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INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity initiated by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category.

Rulemaking activity consists of proposed or adopted new rules; amendments to or repealers of existing rules; and rules promulgated by emergency or peremptory action. Executive Orders and Proclamations issued by the Governor; notices of public information required by State Statute; and activities (meeting agendas; Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State Agencies; is also published in the Register.

The Register is a weekly update of the Illinois Administrative Code (a compilation of the rules adopted by State agencies). The most recent edition of the Code, along with the Register, comprise the most current accounting of State agencies' rulemakings.

The Illinois Register is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act [5 ILCS 100/1-1, et seq.].

ILLINOIS REGISTER PUBLICATION SCHEDULE FOR 2012

<u>Issue #</u>	<u>Rules Due Date</u>	<u>Date of Issue</u>
1	December 27, 2011	January 6, 2012
2	January 3, 2012	January 13, 2012
3	January 9, 2012	January 20, 2012
4	January 17, 2012	January 27, 2012
5	January 23, 2012	February 3, 2012
6	January 30, 2012	February 10, 2012
7	February 6, 2012	February 17, 2012
8	February 14, 2012	February 24, 2012
9	February 21, 2012	March 2, 2012
10	February 27, 2012	March 9, 2012
11	March 5, 2012	March 16, 2012
12	March 12, 2012	March 23, 2012
13	March 19, 2012	March 30, 2012
14	March 26, 2012	April 6, 2012
15	April 2, 2012	April 13, 2012
16	April 9, 2012	April 20, 2012
17	April 16, 2012	April 27, 2012
18	April 23, 2012	May 4, 2012
19	April 30, 2012	May 11, 2012

20	May 7, 2012	May 18, 2012
21	May 14, 2012	May 25, 2012
22	May 21, 2012	June 1, 2012
23	May 29, 2012	June 8, 2012
24	June 4, 2012	June 15, 2012
25	June 11, 2012	June 22, 2012
26	June 18, 2012	June 29, 2012
27	June 25, 2012	July 6, 2012
28	July 2, 2012	July 13, 2012
29	July 9, 2012	July 20, 2012
30	July 16, 2012	July 27, 2012
31	July 23, 2012	August 3, 2012
32	July 30, 2012	August 10, 2012
33	August 6, 2012	August 17, 2012
34	August 13, 2012	August 24, 2012
35	August 20, 2012	August 31, 2012
36	August 27, 2012	September 7, 2012
37	September 4, 2012	September 14, 2012
38	September 10, 2012	September 21, 2012
39	September 17, 2012	September 28, 2012
40	September 24, 2012	October 5, 2012
41	October 1, 2012	October 12, 2012
42	October 9, 2012	October 19, 2012
43	October 15, 2012	October 26, 2012
44	October 22, 2012	November 2, 2012
45	October 29, 2012	November 9, 2012
46	November 5, 2012	November 16, 2012
47	November 13, 2012	November 26, 2012
48	November 19, 2012	November 30, 2012
49	November 26, 2012	December 7, 2012
50	December 3, 2012	December 14, 2012
51	December 10, 2012	December 21, 2012
52	December 17, 2012	December 28, 2012

Editor's Note: The Secretary of State Index Department is providing this opportunity to remind you that the next filing period for your Regulatory Agenda will occur from October 15, 2012 to January 2, 2013.

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED RULE

- 1) Heading of the Part: Maternal and Child Health Advisory Board
- 2) Code Citation: 77 Ill. Adm. Code 2260
- 3)

<u>Section Numbers</u> :	<u>Proposed Action</u> :
2260.10	New
2260.20	New
2260.30	New
2260.40	New
2260.50	New
2260.60	New
2260.70	New
2260.80	New
- 4) Statutory Authority: Implementing and authorized by the Family Case Management Act [410 ILCS 212].
- 5) A Complete Description of the Subjects and Issues involved: This rulemaking is necessary to comply with the requirements of PA 94-407 that established the Maternal and Child Health Advisory Board. This Board was created to advise the Department on the implementation of the Illinois Family Case Management Act [410 ILCS 212], including assessments and advice regarding rate structure, and other activities related to maternal and child health and infant mortality reduction programs in the State of Illinois.
- 6) Any published studies or reports, along with the sources of underlying data, that were used when composing this rulemaking: None
- 7) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking does not create or expand a State mandate.

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED RULE

- 12) 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 the date of this issue of the *Illinois Register*. All requests and comments should be submitted in writing to:

Tracie Drew, Chief
Bureau of Administrative Rules and Procedures
Department of Human Services
100 South Grand Avenue East
Harris Building, 3rd Floor
Springfield, Illinois 62762

(217) 785-9772

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: This rulemaking will not affect small businesses, small municipalities or not-for profit corporations.
 - B) Reporting, bookkeeping or other procedures required for compliance: None
 - C) Types of professional skills necessary for compliance: None
- 14) Regulatory agenda on which this rulemaking was summarized: January 2012

The full text of the proposed rulemaking begins on the next page.

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED RULE

TITLE 77: PUBLIC HEALTH
CHAPTER X: DEPARTMENT OF HUMAN SERVICES
SUBCHAPTER i: MISCELLANEOUS PROGRAMSPART 2260
MATERNAL AND CHILD HEALTH ADVISORY BOARD

Section	
2260.10	Purpose
2260.20	Definitions
2260.30	Powers and Duties
2260.40	Structure and Governance
2260.50	Composition
2260.60	Meetings
2260.70	Membership Terms
2260.80	General Provisions

AUTHORITY: Implementing and authorized by the Family Case Management Act of 2005 [410 ILCS 212].

SOURCE: Adopted at 37 Ill. Reg. _____, effective _____.

Section 2260.10 Purpose

The Maternal and Child Health Advisory Board is established for the purpose of advising the Secretary of the Department of Human Services (DHS) and making recommendations to the Department and the Governor in matters concerning the Illinois Family Case Management Act and comprehensive maternal and child health services and infant mortality reduction programs in the State of Illinois.

Section 2260.20 Definitions

"Act" means the Illinois Family Case Management Act of 2005 [410 ILCS 212].

"Board" means the Maternal and Child Health Advisory Board.

"Department" or "DHS" means the Illinois Department of Human Services.

"Family Case Management Program" or "Program" means the program

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED RULE

established under Section 15 of the Act.

"Secretary" means the Secretary of the Department of Human Services.

"Title V" means Title V of the Social Security Act (42 USC 701-713), the Maternal and Child Health Block Grant Program.

Section 2260.30 Powers and Duties

The Board shall:

- a) Review and make recommendations to the Department and the Governor in regard to the maternal and child health programs in Illinois and with respect to the collaboration and interrelation between, and delivery of, programs when requested or on its own initiative.
- b) Monitor, review and evaluate the implementation of Title V objectives and utilization of Title V dollars for the State Family Case Management Program, including but not limited to Targeted Intensive Prenatal Care, the Special Supplemental Nutrition Program for Women, Infants and Children (WIC) and HealthWorks.
- c) Prepare a five year strategic plan for maternal and child health services in Illinois and review annually.
- d) Prepare an annual report to the General Assembly, due on January 1, that includes:
 - 1) A listing of activities undertaken in regard to the Act;
 - 2) Efforts to address maternal and child health and infant mortality reduction in Illinois; and
 - 3) Proposed funding and reimbursement levels to adequately support the Family Case Management Program and other infant mortality reduction activities.
- e) Conduct hearings throughout the State, as needed, and advise and receive advice from any local advisory bodies created to address the infant mortality problem.

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED RULE

- f) Prepare an annual work plan for strategic planning purposes.
- g) Keep minutes of each meeting that shall be filed with the Associate Director of the DHS Division of Family and Community Services (DFCS) and be available for public review.
- h) Give notice of the time and date of each meeting to the Governor and the Secretary to permit them to attend meetings and be heard upon any matter coming before the Board.
- i) Disclose conflicts of interest to the Board. Board members who have a conflict of interest shall not participate in discussions or vote on any matter for which there is a conflict of interest.
- j) Abide by the State Officials and Employees Ethics Act [5 ILCS 430] and complete annual ethics training as required by that Act.

Section 2260.40 Structure and Governance

- a) The Secretary of the Department of Human Services, or his or her designee, shall serve as the Board Chair. Board Chair responsibilities include:
 - 1) Designating a Steering Committee of four to six Board members;
 - 2) Assigning Board members to workgroups based on expertise of assigned tasks; and
 - 3) Adopting bylaws for the internal management of the Board, a copy of which is to be filed with the Associate Director of DFCS.
- b) Steering Committee responsibilities include:
 - 1) Meeting monthly;
 - 2) Setting the agenda for Board meetings;
 - 3) Convening and facilitating Board meetings;

DEPARTMENT OF HUMAN SERVICES

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- 4) Monitoring the membership and ensuring vacancies are filled timely;
- 5) Monitoring the completion of the Board's legislative mandates;
- 6) Monitoring the completion of the Board's Annual Report to the General Assembly;
- 7) Convening workgroups to complete tasks described in a work plan or ad hoc groups as other issues arise;
- 8) Developing a work plan for the assigned task;
- 9) Reporting on activities toward completion of a work plan at Board quarterly meetings;
- 10) Designating Chairpersons for workgroups;
- 11) Monitoring the evaluation and completion of annual work plans;
- 12) Acting as liaisons to various outside interest groups and bringing issues/work back to the workgroup;
- 13) Reviewing and advising the Board of any new initiatives (i.e., national, federal and state) and how they should be carried out in Illinois; and
- 14) Receiving reports from the Board's Chairperson related to DHS and Title V activities.

Section 2260.50 Composition

The Board shall consist of 29 representatives who have voting rights and shall include the following composition:

- a) The Secretary of DHS, or his or her designee, who shall serve as Chairperson;
- b) One representative from DHS, designated by the Secretary, who is directly involved with the Family Case Management Program;
- c) One representative each from the Departments of Children and Family Services,

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NOTICE OF PROPOSED RULE

Public Health, and Healthcare and Family Services;

- d) Four members from the Illinois General Assembly:
 - 1) The President and Minority Leader of the Senate shall each appoint one member;
 - 2) The Speaker and the Minority Leader of the House of Representatives shall each appoint one member;
- e) The Governor shall appoint 20 additional members of the Board:
 - 1) Two physicians licensed to practice medicine in all of its branches who currently serve patients enrolled in the Family Case Management Program:
 - A) One physician with a specialty in obstetrics and gynecology;
 - B) One physician with a specialty in pediatric medicine;
 - 2) Five representatives, one each from certified local health departments within the five counties with the largest number of Family Case Management enrollees;
 - 3) Five representatives from certified local health departments outside the Chicago metropolitan and collar counties areas that shall include a balance of urban and rural health departments;
 - 4) A registered professional nurse serving as a public health nurse within a certified local health department;
 - 5) Five representatives from community-based programs currently providing Family Case Management services within Cook County that are not certified local health departments; and
 - 6) Two consumers who are receiving or have received Family Case Management services.

Section 2260.60 Meetings

DEPARTMENT OF HUMAN SERVICES

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- a) All meetings shall be open to the public, except that meetings or portions of meetings may be declared closed in accordance with Sections 2 and 2a of the Open Meetings Act [5 ILCS 120].
- b) The proceedings of a meeting may be recorded and shall be in accordance with the Open Meetings Act.
- c) A schedule of all meetings shall be developed so that public notice of the dates, times and locations of the regularly scheduled meetings will be posted at the beginning of the calendar year at appropriate DHS administrative offices. Copies of the public notice will also be provided to news media upon written or oral request.
- d) The agenda for each regular meeting and the location where the meeting will be held shall be posted at DHS administrative offices at least 48 hours in advance of the meeting.
- e) Public notice of the date, time, location and agenda of each special meeting shall be posted at appropriate DHS administrative offices at least 48 hours in advance of the meeting and in accordance with Sections 2.02 and 2.03 of the Open Meetings Act.
- f) All meetings, conferences, seminars, hearings, focus groups or other Board-sponsored events must be accessible to persons with disabilities, including employees, participants and the members of the public. Accessibility at meetings includes accessible communications, materials and facilities.
- g) Meetings may be held via videoconferencing and/or teleconferencing. The location of the videoconferencing or dial-in information shall be contained in meeting notices only in accordance with, and to the extent allowed by, specific procedural rules adopted by the body.

Section 2260.70 Membership Terms

- a) Members appointed by the Governor shall serve a term of three years or until their successors are appointed.
- b) Any member appointed to fill a vacancy occurring prior to the expiration of the

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED RULE

term for which his or her predecessor was appointed shall be appointed for the remainder of that term.

- c) The Board may request the replacement of a Board member if a member has attended fewer than half of the scheduled annual meetings.
- d) Legislative members shall serve during their term of office in the Illinois General Assembly.

Section 2260.80 General Provisions

Members of the Board shall serve without compensation but shall be reimbursed for necessary expenses incurred in the performance of their duties.

ILLINOIS STATE BOARD OF INVESTMENT

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Rules and Regulations of the Board
- 2) Code Citation: 74 Ill. Adm. Code 800
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
800.310	Amendment
800.320	Amendment
800.330	Amendment
800.340	Amendment
800.410	Amendment
800.420	Amendment
- 4) Statutory Authority: 40 ILCS 5/22A and 30 ILCS 105/6z-75
- 5) A Complete Description of the Subjects and Issues Involved: The proposed amendments will expand 74 Ill. Adm. Code 800 to allow for management of the Illinois Power Agency Trust Fund's assets in a manner which is consistent with the Illinois State Board of Investment's current management of the individual retirement systems' assets.
- 6) Any published studies or reports, along with the sources of underlying data, that were used when composing this rulemaking: None
- 7) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objectives: The requirements imposed by the proposed rulemaking are not expected to require local governments to establish, explain or modify their activities.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice. The Illinois State Board of Investment will consider all written comments on this proposed rulemaking submitted during the 45 day comment period. Comments should be submitted to:

ILLINOIS STATE BOARD OF INVESTMENT

NOTICE OF PROPOSED AMENDMENTS

Linsey Schoemehl
General Counsel/Chief Compliance Officer
Illinois State Board of Investment
180 N. LaSalle Street, Suite 2015
Chicago, IL 60610

Linsey.Schoemehl@illinois.gov

312/793-1486 (voice)

312/793-2266 (fax)

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities or not for profit corporations affected: None
 - B) Reporting, bookkeeping or other procedures required for compliance: New procedures will need to be implemented by the Illinois State Board of Investment.
 - C) Types of professional skills necessary for compliance: None that are not already in place.
- 14) Regulatory Agenda on which this rulemaking was summarized: The need for this rulemaking was not anticipated at the time the 2 previous regulatory agendas were submitted.

The full text of the proposed rulemaking begins on the next page.

ILLINOIS STATE BOARD OF INVESTMENT

NOTICE OF PROPOSED AMENDMENTS

TITLE 74: PUBLIC FINANCE
CHAPTER VII: ILLINOIS STATE BOARD OF INVESTMENT

PART 800
RULES AND REGULATIONS OF THE BOARD

SUBPART A: AUTHORITY

Section
800.5 Authority

SUBPART B: BY-LAWS

Section
800.110 Offices of the Board
800.120 Meetings
800.130 Officers and Their Duties
800.140 Committees

SUBPART C: GENERAL POLICIES

Section
800.210 Functions
800.220 Fiduciary Aspects
800.230 Delegation of Authority
800.240 Budget

SUBPART D: ACCOUNTING

Section
800.310 Investment Account
800.320 ~~Pension~~-Fund Credits
800.330 ~~Pension~~-Fund Charges
800.340 Reserve Balances

SUBPART E: REPORTS

Section
800.410 Fiscal Reporting

ILLINOIS STATE BOARD OF INVESTMENT

NOTICE OF PROPOSED AMENDMENTS

800.420 Audits

SUBPART F: AMENDMENTS

Section

800.510 Amendments

AUTHORITY: Implementing and authorized by Section 22A-110 of the Illinois Pension Code [40 ILCS 5/22A-111.1 and Art. 24].

