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AGENCIES



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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

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

<u>Section Numbers:</u>	<u>Proposed Action:</u>
310.50	Amendment
310.80	Amendment
310.100	Amendment
310.210	Amendment
310.220	Amendment
310.230	Amendment
310.270	Amendment
310.280	Amendment
310.290	Amendment
310.410	Amendment
310.Appendix A Table G	Amendment
310.Appendix A Table H	Amendment
310.Appendix A Table I	Amendment
310.Appendix A Table J	Amendment
310.Appendix A Table K	Amendment
310.Appendix A Table N	Amendment
310.Appendix A Table O	Amendment
310.Appendix A Table P	Amendment
310.Appendix A Table R	Amendment
310.Appendix A Table V	Amendment
310.Appendix A Table W	Amendment
310.Appendix A Table X	Amendment
310.Appendix A Table Y	Amendment
310.Appendix A Table Z	Amendment
310.Appendix B	Amendment
- 4) Statutory Authority: Authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 20 ILCS 415/8a].
- 5) A Complete Description of the Subjects and Issues Involved: In Section 310.50, the opening paragraph is amended for clarity and the definitions of Pay Plan Codes, In Between Pay Grade, Hourly Pay Grade, and Salary Grade are included. The Pay Plan Codes are defined as they are used in the administration of the Pay Plan.

Sections 310.80 (a)(1) and (d)(2), 310.220(b), and 310.290 are amended to specify to

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what or whom the suspensions pertain. The suspensions were instituted through Executive Order Number 1 (2003) dated January 14, 2003. Also, these Sections are amended to reflect pay grade, as defined in Section 310.50.

Section 310.100 is amended to reflect a suspension that was instituted on July 1, 2003 through Executive Order Number 1 (2003) dated January 14, 2003, but not included in the Pay Plan.

Section 310.210 is amended by removing the Motion Picture Operator title, which was abolished September 5, 1991.

Section 310.220 is amended to clarify the certification in subsection (a) and the suspension of subsection (b).

Section 310.230 is amended to reflect updated hourly rates for the Student Worker title. Also, the Section is amended to reflect pay grade, as defined in Section 310.50.

Section 310.270 is amended to reflect PA 093-0721. Effective on January 1, 2005, the Industrial Commission changed its name to the Illinois Workers' Compensation Commission.

Section 310.280 is amended to reflect the Department of Healthcare and Family Services, which was formerly named the Department of Public Aid. The renaming of the department was instituted through Executive Order Number 3 (2005) issued by the Governor and filed with the Secretary of State on April 1, 2005, and effective July 1, 2005.

Section 310.290 is amended to clarify the suspension.

Section 310.410 is amended to remove the Elections Specialist I, II, and III titles and their corresponding salary ranges. Effective July 1, 2005, the Civil Service Commission approved abolishing these titles. The headings of the columns are changed and title codes added.

Section 310.Appendix A Tables G, K, and V are amended. In the title tables, the column title code heading, title codes, pay plan code heading, Pay Plan Code "B", and bargaining unit are added, where appropriate. The bargaining unit designation is separated from the pay grade. In the rates tables, "Bargaining Unit:", two column headings are added, and the Pay Plan Code is moved to that column.

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Section 310.Appendix A Tables H, I, J, N, O, R, W, X, and Z are amended. In the title tables, the title code is moved and its column heading clarified, and bargaining units are separated from the pay plan code into separate columns with column headings added. In the table of rates, the bargaining unit is clearly identified, and the pay grade is separated from the pay plan code with column headings added. The pay plan code is added, where appropriate.

Also Section 310.Appendix A Table O is amended to reflect the Memorandum of Understanding between the Department of Central Management Services and the American Federation of State, County, and Municipal Employees (ASFCME), which was signed May 20, 2005. Effective January 3, 2005, the Inhalation Therapy Supervisor title (also SG-10) is assigned the RC-028-11 pay rate. This information and the title code 21260 are included in these amendments.

Also Section 310.Appendix A Table P is amended to provide the same information as in the other negotiated rate tables. A title table is added with separate rate tables that retain the note. With the title and rates placed into separate tables, the Liquor Control Special Agent I rates are now correctly indicated in RC-029-14.

Section 310.Appendix A Table Y is amended to reflect the FY2006 rates in the Agreement between the Department of Central Management Services and ASFCME July 1, 2004-June 30, 2008. Effective July 1, 2005, the rates increased by 2.00%. Effective January 1, 2006, the rates increased 3.00% for regular pension formula (Pay Plan Code B) and by 3.75% for alternative pension formula (Pay Plan Code Q) or maximum-security institutions (Pay Plan Code S). Also added are the title, title code, and bargaining unit for consistency with other tables in Appendix A.

Section 310.Appendix B is amended, adding two column headings to the table and the Pay Plan Codes "7", "8", or "9" where appropriate.

- 6) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this rulemaking contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers
310.Appendix A, Table D

Proposed Action
Amendment

Ill. Reg. Citation
28 Ill. Reg. 13949, 10/29/04

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<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
310.Appendix A, Table E	Amendment	28 Ill. Reg. 13949, 10/29/04
310.Appendix A, Table F	Amendment	28 Ill. Reg. 13949, 10/29/04
310.230	Amendment	29 Ill. Reg. 6148, 5/6/05
310.280	Amendment	29 Ill. Reg. 6148, 5/6/05
310.320	Repeal	29 Ill. Reg. 6148, 5/6/05
310.410	Amendment	29 Ill. Reg. 6148, 5/6/05
310.Appendix A Table W	Amendment	29 Ill. Reg. 6148, 5/6/05
310.280	Amendment	29 Ill. Reg. 8253, 6/10/05
310.410	Amendment	29 Ill. Reg. 8253, 6/10/05

10) Statement of Statewide Policy Objectives: These amendments to the Pay Plan affect only the employees subject to the Personnel Code and do not set out any guidelines that affect local or other jurisdictions in the State.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Mr. Jason Doggett
Acting Manager
Compensation Section
Division of Technical Services and Agency Training and Development
Bureau of Personnel
Department of Central Management Services
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12) Initial Regulatory Flexibility Analysis:

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

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

C) Types of Professional skills necessary for compliance: None

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

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- 14) Does this amendment require the review of the Procurement Policy Board as specified in Section 5-25 of the Illinois Procurement Code [30 ILCS 500/5-25]? No

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

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

CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310
PAY PLAN

SUBPART A: NARRATIVE

Section	
310.20	Policy and Responsibilities
310.30	Jurisdiction
310.40	Pay Schedules
310.50	Definitions
310.60	Conversion of Base Salary to Pay Period Units
310.70	Conversion of Base Salary to Daily or Hourly Equivalents
310.80	Increases in Pay
310.90	Decreases in Pay
310.100	Other Pay Provisions
310.110	Implementation of Pay Plan Changes for Fiscal Year 2006
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
310.240	Hourly Rate
310.250	Member, Patient and Inmate Rate
310.260	Trainee Rate
310.270	Legislated and Contracted Rate
310.280	Designated Rate
310.290	Out-of-State or Foreign Service Rate

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- 310.300 Educator Schedule for RC-063 and HR-010
- 310.310 Physician Specialist Rate
- 310.320 Annual Compensation Ranges for Executive Director and Assistant Executive Director, State Board of Elections
- 310.330 Excluded Classes Rate (Repealed)

SUBPART C: MERIT COMPENSATION SYSTEM

Section

- 310.410 Jurisdiction
- 310.420 Objectives
- 310.430 Responsibilities
- 310.440 Merit Compensation Salary Schedule
- 310.450 Procedures for Determining Annual Merit Increases
- 310.455 Intermittent Merit Increase
- 310.456 Merit Zone (Repealed)
- 310.460 Other Pay Increases
- 310.470 Adjustment
- 310.480 Decreases in Pay
- 310.490 Other Pay Provisions
- 310.495 Broad-Band Pay Range Classes
- 310.500 Definitions
- 310.510 Conversion of Base Salary to Pay Period Units (Repealed)
- 310.520 Conversion of Base Salary to Daily or Hourly Equivalents
- 310.530 Implementation
- 310.540 Annual Merit Increase Guidechart for Fiscal Year 2006
- 310.550 Fiscal Year 1985 Pay Changes in Merit Compensation System, effective July 1, 1984 (Repealed)

310.APPENDIX A Negotiated Rates of Pay

- 310.TABLE A HR-190 (Department of Central Management Services – State of Illinois Building – SEIU) (Repealed)
- 310.TABLE B HR-200 (Department of Labor – Chicago, Illinois – SEIU) (Repealed)
- 310.TABLE C RC-069 (Firefighters, AFSCME) (Repealed)
- 310.TABLE D HR-001 (Teamsters Local #726)
- 310.TABLE E RC-020 (Teamsters Local #330)
- 310.TABLE F RC-019 (Teamsters Local #25)
- 310.TABLE G RC-045 (Automotive Mechanics, IFPE)
- 310.TABLE H RC-006 (Corrections Employees, AFSCME)

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310.TABLE I	RC-009 (Institutional Employees, AFSCME)
310.TABLE J	RC-014 (Clerical Employees, AFSCME)
310.TABLE K	RC-023 (Registered Nurses, INA)
310.TABLE L	RC-008 (Boilermakers)
310.TABLE M	RC-110 (Conservation Police Lodge)
310.TABLE N	RC-010 (Professional Legal Unit, AFSCME)
310.TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
310.TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, IFPE)
310.TABLE Q	RC-033 (Meat Inspectors, IFPE)
310.TABLE R	RC-042 (Residual Maintenance Workers, AFSCME)
310.TABLE S	HR-012 (Fair Employment Practices Employees, SEIU) (Repealed)
310.TABLE T	HR-010 (Teachers of Deaf, IFT)
310.TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
310.TABLE V	CU-500 (Corrections Meet and Confer Employees)
310.TABLE W	RC-062 (Technical Employees, AFSCME)
310.TABLE X	RC-063 (Professional Employees, AFSCME)
310.TABLE Y	RC-063 (Educators, AFSCME)
310.TABLE Z	RC-063 (Physicians, AFSCME)
310.TABLE AA	NR-916 (Department of Natural Resources, Teamsters)
310.TABLE AB	VR-007 (Plant Maintenance Engineers, Operating Engineers) (Repealed)
310.APPENDIX B	Schedule of Salary Grades – Monthly Rates of Pay for Fiscal Year 2006
310.APPENDIX C	Medical Administrator Rates for Fiscal Year 2006
310.APPENDIX D	Merit Compensation System Salary Schedule for Fiscal Year 2006
310.APPENDIX E	Teaching Salary Schedule (Repealed)
310.APPENDIX F	Physician and Physician Specialist Salary Schedule (Repealed)
310.APPENDIX G	Broad-Band Pay Range Classes Salary Schedule for Fiscal Year 2006

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

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984;

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emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; peremptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; peremptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; peremptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; peremptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 13306, effective July 27,

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1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; preemptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; preemptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; preemptory amendment at 13 Ill. Reg. 8970, effective May 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days; emergency amendment expired on November 17, 1989; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; corrected at 13 Ill. Reg. 12647; preemptory amendment at 13 Ill. Reg. 12887, effective July 24, 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 Ill. Reg. 19221, effective December 12, 1989; amended at 14 Ill. Reg. 615, effective January 2, 1990; preemptory amendment at 14 Ill. Reg. 1627, effective January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; preemptory amendment at 14 Ill. Reg. 7652, effective May 7, 1990; amended at 14 Ill. Reg. 10002, effective June 11, 1990; emergency amendment at 14 Ill. Reg. 11330, effective June 29, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14361, effective August 24, 1990; emergency amendment at 14 Ill. Reg. 15570, effective September 11, 1990, for a maximum of 150 days; emergency amendment expired on February 8, 1991; corrected at 14 Ill. Reg. 16092; preemptory amendment at 14 Ill. Reg. 17098, effective September 26, 1990; amended at 14 Ill. Reg. 17189, effective October 2, 1990; amended at 14 Ill. Reg. 17189, effective October 19, 1990; amended at 14 Ill. Reg. 18719, effective November 13, 1990; preemptory amendment at 14 Ill. Reg. 18854, effective November 13, 1990; preemptory amendment at 15 Ill. Reg. 663, effective January 7, 1991; amended at 15 Ill. Reg. 3296, effective February 14, 1991; amended at 15 Ill. Reg. 4401, effective March 11, 1991; preemptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; preemptory amendment at 15 Ill. Reg. 5465, effective April 2, 1991; emergency amendment at 15 Ill. Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 11080, effective July 19, 1991; amended at 15 Ill. Reg. 13080, effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; preemptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; preemptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992; emergency amendment at 16 Ill. Reg. 8239, effective May 19, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 8382, effective May 26, 1992; emergency amendment at 16 Ill. Reg. 13950, effective August 19, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14452, effective September 4, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 238, effective December 23, 1992; preemptory amendment at 17 Ill. Reg. 498, effective December 18, 1992; amended at 17 Ill. Reg. 590, effective January 4, 1993; amended at 17 Ill. Reg. 1819, effective February 2, 1993; amended at 17 Ill. Reg. 6441, effective April 8, 1993; emergency amendment at 17 Ill. Reg. 12900, effective July 22, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 13409, effective July 29, 1993; emergency amendment at 17 Ill. Reg. 13789, effective

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August 9, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 19103, effective October 25, 1993; emergency amendment at 17 Ill. Reg. 21858, effective December 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 22514, effective December 15, 1993; amended at 18 Ill. Reg. 227, effective December 17, 1993; amended at 18 Ill. Reg. 1107, effective January 18, 1994; amended at 18 Ill. Reg. 5146, effective March 21, 1994; preemptory amendment at 18 Ill. Reg. 9562, effective June 13, 1994; emergency amendment at 18 Ill. Reg. 11299, effective July 1, 1994, for a maximum of 150 days; preemptory amendment at 18 Ill. Reg. 13476, effective August 17, 1994; emergency amendment at 18 Ill. Reg. 14417, effective September 9, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 16545, effective October 31, 1994; preemptory amendment at 18 Ill. Reg. 16708, effective October 28, 1994; amended at 18 Ill. Reg. 17191, effective November 21, 1994; amended at 19 Ill. Reg. 1024, effective January 24, 1995; preemptory amendment at 19 Ill. Reg. 2481, effective February 17, 1995; preemptory amendment at 19 Ill. Reg. 3073, effective February 17, 1995; amended at 19 Ill. Reg. 3456, effective March 7, 1995; preemptory amendment at 19 Ill. Reg. 5145, effective March 14, 1995; amended at 19 Ill. Reg. 6452, effective May 2, 1995; preemptory amendment at 19 Ill. Reg. 6688, effective May 1, 1995; amended at 19 Ill. Reg. 7841, effective June 1, 1995; amended at 19 Ill. Reg. 8156, effective June 12, 1995; amended at 19 Ill. Reg. 9096, effective June 27, 1995; emergency amendment at 19 Ill. Reg. 11954, effective August 1, 1995, for a maximum of 150 days; preemptory amendment at 19 Ill. Reg. 13979, effective September 19, 1995; preemptory amendment at 19 Ill. Reg. 15103, effective October 12, 1995; amended at 19 Ill. Reg. 16160, effective November 28, 1995; amended at 20 Ill. Reg. 308, effective December 22, 1995; emergency amendment at 20 Ill. Reg. 4060, effective February 27, 1996, for a maximum of 150 days; preemptory amendment at 20 Ill. Reg. 6334, effective April 22, 1996; preemptory amendment at 20 Ill. Reg. 7434, effective May 14, 1996; amended at 20 Ill. Reg. 8301, effective June 11, 1996; amended at 20 Ill. Reg. 8657, effective June 20, 1996; amended at 20 Ill. Reg. 9006, effective June 26, 1996; amended at 20 Ill. Reg. 9925, effective July 10, 1996; emergency amendment at 20 Ill. Reg. 10213, effective July 15, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 10841, effective August 5, 1996; preemptory amendment at 20 Ill. Reg. 13408, effective September 24, 1996; amended at 20 Ill. Reg. 15018, effective November 7, 1996; preemptory amendment at 20 Ill. Reg. 15092, effective November 7, 1996; emergency amendment at 21 Ill. Reg. 1023, effective January 6, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 1629, effective January 22, 1997; amended at 21 Ill. Reg. 5144, effective April 15, 1997; amended at 21 Ill. Reg. 6444, effective May 15, 1997; amended at 21 Ill. Reg. 7118, effective June 3, 1997; emergency amendment at 21 Ill. Reg. 10061, effective July 21, 1997, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 12859, effective September 8, 1997, for a maximum of 150 days; preemptory amendment at 21 Ill. Reg. 14267, effective October 14, 1997; preemptory amendment at 21 Ill. Reg. 14589, effective October 15, 1997; preemptory amendment at 21 Ill. Reg. 15030, effective November 10, 1997; amended at 21 Ill. Reg. 16344, effective December 9, 1997; preemptory amendment at 21 Ill. Reg. 16465, effective

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December 4, 1997; preemptory amendment at 21 Ill. Reg. 17167, effective December 9, 1997; preemptory amendment at 22 Ill. Reg. 1593, effective December 22, 1997; amended at 22 Ill. Reg. 2580, effective January 14, 1998; preemptory amendment at 22 Ill. Reg. 4326, effective February 13, 1998; preemptory amendment at 22 Ill. Reg. 5108, effective February 26, 1998; preemptory amendment at 22 Ill. Reg. 5749, effective March 3, 1998; amended at 22 Ill. Reg. 6204, effective March 12, 1998; preemptory amendment at 22 Ill. Reg. 7053, effective April 1, 1998; preemptory amendment at 22 Ill. Reg. 7320, effective April 10, 1998; preemptory amendment at 22 Ill. Reg. 7692, effective April 20, 1998; emergency amendment at 22 Ill. Reg. 12607, effective July 2, 1998, for a maximum of 150 days; preemptory amendment at 22 Ill. Reg. 15489, effective August 7, 1998; amended at 22 Ill. Reg. 16158, effective August 31, 1998; preemptory amendment at 22 Ill. Reg. 19105, effective September 30, 1998; preemptory amendment at 22 Ill. Reg. 19943, effective October 27, 1998; preemptory amendment at 22 Ill. Reg. 20406, effective November 5, 1998; amended at 22 Ill. Reg. 20581, effective November 16, 1998; amended at 23 Ill. Reg. 664, effective January 1, 1999; preemptory amendment at 23 Ill. Reg. 730, effective December 29, 1998; emergency amendment at 23 Ill. Reg. 6533, effective May 10, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 7065, effective June 3, 1999; emergency amendment at 23 Ill. Reg. 8169, effective July 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 11020, effective August 26, 1999; amended at 23 Ill. Reg. 12429, effective September 21, 1999; preemptory amendment at 23 Ill. Reg. 12493, effective September 23, 1999; amended at 23 Ill. Reg. 12604, effective September 24, 1999; amended at 23 Ill. Reg. 13053, effective September 27, 1999; preemptory amendment at 23 Ill. Reg. 13132, effective October 1, 1999; amended at 23 Ill. Reg. 13570, effective October 26, 1999; amended at 23 Ill. Reg. 14020, effective November 15, 1999; amended at 24 Ill. Reg. 1025, effective January 7, 2000; preemptory amendment at 24 Ill. Reg. 3399, effective February 3, 2000; amended at 24 Ill. Reg. 3537, effective February 18, 2000; amended at 24 Ill. Reg. 6874, effective April 21, 2000; amended at 24 Ill. Reg. 7956, effective May 23, 2000; emergency amendment at 24 Ill. Reg. 10328, effective July 1, 2000, for a maximum of 150 days; emergency expired November 27, 2000; preemptory amendment at 24 Ill. Reg. 10767, effective July 3, 2000; amended at 24 Ill. Reg. 13384, effective August 17, 2000; preemptory amendment at 24 Ill. Reg. 14460, effective September 14, 2000; preemptory amendment at 24 Ill. Reg. 16700, effective October 30, 2000; preemptory amendment at 24 Ill. Reg. 17600, effective November 16, 2000; amended at 24 Ill. Reg. 18058, effective December 4, 2000; preemptory amendment at 24 Ill. Reg. 18444, effective December 1, 2000; amended at 25 Ill. Reg. 811, effective January 4, 2001; amended at 25 Ill. Reg. 2389, effective January 22, 2001; amended at 25 Ill. Reg. 4552, effective March 14, 2001; preemptory amendment at 25 Ill. Reg. 5067, effective March 21, 2001; amended at 25 Ill. Reg. 5618, effective April 4, 2001; amended at 25 Ill. Reg. 6655, effective May 11, 2001; amended at 25 Ill. Reg. 7151, effective May 25, 2001; preemptory amendment at 25 Ill. Reg. 8009, effective June 14, 2001; emergency amendment at 25 Ill. Reg. 9336, effective July 3, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 9846, effective July 23, 2001; amended at 25 Ill. Reg. 12087, effective September 6, 2001; amended at 25 Ill. Reg. 15560, effective November 20,

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2001; preemptory amendment at 25 Ill. Reg. 15671, effective November 15, 2001; amended at 25 Ill. Reg. 15974, effective November 28, 2001; emergency amendment at 26 Ill. Reg. 223, effective December 21, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. 1143, effective January 17, 2002; amended at 26 Ill. Reg. 4127, effective March 5, 2002; preemptory amendment at 26 Ill. Reg. 4963, effective March 15, 2002; amended at 26 Ill. Reg. 6235, effective April 16, 2002; emergency amendment at 26 Ill. Reg. 7314, effective April 29, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 10425, effective July 1, 2002; emergency amendment at 26 Ill. Reg. 10952, effective July 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 13934, effective September 10, 2002; amended at 26 Ill. Reg. 14965, effective October 7, 2002; emergency amendment at 26 Ill. Reg. 16583, effective October 24, 2002, for a maximum of 150 days; emergency expired March 22, 2003; preemptory amendment at 26 Ill. Reg. 17280, effective November 18, 2002; amended at 26 Ill. Reg. 17374, effective November 25, 2002; amended at 26 Ill. Reg. 17987, effective December 9, 2002; amended at 27 Ill. Reg. 3261, effective February 11, 2003; expedited correction at 28 Ill. Reg. 6151, effective February 11, 2003; amended at 27 Ill. Reg. 8855, effective May 15, 2003; amended at 27 Ill. Reg. 9114, effective May 27, 2003; emergency amendment at 27 Ill. Reg. 10442, effective July 1, 2003, for a maximum of 150 days; emergency expired November 27, 2003; preemptory amendment at 27 Ill. Reg. 17433, effective November 7, 2003; amended at 27 Ill. Reg. 18560, effective December 1, 2003; preemptory amendment at 28 Ill. Reg. 1441, effective January 9, 2004; amended at 28 Ill. Reg. 2680, effective January 22, 2004; amended at 28 Ill. Reg. 6879, effective April 30, 2004; preemptory amendment at 28 Ill. Reg. 7323, effective May 10, 2004; amended at 28 Ill. Reg. 8842, effective June 11, 2004; preemptory amendment at 28 Ill. Reg. 9717, effective June 28, 2004; amended at 28 Ill. Reg. 12585, effective August 27, 2004; preemptory amendment at 28 Ill. Reg. 13011, effective September 8, 2004; preemptory amendment at 28 Ill. Reg. 13247, effective September 20, 2004; preemptory amendment at 28 Ill. Reg. 13656, effective September 27, 2004; emergency amendment at 28 Ill. Reg. 14174, effective October 15, 2004, for a maximum of 150 days; emergency expired March 14, 2005; preemptory amendment at 28 Ill. Reg. 14689, effective October 22, 2004; preemptory amendment at 28 Ill. Reg. 15336, effective November 15, 2004; preemptory amendment at 28 Ill. Reg. 16513, effective December 9, 2004; preemptory amendment at 29 Ill. Reg. 726, effective December 15, 2004; amended at 29 Ill. Reg. 1166, effective January 7, 2005; preemptory amendment at 29 Ill. Reg. 1385, effective January 4, 2005; preemptory amendment at 29 Ill. Reg. 1559, effective January 11, 2005; preemptory amendment at 29 Ill. Reg. 2050, effective January 19, 2005; preemptory amendment at 29 Ill. Reg. 4125, effective February 23, 2005; amended at 29 Ill. Reg. 5375, effective April 4, 2005; preemptory amendment at 29 Ill. Reg. 6105, effective April 14, 2005; preemptory amendment at 29 Ill. Reg. 7217, effective May 6, 2005; preemptory amendment at 29 Ill. Reg. 7840, effective May 10, 2005; amended at 29 Ill. Reg. 8110, effective May 23, 2005; preemptory amendment at 29 Ill. Reg. 8214, effective May 23, 2005; preemptory amendment at 29 Ill. Reg. 8418, effective June 1, 2005; amended at 29 Ill. Reg. 9319, effective July 1, 2005; preemptory amendment at 29

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Ill. Reg. 12076, effective July 15, 2005; amended at 29 Ill. Reg. _____, effective _____.

SUBPART A: NARRATIVE

Section 310.50 Definitions

The following are definitions of ~~certain~~ terms and are for purposes of clarification only. ~~They as they~~ affect the Schedule of Rates (Subpart B), Negotiated Rates of Pay (Appendix A), and the Schedule of Salary Grades (Appendix B) and Schedule of Rates (Subpart B), only. Section 310.500 Subpart C of this Part contains the definitions of terms applying specifically to administrative features of the Merit Compensation System.

"Adjustment in Salary" – A change in salary rate occasioned by a previously committed error or oversight, or required in the best interest of the State as defined in ~~Subpart A, Sections 310.80 and 310.90, of this part~~.

"Base Salary" – A dollar amount of pay specifically designated in the Schedule of Salary Grades (Appendix B) or Schedule of Rates (Subpart B). Base salary does not include overtime pay or shift differential pay or deductions for time not worked.

"Comparable Classes" – Two or more classes that are in the same paysalary grade.

"Creditable Service" – All service in full or regularly scheduled part-time pay status beginning with the date of initial employment or the effective date of the last salary increase ~~that which~~ was at least equivalent to a full step. A new creditable service date will follow an increase of a step or more except for the following actions:

Superior performance increase.

A reevaluation resulting in a salary increase less than a step in the former paysalary grade.

Reallocation resulting in a salary increase less than a step increase in the former paysalary grade.

Adjustments as provided for in Section 310.80(f) of this Part ~~," that which~~

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are approved to correct errors or oversights". (A new creditable service date will follow Section 310.80(f) adjustments in the best interest of the agency, unless the Director of Central Management Services determines ~~the change in creditable service datesuch changes~~ to be inequitable.)

"Demotion" – The assignment for cause of an employee to a vacant position in a class in a lower ~~paysalary~~ grade than the former class.

"Differential" – The additional compensation added to the base salary of an employee resulting from conditions of employment imposed on him/her during normal schedule of work.

"Entrance Salary" – The initial base salary assigned to an employee on entering ~~Statestate~~ service.

"Hourly Pay Grade" – The designation for hourly negotiated pay rates is "H".

"In Between Pay Grade" – The designation for negotiated pay rates in between pay grades is ".5".

"In-hiring Rate" – An in-hiring rate is a minimum rate/step for a class ~~that which~~ is above the normal minimum of the range, as ~~approved by~~~~established by the~~ ~~approval from~~ the Director of ~~the Department of~~ Central Management Services after a review of competitive market starting rates for similar classes.

"Pay Grade" – The numeric designation used for an established set of steps or salary range.

"Pay Plan Code" – The designation used in assigning a specific salary rate based on a variety of factors associated with the position. Pay Plan Codes used in the Pay Plan are:

- 7 ≡ Salary Grade regular pension formula rate
- 8 ≡ Salary Grade alternative pension formula rate
- 9 ≡ Salary Grade maximum-security institution rate
- B ≡ Negotiated regular pension formula rate for the State of Illinois
- E ≡ Educator title AFSCME negotiated 12-month regular pension formula rate for the State of Illinois

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- J ≡ Negotiated regular pension formula rate for states other than Illinois, California or New Jersey
- L ≡ Educator title AFSCME negotiated 12-month alternative pension formula rate for the State of Illinois
- M ≡ Educator title AFSCME negotiated 9-month regular pension formula rate at the Illinois School for the Visually Impaired
- N ≡ Educator title Illinois Federation of Teachers negotiated 9-month regular pension formula rate for the State of Illinois
- O ≡ Educator title AFSCME negotiated 9-month regular pension formula rate at the Illinois Center for Rehabilitation and Education-Roosevelt
- P ≡ Educator title AFSCME negotiated 12-month maximum-security institution rate for the State of Illinois
- Q ≡ Negotiated alternative pension formula rate for the State of Illinois
- S ≡ Negotiated maximum-security institution rate for the State of Illinois
- U ≡ Negotiated regular pension formula rate for the state of California or New Jersey

"Promotion" – The appointment of an employee, with the approval of the agency and the Department of Central Management Services, to a vacant position in a class in a higher [paysalary](#) grade than the former class.

"Reallocation" – The change in the classification of an existing position resulting from significant changes in assigned duties and responsibilities.

"Reevaluation" – The assignment of a different [paysalary](#) grade to a class based upon change in relation to other classes or to the labor market.

["Salary Grade" – The system of pay practices applied to specific positions or employees not represented by a bargaining unit, and not in the Merit Compensation System, which includes Broad-Band positions.](#)

"Salary Range" – The dollar value represented by Steps 1c through 8 of a [paygrade](#) assigned to a class title, effective January 1, 2002.

"Satisfactory Performance Increase" – An upward revision in the base salary from

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one designated step to the next higher step in the [paysalary](#) grade for that class as a result of having served the required amount of time at the former rate with not less than a satisfactory level of competence. (Satisfactory level of competence shall mean work, the level of which, in the opinion of the agency head, is above that typified by the marginal employee.)

"Superior Performance" – Performance characterized by work results substantially above a satisfactory level.

"Transfer" – The assignment of an employee to a vacant position having the same [paysalary](#) grade.

"Work Year" – That period of time determined by the agency and filed with the Department of Central Management Services in accordance with 80 Ill. Adm. Code 303.300 of the Department of Central Management Services rules.

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

Section 310.80 Increases in Pay

Except as otherwise provided for in this Section, for employees occupying positions in classes that are paid in conformance with the Schedule of Negotiated Rates (Appendix A) and the Schedule of Salary Grades (Appendix B) ~~specified herein~~, increases shall be granted as follows and will become effective the first day of the pay period following the date of approval:

a) Satisfactory Performance Increase –

- 1) Each employee who has not attained Step 8 of the relevant [paysalary](#) grade, and whose level of performance has been at a satisfactory level of competence, shall be successively advanced in pay to the next higher step in the [paysalary](#) grade after one year of creditable service in the same class. (Effective July 1, 2003, step increases are suspended [for non-union positions and employees](#).)
- 2) A satisfactory performance increase shall become effective on the first day of the month within which the required period of creditable service is reached.
- 3) No satisfactory performance increase may be given after the effective date of separation.

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- b) Withholding Satisfactory Performance Increase – As an inducement toward attainment of satisfactory level of competence, satisfactory performance increases may be withheld from the employee who has not achieved a satisfactory level of performance. Such action must be supported by:
- 1) A performance record showing less than satisfactory performance. This must be prepared by the appropriate supervisor, discussed with the employee and approved by the agency head prior to the date the increase would otherwise become effective. The performance record will not be invalidated by refusal of an employee to sign. In such cases, an explanatory comment shall be made on the record by the supervisor. This record will be preserved by the agency.
 - 2) Notice of withholding of satisfactory performance increases to the Department of Central Management Services – It shall be reported upon completion of action required by subsection (b)(1), but not later than the submission of the payroll reflecting the denial of the increase.
- c) Redetermination – A satisfactory performance increase previously withheld shall be granted when the cause for withholding has been eliminated. Redetermination must be made at least annually. In such cases the increases will be effective the first day of the month following date of approval and will be preceded by the preparation and filing of a Performance Record within the agency indicating the attainment of satisfactory level of competence.
- d) Superior Performance Increase –
- 1) The head of an agency may grant a superior performance increase to an employee who characteristically carries out his/her work activities in such a way that the results are substantially above a satisfactory level of performance.
 - 2) An employee shall be eligible for a superior performance increase after six months continuous service. A minimum of 18 months must elapse between superior performance increases. A superior performance increase shall be for one step in the relevant [paysalary](#) grade. (Effective July 1, 2003, step increases are suspended [for non-union and union positions and employees.](#))

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- 3) A superior performance increase does not affect the creditable service anniversary date. A performance record supporting a superior performance increase award shall be retained by each agency head, and shall be available to the Director of Central Management Services upon request.
- 4) During the fiscal year, the number of superior performance increases in an agency should not exceed one out of five employees.
- e) Other Pay Increases –
 - 1) Promotion and Reallocation –
 - A) Normally, upon promotion or reallocation, an employee shall be advanced to the lowest step in the new grade ~~that~~which represents at least a full step increase in the former grade. When an employee is promoted from Step 8 after February 15, 2002, the employee shall be paid at the lowest step rate in the new range that results in an increase equal to at least 3%. To compute this, add 3% to the employee's current rate at Step 8 (then include longevity if ~~applicable~~the employee is receiving this). Then place the employee on the lowest step in the new range that is at least equivalent to that amount.
 - B) Any deviation requires prior written approval of the Director of Central Management Services. In determining the appropriateness of a request for a special salary treatment by an employing agency, the Director of Central Management Services will consider whether the need for the special salary treatment is substantial, whether the action is consistent with the treatment of other similar situations, and whether the action is equitable in view of the particular circumstances prompting the request.
 - 2) Reevaluation – If a higher ~~pay~~salary grade is assigned to a class, the employee occupying the position in the class shall be advanced to the lowest step in the new grade ~~that~~which represents an increase in pay. If an employee becomes eligible for a satisfactory performance increase as a result of the reevaluation, a one-step increase will be granted immediately.
 - 3) Separation ~~and~~& Subsequent Appointment – Upon separation from a

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position of a given class and appointment within four calendar days to a position in a higher paysalary grade, an increase shall be given under the conditions and requirements applicable to promotions.

- f) Adjustment – An employee may receive an upward adjustment in his/her base salary for the purpose of correcting a previous error, oversight or when the best interest of the agency and the State of Illinois will be served. Adjustments must have the prior approval of the Director of Central Management Services. In determining the appropriateness of a request for a salary adjustment by an employing agency, the Director of Central Management Services will consider whether the need for the adjustment is substantial, whether the action is consistent with the treatment of other similar situations, and whether the action is equitable in view of the particular circumstances prompting the request.

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

Section 310.100 Other Pay Provisions

- a) Transfer – Upon the assignment of an employee to a vacant position in a class with the same paysalary grade as the class for the position being vacated, the employee's base salary will not be changed. Upon separation from a position in of a given class and subsequent appointment to a position in the same paysalary grade, no increase in salary will be given.
- b) Entrance Salary – Normally, upon original entry to Statestate service, an employee's base salary will be at Step 1c of the paysalary grade.
- 1) Qualifications Aboveabove Minimum Requirements –
- A) If a candidate possesses directly related training and experience in excess of the minimum requirements of the class specification, the entrance salary may be up to Step 3 as determined by the employing agency. The salary offered should not provide more than a 10% increase over the candidate's current salary.
- B) QualificatonsSuch-qualifications above the minimum requirements shall bemust possess documented to support a salary for-higher than the Step 1c entrance salary. An entrance salary higher than Step 3 must have prior approval from the Director of Central Management Services.

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- 2) Area Differential – For positions where additional compensation is required because of dissimilar economic or other conditions in the geographical area in which ~~thesuch~~ positions are established, a higher entrance step may be authorized by the Director of Central Management Services. Present employees receiving less than the new rate shall be advanced to the new rate.
 - 3) Upon ~~the~~ geographical transfer from or to an area for which additional compensation has been authorized, an employee will receive an adjustment to the appropriate salary level for the new geographical area of assignment effective the first day of the month following date of approval.
- c) Differential and Overtime Pay – An eligible employee may have an amount added to his/her base salary for a given pay period for work performed ~~which is~~ in excess of the normal requirements for the position and work schedule, as follows:
- 1) Shift Differential Pay – An employee may be paid an amount in addition to his/her base salary for work performed on a regularly scheduled second or third shift. The additional compensation will be at a rate and in a manner approved by the Department of Central Management Services. The Director of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.
 - 2) Overtime Pay –
 - A) Eligibility ~~—~~: The Director of Central Management Services will maintain a list of titles and their overtime eligibility as determined by labor contracts, Federal Fair Labor Standards Act, ~~or~~ State law or ~~regulations~~~~State policy~~. Overtime shall be paid in accordance with the labor contracts, Federal Fair Labor Standards Act, ~~and~~ State law or ~~regulations~~~~State rules~~.
 - B) Compensatory ~~Time~~~~time~~ – Employees who are eligible for compensatory time may request such time, which may be granted by the agency at its discretion, considering, among other things, its operating needs. Compensatory time shall be taken within the fiscal year it was earned at a time convenient to the employee and

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consistent with the operating needs of the agency. Compensatory time shall be accrued at the rate in which it is earned (straight time or time and a half), but shall not exceed 120 hours in any fiscal year. Compensatory time approved for non-union employees will be earned after 40 actual work hours in a workweek.

Compensatory time not used by the end of the fiscal year in which it was earned shall be liquidated and paid in cash at the rate it was earned. Time spent in travel outside the normal work schedule shall not be accrued as compensatory time except as provided by labor contracts and the Federal Fair Labor Standards Act. At no time are overtime hours or compensatory time to be transferred from one agency to another agency.

- 3) Incentive Pay – An employee may be paid an amount in addition to his/her base salary for work performed in excess of the normal work standard as determined by agency management. The additional compensation shall be at a wage rate and in a manner approved by the Director of ~~the Department of~~ Central Management Services. The Director of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.
 - 4) Extra Duty Pay – An employee may be paid an amount in addition to his/her base salary for service in addition to the regular work schedule on a special work assignment. Additional compensation will be at a rate and in a manner approved by the Director of ~~the Department of~~ Central Management Services. The Director of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.
- d) Equivalent Earned Time –
- 1) Eligibility. Employees who are non-union, exempt under the Federal Fair Labor Standards Act, and in positions not eligible for overtime compensation may receive equivalent earned time for hours worked in excess of 40 actual work hours in a work week.

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- 2) Accrual ~~—~~:
- A) Employees who are eligible for equivalent earned time shall request ~~that~~~~sueh~~ time before working in excess of 40 actual work hours in a work week. Requests for equivalent earned time may be granted by the agency at its discretion, considering its operating needs. Equivalent earned time shall be accrued at straight time only to a maximum of 120 hours in any fiscal year.
 - B) Equivalent earned time will accrue in no less than one-half hour increments. Time spent in travel outside the normal work schedule shall not be counted toward accrual of equivalent earned time.
- 3) Compensation ~~—~~: Any approved equivalent earned time shall be taken at a time convenient to the employee and consistent with the operating needs of the agency. ~~This~~~~Sueh~~ time may not be carried over from one fiscal year to another fiscal year. At no time is equivalent earned time to be converted into cash payment or transferred from one agency to another agency.
- e) Part-Time Work – Part-time employees whose base salary is other than an hourly or daily basis shall be paid on a daily basis ~~which will be computed~~ by dividing ~~the from~~ annual rates of salary ~~by and~~ the total number of work days in the year.
- f) Out-of-State Assignment – Employees who are assigned to work out-of-state on a temporary basis may receive an appropriate differential during the period of the assignment, as approved by the Director of Central Management Services. The Director of Central Management Services will approve the manner and rate of this provision after considering the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.
- g) Lump Sum Payment – Lump sum payment shall~~Shall~~ be provided for accrued vacation, sick leave (see Agency Note)* and unused compensatory overtime at the current base rate to those employees separated from employment under the Personnel Code. Leaves of absence and temporary layoff (per 80 Ill. Adm. Code 302.510) are not separations and therefore lump sum cannot be given in these transactions. Method of computation is explained in Section 310.70(a) of this Part.

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AGENCY ~~NOTES~~~~NOTE~~ – The method to be used in computing the lump sum payment for accrued vacation, sick leave* and unused compensatory overtime payment for an incumbent entitled to shift differential during his/her regular work hours will be to use his/her current base salary plus the shift differential pay.

*Sick leave earned prior to January 1, 1984 and after December 31, 1997 is not compensable. Sick leave earned and not used between January 1, 1984 and December 31, 1997 will be compensable at the current base daily rate times one-half of the total number of compensable sick days.

- h) Salary Treatment Upon Return From Leave – An employee returning from Military Leave, Peace Corps Leave, ~~AmeriCorps*~~~~VISTA~~~~Vista~~ Leave, Service-Connected Disability Leave, Leave to accept a Temporary, Emergency, Provisional, Exempt or Trainee position, or Educational Leave will be placed on the step ~~that~~~~which~~ reflects satisfactory performance increases to which he/she would have been entitled during his/her period of leave. Creditable service date will be maintained. An employee returning to his/her former ~~paysalary~~ grade from any other leave of over ~~14~~~~fourteen~~ days will be placed at the step on which he/she was situated prior to his/her leave, and his/her creditable service date will be extended by the duration of the leave.
- i) Salary Treatment Upon Reemployment –
- 1) Upon the reemployment of an employee in a class with the same ~~paysalary~~ grade as the class for the position held before layoff, the employee will be placed at the same salary step as held at the time of the layoff, and his/her creditable service date will be adjusted to reflect that time on layoff does not count as creditable service time.
 - 2) Upon the reemployment of an employee in a class at a lower salary range than the range of the class for the position held before layoff, the employee will be placed at the step in the lower ~~paysalary~~ grade ~~that~~~~which~~ provides the base salary nearest in amount to, but less than, the current value of the step held at the time of layoff, and his/her creditable service date will be adjusted to reflect that time on layoff does not count as creditable service time.
- j) Reinstatement – The salary upon reinstatement of an employee will be as determined by the employing agency and approved by the Director of Central

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Management Services. This salary should not provide more than a 10% increase over the candidate's current salary or exceed the current value of the salary step held in the position where previously certified. In no event is the resulting salary to be lower than the minimum rate or higher than the maximum rate of the salary range.

k) Extended Service Payment –

1) Effective July 1, 2001, the Step 8 rate shall be increased by \$25 per month for those employees who have attained 10 years of service and have three years of creditable service on Step 8 in the same pay grade. (Effective July 1, 2003, this increase is suspended for non-union positions and employees.)

2) Effective July 1, 2001, the Step 8 rate shall be increased by \$50 per month for those employees who have attained 15 years of service and have three years of creditable service on Step 8 in the same pay grade. (Effective July 1, 2003, this increase is suspended for non-union positions and employees.)

l) Bi-lingual Pay – Effective July 1, 2000, individual positions whose job descriptions require the use of sign language, a second language or Braille shall receive 5% or \$100 per month, whichever is greater, in addition to the employee's base rate.

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

SUBPART B: SCHEDULE OF RATES

Section 310.210 Prevailing Rate

Prevailing rate means theThe rate of pay for each class and locality certified as being correct by the Director of Labor and approved by the Director of Central Management Services; or as established under the Prevailing Wage Act"An Act regulating wages for laborers, mechanics, and other workmen employed in any public work by the state, county or city or any public body or any political subdivision or by anyone under contract for public works", approved June 26, 1941, as amended [820 ILCS 130]. The following are prevailing rate classes:

Baker
Barber

Roofer
Sewage Plant Operator

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Beautician	Sign Hanger
Brickmason	Sign Hanger Foreman
Carpenter	Sign Painter
Carpenter Foreman	Sign Painter Helper
Cement Finisher	Stationary Engineer
Electrician	Stationary Engineer – Assistant Chief
Highway Construction Equipment Operator	Stationary Engineer – Chief
Laborer	Stationary Fireman
Laborer (Building)	Steamfitter
Machinist	Teacher of Barbering
Maintenance Worker (Power Plant)	Teacher of Beauty Culture
Motion Picture Operator	Tinsmith
Painter	Trades Tender
Plasterer	Water Plant Operator
Plumber	

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

Section 310.220 Negotiated Rate

- a) The rate of pay for a class in any specific area or agency, or in a specific area for an agency, as established and approved by the Director of Central Management Services after having conducted negotiations for this purpose, or as certified as being correct and reported to the Director of Central Management Services ~~for specified operating and maintenance employees in the State of Illinois Building, Chicago, and~~ by the Director of [the Illinois Department of](#) Labor for designated classifications ~~in the City of Chicago.~~
- b) An employee occupying a position in a class normally subject to contract, but whose position is excluded from the bargaining unit, shall receive the contract rate and other compensation items specified by the contract, unless another specific provision has been established by the Director of Central Management Services. (Effective July 1, 2003, subsection (b) is suspended [for non-union positions and employees.](#))
- c) As provided in certain collective bargaining agreements, an employee may be paid at an appropriate higher rate when assigned to perform the duties of a higher level position. Eligibility for [and the amount of](#) this pay ~~and the amount thereof~~ will be as provided in the contract.

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- d) The negotiated rates of pay for classifications in specified operating agencies shall be as indicated in Appendix A of this Part.

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

Section 310.230 Part-Time Daily or Hourly Special Services Rate

The rate of pay as approved by the Director of Central Management Services for persons employed on a consultative or part-time basis requiring irregular hours of work shall be as listed below, except the total compensation of an employee in any given month shall not exceed the monthly rate of Step 5 of the paysalary grade for the title as shown in the Schedule of Salary Grades (Appendix B) of this Part if the class title is subject to the Schedule of Salary Grades, or Step 5 of the negotiated salary range for classes of positions shown in Section 310.220, ~~Subpart B, Schedule of Rates,~~ or 75% of the maximum rate of those classes of positions subject to the provisions of the Merit Compensation System, ~~(Subpart C) of this Pay Plan.~~

<u>Position</u>	<u>Rates</u>
Account Technician II	14.10 to 19.49 (hourly)
Building/Grounds Laborer	106 to 146 (daily)
Building/Grounds Lead I	6.50 (hourly)
Building/Grounds Lead II	6.50 to 7.00 (hourly)
Building/Grounds Maintenance Worker	6.50 to 8.00 (hourly)
Building/Grounds Maintenance Worker	6.50 (hourly)
Chaplain I	49 to 70 (daily)
Chemist I	49 (daily)
Conservation/Historic Preservation Worker	49 (daily)
Conservation/Historic Preservation Worker (2nd season – site interpretation)	6.50 to 9.00 (hourly)
Conservation/Historic Preservation Worker (3rd season – site interpretation)	6.50 to 9.00 (hourly)
Dentist I	70 to 150 (daily)
Dentist II	100 to 185 (daily)
Educator	49 to 85 (daily)
Educator Aide	49 (daily)
Guard II	67 to 84 (daily)
Guard III	75 to 96 (daily)
Hearing and Speech Advanced Specialist	15 to 30 (hourly)
Hearings Referee	75 to 200 (daily)
Janitor I	6.50 (hourly)

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Labor Maintenance Lead Worker	6.50 (hourly)
Laborer (Maintenance)	7.05 to 8.00 (hourly)
Maintenance Worker	6.50 (hourly)
Occupational Therapist Program Coordinator	49 to 160 (daily)
Office Aide	10.45 to 13.46 (hourly)
	78 to 101 (daily)
Office Assistant	12.18 to 16.04 (hourly)
	91 to 120 (daily)
Office Associate	12.24 to 16.42 (hourly)
	92 to 123 (daily)
Office Clerk	11.55 to 15.08 (hourly)
	87 to 113 (daily)
Optometrist	15 to 35 (hourly)
	50 to 160 (daily)
Physician	100 to 300 (daily)
Physician Specialist (A)	20 to 60 (hourly)
	100 to 325 (daily)
Physician Specialist (B)	20 to 70 (hourly)
	100 to 350 (daily)
Physician Specialist (C)	20 to 105 (hourly)
	100 to 360 (daily)
Physician Specialist (D)	20 to 115 (hourly)
	100 to 370 (daily)
Podiatrist	50 to 125 (daily)
Psychologist I	49 to 80 (daily)
Psychologist II	49 to 125 (daily)
Psychologist III	49 to 150 (daily)
Recreation Worker I	6.50 (hourly)
	49 (daily)
Registered Nurse I	49 to 54 (daily)
Registered Nurse I (2nd or 3rd shift)	49 to 56 (daily)
Registered Nurse I (Cook County)	49 to 58 (daily)
Registered Nurse I (Cook County – 2nd or 3rd shift)	49 to 59 (daily)
Registered Nurse II	49 to 58 (daily)
Registered Nurse II (2nd or 3rd shift)	49 to 59 (daily)
Registered Nurse II (Cook County)	49 to 60 (daily)
Registered Nurse II (Cook County – 2nd or 3rd shift)	49 to 62 (daily)
Revenue Tax Specialist I	14.10 to 19.49 (hourly)
	106 to 146 (daily)
Social Worker II	49 to 75 (daily)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Social Worker III	49 to 80 (daily)
Student Worker	6.50 to 10.288-00 (hourly)
Technical Advisor II	32 to 35 (hourly)
Technical Advisor III	32 to 60 (hourly)
Veterinarian II	95 to 130 (daily)

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

Section 310.270 Legislated and Contracted Rate

The rate of pay for employees occupying positions ~~that which~~ require payment in accordance with specified rates set forth in legislation or by contract ~~is. The positions and rates of pay in this Section are~~ as follows:

	<u>Annual Salary</u>
Arbitrator	\$97,790

When an Arbitrator is serving as an acting Commissioner of the Illinois Workers' Compensation Industrial Commission, the appropriate rate will be the same as the rate set for a Commissioner.

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

Section 310.280 Designated Rate

The rate of pay for a specific position or class of positions where it is deemed desirable to exclude ~~the positions~~ from the other requirements of this Pay Plan shall be only as designated by the Governor.

Department of Commerce & Economic Opportunity

Private Secretary II (Pos. No. 34202-42-00-000-01-02)	<u>Annual Salary</u> 60,000
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Department of Human Services

Administrative Assistant I (Pos. No. 00501-10-68-010-80-21)	<u>Annual Salary</u> 55,200
Medical Administrator V (Pos. No. 26406-10-76-000-00-01)	<u>Annual Salary</u> 186,000

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Illinois Labor Relations Board

Private Secretary II (Pos. No. 34202-50-19-000-00-01)	<u>Annual Salary</u> 51,900
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Department of Healthcare and Family Services
Aid

Senior Public Service Administrator (Pos. No. 40070-33-20-000-00-61)	<u>Annual Salary</u> 123,060
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Department of Public Health

Senior Public Service Administrator (Pos. No. 40070-20-80-000-00-81)	<u>Annual Salary</u> 134,000
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Department of Revenue

Public Service Administrator (Pos. No. 37015-25-61-140-80-01)	<u>Annual Salary</u> 76,668
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Public Service Administrator (Pos. No. 37015-25-61-140-90-01)	<u>Annual Salary</u> 74,904
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(Source: Amended at 29 Ill. Reg. _____, effective _____)

Section 310.290 Out-of-State or Foreign Service Rate

The out-of-state or foreign service rate is the rate of pay for employees occupying positions that ~~which~~ require payment in accordance with the economic conditions and social legislation of another state or foreign country. An adjustment may be made to the salary of an employee stationed in a foreign country to compensate for ~~a change in~~ the currency exchange rate. The Director of ~~the Department of~~ Central Management Services will, before approving an adjustment, consider the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances. (Effective July 1, 2003, adjustments, except those based on the currency exchange rate, increases are suspended for non-union positions and employees.)

 Title

Range Effective Fiscal

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

	Year 2006
Executive II	
(States Other Than California and New Jersey)	3269-5894
(CA, NJ)	3696-6663
Foreign Service Economic Development Executive I	3848-7082
Foreign Service Economic Development Executive II	4929-9283
Foreign Service Economic Development Representative	3269-5894
Office Administrator IV	
(States Other Than California and New Jersey)	2570-4452
(CA, NJ)	2906-5032
Office Assistant (Foreign Service)	2169-2862
Office Associate	
(States Other Than California and New Jersey)	2295-3081
(CA, NJ)	2595-3483
Office Coordinator	
(States Other Than California and New Jersey)	2370-3199
(CA, NJ)	2679-3617
Public Service Administrator	
(States Other Than California and New Jersey)	3445-7542
(CA, NJ)	3895-8525
Revenue Auditor Trainee	
(States Other Than California and New Jersey)	2645-3657
(CA, NJ)	2990-4134
Revenue Tax Specialist I	
(States Other Than California and New Jersey)	2645-3657
(CA, NJ)	2990-4134
Revenue Tax Specialist II	
(States Other Than California and New Jersey)	2861-4047
(CA, NJ)	3234-4575

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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Revenue Tax Specialist Trainee (States Other Than California and New Jersey) (CA, NJ)	2448-3335 2768-3770
Senior Public Service Administrator (States Other Than California and New Jersey) (CA, NJ)	4750-11161 5369-12617

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

SUBPART C: MERIT COMPENSATION SYSTEM

Section 310.410 Jurisdiction

The Merit Compensation System shall apply to all classes of positions designated below and in the ALPHABETIC INDEX OF POSITION TITLES. Also see Section 310.495 for the application of the Merit Compensation System for those Broad-Band titles listed with their salary ranges in ~~Section 310~~. Appendix G.

