-505]
- 5) Effective Date of Amendments: March 10, 2006
- 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 agency's principal office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: November 4, 2005; 29 Ill. Reg. 18095
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Differences between proposal and final version: Various grammatical changes were made at JCAR's request. Additionally, at Section 542.200, the Department added new definitions of "District" and "Trailblazer Assembly". Finally, at Section 542.600(b)(2), the Department added the following provision, "Fee adjustments are subject to rulemaking."

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- 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 this rulemaking replace any emergency amendments currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Amendments: By this Notice, the Department has amended this Part to, among other things, allow 24-hour pharmacies that are continuously operated 24 hours per day, 365 days per year, with an Illinois-licensed pharmacist present and on duty in the pharmacy at all times, to participate in the business logo signing program. This revision, at Section 542.100(a), Introduction, was made in response to a recent change to the national *Manual on Uniform Traffic Control Devices*. Additionally, the Department revised Section 542.100(b) to allow business signs to be placed along Interstates 57 and 94 from Interstate 80 north to the Chicago city limits, and, as a consequence, revised the listing of highway sections in subsequent subsections.

At Section 542.200, Definitions, the Department revised pertinent definitions (e.g., "Business") to include 24-hour pharmacies.

At Section 542.300, Criteria for Specific Service Panels, the Department revised this Section to include 24-hour pharmacies in the number and order of freeway panels allowed for each direction of travel.

At Section 542.400, Criteria for Business Signs, the Department revised the hours of operation for food establishments to include "dinner only" restaurants, added general and mileage criteria for 24-hour pharmacies, and included 24-hour pharmacies in the business location criteria. Additionally, the Department revised Section 542.400(d)(3) to clarify the placement of business signs following removal and reinstallation.

At Section 542.500, Panel and Sign Design, the Department included 24-hour pharmacies in the table of sign sizes.

At Section 542.600, Application, Fees, and Other Regulations, the Department included 24-hour pharmacies in the listing of eligible services and revised the annual lease structure (fees) to ensure that the program pays for itself. Other revisions to the Section were made to clarify the fee adjustment process.

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At Appendices A and B, the Department repealed the District boundary map and added a listing of District offices and counties to replace it. The listing will be easier for the public to use concerning contact information.

- 16) Information and questions regarding these adopted amendments shall be directed to:

Mr. Joseph S. Hill, Chief, Bureau of Operations
Illinois Department of Transportation
Division of Highways
2300 South Dirksen Parkway, Room 009
Springfield, Illinois 62764

(217) 782-7231

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

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 92: TRANSPORTATION
CHAPTER I: DEPARTMENT OF TRANSPORTATION
SUBCHAPTER f: HIGHWAYSPART 542
BUSINESS LOGO SIGNING PROGRAM

Section

542.100	Introduction
542.200	Definitions
542.300	Criteria for Specific Service Panels
542.400	Criteria for Business Signs
542.500	Panel and Sign Design
542.600	Application, Fees, and Other Regulations
542.APPENDIX A	District Boundary Map (<u>Repealed</u>)
<u>542.APPENDIX B</u>	<u>District Offices and Counties</u>
542.ILLUSTRATION A	Typical Signing for Single-Exit Interchanges (Repealed)
542.ILLUSTRATION B	Typical Signing for Double-Exit Interchanges (Repealed)
542.ILLUSTRATION C	Example Where an Existing Directional Sign Interferes with Normal Panel Spacing (Repealed)
542.ILLUSTRATION D	Example Where all Panels Cannot be Erected Ahead of the First Advance Guide Sign (Repealed)
542.ILLUSTRATION E	Example of Trailblazer Assembly (Repealed)
542.ILLUSTRATION F	Examples of Interstate Panels for Single-Exit Interchanges (Repealed)
542.ILLUSTRATION G	Examples of Interstate Panels for Double-Exit Interchanges (Repealed)
542.ILLUSTRATION H	Example of Two Services on One Interstate Panel (Repealed)
542.ILLUSTRATION I	Examples of Specific Service Panels Along a Single-Exit Interchange Exit Ramp (Repealed)
542.ILLUSTRATION J	Examples of Specific Service Panels Along a Double-Exit Interchange Exit Ramp (Repealed)

AUTHORITY: Implementing Section 4.08 of the Highway Advertising Control Act of 1971 [225 ILCS 440/4.08] and Section 2705-505 of the Civil Administrative Code of Illinois [20 ILCS 2705/2705-505], and authorized by Section 4-201.1 of the Illinois Highway Code [605 ILCS 5/4-201.1], Section 14.01 of the Highway Advertising Control Act of 1971 [225 ILCS 440/14.01], and Section 2705-505 of the Civil Administrative Code of Illinois [20 ILCS 2705/2705-505].

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SOURCE: Adopted at 5 Ill. Reg. 12823, effective November 3, 1981; codified at 6 Ill. Reg. 15255; Part repealed, new Part adopted at 10 Ill. Reg. 6996, effective April 16, 1986; amended at 24 Ill. Reg. 12736, effective September 1, 2000; amended at 27 Ill. Reg. 7880, effective April 21, 2003; amended at 30 Ill. Reg. 5650, effective March 10, 2006.

Section 542.100 Introduction

- a) This Part has been developed to regulate the use of business logos displayed along various freeways. It establishes standards, specifications, and financial responsibility for a program of placing business logos on specific service panels. The displayed business logos will provide motorists with travel related directional information to facilities offering gas, food, lodging, ~~and~~ camping, and 24-hour pharmacies.
- b) This program applies to freeways within the State of Illinois that are under the jurisdiction of the Department. However, because of the close spacing of interchanges, presence of existing critical directional signs, and congestion in the densely populated Chicago, Peoria and St. Louis metropolitan areas, this program will not apply to the following sections of highways.
 - 1) Interstate 57 from the southerly Chicago city limits~~Interstate 80~~ northerly to its terminal with Interstate 94~~;~~
 - 2) Interstate 55 from Interstate 294 northerly to Lake Michigan~~;~~
 - 3) Interstate 90~~;~~
 - 4) Interstate 94 from the southerly Chicago city limits northerly to the Wisconsin state line~~;~~
 - 5) Interstate 290~~;~~
 - 6) Interstate 55/70 from Interstate 255 southerly to the Missouri state line~~;~~
 - 7) Interstate 64 from, but not including, Exit 6 westerly to the Missouri state line~~;~~
 - 8) Interstate 74 from, and including, the interchange with Interstate 474 west of Peoria easterly to, and including, the interchange with Interstate 474 east of Peoria~~;~~

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- 9) Interstate 74 from, and including, Exit 4 northerly to the Iowa state line;
- 10) Illinois 394 except for the Glenwood Dyer Road and US 30 interchanges;
and
- 1140) Any other freeway~~All freeways~~ in Cook and DuPage Counties~~County~~.
- c) In an urbanized area where three consecutive freeway interchanges are each spaced less than one and one-quarter miles apart, logo signing will not be provided.

(Source: Amended at 30 Ill. Reg. 5650, effective March 10, 2006)

Section 542.200 Definitions

The following words or phrases when used in this Part shall have the meanings ascribed to them below.

"Ahead or Advance" – a sign is ahead or in advance of another when it is at a greater distance than the other from the crossroad being signed.

"Business" – an open establishment that provides gas, food, lodging, ~~or~~ camping, or a 24-hour pharmacy as a motorist service to the general public.

"Business Sign" – a rectangular sign consisting of a business trademark, name, brand, symbol, or combinations thereof. This sign, also referred to as a logo sign, is displayed on a specific service panel or together with an arrow panel as a trailblazer sign.

"Crossroad" – a public road intersecting the freeway for which an interchange is provided.

"Department" – the Illinois Department of Transportation, with central offices at 2300 South Dirksen Parkway, Springfield, Illinois 62764.

"District" – the organizational structure of the Department. The Department is divided into 5 Regions. Each Region, except Region 1, is then subdivided into 2 Districts. The program is administered in the District offices.

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"Entrance or Exit Ramps" – lanes entering or leaving the main ~~traveled~~travelled way of a freeway. These lanes provide access between the freeway and the crossroad at an interchange.

"Fiscal Year" – a year beginning July 1 and ending the following June 30.

"Freeway" – a divided highway for through traffic with full control of access and grade separations at crossroads.

"Interchange" – a system of interconnecting ramps providing for the movement of traffic between two roadways on different levels.

"Interstate" – a freeway that is part of the National System of Interstate and Defense Highways and marked with an Interstate Route Number.

"Service" – a type of facility used by motorists; namely gas, food, lodging, ~~or~~ camping, or a 24-hour pharmacy.

"Specific Service Panel" – a rectangular panel, displaying the words GAS, FOOD, LODGING, ~~or~~CAMPING, or 24-HOUR PHARMACY and directional information, on which a business sign is mounted. A panel along the freeway is referred to as a "freeway panel" and a panel along the exit ramp or crossroad is referred to as an "exit ramp panel."

"Trailblazer Assembly" – a small sign guiding motorists from the ramp to the business. The sign is not required if the business can readily be seen from the crossroad. However, if motorists seeking the business must be directed to turn off the crossroad onto another road in order to reach the business, the sign becomes necessary.

"Trailblazer Sign" – a business sign displayed, together with an arrow panel, off the freeway highway system to advise motorists where to turn on the crossroad (when necessary).

"Urbanized Area" – a municipality with a population of 50,000 or more, and its contiguous urban fringe with a population density of 1,000 or more inhabitants per square mile; or a municipality with at least a population of 25,000 together with other contiguous places (incorporated or unincorporated) each with a population density of 1,000 or more inhabitants per square mile, which altogether constitutes for general socioeconomic purposes a single community with a

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combined population of at least 50,000 inhabitants. The limits of urbanized areas are those approved by the Federal Highway Administration in accordance with Volume 4, Chapter 6, Section 3 of their Federal-aid Program Manual (23 USC 470.107(a)(2)).

(Source: Amended at 30 Ill. Reg. 5650, effective March 10, 2006)

Section 542.300 Criteria for Specific Service Panels

a) Number and Order of Freeway Panels

- 1) No more than one~~One~~ specific service panel for each of the five~~four~~ types of services (gas, food, lodging, ~~and~~ camping, and 24-hour pharmacy) up to a maximum of four panels with a total of 24 signs will be erected within the right-of-way of a freeway for each direction of travel in advance of an interchange after receipt of the business signs by the Department for each type of service.
- 2) Specific service panels will not be erected in advance of any exit-only freeway interchange where motorists cannot immediately reenter the freeway and continue in the same direction of travel.
- 3) Specific service panels shall be installed successively in the direction of travel in the following order: 24-HOUR PHARMACY, CAMPING, LODGING, FOOD, and GAS (i.e., the GAS panel shall be the last specific service panel viewed by motorists before reaching the appropriate exit ramp).
- 4) Where sufficient distance is not available between interchanges to install all specific service panels for the four types of services, only the number of panels that can be properly spaced shall be installed. To determine those services that will be signed, priority will be given to installing one specific service panel for GAS first, one for FOOD second, one for LODGING third, ~~and~~ one for CAMPING fourth, and one for 24-HOUR PHARMACY fifth. However, once a type of service has a specific service panel erected at an interchange, that panel will not be removed because a business establishment from another higher priority service requests to participate.
- 5) All specific service panels shall be ground-mounted.

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b) Location of Freeway Panels

- 1) Each specific service panel along the freeway shall be installed at least 800 feet from other panels and/or signs. Where possible, the series of specific service panels in advance of an interchange is to be erected ahead of the first advance guide sign, such as "Main Street 1 Mile." Where a sign, such as a county line sign, is located ahead of the advance guide sign and obstructs normal panel sequential spacing, the panels shall be spaced so as to incorporate that additional sign. Where the specific service panels cannot all be properly located ahead of the advance guide sign because of a lack of required longitudinal distance or topography, as many of the panels as possible shall be installed ahead of the advance guide sign and the remaining ~~panels~~panel(s) shall be installed closer to the exit ramp but as close to the first advance guide sign as possible, consistent with the previously stated spacing requirements. In any event, the last panel will not be placed closer than 800 feet in advance of either the exit direction sign (displaying the take-off arrow) or the beginning of the exit ramp taper, nor will it be placed any closer than 500 feet from the preceding entrance ramp stub.
- 2) Specific service panels will not be erected in advance of entrance ramps from a previous interchange.

c) Exit Ramp Panels at Single-Exit Interchanges

- 1) Specific service panels will be installed along exit ramps at single-exit interchanges in accordance with ~~subsection Section 542.300(c)(2)~~. These panels will be placed in the same sequential order as those along the freeway. Each exit ramp panel shall be installed at least 200 feet from other panels and/or signs.
- 2) Any business establishment that has its logo displayed on a freeway panel shall be required to display its logo on an exit ramp panel at a single-exit interchange. This provision applies to those businesses who receive approval of their applications on or after September 1, 2000. Only businesses having logos displayed on freeway panels will have logos displayed on exit ramps panels.
- 3) The Department will place a supplemental distance sign below the

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business sign of any establishment over one mile from the exit ramp at single-exit interchanges. Whenever the Department places such sign on an exit ramp panel, it will also place a supplemental distance sign for the business sign of any other business establishment ½ mile or more from the ramp. The supplemental sign will indicate the distance to the facility in half-mile increments.

- d) Exit Ramp Panels at Double-Exit Interchanges
- 1) Any business establishment that has its logo displayed on a freeway panel shall be required to display its logo on an exit ramp panel at a double-exit interchange. This provision applies to those businesses who receive approval of their applications on or after September 1, 2000. Only businesses having logos displayed on freeway panels will have logos displayed on exit ramp panels. Ramp panels will be located on the exit ramp, or on the crossroad just off the exit ramp of double-exit interchanges.
 - 2) The Department will place a supplemental distance sign below the business sign of any establishment over one mile from the exit ramp at double-exit interchanges. Whenever the Department places such sign on an exit ramp panel, it will also place a supplemental distance sign for the business sign of any other business establishment ½ mile or more from the ramp. The supplemental sign will indicate the distance to the facility in half-mile increments.

(Source: Amended at 30 Ill. Reg. 5650, effective March 10, 2006)

Section 542.400 Criteria for Business Signs

- a) For those sections of freeway routes where business information signs are to be erected, any business establishment meeting the following criteria will be considered for placement of a business sign on a specific service panel.
- b) General Criteria
 - 1) GAS: Must be open 7 days a week for a minimum of 12 hours a day. It shall have normal service station goods and services, which are telephone, gas, oil, water, and restroom. An attendant must be present at the business at all times the business is open.

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- 2) FOOD: Must be open any 6 days a week and serve at least two meals per day, or remain open for a minimum of ~~6+0~~ hours each day. It shall be certified by the Illinois Department of Public Health or local health department and have a restroom and telephone.
- 3) LODGING: Must be open 7 days a week. It shall have a telephone, restroom and sleeping accommodations. At least half of the accommodations shall be available to the general public and shall not be restricted to members only.
- 4) CAMPING: Must be open 7 days a week for at least 6 months of the year. It shall have camping and parking accommodations, restroom, telephone, and drinking water. At least half of the accommodations shall be available to the general public and shall not be restricted to members only.
- 5) 24-HOUR PHARMACY: Must be open continuously 24 hours per day, 365 days per year, with an Illinois-licensed pharmacist present and on duty in the pharmacy at all times.

c) Distance to Business

- 1) In a nonurbanized area, a business providing gas, food, ~~or~~ lodging, or a 24-hour pharmacy must be within three road miles from a freeway interchange, while a business providing camping must be within 20 road miles.
- 2) In an urbanized area, a business providing gas, food, ~~or~~ lodging or a 24-hour pharmacy must be within one road mile from a freeway interchange, while a business providing camping must be within five road miles.
- 3) The distance to each business establishment will be measured as the travel distance between the end of the appropriate exit ramp and the business establishment. The distance to a business on a crossroad will be measured along the centerline of the crossroad from the end of the appropriate exit ramp to the center of the primary entrance to the business. Where the business is located along an intersecting road, the distance will be measured along the centerline of the crossroad to the centerline of the intersecting road and then measured along the centerline of the intersecting road to the center of the primary entrance to the business.

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Where an entrance serves more than one business, the driving distance using the proper marked driving aisles from the entrance to the parking space available for patrons nearest the business will be added to the distance measured along the crossroad or intersecting road. In the event the Department cannot determine which business establishment is closest to the appropriate exit ramp, priority for the available space will be determined by lottery, coin toss, or any other fair and impartial method determined by the Department. The affected businesses will be allowed to witness such action.

- 4) Signing will be allowed for a business establishment on each freeway from which it qualifies. If a business establishment meets the criteria at more than one interchange on any one freeway, signing will be allowed only from the interchange providing the most direct and best route in each direction from that freeway to the business establishment. In determining the most direct and best route, the Department will consider all relevant conditions including the directness of the route, congestion of the route, speed of travel, length of travel, and ease of locating the facility.

d) Business Signing Priorities

- 1) A specific service panel shall have a maximum of six business signs. Where there may be more businesses eligible for and desiring signing than the number of signs permitted on a specific service panel, those businesses nearest the exit ramp intersection with the crossroad will be given first priority for signing. Because each exit at an interchange is treated separately, a business establishment may be eligible to sign for only one direction of travel along a freeway.
- 2) Those businesses that display their business signs on a freeway panel will be assured that the signs will not be removed because of a nearer business as long as they continue to meet the established criteria and continue to pay their annual fees.
- 3) Once businesses are selected for a particular panel, the eligible business closest to the interchange from which an application was received will have its sign placed on the available space closest to the top left of the panel, and the second closest business will be on the next available space horizontally. On panels for single-exit interchanges, after spaces on the top row are filled, signs will be placed along the next row or rows in the

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same manner. Signs will be arranged similarly for double-exit interchanges, except the business at the first exit will have signs on the top portion of the panels and businesses at the second exit will have signs at the bottom portion of the panels. If a business leaves the program and subsequently reapplies and is accepted back into the program, its new sign will be placed on the panel in the same place as its previous sign if the space is available or, in the event the previous space has been assigned to another business, in the closest available space to its previous space. Once placed on a panel, requests from a business to relocate its business sign to other available locations on the panel will not be honored.