SOURCE: Rules and Regulations of the Board, effective March 25, 1971; amended January 8, 1972; amended October 6, 1972; amended February 14, 1975; amended February 9, 1976; amended February 9, 1977; codified at 5 Ill. Reg. 10701; amended at 31 Ill. Reg. 1986, effective January 9, 2007; amended at 32 Ill. Reg. 360, effective December 26, 2007; amended at 35 Ill. Reg. 13915, effective August 1, 2011; amended at 37 Ill. Reg. _____, effective _____.

SUBPART D: ACCOUNTING

Section 800.310 Investment Account

- a) For the purpose of achieving the maximum advantages of investment management, the invested assets for ~~any fund~~~~the several pension funds~~ under the jurisdiction and authority of the Board may be commingled and maintained in one or more investment accounts, to the extent dictated by basic investment considerations, with a distribution made according to types of securities as may be dictated by practical investment procedure. The distribution of assets shall be dictated by the Board in accordance with its asset allocation policy. The commingling of investment assets shall allow:
- 1) Control over the Board's investment policies through increased flexibility in asset allocation; and
 - 2) Simplified accounting and reporting procedures.
- b) Unless the Board directs otherwise, fixed income investments shall be carried at amortized book value according to established accounting practices and actuarial requirements. (Governmental entities, including governmental external pools, shall report investments at fair value on the balance sheet, rather than at amortized book value or cost. Fair value shall be defined as the amount at which an

ILLINOIS STATE BOARD OF INVESTMENT

NOTICE OF PROPOSED AMENDMENTS

investment could be exchanged in a current transaction between willing parties, other than a forced sale or liquidation (Governmental Accounting Standards Board, 401 Merritt 7, P.O. Box 5116, Norwalk CT 06856-5116, GASB Statement No. 31, "Accounting and Financial Reporting for Certain Investments and for External Investment Pools", June 15, 1997, no subsequent dates or editions).) Equity investments shall be carried at original cost. Investments initially transferred to the Board shall be valued for its books of account on the foregoing basis.

(Source: Amended at 37 Ill. Reg. _____, effective _____)

Section 800.320 ~~Pension~~-Fund Credits

- a) Each ~~pension~~-fund transferring invested assets to the Board shall receive credit in an appropriate reserve account in the amounts established by the Board. The credit shall constitute the initial value of the investment account of the particular ~~pension~~-fund. As new investments are made from additional moneys made available to the Board for that purpose, proper credit in the established reserve account shall be given to each ~~pension~~-fund for the proportionate amount applicable to each ~~pension~~-fund according to the amounts of moneys creditable to each fund. Reserve amounts shall be determined by:
- 1) Allocating expenses and advances on an equitable, proportional basis, taking into account the net asset values of each member retirement system, or any other fund under the jurisdiction and authority of the Board;
 - 2) Allocating the net change in realized and unrealized gains and losses to each member retirement system, or any other fund under the jurisdiction and authority of the Board, on the 15th of each calendar month, based on the final percentage of ownership of each member retirement system, or any other fund under the jurisdiction and authority of the Board, for the prior calendar month; and
 - 3) Allocating the net change in income and expenses for the calendar month to each member retirement system, or any other fund under the jurisdiction and authority of the Board, on the 30th of each calendar month, taking into account any purchases or redemptions in ownership shares from each member retirement system, or any other fund under the jurisdiction and authority of the Board, during that calendar month.

ILLINOIS STATE BOARD OF INVESTMENT

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- b) Periodic interest collections on fixed investments and dividend payments on equities shall be credited to each fund directly on the initial investments transferred to the Board if applicable to those investments, except in the case of commingled investments on which a proportionate amount shall be credited. New investments may be commingled on a proportionate basis beginning July 1, 1970, with income from the investments distributed accordingly.

(Source: Amended at 37 Ill. Reg. _____, effective _____)

Section 800.330 Pension-Fund Charges

- a) Each ~~pension~~-fund shall be charged with its share of all expenses of the Board, including the amount repayable to the State of the initial appropriation made to meet organization expenses, at quarter-yearly periods, on a pro-rata basis, according to the value of the investments held for the respective ~~pension~~-fund at the beginning of each quarter-yearly period, or on any other equitable basis as may be determined by the Board.
- b) A statement setting forth the amount of the expense charge made by the Board shall be provided to each pension fund as prescribed by Section 22A-114 of the Pension Code.

(Source: Amended at 37 Ill. Reg. _____, effective _____)

Section 800.340 Reserve Balances

This Subpart is specifically designed to establish and maintain for each ~~pension~~-fund a reserve representing an equitable share of the net assets of the Board to the end that each ~~pension~~-fund shall, at all times, receive full credit for all moneys creditable to that fund in the form of invested assets or free cash balances or any other applicable assets that may exist at any given date.

(Source: Amended at 37 Ill. Reg. _____, effective _____)

SUBPART E: REPORTS

Section 800.410 Fiscal Reporting

An annual report shall be made by the Board following the close of each fiscal year as provided

ILLINOIS STATE BOARD OF INVESTMENT

NOTICE OF PROPOSED AMENDMENTS

by law. The fiscal year shall date from July 1 of one year through June 30 of the year next following. The report shall embody a review of investment operations for the year, including a listing of all invested assets showing their book values and market values, the balances applicable to the several ~~pension~~-funds under the jurisdiction and authority of the Board, comment on the policies and procedures maintained by the Board during the year, and recommendations on any possible future changes in the governing statute or Board policies.

(Source: Amended at 37 Ill. Reg. _____, effective _____)

Section 800.420 Audits

In accordance with established State policy, the books and accounts of the Board shall be audited at least annually by a certified public accountant designated by the Auditor General of the State of Illinois. The scope of the audit may, upon suggestion of the Board, extend beyond the limitations prescribed by the Auditor General. The results of the audit shall be reported in the annual report of the Board. Copies of the audit report shall be made available to the several ~~pension~~-funds under the jurisdiction and authority of~~represented by~~ the Board.

(Source: Amended at 37 Ill. Reg. _____, effective _____)

STATE UNIVERSITIES RETIREMENT SYSTEM

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Universities Retirement
- 2) Code Citation: 80 Ill. Adm. Code 1600
- 3)

<u>Section Number:</u> 1600.120 1600.320	<u>Proposed Action:</u> Amendment Amendment
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- 4) Statutory Authority: 40 ILCS 5/15-177
- 5) A Complete Description of the Subjects and Issues Involved: Section 1600.120 is intended to update the Open Meetings Act regulations to 1) provide conditions under which Board meetings may be recorded by the public, 2) comply with training requirements enacted under PA 97-504, and 3) provide conditions under which members of the public may address the Board. Section 1600.320 amends the disability claims procedure regulations to permit delayed disability applications beyond the specified 1-year deadline where justifiable conditions exist.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Action:</u>	<u>Illinois Register Citation:</u>
1600.140	Amendment	36 Ill. Reg. 13568; August 31, 2012
- 11) Statement of Statewide Policy Objectives: This rulemaking does not affect units of local government.
- 12) 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:

STATE UNIVERSITIES RETIREMENT SYSTEM

NOTICE OF PROPOSED AMENDMENTS

Michael B. Weinstein, General Counsel
State Universities Retirement System
1901 Fox Drive
Champaign, IL 61820

217/378-8825

- 13) 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
- 14) Regulatory Agenda on which this rulemaking was summarized: July 2012

The full text of the proposed rulemaking begins on the next page:

STATE UNIVERSITIES RETIREMENT SYSTEM

NOTICE OF PROPOSED AMENDMENTS

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE D: RETIREMENT SYSTEMS
CHAPTER II: STATE UNIVERSITIES RETIREMENT SYSTEMPART 1600
UNIVERSITIES RETIREMENT

SUBPART A: GENERAL

Section

- 1600.100 Definitions
- 1600.110 Freedom of Information Act
- 1600.120 Open Meetings Act
- 1600.130 Procurement

SUBPART B: CONTRIBUTIONS AND SERVICE CREDIT

Section

- 1600.202 Return to Employment
- 1600.203 Independent Contractors
- 1600.205 Compensation Subject to Withholding
- 1600.210 Crediting Interest on Participant Contributions and Other Reserves
- 1600.220 Election to Make Contributions Covering Leave of Absence at Less Than 50% Pay
- 1600.230 Election to Pay Contributions Based upon Employment that Preceded Certification as a Participant
- 1600.240 Election to Make Contributions Covering Periods of Military Leave Protected under USERRA
- 1600.241 Survivor Benefits for Members Who Die While on Military Leave Protected under USERRA
- 1600.250 Sick Leave Accrual Schedule
- 1600.260 Part-time/Concurrent Service Adjustment
- 1600.270 Employer Contributions for Benefit Increases Resulting from Earnings Increases Exceeding 6%

SUBPART C: CLAIMS PROCEDURE AND EVIDENTIARY REQUIREMENTS

Section

- 1600.300 Effective Beneficiary Designations
- 1600.305 Full-Time Student Survivors Insurance Beneficiaries

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- 1600.310 Dependency of Beneficiaries
| 1600.320 Disability Claims [Procedures](#)~~Procedure~~

SUBPART D: BENEFIT CALCULATION AND PAYMENT

Section

- 1600.400 Determination of Final Rate of Earnings Period
1600.410 Twenty Percent Limitation on Final Rate of Earnings Increases
1600.420 Making Preliminary Estimated Payments
1600.430 Excess Benefit Arrangement
1600.431 Indirect Payments to Minors and Legally Disabled Persons
1600.432 Indirect Payments to Child Survivors Through the Surviving Spouse
1600.440 Voluntary Deductions from Annuity Payments
1600.450 Overpayment Recovery

SUBPART E: ADMINISTRATIVE REVIEW

Section

- 1600.500 Rules of Practice – Nature and Requirements of Formal Hearings

SUBPART F: QUALIFIED ILLINOIS DOMESTIC RELATIONS ORDERS

Section

- 1600.600 Definitions
1600.605 Requirements for a Valid Qualified Illinois Domestic Relations Order
1600.610 Invalid Orders
1600.615 Filing a QILDRO with the System
1600.620 Modified QILDROs
1600.625 Benefits Affected by a QILDRO
1600.630 Effect of a Valid QILDRO
1600.635 QILDROs Against Persons Who Became Members Prior to July 1, 1999
1600.640 Alternate Payee's Address
1600.645 Electing Form of Payment
1600.650 Automatic Annual Increases
1600.655 Expiration of a QILDRO
1600.660 Reciprocal Systems QILDRO Policy Statement
1600.665 Providing Benefit Information for Divorce Purposes

SUBPART G: BOARD TRUSTEE ELECTION

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Section

1600.700	Nomination of Candidates
1600.705	Election Date/Election Day – Defined
1600.710	Petitions
1600.715	Eligible Voters
1600.720	Election Materials
1600.725	Marking of Ballots
1600.730	Return of Ballots and Ballot Counting Process
1600.735	Certification of Ballot Counting
1600.740	Challenges to Election Results
1600.745	Candidate Informational Communication
1600.750	Filling a Vacancy in the Term of an Elected Trustee

AUTHORITY: Implementing and authorized by Section 15-177 of the Illinois Pension Code [40 ILCS 5/15-177].

SOURCE: Amended September 2, 1977; amended at 2 Ill. Reg. 31, p.53, effective July 30, 1978; amended at 7 Ill. Reg. 8139, effective June 29, 1983; codified at 8 Ill. Reg. 19683; amended at 11 Ill. Reg. 15656, effective September 9, 1987; amended at 13 Ill. Reg. 18939, effective November 21, 1989; amended at 14 Ill. Reg. 6789, effective April 20, 1990; emergency amendment at 21 Ill. Reg. 4864, effective March 26, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 6095, effective May 2, 1997; amended at 21 Ill. Reg. 11962, effective August 13, 1997; amended at 21 Ill. Reg. 12653, effective August 28, 1997; amended at 22 Ill. Reg. 4116, effective February 9, 1998; amended at 23 Ill. Reg. 13667, effective November 1, 1999; amended at 25 Ill. Reg. 10206, effective July 30, 2001; amended at 28 Ill. Reg. 2292, effective January 23, 2004; expedited correction at 28 Ill. Reg. 7575, effective January 23, 2004; amended at 29 Ill. Reg. 2729, effective March 1, 2005; amended at 29 Ill. Reg. 11819, effective July 12, 2005; amended at 29 Ill. Reg. 14060, effective September 1, 2005; amended at 29 Ill. Reg. 14351, effective September 6, 2005; amended at 30 Ill. Reg. 6170, effective March 21, 2006; amended at 30 Ill. Reg. 7778, effective April 5, 2006; amended at 30 Ill. Reg. 9911, effective May 9, 2006; amended at 30 Ill. Reg. 17509, effective October 19, 2006; amended at 31 Ill. Reg. 4267, effective February 22, 2007; amended at 31 Ill. Reg. 4927, effective March 12, 2007; recodified at 31 Ill. Reg. 10194; amended at 32 Ill. Reg. 16515, effective September 25, 2008; emergency amendment at 33 Ill. Reg. 6525, effective April 27, 2009, for a maximum of 150 days; emergency expired September 23, 2009; amended at 33 Ill. Reg. 10757, effective July 1, 2009; amended at 33 Ill. Reg. 16755, effective November 23, 2009; amended at 34 Ill. Reg. 9523, effective June 25, 2010; amended at 35 Ill. Reg. 10952, effective June 22, 2011; amended

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at 36 Ill. Reg. 3938, effective February 22, 2012; amended at 37 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL

Section 1600.120 Open Meetings Act

a) Introduction

- 1) The Illinois Open Meetings Act [5 ILCS 120] sets forth *the public policy of the State of Illinois that public bodies exist to aid in the conduct of the people's business and that the people have a right to be informed as to the conduct of their business. It is also the public policy of the State that its citizens be given advance notice of and the right to attend all meetings at which any business of a public body is discussed or acted upon in any way.*
- 2) *It is the intent of the Open Meetings Act:*
 - A) *to ensure that the actions of public bodies be taken openly and that their deliberations be conducted openly;*
 - B) *to protect the citizen's right to know; and*
 - C) *that provisions for exceptions to the open meeting requirements be strictly construed against closed meetings. [5 ILCS 120/1]*
- 3) By means of this Section, SURS has established procedures to conduct its business in accordance with the Open Meetings Act.

b) Definition

"Meeting" – Any gathering, whether in person or by video or audio conference, telephone call, electronic means (such as, without limitation, electronic mail, electronic chat, and instant messaging), or other means of contemporaneous interactive communication, of a majority of a quorum of the Board held for the purpose of discussing SURS business. [5 ILCS 120/1.02] A quorum for a Board of Trustees meeting shall be six members of the Board. A quorum for a Board committee is the least number more than one-half of the members of the committee. A quorum of the Board or of a Board committee must be physically

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present at the location of an open meeting of the Board or the committee, respectively. If, however, an open meeting of the Board or a Board committee is held simultaneously at one of its offices and one or more other locations in a public building, which may include other of its offices, through an interactive video conference and public notice is provided as required under the Open Meetings Act for all locations, then members physically present in those locations all count towards determining a quorum. "Public building", as used in this Section, means any building or portion of a building owned or leased by any public body. The requirement that a quorum be physically present at the location of an open meeting shall not apply, however, to Board committees that do not have authority to make binding recommendations or determinations or to take any other substantive action.

- c) Attendance by a Means Other Than Physical Presence
- 1) If a quorum of the members of the Board or a Board committee is physically present as required by subsection (b), a majority of those physically present, or at least 3 physically present members of a committee consisting of 5 members, may allow a member of that body to attend the meeting by other means (video or audio conference) if the member is prevented from physically attending because of:
 - A) personal illness or disability;
 - B) employment purposes or the business of the public body; or
 - C) a family or other emergency.
 - 2) If a member wishes to attend a meeting by other means, the member must notify the recording secretary of the Board or the Board committee before the meeting unless advance notice is impractical.
 - 3) A majority of the Board or a committee may allow a member to attend a meeting by other means only in accordance with and to the extent allowed by this subsection (c).
 - 4) Except as provided in this subsection (c)(4), the limitations of this subsection (c) shall not apply to closed meetings of the Board or the Executive Committee or to open or closed meetings of any other

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subsidiary body, including without limitation any committee other than the Executive Committee, that does not have authority to make binding recommendations or determinations or to take any other substantive action. If the limitations of this subsection (c) do not apply, any or all members of the Board or a subsidiary body may attend a meeting by audio or video conference. An open meeting attended by audio or video conference will be broadcast at the properly noticed location of the meeting. Neither advance notice nor permission for such means of attendance is required. No minimum number of members need be physically present at the noticed location of the meeting.