Position -Title	<u>Title Code</u>	Salary Plan
Accountant Supervisor	<u>00135</u>	MC-05
Activity Therapist Supervisor	<u>00163</u>	MC-07
Actuary III	<u>00203</u>	MC-16
Administrative Assistant I	<u>00501</u>	MC-04
Administrative Assistant II	<u>00502</u>	MC-06
Agricultural Marketing Representative	<u>00810</u>	MC-05
Assignment Coordinator	<u>01530</u>	MC-07
Assistant Automotive Shop Supervisor	<u>01565</u>	MC-03
Automotive Shop Supervisor	<u>03749</u>	MC-07
Boat Safety Inspection Supervisor	<u>04850</u>	MC-06
Building Construction Inspector I	<u>05541</u>	MC-04
Building Construction Inspector II	<u>05542</u>	MC-05
Business Manager	<u>05815</u>	MC-05
Commerce Commission Police Sergeant	<u>08457</u>	MC-07
Corrections Leisure Activities Specialist III	<u>09813</u>	MC-06
Corrections Leisure Activities Specialist IV	<u>09814</u>	MC-07
Corrections Vocational School Supervisor	<u>09880</u>	MC-05
Court Reporter Supervisor	<u>09903</u>	MC-08

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Data Processing Supervisor II	<u>11436</u>	MC-04
Data Processing Supervisor III	<u>11437</u>	MC-07
Dietary Manager I	<u>12501</u>	MC-03
Dietary Manager II	<u>12502</u>	MC-05
Disability Claims Analyst	<u>12540</u>	MC-06
Economic Development Representative I	<u>12931</u>	MC-05
Economic Development Representative II	<u>12932</u>	MC-07
Elections Specialist I		MC-03
Elections Specialist II		MC-05
Elections Specialist III		MC-07
Electrical Engineer	<u>13180</u>	MC-10
Employment Security Field Office Supervisor	<u>13600</u>	MC-06
Engineering Technician IV	<u>13734</u>	MC-07
Executive I	<u>13851</u>	MC-05
Equal Pay Specialist	<u>13837</u>	MC-04
Executive II	<u>13852</u>	MC-07
Executive Secretary II	<u>14032</u>	MC-01
Executive Secretary III	<u>14033</u>	MC-02
Facility Fire Chief	<u>14433</u>	MC-02
Guard Supervisor	<u>17685</u>	MC-01
Guardianship Supervisor	<u>17720</u>	MC-07
Highway Construction Supervisor I	<u>18525</u>	MC-07
Highway Construction Supervisor II	<u>18526</u>	MC-09
Historical Library Chief of Acquisitions	<u>18987</u>	MC-06
Human Rights Mediator	<u>19771</u>	MC-05
Human Rights Specialist III	<u>19780</u>	MC-07
Human Services Casework Manager	<u>19788</u>	MC-07
Industrial and Community Development Representative I	<u>21051</u>	MC-05
Industrial and Community Development Representative II	<u>21052</u>	MC-07
Internal Auditor I	<u>21721</u>	MC-05
Internal Security Investigator I	<u>21731</u>	MC-04
Internal Security Investigator II	<u>21732</u>	MC-07
International Marketing Representative I	<u>21761</u>	MC-05
Kidcare Supervisor I	<u>22001</u>	MC-06
Kidcare Supervisor II	<u>22002</u>	MC-07
Laundry Manager I	<u>23191</u>	MC-01
Liability Claims Adjuster II	<u>23372</u>	MC-06
Librarian II	<u>23402</u>	MC-05

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Lottery Regional Coordinator	<u>24504</u>	MC-07
Management Operations Analyst I	<u>25541</u>	MC-06
Manuscripts Manager	<u>25610</u>	MC-06
Meat and Poultry Inspector Supervisor	<u>26073</u>	MC-05
Mental Health Administrator I	<u>26811</u>	MC-05
Mental Health Administrator II	<u>26812</u>	MC-07
Methods and Procedures Advisor III	<u>27133</u>	MC-07
Mine Rescue Station Supervisor	<u>28155</u>	MC-01
Office Administrator IV	<u>29994</u>	MC-02
Office Administrator V	<u>29995</u>	MC-03
Plumbing Consultant	<u>32910</u>	MC-09
Police Lieutenant	<u>32977</u>	MC-09
Private Secretary I	<u>34201</u>	MC-02
Private Secretary II	<u>34202</u>	MC-04
Property Tax Analyst III	<u>34923</u>	MC-05
Public Aid Family Support Specialist II	<u>35842</u>	MC-05
Public Aid Quality Control Supervisor	<u>35900</u>	MC-07
Public Aid Staff Development Specialist III	<u>36073</u>	MC-06
Public Health Program Specialist III	<u>36613</u>	MC-07
Public Information Coordinator	<u>36750</u>	MC-06
Radiologic Technologist Chief	<u>37505</u>	MC-03
Rehabilitation Workshop Supervisor III	<u>38196</u>	MC-05
Reimbursement Officer II	<u>38200</u>	MC-05
Reproduction Service Supervisor I	<u>38201</u>	MC-02
Reproduction Service Supervisor II	<u>38202</u>	MC-04
Residential Care Program Supervisor I	<u>38271</u>	MC-06
Retirement System Disability Specialist	<u>38310</u>	MC-06
Safety Responsibility Analyst Supervisor	<u>38915</u>	MC-02
Security Officer Chief	<u>39875</u>	MC-04
Security Officer Lieutenant	<u>39876</u>	MC-02
Security Therapy Aide IV	<u>39904</u>	MC-05
Sign Shop Foreman	<u>41000</u>	MC-06
Staff Development Specialist I	<u>41771</u>	MC-05
Staff Development Technician II	<u>41782</u>	MC-03
Statistical Research Specialist III	<u>42743</u>	MC-06
Statistical Research Supervisor	<u>42745</u>	MC-07
Storekeeper III	<u>43053</u>	MC-01
Supervising Vehicle Testing Compliance Officer	<u>43680</u>	MC-06

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Switchboard Chief Operator	<u>44410</u>	MC-01
Technical Advisor I	<u>45251</u>	MC-05
Technical Advisor II	<u>45252</u>	MC-07
Telecommunications Supervisor	<u>45305</u>	MC-07
Utility Engineer I	<u>47451</u>	MC-05
Utility Engineer II	<u>47452</u>	MC-07
Vehicle Emissions Compliance Supervisor	<u>47583</u>	MC-05
Volunteer Services Coordinator III	<u>48483</u>	MC-07
Waterways Construction Supervisor I	<u>49061</u>	MC-05
Waterways Construction Supervisor II	<u>49062</u>	MC-07

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE G RC-045 (Automotive Mechanics, IFPE)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Pay Plan Unit</u>	<u>Code</u>	<u>July 1, 2005 Monthly Rate</u>	<u>January 1, 2006 Monthly Rate</u>
Auto & Body Repairer	<u>03680</u>	<u>RC-045</u>	<u>B</u>	4011	4131
Auto & Body Repairer	<u>03680</u>	<u>RC-045</u>	<u>Q</u>	4123	4278
Auto & Body Repairer	<u>03680</u>	<u>RC-045</u>	<u>S</u>	4181	4338
Automotive Attendant I	<u>03696</u>	<u>RC-045</u>	<u>B</u>	2422	2495
Automotive Attendant I	<u>03696</u>	<u>RC-045</u>	<u>Q</u>	2501	2595
Automotive Attendant I	<u>03696</u>	<u>RC-045</u>	<u>S</u>	2554	2650
Automotive Attendant II	<u>03697</u>	<u>RC-045</u>	<u>B</u>	2585	2663
Automotive Attendant II	<u>03697</u>	<u>RC-045</u>	<u>Q</u>	2669	2769
Automotive Attendant II	<u>03697</u>	<u>RC-045</u>	<u>S</u>	2721	2823
Automotive Mechanic	<u>03700</u>	<u>RC-045</u>	<u>B</u>	4011	4131
Automotive Mechanic	<u>03700</u>	<u>RC-045</u>	<u>Q</u>	4123	4278
Automotive Mechanic	<u>03700</u>	<u>RC-045</u>	<u>S</u>	4181	4338
Automotive Parts Warehouse	<u>03730</u>	<u>RC-045</u>	<u>B</u>	3852	3968
Automotive Parts Warehouse Specialist	<u>03734</u>	<u>RC-045</u>	<u>B</u>	3927	4045
Small Engine Mechanic	<u>41150</u>	<u>RC-045</u>	<u>B</u>	3532	3638
*Storekeeper I	<u>43051</u>	<u>RC-045</u>	<u>B</u>	3774	3887
*Storekeeper II	<u>43052</u>	<u>RC-045</u>	<u>B</u>	3854	3970

*Cook County only.

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE H RC-006 (Corrections Employees, AFSCME)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Salary Grade</u>	<u>Code</u>
Canine Specialist	<u>06500</u>	<u>RC-006</u>	<u>RC-006-14</u>	<u>06500</u>
Correctional Officer	<u>09675</u>	<u>RC-006</u>	<u>RC-006-09</u>	<u>09675</u>
Correctional Officer Trainee	<u>09676</u>	<u>RC-006</u>	<u>RC-006-05</u>	<u>09676</u>
Correctional Sergeant	<u>09717</u>	<u>RC-006</u>	<u>RC-006-12</u>	<u>09717</u>
Corrections Agricultural Lead Worker	<u>09747</u>	<u>RC-006</u>	<u>RC-006-12</u>	<u>09747</u>
Corrections Agricultural Supervisor	<u>09746</u>	<u>RC-006</u>	<u>RC-006-15</u>	<u>09746</u>
Corrections Clerk I	<u>09771</u>	<u>RC-006</u>	<u>RC-006-09</u>	<u>09771</u>
Corrections Clerk II	<u>09772</u>	<u>RC-006</u>	<u>RC-006-11</u>	<u>09772</u>
Corrections Food Service Supervisor I	<u>09793</u>	<u>RC-006</u>	<u>RC-006-11</u>	<u>09793</u>
Corrections Food Service Supervisor II	<u>09794</u>	<u>RC-006</u>	<u>RC-006-13</u>	<u>09794</u>
Corrections Grounds Supervisor	<u>09796</u>	<u>RC-006</u>	<u>RC-006-12</u>	<u>09796</u>
Corrections Identification Technician	<u>09801</u>	<u>RC-006</u>	<u>RC-006-11</u>	<u>09801</u>
Corrections Industry Lead Worker	<u>09805</u>	<u>RC-006</u>	<u>RC-006-12</u>	<u>09805</u>
Corrections Laundry Manager I	<u>09808</u>	<u>RC-006</u>	<u>RC-006-12</u>	<u>09808</u>
Corrections Locksmith	<u>09818</u>	<u>RC-006</u>	<u>RC-006-12</u>	<u>09818</u>
Corrections Maintenance Craftsman	<u>09821</u>	<u>RC-006</u>	<u>RC-006-12</u>	<u>09821</u>
Corrections Maintenance Worker	<u>09823</u>	<u>RC-006</u>	<u>RC-006-10</u>	<u>09823</u>
Corrections Medical Technician	<u>09824</u>	<u>RC-006</u>	<u>RC-006-10</u>	<u>09824</u>
Corrections Residence Counselor I	<u>09837</u>	<u>RC-006</u>	<u>RC-006-10</u>	<u>09837</u>
Corrections Supply Supervisor I	<u>09861</u>	<u>RC-006</u>	<u>RC-006-11</u>	<u>09861</u>
Corrections Supply Supervisor II	<u>09862</u>	<u>RC-006</u>	<u>RC-006-13</u>	<u>09862</u>
Corrections Transportation Officer I	<u>09871</u>	<u>RC-006</u>	<u>RC-006-11</u>	<u>09871</u>
Corrections Transportation Officer II	<u>09872</u>	<u>RC-006</u>	<u>RC-006-14</u>	<u>09872</u>
Corrections Utilities Operator	<u>09875</u>	<u>RC-006</u>	<u>RC-006-12</u>	<u>09875</u>
Corrections Vocational Instructor	<u>09879</u>	<u>RC-006</u>	<u>RC-006-12</u>	<u>09879</u>
Educator Aide	<u>13130</u>	<u>RC-006</u>	<u>RC-006-06</u>	<u>13130</u>
Housekeeper II	<u>19602</u>	<u>RC-006</u>	<u>RC-006-02</u>	<u>19602</u>
Pest Control Operator	<u>31810</u>	<u>RC-006</u>	<u>RC-006-06</u>	<u>31810</u>
Property and Supply Clerk II	<u>34792</u>	<u>RC-006</u>	<u>RC-006-04</u>	<u>34792</u>
Social Service Aide Trainee	<u>41285</u>	<u>RC-006</u>	<u>RC-006-01</u>	<u>41285</u>
Storekeeper I	<u>43051</u>	<u>RC-006</u>	<u>RC-006-07</u>	<u>43051</u>
Storekeeper II	<u>43052</u>	<u>RC-006</u>	<u>RC-006-08</u>	<u>43052</u>
Stores Clerk	<u>43060</u>	<u>RC-006</u>	<u>RC-006-03</u>	<u>43060</u>
Youth Supervisor I	<u>49911</u>	<u>RC-006</u>	<u>RC-006-06</u>	<u>49911</u>

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Youth Supervisor II	<u>49912</u>	<u>RC-006</u>	RC-006-09	<u>49912</u>
Youth Supervisor III	<u>49913</u>	<u>RC-006</u>	RC-006-12	<u>49913</u>
Youth Supervisor Trainee	<u>49915</u>	<u>RC-006</u>	RC-006-05	<u>49915</u>

Effective July 1, 2005

Bargaining Unit: RC-006

<u>Pay</u> <u>Grade</u>	<u>Pay Plan</u> <u>Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
01 Q	<u>Q</u>	2078	2125	2175	2226	2285	2343	2396	2462	2515	2620	2699
01 S	<u>S</u>	2132	2179	2228	2281	2338	2398	2449	2515	2569	2674	2755
02 Q	<u>Q</u>	2128	2178	2229	2282	2339	2395	2457	2519	2578	2684	2765
02 S	<u>S</u>	2182	2232	2284	2335	2394	2448	2511	2574	2631	2738	2819
03 Q	<u>Q</u>	2182	2233	2285	2339	2396	2467	2528	2589	2655	2761	2845
03 S	<u>S</u>	2236	2287	2338	2394	2449	2520	2582	2643	2709	2818	2903
04 Q	<u>Q</u>	2234	2286	2340	2396	2469	2531	2604	2672	2743	2863	2949
04 S	<u>S</u>	2288	2339	2395	2449	2522	2585	2658	2726	2798	2919	3007
05 Q	<u>Q</u>	2376	2433	2492	2552	2630	2714	2797	2887	2973	3112	3205
05 S	<u>S</u>	2431	2486	2546	2606	2684	2770	2854	2943	3028	3171	3267
06 Q	<u>Q</u>	2507	2568	2631	2695	2797	2888	2982	3080	3179	3349	3450
06 S	<u>S</u>	2561	2622	2685	2750	2854	2944	3041	3138	3241	3409	3512
07 Q	<u>Q</u>	2520	2582	2645	2711	2797	2895	2981	3088	3179	3343	3443
07 S	<u>S</u>	2576	2636	2699	2767	2854	2950	3040	3147	3241	3403	3505
08 Q	<u>Q</u>	2694	2761	2834	2908	3014	3122	3243	3353	3462	3653	3763
08 S	<u>S</u>	2749	2818	2890	2964	3072	3180	3303	3414	3524	3714	3825
09 Q	<u>Q</u>	2700	2768	2839	2913	3019	3131	3253	3368	3491	3680	3789
09 S	<u>S</u>	2755	2824	2896	2970	3077	3192	3314	3428	3552	3742	3855

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10Q	<u>Q</u>	2803	2875	2950	3027	3139	3271	3397	3524	3655	3861	3977
10S	<u>S</u>	2859	2933	3007	3087	3200	3332	3457	3586	3717	3923	4040
11Q	<u>Q</u>	2923	3000	3081	3167	3298	3425	3571	3706	3849	4070	4191
11S	<u>S</u>	2979	3057	3139	3227	3357	3485	3632	3768	3914	4132	4256
12Q	<u>Q</u>	3037	3119	3208	3299	3438	3587	3736	3882	4029	4259	4386
12S	<u>S</u>	3096	3179	3267	3358	3501	3651	3797	3946	4090	4322	4452
13Q	<u>Q</u>	3173	3264	3355	3452	3609	3771	3930	4091	4256	4501	4637
13S	<u>S</u>	3234	3324	3416	3512	3671	3834	3994	4154	4318	4563	4700
14Q	<u>Q</u>	3222	3313	3407	3506	3670	3837	3995	4157	4322	4576	4713
14S	<u>S</u>	3282	3374	3467	3569	3733	3898	4058	4219	4383	4638	4777
15Q	<u>Q</u>	3324	3419	3517	3621	3790	3962	4125	4301	4471	4729	4871
15S	<u>S</u>	3384	3479	3580	3683	3853	4027	4188	4366	4534	4792	4935

Effective January 1, 2006

Bargaining Unit: RC-006

<u>Pay</u> <u>Grade</u>	<u>Pay Plan</u> <u>Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
01Q	<u>Q</u>	2156	2205	2257	2309	2371	2431	2486	2554	2609	2718	2800
01S	<u>S</u>	2212	2261	2312	2367	2426	2488	2541	2609	2665	2774	2858
02Q	<u>Q</u>	2208	2260	2313	2368	2427	2485	2549	2613	2675	2785	2869
02S	<u>S</u>	2264	2316	2370	2423	2484	2540	2605	2671	2730	2841	2925
03Q	<u>Q</u>	2264	2317	2371	2427	2486	2560	2623	2686	2755	2865	2952
03S	<u>S</u>	2320	2373	2426	2484	2541	2615	2679	2742	2811	2924	3012
04Q	<u>Q</u>	2318	2372	2428	2486	2562	2626	2702	2772	2846	2970	3060

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04 S	<u>S</u>	2374	2427	2485	2541	2617	2682	2758	2828	2903	3028	3120
05 Q	<u>Q</u>	2465	2524	2585	2648	2729	2816	2902	2995	3084	3229	3325
05 S	<u>S</u>	2522	2579	2641	2704	2785	2874	2961	3053	3142	3290	3390
06 Q	<u>Q</u>	2601	2664	2730	2796	2902	2996	3094	3196	3298	3475	3579
06 S	<u>S</u>	2657	2720	2786	2853	2961	3054	3155	3256	3363	3537	3644
07 Q	<u>Q</u>	2615	2679	2744	2813	2902	3004	3093	3204	3298	3468	3572
07 S	<u>S</u>	2673	2735	2800	2871	2961	3061	3154	3265	3363	3531	3636
08 Q	<u>Q</u>	2795	2865	2940	3017	3127	3239	3365	3479	3592	3790	3904
08 S	<u>S</u>	2852	2924	2998	3075	3187	3299	3427	3542	3656	3853	3968
09 Q	<u>Q</u>	2801	2872	2945	3022	3132	3248	3375	3494	3622	3818	3931
09 S	<u>S</u>	2858	2930	3005	3081	3192	3312	3438	3557	3685	3882	4000
10 Q	<u>Q</u>	2908	2983	3061	3141	3257	3394	3524	3656	3792	4006	4126
10 S	<u>S</u>	2966	3043	3120	3203	3320	3457	3587	3720	3856	4070	4192
11 Q	<u>Q</u>	3033	3113	3197	3286	3422	3553	3705	3845	3993	4223	4348
11 S	<u>S</u>	3091	3172	3257	3348	3483	3616	3768	3909	4061	4287	4416
12 Q	<u>Q</u>	3151	3236	3328	3423	3567	3722	3876	4028	4180	4419	4550
12 S	<u>S</u>	3212	3298	3390	3484	3632	3788	3939	4094	4243	4484	4619
13 Q	<u>Q</u>	3292	3386	3481	3581	3744	3912	4077	4244	4416	4670	4811
13 S	<u>S</u>	3355	3449	3544	3644	3809	3978	4144	4310	4480	4734	4876
14 Q	<u>Q</u>	3343	3437	3535	3637	3808	3981	4145	4313	4484	4748	4890
14 S	<u>S</u>	3405	3501	3597	3703	3873	4044	4210	4377	4547	4812	4956
15 Q	<u>Q</u>	3449	3547	3649	3757	3932	4111	4280	4462	4639	4906	5054
15 S	<u>S</u>	3511	3609	3714	3821	3997	4178	4345	4530	4704	4972	5120

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE I RC-009 (Institutional Employees, AFSCME)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Salary Grade</u>	<u>Code</u>
Activity Program Aide I	<u>00151</u>	<u>RC-009</u>	<u>RC-009-03</u>	<u>00151</u>
Activity Program Aide II	<u>00152</u>	<u>RC-009</u>	<u>RC-009-05</u>	<u>00152</u>
Apparel/Dry Goods Specialist I	<u>01231</u>	<u>RC-009</u>	<u>RC-009-05</u>	<u>01231</u>
Apparel/Dry Goods Specialist II	<u>01232</u>	<u>RC-009</u>	<u>RC-009-09</u>	<u>01232</u>
Apparel/Dry Goods Specialist III	<u>01233</u>	<u>RC-009</u>	<u>RC-009-23</u>	<u>01233</u>
Clinical Laboratory Associate	<u>08200</u>	<u>RC-009</u>	<u>RC-009-08</u>	<u>08200</u>
Clinical Laboratory Phlebotomist	<u>08213</u>	<u>RC-009</u>	<u>RC-009-06</u>	<u>08213</u>
Clinical Laboratory Technician I	<u>08215</u>	<u>RC-009</u>	<u>RC-009-16</u>	<u>08215</u>
Clinical Laboratory Technician II	<u>08216</u>	<u>RC-009</u>	<u>RC-009-22</u>	<u>08216</u>
Cook I	<u>09601</u>	<u>RC-009</u>	<u>RC-009-07</u>	<u>09601</u>
Cook II	<u>09602</u>	<u>RC-009</u>	<u>RC-009-14</u>	<u>09602</u>
Educator Aide	<u>13130</u>	<u>RC-009</u>	<u>RC-009-19</u>	<u>13130</u>
Facility Assistant Fire Chief	<u>14430</u>	<u>RC-009</u>	<u>RC-009-21</u>	<u>14430</u>
Facility Fire Safety Coordinator	<u>14435</u>	<u>RC-009</u>	<u>RC-009-21</u>	<u>14435</u>
Facility Firefighter	<u>14439</u>	<u>RC-009</u>	<u>RC-009-16</u>	<u>14439</u>
Florist II	<u>15652</u>	<u>RC-009</u>	<u>RC-009-19</u>	<u>15652</u>
Institutional Maintenance Worker	<u>21465</u>	<u>RC-009</u>	<u>RC-009-10</u>	<u>21465</u>
Laboratory Assistant	<u>22995</u>	<u>RC-009</u>	<u>RC-009-02</u>	<u>22995</u>
Laboratory Associate I	<u>22997</u>	<u>RC-009</u>	<u>RC-009-16</u>	<u>22997</u>
Laboratory Associate II	<u>22998</u>	<u>RC-009</u>	<u>RC-009-22</u>	<u>22998</u>
Licensed Practical Nurse I	<u>23551</u>	<u>RC-009</u>	<u>RC-009-16</u>	<u>23551</u>
Licensed Practical Nurse II	<u>23552</u>	<u>RC-009</u>	<u>RC-009-21</u>	<u>23552</u>
Locksmith	<u>24300</u>	<u>RC-009</u>	<u>RC-009-27</u>	<u>24300</u>
Mental Health Technician I	<u>27011</u>	<u>RC-009</u>	<u>RC-009-05</u>	<u>27011</u>
Mental Health Technician II	<u>27012</u>	<u>RC-009</u>	<u>RC-009-09</u>	<u>27012</u>
Mental Health Technician III	<u>27013</u>	<u>RC-009</u>	<u>RC-009-12</u>	<u>27013</u>
Mental Health Technician IV	<u>27014</u>	<u>RC-009</u>	<u>RC-009-14</u>	<u>27014</u>
Mental Health Technician V	<u>27015</u>	<u>RC-009</u>	<u>RC-009-17</u>	<u>27015</u>
Mental Health Technician VI	<u>27016</u>	<u>RC-009</u>	<u>RC-009-18</u>	<u>27016</u>
Mental Health Technician Trainee	<u>27021</u>	<u>RC-009</u>	<u>RC-009-01</u>	<u>27021</u>
Musician	<u>28805</u>	<u>RC-009</u>	<u>RC-009-12</u>	<u>28805</u>
Pest Control Operator	<u>31810</u>	<u>RC-009</u>	<u>RC-009-15</u>	<u>31810</u>
Physical Therapy Aide I	<u>32191</u>	<u>RC-009</u>	<u>RC-009-04</u>	<u>32191</u>
Physical Therapy Aide II	<u>32192</u>	<u>RC-009</u>	<u>RC-009-10</u>	<u>32192</u>

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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Physical Therapy Aide III	<u>32193</u>	<u>RC-009</u>	RC-009-17	<u>32193</u>
Rehabilitation Workshop Instructor I	<u>38192</u>	<u>RC-009</u>	RC-009-12	<u>38192</u>
Rehabilitation Workshop Instructor II	<u>38193</u>	<u>RC-009</u>	RC-009-20	<u>38193</u>
Residential Care Worker	<u>38277</u>	<u>RC-009</u>	RC-009-20	<u>38277</u>
Residential Care Worker Trainee	<u>38279</u>	<u>RC-009</u>	RC-009-11	<u>38279</u>
Security Therapy Aide I	<u>39901</u>	<u>RC-009</u>	RC-009-24	<u>39901</u>
Security Therapy Aide II	<u>39902</u>	<u>RC-009</u>	RC-009-25	<u>39902</u>
Security Therapy Aide III	<u>39903</u>	<u>RC-009</u>	RC-009-26	<u>39903</u>
Security Therapy Aide Trainee	<u>39905</u>	<u>RC-009</u>	RC-009-13	<u>39905</u>
Social Service Aide I	<u>41281</u>	<u>RC-009</u>	RC-009-12	<u>41281</u>
Social Service Aide II	<u>41282</u>	<u>RC-009</u>	RC-009-17	<u>41282</u>
Social Service Aide Trainee	<u>41285</u>	<u>RC-009</u>	RC-009-02	<u>41285</u>
Support Service Coordinator I	<u>44221</u>	<u>RC-009</u>	RC-009-15	<u>44221</u>
Support Service Coordinator II	<u>44222</u>	<u>RC-009</u>	RC-009-22	<u>44222</u>
Support Service Lead	<u>44225</u>	<u>RC-009</u>	RC-009-07	<u>44225</u>
Support Service Worker	<u>44238</u>	<u>RC-009</u>	RC-009-04	<u>44238</u>
Transportation Officer	<u>45830</u>	<u>RC-009</u>	RC-009-25	<u>45830</u>
Veterans Nursing Assistant – Certified	<u>47750</u>	<u>RC-009</u>	RC-009-12	<u>47750</u>

Effective July 1, 2005

Bargaining Unit: RC-009

<u>Pay</u> <u>Grade</u>	<u>Pay Plan</u> <u>Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
01	<u>B</u>	1918	1962	2009	2057	2103	2161	2213	2264	2317	2414	2488
01Q	<u>Q</u>	1977	2024	2072	2122	2171	2229	2284	2336	2392	2493	2567
02	<u>B</u>	1960	2007	2055	2103	2161	2217	2268	2332	2383	2485	2559
02Q	<u>Q</u>	2022	2070	2120	2171	2229	2288	2340	2406	2460	2565	2642
03	<u>B</u>	1975	2022	2070	2120	2186	2256	2327	2402	2478	2579	2655
03Q	<u>Q</u>	2036	2085	2135	2186	2255	2329	2401	2480	2557	2662	2742
04	<u>B</u>	2010	2058	2107	2157	2213	2267	2327	2387	2443	2546	2621
04Q	<u>Q</u>	2073	2123	2174	2226	2284	2339	2401	2464	2521	2629	2707
05	<u>B</u>	2024	2072	2122	2173	2240	2311	2383	2460	2539	2641	2719

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05Q	<u>Q</u>	2087	2137	2188	2242	2312	2387	2460	2541	2621	2727	2809
06	<u>B</u>	2067	2117	2168	2220	2281	2341	2407	2468	2536	2643	2721
06Q	<u>Q</u>	2132	2183	2236	2290	2354	2416	2485	2549	2618	2730	2811
07	<u>B</u>	2111	2162	2214	2268	2339	2397	2467	2534	2600	2712	2794
07Q	<u>Q</u>	2178	2231	2285	2340	2413	2475	2548	2616	2685	2805	2889
08	<u>B</u>	2123	2174	2227	2281	2344	2412	2481	2548	2618	2738	2819
08Q	<u>Q</u>	2189	2243	2297	2354	2419	2491	2561	2631	2705	2831	2916
09	<u>B</u>	2130	2181	2234	2288	2360	2436	2512	2594	2680	2794	2877
09Q	<u>Q</u>	2197	2250	2304	2361	2437	2514	2594	2679	2769	2889	2975
10	<u>B</u>	2176	2229	2283	2339	2407	2474	2547	2616	2691	2817	2902
10Q	<u>Q</u>	2245	2299	2356	2413	2485	2553	2630	2702	2782	2913	3001
11	<u>B</u>	2181	2234	2288	2344	2417	2490	2568	2638	2713	2842	2926
11Q	<u>Q</u>	2250	2304	2361	2419	2497	2570	2653	2723	2806	2939	3026
12	<u>B</u>	2192	2245	2300	2356	2432	2509	2590	2672	2762	2883	2969
12Q	<u>Q</u>	2261	2317	2374	2433	2510	2591	2674	2761	2857	2980	3070
13	<u>B</u>	2248	2303	2359	2417	2493	2573	2652	2737	2818	2951	3039
13Q	<u>Q</u>	2321	2377	2436	2497	2574	2658	2740	2829	2914	3053	3145
14	<u>B</u>	2252	2307	2364	2424	2500	2584	2664	2753	2848	2973	3063
14Q	<u>Q</u>	2325	2383	2441	2502	2582	2667	2753	2846	2945	3077	3169
15	<u>B</u>	2302	2358	2416	2478	2553	2640	2722	2815	2896	3035	3126
15Q	<u>Q</u>	2376	2435	2495	2557	2637	2726	2814	2911	2995	3142	3236
16	<u>B</u>	2319	2377	2436	2496	2587	2664	2752	2839	2927	3076	3169
16Q	<u>Q</u>	2394	2453	2514	2578	2671	2753	2845	2936	3027	3188	3282

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NOTICE OF PROPOSED AMENDMENTS

17	<u>B</u>	2322	2379	2438	2498	2579	2664	2751	2846	2941	3088	3180
17Q	<u>Q</u>	2396	2455	2516	2580	2662	2753	2844	2943	3043	3200	3296
18	<u>B</u>	2343	2401	2460	2521	2602	2691	2781	2875	2971	3113	3207
18Q	<u>Q</u>	2418	2479	2541	2604	2688	2782	2875	2974	3075	3226	3322
19	<u>B</u>	2376	2434	2494	2556	2652	2738	2828	2920	3011	3170	3265
19Q	<u>Q</u>	2451	2512	2576	2640	2740	2831	2924	3020	3116	3286	3385
20	<u>B</u>	2394	2453	2514	2579	2672	2760	2855	2949	3045	3229	3326
20Q	<u>Q</u>	2471	2533	2597	2662	2761	2855	2951	3051	3153	3348	3448
21	<u>B</u>	2460	2521	2586	2651	2742	2828	2925	3024	3126	3298	3397
21Q	<u>Q</u>	2541	2604	2670	2738	2835	2924	3025	3131	3241	3418	3520
22	<u>B</u>	2497	2559	2623	2691	2790	2883	2990	3088	3202	3374	3475
22Q	<u>Q</u>	2579	2643	2710	2782	2885	2980	3096	3200	3318	3498	3603
23	<u>B</u>	2555	2619	2687	2756	2858	2958	3069	3175	3279	3458	3562
23Q	<u>Q</u>	2639	2706	2776	2850	2955	3061	3179	3292	3399	3588	3696
24	<u>B</u>	2560	2624	2692	2762	2863	2967	3079	3190	3306	3483	3587
24Q	<u>Q</u>	2644	2711	2783	2857	2961	3071	3191	3306	3428	3616	3725
25	<u>B</u>	2771	2846	2921	3000	3121	3243	3382	3510	3648	3860	3975
25Q	<u>Q</u>	2866	2943	3021	3105	3234	3361	3507	3642	3785	4005	4125
26	<u>B</u>	2879	2957	3037	3122	3259	3396	3539	3681	3819	4042	4164
26Q	<u>Q</u>	2978	3059	3146	3235	3378	3522	3672	3819	3962	4195	4321
27	<u>B</u>	3014	3097	3184	3274	3414	3561	3709	3854	3999	4227	4354
27Q	<u>Q</u>	3122	3210	3300	3395	3540	3696	3848	3999	4150	4385	4518

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NOTICE OF PROPOSED AMENDMENTS

Effective January 1, 2006

Bargaining Unit: RC-009

<u>Pay</u> <u>Grade</u>	<u>Pay Plan</u> <u>Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
01	<u>B</u>	1976	2021	2069	2119	2166	2226	2279	2332	2387	2486	2563
01Q	<u>Q</u>	2051	2100	2150	2202	2252	2313	2370	2424	2482	2586	2663
02	<u>B</u>	2019	2067	2117	2166	2226	2284	2336	2402	2454	2560	2636
02Q	<u>Q</u>	2098	2148	2200	2252	2313	2374	2428	2496	2552	2661	2741
03	<u>B</u>	2034	2083	2132	2184	2252	2324	2397	2474	2552	2656	2735
03Q	<u>Q</u>	2112	2163	2215	2268	2340	2416	2491	2573	2653	2762	2845
04	<u>B</u>	2070	2120	2170	2222	2279	2335	2397	2459	2516	2622	2700
04Q	<u>Q</u>	2151	2203	2256	2309	2370	2427	2491	2556	2616	2728	2809
05	<u>B</u>	2085	2134	2186	2238	2307	2380	2454	2534	2615	2720	2801
05Q	<u>Q</u>	2165	2217	2270	2326	2399	2477	2552	2636	2719	2829	2914
06	<u>B</u>	2129	2181	2233	2287	2349	2411	2479	2542	2612	2722	2803
06Q	<u>Q</u>	2212	2265	2320	2376	2442	2507	2578	2645	2716	2832	2916
07	<u>B</u>	2174	2227	2280	2336	2409	2469	2541	2610	2678	2793	2878
07Q	<u>Q</u>	2260	2315	2371	2428	2503	2568	2644	2714	2786	2910	2997
08	<u>B</u>	2187	2239	2294	2349	2414	2484	2555	2624	2697	2820	2904
08Q	<u>Q</u>	2271	2327	2383	2442	2510	2584	2657	2730	2806	2937	3025
09	<u>B</u>	2194	2246	2301	2357	2431	2509	2587	2672	2760	2878	2963
09Q	<u>Q</u>	2279	2334	2390	2450	2528	2608	2691	2779	2873	2997	3087
10	<u>B</u>	2241	2296	2351	2409	2479	2548	2623	2694	2772	2902	2989
10Q	<u>Q</u>	2329	2385	2444	2503	2578	2649	2729	2803	2886	3022	3114

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11	<u>B</u>	2246	2301	2357	2414	2490	2565	2645	2717	2794	2927	3014
11Q	<u>Q</u>	2334	2390	2450	2510	2591	2666	2752	2825	2911	3049	3139
12	<u>B</u>	2258	2312	2369	2427	2505	2584	2668	2752	2845	2969	3058
12Q	<u>Q</u>	2346	2404	2463	2524	2604	2688	2774	2865	2964	3092	3185
13	<u>B</u>	2315	2372	2430	2490	2568	2650	2732	2819	2903	3040	3130
13Q	<u>Q</u>	2408	2466	2527	2591	2671	2758	2843	2935	3023	3167	3263
14	<u>B</u>	2320	2376	2435	2497	2575	2662	2744	2836	2933	3062	3155
14Q	<u>Q</u>	2412	2472	2533	2596	2679	2767	2856	2953	3055	3192	3288
15	<u>B</u>	2371	2429	2488	2552	2630	2719	2804	2899	2983	3126	3220
15Q	<u>Q</u>	2465	2526	2589	2653	2736	2828	2920	3020	3107	3260	3357
16	<u>B</u>	2389	2448	2509	2571	2665	2744	2835	2924	3015	3168	3264
16Q	<u>Q</u>	2484	2545	2608	2675	2771	2856	2952	3046	3141	3308	3405
17	<u>B</u>	2392	2450	2511	2573	2656	2744	2834	2931	3029	3181	3275
17Q	<u>Q</u>	2486	2547	2610	2677	2762	2856	2951	3053	3157	3320	3420
18	<u>B</u>	2413	2473	2534	2597	2680	2772	2864	2961	3060	3206	3303
18Q	<u>Q</u>	2509	2572	2636	2702	2789	2886	2983	3086	3190	3347	3447
19	<u>B</u>	2447	2507	2569	2633	2732	2820	2913	3008	3101	3265	3363
19Q	<u>Q</u>	2543	2606	2673	2739	2843	2937	3034	3133	3233	3409	3512
20	<u>B</u>	2466	2527	2589	2656	2752	2843	2941	3037	3136	3326	3426
20Q	<u>Q</u>	2564	2628	2694	2762	2865	2962	3062	3165	3271	3474	3577
21	<u>B</u>	2534	2597	2664	2731	2824	2913	3013	3115	3220	3397	3499
21Q	<u>Q</u>	2636	2702	2770	2841	2941	3034	3138	3248	3363	3546	3652

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22	<u>B</u>	2572	2636	2702	2772	2874	2969	3080	3181	3298	3475	3579
22Q	<u>Q</u>	2676	2742	2812	2886	2993	3092	3212	3320	3442	3629	3738
23	<u>B</u>	2632	2698	2768	2839	2944	3047	3161	3270	3377	3562	3669
23Q	<u>Q</u>	2738	2807	2880	2957	3066	3176	3298	3415	3526	3723	3835
24	<u>B</u>	2637	2703	2773	2845	2949	3056	3171	3286	3405	3587	3695
24Q	<u>Q</u>	2743	2813	2887	2964	3072	3186	3311	3430	3557	3752	3865
25	<u>B</u>	2854	2931	3009	3090	3215	3340	3483	3615	3757	3976	4094
25Q	<u>Q</u>	2973	3053	3134	3221	3355	3487	3639	3779	3927	4155	4280
26	<u>B</u>	2965	3046	3128	3216	3357	3498	3645	3791	3934	4163	4289
26Q	<u>Q</u>	3090	3174	3264	3356	3505	3654	3810	3962	4111	4352	4483
27	<u>B</u>	3104	3190	3280	3372	3516	3668	3820	3970	4119	4354	4485
27Q	<u>Q</u>	3239	3330	3424	3522	3673	3835	3992	4149	4306	4549	4687

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE J RC-014 (Clerical Employees, AFSCME)**

	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Salary Grade</u>	<u>Code</u>
Account Clerk I	<u>00111</u>	<u>RC-014</u>	<u>RC-014-05</u>	<u>00111</u>
Account Clerk II	<u>00112</u>	<u>RC-014</u>	<u>RC-014-07</u>	<u>00112</u>
Account Technician I	<u>00115</u>	<u>RC-014</u>	<u>RC-014-10</u>	<u>00115</u>
Account Technician II	<u>00116</u>	<u>RC-014</u>	<u>RC-014-12</u>	<u>00116</u>
Administrative Services Worker Trainee	<u>00600</u>	<u>RC-014</u>	<u>RC-014-02</u>	<u>00600</u>
Aircraft Dispatcher	<u>00951</u>	<u>RC-014</u>	<u>RC-014-12</u>	<u>00951</u>
Aircraft Lead Dispatcher	<u>00952</u>	<u>RC-014</u>	<u>RC-014-14</u>	<u>00952</u>
Audio Visual Technician I	<u>03501</u>	<u>RC-014</u>	<u>RC-014-06</u>	<u>03501</u>
Audio Visual Technician II	<u>03502</u>	<u>RC-014</u>	<u>RC-014-09</u>	<u>03502</u>
Buyer Assistant	<u>05905</u>	<u>RC-014</u>	<u>RC-014-10</u>	<u>05905</u>
Check Issuance Machine Operator	<u>06920</u>	<u>RC-014</u>	<u>RC-014-09</u>	<u>06920</u>
Clerical Trainee	<u>08050</u>	<u>RC-014</u>	<u>RC-014-TR</u>	<u>08050</u>
Communications Dispatcher	<u>08815</u>	<u>RC-014</u>	<u>RC-014-09</u>	<u>08815</u>
Communications Equipment Technician I	<u>08831</u>	<u>RC-014</u>	<u>RC-014-17</u>	<u>08831</u>
Communications Equipment Technician II	<u>08832</u>	<u>RC-014</u>	<u>RC-014-19</u>	<u>08832</u>
Communications Equipment Technician III	<u>08833</u>	<u>RC-014</u>	<u>RC-014-20</u>	<u>08833</u>
Court Reporter	<u>09900</u>	<u>RC-014</u>	<u>RC-014-15</u>	<u>09900</u>
Data Processing Assistant	<u>11420</u>	<u>RC-014</u>	<u>RC-014-06</u>	<u>11420</u>
Data Processing Operator	<u>11425</u>	<u>RC-014</u>	<u>RC-014-04</u>	<u>11425</u>
Data Processing Operator Trainee	<u>11428</u>	<u>RC-014</u>	<u>RC-014-02</u>	<u>11428</u>
Drafting Worker	<u>12749</u>	<u>RC-014</u>	<u>RC-014-11</u>	<u>12749</u>
Electronic Equipment Installer/Repairer	<u>13340</u>	<u>RC-014</u>	<u>RC-014-10</u>	<u>13340</u>
Electronic Equipment Installer/Repairer Lead Worker	<u>13345</u>	<u>RC-014</u>	<u>RC-014-12</u>	<u>13345</u>
Electronics Technician	<u>13360</u>	<u>RC-014</u>	<u>RC-014-15</u>	<u>13360</u>
Emergency Response Lead Telecommunicator	<u>13540</u>	<u>RC-014</u>	<u>RC-014-12</u>	<u>13540</u>
Emergency Response Telecommunicator	<u>13543</u>	<u>RC-014</u>	<u>RC-014-10</u>	<u>13543</u>
Engineering Technician II	<u>13732</u>	<u>RC-014</u>	<u>RC-014-13</u>	<u>13732</u>
Engineering Technician III	<u>13733</u>	<u>RC-014</u>	<u>RC-014-16</u>	<u>13733</u>
Executive Secretary I	<u>14031</u>	<u>RC-014</u>	<u>RC-014-11</u>	<u>14031</u>
Executive Secretary II	<u>14032</u>	<u>RC-014</u>	<u>RC-014-14</u>	<u>14032</u>
Graphic Arts Designer	<u>17366</u>	<u>RC-014</u>	<u>RC-014-14</u>	<u>17366</u>

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Graphic Arts Designer Supervisor	<u>17365</u>	<u>RC-014</u>	RC-014-18	17365
Graphic Arts Technician	<u>17400</u>	<u>RC-014</u>	RC-014-12	17400
Industrial Commission Reporter	<u>21080</u>	<u>RC-014</u>	RC-014-16	21080
Industrial Commission Technician	<u>21095</u>	<u>RC-014</u>	RC-014-11	21095
Insurance Analyst I	<u>21561</u>	<u>RC-014</u>	RC-014-09	21561
Insurance Analyst II	<u>21562</u>	<u>RC-014</u>	RC-014-12	21562
Insurance Analyst Trainee	<u>21566</u>	<u>RC-014</u>	RC-014-07	21566
Intermittent Clerk	<u>21686</u>	<u>RC-014</u>	RC-014-02H	21686
Library Aide I	<u>23421</u>	<u>RC-014</u>	RC-014-03	23421
Library Aide II	<u>23422</u>	<u>RC-014</u>	RC-014-05	23422
Library Aide III	<u>23423</u>	<u>RC-014</u>	RC-014-07	23423
Library Technical Assistant	<u>23450</u>	<u>RC-014</u>	RC-014-10	23450
Lottery Telemarketing Representative	<u>24520</u>	<u>RC-014</u>	RC-014-09	24520
Microfilm Laboratory Technician I	<u>27175</u>	<u>RC-014</u>	RC-014-07	27175
Microfilm Laboratory Technician II	<u>27176</u>	<u>RC-014</u>	RC-014-09	27176
Microfilm Operator I	<u>27181</u>	<u>RC-014</u>	RC-014-04	27181
Microfilm Operator II	<u>27182</u>	<u>RC-014</u>	RC-014-06	27182
Microfilm Operator III	<u>27183</u>	<u>RC-014</u>	RC-014-08	27183
Office Aide	<u>30005</u>	<u>RC-014</u>	RC-014-02	30005
Office Assistant	<u>30010</u>	<u>RC-014</u>	RC-014-06	30010
Office Associate	<u>30015</u>	<u>RC-014</u>	RC-014-08	30015
Office Clerk	<u>30020</u>	<u>RC-014</u>	RC-014-04	30020
Office Coordinator	<u>30025</u>	<u>RC-014</u>	RC-014-09	30025
Photographer I	<u>32085</u>	<u>RC-014</u>	RC-014-11	32085
Photographer II	<u>32086</u>	<u>RC-014</u>	RC-014-14	32086
Photographer III	<u>32087</u>	<u>RC-014</u>	RC-014-15	32087
Photographic Technician I	<u>32091</u>	<u>RC-014</u>	RC-014-11	32091
Photographic Technician II	<u>32092</u>	<u>RC-014</u>	RC-014-14	32092
Photographic Technician III	<u>32093</u>	<u>RC-014</u>	RC-014-15	32093
Procurement Representative	<u>34540</u>	<u>RC-014</u>	RC-014-09	34540
Property and Supply Clerk I	<u>34791</u>	<u>RC-014</u>	RC-014-03.5	34791
Property and Supply Clerk II	<u>34792</u>	<u>RC-014</u>	RC-014-05.5	34792
Property and Supply Clerk III	<u>34793</u>	<u>RC-014</u>	RC-014-08	34793
Property Tax Examiner	<u>34930</u>	<u>RC-014</u>	RC-014-09	34930
Rehabilitation Case Coordinator I	<u>38141</u>	<u>RC-014</u>	RC-014-08	38141
Rehabilitation Case Coordinator II	<u>38142</u>	<u>RC-014</u>	RC-014-10	38142
Reproduction Service Technician I	<u>38203</u>	<u>RC-014</u>	RC-014-05	38203
Reproduction Service Technician II	<u>38204</u>	<u>RC-014</u>	RC-014-09	38204
Reproduction Service Technician III	<u>38205</u>	<u>RC-014</u>	RC-014-11	38205
Safety Responsibility Analyst	<u>38910</u>	<u>RC-014</u>	RC-014-12	38910

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Storekeeper I	<u>43051</u>	<u>RC-014</u>	RC-014-10.5	<u>43051</u>
Storekeeper II	<u>43052</u>	<u>RC-014</u>	RC-014-12.5	<u>43052</u>
Storekeeper III	<u>43053</u>	<u>RC-014</u>	RC-014-14	<u>43053</u>
Stores Clerk	<u>43060</u>	<u>RC-014</u>	RC-014-04.5	<u>43060</u>
Switchboard Operator I	<u>44411</u>	<u>RC-014</u>	RC-014-05	<u>44411</u>
Switchboard Operator II	<u>44412</u>	<u>RC-014</u>	RC-014-07	<u>44412</u>
Switchboard Operator III	<u>44413</u>	<u>RC-014</u>	RC-014-09	<u>44413</u>
Telecommunicator – Command Center	<u>45316</u>	<u>RC-014</u>	RC-014-13	<u>45316</u>
Telecommunicator Lead Worker – Command Center	<u>45318</u>	<u>RC-014</u>	RC-014-15	<u>45318</u>
Telecommunicator	<u>45321</u>	<u>RC-014</u>	RC-014-12	<u>45321</u>
Telecommunicator – Call Taker	<u>45322</u>	<u>RC-014</u>	RC-014-14	<u>45322</u>
Telecommunicator – Lead Call Taker	<u>45323</u>	<u>RC-014</u>	RC-014-16	<u>45323</u>
Telecommunicator Lead Worker	<u>45324</u>	<u>RC-014</u>	RC-014-14	<u>45324</u>
Telecommunicator Trainee	<u>45325</u>	<u>RC-014</u>	RC-014-10	<u>45325</u>
Telecommunicator Specialist	<u>45326</u>	<u>RC-014</u>	RC-014-15	<u>45326</u>
Telecommunicator Lead Specialist	<u>45327</u>	<u>RC-014</u>	RC-014-17	<u>45327</u>
Vehicle Permit Evaluator	<u>47585</u>	<u>RC-014</u>	RC-014-11	<u>47585</u>
Veterans Service Officer Associate	<u>47804</u>	<u>RC-014</u>	RC-014-13	<u>47804</u>

Effective July 1, 2005

Bargaining Unit: RC-014

<u>Pay Grade</u>	<u>Pay Plan Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
02	<u>B</u>	1878	1922	1967	2013	2057	2103	2160	2209	2259	2344	2414
02 Q	<u>Q</u>	1936	1981	2028	2076	2122	2171	2228	2281	2332	2419	2492
02 S	<u>S</u>	1990	2035	2082	2131	2176	2224	2283	2334	2387	2474	2548
02H	<u>B</u>	11.56	11.83	12.1	12.39	12.66	12.94	13.29	13.59	13.9	14.42	14.86
02H Q	<u>Q</u>	11.91	12.19	12.48	12.78	13.06	13.36	13.71	14.04	14.35	14.89	15.34
02H S	<u>S</u>	12.25	12.52	12.81	13.11	13.39	13.69	14.05	14.36	14.69	15.22	15.68
03	<u>B</u>	1918	1962	2009	2057	2103	2161	2213	2264	2317	2414	2488
03 Q	<u>Q</u>	1977	2024	2072	2122	2171	2229	2284	2336	2392	2493	2567
03 S	<u>S</u>	2031	2078	2126	2176	2224	2284	2337	2391	2445	2547	2623

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03.5	<u>B</u>	1960	2007	2055	2103	2157	2213	2266	2317	2377	2478	2551
03.5Q	<u>Q</u>	2022	2070	2120	2171	2226	2284	2338	2392	2453	2557	2634
03.5S	<u>S</u>	2075	2124	2174	2224	2281	2337	2393	2445	2507	2612	2691
04	<u>B</u>	1960	2007	2055	2103	2161	2217	2268	2332	2383	2485	2559
04Q	<u>Q</u>	2022	2070	2120	2171	2229	2288	2340	2406	2460	2565	2642
04S	<u>S</u>	2075	2124	2174	2224	2284	2341	2395	2461	2513	2619	2698
04.5	<u>B</u>	2010	2058	2107	2157	2213	2267	2327	2387	2443	2546	2621
04.5Q	<u>Q</u>	2073	2123	2174	2226	2284	2339	2401	2464	2521	2629	2707
04.5S	<u>S</u>	2127	2177	2227	2281	2337	2394	2455	2517	2577	2683	2764
05	<u>B</u>	2013	2061	2110	2161	2220	2280	2339	2395	2453	2554	2632
05Q	<u>Q</u>	2076	2126	2177	2229	2290	2353	2413	2472	2533	2638	2717
05S	<u>S</u>	2131	2180	2231	2284	2343	2406	2468	2527	2587	2692	2772
05.5	<u>B</u>	2061	2110	2161	2213	2268	2337	2394	2453	2517	2619	2699
05.5Q	<u>Q</u>	2126	2177	2229	2284	2340	2411	2471	2533	2600	2706	2787
05.5S	<u>S</u>	2180	2231	2284	2337	2395	2466	2526	2587	2654	2760	2844
06	<u>B</u>	2067	2117	2168	2220	2281	2341	2407	2468	2536	2643	2721
06Q	<u>Q</u>	2132	2183	2236	2290	2354	2416	2485	2549	2618	2730	2811
06S	<u>S</u>	2185	2238	2290	2343	2407	2470	2540	2603	2672	2786	2869
07	<u>B</u>	2123	2174	2227	2281	2344	2412	2481	2548	2618	2738	2819
07Q	<u>Q</u>	2189	2243	2297	2354	2419	2491	2561	2631	2705	2831	2916
07S	<u>S</u>	2244	2296	2352	2407	2474	2545	2615	2685	2759	2887	2973
08	<u>B</u>	2181	2234	2288	2344	2417	2490	2568	2638	2713	2842	2926
08Q	<u>Q</u>	2250	2304	2361	2419	2497	2570	2653	2723	2806	2939	3026
08S	<u>S</u>	2303	2359	2414	2474	2550	2624	2707	2781	2862	2995	3084
09	<u>B</u>	2248	2303	2359	2417	2493	2573	2652	2737	2818	2951	3039
09Q	<u>Q</u>	2321	2377	2436	2497	2574	2658	2740	2829	2914	3053	3145