- 4) The Department will remove individual business signs within 15 calendar days after a business leaving the program for any reason and such empty space on the specific service panel will constitute public notice that such space is available for another qualifying business. When such removal of individual business signs causes space to become available on any specific service panel and where the panel had, up to that time, the maximum number of individual business signs allowed, the qualifying business closest to the interchange that submits a valid application, including the required application fee, within 45 calendar days after such removal, not counting the removal date, and that is open to the public on or before the end of the 45 day time period, will be allowed to display its business sign in the available space. If no qualifying business submits its application within the 45 day period, the first qualifying business that submits a valid application, including the required application fee, and that is open to the public at the time the application is submitted, will be allowed to display its business sign in the available space.
- 5) When a business closes due to remodeling, or due to an act of God, including, but not limited to, fire or flood, the business shall notify the Department in writing of the closure within 30 calendar days. Following closure, the business sign will be removed and stored by the Department up to a maximum of six months. If the business remains closed after six months, the space will be declared available. In any event, if the allowable closure period extends to the subsequent fiscal year, the annual rental fee for the business must be paid for that year or the space will be declared available. If the business does not notify the Department in writing within 30 calendar days after the closure, and the Department becomes aware of such closure, the closure will be considered permanent, the business will lose its signing priority and the space will be declared available. When a

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space is declared available, a new application, including the \$100 application fee, must be submitted for inclusion in the program and its priority will be evaluated among all the other eligible businesses desiring signing at the interchange in question.

- 6) When the business service changes, such as a gas station changing to a food establishment, or when the business closes permanently, the business will lose its signing priority and the space will be declared available. If the business reopens, wishes to take part in this program and is still eligible for signing under this program, and if a space has been declared available, the business shall submit a new application, including the \$100 application fee, and its priority will be evaluated among all the other eligible businesses desiring signing at the interchange in question.

e) Location of Business

1) Business on the Crossroad

Where a business establishment providing gas, food, lodging, ~~or~~ camping, or a 24-hour pharmacy is on the crossroad, it will be signed on a freeway panel if it is visible to the motorists from the crossroad, or if a sign is on the business site advising motorists of the appropriate entrance to the establishment.

2) Business Not on the Crossroad

A) Where a business establishment providing gas, food, ~~or~~ lodging, or a 24-hour pharmacy is not on the crossroad, it will be signed on a freeway panel if it is visible to the motorists from the crossroad, or if it is visible from a road intersecting the crossroad and has a trailblazer assembly placed on the crossroad advising motorists where to turn. The Department will place such trailblazer signs on state highway crossroads for the fee established in Section 542.600(b)(2). Where the crossroad is under local agency jurisdiction, trailblazer signs will not be required if legible signs with directional information are present advising motorists where to turn. If such signs are not present, a business needing such signing will be allowed to participate in the program only if the Department can arrange an agreement covering the erection and maintenance of such trailblazer signs with the local agency.

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- B) A campground not on the crossroad can be signed on a freeway panel regardless of the number of turns required if legible signs with directional information are present advising motorists where to turn. The Department will erect trailblazer signs along State-maintained highways for the fee established in Section 542.600(b)(2).
- f) No business will be allowed more than one space on an individual specific service panel; however, a business could qualify for a business sign on more than one type of panel; e.g., both food and lodging.

(Source: Amended at 30 Ill. Reg. 5650, effective March 10, 2006)

Section 542.500 Panel and Sign Design

- a) Freeway Panel Design
- 1) At single-exit interchanges, the type of service and the exit number shall be displayed in one line above the business signs in white legend ten inches in height on a blue background.
 - 2) At double-exit interchanges, the specific service panels shall consist of two sections, one for each exit. The top section shall display the business signs for the first exit and the lower section shall display the business signs for the second exit. The type of service and the exit number shall be displayed in a line above the business signs for each section. Where all businesses of a type of service are at only one exit, the specific service panel will be displayed similarly to that for a single-exit interchange.
 - 3) When two types of services are combined on the same freeway panel, one service will be displayed on the top half of the panel and the other on the bottom half. The higher priority service shall be displayed on the top half.
- b) Exit Ramp Panel Design
- 1) Along exit ramps of single-exit interchanges, the business signs will be displayed in similar order to that on the freeway, except that those businesses to the motorists' left will have signs placed at the top of the panel and those to the right will be at the bottom. Directional arrows will

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be shown on the panel by the Department.

- 2) Exit ramp panels of double-exit interchanges are designed similar to those of single-exit interchanges, except without directional arrows.
 - 3) Services will be combined on exit ramp panels, similar to that provided in [subsection Section 542.500\(a\)\(3\)](#).
- c) Business Sign Design
- 1) The business signs will be designed and supplied by the business to the Department. These signs shall consist of the business' name, trademark, symbol, or combination thereof, providing it does not resemble any traffic sign, signal, or device. The business' trademark, name, etc., must be the primary message on the sign and directly related to the type of service being accommodated on the specific service panel. The business signs may also contain supplemental messages relating to the primary business, including credit cards honored by that business, ATM machines actually on the property that the business owns or leases, and messages such as "family restaurant", "buses welcome" and "diesel". Proprietary logos or symbols identifying a second business or a supplementary service, other than those identifying credit cards honored by the business, will not be allowed. A business sign may also contain one supplemental word message directly relating to a second motorist service, including, but not limited to, "food mart" on a gas sign, "gas" on a lodging sign, or "(name) restaurant" on a gas or lodging sign. Messages that are not related to motorist services, including, but not limited to, alcoholic beverages, area tourist attractions, dancing, lottery tickets, antiques, and vehicle sales will not be allowed as supplemental messages. Food signs for establishments that are closed one day a week shall include a supplemental message including the day of closure. Any supplemental messages must be an integral part of the business sign and not added as stickers or decals after the business sign has been installed. Any signs that are tampered with by adding or deleting supplemental messages or by altering the name, logo, or symbol or any other portion of the message or design subsequent to their installation will be removed by the Department and the business must furnish new signs in addition to the \$50 per sign reinstatement fee required by Section 542.600(b)(4). Should the service indicated by a supplemental message be discontinued, the business must furnish new business signs without the discontinued message along with the \$50 per sign

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reinstallation fee required by Section 542.600(b)(4) within 60 days after discontinuation of the service. Covering over the message will not be allowed. Supplemental messages may be omitted on ramp and trailblazer signs if the business desires. Signs shall be fabricated on an aluminum base material between .080 and .125 inches thick. High-performance reflectorized background sheeting material shall be utilized for the signs. The size of the signs to be placed on freeway panels, exit ramp panels, and trailblazer assemblies shall be as follows:

	GAS		FOOD, LODGING, CAMPING, <u>24-HR</u> <u>PHARMACY</u>	
	Height	Width	Height	Width
FREEWAY	48"	36"	60"	36"
EXIT RAMP	24"	18"	24"	18"
TRAILBLAZER	24"	18"	24"	18"

- 2) In order to ensure that the signs meet all of ~~these~~ requirements of this Section, businesses shall furnish a sign design to the Department for approval within 30 calendar days after approval of their application. If the sign design is not received by the Department within the ~~30~~thirty day time period, the space will be declared available.
- 32) Any campground not open the entire year must have its opening and closing months shown on its business signs on either the freeway or the exit ramps.

(Source: Amended at 30 Ill. Reg. 5650, effective March 10, 2006)

Section 542.600 Application, Fees, and Other Regulations

- a) Application
- 1) As a freeway route is scheduled to have business logo signs displayed for the first time, the Department will publish in local newspapers a notice soliciting participation from businesses offering gas, food, lodging, ~~and camping~~, and a 24-hour pharmacy along that freeway.
 - 2) Application forms will be available from the Department (see Section 542.Appendix A – District Offices and Counties~~Boundary Map~~ for a

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listing of District addresses and phone numbers) for all businesses that could qualify to have business signs displayed on specific service panels. If a business wishes to participate in this program, it must complete an application form for each specific service for which it wishes to sign and submit it to the Department by the deadline date indicated in the newspaper notice. Applications received after the indicated date will be considered if space is still available on the freeway panels.

- 3) Where the Department determines from the initial application that the business meets the criteria listed in this Part and space is available, the application will be approved and returned to the business along with instructions concerning the number and location of the business signs, the annual fee, and other appropriate information.

b) Fees

- 1) A \$100 application fee for each type of service signing requested by a business establishment must be submitted to the Department with the application. The \$100 application fee for each requested service signing not approved will be refunded. A \$100 application fee will also be charged when a business reapplies for signing after their signs have been removed due to late rental payments or withdrawal from the program, or when a business changes its name and its ownership at the same time.
- 2) An annual rental fee sufficient to offset the cost of this program will be charged for each business sign displayed on a freeway panel, exit ramp panel, and trailblazer assembly. ~~The~~Initially, the annual rental fees as of July 1, 2006 will be ~~\$200~~185 for each business sign displayed on a freeway panel, ~~\$130~~125 for each business sign displayed on an exit ramp panel, and ~~\$30~~25 for each business sign displayed on a trailblazer assembly. ~~These rental fees are based on recovering the Department's investment in 30 years and based on a 30 year life for posts and foundations, 15 year life for initial sign panels, 15 year life for overlay panels, 1 percent annual replacement, 5 percent rate of inflation, and 50 percent participation from eligible businesses. Every other fiscal year, the~~ The Department will periodically adjust~~recompute~~ the fees ~~so as to~~ reflect the current cost of maintaining the signing system, ~~amortize the construction cost, and reflect the number of businesses participating in the program.~~ Fee adjustments are subject to rulemaking. Fees will be collected on an annual basis. When a business establishment makes an

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annual payment, it will be guaranteed usage of the paid space on the specific service panel for the entire year, as long as it meets the established criteria. Any business closing or withdrawing from the program after making its annual payment will not be given a refund. A prorated fee will be charged for signs erected for a partial year.

- 3) Where payment is not received by the Department within ~~30~~^{thirty} calendar days ~~after~~^{of} the due date, the business ~~signs~~^{sign(s)} will be removed by the Department. Where receipt of payment is delinquent and a specific service panel is full, the business establishment will lose its signing priority to the next qualifying business desiring the space. When the fee is received after the business sign is removed, and space is still available on the panel, a fee of \$100 will be charged for reapplication as provided for in ~~subsection Section 542.600~~^{Section 542.600}(b)(1), in addition to the annual fee for the remainder of the fiscal year, as well as that portion of the annual fee owed for the period of time between the end of the preceding fiscal year and the date the ~~signs~~^{sign(s)} was removed.
- 4) A fee of \$50 for each business sign will be charged for a business requesting that its signs be replaced with new signs for any reason other than due to deterioration, damage, or vandalism as provided for in subsection (c)(1) of this Section. Where such replacement is requested, all business signs for the specific business, including those on freeway and exit ramp panels, as well as any trailblazer signs, must be replaced at the same time.

c) Placing and Maintaining Business Signs

- 1) Businesses, at their expense, must supply their own business signs to the Department within 60 calendar days after approval of their design. If the signs are not received by the Department within the 60 calendar day time period, the space will be declared available. Only the Department will place, or cause to be placed, the business signs on the specific service panels and trailblazer assemblies. When a business sign is so deteriorated, damaged, or vandalized that it needs replacement, the Department will notify its owner to fabricate a new sign. There will be no charge for this replacement of the business sign.
- 2) Businesses will be required to certify on the application that they meet the established criteria. When the Department receives a complaint that a

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business may not comply, the suspected business will be contacted by the Department to determine if it meets the established criteria. If it is determined the business establishment fails to qualify, the business must change its operation within 30 calendar days after notification by the Department so as to comply or its business logos will be removed.

(Source: Amended at 30 Ill. Reg. 5650, effective March 10, 2006)

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Section 542.APPENDIX A DISTRICT BOUNDARY MAP (Repealed)

DISTRICT ENGINEERS

DISTRICT 1

201 WEST CENTER COURT
(INSIDE DELIVERY)
SCHWABURG, ILLINOIS 60196-1096
PHONE: 847/705-4000

DISTRICT 2

819 DEPOT AVENUE
DIXON, ILLINOIS 61021-3546
PHONE: 815/284-2271

DISTRICT 3

700 EAST MORRIS DRIVE
P. O. BOX 697
OTTAWA, ILLINOIS 61350-0697
PHONE: 815/434-6131

DISTRICT 4

401 MAIN STREET
PEORIA, ILLINOIS 61602-1111
PHONE: 309/671-3333

DISTRICT 5

ROUTE 133 WEST - P.O. BOX 610
PARIS, ILLINOIS 61944-0610
PHONE: 217/465-4181

DISTRICT 6

126 EAST ASH STREET
SPRINGFIELD, ILLINOIS 62704-4766
PHONE: 217/782-7301

DISTRICT 7

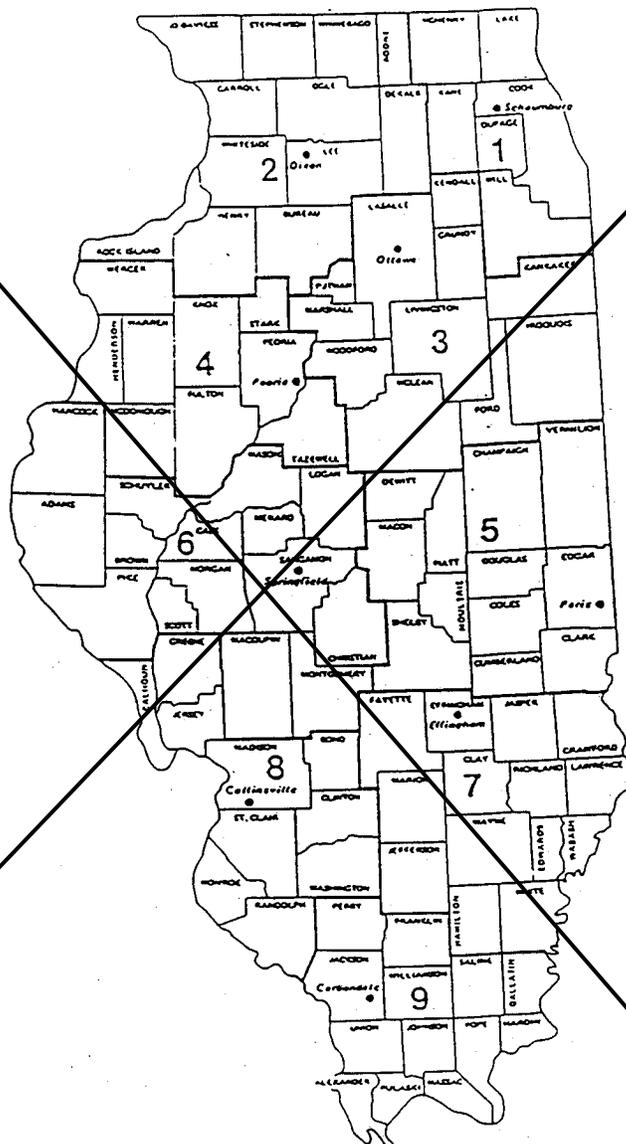
400 WEST WABASH
EFFRINGHAM, ILLINOIS 62401-2699
PHONE: 217/342-3951

DISTRICT 8

1102 EASTPORT PLAZA DRIVE
COLLINSVILLE, ILLINOIS 62234-6198
PHONE: 618/346-3100

DISTRICT 9

STATE TRANSPORTATION BUILDING
P.O. BOX 100
CARBONDALE, ILLINOIS 62903-0100
PHONE: 618/549-2171



(Source: Repealed at 30 Ill. Reg. 5650, effective March 10, 2006)

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Section 542.APPENDIX B District Offices and Counties

<u>District 1</u>	<u>Bureau of Traffic</u> <u>201 West Center Court</u> <u>Schaumburg IL</u> <u>60196-1096</u> <u>847/705-4411</u>	<u>Cook, DuPage, Kane, Lake,</u> <u>McHenry and Will</u>
<u>District 2</u>	<u>Bureau of Operations</u> <u>819 Depot Avenue</u> <u>Dixon IL 61021-3500</u> <u>815-284-5395</u>	<u>Boone, Carroll, Henry,</u> <u>JoDaviess, Lee, Ogle, Rock</u> <u>Island, Stephenson,</u> <u>Winnebago and Whiteside</u>
<u>District 3</u>	<u>Bureau of Operations</u> <u>700 East Norris Drive</u> <u>Ottawa IL 61350</u> <u>815-434-8417</u>	<u>Bureau, DeKalb, Ford</u> <u>Grundy, Iroquois, Kankakee,</u> <u>Kendall, LaSalle and</u> <u>Livingston</u>
<u>District 4</u>	<u>Bureau of Operations</u> <u>401 Main</u> <u>Peoria IL 61602</u> <u>309/671-4460</u>	<u>Fulton, Henderson, Knox,</u> <u>Marshall, McDonough,</u> <u>Mercer, Peoria, Putnam, Stark,</u> <u>Tazewell, Warren and</u> <u>Woodford</u>
<u>District 5</u>	<u>Bureau of Operations</u> <u>13473 IL Hwy. 133</u> <u>P.O. Box 610</u> <u>Paris IL 61944</u> <u>217/466-7234</u>	<u>Champaign, DeWitt, Douglas,</u> <u>Edgar, McLean, Piatt and</u> <u>Vermilion</u>
<u>District 6</u>	<u>Bureau of Operations</u> <u>126 East Ash</u> <u>Springfield IL 62704-4792</u> <u>217/782-7314</u>	<u>Adams, Brown, Cass,</u> <u>Christian, Hancock, Logan,</u> <u>Macoupin, Mason, Menard,</u> <u>Montgomery, Morgan, Pike,</u> <u>Sangamon, Schuyler and Scott</u>
<u>District 7</u>	<u>Bureau of Operations</u> <u>400 West Wabash</u> <u>Effingham IL 62401</u> <u>217/342-8261</u>	<u>Clark, Clay, Coles, Crawford,</u> <u>Cumberland, Effingham,</u> <u>Fayette, Jasper, Lawrence,</u> <u>Macon, Moultrie, Richland</u>