- d) Time and Place of Open Meetings
- 1) *All open meetings shall be held at specified times and places which are convenient and open to the public.*
 - 2) *No open meeting shall be held on a legal holiday unless the regular meeting day falls on that holiday. [5 ILCS 120/2.01]*
- e) Public Notice; Agenda; Schedule
- 1) *Posting. Public notice shall be given by posting a copy of the notice at the principal office of SURS [5 ILCS 120/2.02(a)]. Copies of the posted notice shall also be given to any news medium that has filed with the Executive Director an annual request for notice of meetings [5 ILCS 120/2.02(b)].*
 - 2) *News Medium Request. Any news medium may file with the Executive Director of SURS an annual request for public notice of all meetings of the Board of Trustees of SURS. The Executive Director shall maintain an updated list of all news media that have filed annual requests and shall be responsible for seeing that the news media receive the notices mandated by the Open Meetings Act and this Section.*
 - 3) *Regular Meetings. Public notice shall be given of the schedule of regular meetings at the beginning of each fiscal year, stating the regular dates, times, and places of each meeting.*
 - A) *Agenda of Regular Meetings. An agenda for each regular meeting*

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shall be posted in accordance with subsection (e)(1) at least 48 hours in advance of the holding of the meeting. However, this requirement shall not preclude the consideration of items not specifically set forth in the agenda. [5 ILCS 120/2.02(a)]

- B) Schedule of Regular Meetings. At the beginning of each fiscal year, the Executive Director of SURS shall prepare and make available a schedule of all its regular meetings for that fiscal year, listing the times and places of meetings.
 - C) Change in Regular Meeting Date. *If a change is made in a regular meeting date, at least 10 days' notice of the change shall be given by publication in the official State newspaper. Notice of the change shall also be posted at the principal office of SURS. Notice of the change shall also be given to any news medium that has filed with the Executive Director an annual request for notice of meetings. [5 ILCS 120/2.03]*
- 4) Special Meetings. Public notice of any special meeting shall be given at least 48 hours before the meeting.
- A) Agenda of Special Meetings. *An agenda of a special meeting shall also be included with the public notice of the meeting. However, the validity of any action taken by the Board that is germane to a subject on the agenda shall not be affected by other errors or omissions in the agenda. [5 ILCS 120/2.02(a)]*
 - B) News Medium Notice. *Any news medium that has filed an annual request for notice shall be given the same notice of any special meeting in the same manner as is given to members of the Board, provided that the news medium has given the Executive Director an address or telephone number within Illinois at which notice may be given. [5 ILCS 120/2.02(b)]*
- 5) Rescheduled or Reconvened Meetings. *Public notice of any rescheduled or reconvened meeting shall be given at least 48 hours before the meeting.*
- A) Exception to Notice Requirement. No public notice is required to be given of any reconvened meeting when *the meeting was open to*

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the public and either:

- i) *the meeting is to be reconvened within 24 hours; or*
 - ii) *an announcement of the time and place of the reconvened meeting is made at the original meeting and there is no change in the agenda. [5 ILCS 120/2.02(a)]*
- B) *Agenda of Rescheduled or Reconvened Meeting. An agenda of a rescheduled or reconvened meeting shall also be included with the public notice of the meeting. However, the validity of any action taken by the Board that is germane to a subject on the agenda shall not be affected by other errors or omissions in the agenda. [5 ILCS 120/2.02(a)]*
- C) *News Medium Notice. Any news medium that has filed an annual request for notice shall be given the same notice of any rescheduled or reconvened meeting in the same manner as is given to members of the Board, provided that the news medium has given the Executive Director an address or telephone number within Illinois at which notice may be given. [5 ILCS 120/2.02(b)]*
- 6) *Emergency Meeting. Notice of an emergency meeting shall be given as soon as is practicable. In any event, prior to an emergency meeting being held, notice shall be given to any news medium that has filed an annual request for notice. [5 ILCS 120/2.02(a)] Any news medium that has filed an annual request for notice shall be given the same notice of any emergency meeting in the same manner as is given to members of the Board, provided that the news medium has given the Executive Director an address or telephone number within Illinois at which notice may be given. [5 ILCS 120/2.02(b)]*
- f) **Recording Meeting**
- 1) *Any person may record by tape, film or other means the proceedings at any open meeting, subject to [the provisions of this subsection \(f\), rules as may be prescribed by the Board of Trustees, and subject to subsection \(f\)\(2\) and the provisions of Section 8-701 of the Code of Civil Procedure \[735 ILCS 120/8-701\]. \[5 ILCS 120/2.05\]](#)*

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- 2) *If any witness at any meeting required to be open under the Open Meetings Act refuses to testify on the grounds that he or she may not be compelled to testify if any portion of his or her testimony is to be broadcast or televised or if motion pictures are to be taken, then the authority holding the meeting shall prohibit any recording during the testimony of the witness. Nothing in this subsection (f) shall be construed to extend the right to refuse to testify at any meeting not subject to the provisions of Section 8-701 of the Code of Civil Procedure. [5 ILCS 120/2.05]*
- 3) "Recording Device" shall mean any device that records and stores, transcribes, transmits or broadcasts still images, moving images and/or sounds, regardless of format or medium, including, but not limited to, still cameras, video cameras, camcorders, computing devices (regardless of size), mobile phones, personal data assistants, voice recorders or any other similar device and any accessories or equipment used in conjunction with the device that are used to record an open meeting.
- 4) A recording device shall be operated in a manner that does not disrupt or interfere with the deliberative process and the public's ability to observe or listen to the proceedings. The Board, Board committee, or SURS staff may limit the number of recording devices being operated in the meeting room if the number of devices being operated in the aggregate causes or may cause disruption or interference.
- 5) All mounted recording devices must be set up prior to the commencement of the meeting and may not be moved or removed until the proceeding has concluded, unless otherwise permitted by the Board, Board committee, or SURS staff. If a recording device requires additional equipment that needs placement in the meeting room, such as power cords, standing lights and microphones, those items may only be placed and operated in designated areas assigned by the Board, Board committee or SURS staff, provided the areas are not limited to a location from which the recording device is not reasonably capable of making a recording. Arrangements shall be made with SURS staff at least 48 hours prior to the meeting to ensure the availability of space for recording devices and equipment.

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- 6) [recording devices are not permitted to be placed or operated in any emergency exit pathways or aisles, including entrances and exits.](#)
- 7) [No recording device operated by a member of the public may be used to record a closed meeting.](#)

g) Closed Meetings

- 1) Subject. The Board or a Board committee may hold closed meetings to consider any subject permitted under Section 2(c) of the Open Meetings Act, including the following subjects:
 - A) *The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of SURS, including hearing testimony on a complaint lodged against an employee to determine its validity [5 ILCS 120/2(c)(1)];*
 - B) *Collective negotiating matters between SURS and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees [5 ILCS 120/2(c)(2)];*
 - C) *Evidence or testimony presented in open hearing, or in closed hearing when specifically authorized by law, to a quasi-adjudicative body, provided that the body prepares and makes available for public inspection a written decision setting forth its determinative reasoning [5 ILCS 120/2(c)(4)];*
 - D) *The purchase or lease of real property for the use of SURS [5 ILCS 120/2(c)(5)];*
 - E) *The setting of a price for sale or lease of real property owned by SURS [5 ILCS 120/2(c)(6)];*
 - F) *The sale or purchase of securities, investments, or investment contracts [5 ILCS 120/2(c)(7)];*
 - G) *Emergency security procedures and the use of personnel and equipment to respond to actual danger to the safety of employees, staff, or public property, provided that a description of the actual*

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danger shall be made a part of the motion to close the meeting [5 ILCS 120/2(c)(8)];

- H) *Litigation, when an action against, affecting or on behalf of SURS has been filed and is pending before a court or administrative tribunal, or when the Board or a Board committee finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting [5 ILCS 120/2(c)(11)];*
 - I) *Self evaluation, practices and procedures or professional ethics, when meeting with a representative of a statewide association of which SURS is a member [5 ILCS 120/2(c)(16)];*
 - J) *The classification and discussion of matters classified as confidential or continued confidential by the State Employees Suggestion Award Board (see 20 ILCS 405/67.28) [5 ILCS 120/2(c)(20)]; and*
 - K) *Discussion of minutes of closed meetings, whether for purposes of approval by the Board or Board committee of the minutes, or for purposes of semiannual review of the minutes [5 ILCS 120/2(c)(21)].*
- 2) Procedure
- A) *Vote. Upon the majority vote of a quorum present of the Board or Board committee at an open meeting, the Board may hold a meeting closed to the public or may close a portion of a meeting to the public. The motion to close a meeting, or a portion of the meeting, shall state a citation to the specific exemption set forth in Section 2 of the Open Meetings Act. The vote of each member shall be taken by roll call vote, shall be publicly disclosed, and shall be recorded and entered into the minutes of the meeting.*
 - B) *Subject. Only topics specified in the vote to close may be considered during the closed meeting.*
 - C) *Series of Meetings. A single vote may be taken with respect to a*

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series of meetings, a portion or portions of which are proposed to be closed to the public, provided each meeting in the series involves the same particular matters and is scheduled to be held within no more than 3 months after the vote. [5 ILCS 120/2a]

- h) Minutes of Meetings
 - 1) Open Meetings
 - A) Content. The Board or Board committee shall keep written minutes of all open meetings. The minutes shall include:
 - i) the date, time and place of the meeting;
 - ii) the members of the Board recorded as either present or absent, and whether the members were physically present or present by means of video or audio conference; and
 - iii) a summary of discussion on all matters proposed, deliberated, or decided, and a record of any votes taken.
 - B) Public Inspection. The minutes of any open meeting shall be available for public inspection within 7 days after the approval of the minutes by the Board or Board committee.
 - 2) Closed Meetings
 - A) Content. The Board or Board committee *shall keep written minutes of all closed meetings. The minutes shall include:*
 - i) *the date, time and place of the meeting;*
 - ii) *the members of the Board recorded as either present or absent; and*
 - iii) *a summary of discussion on all matters proposed, deliberated, or decided, and a record of any votes taken.*
 - B) Public Inspection. *The minutes of any closed meeting shall be*

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available for public inspection only after the Board determines that it is no longer necessary to protect the public interest or the privacy of an individual by keeping the minutes confidential.

- C) Semiannual Review. The Board *shall semiannually review minutes of all closed meetings. At closed meetings, a determination shall be made, and reported in an open session, that either:*
- i) *the need for confidentiality still exists as to all or a part of those minutes; or*
 - ii) *the minutes or portions of the minutes no longer require confidential treatment and are available for public inspection. [5 ILCS 120/2.06]*

i) Address by Members of the Public

- 1) Notice. A person who wishes to address the Board or a Board committee shall provide written notice of the intent to make an address at least 48 hours prior to the scheduled commencement of the meeting of the Board or Board committee. The notice shall describe the identity of the speaker and the general subject matter of the address, and shall specify the Board committee or Board meeting at which the address will be made. A copy of any written materials that the person wishes to distribute to the Board or Board committee members during the address must be attached to the notice.
- 2) Time Allotment. The person may address the Board or Board committee concerning any matter that does not concern a resolution of final action on the agenda for no longer than 5 minutes at the end of the meeting of the Board or Board committee specified in the notice, unless otherwise permitted by the Board or Board committee. If the person wishes to address the Board or Board committee concerning a resolution of final action on the agenda, then the person may address the Board or Board committee for no longer than 5 minutes after the scheduled presentations on the resolution have concluded.

(Source: Amended at 37 Ill. Reg. _____, effective _____)

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SUBPART C: CLAIMS PROCEDURE AND EVIDENTIARY REQUIREMENTS

Section 1600.320 Disability Claims Procedures~~Procedure~~

- a) Pursuant to Section 15-150 of the Code, *a participant may be granted a disability benefit if, while a participating employee, he or she becomes physically or mentally incapacitated and unable to perform the duties of his or her assigned position for any period exceeding 60 consecutive calendar days and the employee had completed 2 years of service at the time of disability, unless the disability is a result of an accident. An employee shall be considered disabled only during the period for which the Board determines, based upon the evidence listed in this Section, that the employee is unable to reasonably perform the duties of his or her assigned position as a result of a physical or mental disability. This determination shall be based upon:*
- 1) *a written certificate from one or more licensed and practicing physicians appointed by or acceptable to the Board, stating that the employee is disabled and unable to reasonably perform the duties of his or her assigned position;*
 - 2) *a written certificate from the employer stating that the employee is unable to perform the duties of his or her assigned position; and*
 - 3) *any other medical examinations, hospital records, laboratory results, or other information necessary for determining the employment capacity and condition of the employee.*
- b) Application Filing Requirements
- 1) An application for disability benefits must include the certifications described in subsections (a)(1) and (a)(2), and supporting documentation described in subsection (a)(3), all as explained in more detail in this Section, for each disabling condition as well as~~and~~ for the entire period of disability.
 - 2) The application must be filed within one calendar year after the date on which the disability occurred. This limitation may be waived upon a showing of good cause.

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- c) Certification By Physicians. For purposes of subsection (a)(1), the following shall apply:
- 1) Physicians acceptable to the Board are attending physicians, physicians designated by the participant and physicians to whom the participant was referred by the attending or designated physician. Physicians appointed by SURS staff to examine the participant are deemed to be physicians appointed by the Board. The physician must be licensed to practice and be currently practicing in the field of expertise related to the underlying physical or mental condition for which disability benefits are sought.
 - 2) The certification must be signed by a physician described in subsection (c)(1) or an authorized representative of the physician and must state the following:
 - A) the medical diagnosis of the physical or mental condition;
 - B) the prognosis of the physical or mental condition;
 - C) the physical or mental limitations to which the participant should adhere; and
 - D) that the participant is disabled and is unable to reasonably perform the duties of his or her assigned position as a result of the physical or mental disability.
 - 3) The certification must be accompanied by a report containing the following:
 - A) the date of examination;
 - B) the medical history of the participant;
 - C) the results of any diagnostic tests used;
 - D) the diagnosis of the physical or mental condition;

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- E) the plan of treatment for the physical or mental condition and prognosis in response to the treatment plan;
 - F) an evaluation of the physical or mental condition as it bears upon the participant's ability to reasonably perform the duties of his or her assigned position; and
 - G) any existing documentation of objective medically demonstrable anatomical, physiological or psychological abnormalities manifested as test results or laboratory findings apart from self-reported symptoms.
- d) Certification by Employers. For purposes of subsection (a)(2), the certification must be signed by an officer authorized by the employer and must state the following:
- 1) the physical or mental performance requirements for the reasonable performance of the participant's assigned position;
 - 2) whether the participant is able to satisfy each physical or mental performance requirement for the reasonable performance of his or her assigned position to the best of the employer's knowledge or belief and the reason for that knowledge or belief; and
 - 3) whether the participant is able to reasonably perform the duties of his or her assigned position based on the provisions of subsections (d)(1) and (d)(2).
- e) Determination of Disability. If the participant establishes, by a preponderance of the evidence, that he or she is physically or mentally disabled and unable to perform the duties of his or her assigned position as a result of the disability, the participant shall be determined eligible for disability benefits under Section 15-150 of the Code.
- 1) SURS staff shall determine whether certifications made under subsections (a)(1) and (a)(2) and supporting documentation described in subsection (a)(3) establish eligibility for disability benefits.

