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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.

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Distributed Generation Installer Certification
- 2) Code Citation: 83 Ill. Adm. Code 468
- 3)

Section Numbers:	Proposed Action:
468.20	New Section
468.30	New Section
468.40	New Section
468.50	New Section
468.60	New Section
468.70	New Section
468.80	New Section
468.90	New Section
468.100	New Section
468.110	New Section
468.120	New Section
468.130	New Section
468.140	New Section
- 4) Statutory Authority: Implementing Section 16-128A and authorized by Sections 16-128A and 10-101 of the Public Utilities Act [220 ILCS 5/128A and 10-101]
- 5) A Complete Description of the Subjects and Issues Involved: PA 97-0616 became effective on October 26, 2011. New subsection 16-128A(a) of the Act states:

"Within 18 months of the effective date of this amendatory Act of the 97th General Assembly, the Commission shall adopt rules, including emergency rules, establishing certification requirements ensuring that entities installing distributed generation facilities are in compliance with the requirements of subsection (a) of Section 16-128 of this Act."

While there are numerous references to the term "distributed generation" in Article XVI of the Act, Article XVI does not contain a definition of the term. Distributed generation generally refers to customer-owned generation facilities, typically of small scale, that are connected to the distribution system. Distributed generation includes solar and wind generation resources, but could also include generation from non-renewable resources.

Section 16-128A(a) requires the Commission to ensure that the installers of distributed generation facilities are in compliance with Section 16-128(a) of the Act, which addresses the knowledge, skill, training, experience and competence levels required of

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employees that perform work on "the electric system" on behalf of electric utilities and alternative retail electric suppliers.

The proposed rules provide definitions for the terms, establish the application and certification procedures, set fees for the regulation of this field, and provide for complaints and for general Commission oversight.

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace emergency rules currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? Yes
- 10) Are there any other proposed amendments pending on this Part? No
- 11) Statement of Statewide Policy Objective: These proposed rules neither create nor expand any State mandate on units of local government, school districts or community college districts.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments should be filed, within 45 days after the date of this issue of the Illinois Register in Docket 12-0213, with:

Elizabeth Rolando
Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield IL 62701

217/782-7434
- 13) Initial Regulatory Flexibility Analysis:
 - A) Types of small businesses, small municipalities and not for profit corporations affected: These rules will affect any subject jurisdictional entities that are also small businesses as defined in the Illinois Administrative Procedure Act. These

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rules will not affect any small municipalities or not for profit corporations that are not otherwise jurisdictional entities.

- B) Reporting, bookkeeping or other procedures required for compliance: Reporting procedures.
 - C) Types of professional skills necessary for compliance: Engineering and managerial skills
- 14) Regulatory Agenda on which this rulemaking was summarized: This rulemaking was not included on either of the 2 most recent regulatory agendas because: The Commission did not anticipate the need for these rules at that time.

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

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER c: ELECTRIC UTILITIESPART 468
DISTRIBUTED GENERATION INSTALLER CERTIFICATION

Section	
468.20	Definitions
468.30	Applicability
468.40	Application Procedures
468.50	Required Application Information
468.60	Certification Requirements
468.70	Certifications Conditioned Upon Compliance
468.80	Annual Recertification and Reporting
468.90	Complaint Procedures
468.100	Commission Oversight
468.110	Maintenance of Records
468.120	Fees
468.130	Notification Requirements for Retail Customers Seeking Net Metering Service
468.140	Initial Compliance Date

AUTHORITY: Implementing Section 16-128A of the Public Utilities Act [220 ILCS 5/16-128A] and authorized by Sections 16-128A and 10-101 of the Public Utilities Act [220 ILCS 5/128A and 10-101].

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

Section 468.20 Definitions

Terms defined in Section 16-128A of the Act shall have the same meaning for purposes of this Part as they have under Section 16-128A of the Act, unless further defined in this Part.

"Act" means the Public Utilities Act [220 ILCS 5].

"Applicant" means a person or entity that files an application with the Illinois Commerce Commission (Commission) requesting certification pursuant to Section 16-128A of the Act to install distribution generation facilities.

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"Certificate holder" means an Entity that has received certification pursuant to this Part and that is in good standing with the Commission.

"Directly supervised" means that there is a person on-site who meets the qualifications to perform distributed generation (DG) installations who is available for consultation and review of work performed by apprentices or electric contractors who may be performing installations.

"Distributed generation facility" shall have the same meaning as the term "distributed renewable energy generation device" as defined in Section 1-10 of the Illinois Power Agency Act [20 ILCS 3855/1-10].

"DOL registered electrician apprenticeship program" and "United States Department of Labor registered electrician apprenticeship program" means an electrician apprenticeship training program that is registered with the United States Department of Labor (DOL).

"DOL certification of satisfactory completion" means that person has received a nationally recognized and portable Certificate of Completion from an electrician apprenticeship program that is registered with DOL.

"Entity" means an organization, institution or individual that has its own existence for legal or tax purposes and is involved in the business of installing distributed generation.

"Install" means to complete the on-premise electrical wiring and connections necessary to interconnect the distributed generation facility with the electric utility's distribution system. The meaning of "install" in this Part specifically does not include:

Electrical wiring and connections to interconnect the distributed generation facility performed by utility workers on the electric utility's distribution system;

Electrical wiring and connections internal to the distribution facility performed by the manufacturer; or

Tasks not associated with the electrical interconnection of the distributed generation facility, including those relating to planning and project management performed by individuals such as an inspector, management planner, consultant, project designer, contractor or supervisor for the project.

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"NEC" shall mean the National Electric Code adopted by the National Fire Protection Association, Inc. of 1 Batterymarch Park, Quincy, MA 02169 (NFPA 70E), effective August 25, 2010.

"Qualified person" means a person who performs installations on behalf of the certificate holder and who has either satisfactorily completed at least 20 installations of distributed generation technologies prior to effective date of this Part, or has completed an apprenticeship as a journeyman electrician from a DOL registered electrical apprenticeship and training program and received a certification of satisfactory completion.

"Retail customer" means the same as that term is defined in Section 16-102 of the Act. For purposes of this Part, a "retail customer" includes that retail customer's employees, officers and agents.

"Self-installer" means an individual who leases or purchases a cogeneration facility for his or her own personal use; and installs such cogeneration or self-generation facility on his or her own premises without the assistance of any other person. [220 ILCS 5/16-128A(a)]

Section 468.30 Applicability

After the initial compliance date specified in this Part, with the exception of self-installers, all entities that install distributed generation facilities shall be certified by the Commission under this Part prior to installing any distributed generation facilities in the State of Illinois.

Section 468.40 Application Procedures

- a) The applicant shall file its application for certification under this Part and provide all information required by this Part.
- b) Contents of documents filed by applicants shall be consistent with Subpart B of the Commission's Rules of Practice (83 Ill. Adm. Code 200).
- c) Applications for certification shall be submitted with the appropriate fee payment. The application fee shall be paid by certified check, cashier's check or money order made payable to "Illinois Commerce Commission/DG Certification". The application fee is nonrefundable.

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- d) Applications for certification under this Part shall be filed with the Chief Clerk of the Commission and shall be verified by a corporate officer pursuant to Section 200.130 of the Commission's Rules of Practice (83 Ill. Adm. Code 200.130).

Section 468.50 Required Application Information

Applications for certification under this Part shall contain the following information:

- a) The applicant's name (including d/b/a, if any), street address, telephone number, facsimile number, website and email address. The applicant shall provide the business name as that name appears on its Illinois Secretary of State's Office registration. The applicant shall provide assumed business names if and only if those names are registered with the Illinois Secretary of State's Office. This information shall be kept current and any change shall be filed with the Chief Clerk of the Commission at the Commission's Springfield office within 15 days after the change occurs;
- b) Contact information, including names, addresses, telephone numbers, facsimile numbers and e-mail addresses for persons or entities responsible for issues related to processing the application;
- c) Applicant's Federal Employer Identification Number (FEIN) or Taxpayer Identification Number (TIN), as applicable;
- d) A certification that the applicant will comply with informational and reporting requirements established under this Part;
- e) A statement that the Applicant agrees to accept service by electronic means as provided for in Section 200.1050 of the Commission's Rules of Practice (83 Ill. Adm. Code 200.1050);
- f) An organizational chart demonstrating the applicant's corporate structure, including all affiliated companies, if applicable;
- g) An exhibit containing an internal corporate organizational chart indicating the position and name of the qualified persons who will perform or supervise installations to satisfy the requirements of this Part; and

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- h) An exhibit (with any confidential personal information such as a Social Security number redacted) containing the following information for each qualified person who will perform or supervise installations to satisfy the requirements of this Part:
 - 1) A copy of the DOL certification of satisfactory completion of a DOL registered electrician apprenticeship program; and/or
 - 2) Proof of the satisfactory completion, prior to the effective date of this Part, of at least twenty installations of distributed generation facilities.

Section 468.60 Certification Requirements

An applicant shall be certified if its application satisfies the following requirements:

- a) The applicant certifies that it will remain in compliance with all applicable laws and regulations and Commission rules and orders including, but not limited to, the requirements of Sections 16-128(a) and 16-128A of the Act and this Part.
- b) The Applicant certifies that it will ensure that its employees, agents or contractors, or the employees, agents or contractors of any entity, agent or contractor with which it has contracted to perform those functions within the State of Illinois, shall:
 - 1) Comply with applicable building and electrical codes, including those contained in the NEC;
 - 2) Comply with the distributed generation facility manufacturer's installation instructions;
 - 3) Install only distributed generation facilities that meet recognized industry standards; and
 - 4) Ensure that all obligations required under this Part and Sections 16-128(a) and 16-128A of the Act are met prior to the placing into, or returning into, use any distributed generation facility that the certificate holder installed.
- c) The applicant certifies that it will comply with applicable licensing and municipal bonding requirements to do business in the State of Illinois.

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- d) The Applicant certifies that every installation of a distributed generation facility will be performed only by:
 - 1) qualified persons; or
 - 2) an electrical contractor who is not a qualified person, provided he/she is directly supervised by a qualified person; or
 - 3) a person enrolled in a DOL registered electrician apprenticeship program who is directly supervised by a qualified person.
- e) The applicant certifies that it is licensed to do business in the State of Illinois.

Section 468.70 Certifications Conditioned Upon Compliance

Each certification issued to an applicant is conditioned upon compliance with the provisions of this Part and Sections 16-128(a) and 16-128A of the Act. Violation of this Part or the Act make the certificate holder subject to penalties, including suspension, revocation, fines or a combination of sanctions.

Section 468.80 Annual Recertification and Reporting

- a) A certificate holder shall recertify annually to remain in good standing with the Commission.
- b) By April 1 of each year, each certificate holder shall submit a recertification report identified with the name of the certificate holder as it appears in the most recent Commission order granting certification under this Part. The report shall be filed with the Chief Clerk of the Commission and shall be verified by a corporate officer pursuant to Section 200.130 of the Commission's Rules of Practice (83 Ill. Adm. Code 200.130).
- c) The recertification report shall contain the following information:
 - 1) A statement certifying that the certificate holder continues to maintain the required qualifications for the service authority granted in its certificate;
 - 2) A verified statement, with supporting documentation, of any changes to the original certification qualifications. For each supporting piece of

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documentation provided, the certificate holder shall state how this information complies with each applicable subsection of this Part;

- 3) A statement confirming the certificate holder's continuing compliance with all requirements set forth in this Part and Sections 16-128(a) and 16-128A of the Act; and
 - 4) The number of distributed generation facilities, classified by installed generation capacity and fuel energy source (solar, wind, natural gas, etc.), that the certificate holder installed during the prior calendar year in each electric utility's service area.
- c) The report shall not contain customer identifying information.
 - d) All reports shall provide the name, telephone number, email address and mailing address of at least one person who is designated by the certificate holder to address questions pertaining to the report.

Section 468.90 Complaint Procedures

Complaints shall be filed in conformance with 83 Ill. Adm. Code 200.160 and 200.170 and 83 Ill. Adm. Code 280.170. The complaint shall comply with the Commission's Rules of Practice (83 Ill. Adm. Code 200).

Section 468.100 Commission Oversight

- a) Upon complaint or on the Commission's own motion, the Commission may investigate all activities subject to this Part or Sections 16-128(a) or 16-128A of the Act, including violations of this Part or the statutes.
- b) If an entity is installing distributed generation facilities without Commission certification, the Commission shall issue penalties for noncompliance.

Section 468.110 Maintenance of Records

The applicant shall agree to adopt and follow procedures ensuring that documentation regarding the installation of distributed generation facilities are retained for a period of not less than three calendar years after the calendar year in which they were created. These records shall be made available by request to the Commission or its Staff on a confidential and proprietary basis.

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Section 468.120 Fees

- a) The following fees shall apply:
- | | | |
|----|---|----------|
| 1) | Application for certification | \$3,000 |
| 2) | Annual recertification report | \$500 |
| 3) | Application to restore an expired certification/reinstate a revoked certification | \$1,500 |
| 4) | Revision of a certification/petition for address change | \$30 |
| 5) | Penalty for noncompliance | \$6,000 |
| 6) | Late filing annual recertification report (minimum \$30) | \$10/day |
| 7) | Returned check fee | \$25 |
- b) Application and recertification fees are nonrefundable.

Section 468.130 Notification Requirements for Retail Customers Seeking Net Metering Service

Electric utilities shall require retail customers who seek net metering service from an electric utility to provide the following information related to the installation of the retail customer's distributed generation facility:

- 1) The business name, address and phone number of the entity that installed the distributed generation facility;
- 2) The Commission docket number in which the entity obtained a certificate from the Commission; and
- 3) A copy of the invoice for the installation services or other information demonstrating that the designated entity installed the distributed generation facility.

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Section 468.140 Initial Compliance Date

The initial date for compliance with this Part is six months after the effective date of this Part.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Medical Payment
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Numbers: Proposed Action:
 140.491 Amendment
 140.TABLE A New Section
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-13]
- 5) Complete Description of the Subjects and Issues Involved: As a result of Public Act 97-689, the proposed rulemaking establishes that whenever a patient covered by a medical assistance program administered by the Department of Healthcare and Family Services, is being discharged from a facility, a physician discharge order is required for each patient whose discharge requires medically supervised ground ambulance services. The rulemaking establishes the Department's criteria for approval of non emergency ambulance services and a process for the discharging physician to certify that the patient meets the Department's criteria.
- 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? Yes
- 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>
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
140.5	Amendment	36 Ill. Reg. 9650; July 6, 2012
140.642	Amendment	36 Ill. Reg. 9650; July 6, 2012

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

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

- 11) Statement of Statewide Policy Objective: This rulemaking does affect units of local government. It will have an impact on county government entities that own or operate nursing facilities enrolled in the Medical Assistance Program.
- 12) Time, Place and Manner in Which Interested Persons May Comment on this Proposed Rulemaking: Any interested parties may submit comments, data, views or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to:

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 Department requests the submission of written comments within 45 days after the publication of this Notice. The Department will consider all written comments it receives during the first notice period as required by Section 5-40 of the Illinois Administrative Procedure Act [5 ILCS 100/5-40].

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: Medicaid funded providers
 - B) Reporting, bookkeeping or other procedures required for compliance: Preparation, documentation and submission of facility's cost report
 - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: This rulemaking was not anticipated by the Department when the most recent regulatory agendas were published.

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

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES

CHAPTER I: DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

SUBCHAPTER d: MEDICAL PROGRAMS

PART 140

MEDICAL PAYMENT

SUBPART A: GENERAL PROVISIONS

Section

- 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

Section

- 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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- 140.82 Developmentally Disabled Care Provider Fund
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- 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)

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 140.97 Special Requirements (Recodified)
- 140.98 Covered Hospital Services (Recodified)
- 140.99 Hospital Services Not Covered (Recodified)
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- 140.110 Disproportionate Share Hospital Adjustments (Recodified)
- 140.116 Payment for Inpatient Services for GA (Recodified)
- 140.117 Hospital Outpatient and Clinic Services (Recodified)
- 140.200 Payment for Hospital Services During Fiscal Year 1982 (Recodified)
- 140.201 Payment for Hospital Services After June 30, 1982 (Repealed)
- 140.202 Payment for Hospital Services During Fiscal Year 1983 (Recodified)
- 140.203 Limits on Length of Stay by Diagnosis (Recodified)
- 140.300 Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting (Recodified)
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- 140.360 Payment Methodology (Recodified)
- 140.361 Non-Participating Hospitals (Recodified)
- 140.362 Pre July 1, 1989 Services (Recodified)
- 140.363 Post June 30, 1989 Services (Recodified)
- 140.364 Prepayment Review (Recodified)
- 140.365 Base Year Costs (Recodified)
- 140.366 Restructuring Adjustment (Recodified)
- 140.367 Inflation Adjustment (Recodified)
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- 140.370 Rate Calculation (Recodified)
- 140.371 Payment (Recodified)
- 140.372 Review Procedure (Recodified)
- 140.373 Utilization (Repealed)
- 140.374 Alternatives (Recodified)
- 140.375 Exemptions (Recodified)
- 140.376 Utilization, Case-Mix and Discretionary Funds (Repealed)
- 140.390 Subacute Alcoholism and Substance Abuse Services (Recodified)
- 140.391 Definitions (Recodified)
- 140.392 Types of Subacute Alcoholism and Substance Abuse Services (Recodified)
- 140.394 Payment for Subacute Alcoholism and Substance Abuse Services (Recodified)

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

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- 140.396 Rate Appeals for Subacute Alcoholism and Substance Abuse Services
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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;

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1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. 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

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at 14 Ill. Reg. 18813, effective November 6, 1990; Notice of Corrections to Adopted 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.

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18571, effective October 8, 1993; emergency amendment at 17 Ill. Reg. 18611, effective October 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;

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emergency expired April 29, 1999; amended at 23 Ill. Reg. 5796, effective April 30, 1999; 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

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19, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 7081, effective May 3, 2004; 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

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amendment at 32 Ill. Reg. 10480, effective July 1, 2008, for a maximum of 150 days; emergency 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 140.443(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; amended at 37 Ill. Reg. _____, effective _____.

SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

Section 140.491 Limitations on Medical Transportation

- a) For payment to be made, the transportation service must be to the nearest available appropriate provider, by the least expensive mode that is adequate to meet the individual's need. When public transportation is available and is a practical form of transportation, payment will not be made for a more expensive mode of transportation.
- b) Approval from the Department, or its authorized agent, is required prior to providing transportation to and from the source of medical care, except:
 - 1) For transportation provided by an ambulance in emergency situations.