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09 S	<u>S</u>	2374	2432	2490	2550	2628	2712	2796	2886	2971	3111	3204
10	<u>B</u>	2319	2377	2436	2496	2587	2664	2752	2839	2927	3076	3169
10 Q	<u>Q</u>	2394	2453	2514	2578	2671	2753	2845	2936	3027	3188	3282
10 S	<u>S</u>	2447	2507	2568	2631	2725	2809	2901	2991	3087	3248	3346
10.5	<u>B</u>	2388	2447	2508	2570	2652	2743	2827	2926	3011	3164	3259
10.5 Q	<u>Q</u>	2465	2527	2590	2655	2740	2836	2923	3026	3116	3278	3377
10.5 S	<u>S</u>	2518	2581	2644	2709	2796	2893	2979	3086	3177	3341	3440
11	<u>B</u>	2403	2462	2525	2588	2676	2763	2862	2957	3049	3210	3307
11 Q	<u>Q</u>	2481	2543	2606	2672	2767	2858	2960	3059	3157	3326	3426
11 S	<u>S</u>	2536	2597	2660	2726	2823	2913	3016	3117	3217	3386	3488
12	<u>B</u>	2497	2559	2623	2691	2790	2883	2990	3088	3202	3374	3475
12 Q	<u>Q</u>	2579	2643	2710	2782	2885	2980	3096	3200	3318	3498	3603
12 S	<u>S</u>	2633	2697	2765	2837	2941	3038	3155	3261	3379	3560	3667
12.5	<u>B</u>	2555	2619	2687	2756	2858	2958	3069	3175	3279	3458	3562
12.5 Q	<u>Q</u>	2639	2706	2776	2850	2955	3061	3179	3292	3399	3588	3696
12.5 S	<u>S</u>	2693	2760	2833	2906	3012	3119	3241	3352	3460	3652	3762
13	<u>B</u>	2588	2653	2721	2793	2896	3006	3119	3233	3353	3540	3647
13 Q	<u>Q</u>	2672	2742	2813	2888	2995	3112	3233	3351	3475	3673	3783
13 S	<u>S</u>	2726	2797	2869	2944	3052	3171	3294	3412	3538	3736	3848
14	<u>B</u>	2693	2763	2838	2913	3024	3142	3279	3399	3528	3733	3845
14 Q	<u>Q</u>	2784	2858	2935	3013	3131	3257	3399	3526	3661	3874	3990
14 S	<u>S</u>	2839	2913	2990	3071	3192	3317	3460	3587	3723	3935	4053
15	<u>B</u>	2797	2871	2949	3028	3161	3292	3421	3561	3693	3915	4033
15 Q	<u>Q</u>	2893	2970	3051	3135	3275	3412	3549	3696	3832	4062	4183
15 S	<u>S</u>	2948	3025	3109	3196	3336	3471	3613	3758	3893	4124	4247

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16	<u>B</u>	2921	3000	3082	3170	3313	3458	3603	3753	3903	4133	4257
16 Q	<u>Q</u>	3021	3105	3194	3286	3433	3588	3739	3892	4049	4289	4418
16 S	<u>S</u>	3080	3165	3254	3347	3496	3652	3803	3956	4113	4350	4482
17	<u>B</u>	3051	3137	3227	3321	3475	3635	3789	3942	4102	4347	4477
17 Q	<u>Q</u>	3160	3251	3346	3441	3606	3772	3930	4090	4256	4510	4646
17 S	<u>S</u>	3219	3312	3406	3504	3669	3836	3994	4153	4318	4574	4711
18	<u>B</u>	3207	3299	3394	3495	3664	3835	4009	4173	4340	4599	4738
18 Q	<u>Q</u>	3323	3419	3520	3626	3805	3979	4161	4332	4503	4772	4915
18 S	<u>S</u>	3383	3479	3584	3687	3866	4042	4223	4393	4568	4834	4979
19	<u>B</u>	3375	3473	3576	3684	3872	4055	4244	4421	4606	4885	5032
19 Q	<u>Q</u>	3499	3603	3711	3822	4017	4204	4404	4587	4780	5068	5220
19 S	<u>S</u>	3561	3667	3775	3885	4081	4269	4466	4651	4843	5131	5285
20	<u>B</u>	3564	3672	3781	3893	4090	4280	4483	4678	4871	5167	5322
20 Q	<u>Q</u>	3699	3809	3922	4039	4243	4442	4652	4852	5054	5363	5524
20 S	<u>S</u>	3760	3872	3985	4102	4305	4503	4714	4915	5116	5423	5587
TR		TR										

Effective January 1, 2006

Bargaining Unit: RC-014

<u>Pay Grade</u>	<u>Pay Plan Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
02	<u>B</u>	1934	1980	2026	2073	2119	2166	2225	2275	2327	2414	2486
02 Q	<u>Q</u>	2009	2055	2104	2154	2202	2252	2312	2367	2419	2510	2585
02 S	<u>S</u>	2065	2111	2160	2211	2258	2307	2369	2422	2477	2567	2644
02H	<u>B</u>	11.90	12.18	12.47	12.76	13.04	13.33	13.69	14.00	14.32	14.86	15.30
02H Q	<u>Q</u>	12.36	12.65	12.95	13.26	13.55	13.86	14.23	14.57	14.89	15.45	15.91
02H S	<u>S</u>	12.71	12.99	13.29	13.61	13.90	14.20	14.58	14.90	15.24	15.80	16.27

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NOTICE OF PROPOSED AMENDMENTS

03	<u>B</u>	1976	2021	2069	2119	2166	2226	2279	2332	2387	2486	2563
03 Q	<u>Q</u>	2051	2100	2150	2202	2252	2313	2370	2424	2482	2586	2663
03 S	<u>S</u>	2107	2156	2206	2258	2307	2370	2425	2481	2537	2643	2721
03.5	<u>B</u>	2019	2067	2117	2166	2222	2279	2334	2387	2448	2552	2628
03.5 Q	<u>Q</u>	2098	2148	2200	2252	2309	2370	2426	2482	2545	2653	2733
03.5 S	<u>S</u>	2153	2204	2256	2307	2367	2425	2483	2537	2601	2710	2792
04	<u>B</u>	2019	2067	2117	2166	2226	2284	2336	2402	2454	2560	2636
04 Q	<u>Q</u>	2098	2148	2200	2252	2313	2374	2428	2496	2552	2661	2741
04 S	<u>S</u>	2153	2204	2256	2307	2370	2429	2485	2553	2607	2717	2799
04.5	<u>B</u>	2070	2120	2170	2222	2279	2335	2397	2459	2516	2622	2700
04.5 Q	<u>Q</u>	2151	2203	2256	2309	2370	2427	2491	2556	2616	2728	2809
04.5 S	<u>S</u>	2207	2259	2311	2367	2425	2484	2547	2611	2674	2784	2868
05	<u>B</u>	2073	2123	2173	2226	2287	2348	2409	2467	2527	2631	2711
05 Q	<u>Q</u>	2154	2206	2259	2313	2376	2441	2503	2565	2628	2737	2819
05 S	<u>S</u>	2211	2262	2315	2370	2431	2496	2561	2622	2684	2793	2876
05.5	<u>B</u>	2123	2173	2226	2279	2336	2407	2466	2527	2593	2698	2780
05.5 Q	<u>Q</u>	2206	2259	2313	2370	2428	2501	2564	2628	2698	2807	2892
05.5 S	<u>S</u>	2262	2315	2370	2425	2485	2558	2621	2684	2754	2864	2951
06	<u>B</u>	2129	2181	2233	2287	2349	2411	2479	2542	2612	2722	2803
06 Q	<u>Q</u>	2212	2265	2320	2376	2442	2507	2578	2645	2716	2832	2916
06 S	<u>S</u>	2267	2322	2376	2431	2497	2563	2635	2701	2772	2890	2977
07	<u>B</u>	2187	2239	2294	2349	2414	2484	2555	2624	2697	2820	2904
07 Q	<u>Q</u>	2271	2327	2383	2442	2510	2584	2657	2730	2806	2937	3025
07 S	<u>S</u>	2328	2382	2440	2497	2567	2640	2713	2786	2862	2995	3084
08	<u>B</u>	2246	2301	2357	2414	2490	2565	2645	2717	2794	2927	3014

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

08Q	<u>Q</u>	2334	2390	2450	2510	2591	2666	2752	2825	2911	3049	3139
08S	<u>S</u>	2389	2447	2505	2567	2646	2722	2809	2885	2969	3107	3200
09	<u>B</u>	2315	2372	2430	2490	2568	2650	2732	2819	2903	3040	3130
09Q	<u>Q</u>	2408	2466	2527	2591	2671	2758	2843	2935	3023	3167	3263
09S	<u>S</u>	2463	2523	2583	2646	2727	2814	2901	2994	3082	3228	3324
10	<u>B</u>	2389	2448	2509	2571	2665	2744	2835	2924	3015	3168	3264
10Q	<u>Q</u>	2484	2545	2608	2675	2771	2856	2952	3046	3141	3308	3405
10S	<u>S</u>	2539	2601	2664	2730	2827	2914	3010	3103	3203	3370	3471
10.5	<u>B</u>	2460	2520	2583	2647	2732	2825	2912	3014	3101	3259	3357
10.5Q	<u>Q</u>	2557	2622	2687	2755	2843	2942	3033	3139	3233	3401	3504
10.5S	<u>S</u>	2612	2678	2743	2811	2901	3001	3091	3202	3296	3466	3569
11	<u>B</u>	2475	2536	2601	2666	2756	2846	2948	3046	3140	3306	3406
11Q	<u>Q</u>	2574	2638	2704	2772	2871	2965	3071	3174	3275	3451	3554
11S	<u>S</u>	2631	2694	2760	2828	2929	3022	3129	3234	3338	3513	3619
12	<u>B</u>	2572	2636	2702	2772	2874	2969	3080	3181	3298	3475	3579
12Q	<u>Q</u>	2676	2742	2812	2886	2993	3092	3212	3320	3442	3629	3738
12S	<u>S</u>	2732	2798	2869	2943	3051	3152	3273	3383	3506	3694	3805
12.5	<u>B</u>	2632	2698	2768	2839	2944	3047	3161	3270	3377	3562	3669
12.5Q	<u>Q</u>	2738	2807	2880	2957	3066	3176	3298	3415	3526	3723	3835
12.5S	<u>S</u>	2794	2864	2939	3015	3125	3236	3363	3478	3590	3789	3903
13	<u>B</u>	2666	2733	2803	2877	2983	3096	3213	3330	3454	3646	3756
13Q	<u>Q</u>	2772	2845	2918	2996	3107	3229	3354	3477	3605	3811	3925
13S	<u>S</u>	2828	2902	2977	3054	3166	3290	3418	3540	3671	3876	3992
14	<u>B</u>	2774	2846	2923	3000	3115	3236	3377	3501	3634	3845	3960
14Q	<u>Q</u>	2888	2965	3045	3126	3248	3379	3526	3658	3798	4019	4140
14S	<u>S</u>	2945	3022	3102	3186	3312	3441	3590	3722	3863	4083	4205

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

15	<u>B</u>	2881	2957	3037	3119	3256	3391	3524	3668	3804	4032	4154
15 Q	<u>Q</u>	3001	3081	3165	3253	3398	3540	3682	3835	3976	4214	4340
15 S	<u>S</u>	3059	3138	3226	3316	3461	3601	3748	3899	4039	4279	4406
16	<u>B</u>	3009	3090	3174	3265	3412	3562	3711	3866	4020	4257	4385
16 Q	<u>Q</u>	3134	3221	3314	3409	3562	3723	3879	4038	4201	4450	4584
16 S	<u>S</u>	3196	3284	3376	3473	3627	3789	3946	4104	4267	4513	4650
17	<u>B</u>	3143	3231	3324	3421	3579	3744	3903	4060	4225	4477	4611
17 Q	<u>Q</u>	3279	3373	3471	3570	3741	3913	4077	4243	4416	4679	4820
17 S	<u>S</u>	3340	3436	3534	3635	3807	3980	4144	4309	4480	4746	4888
18	<u>B</u>	3303	3398	3496	3600	3774	3950	4129	4298	4470	4737	4880
18 Q	<u>Q</u>	3448	3547	3652	3762	3948	4128	4317	4494	4672	4951	5099
18 S	<u>S</u>	3510	3609	3718	3825	4011	4194	4381	4558	4739	5015	5166
19	<u>B</u>	3476	3577	3683	3795	3988	4177	4371	4554	4744	5032	5183
19 Q	<u>Q</u>	3630	3738	3850	3965	4168	4362	4569	4759	4959	5258	5416
19 S	<u>S</u>	3695	3805	3917	4031	4234	4429	4633	4825	5025	5323	5483
20	<u>B</u>	3671	3782	3894	4010	4213	4408	4617	4818	5017	5322	5482
20 Q	<u>Q</u>	3838	3952	4069	4190	4402	4609	4826	5034	5244	5564	5731
20 S	<u>S</u>	3901	4017	4134	4256	4466	4672	4891	5099	5308	5626	5797
TR		TR										

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE K RC-023 (Registered Nurses, INA)**

Effective July 1, 2005

Bargaining Unit: RC-023

<u>Title</u>	<u>Title Code</u>	<u>Pay Plan Code</u>	S T E P S							
			1	2	3	4	5	6	7	8
Child Welfare Nurse Specialist	<u>07197</u>	<u>B</u>	3849	4029	4223	4417	4699	4864	5034	5185
Corrections Nurse I	<u>09825</u>	Q	3623	3791	3970	4141	4412	4567	4726	4867
Corrections Nurse I	<u>09825</u>	S	3684	3853	4031	4201	4472	4626	4788	4931
Corrections Nurse II	<u>09826</u>	Q	4071	4261	4466	4673	4969	5144	5323	5483
Corrections Nurse II	<u>09826</u>	S	4132	4322	4526	4733	5032	5205	5385	5547
Health Facilities Surveillance Nurse	<u>18150</u>	<u>B</u>	3849	4029	4223	4417	4699	4864	5034	5185
Nursing Act Assistant Coordinator	<u>29731</u>	<u>B</u>	4089	4297	4495	4701	4996	5169	5351	5511
Registered Nurse I	<u>38131</u>	<u>B</u>	3425	3588	3753	3919	4170	4317	4468	4601
Registered Nurse I	<u>38131</u>	Q	3451	3615	3780	3948	4200	4348	4500	4636
Registered Nurse II	<u>38132</u>	<u>B</u>	3849	4029	4223	4417	4699	4864	5034	5185
Registered Nurse II	<u>38132</u>	Q	3878	4060	4254	4449	4734	4900	5070	5222

NOTE: Longevity Pay – The Step 8 rate shall be increased by \$25 per month for those employees who have attained 3 or more years of creditable service on Step 8 in the same pay grade. The Step 8 rate shall be increased \$50 per month for those employees who have attained 6 or more years of creditable service on Step 8 in the same pay grade.

Effective January 1, 2006

Bargaining Unit: RC-023

<u>Title</u>	<u>Title Code</u>	<u>Pay Plan Code</u>	S T E P S							
			1	2	3	4	5	6	7	8
Child Welfare Nurse Specialist	<u>07197</u>	<u>B</u>	3964	4150	4350	4550	4840	5010	5185	5341

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Corrections Nurse I	<u>09825</u>	Q	3759	3933	4119	4296	4577	4738	4903	5050
Corrections Nurse I	<u>09825</u>	S	3822	3997	4182	4359	4640	4799	4968	5116
Corrections Nurse II	<u>09826</u>	Q	4224	4421	4633	4848	5155	5337	5523	5689
Corrections Nurse II	<u>09826</u>	S	4287	4484	4696	4910	5221	5400	5587	5755
Health Facilities Surveillance Nurse	<u>18150</u>	<u>B</u>	3964	4150	4350	4550	4840	5010	5185	5341
Nursing Act Assistant Coordinator	<u>29731</u>	<u>B</u>	4212	4426	4630	4842	5146	5324	5512	5676
Registered Nurse I	<u>38131</u>	<u>B</u>	3528	3696	3866	4037	4295	4447	4602	4739
Registered Nurse I	<u>38131</u>	Q	3580	3751	3922	4096	4358	4511	4669	4810
Registered Nurse II	<u>38132</u>	<u>B</u>	3964	4150	4350	4550	4840	5010	5185	5341
Registered Nurse II	<u>38132</u>	Q	4023	4212	4414	4616	4912	5084	5260	5418

NOTE: Longevity Pay – The Step 8 rate shall be increased by \$25 per month for those employees who have attained 3 or more years of creditable service on Step 8 in the same pay grade. The Step 8 rate shall be increased \$50 per month for those employees who have attained 6 or more years of creditable service on Step 8 in the same pay grade.

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE N RC-010 (Professional Legal Unit, AFSCME)

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Salary Grade</u>	<u>Code</u>
Hearings Referee	18300	RC-010	RC-010-23	18300
Hearings Referee – Intermittent	18301	RC-010	RC-010-23H	18301
Technical Advisor Advanced Program Specialist	45256	RC-010	RC-010-24	45256
Technical Advisor I	45251	RC-010	RC-010-18	45251
Technical Advisor II	45252	RC-010	RC-010-20	45252
Technical Advisor III	45253	RC-010	RC-010-23	45253

Effective July 1, 2005

Bargaining Unit: RC-010

<u>Pay Grade</u>	<u>Pay Plan Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
18	<u>B</u>	3207	3299	3394	3495	3664	3835	4009	4173	4340	4599	4738
18Q	<u>Q</u>	3323	3419	3520	3626	3805	3979	4161	4332	4503	4772	4915
20	<u>B</u>	3564	3672	3781	3893	4090	4280	4483	4678	4871	5167	5322
20Q	<u>Q</u>	3699	3809	3922	4039	4243	4442	4652	4852	5054	5363	5524
23	<u>B</u>	4220	4346	4476	4609	4853	5102	5345	5591	5834	6200	6386
23Q	<u>Q</u>	4378	4508	4643	4785	5037	5295	5544	5800	6053	6432	6625
23H	<u>B</u>	25.97	26.74	27.54	28.36	29.86	31.40	32.89	34.41	35.90	38.15	39.30
24	<u>B</u>	4489	4624	4762	4905	5166	5437	5698	5961	6230	6620	6819

Effective January 1, 2006

Bargaining Unit: RC-010

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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18	<u>B</u>	3303	3398	3496	3600	3774	3950	4129	4298	4470	4737	4880
18Q	<u>Q</u>	3448	3547	3652	3762	3948	4128	4317	4494	4672	4951	5099
20	<u>B</u>	3671	3782	3894	4010	4213	4408	4617	4818	5017	5322	5482
20Q	<u>Q</u>	3838	3952	4069	4190	4402	4609	4826	5034	5244	5564	5731
23	<u>B</u>	4347	4476	4610	4747	4999	5255	5505	5759	6009	6386	6578
23Q	<u>Q</u>	4542	4677	4817	4964	5226	5494	5752	6018	6280	6673	6873
23H	<u>B</u>	26.75	27.54	28.37	29.21	30.76	32.34	33.88	35.44	36.98	39.30	40.48
24	<u>B</u>	4624	4763	4905	5052	5321	5600	5869	6140	6417	6819	7024

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE O RC-028 (Paraprofessional Human Services Employees, AFSCME)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Salary Grade</u>	<u>Code</u>
Administrative Assistant I	<u>00501</u>	<u>RC-028</u>	<u>RC-028-17</u>	<u>00501</u>
Apparel/Dry Goods Specialist III	<u>01233</u>	<u>RC-028</u>	<u>RC-028-12.5</u>	<u>01233</u>
Assistant Reimbursement Officer	<u>02424</u>	<u>RC-028</u>	<u>RC-028-08</u>	<u>02424</u>
Capital Development Board Media Technician	<u>06525</u>	<u>RC-028</u>	<u>RC-028-14</u>	<u>06525</u>
Child Development Aide III	<u>07183</u>	<u>RC-028</u>	<u>RC-028-10</u>	<u>07183</u>
Clinical Laboratory Associate	<u>08200</u>	<u>RC-028</u>	<u>RC-028-07</u>	<u>08200</u>
Clinical Laboratory Technician I	<u>08215</u>	<u>RC-028</u>	<u>RC-028-10</u>	<u>08215</u>
Clinical Laboratory Technician II	<u>08216</u>	<u>RC-028</u>	<u>RC-028-12</u>	<u>08216</u>
Compliance Officer	<u>08919</u>	<u>RC-028</u>	<u>RC-028-14</u>	<u>08919</u>
Construction Supervisor I	<u>09561</u>	<u>RC-028</u>	<u>RC-028-13</u>	<u>09561</u>
Construction Supervisor II	<u>09562</u>	<u>RC-028</u>	<u>RC-028-16</u>	<u>09562</u>
Crime Scene Investigator	<u>09980</u>	<u>RC-028</u>	<u>RC-028-21</u>	<u>09980</u>
Data Processing Administrative Specialist	<u>11415</u>	<u>RC-028</u>	<u>RC-028-14</u>	<u>11415</u>
Data Processing Specialist	<u>11430</u>	<u>RC-028</u>	<u>RC-028-12</u>	<u>11430</u>
Data Processing Technician	<u>11440</u>	<u>RC-028</u>	<u>RC-028-09</u>	<u>11440</u>
Data Processing Technician Trainee	<u>11443</u>	<u>RC-028</u>	<u>RC-028-06</u>	<u>11443</u>
Dental Assistant	<u>11650</u>	<u>RC-028</u>	<u>RC-028-09</u>	<u>11650</u>
Dental Hygienist	<u>11700</u>	<u>RC-028</u>	<u>RC-028-13</u>	<u>11700</u>
Electroencephalograph Technician	<u>13300</u>	<u>RC-028</u>	<u>RC-028-08</u>	<u>13300</u>
Environmental Equipment Operator I	<u>13761</u>	<u>RC-028</u>	<u>RC-028-12</u>	<u>13761</u>
Environmental Equipment Operator II	<u>13762</u>	<u>RC-028</u>	<u>RC-028-14</u>	<u>13762</u>
Environmental Protection Technician I	<u>13831</u>	<u>RC-028</u>	<u>RC-028-08</u>	<u>13831</u>
Environmental Protection Technician II	<u>13832</u>	<u>RC-028</u>	<u>RC-028-10</u>	<u>13832</u>
Health Information Associate	<u>18045</u>	<u>RC-028</u>	<u>RC-028-10</u>	<u>18045</u>
Health Information Technician	<u>18047</u>	<u>RC-028</u>	<u>RC-028-12</u>	<u>18047</u>
Hearing & Speech Technician I	<u>18261</u>	<u>RC-028</u>	<u>RC-028-06</u>	<u>18261</u>
Hearing & Speech Technician II	<u>18262</u>	<u>RC-028</u>	<u>RC-028-09</u>	<u>18262</u>
Housekeeper II	<u>19602</u>	<u>RC-028</u>	<u>RC-028-</u> 03.5	<u>19602</u>
Inhalation Therapist	<u>21259</u>	<u>RC-028</u>	<u>RC-028-08</u>	<u>21259</u>
<u>Inhalation Therapist Supervisor</u>	<u>21260</u>	<u>RC-028</u>	<u>11</u>	
Intermittent Unemployment Insurance Technician (Hourly)	<u>21690</u>	<u>RC-028</u>	<u>RC-028-</u> 06H	<u>21690</u>

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

03.5	<u>B</u>	1960	2007	2055	2103	2157	2213	2266	2317	2377	2478	2551
03.5 Q	<u>Q</u>	2022	2070	2120	2171	2226	2284	2338	2392	2453	2557	2634
03.5 S	<u>S</u>	2075	2124	2174	2224	2281	2337	2393	2445	2507	2612	2691
04	<u>B</u>	1960	2007	2055	2103	2161	2217	2268	2332	2383	2485	2559
04 Q	<u>Q</u>	2022	2070	2120	2171	2229	2288	2340	2406	2460	2565	2642
04 S	<u>S</u>	2075	2124	2174	2224	2284	2341	2395	2461	2513	2619	2698
06	<u>B</u>	2067	2117	2168	2220	2281	2341	2407	2468	2536	2643	2721
06 Q	<u>Q</u>	2132	2183	2236	2290	2354	2416	2485	2549	2618	2730	2811
06 S	<u>S</u>	2185	2238	2290	2343	2407	2470	2540	2603	2672	2786	2869
06H	<u>B</u>	12.72	13.03	13.34	13.66	14.04	14.41	14.81	15.19	15.61	16.26	16.74
06H Q	<u>Q</u>	13.12	13.43	13.76	14.09	14.49	14.87	15.29	15.69	16.11	16.80	17.30
06H S	<u>S</u>	13.45	13.77	14.09	14.42	14.81	15.20	15.63	16.02	16.44	17.14	17.66
07	<u>B</u>	2123	2174	2227	2281	2344	2412	2481	2548	2618	2738	2819
07 Q	<u>Q</u>	2189	2243	2297	2354	2419	2491	2561	2631	2705	2831	2916
07 S	<u>S</u>	2244	2296	2352	2407	2474	2545	2615	2685	2759	2887	2973
08	<u>B</u>	2181	2234	2288	2344	2417	2490	2568	2638	2713	2842	2926
08 Q	<u>Q</u>	2250	2304	2361	2419	2497	2570	2653	2723	2806	2939	3026
08 S	<u>S</u>	2303	2359	2414	2474	2550	2624	2707	2781	2862	2995	3084
09	<u>B</u>	2248	2303	2359	2417	2493	2573	2652	2737	2818	2951	3039
09 Q	<u>Q</u>	2321	2377	2436	2497	2574	2658	2740	2829	2914	3053	3145
09 S	<u>S</u>	2374	2432	2490	2550	2628	2712	2796	2886	2971	3111	3204
09.5	<u>B</u>	2302	2358	2416	2478	2553	2640	2722	2815	2896	3035	3126
09.5 Q	<u>Q</u>	2376	2435	2495	2557	2637	2726	2814	2911	2995	3142	3236
09.5 S	<u>S</u>	2431	2489	2549	2612	2691	2783	2870	2968	3052	3204	3301
10	<u>B</u>	2319	2377	2436	2496	2587	2664	2752	2839	2927	3076	3169

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

10 Q	<u>Q</u>	2394	2453	2514	2578	2671	2753	2845	2936	3027	3188	3282
10 S	<u>S</u>	2447	2507	2568	2631	2725	2809	2901	2991	3087	3248	3346
10.5	<u>B</u>	2394	2453	2514	2579	2672	2760	2855	2949	3045	3229	3326
10.5 Q	<u>Q</u>	2471	2533	2597	2662	2761	2855	2951	3051	3153	3348	3448
10.5 S	<u>S</u>	2526	2587	2651	2716	2818	2910	3008	3109	3213	3408	3511
11	<u>B</u>	2403	2462	2525	2588	2676	2763	2862	2957	3049	3210	3307
11 Q	<u>Q</u>	2481	2543	2606	2672	2767	2858	2960	3059	3157	3326	3426
11 S	<u>S</u>	2536	2597	2660	2726	2823	2913	3016	3117	3217	3386	3488
11.5	<u>B</u>	2460	2521	2586	2651	2742	2828	2925	3024	3126	3298	3397
11.5 Q	<u>Q</u>	2541	2604	2670	2738	2835	2924	3025	3131	3241	3418	3520
11.5 S	<u>S</u>	2591	2655	2722	2791	2890	2981	3084	3192	3304	3485	3589
12	<u>B</u>	2497	2559	2623	2691	2790	2883	2990	3088	3202	3374	3475
12 Q	<u>Q</u>	2579	2643	2710	2782	2885	2980	3096	3200	3318	3498	3603
12 S	<u>S</u>	2633	2697	2765	2837	2941	3038	3155	3261	3379	3560	3667
12.5	<u>B</u>	2555	2619	2687	2756	2858	2958	3069	3175	3279	3458	3562
12.5 Q	<u>Q</u>	2639	2706	2776	2850	2955	3061	3179	3292	3399	3588	3696
12.5 S	<u>S</u>	2693	2760	2833	2906	3012	3119	3241	3352	3460	3652	3762
13	<u>B</u>	2588	2653	2721	2793	2896	3006	3119	3233	3353	3540	3647
13 Q	<u>Q</u>	2672	2742	2813	2888	2995	3112	3233	3351	3475	3673	3783
13 S	<u>S</u>	2726	2797	2869	2944	3052	3171	3294	3412	3538	3736	3848
14	<u>B</u>	2693	2763	2838	2913	3024	3142	3279	3399	3528	3733	3845
14 Q	<u>Q</u>	2784	2858	2935	3013	3131	3257	3399	3526	3661	3874	3990
14 S	<u>S</u>	2839	2913	2990	3071	3192	3317	3460	3587	3723	3935	4053
16	<u>B</u>	2921	3000	3082	3170	3313	3458	3603	3753	3903	4133	4257
16 Q	<u>Q</u>	3021	3105	3194	3286	3433	3588	3739	3892	4049	4289	4418
16 S	<u>S</u>	3080	3165	3254	3347	3496	3652	3803	3956	4113	4350	4482

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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17	<u>B</u>	3051	3137	3227	3321	3475	3635	3789	3942	4102	4347	4477
17 <u>Q</u>	<u>Q</u>	3160	3251	3346	3441	3606	3772	3930	4090	4256	4510	4646
17 <u>S</u>	<u>S</u>	3219	3312	3406	3504	3669	3836	3994	4153	4318	4574	4711
21	<u>B</u>	3762	3876	3992	4110	4321	4530	4742	4958	5164	5486	5651
21 <u>Q</u>	<u>Q</u>	3904	4022	4140	4264	4485	4699	4920	5144	5359	5693	5864
21 <u>S</u>	<u>S</u>	3967	4084	4202	4329	4546	4762	4984	5207	5420	5755	5928

Effective January 1, 2006

Bargaining Unit: RC-028

<u>Pay</u> <u>Grade</u>	<u>Pay</u> <u>Plan</u> <u>Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
03.5	<u>B</u>	2019	2067	2117	2166	2222	2279	2334	2387	2448	2552	2628
03.5 <u>Q</u>	<u>Q</u>	2098	2148	2200	2252	2309	2370	2426	2482	2545	2653	2733
03.5 <u>S</u>	<u>S</u>	2153	2204	2256	2307	2367	2425	2483	2537	2601	2710	2792
04	<u>B</u>	2019	2067	2117	2166	2226	2284	2336	2402	2454	2560	2636
04 <u>Q</u>	<u>Q</u>	2098	2148	2200	2252	2313	2374	2428	2496	2552	2661	2741
04 <u>S</u>	<u>S</u>	2153	2204	2256	2307	2370	2429	2485	2553	2607	2717	2799
06	<u>B</u>	2129	2181	2233	2287	2349	2411	2479	2542	2612	2722	2803
06 <u>Q</u>	<u>Q</u>	2212	2265	2320	2376	2442	2507	2578	2645	2716	2832	2916
06 <u>S</u>	<u>S</u>	2267	2322	2376	2431	2497	2563	2635	2701	2772	2890	2977
06H	<u>B</u>	13.10	13.42	13.74	14.07	14.46	14.84	15.26	15.64	16.07	16.75	17.25
06H <u>Q</u>	<u>Q</u>	13.61	13.94	14.28	14.62	15.03	15.43	15.86	16.28	16.71	17.43	17.94
06H <u>S</u>	<u>S</u>	13.95	14.29	14.62	14.96	15.37	15.77	16.22	16.62	17.06	17.78	18.32
07	<u>B</u>	2187	2239	2294	2349	2414	2484	2555	2624	2697	2820	2904
07 <u>Q</u>	<u>Q</u>	2271	2327	2383	2442	2510	2584	2657	2730	2806	2937	3025
07 <u>S</u>	<u>S</u>	2328	2382	2440	2497	2567	2640	2713	2786	2862	2995	3084

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

08	<u>B</u>	2246	2301	2357	2414	2490	2565	2645	2717	2794	2927	3014
08Q	<u>Q</u>	2334	2390	2450	2510	2591	2666	2752	2825	2911	3049	3139
08S	<u>S</u>	2389	2447	2505	2567	2646	2722	2809	2885	2969	3107	3200
09	<u>B</u>	2315	2372	2430	2490	2568	2650	2732	2819	2903	3040	3130
09Q	<u>Q</u>	2408	2466	2527	2591	2671	2758	2843	2935	3023	3167	3263
09S	<u>S</u>	2463	2523	2583	2646	2727	2814	2901	2994	3082	3228	3324
09.5	<u>B</u>	2371	2429	2488	2552	2630	2719	2804	2899	2983	3126	3220
09.5Q	<u>Q</u>	2465	2526	2589	2653	2736	2828	2920	3020	3107	3260	3357
09.5S	<u>S</u>	2522	2582	2645	2710	2792	2887	2978	3079	3166	3324	3425
10	<u>B</u>	2389	2448	2509	2571	2665	2744	2835	2924	3015	3168	3264
10Q	<u>Q</u>	2484	2545	2608	2675	2771	2856	2952	3046	3141	3308	3405
10S	<u>S</u>	2539	2601	2664	2730	2827	2914	3010	3103	3203	3370	3471
10.5	<u>B</u>	2466	2527	2589	2656	2752	2843	2941	3037	3136	3326	3426
10.5Q	<u>Q</u>	2564	2628	2694	2762	2865	2962	3062	3165	3271	3474	3577
10.5S	<u>S</u>	2621	2684	2750	2818	2924	3019	3121	3226	3333	3536	3643
11	<u>B</u>	2475	2536	2601	2666	2756	2846	2948	3046	3140	3306	3406
11Q	<u>Q</u>	2574	2638	2704	2772	2871	2965	3071	3174	3275	3451	3554
11S	<u>S</u>	2631	2694	2760	2828	2929	3022	3129	3234	3338	3513	3619
11.5	<u>B</u>	2534	2597	2664	2731	2824	2913	3013	3115	3220	3397	3499
11.5Q	<u>Q</u>	2636	2702	2770	2841	2941	3034	3138	3248	3363	3546	3652
11.5S	<u>S</u>	2688	2755	2824	2896	2998	3093	3200	3312	3428	3616	3724
12	<u>B</u>	2572	2636	2702	2772	2874	2969	3080	3181	3298	3475	3579
12Q	<u>Q</u>	2676	2742	2812	2886	2993	3092	3212	3320	3442	3629	3738
12S	<u>S</u>	2732	2798	2869	2943	3051	3152	3273	3383	3506	3694	3805
12.5	<u>B</u>	2632	2698	2768	2839	2944	3047	3161	3270	3377	3562	3669
12.5Q	<u>Q</u>	2738	2807	2880	2957	3066	3176	3298	3415	3526	3723	3835

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12.5	S <u>S</u>	2794	2864	2939	3015	3125	3236	3363	3478	3590	3789	3903
13	<u>B</u>	2666	2733	2803	2877	2983	3096	3213	3330	3454	3646	3756
13	Q <u>Q</u>	2772	2845	2918	2996	3107	3229	3354	3477	3605	3811	3925
13	S <u>S</u>	2828	2902	2977	3054	3166	3290	3418	3540	3671	3876	3992
14	<u>B</u>	2774	2846	2923	3000	3115	3236	3377	3501	3634	3845	3960
14	Q <u>Q</u>	2888	2965	3045	3126	3248	3379	3526	3658	3798	4019	4140
14	S <u>S</u>	2945	3022	3102	3186	3312	3441	3590	3722	3863	4083	4205
16	<u>B</u>	3009	3090	3174	3265	3412	3562	3711	3866	4020	4257	4385
16	Q <u>Q</u>	3134	3221	3314	3409	3562	3723	3879	4038	4201	4450	4584
16	S <u>S</u>	3196	3284	3376	3473	3627	3789	3946	4104	4267	4513	4650
17	<u>B</u>	3143	3231	3324	3421	3579	3744	3903	4060	4225	4477	4611
17	Q <u>Q</u>	3279	3373	3471	3570	3741	3913	4077	4243	4416	4679	4820
17	S <u>S</u>	3340	3436	3534	3635	3807	3980	4144	4309	4480	4746	4888
21	<u>B</u>	3875	3992	4112	4233	4451	4666	4884	5107	5319	5651	5821
21	Q <u>Q</u>	4050	4173	4295	4424	4653	4875	5105	5337	5560	5906	6084
21	S <u>S</u>	4116	4237	4360	4491	4716	4941	5171	5402	5623	5971	6150

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE P RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, IFPE)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Grade</u>
Agricultural Products Promoter	00815	RC-029	13
Animal and Animal Products Investigator	01072	RC-029	14
Apiary Inspector	01215	RC-029	04
Apiary Inspector (hourly)	01215	RC-029	04H
Arson Investigator I	01481	RC-029	16
Arson Investigator II	01482	RC-029	18
Arson Investigator II (Lead Worker)	01482	RC-029	19
Breath Alcohol Analysis Technician	05170	RC-029	16
Commerce Commission Police Officer I	08451	RC-029	16
Commerce Commission Police Officer II	08452	RC-029	18
Commodities Inspector	08770	RC-029	10
Drug Compliance Investigator	12778	RC-029	25
Elevator Inspector	13495	RC-029	18.5
Environmental Protection Legal Investigator I	13811	RC-029	12
Environmental Protection Legal Investigator II	13812	RC-029	14
Environmental Protection Legal Investigator Specialist	13815	RC-029	15
Explosives Inspector I	14051	RC-029	14
Explosives Inspector II	14052	RC-029	17
Fingerprint Technician	15204	RC-029	12
Fire Prevention Inspector I	15316	RC-029	15
Fire Prevention Inspector II	15317	RC-029	18
Guard I	17681	RC-029	05
Guard II	17682	RC-029	08
Guard III	17683	RC-029	11
Licensing Assistant	23568	RC-029	07
Licensing Investigator I	23571	RC-029	11
Licensing Investigator II	23572	RC-029	14
Licensing Investigator III	23573	RC-029	15
Licensing Investigator IV	23574	RC-029	17
Liquor Control Special Agent I	23751	RC-029	14
Motorist Assistance Specialist	28490	RC-029	07
Plant and Pesticide Specialist I	32501	RC-029	16

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Plant and Pesticide Specialist II	32502	RC-029	18
Plumbing Inspector	32915	RC-029	19
Police Officer I	32981	RC-029	16
Police Officer II	32982	RC-029	18
Police Officer III	32983	RC-029	20
Polygraph Examiner I	33001	RC-029	18
Polygraph Examiner II	33002	RC-029	20
Polygraph Examiner III	33003	RC-029	22
Products and Standards Inspector	34603	RC-029	14
Security Officer	39870	RC-029	12
Security Officer Sergeant	39877	RC-029	13
Seed Analyst I	39951	RC-029	11
Seed Analyst II	39952	RC-029	12
Site Security Officer	41115	RC-029	08
Truck Weighing Inspector	46100	RC-029	11
Vehicle Compliance Inspector	47570	RC-029	16
Vehicle Emissions Compliance Inspector	47580	RC-029	12
Vehicle Emissions Quality Assurance Auditor	47584	RC-029	13
Vital Records Quality Control Inspector	48000	RC-029	12
Warehouse Claims Specialist	48780	RC-029	19
Warehouse Examiner	48881	RC-029	15
Warehouse Examiner Specialist	48882	RC-029	17
Well Inspector I	49421	RC-029	14
Well Inspector II	49422	RC-029	17

[Effective July 1, 2005](#)

[Bargaining Unit: RC-029](#)

Pay Grade	Pay Plan Code	S T E P S							
		1	2	3	4	5	6	7	8
04	B	2161	2217	2268	2332	2383	2485	2526	2601
04H	B	12.42							
05	B	2220	2280	2339	2395	2453	2554	2598	2675
07	B	2344	2412	2481	2548	2618	2738	2786	2868
08	B	2417	2490	2568	2638	2713	2842	2892	2977

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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<u>10</u>	<u>B</u>	<u>2587</u>	<u>2664</u>	<u>2752</u>	<u>2839</u>	<u>2927</u>	<u>3076</u>	<u>3132</u>	<u>3226</u>
<u>11</u>	<u>B</u>	<u>2676</u>	<u>2763</u>	<u>2862</u>	<u>2957</u>	<u>3049</u>	<u>3210</u>	<u>3272</u>	<u>3370</u>
<u>12</u>	<u>B</u>	<u>2790</u>	<u>2883</u>	<u>2990</u>	<u>3088</u>	<u>3202</u>	<u>3374</u>	<u>3438</u>	<u>3541</u>
<u>12</u>	<u>Q</u>	<u>2885</u>	<u>2980</u>	<u>3096</u>	<u>3200</u>	<u>3318</u>	<u>3498</u>	<u>3568</u>	<u>3674</u>
<u>13</u>	<u>B</u>	<u>2896</u>	<u>3006</u>	<u>3119</u>	<u>3233</u>	<u>3353</u>	<u>3540</u>	<u>3610</u>	<u>3718</u>
<u>13</u>	<u>Q</u>	<u>2995</u>	<u>3112</u>	<u>3233</u>	<u>3351</u>	<u>3475</u>	<u>3673</u>	<u>3745</u>	<u>3858</u>
<u>14</u>	<u>B</u>	<u>3024</u>	<u>3142</u>	<u>3279</u>	<u>3399</u>	<u>3528</u>	<u>3733</u>	<u>3809</u>	<u>3923</u>
<u>15</u>	<u>B</u>	<u>3161</u>	<u>3292</u>	<u>3421</u>	<u>3561</u>	<u>3693</u>	<u>3915</u>	<u>3992</u>	<u>4112</u>
<u>15</u>	<u>Q</u>	<u>3275</u>	<u>3412</u>	<u>3549</u>	<u>3696</u>	<u>3832</u>	<u>4062</u>	<u>4140</u>	<u>4265</u>
<u>16</u>	<u>B</u>	<u>3313</u>	<u>3458</u>	<u>3603</u>	<u>3753</u>	<u>3903</u>	<u>4133</u>	<u>4217</u>	<u>4344</u>
<u>16</u>	<u>Q</u>	<u>3588</u>	<u>3739</u>	<u>3892</u>	<u>4049</u>	<u>4289</u>	<u>4376</u>	<u>4464</u>	<u>4598</u>
<u>17</u>	<u>B</u>	<u>3475</u>	<u>3635</u>	<u>3789</u>	<u>3942</u>	<u>4102</u>	<u>4347</u>	<u>4434</u>	<u>4568</u>
<u>18</u>	<u>B</u>	<u>3664</u>	<u>3835</u>	<u>4009</u>	<u>4173</u>	<u>4340</u>	<u>4599</u>	<u>4690</u>	<u>4831</u>
<u>18</u>	<u>Q</u>	<u>3979</u>	<u>4161</u>	<u>4332</u>	<u>4503</u>	<u>4772</u>	<u>4867</u>	<u>4964</u>	<u>5113</u>
<u>18.5</u>	<u>B</u>	<u>3684</u>	<u>3872</u>	<u>4055</u>	<u>4244</u>	<u>4421</u>	<u>4606</u>	<u>4885</u>	<u>5032</u>
<u>19</u>	<u>B</u>	<u>3872</u>	<u>4055</u>	<u>4244</u>	<u>4421</u>	<u>4606</u>	<u>4885</u>	<u>4981</u>	<u>5131</u>
<u>19</u>	<u>Q</u>	<u>4111</u>	<u>4292</u>	<u>4463</u>	<u>4635</u>	<u>4903</u>	<u>4998</u>	<u>5096</u>	<u>5245</u>
<u>20</u>	<u>B</u>	<u>4090</u>	<u>4280</u>	<u>4483</u>	<u>4678</u>	<u>4871</u>	<u>5167</u>	<u>5270</u>	<u>5428</u>
<u>20</u>	<u>Q</u>	<u>4243</u>	<u>4442</u>	<u>4652</u>	<u>4852</u>	<u>5054</u>	<u>5363</u>	<u>5468</u>	<u>5633</u>
<u>22</u>	<u>B</u>	<u>4572</u>	<u>4795</u>	<u>5022</u>	<u>5254</u>	<u>5473</u>	<u>5813</u>	<u>5929</u>	<u>6107</u>
<u>22</u>	<u>Q</u>	<u>4743</u>	<u>4977</u>	<u>5210</u>	<u>5451</u>	<u>5679</u>	<u>6031</u>	<u>6153</u>	<u>6337</u>
<u>25</u>	<u>B</u>	<u>5166</u>	<u>5437</u>	<u>5698</u>	<u>5961</u>	<u>6230</u>	<u>6620</u>	<u>6753</u>	<u>6956</u>

Note: The Step 8 rate shall be increased by \$50 per month for those employees (non-sworn) who attain 15 years of service and have 3 or more years of creditable service on Step 8 in the same pay grade.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

The Arson Investigator I, II, Commerce Commission Police Officer I, II, Police Officer I, II and III shall be placed in a longevity schedule receiving a salary increase of an additional \$50 per month upon reaching 10 years, 13 years, 15 years and 17 years of service in the same classification series; and after reaching 17 years of service in the same classification series, an increase of an additional \$75 per month shall be granted.

January 1, 2006
Bargaining Unit: RC-029

<u>Pay</u> <u>Grade</u>	<u>Pay Plan</u> <u>Code</u>	<u>S T E P S</u>							
		<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
<u>04</u>	<u>B</u>	<u>2226</u>	<u>2284</u>	<u>2336</u>	<u>2402</u>	<u>2454</u>	<u>2560</u>	<u>2602</u>	<u>2679</u>
<u>04H</u>	<u>B</u>	<u>12.79</u>							
<u>05</u>	<u>B</u>	<u>2287</u>	<u>2348</u>	<u>2409</u>	<u>2467</u>	<u>2527</u>	<u>2631</u>	<u>2676</u>	<u>2755</u>
<u>07</u>	<u>B</u>	<u>2414</u>	<u>2484</u>	<u>2555</u>	<u>2624</u>	<u>2697</u>	<u>2820</u>	<u>2870</u>	<u>2954</u>
<u>08</u>	<u>B</u>	<u>2490</u>	<u>2565</u>	<u>2645</u>	<u>2717</u>	<u>2794</u>	<u>2927</u>	<u>2979</u>	<u>3066</u>
<u>10</u>	<u>B</u>	<u>2665</u>	<u>2744</u>	<u>2835</u>	<u>2924</u>	<u>3015</u>	<u>3168</u>	<u>3226</u>	<u>3323</u>
<u>11</u>	<u>B</u>	<u>2756</u>	<u>2846</u>	<u>2948</u>	<u>3046</u>	<u>3140</u>	<u>3306</u>	<u>3370</u>	<u>3471</u>
<u>12</u>	<u>B</u>	<u>2874</u>	<u>2969</u>	<u>3080</u>	<u>3181</u>	<u>3298</u>	<u>3475</u>	<u>3541</u>	<u>3647</u>
<u>12</u>	<u>Q</u>	<u>2993</u>	<u>3092</u>	<u>3212</u>	<u>3320</u>	<u>3442</u>	<u>3629</u>	<u>3702</u>	<u>3812</u>
<u>13</u>	<u>B</u>	<u>2983</u>	<u>3096</u>	<u>3213</u>	<u>3330</u>	<u>3454</u>	<u>3646</u>	<u>3718</u>	<u>3830</u>
<u>13</u>	<u>Q</u>	<u>3107</u>	<u>3229</u>	<u>3354</u>	<u>3477</u>	<u>3605</u>	<u>3811</u>	<u>3885</u>	<u>4003</u>
<u>14</u>	<u>B</u>	<u>3115</u>	<u>3236</u>	<u>3377</u>	<u>3501</u>	<u>3634</u>	<u>3845</u>	<u>3923</u>	<u>4041</u>
<u>15</u>	<u>B</u>	<u>3256</u>	<u>3391</u>	<u>3524</u>	<u>3668</u>	<u>3804</u>	<u>4032</u>	<u>4112</u>	<u>4235</u>
<u>15</u>	<u>Q</u>	<u>3398</u>	<u>3540</u>	<u>3682</u>	<u>3835</u>	<u>3976</u>	<u>4214</u>	<u>4295</u>	<u>4425</u>
<u>16</u>	<u>B</u>	<u>3412</u>	<u>3562</u>	<u>3711</u>	<u>3866</u>	<u>4020</u>	<u>4257</u>	<u>4344</u>	<u>4474</u>
<u>16</u>	<u>Q</u>	<u>3723</u>	<u>3879</u>	<u>4038</u>	<u>4201</u>	<u>4450</u>	<u>4540</u>	<u>4631</u>	<u>4770</u>

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

<u>17</u>	<u>B</u>	<u>3579</u>	<u>3744</u>	<u>3903</u>	<u>4060</u>	<u>4225</u>	<u>4477</u>	<u>4567</u>	<u>4705</u>
<u>18</u>	<u>B</u>	<u>3774</u>	<u>3950</u>	<u>4129</u>	<u>4298</u>	<u>4470</u>	<u>4737</u>	<u>4831</u>	<u>4976</u>
<u>18</u>	<u>Q</u>	<u>4128</u>	<u>4317</u>	<u>4494</u>	<u>4672</u>	<u>4951</u>	<u>5050</u>	<u>5150</u>	<u>5305</u>
<u>18.5</u>	<u>B</u>	<u>3795</u>	<u>3988</u>	<u>4177</u>	<u>4371</u>	<u>4554</u>	<u>4744</u>	<u>5032</u>	<u>5183</u>
<u>19</u>	<u>B</u>	<u>3988</u>	<u>4177</u>	<u>4371</u>	<u>4554</u>	<u>4744</u>	<u>5032</u>	<u>5130</u>	<u>5285</u>
<u>19</u>	<u>Q</u>	<u>4265</u>	<u>4453</u>	<u>4630</u>	<u>4809</u>	<u>5087</u>	<u>5185</u>	<u>5287</u>	<u>5442</u>
<u>20</u>	<u>B</u>	<u>4213</u>	<u>4408</u>	<u>4617</u>	<u>4818</u>	<u>5017</u>	<u>5322</u>	<u>5428</u>	<u>5591</u>
<u>20</u>	<u>Q</u>	<u>4402</u>	<u>4609</u>	<u>4826</u>	<u>5034</u>	<u>5244</u>	<u>5564</u>	<u>5673</u>	<u>5844</u>
<u>22</u>	<u>B</u>	<u>4709</u>	<u>4939</u>	<u>5173</u>	<u>5412</u>	<u>5637</u>	<u>5987</u>	<u>6107</u>	<u>6290</u>
<u>22</u>	<u>Q</u>	<u>4921</u>	<u>5164</u>	<u>5405</u>	<u>5655</u>	<u>5892</u>	<u>6257</u>	<u>6384</u>	<u>6575</u>
<u>25</u>	<u>B</u>	<u>5321</u>	<u>5600</u>	<u>5869</u>	<u>6140</u>	<u>6417</u>	<u>6819</u>	<u>6956</u>	<u>7165</u>

Effective July 1, 2005

		STEPS							
		1	2	3	4	5	6	7	8
Agricultural Products Promoter		2896	3006	3119	3233	3353	3540	3610	3718
Animal and Animal Products									
Investigator		3024	3142	3279	3399	3528	3733	3809	3923
Apiary Inspector		2161	2217	2268	2332	2383	2485	2526	2601
Apiary Inspector (part time)									
(hourly rate)		12.42							
Arson Investigator I	Q	3588	3739	3892	4049	4289	4376	4464	4598
Arson Investigator II	Q	3979	4161	4332	4503	4772	4867	4964	5113
Arson Investigator II (Lead	Q	4111	4292	4463	4635	4903	4998	5096	5245
Worker)									
Breath Alcohol Analysis									
Technician		3313	3458	3603	3753	3903	4133	4217	4344
Commerce Commission Police	Q	3588	3739	3892	4049	4289	4376	4464	4598
Officer I									
Commerce Commission Police	Q	3979	4161	4332	4503	4772	4867	4964	5113
Officer II									
Commodities Inspector		2587	2664	2752	2839	2927	3076	3132	3226
Drug Compliance Investigator		5166	5437	5698	5961	6230	6620	6753	6956