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- 2) At the discretion of SURS staff, the participant may be required to submit to additional examinations by staff appointed physicians or specialists to aid in the determination process.
 - 3) Physical or mental conditions resulting from self-inflicted injuries, substance abuse, or any act for which the participant was convicted of a misdemeanor or felony are not the result of an accident for purposes of Section 15-150 of the Code.
- f) Subsequent Re-examination of Disabled Participants
- 1) SURS staff shall secure from one or more physicians, periodically, re-evaluation reports concerning the continued disability of the participant. The date of re-evaluation shall be determined by SURS staff on the basis of the medical reports received previously, the nature of the disability, and other relevant information.
 - 2) In the re-evaluation of disability claims, the examining physician shall be the attending physician or the physician designated by the participant, but, if the ~~nature of the disability or other circumstances justify~~ nature of the disability or other circumstances justifies the appointment of someone other than the participant's attending physician or designated physician as the examining physician, SURS staff shall make the appointment. All other procedures that may be applicable in processing the initial claim for disability benefits shall be followed in re-evaluation of the claim.
- g) Release of Medical Information. The participant may be required to authorize the release of all medical or other information related to the disability claim, including but not limited to medical reports, hospital records, Department of Employment Security earnings statements, income tax records, unemployment records, and any record deemed necessary to the administration of the disability claim. The failure of the participant to submit to a re-evaluation examination or a treatment plan, to produce records, or to approve release of information required may result in the suspension of disability benefit payments.

(Source: Amended at 37 Ill. Reg. _____, effective _____)

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED RULES

- 1) Heading of the Part: Residential Services Construction Grant Program
- 2) Code of Citation: 89 Ill. Adm. Code 363
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
363.10	New
363.20	New
363.30	New
363.40	New
363.50	New
363.60	New
- 4) Statutory Authority: 20 ILCS 530
- 5) Effective Date of Rulemaking: October 15, 2012
- 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 rule is on file in the agency's principal office and is available for public inspection.
- 9) Notice of Proposal published in *Illinois Register*: April 13, 2012; 36 Ill. Reg. 5656
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: The Source Note was changed to reflect that this Part was previously repealed. Section 363.30(b) clarified that grants requested will be assessed and that these requests will be evaluated based on DCFS' strategic direction, the children's needs and DCFS' current and anticipated levels of funding. Section 363.40(d)(2) clarified the criteria used to evaluate requests.
- 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 rulemaking currently in effect? No
- 14) Are there any other proposed rulemakings pending on this Part? No

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED RULES

- 15) Summary and Purpose of Rulemaking: This Part describes the Department's Residential Services Construction Grant Program, how to apply for a grant, the information considered when deciding whether a grant application will be approved, post-grant-award requirements, allowable and disallowable costs, and required record keeping.
- 16) Information and questions regarding this rulemaking shall be directed to:

Mr. Jeff Osowski
Office of Child and Family Policy
Department of Children and Family Services
406 E. Monroe, Station #65
Springfield, Illinois 62701-1498

Telephone: 217/524-1983
TDD: 217/524-3715
E-Mail: cfpolicy@idcfs.state.il.us

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED RULES

TITLE 89: SOCIAL SERVICES

CHAPTER III: DEPARTMENT OF CHILDREN AND FAMILY SERVICES

SUBCHAPTER c: FISCAL ADMINISTRATION

PART 363

RESIDENTIAL SERVICES CONSTRUCTION GRANT PROGRAM

Section

363.10	Purpose
363.20	Definitions
363.30	Operation of the Grant Program
363.40	Eligibility for Grant
363.50	Use of Grant Moneys
363.60	Reporting

AUTHORITY: Implementing and authorized by the DCFS Residential Services Construction Grant Program Act [20 ILCS 530].

SOURCE: Old Part repealed at 8 Ill. Reg. 12126, effective July 13, 1984; new Part adopted at 36 Ill. Reg. 15354, effective October 15, 2012.

Section 363.10 Purpose

The purpose of this Part is to describe Residential Services Construction Grants that may be offered by the Department, how to apply for a Residential Services Construction Grant from the Department, what information is considered when deciding whether a grant application will be approved, post-grant-award requirements, allowable and disallowable costs, and required record keeping.

Section 363.20 Definitions

"Board" means the Illinois Capital Development Board [20 ILCS 530/5].

"Department" means the Illinois Department of Children and Family Services [20 ILCS 530/5].

"Residential services" means child care institution care, group home care, independent living services, and transitional living services that are licensed and purchased by the Department on behalf of children under the age of 22 years who

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are served by the Department and who need 24 hour residential care due to emotional and behavior problems and that are services for which the Department has rate setting authority [20 ILCS 530/5].

Section 363.30 Operation of the Grant Program

- a) *The Department, in consultation with the Board, shall establish the DCF's Residential Services Construction Grant Program and, pursuant to the Department's resource allocation management plan determined in consultation with eligible providers, may make grants to eligible licensed residential services providers, subject to appropriations, out of funds reserved for capital improvements or expenditures as provided for in this Part. The Program shall operate in a manner so that the estimated cost of the Program during the fiscal year will not exceed the total appropriation for the Program. The grants shall be for the purpose of constructing new residential services sites, renovating existing residential services sites, and supporting capital rate enhancements for residential services sites' capital projects. [20 ILCS 530/10]*
- b) The Department shall develop criteria and issue policy guidance each year for assessing grant requests. Requests will be evaluated based on the Department's strategic direction, the overall residential needs for the children being served at any given time, and the Department's current and anticipated levels of funding. The criteria will include specific requirements that demonstrate the agency's performance and financial status. The criteria will be analyzed, discussed and updated from time to time, in collaboration with representatives of the provider community.

Section 363.40 Eligibility for Grant

- a) *To be eligible for a grant under this Part, a recipient must be a residential services provider with which the Department contracts for residential services [20 ILCS 530/15].*
- b) All grant requests shall be submitted, in writing, to the Department's Deputy Director of Budget and Finance, and must be received by the Department during March 1 through March 31 of the current State fiscal year in order to be considered for the subsequent fiscal year. Requests shall be mailed to:

Department of Children and Family Services

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Division of Budget and Finance
Attn: Residential Service Construction Grant Committee
406 East Monroe, Station 440
Springfield, Illinois 62701

- c) To be considered, a request shall include at least the following information:
- 1) A certified audit report for the provider's most recent (prior) fiscal year;
 - 2) A clear, concise statement explaining and justifying the request;
 - 3) A detailed statement of financial, statistical and related program information in support of the request;
 - 4) Description of the expected client benefits and outcomes;
 - 5) Data identifying the individual cost of each item for which the grant is being sought, and a cost schedule for any viable options that could be included or excluded from an award;
 - 6) A detailed explanation of why the costs cannot be funded within the agency's current financing;
 - 7) The number of Department clients that will be served if the grant is awarded; and
 - 8) Certification, under penalty of perjury, by the chief executive officer and the financial officer of the provider that the application and all the information reports, schedules, budgets, and records submitted are true, correct and accurate.
- d) Review Process
- 1) Within 30 days after receipt of a request, designated staff of the Department's Division of Budget and Finance shall acknowledge, in writing, that the request has been received and forward the request to the chairperson of the Residential Service Construction Grant Committee.

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- 2) The committee shall include representatives of the Department and may include, by invitation of the Director, representatives of the provider community. When providers serve on the committee, they must be able to accept the current criteria established pursuant to Section 363.30(b) and serve with objectivity. Once a grant request is submitted, no member of the committee can be approached by the requesting agency or its representatives to discuss the proposal in any way. No committee member may discuss the individual requests from agencies outside the committee process.
 - 3) The committee shall review each request for adequacy of documentation, appropriateness of the request, and the agency's fiscal stability, and shall consider the requesting agency's performance history for the current and preceding two fiscal years.
 - 4) The committee shall assess each request in relation to the Department's resource allocation management plan, and shall also consider fiscal efficiency and the best use of resources for the greatest number of Department clients.
 - 5) A request submitted by March 31 of the current State fiscal year shall be reviewed by the committee within 90 days after that date.
- e) On or before June 30 of the current State fiscal year, the Department shall advise each grant applicant, in writing, whether the request has been approved or denied for the upcoming fiscal year. This notification timeframe is subject to a signed budget. All decisions are considered final and are not subject to appeal.

Section 363.50 Use of Grant Moneys

- a) *A recipient of a grant under this Part may use the grant moneys to do any one or more of the following to improve services for Department clients:*
 - 1) *Acquire a new physical location for the purpose of delivering licensed residential services.*
 - 2) *Construct or renovate new or existing licensed residential services sites.*

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- 3) *Support capital rate enhancements for licensed residential services sites' capital projects.* [20 ILCS 530/20]
- b) Disallowable costs for which grant monies may not be used are the same as the disallowable costs set forth in 89 Ill. Adm. Code 356.60 (Rate Setting).

Section 363.60 Reporting

Within 60 days after the first year of a grant under this Part, the grant recipient must submit a progress report to the Department. The Department may assist each grant recipient in meeting the goals and objectives stated in the original grant proposal submitted by the recipient, in ensuring that grant moneys are being used for appropriate purposes, and in ensuring that residents of the community are being served by the new residential services sites established with grant moneys. [20 ILCS 530/25]

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- 1) Heading of the Part: Medical Payment
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Number: 140.1001 Adopted Action:
Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-13]
- 5) Effective Date of Rulemaking: October 15, 2012
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted amendment, including any materials 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*: June 1, 2012; 36 Ill. Reg. 8081
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: A non-substantive, clarifying change was made to Section 140.1001 (a)(4)(F).
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement issued by JCAR? Yes
- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any other proposed rulemakings pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Action:</u>	<u>Illinois Register Citation:</u>
140.445	Amendment	36 Ill. Reg. 7757; May 25, 2012
140.523	Amendment	36 Ill. Reg. 7757; May 25, 2012
140.539	Amendment	36 Ill. Reg. 7757; May 25, 2012
140.570	Amendment	36 Ill. Reg. 7757; May 25, 2012
140.400	Amendment	36 Ill. Reg. 8594; June 15, 2012
140.438	Amendment	36 Ill. Reg. 8594; June 15, 2012

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140.5	Amendment	36 Ill. Reg. 9650; July 6, 2012
140.642	Amendment	36 Ill. Reg. 9650; July 6, 2012
140.643	Amendment	36 Ill. Reg. 9650; July 6, 2012

- 15) Summary and Purpose of Rulemaking: This amendment regarding alternate payees adds language that provides that an employer who is eligible to participate in the State's medical assistance program may be designated as an alternate payee by an individual practitioner who is employed by the payee. Further, the employer who qualifies as a payee for more than four practitioners, and the employer who is not licensed in the same profession as the practitioners in his or her employ, who has designated the employer as an alternate payee shall be subject to enhanced screening and verification by the Office of Inspector General of the Department of Healthcare and Family Services. The amendment also provides that a corporation may be named as an alternate payee and that a corporation registered with the Secretary of State to do business in the State, and whose shares of ownership are not publicly traded in a recognized stock exchange within the United States of America, shall be subject to enhanced screening and verification by the Office of Inspector General.
- 16) Information and questions regarding this rulemaking shall be directed to:
- Jeanette Badrov
General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, 3rd Floor
Springfield IL 62763-0002
- 217/782-1233

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

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TITLE 89: SOCIAL SERVICES

CHAPTER I: DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

SUBCHAPTER d: MEDICAL PROGRAMS

PART 140

MEDICAL PAYMENT

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- 140.1 Incorporation By Reference
- 140.2 Medical Assistance Programs
- 140.3 Covered Services Under Medical Assistance Programs
- 140.4 Covered Medical Services Under AFDC-MANG for non-pregnant persons who are 18 years of age or older (Repealed)
- 140.5 Covered Medical Services Under General Assistance
- 140.6 Medical Services Not Covered
- 140.7 Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Children Under Age Eight
- 140.8 Medical Assistance For Qualified Severely Impaired Individuals
- 140.9 Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-MANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
- 140.10 Medical Assistance Provided to Persons Confined or Detained by the Criminal Justice System

SUBPART B: MEDICAL PROVIDER PARTICIPATION

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- 140.11 Enrollment Conditions for Medical Providers
- 140.12 Participation Requirements for Medical Providers
- 140.13 Definitions
- 140.14 Denial of Application to Participate in the Medical Assistance Program
- 140.15 Recovery of Money
- 140.16 Termination or Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program
- 140.17 Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program
- 140.18 Effect of Termination or Revocation on Persons Associated with Vendor

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- 140.19 Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring
- 140.20 Submittal of Claims
- 140.21 Reimbursement for QMB Eligible Medical Assistance Recipients and QMB Eligible Only Recipients and Individuals Who Are Entitled to Medicare Part A or Part B and Are Eligible for Some Form of Medicaid Benefits
- 140.22 Magnetic Tape Billings (Repealed)
- 140.23 Payment of Claims
- 140.24 Payment Procedures
- 140.25 Overpayment or Underpayment of Claims
- 140.26 Payment to Factors Prohibited
- 140.27 Assignment of Vendor Payments
- 140.28 Record Requirements for Medical Providers
- 140.30 Audits
- 140.31 Emergency Services Audits
- 140.32 Prohibition on Participation, and Special Permission for Participation
- 140.33 Publication of List of Sanctioned Entities
- 140.35 False Reporting and Other Fraudulent Activities
- 140.40 Prior Approval for Medical Services or Items
- 140.41 Prior Approval in Cases of Emergency
- 140.42 Limitation on Prior Approval
- 140.43 Post Approval for Items or Services When Prior Approval Cannot Be Obtained
- 140.44 Withholding of Payments Due to Fraud or Misrepresentation
- 140.55 Recipient Eligibility Verification (REV) System
- 140.71 Reimbursement for Medical Services Through the Use of a C-13 Invoice Voucher Advance Payment and Expedited Payments
- 140.72 Drug Manual (Recodified)
- 140.73 Drug Manual Updates (Recodified)

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- Section
- 140.80 Hospital Provider Fund
- 140.82 Developmentally Disabled Care Provider Fund
- 140.84 Long Term Care Provider Fund
- 140.94 Medicaid Developmentally Disabled Provider Participation Fee Trust Fund/Medicaid Long Term Care Provider Participation Fee Trust Fund
- 140.95 Hospital Services Trust Fund
- 140.96 General Requirements (Recodified)

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140.116	Payment for Inpatient Services for GA (Recodified)
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140.370	Rate Calculation (Recodified)
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- 140.396 Rate Appeals for Subacute Alcoholism and Substance Abuse Services
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SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

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- 140.400 Payment to Practitioners
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- 140.405 SeniorCare Pharmaceutical Benefit (Repealed)
- 140.410 Physicians' Services
- 140.411 Covered Services By Physicians
- 140.412 Services Not Covered By Physicians
- 140.413 Limitation on Physician Services
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- 140.416 Optometric Services and Materials
- 140.417 Limitations on Optometric Services
- 140.418 Department of Corrections Laboratory
- 140.420 Dental Services
- 140.421 Limitations on Dental Services
- 140.422 Requirements for Prescriptions and Dispensing Items of Pharmacy Items –
Dentists (Repealed)
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- 140.428 Chiropractic Services
- 140.429 Limitations on Chiropractic Services (Repealed)
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140.TABLE J	HSA Grouping (Repealed)
140.TABLE K	Services Qualifying for 10% Add-On (Repealed)
140.TABLE L	Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Repealed)
140.TABLE M	Enhanced Rates for Maternal and Child Health Provider Services

AUTHORITY: Implementing and authorized by Articles III, IV, V, VI and Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. III, IV, V, VI and 12-13].

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; preemptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; codified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; preemptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; preemptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; preemptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June

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26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140. Table H and 140. Table I recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147. Table A and 147. Table B at 12 Ill. Reg. 6956; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill.