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- 2) For transportation provided by an ambulance for an individual who is transported from one hospital to a second hospital for services not available at the sending hospital.
- 3) For transportation provided by a helicopter when it is demonstrated to be medically necessary as indicated by the written order of the responsible physician in an emergency situation. An emergency may include, but is not limited to:
 - A) life threatening medical conditions;
 - B) severe burns requiring treatment in a burn center;
 - C) multiple trauma;
 - D) cardiogenic shock; and
 - E) high-risk neonates.

c) Requirements for non emergency ambulance services for discharging patients, medical certifications and orders, for dates of service January 1, 2013, or as soon thereafter as these rules are adopted, whichever is later.

- 1) Whenever a patient covered by a medical assistance program under this Part, or by another medical program administered by the Department, is being discharged from a facility, a physician, or, in the case of a Long Term Care Facility, the Medical Director, or a licensed healthcare provider acting within his or her scope of practice and in accordance with the privileges granted by the medical staff, who is responsible for the diagnosis and treatment of the patient, shall complete a written and signed discharge order for each patient whose discharge requires medically supervised ground ambulance services. The order shall specify the level of ground ambulance services needed.
- 2) A medical certification establishing that the patient's condition meets the Department's criteria for approval of non emergency ambulance service, as set forth in Section 140. Table A, must be completed by a physician, or, in the case of a Long Term Care Facility, the Medical Director, or a licensed

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healthcare provider acting within his or her scope of practice and in accordance with the privileges granted by the medical staff, who is responsible for the diagnosis and treatment of the patient. Should the medical certification form, published by the Department, serve as the discharge order, it must be signed or authenticated, as allowed under Illinois law, by a physician, or, in the case of a Long Term Care Facility, the Medical Director, or a licensed healthcare provider acting within his or her scope of practice and in accordance with the privileges granted by the medical staff.

3) Each physician, or, in the case of a Long Term Care Facility, the Medical Director, or a licensed healthcare provider acting within his or her scope of practice and in accordance with the privileges granted by the medical staff, may designate another licensed healthcare provider or discharge planner, not employed by a transportation provider, to complete the medical certification form. The physician, or, in the case of a Long Term Care Facility, the Medical Director, or a licensed healthcare provider acting within his or her scope of practice and in accordance with the privileges granted by the medical staff, remains responsible for the accuracy of the medical certification, authentication of the discharge order, and, any determination that the patient's condition meets the requirements for the Department's criteria for non emergency ambulance transports, as set forth in Section 140. Table A.

4) Facilities shall develop procedures to ensure the completion of the discharge order and the medical certification prior to the patient's discharge from the facility and prior to the non emergency ambulance service.

d) To be eligible for non-emergent ambulance transportation, the services must meet the Department's criteria, as set forth in Section 140. Table A.

ee) An on-going prior approval, with duration of up to six months, may be obtained when subsequent trips to the same medical source are required. When prior approval is sought for subsequent trips to the same medical service, the client's physician or other medical provider must supply the Department, or its authorized agent, with a brief written statement describing the nature of the medical need, the necessity for on-going visits, already established appointment dates and the number and expected duration of the required on-going visits.

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- f)** The Department shall refuse to accept requests for non-emergency transportation authorizations, including prior approval and post-approval requests, and shall terminate prior approvals for future dates, for a specific non-emergency transportation vendor, if:
- 1) the Department has initiated a notice of termination of the vendor from participation in the Medical Assistance Program; or
 - 2) the Department has issued a notification of its withholding of payments due to reliable evidence of fraud or willful misrepresentation pending investigation; or
 - 3) the Department has issued notification of its withholding of payments based upon any of the following individuals having been indicted or otherwise charged under a law of the United States or Illinois or any other state with a felony offense that is based upon alleged fraud or willful misrepresentation on the part of the individual related to:
 - A) the Medical Assistance Program;
 - B) a Medical Assistance Program provided in another state that is of the kind provided in Illinois;
 - C) the Medicare program under Title XVIII of the Social Security Act; or
 - D) the provision of health care services:
 - i) if the vendor is a corporation, an officer of the corporation or an individual who owns, either directly or indirectly, five percent or more of the shares of stock or other evidence of ownership of the corporation; or
 - ii) if the vendor is a sole proprietorship, the owner of the sole proprietorship; or
 - iii) if the vendor is a partnership, a partner of the partnership; or

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- iv) if the vendor is any other business entity authorized by law to transact business in the state, an officer of the entity or an individual who owns, either directly or indirectly, five percent or more of the evidences of ownership of the entity.
- ge) If it is not possible to obtain prior-approval for non-emergency transportation, post-approval must be requested from the Department or its authorized agent.
- hf) Post-approval may be requested for items or services provided during Department non-working hours or non-working hours of its agents, whichever is applicable, or when a life threatening condition exists and there is not time to call for approval.
- ig) To be eligible for post-approval consideration, the requirements for prior-approval must be met and post-approval requests must be received by the Department or its agents, whichever is applicable, no later than 20 work days after the date services are provided. A request for payment submitted to a third party payor will not affect the submission time frames for any post-approval request. Exceptions to the aforementioned post-approval request time frames will be permitted only in the following circumstances:
- 1) The Department or the Department of Human Services has received the patient's Medical Assistance Application, but approval of the application has not been issued as of the date of service. In such a case, the post-approval request must be received no later than 90 days after the date of the Department's Notice of Decision approving the patient's application.
 - 2) The patient did not inform the provider of his or her eligibility for Medical Assistance. In such a case, the post-approval request must be received no later than six months after the date of service, but will be considered for payment only if there is attached to the request a copy of the provider's dated private pay bill or collection response, which was addressed and mailed to the patient each month after the date of service.

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

Section 140.TABLE A Criteria for Non Emergency Ambulance Transportation

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- a) To be eligible for non emergency ambulance transportation, the service must meet the following criteria:
- 1) Any other means of transportation (e.g., taxi, wheelchair van, stretcher van or private automobile) is contraindicated.
 - 2) The sole purpose of the transport is not for the navigation of stairs and/or the assisting or lifting of a patient at a medical facility or appointment.
- b) In addition to adherence to the criteria in subsection (a), at least one of the following criteria shall be met. The criteria selected shall be supported by the patient's diagnosis, condition or treatment, as documented in the patient's medical record and shall establish the need for non emergency ambulance transportation service. Non emergency ambulance transportation service will only be approved in cases when clinical observation or treatment, as set forth in the criteria in this subsection (b), are medically necessary at the transferring facility, during transport, and are expected to be medically necessary at the destination. Please note that examples for each criteria are provided for guidance, but are not intended to be an all inclusive or an all exclusive list.
- 1) **Isolation Precautions.** A patient who has a diagnosed or suspected communicable disease or hazardous material exposure, who must be isolated from the public, or whose medical condition must be protected from public exposure, and for whom there is an order for isolation precautions.

EXAMPLE – Inclusion: This criterion includes a patient who has a condition of methicillin-resistant Staphylococcus aureus (MRSA) infection, who is currently undergoing treatment for the infectious condition and who continues to have symptoms, such as cough, drainage, or fever.

EXAMPLE – Inclusion: A patient with a dangerous communicable disease that has the potential to cause an epidemic or threaten serious illness or death to others if not controlled.

EXAMPLE – Inclusion: This includes a patient when "contact isolation" is ordered for Clostridium difficile diarrhea, often called C. difficile.

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EXAMPLE – Exclusion: This criterion does not include a patient who has a history of MRSA or C. difficile, or has been treated for MRSA or C. difficile and is no longer symptomatic.

EXAMPLE – Exclusion: This criterion does not include a patient with surgical drainage complications for which wound care precautions are ordered, unless the patient's surgical complication includes a draining wound that saturates a dressing and requires that the patient must be isolated from the public.

EXAMPLE – Exclusion: This criterion does not include a patient who has a surgical dressing, ostomy, G-tube or other dressing that is dry and intact.

EXAMPLE – Exclusion: This criterion does not include a patient who has an order for wound care precautions alone without an order for isolation precautions.

EXAMPLE – Exclusion: This criterion does not include a patient who is incontinent and who requires the use of adult diapers.

- 2) **Oxygen Administration.** A patient with an order requiring the administration of supplemental oxygen by a third party assistant/attendant or requiring the regulation or adjustment of oxygen prior to and continuing through transport, and who is expected to require supplemental oxygen at the destination.

EXAMPLE – Inclusion: This criterion includes a patient where there is a reasonable medical expectation that the flow rate will need to be adjusted, and requires pulse oxygen oximetry to guide administered the flow rate with a prior order indicating the threshold level at which the oxygen saturation should be maintained at or above.

EXAMPLE – Inclusion: This criterion includes a patient who has an order that specifies oxygen to be administered by mask, nasal cannula or collar over tracheostomy at a specific flow rate liters per minute.

EXAMPLE – Inclusion: This criterion includes a patient who has supplemental oxygen that is required and is administered prior to transport and for the duration of transport. Included in this group are patients who

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require third party assistance to administer, regulate or adjust oxygen during transport.

EXAMPLE – Exclusion: This criterion does not include patients who are capable of self-administration of portable or home oxygen or who have an available trained caregiver to administer oxygen.

- 3) **Ventilation/Advanced Airway Management.** A patient with an order for advanced continuous airway management prior to, during and after transport by means of an artificial airway through tracheal intubation (nasotracheal tube, orotracheal tube, or tracheostomy tube).

EXAMPLE – Inclusion: A patient who is quadriplegic that requires advanced airway management including mechanical ventilation during transport.

EXAMPLE – Inclusion: A patient that requires continuous airway support via nasotracheal intubation, endotracheal intubation or tracheostomy, including the need for suctioning or the potential need for suctioning during transport.

- 4) **Suctioning.** A patient with an order requiring suctioning to maintain his or her airway, or who requires assisted ventilation and/or apnea monitoring.

EXAMPLE – Inclusion: This criterion includes any patient requiring deep suctioning to maintain the patient's airway.

EXAMPLE – Inclusion: This criterion includes a patient who requires en route suctioning by another person as documented through an order and prior medical condition.

EXAMPLE – Inclusion: This includes a patient who is in need of a secure airway before transport is initiated. Orders should provide specific directives such as assisted ventilation settings, oxygen concentration or flow rate and need for pulse oximetry.

EXAMPLE – Exclusion: This criterion does not include a patient who requires en route suctioning that can be administered by a trained caregiver available to travel with the patient.

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EXAMPLE – Exclusion: This criterion does not include a patient who has a longstanding established tracheostomy with spontaneous respiratory effort without need for any type of assisted ventilation or that does not require medical monitoring or suctioning.

- 5) **Intravenous Fluid Administration.** A patient who has an order for the administration or monitoring of the ongoing administration of intravenous fluids prior to, during and after transport.

EXAMPLE – Inclusion: This criterion includes a patient who has orders that specify the type of intravenous fluids, rate of administration and site through which the fluids are to be administered.

EXAMPLE – Inclusion: This criterion includes intravenous fluid administration that is required during transport.

EXAMPLE – Exclusion: This criterion does not include a patient with a saline lock, a heparin lock, a peripherally inserted central catheter (PICC) or an infusion port for which ongoing administration of intravenous fluids or chemotherapy is not required during the transport to the destination.

- 6) **Chemical Restraints.** A patient to whom a chemical restraint is administered during transport or a patient who is under the influence of a previously-administered chemical restraint prior to transport. Requires an order for a chemical restraint that is administered for the explicit purpose of reducing a patient's functional capacity because the patient presents a danger to physical safety of him or herself and/or others during transport. The medication type must be documented.

EXAMPLE – Inclusion: This criterion includes a patient when the chemical restraint administered requires close surveillance of a patient's cardio-respiratory status, due to the central nervous system or respiratory system depressant resulting from the chemical restraint administered, prior to or during transport.

EXAMPLE – Exclusion: This criterion does not include a patient receiving the administration of psychotropic medications routinely taken

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for a pre-existing mental illness unless there is an acute exacerbation of a psychiatric condition.

EXAMPLE – Exclusion: This criterion does not include a patient receiving the administration of routinely taken sedative medications.

- 7) **Physical Restraint.** A patient who has an order for physical restraints that are required prior to transport and that are maintained for the duration of transport.

EXAMPLE – Inclusion: This criterion includes a patient with a order for physical restraint administered for the explicit purpose of reducing a patient's functional capacity because the patient presents a danger to the physical safety of him or herself and/or others during transport. This criterion requires an order for the type of physical restraint and monitoring required during the transport.

EXAMPLE – Inclusion: This criterion includes a patient being transported from or to a restrained facility, holding center or lockdown facility.

EXAMPLE – Exclusion: This criterion does not include a patient with an order for simple safety straps.

- 8) **One-On-One Supervision.** A patient who has an order requiring one-on-one supervision due to a condition that places the patient and/or others at a risk of harm or elopement for the duration of the transport.

EXAMPLE – Inclusion: This criterion includes a patient who has a psychiatric condition or disease who is receiving medical care for an acute psychiatric crisis.

EXAMPLE – Exclusion: This criterion does not include a patient who has a history of a psychiatric condition but is not in an acute psychiatric crisis or condition.

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EXAMPLE – Exclusion: This criterion does not include a patient who has a diagnosis of dementia including Alzheimer's disease, other altered mental status or neurological condition, who is easily directed.

- 9) **Specialized Monitoring.** A patient who has an order requiring cardiac and/or respiratory monitoring, or hemodynamic monitoring, prior to, during and after transport.

EXAMPLE – Inclusion: This criterion includes a patient who has been monitored via telemetry at the transferring facility for an arrhythmia, who continues to need telemetry monitoring during the transport, and who is expected to require telemetry monitoring after transport.

EXAMPLE – Inclusion: This criterion includes a patient who has an order for hemodynamic monitoring during transport.

EXAMPLE – Inclusion: This criterion includes a patient who has received a central nervous system and/or respiratory system depressant medication who requires cardiac and/or respiratory or hemodynamic monitoring. This criterion requires the documentation of the name, dosage, route, date and time of the medication administered. It also requires an order for the specific type of monitoring required.

EXAMPLE – Exclusion: This criterion does not include a patient who was not receiving cardiac monitoring or hemodynamic monitoring at the transferring facility and who is not expected to require cardiac monitoring or hemodynamic monitoring at the destination.

- 10) **Special Handling/Positioning.** A patient who has an order for specialized handling for the purpose of positioning during transport. This criterion requires an order that documents the condition and the type of specialized handling and/or positioning that is required to transport to the destination.

EXAMPLE – Inclusion: This includes a patient who requires specialized handling and positioning during transport, as well as the assistance of medically trained personnel to avoid further injury during transport. This criterion requires an order that documents the significant mobility deficit and the type of special positioning required.

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EXAMPLE – Inclusion: The patient's diagnosis and the order for non-emergent ambulance transportation supports the need for special positioning due to contractures, spica cast, recent extremity fractures (e.g. post-operative hip) or other conditions, and the specific type of positioning required prior, during and after transport is appropriately documented in a order.

EXAMPLE – Inclusion: The criterion includes a patient utilizing an orthopedic device due to a medical condition requiring the use of a backboard or in halo traction. This criterion also includes patients who have external fixation, including external traction devices, which make it impractical for the patient to be positioned in a wheelchair or standard car seat. This criterion requires an order for non-emergent ambulance transportation and specialized handling for an orthopedic device or condition. The order must include the specific type of positioning required at the time of transport and through transport to the destination.

EXAMPLE – Inclusion: The criterion includes a patient with a medical diagnosis of multiple myeloma who has a history of pathologic fractures compromising his or her spinal cord causing paraplegia.

EXAMPLE – Exclusion: This criterion does not include a patient who is bed confined* but for whom there is no order or need for medical care, aid, monitoring or treatment during transport as detailed in any of the above criteria.

* Terms such as bedridden, bed confined, stretcher patient or required restraints do not, by themselves, support medical necessity. The determining factor is the condition of the patient. In addition, "bed confined" is not meant to be the sole criterion to be used in determining medical necessity.

EXAMPLE – Exclusion: This criterion does not include a quadriplegic or paraplegic patient who can be transported by wheelchair or stretcher, who does not meet any of the other criteria in this listing, or who does not have an order for special positioning or medical monitoring.

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EXAMPLE – Exclusion: This criterion does not include a patient who has a Foley catheter, a G-tube, or other medical equipment for which there is no medical need or order for monitoring during transport.

EXAMPLE – Exclusion: This criterion does not include the transport of a patient with a stage I or II decubitus ulcer on the buttock with a travel time less than one hour.

- 11) **Clinical Observation.** A patient who requires clinical observation is moving from one environment with 24-hour clinical observation or treatment provided by certified or licensed nursing personnel to another environment with 24-hour clinical observation or treatment provided by certified or licensed nursing personnel. This criterion is based upon a patient's need for clinical observation or treatment, prior to, during and after transport to the destination. This criterion is not satisfied based solely on the type of hospital or other facility from which the patient is being transferred to or from.

EXAMPLE – Exclusion: This criterion excludes a patient transferring from a hospital to a long term care facility that does not require clinical observation or treatment as set forth in this subsection.

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

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Springfield, Illinois 62723
217-557-4462

- 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: This rulemaking was not included on either of the two most recent agendas because the need for this rulemaking was not anticipated at the time the agendas were prepared.

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

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TITLE 92: TRANSPORTATION
CHAPTER II: SECRETARY OF STATEPART 1070
ILLINOIS SAFETY RESPONSIBILITY LAW

Section

1070.10	Forms of Security
1070.20	Future Proof
1070.30	Installment Agreements
1070.40	Disposition of Security
1070.50	Failure to Satisfy Judgment
1070.60	Release From Liability
1070.70	Incomplete Unsatisfied Judgment
1070.80	Driver's License Restriction for Exclusive Operation of Commercial Vehicles
1070.90	Dormant and Dead Judgments
1070.100	Bankruptcy
1070.110	Illinois Safety and Family Financial Responsibility Law
1070.120	Nonresidents and Former Residents; When Proof Not Required

AUTHORITY: Implementing and authorized by the Illinois Safety and Family Financial Responsibility Law [625 ILCS 5/Ch. 7].