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

<u>Elevator Inspector</u>		3684	3872	4055	4244	4421	4606	4885	5032
<u>Environmental Protection Legal Investigator I</u>		2790	2883	2990	3088	3202	3374	3438	3541
<u>Environmental Protection Legal Investigator II</u>		3024	3142	3279	3399	3528	3733	3809	3923
<u>Environmental Protection Legal Investigator Specialist</u>		3161	3292	3421	3561	3693	3915	3992	4112
<u>Explosives Inspector I</u>		3024	3142	3279	3399	3528	3733	3809	3923
<u>Explosives Inspector II</u>		3475	3635	3789	3942	4102	4347	4434	4568
<u>Fingerprint Technician</u>		2790	2883	2990	3088	3202	3374	3438	3541
<u>Fire Prevention Inspector I</u>		3161	3292	3421	3561	3693	3915	3992	4112
<u>Fire Prevention Inspector II</u>		3664	3835	4009	4173	4340	4599	4690	4831
<u>Guard I</u>		2220	2280	2339	2395	2453	2554	2598	2675
<u>Guard II</u>		2417	2490	2568	2638	2713	2842	2892	2977
<u>Guard III</u>		2676	2763	2862	2957	3049	3210	3272	3370
<u>Licensing Assistant</u>		2344	2412	2481	2548	2618	2738	2786	2868
<u>Licensing Investigator I</u>		2676	2763	2862	2957	3049	3210	3272	3370
<u>Licensing Investigator II</u>		3024	3142	3279	3399	3528	3733	3809	3923
<u>Licensing Investigator III</u>		3161	3292	3421	3561	3693	3915	3992	4112
<u>Licensing Investigator III</u>	Q	3275	3412	3549	3696	3832	4062	4140	4265
<u>Licensing Investigator IV</u>		3475	3635	3789	3942	4102	4347	4434	4568
<u>Liquor Control Special Agent I</u>		2897	3011	3126	3240	3360	3548	3618	3726
<u>Motorist Assistant Specialist</u>		2344	2412	2481	2548	2618	2738	2786	2868
<u>Plant & Pesticide Specialist I</u>		3313	3458	3603	3753	3903	4133	4217	4344
<u>Plant & Pesticide Specialist II</u>		3664	3835	4009	4173	4340	4599	4690	4831
<u>Plumbing Inspector</u>		3872	4055	4244	4421	4606	4885	4981	5131
<u>Police Officer I</u>	Q	3588	3739	3892	4049	4289	4376	4464	4598
<u>Police Officer II</u>	Q	3979	4161	4332	4503	4772	4867	4964	5113
<u>Police Officer III</u>	Q	4243	4442	4652	4852	5054	5363	5468	5633
<u>Polygraph Examiner I</u>		3664	3835	4009	4173	4340	4599	4690	4831
<u>Polygraph Examiner II</u>		4090	4280	4483	4678	4871	5167	5270	5428
<u>Polygraph Examiner III</u>		4572	4795	5022	5254	5473	5813	5929	6107
<u>Polygraph Examiner III</u>	Q	4743	4977	5210	5451	5679	6031	6153	6337
<u>Products & Standards Inspector</u>		3024	3142	3279	3399	3528	3733	3809	3923
<u>Security Officer</u>		2790	2883	2990	3088	3202	3374	3438	3541
<u>Security Officer</u>	Q	2885	2980	3096	3200	3318	3498	3568	3674
<u>Security Officer Sergeant</u>		2896	3006	3119	3233	3353	3540	3610	3718
<u>Security Officer Sergeant</u>	Q	2995	3112	3233	3351	3475	3673	3745	3858
<u>Seed Analyst I</u>		2676	2763	2862	2957	3049	3210	3272	3370

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Seed Analyst II	2790	2883	2990	3088	3202	3374	3438	3541
Site Security Officer	2417	2490	2568	2638	2713	2842	2892	2977
Truck Weighing Inspector	2676	2763	2862	2957	3049	3210	3272	3370
Vehicle Compliance Inspector	3313	3458	3603	3753	3903	4133	4217	4344
Vehicle Emissions Compliance Inspector	2790	2883	2990	3088	3202	3374	3438	3541
Vehicle Emissions Quality Assurance Auditor	2896	3006	3119	3233	3353	3540	3610	3718
Vital Records Quality Control Inspector	2790	2883	2990	3088	3202	3374	3438	3541
Warehouse Claims Specialist	3872	4055	4244	4421	4606	4885	4981	5131
Warehouse Examiner	3161	3292	3421	3561	3693	3915	3992	4112
Warehouse Examiner Specialist	3475	3635	3789	3942	4102	4347	4434	4568
Well Inspector I	3024	3142	3279	3399	3528	3733	3809	3923
Well Inspector II	3475	3635	3789	3942	4102	4347	4434	4568

~~Note: The Step 8 rate shall be increased by \$50 per month for those employees (non-sworn) who attain 15 years of service and have 3 or more years of creditable service on Step 8 in the same pay grade.~~

~~The Arson Investigator I, II, Commerce Commission Police Officer I, II, Police Officer I, II and III shall be placed in a longevity schedule receiving a salary increase of an additional \$50 per month upon reaching 10 years, 13 years, 15 years and 17 years of service in the same classification series; and after reaching 17 years of service in the same classification series, an increase of an additional \$75 per month shall be granted.~~

Effective January 1, 2006

	STEPS							
	1	2	3	4	5	6	7	8
Agricultural Products Promoter	2983	3096	3213	3330	3454	3646	3718	3830
Animal and Animal Products Investigator	3115	3236	3377	3501	3634	3845	3923	4041
Apiary Inspector	2226	2284	2336	2402	2454	2560	2602	2679
Apiary Inspector (part time) (hourly rate)	12.79							
Arson Investigator I	Q 3723	3879	4038	4201	4450	4540	4631	4770
Arson Investigator II	Q 4128	4317	4494	4672	4951	5050	5150	5305
Arson Investigator II (Lead Worker)	Q 4265	4453	4630	4809	5087	5185	5287	5442
Breath Alcohol Analysis	3412	3562	3711	3866	4020	4257	4344	4474

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Technician									
Commerce Commission Police Officer I	Q	3723	3879	4038	4201	4450	4540	4631	4770
Commerce Commission Police Officer II	Q	4128	4317	4494	4672	4951	5050	5150	5305
Commodities Inspector		2665	2744	2835	2924	3015	3168	3226	3323
Drug Compliance Investigator		5321	5600	5869	6140	6417	6819	6956	7165
Elevator Inspector		3795	3988	4177	4371	4554	4744	5032	5183
Environmental Protection Legal Investigator I		2874	2969	3080	3181	3298	3475	3541	3647
Environmental Protection Legal Investigator II		3115	3236	3377	3501	3634	3845	3923	4041
Environmental Protection Legal Investigator Specialist		3256	3391	3524	3668	3804	4032	4112	4235
Explosives Inspector I		3115	3236	3377	3501	3634	3845	3923	4041
Explosives Inspector II		3579	3744	3903	4060	4225	4477	4567	4705
Fingerprint Technician		2874	2969	3080	3181	3298	3475	3541	3647
Fire Prevention Inspector I		3256	3391	3524	3668	3804	4032	4112	4235
Fire Prevention Inspector II		3774	3950	4129	4298	4470	4737	4831	4976
Guard I		2287	2348	2409	2467	2527	2631	2676	2755
Guard II		2490	2565	2645	2717	2794	2927	2979	3066
Guard III		2756	2846	2948	3046	3140	3306	3370	3471
Licensing Assistant		2414	2484	2555	2624	2697	2820	2870	2954
Licensing Investigator I		2756	2846	2948	3046	3140	3306	3370	3471
Licensing Investigator II		3115	3236	3377	3501	3634	3845	3923	4041
Licensing Investigator III		3256	3391	3524	3668	3804	4032	4112	4235
Licensing Investigator III	Q	3398	3540	3682	3835	3976	4214	4295	4425
Licensing Investigator IV		3579	3744	3903	4060	4225	4477	4567	4705
Liquor Control Special Agent I		2984	3101	3220	3337	3461	3654	3727	3838
Motorist Assistant Specialist		2414	2484	2555	2624	2697	2820	2870	2954
Plant & Pesticide Specialist I		3412	3562	3711	3866	4020	4257	4344	4474
Plant & Pesticide Specialist II		3774	3950	4129	4298	4470	4737	4831	4976
Plumbing Inspector		3988	4177	4371	4554	4744	5032	5130	5285
Police Officer I	Q	3723	3879	4038	4201	4450	4540	4631	4770
Police Officer II	Q	4128	4317	4494	4672	4951	5050	5150	5305
Police Officer III	Q	4402	4609	4826	5034	5244	5564	5673	5844
Polygraph Examiner I		3774	3950	4129	4298	4470	4737	4831	4976
Polygraph Examiner II		4213	4408	4617	4818	5017	5322	5428	5591
Polygraph Examiner III		4709	4939	5173	5412	5637	5987	6107	6290

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Polygraph Examiner III	Q	4921	5164	5405	5655	5892	6257	6384	6575
Products & Standards Inspector		3115	3236	3377	3501	3634	3845	3923	4041
Security Officer		2874	2969	3080	3181	3298	3475	3541	3647
Security Officer	Q	2993	3092	3212	3320	3442	3629	3702	3812
Security Officer Sergeant		2983	3096	3213	3330	3454	3646	3718	3830
Security Officer Sergeant	Q	3107	3229	3354	3477	3605	3811	3885	4003
Seed Analyst I		2756	2846	2948	3046	3140	3306	3370	3471
Seed Analyst II		2874	2969	3080	3181	3298	3475	3541	3647
Site Security Officer		2490	2565	2645	2717	2794	2927	2979	3066
Truck Weighing Inspector		2756	2846	2948	3046	3140	3306	3370	3471
Vehicle Compliance Inspector		3412	3562	3711	3866	4020	4257	4344	4474
Vehicle Emissions Compliance Inspector		2874	2969	3080	3181	3298	3475	3541	3647
Vehicle Emissions Quality Assurance Auditor		2983	3096	3213	3330	3454	3646	3718	3830
Vital Records Quality Control Inspector		2874	2969	3080	3181	3298	3475	3541	3647
Warehouse Claims Specialist		3988	4177	4371	4554	4744	5032	5130	5285
Warehouse Examiner		3256	3391	3524	3668	3804	4032	4112	4235
Warehouse Examiner Specialist		3579	3744	3903	4060	4225	4477	4567	4705
Well Inspector I		3115	3236	3377	3501	3634	3845	3923	4041
Well Inspector II		3579	3744	3903	4060	4225	4477	4567	4705

Note: The Step 8 rate shall be increased by \$50 per month for those employees (non-sworn) who attain 15 years of service and have 3 or more years of creditable service on Step 8 in the same pay grade.

The Arson Investigator I, II, Commerce Commission Police Officer I, II, Police Officer I, II and III shall be placed in a longevity schedule receiving a salary increase of an additional \$50 per month upon reaching 10 years, 13 years, 15 years and 17 years of service in the same classification series; and after reaching 17 years of service in the same classification series, an increase of an additional \$75 per month shall be granted.

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE R RC-042 (Residual Maintenance Workers, AFSCME)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Salary-Grade</u>	<u>Code</u>
Building/Grounds Laborer	<u>05598</u>	<u>RC-042</u>	<u>RC-042-01</u>	<u>05598</u>
Building/Grounds Lead I	<u>05601</u>	<u>RC-042</u>	<u>RC-042-04</u>	<u>05601</u>
Building/Grounds Lead II	<u>05602</u>	<u>RC-042</u>	<u>RC-042-05</u>	<u>05602</u>
Building/Grounds Maintenance Worker	<u>05613</u>	<u>RC-042</u>	<u>RC-042-02</u>	<u>05613</u>
Building/Grounds Supervisor	<u>05605</u>	<u>RC-042</u>	<u>RC-042-07</u>	<u>05605</u>
Intermittent Laborer (Maintenance) (Hourly)	<u>21687</u>	<u>RC-042</u>	<u>RC-042-01H</u>	<u>21687</u>
Race Track Maintainer I	<u>37551</u>	<u>RC-042</u>	<u>RC-042-03</u>	<u>37551</u>
Race Track Maintainer II	<u>37552</u>	<u>RC-042</u>	<u>RC-042-06</u>	<u>37552</u>
Refrigeration & Air Conditioning Repairer	<u>38119</u>	<u>RC-042</u>	<u>RC-042-07</u>	<u>38119</u>

Effective July 1, 2005

Bargaining Unit: RC-042

<u>Pay Grade</u>	<u>Pay Plan Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
01	<u>B</u>	2316	2374	2525	2588	2676	2763	2862	2957	3049	3210	3307
01Q	<u>Q</u>	2391	2449	2606	2672	2767	2858	2960	3059	3157	3326	3426
01S	<u>S</u>	2444	2504	2660	2726	2823	2913	3016	3117	3217	3386	3488
01H	<u>B</u>	14.20	14.55	15.48	15.87	16.40	16.94	17.54	18.13	18.69	19.68	20.27
01HQ	<u>Q</u>	14.66	15.01	15.98	16.38	16.96	17.52	18.15	18.75	19.35	20.39	21.00
01HS	<u>S</u>	14.98	15.35	16.31	16.71	17.31	17.86	18.49	19.11	19.72	20.76	21.38
02	<u>B</u>	2480	2541	2623	2691	2790	2883	2990	3088	3202	3374	3475
02Q	<u>Q</u>	2559	2623	2710	2782	2885	2980	3096	3200	3318	3498	3603
02S	<u>S</u>	2614	2678	2765	2837	2941	3038	3155	3261	3379	3560	3667
03	<u>B</u>	2516	2581	2721	2793	2896	3006	3119	3233	3353	3540	3647
03Q	<u>Q</u>	2599	2664	2813	2888	2995	3112	3233	3351	3475	3673	3783
03S	<u>S</u>	2653	2718	2869	2944	3052	3171	3294	3412	3538	3736	3848

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

04	<u>B</u>	2531	2594	2721	2793	2896	3006	3119	3233	3353	3540	3647
04 Q	<u>Q</u>	2613	2679	2813	2888	2995	3112	3233	3351	3475	3673	3783
04 S	<u>S</u>	2666	2733	2869	2944	3052	3171	3294	3412	3538	3736	3848
05	<u>B</u>	2703	2774	2949	3028	3161	3292	3421	3561	3693	3915	4033
05 Q	<u>Q</u>	2795	2868	3051	3135	3275	3412	3549	3696	3832	4062	4183
05 S	<u>S</u>	2851	2924	3109	3196	3336	3471	3613	3758	3893	4124	4247
06	<u>B</u>	2787	2860	2949	3028	3161	3292	3421	3561	3693	3915	4033
06 Q	<u>Q</u>	2882	2958	3051	3135	3275	3412	3549	3696	3832	4062	4183
06 S	<u>S</u>	2938	3014	3109	3196	3336	3471	3613	3758	3893	4124	4247
07	<u>B</u>	2819	2895	2949	3028	3161	3292	3421	3561	3693	3915	4033
07 Q	<u>Q</u>	2916	2994	3051	3135	3275	3412	3549	3696	3832	4062	4183
07 S	<u>S</u>	2972	3051	3109	3196	3336	3471	3613	3758	3893	4124	4247

Effective January 1, 2006

Bargaining Unit: RC-042

<u>Pay</u> <u>Grade</u>	<u>Pay Plan</u> <u>Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
01	<u>B</u>	2385	2445	2601	2666	2756	2846	2948	3046	3140	3306	3406
01 H	<u>Q</u>	2481	2541	2704	2772	2871	2965	3071	3174	3275	3451	3554
01 S	<u>S</u>	2536	2598	2760	2828	2929	3022	3129	3234	3338	3513	3619
01H	<u>B</u>	14.62	14.99	15.94	16.34	16.90	17.45	18.07	18.67	19.25	20.27	20.88
01H Q	<u>Q</u>	15.21	15.58	16.58	16.99	17.60	18.18	18.83	19.46	20.08	21.16	21.79
01H S	<u>S</u>	15.55	15.93	16.92	17.34	17.96	18.53	19.18	19.83	20.46	21.54	22.19
02	<u>B</u>	2554	2617	2702	2772	2874	2969	3080	3181	3298	3475	3579
02 Q	<u>Q</u>	2655	2721	2812	2886	2993	3092	3212	3320	3442	3629	3738
02 S	<u>S</u>	2712	2778	2869	2943	3051	3152	3273	3383	3506	3694	3805

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

03	<u>B</u>	2591	2658	2803	2877	2983	3096	3213	3330	3454	3646	3756
03 Q	<u>Q</u>	2696	2764	2918	2996	3107	3229	3354	3477	3605	3811	3925
03 S	<u>S</u>	2752	2820	2977	3054	3166	3290	3418	3540	3671	3876	3992
04	<u>B</u>	2607	2672	2803	2877	2983	3096	3213	3330	3454	3646	3756
04 Q	<u>Q</u>	2711	2779	2918	2996	3107	3229	3354	3477	3605	3811	3925
04 S	<u>S</u>	2766	2835	2977	3054	3166	3290	3418	3540	3671	3876	3992
05	<u>B</u>	2784	2857	3037	3119	3256	3391	3524	3668	3804	4032	4154
05 Q	<u>Q</u>	2900	2976	3165	3253	3398	3540	3682	3835	3976	4214	4340
05 S	<u>S</u>	2958	3034	3226	3316	3461	3601	3748	3899	4039	4279	4406
06	<u>B</u>	2871	2946	3037	3119	3256	3391	3524	3668	3804	4032	4154
06 Q	<u>Q</u>	2990	3069	3165	3253	3398	3540	3682	3835	3976	4214	4340
06 S	<u>S</u>	3048	3127	3226	3316	3461	3601	3748	3899	4039	4279	4406
07	<u>B</u>	2904	2982	3037	3119	3256	3391	3524	3668	3804	4032	4154
07 Q	<u>Q</u>	3025	3106	3165	3253	3398	3540	3682	3835	3976	4214	4340
07 S	<u>S</u>	3083	3165	3226	3316	3461	3601	3748	3899	4039	4279	4406

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE V CU-500 (Corrections Meet and Confer Employees)**

Effective July 1, 2005
Bargaining Unit: CU-500

Title	Title Code	Pay Plan Code	S T E P S										
			1c	1b	1a	1	2	3	4	5	6	7	8
Correctional Casework Supervisor	09655	Q	3762	3873	3987	4104	4306	4505	4716	4917	5117	5424	5588
Correctional Casework Supervisor	09655	S	3824	3933	4049	4167	4370	4571	4780	4981	5180	5488	5652
Correctional Lieutenant	09673	Q	3564	3668	3777	3887	4083	4270	4467	4652	4845	5133	5287
Correctional Lieutenant	09673	S	3626	3729	3839	3950	4143	4333	4530	4714	4907	5196	5352
Corrections Clerk III	09773	Q	3081	3167	3257	3349	3497	3653	3805	3957	4117	4351	4483
Corrections Clerk III	09773	S	3139	3227	3317	3409	3559	3714	3866	4018	4178	4415	4546
Corrections Food Service Supervisor III	09795	Q	3385	3481	3585	3690	3867	4043	4224	4394	4570	4836	4981
Corrections Food Service Supervisor III	09795	S	3446	3545	3648	3753	3929	4106	4286	4457	4630	4900	5046
Corrections Identification Supervisor	09800	Q	3222	3313	3407	3506	3670	3837	3995	4157	4322	4576	4713
Corrections Identification Supervisor	09800	S	3282	3374	3467	3569	3733	3898	4058	4219	4383	4638	4777
Corrections Industry Supervisor	09807	Q	3385	3481	3585	3690	3867	4043	4224	4394	4570	4836	4981
Corrections Industry Supervisor	09807	S	3446	3545	3648	3753	3929	4106	4286	4457	4630	4900	5046
Corrections Laundry Manager II	09809	Q	3222	3313	3407	3506	3670	3837	3995	4157	4322	4576	4713
Corrections Laundry	09809	S	3282	3374	3467	3569	3733	3898	4058	4219	4383	4638	4777

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Manager II													
Corrections Maintenance Supervisor	09822	Q	3081	3167	3257	3349	3497	3653	3805	3957	4117	4351	4483
Corrections Maintenance Supervisor	09822	S	3139	3227	3317	3409	3559	3714	3866	4018	4178	4415	4546
Corrections Residence Counselor II	09838	Q	3222	3313	3407	3506	3670	3837	3995	4157	4322	4576	4713
Corrections Supply Supervisor III	09863	Q	3385	3481	3585	3690	3867	4043	4224	4394	4570	4836	4981
Corrections Supply Supervisor III	09863	S	3446	3545	3648	3753	3929	4106	4286	4457	4630	4900	5046
Property and Supply Clerk III	34793	Q	2306	2360	2417	2475	2552	2627	2709	2783	2864	2996	3086
Storekeeper III	43053	Q	2727	2798	2870	2946	3054	3173	3296	3413	3539	3737	3849
Youth Supervisor IV	49914	Q	3564	3668	3777	3887	4083	4270	4467	4652	4845	5133	5287
Youth Supervisor IV	49914	S	3626	3729	3839	3950	4143	4333	4530	4714	4907	5196	5352

Effective January 1, 2006

Bargaining Unit: CU-500

Title	Title Code	Pay Plan Code	STEPS										
			1c	1b	1a	1	2	3	4	5	6	7	8
Correctional Casework Supervisor	09655	Q	3903	4018	4137	4258	4467	4674	4893	5101	5309	5627	5798
Correctional Casework Supervisor	09655	S	3967	4080	4201	4323	4534	4742	4959	5168	5374	5694	5864
Correctional Lieutenant	09673	Q	3698	3806	3919	4033	4236	4430	4635	4826	5027	5325	5485
Correctional Lieutenant	09673	S	3762	3869	3983	4098	4298	4495	4700	4891	5091	5391	5553
Corrections Clerk III	09773	Q	3197	3286	3379	3475	3628	3790	3948	4105	4271	4514	4651
Corrections Clerk III	09773	S	3257	3348	3441	3537	3692	3853	4011	4169	4335	4581	4716

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Corrections Food Service Supervisor III	09795	Q	3512	3612	3719	3828	4012	4195	4382	4559	4741	5017	5168
Corrections Food Service Supervisor III	09795	S	3575	3678	3785	3894	4076	4260	4447	4624	4804	5084	5235
Corrections Identification Supervisor	09800	Q	3343	3437	3535	3637	3808	3981	4145	4313	4484	4748	4890
Corrections Identification Supervisor	09800	S	3405	3501	3597	3703	3873	4044	4210	4377	4547	4812	4956
Corrections Industry Supervisor	09807	Q	3512	3612	3719	3828	4012	4195	4382	4559	4741	5017	5168
Corrections Industry Supervisor	09807	S	3575	3678	3785	3894	4076	4260	4447	4624	4804	5084	5235
Corrections Laundry Manager II	09809	Q	3343	3437	3535	3637	3808	3981	4145	4313	4484	4748	4890
Corrections Laundry Manager II	09809	S	3405	3501	3597	3703	3873	4044	4210	4377	4547	4812	4956
Corrections Maintenance Supervisor	09822	Q	3197	3286	3379	3475	3628	3790	3948	4105	4271	4514	4651
Corrections Maintenance Supervisor	09822	S	3257	3348	3441	3537	3692	3853	4011	4169	4335	4581	4716
Corrections Residence Counselor II	09838	Q	3343	3437	3535	3637	3808	3981	4145	4313	4484	4748	4890
Corrections Supply Supervisor III	09863	Q	3512	3612	3719	3828	4012	4195	4382	4559	4741	5017	5168
Corrections Supply Supervisor III	09863	S	3575	3678	3785	3894	4076	4260	4447	4624	4804	5084	5235
Property and Supply Clerk III	34793	Q	2392	2449	2508	2568	2648	2726	2811	2887	2971	3108	3202
Storekeeper III	43053	Q	2829	2903	2978	3056	3169	3292	3420	3541	3672	3877	3993
Youth Supervisor IV	49914	Q	3698	3806	3919	4033	4236	4430	4635	4826	5027	5325	5485
Youth Supervisor IV	49914	S	3762	3869	3983	4098	4298	4495	4700	4891	5091	5391	5553

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NOTICE OF PROPOSED AMENDMENTS

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

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

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

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

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Disability Claims Specialist	<u>12558</u>	<u>RC-062</u>	RC-062 -19	<u>12558</u>
Disaster Services Planner	<u>12585</u>	<u>RC-062</u>	RC-062 -19	<u>12585</u>
Document Examiner	<u>12640</u>	<u>RC-062</u>	RC-062 -22	<u>12640</u>
Educator – Provisional	<u>13105</u>	<u>RC-062</u>	RC-062 -12	<u>13105</u>
Employment Security Manpower Representative I	<u>13621</u>	<u>RC-062</u>	RC-062 -12	<u>13621</u>
Employment Security Manpower Representative II	<u>13622</u>	<u>RC-062</u>	RC-062 -14	<u>13622</u>
Employment Security Program Representative	<u>13650</u>	<u>RC-062</u>	RC-062 -14	<u>13650</u>
Employment Security Program Representative – Intermittent	<u>13651</u>	<u>RC-062</u>	RC-062 -14H	<u>13651</u>
Employment Security Service Representative	<u>13667</u>	<u>RC-062</u>	RC-062 -16	<u>13667</u>
Employment Security Specialist I	<u>13671</u>	<u>RC-062</u>	RC-062 -14	<u>13671</u>
Employment Security Specialist II	<u>13672</u>	<u>RC-062</u>	RC-062 -16	<u>13672</u>
Employment Security Specialist III	<u>13673</u>	<u>RC-062</u>	RC-062 -19	<u>13673</u>
Employment Security Tax Auditor I	<u>13681</u>	<u>RC-062</u>	RC-062 -17	<u>13681</u>
Employment Security Tax Auditor II	<u>13682</u>	<u>RC-062</u>	RC-062 -19	<u>13682</u>
Energy and Natural Resources Specialist I	<u>13711</u>	<u>RC-062</u>	RC-062 -15	<u>13711</u>
Energy and Natural Resources Specialist II	<u>13712</u>	<u>RC-062</u>	RC-062 -17	<u>13712</u>
Energy and Natural Resources Specialist III	<u>13713</u>	<u>RC-062</u>	RC-062 -19	<u>13713</u>
Energy and Natural Resources Specialist Trainee	<u>13715</u>	<u>RC-062</u>	RC-062 -12	<u>13715</u>
Environmental Health Specialist I	<u>13768</u>	<u>RC-062</u>	RC-062 -14	<u>13768</u>
Environmental Health Specialist II	<u>13769</u>	<u>RC-062</u>	RC-062 -16	<u>13769</u>
Environmental Health Specialist III	<u>13770</u>	<u>RC-062</u>	RC-062 -18	<u>13770</u>
Environmental Protection Associate	<u>13785</u>	<u>RC-062</u>	RC-062 -12	<u>13785</u>
Environmental Protection Specialist I	<u>13821</u>	<u>RC-062</u>	RC-062 -14	<u>13821</u>
Environmental Protection Specialist II	<u>13822</u>	<u>RC-062</u>	RC-062 -16	<u>13822</u>
Environmental Protection Specialist III	<u>13823</u>	<u>RC-062</u>	RC-062 -18	<u>13823</u>
Environmental Protection Specialist IV	<u>13824</u>	<u>RC-062</u>	RC-062 -22	<u>13824</u>
Financial Institutions Examiner I	<u>14971</u>	<u>RC-062</u>	RC-062 -16	<u>14971</u>
Financial Institutions Examiner II	<u>14972</u>	<u>RC-062</u>	RC-062 -19	<u>14972</u>
Financial Institutions Examiner III	<u>14973</u>	<u>RC-062</u>	RC-062 -22	<u>14973</u>
Financial Institutions Examiner Trainee	<u>14978</u>	<u>RC-062</u>	RC-062 -13	<u>14978</u>
Flight Safety Coordinator	<u>15640</u>	<u>RC-062</u>	RC-062 -22	<u>15640</u>
Forensic Scientist I	<u>15891</u>	<u>RC-062</u>	RC-062 -18	<u>15891</u>
Forensic Scientist II	<u>15892</u>	<u>RC-062</u>	RC-062 -20	<u>15892</u>
Forensic Scientist III	<u>15893</u>	<u>RC-062</u>	RC-062 -22	<u>15893</u>

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Forensic Scientist Trainee	<u>15897</u>	<u>RC-062</u>	RC-062 -15	15897
Guardianship Representative	<u>17710</u>	<u>RC-062</u>	RC-062 -17	17710
Habilitation Program Coordinator	<u>17960</u>	<u>RC-062</u>	RC-062 -17	17960
Handicapped Services Representative I	<u>17981</u>	<u>RC-062</u>	RC-062 -11	17981
Health Facilities Surveyor I	<u>18011</u>	<u>RC-062</u>	RC-062 -16	18011
Health Facilities Surveyor II	<u>18012</u>	<u>RC-062</u>	RC-062 -19	18012
Health Facilities Surveyor III	<u>18013</u>	<u>RC-062</u>	RC-062 -20	18013
Health Services Investigator I – Opt. A	<u>18181</u>	<u>RC-062</u>	RC-062 -19	18181
Health Services Investigator I – Opt. B	<u>18182</u>	<u>RC-062</u>	RC-062 -20	18182
Health Services Investigator II – Opt. A	<u>18185</u>	<u>RC-062</u>	RC-062 -22	18185
Health Services Investigator II – Opt. B	<u>18186</u>	<u>RC-062</u>	RC-062 -22	18186
Health Services Investigator II – Opt. C	<u>18187</u>	<u>RC-062</u>	RC-062 -25	18187
Health Services Investigator II – Opt. D	<u>18188</u>	<u>RC-062</u>	RC-062 -25	18188
Historical Documents Conservator I	<u>18981</u>	<u>RC-062</u>	RC-062 -13	18981
Historical Exhibits Designer	<u>18985</u>	<u>RC-062</u>	RC-062 -15	18985
Historical Research Editor II	<u>19002</u>	<u>RC-062</u>	RC-062 -14	19002
Human Relations Representative	<u>19670</u>	<u>RC-062</u>	RC-062 -16	19670
Human Rights Investigator I	<u>19774</u>	<u>RC-062</u>	RC-062 -15	19774
Human Rights Investigator II	<u>19775</u>	<u>RC-062</u>	RC-062 -17	19775
Human Rights Investigator III	<u>19776</u>	<u>RC-062</u>	RC-062 -18	19776
Human Rights Specialist I	<u>19778</u>	<u>RC-062</u>	RC-062 -14	19778
Human Rights Specialist II	<u>19779</u>	<u>RC-062</u>	RC-062 -16	19779
Human Services Caseworker	<u>19785</u>	<u>RC-062</u>	RC-062 -16	19785
Human Services Grants Coordinator I	<u>19791</u>	<u>RC-062</u>	RC-062 -14	19791
Human Services Grants Coordinator II	<u>19792</u>	<u>RC-062</u>	RC-062 -17	19792
Human Services Grants Coordinator III	<u>19793</u>	<u>RC-062</u>	RC-062 -20	19793
Human Services Grants Coordinator Trainee	<u>19796</u>	<u>RC-062</u>	RC-062 -12	19796
Human Services Sign Language Interpreter	<u>19810</u>	<u>RC-062</u>	RC-062 -16	19810
Iconographer	<u>19880</u>	<u>RC-062</u>	RC-062 -12	19880
Industrial Services Consultant I	<u>21121</u>	<u>RC-062</u>	RC-062 -14	21121
Industrial Services Consultant II	<u>21122</u>	<u>RC-062</u>	RC-062 -16	21122
Industrial Services Consultant Trainee	<u>21125</u>	<u>RC-062</u>	RC-062 -11	21125
Industrial Services Hygienist	<u>21127</u>	<u>RC-062</u>	RC-062 -19	21127
Industrial Services Hygienist Technician	<u>21130</u>	<u>RC-062</u>	RC-062 -16	21130
Industrial Services Hygienist Trainee	<u>21133</u>	<u>RC-062</u>	RC-062 -12	21133
Information Technology/Communication Systems Specialist I	<u>21216</u>	<u>RC-062</u>	RC-062 -19	21216
Information Technology/Communication Systems Specialist II	<u>21217</u>	<u>RC-062</u>	RC-062 -24	21217

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Instrument Designer	<u>21500</u>	<u>RC-062</u>	RC-062 -18	21500
Insurance Analyst III	<u>21563</u>	<u>RC-062</u>	RC-062 -14	21563
Insurance Analyst IV	<u>21564</u>	<u>RC-062</u>	RC-062 -16	21564
Insurance Company Claims Examiner II	<u>21602</u>	<u>RC-062</u>	RC-062 -19	21602
Insurance Company Field Staff Examiner	<u>21608</u>	<u>RC-062</u>	RC-062 -16	21608
Insurance Company Financial Examiner Trainee	<u>21610</u>	<u>RC-062</u>	RC-062 -13	21610
Insurance Performance Examiner I	<u>21671</u>	<u>RC-062</u>	RC-062 -14	21671
Insurance Performance Examiner II	<u>21672</u>	<u>RC-062</u>	RC-062 -16	21672
Insurance Performance Examiner III	<u>21673</u>	<u>RC-062</u>	RC-062 -20	21673
Intermittent Unemployment Insurance Representative	<u>21689</u>	<u>RC-062</u>	RC-062 -12H	21689
Internal Auditor I	<u>21721</u>	<u>RC-062</u>	RC-062 -17	21721
Labor Conciliator	<u>22750</u>	<u>RC-062</u>	RC-062 -20	22750
Laboratory Equipment Specialist	<u>22990</u>	<u>RC-062</u>	RC-062 -18	22990
Laboratory Quality Specialist I	<u>23021</u>	<u>RC-062</u>	RC-062 -19	23021
Laboratory Quality Specialist II	<u>23022</u>	<u>RC-062</u>	RC-062 -21	23022
Laboratory Research Specialist I	<u>23027</u>	<u>RC-062</u>	RC-062 -19	23027
Laboratory Research Specialist II	<u>23028</u>	<u>RC-062</u>	RC-062 -21	23028
Land Acquisition Agent I	<u>23091</u>	<u>RC-062</u>	RC-062 -15	23091
Land Acquisition Agent II	<u>23092</u>	<u>RC-062</u>	RC-062 -18	23092
Land Acquisition Agent III	<u>23093</u>	<u>RC-062</u>	RC-062 -21	23093
Land Reclamation Specialist I	<u>23131</u>	<u>RC-062</u>	RC-062 -14	23131
Land Reclamation Specialist II	<u>23132</u>	<u>RC-062</u>	RC-062 -17	23132
Liability Claims Adjuster I	<u>23371</u>	<u>RC-062</u>	RC-062 -14	23371
Library Associate	<u>23430</u>	<u>RC-062</u>	RC-062 -12	23430
Life Sciences Career Trainee	<u>23600</u>	<u>RC-062</u>	RC-062 -12	23600
Liquor Control Special Agent II	<u>23752</u>	<u>RC-062</u>	RC-062 -15	23752
Local Historical Services Representative	<u>24000</u>	<u>RC-062</u>	RC-062 -17	24000
Local Housing Advisor I	<u>24031</u>	<u>RC-062</u>	RC-062 -14	24031
Local Housing Advisor II	<u>24032</u>	<u>RC-062</u>	RC-062 -16	24032
Local Housing Advisor III	<u>24033</u>	<u>RC-062</u>	RC-062 -18	24033
Local Revenue and Fiscal Advisor I	<u>24101</u>	<u>RC-062</u>	RC-062 -15	24101
Local Revenue and Fiscal Advisor II	<u>24102</u>	<u>RC-062</u>	RC-062 -17	24102
Local Revenue and Fiscal Advisor III	<u>24103</u>	<u>RC-062</u>	RC-062 -19	24103
Lottery Sales Representative	<u>24515</u>	<u>RC-062</u>	RC-062 -16	24515
Management Operations Analyst I	<u>25541</u>	<u>RC-062</u>	RC-062 -18	25541
Management Operations Analyst II	<u>25542</u>	<u>RC-062</u>	RC-062 -20	25542
Manpower Planner I	<u>25591</u>	<u>RC-062</u>	RC-062 -14	25591
Manpower Planner II	<u>25592</u>	<u>RC-062</u>	RC-062 -17	25592

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Manpower Planner III	<u>25593</u>	<u>RC-062</u>	RC-062-20	<u>25593</u>
Manpower Planner Trainee	<u>25597</u>	<u>RC-062</u>	RC-062-12	<u>25597</u>
Medical Assistance Consultant I	<u>26501</u>	<u>RC-062</u>	RC-062-13	<u>26501</u>
Medical Assistance Consultant II	<u>26502</u>	<u>RC-062</u>	RC-062-16	<u>26502</u>
Medical Assistance Consultant III	<u>26503</u>	<u>RC-062</u>	RC-062-19	<u>26503</u>
Mental Health Specialist I	<u>26924</u>	<u>RC-062</u>	RC-062-12	<u>26924</u>
Mental Health Specialist II	<u>26925</u>	<u>RC-062</u>	RC-062-14	<u>26925</u>
Mental Health Specialist III	<u>26926</u>	<u>RC-062</u>	RC-062-16	<u>26926</u>
Mental Health Specialist Trainee	<u>26928</u>	<u>RC-062</u>	RC-062-11	<u>26928</u>
Meteorologist	<u>27120</u>	<u>RC-062</u>	RC-062-18	<u>27120</u>
Methods and Procedures Advisor I	<u>27131</u>	<u>RC-062</u>	RC-062-14	<u>27131</u>
Methods and Procedures Advisor II	<u>27132</u>	<u>RC-062</u>	RC-062-16	<u>27132</u>
Methods and Procedures Career Associate I	<u>27135</u>	<u>RC-062</u>	RC-062-11	<u>27135</u>
Methods and Procedures Career Associate II	<u>27136</u>	<u>RC-062</u>	RC-062-12	<u>27136</u>
Methods and Procedures Career Associate Trainee	<u>27137</u>	<u>RC-062</u>	RC-062-09	<u>27137</u>
Metrologist Associate	<u>27146</u>	<u>RC-062</u>	RC-062-15	<u>27146</u>
Microbiologist I	<u>27151</u>	<u>RC-062</u>	RC-062-16	<u>27151</u>
Microbiologist II	<u>27152</u>	<u>RC-062</u>	RC-062-19	<u>27152</u>
Natural Resources Advanced Specialist	<u>28833</u>	<u>RC-062</u>	RC-062-20	<u>28833</u>
Natural Resources Coordinator	<u>28831</u>	<u>RC-062</u>	RC-062-15	<u>28831</u>
Natural Resources Specialist	<u>28832</u>	<u>RC-062</u>	RC-062-18	<u>28832</u>
Oral Health Consultant	<u>30317</u>	<u>RC-062</u>	RC-062-18	<u>30317</u>
Paralegal Assistant	<u>30860</u>	<u>RC-062</u>	RC-062-14	<u>30860</u>
Police Training Specialist	<u>32990</u>	<u>RC-062</u>	RC-062-17	<u>32990</u>
Program Integrity Auditor I	<u>34631</u>	<u>RC-062</u>	RC-062-16	<u>34631</u>
Program Integrity Auditor II	<u>34632</u>	<u>RC-062</u>	RC-062-19	<u>34632</u>
Program Integrity Auditor Trainee	<u>34635</u>	<u>RC-062</u>	RC-062-12	<u>34635</u>
Property Consultant	<u>34900</u>	<u>RC-062</u>	RC-062-15	<u>34900</u>
Property Tax Analyst I	<u>34921</u>	<u>RC-062</u>	RC-062-12	<u>34921</u>
Property Tax Analyst II	<u>34922</u>	<u>RC-062</u>	RC-062-14	<u>34922</u>
Public Aid Appeals Advisor	<u>35750</u>	<u>RC-062</u>	RC-062-18	<u>35750</u>
Public Aid Family Support Specialist I	<u>35841</u>	<u>RC-062</u>	RC-062-17	<u>35841</u>
Public Aid Investigator	<u>35870</u>	<u>RC-062</u>	RC-062-19	<u>35870</u>
Public Aid Investigator Trainee	<u>35874</u>	<u>RC-062</u>	RC-062-14	<u>35874</u>
Public Aid Lead Casework Specialist	<u>35880</u>	<u>RC-062</u>	RC-062-17	<u>35880</u>
Public Aid Program Quality Analyst	<u>35890</u>	<u>RC-062</u>	RC-062-19	<u>35890</u>
Public Aid Quality Control Reviewer	<u>35892</u>	<u>RC-062</u>	RC-062-17	<u>35892</u>
Public Aid Staff Development Specialist I	<u>36071</u>	<u>RC-062</u>	RC-062-15	<u>36071</u>

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Public Aid Staff Development Specialist II	<u>36072</u>	<u>RC-062</u>	RC-062 -17	<u>36072</u>
Public Health Educator Associate	<u>36434</u>	<u>RC-062</u>	RC-062 -14	<u>36434</u>
Public Health Program Specialist I	<u>36611</u>	<u>RC-062</u>	RC-062 -14	<u>36611</u>
Public Health Program Specialist II	<u>36612</u>	<u>RC-062</u>	RC-062 -16	<u>36612</u>
Public Health Program Specialist III	<u>36613</u>	<u>RC-062</u>	RC-062 -19	<u>36613</u>
Public Health Program Specialist Trainee	<u>36615</u>	<u>RC-062</u>	RC-062 -12	<u>36615</u>
Public Information Officer I	<u>37001</u>	<u>RC-062</u>	RC-062 -12	<u>37001</u>
Public Information Officer II	<u>37002</u>	<u>RC-062</u>	RC-062 -14	<u>37002</u>
Public Information Officer III	<u>37003</u>	<u>RC-062</u>	RC-062 -19	<u>37003</u>
Public Information Officer IV	<u>37004</u>	<u>RC-062</u>	RC-062 -21	<u>37004</u>
Public Safety Inspector	<u>37007</u>	<u>RC-062</u>	RC-062 -16	<u>37007</u>
Public Safety Inspector Trainee	<u>37010</u>	<u>RC-062</u>	RC-062 -10	<u>37010</u>
Railroad Safety Specialist I	<u>37601</u>	<u>RC-062</u>	RC-062 -19	<u>37601</u>
Railroad Safety Specialist II	<u>37602</u>	<u>RC-062</u>	RC-062 -21	<u>37602</u>
Railroad Safety Specialist III	<u>37603</u>	<u>RC-062</u>	RC-062 -23	<u>37603</u>
Railroad Safety Specialist IV	<u>37604</u>	<u>RC-062</u>	RC-062 -25	<u>37604</u>
Real Estate Investigator	<u>37730</u>	<u>RC-062</u>	RC-062 -19	<u>37730</u>
Real Estate Professions Examiner	<u>37760</u>	<u>RC-062</u>	RC-062 -22	<u>37760</u>
Recreation Worker I	<u>38001</u>	<u>RC-062</u>	RC-062 -12	<u>38001</u>
Recreation Worker II	<u>38002</u>	<u>RC-062</u>	RC-062 -14	<u>38002</u>
Rehabilitation Counselor	<u>38145</u>	<u>RC-062</u>	RC-062 -17	<u>38145</u>
Rehabilitation Counselor Senior	<u>38158</u>	<u>RC-062</u>	RC-062 -19	<u>38158</u>
Rehabilitation Counselor Trainee	<u>38159</u>	<u>RC-062</u>	RC-062 -15	<u>38159</u>
Rehabilitation Services Advisor I	<u>38176</u>	<u>RC-062</u>	RC-062 -20	<u>38176</u>
Rehabilitation Workshop Supervisor I	<u>38194</u>	<u>RC-062</u>	RC-062 -12	<u>38194</u>
Rehabilitation Workshop Supervisor II	<u>38195</u>	<u>RC-062</u>	RC-062 -14	<u>38195</u>
Reimbursement Officer I	<u>38199</u>	<u>RC-062</u>	RC-062 -14	<u>38199</u>
Reimbursement Officer II	<u>38200</u>	<u>RC-062</u>	RC-062 -16	<u>38200</u>
Research Economist I	<u>38207</u>	<u>RC-062</u>	RC-062 -18	<u>38207</u>
Research Scientist I	<u>38231</u>	<u>RC-062</u>	RC-062 -13	<u>38231</u>
Research Scientist II	<u>38232</u>	<u>RC-062</u>	RC-062 -16	<u>38232</u>
Research Scientist III	<u>38233</u>	<u>RC-062</u>	RC-062 -20	<u>38233</u>
Resource Planner I	<u>38281</u>	<u>RC-062</u>	RC-062 -17	<u>38281</u>
Resource Planner II	<u>38282</u>	<u>RC-062</u>	RC-062 -19	<u>38282</u>
Resource Planner III	<u>38283</u>	<u>RC-062</u>	RC-062 -22	<u>38283</u>
Revenue Auditor I (IL)	<u>38371</u>	<u>RC-062</u>	RC-062 -16	<u>38371</u>
Revenue Auditor I (states other than IL, CA or NJ)	<u>38371</u>	<u>RC-062</u>	RC-062 -19	<u>38371</u>
Revenue Auditor I (CA or NJ)	<u>38371</u>	<u>RC-062</u>	RC-062 -21	<u>38371</u>
Revenue Auditor II (IL)	<u>38372</u>	<u>RC-062</u>	RC-062 -19	<u>38372</u>

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Revenue Auditor II (states other than IL, CA or NJ)	<u>38372</u>	<u>RC-062</u>	RC-062-22	<u>38372</u>
Revenue Auditor II (CA or NJ)	<u>38372</u>	<u>RC-062</u>	RC-062-24	<u>38372</u>
Revenue Auditor III (IL)	<u>38373</u>	<u>RC-062</u>	RC-062-22	<u>38373</u>
Revenue Auditor III (states other than IL, CA or NJ)	<u>38373</u>	<u>RC-062</u>	RC-062-24	<u>38373</u>
Revenue Auditor III (CA or NJ)	<u>38373</u>	<u>RC-062</u>	RC-062-26	<u>38373</u>
Revenue Auditor Trainee	<u>38375</u>	<u>RC-062</u>	RC-062-12	<u>38375</u>
Revenue Collection Officer I	<u>38401</u>	<u>RC-062</u>	RC-062-15	<u>38401</u>
Revenue Collection Officer II	<u>38402</u>	<u>RC-062</u>	RC-062-17	<u>38402</u>
Revenue Collection Officer III	<u>38403</u>	<u>RC-062</u>	RC-062-19	<u>38403</u>
Revenue Collection Officer Trainee	<u>38405</u>	<u>RC-062</u>	RC-062-12	<u>38405</u>
Revenue Computer Audit Specialist (IL)	<u>38425</u>	<u>RC-062</u>	RC-062-23	<u>38425</u>
Revenue Computer Audit Specialist (states other than IL, CA or NJ)	<u>38425</u>	<u>RC-062</u>	RC-062-25	<u>38425</u>
Revenue Computer Audit Specialist (CA or NJ)	<u>38425</u>	<u>RC-062</u>	RC-062-27	<u>38425</u>
Revenue Senior Special Agent	<u>38557</u>	<u>RC-062</u>	RC-062-23	<u>38557</u>
Revenue Special Agent	<u>38558</u>	<u>RC-062</u>	RC-062-19	<u>38558</u>
Revenue Special Agent Trainee	<u>38565</u>	<u>RC-062</u>	RC-062-14	<u>38565</u>
Revenue Tax Specialist I	<u>38571</u>	<u>RC-062</u>	RC-062-12	<u>38571</u>
Revenue Tax Specialist II	<u>38572</u>	<u>RC-062</u>	RC-062-14	<u>38572</u>
Revenue Tax Specialist III	<u>38573</u>	<u>RC-062</u>	RC-062-17	<u>38573</u>
Revenue Tax Specialist Trainee	<u>38575</u>	<u>RC-062</u>	RC-062-10	<u>38575</u>
Site Assistant Superintendent I	<u>41071</u>	<u>RC-062</u>	RC-062-15	<u>41071</u>
Site Assistant Superintendent II	<u>41072</u>	<u>RC-062</u>	RC-062-17	<u>41072</u>
Site Interpretive Coordinator	<u>41093</u>	<u>RC-062</u>	RC-062-13	<u>41093</u>
Site Services Specialist I	<u>41117</u>	<u>RC-062</u>	RC-062-15	<u>41117</u>
Site Services Specialist II	<u>41118</u>	<u>RC-062</u>	RC-062-17	<u>41118</u>
Social Service Consultant I	<u>41301</u>	<u>RC-062</u>	RC-062-18	<u>41301</u>
Social Service Consultant II	<u>41302</u>	<u>RC-062</u>	RC-062-19	<u>41302</u>
Social Service Program Planner I	<u>41311</u>	<u>RC-062</u>	RC-062-15	<u>41311</u>
Social Service Program Planner II	<u>41312</u>	<u>RC-062</u>	RC-062-17	<u>41312</u>
Social Service Program Planner III	<u>41313</u>	<u>RC-062</u>	RC-062-20	<u>41313</u>
Social Service Program Planner IV	<u>41314</u>	<u>RC-062</u>	RC-062-22	<u>41314</u>
Social Services Career Trainee	<u>41320</u>	<u>RC-062</u>	RC-062-12	<u>41320</u>
Social Worker I	<u>41411</u>	<u>RC-062</u>	RC-062-16	<u>41411</u>
Staff Development Technician I	<u>41781</u>	<u>RC-062</u>	RC-062-12	<u>41781</u>
State Police Field Specialist I	<u>42001</u>	<u>RC-062</u>	RC-062-18	<u>42001</u>
State Police Field Specialist II	<u>42002</u>	<u>RC-062</u>	RC-062-20	<u>42002</u>

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Statistical Research Specialist I	<u>42741</u>	<u>RC-062</u>	RC-062-12	<u>42741</u>
Statistical Research Specialist II	<u>42742</u>	<u>RC-062</u>	RC-062-14	<u>42742</u>
Statistical Research Specialist III	<u>42743</u>	<u>RC-062</u>	RC-062-17	<u>42743</u>
Storage Tank Safety Specialist	<u>43005</u>	<u>RC-062</u>	RC-062-18	<u>43005</u>
Telecommunications Specialist	<u>45295</u>	<u>RC-062</u>	RC-062-15	<u>45295</u>
Telecommunications Systems Analyst	<u>45308</u>	<u>RC-062</u>	RC-062-17	<u>45308</u>
Telecommunications Systems Technician I	<u>45312</u>	<u>RC-062</u>	RC-062-10	<u>45312</u>
Telecommunications Systems Technician II	<u>45313</u>	<u>RC-062</u>	RC-062-13	<u>45313</u>
Unemployment Insurance Adjudicator I	<u>47001</u>	<u>RC-062</u>	RC-062-11	<u>47001</u>
Unemployment Insurance Adjudicator II	<u>47002</u>	<u>RC-062</u>	RC-062-13	<u>47002</u>
Unemployment Insurance Adjudicator III	<u>47003</u>	<u>RC-062</u>	RC-062-15	<u>47003</u>
Unemployment Insurance Revenue Analyst I	<u>47081</u>	<u>RC-062</u>	RC-062-15	<u>47081</u>
Unemployment Insurance Revenue Analyst II	<u>47082</u>	<u>RC-062</u>	RC-062-17	<u>47082</u>
Unemployment Insurance Revenue Specialist	<u>47087</u>	<u>RC-062</u>	RC-062-13	<u>47087</u>
Unemployment Insurance Special Agent	<u>47096</u>	<u>RC-062</u>	RC-062-18	<u>47096</u>
Veterans Educational Specialist I	<u>47681</u>	<u>RC-062</u>	RC-062-15	<u>47681</u>
Veterans Educational Specialist II	<u>47682</u>	<u>RC-062</u>	RC-062-17	<u>47682</u>
Veterans Educational Specialist III	<u>47683</u>	<u>RC-062</u>	RC-062-21	<u>47683</u>
Veterans Employment Representative I	<u>47701</u>	<u>RC-062</u>	RC-062-14	<u>47701</u>
Veterans Employment Representative II	<u>47702</u>	<u>RC-062</u>	RC-062-16	<u>47702</u>
Volunteer Services Coordinator I	<u>48481</u>	<u>RC-062</u>	RC-062-13	<u>48481</u>
Volunteer Services Coordinator II	<u>48482</u>	<u>RC-062</u>	RC-062-16	<u>48482</u>
Wage Claims Specialist	<u>48770</u>	<u>RC-062</u>	RC-062-09	<u>48770</u>
Weatherization Specialist I	<u>49101</u>	<u>RC-062</u>	RC-062-14	<u>49101</u>
Weatherization Specialist II	<u>49102</u>	<u>RC-062</u>	RC-062-17	<u>49102</u>
Weatherization Specialist III	<u>49103</u>	<u>RC-062</u>	RC-062-20	<u>49103</u>
Weatherization Specialist Trainee	<u>49105</u>	<u>RC-062</u>	RC-062-12	<u>49105</u>

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Bargaining Unit: RC-062

<u>Pay</u> <u>Grade</u>	<u>Pay</u> <u>Plan</u> <u>Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
09	<u>B</u>	2248	2303	2359	2417	2493	2573	2652	2737	2818	2951	3039
09Q	<u>Q</u>	2321	2377	2436	2497	2574	2658	2740	2829	2914	3053	3145
09S	<u>S</u>	2374	2432	2490	2550	2628	2712	2796	2886	2971	3111	3204