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Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; amended at 13 Ill. Reg. 7025, effective April 24, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; emergency expired July 14, 1990; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 14184, effective August 16, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18057, effective October 22, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 18813, effective November 6, 1990; Notice of Corrections to Adopted

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Amendment at 15 Ill. Reg. 1174; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill. Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; amended at 15 Ill. Reg. 6220, effective April 18, 1991; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. 8264, effective May 23, 1991; amended at 15 Ill. Reg. 8972, effective June 17, 1991; amended at 15 Ill. Reg. 10114, effective June 21, 1991; amended at 15 Ill. Reg. 10468, effective July 1, 1991; amended at 15 Ill. Reg. 11176, effective August 1, 1991; emergency amendment at 15 Ill. Reg. 11515, effective July 25, 1991, for a maximum of 150 days; emergency expired December 22, 1991; emergency amendment at 15 Ill. Reg. 12919, effective August 15, 1991, for a maximum of 150 days; emergency expired January 12, 1992; emergency amendment at 15 Ill. Reg. 16366, effective October 22, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 17318, effective November 18, 1991; amended at 15 Ill. Reg. 17733, effective November 22, 1991; emergency amendment at 16 Ill. Reg. 300, effective December 20, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 174, effective December 24, 1991; amended at 16 Ill. Reg. 1877, effective January 24, 1992; amended at 16 Ill. Reg. 3552, effective February 28, 1992; amended at 16 Ill. Reg. 4006, effective March 6, 1992; amended at 16 Ill. Reg. 6408, effective March 20, 1992; expedited correction at 16 Ill. Reg. 11348, effective March 20, 1992; amended at 16 Ill. Reg. 6849, effective April 7, 1992; amended at 16 Ill. Reg. 7017, effective April 17, 1992; amended at 16 Ill. Reg. 10050, effective June 5, 1992; amended at 16 Ill. Reg. 11174, effective June 26, 1992; emergency amendment at 16 Ill. Reg. 11947, effective July 10, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 12186, effective July 24, 1992; emergency amendment at 16 Ill. Reg. 13337, effective August 14, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 15109, effective September 21, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 15561, effective September 30, 1992; amended at 16 Ill. Reg. 17302, effective November 2, 1992; emergency amendment at 16 Ill. Reg. 18097, effective November 17, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 19146, effective December 1, 1992; expedited correction at 17 Ill. Reg. 7078, effective December 1, 1992; amended at 16 Ill. Reg. 19879, effective December 7, 1992; amended at 17 Ill. Reg. 837, effective January 11, 1993; amended at 17 Ill. Reg. 1112, effective January 15, 1993; amended at 17 Ill. Reg. 2290, effective February 15, 1993; amended at 17 Ill. Reg. 2951, effective February 17, 1993; amended at 17 Ill. Reg. 3421, effective February 19, 1993; amended at 17 Ill. Reg. 6196, effective April 5, 1993; amended at 17 Ill. Reg. 6839, effective April 21, 1993; amended at 17 Ill. Reg. 7004, effective May 17, 1993; emergency amendment at 17 Ill. Reg. 11201, effective July 1, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 15162, effective September 2, 1993, for a maximum of 150 days; emergency amendment suspended at 17 Ill. Reg. 18902, effective October 12, 1993; emergency amendment at 17 Ill. Reg. 18152, effective October 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 18571, effective October 8, 1993; emergency amendment at 17 Ill. Reg. 18611, effective October

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1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 20999, effective November 24, 1993; emergency amendment repealed at 17 Ill. Reg. 22583, effective December 20, 1993; amended at 18 Ill. Reg. 3620, effective February 28, 1994; amended at 18 Ill. Reg. 4250, effective March 4, 1994; amended at 18 Ill. Reg. 5951, effective April 1, 1994; emergency amendment at 18 Ill. Reg. 10922, effective July 1, 1994, for a maximum of 150 days; emergency amendment suspended at 18 Ill. Reg. 17286, effective November 15, 1994; emergency amendment repealed at 19 Ill. Reg. 5839, effective April 4, 1995; amended at 18 Ill. Reg. 11244, effective July 1, 1994; amended at 18 Ill. Reg. 14126, effective August 29, 1994; amended at 18 Ill. Reg. 16675, effective November 1, 1994; amended at 18 Ill. Reg. 18059, effective December 19, 1994; amended at 19 Ill. Reg. 1082, effective January 20, 1995; amended at 19 Ill. Reg. 2933, effective March 1, 1995; emergency amendment at 19 Ill. Reg. 3529, effective March 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 5663, effective April 1, 1995; amended at 19 Ill. Reg. 7919, effective June 5, 1995; emergency amendment at 19 Ill. Reg. 8455, effective June 9, 1995, for a maximum of 150 days; emergency amendment at 19 Ill. Reg. 9297, effective July 1, 1995, for a maximum of 150 days; emergency amendment at 19 Ill. Reg. 10252, effective July 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 13019, effective September 5, 1995; amended at 19 Ill. Reg. 14440, effective September 29, 1995; emergency amendment at 19 Ill. Reg. 14833, effective October 6, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 15441, effective October 26, 1995; amended at 19 Ill. Reg. 15692, effective November 6, 1995; amended at 19 Ill. Reg. 16677, effective November 28, 1995; amended at 20 Ill. Reg. 1210, effective December 29, 1995; amended at 20 Ill. Reg. 4345, effective March 4, 1996; amended at 20 Ill. Reg. 5858, effective April 5, 1996; amended at 20 Ill. Reg. 6929, effective May 6, 1996; amended at 20 Ill. Reg. 7922, effective May 31, 1996; amended at 20 Ill. Reg. 9081, effective June 28, 1996; emergency amendment at 20 Ill. Reg. 9312, effective July 1, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 11332, effective August 1, 1996; amended at 20 Ill. Reg. 14845, effective October 31, 1996; emergency amendment at 21 Ill. Reg. 705, effective December 31, 1996, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 3734, effective March 5, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 4777, effective April 2, 1997; amended at 21 Ill. Reg. 6899, effective May 23, 1997; amended at 21 Ill. Reg. 9763, effective July 15, 1997; amended at 21 Ill. Reg. 11569, effective August 1, 1997; emergency amendment at 21 Ill. Reg. 13857, effective October 1, 1997, for a maximum of 150 days; amended at 22 Ill. Reg. 1416, effective December 29, 1997; amended at 22 Ill. Reg. 4412, effective February 27, 1998; amended at 22 Ill. Reg. 7024, effective April 1, 1998; amended at 22 Ill. Reg. 10606, effective June 1, 1998; emergency amendment at 22 Ill. Reg. 13117, effective July 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 16302, effective August 28, 1998; amended at 22 Ill. Reg. 18979, effective September 30, 1998; amended at 22 Ill. Reg. 19898, effective October 30, 1998; emergency amendment at 22 Ill. Reg. 22108, effective December 1, 1998, for a maximum of 150 days; emergency expired April 29, 1999; amended at 23 Ill. Reg. 5796, effective April 30, 1999;

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amended at 23 Ill. Reg. 7122, effective June 1, 1999; emergency amendment at 23 Ill. Reg. 8236, effective July 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 9874, effective August 3, 1999; amended at 23 Ill. Reg. 12697, effective October 1, 1999; amended at 23 Ill. Reg. 13646, effective November 1, 1999; amended at 23 Ill. Reg. 14567, effective December 1, 1999; amended at 24 Ill. Reg. 661, effective January 3, 2000; amended at 24 Ill. Reg. 10277, effective July 1, 2000; emergency amendment at 24 Ill. Reg. 10436, effective July 1, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 15086, effective October 1, 2000; amended at 24 Ill. Reg. 18320, effective December 1, 2000; emergency amendment at 24 Ill. Reg. 19344, effective December 15, 2000, for a maximum of 150 days; amended at 25 Ill. Reg. 3897, effective March 1, 2001; amended at 25 Ill. Reg. 6665, effective May 11, 2001; amended at 25 Ill. Reg. 8793, effective July 1, 2001; emergency amendment at 25 Ill. Reg. 8850, effective July 1, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 11880, effective September 1, 2001; amended at 25 Ill. Reg. 12820, effective October 8, 2001; amended at 25 Ill. Reg. 14957, effective November 1, 2001; emergency amendment at 25 Ill. Reg. 16127, effective November 28, 2001, for a maximum of 150 days; emergency amendment at 25 Ill. Reg. 16292, effective December 3, 2001, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 514, effective January 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 663, effective January 7, 2002; amended at 26 Ill. Reg. 4781, effective March 15, 2002; emergency amendment at 26 Ill. Reg. 5984, effective April 15, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 7285, effective April 29, 2002; emergency amendment at 26 Ill. Reg. 8594, effective June 1, 2002, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 11259, effective July 1, 2002, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 12461, effective July 29, 2002, for a maximum of 150 days; emergency amendment repealed at 26 Ill. Reg. 16593, effective October 22, 2002; emergency amendment at 26 Ill. Reg. 12772, effective August 12, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 13641, effective September 3, 2002; amended at 26 Ill. Reg. 14789, effective September 26, 2002; emergency amendment at 26 Ill. Reg. 15076, effective October 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 16303, effective October 25, 2002; amended at 26 Ill. Reg. 17751, effective November 27, 2002; amended at 27 Ill. Reg. 768, effective January 3, 2003; amended at 27 Ill. Reg. 3041, effective February 10, 2003; amended at 27 Ill. Reg. 4364, effective February 24, 2003; amended at 27 Ill. Reg. 7823, effective May 1, 2003; amended at 27 Ill. Reg. 9157, effective June 2, 2003; emergency amendment at 27 Ill. Reg. 10813, effective July 1, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 13784, effective August 1, 2003; amended at 27 Ill. Reg. 14799, effective September 5, 2003; emergency amendment at 27 Ill. Reg. 15584, effective September 20, 2003, for a maximum of 150 days; emergency amendment at 27 Ill. Reg. 16161, effective October 1, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 18629, effective November 26, 2003; amended at 28 Ill. Reg. 2744, effective February 1, 2004; amended at 28 Ill. Reg. 4958, effective March 3, 2004; emergency amendment at 28 Ill. Reg. 6622, effective April 19, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 7081, effective May 3, 2004;

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emergency amendment at 28 Ill. Reg. 8108, effective June 1, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 9640, effective July 1, 2004; emergency amendment at 28 Ill. Reg. 10135, effective July 1, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 11161, effective August 1, 2004; emergency amendment at 28 Ill. Reg. 12198, effective August 11, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 13775, effective October 1, 2004; amended at 28 Ill. Reg. 14804, effective October 27, 2004; amended at 28 Ill. Reg. 15513, effective November 24, 2004; amended at 29 Ill. Reg. 831, effective January 1, 2005; amended at 29 Ill. Reg. 6945, effective May 1, 2005; emergency amendment at 29 Ill. Reg. 8509, effective June 1, 2005, for a maximum of 150 days; emergency amendment at 29 Ill. Reg. 12534, effective August 1, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 14957, effective September 30, 2005; emergency amendment at 29 Ill. Reg. 15064, effective October 1, 2005, for a maximum of 150 days; emergency amendment repealed by emergency rulemaking at 29 Ill. Reg. 15985, effective October 5, 2005, for the remainder of the maximum 150 days; emergency amendment at 29 Ill. Reg. 15610, effective October 1, 2005, for a maximum of 150 days; emergency amendment at 29 Ill. Reg. 16515, effective October 5, 2005, for a maximum of 150 days; amended at 30 Ill. Reg. 349, effective December 28, 2005; emergency amendment at 30 Ill. Reg. 573, effective January 1, 2006, for a maximum of 150 days; amended at 30 Ill. Reg. 796, effective January 1, 2006; amended at 30 Ill. Reg. 2802, effective February 24, 2006; amended at 30 Ill. Reg. 10370, effective May 26, 2006; emergency amendment at 30 Ill. Reg. 12376, effective July 1, 2006, for a maximum of 150 days; emergency amendment at 30 Ill. Reg. 13909, effective August 2, 2006, for a maximum of 150 days; amended at 30 Ill. Reg. 14280, effective August 18, 2006; expedited correction at 31 Ill. Reg. 1745, effective August 18, 2006; emergency amendment at 30 Ill. Reg. 17970, effective November 1, 2006, for a maximum of 150 days; amended at 30 Ill. Reg. 18648, effective November 27, 2006; emergency amendment at 30 Ill. Reg. 19400, effective December 1, 2006, for a maximum of 150 days; amended at 31 Ill. Reg. 388, effective December 29, 2006; emergency amendment at 31 Ill. Reg. 1580, effective January 1, 2007, for a maximum of 150 days; amended at 31 Ill. Reg. 2413, effective January 19, 2007; amended at 31 Ill. Reg. 5561, effective March 30, 2007; amended at 31 Ill. Reg. 6930, effective April 29, 2007; amended at 31 Ill. Reg. 8485, effective May 30, 2007; emergency amendment at 31 Ill. Reg. 10115, effective June 30, 2007, for a maximum of 150 days; amended at 31 Ill. Reg. 14749, effective October 22, 2007; emergency amendment at 32 Ill. Reg. 383, effective January 1, 2008, for a maximum of 150 days; peremptory amendment at 32 Ill. Reg. 6743, effective April 1, 2008; peremptory amendment suspended at 32 Ill. Reg. 8449, effective May 21, 2008; suspension withdrawn by the Joint Committee on Administrative Rules at 32 Ill. Reg. 18323, effective November 12, 2008; peremptory amendment repealed by emergency rulemaking at 32 Ill. Reg. 18422, effective November 12, 2008, for a maximum of 150 days; emergency expired April 10, 2009; peremptory amendment repealed at 33 Ill. Reg. 6667, effective April 29, 2009; amended at 32 Ill. Reg. 7727, effective May 5, 2008; emergency amendment at 32 Ill. Reg. 10480, effective July 1, 2008, for a maximum of 150 days; emergency

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expired November 27, 2008; amended at 32 Ill. Reg. 17133, effective October 15, 2008; amended at 33 Ill. Reg. 209, effective December 29, 2008; amended at 33 Ill. Reg. 9048, effective June 15, 2009; emergency amendment at 33 Ill. Reg. 10800, effective June 30, 2009, for a maximum of 150 days; amended at 33 Ill. Reg. 11287, effective July 14, 2009; amended at 33 Ill. Reg. 11938, effective August 17, 2009; amended at 33 Ill. Reg. 12227, effective October 1, 2009; emergency amendment at 33 Ill. Reg. 14324, effective October 1, 2009, for a maximum of 150 days; emergency expired February 27, 2010; amended at 33 Ill. Reg. 16573, effective November 16, 2009; amended at 34 Ill. Reg. 516, effective January 1, 2010; amended at 34 Ill. Reg. 903, effective January 29, 2010; amended at 34 Ill. Reg. 3761, effective March 14, 2010; amended at 34 Ill. Reg. 5215, effective March 25, 2010; amended at 34 Ill. Reg. 19517, effective December 6, 2010; amended at 35 Ill. Reg. 394, effective December 27, 2010; amended at 35 Ill. Reg. 7648, effective May 1, 2011; amended at 35 Ill. Reg. 7962, effective May 1, 2011; amended at 35 Ill. Reg. 10000, effective June 15, 2011; amended at 35 Ill. Reg. 12909, effective July 25, 2011; amended at 36 Ill. Reg. 2271, effective February 1, 2012; amended at 36 Ill. Reg. 7010, effective April 27, 2012; amended at 36 Ill. Reg. 7545, effective May 7, 2012; amended at 36 Ill. Reg. 9113, effective June 11, 2012; emergency amendment at 36 Ill. Reg. 11329, effective July 1, 2012 through June 30, 2013; emergency amendment to Section 140.442(e)(4) suspended at 36 Ill. Reg. 13736 and emergency amendment to Section 140.491 suspended at 36 Ill. Reg. 13738, effective August 14, 2012; suspension withdrawn from Section 140.442(e)(4) at 36 Ill. Reg. 14529, September 11, 2012, emergency amendment in response to JCAR action on Sections 140.442(e)(4) and 140.443d(h) and emergency amendment to Section 140.445 at 36 Ill. Reg. 14820, effective September 21, 2012 through June 30, 2013; amended at 36 Ill. Reg. 15361, effective October 15, 2012.