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		<u>and Shelby</u>
<u>District 8</u>	<u>Bureau of Operations</u> <u>1102 EastPort Plaza</u> <u>Collinsville IL 62234</u> <u>618/346-3250</u>	<u>Bond, Calhoun, Clinton,</u> <u>Greene, Jersey, Madison,</u> <u>Marion, Monroe, Randolph,</u> <u>St.Clair and Washington</u>
<u>District 9</u>	<u>Bureau of Operations</u> <u>State Transportation Building</u> <u>2801 W. Murphysboro</u> <u>P.O. Box 100</u> <u>Carbondale IL 62903</u> <u>618/351-5240</u>	<u>Alexander, Edwards, Franklin,</u> <u>Gallatin, Hamilton, Hardin,</u> <u>Jackson, Jefferson, Johnson,</u> <u>Massac, Perry, Pope, Pulaski,</u> <u>Saline, Union, Wabash,</u> <u>Wayne, White and Williamson</u>

(Source: Added at 30 Ill. Reg. 5650, effective March 10, 2006)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY REPEALER OF EMERGENCY AMENDMENT

- 1) Heading of the Part: Standard Procurement
- 2) Code Citation: 44 Ill. Adm. Code 1
- 3) Section Number: 1.2036 Emergency Action: Repeal
- 4) Statutory Authority: Implementing and authorized by the Illinois Procurement Code [30 ILCS 500].
- 5) Effective Date of emergency repealer: March 7, 2006
- 6) If this emergency repealer 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: March 7, 2006
- 8) A copy of the emergency repealer, 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: The emergency repealer is necessary because at its January 18, 2006, meeting JCAR objected to the emergency rule since CMS' intent of the emergency rule was not clear. CMS is repealing the emergency rule and will move forward with processing the companion proposed rule with clarifying changes.
- 10) A complete Description of the Subjects and Issues Involved: The emergency rule was implemented December 2, 2005 as a result of a provision in the bargaining unit agreement with AFSCME that caused the State to re-examine the way in which IT contractors are acquired and used. The rule was implemented as an emergency to meet a December 31, 2005 deadline contained in the AFSCME agreement. The new procurement method afforded by this emergency rule was intended to enable the State to move quickly in establishing a means to allow state agencies the ability to meet IT development and support needs in a more expedited and cost-controlled manner. Additionally, the new method proposed in the emergency rule provided for greater transparency into the awards made for the use of IT contractors. The emergency rule is being repealed because, while CMS' intent was for the emergency rule to apply to contracts for information technology (IT) related personal services, the emergency rule did not clearly limit its application to these contracts.
- 11) Are there any proposed amendment to this Part pending? Yes

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY REPEALER OF EMERGENCY AMENDMENT

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
1.08	Amendment	29 Ill. Reg. 15678; 10/21/05
1.15	Amendment	29 Ill. Reg. 15678; 10/21/05
1.25	Amendment	29 Ill. Reg. 15678; 10/21/05
1.1040	Amendment	29 Ill. Reg. 15678; 10/21/05
1.1050	Amendment	29 Ill. Reg. 15678; 10/21/05
1.1525	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2005	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2010	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2012	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2015	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2020	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2025	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2030	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2037	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2038	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2040	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2045	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2046	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2050	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2060	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2560	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2575	New Section	29 Ill. Reg. 15678; 10/21/05
1.2800	Amendment	29 Ill. Reg. 15678; 10/21/05
1.4535	Amendment	29 Ill. Reg. 15678; 10/21/05
1.4575	New Section	29 Ill. Reg. 15678; 10/21/05
1.5520	Amendment	29 Ill. Reg. 15678; 10/21/05
1.5550	Amendment	29 Ill. Reg. 15678; 10/21/05
1.2036	Amendment	29 Ill. Reg. 20140; 12/16/05

- 12) Statement of Statewide Policy Objectives: This emergency repealer neither creates nor expands any State mandate for units of local government, school districts or community college districts.
- 13) Information and questions regarding this rulemaking shall be directed to:

Gina Wilson
 Illinois Department of Central Management Services
 720 Stratton Office Building

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY REPEALER OF EMERGENCY AMENDMENT

Springfield, Illinois 62706

217/785-1793

OR

Ben Bagby
Illinois Department of Central Management Services
720 Stratton Office Building
Springfield, IL 62706

217/782-9491

The full text of the Emergency Repealer of the Emergency Amendment begins on the next page:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY REPEALER OF EMERGENCY AMENDMENT

TITLE 44: GOVERNMENT CONTRACTS, PROCUREMENT
AND PROPERTY MANAGEMENT

SUBTITLE A: PROCUREMENT AND CONTRACT PROVISIONS

CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 1

STANDARD PROCUREMENT

SUBPART A: GENERAL

Section

- 1.01 Title
- 1.05 Policy
- 1.08 Purpose and Implementation of This Part
- 1.10 Application
- 1.15 Definition of Terms Used in This Part
- 1.25 Property Rights
- 1.30 Constitutional Officers, and Legislative and Judicial Branches

SUBPART B: PROCUREMENT RULES

Section

- 1.525 Rules

SUBPART C: PROCUREMENT AUTHORITY

Section

- 1.1005 Exercise of Procurement Authority
- 1.1010 Appointment of State Purchasing Officer
- 1.1030 Associate Procurement Officers
- 1.1040 Central Procurement Authority of the CPO
- 1.1050 Procurement Authority of the SPO; Limitations
- 1.1060 Delegation
- 1.1070 Toll Highway Authority
- 1.1075 Department of Natural Resources
- 1.1080 Illinois Mathematics and Science Academy

SUBPART D: PUBLICIZING PROCUREMENT ACTIONS

Section

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY REPEALER OF EMERGENCY AMENDMENT

- 1.1510 Illinois Procurement Bulletin
- 1.1525 Bulletin Content
- 1.1550 Official State Newspaper
- 1.1560 Supplemental Notice
- 1.1570 Error in Notice
- 1.1580 Direct Solicitation
- 1.1590 Retention of Bulletin Information

SUBPART E: SOURCE SELECTION AND CONTRACT FORMATION

Section

- 1.2005 General Provisions
- 1.2010 Competitive Sealed Bidding
- 1.2012 Multi-Step Sealed Bidding
- 1.2015 Competitive Sealed Proposals
- 1.2020 Small Purchases
- 1.2025 Sole Economically Feasible Source Procurement
- 1.2030 Emergency Procurements
- 1.2035 Competitive Selection Procedures for Professional and Artistic Services
- 1.2036 Other Methods of Source Selection
- EMERGENCY
- 1.2037 Tie Bids and Proposals
- 1.2038 Mistakes
- 1.2040 Cancellation of Solicitations; Rejection of Bids or Proposals

SUBPART F: SUPPLIERS, PREQUALIFICATION AND RESPONSIBILITY

Section

- 1.2043 Suppliers
- 1.2044 Vendor List/Required Use
- 1.2045 Prequalification
- 1.2046 Responsibility

SUBPART G: BID, PROPOSAL AND PERFORMANCE SECURITY

Section

- 1.2047 Security Requirements

SUBPART H: SPECIFICATIONS AND SAMPLES

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY REPEALER OF EMERGENCY AMENDMENT

Section
1.2050 Specifications and Samples

SUBPART I: CONTRACT TYPE

Section
1.2055 Types of Contracts

SUBPART J: DURATION OF CONTRACTS

Section
1.2060 Duration of Contracts – General

SUBPART K: CONTRACT MATTERS

Section
1.2560 Prevailing Wage
1.2570 Equal Employment Opportunity; Affirmative Action

SUBPART L: CONTRACT PRICING

Section
1.2800 All Costs Included

SUBPART M: CONSTRUCTION AND
CONSTRUCTION RELATED PROFESSIONAL SERVICES

Section
1.3005 Construction and Construction Related Professional Services

SUBPART N: REAL PROPERTY LEASES AND CAPITAL IMPROVEMENT LEASES

Section
1.4005 Real Property Leases and Capital Improvement Leases

SUBPART O: PREFERENCES

Section
1.4505 Procurement Preferences
1.4510 Resident Bidder Preference

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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- 1.4530 Correctional Industries
- 1.4535 Sheltered Workshops for the Disabled
- 1.4540 Gas Mileage
- 1.4545 Small Business
- 1.4570 Contracting with Businesses Owned and Controlled by Minorities, Females and Persons with Disabilities

SUBPART P: ETHICS

- Section
- 1.5013 Conflicts of Interest
- 1.5015 Negotiations for Future Employment
- 1.5020 Exemptions
- 1.5030 Revolving Door
- 1.5035 Disclosure of Financial Interests and Potential Conflicts of Interest

SUBPART Q: CONCESSIONS

- Section
- 1.5310 Concessions

SUBPART R: COMPLAINTS, PROTESTS AND REMEDIES

- Section
- 1.5510 Complaints Against Vendors
- 1.5520 Suspension
- 1.5530 Resolution of Contract Controversies
- 1.5540 Violation of Law or Rule
- 1.5550 Protests

SUBPART S: SUPPLY MANAGEMENT AND DISPOSITIONS

- Section
- 1.6010 Supply Management and Dispositions

SUBPART T: GOVERNMENTAL JOINT PURCHASING

- Section
- 1.6500 General
- 1.6510 No Agency Relationship

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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- 1.6520 Obligations of Participating Governmental Units
- 1.6530 Centralized Contracts – Estimated Quantities
- 1.6535 Centralized Contracts – Definite Quantities

SUBPART U: MISCELLANEOUS PROVISIONS OF GENERAL APPLICABILITY

Section

- 1.7000 Severability
- 1.7010 Government Furnished Property
- 1.7015 Inspections
- 1.7020 Records and Audits
- 1.7025 Written Determinations
- 1.7030 No Waiver of Sovereign Immunity

AUTHORITY: The Illinois Procurement Code [30 ILCS 500].

SOURCE: Adopted at 7 Ill. Reg. 100, effective December 17, 1982; amended at 7 Ill. Reg. 13481, effective October 4, 1983; amended at 7 Ill. Reg. 13844, effective October 12, 1983; codified at 8 Ill. Reg. 14941; Sections 1.2210, 1.2220, 1.2230, 1.2240 recodified to Section 1.2210 at 9 Ill. Reg. 6118; amended at 10 Ill. Reg. 923, effective January 2, 1986; amended at 10 Ill. Reg. 18707, effective October 22, 1986; amended at 11 Ill. Reg. 7225, effective April 6, 1987; amended at 11 Ill. Reg. 7595, effective April 14, 1987; amended at 13 Ill. Reg. 17804, effective November 7, 1989; emergency amendment at 16 Ill. Reg. 13118, effective August 7, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 600, effective January 5, 1993; amended at 17 Ill. Reg. 14576, effective August 27, 1993; amended at 20 Ill. Reg. 9015, effective July 1, 1996; old Part repealed by emergency rulemaking at 22 Ill. Reg. 12632, effective July 1, 1998, for a maximum of 150 days, and new Part adopted by emergency rulemaking at 22 Ill. Reg. 12726, effective July 1, 1998, for a maximum of 150 days; old Part repealed and new Part adopted at 22 Ill. Reg. 20875, effective November 25, 1998; emergency amendment at 23 Ill. Reg. 2812, effective February 16, 1999, for a maximum of 150 days; emergency expired on July 15, 1999; emergency amendment at 23 Ill. Reg. 5869, effective April 29, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 7075, effective June 7, 1999; amended at 24 Ill. Reg. 1900, effective January 21, 2000; amended at 26 Ill. Reg. 13189, effective August 23, 2002; emergency amendment at 29 Ill. Reg. 20540, effective December 2, 2005, for a maximum of 150 days; emergency amendment repealed by emergency rulemaking at 30 Ill. Reg. 5673, effective March 7, 2006, for the balance of the 150 days; amended at 30 Ill. Reg. 138, effective December 22, 2005.

SUBPART E: SOURCE SELECTION AND CONTRACT FORMATION

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY REPEALER OF EMERGENCY AMENDMENT

Section 1.2036 Other Methods of Source Selection**EMERGENCY**

- a) Split Award
- 1) An award of a definite quantity requirement may be split between bidders or offerors. Each portion shall be for a definite quantity and the sum of the portions shall be the total definite quantity required. A split award may be used only when award to more than one bidder or offeror for different amounts of the same item are necessary to obtain the total quantity or the required delivery.
 - 2) The Procurement Officer shall make a written determination setting forth the reasons for the split award, which determination shall be made a part of the procurement file.
- b) Multiple Award
- ~~1)~~ ~~General Conditions~~
- 1A) A multiple award is an award of an indefinite quantity contract to more than one bidder or offeror when the State is obligated to order all of its actual requirements from those vendors.
- 2B) A multiple award may be made when award to two or more bidders or offerors for similar products is necessary for adequate delivery, service, or product compatibility. Any multiple award shall be made in accordance with the provisions of Section 1.2010 (Competitive Sealed Bidding), Section 1.2015 (Competitive Sealed Proposals), Section 1.2020 (Small Purchases), and Section 1.2030 (Emergency Procurements), as applicable. Awards shall not be made for the purpose of simply dividing the business or to select products or suppliers to allow for user preference unrelated to utility or economy. Any such awards shall be limited to the least number of suppliers necessary to meet the valid requirements of State agencies.
- 3C) The State shall reserve the right to take bids separately if a particular quantity requirement arises that exceeds its normal requirement or an amount specified in the contract.
- 4D) If a multiple award is anticipated, the solicitation shall state this fact as

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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well as the criteria for award.

- 5E) In a multiple award situation, one vendor may be designated as the primary recipient of orders. The other awardees may receive orders in the event the primary vendor is unable to deliver or for other reasons as determined by the Procurement Officer.
- 2) ~~Multiple Award with Set Rate~~
- A) ~~Notwithstanding anything to the contrary in this Part, when the Chief Procurement Officer, but not a designee, determines in writing that it is in the best interest of the State, a procuring agency may enter into contracts with multiple vendors under a process that provides for prequalification, agreement to perform at a set rate, and final selection based on equitable distribution of work among qualified vendors.~~
- B) ~~The Chief Procurement Officer's written determination shall include a statement detailing why the methods of source selection described in Article 20 of the Code are not reasonably adequate to meet the needs of the State. The justification shall include a statement of the need for and the advantage to be derived from multiple vendor availability at a set rate of reimbursement, as well as the capability to determine the rate of reimbursement that will ensure maximum overall advantage to the State.~~
- C) ~~Vendors shall be prequalified once per fiscal year, or as often as necessary, through use of a competitive sealed proposal. The minimum qualifications (including performance standards and agreement to provide services at a set rate determined by the State) and the method of obtaining and setting rates shall be stated in the solicitation advertised in the Illinois Procurement Bulletin. Those vendors meeting minimum qualifications shall be offered non-exclusive indefinite quantity master contracts against which a procuring agency may later place one or more orders on an as needed basis in accordance with the vendor selection procedure set forth in subsection (b)(2)(F).~~
- D) ~~The procuring agency may set in the solicitation the rate that vendors must agree to bill. In general, this rate shall be the lowest~~

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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~~rate at which a sufficient number of vendors are ready, willing and able to meet the State's needs. The procurement file shall show the procuring agency has conducted sufficient market research (such as reviewing past State contract rates, reference to GSA or other governmental contract rates, or private sector rates determined by internal or industry expert surveys) that the public can have confidence the rate provides overall advantage to the State. Alternatively, the procuring agency may require that vendors submit prices, including disclosable prices, and shall use that price information, best and finals, and market research to propose or establish the rate that vendors must bill. While the lowest price offered will be a consideration, that price will not necessarily be the set price.~~

- ~~E) Vendor's not willing to agree to bill at the set rate may be rejected or may have their contracts restricted to use in special circumstances approved by the Chief Procurement Officer.~~
- ~~F) The procuring agency shall select the vendor to meet its particular needs by selecting a master contract holder on a random basis. If the procuring agency determines that exceptional circumstances exist such that random vendor selection does not meet its needs, the procuring agency may submit an alternate selection request to the Chief Procurement Officer, setting forth all reasons why a random vendor selection would not reasonably meet the needs of the agency. In the event that the Chief Procurement Officer determines, in writing, that exceptional circumstances exist such that random vendor selection is not the most advantageous means of selection, the procuring agency may select a vendor to meet its particular needs by:
 - ~~i) contacting all applicable master contract holders and selecting the one with the best qualifications; or~~
 - ~~ii) contacting at least three applicable master contract holders selected by the Chief Procurement Officer on a random or rotating basis and selecting the one with the best qualifications.~~~~

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- ~~G) In order to ensure the continued availability of the set of master contract holders, all potential orders shall be monitored by the CPO to ensure the equitable distribution of work and that no single vendor has an unwarranted disproportionate share of the available work. The CPO may, to avoid a disproportionate distribution of work, remove a vendor from consideration for a period of time. Further, potential orders may be set aside for small business.~~
- ~~H) It shall be the affirmative obligation of each vendor with a master contract to update information provided to the State regarding its continued ability to provide the contracted service. Master contracts may provide that vendors who cannot perform the required services when contacted and who have not provided the updated information may be taken out of consideration for orders for a period of time, including until the next prequalification.~~
- ~~I) The procurement file shall contain justification for the selection of the master contract vendors and each selection to meet the particular need. The procuring agency shall publish the names of the vendors selected to receive master contracts and the name of each vendor selected to receive an order to meet the procuring agency's particular need.~~

c) Term and Condition Contracts

- 1) A term and condition contract contains agreed contractual terms and conditions established for the convenience of the parties to be used in conjunction with a subsequent procurement and processed in accordance with the requirements of the Code and this Part. A term and condition contract is not a procurement. It creates no obligation on the part of the State to procure from the vendor nor does it create an authorization for a State agency to order based on that term and condition contract, except as provided in subsection (c)(2).
- 2) Orders may be placed against term and condition contracts without use of any prescribed method of source selection for convenience of processing sole source, emergency or small procurements. Agencies with reasonably defined repetitive small needs that, over the course of a fiscal year, are likely to exceed the small purchase amount set in Section 20-20 of the Code and this Part should consider a competitive method of source

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selection to contract for those repetitive needs.