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10	<u>B</u>	2319	2377	2436	2496	2587	2664	2752	2839	2927	3076	3169
10Q	<u>Q</u>	2394	2453	2514	2578	2671	2753	2845	2936	3027	3188	3282
10S	<u>S</u>	2447	2507	2568	2631	2725	2809	2901	2991	3087	3248	3346
11	<u>B</u>	2403	2462	2525	2588	2676	2763	2862	2957	3049	3210	3307
11Q	<u>Q</u>	2481	2543	2606	2672	2767	2858	2960	3059	3157	3326	3426
11S	<u>S</u>	2536	2597	2660	2726	2823	2913	3016	3117	3217	3386	3488
12	<u>B</u>	2497	2559	2623	2691	2790	2883	2990	3088	3202	3374	3475
12Q	<u>Q</u>	2579	2643	2710	2782	2885	2980	3096	3200	3318	3498	3603
12S	<u>S</u>	2633	2697	2765	2837	2941	3038	3155	3261	3379	3560	3667
12H	<u>B</u>	15.37	15.75	16.14	16.56	17.17	17.74	18.40	19.00	19.70	20.76	21.38
12HQ	<u>Q</u>	15.87	16.26	16.68	17.12	17.75	18.34	19.05	19.69	20.42	21.53	22.17
12HS	<u>S</u>	16.20	16.60	17.02	17.46	18.10	18.70	19.42	20.07	20.79	21.91	22.57
13	<u>B</u>	2588	2653	2721	2793	2896	3006	3119	3233	3353	3540	3647
13Q	<u>Q</u>	2672	2742	2813	2888	2995	3112	3233	3351	3475	3673	3783
13S	<u>S</u>	2726	2797	2869	2944	3052	3171	3294	3412	3538	3736	3848
14	<u>B</u>	2693	2763	2838	2913	3024	3142	3279	3399	3528	3733	3845
14Q	<u>Q</u>	2784	2858	2935	3013	3131	3257	3399	3526	3661	3874	3990
14S	<u>S</u>	2839	2913	2990	3071	3192	3317	3460	3587	3723	3935	4053
14H	<u>B</u>	16.57	17.00	17.46	17.93	18.61	19.34	20.18	20.92	21.71	22.97	23.66
14HQ	<u>Q</u>	17.13	17.59	18.06	18.54	19.27	20.04	20.92	21.70	22.53	23.84	24.55
14HS	<u>S</u>	17.47	17.93	18.40	18.90	19.64	20.41	21.29	22.07	22.91	24.22	24.94
15	<u>B</u>	2797	2871	2949	3028	3161	3292	3421	3561	3693	3915	4033
15Q	<u>Q</u>	2893	2970	3051	3135	3275	3412	3549	3696	3832	4062	4183
15S	<u>S</u>	2948	3025	3109	3196	3336	3471	3613	3758	3893	4124	4247
16	<u>B</u>	2921	3000	3082	3170	3313	3458	3603	3753	3903	4133	4257
16Q	<u>Q</u>	3021	3105	3194	3286	3433	3588	3739	3892	4049	4289	4418
16S	<u>S</u>	3080	3165	3254	3347	3496	3652	3803	3956	4113	4350	4482
17	<u>B</u>	3051	3137	3227	3321	3475	3635	3789	3942	4102	4347	4477

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17Q	<u>Q</u>	3160	3251	3346	3441	3606	3772	3930	4090	4256	4510	4646
17S	<u>S</u>	3219	3312	3406	3504	3669	3836	3994	4153	4318	4574	4711
18	<u>B</u>	3207	3299	3394	3495	3664	3835	4009	4173	4340	4599	4738
18Q	<u>Q</u>	3323	3419	3520	3626	3805	3979	4161	4332	4503	4772	4915
18S	<u>S</u>	3383	3479	3584	3687	3866	4042	4223	4393	4568	4834	4979
19	<u>B, J</u>	3375	3473	3576	3684	3872	4055	4244	4421	4606	4885	5032
19Q	<u>Q</u>	3499	3603	3711	3822	4017	4204	4404	4587	4780	5068	5220
19S	<u>S</u>	3561	3667	3775	3885	4081	4269	4466	4651	4843	5131	5285
20	<u>B</u>	3564	3672	3781	3893	4090	4280	4483	4678	4871	5167	5322
20Q	<u>Q</u>	3699	3809	3922	4039	4243	4442	4652	4852	5054	5363	5524
20S	<u>S</u>	3760	3872	3985	4102	4305	4503	4714	4915	5116	5423	5587
21	<u>B, U</u>	3762	3876	3992	4110	4321	4530	4742	4958	5164	5486	5651
21Q	<u>Q</u>	3904	4022	4140	4264	4485	4699	4920	5144	5359	5693	5864
21S	<u>S</u>	3967	4084	4202	4329	4546	4762	4984	5207	5420	5755	5928
22	<u>B</u>	3976	4096	4220	4346	4572	4795	5022	5254	5473	5813	5987
22Q	<u>Q</u>	4126	4251	4378	4508	4743	4977	5210	5451	5679	6031	6213
22S	<u>S</u>	4189	4312	4441	4573	4804	5039	5270	5513	5744	6095	6277
23	<u>B</u>	4220	4346	4476	4609	4853	5102	5345	5591	5834	6200	6386
23Q	<u>Q</u>	4378	4508	4643	4785	5037	5295	5544	5800	6053	6432	6625
23S	<u>S</u>	4441	4573	4707	4846	5099	5357	5607	5863	6115	6494	6690
24	<u>B, J</u>	4489	4624	4762	4905	5166	5437	5698	5961	6230	6620	6819
24Q	<u>Q</u>	4657	4797	4942	5092	5362	5640	5912	6184	6464	6870	7077
24S	<u>S</u>	4721	4860	5004	5154	5422	5702	5974	6248	6527	6932	7139
25	<u>B, J</u>	4785	4929	5077	5229	5515	5806	6095	6385	6675	7104	7317
25Q	<u>Q</u>	4964	5113	5266	5423	5722	6022	6324	6626	6926	7370	7591
25S	<u>S</u>	5029	5175	5331	5487	5785	6084	6386	6687	6987	7433	7656
26	<u>B, U</u>	5057	5209	5366	5581	5885	6197	6512	6815	7121	7582	7809
27	<u>B, U</u>	5346	5506	5672	5956	6280	6612	6948	7272	7598	8090	8332

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Effective January 1, 2006

Bargaining Unit: RC-062

<u>Pay</u> <u>Grade</u>	<u>Pay</u> <u>Plan</u> <u>Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
09	<u>B</u>	2315	2372	2430	2490	2568	2650	2732	2819	2903	3040	3130
09Q	<u>Q</u>	2408	2466	2527	2591	2671	2758	2843	2935	3023	3167	3263
09S	<u>S</u>	2463	2523	2583	2646	2727	2814	2901	2994	3082	3228	3324
10	<u>B</u>	2389	2448	2509	2571	2665	2744	2835	2924	3015	3168	3264
10Q	<u>Q</u>	2484	2545	2608	2675	2771	2856	2952	3046	3141	3308	3405
10S	<u>S</u>	2539	2601	2664	2730	2827	2914	3010	3103	3203	3370	3471
11	<u>B</u>	2475	2536	2601	2666	2756	2846	2948	3046	3140	3306	3406
11Q	<u>Q</u>	2574	2638	2704	2772	2871	2965	3071	3174	3275	3451	3554
11S	<u>S</u>	2631	2694	2760	2828	2929	3022	3129	3234	3338	3513	3619
12	<u>B</u>	2572	2636	2702	2772	2874	2969	3080	3181	3298	3475	3579
12Q	<u>Q</u>	2676	2742	2812	2886	2993	3092	3212	3320	3442	3629	3738
12S	<u>S</u>	2732	2798	2869	2943	3051	3152	3273	3383	3506	3694	3805
12H	<u>B</u>	15.83	16.22	16.63	17.06	17.69	18.27	18.95	19.58	20.30	21.38	22.02
12HQ	<u>Q</u>	16.47	16.87	17.30	17.76	18.42	19.03	19.77	20.43	21.18	22.33	23.00
12HS	<u>S</u>	16.81	17.22	17.66	18.11	18.78	19.40	20.14	20.82	21.58	22.73	23.42
13	<u>B</u>	2666	2733	2803	2877	2983	3096	3213	3330	3454	3646	3756
13Q	<u>Q</u>	2772	2845	2918	2996	3107	3229	3354	3477	3605	3811	3925
13S	<u>S</u>	2828	2902	2977	3054	3166	3290	3418	3540	3671	3876	3992
14	<u>B</u>	2774	2846	2923	3000	3115	3236	3377	3501	3634	3845	3960
14Q	<u>Q</u>	2888	2965	3045	3126	3248	3379	3526	3658	3798	4019	4140
14S	<u>S</u>	2945	3022	3102	3186	3312	3441	3590	3722	3863	4083	4205
14H	<u>B</u>	17.07	17.51	17.99	18.46	19.17	19.91	20.78	21.54	22.36	23.66	24.37
14HQ	<u>Q</u>	17.77	18.25	18.74	19.24	19.99	20.79	21.70	22.51	23.37	24.73	25.48
14HS	<u>S</u>	18.12	18.60	19.09	19.61	20.38	21.18	22.09	22.90	23.77	25.13	25.88

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15	B	2881	2957	3037	3119	3256	3391	3524	3668	3804	4032	4154
15Q	Q	3001	3081	3165	3253	3398	3540	3682	3835	3976	4214	4340
15S	S	3059	3138	3226	3316	3461	3601	3748	3899	4039	4279	4406
16	B	3009	3090	3174	3265	3412	3562	3711	3866	4020	4257	4385
16Q	Q	3134	3221	3314	3409	3562	3723	3879	4038	4201	4450	4584
16S	S	3196	3284	3376	3473	3627	3789	3946	4104	4267	4513	4650
17	B	3143	3231	3324	3421	3579	3744	3903	4060	4225	4477	4611
17Q	Q	3279	3373	3471	3570	3741	3913	4077	4243	4416	4679	4820
17S	S	3340	3436	3534	3635	3807	3980	4144	4309	4480	4746	4888
18	B	3303	3398	3496	3600	3774	3950	4129	4298	4470	4737	4880
18Q	Q	3448	3547	3652	3762	3948	4128	4317	4494	4672	4951	5099
18S	S	3510	3609	3718	3825	4011	4194	4381	4558	4739	5015	5166
19	B,J	3476	3577	3683	3795	3988	4177	4371	4554	4744	5032	5183
19Q	Q	3630	3738	3850	3965	4168	4362	4569	4759	4959	5258	5416
19S	S	3695	3805	3917	4031	4234	4429	4633	4825	5025	5323	5483
20	B	3671	3782	3894	4010	4213	4408	4617	4818	5017	5322	5482
20Q	Q	3838	3952	4069	4190	4402	4609	4826	5034	5244	5564	5731
20S	S	3901	4017	4134	4256	4466	4672	4891	5099	5308	5626	5797
21	B,U	3875	3992	4112	4233	4451	4666	4884	5107	5319	5651	5821
21Q	Q	4050	4173	4295	4424	4653	4875	5105	5337	5560	5906	6084
21S	S	4116	4237	4360	4491	4716	4941	5171	5402	5623	5971	6150
22	B	4095	4219	4347	4476	4709	4939	5173	5412	5637	5987	6167
22Q	Q	4281	4410	4542	4677	4921	5164	5405	5655	5892	6257	6446
22S	S	4346	4474	4608	4744	4984	5228	5468	5720	5959	6324	6512
23	B	4347	4476	4610	4747	4999	5255	5505	5759	6009	6386	6578
23Q	Q	4542	4677	4817	4964	5226	5494	5752	6018	6280	6673	6873
23S	S	4608	4744	4884	5028	5290	5558	5817	6083	6344	6738	6941
24	B,J	4624	4763	4905	5052	5321	5600	5869	6140	6417	6819	7024

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24	<u>Q</u>	4832	4977	5127	5283	5563	5852	6134	6416	6706	7128	7342
24	<u>S</u>	4898	5042	5192	5347	5625	5916	6198	6482	6772	7192	7407
25	<u>B, J</u>	4929	5077	5229	5386	5680	5980	6278	6577	6875	7317	7537
25	<u>Q</u>	5150	5305	5463	5626	5937	6248	6561	6874	7186	7646	7876
25	<u>S</u>	5218	5369	5531	5693	6002	6312	6625	6938	7249	7712	7943
26	<u>B, U</u>	5209	5365	5527	5748	6062	6383	6707	7019	7335	7809	8043
27	<u>B, U</u>	5506	5671	5842	6135	6468	6810	7156	7490	7826	8333	8582

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE X RC-063 (Professional Employees, AFSCME)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>PaySalary Grade</u>	<u>Code</u>
Architect	<u>01440</u>	<u>RC-063</u>	<u>RC-063-22</u>	<u>01440</u>
Chaplain I	<u>06901</u>	<u>RC-063</u>	<u>RC-063-16</u>	<u>06901</u>
Chaplain II	<u>06902</u>	<u>RC-063</u>	<u>RC-063-19</u>	<u>06902</u>
Child Welfare Administrative Case Reviewer	<u>07190</u>	<u>RC-063</u>	<u>RC-063-22</u>	<u>07190</u>
Child Welfare Advanced Specialist	<u>07215</u>	<u>RC-063</u>	<u>RC-063-19</u>	<u>07215</u>
Child Welfare Court Facilitator	<u>07196</u>	<u>RC-063</u>	<u>RC-063-22</u>	<u>07196</u>
Child Welfare Senior Specialist	<u>07217</u>	<u>RC-063</u>	<u>RC-063-22</u>	<u>07217</u>
Child Welfare Specialist	<u>07218</u>	<u>RC-063</u>	<u>RC-063-18</u>	<u>07218</u>
Child Welfare Supervisor	<u>07230</u>	<u>RC-063</u>	<u>RC-063-22</u>	<u>07230</u>
Civil Engineer I	<u>07601</u>	<u>RC-063</u>	<u>RC-063-15</u>	<u>07601</u>
Civil Engineer II	<u>07602</u>	<u>RC-063</u>	<u>RC-063-17</u>	<u>07602</u>
Civil Engineer III	<u>07603</u>	<u>RC-063</u>	<u>RC-063-19</u>	<u>07603</u>
Civil Engineer IV	<u>07604</u>	<u>RC-063</u>	<u>RC-063-22</u>	<u>07604</u>
Clinical Pharmacist	<u>08235</u>	<u>RC-063</u>	<u>RC-063-25</u>	<u>08235</u>
Clinical Psychologist	<u>08250</u>	<u>RC-063</u>	<u>RC-063-23</u>	<u>08250</u>
Day Care Licensing Representative II	<u>11472</u>	<u>RC-063</u>	<u>RC-063-18</u>	<u>11472</u>
Dentist I	<u>11751</u>	<u>RC-063</u>	<u>RC-063-23</u>	<u>11751</u>
Dentist II	<u>11752</u>	<u>RC-063</u>	<u>RC-063-26</u>	<u>11752</u>
Environmental Engineer I	<u>13751</u>	<u>RC-063</u>	<u>RC-063-15</u>	<u>13751</u>
Environmental Engineer II	<u>13752</u>	<u>RC-063</u>	<u>RC-063-17</u>	<u>13752</u>
Environmental Engineer III	<u>13753</u>	<u>RC-063</u>	<u>RC-063-19</u>	<u>13753</u>
Environmental Engineer IV	<u>13754</u>	<u>RC-063</u>	<u>RC-063-22</u>	<u>13754</u>
Environmental Protection Engineer I	<u>13791</u>	<u>RC-063</u>	<u>RC-063-15</u>	<u>13791</u>
Environmental Protection Engineer II	<u>13792</u>	<u>RC-063</u>	<u>RC-063-17</u>	<u>13792</u>
Environmental Protection Engineer III	<u>13793</u>	<u>RC-063</u>	<u>RC-063-19</u>	<u>13793</u>
Environmental Protection Engineer IV	<u>13794</u>	<u>RC-063</u>	<u>RC-063-22</u>	<u>13794</u>
Environmental Protection Geologist I	<u>13801</u>	<u>RC-063</u>	<u>RC-063-14</u>	<u>13801</u>
Environmental Protection Geologist II	<u>13802</u>	<u>RC-063</u>	<u>RC-063-16</u>	<u>13802</u>
Environmental Protection Geologist III	<u>13803</u>	<u>RC-063</u>	<u>RC-063-18</u>	<u>13803</u>
Geographic Information Specialist I	<u>17271</u>	<u>RC-063</u>	<u>RC-063-19</u>	<u>17271</u>
Geographic Information Specialist II	<u>17272</u>	<u>RC-063</u>	<u>RC-063-23</u>	<u>17272</u>
Geographic Information Trainee	<u>17276</u>	<u>RC-063</u>	<u>RC-063-15</u>	<u>17276</u>

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Graduate Pharmacist	<u>17345</u>	<u>RC-063</u>	RC-063-20	<u>17345</u>
Hearing and Speech Advanced Specialist	<u>18227</u>	<u>RC-063</u>	RC-063-22	<u>18227</u>
Hearing and Speech Associate	<u>18231</u>	<u>RC-063</u>	RC-063-18	<u>18231</u>
Hearing and Speech Specialist	<u>18233</u>	<u>RC-063</u>	RC-063-20	<u>18233</u>
Information Services Intern	<u>21160</u>	<u>RC-063</u>	RC-063-15	<u>21160</u>
Information Services Specialist I	<u>21161</u>	<u>RC-063</u>	RC-063-17	<u>21161</u>
Information Services Specialist II	<u>21162</u>	<u>RC-063</u>	RC-063-19	<u>21162</u>
Information Systems Analyst I	<u>21165</u>	<u>RC-063</u>	RC-063-21	<u>21165</u>
Information Systems Analyst II	<u>21166</u>	<u>RC-063</u>	RC-063-23	<u>21166</u>
Information Systems Analyst III	<u>21167</u>	<u>RC-063</u>	RC-063-25	<u>21167</u>
Laboratory Research Scientist	<u>23025</u>	<u>RC-063</u>	RC-063-23	<u>23025</u>
Landscape Architect	<u>23145</u>	<u>RC-063</u>	RC-063-22	<u>23145</u>
Landscape Planner	<u>23150</u>	<u>RC-063</u>	RC-063-19	<u>23150</u>
Librarian I	<u>23401</u>	<u>RC-063</u>	RC-063-16	<u>23401</u>
Management Systems Specialist	<u>25583</u>	<u>RC-063</u>	RC-063-21	<u>25583</u>
Mechanical Engineer I	<u>26201</u>	<u>RC-063</u>	RC-063-15	<u>26201</u>
Mechanical Engineer II	<u>26202</u>	<u>RC-063</u>	RC-063-17	<u>26202</u>
Mechanical Engineer III	<u>26203</u>	<u>RC-063</u>	RC-063-19	<u>26203</u>
Nutritionist	<u>29820</u>	<u>RC-063</u>	RC-063-18	<u>29820</u>
Occupational Therapist	<u>29900</u>	<u>RC-063</u>	RC-063-17	<u>29900</u>
Occupational Therapist Program Coordinator	<u>29908</u>	<u>RC-063</u>	RC-063-19	<u>29908</u>
Optometrist	<u>30300</u>	<u>RC-063</u>	RC-063-14	<u>30300</u>
Pharmacy Services Coordinator	<u>32010</u>	<u>RC-063</u>	RC-063-25	<u>32010</u>
Physical Therapist	<u>32145</u>	<u>RC-063</u>	RC-063-17	<u>32145</u>
Physical Therapist Program Coordinator	<u>32153</u>	<u>RC-063</u>	RC-063-19	<u>32153</u>
Podiatrist	<u>32960</u>	<u>RC-063</u>	RC-063-14	<u>32960</u>
Project Designer	<u>34725</u>	<u>RC-063</u>	RC-063-19	<u>34725</u>
Psychologist I	<u>35611</u>	<u>RC-063</u>	RC-063-17	<u>35611</u>
Psychologist II	<u>35612</u>	<u>RC-063</u>	RC-063-20	<u>35612</u>
Psychologist III	<u>35613</u>	<u>RC-063</u>	RC-063-22	<u>35613</u>
Psychologist Associate	<u>35626</u>	<u>RC-063</u>	RC-063-15	<u>35626</u>
Public Health Educator	<u>36430</u>	<u>RC-063</u>	RC-063-19	<u>36430</u>
Rehabilitation/Mobility Instructor	<u>38163</u>	<u>RC-063</u>	RC-063-19	<u>38163</u>
Rehabilitation/Mobility Instructor Trainee	<u>38167</u>	<u>RC-063</u>	RC-063-15	<u>38167</u>
School Psychologist	<u>39200</u>	<u>RC-063</u>	RC-063-18	<u>39200</u>
Social Worker II	<u>41412</u>	<u>RC-063</u>	RC-063-18	<u>41412</u>
Social Worker III	<u>41413</u>	<u>RC-063</u>	RC-063-19	<u>41413</u>
Social Worker IV	<u>41414</u>	<u>RC-063</u>	RC-063-21	<u>41414</u>
Staff Pharmacist	<u>41787</u>	<u>RC-063</u>	RC-063-24	<u>41787</u>

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Veterinarian I	<u>47901</u>	<u>RC-063</u>	RC-063-18	<u>47901</u>
Veterinarian II	<u>47902</u>	<u>RC-063</u>	RC-063-20	<u>47902</u>
Veterinarian III	<u>47903</u>	<u>RC-063</u>	RC-063-21	<u>47903</u>
Vision/Hearing Consultant I	<u>47941</u>	<u>RC-063</u>	RC-063-16	<u>47941</u>
Vision/Hearing Consultant II	<u>47942</u>	<u>RC-063</u>	RC-063-20	<u>47942</u>
Vision/Hearing Consultant III	<u>47943</u>	<u>RC-063</u>	RC-063-21	<u>47943</u>

Effective July 1, 2005

Bargaining Unit: RC-063

<u>Pay</u> <u>Grade</u>	<u>Pay</u> <u>Plan</u> <u>Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
14	<u>B</u>	2693	2763	2838	2913	3024	3142	3279	3399	3528	3733	3845
14 Q	<u>Q</u>	2784	2858	2935	3013	3131	3257	3399	3526	3661	3874	3990
14 S	<u>S</u>	2839	2913	2990	3071	3192	3317	3460	3587	3723	3935	4053
15	<u>B</u>	2797	2871	2949	3028	3161	3292	3421	3561	3693	3915	4033
15 Q	<u>Q</u>	2893	2970	3051	3135	3275	3412	3549	3696	3832	4062	4183
15 S	<u>S</u>	2948	3025	3109	3196	3336	3471	3613	3758	3893	4124	4247
16	<u>B</u>	2921	3000	3082	3170	3313	3458	3603	3753	3903	4133	4257
16 Q	<u>Q</u>	3021	3105	3194	3286	3433	3588	3739	3892	4049	4289	4418
16 S	<u>S</u>	3080	3165	3254	3347	3496	3652	3803	3956	4113	4350	4482
17	<u>B</u>	3051	3137	3227	3321	3475	3635	3789	3942	4102	4347	4477
17 Q	<u>Q</u>	3160	3251	3346	3441	3606	3772	3930	4090	4256	4510	4646
17 S	<u>S</u>	3219	3312	3406	3504	3669	3836	3994	4153	4318	4574	4711
18	<u>B</u>	3207	3299	3394	3495	3664	3835	4009	4173	4340	4599	4738
18 Q	<u>Q</u>	3323	3419	3520	3626	3805	3979	4161	4332	4503	4772	4915
18 S	<u>S</u>	3383	3479	3584	3687	3866	4042	4223	4393	4568	4834	4979
19	<u>B</u>	3375	3473	3576	3684	3872	4055	4244	4421	4606	4885	5032
19 Q	<u>Q</u>	3499	3603	3711	3822	4017	4204	4404	4587	4780	5068	5220
19 S	<u>S</u>	3561	3667	3775	3885	4081	4269	4466	4651	4843	5131	5285
20	<u>B</u>	3564	3672	3781	3893	4090	4280	4483	4678	4871	5167	5322

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

Effective January 1, 2006

Bargaining Unit: RC-063

<u>Pay</u> <u>Grade</u>	<u>Pay</u> <u>Plan</u> <u>Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
14	<u>B</u>	2774	2846	2923	3000	3115	3236	3377	3501	3634	3845	3960
14Q	<u>Q</u>	2888	2965	3045	3126	3248	3379	3526	3658	3798	4019	4140
14S	<u>S</u>	2945	3022	3102	3186	3312	3441	3590	3722	3863	4083	4205
15	<u>B</u>	2881	2957	3037	3119	3256	3391	3524	3668	3804	4032	4154
15Q	<u>Q</u>	3001	3081	3165	3253	3398	3540	3682	3835	3976	4214	4340

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15 S	<u>S</u>	3059	3138	3226	3316	3461	3601	3748	3899	4039	4279	4406
16	<u>B</u>	3009	3090	3174	3265	3412	3562	3711	3866	4020	4257	4385
16 Q	<u>Q</u>	3134	3221	3314	3409	3562	3723	3879	4038	4201	4450	4584
16 S	<u>S</u>	3196	3284	3376	3473	3627	3789	3946	4104	4267	4513	4650
17	<u>B</u>	3143	3231	3324	3421	3579	3744	3903	4060	4225	4477	4611
17 Q	<u>Q</u>	3279	3373	3471	3570	3741	3913	4077	4243	4416	4679	4820
17 S	<u>S</u>	3340	3436	3534	3635	3807	3980	4144	4309	4480	4746	4888
18	<u>B</u>	3303	3398	3496	3600	3774	3950	4129	4298	4470	4737	4880
18 Q	<u>Q</u>	3448	3547	3652	3762	3948	4128	4317	4494	4672	4951	5099
18 S	<u>S</u>	3510	3609	3718	3825	4011	4194	4381	4558	4739	5015	5166
19	<u>B</u>	3476	3577	3683	3795	3988	4177	4371	4554	4744	5032	5183
19 Q	<u>Q</u>	3630	3738	3850	3965	4168	4362	4569	4759	4959	5258	5416
19 S	<u>S</u>	3695	3805	3917	4031	4234	4429	4633	4825	5025	5323	5483
20	<u>B</u>	3671	3782	3894	4010	4213	4408	4617	4818	5017	5322	5482
20 Q	<u>Q</u>	3838	3952	4069	4190	4402	4609	4826	5034	5244	5564	5731
20 S	<u>S</u>	3901	4017	4134	4256	4466	4672	4891	5099	5308	5626	5797
21	<u>B</u>	3875	3992	4112	4233	4451	4666	4884	5107	5319	5651	5821
21 Q	<u>Q</u>	4050	4173	4295	4424	4653	4875	5105	5337	5560	5906	6084
21 S	<u>S</u>	4116	4237	4360	4491	4716	4941	5171	5402	5623	5971	6150
22	<u>B</u>	4095	4219	4347	4476	4709	4939	5173	5412	5637	5987	6167
22 Q	<u>Q</u>	4281	4410	4542	4677	4921	5164	5405	5655	5892	6257	6446
22 S	<u>S</u>	4346	4474	4608	4744	4984	5228	5468	5720	5959	6324	6512
23	<u>B</u>	4347	4476	4610	4747	4999	5255	5505	5759	6009	6386	6578
23 Q	<u>Q</u>	4542	4677	4817	4964	5226	5494	5752	6018	6280	6673	6873
23 S	<u>S</u>	4608	4744	4884	5028	5290	5558	5817	6083	6344	6738	6941
24	<u>B</u>	4624	4763	4905	5052	5321	5600	5869	6140	6417	6819	7024
24 Q	<u>Q</u>	4832	4977	5127	5283	5563	5852	6134	6416	6706	7128	7342
24 S	<u>S</u>	4898	5042	5192	5347	5625	5916	6198	6482	6772	7192	7407

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25	<u>B</u>	4929	5077	5229	5386	5680	5980	6278	6577	6875	7317	7537
25 Q	<u>Q</u>	5150	5305	5463	5626	5937	6248	6561	6874	7186	7646	7876
25 S	<u>S</u>	5218	5369	5531	5693	6002	6312	6625	6938	7249	7712	7943
26	<u>B</u>	5209	5365	5527	5748	6062	6383	6707	7019	7335	7809	8043

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

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

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

Effective July 1, 2005

<u>12- Month Lane</u>	<u>Educational Level</u>	<u>Pay Plan Code</u>	<u>STEPS</u>										
			<u>1c</u>	<u>1b</u>	<u>1a</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
<u>01</u>	<u>BA</u>	<u>E</u>	<u>3116</u>	<u>3207</u>	<u>3299</u>	<u>3394</u>	<u>3552</u>	<u>3709</u>	<u>3879</u>	<u>4079</u>	<u>4269</u>	<u>4630</u>	<u>4770</u>
<u>01</u>	<u>BA</u>	<u>L</u>	<u>3139</u>	<u>3230</u>	<u>3323</u>	<u>3419</u>	<u>3578</u>	<u>3736</u>	<u>3908</u>	<u>4110</u>	<u>4300</u>	<u>4663</u>	<u>4804</u>
<u>01</u>	<u>BA</u>	<u>P</u>	<u>3200</u>	<u>3291</u>	<u>3383</u>	<u>3479</u>	<u>3641</u>	<u>3797</u>	<u>3969</u>	<u>4171</u>	<u>4363</u>	<u>4726</u>	<u>4867</u>
<u>02</u>	<u>BA + 8 Hours</u>	<u>E</u>	<u>3198</u>	<u>3291</u>	<u>3385</u>	<u>3484</u>	<u>3645</u>	<u>3809</u>	<u>4008</u>	<u>4215</u>	<u>4415</u>	<u>4786</u>	<u>4930</u>
<u>02</u>	<u>BA + 8 Hours</u>	<u>L</u>	<u>3222</u>	<u>3315</u>	<u>3410</u>	<u>3510</u>	<u>3672</u>	<u>3837</u>	<u>4037</u>	<u>4245</u>	<u>4447</u>	<u>4822</u>	<u>4965</u>
<u>02</u>	<u>BA + 8 Hours</u>	<u>P</u>	<u>3282</u>	<u>3376</u>	<u>3470</u>	<u>3574</u>	<u>3735</u>	<u>3898</u>	<u>4099</u>	<u>4307</u>	<u>4510</u>	<u>4883</u>	<u>5030</u>
<u>03</u>	<u>BA + 16 Hours</u>	<u>E</u>	<u>3269</u>	<u>3363</u>	<u>3463</u>	<u>3567</u>	<u>3737</u>	<u>3928</u>	<u>4136</u>	<u>4335</u>	<u>4555</u>	<u>4940</u>	<u>5088</u>
<u>03</u>	<u>BA + 16 Hours</u>	<u>L</u>	<u>3293</u>	<u>3387</u>	<u>3488</u>	<u>3592</u>	<u>3765</u>	<u>3957</u>	<u>4166</u>	<u>4368</u>	<u>4588</u>	<u>4977</u>	<u>5124</u>
<u>03</u>	<u>BA + 16 Hours</u>	<u>P</u>	<u>3353</u>	<u>3450</u>	<u>3549</u>	<u>3655</u>	<u>3826</u>	<u>4018</u>	<u>4228</u>	<u>4430</u>	<u>4652</u>	<u>5039</u>	<u>5190</u>
<u>04</u>	<u>BA + 24 Hours</u>	<u>E</u>	<u>3344</u>	<u>3439</u>	<u>3542</u>	<u>3649</u>	<u>3832</u>	<u>4046</u>	<u>4260</u>	<u>4481</u>	<u>4696</u>	<u>5102</u>	<u>5255</u>
<u>04</u>	<u>BA + 24 Hours</u>	<u>L</u>	<u>3368</u>	<u>3465</u>	<u>3569</u>	<u>3675</u>	<u>3860</u>	<u>4076</u>	<u>4291</u>	<u>4514</u>	<u>4731</u>	<u>5140</u>	<u>5294</u>
<u>04</u>	<u>BA + 24 Hours</u>	<u>P</u>	<u>3428</u>	<u>3528</u>	<u>3630</u>	<u>3739</u>	<u>3922</u>	<u>4138</u>	<u>4352</u>	<u>4577</u>	<u>4794</u>	<u>5204</u>	<u>5360</u>
<u>05</u>	<u>MA</u>	<u>E</u>	<u>3425</u>	<u>3527</u>	<u>3632</u>	<u>3741</u>	<u>3940</u>	<u>4164</u>	<u>4386</u>	<u>4618</u>	<u>4837</u>	<u>5256</u>	<u>5414</u>
<u>05</u>	<u>MA</u>	<u>L</u>	<u>3451</u>	<u>3553</u>	<u>3659</u>	<u>3769</u>	<u>3969</u>	<u>4194</u>	<u>4419</u>	<u>4651</u>	<u>4873</u>	<u>5295</u>	<u>5454</u>
<u>05</u>	<u>MA</u>	<u>P</u>	<u>3511</u>	<u>3617</u>	<u>3722</u>	<u>3832</u>	<u>4032</u>	<u>4256</u>	<u>4481</u>	<u>4713</u>	<u>4934</u>	<u>5357</u>	<u>5517</u>
<u>06</u>	<u>MA + 16 Hours</u>	<u>E</u>	<u>3485</u>	<u>3591</u>	<u>3699</u>	<u>3810</u>	<u>4032</u>	<u>4254</u>	<u>4480</u>	<u>4712</u>	<u>4932</u>	<u>5361</u>	<u>5522</u>
<u>06</u>	<u>MA + 16 Hours</u>	<u>L</u>	<u>3511</u>	<u>3618</u>	<u>3726</u>	<u>3838</u>	<u>4062</u>	<u>4285</u>	<u>4512</u>	<u>4747</u>	<u>4967</u>	<u>5401</u>	<u>5563</u>
<u>06</u>	<u>MA + 16 Hours</u>	<u>P</u>	<u>3575</u>	<u>3680</u>	<u>3788</u>	<u>3899</u>	<u>4124</u>	<u>4347</u>	<u>4576</u>	<u>4808</u>	<u>5032</u>	<u>5461</u>	<u>5625</u>
<u>07</u>	<u>MA + 32 Hours</u>	<u>E</u>	<u>3594</u>	<u>3702</u>	<u>3813</u>	<u>3926</u>	<u>4147</u>	<u>4376</u>	<u>4604</u>	<u>4834</u>	<u>5056</u>	<u>5491</u>	<u>5655</u>
<u>07</u>	<u>MA + 32 Hours</u>	<u>L</u>	<u>3621</u>	<u>3729</u>	<u>3841</u>	<u>3956</u>	<u>4178</u>	<u>4408</u>	<u>4638</u>	<u>4869</u>	<u>5094</u>	<u>5530</u>	<u>5696</u>
<u>07</u>	<u>MA + 32 Hours</u>	<u>P</u>	<u>3683</u>	<u>3791</u>	<u>3904</u>	<u>4017</u>	<u>4241</u>	<u>4470</u>	<u>4699</u>	<u>4932</u>	<u>5156</u>	<u>5593</u>	<u>5760</u>

Effective January 1, 2006

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

<u>12- Month Lane</u>	<u>Educational Level</u>	<u>Pay Plan Code</u>	<u>STEPS</u>										
			<u>1c</u>	<u>1b</u>	<u>1a</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
<u>01</u>	<u>BA</u>	<u>E</u>	<u>3209</u>	<u>3303</u>	<u>3398</u>	<u>3496</u>	<u>3659</u>	<u>3820</u>	<u>3995</u>	<u>4201</u>	<u>4397</u>	<u>4769</u>	<u>4913</u>
<u>01</u>	<u>BA</u>	<u>L</u>	<u>3257</u>	<u>3351</u>	<u>3448</u>	<u>3547</u>	<u>3712</u>	<u>3876</u>	<u>4055</u>	<u>4264</u>	<u>4461</u>	<u>4838</u>	<u>4984</u>
<u>01</u>	<u>BA</u>	<u>P</u>	<u>3320</u>	<u>3414</u>	<u>3510</u>	<u>3609</u>	<u>3778</u>	<u>3939</u>	<u>4118</u>	<u>4327</u>	<u>4527</u>	<u>4903</u>	<u>5050</u>
<u>02</u>	<u>BA + 8 Hours</u>	<u>E</u>	<u>3294</u>	<u>3390</u>	<u>3487</u>	<u>3589</u>	<u>3754</u>	<u>3923</u>	<u>4128</u>	<u>4341</u>	<u>4547</u>	<u>4930</u>	<u>5078</u>
<u>02</u>	<u>BA + 8 Hours</u>	<u>L</u>	<u>3343</u>	<u>3439</u>	<u>3538</u>	<u>3642</u>	<u>3810</u>	<u>3981</u>	<u>4188</u>	<u>4404</u>	<u>4614</u>	<u>5003</u>	<u>5151</u>
<u>02</u>	<u>BA + 8 Hours</u>	<u>P</u>	<u>3405</u>	<u>3503</u>	<u>3600</u>	<u>3708</u>	<u>3875</u>	<u>4044</u>	<u>4253</u>	<u>4469</u>	<u>4679</u>	<u>5066</u>	<u>5219</u>
<u>03</u>	<u>BA + 16 Hours</u>	<u>E</u>	<u>3367</u>	<u>3464</u>	<u>3567</u>	<u>3674</u>	<u>3849</u>	<u>4046</u>	<u>4260</u>	<u>4465</u>	<u>4692</u>	<u>5088</u>	<u>5241</u>
<u>03</u>	<u>BA + 16 Hours</u>	<u>L</u>	<u>3416</u>	<u>3514</u>	<u>3619</u>	<u>3727</u>	<u>3906</u>	<u>4105</u>	<u>4322</u>	<u>4532</u>	<u>4760</u>	<u>5164</u>	<u>5316</u>
<u>03</u>	<u>BA + 16 Hours</u>	<u>P</u>	<u>3479</u>	<u>3579</u>	<u>3682</u>	<u>3792</u>	<u>3969</u>	<u>4169</u>	<u>4387</u>	<u>4596</u>	<u>4826</u>	<u>5228</u>	<u>5385</u>
<u>04</u>	<u>BA + 24 Hours</u>	<u>E</u>	<u>3444</u>	<u>3542</u>	<u>3648</u>	<u>3758</u>	<u>3947</u>	<u>4167</u>	<u>4388</u>	<u>4615</u>	<u>4837</u>	<u>5255</u>	<u>5413</u>
<u>04</u>	<u>BA + 24 Hours</u>	<u>L</u>	<u>3494</u>	<u>3595</u>	<u>3703</u>	<u>3813</u>	<u>4005</u>	<u>4229</u>	<u>4452</u>	<u>4683</u>	<u>4908</u>	<u>5333</u>	<u>5493</u>
<u>04</u>	<u>BA + 24 Hours</u>	<u>P</u>	<u>3557</u>	<u>3660</u>	<u>3766</u>	<u>3879</u>	<u>4069</u>	<u>4293</u>	<u>4515</u>	<u>4749</u>	<u>4974</u>	<u>5399</u>	<u>5561</u>
<u>05</u>	<u>MA</u>	<u>E</u>	<u>3528</u>	<u>3633</u>	<u>3741</u>	<u>3853</u>	<u>4058</u>	<u>4289</u>	<u>4518</u>	<u>4757</u>	<u>4982</u>	<u>5414</u>	<u>5576</u>
<u>05</u>	<u>MA</u>	<u>L</u>	<u>3580</u>	<u>3686</u>	<u>3796</u>	<u>3910</u>	<u>4118</u>	<u>4351</u>	<u>4585</u>	<u>4825</u>	<u>5056</u>	<u>5494</u>	<u>5659</u>
<u>05</u>	<u>MA</u>	<u>P</u>	<u>3643</u>	<u>3753</u>	<u>3862</u>	<u>3976</u>	<u>4183</u>	<u>4416</u>	<u>4649</u>	<u>4890</u>	<u>5119</u>	<u>5558</u>	<u>5724</u>
<u>06</u>	<u>MA + 16 Hours</u>	<u>E</u>	<u>3590</u>	<u>3699</u>	<u>3810</u>	<u>3924</u>	<u>4153</u>	<u>4382</u>	<u>4614</u>	<u>4853</u>	<u>5080</u>	<u>5522</u>	<u>5688</u>
<u>06</u>	<u>MA + 16 Hours</u>	<u>L</u>	<u>3643</u>	<u>3754</u>	<u>3866</u>	<u>3982</u>	<u>4214</u>	<u>4446</u>	<u>4681</u>	<u>4925</u>	<u>5153</u>	<u>5604</u>	<u>5772</u>
<u>06</u>	<u>MA + 16 Hours</u>	<u>P</u>	<u>3709</u>	<u>3818</u>	<u>3930</u>	<u>4045</u>	<u>4279</u>	<u>4510</u>	<u>4748</u>	<u>4988</u>	<u>5221</u>	<u>5666</u>	<u>5836</u>
<u>07</u>	<u>MA + 32 Hours</u>	<u>E</u>	<u>3702</u>	<u>3813</u>	<u>3927</u>	<u>4044</u>	<u>4271</u>	<u>4507</u>	<u>4742</u>	<u>4979</u>	<u>5208</u>	<u>5656</u>	<u>5825</u>
<u>07</u>	<u>MA + 32 Hours</u>	<u>L</u>	<u>3757</u>	<u>3869</u>	<u>3985</u>	<u>4104</u>	<u>4335</u>	<u>4573</u>	<u>4812</u>	<u>5052</u>	<u>5285</u>	<u>5737</u>	<u>5910</u>
<u>07</u>	<u>MA + 32 Hours</u>	<u>P</u>	<u>3821</u>	<u>3933</u>	<u>4050</u>	<u>4168</u>	<u>4400</u>	<u>4638</u>	<u>4875</u>	<u>5117</u>	<u>5349</u>	<u>5803</u>	<u>5976</u>

Effective July 1, 2005

<u>9- Month Lane</u>	<u>Educational Level</u>	<u>Pay Plan Code</u>	<u>STEPS</u>							
			<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
<u>01</u>	<u>BA</u>	<u>M or O</u>	<u>2505</u>	<u>2643</u>	<u>2786</u>	<u>2926</u>	<u>3076</u>	<u>3219</u>	<u>3531</u>	<u>3637</u>
<u>02</u>	<u>BA + 8 Hours</u>	<u>M or O</u>	<u>2584</u>	<u>2723</u>	<u>2873</u>	<u>3022</u>	<u>3178</u>	<u>3328</u>	<u>3647</u>	<u>3756</u>
<u>03</u>	<u>BA + 16 Hours</u>	<u>M or O</u>	<u>2651</u>	<u>2807</u>	<u>2964</u>	<u>3119</u>	<u>3269</u>	<u>3433</u>	<u>3765</u>	<u>3878</u>
<u>04</u>	<u>BA + 24 Hours</u>	<u>M or O</u>	<u>2725</u>	<u>2890</u>	<u>3052</u>	<u>3214</u>	<u>3380</u>	<u>3541</u>	<u>3886</u>	<u>4002</u>
<u>05</u>	<u>MA</u>	<u>M or O</u>	<u>2809</u>	<u>2972</u>	<u>3139</u>	<u>3310</u>	<u>3481</u>	<u>3645</u>	<u>4001</u>	<u>4121</u>

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<u>06</u>	<u>MA + 16 Hours</u>	<u>M or O</u>	<u>2875</u>	<u>3041</u>	<u>3209</u>	<u>3379</u>	<u>3552</u>	<u>3717</u>	<u>4078</u>	<u>4201</u>
<u>07</u>	<u>MA + 32 Hours</u>	<u>M or O</u>	<u>2963</u>	<u>3128</u>	<u>3298</u>	<u>3470</u>	<u>3644</u>	<u>3811</u>	<u>4178</u>	<u>4303</u>

Effective January 1, 2006

<u>9- Month Lane</u>	<u>Educational Level</u>	<u>Pay Plan Code</u>	<u>STEPS</u>							
			<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
<u>01</u>	<u>BA</u>	<u>M or O</u>	<u>2580</u>	<u>2722</u>	<u>2870</u>	<u>3014</u>	<u>3168</u>	<u>3316</u>	<u>3637</u>	<u>3746</u>
<u>02</u>	<u>BA + 8 Hours</u>	<u>M or O</u>	<u>2662</u>	<u>2805</u>	<u>2959</u>	<u>3113</u>	<u>3273</u>	<u>3428</u>	<u>3756</u>	<u>3869</u>
<u>03</u>	<u>BA + 16 Hours</u>	<u>M or O</u>	<u>2731</u>	<u>2891</u>	<u>3053</u>	<u>3213</u>	<u>3367</u>	<u>3536</u>	<u>3878</u>	<u>3994</u>
<u>04</u>	<u>BA + 24 Hours</u>	<u>M or O</u>	<u>2807</u>	<u>2977</u>	<u>3144</u>	<u>3310</u>	<u>3481</u>	<u>3647</u>	<u>4003</u>	<u>4122</u>
<u>05</u>	<u>MA</u>	<u>M or O</u>	<u>2893</u>	<u>3061</u>	<u>3233</u>	<u>3409</u>	<u>3585</u>	<u>3754</u>	<u>4121</u>	<u>4245</u>
<u>06</u>	<u>MA + 16 Hours</u>	<u>M or O</u>	<u>2961</u>	<u>3132</u>	<u>3305</u>	<u>3480</u>	<u>3659</u>	<u>3829</u>	<u>4200</u>	<u>4327</u>
<u>07</u>	<u>MA + 32 Hours</u>	<u>M or O</u>	<u>3052</u>	<u>3222</u>	<u>3397</u>	<u>3574</u>	<u>3753</u>	<u>3925</u>	<u>4303</u>	<u>4432</u>

STEPS

<u>12 Month Lane</u>	<u>Educational Level</u>	<u>STEPS</u>										
		<u>1e</u>	<u>1b</u>	<u>1a</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
<u>1</u>	<u>BA</u>	<u>2995</u>	<u>3082</u>	<u>3171</u>	<u>3262</u>	<u>3414</u>	<u>3565</u>	<u>3728</u>	<u>3921</u>	<u>4103</u>	<u>4450</u>	<u>4584</u>
<u>2</u>	<u>BA + 8 Hours</u>	<u>3074</u>	<u>3163</u>	<u>3254</u>	<u>3349</u>	<u>3504</u>	<u>3661</u>	<u>3852</u>	<u>4051</u>	<u>4243</u>	<u>4600</u>	<u>4738</u>
<u>3</u>	<u>BA + 16 Hours</u>	<u>3142</u>	<u>3232</u>	<u>3328</u>	<u>3428</u>	<u>3592</u>	<u>3775</u>	<u>3975</u>	<u>4167</u>	<u>4378</u>	<u>4748</u>	<u>4890</u>
<u>4</u>	<u>BA + 24 Hours</u>	<u>3214</u>	<u>3306</u>	<u>3405</u>	<u>3507</u>	<u>3683</u>	<u>3889</u>	<u>4094</u>	<u>4307</u>	<u>4514</u>	<u>4904</u>	<u>5051</u>
<u>5</u>	<u>MA</u>	<u>3292</u>	<u>3390</u>	<u>3491</u>	<u>3596</u>	<u>3787</u>	<u>4002</u>	<u>4216</u>	<u>4438</u>	<u>4649</u>	<u>5052</u>	<u>5204</u>
<u>6</u>	<u>MA + 16 Hours</u>	<u>3350</u>	<u>3452</u>	<u>3555</u>	<u>3662</u>	<u>3875</u>	<u>4089</u>	<u>4306</u>	<u>4529</u>	<u>4740</u>	<u>5153</u>	<u>5308</u>
<u>7</u>	<u>MA + 32 Hours</u>	<u>3455</u>	<u>3558</u>	<u>3665</u>	<u>3774</u>	<u>3986</u>	<u>4206</u>	<u>4425</u>	<u>4646</u>	<u>4860</u>	<u>5277</u>	<u>5435</u>

Maximum Security Institutions Schedule
Effective January 1, 2004

STEPS

<u>12- Month Lane</u>	<u>Educational Level</u>	<u>STEPS</u>										
		<u>1e</u>	<u>1b</u>	<u>1a</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
<u>1</u>	<u>BA</u>	<u>3053</u>	<u>3140</u>	<u>3228</u>	<u>3320</u>	<u>3474</u>	<u>3623</u>	<u>3787</u>	<u>3980</u>	<u>4163</u>	<u>4509</u>	<u>4644</u>
<u>2</u>	<u>BA + 8 Hours</u>	<u>3132</u>	<u>3221</u>	<u>3311</u>	<u>3410</u>	<u>3564</u>	<u>3720</u>	<u>3911</u>	<u>4110</u>	<u>4304</u>	<u>4659</u>	<u>4799</u>

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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3	BA + 16 Hours	3199	3291	3386	3487	3651	3834	4034	4227	4439	4808	4952
4	BA + 24 Hours	3271	3366	3464	3568	3742	3948	4153	4367	4574	4965	5114
5	MA	3350	3451	3551	3656	3847	4061	4275	4497	4708	5111	5264
6	MA + 16 Hours	3411	3511	3615	3721	3935	4148	4366	4588	4801	5211	5367
7	MA + 32 Hours	3514	3618	3725	3833	4047	4265	4484	4706	4920	5336	5496

Effective January 1, 2005

12- Month Lane	Educational Level	S T E P S										
		1e	1b	1a	1	2	3	4	5	6	7	8
1	BA	3077	3167	3258	3352	3508	3663	3831	4029	4216	4572	4710
2	BA + 8 Hours	3159	3250	3343	3441	3600	3762	3958	4162	4360	4727	4868
3	BA + 16 Hours	3228	3321	3420	3522	3691	3879	4084	4282	4498	4879	5024
4	BA + 24 Hours	3302	3397	3499	3603	3784	3996	4207	4425	4638	5039	5190
5	MA	3383	3483	3587	3695	3891	4112	4332	4560	4777	5191	5347
6	MA + 16 Hours	3442	3547	3653	3763	3982	4201	4424	4654	4870	5295	5454
7	MA + 32 Hours	3550	3656	3766	3878	4096	4322	4547	4774	4994	5422	5584

Maximum Security Institutions Schedule
Effective January 1, 2005

12- Month Lane	Educational Level	S T E P S										
		1e	1b	1a	1	2	3	4	5	6	7	8
1	BA	3137	3226	3317	3411	3570	3723	3891	4089	4277	4633	4772
2	BA + 8 Hours	3218	3310	3402	3504	3662	3822	4019	4223	4422	4787	4931
3	BA + 16 Hours	3287	3382	3479	3583	3751	3939	4145	4343	4561	4940	5088
4	BA + 24 Hours	3361	3459	3559	3666	3845	4057	4267	4487	4700	5102	5255
5	MA	3442	3546	3649	3757	3953	4173	4393	4621	4837	5252	5409
6	MA + 16 Hours	3505	3608	3714	3823	4043	4262	4486	4714	4933	5354	5515
7	MA + 32 Hours	3611	3717	3827	3938	4158	4382	4607	4835	5055	5483	5647

Effective July 1, 2004

9-Month Lane	Educational Level	S T E P S									
		1	2	3	4	5	6	7	8		
1	BA	2408	2540	2677	2813	2957	3094	3394	3496		
2	BA + 8 Hours	2483	2618	2762	2905	3055	3199	3505	3610		

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3	BA + 16 Hours	2548	2698	2849	2998	3142	3300	3619	3727
4	BA + 24 Hours	2620	2777	2933	3089	3249	3404	3735	3847
5	MA	2700	2857	3017	3181	3346	3504	3846	3961
6	MA + 16 Hours	2764	2923	3084	3248	3414	3573	3920	4038
7	MA + 32 Hours	2848	3007	3170	3335	3503	3663	4016	4136

Effective January 1, 2005

9-Month Lane	Educational Level	S T E P S							
		1	2	3	4	5	6	7	8
1	BA	2474	2610	2751	2890	3038	3179	3487	3592
2	BA + 8 Hours	2551	2690	2838	2985	3139	3287	3601	3709
2	BA + 16 Hours	2618	2772	2927	3080	3228	3391	3719	3829
4	BA + 24 Hours	2692	2853	3014	3174	3338	3498	3838	3953
5	MA	2774	2936	3100	3268	3438	3600	3950	4070
6	MA + 16 Hours	2840	3003	3169	3337	3508	3671	4028	4149
7	MA + 32 Hours	2926	3090	3257	3427	3599	3764	4126	4250

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

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Section 310.APPENDIX A Negotiated Rates of Pay

Section 310.TABLE Z RC-063 (Physicians, AFSCME)

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>PaySalary</u> <u>Grade</u>	<u>Code</u>
Physician	<u>32200</u>	<u>RC-063</u>	<u>RC-063</u> -MD	<u>32200</u>
Physician Specialist, Option A	<u>32221</u>	<u>RC-063</u>	<u>RC-063</u> -MD-A	<u>32221</u>
Physician Specialist, Option B	<u>32222</u>	<u>RC-063</u>	<u>RC-063</u> -MD-B	<u>32222</u>
Physician Specialist, Option C	<u>32223</u>	<u>RC-063</u>	<u>RC-063</u> -MD-C	<u>32223</u>
Physician Specialist, Option D	<u>32224</u>	<u>RC-063</u>	<u>RC-063</u> -MD-D	<u>32224</u>
Physician Specialist, Option E	<u>32225</u>	<u>RC-063</u>	<u>RC-063</u> -MD-E	<u>32225</u>

Effective July 1, 2005

Bargaining Unit: RC-063

<u>Pay Grade</u>	<u>Pay Plan</u> <u>Code</u>	S T E P S								
		1c	1b	1a	1	2	3	4	5	6
<u>RC-063</u> -MD	<u>B</u>	6909	7118	7331	7549	7984	8421	8856	9296	9727
<u>RC-063</u> -MD- <u>Q</u>	<u>Q</u>	7170	7385	7605	7834	8284	8738	9189	9644	10093
<u>RC-063</u> -MD- <u>S</u>	<u>S</u>	7231	7447	7667	7896	8347	8801	9253	9707	10157
<u>RC-063</u> -MD-A	<u>B</u>	7305	7526	7752	7984	8477	8974	9468	9959	10452
<u>RC-063</u> -MD-A- <u>Q</u>	<u>Q</u>	7581	7809	8043	8284	8798	9310	9825	10334	10847
<u>RC-063</u> -MD-A- <u>S</u>	<u>S</u>	7642	7872	8105	8347	8858	9373	9886	10397	10908
<u>RC-063</u> -MD-B	<u>B</u>	7972	8211	8459	8710	9231	9756	10279	10802	11326
<u>RC-063</u> -MD-B- <u>Q</u>	<u>Q</u>	8271	8521	8774	9039	9580	10125	10665	11207	11751
<u>RC-063</u> -MD-B- <u>S</u>	<u>S</u>	8334	8582	8837	9100	9642	10186	10727	11270	11814
<u>RC-063</u> -MD-C	<u>B</u>	8901	9168	9443	9727	10307	10891	11469	12050	12632
<u>RC-063</u> -MD-C- <u>Q</u>	<u>Q</u>	9235	9513	9798	10093	10697	11301	11900	12503	13106
<u>RC-063</u> -MD-C- <u>S</u>	<u>S</u>	9297	9576	9861	10157	10758	11362	11964	12565	13169
<u>RC-063</u> -MD-D	<u>B</u>	9966	10266	10572	10891	11469	12050	12632	13212	13792
<u>RC-063</u> -MD-D- <u>Q</u>	<u>Q</u>	10342	10650	10971	11301	11900	12503	13106	13710	14310
<u>RC-063</u> -MD-D- <u>S</u>	<u>S</u>	10405	10713	11034	11362	11964	12565	13169	13771	14373