SUBPART J: ALTERNATE PAYEE PARTICIPATION

Section 140.1001 Registration Conditions for Alternate Payees

a) In order to participate, alternate payees must meet the following conditions:

- 1) Hold a valid, appropriate license ~~when~~~~where~~ State law requires licensure of medical practitioners, agencies, institutions and other medical entities;
- 2) Be certified for participation in the Title XVIII Medicare program when federal or State rules and regulations require ~~such~~-certification for Title XIX participation;
- 3) Be certified for Title XIX when federal or State rules and regulations so require;

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- 4) Qualify as:
- A) Hospital or a hospital affiliate as defined by the Hospital Licensing Act [210 ILCS 85];
 - B) Professional school that offers a degree to qualify individuals for licensure to perform medical services;
 - C) Group practice solely owned by three or more full-time licensed individual practitioners who are eligible to participate in the Medical Assistance Program;
 - D) Partnership that requires fees of its partners to be turned over to the partnership and all partners are eligible to participate in the Medical Assistance Program;
 - E) Individual practitioner "employer" who requires an employee, as a condition of employment, to turn over his or her fees to the employer. The employer must be eligible to participate in the Medical Assistance Program. An employer who qualifies as a payee for more than four practitioners, and an employer who is not licensed in the same profession as the practitioners in his or her employ who have designated the employer as the alternate payee, shall be subject to enhanced screening and verification by the Inspector General of the Department, except when an advanced practice nurse licensed under the Nurse Practice Act [225 ILCS 65] designates an employer who is a physician licensed under the Medical Practice Act of 1987 [225 ILCS 60] and, except as provided below, must be licensed in the same profession as the practitioners in his or her employ who have designated the employer as the alternate payee. The employer may only qualify as a payee for a total of four individual practitioners, including the employer. Practitioners may designate an employer who is a physician licensed under the Medical Practice Act of 1987 [225 ILCS 60] if the practitioner is an advanced practice nurse licensed under the Nurse Practice Act [225 ILCS 65];

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- F) Corporation registered with the Illinois Secretary of State's Office to do business in the State of Illinois. A corporation registered with the Illinois Secretary of State's Office to do business in the State of Illinois, whose shares of ownership are not publicly traded in a recognized stock exchange within the United States of America, shall be subject to enhanced screening and verification by the Inspector General of the Department and whose shares of ownership are publicly traded in a recognized stock exchange within the United States of America;
- G) Governmental entity that requires, as a condition of employment, that the fees be turned over to the governmental entity;
- H) Community mental health agency that is certified by the Department of Human Services under 59 Ill. Adm. Code 132 and is enrolled as a provider in the Medical Assistance Program; or
- I) Federally Qualified Health Center, Rural Health Center or Encounter Rate Clinic that is enrolled as a provider in the Medical Assistance Program;
- 5) Provide registration information to the Department, in the prescribed format;
- 6) Notify the Department, in writing, immediately whenever there is a change in any information that the alternate payee has previously submitted;
- 7) Provide disclosure, as requested by the Department, of all financial, beneficial, ownership, equity, surety, or other interests in any and all firms, corporations, partnerships, associations, business enterprises, joint ventures, agencies, institutions, or other legal entities providing any form of health care services to public assistance recipients and alternate payee relationships; and
- 8) Have a current alternate payee registration on file with the Department.
- b) Approval of a corporate entity such as a group practice, a partnership, hospital, or professional school as an alternate payee in the Medical Assistance Program

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NOTICE OF ADOPTED AMENDMENT

applies only to the entity's existing ownership, corporate structure, and location. Therefore, an alternate payee's registration in the Medical Assistance Program is not transferable.

- c) For purposes of administrative efficiency, the Department may periodically require classes of alternate payees to re-register in the Medical Assistance Program. Under ~~the~~~~sueh~~~~a~~ re-registration, the Department shall request classes of alternate payees to submit updated information. Failure of an alternate payee to submit ~~updated~~~~sueh~~ information within the requested time frames may result in cancellation of the alternate payee registration from the Program. ~~The~~~~Sueh~~ cancellation shall have no effect on the future eligibility of the alternate payee to participate in the Program and is intended only for purposes of the Department's efficient administration of the Program.
- d) For purposes of this Section, an alternate payee whose alternate payee investor ownership has changed by 50 percent or more from the date the alternate payee was initially approved for registration as an alternate payee in the Medical Assistance Program shall be required to submit a new application for registration. All ~~sueh~~ applications must meet the requirements for registration.

(Source: Amended at 36 Ill. Reg. 15361, effective October 15, 2012)

DEPARTMENT OF REVENUE

NOTICE OF PUBLIC INFORMATION

2012 THIRD QUARTER SALES & MISCELLANEOUS TAX SUNSHINE INDEX

- 1) Statute requiring agency to publish information concerning Private Letter Rulings and General Information Letters in the *Illinois Register*:

Name of Act: Illinois Department of Revenue Sunshine Act

Citation: 20 ILCS 2515/1

- 2) Summary of information:

Index of Department of Revenue Sales and Miscellaneous Tax Private Letter Rulings and General Information Letters issued for the Third Quarter of 2012. Private letter rulings are issued by the Department in response to specific taxpayer inquiries concerning the application of a tax statute or rule to a particular fact situation. Private letter rulings are binding on the Department only as to the taxpayer who is the subject of the request for ruling. (See 2 Ill. Adm. Code 1200.110.) General information letters are issued by the Department in response to written inquiries from taxpayers, taxpayer representatives, business, trade, industrial associations or similar groups. General information letters contain general discussions of tax principles or applications. General information letters are designed to provide general background information on topics of interest to taxpayers. General information letters do not constitute statements of agency policy that apply, interpret, or prescribe tax laws administered by the Department. *General information letters may not be relied upon by taxpayers in taking positions with reference to tax issues and create no rights for taxpayers under the Taxpayers' Bill of Rights Act.* (See 2 Ill. Adm. Code 1200.120.)

The letters are listed numerically, are identified as either a General Information Letter or a Private Letter Ruling and are summarized with a brief synopsis under the following subjects:

Cigarette Tax	Motor Fuel Tax
Construction Contractors	Returns
Exempt Organizations	Sale for Resale
Food	Service Occupation Tax
Gross Receipts	Telecommunications Excise Tax
Leasing	Use Tax
Medical Appliances	Vehicle Use Tax
Miscellaneous	

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Copies of the ruling letters themselves are available for inspection and may be purchased for a minimum of \$1.00 per opinion plus 50¢ per page for each page over one. Copies of the ruling letters may be downloaded free of charge from the Department's World Wide Web site at www.tax.illinois.gov/.

The annual index of Sales and Excise Tax letter rulings (all four quarters) is available for \$3.00.

3) Name and address of person to contact concerning this information:

Linda Settle
Illinois Department of Revenue
Legal Services Office
101 West Jefferson Street
Springfield, Illinois 62794

Telephone: (217) 782-7055

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CIGARETTE TAX ACT

ST 12-0036-GIL 07/23/2012 This letter discusses the taxation of “little cigars” under the Cigarette Tax Act. See P.A 97-688.

CONSTRUCTION CONTRACTORS

ST 12-0048-GIL 08/20/2012 When a construction contractor permanently affixes tangible personal property to real property, the contractor is deemed the end user of that tangible personal property. As the end user, the contractor incurs Use Tax on the cost price of that tangible personal property. See 86 Ill. Adm. Code 130.1940 and 86 Ill. Adm. Code 130.2075.

EXEMPT ORGANIZATIONS

ST 12-0042-GIL 07/27/2012 Sales by exclusively charitable, religious or educational organizations are not subject to the Retailers' Occupation Tax when it can be said that such selling is noncompetitive with business establishments. See 86 Ill. Adm. Code 130.2005(a)(3).

ST 12-0044-GIL 07/30/2012 Organizations possessing “E” numbers issued by the Department are exempt on purchases used in furtherance of their organizational purposes. See 86 Ill. Adm. Code 130.2007.

FOOD

ST 12-0050-GIL 09/04/2012 This letter discusses the State tax rates applicable to sales of food. See 86 Ill. Adm. Code 130.310.

ST 12-0053-GIL 09/27/2012 This letter discusses the State tax rates applicable to sales of food. See 86 Ill. Adm. Code 130.310.

GROSS RECEIPTS

ST 12-0045-GIL 08/02/2012 In computing Retailers' Occupation Tax liability, no deductions shall be taken by a taxpayer from gross receipts on account of

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the cost of the property sold, or any other cost of doing business. See 86 Ill. Adm. Code 130.410.

LEASING

ST 12-0035-GIL 07/20/2012 Information regarding the tax liabilities in lease situations may be found at 86 Ill. Adm. Code 130.220 and 86 Ill. Adm. Code 130.210.

ST 12-0038-GIL 07/24/2012 The question of whether a lessor's sale of tangible personal property coming off lease that is no longer needed for the lessor's rental inventory is subject to Retailers' Occupation Tax liability depends on whether the seller is strictly a lessor, or whether the seller is otherwise engaged in the business of selling like-kind property. See 86 Ill. Adm. Code 130.2013.

MEDICAL APPLIANCES

ST 12-0046-GIL 08/09/2012 A medical appliance is defined as an item that is intended by its manufacturer for use in directly substituting for a malfunctioning part of the body. See 86 Ill. Adm. Code 130.311.

MISCELLANEOUS

ST 12-0033-GIL 07/20/2012 This letter responds to an annual survey. See 86 Ill. Adm. Code 120, 130, 140, and 160.

ST 12-0039-GIL 07/24/2012 This letter discusses "prepaid telephone calling arrangements" and the Prepaid Wireless 9-1-1 Surcharge Act. See 35 ILCS 120/2-7 and 50 ILCS 753.

ST 12-0043-GIL 07/30/2012 This letter discusses the Prepaid Wireless 9-1-1 Surcharge Act [50 ILCS 753].

ST 12-0049-GIL 09/01/2012 This letter discusses the sales of cellular telephones. 86 Ill. Adm. Code 130.101.

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ST 12-0052-GIL 09/20/2012 This letter responds to a general information request regarding sales and excise taxes. See 86 Ill. Adm. Code 130.101.

MOTOR FUEL TAX

ST 12-0032-GIL 07/18/2012 This letter discusses sales of motor fuel to an exempt organization. See 86 Ill. Adm. Code 500.235 and 500.265.

RETURNS

ST 12-0037-GIL 07/24/2012 Every person engaged in the business of selling tangible personal property at retail must file a Form ST-1 on a monthly basis on or before the 20th day of each month. A taxpayer can be authorized by the Department to file a quarterly return. See 86 Ill. Adm. Code 130.501 and 86 Ill. Adm. Code 130.502.

SALE FOR RESALE

ST 12-0008-PLR 09/28/2012 This letter concerns sales for resale. See 86 Ill. Adm. Code 130.1401, *et seq.* and *Dearborn Wholesale Grocers, Inc. v. Whitler*, 82 Ill.2d 471 (1980).

ST 12-0051-GIL 09/20/2012 This letter describes the standard drop-shipment scenario and certificates of resale. See 86 Ill. Adm. Code 130.225.

SERVICE OCCUPATION TAX

ST 12-0034-GIL 07/20/2012 This letter concerns tax imposed on tangible personal property transferred incident to sales of service. See 86 Ill. Adm. Code Part 140.

TELECOMMUNICATIONS EXCISE TAX

ST 12-0041-GIL 07/27/2012 The Telecommunications Excise Tax is imposed upon the act or privilege of originating or receiving intrastate or interstate telecommunications in Illinois at the rate of 7% of the gross charges for such telecommunications purchased at retail from retailers. See 35 ILCS 630.

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2012 THIRD QUARTER SALES & MISCELLANEOUS TAX SUNSHINE INDEX

ST 12-0047-GIL 08/20/2012 The Telecommunications Excise Tax is imposed upon the act or privilege of originating or receiving intrastate or interstate telecommunications in Illinois at the rate of 7% of the gross charges for such telecommunications purchased at retail from retailers. See 35 ILCS 630.

USE TAX

ST 12-0007-PLR 08/17/2012 A person who purchases tangible personal property for the purpose of giving it away makes a taxable use of the property and incurs Use Tax upon the purchase price of that tangible personal property. See 86 Ill. Adm. Code 150.305.

VEHICLE USE TAX

ST 12-0040-GIL 07/24/2012 Article X of the Illinois Vehicle Code imposes a tax on the privilege of using a motor vehicle in this State that is acquired by gift, transfer, or purchase. 625 ILCS 5/3-1001.

ST 12-0054-GIL 09/27/2012 Article X of the Illinois Vehicle Code imposes a tax on the privilege of using a motor vehicle in this State that is acquired by gift, transfer, or purchase. 625 ILCS 5/3-1001. See also 86 Ill. Adm. Code 151.101.

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 October 9, 2012 through October 15, 2012 and have been scheduled for review by the Committee at its November 13, 2012 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>
11/23/12	<u>Board of Higher Education</u> , Grow Your Own Teacher Grants (23 Ill. Adm. Code 1085)	8/10/12 36 Ill. Reg. 12666	11/13/12
11/24/12	<u>Illinois Emergency Management Agency</u> , Registration and Operator Requirements for Radiation Installations (32 Ill. Adm. Code 320)	8/24/12 36 Ill. Reg. 13354	11/13/12
11/24/12	<u>Illinois Emergency Management Agency</u> , Fees for Radioactive Material Licensees (32 Ill. Adm. Code 331)	8/24/12 36 Ill. Reg. 13364	11/13/12
11/24/12	<u>Illinois Emergency Management Agency</u> , Quality Standards and Certification Requirements for Facilities Performing Mammography (32 Ill. Adm. Code 370)	8/24/12 36 Ill. Reg. 13369	11/13/12
11/24/12	<u>Illinois Racing Board</u> , Medication (11 Ill. Adm. Code 603)	8/17/12 36 Ill. Reg. 12988	11/13/12
11/25/12	<u>Teachers' Retirement System</u> , The Administration and Operation of the Teachers' Retirement System (80 Ill. Adm. Code 1650)	8/3/12 36 Ill. Reg. 12248	11/13/12

PROCLAMATIONS

2012-301**Mental Health Awareness Day (Revised)**

WHEREAS, mental health disorders and depression effect people from all walks of life without regard for age, gender, race, or socioeconomic status; and,

WHEREAS, The American Foundation for Suicide Prevention, established in 1987, is an organization dedicated to the prevention of suicide through research, education, and advocacy for those with mental disorders. They also reach out to those impacted by suicide; and,

WHEREAS, the American Foundation for Suicide Prevention has reached out to over one million citizens, and provided resources and training in hundreds of high schools on the topics of depression, mental illness, and suicide; and,

WHEREAS, this is made possible by money raised from the "Out of the Darkness Community Walks", five-mile community walks which takes place annually and are designed to bring to light issues surrounding depression and mental illness; and,

WHEREAS, the Illinois "Out of the Darkness Chicagoland Community Walk" will take place on Saturday, September 29, 2012; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim September 29, 2012 as **MENTAL HEALTH AWARENESS DAY** in Illinois in support of the American Foundation for Suicide Prevention "Out of the Darkness Chicagoland Community Walk", and encourage all citizens to remember the importance of mental health and learn to recognize the signs of depression and suicide.

Issued by the Governor August 29, 2012

Filed by the Secretary of State October 12, 2012

2012-314**Paris High School Marching Tigers Day**

WHEREAS, music captures an element of the human spirit that we often take for granted in our daily lives; and,

WHEREAS, music brings us together as a community to celebrate the creative minds who give voice to the emotions with which we can all identify; and,

PROCLAMATIONS

WHEREAS, music touches the lives of listeners of all ages, bringing beauty and enjoyment no matter how young or old the listener may be. Similarly, every performer shares a unique expression in his or her performance; and,

WHEREAS, by teaching children the value of the arts, we instill in them an appreciation of that creativity and music's unique ability to create a sense of community; and,

WHEREAS, members of Paris High School's Marching Band, the "Marching Tigers" understand the importance of a unique individual performance as well as its contribution to forming a much larger, single sound; and,

WHEREAS, the Paris High School Marching Tigers have represented the town of Paris, Illinois admirably for many years, serving as a source of pride for their community through numerous awards, honors and recognitions as a result of their nationally renowned performances; and,

WHEREAS, the Paris High School Marching Tigers have performed at many collegiate bowl games, including the Aloha Bowl and the Peach Bowl; appeared in many parades, including the 1972 Presidential Inaugural Parade, King's Island Parade, King Orange Parade, Indianapolis 500 Parade, and the Disneyworld Parade; and played at professional sporting events for teams such as the Indianapolis Colts, Chicago Bears and St. Louis Cardinals; and,

WHEREAS, the Paris High School Marching Tigers have also been honored with many awards throughout their eighty year history; ranked 65 of the top 100 high school bands in the country by the National Association for Music Education, received top honors at the Eastern Illinois University Marching Festival, won Grand Prize at Centralia's Halloween Parade, and sent the highest ratio of students to the State Honors Band; and,

WHEREAS, current and former members of the Paris High School Marching Tigers will reunite on Saturday, September 29, 2012 for a special performance during the annual Paris Honeybee Festival to raise money for the band, so that it may continue its tradition of excellence:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim September 29, 2012 as **PARIS HIGH SCHOOL MARCHING TIGERS DAY** in Illinois, in recognition of Paris High School's valuable contribution to their town, state and country, and encourage all citizens to recognize music's contribution to communities throughout the Land of Lincoln.