- d) Auction
Purchases may be made at auction in accordance with the procedural requirements applicable to the particular auction. Notice and competition is not required and the amount payable shall be the amount bid and accepted plus any required buyer's premium.
- e) Non-governmental Joint Purchase
 - 1) The CPO may enter into (or authorize one or more SPOs to enter into) an agreement with a person not eligible for the Governmental Joint Purchasing Act for the joint procurement of anything covered by the Code. Any method of source selection may be used and may be modified or adapted to meet the needs of the non-State entity.
 - 2) The primary use of this provision shall be to accommodate mutual relationships between the State and not-for-profit groups whose purpose is to conduct programs adjunct to those of the State agency that is party to the contract.
- f) Federal Requirements
The Procurement Officer for any State agency receiving federal aid funds, grants or loans or otherwise subject to federal entity requirements may conduct procurements in accordance with federal requirements that are necessary to receive or maintain those federal aid funds, grants or loans or to remain in compliance with federal requirements.
- g) Foreign Country Procurement
Procurements to meet the needs of State agency offices located in foreign countries shall comply with the Code and this Part whenever practicable. The SPO shall maintain a record of such action.
- h) Donations
 - 1) When a procurement will have the majority of funding from a donation, the terms of which donation require use of particular procurement or contracting procedures, the Procurement Officer may follow those procedures, but shall follow the Code and this Part whenever practicable.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY REPEALER OF EMERGENCY AMENDMENT

- 2) Donations may be acknowledged by the donee agency in a manner appropriate to the type of donation and the program activity associated with the donation. Acknowledgment may include, but need not be limited to, public announcement at the event or in donee agency publications, and inviting the donor to attend the program activity associated with the donation.

(Source: Amended by emergency rulemaking at 29 Ill. Reg. 20540, effective December 2, 2005, for a maximum of 150 days; emergency amendment repealed by emergency rulemaking at 30 Ill. Reg. 5673, effective March 7, 2006, for the remainder of the 150 days)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

- 1) Heading of the Part: Pay Plan
- 2) Code Citation: 80 Ill. Adm. Code 310
- 3)

<u>Section Numbers:</u>	<u>Peremptory Action:</u>
310.290	Amendment
310.APPENDIX A, TABLE W	Amendment
- 4) Reference to the Specific State or Federal Court Order, Federal Rule or Statute which Requires this Peremptory Rulemaking: The Department of Central Management Services (CMS) is amending the Pay Plan (80 Ill. Adm. Code 310.290 and 310.Appendix A, Table W) to reflect two Memoranda of Understanding between the Department of Central Management Services and the American Federation of State, County and Municipal Employees (AFSCME). Both were signed on February 7, 2006.

The Memorandum of Understanding that became effective July 18, 2005 assigns the bargaining unit RC-062 pay grade 13 to the Revenue Auditor Trainee class positions in states other than Illinois, California, and New Jersey, and pay grade 15 to the Revenue Auditor Trainee class positions in California, and New Jersey.

The Memorandum of Understanding that became effective February 7, 2006 sets forth the determination of the pay grade assigned for the payment of an employee who is in a Revenue Auditor I, II and III, or Revenue Auditor Trainee position classification title.

- 5) Statutory Authority: Authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 20 ILCS 415/8a].
- 6) Effective Date: March 7, 2006
- 7) A Complete Description of the Subjects and Issues Involved: CMS is amending the Pay Plan (80 Ill. Adm. Code 310), Section 310.290 Out-of-State or Foreign Service Rate, to remove the Revenue Auditor Trainee position classification title and its out-of-state rate ranges.

CMS is amending the Pay Plan (80 Ill. Adm. Code 310), Section 310.Appendix A, Table W RC-062 (Technical Employees, AFSCME) to include within the title table the pay grades assigned to employees holding out-of-state Revenue Auditor Trainee positions classification title positions and out-of-state residence. The state indication following the position classification title clarifies the assigned pay grade. A paragraph on the assignment of the pay grades only for the Revenue Auditor I, II and III, and Revenue

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

Auditor Trainee position classification titles is added following the title table and before the table of rates assigned to each pay grade.

- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Date filed with the Index Department: March 7, 2006
- 10) This and other Pay Plan amendments are available in the Division of Technical Services of the Bureau of Personnel.
- 11) Is this in compliance with Section 5-50 of the Illinois Administrative Procedure Act?
Yes
- 12) Are there any other proposed amendments pending on this Part? Yes

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
310.50	Amendment	30 Ill. Reg. 231, 1/13/06
310.80	Amendment	30 Ill. Reg. 231, 1/13/06
310.90	Amendment	30 Ill. Reg. 231, 1/13/06
310.100	Amendment	30 Ill. Reg. 231, 1/13/06
310.230	Amendment	30 Ill. Reg. 231, 1/13/06
310.240	Amendment	30 Ill. Reg. 231, 1/13/06
310.260	Amendment	30 Ill. Reg. 231, 1/13/06
310.280	Amendment	30 Ill. Reg. 231, 1/13/06
310.290	Amendment	30 Ill. Reg. 231, 1/13/06
310.460	Amendment	30 Ill. Reg. 231, 1/13/06
310.470	Amendment	30 Ill. Reg. 231, 1/13/06
310.480	Amendment	30 Ill. Reg. 231, 1/13/06
310.490	Amendment	30 Ill. Reg. 231, 1/13/06
310.500	Amendment	30 Ill. Reg. 231, 1/13/06
310.Appendix A Table L	Amendment	30 Ill. Reg. 231, 1/13/06
310.Appendix A Table T	Amendment	30 Ill. Reg. 231, 1/13/06
310.Appendix A Table U	Amendment	30 Ill. Reg. 231, 1/13/06
310.Appendix B	Amendment	30 Ill. Reg. 231, 1/13/06
310.Appendix C	Amendment	30 Ill. Reg. 231, 1/13/06
310.Appendix D	Amendment	30 Ill. Reg. 231, 1/13/06
310.Appendix G	Amendment	30 Ill. Reg. 231, 1/13/06
310.280	Amendment	30 Ill. Reg. 1937, 2/17/06
310.490	Amendment	30 Ill. Reg. 1937, 2/17/06
310.Appendix A Table D	Amendment	30 Ill. Reg. 1937, 2/17/06

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
310.Appendix A Table E	Amendment	30 Ill. Reg. 1937, 2/17/06
310.Appendix A Table F	Amendment	30 Ill. Reg. 1937, 2/17/06
310.Appendix A Table W	Amendment	30 Ill. Reg. 1937, 2/17/06
310.Appendix A Table AA	Amendment	30 Ill. Reg. 1937, 2/17/06
310.30	Amendment	30 Ill. Reg. 4215, 3/17/06
310.45	New Section	30 Ill. Reg. 4215, 3/17/06
310.50	Amendment	30 Ill. Reg. 4215, 3/17/06
310.80	Amendment	30 Ill. Reg. 4215, 3/17/06
310.100	Amendment	30 Ill. Reg. 4215, 3/17/06
310.110	Amendment	30 Ill. Reg. 4215, 3/17/06
310.130	Amendment	30 Ill. Reg. 4215, 3/17/06
310.220	Amendment	30 Ill. Reg. 4215, 3/17/06
310.280	Amendment	30 Ill. Reg. 4215, 3/17/06
310.290	Amendment	30 Ill. Reg. 4215, 3/17/06
310.420	Amendment	30 Ill. Reg. 4215, 3/17/06
310.450	Repeal	30 Ill. Reg. 4215, 3/17/06
310.455	Repeal	30 Ill. Reg. 4215, 3/17/06
310.490	Amendment	30 Ill. Reg. 4215, 3/17/06
310.500	Amendment	30 Ill. Reg. 4215, 3/17/06
310.530	Amendment	30 Ill. Reg. 4215, 3/17/06
310.540	Repeal	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table D	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table E	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table F	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table G	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table H	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table I	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table J	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table K	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table L	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table M	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table N	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table O	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table P	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table Q	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table R	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table T	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table U	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table V	Amendment	30 Ill. Reg. 4215, 3/17/06

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
310.Appendix A Table W	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table X	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table Y	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table Z	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix A Table AA	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix B	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix C	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix D	Amendment	30 Ill. Reg. 4215, 3/17/06
310.Appendix G	Amendment	30 Ill. Reg. 4215, 3/17/06

- 13) Statement of Statewide Policy Objectives: These amendments to the Pay Plan affect only the employees subject to the Personnel Code and do not set out any guidelines that affect local or other jurisdictions in the State.
- 14) Information and questions regarding these preemptory amendments shall be directed to:

Mr. Jason Doggett
Acting Manager
Compensation Section
Division of Technical Services and Agency Training and Development
Bureau of Personnel
Department of Central Management Services
504 William G. Stratton Building
Springfield IL 62706

(217) 782-7964
Fax: (217) 524-4570

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

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

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- 310.TABLE A HR-190 (Department of Central Management Services – State of Illinois Building – SEIU) (Repealed)
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- 310.TABLE C RC-069 (Firefighters, AFSCME) (Repealed)
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310.TABLE I	RC-009 (Institutional Employees, AFSCME)
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310.TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
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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)
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310.APPENDIX B	Schedule of Salary Grades – Monthly Rates of Pay for Fiscal Year 2006
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310.APPENDIX F	Physician and Physician Specialist Salary Schedule (Repealed)
310.APPENDIX G	Broad-Band Pay Range Classes Salary Schedule for Fiscal Year 2006

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;

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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; preemptory 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; preemptory 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; preemptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; preemptory 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; preemptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; preemptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; preemptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; preemptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; preemptory 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; preemptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; preemptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; preemptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; preemptory 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; preemptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; preemptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; preemptory 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; preemptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; preemptory 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; preemptory amendment at 12 Ill. Reg. 13306, effective July 27,

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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; preemptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; preemptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; preemptory 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; preemptory 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; preemptory amendment at 14 Ill. Reg. 1627, effective January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; preemptory 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; preemptory 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; preemptory amendment at 14 Ill. Reg. 18854, effective November 13, 1990; preemptory 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; preemptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; preemptory 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; preemptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; preemptory 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; preemptory 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. Reg. 13409, effective July 29, 1993; emergency amendment at 17 Ill. Reg. 13789, effective

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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; preemptory 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; preemptory 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; preemptory 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; preemptory amendment at 19 Ill. Reg. 2481, effective February 17, 1995; preemptory amendment at 19 Ill. Reg. 3073, effective February 17, 1995; amended at 19 Ill. Reg. 3456, effective March 7, 1995; preemptory amendment at 19 Ill. Reg. 5145, effective March 14, 1995; amended at 19 Ill. Reg. 6452, effective May 2, 1995; preemptory 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; preemptory amendment at 19 Ill. Reg. 13979, effective September 19, 1995; preemptory 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; preemptory amendment at 20 Ill. Reg. 6334, effective April 22, 1996; preemptory 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; preemptory amendment at 20 Ill. Reg. 13408, effective September 24, 1996; amended at 20 Ill. Reg. 15018, effective November 7, 1996; preemptory 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; preemptory amendment at 21 Ill. Reg. 14267, effective October 14, 1997; preemptory amendment at 21 Ill. Reg. 14589, effective October 15, 1997; preemptory amendment at 21 Ill. Reg. 15030, effective November 10, 1997; amended at 21 Ill. Reg. 16344, effective December 9, 1997; preemptory amendment at 21 Ill. Reg. 16465, effective

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December 4, 1997; preemptory amendment at 21 Ill. Reg. 17167, effective December 9, 1997; preemptory amendment at 22 Ill. Reg. 1593, effective December 22, 1997; amended at 22 Ill. Reg. 2580, effective January 14, 1998; preemptory amendment at 22 Ill. Reg. 4326, effective February 13, 1998; preemptory amendment at 22 Ill. Reg. 5108, effective February 26, 1998; preemptory amendment at 22 Ill. Reg. 5749, effective March 3, 1998; amended at 22 Ill. Reg. 6204, effective March 12, 1998; preemptory amendment at 22 Ill. Reg. 7053, effective April 1, 1998; preemptory amendment at 22 Ill. Reg. 7320, effective April 10, 1998; preemptory 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; preemptory amendment at 22 Ill. Reg. 15489, effective August 7, 1998; amended at 22 Ill. Reg. 16158, effective August 31, 1998; preemptory amendment at 22 Ill. Reg. 19105, effective September 30, 1998; preemptory amendment at 22 Ill. Reg. 19943, effective October 27, 1998; preemptory 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; preemptory 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; preemptory 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; preemptory 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; preemptory 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; preemptory amendment at 24 Ill. Reg. 10767, effective July 3, 2000; amended at 24 Ill. Reg. 13384, effective August 17, 2000; preemptory amendment at 24 Ill. Reg. 14460, effective September 14, 2000; preemptory amendment at 24 Ill. Reg. 16700, effective October 30, 2000; preemptory amendment at 24 Ill. Reg. 17600, effective November 16, 2000; amended at 24 Ill. Reg. 18058, effective December 4, 2000; preemptory 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; preemptory 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; preemptory 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. Reg. 12087, effective September 6, 2001; amended at 25 Ill. Reg. 15560, effective November 20,

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2001; preemptory 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; preemptory 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; preemptory 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; preemptory amendment at 27 Ill. Reg. 17433, effective November 7, 2003; amended at 27 Ill. Reg. 18560, effective December 1, 2003; preemptory amendment at 28 Ill. Reg. 1441, effective January 9, 2004; amended at 28 Ill. Reg. 2684, effective January 22, 2004; amended at 28 Ill. Reg. 6879, effective April 30, 2004; preemptory amendment at 28 Ill. Reg. 7323, effective May 10, 2004; amended at 28 Ill. Reg. 8842, effective June 11, 2004; preemptory amendment at 28 Ill. Reg. 9717, effective June 28, 2004; amended at 28 Ill. Reg. 12585, effective August 27, 2004; preemptory amendment at 28 Ill. Reg. 13011, effective September 8, 2004; preemptory amendment at 28 Ill. Reg. 13247, effective September 20, 2004; preemptory 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; preemptory amendment at 28 Ill. Reg. 14689, effective October 22, 2004; preemptory amendment at 28 Ill. Reg. 15336, effective November 15, 2004; preemptory amendment at 28 Ill. Reg. 16513, effective December 9, 2004; preemptory amendment at 29 Ill. Reg. 726, effective December 15, 2004; amended at 29 Ill. Reg. 1166, effective January 7, 2005; preemptory amendment at 29 Ill. Reg. 1385, effective January 4, 2005; preemptory amendment at 29 Ill. Reg. 1559, effective January 11, 2005; preemptory amendment at 29 Ill. Reg. 2050, effective January 19, 2005; preemptory amendment at 29 Ill. Reg. 4125, effective February 23, 2005; amended at 29 Ill. Reg. 5375, effective April 4, 2005; preemptory amendment at 29 Ill. Reg. 6105, effective April 14, 2005; preemptory amendment at 29 Ill. Reg. 7217, effective May 6, 2005; preemptory amendment at 29 Ill. Reg. 7840, effective May 10, 2005; amended at 29 Ill. Reg. 8110, effective May 23, 2005; preemptory amendment at 29 Ill. Reg. 8214, effective May 23, 2005; preemptory amendment at 29 Ill. Reg. 8418, effective June 1, 2005; amended at 29 Ill. Reg. 9319, effective July 1, 2005; preemptory amendment at 29 Ill. Reg. 12076, effective July 15, 2005; preemptory amendment at 29 Ill. Reg. 13265, effective

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August 11, 2005; amended at 29 Ill. Reg. 13540, effective August 22, 2005; preemptory amendment at 29 Ill. Reg. 14098, effective September 2, 2005; amended at 29 Ill. Reg. 14166, effective September 9, 2005; amended at 29 Ill. Reg. 19551, effective November 21, 2005; emergency amendment at 29 Ill. Reg. 20554, effective December 2, 2005, for a maximum of 150 days; preemptory amendment at 29 Ill. Reg. 20693, effective December 12, 2005; preemptory amendment at 30 Ill. Reg. 623, effective December 28, 2005; preemptory amendment at 30 Ill. Reg. 1382, effective January 13, 2006; amended at 30 Ill. Reg. 2289, effective February 6, 2006; preemptory amendment at 30 Ill. Reg. 4157, effective February 22, 2006; preemptory amendment at 30 Ill. Reg. 5687, effective March 7, 2006.