SOURCE: Filed and effective December 17, 1971; codified at 6 Ill. Reg. 12674; repealed at 7 Ill. Reg. 13678, effective October 14, 1983; New Part adopted at 11 Ill. Reg. 20215, effective November 30, 1987; amended at 14 Ill. Reg. 6859, effective April 24, 1990; amended at 14 Ill. Reg. 10107, effective June 12, 1990; amended at 15 Ill. Reg. 15083, effective October 8, 1991; amended at 16 Ill. Reg. 2172, effective January 24, 1992; amended at 17 Ill. Reg. 8517, effective May 27, 1993; amended at 18 Ill. Reg. 10909, effective June 28, 1994; amended at 20 Ill. Reg. 398, effective December 20, 1995; amended at 20 Ill. Reg. 7956, effective May 30, 1996; amended at 24 Ill. Reg. 1672, effective January 14, 2000; emergency amendment at 27 Ill. Reg. 14361, effective August 20, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 18458, effective November 24, 2003; emergency amendment at 30 Ill. Reg. 7974, effective April 14, 2006, for a maximum of 150 days; emergency expired September 11, 2006; amended at 30 Ill. Reg. 6392, effective April 12, 2007; amended at 32 Ill. Reg. 16507, effective September 25, 2008; amended at 32 Ill. Reg. 19163, effective November 25, 2008; amended at 35 Ill. Reg. 1790, effective January 13, 2011; amended at 36 Ill. Reg. 5575, effective March 26, 2012; amended at 37 Ill. Reg. _____, effective _____.

Section 1070.110 Illinois Safety and Family Financial Responsibility Law

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- a) For purposes of this Section, the following definitions shall apply:

"Administrative Order of Support" – an order for the support of dependent children issued by an administrative body of this or any other state.

"Cancellation" – the annulment or termination by formal action of the Secretary of State of a person's Family Financial Responsibility Driving Permit (FFRP) because of some error or defect in the FFRP or because the permittee is in some form of violation of any of the requirements contained in the Illinois Vehicle Code or Illinois Administrative Code.

"Certification" – the electronic transmission to the Department from the Illinois Department of Healthcare and Family Services when a person is 90 days or more delinquent in payment of support under an order of support entered by an administrative body of this or any other state.

"Department" – the Department of Driver Services within the Office of the Secretary of State.

"Department of Healthcare and Family Services" or "HFS" – the Illinois Department of Healthcare and Family Services.

"Family Financial Responsibility Driving Permit" or "FFRP" – a document issued to persons who have had their full driving privileges suspended that grants and specifies limited driving privileges as specified in IVC Section 7-702.1.

"Illinois Vehicle Code", "Vehicle Code" or "IVC" – 625 ILCS 5.

"Invalidation" – to render a license or permit no longer valid for the purpose it was issued, as specified in IVC Section 6-301.3.

"Law Enforcement" – a police officer, sheriff, coroner, municipal prosecutor, or state's attorney.

"Law Enforcement Sworn Report" – a confirmation of correctness and truth by an affidavit, oath or deposition, or a verification by certification, executed by a law enforcement officer, as specified in IVC Section 11-501.1(d) and Section 1-109 of the Code of Civil Procedure [735 ILCS 5/1-109].

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"Received by the Department of Administrative Hearings" – a written request for an administrative hearing that is received and date-file stamped at the Department of Administrative Hearings or any formal hearing location .

"Recipient Identification Number" or "RIN" – the file number used by the Department of Healthcare and Family Services to identify child support cases.

"Stay Order" – the temporary suspension of the regular order of proceeding in a cause, by direction or order of the court.

"Visitation Order" – the order of the court involving visitation rights for family members for minor children.

- b) Suspension of Driving Privileges
- 1) The Department shall suspend the driver's license of an obligor, pursuant to IVC Section 7-702(a) or (b), upon receipt of an authenticated report as set forth in IVC Section 7-703. The authenticated report must be on a form prescribed by the Secretary of State and include the obligor's name, address, driver's license number, date of birth and gender, the date and county in which the order was entered, case number, judge's signature, court seal or file stamp, and date certified.
 - 2) The Department shall enter an order of suspension pursuant to IVC Section 7-702(c) upon receipt of certification by HFS that the obligor is 90 days or more delinquent in payment of support under an order of support issued by an administrative body of this or any other state. The certification shall include the obligor's name, address, date of birth, gender and case number.
 - 3) Any submitted authenticated report or Record of Nonpayment of Court-Ordered Child Support that is defective by not containing sufficient information or that has been completed in error shall not be entered onto the obligor's driving record, but shall be returned to the court of jurisdiction and shall indicate why the order of suspension cannot be entered.
 - 4) Any certification from HFS that contains insufficient data or has been completed in error shall not be entered onto the obligor's driving record,

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but shall be electronically returned to HFS with an indication as to why the order of suspension cannot be entered.

5) The Department shall suspend the driver's license of an individual, pursuant to IVC Section 7-702(d), upon receipt of an authenticated report as set forth in IVC Section 7-703 that indicates the court has adjudicated the individual as engaging in visitation abuse. The authenticated report must be on a form prescribed by the Secretary of State and include the name, address, driver's license number, date of birth and gender, the date and county in which the order was entered, case number, name of the judge entering the order, court seal or file stamp, and date certified.

c) Termination of Suspension

1) Upon receipt of an authenticated document, in a form approved by the Department, that the obligor is in compliance with a court order of support or that the order has been stayed by subsequent order of the court, the Department shall terminate the suspension. The authenticated document must include the obligor's name, address, driver's license number, date of birth and gender, the date and county in which the order was entered, case number, judge's signature, and court seal or file stamp.

2) Upon receipt of an electronic certification of compliance from HFS when the person has paid the delinquent support in full or has arranged for payment of the delinquent support and current support obligations in a manner satisfactory to HFS. The certification must include the person's name, address, date of birth, gender and RIN.

3) Upon receipt of an authenticated document, in a form approved by the Department, that the individual is in compliance with the visitation order or that the order has been stayed by subsequent order of the court, the Department shall terminate the suspension. The authenticated document must include the individual's name, address, driver's license number, date of birth and gender, the date and county in which the order was entered, case number, name of the judge entering the order, and court seal or file stamp.

d) Family Financial Responsibility Permits (FFRP)

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- 1) The Department shall enter an FFRP pursuant to IVC Section 7-702.1(a) or 7-702.1 (a-1) if the following conditions are met:
 - A) The Department receives a certified court order, on a form prescribed by the Secretary of State, from the court of jurisdiction.
 - B) The court order includes: obligor's name or the name of the individual violating the visitation order, address, driver's license number, date of birth and gender, date the order was issued, case number, ~~driver's obligor's~~ employer and address if applicable, medical or treatment provider and address if applicable, whether the permit allows the ~~driver obligor~~ to seek employment, hours the driver obligor is permitted to operate a vehicle, routes to be traveled, case number, judge's signature, county in which the order was issued, permit type (original, duplicate or renewal), permit expiration date (maximum duration is one year), and court seal or file stamp.
- 2) The Department shall enter an FFRP pursuant to IVC Section 7-702.1(b) if the following conditions are met:
 - A) The Department receives an order, on a form prescribed by the Secretary of State, from HFS.
 - B) The HFS order includes: obligor's name, address, driver's license number, date of birth and gender, date the order was issued, obligor's employer and address if applicable, medical or treatment provider and address if applicable, whether the permit allows the obligor to drive to seek employment, hours the obligor is permitted to operate a vehicle, routes to be traveled, RIN, signature of the HFS representative, county in which the order was issued, permit type (original, duplicate or renewal), permit expiration date (maximum duration is one year), and HFS stamp or seal.
- 3) Any submitted court or HFS order directing the Department to issue an FFRP that contains insufficient data or fails to comply with any provisions of this Part or IVC Article VII shall not be entered to the obligor's driving record, but shall be returned to the court of jurisdiction or HFS, indicating why the FFRP cannot be issued at that time.

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- e) Invalidation of FFRP
- 1) Upon receipt of any of the following documents from a circuit clerk, law enforcement agency or the Department of Administrative Hearings within the Office of the Secretary of State, the Department shall invalidate an FFRP:
 - A) a copy of a charging document for reckless homicide resulting from operation of a motor vehicle in violation of Section 9-3 of the Criminal Code [720 ILCS 5/9-3], driving under the influence of alcohol and/or other drugs in violation of IVC Section 11-501 or a similar provision of a local ordinance, driving outside of restrictions of permit in violation of IVC Section 6-113(e), leaving the scene of a motor vehicle accident involving death or personal injury in violation of IVC Section 11-401, or street racing in violation of IVC Section 11-506. The law enforcement officer issuing a citation for any of these offenses shall confiscate the FFRP and forward it, along with the citation, to the clerk of the circuit court of the county in which the citation was issued. The circuit clerk shall forward the FFRP and a facsimile of the officer's citation to the Secretary of State as expeditiously as possible; or
 - B) a report of any disposition of court supervision or conviction for reckless homicide resulting from operation of a motor vehicle in violation of Section 9-3 of the Criminal Code [720 ILCS 5/9-3], driving under the influence of alcohol and/or other drugs in violation of IVC Section 11-501 or a similar provision of a local ordinance, leaving the scene of a motor vehicle accident involving death or personal injury in violation of IVC Section 11-401, or street racing in violation of IVC Section 11-506; or
 - C) Law Enforcement Officer's Sworn Report.
 - 2) The Department shall invalidate an FFRP, upon receipt of a court order indicating the ~~driver~~obligor is no longer entitled to the permit, in the same manner that a driver's license may be invalidated.
 - 3) The Department shall invalidate an FFRP if the ~~obligor's~~ driver's license expires during the term of the FFRP and the ~~driver~~obligor does not renew his or her driver's license in the manner set forth in IVC Section 6-115.

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- 4) The Department shall invalidate an FFRP, upon request of HFS, when the obligor has not met the conditions of the issuance of the permit, set forth by HFS. Those conditions include, but are not limited to, maintaining and providing to HFS an employment diary as proof that the FFRP is being used to seek employment. The invalidation request shall be submitted to the Department on a form provided by the Department.
- f) Termination of FFRP
- 1) Upon receipt of authenticated documentation from the court that the ~~driver~~~~obligor~~ is in compliance with the court order of support or [visitation](#), or that the order of suspension has been stayed, the Department shall terminate the FFRP.
 - 2) Upon receipt of an electronic certification of compliance from HFS, the Department shall terminate the FFRP. The certification of compliance must include the obligor's name, address, driver's license number, date of birth, gender and RIN.
- g) Administrative Hearings
- 1) The obligor [or individual violating the visitation order](#) may make a written request for an administrative hearing to contest the family financial responsibility suspension of his or her driver's license, pursuant to IVC Section 2-118.
 - 2) If the Department of Administrative Hearings of the Secretary of State receives a written hearing request by the obligor [or individual violating the visitation order](#), in a manner and form approved by the Secretary of State, prior to the effective date of the family financial responsibility suspension, the Department shall stay the suspension in accordance with IVC Section 7-706.
- h) Fees. The Department shall collect a driver's license reinstatement fee as prescribed by IVC Sections 6-118 and 7-707. A reinstatement fee shall be charged for each suspension entered pursuant to IVC Section 7-702. [No reinstatement fee shall be charged for individuals suspended pursuant to IVC Section 7-702\(d\).](#)

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

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NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Clinical Psychologist Licensing Act
- 2) Code Citation: 68 Ill. Adm. Code 1400
- 3)

<u>Section Numbers</u> :	<u>Adopted Action</u> :
1400.20	Amendment
1400.30	Amendment
1400.40	Amendment
1400.50	Amendment
1400.60	Amendment
1400.65	Amendment
1400.70	Amendment
1400.75	Amendment
1400.80	Amendment
1400.85	New Section
1400.90	Amendment
- 4) Statutory Authority: Implementing the Clinical Psychologist Licensing Act [225 ILCS 15] and authorized by Section 2105-15(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/2105-15(7)]
- 5) Effective Date of Amendments: November 2, 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 amendments, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Date Notice of Proposal Published in Illinois Register: April 27, 2012; 36 Ill. Reg. 6148.
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Differences between proposal and final version: Section 1400.85(g), concerning CE waivers due to extreme hardship for incapacitating illness, added incapacitating mental illness documented by a licensed clinical psychologist or psychiatrist.

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- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any proposed rulemakings pending on this Part? No
- 15) Summary and Purpose of Amendments: Public Act 96-1050 provided that the Department shall adopt rules establishing minimum requirements of continuing education (CE) and means for verification of the completion of the CE requirements. This adopted rulemaking implements that requirement with the addition of Section 1400.85. Beginning with the September 30, 2014 renewal, licensees will be required to complete 24 hours of CE as a condition of license renewal. Section 1400.60 is being amended concerning endorsement to provide additional means for applicants to show substantial equivalency to Illinois requirements. Additional non-substantive changes were made to the entire Part by changing references from "Department" to "Division" to reflect the consolidation of agencies into the Department of Financial and Professional Regulation and the creation of the Division of Professional Regulation.
- 16) Information and questions regarding these adopted amendments shall be directed to:

Department of Financial and Professional Regulation
Attention: Craig Cellini
320 West Washington, 3rd Floor
Springfield, Illinois 62786

217/785-0813 Fax: 217/557-4451

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

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 68: PROFESSIONS AND OCCUPATIONS

CHAPTER VII: DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1400

CLINICAL PSYCHOLOGIST LICENSING ACT

Section

1400.10	Statutory Authority (Repealed)
1400.20	Licensure Qualifications
1400.30	Experience Defined
1400.40	Application for Examination
1400.50	Examination
1400.60	Endorsement
1400.65	Renewals
1400.70	Restoration
1400.75	Fees
1400.80	Unethical, Unauthorized, or Unprofessional Conduct
<u>1400.85</u>	<u>Continuing Education</u>
1400.90	Granting Variances

AUTHORITY: Implementing the Clinical Psychologist Licensing Act [225 ILCS 15] and authorized by Section 2105-15(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/2105-15(7)].

SOURCE: Adopted at 5 Ill. Reg. 935, effective January 15, 1981; codified at 5 Ill. Reg. 11057; amended at 5 Ill. Reg. 14171, effective December 3, 1981; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; transferred from Chapter I, 68 Ill. Adm. Code 400 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1400 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2972; emergency amendment at 13 Ill. Reg. 2519, effective February 8, 1989, for a maximum of 150 days; emergency expired July 8, 1989; amended at 14 Ill. Reg. 4515, effective March 12, 1990; amended by adding Section 1400.20(b)(10) and (c)(2)(H) and Section 1400.30(a)(4), (b)(4) and (c)(5) at 14 Ill. Reg. 12735, effective July 30, 1990; amended at 18 Ill. Reg. 11191, effective June 30, 1994; expedited correction at 19 Ill. Reg. 989, effective June 30, 1994; amended at 20 Ill. Reg. 7868, effective May 30, 1996; emergency amendment at 21 Ill. Reg. 9217, effective July 1, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 15240, effective November

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17, 1997; amended at 24 Ill. Reg. 11658, effective July 24, 2000; amended at 28 Ill. Reg. 358, effective December 19, 2003; amended at 36 Ill. Reg. 15468, effective November 2, 2012.

Section 1400.20 Licensure Qualifications

An individual applying for licensure as a clinical psychologist pursuant to the Clinical Psychologist Licensing Act [225 ILCS 15] (the Act) shall meet the following educational/experience requirements pursuant to Section 10 of the Act:

- a) In accordance with Section 10(3)(a) of the Act, the individual shall be a graduate of a doctoral program in clinical, school or counseling psychology accredited by the American Psychological Association or approved by the Council for the National Register of Health Service Providers in Psychology and shall complete two years of supervised clinical, school or counseling psychology experience in accordance with Section 1400.30(a) and (d) ~~of this Part~~, one of which shall be an internship and one of which shall be postdoctoral.
- b) In accordance with Section 10(3)(b) of the Act, the individual shall be a graduate of a doctoral program that is equivalent to a clinical, school or counseling psychology program and shall complete two years of supervised clinical, school or counseling psychology experience in accordance with Section 1400.30(a) and (d) ~~of this Part~~, one of which shall be an internship and one of which shall be postdoctoral.
 - 1) In determining equivalent programs, the following minimum standards shall be met:
 - A) The program is from a regionally accredited university, college or school;
 - B) The program constitutes the university, college or school's clinical, school or counseling psychology program as certified by the dean of the institution and includes a practicum as defined in Section 1400.30(b). (If there is an additional clinical, school or counseling program that exists under the clinical, school or counseling psychology name, the applicant shall apply under Section 10(5) of the Act and subsection (c) of this Section);
 - C) The program, wherever administratively housed, must be clearly

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identified and labeled as a psychology program. The program must specify in institutional catalogues and brochures its intent to educate and train psychologists;

- D) The program is an organizational entity within the institution;
 - E) The program has an integrated, organized sequence of study;
 - F) The program has an identifiable core psychology faculty on-site and a psychologist responsible for the program;
 - G) The program has an identifiable body of students who are matriculated in that program for a degree;
 - H) The program encompasses a minimum of three academic years of full-time graduate study;
 - I) The program has a one year residence. Residence requires interaction with psychology faculty and other matriculated psychology students. One year's residence or its equivalent is defined as follows:
 - i) 30 semester hours taken on a full-time or part-time basis at the institution, accumulated within 24 months; or
 - ii) A minimum of 350 hours of student-faculty contact involving face-to-face individual or group courses or seminars accumulated within 18 months. Such educational meetings must include both faculty-student and student-student interaction, be conducted by the psychology faculty of the institution at least 90% of the time, be fully documented by the institution, and relate substantially to the program and course content. The institution must clearly document how the applicant's performance is assessed and evaluated.
- 2) ~~The~~the applicant's program shall include the 7 core content areas pursuant to Section 10(3)(B) of the Act as ~~follows~~~~set forth below~~:

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- A) Scientific and professional ethics in psychology, which include the standards set forth in Section 1400.80(k) and (l);
 - B) Biological basis of behavior such as physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;
 - C) Cognitive-affective basis of behavior such as learning, thinking, motivation, emotion;
 - D) Social basis of behavior such as social psychology, group processes, organizational and systems theory;
 - E) Individual differences ~~that include~~which includes instruction in theories of normal and abnormal personality functioning;
 - F) Assessment ~~that include~~which includes instruction in clinical interviewing and the administration, scoring and interpretation of psychological test batteries for the diagnosis of mental abilities and personality functioning;
 - G) Treatment modalities ~~that include~~which includes instruction in the theory and application of a diverse range of psychological interventions for the treatment of mental, emotional, behavioral or nervous disorders.
- c) In accordance with Section 10(5) of the Act, the individual shall be a graduate of a doctoral psychology program or a graduate of a doctoral program that is psychological in nature; complete a course in each of the 7 core content areas listed in Section 10(3)(b) of the Act; complete a practicum in accordance with Section 1400.30(a) and (b) ~~of this Part~~; complete an internship or equivalent supervised clinical experience in accordance with Section 1400.30(a) and (c) ~~of this Part~~; and complete two years of supervised clinical psychology experience in accordance with Section 1400.30(a) and (d) ~~of this Part~~, one of which must be postdoctoral.
- 1) The applicant's doctoral program shall meet the following requirements:
 - A) The program is accredited by the Association of State and

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Provincial Psychology Boards or Council for the National Register of Health Service Providers in Psychology and is not a designated clinical or counseling psychology program; or

- B) The program is psychological in nature as determined by the Department of [Financial and Professional Regulation](#)-[Division of Professional Regulation \(Division\)](#)~~(Department)~~ upon the recommendation of the Clinical Psychologists Licensing and Disciplinary Board (the Board). In determining what program is psychological in nature, the Board shall consider:
- i) A program that is from a regionally accredited institution of higher education;
 - ii) A program, wherever administratively housed, that is clearly identified and labeled as offering psychology programs. The program must specify in institutional catalogues and brochures its intent to educate and train psychologists;
 - iii) A program that is an organizational entity within the institution;
 - iv) A program that has an integrated, organized sequence of study;
 - v) A program that has an identifiable core psychology faculty on-site and a psychologist responsible for the program;
 - vi) A program that has an identifiable body of students who are matriculated in that program for a degree;
 - vii) A program that encompasses a minimum of three academic years of full-time graduate study;
 - viii) A program that has a one year residence. Residence requires interaction with psychology faculty and other matriculated psychology students. One year's residence or its equivalent is defined as follows:

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30 semester hours taken on a full-time or part-time basis at the institution accumulated within 24 months; or

A minimum of 350 hours of student-faculty contact involving face-to-face individual or group courses or seminars accumulated within 18 months. Such educational meetings must include both faculty-student and student-student interaction, be conducted by the psychology faculty of the institution at least 90% of the time, be fully documented by the institution, and relate substantially to the program and course content. The institution must clearly document how the applicant's performance is assessed and evaluated.