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RC-063 -MD-E	<u>B</u>	10565	10880	11207	11545	12157	12774	13390	14007	14619
RC-063 -MD-E-Q	<u>Q</u>	10961	11289	11630	11978	12615	13255	13893	14533	15169
RC-063 -MD-E-S	<u>S</u>	11024	11353	11692	12041	12677	13317	13956	14596	15232

Effective January 1, 2006

Bargaining Unit: RC-063

<u>Pay Grade</u>	<u>Pay Plan Code</u>	S T E P S								
		1c	1b	1a	1	2	3	4	5	6
RC-063 -MD	<u>B</u>	7116	7332	7551	7775	8224	8674	9122	9575	10019
RC-063 -MD-Q	<u>Q</u>	7439	7662	7890	8128	8595	9066	9534	10006	10471
RC-063 -MD-S	<u>S</u>	7502	7726	7955	8192	8660	9131	9600	10071	10538
RC-063 -MD-A	<u>B</u>	7524	7752	7985	8224	8731	9243	9752	10258	10766
RC-063 -MD-A-Q	<u>Q</u>	7865	8102	8345	8595	9128	9659	10193	10722	11254
RC-063 -MD-A-S	<u>S</u>	7929	8167	8409	8660	9190	9724	10257	10787	11317
RC-063 -MD-B	<u>B</u>	8211	8457	8713	8971	9508	10049	10587	11126	11666
RC-063 -MD-B-Q	<u>Q</u>	8581	8841	9103	9378	9939	10505	11065	11627	12192
RC-063 -MD-B-S	<u>S</u>	8647	8904	9168	9441	10004	10568	11129	11693	12257
RC-063 -MD-C	<u>B</u>	9168	9443	9726	10019	10616	11218	11813	12412	13011
RC-063 -MD-C-Q	<u>Q</u>	9581	9870	10165	10471	11098	11725	12346	12972	13597
RC-063 -MD-C-S	<u>S</u>	9646	9935	10231	10538	11161	11788	12413	13036	13663
RC-063 -MD-D	<u>B</u>	10265	10574	10889	11218	11813	12412	13011	13608	14206
RC-063 -MD-D-Q	<u>Q</u>	10730	11049	11382	11725	12346	12972	13597	14224	14847
RC-063 -MD-D-S	<u>S</u>	10795	11115	11448	11788	12413	13036	13663	14287	14912
RC-063 -MD-E	<u>B</u>	10882	11206	11543	11891	12522	13157	13792	14427	15058
RC-063 -MD-E-Q	<u>Q</u>	11372	11712	12066	12427	13088	13752	14414	15078	15738
RC-063 -MD-E-S	<u>S</u>	11437	11779	12130	12493	13152	13816	14479	15143	15803

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

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX B Schedule of Salary Grades – Monthly Rates of Pay for Fiscal Year 2006

<u>Pay Grade</u>	<u>Pay Plan Code</u>	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
1	<u>7</u>	1663	1704	1746	1789	1835	1877	1922	1974	2018	2098	2140
1Q	<u>8</u>	1704	1746	1789	1834	1881	1924	1971	2024	2070	2152	2195
1S	<u>9</u>	1755	1798	1841	1885	1933	1976	2022	2076	2121	2203	2247
2	<u>7</u>	1705	1747	1790	1835	1877	1922	1976	2024	2072	2153	2196
2Q	<u>8</u>	1747	1790	1835	1881	1924	1971	2026	2076	2125	2209	2253
2S	<u>9</u>	1799	1842	1886	1933	1976	2022	2078	2127	2177	2260	2305
3	<u>7</u>	1743	1786	1831	1877	1922	1977	2027	2076	2127	2221	2265
3Q	<u>8</u>	1786	1831	1877	1924	1971	2027	2079	2129	2182	2279	2325
3S	<u>9</u>	1838	1882	1928	1976	2022	2079	2130	2181	2233	2330	2377
4	<u>7</u>	1784	1829	1875	1922	1977	2031	2080	2141	2190	2288	2334
4Q	<u>8</u>	1829	1875	1922	1971	2027	2083	2133	2196	2247	2348	2395
4S	<u>9</u>	1880	1926	1974	2022	2079	2134	2185	2248	2298	2399	2447
5	<u>7</u>	1835	1881	1928	1977	2033	2091	2148	2202	2258	2358	2402
5Q	<u>8</u>	1881	1928	1977	2027	2085	2145	2203	2259	2317	2417	2465
5S	<u>9</u>	1933	1980	2028	2079	2136	2196	2255	2311	2368	2468	2517
6	<u>7</u>	1886	1934	1983	2033	2092	2150	2214	2273	2337	2440	2489
6Q	<u>8</u>	1934	1983	2033	2085	2146	2206	2271	2332	2398	2405	2554
6S	<u>9</u>	1985	2035	2085	2136	2197	2257	2323	2384	2450	2556	2607
7	<u>7</u>	1940	1989	2040	2092	2153	2219	2284	2349	2417	2530	2581
7Q	<u>8</u>	1989	2040	2092	2146	2209	2277	2344	2410	2481	2597	2649
7S	<u>9</u>	2041	2091	2144	2197	2260	2328	2395	2462	2532	2648	2701
8	<u>7</u>	1996	2047	2099	2153	2224	2293	2369	2435	2508	2626	2679
8Q	<u>8</u>	2047	2099	2153	2209	2282	2353	2431	2499	2574	2696	2750
8S	<u>9</u>	2098	2151	2204	2260	2333	2404	2483	2551	2626	2747	2802
9	<u>7</u>	2061	2114	2168	2224	2296	2374	2449	2529	2605	2727	2782

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9 Q	<u>8</u>	2114	2168	2224	2282	2356	2436	2513	2596	2674	2801	2857
9 S	<u>9</u>	2165	2220	2276	2333	2407	2488	2565	2647	2726	2854	2911
10	<u>7</u>	2129	2184	2241	2299	2386	2461	2543	2623	2706	2843	2900
10 Q	<u>8</u>	2184	2241	2299	2359	2449	2526	2610	2693	2778	2924	2982
10 S	<u>9</u>	2235	2292	2351	2410	2500	2577	2662	2744	2832	2980	3040
11	<u>7</u>	2210	2267	2326	2387	2473	2554	2645	2733	2817	2966	3025
11 Q	<u>8</u>	2267	2326	2387	2450	2538	2622	2715	2807	2896	3052	3113
11 S	<u>9</u>	2319	2378	2438	2501	2590	2673	2767	2860	2952	3107	3169
12	<u>7</u>	2300	2360	2422	2486	2578	2664	2763	2854	2959	3118	3180
12 Q	<u>8</u>	2360	2422	2486	2552	2646	2735	2840	2936	3044	3209	3273
12 S	<u>9</u>	2412	2473	2537	2603	2698	2787	2894	2991	3100	3266	3331
13	<u>7</u>	2387	2450	2515	2581	2676	2778	2883	2988	3099	3272	3337
13 Q	<u>8</u>	2450	2515	2581	2649	2747	2855	2966	3074	3188	3370	3437
13 S	<u>9</u>	2501	2566	2633	2701	2800	2910	3022	3130	3246	3428	3497
14	<u>7</u>	2488	2554	2622	2692	2795	2904	3031	3141	3261	3450	3519
14 Q	<u>8</u>	2554	2622	2692	2764	2873	2988	3118	3235	3359	3554	3625
14 S	<u>9</u>	2605	2673	2743	2817	2928	3043	3174	3291	3415	3611	3683
15	<u>7</u>	2585	2654	2725	2799	2921	3042	3162	3291	3413	3618	3690
15 Q	<u>8</u>	2654	2725	2799	2877	3005	3130	3256	3391	3515	3726	3801
15 S	<u>9</u>	2705	2776	2852	2932	3061	3185	3314	3447	3572	3784	3860
16	<u>7</u>	2700	2772	2849	2930	3062	3196	3330	3468	3607	3820	3896
16 Q	<u>8</u>	2772	2849	2930	3015	3150	3292	3431	3571	3715	3935	4014
16 S	<u>9</u>	2826	2904	2986	3070	3207	3350	3488	3629	3773	3991	4071
17	<u>7</u>	2819	2899	2983	3069	3212	3360	3502	3643	3791	4017	4097
17 Q	<u>8</u>	2899	2983	3069	3158	3308	3461	3606	3753	3905	4138	4221
17 S	<u>9</u>	2954	3038	3125	3214	3366	3519	3664	3811	3962	4196	4280
18	<u>7</u>	2963	3049	3137	3230	3387	3544	3705	3857	4012	4251	4336
18 Q	<u>8</u>	3049	3137	3230	3327	3490	3651	3817	3974	4132	4378	4466
18 S	<u>9</u>	3104	3192	3288	3383	3547	3709	3874	4031	4190	4435	4524

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19	<u>7</u>	3119	3210	3305	3405	3579	3747	3922	4086	4257	4514	4604
19 Q	<u>8</u>	3210	3305	3405	3507	3686	3858	4040	4209	4386	4650	4743
19 S	<u>9</u>	3267	3364	3463	3564	3744	3916	4097	4267	4443	4707	4801
20	<u>7</u>	3293	3393	3494	3598	3780	3956	4143	4323	4501	4776	4872
20 Q	<u>8</u>	3393	3494	3598	3706	3893	4075	4268	4452	4637	4920	5018
20 S	<u>9</u>	3449	3552	3656	3763	3950	4132	4325	4510	4694	4976	5076
21	<u>7</u>	3477	3582	3689	3798	3993	4187	4383	4583	4773	5070	5171
21 Q	<u>8</u>	3582	3689	3798	3912	4114	4312	4514	4719	4916	5223	5327
21 S	<u>9</u>	3639	3747	3856	3971	4171	4369	4572	4777	4973	5280	5386
22	<u>7</u>	3675	3786	3900	4016	4225	4432	4641	4856	5059	5372	5479
22 Q	<u>8</u>	3786	3900	4016	4137	4352	4565	4780	5001	5211	5534	5645
22 S	<u>9</u>	3843	3956	4074	4195	4408	4623	4836	5058	5269	5591	5703
23	<u>7</u>	3900	4016	4137	4260	4486	4715	4939	5167	5392	5730	5845
23 Q	<u>8</u>	4016	4137	4260	4389	4621	4858	5087	5321	5553	5901	6019
23 S	<u>9</u>	4074	4195	4318	4446	4678	4914	5144	5379	5611	5959	6078
24	<u>7</u>	4149	4273	4401	4534	4775	5024	5265	5509	5758	6118	6240
24 Q	<u>8</u>	4273	4401	4534	4671	4919	5174	5424	5674	5930	6303	6429
24 S	<u>9</u>	4331	4459	4591	4729	4975	5231	5481	5732	5988	6360	6487
25	<u>7</u>	4422	4555	4691	4832	5097	5365	5633	5901	6169	6565	6696
25 Q	<u>8</u>	4555	4691	4832	4976	5250	5525	5802	6079	6354	6762	6897
25 S	<u>9</u>	4613	4748	4890	5034	5308	5582	5859	6136	6411	6819	6955

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

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Procedures for Review of Petitions for Mercury Product Exemptions
- 2) Code Citation: 35 Ill. Adm. Code 182
- 3)

<u>Section Number:</u>	<u>Proposed Action:</u>
182.102	New
182.104	New
182.106	New
182.202	New
182.204	New
182.206	New
182.302	New
182.304	New
182.306	New
182.308	New
182.402	New
182.404	New
182.406	New
182.408	New
182.410	New
- 4) Statutory Authority: Section 22.23b(c) of the Environmental Protection Act (415 ILCS 5/22.23b(c))
- 5) A Complete Description of the Subjects and Issues Involved: Section 22.23b(c) of the Environmental Protection Act (415 ILCS 5/22.23b(c)) requires the Illinois EPA to adopt rules for the processing of petitions for exemptions from the provisions of Section 22.23b of the Environmental Protection Act [415 ILCS 5/22.23b], which prohibits the purchase, acceptance, sale, and distribution of certain mercury containing products. Manufacturers of the mercury containing products may seek an exemption from the provisions of Section 22.23b by filing a petition with the Illinois EPA no later than July 1, 2006. The proposed rules contain the procedures the Agency will use in processing these petitions.
- 6) Will this proposed rule replace any emergency rule currently in effect? No
- 7) Does this proposed rule contain an automatic repeal date? No
- 8) Does this proposed rule contain incorporation by reference? No

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED RULES

- 9) Are there any other proposed rules pending on this Part? No
- 10) Statement of Statewide Policy Objective: This proposed rules do not create or enlarge a state mandate as defined in Section 3(b) of the State Mandates Act (30 ILCS 805/3(b)).
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on these proposed rules may submit them in writing by no later than 45 days after publication of this Notice to:
- M. Kyle Rominger, Assistant Counsel
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 N. Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
- 217/782-5544
- 12) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: Manufacturers of mercury containing products subject to the provisions of Section 22.23b of the Environmental Protection Act [415 ILCS 5/22.23b].
- B) Reporting, bookkeeping or other proposed procedures required for compliance: No new reporting, bookkeeping or other procedures will be required as a result of the proposed rules.
- C) Types of professional skills necessary for compliance: No specific professional skills are required for compliance with the proposed rules.
- 13) Regulatory Agency on which this rulemaking was summarized: 2005

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

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED RULES

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE A: GENERAL PROVISIONS
CHAPTER II: ENVIRONMENTAL PROTECTION AGENCY

PART 182
PROCEDURES FOR REVIEW OF PETITIONS
FOR MERCURY PRODUCT EXEMPTIONS

SUBPART A: INTRODUCTION

Section	Purpose
182.102	Purpose
182.104	Definitions
182.106	Severability

SUBPART B: PETITIONS FOR EXEMPTIONS

Section	Purpose
182.202	Petitions
182.204	Requirements for Petitions
182.206	Preliminary Review of Petitions

SUBPART C: AGENCY DECISION MAKING

Section	Purpose
182.302	Public Notice and Comments
182.304	Consultation with Other States
182.306	Criteria for Reviewing Petitions
182.308	Final Agency Action

SUBPART D: RENEWALS OF EXEMPTIONS

Section	Purpose
182.402	Petitions for Renewal of Exemptions
182.404	Requirements for Petitions for Renewal
182.406	Preliminary Review, Public Notice and Comments, and Consultation with Other States
182.408	Criteria for Reviewing Petitions for Renewal
182.410	Final Agency Action

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AUTHORITY: Authorized by Section 5 of, and implementing Section 22.23b(c) of, the Environmental Protection Act [415 ILCS 5/5 and 22.23b(c)].

SOURCE: Adopted at 29 Ill. Reg. _____, effective _____.

SUBPART A: INTRODUCTION

Section 182.102 Purpose

This Part establishes the procedures and criteria the Agency will use to review petitions for exemptions from the provisions of Section 22.23b of the Act. Petitions for exemptions and petitions for renewal of exemptions from the provisions of Section 22.23b of the Act must be submitted in accordance with this Part.

Section 182.104 Definitions

Unless otherwise specified, all terms shall have the meanings set forth in the Illinois Environmental Protection Act [415 ILCS 5]. Additionally, for purposes of this Part, the following definitions apply:

"Act" means the Environmental Protection Act [415 ILCS 5].

"Manufacturer" means any person that:

produces a product subject to the provisions of Section 22.23b of the Act;
or

serves as an importer or domestic distributor of a product subject to the provisions of Section 22.23b of the Act that is produced outside of the United States.

In the case of a multi-component product, "manufacturer" means the last manufacturer to produce or assemble the product, unless the product is produced or assembled outside of the United States, in which case, "manufacturer" means the importer or domestic distributor of the product.

"Mercury relay" means a product or device, containing mercury added during its manufacture, that opens or closes electrical contacts to effect the operation of other devices in the same or another electrical circuit. "Mercury relay" includes,

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED RULES

but is not limited to, mercury displacement relays, mercury wetted reed relays, and mercury contact relays. (Section 3.283 of the Act)

"Mercury switch" means a product or device, containing mercury added during its manufacture, that opens or closes an electrical circuit or gas valve, including, but not limited to, mercury float switches actuated by rising or falling liquid levels, mercury tilt switches actuated by a change in the switch position, mercury pressure switches actuated by a change in pressure, mercury temperature switches actuated by a change in temperature, and mercury flame sensors. (Section 3.284 of the Act)

Section 182.106 Severability

If any Section, subsection, sentence, or clause of this Part is adjudged unconstitutional, void, invalid, or otherwise unlawful, such adjudication shall not affect the validity of this Part as a whole, or any Section, subsection, sentence, or clause not adjudged unconstitutional, void, invalid, or otherwise unlawful.

SUBPART B: PETITIONS FOR EXEMPTIONS

Section 182.202 Petitions

No later than July 1, 2006, the manufacturer of a mercury switch or mercury relay, or a scientific instrument or piece of instructional equipment containing mercury added during its manufacture, may apply to the Agency for an exemption from the provisions of (Section 22.23b of the Act) for one or more specific uses of the switch relay, instrument, or piece of equipment by filing a written petition with the Agency. (Section 22.23b(c) of the Act)

Section 182.204 Requirements for Petitions

- a) Two copies of the petition must be submitted on forms prescribed by the Agency and must be mailed or delivered to the address designated by the Agency on the forms. The Agency's record of the date of filing shall be deemed conclusive unless a contrary date is proven by a dated, signed receipt.
- b) The petition must include, but shall not be limited to, the following information:
 - 1) The petitioner's name, address, telephone number, and North American Industry Classification System (NAICS) code. The petitioner's web address must also be included if the petitioner has a web address;

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- 2) The name, address, and telephone number of a contact person for the petitioner. The contact person's e-mail address must also be included;
- 3) Identification of the product for which the exemption is sought and a description of the specific uses of the product for which the exemption is sought;
- 4) A description of the location of the mercury or mercury-containing component in the product and a description of how to remove the mercury or mercury-containing component;
- 5) A description of the purpose of the mercury in the product;
- 6) Identification of all available nonmercury alternatives to the product or mercury-containing component of the product;
- 7) Documentation demonstrating that use of the product provides a net benefit to the environment, public health, or public safety when compared to each of the available nonmercury alternatives identified under subsection (b)(6) of this Section;
- 8) Documentation demonstrating that a convenient and widely available system exists for the proper end of life collection, transportation, and processing of the product for which the exemption is sought. The documentation must include, but shall not be limited to, a written plan for the proper collection, transportation, and processing of the product. The plan must include, but shall not be limited to, the following:
 - A) A description of the system that will be used for the proper end of life collection, transportation, and processing of the product by the manufacturer, by an industry or trade group, or via another similar system that ensures the product is properly collected, transported, and processed;
 - B) Documentation demonstrating the readiness and willingness of all necessary parties to perform as intended in the collection, transportation, and processing system;

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- C) A description of the financing for the collection, transportation, and processing system;
- D) A description of an education program that will inform the relevant portions of the public and private sectors about the product, the purpose of the collection, transportation, and processing system, and how consumers of the product may participate;
- E) Identification of the annual collection goal for the product;
- F) A description of the performance measures to be used to determine whether the collection, transportation, and processing system is meeting the annual collection goal for the product;
- G) A description of the record keeping protocol to assure conformance with the plan; and
- H) A description of additional or alternative actions that will be implemented to improve the collection, transportation, and processing of the product in the event the annual collection goal for the product is not met.

Section 182.206 Preliminary Review of Petitions

- a) Within 10 working days after receipt of a petition, the Agency shall determine whether to accept the petition for review or to reject the petition as incomplete. The petitioner may waive this deadline in writing.
- b) If the petition is rejected, notice of the rejection shall be given to the petitioner by certified mail, return receipt requested. The notice of rejection shall include an explanation of the Agency's decision.
- c) Upon receipt of a notice of rejection for incompleteness, the petitioner may amend the petition and resubmit it to the Agency, which will initiate the review process again.
- d) If the petition is accepted as complete, review of the petition shall proceed in accordance with Subpart C of this Part.

SUBPART C: AGENCY DECISION MAKING

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Section 182.302 Public Notice and Comments

- a) Within 30 days after receipt of a complete petition, the Agency shall post a notice of the petition on its website and submit a notice of the petition to the Secretary of State for publication in the Illinois Register. The notice of the petition must include, but shall not be limited to, the following information:
- 1) Identification of the petitioner and the product for which the exemption is sought.
 - 2) A description of the use of the product.
 - 3) A statement that a copy of the petition is available for review at the Agency's headquarters during normal business hours.
 - 4) A statement that written public comments on the petition may be submitted to the Agency for a period of 45 days after the date of publication of the notice.
 - 5) The address to which written public comments on the petition can be submitted to the Agency.
- b) Before approving an exemption, the Agency must review all public comments on the petition that were submitted to the Agency within 45 days after the date the notice required under subsection (a) was published in the Illinois Register.

Section 182.304 Consultation with Other States

Before approving any exemption, the Agency must consult with other states to promote consistency in the regulation of products containing mercury added during their manufacture. (Section 22.23b of the Act)

Section 182.306 Criteria for Reviewing Petitions

The Agency may grant an exemption, with or without conditions, if the manufacturer demonstrates the following:

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- a) *A convenient and widely available system exists for the proper collection, transportation, and processing of the switch, relay, instrument, or piece of equipment at the end of its useful life; and*
- b) *The specific use or uses of the switch, relay, instrument, or piece of equipment provides a net benefit to the environment, public health, or public safety when compared to available nonmercury alternatives. (Section 22.23b(c) of the Act)*

Section 182.308 Final Agency Action

- a) The Agency shall grant or deny the requested exemption within 90 days after the receipt of a complete petition.
- b) *Exemptions shall be granted for a period of 5 years. (Section 22.23b(c) of the Act)*
- c) Notice of the Agency's final action on a petition shall be given to the petitioner by certified mail, return receipt requested. If the Agency denies an exemption, the notice shall include an explanation of the Agency's decision.
- d) If the Agency denies a requested exemption or grants a requested exemption with conditions, the petitioner may appeal the Agency's final decision by filing a petition for review with the Board in accordance with 35 Ill. Adm. Code 105. Petitions for review must be filed with the Board within 35 days after the date of service of the Agency's final decision. (See 35 Ill. Adm. Code 105.206.)

SUBPART D: RENEWALS OF EXEMPTIONS

Section 182.402 Petitions for Renewal of Exemptions

The manufacturer may request renewals of the exemption for additional 5-year periods by filing additional written petitions with the Agency. (Sections 22.23b(c) of the Act)

Section 182.404 Requirements for Petitions for Renewal

- a) Two copies of petitions for renewal must be submitted on forms prescribed by the Agency and must be mailed or delivered to the address designated by the Agency on the forms. The Agency's record of the date of filing shall be deemed conclusive unless a contrary date is proven by a dated, signed receipt.

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- b) Petitions for renewal must include, but shall not be limited to, the information required under Section 182.204(b) of this Part. Any information that modifies information submitted in previous petitions must be clearly identified.

Section 182.406 Preliminary Review, Public Notice and Comments, and Consultation with Other States

The Agency's review of petitions for renewal shall be subject to the requirements of Sections 182.206, 182.302, and 182.304 of this Part.

Section 182.408 Criteria for Reviewing Petitions for Renewal

The Agency may renew an exemption, with or without conditions, if the manufacturer demonstrates that the criteria set forth in Section 182.306 of this Part continue to be satisfied.

Section 182.410 Final Agency Action

- a) The Agency shall grant or deny the requested exemption renewal within 90 days after the receipt of a complete petition for renewal.
- b) Renewals of exemptions shall be granted for a period of 5 years.
- c) Notice of the Agency's final action on a petition for renewal shall be given to the petitioner by certified mail, return receipt requested. If the Agency denies an exemption renewal, the notice shall include an explanation of the Agency's decision.
- d) If the Agency denies a requested exemption renewal or grants a requested exemption renewal with conditions, the petitioner may appeal the Agency's final decision by filing a petition for review with the Board in accordance with 35 Ill. Adm. Code 105. Petitions for review must be filed with the Board within 35 days after the date of service of the Agency's final decision. (See 35 Ill. Adm. Code 105.206.)

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NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: The Taking of Wild Turkeys – Spring Season
- 2) Code Citation: 17 Ill. Adm. Code 710
- 3)

<u>Section Numbers</u> :	<u>Proposed Action</u> :
710.10	Amendment
710.22	Amendment
710.30	Amendment
710.50	Amendment
710.70	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10 and 2.11 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10 and 2.11].
- 5) A Complete Description of the Subjects and Issues Involved: This Part is being amended to update season dates, remove language regarding issuance of free permits to bonafide members of limited liability companies (this language was erroneously added to this Part-the Department does not have statutory authority to issue free permits to bonafide members of limited liability companies for turkey hunting); remove language requiring that broadheads must be barbless, add language regarding the telephone and on-line check in systems, and update the lists of Department-owned or -managed sites and youth hunting sites.
- 6) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this rulemaking contain incorporations by reference? No
- 9) Are there any other proposed rulemakings pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rulemaking does not affect units of local government.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments on the proposed rulemaking may be submitted in writing for a period of 45 days following publication of this notice to:

Jack Price, Legal Counsel
Department of Natural Resources

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One Natural Resources Way
Springfield IL 62702-1271

217/782-1809

- 12) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: None
 - B) Reporting, bookkeeping or other procedures required for compliance: None
 - C) Types of professional skills necessary for compliance: None
- 13) Regulatory Agenda on which this rulemaking was summarized: July 2005

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

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TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
SUBCHAPTER b: FISH AND WILDLIFEPART 710
THE TAKING OF WILD TURKEYS – SPRING SEASON

Section

710.5	Hunting Zones
710.10	Hunting Seasons
710.20	Statewide Turkey Permit Requirements
710.21	Turkey Permit Requirements – Special Hunts (Renumbered)
710.22	Turkey Permit Requirements – Landowner/Tenant Permits
710.25	Turkey Permit Requirements – Special Hunts
710.28	Turkey Permit Requirements – Heritage Youth Turkey Hunt (Repealed)
710.30	Turkey Hunting Regulations
710.40	Other Regulations (Repealed)
710.50	Regulations at Various Department-Owned or -Managed Sites
710.55	Special Hunts for Disabled Hunters
710.60	Releasing or Stocking of Turkeys
710.70	Spring Youth Turkey Hunt

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10 and 2.11 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10 and 2.11].

SOURCE: Adopted at 4 Ill. Reg. 15, p. 153, effective April 1, 1980; codified at 5 Ill. Reg. 10643; amended at 6 Ill. Reg. 3852, effective March 31, 1982; amended at 7 Ill. Reg. 4208, effective March 25, 1983; amended at 8 Ill. Reg. 5663, effective April 16, 1984; amended at 9 Ill. Reg. 6200, effective April 24, 1985; amended at 10 Ill. Reg. 6848, effective April 4, 1986; amended at 11 Ill. Reg. 2267, effective January 20, 1987; amended at 12 Ill. Reg. 5342, effective March 8, 1988; amended at 13 Ill. Reg. 5090, effective April 4, 1989; amended at 14 Ill. Reg. 663, effective January 2, 1990; amended at 15 Ill. Reg. 4161, effective March 4, 1991; amended at 16 Ill. Reg. 1843, effective January 17, 1992; amended at 17 Ill. Reg. 3184, effective March 2, 1993; amended at 18 Ill. Reg. 1156, effective January 18, 1994; emergency amendment at 18 Ill. Reg. 3751, effective March 1, 1994, for a maximum of 150 days; emergency expired July 29, 1994; amended at 19 Ill. Reg. 2450, effective February 17, 1995; emergency amendment at 19 Ill. Reg. 5312, effective April 1, 1995, for a maximum of 150 days; emergency expired August 29, 1995; amended at 20 Ill. Reg. 777, effective December 29, 1995; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 21 Ill. Reg. 3125, effective March 3, 1997; amended at 22 Ill. Reg. 2192,

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effective January 2, 1998; amended at 22 Ill. Reg. 19568, effective October 23, 1998; amended at 23 Ill. Reg. 11956, effective September 21, 1999; amended at 24 Ill. Reg. 7984, effective May 24, 2000; amended at 24 Ill. Reg. 17778, effective November 27, 2000; amended at 25 Ill. Reg. 14176, effective October 22, 2001; amended at 26 Ill. Reg. 18028, effective December 6, 2002; amended at 27 Ill. Reg. 17075, effective October 22, 2003; amended at 29 Ill. Reg. 3935, effective February 24, 2005; amended at 29 Ill. Reg. _____, effective _____.

Section 710.10 Hunting Seasons

a) Northern Zone Season Dates:

- | | |
|-------------------------|--|
| 1 st Season: | <u>Monday, April 10-Friday, April 14, 2006</u>
Monday, April 11-Friday, April 15, 2005 |
| 2 nd Season: | <u>Saturday, April 15-Thursday, April 20, 2006</u>
Saturday, April 16-Thursday, April 21, 2005 |
| 3 rd Season: | <u>Friday, April 21-Wednesday, April 26, 2006</u>
Friday, April 22-Wednesday, April 27, 2005 |
| 4 th Season: | <u>Thursday, April 27-Wednesday May 3, 2006</u>
Thursday, April 28-Wednesday, May 4, 2005 |
| 5 th Season: | <u>Thursday, May 4-Thursday, May 11, 2006</u>
Thursday, May 5-Thursday, May 12, 2005 |

b) Southern Zone Season Dates:

- | | |
|-------------------------|--|
| 1 st Season: | <u>Monday, April 3-Friday, April 7, 2006</u>
Monday, April 4-Friday, April 8, 2005 |
| 2 nd Season: | <u>Saturday, April 8-Thursday, April 13, 2006</u>
Saturday, April 9-Thursday, April 14, 2005 |
| 3 rd Season: | <u>Friday, April 14-Wednesday, April 19, 2006</u>
Friday, April 15-Wednesday, April 20, 2005 |
| 4 th Season: | <u>Thursday, April 20-Wednesday, April 26, 2006</u>
Thursday, April 21-Wednesday, April 27, 2005 |

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5th Season: Thursday, April 27-Thursday, May 4, 2006
~~Thursday, April 28-Thursday, May 5, 2005~~

c) Open Counties:

NORTHERN ZONE

- Adams
- Boone
- Brown
- Bureau
- Calhoun
- Carroll
- Cass
- Champaign
- Christian
- Clark
- Coles
- Cumberland
- DeKalb
- DeWitt
- Edgar
- Fulton
- Greene
- Grundy
- Hancock
- Henderson
- Henry
- Iroquois
- Jersey
- Jo Daviess
- Kankakee
- Kendall
- Knox
- La Salle
- Lee
- Livingston
- Logan
- Macon
- Macoupin
- Marshall-Putnam

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Mason
McDonough
McHenry
McLean
Menard
Mercer
Montgomery
Morgan
Moultrie
Ogle
Peoria
Piatt
Pike
Rock Island
Sangamon
Schuyler
Scott
Shelby
Stark
Stephenson
Tazewell
Vermilion
Warren
Whiteside
Will
Winnebago
Woodford

SOUTHERN ZONE

Alexander
Bond
Clay
Clinton
Crawford
Edwards
Effingham
Fayette
Franklin
Hamilton
Gallatin-Hardin

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Jackson
Jasper
Jefferson
Johnson
Lawrence
Madison
Marion
Massac
Monroe
Perry
Pope
Pulaski
Randolph
Richland
Saline
St. Clair
Union
Wabash
Washington
Wayne
White
Williamson

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

Section 710.22 Turkey Permit Requirements – Landowner/Tenant Permits

- a) The "immediate family" is defined as the spouse, children, and parents permanently residing on the same property as the landowner or tenant.
- b) A tenant for the purpose of this Part is one who rents 40 acres or more land for commercial agricultural purposes under an agreement with a landowner. Commercial agriculture shall be defined as utilization of land for the raising of hay, grain crops or livestock for profit. A hunting rights lease, or other non-agricultural lease, is not valid for a landowner or tenant permit.
- c) Resident landowners who own 40 acres or more of land, and resident tenants renting or leasing 40 acres or more of commercial agricultural land, and members of their immediate family may apply for one free turkey permit for their property only in counties open for turkey hunting. Non-resident Illinois landowners of 40

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or more acres of land and members of their immediate family are eligible to receive a permit for their property only for a fee of \$37.50. All landowners/tenants who do not reside on the property must possess a valid hunting license.

- d) Landowners or tenants are not required to participate in the public drawing for permits. Landowner/tenant permits are valid for the entire 32 days encompassed by the 5 seasons, but allow the taking of only one wild turkey. This turkey hunting permit shall be valid on all lands the permit holder owns, leases, or rents in counties open for spring turkey hunting.
- e) Recipients of Landowner/Tenant permits to hunt their owned or leased property may apply for a second permit in the third lottery (the first working day after February 8), and a third permit in the Random Daily Drawing period that begins the first working day after March 8. Fees for these additional permits shall be \$15 for residents and the maximum fee as allowed by Section 2.11 of the Wildlife Code [520 ILCS 5/2.11] for nonresidents.
- f) Proof of ownership for all landowner or tenant applications must be provided by one of the following methods:
 - 1) Submittal of a copy of property deed;
 - 2) Submittal of a copy of contract for deed;
 - 3) Submittal of copy of most recent real estate tax statement upon which landowner's name appears;
 - 4) Submittal of a copy of a Farm Service Agency 156EZ form; or
 - 5) Submittal of a copy of trust agreement which must indicate that the trust owns at least 40 acres and the applicant is a current income beneficiary of the trust.
- g) If you are applying for a tenant permit, you are required to submit, in addition to the landowner certification and proof of ownership, a copy of one of the following:
 - 1) Submittal of a copy of a lease (not a hunting rights lease) or rental agreement, file stamped as recorded by the County Clerk, covering the

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current year; or

2) Submittal of a copy of a Farm Service Agency 156EZ form.

h) If the property is owned or rented by more than one person: Only one landowner (and his immediate family) or one tenant (and his immediate family) will be issued a permit for every 40 acres of owned or rented land. For example, if 3 persons own 90 acres, only 2 of the landowners and their immediate families may receive turkey permits.

i) Shareholder Landowner Permits

1) Bona fide equity shareholders of corporations ~~or bona fide equity members of limited liability companies~~ owning 40 or more acres of land in a county may apply for a free permit to hunt the corporation ~~or limited liability company~~ lands only. Only one permit per 40 acres, for a maximum number of 15 permits per county, shall be issued based on ownership of lands by corporations ~~or limited liability companies~~. Lands leased to corporations ~~or limited liability companies~~ shall not be considered as a basis for a free permit for the shareholders/~~members~~ of the lessee. Lands held in trust by corporations ~~or limited liability companies~~ shall not be considered as a basis for a free permit by the shareholders/~~members~~ of the trustee. If application is made for a free permit based upon lands owned by the corporation ~~or limited liability company~~, a duly authorized officer of the corporation ~~or limited liability company~~ must sign a notarized statement authorizing the applicant to hunt on the corporate ~~or company~~ lands for which a permit is being requested. This statement must identify the applicant as a bona fide equity shareholder ~~or member~~ as defined in this subsection (i), identify authorization to hunt and identify that no more than 15 authorizations will be requested per county for the corporation ~~or limited liability company~~ lands. This document must be attached to the application upon submittal to the Permit Office. This shareholder/~~member~~ turkey permit shall be free to eligible residents and the cost to eligible nonresidents shall be \$37.50.

2)4) Bona fide equity shareholder means an individual who:

A) purchased, for market price, publicly sold stock shares in a corporation; purchased shares of a privately-held corporation for a value equal to the percentage of the appraised value of the

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corporate assets represented by the ownership in the corporation;
or is a member of a closely-held family-owned corporation and has
purchased or been gifted with shares of stock in the corporation
accurately reflecting his or her percentage of ownership; and

- B) intends to retain the ownership of the shares of stock for at least 5 years.

2) ~~Bona fide equity member means an individual who:~~

- A) ~~became a member upon the formation of the limited liability company; or has purchased a distributional interest in a limited liability company for a value equal to the percentage of the appraised value of the limited liability company assets represented by the distributional interest in the limited liability company and subsequently becomes a member of the company pursuant to Article 30 of the Limited Liability Company Act [805 ILCS 180]; and~~

- B) ~~intends to retain the membership for at least 5 years.~~

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

Section 710.30 Turkey Hunting Regulations

It is unlawful:

- a) to use live or electronic turkey decoys, recorded calls, dogs, or bait (an area is considered as baited during the presence of and for 10 consecutive days following the removal of the bait);
- b) to take any wild turkey except a hen with a visible beard or a gobbler (male);
- c) to take, or attempt to take, more than three wild turkeys during the spring season, one must have a valid permit for each turkey that is taken;
- d) to use any weapon except a shotgun or bow and arrow. #4 shot is the largest and #7½ is the smallest size shot that may be legally used. Archers may use a long, recurved, or compound bow with a minimum pull of 40 pounds at some point within a 28-inch draw. Minimum arrow length is 20 inches and broadheads must

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be used. Broadheads may have fixed or expandable blades, but they must ~~be barbless and~~ have a minimum $\frac{7}{8}$ inch diameter when fully opened. Broadheads with fixed blades must be metal or flint-, chert-, or obsidian-knapped; broadheads with expandable blades must be metal. Any mechanical device capable of maintaining a drawn position or partially drawn position on a bow is illegal. All other bows and arrows, including electronic arrow tracking systems, are illegal;

- e) to hunt except from $\frac{1}{2}$ hour before sunrise to 1:00 p.m. during each day of the season;
- f) for any person having taken the legal limit of wild turkeys to further participate with a weapon in any hunting party for the purpose of taking additional wild turkeys;
- g) for any person to possess while in the field during wild turkey season any turkey permit issued to another person (permits are non-transferable);
- h) to transport or leave a wild turkey without first affixing the adhesive-backed turkey permit securely around the leg. Immediately upon kill and before the turkey is moved, transported or field dressed, the hunter must cut out the designated notch on the leg tag to invalidate it, and the tag must be affixed to the turkey. Successful hunters must register their harvest by 3:00 p.m. on the same calendar day as the turkey was taken by calling the toll-free telephone [check-in system at 1-866-ILCHECK](tel:1-866-ILCHECK) or by [accessing the on-line check-in system at http://dnr.state.il.us/vcheck](http://dnr.state.il.us/vcheck) ~~number provided with their turkey hunting permit~~. Hunters must provide all information requested by the ~~telephone~~ check-in system, and will be provided with a confirmation number to verify that they checked in their harvest. The confirmation number must be written by the hunter on the leg tag. The leg tag must remain attached to the leg of the turkey until it is at the legal residence of the person who legally took or possessed the turkey and the turkey has been checked in. The turkey must remain whole (or field dressed) until it has been checked in;
- i) for any person to shoot a wild turkey while it is in a tree before 7:00 a.m.;
- j) for any person to hunt wild turkeys without possessing a Wild Turkey Hunting Permit which shall include the hunter's signature recorded on the permit and carried on the person while hunting, except that a person without a weapon may accompany a turkey hunter as a caller or observer;

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- k) for any person to use a turkey call that imitates sounds made by a turkey or to attempt to call a turkey by making these sounds while in the field in the Southern Zone from March 15 through the day before the 1st turkey season and in the Northern Zone from March 22 through the day before the 1st turkey season. This prohibition only applies in counties open to spring turkey hunting. This prohibition does not apply to participants in the Youth Turkey Hunt with a valid permit, or their accompanying adult, during that season as prescribed by Section 710.70.

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

Section 710.50 Regulations at Various Department-Owned or -Managed Sites

- a) Hunters who intend to hunt Department sites and who have a physical disability that requires special accommodations must contact the site superintendent at least 10 days before the date they wish to hunt. The site superintendent shall make reasonable accommodations necessary to allow the disabled person to participate in the hunting experience at the site. Disabled hunters who require an aide or assistant with them during the hunt are responsible for providing the aide or assistant and notifying the site superintendent that an assistant will be present, and whether the assistant will also be hunting.
- b) Hunters must sign in/sign out at all sites in subsections (c) and (d) which are followed by a (1).
- c) Statewide regulations shall apply for the following sites:
- Anderson Lake Conservation Area (1)
 - Argyle Lake State Park (1)
 - Cache River State Natural Area (1)
 - Campbell Pond Wildlife Management Area
 - Carlyle Lake Wildlife Management Area
 - Cypress Pond State Natural Area (1)
 - Deer Pond State Natural Area (1)

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Devil's Island State Fish and Wildlife Area

Dog Island Wildlife Management Area (1)

Ferne Clyffe State Park – Cedar Draper Bluff Hunting Area (1)

Fort de Chartres State Historic Site (muzzleloading shotgun or archery only) (1)

Franklin Creek State Park (1)

Giant City State Park (1)

Horseshoe Lake Conservation Area – Alexander County (controlled goose hunting area and public hunting area only) (1)

I-24 Wildlife Management Area (1)

Jubilee State Park (archery only) (1)

Kaskaskia River State Fish and Wildlife Area (except for that area lying north of Highway 154, east of the Kaskaskia River, and south of the Risdon School Road and Beck's Landing access road; a handicapped hunter with a P-2 handicapped certification, accompanied by a non-hunting attendant, may hunt at the site's designated handicapped hunting spot within this closed area. The hunting spot will be allocated on a first come-first served basis or via a drawing, if needed, held at the site office) (1)

Kinkaid Lake Fish and Wildlife Area (1)

Mark Twain National Wildlife Refuge, Gardner Division

Mississippi River Fish and Wildlife Area (Pools 25 and 26)

Mississippi River Pools 16, 17, 18, 21, 22, and 24

Nauvoo State Park (Max Rowe Unit only)

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Oakford Conservation Area

Pere Marquette State Park (designated area only) (1)

Ray Norbut Fish and Wildlife Area (1)

Rend Lake Project Lands and Waters except Wayne Fitzgerald State Park

Saline County Fish and Wildlife Area (1)

Sanganois Conservation Area (site issued free permit required)

Sielbeck Forest State Natural Area (1)

Trail of Tears State Forest (1)

Turkey Bluffs State Fish and Wildlife Area (1)

Union County Conservation Area – Firing Line Unit and Public Hunting Area only (1)

Weinberg-King State Park (1)

Weinberg-King State Park (Cecil White Unit)

Weinberg-King State Park (~~Spunky Bottoms~~ ~~Markert~~ Unit)

Wildcat Hollow State Forest (1)

- d) Statewide regulations shall apply except that all hunting is allowed by site-specific permit only. The Department of Natural Resources allocates permits for these areas through the lottery process set forth in Section 710.20. This permit is only valid for the specific site and season indicated on the permit.

Apple River Canyon State Park – Thompson and Salem Units (1)

Beaver Dam State Park

Big Bend State Fish and Wildlife Area (1)

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- Big River State Forest (1)
- Castle Rock State Park (1)
- Clinton Lake State Recreation Area
- Coffeen Lake State Fish and Wildlife Area
- Crawford County Conservation Area
- Dixon Springs State Park (youth ages 10-15 only) (1)
- Falling Down Prairie State Natural Area (1)
- Ferne Clyffe Hunting Area (1)
- Fort Massac State Park (Youth Ages 10-15 only) (1)
- Fox Ridge State Park (1)
- Green River State Wildlife Area (1)
- Hamilton County Conservation Area
- Hanover Bluff State Natural Area (1)
- Harry "Babe" Woodyard State Natural Area (1)
- Hidden Springs State Forest (first 2 seasons only) (1)
- Horseshoe Lake State Park (Madison County)
- Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein,
Chouteau Island Units
- Hurricane Creek Habitat Area (must have Fox Ridge State Park permit)
(1)
- Iroquois County State Wildlife Area

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Jim Edgar Panther Creek State Fish and Wildlife Area

~~Jim Edgar Panther Creek State Fish and Wildlife Area (West Open Unit)~~

Johnson-Sauk Trail State Park (1)

Kankakee River State Park (hunting hours are from one-half hour before sunrise until 12:00 noon) (1)

Kickapoo State Park (1)

Kishwaukee River State Fish and Wildlife Area

Lowden Miller State Forest (1)

Mackinaw River Fish and Wildlife Area (1)

Marseilles Fish and Wildlife Area (site is open to hunting Monday through Thursday only; hunting hours are from one-half hour before sunrise until 8:30 a.m.; if space is available after site permit holders have checked in or if there have been no site specific permits issued, La Salle County permit holders who have an unfilled permit for the current season may be allowed on the site to hunt; if more La Salle County permit holders want to hunt than there are vacancies, a daily drawing at the site hunter check station will be held to determine who may enter the site to hunt) (1)

Marshall Fish and Wildlife Area (1)

Matthiessen State Park (South of Vermilion River Area) (1)

Meeker State Habitat Area

Mermet Lake State Fish and Wildlife Area (1)

Middlefork State Fish and Wildlife Management Area (1)

Mississippi Palisades State Park (closed during the fifth season) (1)

Momence Wetlands (1)

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Moraine View State Park (no hunting on weekends during 4th and 5th season) (1)

Newton Lake Fish and Wildlife Area

Pere Marquette State Park (Piasa, Quotoga, Potawatomi Camp Areas) (no hunting allowed on weekends)

Pyramid State Park (1)

Pyramid State Park – East Conant Unit

Ramsey Lake State Park (1)

Randolph County Conservation Area (a handicapped hunter with a P-2 handicapped certification, accompanied by a non-hunting attendant, wanting to hunt at one of the site's two designated handicapped hunting spots is not required to have a site-specific permit. These hunting spots will be allocated on a first come-first served basis or via a drawing, if needed, held at the site office) (1)

Red Hills State Park

Red Hills State Park/Chauncey Marsh

Sahara Woods (1)

Sam Dale Lake Conservation Area (1)

Sam Parr State Park

Sand Ridge State Forest

Sandy Ford State Natural Area

Sangamon County Conservation Area

Sanganois Conservation Area (Squirrel Timber Unit) (1)

Sangchris Lake State Park

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Siloam Springs State Park (1)

Siloam Springs State Park (Buckhorn Unit) (1)

Spoon River State Forest (1)

Stephen A. Forbes State Park (1)

Tapley Woods State Natural Area (1)

Ten Mile Creek Fish and Wildlife Area

Washington County Conservation Area (hunting hours are from ½ hour before sunrise until 12:00 noon) (1)

Weinberg-King State Park (Scripps Unit) (1)

Weldon Springs State Park – Piatt County Unit

Witkowsky State Wildlife Area (1)

Wolf Creek State Park (first 2 seasons only) (1)

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

Section 710.70 Spring Youth Turkey Hunt

- a) Hunting Dates
 - 1) Northern Zone: the Saturday and Sunday beginning 9 days prior to the opening date of the Northern Zone first spring turkey hunting season.
 - 2) Southern Zone: the Saturday and Sunday beginning 9 days prior to the opening date of the Southern Zone first spring turkey hunting season.
- b) Open Counties: All counties listed in Section 710.10 are open to Spring Youth Turkey Hunting.

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- c) Eligibility: The Spring Youth Turkey Hunt is open only to Illinois residents under the age of 16 on the beginning date of the designated youth hunting days. All participating youths must have completed a Department-approved Hunter Education course.
- d) Permit Requirements – Spring Youth Turkey Hunt
- 1) All youth hunters must have a current, valid Youth Turkey Hunt Permit (\$10). For permit application and other information write to:

Illinois Department of Natural Resources
Youth Turkey Hunt
One Natural Resources Way
P.O. Box 19227
Springfield IL 62794-9227
 - 2) Each applicant must enclose a separate fee (check or money order) payable to the Department of Natural Resources or the application will be returned. Applicants should not send cash with their applications. The Department will not be responsible for cash sent through the mail.
 - 3) Each applicant must complete the official Department Youth Wild Turkey Permit application.
 - 4) Applications will be accepted through the second Monday in February.
 - 5) The applicants must not have had their hunting privileges suspended or revoked in this State or any other state.
 - 6) If more than one application for an Illinois Youth Turkey Hunt Permit is received from the same person, all applications submitted in that name will be rejected and permits revoked.
 - 7) A \$3 service fee will be charged for replacement permits issued by the Department.
 - 8) The Youth Turkey Hunt Permit shall be valid only for the dates and counties listed on the permit. Each youth must also possess a valid Illinois hunting license and Habitat Stamp prior to hunting, unless exempt. Hunting without a permit is a Class B misdemeanor [520 ILCS 5/2.9].

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- 9) A permit issued for the Youth Turkey Hunt will count toward the maximum number of permits (Section 710.20(j)) an individual can receive for the Spring Wild Turkey Season .
- e) Youth Turkey Hunting Regulations
- 1) Each Illinois Youth Turkey Hunt Permit holder is required to be accompanied afield by a parent/guardian or responsible adult who possesses a valid Firearm Owners Identification (FOID) Card. The accompanying adult must be present for the permit holder (youth) to hunt. The adult and/or adult caller is not allowed to hunt, but may accompany the youth hunter as a caller or observer. The supervising adult shall be criminally liable for the actions of the youth in the hunting party and shall be subject to the criminal penalties provided by law.
- 2) All regulations prescribed by Section 710.30 of this Part apply during the Youth Turkey Hunt.
- f) The following sites will be open to holders of a valid Youth Turkey Hunt Permit for the county in which the site is located. Persons wishing to hunt one of the listed sites should contact that site prior to hunting for information about site regulations and restrictions.

Anderson Lake Fish and Wildlife Area

Apple River Canyon State Park – Thompson and Salem Units (1)

Argyle Lake State Park

Big Bend Fish and Wildlife Area (Whiteside County)

Big River State Forest

Cache River State Natural Area

Castle Rock State Park

Crab Orchard National Wildlife Refuge (Closed and Open Units)

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Crawford County Conservation Area

Cypress Pond State Natural Area

Deer Pond State Natural Area

Falling Down Prairie State Natural Area (1)

Ferne Clyffe State Park

Ferne Clyffe State Park – Cedar Draper State Habitat Area

Giant City State Park

Green River State Wildlife Area

Hanover Bluff State Natural Area (1)

Horseshoe Lake Conservation Area – Alexander County

I-24 Wildlife Management Area

~~Jim Edgar Panther Creek State Fish and Wildlife Area~~

~~Jim Edgar Panther Creek State Fish and Wildlife Area (West Open Unit)~~

Kankakee River State Park

Kaskaskia River State Fish and Wildlife Area

Kinkaid Lake State Fish and Wildlife Area

Mackinaw River State Fish and Wildlife Area (1)

Mermet Lake State Fish and Wildlife Area

Moraine View State Park (free site permit required)

Mississippi River Area Pools 21, 22, 24, 25 and 26

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Momence Wetlands

Nauvoo State Park (Max Rowe Unit Only)

Newton Lake State Fish and Wildlife Area

Pere Marquette State Park (open area south of Graham Hollow Road only)
(1)

Pyramid State Park

Pyramid State Park – East Conant Unit

Ray Norbut Fish and Wildlife Area

Rend Lake Corps of Engineers-managed land in Jefferson and
Franklin Counties

Rend Lake State Fish and Wildlife Area

Sam Parr State Park

~~Sangehris Lake State Park~~

Sielbeck Forest State Natural Area

Siloam Springs State Park

Siloam Springs State Park (Buckhorn Unit)

~~Spoon River State Forest~~

~~Snake Den Hollow State Fish and Wildlife Area (Ives Unit)~~

Trail of Tears State Forest

~~Ten Mile Creek State Fish and Wildlife Area~~

Turkey Bluffs State Fish and Wildlife Area

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Union County Conservation Area

Weinberg-King State Park

Weinberg-King State Park (Cecil White Unit)

Weinberg-King State Park (Markert Unit)

Weinberg-King State Park (Scripps Unit)

Witkowsky State Wildlife Area (1)

g) Statewide regulations shall apply except that all hunting is allowed by site-specific permit only. The Department of Natural Resources allocates permits for these areas through the lottery process set forth in Section 710.70(d). This permit is only valid for the specific site and season indicated on the permit.