SUBPART B: SCHEDULE OF RATES

Section 310.290 Out-of-State or Foreign Service Rate

The out-of-state or foreign service rate is the rate of pay for employees occupying positions that require payment in accordance with the economic conditions and social legislation of another state or foreign country. An adjustment shall be made once a month to the salary of an employee stationed in a foreign country to compensate for a change in the currency exchange rate. The Director 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, adjustments, except those based on the currency exchange rate, are suspended for non-union positions and employees.)

Title	Range
Executive II (States Other Than California and New Jersey) (CA, NJ)	3269-5894 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) (CA, NJ)	2570-4452 2906-5032
Office Assistant (Foreign Service)	2169-2862

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Office Associate (States Other Than California and New Jersey) (CA, NJ)	2295-3081 2595-3483
Office Coordinator (States Other Than California and New Jersey) (CA, NJ)	2370-3199 2679-3617
Public Service Administrator (States Other Than California and New Jersey) (CA, NJ)	3445-7542 3895-8525
Revenue Auditor Trainee (States Other Than California and New Jersey) (CA, NJ)	2645-3657 2990-4134
Revenue Tax Specialist I (States Other Than California and New Jersey) (CA, NJ)	2645-3657 2990-4134
Revenue Tax Specialist II (States Other Than California and New Jersey) (CA, NJ)	2861-4047 3234-4575
Revenue Tax Specialist Trainee (States Other Than California and New Jersey) (CA, NJ)	2448-3335 2768-3770
Senior Public Service Administrator (States Other Than California and New Jersey) (CA, NJ)	4750-11161 5369-12617

(Source: Peremptory amendment at 30 Ill. Reg. 5687, effective March 7, 2006)

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Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE W RC-062 (Technical Employees, AFSCME)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Grade</u>
Accountant	00130	RC-062	14
Accountant Advanced	00133	RC-062	16
Accounting and Fiscal Administration Career Trainee	00140	RC-062	12
Activity Therapist	00157	RC-062	15
Activity Therapist Coordinator	00160	RC-062	17
Actuarial Assistant	00187	RC-062	16
Actuarial Examiner	00195	RC-062	16
Actuarial Examiner Trainee	00196	RC-062	13
Actuarial Senior Examiner	00197	RC-062	19
Actuary I	00201	RC-062	20
Actuary II	00202	RC-062	24
Agricultural Market News Assistant	00804	RC-062	12
Agricultural Marketing Generalist	00805	RC-062	14
Agricultural Marketing Reporter	00807	RC-062	18
Agricultural Marketing Representative	00810	RC-062	18
Agriculture Land and Water Resource Specialist I	00831	RC-062	14
Agriculture Land and Water Resource Specialist II	00832	RC-062	17
Agriculture Land and Water Resource Specialist III	00833	RC-062	20
Aircraft Pilot I	00955	RC-062	19
Aircraft Pilot II	00956	RC-062	22
Aircraft Pilot II – Dual Rating	00957	RC-062	23
Appraisal Specialist I	01251	RC-062	14
Appraisal Specialist II	01252	RC-062	16
Appraisal Specialist III	01253	RC-062	18
Arts Council Associate	01523	RC-062	12
Arts Council Program Coordinator	01526	RC-062	18
Arts Council Program Representative	01527	RC-062	15
Assignment Coordinator	01530	RC-062	20
Bank Examiner I	04131	RC-062	16
Bank Examiner II	04132	RC-062	19

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Bank Examiner III	04133	RC-062	22
Behavioral Analyst Associate	04355	RC-062	15
Behavioral Analyst I	04351	RC-062	17
Behavioral Analyst II	04352	RC-062	19
Business Administrative Specialist	05810	RC-062	16
Buyer	05900	RC-062	18
Capital Development Board Account Technician	06515	RC-062	11
Capital Development Board Art in Architecture Technician	06533	RC-062	12
Capital Development Board Construction Support Analyst	06520	RC-062	11
Capital Development Board Project Technician	06530	RC-062	12
Chemist I	06941	RC-062	16
Chemist II	06942	RC-062	19
Chemist III	06943	RC-062	21
Child Protection Advanced Specialist	07161	RC-062	19
Child Protection Associate Specialist	07162	RC-062	16
Child Protection Specialist	07163	RC-062	18
Child Welfare Associate Specialist	07216	RC-062	16
Child Welfare Staff Development Coordinator I	07201	RC-062	17
Child Welfare Staff Development Coordinator II	07202	RC-062	19
Child Welfare Staff Development Coordinator III	07203	RC-062	20
Child Welfare Staff Development Coordinator IV	07204	RC-062	22
Children and Family Service Intern – Option 1	07241	RC-062	12
Children and Family Service Intern – Option 2	07242	RC-062	15
Clinical Laboratory Technologist I	08220	RC-062	18
Clinical Laboratory Technologist II	08221	RC-062	19
Clinical Laboratory Technologist Trainee	08229	RC-062	14
Communications Systems Specialist	08860	RC-062	23
Community Management Specialist I	08891	RC-062	15
Community Management Specialist II	08892	RC-062	17
Community Management Specialist III	08893	RC-062	19

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Community Planner I	08901	RC-062	15
Community Planner II	08902	RC-062	17
Community Planner III	08903	RC-062	19
Conservation Education Representative	09300	RC-062	12
Conservation Grant Administrator I	09311	RC-062	18
Conservation Grant Administrator II	09312	RC-062	20
Conservation Grant Administrator III	09313	RC-062	22
Construction Program Assistant	09525	RC-062	12
Correctional Counselor I	09661	RC-062	15
Correctional Counselor II	09662	RC-062	17
Correctional Counselor III	09663	RC-062	19
Corrections Academy Trainer	09732	RC-062	17
Corrections Apprehension Specialist	09750	RC-062	19
Corrections Industries Marketing Representative	09803	RC-062	17
Corrections Leisure Activities Specialist I	09811	RC-062	15
Corrections Leisure Activities Specialist II	09812	RC-062	17
Corrections Leisure Activities Specialist III	09813	RC-062	19
Corrections Parole Agent	09842	RC-062	17
Corrections Senior Parole Agent	09844	RC-062	19
Criminal Intelligence Analyst I	10161	RC-062	18
Criminal Intelligence Analyst II	10162	RC-062	20
Criminal Intelligence Analyst Specialist	10165	RC-062	22
Criminal Justice Specialist I	10231	RC-062	16
Criminal Justice Specialist II	10232	RC-062	20
Criminal Justice Specialist Trainee	10236	RC-062	13
Curator of the Lincoln Collection	10750	RC-062	16
Day Care Licensing Representative I	11471	RC-062	16
Developmental Disabilities Council Program Planner I	12361	RC-062	12
Developmental Disabilities Council Program Planner II	12362	RC-062	16
Developmental Disabilities Council Program Planner III	12363	RC-062	18
Dietitian	12510	RC-062	15
Disability Appeals Officer	12530	RC-062	22
Disability Claims Adjudicator I	12537	RC-062	16
Disability Claims Adjudicator II	12538	RC-062	18
Disability Claims Adjudicator Trainee	12539	RC-062	13
Disability Claims Analyst	12540	RC-062	20

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Disability Claims Specialist	12558	RC-062	19
Disaster Services Planner	12585	RC-062	19
Document Examiner	12640	RC-062	22
Educator – Provisional	13105	RC-062	12
Employment Security Manpower Representative I	13621	RC-062	12
Employment Security Manpower Representative II	13622	RC-062	14
Employment Security Program Representative	13650	RC-062	14
Employment Security Program Representative – Intermittent	13651	RC-062	14H
Employment Security Service Representative	13667	RC-062	16
Employment Security Specialist I	13671	RC-062	14
Employment Security Specialist II	13672	RC-062	16
Employment Security Specialist III	13673	RC-062	19
Employment Security Tax Auditor I	13681	RC-062	17
Employment Security Tax Auditor II	13682	RC-062	19
Energy and Natural Resources Specialist I	13711	RC-062	15
Energy and Natural Resources Specialist II	13712	RC-062	17
Energy and Natural Resources Specialist III	13713	RC-062	19
Energy and Natural Resources Specialist Trainee	13715	RC-062	12
Environmental Health Specialist I	13768	RC-062	14
Environmental Health Specialist II	13769	RC-062	16
Environmental Health Specialist III	13770	RC-062	18
Environmental Protection Associate	13785	RC-062	12
Environmental Protection Specialist I	13821	RC-062	14
Environmental Protection Specialist II	13822	RC-062	16
Environmental Protection Specialist III	13823	RC-062	18
Environmental Protection Specialist IV	13824	RC-062	22
Equal Pay Specialist	13837	RC-062	17
Financial Institutions Examiner I	14971	RC-062	16
Financial Institutions Examiner II	14972	RC-062	19
Financial Institutions Examiner III	14973	RC-062	22
Financial Institutions Examiner Trainee	14978	RC-062	13
Flight Safety Coordinator	15640	RC-062	22
Forensic Scientist I	15891	RC-062	18
Forensic Scientist II	15892	RC-062	20

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Forensic Scientist III	15893	RC-062	22
Forensic Scientist Trainee	15897	RC-062	15
Guardianship Representative	17710	RC-062	17
Habilitation Program Coordinator	17960	RC-062	17
Handicapped Services Representative I	17981	RC-062	11
Health Facilities Surveyor I	18011	RC-062	16
Health Facilities Surveyor II	18012	RC-062	19
Health Facilities Surveyor III	18013	RC-062	20
Health Services Investigator I – Opt. A	18181	RC-062	19
Health Services Investigator I – Opt. B	18182	RC-062	20
Health Services Investigator II – Opt. A	18185	RC-062	22
Health Services Investigator II – Opt. B	18186	RC-062	22
Health Services Investigator II – Opt. C	18187	RC-062	25
Health Services Investigator II – Opt. D	18188	RC-062	25
Historical Documents Conservator I	18981	RC-062	13
Historical Exhibits Designer	18985	RC-062	15
Historical Research Editor II	19002	RC-062	14
Human Relations Representative	19670	RC-062	16
Human Rights Investigator I	19774	RC-062	15
Human Rights Investigator II	19775	RC-062	17
Human Rights Investigator III	19776	RC-062	18
Human Rights Specialist I	19778	RC-062	14
Human Rights Specialist II	19779	RC-062	16
Human Rights Specialist III	19780	RC-062	18
Human Services Caseworker	19785	RC-062	16
Human Services Grants Coordinator I	19791	RC-062	14
Human Services Grants Coordinator II	19792	RC-062	17
Human Services Grants Coordinator III	19793	RC-062	20
Human Services Grants Coordinator Trainee	19796	RC-062	12
Human Services Sign Language Interpreter	19810	RC-062	16
Iconographer	19880	RC-062	12
Industrial Services Consultant I	21121	RC-062	14
Industrial Services Consultant II	21122	RC-062	16
Industrial Services Consultant Trainee	21125	RC-062	11
Industrial Services Hygienist	21127	RC-062	19
Industrial Services Hygienist Technician	21130	RC-062	16
Industrial Services Hygienist Trainee	21133	RC-062	12
Information Technology/Communication Systems Specialist I	21216	RC-062	19

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Information Technology/Communication Systems Specialist II	21217	RC-062	24
Instrument Designer	21500	RC-062	18
Insurance Analyst III	21563	RC-062	14
Insurance Analyst IV	21564	RC-062	16
Insurance Company Claims Examiner II	21602	RC-062	19
Insurance Company Field Staff Examiner	21608	RC-062	16
Insurance Company Financial Examiner Trainee	21610	RC-062	13
Insurance Performance Examiner I	21671	RC-062	14
Insurance Performance Examiner II	21672	RC-062	16
Insurance Performance Examiner III	21673	RC-062	20
Intermittent Unemployment Insurance Representative	21689	RC-062	12H
Internal Auditor I	21721	RC-062	17
Labor Conciliator	22750	RC-062	20
Laboratory Equipment Specialist	22990	RC-062	18
Laboratory Quality Specialist I	23021	RC-062	19
Laboratory Quality Specialist II	23022	RC-062	21
Laboratory Research Specialist I	23027	RC-062	19
Laboratory Research Specialist II	23028	RC-062	21
Land Acquisition Agent I	23091	RC-062	15
Land Acquisition Agent II	23092	RC-062	18
Land Acquisition Agent III	23093	RC-062	21
Land Reclamation Specialist I	23131	RC-062	14
Land Reclamation Specialist II	23132	RC-062	17
Liability Claims Adjuster I	23371	RC-062	14
Library Associate	23430	RC-062	12
Life Sciences Career Trainee	23600	RC-062	12
Liquor Control Special Agent II	23752	RC-062	15
Local Historical Services Representative	24000	RC-062	17
Local Housing Advisor I	24031	RC-062	14
Local Housing Advisor II	24032	RC-062	16
Local Housing Advisor III	24033	RC-062	18
Local Revenue and Fiscal Advisor I	24101	RC-062	15
Local Revenue and Fiscal Advisor II	24102	RC-062	17
Local Revenue and Fiscal Advisor III	24103	RC-062	19
Lottery Sales Representative	24515	RC-062	16
Management Operations Analyst I	25541	RC-062	18
Management Operations Analyst II	25542	RC-062	20

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Manpower Planner I	25591	RC-062	14
Manpower Planner II	25592	RC-062	17
Manpower Planner III	25593	RC-062	20
Manpower Planner Trainee	25597	RC-062	12
Medical Assistance Consultant I	26501	RC-062	13
Medical Assistance Consultant II	26502	RC-062	16
Medical Assistance Consultant III	26503	RC-062	19
Mental Health Specialist I	26924	RC-062	12
Mental Health Specialist II	26925	RC-062	14
Mental Health Specialist III	26926	RC-062	16
Mental Health Specialist Trainee	26928	RC-062	11
Meteorologist	27120	RC-062	18
Methods and Procedures Advisor I	27131	RC-062	14
Methods and Procedures Advisor II	27132	RC-062	16
Methods and Procedures Career Associate I	27135	RC-062	11
Methods and Procedures Career Associate II	27136	RC-062	12
Methods and Procedures Career Associate Trainee	27137	RC-062	09
Metrologist Associate	27146	RC-062	15
Microbiologist I	27151	RC-062	16
Microbiologist II	27152	RC-062	19
Natural Resources Advanced Specialist	28833	RC-062	20
Natural Resources Coordinator	28831	RC-062	15
Natural Resources Specialist	28832	RC-062	18
Oral Health Consultant	30317	RC-062	18
Paralegal Assistant	30860	RC-062	14
Police Training Specialist	32990	RC-062	17
Program Integrity Auditor I	34631	RC-062	16
Program Integrity Auditor II	34632	RC-062	19
Program Integrity Auditor Trainee	34635	RC-062	12
Property Consultant	34900	RC-062	15
Property Tax Analyst I	34921	RC-062	12
Property Tax Analyst II	34922	RC-062	14
Public Aid Appeals Advisor	35750	RC-062	18
Public Aid Family Support Specialist I	35841	RC-062	17
Public Aid Investigator	35870	RC-062	19
Public Aid Investigator Trainee	35874	RC-062	14
Public Aid Lead Casework Specialist	35880	RC-062	17
Public Aid Program Quality Analyst	35890	RC-062	19

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Public Aid Quality Control Reviewer	35892	RC-062	17
Public Aid Staff Development Specialist I	36071	RC-062	15
Public Aid Staff Development Specialist II	36072	RC-062	17
Public Health Educator Associate	36434	RC-062	14
Public Health Program Specialist I	36611	RC-062	14
Public Health Program Specialist II	36612	RC-062	16
Public Health Program Specialist III	36613	RC-062	19
Public Health Program Specialist Trainee	36615	RC-062	12
Public Information Officer I	37001	RC-062	12
Public Information Officer II	37002	RC-062	14
Public Information Officer III	37003	RC-062	19
Public Information Officer IV	37004	RC-062	21
Public Safety Inspector	37007	RC-062	16
Public Safety Inspector Trainee	37010	RC-062	10
Railroad Safety Specialist I	37601	RC-062	19
Railroad Safety Specialist II	37602	RC-062	21
Railroad Safety Specialist III	37603	RC-062	23
Railroad Safety Specialist IV	37604	RC-062	25
Real Estate Investigator	37730	RC-062	19
Real Estate Professions Examiner	37760	RC-062	22
Recreation Worker I	38001	RC-062	12
Recreation Worker II	38002	RC-062	14
Rehabilitation Counselor	38145	RC-062	17
Rehabilitation Counselor Senior	38158	RC-062	19
Rehabilitation Counselor Trainee	38159	RC-062	15
Rehabilitation Services Advisor I	38176	RC-062	20
Rehabilitation Workshop Supervisor I	38194	RC-062	12
Rehabilitation Workshop Supervisor II	38195	RC-062	14
Reimbursement Officer I	38199	RC-062	14
Reimbursement Officer II	38200	RC-062	16
Research Economist I	38207	RC-062	18
Research Scientist I	38231	RC-062	13
Research Scientist II	38232	RC-062	16
Research Scientist III	38233	RC-062	20
Resource Planner I	38281	RC-062	17
Resource Planner II	38282	RC-062	19
Resource Planner III	38283	RC-062	22
Revenue Auditor I (IL)	38371	RC-062	16
Revenue Auditor I (states other than IL, CA or NJ)	38371	RC-062	19