- 2) The applicant shall complete a course in each of the 7 core content areas pursuant to Section 10(3)(b) of the Act as ~~follows~~set forth below:
 - A) Scientific and professional ethics in psychology set forth in Section 1400.80(k) and (l);
 - B) Biological basis of behavior such as physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;
 - C) Cognitive-affective basis of behavior such as learning, thinking, motivation, emotion;
 - D) Social basis of behavior such as social psychology, group processes, organizational and systems theory;
 - E) Individual differences ~~that include~~which includes instruction in theories of normal and abnormal personality functioning;
 - F) Assessment ~~that~~which includes instruction in clinical interviewing and the administration, scoring and interpretation of psychological test batteries for the diagnosis of mental abilities and personality functioning;

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- G) Treatment modalities ~~that include~~~~which includes~~ instruction in the theory and application of a diverse range of psychological interventions for the treatment of mental, emotional, behavioral or nervous disorders.
- d) For the purposes of this Section, course shall be defined as an integrated, organized didactic sequence of study ~~that~~~~which~~ encompasses a minimum of one school term. No independent study courses may be used to satisfy the 7 core content areas set forth in Section 10 of the Act and subsections (b)(2) and (c)(2) of this Section.
- e) Remediation of Deficiencies
- 1) Individuals who are deficient in any of the 7 core content areas may complete any one or all of these courses in a clinical, school or counseling psychological program accredited by the American Psychological Association, approved by the Council for the National Register of Health Service Providers in Psychology or a program approved in accordance with subsection (b) ~~above~~.
 - 2) Individuals who are deficient in the practicum, internship or equivalent supervised clinical experience, or clinical experience requirements may obtain this experience in accordance with the standards set forth in Section 1400.30 ~~of this Part~~.
 - 3) The applicant will be required to submit proof to the ~~Division~~~~Department~~ that he or she has completed such a ~~course~~~~course(s)~~ and/or the experience. Documentation shall include, but not be limited to, curriculum/course syllabus, ~~transcripts~~~~transcript(s)~~, practicum, and program materials; internship handbook/brochures and course materials; and internship training plan.
 - 4) The ~~deficiencies~~~~deficiency(s)~~ may be completed at any time.

(Source: Amended at 36 Ill. Reg. 15468, effective November 2, 2012)

Section 1400.30 Experience Defined

The following sets forth standards for practicums, internships or equivalent supervised

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experience and the 2 years of supervised experience required for licensure as a clinical psychologist pursuant to Section 10 of the Act and Section 1400.20 ~~of this Part~~:

- a) Practicums, internships or equivalent supervised experience and the 2 years of supervised experience:
 - 1) Shall be experience obtained after enrollment in a doctoral psychology program.
 - 2) Shall involve the practice of clinical psychology as defined in Section 2(5) of the Act. Illustrative tasks are: assessing, diagnosing and treating individuals with mental, emotional, behavioral or nervous disorders or conditions, or individuals with developmental disabilities.
 - 3) Shall not be limited to repetitious and routine tasks ~~that which~~, although involving psychological activities, are at the pre-professional level. Tasks illustrative of pre-professional experience are: administering and scoring structured tests; conducting standardized interviews; collecting data; academic guidance counseling; and assisting in a laboratory or teaching situation.
 - 4) Shall not be supervised experience in which the supervisor receives monetary payment or other considerations from the supervisee or in which the supervisor is hired by or otherwise employed by the supervisee.
- b) Practicum. In addition to the requirements set forth in subsection (a) ~~above~~, the applicant's practicum (externship or clerkship) shall:
 - 1) Be a part of the coursework in the doctoral program or be an equivalent 400 hours of coursework or training completed with a grade of satisfactory or better in a new area of competence approved by the Board prior to initiating the training.
 - 2) Involve the applicant in direct clinical psychology services to the client.
 - 3) Provide for personal supervision by a licensed clinical psychologist, licensed psychologist who is engaged in the practice of clinical psychology or by a person possessing the educational and experience qualifications necessary for licensure under the Act. However, failure of

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the licensing examination disqualifies one as a supervisor.

- 4) Be performed pursuant to the order, control and full professional responsibility of the supervisor who shall meet with the applicant face-to-face for a minimum of 40 hours.
 - 5) Be a minimum of 400 hours in duration. This 400 hours does not have to take place in a single setting.
 - 6) Not count toward the two years of supervised experience required for licensure.
 - 7) Clearly delineate between practicum, internship and supervised work experience, using identifiable dates at the time of application.
- c) Internship. To meet the requirements of internship in accordance with Section 1400.20 or equivalent supervised clinical experience in an organized health care setting pursuant to Section 10(5) of the Act and Section 1400.20(c) ~~of this Part~~, the internship or clinical experience shall, in addition to the requirements set forth in subsection (a) ~~above~~:
- 1) Be an organized pre-planned training program (in contrast to supervised experience or on the job training) designed to provide the applicant with a pre-planned, programmed sequence of training experiences which includes documented goals and objectives. The primary focus and purpose is assuring breadth and quality of training.
 - 2) Include a minimum of one hour per week of regularly scheduled, face-to-face individual supervision with the specific intent of dealing with health services rendered directly by the applicant. There must also have been at least two additional hours per week in learning activities such as case conferences, including cases in which the intern was actively involved; seminars dealing with clinical issues; co-therapy with a staff person, including discussion; group supervision; and additional individual supervision.
 - 3) Involve the applicant in direct clinical psychology services to the client (Section 2 of the Act) as a part of the training experience.

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- 4) Be under the individual and personal supervision of a licensed clinical psychologist or a licensed psychologist who is engaged in clinical psychology whose license is active and in good standing (i.e., no disciplinary action in accordance with Section 15 of the Act).
 - 5) Be performed pursuant to the order, control and full professional responsibility of the supervisor.
 - 6) Include a minimum of 1750 hours completed within 24 months. The 1750 hours may not be completed in less than 50 weeks regardless of the number of hours worked per week.
 - A) Full-time experience shall be at least 35 hours per week and shall be obtained in a single setting for a minimum of 6 months.
 - B) Part-time experience will only be counted if it is 18 hours or more per week for a minimum of 9 months and is in a single setting.
 - 7) Be post-practicum (post-clerkship or post-externship) level.
 - 8) The experience must be evaluated by the supervisor as satisfactory or better.
 - 9) If experience takes place in a work setting, there should be a distinction between the regular work duties of the applicant and the internship or equivalent clinical experience.
 - 10) May include both paid and unpaid experience obtained by the applicant.
- d) Clinical Experience. To meet the experience requirements of Section 10 of the Act, the experience shall, in addition to the requirements set forth in subsection (a) ~~above~~:
- 1) Contain/include clinical psychology experience, at least one year of which must be post-doctoral. Practicum experience may not be counted toward fulfilling the 2 years of supervised experience.
 - A) A year of experience is defined as 1750 hours obtained in not less than 50 weeks and completed within a 36 month period.

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- B) Full-time work experience must be obtained in a single setting for a minimum of 6 months with at least 35 hours per week.
- C) Part-time experience will only be counted if it is 18 hours or more a week for a minimum of 9 months and is in a single setting.
- D) Post-doctoral experience may begin upon completion of degree requirements for the doctoral degree, if verification of the date of completion of the degree requirement, when different from the date of graduation, is certified to the ~~Division~~Department by the appropriate administrative official of the applicant's educational institution.
- 2) Be personally and individually supervised by a licensed clinical psychologist or a licensed psychologist who is engaged in the practice of clinical psychology whose license is active and in good standing (i.e., no disciplinary action in accordance with Section 15 of the Act). The experience must be performed pursuant to the order, control and full professional responsibility of the supervisor.
- 3) Be evaluated by the supervisor as satisfactory or better.
- 4) Be obtained prior to the date of the examination. Applicants completing the required experience after the examination date will be considered for the next examination. All supervised experience completed prior to the application date shall be listed on the application in order to be considered.
- 5) May include both paid and unpaid experience obtained by the applicant.
- 6) Include a minimum of one hour per week of regularly scheduled, face-to-face individual supervision with the specific intent of dealing with health services rendered directly by the applicant.

(Source: Amended at 36 Ill. Reg. 15468, effective November 2, 2012)

Section 1400.40 Application for Examination

- a) An applicant shall file an application on forms supplied by the

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~~Division~~Department at least 120 days prior to an examination date. The application shall include:

- 1) Certification of receipt of a doctoral degree as defined in Section 1400.20 ~~of this Part~~ and official transcripts from the applicant's doctoral program. Submission of official transcripts shall be for the purpose of verifying participation in the educational program;
 - 2) Professional experience reference forms verifying the length, exact time, number of hours per week and description of functions of the applicant's employment and that the experience was obtained pursuant to Section 1400.30 ~~of this Part~~. All experience information shall be submitted at the time of application. References shall be completed by the person who supervised the applicant pursuant to Section 1400.30 ~~of this Part~~; and
 - 3) ~~A complete work history since enrollment in the doctoral program; and~~
4) The required fee set forth in Section 1400.75 ~~of this Part~~.
- b) In addition to the ~~above~~ documents listed in subsection (a), candidates applying under Section 1400.20(b) and (c) shall submit documentation as required in Section 1400.20 (b) and (c) of the practicum and internship training.
- c) Applicants who are graduates from educational institutions outside the United States shall provide, in addition to those requirements listed in subsections (a) and (b) above, a certified translation of all documents submitted in any language other than English.
- d) In addition, the applicant shall cause to be sent directly to the ~~Division~~Department certification of the date of completion of degree requirements, if different from the date of the awarding of the degree, by the certifying educational administration official, for computation of post-doctoral experience as provided for in Section 1400.30 ~~of this Part~~.
- e) Each application shall be reviewed on an individual basis by the Board in accordance with this Section.
- f) When the accuracy of any submitted documentation, or the relevance or sufficiency of the course work or experience is questioned by the ~~Division~~Department or the Board because of lack of information, discrepancies or

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conflicts in information given, or a need for clarification, the applicant seeking a license will be requested to:

- 1) Provide such information as may be necessary; and/or
- 2) Appear for ~~an~~ oral ~~interviews~~ ~~interview~~(s) before the Board.
- g) Upon recommendation by the Board and approval by the ~~Division~~ ~~Department~~ the applicant shall be notified of eligibility to sit for the examination or notified of the reasons for denial of the application.

(Source: Amended at 36 Ill. Reg. 15468, effective November 2, 2012)

Section 1400.50 Examination

- a) The required examination shall be the Examination for Professional Practice in Psychology (EPPP) developed by the Association of State and Provincial Psychology Boards (ASPPB) Examination for Professional Practice in Psychology.
- b) The minimum passing grade on the examination shall be the passing score set by the testing entity.
- c) The ~~Division~~ ~~Department~~ will accept proof of completion of the EPPP taken in another jurisdiction with the passing score set by the testing entity. Such proof must be forwarded directly to the ~~Division~~ ~~Department~~ from the testing service.
- d) The ~~Division~~ ~~Department~~ will accept, in lieu of passage of the examination specified in subsection (a) ~~above~~, passage of the examination in clinical or counseling psychology of the American Board of Professional Psychology Inc.

(Source: Amended at 36 Ill. Reg. 15468, effective November 2, 2012)

Section 1400.60 Endorsement

- a) Any person who is currently licensed in another state or territory of the United States or a foreign country desiring to obtain a license as a licensed clinical psychologist pursuant to Section 11 of the Act shall file an application with the ~~Division~~ ~~Department~~, on forms provided by the ~~Division~~ ~~Department~~, ~~that~~ ~~which~~

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shall include:

- 1) A certification from the jurisdiction of original licensure and any other jurisdiction in which the applicant is or has ever been licensed, stating:
 - A) The date of issuance of the applicant's license;
 - B) The basis of licensure and a description of the examination by which the applicant was licensed, if any; and
 - C) Whether the records of the licensing authority contain any record of disciplinary action taken or pending;
 - 2) ~~A complete work history since enrollment in the doctoral program;~~ 3) Certification of graduation from a psychology program, as defined in Section 1400.20 ~~of this Part~~, and official transcripts from the applicant's doctoral program. Submission of official transcripts shall be for the purpose of verifying participation in the educational program;
 - 3)4) Professional experience reference forms verifying the length, exact time, number of hours per week and description of functions of the applicant's employment and that the experience was obtained pursuant to Section 1400.30 ~~of this Part~~. All experience information shall be submitted at the time of application. References shall be completed by the person who supervised the applicant pursuant to Section 1400.30 ~~of this Part~~; and
 - 4)5) The required fee specified in Section 1400.75 ~~of this Part~~.
- b) An individual applying under subsection (a) may satisfy the requirements of subsections (a)(2) and (a)(3) by submitting proof that the licensing standards of his or her original jurisdiction were substantially equivalent to those of Illinois as of the date of his or her licensure in that jurisdiction. The Division, upon recommendations of the Board, has determined that the following shall be proof of substantial equivalence:
- 1) A valid Certificate of Professional Qualification in Psychology (CPO) issued by the Association of State and Provincial Psychology Boards if a doctoral degree was conferred in the areas of clinical or counseling psychology; or

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2) For an individual who is currently credentialed by the National Register of Health Service Providers in Psychology, evidence of having an active licensing and practicing psychology independently at the doctoral level for a minimum of five years.

c) Any person currently licensed in the United States or Canada desiring to obtain a license as a licensed clinical psychologist under the provisions for senior psychologists who have been licensed for at least 20 years pursuant to Section 11 of the Act shall file an application with the ~~Division~~Department that shall include:

- 1) A certification from the jurisdiction of original licensure and any other jurisdiction in which the applicant is or has ever been licensed, stating:
 - A) The date of issuance of the applicant's license and the level of licensure;
 - B) The basis of licensure and a description of the examination by which the applicant was licensed, if any;
 - C) If multiple levels of practice are licensed, that the license is at the highest level of practice in that jurisdiction; and
 - D) Whether the records of the licensing authority contain any record of disciplinary action taken or pending;
- 2) Proof that the applicant has been actively and lawfully licensed to practice clinical psychology in another state or Canada for at least 20 consecutive years and that ~~his or her licenses have~~~~such license(s) has~~ never been disciplined by another state or Canada. An applicant whose license has been disciplined by another jurisdiction shall not be eligible nor shall the applicant be issued a license pursuant to this subsection (~~cb~~); however, ~~thesuch~~ applicant's credentials may be reviewed pursuant to subsection (a) or by examination;
- 3) Verification of a doctoral degree in psychology from a college, university or school that was regionally accredited in the jurisdiction in which it is located by a body recognized by the Council on Postsecondary Accreditation at the time the degree was granted and an official transcript;

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and

- 4) ~~A complete work history since licensure as a psychologist; and 5)~~ The required fee specified in Section 1400.75 ~~of this Part.~~

~~d)~~e) Each application shall be reviewed on an individual basis by the Board in accordance with this Section. The ~~Division~~Department or Board may request from the applicant a copy of the Act and Rules from the state of original licensure that were in effect at the time of licensure.

~~e)~~d) When the accuracy of any submitted documentation, or the relevance or sufficiency of the course work or experience is questioned by the ~~Division~~Department or the Board, because of lack of information, discrepancies or conflicts in information given or a need for clarification, the applicant seeking a license will be requested to:

- 1) Provide such information as may be necessary; and/or
- 2) Appear for ~~an~~ oral ~~interviews~~interview(s) before the Board.

~~f)~~e) Upon recommendation of the Board and approval by the ~~Division~~Department, the applicant shall be notified of eligibility to sit for the examination, issued a license by endorsement or notified of the reasons for denial of the application.

(Source: Amended at 36 Ill. Reg. 15468, effective November 2, 2012)

Section 1400.65 Renewals

- a) Every license issued under the Act shall expire on September 30 of each even numbered year. The holder of a license may renew ~~the~~such license during the month preceding the expiration date ~~thereof~~ by paying the required fee.
- b) It is the responsibility of each licensee to notify the ~~Division~~Department of any change of address. Failure to receive a renewal form from the ~~Division~~Department shall not constitute an excuse for failure to pay the renewal fee or to renew a license.

(Source: Amended at 36 Ill. Reg. 15468, effective November 2, 2012)

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Section 1400.70 Restoration

- a) A person seeking restoration of a license ~~that~~~~which~~ has lapsed or been on inactive status for less than 5 years shall have it restored upon payment of the required fees specified in Section 1400.75 ~~of this Part~~.
- b) A person seeking restoration of his/her license ~~that~~~~which~~ has lapsed or been on inactive status for more than five years shall file a completed application, on forms supplied by the ~~Division~~~~Department~~, with the required fee set forth in Section 1400.75 ~~of this Part~~. The applicant shall also be required to either:
- 1) Submit certification of current licensure from another jurisdiction and verification of active practice in that jurisdiction; or
 - 2) Submit proof of one year of study completed within the past 5 years in an approved educational program in accordance with Section 1400.20 ~~of this Part~~; or
 - 3) Submit verification of six months of full-time supervised experience, as described in Section 1400.30(a) ~~of this Part~~; or
 - 4) Pass the examination as set forth in Section 1400.50 ~~of this Part~~.
- c) When the accuracy of any submitted documentation, or the relevance or sufficiency of the course work or experience is questioned by the ~~Division~~~~Department~~, because of discrepancies or conflicts in information, the need for further clarification, and/or missing information, the person seeking restoration of his license will be requested to:
- 1) provide such information as may be necessary; and/or
 - 2) explain ~~thesueh~~ relevance or sufficiency during an oral interview; or
 - 3) appear for additional oral ~~interviews~~~~interview(s)~~ before the Board when the information available to the Board is insufficient to evaluate the individual's current competency to practice under the Act. Upon the recommendation of the Board and approval of the Director, an applicant shall have his license restored.