Jim Edgar Panther Creek State Fish and Wildlife Area

Sangchris Lake State Park

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

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NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Americans with Disabilities Act Grievance Procedure
- 2) Code Citation: 4 Ill. Adm. Code 1700
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
1700.10	New Section
1700.20	New Section
1700.30	New Section
1700.40	New Section
1700.50	New Section
1700.60	New Section
1700.70	New Section
- 4) Statutory Authority: Implementing the Americans With Disabilities Act of 1990 (42 USC 12101 et seq.) and authorized by Section 2 of the Illinois Public Health Act [20 ILCS 2305/2].
- 5) A Complete Description of the Subjects and Issues Involved: The Department of Public Health is proposing these rules to implement 28 CFR 35.107, which requires all agencies of State government employing at least 50 persons to publish rules governing the grievance procedure under the Americans With Disabilities Act (ADA). Illinois State agencies are adopting similar rules based on a common model. The rules include procedures for filing a grievance; designation of a Coordinator for the agency, who will investigate grievances and make efforts to resolve them; and a final level of review for grievances not resolved at the Designated Coordinator Level. Grievances will be resolved on a case-by-case basis that does not establish a precedent on which other complainants should rely.
- 6) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this rulemaking contain incorporations by reference? No
- 9) Are there any other proposed rulemakings pending on this Part? No
- 10) Statement of Statewide Policy Objectives: The proposed rules do not create or expand a State Mandate.
- 11) Time, Place and Manner in which interested persons may comment on this

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proposed rulemaking: Interested parties may submit comments in writing within 45 days after publication to:

Susan Meister
Administrative Rules Coordinator
Division of Legal Services
Illinois Department of Public Health
535 W. Jefferson St., 5th Floor
Springfield, Illinois 62761

217/782-2043
e-mail: rules@idph.state.il.us

- 12) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: None
 - B) Reporting, bookkeeping or other procedures required for compliance: None
 - C) Types of professional skills necessary for compliance: None
- 13) Regulatory Agenda on which this rulemaking was summarized: This rulemaking was not included on either of the 2 most recent regulatory agendas because: This rulemaking was not anticipated.

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

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NOTICE OF PROPOSED RULES

TITLE 4: DISCRIMINATION PROCEDURES
CHAPTER LX: DEPARTMENT OF PUBLIC HEALTH

PART 1700
AMERICANS WITH DISABILITIES ACT GRIEVANCE PROCEDURE

Section	
1625.10	Purposes
1625.20	Definitions
1625.30	Procedure
1625.40	Designated Coordinator Level
1625.50	Final Level
1625.60	Accessibility
1625.70	Case-By-Case Resolution

AUTHORITY: Implementing the Americans With Disabilities Act of 1990 (42 USC 12101 et seq.) and authorized by Section 2 of the Department of Public Health Act [20 ILCS 2305/2].

SOURCE: Adopted at 29 Ill. Reg. _____, effective _____.

Section 1625.10 Purposes

- a) This grievance procedure is established pursuant to the Americans With Disabilities Act of 1990 (42 USC 12101 et seq.) (ADA) and specifically Section 35.107 of the Title II regulations, 28 CFR 35, requiring that a grievance procedure be established to resolve grievances asserted by qualified individuals with disabilities. Should any individual desire to review the ADA or its regulations to understand the rights, privileges and remedies afforded by it, please contact the Designated Coordinator.
- b) In general, the ADA requires that each program, service and activity offered by the Department of Public Health, when viewed in its entirety, be readily accessible to and usable by qualified individuals with disabilities.
- c) It is the intention of the Department to foster open communication with all individuals requesting readily accessible programs, services and activities. The Department encourages supervisors of programs, services and activities to respond to requests for modifications before they become grievances.

Section 1625.20 Definitions

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"Act" or "ADA" means the Americans With Disabilities Act of 1990 (42 USC 12101 et seq.).

"Complainant" is an individual with a disability who files a Grievance Form provided by the Department of Public Health under this procedure.

"Designated Coordinator" is the person appointed by the Department who is responsible for the coordination of efforts of the Department to comply with and carry out its responsibilities under Title II of the ADA, including investigation of grievances filed by complainants. The Designated Coordinator may be contacted at 535 West Jefferson Street, Springfield IL 62761. (See 28 CFR 35.107.)

"Director" means the Director of the Department of Public Health.

"Disabilities" shall have the same meaning as set forth in the Americans With Disabilities Act.

"Grievance" is any complaint under the ADA that is reduced to writing by an individual with a disability who meets the essential eligibility requirements for participation in or receipt of the benefits of a program, activity or service offered by the Department of Public Health and believes he or she has been excluded from participation in, or denied the benefits of, any program, service or activity of the Department or has been subject to discrimination by the Department.

"Grievance Form" is prescribed for the purpose of filing a grievance under this Part and includes information such as name, address, phone number, nature of the grievance, with specificity, including date of incident, time, place and witnesses if applicable.

"Qualified individual with a disability" means an individual with a disability who, with or without reasonable modifications to rules, policies, or practices, the removal of architectural, communication, or transportation barriers, or the provision of auxiliary aids and services, meets the essential eligibility requirements for the receipt of services or the participation in programs or activities provided by the Department.

Section 1625.30 Procedure

- a) Grievances must be submitted in accordance with procedures established in

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Sections 1625.40 and 1625.50 of this Part. It is mutually desirable and beneficial that grievances be satisfactorily resolved in a prompt manner. Time limits established in this procedure are in calendar days, unless otherwise stated, and may be extended by mutual agreement, in writing, by the complainant and the reviewer, at the Designated Coordinator and/or the Final Levels described in Section 1625.50.

- b) A complainant's failure to submit a grievance, or to submit or appeal it to the next level of procedure within the specified time limits, shall mean that the complainant has withdrawn the grievance or has accepted the last response from the Department of Public Health given in the grievance procedure.
- c) The Department shall, upon being informed of individual's desire to file a formal grievance, instruct the individual how to receive a copy of this procedure and the Grievance Form.

Section 1625.40 Designated Coordinator Level

- a) If an individual desires to file a grievance, the individual shall promptly, but no later than 180 days after the alleged discrimination, submit the grievance to the Designated Coordinator in writing on the Grievance Form prescribed for that purpose. The Grievance Form must be completed in full in order to receive proper consideration by the Designated Coordinator.
- b) Upon request, assistance in completing the Grievance Form shall be provided by the Department of Public Health.
- c) The Designated Coordinator, or his/her representative, shall investigate the grievance and, if the grievance is found to be valid, shall make reasonable efforts to resolve it. The Designated Coordinator shall provide a written response to the complainant and Director within 15 business days after receipt of the Grievance Form.

Section 1625.50 Final Level

- a) If the grievance is not resolved at the Designated Coordinator Level to the satisfaction of the complainant, the complainant may submit a copy of the Grievance Form and Designated Coordinator's response to the Director for final review. The complainant shall submit these documents to the Director, together with a short written statement explaining the reasons for dissatisfaction with the

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Designated Coordinator's written response, within 15 business days after receipt by the complainant of the Designated Coordinator's response.

- b) Within 15 business days, the Director shall appoint a three-member panel to review the grievance at the Final Level. One member shall be designated chairman. The panel shall schedule a review of the grievance, which shall commence no later than 15 business days after the last member of the panel is appointed.
- c) Complainant shall be afforded an opportunity to appear before the panel. Complainant shall have a right to appoint a representative to appear on his or her behalf. The panel shall review the Designated Coordinator's written response and may conduct interviews and seek advice as it deems appropriate.
- d) Upon agreement of at least two of the panel members, but not later than 15 business days after the review described in subsection (b), the panel shall make recommendations in writing to the Director as to the proper resolution of the grievance. All recommendations shall include reasons for such recommendations and shall bear the signatures of the concurring panel members. A dissenting member of the panel may make a recommendation to the Director in writing and shall sign the recommendation.
- e) Within 15 business days after receipt of recommendations from a panel, the Director or designee shall approve, disapprove or modify the panel recommendations; shall render a decision on those recommendations in writing; shall state the basis for his or decision; and shall cause a copy of the decision to be served on the parties. The Director's decision shall be final. If the Director disapproves or modifies the panel's recommendations, the Director may include written reasons for such disapproval or modification.
- f) The Grievance Form, the Designated Coordinator's response, the statement of the reasons for dissatisfaction, the recommendations of the panel, and the decision of the Director shall be maintained in accordance with the State Records Act [5 ILCS 160] or as otherwise required by law.

Section 1625.60 Accessibility

The Department of Public Health shall ensure that all stages of the grievance procedure are readily accessible to and usable by individuals with disabilities.

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Section 1625.70 Case-By-Case Resolution

Each grievance involves a unique set of factors that includes but is not limited to: the specific nature of the disability; the essential eligibility requirements, the benefits to be derived, and the nature of the service, program or activity at issue; the health and safety of others; and whether an accommodation would constitute a fundamental alteration to the program, service or activity or undue hardship on the Department of Public Health. Accordingly, termination of a grievance at any level, whether through the granting of relief or otherwise, shall not constitute a precedent on which any other complainants should rely.

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NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Visa Waiver Program for International Medical Graduates
- 2) Code Citation: 77 Ill. Adm. Code 591
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
591.120	Amendment
591.130	Amendment
- 4) Statutory Authority: Immigration and Nationality Act (8 USC 1182-1184)
Public Law No. 108-441
- 5) A Complete Description of the Subjects and Issues Involved: Part 591 regulates the Visa Waiver Program for International Medical Graduates. This rulemaking expands the eligible areas in which an international medical graduate may practice. Congress enacted and the President signed into law on December 3, 2004, legislation that allows state health departments to request up to five visa waivers for foreign medical graduates who agree to practice in the state for a minimum period of three years at a facility that cares for patients who are residents of underserved areas or members of an underserved population group. Prior to this new law, the international medical graduates were required to practice at facilities located in the underserved area. The new law only affects up to five of the 30 visa waiver applications that a state health department may forward annually to the U.S. Department of State.

The economic effect of this proposed rulemaking is unknown. Therefore, the Department requests any information that would assist in calculating this effect.

The Department anticipates adoption of this rulemaking approximately six to nine months after publication of the notice in the *Illinois Register*.

- 6) Will this rulemaking replace any emergency rulemaking currently in effect? Yes
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this rulemaking contain incorporations by reference? No
- 9) Are there any other proposed rulemakings pending on this Part? No
- 10) Statement of Statewide Policy Objective: This rulemaking does not create or expand a State mandate.

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- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this rulemaking within 45 days after this issue of the *Illinois Register* to:

Susan Meister
Division of Legal Services
Illinois Department of Public Health
535 West Jefferson, Fifth Floor
Springfield, Illinois 62761

217-782-2043
e-mail: rules@idph.state.il.us

- 12) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: health care professionals and facilities
 - B) Reporting, bookkeeping or other procedures required for compliance: None
 - C) Types of professional skills necessary for compliance: None
- 13) Regulatory Agenda on which this rulemaking was summarized: This rulemaking does not appear on either of the two recent regulatory agendas because: the need for the rulemaking was not apparent when the Regulatory Agendas were developed.

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

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NOTICE OF PROPOSED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER j: PROCESSING J-1 VISA WAIVERS FOR INTERNATIONAL
MEDICAL GRADUATES

PART 591
VISA WAIVER PROGRAM FOR INTERNATIONAL MEDICAL GRADUATES

SUBPART A: GENERAL PROVISIONS

Section	
591.10	Applicability
591.20	Definitions
591.30	Incorporated or Referenced Materials
591.40	Administrative Hearings

SUBPART B: PROCEDURES FOR J-1 VISA WAIVER REQUESTS

Section	
591.100	Participation Eligibility of Physicians and Facilities
591.110	Application Submission Timeframes
591.120	Application Materials and Processing
591.130	Selection Process
591.140	Terms of Performance

AUTHORITY: Authorized by and implementing Sections 212(e) and 214(l) of the Immigration and Nationality Act (8 USC 1182(e) and 1184(l)), and 22 CFR 62, Exchange Visitor Program.

SOURCE: Adopted at 22 Ill. Reg. 14485, effective July 24, 1998; amended at 24 Ill. Reg. 7551, effective May 15, 2000; emergency amendment at 27 Ill. Reg. 2277, effective January 22, 2003, for a maximum of 150 days; emergency expired June 20, 2003; amended at 27 Ill. Reg. 10281, effective June 30, 2003; emergency amendment at 28 Ill. Reg. 6641, effective April 15, 2004, for a maximum of 150 days; emergency expired September 11, 2004; amended at 29 Ill. Reg. 3327, effective February 16, 2005; emergency amendment at 29 Ill. Reg. 7825, effective May 10, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. _____, effective _____.

SUBPART B: PROCEDURES FOR J-1 VISA WAIVER REQUESTS

Section 591.120 Application Materials and Processing

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- a) Application materials are available from, and should be returned to, the following address:

J-1 Visa Waiver Program
Illinois Department of Public Health
Center for Rural Health
535 West Jefferson Street
Springfield, Illinois 62761

- b) The application materials to be prepared by or on behalf of the international medical graduate seeking the waiver of the two-year home-country residency requirement shall include the following items:
- 1) statement from the administrator or director of the health care facility or agency that will be employing the international medical graduate describing prior recruitment difficulties experienced by the facility, the expected practice arrangement for the international medical graduate, and the impact on the facility and the patients it serves if the home country residency requirement is not waived;
 - 2) copy of a minimum three-year employment contract between the international medical graduate and a health care facility. The contract shall include the name and address of the facility, the specific geographic area or areas in which the international medical graduate will practice, and a statement that the physician will practice full-time (40 hours) in the HPSA, HPSAs, or MUA/P identified in the contract; or, if the facility is not located in a HPSA or MUA/P, documentation that at least 51% of the participating physician's patients come from a HPSA or MUA/P;
 - 3) statement from the employing health care facility or agency that the salary or other form of financial support offered to the international medical graduate is at a level equivalent to that offered to all other physicians with equivalent skills and experience recruited by the health care facility;
 - 4) letter of support from a hospital chief of staff verifying that hospital admitting privileges will be granted to the international medical graduate, and if not, how admissions of the international medical graduate's patients will be arranged;
 - 5) letter of support for the visa requirements waiver from at least one local

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organization or agency such as the chamber of commerce, local health department, or other community-based organization;

- 6) copy of the applicant's Illinois medical license or application for an Illinois medical license;
 - 7) completed United States Information Agency Data Sheet;
 - 8) copy of international medical graduate's curriculum vitae;
 - 9) copy of the IAP-66 (Certificate for Exchange Visitor J-1 Status) for each year international medical graduate was in J-1 status;
 - 10) completed and notarized Certification Statement A signed by the international medical graduate agreeing to the contractual requirements set forth in Section 214(l)(1)(B) and (C) of the Immigration and Nationality Act;
 - 11) completed and notarized Certification Statement B describing international medical graduate's obligation to his/her home country;
 - 12) completed and notarized Certification Statement C in which international medical graduate states that his or her medical license has never been suspended or revoked and that he or she is not subject to any criminal investigation or proceedings by any medical licensing authority;
 - 13) completed and notarized Certification Statement D regarding accuracy of application materials; and
 - 14) completed and notarized Certification Statement E regarding specialty status.
- c) Upon receipt of the application materials, Center for Rural Health staff will verify completeness and accuracy of the application. One written request to the applicant, or the facility or legal agency acting on behalf of the international medical graduate, will ask for any materials not included in the application. If the requested materials are not received within one month after the date of the written request, the application will be returned to the applicant.

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

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Section 591.130 Selection Process

- a) In the first and second calendar quarters of the federal fiscal year, a maximum of two Visa Waiver applications will be approved per facility requesting J-1 Visa Waivers for international medical graduates. In subsequent calendar quarters, facilities that have already had two waivers approved may apply for additional waivers; however, selection priority will be given to applications from facilities that have not previously had waivers approved.
- b) The following selection criteria will apply to primary care physicians and psychiatrists:
 - 1) Selection preference will be given to the Visa Waiver application for the international medical graduate whose position represents the largest proportion of primary care or psychiatrist vacancies at the facility offering employment to the physician.
 - 2) Selection preference will be given to applications received from HPSAs having the greatest unmet need for primary care physicians. Unmet need is the number of primary care physician full-time-equivalents needed to cause the HPSA to no longer meet the threshold ratio for HPSA designation.
- c) The following selection criteria will apply to physicians in specialties other than primary care and psychiatry:
 - 1) Selection preference will be given to applicants who can demonstrate the greatest shortage of their specialty in the underserved area or for the underserved population group they propose to serve.
 - 2) Selection preference will be given to applicants who can demonstrate the longer waiting time for an appointment with a physician of the same specialty in the underserved area or for the underserved population group they propose to serve.
- d) The following selection allocations will be used in processing waiver applications:

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- 1) In the first and second calendar quarters of the federal fiscal year, 6 waivers will be reserved for psychiatrists who will serve in rural facilities; 12 of the remaining 24 waivers will be reserved for primary care physicians; 12 waivers will be available to physicians in other specialties. The Department will reserve 50% of the waivers allocated to primary care physicians ~~and 50% of the waivers allocated to physicians in other specialties~~ for physicians who will serve in rural areas. The Department may grant up to 5 waivers to physicians in other than primary care specialties who will practice at medical facilities that can document that at least 51% of the participating physician's patients come from a HPSA or MUA/P. ~~the balance of the waivers will be used for urban locations.~~
- 2) In the third and fourth quarters of the federal fiscal year, remaining waivers may be used for primary care, psychiatrist and other specialty waiver applicants, both rural and urban.

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

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NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Assessment for Determining Eligibility and Rehabilitation Needs
- 2) Code Citation: 89 Ill. Adm. Code 553
- 3) Section Numbers: Adopted Action:
553.20 Amendment
553.140 Amendment
- 4) Statutory Authority: Implementing and authorized by Section 3 of the Disabled Persons Rehabilitation Act [20 ILCS 2405/3].
- 5) Effective date of amendments: August 8, 2005
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these amendments contain incorporations by reference? No
- 8) A copy of the adopted amendments, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Notice of proposal published in the Illinois Register: February 14, 2005; 29 Ill. Reg. 2142
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version: In Section 553.140(b), added "," after "Otherwise".
In Section 553.140(c), added "," after services.
In Section 553.140(d), added "," after services.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any amendments pending on this Part? Yes

<u>Section Number</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
553.35	Amendment	29 Ill. Reg. 8496

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- 15) Summary and purpose of amendment: This rulemaking will revise the criteria for order of selection to serve individuals with the most significant disabilities first.

- 16) Information and questions regarding these adopted amendments shall be directed to:
Tracie Drew, Chief
Bureau of Administrative Rules and Procedures
Department of Human Services
100 South Grand Avenue East
Harris Building, 3rd Floor
Springfield, Illinois 62762

(217) 785-9772

- 17) Does this amendment require the preview of the Procurement Policy Board as specified in Section 5-25 of the Illinois Procurement Code [30 ILCS 50/5-25]? No

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

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF HUMAN SERVICES
SUBCHAPTER b: VOCATIONAL REHABILITATIONPART 553
ASSESSMENT FOR DETERMINING ELIGIBILITY AND
REHABILITATION NEEDS

Section

553.10	General Applicability (Repealed)
553.20	Basis for Eligibility
553.25	Disability Documentation
553.30	Presumption of Benefit from Vocational Rehabilitation Services
553.31	Trial Work Experiences
553.32	Outcome of Trial Work Experiences
553.35	Services to Non-United States Citizens
553.40	Eligibility Determination Time Frames
553.50	Eligibility Determination
553.60	Documentation of Eligibility Factors/Preliminary Assessment (Repealed)
553.70	Certification of Eligibility (Repealed)
553.75	Trial Work (Repealed)
553.76	Outcome of Trial Work (Repealed)
553.80	Extended Evaluation (Repealed)
553.90	Outcome of Extended Evaluation (Repealed)
553.100	Assessment
553.105	Assistance in Attaining Necessary Financial Support (Repealed)
553.110	Outcome of the Assessment of Rehabilitation Needs (Repealed)
553.120	Change in Eligibility Status (Repealed)
553.130	Order of Selection
553.140	Criteria for <u>Most</u> Significant Disability and <u>VeryMost</u> Significant Disability <u>and</u> <u>Significant Disability</u>
553.150	Determination of Serious Limitation to Functional Capacities

AUTHORITY: Implementing and authorized by Section 3 of the Disabled Persons Rehabilitation Act [20 ILCS 2405/3].

SOURCE: Emergency rules adopted at 17 Ill. Reg. 11657, effective July 1, 1993, for a maximum of 150 days; adopted at 17 Ill. Reg. 20346, effective November 15, 1993; amended at 19 Ill. Reg. 1834, effective February 6, 1995; amended at 19 Ill. Reg. 10149, effective June 29, 1995; amended at 19 Ill. Reg. 15730, effective November 7, 1995; emergency amendment at 20

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Ill. Reg. 10385, effective July 19, 1996, for a maximum of 150 days; emergency expired on December 15, 1996; emergency amendment at 20 Ill. Reg. 11974, effective August 16, 1996, for a maximum of 150 days; emergency expired on January 13, 1997; amended at 21 Ill. Reg. 1386, effective January 17, 1997; amended at 21 Ill. Reg. 2669, effective February 10, 1997; recodified from the Department of Rehabilitation Services to the Department of Human Services at 21 Ill. Reg. 9325; amended at 23 Ill. Reg. 1368, effective January 14, 1999; emergency amendment at 23 Ill. Reg. 6544, effective May 17, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 12440, effective September 28, 1999; amended at 23 Ill. Reg. 13222, effective October 18, 1999; amended at 25 Ill. Reg. 11842, effective August 31, 2001; amended at 29 Ill. Reg. 12845, effective August 8, 2005.

Section 553.20 Basis for Eligibility

An individual shall be eligible to receive services through the VR Program if he/she:

- a) is an individual who has a disability as determined pursuant to Title II and Title XVI of the Social Security Act (42 USC 401 et seq. and 1381 et seq.) and desires to achieve an employment outcome; or
- b) is an individual who meets all of the following:
 - 1) is determined by qualified personnel to have a physical or mental impairment that constitutes or results in a substantial impediment to ~~any~~ employment for the individual;
 - 2) is determined by a qualified vocational rehabilitation counselor employed by DHS-~~DRSORS~~ to require vocational rehabilitation services to prepare for, secure, retain, or regain employment consistent with the customer's unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice; and
 - 3) is presumed to be able to benefit from vocational rehabilitation services in terms of an employment outcome.

(Source: Amended at 29 Ill. Reg. 12845, effective August 8, 2005)

Section 553.140 Criteria for Most Significant Disability and VeryMost Significant Disability and Significant Disability

Documentation of the determination that the individual has a significant disability or a-most

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significant disability, a very significant disability, or a significant disability must be in the individual's VR case file.

- a) An individual who has been determined pursuant to Title II (SSDI) or Title XVI (SSI) to be eligible for disability benefits shall be considered an individual with a most significant disability.
- b) Otherwise, to be considered an individual with a most significant disability, the individual must have a disability that is determined by the rehabilitation counselor/instructor to meet the following criteria:
 - 1) The disability seriously limits three or more~~at least one~~ of the individual's functional capacities, as listed in Section 553.150 of this Part;
 - 2) The individual has a disability or combination of disabilities determined by an evaluation of rehabilitation potential to cause a substantial physical or mental impairment similar, but not limited to the following list of disabilities
 - A) amputation,
 - B) arthritis,
 - C) autism,
 - D) blindness,
 - E) burn injury,
 - F) cancer,
 - G) cerebral palsy,
 - H) cystic fibrosis,
 - I) deafness,
 - J) head injury,
 - K) heart disease,

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- L) hemiplegia,
 - M) hemophilia,
 - N) respiratory or pulmonary dysfunction,
 - O) mental retardation,
 - P) mental illness,
 - Q) multiple sclerosis,
 - R) muscular dystrophy,
 - S) musculo-skeletal disorders,
 - T) neurological disorders (including stroke and epilepsy),
 - U) paraplegia,
 - V) quadriplegia (and other spinal cord conditions),
 - W) sickle cell anemia,
 - X) specific learning disabilities, or
 - Y) end stage renal failure disease;
- 3) The individual requires two or more substantial VR services, in addition to the routine services of counseling and guidance, and information and referral to ensure the individual a successful employment outcome; and
- 4) VR services will be required over an extended period of time.
- c) To be considered an individual with a very significant disability, the individual must have a disability that seriously limits two of his or her functional capacities, as listed in Section 553.150 of this Part, and require one or more substantial VR services, in addition to the routine services of counseling and guidance, and

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information and referral to ensure the individual a successful employment outcome.

- d)e) To be considered an individual with a ~~most~~ significant disability, the individual must have ~~meet all of the criteria listed in subsection (a) or (b), and the customer's~~ disability ~~that must~~ seriously ~~limits~~~~limit~~ two or more of ~~his or her~~~~the~~ functional capacities ~~as~~, listed in Section 553.150 of this Part, and require one or more substantial VR services, in addition to the routine services of counseling and guidance, and information and referral to ensure the individual a successful employment outcome.

(Source: Amended at 29 Ill. Reg. 12845, effective August 8, 2005)

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- 1) Heading of the Part: Skilled Nursing and Intermediate Care Facilities Code
- 2) Code Citation: 77 Ill. Adm. Code 300
- 3)

<u>Section Numbers</u> :	<u>Adopted Action</u> :
300.340	Amendment
300.620	Amendment
300.661	Amendment
300.696	New Section
300.1020	Amendment
300.1060	New Section
300.1450	New Section
- 4) Statutory Authority: [210 ILCS 45]
- 5) Effective date of amendments: August 2, 2005
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain any incorporations by reference? Yes
- 8) A copy of the adopted amendments, including any material incorporated by reference, is on file in the Department's principal office and is available for public inspection.
- 9) Notices of Proposal was Published in Illinois Register: August 6, 2004; 28 Ill. Reg. 10895
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Difference between proposal and final version: The following changes were made in response to comments received during the first notice or public comment period:

In Section 300.620(b), "An individual who needs" was added at the beginning of the paragraph; a line was struck through "No resident determined by professional evaluation to be in need of" and "that are" was inserted after "services"; and "not" was inserted between "shall" and "be".

In Section 300.620(d)(2), "which destruction jeopardizes the safety of him/herself" was inserted after "property," and "himself," was struck through.

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The following changes were made in response to comments and suggestions of the JCAR:

1. In Section 300.340(a)(1)(E) and Section 300.340(a)(1)(F), the comma after "Massachusetts" was removed.
2. In Section 300.340(a)(1)(F)(ix), a strike-out line was inserted over the comma after "Code".
3. In Section 300.340(c)(3)(D), "Financial and" was added after "of".
4. In Section 300.620(d)(2), "which" was changed to "if the" and the a strike-out line was inserted over the comma after "him/herself".

In addition, various typographical, grammatical and form changes were made in response to the comments from JCAR.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will these amendments replace any emergency amendments currently in effect? No
- 14) Are there any other amendments pending on this Part? Yes

<u>Section Number</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
300.120	Amendment	29 Ill. Reg. 1785

- 15) Summary and purpose of the amendments:

Part 300 establishes licensing requirements for skilled nursing and intermediate care facilities. Section 300.340 (Incorporated and Referenced Materials) was amended to update incorporated and referenced materials. Section 300.620 (Admission and Discharge Policies) was amended to move language concerning involuntary discharges and transfers to subsection (a) and to delete language that limits "at risk" residents to those who are mentally ill and in need of mental treatment. Statutory language concerning vaccinations, which was deleted in the Nursing Home Care Act by Public Act 93-0384 (effective July 25, 2003), was deleted. Section 300.661 (Health Care Worker Background Check) was amended to replace the existing text with a requirement that facilities comply with the requirements of the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955) (adopted at 28 Ill. Reg. 14133, effective October 15, 2004). Section 300.696 (Infection Control) was added to place infection control requirements that are currently in Section 300.1020 (Communicable Disease Policies) in a separate Section. Section 300.1060 (Vaccinations) was

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added to set forth requirements that were added to the Nursing Home Care Act by P.A. 93-0384. Section 300.1450 (Language Assistance Services) was added to require compliance with the Language Assistance Services Act [210 ILCS 87], which was amended by Public Act 93-0564 (effective January 1, 2004) to make compliance with the Language Assistance Services Act mandatory, rather than voluntary, for hospitals and long-term care facilities.

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

Susan Meister
Division of Legal Services
Department of Public Health
535 West Jefferson, Fifth Floor
Springfield, Illinois 62761

217/782-2043
e-mail: rules@idph.state.il.us

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

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NOTICE OF ADOPTED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER c: LONG-TERM CARE FACILITIESPART 300
SKILLED NURSING AND INTERMEDIATE CARE FACILITIES CODE

SUBPART A: GENERAL PROVISIONS

Section	
300.110	General Requirements
300.120	Application for License
300.130	Licensee
300.140	Issuance of an Initial License for a New Facility
300.150	Issuance of an Initial License Due to a Change of Ownership
300.160	Issuance of a Renewal License
300.163	Alzheimer's Special Care Disclosure
300.165	Criteria for Adverse Licensure Actions
300.170	Denial of Initial License
300.175	Denial of Renewal of License
300.180	Revocation of License
300.190	Experimental Program Conflicting With Requirements
300.200	Inspections, Surveys, Evaluations and Consultation
300.210	Filing an Annual Attested Financial Statement
300.220	Information to Be Made Available to the Public By the Department
300.230	Information to Be Made Available to the Public By the Licensee
300.240	Municipal Licensing
300.250	Ownership Disclosure
300.260	Issuance of Conditional Licenses
300.270	Monitor and Receivership
300.271	Presentation of Findings
300.272	Determination to Issue a Notice of Violation or Administrative Warning
300.274	Determination of the Level of a Violation
300.276	Notice of Violation
300.277	Administrative Warning
300.278	Plans of Correction
300.280	Reports of Correction
300.282	Conditions for Assessment of Penalties
300.284	Calculation of Penalties
300.286	Determination to Assess Penalties
300.288	Reduction or Waiver of Penalties

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300.290	Quarterly List of Violators (Repealed)
300.300	Alcoholism Treatment Programs In Long-Term Care Facilities
300.310	Department May Survey Facilities Formerly Licensed
300.315	Supported Congregate Living Arrangement Demonstration
300.320	Waivers
300.330	Definitions
300.340	Incorporated and Referenced Materials

SUBPART B: ADMINISTRATION

Section	
300.510	Administrator

SUBPART C: POLICIES

Section	
300.610	Resident Care Policies
300.615	Determination of Need Screening
300.620	Admission and Discharge Policies
300.630	Contract Between Resident and Facility
300.640	Residents' Advisory Council
300.650	Personnel Policies
300.655	Initial Health Evaluation for Employees
300.660	Nursing Assistants
300.661	Health Care Worker Background Check
300.662	Resident Attendants
300.663	Registry of Certified Nursing Assistants
300.665	Student Interns
300.670	Disaster Preparedness
300.680	Restraints
300.682	Nonemergency Use of Physical Restraints
300.684	Emergency Use of Physical Restraints
300.686	Unnecessary, Psychotropic, and Antipsychotic Drugs
300.690	Serious Incidents and Accidents
300.695	Contacting Local Law Enforcement
300.696	Infection Control

SUBPART D: PERSONNEL

Section	
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- 300.810 General
- 300.820 Categories of Personnel
- 300.830 Consultation Services
- 300.840 Personnel Policies

SUBPART E: MEDICAL AND DENTAL CARE OF RESIDENTS

- Section
- 300.1010 Medical Care Policies
- 300.1020 Communicable Disease Policies
- 300.1025 Tuberculin Skin Test Procedures
- 300.1030 Medical Emergencies
- 300.1035 Life-Sustaining Treatments
- 300.1040 Behavior Emergencies (Repealed)
- 300.1050 Dental Standards
- | [300.1060 Vaccinations](#)

SUBPART F: NURSING AND PERSONAL CARE

- Section
- 300.1210 General Requirements for Nursing and Personal Care
- 300.1220 Supervision of Nursing Services
- 300.1230 Staffing
- 300.1240 Additional Requirements

SUBPART G: RESIDENT CARE SERVICES

- Section
- 300.1410 Activity Program
- 300.1420 Specialized Rehabilitation Services
- 300.1430 Work Programs
- 300.1440 Volunteer Program
- | [300.1450 Language Assistance Services](#)

SUBPART H: MEDICATIONS

- Section
- 300.1610 Medication Policies and Procedures
- 300.1620 Compliance with Licensed Prescriber's Orders
- 300.1630 Administration of Medication

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- 300.1640 Labeling and Storage of Medications
- 300.1650 Control of Medications

SUBPART I: RESIDENT AND FACILITY RECORDS

Section

- 300.1810 Resident Record Requirements
- 300.1820 Content of Medical Records
- 300.1830 Records Pertaining to Residents' Property
- 300.1840 Retention and Transfer of Resident Records
- 300.1850 Other Resident Record Requirements
- 300.1860 Staff Responsibility for Medical Records
- 300.1870 Retention of Facility Records
- 300.1880 Other Facility Record Requirements

SUBPART J: FOOD SERVICE

Section

- 300.2010 Director of Food Services
- 300.2020 Dietary Staff in Addition to Director of Food Services
- 300.2030 Hygiene of Dietary Staff
- 300.2040 Diet Orders
- 300.2050 Meal Planning
- 300.2060 Therapeutic Diets (Repealed)
- 300.2070 Scheduling Meals
- 300.2080 Menus and Food Records
- 300.2090 Food Preparation and Service
- 300.2100 Food Handling Sanitation
- 300.2110 Kitchen Equipment, Utensils, and Supplies

SUBPART K: MAINTENANCE, HOUSEKEEPING, AND LAUNDRY

Section

- 300.2210 Maintenance
- 300.2220 Housekeeping
- 300.2230 Laundry Services

SUBPART L: FURNISHINGS, EQUIPMENT, AND SUPPLIES

Section

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- 300.2410 Furnishings
- 300.2420 Equipment and Supplies
- 300.2430 Sterilization of Equipment and Supplies

SUBPART M: WATER SUPPLY AND SEWAGE DISPOSAL

Section

- 300.2610 Codes
- 300.2620 Water Supply
- 300.2630 Sewage Disposal
- 300.2640 Plumbing

SUBPART N: DESIGN AND CONSTRUCTION STANDARDS
FOR NEW INTERMEDIATE CARE AND SKILLED NURSING FACILITIES

Section

- 300.2810 Applicability of these Standards
- 300.2820 Codes and Standards
- 300.2830 Preparation of Drawings and Specifications
- 300.2840 Site
- 300.2850 Administration and Public Areas
- 300.2860 Nursing Unit
- 300.2870 Dining, Living, Activities Rooms
- 300.2880 Therapy and Personal Care
- 300.2890 Service Departments
- 300.2900 General Building Requirements
- 300.2910 Structural
- 300.2920 Mechanical Systems
- 300.2930 Plumbing Systems
- 300.2940 Electrical Systems

SUBPART O: DESIGN AND CONSTRUCTION STANDARDS
FOR EXISTING INTERMEDIATE CARE AND SKILLED NURSING FACILITIES

Section

- 300.3010 Applicability
- 300.3020 Codes and Standards
- 300.3030 Preparation of Drawings and Specifications
- 300.3040 Site
- 300.3050 Administration and Public Areas

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NOTICE OF ADOPTED AMENDMENTS

300.3060	Nursing Unit
300.3070	Living, Dining, Activities Rooms
300.3080	Treatment and Personal Care
300.3090	Service Departments
300.3100	General Building Requirements
300.3110	Structural
300.3120	Mechanical Systems
300.3130	Plumbing Systems
300.3140	Electrical Requirements

SUBPART P: RESIDENT'S RIGHTS

Section	
300.3210	General
300.3220	Medical and Personal Care Program
300.3230	Restraints (Repealed)
300.3240	Abuse and Neglect
300.3250	Communication and Visitation
300.3260	Resident's Funds
300.3270	Residents' Advisory Council
300.3280	Contract With Facility
300.3290	Private Right of Action
300.3300	Transfer or Discharge
300.3310	Complaint Procedures
300.3320	Confidentiality
300.3330	Facility Implementation

SUBPART Q: SPECIALIZED LIVING FACILITIES FOR THE MENTALLY ILL

Section	
300.3410	Application of Other Sections of These Minimum Standards (Repealed)
300.3420	Administrator (Repealed)
300.3430	Policies (Repealed)
300.3440	Personnel (Repealed)
300.3450	Resident Living Services Medical and Dental Care (Repealed)
300.3460	Resident Services Program (Repealed)
300.3470	Psychological Services (Repealed)
300.3480	Social Services (Repealed)
300.3490	Recreational and Activities Services (Repealed)
300.3500	Individual Treatment Plan (Repealed)

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300.3510	Health Services (Repealed)
300.3520	Medical Services (Repealed)
300.3530	Dental Services (Repealed)
300.3540	Optometric Services (Repealed)
300.3550	Audiometric Services (Repealed)
300.3560	Podiatric Services (Repealed)
300.3570	Occupational Therapy Services (Repealed)
300.3580	Nursing and Personal Care (Repealed)
300.3590	Resident Care Services (Repealed)
300.3600	Record Keeping (Repealed)
300.3610	Food Service (Repealed)
300.3620	Furnishings, Equipment and Supplies (New and Existing Facilities) (Repealed)
300.3630	Design and Construction Standards (New and Existing Facilities) (Repealed)

SUBPART R: DAYCARE PROGRAMS

Section

300.3710 Day Care in Long-Term Care Facilities

SUBPART S: PROVIDING SERVICES TO PERSONS WITH SERIOUS MENTAL ILLNESS

Section

300.4000	Applicability of Subpart S
300.4010	Comprehensive Assessments for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
300.4020	Reassessments for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
300.4030	Individualized Treatment Plan for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
300.4040	General Requirements for Facilities Subject to Subpart S
300.4050	Psychiatric Rehabilitation Services for Facilities Subject to Subpart S
300.4060	Discharge Plans for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
300.4070	Work Programs for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
300.4080	Community-Based Rehabilitation Programs for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S
300.4090	Personnel for Providing Services to Persons with Serious Mental Illness for Facilities Subject to Subpart S

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SUBPART T: FACILITIES PARTICIPATING IN ILLINOIS DEPARTMENT OF
PUBLIC AID'S DEMONSTRATION PROGRAM FOR PROVIDING
SERVICES TO PERSONS WITH SERIOUS MENTAL ILLNESS

Section

300.6000	Applicability of Subpart T
300.6005	Quality Assessment and Improvement for Facilities Subject to Subpart T
300.6010	Comprehensive Assessments for Residents of Facilities Subject to Subpart T
300.6020	Reassessments for Residents of Facilities Subject to Subpart T
300.6030	Individualized Treatment Plan for Residents of Facilities Subject to Subpart T
300.6040	General Requirements for Facilities Subject to Subpart T
300.6045	Serious Incidents and Accidents in Facilities Subject to Subpart T
300.6047	Medical Care Policies for Facilities Subject to Subpart T
300.6049	Emergency Use of Restraints for Facilities Subject to Subpart T
300.6050	Psychiatric Rehabilitation Services for Facilities Subject to Subpart T
300.6060	Discharge Plans for Residents of Facilities Subject to Subpart T
300.6070	Work Programs for Residents of Facilities Subject to Subpart T
300.6080	Community-Based Rehabilitation Programs for Residents of Facilities Subject to Subpart T
300.6090	Personnel for Providing Services to Residents of Facilities Subject to Subpart T
300.6095	Training and Continuing Education for Facilities Subject to Subpart T
300.APPENDIX A	Interpretation, Components, and Illustrative Services for Intermediate Care Facilities and Skilled Nursing Facilities (Repealed)
300.APPENDIX B	Classification of Distinct Part of a Facility for Different Levels of Service (Repealed)
300.APPENDIX C	Federal Requirements Regarding Patients'/Residents' Rights (Repealed)
300.APPENDIX D	Forms for Day Care in Long-Term Care Facilities
300.APPENDIX E	Criteria for Activity Directors Who Need Only Minimal Consultation (Repealed)
300.APPENDIX F	Guidelines for the Use of Various Drugs
300.APPENDIX G	Facility Report
300.TABLE A	Sound Transmission Limitations in New Skilled Nursing and Intermediate Care Facilities
300.TABLE B	Pressure Relationships and Ventilation Rates of Certain Areas for New Intermediate Care Facilities and Skilled Nursing Facilities
300.TABLE C	Construction Types and Sprinkler Requirements for Existing Skilled Nursing Facilities/Intermediate Care Facilities
300.TABLE D	Heat Index Table/Apparent Temperature

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AUTHORITY: Implementing and authorized by the Nursing Home Care Act [210 ILCS 45].

SOURCE: Emergency rules adopted at 4 Ill. Reg. 10, p. 1066, effective March 1, 1980, for a maximum of 150 days; adopted at 4 Ill. Reg. 30, p. 311, effective July 28, 1980; emergency amendment at 6 Ill. Reg. 3229, effective March 8, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 5981, effective May 3, 1982; amended at 6 Ill. Reg. 6454, effective May 14, 1982; amended at 6 Ill. Reg. 8198, effective June 29, 1982; amended at 6 Ill. Reg. 11631, effective September 14, 1982; amended at 6 Ill. Reg. 14550 and 14554, effective November 8, 1982; amended at 6 Ill. Reg. 14684, effective November 15, 1982; amended at 7 Ill. Reg. 285, effective December 22, 1982; amended at 7 Ill. Reg. 1972, effective January 28, 1983; amended at 7 Ill. Reg. 8579, effective July 11, 1983; amended at 7 Ill. Reg. 15831, effective November 10, 1983; amended at 7 Ill. Reg. 15864, effective November 15, 1983; amended at 7 Ill. Reg. 16992, effective December 14, 1983; amended at 8 Ill. Reg. 15599, 15603, and 15606, effective August 15, 1984; amended at 8 Ill. Reg. 15947, effective August 17, 1984; amended at 8 Ill. Reg. 16999, effective September 5, 1984; codified at 8 Ill. Reg. 19766; amended at 8 Ill. Reg. 24186, effective November 29, 1984; amended at 8 Ill. Reg. 24668, effective December 7, 1984; amended at 8 Ill. Reg. 25102, effective December 14, 1984; amended at 9 Ill. Reg. 132, effective December 26, 1984; amended at 9 Ill. Reg. 4087, effective March 15, 1985; amended at 9 Ill. Reg. 11049, effective July 1, 1985; amended at 11 Ill. Reg. 16927, effective October 1, 1987; amended at 12 Ill. Reg. 1052, effective December 24, 1987; amended at 12 Ill. Reg. 16811, effective October 1, 1988; emergency amendment at 12 Ill. Reg. 18477, effective October 24, 1988, for a maximum of 150 days; emergency expired March 23, 1989; amended at 13 Ill. Reg. 4684, effective March 24, 1989; amended at 13 Ill. Reg. 5134, effective April 1, 1989; amended at 13 Ill. Reg. 20089, effective December 1, 1989; amended at 14 Ill. Reg. 14950, effective October 1, 1990; amended at 15 Ill. Reg. 554, effective January 1, 1991; amended at 16 Ill. Reg. 681, effective January 1, 1992; amended at 16 Ill. Reg. 5977, effective March 27, 1992; amended at 16 Ill. Reg. 17089, effective November 3, 1992; emergency amendment at 17 Ill. Reg. 2420, effective February 3, 1993, for a maximum of 150 days; emergency expired on July 3, 1993; emergency amendment at 17 Ill. Reg. 8026, effective May 6, 1993, for a maximum of 150 days; emergency expired on October 3, 1993; amended at 17 Ill. Reg. 15106, effective September 3, 1993; amended at 17 Ill. Reg. 16194, effective January 1, 1994; amended at 17 Ill. Reg. 19279, effective October 26, 1993; amended at 17 Ill. Reg. 19604, effective November 4, 1993; amended at 17 Ill. Reg. 21058, effective November 20, 1993; amended at 18 Ill. Reg. 1491, effective January 14, 1994; amended at 18 Ill. Reg. 15868, effective October 15, 1994; amended at 19 Ill. Reg. 11600, effective July 29, 1995; emergency amendment at 20 Ill. Reg. 567, effective January 1, 1996, for a maximum of 150 days; emergency expired May 29, 1996; amended at 20 Ill. Reg. 10142, effective July 15, 1996; amended at 20 Ill. Reg. 12208, effective September 10, 1996; amended at 21 Ill. Reg. 15000, effective November 15, 1997; amended at 22 Ill. Reg. 4094, effective February 13, 1998; amended at 22 Ill. Reg. 7218, effective April 15, 1998; amended at 22 Ill. Reg. 16609, effective September 18, 1998; amended at 23 Ill. Reg.

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1103, effective January 15, 1999; amended at 23 Ill. Reg. 8106, effective July 15, 1999; amended at 24 Ill. Reg. 17330, effective November 1, 2000; amended at 25 Ill. Reg. 4911, effective April 1, 2001; amended at 26 Ill. Reg. 3113, effective February 15, 2002; amended at 26 Ill. Reg. 4846, effective April 1, 2002; amended at 26 Ill. Reg. 10523, effective July 1, 2002; emergency amendment at 27 Ill. Reg. 2181, effective February 1, 2003, for a maximum of 150 days; emergency expired June 30, 2003; emergency amendment at 27 Ill. Reg. 5452, effective March 25, 2003, for a maximum of 150 days; emergency expired August 21, 2003; amended at 27 Ill. Reg. 5862, effective April 1, 2003; emergency amendment at 27 Ill. Reg. 14204, effective August 15, 2003, for a maximum of 150 days; emergency expired January 11, 2004; amended at 27 Ill. Reg. 15855, effective September 25, 2003; amended at 27 Ill. Reg. 18105, effective November 15, 2003; expedited correction at 28 Ill. Reg. 3528, effective November 15, 2003; amended at 28 Ill. Reg. 11180, effective July 22, 2004; amended at 28 Ill. Reg. 14623, effective October 20, 2004; amended at 29 Ill. Reg. 876, effective December 22, 2004; emergency amendment at 29 Ill. Reg. 11824, effective July 12, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 12852, effective August 2, 2005.

SUBPART A: GENERAL PROVISIONS

Section 300.340 Incorporated and Referenced Materials

- a) The following regulations and standards are incorporated in this Part:
 - 1) Private and professional association standards:
 - A) ANSI/ASME Standard No. A17.1-2000, Safety Code for Elevators and Escalators, which may be obtained from the American Society of Mechanical Engineers (ASME) International, 22 Law Drive, Box 2900, Fairfield, New Jersey 07007-2900.
 - B) American Society of Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE), Handbook of Fundamentals (2001), and Handbook of Applications (1999), which may be obtained from the American Society of Heating, Refrigerating, and Air Conditioning Engineers, Inc., 1791 Tullie Circle, N.E., Atlanta, Georgia 30329.
 - C) American Society for Testing and Materials (ASTM) International Standard No. E90-02 (1996): Standard Test Method for Laboratory Measurement of Airborne Sound Transmission Loss of Building Partitions and Elements, which may be obtained from ASTM International, 100 Barr Harbor Drive, P.O. Box C700, West

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Conshohocken, Pennsylvania 19428-2959.