Issued by the Governor August 29, 2012

Filed by the Secretary of State October 12, 2012

2012-315
Raoul Wallenberg Day

PROCLAMATIONS

WHEREAS, the International Raoul Wallenberg Foundation is a non-profit organization with a mission to promote peace among nations and to honor all those who were heroes of the Holocaust; and,

WHEREAS, this organization carries the name of the Swedish diplomat, Raoul Wallenberg, who saved tens of thousands of Jews in Hungary during World War II before his disappearance at the hands of Soviet troops in 1945; and,

WHEREAS, in 1944, Raoul Wallenberg was chosen to lead a mission to rescue the two hundred thousand Jews of Budapest after the Nazi invasion of Hungary in March of that year; and,

WHEREAS, Raoul Wallenberg succeeded in issuing thousands of "protective" passports and, with the aid of three hundred volunteers, established thirty-two "safe houses" within Hungary that harbored 15-20,000 Jews under the protection of the Swedish Legation; and,

WHEREAS, Raoul Wallenberg visited Soviet military headquarters on January 17, 1945, where he was subsequently arrested and detained at the Lyublyanka prison in Moscow, never to be seen or heard from again; and,

WHEREAS, Raoul Wallenberg is an honorary citizen of Canada, Israel, and the city of Budapest. On October 5, 1981 Wallenberg became the second person in history to be awarded Honorary United States Citizenship; and,

WHEREAS, this year, two thousand twelve, marks the Centenary of Raoul Wallenberg's birth and the celebration of such a courageous, righteous man; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim October 5, 2012 as **RAOUL WALLENBERG DAY** in Illinois, in memory of this noble and heroic man.

Issued by the Governor September 17, 2012

Filed by the Secretary of State October 12, 2012

2012-316**Kerry Wood Day**

WHEREAS, Kerry Lee Wood was born on June 16, 1977 in Irving, Texas; and,

WHEREAS, Kerry Wood began his professional baseball career in 1995 when he was drafted fourth overall by the Chicago Cubs. After playing for three years in the minor leagues for both the Daytona Cubs and Iowa Cubs, he joined the Chicago Cubs during the 1998 season; and,

PROCLAMATIONS

WHEREAS, Kerry Wood, known by many as "Kid K" quickly became one of the most successful players in the history of the Chicago Cubs as well as the National League. He became the Cubs' starting pitcher in his first season and during his fifth career start threw a one-hit, no-walk, 20-strikeout game against the Houston Astros. During this game he tied for the MLB record of most strikeouts in a single 9-inning game; and,

WHEREAS, Kerry Wood was named as the National League's Rookie of the Year in 1998, finishing the season with a 13-6 record; and,

WHEREAS, Kerry Wood also holds two MLB records for quickest to reach 1,000 strikeouts by appearances (134 games) and innings pitched (853 innings); and,

WHEREAS, Kerry Wood currently lives in Chicago with his wife, Sarah, son Justin and daughters Katie and Charlotte; and,

WHEREAS, Kerry and Sarah Wood began hosting the annual "Kerry Wood's Strike Zone" Celebrity Bowling Tournament in 2006 to raise money for Chicago Children's charities; and,

WHEREAS, continuing their work with children in the Chicagoland area, Kerry and Sarah Wood established the Wood Family Foundation in June 2011 in order to raise funds for their programs as well as other children's charities they support; and,

WHEREAS, Kerry Wood is known not only for his tremendous talent in baseball, but also his dedication to various children's causes. His enthusiasm for the sport of baseball and for the City of Chicago remains apparent in his many philanthropic contributions to non-profit organizations throughout the City; and,

WHEREAS, Kerry Wood will be honored on September 23rd by the Chicago Cubs during a gathering to honor his career and achievements following his retirement from baseball in May; and,

THEREFORE, I Pat Quinn, Governor of the State of Illinois, do hereby proclaim September 23, 2012 as **KERRY WOOD DAY** in Illinois, in honor of one of the City of Chicago's truly great treasures.

Issued by the Governor September 18, 2012

Filed by the Secretary of State October 12, 2012

2012-317

Worldwide Day of Play

WHEREAS, the rates of childhood obesity continue to rise at alarming rates; and,

PROCLAMATIONS

WHEREAS, today's children and adults don't get as much physical activity as they should; and,

WHEREAS, nutritious diets and physical activity are important components in living healthy lifestyles and reducing disease; and,

WHEREAS, part of Nickelodeon's international grassroots effort is to get kids more physically active and to encourage positive, healthy, and playful lifestyles across the globe; and,

WHEREAS, to accomplish that goal, Nickelodeon, along with the Boys & Girls Clubs of America and the National Football League are teaming up to celebrate the fifth annual Worldwide Day of Play as a fun event to empower youth and encourage today's generation to adopt healthy lifestyles; and,

WHEREAS, the State of Illinois is committed to working to support kids in becoming the healthiest generation:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim October, 2012 as **WORLDWIDE DAY OF PLAY** in Illinois, and encourage citizens of all ages to observe this day with appropriate activities.

Issued by the Governor September 18, 2012

Filed by the Secretary of State October 12, 2012

2012-318**National Hispanic Heritage Month**

WHEREAS, there are currently more than 50 million Hispanics living in the United States, making the Hispanic population the largest minority group in the U.S., and their influence on our culture, economy and civic life is growing at an exponential rate; and,

WHEREAS, according to the U. S Census Bureau, more than 1.1 million Hispanic Americans are veterans of the United States Armed Forces; and,

WHEREAS, Hispanic Americans own 2.3 million businesses, with receipts totaling \$345.2 billion, a significant contribution to the American economy; and,

WHEREAS, in 1968, the United States of American officially recognized a National Hispanic Heritage Week, and in 1988, that week was extended into a month-long celebration to honor the

PROCLAMATIONS

traditions of those who trace their roots to Cuba, Mexico, Puerto Rico, South or Central American, or other Spanish culture or origin regardless of race; and

WHEREAS, the celebration of Hispanic Heritage Month in October provides an opportunity to celebrate the heritage and culture of Hispanic Americans and their immense contributions to our country, and presents a time to renew efforts toward the examination of history and culture in order to provide an opportunity for all people in the United States to learn more about Hispanic culture and their historic contributions to the growth and development of the United States; and,

WHEREAS, with more than 16 percent of Illinois' population of Hispanic origin, Hispanics play a vital role in the diversity of our state's citizenry, extending their influence from Chicago to Carbondale and from Rockford to East St. Louis; and,

WHEREAS, It is essential that we, as Illinoisans and Americans, learn about the history and culture of the many ethnic groups that make up our nation's diverse population

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim September 15, 2012 through October 15, 2012 as **NATIONAL HISPANIC HERITAGE MONTH** in Illinois, and encourage all citizens to educate themselves about the many contributions Hispanics have made to the culture and economic wealth of our State.

Issued by the Governor September 18, 2012

Filed by the Secretary of State October 12, 2012

2012-319**Dyslexia Awareness Month**

WHEREAS, millions of Americans throughout the country and the State of Illinois have dyslexia, which is a language-based neurological disorder that affects their ability to read, write, and spell proficiently; and,

WHEREAS, dyslexia occurs among all groups regardless of age, ethnicity, race, socio-economic background, and sex. The disorder is not related to one's level of intelligence or desire to learn; and,

WHEREAS, although the degree of dyslexia varies from person to person, both children and adults can overcome the disorder with proper diagnosis and treatment. Today, many dedicated professionals work in homes and schools to help those with dyslexia; and,

PROCLAMATIONS

WHEREAS, the International Dyslexia Association is also dedicated to helping those with dyslexia. Their state branches, including the Illinois branch, promote literacy through research, education, and advocacy; and,

WHEREAS, last year, state branches of the International Dyslexia Association offered more than 50 free and successful events about dyslexia to educators, parents, and the public during the month of October, which is recognized as Dyslexia Awareness Month, and they plan to repeat their public awareness campaign again this October; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim October 2012 as **DYSLEXIA AWARENESS MONTH** in Illinois, in support of the campaign by the International Dyslexia Association and their state branches to raise awareness about this disorder and to help those afflicted with it.

Issued by the Governor September 19, 2012

Filed by the Secretary of State October 12, 2012

2012-320**Infant Sleep Awareness Month**

WHEREAS, hundreds of infants die each year because they are placed in unsafe sleeping environments; and,

WHEREAS, Sudden Infant Death Syndrome (SIDS) occurs in children one year of age or under, and is the unexpected, sudden death of an infant with no explainable cause of death; and,

WHEREAS, the tragedy of SIDS can happen to any family, regardless of race, ethnic or economic group; and

WHEREAS, adult beds, waterbeds, couches, chairs, pillows, quilts and other soft surfaces are not appropriate or safe for sleeping infants; and,

WHEREAS, babies sleep safest when sleeping alone, on their backs, in a bassinet or crib with a firm mattress and tightly fitted sheet free of pillows, bumpers, blankets and other items; and

WHEREAS, Illinois law requires hospitals to provide education and materials regarding SIDS prevention and safe sleep practices to parents of newborns; and

WHEREAS, during the month of October, in partnership with the Illinois Department of Children and Family Services, Sudden Infant Death Services of Illinois, Inc., the Illinois Department of Public Health, the American Academy of Pediatrics, the Illinois Hospital Association, Prevent Child Abuse Illinois and other community partners, we raise awareness of

PROCLAMATIONS

the important steps parents can take to ensure the safety of their infant children while sleeping; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim October 2012 as **INFANT SAFE SLEEP AWARENESS MONTH** in Illinois in order to raise awareness about sudden unexplained infant death and to encourage infant safe sleep practices so that no parent will have to endure the tragedy of infant death.

Issued by the Governor September 20, 2012

Filed by the Secretary of State October 12, 2012

2012-321**Tay-Sachs Awareness Month**

WHEREAS, Tay-Sachs disease is a rare, inherited disorder, first identified by British ophthalmologist Warren Tay in 1881 and American neurologist Bernard Sachs in 1887, that causes progressive destruction of nerve cells in the brain and spinal cord due to insufficient activity of an enzyme called beta-hexosaminidase A; and,

WHEREAS, the degenerative nature of the disease often remains hidden at first, but by the time symptoms appear, significant damage has already occurred. There is currently no treatment or cure for Tay Sachs disease, and the disease is always fatal in children; and,

WHEREAS, Tay-Sachs often affects families with no prior history. Although relatively uncommon, approximately one in 27 Ashkenazi Jews, one in 50 Irish Americans and one in every 250 people overall are carriers of the disorder. If both parents are carriers, there is a 25 percent chance that their child will have Tay-Sachs disease; and,

WHEREAS, a simple blood test can determine if one is a Tay-Sachs carrier, but one has to ask for it, and many people have never heard of the disease; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim September 2012 as **TAY-SACHS AWARENESS MONTH** in Illinois to raise awareness of Tay-Sachs, and in support of the Cure Tay-Sachs Foundation and their valuable work.

Issued by the Governor September 21, 2012

Filed by the Secretary of State October 12, 2012

2012-322**Legacy Walk Day**

PROCLAMATIONS

WHEREAS, the United States of America was founded on many principals, including the belief that all people are equal; and,

WHEREAS, the people of Illinois believe in equality for all and that everyone is entitled to the same rights; and,

WHEREAS, throughout history, Gay, Lesbian, Bisexual and Transgender (GLBT) individuals have made significant contributions to the progress of our state, our country, and the World; and,

WHEREAS, unfortunately, those contributions have been selectively edited or overlooked, which has allowed GLBT youth to grow up without historically significant role models; and,

WHEREAS, the need to highlight the historical achievements made by GLBT individuals is imperative; and

WHEREAS, the Legacy Project is an organization dedicated to researching, preserving and celebrating GLBT people throughout history and educating the public about their accomplishments by fostering an appreciation for GLBT contributions to the World; and,

WHEREAS, the Legacy Project's "Legacy Walk" is a first-of-its-kind outdoor museum walk that celebrates the rich and diverse accomplishments of the GLBT community; and,

WHEREAS, a special multi-cultural selection committee of demographically diverse GLBT community leaders and PhD historians have collaborated and compiled a list of candidates for induction into the Legacy Walk, which was approved by the City of Chicago in 2011; and,

WHEREAS, the official Legacy Walk dedication ceremony will take place on October 11, 2012 and the names of those inductees and their respective plaques will be unveiled; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim October 11, 2012 as **LEGACY WALK DAY** and do hereby encourage all residents of the Land of Lincoln to learn about, and honor, the significant contributions GLBT individuals have made throughout the history of the World.

Issued by the Governor September 21, 2012

Filed by the Secretary of State October 12, 2012

2012-323

Childhood Lead Poisoning Prevention Week

PROCLAMATIONS

WHEREAS, lead poisoning is one of the most preventable environmental health problems affecting approximately 250,000 children aged 1 to 5 years in the United States; and

WHEREAS, even at low levels, lead poisoning can affect nearly every system in the body, causing learning disabilities, shortened attention span, behavioral problems and, in extreme instances, seizure, coma and even death; and

WHEREAS, lead poisoning can affect any family regardless of race, socioeconomic status and education; and

WHEREAS, Illinois identified approximately 3,200 lead poisoned children in 2011; and

WHEREAS, the major source of lead exposure among Illinois children continues to be lead-contaminated dust and lead-based paint banned in 1978; and,

WHEREAS, more than 3.5 million housing units built prior to 1978 still remain in Illinois and an estimated 2 million contain lead; and

WHEREAS, Illinois passed the Lead Poisoning Prevention Act in 1973 to set mandatory screening and reporting requirements; and

WHEREAS, Illinois established the Lead Poisoning Prevention Program in the Illinois Department of Public Health to monitor the identification and treatment of lead poisoned children; and

WHEREAS, Illinois data indicates a significant decline in the number of lead poisoned children younger than the age of 6 from 23.1 percent in 1996 to 1.1 percent in 2011; and

WHEREAS, Illinois amended the Lead Poisoning Prevention Act in 2006, establishing new guidelines to further expand on lead poisoning prevention efforts in the state; and

WHEREAS, Illinois is pleased to join with health care professionals, agencies and their delegates in observance of National Lead Poisoning Prevention Week, in an effort to increase awareness and promote prevention of lead poisoning in children; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, proclaim October 21-27, 2012, as **CHILDHOOD LEAD POISONING PREVENTION WEEK** in Illinois and encourage all citizens to recognize the prevalence of lead poisoning in our society and to join in working toward eradicating this unfortunate and unnecessary condition.

Issued by the Governor September 24, 2012

PROCLAMATIONS

Filed by the Secretary of State October 12, 2012

2012-324**National Case Management Week**

WHEREAS, case management is a collaborative process of assessment, planning, facilitation, and advocacy for options and services to meet an individual's health needs through communication and available resources to promote quality, cost-effective outcomes; and,

WHEREAS, case managers are advocates who help patients understand their current health status, what they can do about it and why those treatments are important. In this way, case managers are catalysts by guiding patients and providing cohesion to other professionals in the health care delivery team, enabling their clients to achieve goals more effectively and efficiently; and,

WHEREAS, the Case Management Society of America (CMSA) is an international, non-profit, multi-disciplinary, and professional organization dedicated to the support and advancement of the case management profession; and,

WHEREAS, the Case Management Society of America is the leading membership association providing professional collaboration across the healthcare continuum to advocate for patients' wellbeing and improved health outcomes by fostering case management growth and development, impacting health care policy, and providing evidence-based tools and resources; and,

WHEREAS, since its inception, CMSA has been at the forefront of setting professional standards for the industry; and,

WHEREAS, founded in 1990, CMSA currently has more than 11,000 members and over 70 affiliated and pending chapters; and,

WHEREAS, this year, from October 14-20, there will be a weeklong celebration that serves to recognize case managers, to educate the public about case management, and to increase recognition of the significant contribution of case managers to quality healthcare for the patient, healthcare provider, and payer:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim October 14 – 20, 2012 as **NATIONAL CASE MANAGEMENT WEEK** in Illinois, in recognition of the contributions case managers make to the quality of healthcare in our state.