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(Source: Amended at 36 Ill. Reg. 15468, effective November 2, 2012)

Section 1400.75 Fees

The following fees shall be paid to the Department and are not refundable:

a) Application Fees-

- 1) The fee for application for a license by examination or acceptance of examination as a clinical psychologist is \$50. In addition, applicants for an examination shall be required to pay, either to the Department or to the designated testing service, a fee covering the cost of determining an applicant's eligibility and providing the examination. Failure to appear for the examination on the scheduled date, at the time and place specified, after the applicant's application for examination has been received and acknowledged by the Department or the designated testing service, shall result in the forfeiture of the examination fee.
- 2) The application fee for a license as a clinical psychologist certified or licensed under the laws of another jurisdiction is \$100.
- 3) The application fee for a license as an association or partnership to practice clinical psychology is \$50.
- 4) The fee for application as a continuing education sponsor is \$500. State colleges, State universities and State agencies are exempt from payment of this fee.

b) Renewal Fees-

- 1) The fee for the renewal of a license shall be calculated at the rate of \$80 per year.
- 2) The fee for renewal as a continuing education sponsor is \$250 for the renewal period.

c) General Fees-

- 1) The fee for the restoration of a license other than from inactive status is

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~~\$5020~~ plus payment of all lapsed renewal fees.

- 2) The fee for the issuance of a duplicate license, for the issuance of a replacement license, for a license which has been lost or destroyed or for the issuance of a license with a change of name or address, other than during the renewal period, is \$20. No fee is required for name and address changes on ~~Division~~Department records when no duplicate license is issued.
- 3) The fee for a certification of a licensee's record for any purpose is \$20.
- 4) The fee to have the scoring of an examination administered by the ~~Division~~Department reviewed and verified is \$20.
- 5) The fee for a wall certificate showing licensure shall be the actual cost of producing such certificate.
- 6) The fee for a roster of persons licensed as clinical psychologists in this State shall be the actual cost of producing such a roster.

(Source: Amended at 36 Ill. Reg. 15468, effective November 2, 2012)

Section 1400.80 Unethical, Unauthorized, or Unprofessional Conduct

The ~~Division~~Department may suspend or revoke a license, refuse to issue or renew a license or take other disciplinary action, based upon its finding of "unethical, unauthorized, or unprofessional conduct" within the meaning of Section 15(7) of the Act, which is interpreted to include, but is not limited to, the following acts or practices:

- a) Practicing or offering to practice beyond one's competency (for example, providing services or using techniques for which one is not qualified by education, training and experience);
- b) Revealing facts, data, or information relating to a client or examinee, except as allowed under Section 5 of the Act or under the Mental Health and Developmental Disabilities Confidentiality Act [740 ILCS 110]. The release of information "with the expressed consent of the client" as provided for in Section 6 of the Act is interpreted to mean that the psychologist, prior to the release of the information, obtained written consent and made certain that the client understood

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the possible uses or distributions of the information. Case history material may be used for teaching or research purposes or in textbooks or other literature, provided that proper precautions are taken to conceal the identity of the clients or examinees involved;

- c) Making gross or deliberate misrepresentations or misleading claims as to his/her professional qualifications or of the efficacy or value of his/her treatments or remedies, or those of another practitioner;
- d) Failing to inform prospective research subjects or their authorized representative fully of potential serious after effects of the research or failing to remove the after effects as soon as the design of the research permits;
- e) Refusing to divulge to the ~~Division~~Department techniques or procedures used in his/her professional activities upon request;
- f) Directly or indirectly giving to or receiving from any person, firm or corporation any fee, commission, rebate or other form of compensation for any professional services not actually rendered;
- g) Impersonating another person holding a psychology license or allowing another person to use his/her license;
- h) The commission of any dishonest, corrupt, or fraudulent act ~~that~~which is substantially related to the functions or duties of a psychologist providing services or supervising psychological services;
- i) The commission of any act of sexual misconduct, sexual abuse or sexual relations with one's client, patient, student supervisee or ~~with an~~ex-client within 24 months after termination of treatment;
- j) Submission of fraudulent claims for services to any health insurance company or health service plan or third party payor;
- k) Pursuant to Section 15(7) of the Act, the ~~Division~~Department hereby incorporates by reference the "Ethical Principles of Psychologists and Code of Conduct". American Psychological Association, 750 First Street, NE, Washington D.C. 20002, American Psychologist, June 1, ~~2010~~2003, with no later amendments or editions.

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(Source: Amended at 36 Ill. Reg. 15468, effective November 2, 2012)

Section 1400.85 Continuing Education

- a) Continuing Education (CE) Hours Requirements
- 1) Beginning with the September 30, 2014 renewal and every renewal thereafter, in order to renew a license, a licensee shall be required to complete 24 hours of continuing education. At least 3 of the 24 hours must include content related to the ethical practice of Clinical Psychology.
 - 2) A prenewal period is the 24 months proceeding September 30 of each even numbered year.
 - 3) One CE hour shall equal one clock hour of attendance. After completion of the initial CE hour, credit may be given in one-half hour increments.
 - 4) A renewal applicant shall not be required to comply with CE requirements for the first renewal of an Illinois license.
 - 5) Clinical psychologists licensed in Illinois but residing and practicing in other states shall comply with the CE requirement set forth in this Section.
 - 6) Continuing education credit hours used to satisfy the CE requirements of another jurisdiction may be applied to fulfill the CE requirements of the State of Illinois.
- b) Approved Continuing Education
- 1) CE hours shall be earned by verified attendance (e.g., certificate of attendance or certificate of completion) at or participation in a program or course (program) that is offered or sponsored by an approved continuing education sponsor who meets the requirements set forth in subsection (c), except for those activities provided in subsections (b)(2), (3) and (4).
 - 2) A maximum of 18 CE credits per renewal period may be earned for completion of distance-learning courses or programs that are offered by an approved sponsor who meets the requirements set forth in subsection (c).

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Examples of distance-learning courses include, but are not limited to, first class mail, magazines, email, message boards, websites and webinars. Each distance-learning CE course shall include an examination.

- 3) CE credit may be earned through postgraduate training programs (e.g., extern, residency or fellowship programs) or completion of graduate level psychology related courses that are a part of the curriculum of a college, university or graduate school. Courses that are part of the curriculum of a university, college or other educational institution shall be allotted CE credit at the rate of 15 CE hours for each semester hour or 10 CE hours for each quarter hour of school credit awarded. Courses that are audited shall not satisfy the requirements of this Section.
- 4) CE credit may be earned for verified teaching in the field of psychology in an accredited college, university or graduate school and/or as an instructor of continuing education programs given by approved sponsors. Credit will be applied at the rate of 1.5 hours for every hour taught and only for the first presentation of the program (i.e., credit shall not be allowed for repetitious presentations of the same program). A maximum of 10 hours of CE credit may be obtained in this category per prerenewal period.

c) Approved CE Sponsors and Programs

- 1) Sponsor, as used in this Section, shall mean:
 - A) American Psychological Association or its affiliates
 - B) Council for the National Register of Health Service Providers in Psychology
 - C) Association of State and Provincial Psychology Boards or Council for the National Register of Health Service Providers in Psychology
 - D) American Medical Association or its affiliates
 - E) Illinois Psychological Association or its affiliates

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- F) Any regionally accredited school, college or university, or any State agency
 - G) Any other person, firm, or association that has been preapproved and authorized by the Division pursuant to subsection (c)(2) of this Section to coordinate and present continuing education courses and programs.
- 2) An entity seeking approval as a CE sponsor pursuant to subsection (c)(1)(G) shall submit an application, on forms supplied by the Division, along with the fee set forth in Section 1400.75. (State agencies, State colleges and State universities in Illinois shall be exempt from paying this fee.) The application shall include:
- A) Certification:
 - i) That all programs offered by the sponsor for CE credit shall comply with the criteria in subsection (c)(3) and all other criteria in this Section;
 - ii) That the sponsor shall be responsible for verifying full-time continuous attendance at each program and provide a certificate of attendance as set forth in subsection (c)(9);
 - iii) That, upon request by the Division, the sponsor shall submit evidence (e.g., certificate of attendance or course material) as is necessary to establish compliance with this Section. Evidence shall be required when the Division has reason to believe that there is not full compliance with the statute and this Part and that this information is necessary to ensure compliance;
 - B) A copy of a sample program with faculty, course materials and syllabi.
- 3) All programs shall:

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- A) Contribute to the advancement, extension and enhancement of the professional skills and scientific knowledge of the licensee in the practice of clinical psychology;
 - B) Foster the enhancement of general or specialized clinical psychology practice and values;
 - C) Be developed and presented by persons with education and/or experience in the subject matter of the program;
 - D) Specify the course objectives, course content and teaching methods to be used; and
 - E) Specify the number of CE hours that may be applied to fulfilling the Illinois CE requirements for license renewal.
- 4) Each CE program shall provide a mechanism for evaluation of the program and instructor by the participants. The evaluation may be completed on-site immediately following the program presentation or an evaluation questionnaire may be distributed to participants to be completed and returned by mail. The sponsor and the instructor, together, shall review the evaluation outcome and revise subsequent programs accordingly.
- 5) An approved sponsor may subcontract with individuals and organizations to provide approved programs. All advertising, promotional materials, and certificates of attendance must identify the licensed sponsor and the sponsor's license number. The presenter of the program may also be identified, but should be identified as a presenter. When a licensed sponsor subcontracts with a presenter, the licensed sponsor retains all responsibility for monitoring attendance, providing certificates of attendance and ensuring the program meets all of the criteria established by the Act and this Part, including the maintenance of records.
- 6) All programs given by approved sponsors shall be open to all licensed clinical psychologists and not be limited to members of a single organization or group.

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- 7) To maintain approval as a sponsor pursuant to subsection (c)(2), each shall submit to the Division by September 30 of each even numbered year a renewal application, the fee set forth in Section 1400.75 and a list of courses and programs offered within the last 24 months. The list shall include a brief description, location, date and time of each course given by the sponsor and by any subcontractor.
- 8) Certification of Attendance. It shall be the responsibility of a sponsor to provide each participant in a program with a certificate of attendance or participation. The sponsor's certificate of attendance shall contain:
 - A) The name, address and license number of the sponsor;
 - B) The name and address of the participant;
 - C) A brief statement of the subject matter;
 - D) The number of hours attended in each program;
 - E) The date and place of the program; and
 - F) The signature of the sponsor or person responsible for the CE program.
- 9) The sponsor shall maintain attendance records for not less than 5 years.
- 10) The sponsor shall be responsible for assuring that no renewal applicant shall receive CE credit for time not actually spent attending the program.
- 11) Upon the failure of a sponsor to comply with any of the requirements of this Section, the Division, after notice to the sponsor and hearing before and recommendation by the Board (see 68 Ill. Adm. Code 1110), shall thereafter refuse to accept for CE credit attendance at or participation in any of that sponsor's CE programs until such time as the Division receives assurances of compliance with this Section.
- 12) Notwithstanding any other provision of this Section, the Division or Board may evaluate any sponsor of any approved CE program at any time to ensure compliance with requirements of this Section.

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- d) Certification of Compliance with CE Requirements
- 1) Each renewal applicant shall certify, on the renewal application, full compliance with the CE requirements set forth in this Section.
 - 2) The Division may require additional evidence demonstrating compliance with the CE requirements (e.g., certificate of attendance). This additional evidence shall be required in the context of the Division's random audit. It is the responsibility of each renewal applicant to retain or otherwise produce evidence of compliance for the previous 8 years.
 - 3) When there appears to be a lack of compliance with CE requirements, an applicant shall be notified in writing and may request an interview with the Board. At that time the Board may recommend that steps be taken to begin formal disciplinary proceedings as required by Section 10-65 of the Illinois Administrative Procedure Act [5 ILCS 100/10-65].
- e) Continuing Education Earned in Other Jurisdictions
- 1) If a licensee has earned or is seeking CE hours offered in another jurisdiction not given by an approved sponsor for which the licensee will be claiming credit toward full compliance in Illinois, the applicant shall submit an individual program approval request form, along with a \$25 processing fee, prior to participation in the program or within 90 days after expiration of the license. The Board shall review and recommend approval or disapproval of the program using the criteria set forth in subsection (c)(3) of this Section.
 - 2) If a licensee fails to submit an out-of-state CE approval form within the required time frame, late approval may be obtained by submitting the approval request form with the \$25 processing fee plus a \$50 per CE hour late fee not to exceed \$300. The Board shall review and recommend approval or disapproval of the program using the criteria set forth in subsection (c)(3) of this Section.
- f) Restoration of Nonrenewed License. Upon satisfactory evidence of compliance with CE requirements, the Division shall restore the license upon payment of the required fee as provided in Section 1400.75.

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g) Waiver of CE Requirements

- 1) Any renewal applicant seeking renewal of a license without having fully complied with these CE requirements shall file with the Division a renewal application, along with the required fee, a statement setting forth the facts concerning noncompliance and request for waiver of the CE requirements on the basis of these facts. A request for waiver shall be made prior to the renewal date. If the Division finds, upon the written recommendation of the Board and from the affidavit or any other evidence submitted, that extreme hardship has been shown for granting a waiver, the Division shall waive enforcement of CE requirements for the renewal period for which the applicant has applied.
- 2) Extreme hardship shall be determined on an individual basis by the Board and be defined as an inability to devote sufficient hours to fulfilling the CE requirements during the applicable prerenewal period because of:
 - A) Full-time service in the armed forces of the United States of America during a substantial part of the prerenewal period;
 - B) An incapacitating illness documented by a statement from a currently licensed physician, advanced practice nurse or physician assistant or an incapacitating mental illness documented by a statement by a currently licensed clinical psychologist or Board-certified psychiatrist;
 - C) A physical inability to travel to the sites of approved programs documented by a currently licensed physician; or
 - D) Any other similar extenuating circumstances.
- 3) Any renewal applicant who, prior to the expiration date of the license, submits a request for a waiver, in whole or in part, pursuant to the provisions of this Section, shall be deemed to be in good standing until the final decision on the application is made by the Division.

(Source: Added at 36 Ill. Reg. 15468, effective November 2, 2012)

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

Section 1400.90 Granting Variances

- a) The Director may grant variances from this Part in individual cases where he/she finds that:
- 1) The provision from which the variance is granted is not statutorily mandated;
 - 2) No party will be injured by the granting of the variance; and
 - 3) The rule from which the variance is granted would, in the particular case, be unreasonable or unnecessarily burdensome.
- b) The Director shall notify the ~~Clinical Psychologists Licensing and Disciplinary~~ Board of the granting of ~~the~~such variance, and the reasons for granting the variance~~therefor~~, at the next meeting of the Board.

(Source: Amended at 36 Ill. Reg. 15468, effective November 2, 2012)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

- 1) Heading of the Part: Pay Plan
- 2) Code Citation: 80 Ill. Adm. Code 310
- 3) Section Number: 310.Appendix A Table Y Peremptory Action: Amendment
- 4) Reference to the Specific State or Federal Court Order, Federal Rule or Statute which Requires this Peremptory Rulemaking: The Department of Central Management Services (CMS) is amending the Pay Plan (80 Ill. Adm. Code 310) Section 310.Appendix A Table Y to reflect a Memorandum of Understanding (MOU). The MOU is between the State of Illinois and the American Federation of State, County and Municipal Employees (AFSCME) signed September 19, 2012. The MOU assigns the RC-063 pay lane rates to the Educator Trainee title effective August 11, 2011. On that same date, the Illinois Labor Relations Board (ILRB) issued a Certification of Unit Clarification (Case No. S-UC-(S)-12-002) Educator Trainee employed at the Department of Human Services (DHS).
- 5) Statutory Authority: Authorized by Sections 8, 8a and 9(7) of the Personnel Code [20 ILCS 415/8, 20 ILCS 415/8a and 20 ILCS 415/9(7)], subsection (d) of Section 1-5 of the Illinois Administrative Procedure Act [5 ILCS 100/1-5(d)] and by Sections 4, 6, 15 and 21 of the Illinois Public Labor Relations Act [5 ILCS 315/4, 5 ILCS 315/6, 5 ILCS 315/15 and 5 ILCS 315/21]
- 6) Effective Date: October 16, 2012
- 7) A Complete Description of the Subjects and Issues Involved: In the table of contents, Educator Trainees are added to the heading for Section 310.Appendix A Table Y.