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Revenue Auditor I (CA or NJ)	38371	RC-062	21
Revenue Auditor II (IL)	38372	RC-062	19
Revenue Auditor II (states other than IL, CA or NJ)	38372	RC-062	22
Revenue Auditor II (CA or NJ)	38372	RC-062	24
Revenue Auditor III (IL)	38373	RC-062	22
Revenue Auditor III (states other than IL, CA or NJ)	38373	RC-062	24
Revenue Auditor III (CA or NJ)	38373	RC-062	26
Revenue Auditor Trainee (IL)	38375	RC-062	12
<u>Revenue Auditor Trainee (states other than IL, CA or NJ)</u>	<u>38375</u>	<u>RC-062</u>	<u>13</u>
<u>Revenue Auditor Trainee (CA or NJ)</u>	<u>38375</u>	<u>RC-062</u>	<u>15</u>
Revenue Collection Officer I	38401	RC-062	15
Revenue Collection Officer II	38402	RC-062	17
Revenue Collection Officer III	38403	RC-062	19
Revenue Collection Officer Trainee	38405	RC-062	12
Revenue Computer Audit Specialist (IL)	38425	RC-062	23
Revenue Computer Audit Specialist (states other than IL, CA or NJ)	38425	RC-062	25
Revenue Computer Audit Specialist (CA or NJ)	38425	RC-062	27
Revenue Senior Special Agent	38557	RC-062	23
Revenue Special Agent	38558	RC-062	19
Revenue Special Agent Trainee	38565	RC-062	14
Revenue Tax Specialist I	38571	RC-062	12
Revenue Tax Specialist II	38572	RC-062	14
Revenue Tax Specialist III	38573	RC-062	17
Revenue Tax Specialist Trainee	38575	RC-062	10
Site Assistant Superintendent I	41071	RC-062	15
Site Assistant Superintendent II	41072	RC-062	17
Site Interpretive Coordinator	41093	RC-062	13
Site Services Specialist I	41117	RC-062	15
Site Services Specialist II	41118	RC-062	17
Social Service Consultant I	41301	RC-062	18
Social Service Consultant II	41302	RC-062	19
Social Service Program Planner I	41311	RC-062	15
Social Service Program Planner II	41312	RC-062	17
Social Service Program Planner III	41313	RC-062	20
Social Service Program Planner IV	41314	RC-062	22

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Social Services Career Trainee	41320	RC-062	12
Social Worker I	41411	RC-062	16
Staff Development Specialist I	41771	RC-062	18
Staff Development Technician I	41781	RC-062	12
State Police Field Specialist I	42001	RC-062	18
State Police Field Specialist II	42002	RC-062	20
Statistical Research Specialist I	42741	RC-062	12
Statistical Research Specialist II	42742	RC-062	14
Statistical Research Specialist III	42743	RC-062	17
Storage Tank Safety Specialist	43005	RC-062	18
Telecommunications Specialist	45295	RC-062	15
Telecommunications Systems Analyst	45308	RC-062	17
Telecommunications Systems Technician I	45312	RC-062	10
Telecommunications Systems Technician II	45313	RC-062	13
Unemployment Insurance Adjudicator I	47001	RC-062	11
Unemployment Insurance Adjudicator II	47002	RC-062	13
Unemployment Insurance Adjudicator III	47003	RC-062	15
Unemployment Insurance Revenue Analyst I	47081	RC-062	15
Unemployment Insurance Revenue Analyst II	47082	RC-062	17
Unemployment Insurance Revenue Specialist	47087	RC-062	13
Unemployment Insurance Special Agent	47096	RC-062	18
Veterans Educational Specialist I	47681	RC-062	15
Veterans Educational Specialist II	47682	RC-062	17
Veterans Educational Specialist III	47683	RC-062	21
Veterans Employment Representative I	47701	RC-062	14
Veterans Employment Representative II	47702	RC-062	16
Volunteer Services Coordinator I	48481	RC-062	13
Volunteer Services Coordinator II	48482	RC-062	16
Volunteer Services Coordinator III	48483	RC-062	18
Wage Claims Specialist	48770	RC-062	09
Weatherization Specialist I	49101	RC-062	14
Weatherization Specialist II	49102	RC-062	17
Weatherization Specialist III	49103	RC-062	20
Weatherization Specialist Trainee	49105	RC-062	12

For the Revenue Auditor I, II and III, and Revenue Auditor Trainee position classification titles only – The pay grade assigned to the employee is based on the location of the position and the

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residence held by the employee. In the same position classification, the employee holding a position and residence outside the boundaries of the State of Illinois is assigned to a different pay grade than the pay grade assigned to the employee holding a position within the boundaries of the State of Illinois. The pay grade assigned to the employee holding a position located within the boundaries of the State of Illinois is the pay grade with the (IL) indication next to the position classification. The pay grade assigned to the employee holding the position located outside the boundaries of the State of Illinois is determined by the location of the employee's residence (e.g., IL, CA or NJ or a state other than IL, CA or NJ). If the employee's residence moves to another state while the employee is in the same position located outside the boundaries of the State of Illinois, or moves into another position located outside the boundaries of the State of Illinois in the same position classification, the base salary may change depending on the location of the employee's new residence. If the employee remains in the position located outside the boundaries of the State of Illinois and moves residence from or into the boundaries of the State of Illinois, the base salary will change. In all cases, change in base salary shall be on a step for step basis (e.g., if the original base salary was on Step 5 in one pay grade, the new base salary will also be on Step 5 of the newly appropriate pay grade).

Effective July 1, 2005
Bargaining Unit: RC-062

Pay Grade	Pay Plan Code	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
09	B	2248	2303	2359	2417	2493	2573	2652	2737	2818	2951	3039
09	Q	2321	2377	2436	2497	2574	2658	2740	2829	2914	3053	3145
09	S	2374	2432	2490	2550	2628	2712	2796	2886	2971	3111	3204
10	B	2319	2377	2436	2496	2587	2664	2752	2839	2927	3076	3169
10	Q	2394	2453	2514	2578	2671	2753	2845	2936	3027	3188	3282
10	S	2447	2507	2568	2631	2725	2809	2901	2991	3087	3248	3346
11	B	2403	2462	2525	2588	2676	2763	2862	2957	3049	3210	3307
11	Q	2481	2543	2606	2672	2767	2858	2960	3059	3157	3326	3426
11	S	2536	2597	2660	2726	2823	2913	3016	3117	3217	3386	3488
12	B	2497	2559	2623	2691	2790	2883	2990	3088	3202	3374	3475
12	Q	2579	2643	2710	2782	2885	2980	3096	3200	3318	3498	3603
12	S	2633	2697	2765	2837	2941	3038	3155	3261	3379	3560	3667

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12H	B	15.37	15.75	16.14	16.56	17.17	17.74	18.40	19.00	19.70	20.76	21.38
12H	Q	15.87	16.26	16.68	17.12	17.75	18.34	19.05	19.69	20.42	21.53	22.17
12H	S	16.20	16.60	17.02	17.46	18.10	18.70	19.42	20.07	20.79	21.91	22.57
13	B	2588	2653	2721	2793	2896	3006	3119	3233	3353	3540	3647
13	Q	2672	2742	2813	2888	2995	3112	3233	3351	3475	3673	3783
13	S	2726	2797	2869	2944	3052	3171	3294	3412	3538	3736	3848
14	B	2693	2763	2838	2913	3024	3142	3279	3399	3528	3733	3845
14	Q	2784	2858	2935	3013	3131	3257	3399	3526	3661	3874	3990
14	S	2839	2913	2990	3071	3192	3317	3460	3587	3723	3935	4053
14H	B	16.57	17.00	17.46	17.93	18.61	19.34	20.18	20.92	21.71	22.97	23.66
14H	Q	17.13	17.59	18.06	18.54	19.27	20.04	20.92	21.70	22.53	23.84	24.55
14H	S	17.47	17.93	18.40	18.90	19.64	20.41	21.29	22.07	22.91	24.22	24.94
15	B	2797	2871	2949	3028	3161	3292	3421	3561	3693	3915	4033
15	Q	2893	2970	3051	3135	3275	3412	3549	3696	3832	4062	4183
15	S	2948	3025	3109	3196	3336	3471	3613	3758	3893	4124	4247
16	B	2921	3000	3082	3170	3313	3458	3603	3753	3903	4133	4257
16	Q	3021	3105	3194	3286	3433	3588	3739	3892	4049	4289	4418
16	S	3080	3165	3254	3347	3496	3652	3803	3956	4113	4350	4482
17	B	3051	3137	3227	3321	3475	3635	3789	3942	4102	4347	4477
17	Q	3160	3251	3346	3441	3606	3772	3930	4090	4256	4510	4646
17	S	3219	3312	3406	3504	3669	3836	3994	4153	4318	4574	4711
18	B	3207	3299	3394	3495	3664	3835	4009	4173	4340	4599	4738
18	Q	3323	3419	3520	3626	3805	3979	4161	4332	4503	4772	4915
18	S	3383	3479	3584	3687	3866	4042	4223	4393	4568	4834	4979
19	B	3375	3473	3576	3684	3872	4055	4244	4421	4606	4885	5032
19	J	3375	3473	3576	3684	3872	4055	4244	4421	4606	4885	5032
19	Q	3499	3603	3711	3822	4017	4204	4404	4587	4780	5068	5220
19	S	3561	3667	3775	3885	4081	4269	4466	4651	4843	5131	5285
20	B	3564	3672	3781	3893	4090	4280	4483	4678	4871	5167	5322

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20	Q	3699	3809	3922	4039	4243	4442	4652	4852	5054	5363	5524
20	S	3760	3872	3985	4102	4305	4503	4714	4915	5116	5423	5587
21	B	3762	3876	3992	4110	4321	4530	4742	4958	5164	5486	5651
21	U	3762	3876	3992	4110	4321	4530	4742	4958	5164	5486	5651
21	Q	3904	4022	4140	4264	4485	4699	4920	5144	5359	5693	5864
21	S	3967	4084	4202	4329	4546	4762	4984	5207	5420	5755	5928
22	B	3976	4096	4220	4346	4572	4795	5022	5254	5473	5813	5987
22	Q	4126	4251	4378	4508	4743	4977	5210	5451	5679	6031	6213
22	S	4189	4312	4441	4573	4804	5039	5270	5513	5744	6095	6277
23	B	4220	4346	4476	4609	4853	5102	5345	5591	5834	6200	6386
23	Q	4378	4508	4643	4785	5037	5295	5544	5800	6053	6432	6625
23	S	4441	4573	4707	4846	5099	5357	5607	5863	6115	6494	6690
24	B	4489	4624	4762	4905	5166	5437	5698	5961	6230	6620	6819
24	J	4489	4624	4762	4905	5166	5437	5698	5961	6230	6620	6819
24	Q	4657	4797	4942	5092	5362	5640	5912	6184	6464	6870	7077
24	S	4721	4860	5004	5154	5422	5702	5974	6248	6527	6932	7139
25	B	4785	4929	5077	5229	5515	5806	6095	6385	6675	7104	7317
25	J	4785	4929	5077	5229	5515	5806	6095	6385	6675	7104	7317
25	Q	4964	5113	5266	5423	5722	6022	6324	6626	6926	7370	7591
25	S	5029	5175	5331	5487	5785	6084	6386	6687	6987	7433	7656
26	B	5057	5209	5366	5581	5885	6197	6512	6815	7121	7582	7809
26	U	5057	5209	5366	5581	5885	6197	6512	6815	7121	7582	7809
27	B	5346	5506	5672	5956	6280	6612	6948	7272	7598	8090	8332
27	U	5346	5506	5672	5956	6280	6612	6948	7272	7598	8090	8332

Effective January 1, 2006
Bargaining Unit: RC-062

Pay Grade	Pay Plan Code	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

09	B	2315	2372	2430	2490	2568	2650	2732	2819	2903	3040	3130
09	Q	2408	2466	2527	2591	2671	2758	2843	2935	3023	3167	3263
09	S	2463	2523	2583	2646	2727	2814	2901	2994	3082	3228	3324
10	B	2389	2448	2509	2571	2665	2744	2835	2924	3015	3168	3264
10	Q	2484	2545	2608	2675	2771	2856	2952	3046	3141	3308	3405
10	S	2539	2601	2664	2730	2827	2914	3010	3103	3203	3370	3471
11	B	2475	2536	2601	2666	2756	2846	2948	3046	3140	3306	3406
11	Q	2574	2638	2704	2772	2871	2965	3071	3174	3275	3451	3554
11	S	2631	2694	2760	2828	2929	3022	3129	3234	3338	3513	3619
12	B	2572	2636	2702	2772	2874	2969	3080	3181	3298	3475	3579
12	Q	2676	2742	2812	2886	2993	3092	3212	3320	3442	3629	3738
12	S	2732	2798	2869	2943	3051	3152	3273	3383	3506	3694	3805
12H	B	15.83	16.22	16.63	17.06	17.69	18.27	18.95	19.58	20.30	21.38	22.02
12H	Q	16.47	16.87	17.30	17.76	18.42	19.03	19.77	20.43	21.18	22.33	23.00
12H	S	16.81	17.22	17.66	18.11	18.78	19.40	20.14	20.82	21.58	22.73	23.42
13	B	2666	2733	2803	2877	2983	3096	3213	3330	3454	3646	3756
13	Q	2772	2845	2918	2996	3107	3229	3354	3477	3605	3811	3925
13	S	2828	2902	2977	3054	3166	3290	3418	3540	3671	3876	3992
14	B	2774	2846	2923	3000	3115	3236	3377	3501	3634	3845	3960
14	Q	2888	2965	3045	3126	3248	3379	3526	3658	3798	4019	4140
14	S	2945	3022	3102	3186	3312	3441	3590	3722	3863	4083	4205
14H	B	17.07	17.51	17.99	18.46	19.17	19.91	20.78	21.54	22.36	23.66	24.37
14H	Q	17.77	18.25	18.74	19.24	19.99	20.79	21.70	22.51	23.37	24.73	25.48
14H	S	18.12	18.60	19.09	19.61	20.38	21.18	22.09	22.90	23.77	25.13	25.88
15	B	2881	2957	3037	3119	3256	3391	3524	3668	3804	4032	4154
15	Q	3001	3081	3165	3253	3398	3540	3682	3835	3976	4214	4340
15	S	3059	3138	3226	3316	3461	3601	3748	3899	4039	4279	4406
16	B	3009	3090	3174	3265	3412	3562	3711	3866	4020	4257	4385
16	Q	3134	3221	3314	3409	3562	3723	3879	4038	4201	4450	4584

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

16	S	3196	3284	3376	3473	3627	3789	3946	4104	4267	4513	4650
17	B	3143	3231	3324	3421	3579	3744	3903	4060	4225	4477	4611
17	Q	3279	3373	3471	3570	3741	3913	4077	4243	4416	4679	4820
17	S	3340	3436	3534	3635	3807	3980	4144	4309	4480	4746	4888
18	B	3303	3398	3496	3600	3774	3950	4129	4298	4470	4737	4880
18	Q	3448	3547	3652	3762	3948	4128	4317	4494	4672	4951	5099
18	S	3510	3609	3718	3825	4011	4194	4381	4558	4739	5015	5166
19	B	3476	3577	3683	3795	3988	4177	4371	4554	4744	5032	5183
19	J	3476	3577	3683	3795	3988	4177	4371	4554	4744	5032	5183
19	Q	3630	3738	3850	3965	4168	4362	4569	4759	4959	5258	5416
19	S	3695	3805	3917	4031	4234	4429	4633	4825	5025	5323	5483
20	B	3671	3782	3894	4010	4213	4408	4617	4818	5017	5322	5482
20	Q	3838	3952	4069	4190	4402	4609	4826	5034	5244	5564	5731
20	S	3901	4017	4134	4256	4466	4672	4891	5099	5308	5626	5797
21	B	3875	3992	4112	4233	4451	4666	4884	5107	5319	5651	5821
21	U	3875	3992	4112	4233	4451	4666	4884	5107	5319	5651	5821
21	Q	4050	4173	4295	4424	4653	4875	5105	5337	5560	5906	6084
21	S	4116	4237	4360	4491	4716	4941	5171	5402	5623	5971	6150
22	B	4095	4219	4347	4476	4709	4939	5173	5412	5637	5987	6167
22	Q	4281	4410	4542	4677	4921	5164	5405	5655	5892	6257	6446
22	S	4346	4474	4608	4744	4984	5228	5468	5720	5959	6324	6512
23	B	4347	4476	4610	4747	4999	5255	5505	5759	6009	6386	6578
23	Q	4542	4677	4817	4964	5226	5494	5752	6018	6280	6673	6873
23	S	4608	4744	4884	5028	5290	5558	5817	6083	6344	6738	6941
24	B	4624	4763	4905	5052	5321	5600	5869	6140	6417	6819	7024
24	J	4624	4763	4905	5052	5321	5600	5869	6140	6417	6819	7024
24	Q	4832	4977	5127	5283	5563	5852	6134	6416	6706	7128	7342
24	S	4898	5042	5192	5347	5625	5916	6198	6482	6772	7192	7407
25	B	4929	5077	5229	5386	5680	5980	6278	6577	6875	7317	7537