Issued by the Governor September 24, 2012

PROCLAMATIONS

Filed by the Secretary of State October 12, 2012

2012-325**Breast Cancer Awareness Month and Mammography Day**

WHEREAS, October 2012 marks the 28th year of the National Breast Cancer Awareness Month campaign to educate women about breast cancer and the importance of early detection through mammography; and

WHEREAS, a projected 9,400 women in Illinois will be diagnosed with breast cancer in 2012; and

WHEREAS, an estimated 1,890 women in Illinois will lose their life to breast cancer in 2012; and

WHEREAS, breast cancer is the most common cancer diagnosed in women and is the second leading cause of cancer deaths for women; and

WHEREAS, the best chance for detecting breast cancer early is through mammography screening, which, when paired with new treatment options, can dramatically improve a woman's chance of survival; and

WHEREAS, the Illinois Breast and Cervical Cancer Program (IBCCP) provides free breast exams, mammograms, pelvic exams, and Pap tests to uninsured women. The IBCCP has provided 37,882 women with free breast screenings in the past fiscal year alone; and

WHEREAS, since 1993, the United States has recognized the third Friday in October as National Mammography Day; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim October 2012 as **BREAST CANCER AWARENESS MONTH** and October 19, 2012, as **MAMMOGRAPHY DAY** in Illinois, and encourage all citizens to join me in the continued fight against breast cancer.

Issued by the Governor September 25, 2012

Filed by the Secretary of State October 12, 2012

2012-326**Digestive Motility Awareness Month**

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WHEREAS, 5 million people, or roughly 2% of the American population, suffer from either Gastroparesis (GP) and or Chronic Intestinal Pseudo-Obstruction (CIP) disorders; and,

WHEREAS, patients with Gastroparesis or Chronic Intestinal Pseudo-Obstruction suffer from debilitating effects of chronic nausea, vomiting, abdominal pain, malnutrition, dehydration, and weight loss because these conditions prevent food from moving through the digestive tract. Without proper treatment and care, these disorders can progress through the digestive tract leading to, in extreme cases, the need for organ transplant; and,

WHEREAS, treatment options for CIP and GP continue to be limited due to the lack of both research and awareness. To date, there is still no cure available for these disorders and available medical options such as drugs aimed at reducing symptoms have either been banned or not approved for use in the USA ; and,

WHEREAS, the Gastroparesis Patient Association for Cures and Treatments (G-PACT) is a nonprofit organization that was founded in August 2001 in order to spread awareness about CIP and GP disorders, educate the public about the dangers associated with these disorders and improve research and resources so that treatment will continue to improve; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim August 2012 as **DIGESTIVE MOTILITY AWARENESS MONTH** in Illinois, in hopes of spreading awareness of this deadly disease and improving the medical resources available to the public.

Issued by the Governor September 27, 2012

Filed by the Secretary of State October 12, 2012

2012-327**Alpha-1 Awareness Month**

WHEREAS, one of the most common serious hereditary disorders in the world, Alpha-1 Antitrypsin Deficiency, also referred to as Alpha-1, affects an estimated 100,000 children and adults in the United States; and

WHEREAS, Alpha-1 is characterized by low levels of Alpha 1-antitrypsin, a protein found in the blood; and

WHEREAS, this deficiency is usually manifested in three forms: lung disease (which is the most common), liver disease, or a skin condition called panniculitis; and

WHEREAS, Alpha-1 is widely under-diagnosed and misdiagnosed. In fact, it is estimated that less than 10 percent of those predicted to have Alpha-1 have been diagnosed. It often takes an

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average of five doctors and seven years, from the time symptoms first appear, before proper diagnosis is made; and

WHEREAS, lung disease is the most frequent cause of disability and early death among affected persons, and also a major reason for lung transplants; and

WHEREAS, it is extremely important for someone who has been diagnosed with Alpha-1 to immediately stop smoking and drinking. Smoking and excessive alcohol consumption can speed up the progression of lung and liver damage; and

WHEREAS, throughout the month of November, organizations in the Alpha-1 Community, including the Alpha-1 Association, the Alpha-1 Foundation, and AlphaNet, will be conducting various awareness activities throughout the state designed to educate the medical community and citizens on this serious and often fatal disease; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim November 2012 as **ALPHA-1 AWARENESS MONTH** in Illinois to raise awareness of this disease, and to encourage citizens and the medical community to educate themselves about Alpha-1 Antitrypsin Deficiency.

Issued by the Governor September 27, 2012

Filed by the Secretary of State October 12, 2012

2012-328**Barbershop Harmony Society Week**

WHEREAS, barbershop singing is a true American art form, the creation of which was influenced by African American musical traditions, formal church hymns, and recreational songs; and,

WHEREAS, barbershop's unique musical style –melodic, a cappella singing with special emphasis upon the dominant seventh chord—regained popularity in the 1940s; and,

WHEREAS, barbershop music continues to be widely-practiced and loved today, with hundreds of thousands of people participating in barbershop organizations, such as the Barbershop Harmony Society and its nine affiliates; and,

WHEREAS, the Barbershop Harmony Society unites those with a similar passion for singing, hosting conventions and competitions for the purposes of learning and building friendships; and,

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WHEREAS, the organization has provided an often cherished service to their communities as well, with their harmonic performances, singing valentines, and educational programs for youths and adults; and,

WHEREAS, members of the Barbershop Harmony Society have contributed to the evolution of barbershop performance groups, as they now perform an expanding repertoire of contemporary music; and,

WHEREAS, barbershop organizations are composed mainly of older men and a few youth; and,

WHEREAS, there is a need for increased public interest and education so that this time-honored tradition continues on; and,

WHEREAS, on September 28-30, 2012 the Illinois District of the Barbershop Harmony Society will hold its Fall Convention and Illinois barbershop championship competition:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim September 28 – 30, 2012 as **BARBERSHOP HARMONY SOCIETY WEEK** in Illinois, in order to introduce the melodic performances of this unique, American tradition to a greater number of citizens from across the state.

Issued by the Governor September 28, 2012

Filed by the Secretary of State October 12, 2012

2012-329**Illinois Medical District Day**

WHEREAS, the Illinois Medical District Commission (IMDC) was created by state law in 1941;

WHEREAS, the Illinois Medical District is governed by seven Commissioners, four appointed by the Governor, two by the Mayor of Chicago and one by the President of the Cook County Board;

WHEREAS, situated on Chicago's Near West Side, the Illinois Medical District (IMD) is the largest urban healthcare, educational, research and technology district in the nation;

WHEREAS, the Illinois Medical District welcomes more than 75,000 daily visitors, employs more than 20,000 people and generates \$3.3 billion of economic activity annually;

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WHEREAS, the Illinois Medical District hosts four major medical hospitals including Rush University Medical Center, the University of Illinois Medical Center, the Jesse Brown Veterans Administration Medical Center, and the John H. Stroger, Jr. Hospital of Cook County;

WHEREAS, more than seventy-five other entities including schools, social service agencies, various public health and safety facilities and multiple emerging business enterprises reside in the Illinois Medical District;

WHEREAS, the Illinois Medical District has invested millions of dollars and incentives to drive the growth of existing and emerging companies;

WHEREAS, the Illinois Medical District Commission is committed to expanding innovation in healthcare, medical science, information technology, biotechnology, medical devices, clean technology and supportive assisted living; and,

THEREFORE, I, Pat Quinn, Governor of Illinois, do hereby proclaim October 3, 2012 as **ILLINOIS MEDICAL DISTRICT DAY** in Illinois.

Issued by the Governor September 28, 2012

Filed by the Secretary of State October 12, 2012

2012-330**Gunners Mate Second Class Roberts**

WHEREAS, on Saturday, September 22, 2012 United States Navy Gunners Mate Second Class Dion Roberts of North Chicago, Illinois died at age 25 while conducting a training exercise in Jalalabad, Afghanistan, where he was serving in support of Operation Enduring Freedom; and,

WHEREAS, Gunners Mate Second Class Roberts was assigned to the East Coast Naval Special Warfare Unit; and,

WHEREAS, Gunners Mate Second Class Roberts graduated from North Chicago High School in 2005 where he was a member of their Academy of Finance, as well as on the school's volleyball and tennis teams; and,

WHEREAS, Gunners Mate Second Class Roberts was thought of as charming, charismatic, friendly and a man of strong character; and,

WHEREAS, a funeral will be held on Monday, October 1, 2012 for Gunners Mate Second Class Roberts, who is survived by his parents and his sister; and,

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THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby order all persons or entities governed by the Illinois Flag Display Act to fly their flags at half-staff from sunrise on Saturday, September 29, 2012 until sunset on Monday, October 1, 2012 in honor and remembrance of Gunners Mate Second Class Roberts, whose selfless service and sacrifice is an inspiration.

Issued by the Governor September 28, 2012

Filed by the Secretary of State October 12, 2012

2012-331**National Immigrant's Day**

WHEREAS, on October 28, 1886 the Statue of Liberty, a representation of freedom and hope for all, began welcoming our ancestors into the United States of America; and

WHEREAS, Lady Liberty's ever-burning torch exemplifies America's dedication to welcoming diverse cultures and embracing them to form what we know as the United States, a nation of nations; and

WHEREAS, the immigrants that have helped shape America share a deep-rooted love of freedom and individual rights. Bound by history, mutual respect, and common ideals, immigrants have been instrumental in the great struggles for human liberty; and

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

WHEREAS, Nick Ioannidis, widely known as Nick the Greek, has served as a beacon of liberty, hope and opportunity to all Americans who gather to participate in the activities and traditions in observance of National Immigrant's Day; and

WHEREAS, this year, the diverse people throughout our state and nation are coming together to celebrate the twenty-sixth anniversary of the inauguration of National Immigrant's Day by August F. Hawkins, former California Congressman of the twenty-ninth District; and

WHEREAS, the State of Illinois is proud to join with the entire immigrant community of Illinois in celebration of this significant occasion; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim October 28, 2012 as **NATIONAL IMMIGRANT'S DAY** in Illinois in recognition of the many contributions of this important and diverse component of our state, and in tribute to all nationalized citizens who call Illinois their home.

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Issued by the Governor September 28, 2012

Filed by the Secretary of State October 12, 2012

2012-332**National DeMolay Month**

WHEREAS, DeMolay is an organization dedicated to preparing young men to lead successful, happy and productive lives; and,

WHEREAS, this organization creates opportunities for young men aged 12 to 21 by promoting practical hands on experience that develop civic awareness, personal responsibility and leadership skills which are so vitally needed in society today; and,

WHEREAS, with more than 1,000 chapters worldwide, DeMolay successfully balances their serious mission with a fun, motivational approach that builds important bonds of friendship and camaraderie among participating members; and

WHEREAS, some of the most notable DeMolay alumni include Walt Disney, John Wayne, Walter Cronkite, football Hall-of-Famer Fran Tarkenton, legendary Nebraska football coach Tom Osborne, news anchor David Goodnow and many others; and,

WHEREAS, DeMolay is a socially conscious organization that promotes important values of hard work and dedication to young men across the Land of Lincoln and beyond; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim March 2013 as **NATIONAL DEMOLAY MONTH** in Illinois, and call for public attention to the notable contributions and the wholesome development of young men throughout America.

Issued by the Governor October 2, 2012

Filed by the Secretary of State October 12, 2012

2012-333**Lieutenant Dwight D. Ekstam**

WHEREAS, on April 22, 1944, Second Lieutenant Dwight D. Ekstam was one of seven marines assigned to an aircraft that failed to return from a night training mission over Espiritu Santo during World War II; and,

WHEREAS, none of the seven crew members were recovered at the time and in 1945 were officially presumed deceased; and,

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WHEREAS, in 1994 a group of private citizens discovered the wreckage of the aircraft, which was turned over to the Department Of Defense; and,

WHEREAS, from 2000 to 2011 multiple recovery teams excavated the site and found the Marines; and,

WHEREAS, Second Lieutenant Dwight D. Ekstam of Moline, Illinois was one of the marines identified; and,

WHEREAS, a funeral will be held for Second Lieutenant Dwight D. Ekstam on Thursday October 4, 2012 followed by burial at Arlington National Cemetery; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby order all persons or entities governed by the Illinois Flag Display Act to fly their flags at half-staff immediately until sunset on Thursday, October 4, 2012 in honor and remembrance of Second Lieutenant Ekstam, whose selfless service and sacrifice is an inspiration.

Issued by the Governor October 3, 2012

Filed by the Secretary of State October 12, 2012

2012-334**Chicago Society of the Polish National Alliance Day**

WHEREAS, there are approximately 10 million Americans of Polish descent, with more than 1 million living in Illinois; and,

WHEREAS, the State of Illinois is proud of its rich Polish heritage. Over the years Polish-Americans have made, and continue to make, immense cultural and economic contributions to the State of Illinois

WHEREAS, it is essential that we, as Illinoisans, learn about the great history and culture of Poland and Polish Americans that is woven into the rich tapestry that makes up our state's diverse population; and,

WHEREAS, the Chicago Society of the Polish National Alliance is a progressive social organization of Polish American professionals, businessmen and civic leaders dedicated to fostering the ideals of good fellowship, promoting the welfare of the community and to advancing the civic, social, economic and cultural development of the community; and,

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WHEREAS, the Chicago Society of the Polish National Alliance, provides members with social and volunteer opportunities that truly serve to benefit the wellbeing of the community as a whole; and,

WHEREAS, the Chicago Society of the Polish National Alliance was founded in 1912 in Chicago, Illinois, which is fitting as the City of Chicago boasts the largest metropolitan Polish population of any city outside of Poland

WHEREAS, on October 6, 2012, the Chicago Society of the Polish National Alliance will celebrate their centennial anniversary; and,

WHEREAS, to celebrate an anniversary such as this is a significant milestone for any organization. The long history of the Chicago Society, PNA is truly a testament to the strength and dedication of its members to the communities that they serve; and,

WHEREAS, October is Polish American Heritage Month, an observance that focuses on the many contributions that Polish Americans have made to our nation's history, economy, and culture; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim October 6, 2012 as **CHICAGO SOCIETY OF THE POLISH NATIONAL ALLIANCE DAY** in Illinois, in recognition of their significant contributions to the State of Illinois, and in tribute to all Polish Americans who call Illinois home.

Issued by the Governor October 3, 2012

Filed by the Secretary of State October 12, 2012

2012-335**Diversity Employment Day**

WHEREAS, a diverse workplace, where all employees are ensured equal opportunities for success, is an economic necessity; and,

WHEREAS, the success of a company in the 21st century is dependent in part on its ability to maintain a workforce that mirrors the diverse community it serves; and,

WHEREAS, the Diversity Employment Day Career Fair for Chicago and Illinois will bring together Illinois' major employers with thousands of qualified diversity professionals; and,

WHEREAS, the Diversity Employment Day Career Fair will offer employment opportunities and career guidance for professionals in accounting, administration, healthcare, hardware and

PROCLAMATIONS

software engineering, finance, information technology, law enforcement, management, marketing, sales, network, data and telecommunications; and,

WHEREAS, the Diversity Employment Day Career Fair will be held at the Embassy Suites Chicago – Downtown/Lakefront on Wednesday, November 7, 2012; and,

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim November 7, 2012 as **DIVERSITY EMPLOYMENT DAY** in Illinois, and congratulate all participants for recognizing the economic and social value in employing a diverse workforce.

Issued by the Governor October 3, 2012

Filed by the Secretary of State October 12, 2012

ILLINOIS ADMINISTRATIVE CODE
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