In Section 310.Appendix A Table Y, Educator Trainees are added to the Section heading. The Educator Trainee title, title code and bargaining unit are added to the title table. The Educator title is added before the existing rate tables. The Educator Trainee title is added along with two rate tables effective August 11, 2012. One rate table is for twelve months and the other is for nine months.
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Date filed with the Index Department: October 16, 2012

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

- 10) This and other Pay Plan amendments are available in the Division of Technical Services of the Bureau of Personnel.
- 11) Is this in compliance with Section 5-50 of the Illinois Administrative Procedure Act?
Yes
- 12) Are there any other proposed amendments pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Action:</u>	<u>Ill. Reg. Citation:</u>
310.47	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.130	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.600	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.630	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.640	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.660	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.670	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.Appendix A Table S	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.Appendix A Table W	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.Appendix A Table AA	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.Appendix B Table S	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.Appendix B Table W	Amendment	36 Ill. Reg. 4991; April 6, 2012
310.47	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.80	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.130	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.300	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.600	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.630	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.640	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.660	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.670	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.Appendix A Table D	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.Appendix A Table E	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.Appendix A Table F	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.Appendix A Table S	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.Appendix A Table W	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.Appendix A Table AA	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.Appendix B Table S	Amendment	36 Ill. Reg. 10552; July 20, 2012
310.Appendix B Table W	Amendment	36 Ill. Reg. 10552; July 20, 2012

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

- 13) Statement of Statewide Policy Objective: The amendment to the Pay Plan affects only the employees subject to the Personnel Code and does not set out any guidelines that affect local or other jurisdictions in the State.
- 14) Information and questions regarding this peremptory amendment shall be directed to:

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

217/782-7964
Fax: 217/524-4570
CMS.PayPlan@Illinois.gov

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

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

CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310
PAY PLAN

SUBPART A: NARRATIVE

Section	
310.20	Policy and Responsibilities
310.30	Jurisdiction
310.40	Pay Schedules
310.45	Comparison of Pay Grades or Salary Ranges Assigned to Classifications
310.47	In-Hiring Rate
310.50	Definitions
310.60	Conversion of Base Salary to Pay Period Units
310.70	Conversion of Base Salary to Daily or Hourly Equivalents
310.80	Increases in Pay
310.90	Decreases in Pay
310.100	Other Pay Provisions
310.110	Implementation of Pay Plan Changes (Repealed)
310.120	Interpretation and Application of Pay Plan
310.130	Effective Date
310.140	Reinstitution of Within Grade Salary Increases (Repealed)
310.150	Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, effective July 1, 1984 (Repealed)

SUBPART B: SCHEDULE OF RATES

Section	
310.205	Introduction
310.210	Prevailing Rate
310.220	Negotiated Rate
310.230	Part-Time Daily or Hourly Special Services Rate (Repealed)
310.240	Daily or Hourly Rate Conversion
310.250	Member, Patient and Inmate Rate
310.260	Trainee Rate

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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310.270	Legislated Rate
310.280	Designated Rate
310.290	Out-of-State Rate (Repealed)
310.295	Foreign Service Rate (Repealed)
310.300	Educator Schedule for RC-063 and HR-010
310.310	Physician Specialist Rate
310.320	Annual Compensation Ranges for Executive Director and Assistant Executive Director, State Board of Elections (Repealed)
310.330	Excluded Classes Rate (Repealed)

SUBPART C: MERIT COMPENSATION SYSTEM

Section	
310.410	Jurisdiction
310.415	Merit Compensation Salary Range Assignments
310.420	Objectives
310.430	Responsibilities
310.440	Merit Compensation Salary Schedule
310.450	Procedures for Determining Annual Merit Increases and Bonuses
310.455	Intermittent Merit Increase (Repealed)
310.456	Merit Zone (Repealed)
310.460	Other Pay Increases
310.470	Adjustment
310.480	Decreases in Pay
310.490	Other Pay Provisions
310.495	Broad-Band Pay Range Classes
310.500	Definitions
310.510	Conversion of Base Salary to Pay Period Units (Repealed)
310.520	Conversion of Base Salary to Daily or Hourly Equivalent
310.530	Implementation
310.540	Annual Merit Increase and Bonus Guidechart
310.550	Fiscal Year 1985 Pay Changes in Merit Compensation System, effective July 1, 1984 (Repealed)

SUBPART D: FROZEN NEGOTIATED-RATES-OF-PAY
DUE TO FISCAL YEAR APPROPRIATIONS AND EXPIRED SALARY
SCHEDULES IN COLLECTIVE BARGAINING UNIT AGREEMENTS

Section

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

310.600	Jurisdiction
310.610	Pay Schedules
310.620	In-Hiring Rate
310.630	Definitions
310.640	Increases in Pay
310.650	Other Pay Provisions
310.660	Effective Date
310.670	Negotiated Rate
310.680	Trainee Rate
310.690	Educator Schedule for Frozen RC-063 and Frozen HR-010
310.APPENDIX A Negotiated Rates of Pay	
310.TABLE A	RC-104 (Conservation Police Supervisors, Laborers' – ISEA Local #2002)
310.TABLE B	VR-706 (Assistant Automotive Shop Supervisors, Automotive Shop Supervisors and Meat and Poultry Inspector Supervisors, Laborers' – ISEA Local #2002)
310.TABLE C	RC-056 (Site Superintendents and Veterans' Affairs, Natural Resources, Human Services, Historic Preservation Agency and Agriculture Managers, IFPE)
310.TABLE D	HR-001 (Teamsters Local #700)
310.TABLE E	RC-020 (Teamsters Local #330)
310.TABLE F	RC-019 (Teamsters Local #25)
310.TABLE G	RC-045 (Automotive Mechanics, IFPE)
310.TABLE H	RC-006 (Corrections Employees, AFSCME)
310.TABLE I	RC-009 (Institutional Employees, AFSCME)
310.TABLE J	RC-014 (Clerical Employees, AFSCME)
310.TABLE K	RC-023 (Registered Nurses, INA)
310.TABLE L	RC-008 (Boilermakers)
310.TABLE M	RC-110 (Conservation Police Lodge)
310.TABLE N	RC-010 (Professional Legal Unit, AFSCME)
310.TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
310.TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, IFPE)
310.TABLE Q	RC-033 (Meat Inspectors, IFPE)
310.TABLE R	RC-042 (Residual Maintenance Workers, AFSCME)
310.TABLE S	VR-704 (Corrections, Financial and Professional Regulation, Juvenile Justice and State Police Supervisors, Laborers' – ISEA Local #2002)

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310.TABLE T	HR-010 (Teachers of Deaf, IFT)
310.TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
310.TABLE V	CU-500 (Corrections Meet and Confer Employees)
310.TABLE W	RC-062 (Technical Employees, AFSCME)
310.TABLE X	RC-063 (Professional Employees, AFSCME)
310.TABLE Y	RC-063 (Educators <u>and Educator Trainees</u> , AFSCME)
310.TABLE Z	RC-063 (Physicians, AFSCME)
310.TABLE AA	NR-916 (Departments of Central Management Services, Natural Resources and Transportation, Teamsters)
310.TABLE AB	RC-150 (Public Service Administrators Option 6, AFSCME)
310.TABLE AC	RC-036 (Public Service Administrators Option 8L Department of Healthcare and Family Services, INA)
310.TABLE AD	RC-184 (Public Service Administrators Option 8X Department of Natural Resources, SEIU Local 73)
310.TABLE AE	RC-090 (Internal Security Investigators, Metropolitan Alliance of Police Chapter 294)
310.APPENDIX B	Frozen Negotiated-Rates-of-Pay
310.TABLE A	Frozen RC-104-Rates-of-Pay (Conservation Police Supervisors, Laborers' – ISEA Local #2002)
310.TABLE C	Frozen RC-056-Rates-of-Pay (Site Superintendents and Veterans' Affairs, Natural Resources, Human Services, Historic Preservation Agency and Agriculture Managers, IFPE)
310.TABLE H	Frozen RC-006-Rates-of-Pay (Corrections Employees, AFSCME)
310.TABLE I	Frozen RC-009-Rates-of-Pay (Institutional Employees, AFSCME)
310.TABLE J	Frozen RC-014-Rates-of-Pay (Clerical Employees, AFSCME)
310.TABLE K	Frozen RC-023-Rates-of-Pay (Registered Nurses, INA)
310.TABLE M	Frozen RC-110-Rates-of-Pay (Conservation Police Lodge)
310.TABLE N	Frozen RC-010 (Professional Legal Unit, AFSCME)
310.TABLE O	Frozen RC-028-Rates-of-Pay (Paraprofessional Human Services Employees, AFSCME)
310.TABLE P	Frozen RC-029-Rates-of-Pay (Paraprofessional Investigatory and Law Enforcement Employees, IFPE)
310.TABLE R	Frozen RC-042-Rates-of-Pay (Residual Maintenance Workers, AFSCME)
310.TABLE S	Frozen VR-704-Rates-of-Pay (Corrections, Financial and Professional Regulation, Juvenile Justice and State Police Supervisors, Laborers' – ISEA Local #2002)
310.TABLE T	Frozen HR-010-Rates-of-Pay (Teachers of Deaf, IFT)
310.TABLE V	Frozen CU-500-Rates-of-Pay (Corrections Meet and Confer

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	Employees)
310.TABLE W	Frozen RC-062-Rates-of-Pay (Technical Employees, AFSCME)
310.TABLE X	Frozen RC-063-Rates-of-Pay (Professional Employees, AFSCME)
310.TABLE Y	Frozen RC-063-Rates-of-Pay (Educators, AFSCME)
310.TABLE Z	Frozen RC-063-Rates-of-Pay (Physicians, AFSCME)
310.TABLE AB	Frozen RC-150-Rates-of-Pay (Public Service Administrators Option 6, AFSCME)
310.TABLE AD	Frozen RC-184-Rates-of-Pay (Public Service Administrators Option 8X Department of Natural Resources, SEIU Local 73)
310.TABLE AE	Frozen RC-090-Rates-of-Pay (Internal Security Investigators, Metropolitan Alliance of Police Chapter 294)
310.APPENDIX C	Medical Administrator Rates (Repealed)
310.APPENDIX D	Merit Compensation System Salary Schedule
310.APPENDIX E	Teaching Salary Schedule (Repealed)
310.APPENDIX F	Physician and Physician Specialist Salary Schedule (Repealed)
310.APPENDIX G	Broad-Band Pay Range Classes Salary Schedule

AUTHORITY: Implementing and authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 8a].

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 3230, effective

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January 24, 1986; preemptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; preemptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; preemptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; preemptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; preemptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; preemptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; preemptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; preemptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; preemptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; preemptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; preemptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; preemptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; preemptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; preemptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; preemptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; preemptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; preemptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; preemptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; preemptory amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; preemptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; preemptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; preemptory amendment at 13 Ill. Reg. 8970, effective May 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days; emergency amendment expired November 17, 1989; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; corrected at 13 Ill. Reg. 12647; preemptory amendment at 13 Ill. Reg. 12887, effective July 24, 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 Ill. Reg. 19221, effective December 12, 1989; amended at 14 Ill. Reg. 615, effective January 2, 1990; preemptory

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amendment at 14 Ill. Reg. 1627, effective January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; preemptory amendment at 14 Ill. Reg. 7652, effective May 7, 1990; amended at 14 Ill. Reg. 10002, effective June 11, 1990; emergency amendment at 14 Ill. Reg. 11330, effective June 29, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14361, effective August 24, 1990; emergency amendment at 14 Ill. Reg. 15570, effective September 11, 1990, for a maximum of 150 days; emergency amendment expired February 8, 1991; corrected at 14 Ill. Reg. 16092; preemptory amendment at 14 Ill. Reg. 17098, effective September 26, 1990; amended at 14 Ill. Reg. 17189, effective October 2, 1990; amended at 14 Ill. Reg. 17189, effective October 19, 1990; amended at 14 Ill. Reg. 18719, effective November 13, 1990; preemptory amendment at 14 Ill. Reg. 18854, effective November 13, 1990; preemptory amendment at 15 Ill. Reg. 663, effective January 7, 1991; amended at 15 Ill. Reg. 3296, effective February 14, 1991; amended at 15 Ill. Reg. 4401, effective March 11, 1991; preemptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; preemptory amendment at 15 Ill. Reg. 5465, effective April 2, 1991; emergency amendment at 15 Ill. Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 11080, effective July 19, 1991; amended at 15 Ill. Reg. 13080, effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; preemptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; preemptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992; emergency amendment at 16 Ill. Reg. 8239, effective May 19, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 8382, effective May 26, 1992; emergency amendment at 16 Ill. Reg. 13950, effective August 19, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14452, effective September 4, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 238, effective December 23, 1992; preemptory amendment at 17 Ill. Reg. 498, effective December 18, 1992; amended at 17 Ill. Reg. 590, effective January 4, 1993; amended at 17 Ill. Reg. 1819, effective February 2, 1993; amended at 17 Ill. Reg. 6441, effective April 8, 1993; emergency amendment at 17 Ill. Reg. 12900, effective July 22, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 13409, effective July 29, 1993; emergency amendment at 17 Ill. Reg. 13789, effective August 9, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 19103, effective October 25, 1993; emergency amendment at 17 Ill. Reg. 21858, effective December 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 22514, effective December 15, 1993; amended at 18 Ill. Reg. 227, effective December 17, 1993; amended at 18 Ill. Reg. 1107, effective January 18, 1994; amended at 18 Ill. Reg. 5146, effective March 21, 1994; preemptory amendment at 18 Ill. Reg. 9562, effective June 13, 1994; emergency amendment at 18 Ill. Reg. 11299, effective July 1, 1994, for a maximum of 150 days; preemptory amendment at 18 Ill. Reg. 13476, effective August 17, 1994; emergency amendment at 18 Ill. Reg. 14417, effective September 9, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 16545, effective October 31, 1994; preemptory amendment

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at 18 Ill. Reg. 16708, effective October 28, 1994; amended at 18 Ill. Reg. 17191, effective November 21, 1994; amended at 19 Ill. Reg. 1024, effective January 24, 1995; preemptory amendment at 19 Ill. Reg. 2481, effective February 17, 1995; preemptory amendment at 19 Ill. Reg. 3073, effective February 17, 1995; amended at 19 Ill. Reg. 3456, effective March 7, 1995; preemptory amendment at 19 Ill. Reg. 5145, effective March 14, 1995; amended at 19 Ill. Reg. 6452, effective May 2, 1995; preemptory amendment at 19 Ill. Reg. 6688, effective May 1, 1995; amended at 19 Ill. Reg. 7841, effective June 1, 1995; amended at 19 Ill. Reg. 8156, effective June 12, 1995; amended at 19 Ill. Reg. 9096, effective June 27, 1995; emergency amendment at 19 Ill. Reg. 11954, effective August 1, 1995, for a maximum of 150 days; preemptory amendment at 19 Ill. Reg. 13979, effective September 19, 1995; preemptory amendment at 19 Ill. Reg. 15103, effective October 12, 1995; amended at 19 Ill. Reg. 16160, effective November 28, 1995; amended at 20 Ill. Reg. 308, effective December 22, 1995; emergency amendment at 20 Ill. Reg. 4060, effective February 27, 1996, for a maximum of 150 days; preemptory amendment at 20 Ill. Reg. 6334, effective April 22, 1996; preemptory amendment at 20 Ill. Reg. 7434, effective May 14, 1996; amended at 20 Ill. Reg. 8301, effective June 11, 1996; amended at 20 Ill. Reg. 8657, effective June 20, 1996; amended at 20 Ill. Reg. 9006, effective June 26, 1996; amended at 20 Ill. Reg. 9925, effective July 10, 1996; emergency amendment at 20 Ill. Reg. 10213, effective July 15, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 10841, effective August 5, 1996; preemptory amendment at 20 Ill. Reg. 13408, effective September 24, 1996; amended at 20 Ill. Reg. 15018, effective November 7, 1996; preemptory amendment at 20 Ill. Reg. 15092, effective November 7, 1996; emergency amendment at 21 Ill. Reg. 1023, effective January 6, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 1629, effective January 22, 1997; amended at 21 Ill. Reg. 5144, effective April 15, 1997; amended at 21 Ill. Reg. 6444, effective May 15, 1997; amended at 21 Ill. Reg. 7118, effective June 3, 1997; emergency amendment at 21 Ill. Reg. 10061, effective July 21, 1997, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 12859, effective September 8, 1997, for a maximum of 150 days; preemptory amendment at 21 Ill. Reg. 14267, effective October 14, 1997; preemptory amendment at 21 Ill. Reg. 14589, effective October 15, 1997; preemptory amendment at 21 Ill. Reg. 15030, effective November 10, 1997; amended at 21 Ill. Reg. 16344, effective December 9, 1997; preemptory amendment at 21 Ill. Reg. 16465, effective December 4, 1997; preemptory amendment at 21 Ill. Reg. 17167, effective December 9, 1997; preemptory amendment at 22 Ill. Reg. 1593, effective December 22, 1997; amended at 22 Ill. Reg. 2580, effective January 14, 1998; preemptory amendment at 22 Ill. Reg. 4326, effective February 13, 1998; preemptory amendment at 22 Ill. Reg. 5108, effective February 26, 1998; preemptory amendment at 22 Ill. Reg. 5749, effective March 3, 1998; amended at 22 Ill. Reg. 6204, effective March 12, 1998; preemptory amendment at 22 Ill. Reg. 7053, effective April 1, 1998; preemptory amendment at 22 Ill. Reg. 7320, effective April 10, 1998; preemptory amendment at 22 Ill. Reg. 7692, effective April 20, 1998; emergency amendment at 22 Ill. Reg. 12607, effective July 2, 1998, for a maximum of 150 days; preemptory amendment at 22 Ill. Reg. 15489, effective August 7, 1998;

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amended at 22 Ill. Reg. 16158, effective August 31, 1998; preemptory amendment at 22 Ill. Reg. 19105, effective September 30, 1998; preemptory amendment at 22 Ill. Reg. 19943, effective October 27, 1998; preemptory amendment at 22 Ill. Reg. 20406, effective November 5, 1998; amended at 22 Ill. Reg. 20581, effective November 16, 1998; amended at 23 Ill. Reg. 664, effective January 1, 1999; preemptory amendment at 23 Ill. Reg. 730, effective December 29, 1998; emergency amendment at 23 Ill. Reg. 6533, effective May 10, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 7065, effective June 3, 1999; emergency amendment at 23 Ill. Reg. 8169, effective July 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 11020, effective August 26, 1999; amended at 23 Ill. Reg. 12429, effective September 21, 1999; preemptory amendment at 23 Ill. Reg. 12493, effective September 23, 1999; amended at 23 Ill. Reg. 12604, effective September 24, 1999; amended at 23 Ill. Reg. 13053, effective September 27, 1999; preemptory amendment at 23 Ill. Reg. 13132, effective October 1, 1999; amended at 23 Ill. Reg. 13570, effective October 26, 1999; amended at 23 Ill. Reg. 14020, effective November 15, 1999; amended at 24 Ill. Reg. 1025, effective January 7, 2000; preemptory amendment at 24 Ill. Reg. 3399, effective February 3, 2000; amended at 24 Ill. Reg. 3537, effective February 18, 2000; amended at 24 Ill. Reg. 6874, effective April 21, 2000; amended at 24 Ill. Reg. 7956, effective May 23, 2000; emergency amendment at 24 Ill. Reg. 10328, effective July 1, 2000, for a maximum of 150 days; emergency expired November 27, 2000; preemptory amendment at 24 Ill. Reg. 10767, effective July 3, 2000; amended at 24 Ill. Reg. 13384, effective August 17, 2000; preemptory amendment at 24 Ill. Reg. 14460, effective September 14, 2000; preemptory amendment at 24 Ill. Reg. 16700, effective October 30, 2000; preemptory amendment at 24 Ill. Reg. 17600, effective November 16, 2000; amended at 24 Ill. Reg. 18058, effective December 4, 2000; preemptory amendment at 24 Ill. Reg. 18444, effective December 1, 2000; amended at 25 Ill. Reg. 811, effective January 4, 2001; amended at 25 Ill. Reg. 2389, effective January 22, 2001; amended at 25 Ill. Reg. 4552, effective March 14, 2001; preemptory amendment at 25 Ill. Reg. 5067, effective March 21, 2001; amended at 25 Ill. Reg. 5618, effective April 4, 2001; amended at 25 Ill. Reg. 6655, effective May 11, 2001; amended at 25 Ill. Reg. 7151, effective May 25, 2001; preemptory amendment at 25 Ill. Reg. 8009, effective June 14, 2001; emergency amendment at 25 Ill. Reg. 9336, effective July 3, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 9846, effective July 23, 2001; amended at 25 Ill. Reg. 12087, effective September 6, 2001; amended at 25 Ill. Reg. 15560, effective November 20, 2001; preemptory amendment at 25 Ill. Reg. 15671, effective November 15, 2001; amended at 25 Ill. Reg. 15974, effective November 28, 2001; emergency amendment at 26 Ill. Reg. 223, effective December 21, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. 1143, effective January 17, 2002; amended at 26 Ill. Reg. 4127, effective March 5, 2002; preemptory amendment at 26 Ill. Reg. 4963, effective March 15, 2002; amended at 26 Ill. Reg. 6235, effective April 16, 2002; emergency amendment at 26 Ill. Reg. 7314, effective April 29, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 10425, effective July 1, 2002; emergency amendment at 26 Ill. Reg. 10952, effective July 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 13934,