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

25	J	4929	5077	5229	5386	5680	5980	6278	6577	6875	7317	7537
25	Q	5150	5305	5463	5626	5937	6248	6561	6874	7186	7646	7876
25	S	5218	5369	5531	5693	6002	6312	6625	6938	7249	7712	7943
26	B	5209	5365	5527	5748	6062	6383	6707	7019	7335	7809	8043
26	U	5209	5365	5527	5748	6062	6383	6707	7019	7335	7809	8043
27	B	5506	5671	5842	6135	6468	6810	7156	7490	7826	8333	8582
27	U	5506	5671	5842	6135	6468	6810	7156	7490	7826	8333	8582

(Source: Peremptory amendment at 30 Ill. Reg. 5687, effective March 7, 2006)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF AGENCY RESPONSE TO JOINT COMMITTEE ON ADMINISTRATIVE
RULES OBJECTION TO PROPOSED AMENDMENT

- 1) Heading of the Part: Standard Procurement
- 2) Code Citation: 44 Ill. Adm. Code 1
- 3) Section Number: 1.2036 Response: Agreement with Objection
- 4) Date Notice of Proposed Amendment Published in the Register: December 16, 2005; 29 Ill. Reg. 20540
- 5) Date JCAR Statement of Objection Published in the Register: February 3, 2006; 30 Ill. Reg. 1532
- 6) Summary of Action Taken by the Agency: At its meeting on January 18, 2006, JCAR objected to the above-cited emergency rulemaking because, while CMS described this rule as applying to contracts for information technology (IT) related personal services, the rule was not clear in this regard. Additionally, JCAR objected to CMS' use of emergency rulemaking because, although an underlying labor agreement was applicable after 12/31/05, CMS was aware of the agreement deadline and would not have had to use emergency rulemaking if amendments to this Part had been proposed in a timely manner. The Department of Central Management Services acknowledges that it did not amend the rule in a timely manner and shall make every effort to do so in the future. CMS is repealing the emergency rule in this issue of the *Illinois Register* and, during the 2nd Notice period of the companion proposed rule, will address discretionary powers asserted by the Department and clarify intent.
- 7) Information and questions regarding this agency response shall be directed to:

Gina Wilson
Illinois Department of Central Management Services
720 Stratton Office Building
Springfield IL 62706

(217)785-1793

JOINT COMMITTEE ON ADMINISTRATIVE RULES

NOTICE OF PUBLICATION ERROR

DEPARTMENT OF LABOR

- 1) Heading of the Part: Health and Safety
- 2) Code Citation: 56 Ill. Adm. Code 350
- 3) Register citation of adopted rulemaking and other pertinent action: March 17, 2006; 30 Ill. Reg. 4777
- 4) Explanation: The Department of Labor's new Part cited above was published prematurely in last week's March 17, 2006 *Illinois Register*. The text of the new Part was depicted accurately, but the March 3, 2006 effective date must be corrected to March 13, 2006 to match the effective date of the Department's companion adopted repealer that is published in this week's issue of the *Illinois Register*. The repealer removes the existing Part 350 text from the *Illinois Administrative Code* because it is superseded by the new Part 350 text of the same title and Part number. Therefore, the new Part cannot become effective before the old Part is repealed. JCAR apologizes for any inconvenience caused by publication of the new Part one week prior to the repealer's publication.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of March 7, 2006 through March 13, 2006 and have been scheduled for review by the Committee at its April 11, 2006 meeting. 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.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start Of First Notice</u>	<u>JCAR Meeting</u>
4/20/06	<u>Secretary of State</u> , Commercial Driver Training Schools (92 Ill. Adm. Code 1060)	10/28/05 29 Ill. Reg. 16366	4/11/06
4/21/06	<u>Department of Central Management Services</u> , State (of Illinois) Employees' Deferred Compensation Plan (80 Ill. Adm. Code 2700)	12/9/05 29 Ill. Reg. 19737	4/11/06
4/22/06	<u>Department of Commerce and Economic Opportunity</u> , Illinois Small Business Development Program (14 Ill. Adm. Code 570)	12/23/05 29 Ill. Reg. 20593	4/11/06

EXECUTIVE ORDER

2006-05 (**SEE REVISED COPY**)CONSTRUCTION ACTIVITIES
IN SPECIAL FLOOD HAZARD AREAS

WHEREAS, the State of Illinois has programs for the construction of buildings, facilities, roads, and other development projects and annually acquires and disposes of lands in floodplains; and

WHEREAS, federal financial assistance for the acquisition or construction of insurable structures in all Special Flood Hazard Areas requires State participation in the National Flood Insurance Program; and

WHEREAS, the Federal Emergency Management Agency has promulgated and adopted regulations governing eligibility of State governments to participate in the National Flood Insurance Program (44 C.F.R. 59-79), as presently enacted or hereafter amended, which requires that State development activities comply with specified minimum floodplain regulation criteria; and

WHEREAS, the Presidential Interagency Floodplain Management Review Committee has published recommendations to strengthen Executive Orders and State floodplain management activities;

NOW THEREFORE, by virtue of the authority vested in me as Governor of the State of Illinois, it is hereby ordered as follows:

1. For purpose of this Order:

- A. "Critical Facility" means any facility which is critical to the health and welfare of the population and, if flooded, would create an added dimension to the disaster. Damage to these critical facilities can impact the delivery of vital services, can cause greater damage to other sectors of the community, or can put special populations at risk. The determination of Critical Facility will be made by each agency.

Examples of critical facilities where flood protection should be required include:
Emergency Services Facilities (such as fire and police stations)
Schools
Hospitals
Retirement homes and senior care facilities
Major roads and bridges
Critical utility sites (telephone switching stations or electrical transformers)

EXECUTIVE ORDER

2006-05 (**SEE REVISED COPY**)CONSTRUCTION ACTIVITIES
IN SPECIAL FLOOD HAZARD AREAS

Hazardous material storage facilities (chemicals, petrochemicals, hazardous or toxic substances)

Examples of critical facilities where flood protection is recommended include:
Sewage treatment plants
Water treatment plants
Pumping stations

- B. "Development" or "Developed" means the placement or erection of structures (including manufactured homes) or earthworks; land filling, excavation or other alteration of the ground surface; installation of public utilities; channel modification; storage of materials or any other activity undertaken to modify the existing physical features of a floodplain.
 - C. "Flood Protection Elevation" means one foot above the applicable base flood or 100-year frequency flood elevation.
 - D. "Office of Water Resources" means the Illinois Department of Natural Resources, Office of Water Resources.
 - E. "Special Flood Hazard Area" or "Floodplain" means an area subject to inundation by the base or 100-year frequency flood and shown as such on the most current Flood Insurance Rate Map published by the Federal Emergency Management Agency.
 - F. "State Agencies" means any department, commission, board or agency under the jurisdiction of the Governor; any board, commission, agency or authority which has a majority of its members appointed by the Governor; and the Governor's Office.
2. All State Agencies engaged in any development within a Special Flood Hazard Area shall undertake such development in accordance with the following:
- A. All development shall comply with all requirements of the National Flood Insurance Program (44 C.F.R. 59-79) and with all requirements of 92 Illinois Administrative Code Part 700 or 92 Illinois Administrative Code Part 708, whichever is applicable.

EXECUTIVE ORDER

2006-05 (**SEE REVISED COPY**)CONSTRUCTION ACTIVITIES
IN SPECIAL FLOOD HAZARD AREAS

- B. In addition to the requirements set forth in preceding Section A, the following additional requirements shall apply where applicable:
1. All new Critical Facilities shall be located outside of the floodplain. Where this is not practicable, Critical Facilities shall be developed with the lowest floor elevation equal to or greater than the 500-year frequency flood elevation or structurally dry floodproofed to at least the 500-year frequency flood elevation.
 2. All new buildings shall be developed with the lowest floor elevation equal to or greater than the Flood Protection Elevation or structurally dry floodproofed to at least the Flood Protection Elevation.
 3. Modifications, additions, repairs or replacement of existing structures may be allowed so long as the new development does not increase the floor area of the existing structure by more than twenty (20) percent or increase the market value of the structure by fifty (50) percent, and does not obstruct flood flows. Floodproofing activities are permitted and encouraged, but must comply with the requirements noted above.
3. State Agencies which administer grants or loans for financing development within Special Flood Hazard Areas shall take all steps within their authority to ensure that such development meets the requirements of this Order.
 4. State Agencies responsible for regulating or permitting development within Special Flood Hazard Areas shall take all steps within their authority to ensure that such development meets the requirements of this Order.
 5. State Agencies engaged in planning programs or programs for the promotion of development shall inform participants in their programs of the existence and location of Special Flood Hazard Areas and of any State or local floodplain requirements in effect in such areas. Such State Agencies shall ensure that proposed development within Special Flood Hazard Areas would meet the requirements of this Order.
 6. The Office of Water Resources shall provide available flood hazard information to assist State Agencies in carrying out the responsibilities established by this Order. State

EXECUTIVE ORDER

2006-05 (**SEE REVISED COPY**)CONSTRUCTION ACTIVITIES
IN SPECIAL FLOOD HAZARD AREAS

Agencies which obtain new flood elevation, floodway, or encroachment data developed in conjunction with development or other activities covered by this Order shall submit such data to the Office of Water Resources for their review. If such flood hazard information is used in determining design features or location of any State development, it must first be approved by the Office of Water Resources.

7. State Agencies shall work with the Office of Water Resources to establish procedures of such Agencies for effectively carrying out this Order.
8. Effective Date. This Order supercedes and replaces Executive Order Number 5 (2006) and shall take effect on the first day of.

Issued by Governor: March 7, 2006

Filed with Secretary of State: March 7, 2006

2006-05 **(REVISED)**

CONSTRUCTION ACTIVITIES
IN SPECIAL FLOOD HAZARD AREAS

WHEREAS, the State of Illinois has programs for the construction of buildings, facilities, roads, and other development projects and annually acquires and disposes of lands in floodplains; and

WHEREAS, federal financial assistance for the acquisition or construction of insurable structures in all Special Flood Hazard Areas requires State participation in the National Flood Insurance Program; and

WHEREAS, the Federal Emergency Management Agency has promulgated and adopted regulations governing eligibility of State governments to participate in the National Flood Insurance Program (44 C.F.R. 59-79), as presently enacted or hereafter amended, which requires that State development activities comply with specified minimum floodplain regulation criteria; and

WHEREAS, the Presidential Interagency Floodplain Management Review Committee has published recommendations to strengthen Executive Orders and State floodplain management activities;

NOW THEREFORE, by virtue of the authority vested in me as Governor of the State of Illinois, it is hereby ordered as follows:

1. For purpose of this Order:
 - A. "Critical Facility" means any facility which is critical to the health and welfare of the population and, if flooded, would create an added dimension to the disaster. Damage to these critical facilities can impact the delivery of vital services, can cause greater damage to other sectors of the community, or can put special populations at risk. The determination of Critical Facility will be made by each agency.

Examples of critical facilities where flood protection should be required include:

Emergency Services Facilities (such as fire and police stations)

Schools

Hospitals

Retirement homes and senior care facilities

Major roads and bridges

Critical utility sites (telephone switching stations or electrical transformers)

Hazardous material storage facilities (chemicals, petrochemicals, hazardous or toxic substances)

2006-05 **(REVISED)**

CONSTRUCTION ACTIVITIES
IN SPECIAL FLOOD HAZARD AREAS

Examples of critical facilities where flood protection is recommended include:

Sewage treatment plants

Water treatment plants

Pumping stations

- B. "Development" or "Developed" means the placement or erection of structures (including manufactured homes) or earthworks; land filling, excavation or other alteration of the ground surface; installation of public utilities; channel modification; storage of materials or any other activity undertaken to modify the existing physical features of a floodplain.
- C. "Flood Protection Elevation" means one foot above the applicable base flood or 100-year frequency flood elevation.
- D. "Office of Water Resources" means the Illinois Department of Natural Resources, Office of Water Resources.
- E. "Special Flood Hazard Area" or "Floodplain" means an area subject to inundation by the base or 100-year frequency flood and shown as such on the most current Flood Insurance Rate Map published by the Federal Emergency Management Agency.
- F. "State Agencies" means any department, commission, board or agency under the jurisdiction of the Governor; any board, commission, agency or authority which has a majority of its members appointed by the Governor; and the Governor's Office.
2. All State Agencies engaged in any development within a Special Flood Hazard Area shall undertake such development in accordance with the following:
- A. All development shall comply with all requirements of the National Flood Insurance Program (44 C.F.R. 59-79) and with all requirements of 92 Illinois Administrative Code Part 700 or 92 Illinois Administrative Code Part 708, whichever is applicable.
- B. In addition to the requirements set forth in preceding Section A, the following additional requirements shall apply where applicable:

2006-05 **(REVISED)**

CONSTRUCTION ACTIVITIES
IN SPECIAL FLOOD HAZARD AREAS

1. All new Critical Facilities shall be located outside of the floodplain. Where this is not practicable, Critical Facilities shall be developed with the lowest floor elevation equal to or greater than the 500-year frequency flood elevation or structurally dry floodproofed to at least the 500-year frequency flood elevation.
2. All new buildings shall be developed with the lowest floor elevation equal to or greater than the Flood Protection Elevation or structurally dry floodproofed to at least the Flood Protection Elevation.
3. Modifications, additions, repairs or replacement of existing structures may be allowed so long as the new development does not increase the floor area of the existing structure by more than twenty (20) percent or increase the market value of the structure by fifty (50) percent, and does not obstruct flood flows. Floodproofing activities are permitted and encouraged, but must comply with the requirements noted above.
3. State Agencies which administer grants or loans for financing development within Special Flood Hazard Areas shall take all steps within their authority to ensure that such development meets the requirements of this Order.
4. State Agencies responsible for regulating or permitting development within Special Flood Hazard Areas shall take all steps within their authority to ensure that such development meets the requirements of this Order.
5. State Agencies engaged in planning programs or programs for the promotion of development shall inform participants in their programs of the existence and location of Special Flood Hazard Areas and of any State or local floodplain requirements in effect in such areas. Such State Agencies shall ensure that proposed development within Special Flood Hazard Areas would meet the requirements of this Order.
6. The Office of Water Resources shall provide available flood hazard information to assist State Agencies in carrying out the responsibilities established by this Order. State Agencies which obtain new flood elevation, floodway, or encroachment data developed in conjunction with development or other activities covered by this Order shall submit such data to the Office of Water Resources for their review. If such flood hazard information is used in determining design features or location of any State development, it must first be approved by the Office of Water Resources.

2006-05 **(REVISED)**CONSTRUCTION ACTIVITIES
IN SPECIAL FLOOD HAZARD AREAS

7. State Agencies shall work with the Office of Water Resources to establish procedures of such Agencies for effectively carrying out this Order.
8. Effective Date. This Order supercedes and replaces Executive Order Number 4 (1979) and shall take effect on the first day of.

Issued by Governor: March 7, 2006Filed with Secretary of State: March 7, 2006

PROCLAMATIONS

2006-61**ONE NIGHT, ONE MIC, 100 MEETINGS DAY**

- WHEREAS, alcohol is the number one drug problem in Illinois, affecting millions of Illinoisans either directly or through a family member; and
- WHEREAS, more than 48,000 Illinoisans, including 3,100 youth, received treatment for alcohol addiction through state-funded programs last year; and
- WHEREAS, more than two-thirds of Illinois teenagers report use of alcohol; and half of all fatal automobile accidents involving teenagers are alcohol-related; and
- WHEREAS, underage drinking is a preventable problem; and
- WHEREAS, there are prevention interventions that can effectively reduce underage drinking; and
- WHEREAS, these prevention interventions need to engage and target individuals (youth, families) and the community (coaches, teachers, retailers, clergy, etc.); and
- WHEREAS, prevention interventions need to be proactive, comprehensive, ongoing and consistent; and
- WHEREAS, the mission of the Department of Human Services (DHS), Division of Community Health and Prevention, Office of Prevention is to promote and implement coordinated, innovative community-based prevention strategies and provide a wide range of comprehensive prevention efforts designed to prevent domestic violence; alcohol, tobacco, and other drug abuse; and juvenile delinquency; and
- WHEREAS, the DHS Division of Community Health and Prevention, Office of Prevention is taking the lead in coordinating community-led town meetings on alcohol in 100 locations throughout the state; and
- WHEREAS, this is the first time any such event has been planned in Illinois and is a significant milestone in the prevention of underage drinking:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim March 28, 2006 as **ONE NIGHT, ONE MIC, 100 MEETINGS DAY** in Illinois, and encourage all citizens to become involved in addressing the issue of underage drinking in their communities.

Issued by the Governor on March 7, 2006.

PROCLAMATIONS

Filed by the Secretary of State March 7, 2006.

2006-62**AFFORDABLE HOUSING WEEK**

WHEREAS, access to safe and affordable housing is one of the basic necessities of life; and

WHEREAS, over 1 million Illinois households have difficulties in trying to afford housing. Nearly 800,000 renters and homeowners are paying more than 35% of their income on housing. Over 200,000 households are overcrowded in an effort to try and afford housing. This illustrates a housing affordability problem that often results in homelessness; and

WHEREAS, all citizens require stable and affordable housing in order to achieve individual and family success, and it is essential that we have a full range of quality housing options available and accessible to meet the needs of all income groups and special needs populations in communities across the state; and

WHEREAS, recognizing that housing is not just about bricks and mortar, it is crucial that grassroots organizations, non-profit housing professionals, financial institutions, elected officials, state agencies and others join forces to guide and promote affordable housing as fundamental to community and economic health; and

WHEREAS, the talents and efforts of grassroots organizations, non-profit housing professionals, financial institutions, elected officials, state agencies and others must be combined to address the challenge of increasing the amount of affordable housing:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim March 19 – 25, 2006 as **AFFORDABLE HOUSING WEEK** in Illinois, and encourage all citizens to recognize and appreciate the need for reasonably priced housing and its impact on our communities.