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effective September 10, 2002; amended at 26 Ill. Reg. 14965, effective October 7, 2002; emergency amendment at 26 Ill. Reg. 16583, effective October 24, 2002, for a maximum of 150 days; emergency expired March 22, 2003; preemptory amendment at 26 Ill. Reg. 17280, effective November 18, 2002; amended at 26 Ill. Reg. 17374, effective November 25, 2002; amended at 26 Ill. Reg. 17987, effective December 9, 2002; amended at 27 Ill. Reg. 3261, effective February 11, 2003; expedited correction at 28 Ill. Reg. 6151, effective February 11, 2003; amended at 27 Ill. Reg. 8855, effective May 15, 2003; amended at 27 Ill. Reg. 9114, effective May 27, 2003; emergency amendment at 27 Ill. Reg. 10442, effective July 1, 2003, for a maximum of 150 days; emergency expired November 27, 2003; preemptory amendment at 27 Ill. Reg. 17433, effective November 7, 2003; amended at 27 Ill. Reg. 18560, effective December 1, 2003; preemptory amendment at 28 Ill. Reg. 1441, effective January 9, 2004; amended at 28 Ill. Reg. 2684, effective January 22, 2004; amended at 28 Ill. Reg. 6879, effective April 30, 2004; preemptory amendment at 28 Ill. Reg. 7323, effective May 10, 2004; amended at 28 Ill. Reg. 8842, effective June 11, 2004; preemptory amendment at 28 Ill. Reg. 9717, effective June 28, 2004; amended at 28 Ill. Reg. 12585, effective August 27, 2004; preemptory amendment at 28 Ill. Reg. 13011, effective September 8, 2004; preemptory amendment at 28 Ill. Reg. 13247, effective September 20, 2004; preemptory amendment at 28 Ill. Reg. 13656, effective September 27, 2004; emergency amendment at 28 Ill. Reg. 14174, effective October 15, 2004, for a maximum of 150 days; emergency expired March 13, 2005; preemptory amendment at 28 Ill. Reg. 14689, effective October 22, 2004; preemptory amendment at 28 Ill. Reg. 15336, effective November 15, 2004; preemptory amendment at 28 Ill. Reg. 16513, effective December 9, 2004; preemptory amendment at 29 Ill. Reg. 726, effective December 15, 2004; amended at 29 Ill. Reg. 1166, effective January 7, 2005; preemptory amendment at 29 Ill. Reg. 1385, effective January 4, 2005; preemptory amendment at 29 Ill. Reg. 1559, effective January 11, 2005; preemptory amendment at 29 Ill. Reg. 2050, effective January 19, 2005; preemptory amendment at 29 Ill. Reg. 4125, effective February 23, 2005; amended at 29 Ill. Reg. 5375, effective April 4, 2005; preemptory amendment at 29 Ill. Reg. 6105, effective April 14, 2005; preemptory amendment at 29 Ill. Reg. 7217, effective May 6, 2005; preemptory amendment at 29 Ill. Reg. 7840, effective May 10, 2005; amended at 29 Ill. Reg. 8110, effective May 23, 2005; preemptory amendment at 29 Ill. Reg. 8214, effective May 23, 2005; preemptory amendment at 29 Ill. Reg. 8418, effective June 1, 2005; amended at 29 Ill. Reg. 9319, effective July 1, 2005; preemptory amendment at 29 Ill. Reg. 12076, effective July 15, 2005; preemptory amendment at 29 Ill. Reg. 13265, effective August 11, 2005; amended at 29 Ill. Reg. 13540, effective August 22, 2005; preemptory amendment at 29 Ill. Reg. 14098, effective September 2, 2005; amended at 29 Ill. Reg. 14166, effective September 9, 2005; amended at 29 Ill. Reg. 19551, effective November 21, 2005; emergency amendment at 29 Ill. Reg. 20554, effective December 2, 2005, for a maximum of 150 days; preemptory amendment at 29 Ill. Reg. 20693, effective December 12, 2005; preemptory amendment at 30 Ill. Reg. 623, effective December 28, 2005; preemptory amendment at 30 Ill. Reg. 1382, effective January 13, 2006; amended at 30 Ill. Reg. 2289, effective February 6, 2006;

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peremptory amendment at 30 Ill. Reg. 4157, effective February 22, 2006; peremptory amendment at 30 Ill. Reg. 5687, effective March 7, 2006; peremptory amendment at 30 Ill. Reg. 6409, effective March 30, 2006; amended at 30 Ill. Reg. 7857, effective April 17, 2006; amended at 30 Ill. Reg. 9438, effective May 15, 2006; peremptory amendment at 30 Ill. Reg. 10153, effective May 18, 2006; peremptory amendment at 30 Ill. Reg. 10508, effective June 1, 2006; amended at 30 Ill. Reg. 11336, effective July 1, 2006; emergency amendment at 30 Ill. Reg. 12340, effective July 1, 2006, for a maximum of 150 days; peremptory amendment at 30 Ill. Reg. 12418, effective July 1, 2006; amended at 30 Ill. Reg. 12761, effective July 17, 2006; peremptory amendment at 30 Ill. Reg. 13547, effective August 1, 2006; peremptory amendment at 30 Ill. Reg. 15059, effective September 5, 2006; peremptory amendment at 30 Ill. Reg. 16439, effective September 27, 2006; emergency amendment at 30 Ill. Reg. 16626, effective October 3, 2006, for a maximum of 150 days; peremptory amendment at 30 Ill. Reg. 17603, effective October 20, 2006; amended at 30 Ill. Reg. 18610, effective November 20, 2006; peremptory amendment at 30 Ill. Reg. 18823, effective November 21, 2006; peremptory amendment at 31 Ill. Reg. 230, effective December 20, 2006; emergency amendment at 31 Ill. Reg. 1483, effective January 1, 2007, for a maximum of 150 days; peremptory amendment at 31 Ill. Reg. 2485, effective January 17, 2007; peremptory amendment at 31 Ill. Reg. 4445, effective February 28, 2007; amended at 31 Ill. Reg. 4982, effective March 15, 2007; peremptory amendment at 31 Ill. Reg. 7338, effective May 3, 2007; amended at 31 Ill. Reg. 8901, effective July 1, 2007; emergency amendment at 31 Ill. Reg. 10056, effective July 1, 2007, for a maximum of 150 days; peremptory amendment at 31 Ill. Reg. 10496, effective July 6, 2007; peremptory amendment at 31 Ill. Reg. 12335, effective August 9, 2007; emergency amendment at 31 Ill. Reg. 12608, effective August 16, 2007, for a maximum of 150 days; emergency amendment at 31 Ill. Reg. 13220, effective August 30, 2007, for a maximum of 150 days; peremptory amendment at 31 Ill. Reg. 13357, effective August 29, 2007; amended at 31 Ill. Reg. 13981, effective September 21, 2007; peremptory amendment at 31 Ill. Reg. 14331, effective October 1, 2007; amended at 31 Ill. Reg. 16094, effective November 20, 2007; amended at 31 Ill. Reg. 16792, effective December 13, 2007; peremptory amendment at 32 Ill. Reg. 598, effective December 27, 2007; amended at 32 Ill. Reg. 1082, effective January 11, 2008; peremptory amendment at 32 Ill. Reg. 3095, effective February 13, 2008; peremptory amendment at 32 Ill. Reg. 6097, effective March 25, 2008; peremptory amendment at 32 Ill. Reg. 7154, effective April 17, 2008; expedited correction at 32 Ill. Reg. 9747, effective April 17, 2008; peremptory amendment at 32 Ill. Reg. 9360, effective June 13, 2008; amended at 32 Ill. Reg. 9881, effective July 1, 2008; peremptory amendment at 32 Ill. Reg. 12065, effective July 9, 2008; peremptory amendment at 32 Ill. Reg. 13861, effective August 8, 2008; peremptory amendment at 32 Ill. Reg. 16591, effective September 24, 2008; peremptory amendment at 32 Ill. Reg. 16872, effective October 3, 2008; peremptory amendment at 32 Ill. Reg. 18324, effective November 14, 2008; peremptory amendment at 33 Ill. Reg. 98, effective December 19, 2008; amended at 33 Ill. Reg. 2148, effective January 26, 2009; peremptory amendment at 33 Ill. Reg. 3530, effective February 6,

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2009; preemptory amendment at 33 Ill. Reg. 4202, effective February 26, 2009; preemptory amendment at 33 Ill. Reg. 5501, effective March 25, 2009; preemptory amendment at 33 Ill. Reg. 6354, effective April 15, 2009; preemptory amendment at 33 Ill. Reg. 6724, effective May 1, 2009; preemptory amendment at 33 Ill. Reg. 9138, effective June 12, 2009; emergency amendment at 33 Ill. Reg. 9432, effective July 1, 2009, for a maximum of 150 days; amended at 33 Ill. Reg. 10211, effective July 1, 2009; preemptory amendment at 33 Ill. Reg. 10823, effective July 2, 2009; preemptory amendment at 33 Ill. Reg. 11082, effective July 10, 2009; preemptory amendment at 33 Ill. Reg. 11698, effective July 23, 2009; preemptory amendment at 33 Ill. Reg. 11895, effective July 31, 2009; preemptory amendment at 33 Ill. Reg. 12872, effective September 3, 2009; amended at 33 Ill. Reg. 14944, effective October 26, 2009; preemptory amendment at 33 Ill. Reg. 16598, effective November 13, 2009; preemptory amendment at 34 Ill. Reg. 305, effective December 18, 2009; emergency amendment at 34 Ill. Reg. 957, effective January 1, 2010, for a maximum of 150 days; preemptory amendment at 34 Ill. Reg. 1425, effective January 5, 2010; preemptory amendment at 34 Ill. Reg. 3684, effective March 5, 2010; preemptory amendment at 34 Ill. Reg. 5776, effective April 2, 2010; preemptory amendment at 34 Ill. Reg. 6214, effective April 16, 2010; amended at 34 Ill. Reg. 6583, effective April 30, 2010; preemptory amendment at 34 Ill. Reg. 7528, effective May 14, 2010; amended at 34 Ill. Reg. 7645, effective May 24, 2010; preemptory amendment at 34 Ill. Reg. 7947, effective May 26, 2010; preemptory amendment at 34 Ill. Reg. 8633, effective June 18, 2010; amended at 34 Ill. Reg. 9759, effective July 1, 2010; preemptory amendment at 34 Ill. Reg. 10536, effective July 9, 2010; preemptory amendment at 34 Ill. Reg. 11864, effective July 30, 2010; emergency amendment at 34 Ill. Reg. 12240, effective August 9, 2010, for a maximum of 150 days; preemptory amendment at 34 Ill. Reg. 13204, effective August 26, 2010; preemptory amendment at 34 Ill. Reg. 13657, effective September 8, 2010; preemptory amendment at 34 Ill. Reg. 15897, effective September 30, 2010; preemptory amendment at 34 Ill. Reg. 18912, effective November 15, 2010; preemptory amendment at 34 Ill. Reg. 19582, effective December 3, 2010; amended at 35 Ill. Reg. 765, effective December 30, 2010; emergency amendment at 35 Ill. Reg. 1092, effective January 1, 2011, for a maximum of 150 days; preemptory amendment at 35 Ill. Reg. 2465, effective January 19, 2011; preemptory amendment at 35 Ill. Reg. 3577, effective February 10, 2011; emergency amendment at 35 Ill. Reg. 4412, effective February 23, 2011, for a maximum of 150 days; preemptory amendment at 35 Ill. Reg. 4803, effective March 11, 2011; emergency amendment at 35 Ill. Reg. 5633, effective March 15, 2011, for a maximum of 150 days; preemptory amendment at 35 Ill. Reg. 5677, effective March 18, 2011; amended at 35 Ill. Reg. 8419, effective May 23, 2011; amended at 35 Ill. Reg. 11245, effective June 28, 2011; emergency amendment at 35 Ill. Reg. 11657, effective July 1, 2011, for a maximum of 150 days; emergency expired November 27, 2011; preemptory amendment at 35 Ill. Reg. 12119, effective June 29, 2011; preemptory amendment at 35 Ill. Reg. 13966, effective July 29, 2011; preemptory amendment at 35 Ill. Reg. 15178, effective August 29, 2011; emergency amendment at 35 Ill. Reg. 15605, effective September 16, 2011, for a maximum of 150 days; preemptory amendment

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at 35 Ill. Reg. 15640, effective September 15, 2011; peremptory amendment at 35 Ill. Reg. 19707, effective November 23, 2011; amended at 35 Ill. Reg. 20144, effective December 6, 2011; amended at 36 Ill. Reg. 153, effective December 22, 2011; peremptory amendment at 36 Ill. Reg. 564, effective December 29, 2011; peremptory amendment at 36 Ill. Reg. 3957, effective February 24, 2012; peremptory amendment at 36 Ill. Reg. 4158, effective March 5, 2012; peremptory amendment at 36 Ill. Reg. 4437, effective March 9, 2012; amended at 36 Ill. Reg. 4707, effective March 19, 2012; amended at 36 Ill. Reg. 8460, effective May 24, 2012; peremptory amendment at 36 Ill. Reg. 10518, effective June 27, 2012; emergency amendment at 36 Ill. Reg. 11222, effective July 1, 2012, for a maximum of 150 days; peremptory amendment at 36 Ill. Reg. 13680, effective August 15, 2012; peremptory amendment at 36 Ill. Reg. 13973, effective August 22, 2012; peremptory amendment at 36 Ill. Reg. 15498, effective October 16, 2012.

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE Y RC-063 (Educator and Educator Trainees, AFSCME)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>
Educator	13100	RC-063
<u>Educator Trainee</u>	<u>13148</u>	<u>RC-063</u>

Educator**Effective July 1, 2011**

**For employees who by May 1, 2011
do not submit for retirement prior to January 1, 2012**

12- Month Lane	Educational Level	Pay Plan Code	S T E P S							
			1	2	3	4	5	6	7	8
1	BA	E	4345	4549	4748	4965	5221	5464	5928	6165
1	BA	L	4409	4612	4818	5042	5300	5545	6015	6255
1	BA	P	4486	4696	4896	5118	5378	5628	6095	6338
2	BA + 8 Hours	E	4460	4667	4876	5133	5397	5651	6128	6375
2	BA + 8 Hours	L	4528	4735	4947	5206	5473	5734	6220	6467
2	BA + 8 Hours	P	4608	4817	5027	5288	5555	5814	6296	6548

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3	BA + 16 Hours	E	4567	4785	5029	5296	5551	5832	6326	6578
3	BA + 16 Hours	L	4633	4855	5102	5373	5633	5917	6418	6675
3	BA + 16 Hours	P	4713	4934	5183	5454	5713	6000	6498	6759
4	BA + 24 Hours	E	4671	4906	5181	5455	5735	6012	6533	6794
4	BA + 24 Hours	L	4740	4978	5257	5535	5821	6100	6626	6894
4	BA + 24 Hours	P	4822	5057	5337	5612	5903	6181	6712	6980
5	MA	E	4791	5045	5333	5617	5913	6189	6729	6999
5	MA	L	4860	5118	5409	5699	5999	6286	6829	7103
5	MA	P	4942	5198	5489	5777	6078	6365	6909	7185
6	MA + 16 Hours	E	4877	5163	5448	5734	6031	6313	6865	7139
6	MA + 16 Hours	L	4949	5237	5527	5816	6123	6405	6967	7243
6	MA + 16 Hours	P	5028	5319	5606	5902	6201	6490	7042	7325
7	MA + 32 Hours	E	5027	5309	5603	5894	6186	6474	7031	7312
7	MA + 32 Hours	L	5101	5389	5684	5982	6281	6569	7131	7417
7	MA + 32 Hours	P	5182	5468	5766	6061	6363	6649	7214	7502

**For employees who by May 1, 2011
submit for retirement prior to January 1, 2012**

12- Month Lane	Educational Level	Pay Plan Code	S T E P S							
			1	2	3	4	5	6	7	8
1	BA	E	4430	4638	4841	5063	5324	5571	6044	6286
1	BA	L	4496	4703	4913	5141	5404	5653	6133	6377
1	BA	P	4574	4788	4992	5219	5484	5739	6214	6463
2	BA + 8 Hours	E	4548	4758	4971	5233	5503	5762	6248	6500
2	BA + 8 Hours	L	4617	4828	5044	5308	5581	5847	6342	6594
2	BA + 8 Hours	P	4699	4912	5125	5391	5664	5928	6420	6677
3	BA + 16 Hours	E	4656	4879	5127	5400	5660	5947	6450	6707
3	BA + 16 Hours	L	4724	4950	5202	5479	5744	6033	6544	6806
3	BA + 16 Hours	P	4806	5030	5284	5561	5825	6117	6626	6891
4	BA + 24 Hours	E	4762	5002	5282	5562	5848	6130	6661	6927
4	BA + 24 Hours	L	4833	5075	5360	5643	5935	6219	6756	7029
4	BA + 24 Hours	P	4916	5156	5441	5722	6018	6302	6843	7117
5	MA	E	4885	5144	5437	5727	6029	6311	6861	7136

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5	MA	L	4956	5219	5515	5810	6116	6410	6963	7243
5	MA	P	5039	5300	5596	5891	6197	6490	7045	7326
6	MA + 16 Hours	E	4972	5264	5555	5847	6150	6437	6999	7279
6	MA + 16 Hours	L	5046	5339	5636	5930	6243	6530	7103	7385
6	MA + 16 Hours	P	5126	5424	5716	6017	6322	6618	7180	7468
7	MA + 32 Hours	E	5125	5413	5713	6009	6308	6601	7169	7456
7	MA + 32 Hours	L	5201	5494	5796	6100	6404	6698	7271	7563
7	MA + 32 Hours	P	5283	5575	5879	6180	6488	6780	7356	7649

Effective January 1, 2012

12- Month Lane	Educational Level	Pay Plan Code	S T E P S							
			1	2	3	4	5	6	7	8
1	BA	E	4399	4606	4807	5027	5286	5532	6002	6242
1	BA	L	4464	4670	4878	5105	5366	5614	6090	6333
1	BA	P	4542	4755	4957	5182	5445	5698	6171	6417
2	BA + 8 Hours	E	4516	4725	4937	5197	5464	5722	6205	6455
2	BA + 8 Hours	L	4585	4794	5009	5271	5541	5806	6298	6548
2	BA + 8 Hours	P	4666	4877	5090	5354	5624	5887	6375	6630
3	BA + 16 Hours	E	4624	4845	5092	5362	5620	5905	6405	6660
3	BA + 16 Hours	L	4691	4916	5166	5440	5703	5991	6498	6758
3	BA + 16 Hours	P	4772	4996	5248	5522	5784	6075	6579	6843
4	BA + 24 Hours	E	4729	4967	5246	5523	5807	6087	6615	6879
4	BA + 24 Hours	L	4799	5040	5323	5604	5894	6176	6709	6980
4	BA + 24 Hours	P	4882	5120	5404	5682	5977	6258	6796	7067
5	MA	E	4851	5108	5400	5687	5987	6266	6813	7086
5	MA	L	4921	5182	5477	5770	6074	6365	6914	7192
5	MA	P	5004	5263	5558	5849	6154	6445	6995	7275
6	MA + 16 Hours	E	4938	5228	5516	5806	6106	6392	6951	7228
6	MA + 16 Hours	L	5011	5302	5596	5889	6200	6485	7054	7334
6	MA + 16 Hours	P	5091	5385	5676	5976	6279	6571	7130	7417
7	MA + 32 Hours	E	5090	5375	5673	5968	6263	6555	7119	7403
7	MA + 32 Hours	L	5165	5456	5755	6057	6360	6651	7220	7510

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7 MA + 32 Hours P 5247 5536 5838 6137 6443 6732 7304 7596

Effective February 1, 2012

12- Month Lane	Educational Level	Pay Plan Code	S T E P S							
			1	2	3	4	5	6	7	8
1	BA	E	4487	4698	4903	5128	5392	5643	6122	6367
1	BA	L	4553	4763	4976	5207	5473	5726	6212	6460
1	BA	P	4633	4850	5056	5286	5554	5812	6294	6545
2	BA + 8 Hours	E	4606	4820	5036	5301	5573	5836	6329	6584
2	BA + 8 Hours	L	4677	4890	5109	5376	5652	5922	6424	6679
2	BA + 8 Hours	P	4759	4975	5192	5461	5736	6005	6503	6763
3	BA + 16 Hours	E	4716	4942	5194	5469	5732	6023	6533	6793
3	BA + 16 Hours	L	4785	5014	5269	5549	5817	6111	6628	6893
3	BA + 16 Hours	P	4867	5096	5353	5632	5900	6197	6711	6980
4	BA + 24 Hours	E	4824	5066	5351	5633	5923	6209	6747	7017
4	BA + 24 Hours	L	4895	5141	5429	5716	6012	6300	6843	7120
4	BA + 24 Hours	P	4980	5222	5512	5796	6097	6383	6932	7208
5	MA	E	4948	5210	5508	5801	6107	6391	6949	7228
5	MA	L	5019	5286	5587	5885	6195	6492	7052	7336
5	MA	P	5104	5368	5669	5966	6277	6574	7135	7421
6	MA + 16 Hours	E	5037	5333	5626	5922	6228	6520	7090	7373
6	MA + 16 Hours	L	5111	5408	5708	6007	6324	6615	7195	7481
6	MA + 16 Hours	P	5193	5493	5790	6096	6405	6702	7273	7565
7	MA + 32 Hours	E	5192	5483	5786	6087	6388	6686	7261	7551
7	MA + 32 Hours	L	5268	5565	5870	6178	6487	6784	7364	7660
7	MA + 32 Hours	P	5352	5647	5955	6260	6572	6867	7450	7748

Effective July 1, 2011

**For employees who by May 1, 2011
do not submit for retirement prior to January 1, 2012**

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9- Month Lane	Educational Level	Pay Plan Code	S T E P S							
			1	2	3	4	5	6	7	8
1	BA	M	3208	3384	3569	3745	3938	4121	4521	4701
1	BA	O	3208	3384	3569	3745	3938	4121	4521	4701
2	BA + 8 Hours	M	3309	3486	3678	3868	4068	4262	4669	4856
2	BA + 8 Hours	O	3309	3486	3678	3868	4068	4262	4669	4856
3	BA + 16 Hours	M	3394	3593	3795	3993	4184	4394	4821	5013
3	BA + 16 Hours	O	3394	3593	3795	3993	4184	4394	4821	5013
4	BA + 24 Hours	M	3488	3700	3907	4114	4328	4533	4976	5177
4	BA + 24 Hours	O	3488	3700	3907	4114	4328	4533	4976	5177
5	MA	M	3596	3806	4019	4235	4455	4667	5121	5327
5	MA	O	3596	3806	4019	4235	4455	4667	5121	5327
6	MA + 16 Hours	M	3681	3894	4109	4326	4549	4757	5220	5427
6	MA + 16 Hours	O	3681	3894	4109	4326	4549	4757	5220	5427
7	MA + 32 Hours	M	3793	4006	4222	4442	4665	4878	5347	5561
7	MA + 32 Hours	O	3793	4006	4222	4442	4665	4878	5347	5561

**For employees who by May 1, 2011
submit for retirement prior to January 1, 2012**

9- Month Lane	Educational Level	Pay Plan Code	S T E P S							
			1	2	3	4	5	6	7	8
1	BA	M	3271	3451	3639	3819	4015	4202	4609	4793
1	BA	O	3271	3451	3639	3819	4015	4202	4609	4793
2	BA + 8 Hours	M	3374	3555	3750	3944	4148	4345	4760	4951
2	BA + 8 Hours	O	3374	3555	3750	3944	4148	4345	4760	4951
3	BA + 16 Hours	M	3460	3664	3870	4072	4266	4480	4915	5112
3	BA + 16 Hours	O	3460	3664	3870	4072	4266	4480	4915	5112
4	BA + 24 Hours	M	3557	3772	3983	4194	4413	4622	5073	5278
4	BA + 24 Hours	O	3557	3772	3983	4194	4413	4622	5073	5278
5	MA	M	3666	3880	4098	4318	4543	4758	5222	5432
5	MA	O	3666	3880	4098	4318	4543	4758	5222	5432

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

6	MA + 16 Hours	M	3753	3971	4189	4411	4638	4851	5323	5534
6	MA + 16 Hours	O	3753	3971	4189	4411	4638	4851	5323	5534
7	MA + 32 Hours	M	3868	4084	4305	4529	4757	4973	5452	5670
7	MA + 32 Hours	O	3868	4084	4305	4529	4757	4973	5452	5670

Effective January 1, 2012

9- Month Lane	Educational Level	Pay Plan Code	S T E P S							
			1	2	3	4	5	6	7	8
1	BA	M	3248	3426	3614	3792	3987	4173	4578	4760
1	BA	O	3248	3426	3614	3792	3987	4173	4578	4760
2	BA + 8 Hours	M	3350	3530	3724	3916	4119	4315	4727	4917
2	BA + 8 Hours	O	3350	3530	3724	3916	4119	4315	4727	4917
3	BA + 16 Hours	M	3436	3638	3842	4043	4236	4449	4881	5076
3	BA + 16 Hours	O	3436	3638	3842	4043	4236	4449	4881	5076
4	BA + 24 Hours	M	3532	3746	3956	4165	4382	4590	5038	5242
4	BA + 24 Hours	O	3532	3746	3956	4165	4382	4590	5038	5242
5	MA	M	3641	3854	4069	4288	4511	4725	5185	5394
5	MA	O	3641	3854	4069	4288	4511	4725	5185	5394
6	MA + 16 Hours	M	3727	3943	4160	4380	4606	4816	5285	5495
6	MA + 16 Hours	O	3727	3943	4160	4380	4606	4816	5285	5495
7	MA + 32 Hours	M	3840	4056	4275	4498	4723	4939	5414	5631
7	MA + 32 Hours	O	3840	4056	4275	4498	4723	4939	5414	5631

Effective February 1, 2012

9- Month Lane	Educational Level	Pay Plan Code	S T E P S							
			1	2	3	4	5	6	7	8
1	BA	M	3313	3495	3686	3868	4067	4256	4670	4855
1	BA	O	3313	3495	3686	3868	4067	4256	4670	4855
2	BA + 8 Hours	M	3417	3601	3798	3994	4201	4401	4822	5015
2	BA + 8 Hours	O	3417	3601	3798	3994	4201	4401	4822	5015

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

3	BA + 16 Hours	M	3505	3711	3919	4124	4321	4538	4979	5178
3	BA + 16 Hours	O	3505	3711	3919	4124	4321	4538	4979	5178
4	BA + 24 Hours	M	3603	3821	4035	4248	4470	4682	5139	5347
4	BA + 24 Hours	O	3603	3821	4035	4248	4470	4682	5139	5347
5	MA	M	3714	3931	4150	4374	4601	4820	5289	5502
5	MA	O	3714	3931	4150	4374	4601	4820	5289	5502
6	MA + 16 Hours	M	3802	4022	4243	4468	4698	4912	5391	5605
6	MA + 16 Hours	O	3802	4022	4243	4468	4698	4912	5391	5605
7	MA + 32 Hours	M	3917	4137	4361	4588	4817	5038	5522	5744
7	MA + 32 Hours	O	3917	4137	4361	4588	4817	5038	5522	5744

Educator Trainee**Effective August 11, 2012**

<u>12-Month</u> <u>Lane</u>	<u>Educational</u> <u>Level</u>	<u>Pay Plan</u> <u>Code</u>	<u>Rate</u>
<u>1</u>	<u>BA</u>	<u>E</u>	<u>3981</u>
<u>1</u>	<u>BA</u>	<u>L</u>	<u>4040</u>
<u>1</u>	<u>BA</u>	<u>P</u>	<u>4113</u>
<u>2</u>	<u>BA + 8 Hours</u>	<u>E</u>	<u>3981</u>
<u>2</u>	<u>BA + 8 Hours</u>	<u>L</u>	<u>4040</u>
<u>2</u>	<u>BA + 8 Hours</u>	<u>P</u>	<u>4113</u>
<u>3</u>	<u>BA + 16 Hours</u>	<u>E</u>	<u>4087</u>
<u>3</u>	<u>BA + 16 Hours</u>	<u>L</u>	<u>4125</u>
<u>3</u>	<u>BA + 16 Hours</u>	<u>P</u>	<u>4219</u>
<u>4</u>	<u>BA + 24 Hours</u>	<u>E</u>	<u>4180</u>
<u>4</u>	<u>BA + 24 Hours</u>	<u>L</u>	<u>4239</u>
<u>4</u>	<u>BA + 24 Hours</u>	<u>P</u>	<u>4314</u>
<u>5</u>	<u>MA</u>	<u>E</u>	<u>4274</u>
<u>5</u>	<u>MA</u>	<u>L</u>	<u>4338</u>
<u>5</u>	<u>MA</u>	<u>P</u>	<u>4413</u>
<u>6</u>	<u>MA + 16 Hours</u>	<u>E</u>	<u>4384</u>
<u>6</u>	<u>MA + 16 Hours</u>	<u>L</u>	<u>4447</u>

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

<u>6</u>	<u>MA + 16 Hours</u>	<u>P</u>	<u>4526</u>
<u>7</u>	<u>MA + 32 Hours</u>	<u>E</u>	<u>4463</u>
<u>7</u>	<u>MA + 32 Hours</u>	<u>L</u>	<u>4530</u>
<u>7</u>	<u>MA + 32 Hours</u>	<u>P</u>	<u>4604</u>

Effective August 11, 2012

<u>9-Month Lane</u>	<u>Educational Level</u>	<u>Pay Plan Code</u>	<u>Rate</u>
<u>1</u>	<u>BA</u>	<u>M</u>	<u>3024</u>
<u>1</u>	<u>BA</u>	<u>O</u>	<u>3024</u>
<u>2</u>	<u>BA + 8 Hours</u>	<u>M</u>	<u>3119</u>
<u>2</u>	<u>BA + 8 Hours</u>	<u>O</u>	<u>3119</u>
<u>3</u>	<u>BA + 16 Hours</u>	<u>M</u>	<u>3199</u>
<u>3</u>	<u>BA + 16 Hours</u>	<u>O</u>	<u>3199</u>
<u>4</u>	<u>BA + 24 Hours</u>	<u>M</u>	<u>3288</u>
<u>4</u>	<u>BA + 24 Hours</u>	<u>O</u>	<u>3288</u>
<u>5</u>	<u>MA</u>	<u>M</u>	<u>3389</u>
<u>5</u>	<u>MA</u>	<u>O</u>	<u>3389</u>
<u>6</u>	<u>MA + 16 Hours</u>	<u>M</u>	<u>3470</u>
<u>6</u>	<u>MA + 16 Hours</u>	<u>O</u>	<u>3470</u>
<u>7</u>	<u>MA + 32 Hours</u>	<u>M</u>	<u>3576</u>
<u>7</u>	<u>MA + 32 Hours</u>	<u>O</u>	<u>3576</u>

(Source: Amended by peremptory rulemaking at 36 Ill. Reg. 15498, effective October 16, 2012)

DEPARTMENT OF VETERANS' AFFAIRS

NOTICE OF WITHDRAWAL OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Payment of Maintenance Charges and Income Management at the Illinois Veterans Homes
- 2) Code Citation: 95 Ill. Adm. Code 108
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
108.50	Amendment
108.70	Amendment
108.130	Amendment
- 4) Date Notice of Proposed Rulemaking Published in the Illinois Register: April 6, 2012; 36 Ill. Reg. 5450
- 5) Date JCAR Statement of Objection Published in the Illinois Register: July 27, 2012; 36 Ill. Reg. 12172
- 6) Reason For Withdrawal: The Joint Committee on Administrative Rules objected to the above-cited rulemaking because the rulemaking stated that the Department of Veterans' Affairs (DVA) will establish outside of the rule the policy for determining the amount of the allowance for a dependent that will be deducted before calculating a resident's maintenance charge. Under Section 5-10 of the Illinois Administrative Procedure Act, agency policy maintained outside of rule is not enforceable. In response to this Objection, DVA will withdraw the rulemaking proposal and re-propose re-drafted language at a later date.

JOINT COMMITTEE ON ADMINISTRATIVE RULES

CORRECTION TO NOTICE OF PUBLIC INFORMATION

- 1) Heading of the Part: Mobile Sources; Procedures To Be Followed in the Performance of Inspections of Motor Vehicle Emissions
- 2) Code Citation: 35 Ill. Adm. Code 240; 35 Ill. Adm. Code 276
- 3) Register citation of Notice of Public Information: 36 Ill. Reg. 14890; October 5, 2012
- 4) Explanation: IEPA's Notice of Public Information concerning proposed revisions to the State Implementation Plan for ozone, relating to the Vehicle Emissions Inspection and Maintenance (VEIL) program, contained an incorrect United States Code citation for Section 110(1) of the federal Clean Air Act. The correct citation is 42 USC 7410(1) (public notice of SIP submittals). JCAR regrets this error.

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 16, 2012 through October 22, 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>
11/29/12	<u>Drycleaner Environmental Response Trust Fund Council</u> , General Program (35 Ill. Adm. Code 1500)	5/11/12 36 Ill. Reg. 6875	11/13/12
11/29/12	<u>Department of Public Health</u> , Hospital Licensing Requirements (77 Ill. Adm. Code 250)	1/6/12 36 Ill. Reg. 9	11/13/12
12/1/12	<u>Department of Human Services</u> , General Administrative Provisions (89 Ill. Adm. Code 10)	7/13/12 36 Ill. Reg. 9892	11/13/12
12/1/12	<u>Department of Human Services</u> , General Administrative Provisions (89 Ill. Adm. Code 10)	7/20/12 36 Ill. Reg. 10582	11/13/12
12/1/12	<u>Department of Human Services</u> , Related Program Provisions (89 Ill. Adm. Code 117)	7/13/12 36 Ill. Reg. 9898	11/13/12
12/1/12	<u>Department of Human Services</u> , Collections and Recoveries (89 Ill. Adm. Code 165)	7/13/12 36 Ill. Reg. 9900	11/13/12
12/1/12	<u>Department of Human Services</u> , General Assistance (Repealer) (89 Ill. Adm. Code 114)	7/13/12 36 Ill. Reg. 9894	11/13/12

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

12/1/12	<u>Department of Healthcare and Family Services</u> , Medical Assistance Programs (89 Ill. Adm. Code 120)	12/2/11 35 Ill. Reg. 19337	11/13/12
12/1/12	<u>Department of Healthcare and Family Services</u> , Veterans' Health Insurance Program (89 Ill. Adm. Code 128)	12/2/11 35 Ill. Reg. 19352	11/13/12
12/5/12	<u>Department of Healthcare and Family Services</u> , Long Term Care Reimbursement Changes (89 Ill. Adm. Code 153)	6/1/12 36 Ill. Reg. 8128	11/13/12
12/5/12	<u>Secretary of State</u> , Collection of Fees (92 Ill. Adm. Code 1003)	8/31/12 36 Ill. Reg. 13519	11/13/12
12/5/12	<u>Secretary of State</u> , Certificates of Title, Registration of Vehicles (92 Ill. Adm. Code 1010)	8/31/12 36 Ill. Reg. 13525	11/13/12
12/5/12	<u>Department of Insurance</u> , Internal Security Standard and Fidelity Bonds (50 Ill. Adm. Code 904)	6/22/12 36 Ill. Reg. 9055	11/13/12
12/5/12	<u>Department of Insurance</u> , Accident and Health Expense Reporting (50 Ill. Adm. Code 2043)	8/3/12 36 Ill. Reg. 12199	11/13/12

ILLINOIS ADMINISTRATIVE CODE
Issue Index - With Effective Dates

Rules acted upon in Volume 36, Issue 44 are listed in the Issues Index by Title number, Part number, Volume and Issue. Inquiries about the Issue Index may be directed to the Administrative Code Division at (217) 782-7017/18.

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