Issued by the Governor on March 7, 2006.

Filed by the Secretary of State March 7, 2006.

2006-63**FEDERAL EMPLOYEE OF THE YEAR DAY**

WHEREAS, the hard work and dedication of men and women across the United States have been instrumental in making our nation strong and prosperous; and

PROCLAMATIONS

- WHEREAS, a special day is set aside each year to recognize the outstanding service of dedicated federal employees; and
- WHEREAS, this year, the 49th Annual Federal Employee of the Year Awards Luncheon will be held on May 2nd at The Hyatt Regency Chicago. The theme for this year's ceremony is "Federal Employees – Postmark of Pride"; and
- WHEREAS, at this prestigious ceremony, federal employees who have dedicated themselves to giving superior service to the American public will be honored; and
- WHEREAS, awards will be given to the outstanding employee in each of eleven categories that cover various types of jobs within the federal workforce; and
- WHEREAS, in conjunction with the ceremony, college scholarships will be awarded to two graduate students attending the University of Illinois at Chicago's College of Urban Planning and Public Affairs:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim May 2, 2006 as **FEDERAL EMPLOYEE OF THE YEAR DAY** in Illinois, and encourage all citizens to join in honoring these hard working individuals, and to recognize the exceptional services they provide for our society.

Issued by the Governor on March 7, 2006.

Filed by the Secretary of State March 7, 2006.

2006-64**ILLINOIS SENATE PRESIDENT EMIL JONES, JR. DAY**

- WHEREAS, the Honorable Emil Jones, Jr., President of the Illinois Senate, was born on October 18, 1935 in Chicago. This year, there will be a luncheon in President Jones's honor to salute our nation's only African-American Senate President; and
- WHEREAS, a graduate of Chicago's Tilden Technical High School and Loop Junior College, Jones also attended Roosevelt University, where he majored in Business Administration and received the Doctorate of Humane Letters Honoris Causa Degree in 2004; and
- WHEREAS, Jones first took office in the Illinois House of Representatives in 1973, where he served until his election to the Illinois Senate in 1982. On January 12, 2005, he received the unanimous support of the Senate Democratic Caucus for Senate President in the 94th General Assembly, marking his second term as the Senate's chief presiding officer; and

PROCLAMATIONS

WHEREAS, among his many accomplishments in the Illinois Legislature, President Jones has been a staunch supporter of education issues, and has always worked hard to ensure that all Illinois children have the best possible opportunities for success. He is also a strong advocate for working families, and was instrumental in the passage of legislation in 1998 to double the personal exemption on the state income tax; and

WHEREAS, President Jones is active in his Chicago Southside community as a member of Holy Name of Mary Church, the Morgan Park Civic League, the Knights of St. Peter Claver, and the 111th Street YMCA Board of Directors. He is also involved with the National Black Caucus of State Legislators, the National Conference of State Legislators, and the Board of Directors of the State Legislative Leaders Foundation; and

WHEREAS, for both his legislative and community endeavors, President Jones has received numerous honors and awards throughout his career from various educational, business, labor, and civic organizations across the country; and

WHEREAS, on March 17, 2006, as Senate President Emil Jones, Jr. is honored for his accomplishments and contributions to the community, I am proud to recognize his exemplary service to the State of Illinois for over 30 years, and I join his family and friends in commemorating this special day:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim March 17, 2006 as **ILLINOIS SENATE PRESIDENT EMIL JONES, JR. DAY** in Illinois.

Issued by the Governor on March 7, 2006.

Filed by the Secretary of State March 7, 2006.

2006-65**NATIONAL MARITIME DAY**

WHEREAS, first observed in 1933, National Maritime Day commemorates the first voyage of a steamship across the Atlantic Ocean; and

WHEREAS, the S. S. Savannah departed, for what eventually became a 29-day journey, on May 22, 1819, sailing from Savannah, Georgia to Liverpool, England; and

WHEREAS, this historic voyage marked the beginning of the steamship age in maritime history; and

PROCLAMATIONS

WHEREAS, according to information provided by the U.S. Department of Transportation's Maritime Administration, in March 2004, more than 80 percent of the military cargo shipped to the Middle East in support of the United States Armed Forces during the Iraqi conflict arrived via U.S. flag commercial or government vessels; and

WHEREAS, we pay tribute to the men and women of the United States Merchant Marines, serving the country with valor and strength, who have contributed significantly to the strength and economic growth of our nation; and

WHEREAS, we salute the countless number of seamen who have lost their lives in World Wars I and II and other conflicts that have taken place throughout the history of our country:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim May 22, 2006 as **NATIONAL MARITIME DAY** in Illinois, and encourage all citizens to recognize the important roles the Merchant Marines play in ensuring the safety and economic prosperity of our great nation.

Issued by the Governor on March 7, 2006.

Filed by the Secretary of State March 7, 2006.

2006-66
SEED MONTH

WHEREAS, the abundance of Illinois' crops relies on fertile soil, diligent farmers, and high quality seeds; and

WHEREAS, to ensure that seeds are of the highest quality, there must be agricultural-minded seed producers, conscientious inspectors, skilled technicians, and concerned dealers; and

WHEREAS, agriculture and the seed industry significantly contribute to our state's economy with value-added products marketed throughout the world; and

WHEREAS, the Bureau of Agricultural Products Inspection within the Illinois Department of Agriculture tests the purity and germination of seeds, validates the accuracy of product labels, and cooperates with the Illinois Crop Improvement Association, which is the state's official seed-certifying agency, and an independent, nonprofit organization; and

PROCLAMATIONS

WHEREAS, in cooperation with educational and regulatory agencies, the Illinois Seed (Trade) Association has sustained an informed membership, the latest research developments, the production of high-quality seed, and has developed an effective seed program advocating pertinent legislation:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim April 2006 as **SEED MONTH** in Illinois in appreciation of the seed industry's contribution to supplying food and fiber to the world through the production of Illinois crops.

Issued by the Governor on March 7, 2006.

Filed by the Secretary of State March 7, 2006.

2006-67

AMERICAN RED CROSS MONTH

WHEREAS, in 1881, the efforts of Clara Barton led to the establishment of the American Red Cross, which this year celebrates its 125th Anniversary of providing compassionate humanitarian care to all people; and

WHEREAS, since its inception, the American Red Cross has grown into an organization which is uniquely chartered by the United States Congress to act in times of need by providing assistance to persons afflicted by local, state, national or international disasters, as well as to assist American Military personnel and their families; and

WHEREAS, American Red Cross chapters in Illinois train residents on how to prepare for and respond to natural and man-made disasters by teaching the use of First Aid, CPR, and Automated External Defibrillators; and

WHEREAS, the American Red Cross is committed to assuring a safe and adequate blood supply for Illinois and the entire nation by performing blood drives where volunteers are asked to donate so that blood is readily available when needed by members of our communities; and

WHEREAS, through its work, the American Red Cross, an enduring American institution, restores hope at home and throughout the world every day. Furthermore, the vital services of this humanitarian organization would not be possible without generous contributions from the American people:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim March 2006 as **AMERICAN RED CROSS MONTH** in Illinois, and encourage all Illinois citizens to support the noble efforts of the American Red Cross by giving their time, money, or

PROCLAMATIONS

blood donations to this worthy organization so that it may continue to help our communities in time of need.

Issued by the Governor on March 7, 2006.

Filed by the Secretary of State March 7, 2006.

2006-68**SCHOOL HEALTH CENTER AWARENESS MONTH**

WHEREAS, the growth and development of school age children is of paramount importance in Illinois, and across the country; and

WHEREAS, Illinois values its children and recognizes the need to provide them with the primary and preventative health care services necessary for their overall well-being; and

WHEREAS, approximately one in seven teenagers has no health insurance, and private health insurance plans often place restrictions on services for teens; and

WHEREAS, in 1982, school health centers began to emerge in Illinois as a way to provide health services to children and adolescents who would not otherwise have access to those services; and

WHEREAS, today, there are over forty school health centers in Illinois providing accessible, affordable and quality health care and health education to school aged children; and

WHEREAS, research has shown that school health centers contribute to fewer school absences, higher compliance with required immunizations and physical exams, decreased smoking of tobacco and marijuana, fewer hospitalizations and emergency room visits, lower school drop-out rates and a decline in teen pregnancy:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim March 2006 as **SCHOOL HEALTH CENTER AWARENESS MONTH** in Illinois, and urge all citizens to recognize the role of local school-based and school-linked health centers in improving the lives of young people and their families.

Issued by the Governor on March 7, 2006.

Filed by the Secretary of State March 7, 2006.

2006-69**GREEK INDEPENDENCE DAY**

PROCLAMATIONS

WHEREAS, in 1821, the Greeks began a War of Independence by rising up against 400 years of occupation and oppression by the Ottoman Empire; and

WHEREAS, independence was finally granted by the Treaty of Constantinople in July 1832 when Greece (Hellas) was recognized as a free country. Greeks celebrate their Independence day annually on March 25; and

WHEREAS, the leaders of the American Revolution and the Framers of the Constitution often drew inspiration from Athenian lawgivers and philosophers. In fact, ancient Greek thought has long served as an example for representative government and free political discourse, and we continue to embrace those philosophies in our Nation today; and

WHEREAS, without a doubt, Greeks and Americans both share a love of freedom and individual rights. Bound by history, mutual respect, and common ideals, America and Greece have been firm allies in the great struggles for human liberty; and

WHEREAS, embodying the independence and creativity that have made our country strong, Greece's proud history is a source of inspiration for our Nation and our world; and

WHEREAS, this year, Greeks and Americans are coming together to celebrate the 185th anniversary of the Declaration of Independence of 1821, and Illinois is proud to join with the Federation of Hellenic American Organizations, all of its members, and the entire Greek American community of Illinois in celebration of this significant occasion:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim March 25, 2006 as **GREEK INDEPENDENCE DAY** in Illinois in recognition of the country's 185th Anniversary of Independence, and in tribute to all the Greek Americans who call Illinois their home.

Issued by the Governor on March 8, 2006.

Filed by the Secretary of State March 8, 2006.

2006-70**PROJECT IGNITION DAY**

WHEREAS, Project Ignition, sponsored by State Farm and coordinated by the National Youth Leadership Council, gives high school students and their teachers a unique opportunity to work together in addressing the critical issues of teen driver safety and how it affects them, their community and the world around them; and

PROCLAMATIONS

- WHEREAS, students of Gibson City-Melvin-Sibley High School in Gibson City were inspired to participate in the 2005-2006 Project Ignition program, largely because of a tragic accident involving twin brothers, Steve and Greg Arends; and
- WHEREAS, the GCMS project team, including 43 students and 2 teachers, produced Safe Driving DVDs, original soundtracks, and PowerPoint presentations that were shown school-wide and throughout the community, all centered around the theme "License to Live – Shattered Dreams;" and
- WHEREAS, media coverage for the "License to Live – Shattered Dreams" project encompassed three television stations, local radio stations and newspapers, and a Web site, reaching nearly 345,000 people; and
- WHEREAS, as a result of the students' and teachers' untiring work, seat belt usage among students at GCMS High School increased, while the number of speeding tickets and automobile accidents decreased; and
- WHEREAS, the State of Illinois' Departments of Motor Vehicles, under the jurisdiction of Secretary of State Jesse White, plans to play the Project Ignition's team Safe Driving DVD at every facility; and
- WHEREAS, the GCMS Project Ignition team has been selected as one of ten finalists from across the country, winning a \$5,000 stipend from State Farm to travel to the National Youth Leadership Council's 17th Annual National Service-Learning Conference in Philadelphia, Pennsylvania in March 2006, to present their "License to Live – Shattered Dreams" Program before an international audience and a renowned panel of judges; and
- WHEREAS, the GCMS team will compete for the national "Best of the Best" award and a grant of \$10,000 to be used to continue the project; and
- WHEREAS, the State of Illinois proudly recognizes the dedication and hard work of this outstanding team, and commends all those involved in making this project a success, thereby making a positive difference in our communities across the State:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim March 16, 2006 as **PROJECT IGNITION DAY** in Illinois, and encourage all citizens to recognize the hard work put into the "License to Live – Shattered Dreams" project and the importance of driver safety in our communities.

Issued by the Governor on March 10, 2006.

PROCLAMATIONS

Filed by the Secretary of State March 10, 2006.

2006-71**ELMHURST JAYCEES DISTINGUISHED SERVICE AWARD**

WHEREAS, the Elmhurst Jaycees, a local chapter of the U.S. Junior Chamber of Commerce, serves the local community through organizing events and service to others; and

WHEREAS, the Elmhurst Jaycees was established in 1920 and continues today to provide young people between the ages of 21 and 39 the tools they need to build the bridges of success for themselves in the areas of business development, management skills, individual training, community service, and international connections; and

WHEREAS, in addition to providing opportunities to develop personal and leadership skills, the Elmhurst Jaycees have honored deserving community volunteers with the Distinguished Service Award for more than 50 years; and

WHEREAS, the honoree for this evening, Larry Fricke, who is a volunteer for Elmhurst College's Advancement Office has given much of his time as a "full time volunteer" for over twenty years. He has donated approximately 40,000 hours of service benefiting Elmhurst College and the surrounding community; and

WHEREAS, Mr. Fricke has worked hard for Elmhurst College in developing relationships with alumni, businesses, and the community, thus earning his distinction as "Friend Raiser." Also, he has directly contributed to a fundraising effort that led to \$2 million in donations to the college; and

WHEREAS, this year, the Elmhurst Jaycees will present the 2006 Distinguished Service Award to Larry Fricke at River Forest Country Club on April 6:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby recognize LARRY FRICKE for receiving the **ELMHURST JAYCEES DISTINGUISHED SERVICE AWARD**, for his contributions to the Elmhurst community, service to humanity, and to our great State.

Issued by the Governor on March 10, 2006.

Filed by the Secretary of State March 10, 2006.

2006-72**GREAT AMERICAN MEATOUT DAY**

PROCLAMATIONS

- WHEREAS, a wholesome diet of vegetables, fresh fruits, and whole grains promotes health and reduces the risk of heart disease, stroke, cancer, diabetes, and other chronic diseases that debilitate then kill 1.3 million Americans annually; and
- WHEREAS, such a diet helps preserve topsoil, water, energy, and other food production resources that are essential to human survival; and
- WHEREAS, as a result, a change in eating habits will help preserve our forests, grasslands, and other wildlife habitats and reduces pollution of our waterways by crop debris, manure, and pesticides; and
- WHEREAS, a healthy diet can help prevent the suffering and death of more than ten billion sentient animals each year in the US; and
- WHEREAS, each year, dedicated Illinois Meatout volunteers encourage their neighbors to explore such a diet:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim March 20, 2006 as **GREAT AMERICAN MEATOUT DAY** in Illinois, and encourage all citizens to explore a wholesome diet of vegetables, fresh fruits, and whole grains.

Issued by the Governor on March 10, 2006.

Filed by the Secretary of State March 10, 2006.

2006-73
SPECIAL KIDS DAY

- WHEREAS, established in 1990, Special Kids Day is a not-for-profit organization located in Elmhurst, Illinois. It is an all-volunteer and totally free holiday event for children who are developmentally delayed or physically challenged; and
- WHEREAS, Special Kids Day builds on the United Nations resolution #47/3, which also sets aside December 3 as a day to promote integrating the disabled into society; and
- WHEREAS, designed to be a family celebration, this event honors all special needs children and their families to have an opportunity to experience the joys and laughter of the holiday season in a friendly, obstacle free space; and
- WHEREAS, during the event, children are able to visit with Santa Claus and have a photo taken, enjoy holiday treats and receive a free goodie bag; and

PROCLAMATIONS

WHEREAS, this all-volunteer, free event is a result of a combined community effort among local businesses, the Department of Education at Elmhurst College and many dedicated individuals; and

WHEREAS, every year, Special Kids Day is held on the first Wednesday of December. This year, the event will be on December 6:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim December 6, 2006 as **SPECIAL KIDS DAY** in Illinois, and encourage all citizens to recognize this wonderful event and invest time into one of our most precious resources, our children.

Issued by the Governor on March 10, 2006.

Filed by the Secretary of State March 10, 2006.

2006-74**GOVERNORIAL PROCLAMATION**

Tornadoes and severe storms moved through Southern and Central Illinois beginning on Saturday, March 11, 2006, continuing through Sunday, March 12, 2006 and into Monday, March 13, 2006. These storms resulted in injuries to more than a dozen citizens and major damage and destruction to scores of homes and businesses.

In the interest of aiding the citizens of Illinois and the local governments responsible for ensuring public health and safety, I hereby proclaim that a disaster exists within the State of Illinois, and specifically, declare Ford, Greene, Logan, Morgan, Randolph, Sangamon and Scott counties as disaster areas, pursuant to the provisions of the Illinois Emergency Management Agency Act, 20 ILCS 3305/7.

This gubernatorial proclamation of disaster will facilitate the Illinois Emergency Management Agency in coordinating the State's efforts in responding to local government requests for assistance in the counties most severely impacted by the disaster. This proclamation will also facilitate a full assessment of disaster damage and, if determined necessary, make a request for federal disaster assistance possible.

Issued by the Governor on March 13, 2006.

Filed by the Secretary of State March 13, 2006.

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