- D) International Building Code (IBC) (2000), which may be obtained from the International Code Council (ICC), 4051 W. Flossmoor Road, Country Club Hills, Illinois 60478-5795.
- E) For existing facilities (see Subpart O), National Fire Protection Association (NFPA) Standard No. 101: Life Safety Code, Appendix B (1981) and the following additional standards, which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts ~~02269~~02169:
- i) No. 10 (1978): Standards for Portable Extinguishers
 - ii) No. 13 (1980): Standards for the Installation of Sprinkler Systems
 - iii) No. 56F (1977): Standards for Non-Flammable Medical Gas Systems
 - iv) No. 70 (1981): National Electric Code
 - v) No. 90A (1978): Installation of Air Conditioning and Ventilating Systems
 - vi) No. 96 (1980): Standard for the Installation of Equipment for the Removal of Smoke and Grease-Laden Vapors from Commercial Cooking Equipment
 - vii) No. 220 (1979): Standard Types of Building Construction
 - viii) No. 253 (1978): Flooring Radiant Heat Energy Test
 - ix) No. 255 (1972): Test of Surface Burning Characteristics of Building Materials
 - x) Appendix C (1981): Fire Safety Evaluation System for Health Occupancies
- F) For new facilities (see Subpart N), the following standards of the

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National Fire Protection Association (NFPA), which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts ~~02169~~, ~~02269~~:

- i) NFPA 17A, Standard for Wet Chemical Extinguishing Systems – 2002 Edition
 - ii) NFPA 20, Standard for the Installation of Stationary Pumps for Fire Protection – 1999 Edition
 - iii) NFPA 22, Standard for Water Tanks for Private Fire Protection – 1998 Edition
 - iv) NFPA 24, Standard for the Installation of Private Fire Service Mains and Their Appurtenances – 2002 Edition
 - v) NFPA 50, Standard for Bulk Oxygen Systems at Consumer Sites – 2001 Edition
 - vi) NFPA 70B, Recommended Practice for Electrical Equipment Maintenance – 2002 Edition
 - vii) NFPA 70E, Standard for Electrical Safety Requirements for Employee Workplaces – 2000 Edition
 - viii) NFPA 80A, Recommended Practice for Protection of Buildings from Exterior Fire Exposures – 2001 Edition
 - ix) NFPA 101, Life Safety Code, ~~Chapter 33~~ – 2000 Edition
 - x) NFPA 105, Recommended Practice for the Installation of Smoke-Control Door Assemblies – 1999 Edition
- G) For new and existing facilities (see Section 300.1610), NFPA 99: Standard for Health Care Facilities – 2003 Edition.
- H) The following standards, which may be obtained from Underwriters Laboratories ([UL](#)), Inc., 333 Pfingsten Rd., Northbrook, Illinois 60062:

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- i) Fire Resistance Directory (2003 Edition); ~~and~~
 - ii) Building Material Directory (2003 Edition);
- I) American Psychiatric Association, Diagnostic and Statistical Manual of Mental Disorders, Fourth Edition (DSM-IV) (1994), which may be obtained from the American Psychiatric Association, [1000 Wilson Blvd., Suite 1825, Arlington, Virginia, 22209-3901](#) ~~1400 K Street, NW, Washington, D.C. 20005.~~
- 2) Federal ~~guidelines~~ [government publications](#):
The following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services, which may be obtained from the National Technical Information Service (NTIS), U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161.
- A) Guideline for Prevention of Catheter-Associated Urinary Tract Infections (October 1981);
 - B) Guideline for [Hand Hygiene in Health-Care Settings \(October 2002\)](#) ~~Handwashing and Hospital Environmental Control (1985)~~;
 - C) Guidelines for Prevention of Intravascular Catheter-Related Infections (2002);
 - D) Guideline for Prevention of Surgical Site Infection (1999);
 - E) Guideline for Prevention of Nosocomial Pneumonia (February 1994);
 - F) Guideline for Isolation Precautions in Hospitals (February 18, 1997);
 - G) Guidelines for Infection Control in Health Care Personnel (1998);
- 3) Federal regulations:
- A) 21 CFR 1306, Prescriptions (April 1, 2002)

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- B) 42 CFR 483.151-156, Requirements for States and Long-Term Care Facilities (October 1, 2002)
- b) All incorporations by reference of federal regulations and the standards of nationally recognized organizations refer to the regulations and standards on the date specified and do not include any amendments or editions subsequent to the date specified.
- c) The following statutes and State regulations are referenced in this Part:
- 1) Federal statutes:
 - A) Civil Rights Act of 1964 (42 USC 2000e et seq.)
 - B) Social Security Act (42 USC 301 et seq., 1395 et seq. and 1396 et seq.)
 - C) Controlled Substances Act (21 USC 802)
 - 2) State of Illinois statutes:
 - A) Illinois Alcoholism and Other Drug Dependency Act [20 ILCS 305]
 - B) Boiler and Pressure Vessel Safety Act [430 ILCS 75]
 - C) Child Care Act of 1969 [225 ILCS 10]
 - D) Court of Claims Act [705 ILCS 505]
 - E) Illinois Dental Practice Act [225 ILCS 25]
 - F) Election Code [10 ILCS 5]
 - G) Freedom of Information Act [5 ILCS 140]
 - H) General Not For Profit Corporation Act of 1986 [805 ILCS 105]
 - I) Hospital Licensing Act [210 ILCS 85]

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- J) Illinois Controlled Substances Act [720 ILCS 570]
- K) Illinois Health Facilities Planning Act [20 ILCS 3906]
- L) Illinois Municipal Code [65 ILCS 5]
- M) Nursing and Advanced Practice Nursing Act [225 ILCS 65]
- N) Illinois Occupational Therapy Practice Act [225 ILCS 75]
- O) Illinois Physical Therapy Act [225 ILCS 90]
- P) Life Care Facilities Act [210 ILCS 40]
- Q) Local Governmental and Governmental Employees Tort Immunity Act [745 ILCS 10]
- R) Medical Practice Act of 1987 [225 ILCS 60]
- S) Mental Health and Developmental Disabilities Code [405 ILCS 5]
- T) Nursing Home Administrators Licensing and Disciplinary Act [225 ILCS 70]
- U) Nursing Home Care Act [210 ILCS 45]
- V) Pharmacy Practice Act of 1987 [225 ILCS 85]
- W) Private Sewage Disposal Licensing Act [225 ILCS 225]
- X) Probate Act of 1975 [775 ILCS 5]
- Y) Illinois Public Aid Code [305 ILCS 5]
- Z) Safety Glazing Materials Act [430 ILCS 60]
- AA) Illinois Administrative Procedure Act [5 ILCS 100]
- BB) Clinical Psychologist Licensing Act [225 ILCS 15]

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- CC) Dietetic and Nutrition Services Practice Act [225 ILCS 30]
- DD) Health Care Worker Background Check Act [225 ILCS 46]
- ~~EE) Criminal Code of 1961 [720 ILCS 5]~~
- ~~FF) Cannabis Control Act [720 ILCS 550]~~
- ~~EEGG) Clinical Social Work and Social Work Practice Act [225 ILCS 20]~~
- ~~FFHH) Living Will Act [755 ILCS 35]~~
- ~~GGH) Powers of Attorney for Health Care Law [755 ILCS 45/Art. IV]~~
- ~~HHJ) Health Care Surrogate Act [755 ILCS 45]~~
- ~~IIK) Right of Conscience Act [745 ILCS 70]~~
- ~~JLL) Abused and Neglected Long-Term Care Facility Residents Reporting Act [210 ILCS 30]~~
- ~~KKMM) Supportive Residences Licensing Act [210 ILCS 65]~~
- ~~LLNN) Community Residential Alternatives Licensing Act [210 ILCS 40]~~
- ~~MMOO) Community Living Facilities Licensing Act [210 ILCS 35]~~
- ~~NNPP) Community-Integrated Living Arrangements Licensure and Certification Act [210 ILCS 135]~~
- ~~OOQQ) Counties Code [55 ILCS 5]~~
- ~~PPRR) Professional Counselor and Clinical Professional Counselor Licensing Act [225 ILCS 107]~~
- ~~QQSS) Podiatric Medical Practice Act of 1987 [225 ILCS 100]~~
- ~~RRTT) Illinois Optometric Practice Act of 1987 [225 ILCS 80]~~

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~~SSUU~~) Physician Assistant Practice Act of 1987 [225 ILCS 95]

~~TTVV~~) Alzheimer's Special Care Disclosure Act [210 ILCS 4]

~~UUWW~~) Illinois Act on the Aging [20 ILCS 105]

~~VVXX~~) Alternative Health Care Delivery Act [210 ILCS 3]

~~YY~~) ~~Uniform Conviction Information Act [20 ILCS 2635]~~

~~WWZZ~~) Assisted Living and Shared Housing Act [210 ILCS 9]

~~XX~~) ~~Language Assistance Services Act [210 ILCS 87]~~

3) State of Illinois rules:

A) Office of the State Fire Marshal, Boiler and Pressure Vessel Safety (41 Ill. Adm. Code 120)

B) Capital Development Board, Illinois Accessibility Code (71 Ill. Adm. Code 400)

C) Department of Public Health:

i) Control of Communicable Diseases Code (77 Ill. Adm. Code 690)

ii) Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693)

iii) Food Service Sanitation Code (77 Ill. Adm. Code 750)

iv) Illinois Plumbing Code (77 Ill. Adm. Code 890)

v) Private Sewage Disposal Code (77 Ill. Adm. Code 905)

vi) Drinking Water Systems Code (77 Ill. Adm. Code 900)

vii) Illinois Water Well Construction Code (77 Ill. Adm. Code 920)

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- viii) Illinois Water Well Pump Installation Code (77 Ill. Adm. Code 925)
- ix) Freedom of Information Code (2 Ill. Adm. Code 1126)
- x) Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100)
- xi) Sheltered Care Facilities Code (77 Ill. Adm. Code 330)
- xii) Intermediate Care for the Developmentally Disabled Facilities Code (77 Ill. Adm. Code 350)
- xiii) Long-Term Care for Under Age 22 Facilities Code (77 Ill. Adm. Code 390)
- xiv) Long-Term Care Assistants and Aides Training Programs Code (77 Ill. Adm. Code 395)
- xv) Control of Tuberculosis Code (77 Ill. Adm. Code 696)
- [xvi\) Health Care Worker Background Check Code \(77 Ill. Adm. Code 955\)](#)
- [xvii\) Language Assistance Services Code \(77 Ill. Adm. Code 940\)](#)
- D) Department of [Financial and](#) Professional Regulation:
 - i) Controlled [SubstancesSubstance](#) Act (68 Ill. Adm. Code 3100)
 - ii) Pharmacy Practice Act of 1987 (68 Ill. Adm. Code 1330)
- E) Department of Human Services, Alcoholism and Substance Abuse Treatment and Intervention Licenses (77 Ill. Adm. Code 2060)
- F) Department of Natural Resources, Regulation of Construction within Flood Plains (17 Ill. Adm. Code 2706)

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- G) Department of Public Aid, Medical Payment (89 Ill. Adm. Code 140)

(Source: Amended at 29 Ill. Reg. 12852, effective August 2, 2005)

SUBPART C: POLICIES

Section 300.620 Admission and Discharge Policies

- a) All involuntary discharges and transfers shall be in accordance with Section 3-401 through 3-423 of the Act.
- ba) An individual who needs~~No resident determined by professional evaluation to be in need of~~ services that are not readily available in a particular facility, or through arrangement with a qualified outside resource, shall not be admitted to or kept in that facility,~~provided that all involuntary discharges and transfers shall be in accordance with Sections 3-401 through 3-423 of the Act.~~ The Department defines a "qualified outside source" as one recognized as meeting professional standards for services provided.
- cb) Each facility shall have a policy concerning the admission of persons needing prenatal and/or maternity care, and a policy concerning the keeping of such persons who become pregnant while they are residents of the facility. If these policies permit such persons to be admitted to or kept in the facility, then the facility shall have a policy concerning the provision of adequate and appropriate prenatal and maternity care to such individuals from in-house and/or outside resources. (Seese Section 300.3220.)
- de) No resident shall be admitted to or kept in the facility:
- 1) Who is mentally ill, in need of mental treatment, and at risk because the person is reasonably expected to self-inflict serious physical harm or to inflict serious physical harm on another person in the near future as a result of the mental illness, as determined by professional evaluation. ~~All involuntary discharges and transfers shall be in accordance with Sections 3-401 through 3-423 of the Act.~~
 - 2) Who is destructive of property, if the destruction jeopardizes the safety of him/herself, himself, or others, ~~provided that all involuntary discharges~~

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~~and transfers shall be in accordance with Sections 3-401 through 3-423 of the Act.~~

- ~~ed)~~ No resident shall be admitted to the facility who is developmentally disabled and who needs programming for such conditions, as described in the rules governing intermediate care facilities for the developmentally disabled (77 Ill. Adm. Code 350). Such persons shall be admitted only to facilities licensed as intermediate care facilities for the developmentally disabled under 77 Ill. Adm. Code 350, or, if the person is under 18, to a long-term care facility for persons under 22 years of age that is licensed under 77 Ill. Adm. Code 390. Persons from 18 to 21 years of age in need of such care may be kept in either facility, ~~provided that all involuntary discharges and transfers shall be in accordance with Sections 3-401 through 3-423 of the Act.~~
- ~~fe)~~ Persons under 18 years of age may not be cared for in a facility for adults without prior written approval from the Department.
- ~~gf)~~ A facility shall not refuse to discharge or transfer a resident when requested to do so by the resident or, if the resident is incompetent, by the resident's guardian.
- ~~hg)~~ If a resident insists on being discharged and is discharged against medical advice, the facts involved in the situation shall be fully documented in the resident's clinical record.
- ~~ih)~~ Persons with communicable, contagious, or infectious diseases may be admitted under the conditions and in accordance with the procedures specified in Section 300.1020.
- ~~ji)~~ A facility shall not admit more residents than the number authorized by the license issued to it.
- ~~jj)~~ ~~*Before a prospective resident's admission to a facility, the facility shall advise the prospective resident to consult a physician to determine whether the prospective resident should obtain a vaccination against pneumococcal pneumonia. (Section 2-213 of the Act)*~~

(Source: Amended at 29 Ill. Reg. 12852, effective August 2, 2005)

Section 300.661 Health Care Worker Background Check

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A facility shall comply with the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955).

- a) ~~The facility shall not knowingly hire any individual in a position with duties involving direct care for residents if that person has been convicted of committing or attempting to commit one or more of the following offenses (Section 25(a) of the Health Care Worker Background Check Act [225 ILCS 46/25]):~~
- ~~1) Solicitation of murder, solicitation of murder for hire (Sections 8-1.1 and 8-1.2 of the Criminal Code of 1961 [720 ILCS 5/8-1.1 and 8-1.2] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 8-1.1 and 8-1.2));~~
 - ~~2) Murder, homicide, manslaughter or concealment of a homicidal death (Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3 of the Criminal Code of 1961 [720 ILCS 5/9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3; Ill. Rev. Stat. 1985, ch. 38, par. 9-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 3, 236, 358, 360, 361, 362, 363, 364, 364a, 365, 370, 373, 373a, 417, and 474));~~
 - ~~3) Kidnaping or child abduction (Sections 10-1, 10-2, 10-5, and 10-7 of the Criminal Code of 1961 [720 ILCS 5/10-1, 10-2, 10-5, and 10-7] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 10-1, 10-2, 10-5, and 10-7; Ill. Rev. Stat. 1985, ch. 38, par. 10-6; Ill. Rev. Stat. 1961, ch. 38, pars. 384 to 386));~~
 - ~~4) Unlawful restraint or forcible detention (Sections 10-3, 10-3.1, and 10-4 of the Criminal Code of 1961 [720 ILCS 5/10-3, 10-3.1, and 10-4] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 10-3, 10-3.1, and 10-4; Ill. Rev. Stat. 1961, ch. 38, pars. 252, 252.1, and 252.4));~~
 - ~~5) Indecent solicitation of a child, sexual exploitation of a child, exploitation of a child, child pornography (Sections 11-6, 11-9.1, 11-19.2, and 11-20.1 of the Criminal Code of 1961 [720 ILCS 5/11-6, 11-9.1, 11-19.2, and 11-20.1] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 11-6, 11-19.2, and 11-20.1; Ill. Rev. Stat. 1983, ch. 38, par. 11-20a; Ill. Rev. Stat. 1961, ch. 38, pars. 103 and 104));~~
 - ~~6) Assault, battery, heinous battery, tampering with food, drugs or cosmetics, or infliction of great bodily harm (Sections 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7 of the~~

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- ~~Criminal Code of 1961 [720 ILCS 5/12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7; Ill. Rev. Stat. 1985, ch. 38, par. 9-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 55, 56, and 56a to 60b));~~
- 7) ~~Aggravated stalking (Section 12-7.4 of the Criminal Code of 1961 [720 ILCS 5/12-7.4] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-7.4));~~
- 8) ~~Home invasion (Section 12-11 of the Criminal Code of 1961 [720 ILCS 5/12-11] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-11));~~
- 9) ~~Criminal sexual assault or criminal sexual abuse (Sections 12-13, 12-14, 12-14.1, 12-15, and 12-16 of the Criminal Code of 1961 [720 ILCS 5/12-13, 12-14, 12-14.1, 12-15, and 12-16] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 11-1, 11-2, 11-3, 11-4, 11-5, 12-13, 12-14, 12-15, and 12-16; Ill. Rev. Stat. 1985, ch. 38, pars. 11-1, 11-4, and 11-4.1; Ill. Rev. Stat. 1961, ch. 38, pars. 109, 141, 142, 490, and 491));~~
- 10) ~~Abuse and gross neglect of a long-term care facility resident (Section 12-19 of the Criminal Code of 1961 [720 ILCS 5/12-19] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-19));~~
- 11) ~~Criminal abuse or neglect of an elderly or disabled person (Section 12-21 of the Criminal Code of 1961 [720 ILCS 5/12-21] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-21));~~
- 12) ~~Endangering the life or health of a child (Section 12-21.6 of the Criminal Code of 1961 [720 ILCS 5/12-21.6] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2354; Ill. Rev. Stat. 1961, ch. 38, par. 95));~~
- 13) ~~Ritual mutilation, ritualized abuse of a child (Sections 12-32 and 12-33 of the Criminal Code of 1961 [720 ILCS 5/12-32 and 12-33] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 12-32 and 12-33));~~
- 14) ~~Theft, retail theft (Sections 16-1 and 16A-3 of the Criminal Code of 1961 [720 ILCS 5/16-1 and 16A-3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 16-1 and 16A-3; Ill. Rev. Stat. 1961, ch. 38, pars. 62, 207 to 218, 240 to 244, 246, 253, 254.1, 258, 262, 262a, 273, 290, 291, 301a, 354, 387 to~~

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~~388b, 389, 393 to 400, 404a to 404c, 438, 492 to 496~~);

- 15) ~~Financial exploitation of an elderly person or a person with a disability (Section 16-1.3 of the Criminal Code of 1961 [720 ILCS 5/16-1.3] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 16-1.3))~~);
- 16) ~~Forgery (Section 17-3 of the Criminal Code of 1961 [720 ILCS 5/17-3] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 17-3; Ill. Rev. Stat. 1961, ch. 38, pars. 151 and 277 to 286))~~);
- 17) ~~Robbery, armed robbery (Sections 18-1 and 18-2 of the Criminal Code of 1961 [720 ILCS 5/18-1 and 18-2] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 18-1 and 18-2))~~);
- 18) ~~Vehicular hijacking, aggravated vehicular hijacking, aggravated robbery (Sections 18-3, 18-4, and 18-5 of the Criminal Code of 1961 [720 ILCS 5/18-3, 18-4, and 18-5])~~);
- 19) ~~Burglary, residential burglary (Sections 19-1 and 19-3 of the Criminal Code of 1961 [720 ILCS 5/19-1 and 19-3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 19-1 and 19-3; Ill. Rev. Stat. 1961, ch. 38, pars. 84 to 86, 88, and 501))~~);
- 20) ~~Criminal trespass to a residence (Section 19-4 of the Criminal Code of 1961 [720 ILCS 5/19-4] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 19-4))~~);
- 21) ~~Arson (Sections 20-1 and 20-1.1 of the Criminal Code of 1961 [720 ILCS 5/20-1 and 20-1.1] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 20-1 and 20-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 48 to 53 and 236 to 238))~~);
- 22) ~~Unlawful use of weapons, aggravated discharge of a firearm, or reckless discharge of a firearm (Sections 24-1, 24-1.2, and 24-1.5 of the Criminal Code of 1961 [720 ILCS 5/24-1, 24-1.2, and 24-1.5] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 24-1 and 24-1.2; Ill. Rev. Stat. 1961, ch. 38, pars. 152, 152a, 155, 155a to 158b, 414a to 414c, 414e, and 414g))~~);
- 23) ~~Armed violence—elements of the offense (Section 33A-2 of the Criminal Code of 1961 [720 ILCS 5/33A-2] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 33A-2))~~);

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- 24) ~~Those provided in Section 4 of the Wrongs to Children Act (Section 4 of the Wrongs to Children Act [720 ILCS 150/4] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2354));~~
- 25) ~~Cruelty to children (Section 53 of the Criminal Jurisprudence Act [720 ILCS 115/53] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2368));~~
- 26) ~~Manufacture, delivery or trafficking of cannabis, delivery of cannabis on school grounds, delivery to person under 18, violation by person under 18 (Sections 5, 5.1, 5.2, 7, and 9 of the Cannabis Control Act [720 ILCS 550/5, 5.1, 5.2, 7, and 9] (formerly Ill. Rev. Stat. 1991, ch. 56½, pars. 705, 705.1, 705.2, 707, and 709)); or~~
- 27) ~~Manufacture, delivery or trafficking of controlled substances (Sections 401, 401.1, 404, 405, 405.1, 407, and 407.1 of the Illinois Controlled Substance Act [720 ILCS 570/401, 401.1, 404, 405, 405.1, 407, and 407.1] (formerly Ill. Rev. Stat. 1991, ch. 56½, pars. 1401, 1401.1, 1404, 1405, 1405.1, 1407, and 1407.1)).~~
- b) ~~The facility shall not knowingly employ or retain any individual in a position with duties involving direct care for residents if that person has been convicted of committing or attempting to commit one or more of the offenses listed in subsections (a)(1) to (27) of this Section unless the applicant, employee or employer obtains a waiver pursuant to this Section. (Section 25(a) of the Health Care Worker Background Check Act)~~
- e) ~~A facility shall not hire, employ, or retain any individual in a position with duties involving direct care of residents if the facility becomes aware that the individual has been convicted in another state of committing or attempting to commit an offense that has the same or similar elements as an offense listed in subsections (a)(1) to (27) of this Section, as verified by court records, records from a State agency, or an FBI criminal history record check. This shall not be construed to mean that a facility has an obligation to conduct a criminal history records check in other states in which an employee has resided. (Section 25(b) of the Act)~~
- d) For the purpose of this Section:
- 1) ~~"Applicant" means an individual seeking employment with a facility who has received a bona fide conditional offer of employment.~~

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- 2) ~~"Conditional offer of employment" means a bona fide offer of employment by a facility to an applicant, which is contingent upon the receipt of a report from the Department of State Police indicating that the applicant does not have a record of conviction of any of the criminal offenses listed in subsections (a)(1) to (27) of this Section.~~
 - 3) ~~"Direct care" means the provision of nursing care or assistance with feeding, dressing, movement, bathing, or other personal needs.~~
 - 4) ~~"Initiate" means the obtaining of the authorization for a record check from a student, applicant, or employee. (Section 15 of the Health Care Worker Background Check Act)~~
- e) ~~For purposes of the Health Care Worker Background Check Act, the facility shall establish a policy defining which employees provide direct care. In making this determination, the facility shall consider the following:~~
- 1) ~~The employee's assigned job responsibilities as set forth in the employee's job description;~~
 - 2) ~~Whether the employee is required to or has the opportunity to be alone with residents, with the exception of infrequent or unusual occasions; and~~
 - 3) ~~Whether the employee's responsibilities include physical contact with residents, for example to provide therapy or to draw blood.~~
- f) ~~Beginning January 1, 1996, when the facility makes a conditional offer of employment to an applicant who is not exempt under subsection (w) of this Section, for a position with duties that involve direct care for residents, the employer shall inquire of the Nurse Aide Registry as to the status of the applicant's Uniform Conviction Information Act (UCIA) criminal history record check. If a UCIA criminal history record check has not been conducted within the last 12 months, the facility must initiate or have initiated on its behalf a UCIA criminal history record check for that applicant. (Section 30(c) of the Health Care Worker Background Check Act)~~
- g) ~~The facility shall transmit all necessary information and fees to the Illinois State Police within 10 working days after receipt of the authorization. (Section 15 of the Health Care Worker Background Check Act)~~

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- ~~h) The facility may accept an authentic UCIA criminal history record check that has been conducted within the last 12 months rather than initiating a check as required in subsection (f) of this Section.~~
- ~~i) The request for a UCIA criminal history record check shall be made as prescribed by the Department of State Police. The applicant or employee must be notified of the following whenever a non-fingerprint-based UCIA criminal history record check is made:~~
- ~~1) That the facility shall request or have requested on its behalf a non-fingerprint-based UCIA criminal history record check pursuant to the Health Care Worker Background Check Act.~~
 - ~~2) That the applicant or employee has a right to obtain a copy of the criminal records report from the facility, challenge the accuracy and completeness of the report, and request a waiver in accordance with this Section.~~
 - ~~3) That the applicant, if hired conditionally, may be terminated if the non-fingerprint-based criminal records report indicates that the applicant has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the applicant's identity is validated and it is determined that the applicant or employee does not have a disqualifying criminal history record based on a fingerprint-based records check pursuant to subsection (k) of this Section.~~
 - ~~4) That the applicant, if not hired conditionally, shall not be hired if the non-fingerprint-based criminal records report indicates that the applicant has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the applicant's record is cleared based on a fingerprint-based records check pursuant to subsection (k) of this Section.~~
 - ~~5) That the employee may be terminated if the criminal records report indicates that the employee has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the employee's record is cleared based on a fingerprint-based records check pursuant to subsection (k) of this Section. (Section 30(e) and (f) of the Health Care Worker Background Check Act)~~
- ~~j) A facility may conditionally employ an applicant to provide direct care for up to~~

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~~three months pending the results of a UCIA criminal history record check.
(Section 30(g) of the Health Care Worker Background Check Act)~~

- ~~k) An applicant or employee whose non-fingerprint based UCIA criminal history record check indicates a conviction for committing or attempting to commit one or more of the offenses listed in subsections (a)(1) to (27) of this Section may request that the facility or its designee commence a fingerprint based UCIA criminal records check by submitting any necessary fees and information in a form and manner prescribed by the Department of State Police. (Section 35 of the Health Care Worker Background Check Act)~~
- ~~l) A facility having actual knowledge from a source other than a non-fingerprint check that an employee has been convicted of committing or attempting to commit one of the offenses enumerated in Section 25 of the Act must initiate a fingerprint-based background check within 10 working days after acquiring that knowledge. The facility may continue to employ that individual in a direct care position, may reassign that individual to a non-direct care position, or may suspend the individual until the results of the fingerprint-based background check are received. (Section 30(d) of the Health Care Worker Background Check Act)~~
- ~~m) An applicant, employee or employer may request a waiver to subsection (a), (b) or (c) of this Section by submitting the following to the Department within five working days after the receipt of the criminal records report:
 - ~~1) A completed fingerprint based UCIA criminal records check form (Section 40(a) of the Health Care Worker Background Check Act) (which the Department will forward to the Department of State Police); and~~
 - ~~2) A certified check, money order or facility check made payable to the Department of State Police for the amount of money necessary to initiate a fingerprint based UCIA criminal records check.~~~~
- ~~n) The Department may accept the results of the fingerprint based UCIA criminal records check instead of the items required by subsections (m)(1) and (2) above. (Section 40(a-5) of the Health Care Worker Background Check Act)~~
- ~~o) An application for a waiver shall be denied unless the applicant meets the following requirements and submits documentation thereof with the waiver application:~~

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- 1) ~~Except in the instance of payment of court imposed fines or restitution in which the applicant is adhering to a payment schedule, the applicant shall have met all obligations to the court and under terms of parole (i.e., probation has been successfully completed); and~~
 - 2) ~~The applicant shall have satisfactorily completed a drug and/or alcohol recovery program, if drugs and/or alcohol were involved in the offense.~~
- p) ~~The Department may grant a waiver based on mitigating circumstances, which may include:~~
- 1) ~~The age of the individual at which the crime was committed;~~
 - 2) ~~The circumstances surrounding the crime;~~
 - 3) ~~The length of time since the conviction;~~
 - 4) ~~The applicant's or employee's criminal history since the conviction;~~
 - 5) ~~The applicant's or employee's work history;~~
 - 6) ~~The applicant's or employee's current employment references;~~
 - 7) ~~The applicant's or employee's character references;~~
 - 8) ~~Nurse Aide Registry records; and~~
 - 9) ~~Other evidence demonstrating the ability of the applicant or employee to perform the employment responsibilities competently and evidence that the applicant or employee does not pose a threat to the health or safety of residents, which may include, but is not limited to, the applicant's or employee's participation in a drug/alcohol rehabilitation program and continued involvement in recovery; the applicant's or employee's participation in anger management or domestic violence prevention programs; the applicant's or employee's status on nurse aide registries in other states; the applicant's or employee's criminal history in other states; or the applicant's or employee's successful completion of all outstanding obligations or responsibilities imposed by or to the court. (Section 40(b) of the Health Care Worker Background Check Act)~~

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- ~~q) — Waivers will not be granted to individuals who have not met the following time frames. "Disqualifying" refers to offenses listed in subsections (a)(1) to (27) of this Section:~~
- ~~1) Single disqualifying misdemeanor conviction — waiver consideration no earlier than one year after the conviction date;~~
 - ~~2) Two to three disqualifying misdemeanor convictions — waiver consideration no earlier than three years after the most recent conviction date;~~
 - ~~3) More than three disqualifying misdemeanor convictions — waiver consideration no earlier than five years after the most recent conviction date;~~
 - ~~4) Single disqualifying felony convictions — waiver consideration no earlier than three years after the conviction date;~~
 - ~~5) Two to three disqualifying felony convictions — waiver consideration no earlier than five years after the most recent conviction date;~~
 - ~~6) More than three disqualifying felony convictions — waiver consideration no earlier than ten years after the most recent conviction date.~~
- ~~r) Waivers will not be granted to individuals who have been convicted of committing or attempting to commit one or more of the following offenses:~~
- ~~1) Solicitation of murder, solicitation of murder for hire (Sections 8-1.1 and 8-1.2 of the Criminal Code of 1961 [720 ILCS 5/8-1.1 and 8-1.2]);~~
 - ~~2) Murder, homicide, manslaughter or concealment of a homicidal death (Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, 9-3.3 of the Criminal Code of 1961 [720 ILCS 5/9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3]);~~
 - ~~3) Kidnaping or aggravated kidnaping (Sections 10-1 and 10-2 of the Criminal Code of 1961 [720 ILCS 5/10-1 and 10-2]);~~
 - ~~4) Aggravated battery, heinous battery, or infliction of great bodily harm (Sections 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.6, and 12-4.7 of the~~

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- ~~Criminal Code 1961 [720 ILCS 5/12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.6, and 12-4.7]);~~
- 5) ~~Criminal sexual assault or aggravated criminal sexual assault (Sections 12-13, 12-14, and 12-14.1 of the Criminal Code of 1961 [720 ILCS 5/12-13, 12-14, and 12-14.1]);~~
- 6) ~~Criminal sexual abuse or aggravated criminal sexual abuse (Sections 12-15 and 12-16 of the Criminal Code of 1961 [720 ILCS 5/12-15 and 12-16]);~~
- 7) ~~Abuse and gross neglect of a long-term care facility resident (Section 12-19 of the Criminal Code of 1961 [720 ILCS 5/12-19]);~~
- 8) ~~Criminal abuse or neglect of an elderly or disabled person (Section 12-21 of the Criminal Code of 1961 [720 ILCS 5/12-21]);~~
- 9) ~~Financial exploitation of an elderly person or a person with a disability (Section 16-1.3 of the Criminal Code of 1961 [720 ILCS 5/16-1.3]);~~
- 10) ~~Indecent solicitation of a child, sexual exploitation of a child, exploitation of a child, child pornography (Sections 11-6, 11-9.1, 11-19.2, and 11-20.1 of the Criminal Code of 1961 [720 ILCS 5/11-6, 11-9.1, 11-19.2, and 11-20.1]);~~
- 11) ~~Armed robbery (Section 18-2 of the Criminal Code of 1961 [720 ILCS 5/18-2]); and~~
- 12) ~~Aggravated vehicular hijacking, aggravated robbery (Sections 18-4 and 18-5 of the Criminal Code of 1961 [720 ILCS 5/18-4 and 18-5]). (Section 40(b) of the Health Care Worker Background Check Act)~~
- s) ~~The Director of Public Health may grant a waiver to an individual who does not meet the requirements of subsection (o), (q), or (r), based on mitigating circumstances (see subsection (p)). (Section 40(b) of the Health Care Worker Background Check Act)~~
- t) ~~An individual shall not be employed in a direct care position from the time that the employer receives the results of a non-fingerprint check containing disqualifying conditions until the time that the individual receives a waiver from the Department.~~

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~~If the individual challenges the results of the non-fingerprint check, the employer may continue to employ the individual in a direct care position if the individual presents convincing evidence to the employer that the non-fingerprint check is invalid. If the individual challenges the results of the non-fingerprint check, his or her identity shall be validated by a fingerprint-based records check in accordance with subsection (k) of this Section. (Section 40(d) of the Health Care Worker Background Check Act)~~

- ~~u) A facility is not obligated to employ or offer permanent employment to an applicant, or to retain an employee who is granted a waiver. (Section 40(f) of the Health Care Worker Background Check Act)~~
- v) ~~A facility may retain the individual in a direct care position if the individual presents clear and convincing evidence to the facility that the non-fingerprint-based criminal records report is invalid and if there is a good faith belief on the part of the employer that the individual did not commit an offense listed in subsections (a)(1) to (27) of this Section, pending positive verification through a fingerprint-based criminal records check. Such evidence may include, but not be limited to:
 - 1) certified court records;
 - 2) written verification from the State's Attorney's office that prosecuted the conviction at issue;
 - 3) written verification of employment during the time period during which the crime was committed or during the incarceration period stated in the report;
 - 4) a signed affidavit from the individual concerning the validity of the report;
or
 - 5) documentation from a local law enforcement agency that the individual was not convicted of a disqualifying crime.~~
- w) This Section shall not apply to:
 - 1) ~~An individual who is licensed by the Department of Professional Regulation or the Department of Public Health under another law of this State;~~

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- 2) ~~An individual employed or retained by a health care employer for whom a criminal background check is required by another law of this State; or~~
- 3) ~~A student in a licensed health care field including, but not limited to, a student nurse, a physical therapy student, or a respiratory care student unless he or she is employed by a health care employer in a position with duties involving direct care for residents. (Section 20 of the Health Care Worker Background Check Act)~~
- x) ~~An employer need not initiate an additional criminal background check for an employee if the employer initiated a criminal background check for the employee after January 1, 1996 and prior to January 1, 1998. This subsection applies only to persons employed prior to January 1, 1998. Any person newly employed on or after January 1, 1998 must receive a background check as required by Section 30 of the Health Care Worker Background Check Act. (Section 25.1 of the Health Care Worker Background Check Act)~~
- y) ~~The facility must send a copy of the results of the UCIA criminal history record check to the State Nurse Aide Registry for those individuals who are on the Registry. (Section 30(b) of the Health Care Worker Background Check Act) The facility shall include the individual's Social Security number on the criminal history record check results.~~
- z) ~~The facility shall retain on file for a period of 5 years records of criminal records requests for all employees. The facility shall retain the results of the UCIA criminal history records check and waiver, if appropriate, for the duration of the individual's employment. The files shall be subject to inspection by the Department. A fine of \$500 shall be imposed for failure to maintain these records. (Section 50 of the Health Care Worker Background Check Act)~~
- aa) ~~The facility shall maintain a copy of the employee's criminal history record check results and waiver, if applicable, in the personnel file or other secure location accessible to the Department.~~

(Source: Amended at 29 Ill. Reg. 12852, effective August 2, 2005)

Section 300.696 Infection Control

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- a) Policies and procedures for investigating, controlling, and preventing infections in the facility shall be established and followed. The policies and procedures shall be consistent with and include the requirements of the Control of Communicable Diseases Code (77 Ill. Adm. Code 690) and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693). Activities shall be monitored to ensure that these policies and procedures are followed.
- b) A group, i.e., an infection control committee, quality assurance committee, or other facility entity, shall periodically review the results of investigations and activities to control infections.
- c) Each facility shall adhere to the following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services (see Section 300.340):
- 1) Guideline for Prevention of Catheter-Associated Urinary Tract Infections
 - 2) Guideline for Hand Hygiene in Health-Care Settings
 - 3) Guidelines for Prevention of Intravascular Catheter-Related Infections
 - 4) Guideline for Prevention of Surgical Site Infection
 - 5) Guideline for Prevention of Nosocomial Pneumonia
 - 6) Guideline for Isolation Precautions in Hospitals
 - 7) Guidelines for Infection Control in Health Care Personnel

(Source: Added at 29 Ill. Reg. 12852, effective August 2, 2005)

SUBPART E: MEDICAL AND DENTAL CARE OF RESIDENTS

Section 300.1020 Communicable Disease Policies

- a) The facility shall comply with ~~meet~~ the Control of Communicable Diseases Code (77 Ill. Adm. Code 690).
- b) A resident who is suspected of or diagnosed as having any communicable, contagious or infectious disease, as defined in the Control of Communicable

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Diseases Code, shall be placed in isolation, if required, in accordance with the Control of Communicable Diseases Code. If the facility believes that it cannot provide the necessary infection control measures, it must initiate an involuntary transfer and discharge pursuant to Article III, Part 4 of the Act [and Section 300.620 of this Part](#). In determining whether a transfer or discharge is necessary, the burden of proof rests on the facility.

- c) All illnesses required to be reported under the Control of Communicable Diseases Code and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693) shall be reported immediately to the local health department and to the Department. The facility shall furnish all pertinent information relating to such occurrences. In addition, the facility shall inform the Department of all incidents of scabies and other skin infestations.
- d) ~~The facility shall notify the Department no later than five working days after the date of the admission of any person with a communicable, contagious, or infectious disease. The notice to the Department shall include at least the date of the admission and the nature of the condition.~~
- e) ~~Infection control responsibilities~~
 - 1) ~~Policies and procedures for investigating, controlling, and preventing infections in the facility shall be established and followed. A group, either an infection control committee, quality assurance committee, or other facility entity, shall periodically review the results of investigations and activities to control infections. The policies and procedures shall be consistent with and include the requirements of the Control of Communicable Diseases Code and Control of Sexually Transmissible Diseases Code. Activities shall be monitored to ensure that these policies and procedures are followed.~~
 - 2) ~~Each facility shall adhere to the recommendations of the U.S. Public Health Service contained in the publication entitled "Guidelines for the Prevention and Control of Nosocomial Infection." This publication may be obtained from the Center for Infectious Diseases, Centers for Disease Control, U.S. Public Health Service, Department of Health and Human Services, Atlanta, Georgia 30333. This publication includes the following guidelines:~~
 - A) ~~"Guideline for Prevention of Catheter-Associated Urinary Tract~~

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- ~~Infections" (February 1, 1981).~~
- B) ~~"Guideline for Handwashing and Hospital Environmental Control" (January 1, 1985).~~
- C) ~~"Guideline for Prevention of Intravascular Infections" (August 1, 1991).~~
- D) ~~"Guideline for Prevention of Surgical Wound Infections" (March 1982, Revised 1985).~~
- E) ~~"Guideline for Prevention of Nosocomial Pneumonia" (January 3, 1997).~~
- F) ~~"Guideline for Isolation Precautions in Hospitals" (January 1, 1996).~~
- G) ~~"Guideline for Infection Control in Hospital Personnel" (July 1, 1983).~~

(Source: Amended at 29 Ill. Reg. 12852, effective August 2, 2005)

Section 300.1060 Vaccinations

- a) A facility shall annually administer a vaccination against influenza to each resident, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention that are most recent to the time of vaccination, unless the vaccination is medically contraindicated or the resident has refused the vaccine. Influenza vaccinations for all residents age 65 and over shall be completed by November 30 of each year or as soon as practicable if vaccine supplies are not available before November 1. Residents admitted after November 30, during the flu season, and until February 1 shall, as medically appropriate, receive an influenza vaccination prior to or upon admission or as soon as practicable if vaccine supplies are not available at the time of the admission, unless the vaccine is medically contraindicated or the resident has refused the vaccine. (Section 2-213 of the Act)
- b) A facility shall document in the resident's medical record that an annual vaccination against influenza was administered, refused or medically contraindicated. (Section 2-213 of the Act)

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- c) [A facility shall provide or arrange for administration of a pneumococcal vaccination to each resident who is age 65 or over, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention, who has not received this immunization prior to or upon admission to the facility unless the resident refuses the offer for vaccination or the vaccination is medically contraindicated. \(Section 2-213 of the Act\)](#)
- d) [A facility shall document in each resident's medical record that a vaccination against pneumococcal pneumonia was offered and administered, refused, or medically contraindicated. \(Section 2-213 of the Act\)](#)

(Source: Added at 29 Ill. Reg. 12852, effective August 2, 2005)

SUBPART G: RESIDENT CARE SERVICES

[Section 300.1450 Language Assistance Services](#)

[A facility shall provide language assistance services in accordance with the Language Assistance Services Act \[210 ILCS 87\] and the Language Assistance Services Code \(77 Ill. Adm. Code 940\).](#)

(Source: Added at 29 Ill. Reg. 12852, effective August 2, 2005)

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- 1) Heading of the Part: Sheltered Care Facilities Code
- 2) Code Citation: 77 Ill. Adm. Code 330
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
330.340	Amendment
330.720	Amendment
330.790	New Section
330.795	New Section
330.911	Amendment
330.113	Amendment
330.1160	New Section
- 4) Statutory Authority: [210 ILCS 45]
- 5) Effective date of amendments: August 2, 2005
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain any incorporations by reference? Yes
- 9) A copy of the adopted amendments, including any material incorporated by reference, is on file in the Department's principal office and is available for public inspection.
- 9) Notice of Proposal was Published in Illinois Register: August 6, 2004 - 28 Ill. Reg. 10934
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Difference between proposal and final version: The following changes were made in response to comments received during the first notice or public comment period: None

The following substantive changes were made in response to comments and suggestions of the JCAR: None

In addition, various typographical, grammatical and form changes were made in response to the comments from JCAR.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes

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- 13) Will these amendments replace any emergency amendments currently in effect? No
- 14) Are there any other amendments pending on this Part? Yes

<u>Section Number</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
330.120	Amendment	29 Ill. Reg. 1799

- 15) Summary and purpose of the amendments: Part 330 establishes licensing requirements for sheltered care facilities. Section 330.340 (Incorporated and Referenced Materials) was amended to update incorporated and referenced materials and to add infection control guidelines of the Centers for Disease Control. Section 330.720 (Admission and Discharge Policies) was amended to move language concerning involuntary discharges and transfers to subsection (a) and to delete language that limits "at risk" residents to those who are mentally ill and in need of mental treatment. Statutory language concerning vaccinations, which was deleted in the Nursing Home Care Act by Public Act 93-0384 (effective July 25, 2003), was deleted. Section 330.790 (Infection Control) was added to set forth infection control requirements. Section 330.795 (Language Assistance Services) was added to require compliance with the Language Assistance Services Act [210 ILCS 87], which was amended by Public Act 93-0564 (effective January 1, 2004) to make compliance with the Language Assistance Act mandatory, rather than voluntary, for hospitals and long-term care facilities. Section 330.911 (Health Care Worker Background Check) was amended to replace existing text with a requirement that facilities comply with the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955) (adopted at 28 Ill. Reg. 14133, effective October 15, 2004). Section 330.1130 (Communicable Disease Policies) was amended to include a reference to involuntary discharge and transfer requirements in Section 330.720. Section 330.1160 (Vaccinations) was added to set forth the requirements that were added to the Nursing Home Care Act by P.A. 93-0384.
- 16) Information and questions regarding these adopted amendments shall be directed to:

Susan Meister
Division of Legal Services
Department of Public Health
535 West Jefferson, Fifth Floor
Springfield, Illinois 62761

217/782-2043
e-mail: rules@idph.state.il.us

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

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER c: LONG-TERM CARE FACILITIESPART 330
SHELTERED CARE FACILITIES CODE

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AUTHORITY: Implementing and authorized by the Nursing Home Care Act [210 ILCS 45].

SOURCE: Emergency rules adopted at 4 Ill. Reg. 10, p. 807, effective March 1, 1980, for a maximum of 150 days; adopted at 4 Ill. Reg. 30, p. 933, effective July 28, 1980; amended at 6 Ill. Reg. 5981, effective May 3, 1982; amended at 6 Ill. Reg. 8198, effective June 29, 1982; amended at 6 Ill. Reg. 14547, effective November 8, 1982; amended at 6 Ill. Reg. 14681, effective November 15, 1982; amended at 7 Ill. Reg. 1963, effective January 28, 1983; amended

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at 7 Ill. Reg. 6973, effective May 17, 1983; amended at 7 Ill. Reg. 15825, effective November 15, 1983; amended at 8 Ill. Reg. 15596, effective August 15, 1984; amended at 8 Ill. Reg. 15941, effective August 17, 1984; codified at 8 Ill. Reg. 19790; amended at 8 Ill. Reg. 24241, effective November 28, 1984; amended at 8 Ill. Reg. 24696, effective December 7, 1984; amended at 9 Ill. Reg. 2952, effective February 25, 1985; amended at 9 Ill. Reg. 10974, effective July 1, 1985; amended at 11 Ill. Reg. 16879, effective October 1, 1987; amended at 12 Ill. Reg. 1017, effective December 24, 1987; amended at 12 Ill. Reg. 16870, effective October 1, 1988; emergency amendment at 12 Ill. Reg. 18939, effective October 24, 1988, for a maximum of 150 days; emergency expired March 23, 1989; amended at 13 Ill. Reg. 6562, effective April 17, 1989; amended at 13 Ill. Reg. 19580, effective December 1, 1989; amended at 14 Ill. Reg. 14928, effective October 1, 1990; amended at 15 Ill. Reg. 516, effective January 1, 1991; amended at 16 Ill. Reg. 651, effective January 1, 1992; amended at 16 Ill. Reg. 14370, effective September 3, 1992; emergency amendment at 17 Ill. Reg. 2405, effective February 3, 1993, for a maximum of 150 days; emergency expired on July 3, 1993; emergency amendment at 17 Ill. Reg. 8000, effective May 6, 1993, for a maximum of 150 days; emergency expired on October 3, 1993; amended at 17 Ill. Reg. 15089, effective September 3, 1993; amended at 17 Ill. Reg. 16180, effective January 1, 1994; amended at 17 Ill. Reg. 19258, effective October 26, 1993; amended at 17 Ill. Reg. 19576, effective November 4, 1993; amended at 17 Ill. Reg. 21044, effective November 20, 1993; amended at 18 Ill. Reg. 1475, effective January 14, 1994; amended at 18 Ill. Reg. 15851, effective October 15, 1994; amended at 19 Ill. Reg. 11567, effective July 29, 1995; emergency amendment at 20 Ill. Reg. 552, effective January 1, 1996, for a maximum of 150 days; emergency expired on May 29, 1996; amended at 20 Ill. Reg. 10125, effective July 15, 1996; amended at 20 Ill. Reg. 12160, effective September 10, 1996; amended at 22 Ill. Reg. 4078, effective February 13, 1998; amended at 22 Ill. Reg. 7203, effective April 15, 1998; amended at 22 Ill. Reg. 16594, effective September 18, 1998; amended at 23 Ill. Reg. 1085, effective January 15, 1999; amended at 23 Ill. Reg. 8064, effective July 15, 1999; amended at 24 Ill. Reg. 17304, effective November 1, 2000; amended at 25 Ill. Reg. 4901, effective April 1, 2001; amended at 26 Ill. Reg. 4859, effective April 1, 2002; amended at 26 Ill. Reg. 10559, effective July 1, 2002; emergency amendment at 27 Ill. Reg. 2202, effective February 1, 2003, for a maximum of 150 days; emergency expired June 30, 2003; emergency amendment at 27 Ill. Reg. 5473, effective March 25, 2003, for a maximum of 150 days; emergency expired August 21, 2003; amended at 27 Ill. Reg. 5886, effective April 1, 2003; emergency amendment at 27 Ill. Reg. 14218, effective August 15, 2003, for a maximum of 150 days; emergency expired January 11, 2004; amended at 27 Ill. Reg. 15880, effective September 25, 2003; amended at 27 Ill. Reg. 18130, effective November 15, 2003; expedited correction at 28 Ill. Reg. 3541, effective November 15, 2003; amended at 28 Ill. Reg. 11195, effective July 22, 2004; emergency amendment at 29 Ill. Reg. 11879, effective July 12, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 12891, effective August 2, 2005.

SUBPART A: GENERAL PROVISIONS

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Section 330.340 Incorporated and Referenced Materials

- a) The following ~~private and professional association~~ standards and guidelines are incorporated in this Part:
- 1) For existing facilities (see Subpart O), National Fire Protection Association (NFPA) Standard No. 101: Life Safety Code, Appendix B (1981) and Standard No. 70: National Electric Code (1981), which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 0126902269.
 - 2) For new facilities (see Subpart M), the following standards of the National Fire Protection Association (NFPA), which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 0126902269:
 - A) NFPA 17A, Standard for Wet Chemical Extinguishing Systems – 2002 Edition
 - B) NFPA 20, Standard for the Installation of Stationary Pumps for Fire Protection – 1999 Edition
 - C) NFPA 22, Standard for Water Tanks for Private Fire Protection – 1998 Edition
 - D) NFPA 24, Standard for the Installation of Private Fire Service Mains and Their Appurtenances – 2002 Edition
 - E) NFPA 50, Standard for Bulk Oxygen Systems at Consumer Sites – 2001 Edition
 - F) NFPA 70B, Recommended Practice for Electrical Equipment Maintenance – 2002 Edition
 - G) NFPA 70E, Standard for Electrical Safety Requirements for Employee Workplaces – 2000 Edition
 - H) NFPA 80A, Recommended Practice for Protection of Buildings from Exterior Fire Exposures – 2001 Edition

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- I) NFPA 101, Life Safety Code, ~~Chapter 33~~ – 2000 Edition
- J) NFPA 105, Recommended Practice for the Installation of Smoke-Control Door Assemblies – 1999 Edition
- 3) For new and existing facilities (see Section 330.1510) NFPA 99: Standard for Health Care Facilities – 2002 Edition
- 4) The following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services may be obtained from the National Technical Information Services (NTIS), U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161:
 - A) Guideline for Hand Hygiene in Health-Care Settings (October 2002)
 - B) Guideline for Prevention of Nosocomial Pneumonia (February 1994)
 - C) Guideline for Isolation Precautions in Hospitals (February 18, 1997)
 - D) Guidelines for Infection Control in Health Care Personnel (1998)
- b) All incorporations by reference of federal guidelines and the standards of nationally recognized organizations refer to the standards on the date specified and do not include any amendments or editions subsequent to the date specified.
- c) The following statutes and State regulations are referenced in this Part:
 - 1) Federal statutes:
 - A) Civil Rights Act of 1964 (42 USC2000e et seq.)
 - B) Social Security Act (42 USC 301 et seq., 1395 et seq. and 1396 et seq.)
 - C) Controlled Substances Act (2 USC 802)

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- 2) State of Illinois statutes:
- A) Illinois Alcoholism and Other Drug Dependency Act [20 ILCS 305]
 - B) Child Care Act of 1969 [225 ILCS 10]
 - C) Court of Claims Act [705 ILCS 505]
 - D) Illinois Dental Practice Act [225 ILCS 25]
 - E) Election Code [10 ILCS 5]
 - F) Freedom of Information Act [5 ILCS 140]
 - G) General Not For Profit Corporation Act of 1986 [805 ILCS 105]
 - H) Hospital Licensing Act [210 ILCS 85]
 - I) Illinois Health Facilities Planning Act [20 ILCS 3960]
 - J) Illinois Municipal Code [65 ILCS 5]
 - K) Life Care Facilities Act [210 ILCS 40]
 - L) Local Governmental and Governmental Employees Tort Immunity Act [745 ILCS 10]
 - M) Medical Practice Act of 1987 [225 ILCS 60]
 - N) Mental Health and Developmental Disabilities Code [405 ILCS 5]
 - O) Nursing and Advanced Practice Nursing Act [225 ILCS 65]
 - P) Nursing Home Administrators Licensing and Disciplinary Act [225 ILCS 70]
 - Q) Nursing Home Care Act [210 ILCS 45]

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- R) Illinois Occupational Therapy Practice Act [225 ILCS 75]
- S) Pharmacy Practice Act of 1987 [225 ILCS 85]
- T) Illinois Physical Therapy Act [225 ILCS 90]
- U) Private Sewage Disposal Licensing Act [225 ILCS 225]
- V) Probate Act of 1975 [755 ILCS 5]
- W) Illinois Public Aid Code [305 ILCS 5]
- X) Illinois Administrative Procedure Act [5 ILCS 100]
- Y) Clinical Psychologist Licensing Act [225 ILCS 15]
- Z) Dietetic and Nutrition Services Practice Act [225 ILCS 30]
- AA) Health Care Worker Background Check Act [225 ILCS 46]
- ~~BB) Criminal Code of 1961 [720 ILCS 5]~~
- ~~CC) Cannabis Control Act [720 ILCS 550]~~
- ~~BB)DD) Clinical Social Work and Social Work Practice Act [225 ILCS 20]~~
- ~~CC)EE) Living Will Act [755 ILCS 35]~~
- ~~DD)FF) Powers of Attorney for Health Care Law [755 ILCS 45/Art. IV]~~
- ~~EE)GG) Health Care Surrogate Act [755 ILCS 40]~~
- ~~FF)HH) Right of Conscience Act [745 ILCS 70]~~
- ~~GG)H) Abused and Neglected Long-Term Care Facility Residents Reporting Act [210 ILCS 30]~~
- ~~JJ) Illinois Controlled Substances Act [720 ILCS 570]~~

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~~HH)KK)~~ Supportive Residences Licensing Act [210 ILCS 65]

~~II)LL)~~ Community Residential Alternatives Licensing Act [210 ILCS 140]

~~JJ)MM)~~ Community Living Facilities Licensing Act [210 ILCS 35]

~~KK)NN)~~ Community-Integrated Living Arrangements Licensure and Certification Act [210 ILCS 135]

~~LL)OO)~~ Counties Code [55 ILCS 5]

~~MM)PP)~~ Alzheimer's Special Care Disclosure Act [220 ILCS 4]

~~NN)QQ)~~ Tort Immunity Act [745 ILCS 10]

~~OO)RR)~~ Illinois Act on the Aging [20 ILCS 105]

~~PP)SS)~~ Speech-Language Pathology and Audiology Practice Act [225 ILCS 110]

~~QQ)TT)~~ Assisted Living and Shared Housing Act [210 ILCS 9]

~~RR)UU)~~ Alternative Health Care Delivery Act [210 ILCS 3]

~~VV) — Wrongs to Children Act [720 ILCS 150]~~

~~WW) — Criminal Jurisprudence Act [720 ILCS 115]~~

~~XX) — Uniform Conviction Information Act [20 ILCS 2635]~~

~~SS)YY)~~ Podiatric Medical Practice Act of 1987 [225 ILCS 100]

~~TT)ZZ)~~ Illinois Optometric Practice Act of 1987 [225 ILCS 80]

~~UU)AAA)~~ Physician Assistant Practice Act of 1987 [225 ILCS 95]

VV) Language Assistance Services Act [210 ILCS 87]

3) State of Illinois rules:

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- A) Capital Development Board, Illinois Accessibility Code (71 Ill. Adm. Code 400)

- B) Department of Public Health
 - i) Control of Communicable Diseases Code (77 Ill. Adm. Code 690)
 - ii) Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693)
 - iii) Food Service Sanitation Code (77 Ill. Adm. Code 750)
 - iv) Illinois Plumbing Code (77 Ill. Adm. Code 890)
 - v) Private Sewage Disposal Code (77 Ill. Adm. Code 905)
 - vi) Drinking Water Systems Code (77 Ill. Adm. Code 900)
 - vii) Illinois Water Well Construction Code (77 Ill. Adm. Code 920)
 - viii) Illinois Water Well Pump Installation Code (77 Ill. Adm. Code 925)
 - ix) Freedom of Information Code (2 Ill. Adm. Code 1126)
 - x) Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100)
 - xi) Skilled Nursing and Intermediate Care Facilities Code (77 Ill. Adm. Code 300)
 - xii) Intermediate Care for the Developmentally Disabled Facilities Code (77 Ill. Adm. Code 350)
 - xiii) Long-Term Care for Under Age 22 Facilities Code (77 Ill. Adm. Code 390)

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- xiv) Long-Term Care Assistants and Aides Training Programs Code (77 Ill. Adm. Code 395)
- xv) Control of Tuberculosis Code (7 Ill. Adm. Code 696)
- xvi) Health Care Worker Background Check Code (77 Ill. Adm. Code 955)
- xvii) Language Assistance Services Code (77 Ill. Adm. Code 940)
- ~~C) Department of Professional Regulation, Controlled Substances Act (77 Ill. Adm. Code 3100)~~
- CD) Department of Human Services, Alcoholism and Substance Abuse Treatment and Intervention Licenses (77 Ill. Adm. Code 2060)
- DE) Office of the State Fire Marshal, Fire Prevention and Safety (41 Ill. Adm. Code 100)

(Source: Amended at 29 Ill. Reg. 12891, effective August 2, 2005)

SUBPART C: POLICIES

Section 330.720 Admission and Discharge Policies

- a) All involuntary discharges and transfers shall be in accordance with Sections 3-401 through 3-423 of the Act. Admission Restrictions
- b)4) No resident determined by professional evaluation to be in need of nursing care shall be admitted to or kept in a sheltered care facility. Neither shall any such resident be kept in a distinct part designated and classified for sheltered care.
- c)2) Homes in Chicago licensed as Residential Care (Half-Way) Homes shall only accept and keep persons requiring residential care. Residential care is defined as maintenance and oversight. Oversight is defined as general watchfulness and appropriate action to meet the total needs of residents, exclusive of nursing or personal care, as defined in Chapter 136.1 of the "Municipal Code of the City of Chicago." Oversight shall include, at a minimum, social, recreational, and employment opportunities for residents who, by reason of previous physical or

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mental disability, or in the opinion of a licensed physician, are in need of residential care

- ~~d)~~b) Each facility shall have a policy concerning the admission of persons needing prenatal or maternity care, and a policy concerning the keeping of such persons who become pregnant while they are residents of the facility. If these policies permit such persons to be admitted to, or kept in the facility, then the facility shall have a policy concerning the provision of adequate and appropriate prenatal and maternity care to such individuals from in-house or outside resources.
- ~~e)~~e) No resident shall be admitted to or kept in the facility:
- 1) Who is ~~mentally ill, in need of mental treatment, and~~ at risk because the person is reasonably expected to self-inflict serious physical harm or to inflict serious physical harm on another person in the near future ~~as a result of the mental illness~~, as determined by professional evaluation;
 - 2) Who is destructive of property or her/himself; or
 - 3) Who has serious mental or emotional problems based on medical diagnosis.
- ~~f)~~f) Children under 18 years of age shall not be cared for in a facility for adults.
- ~~g)~~e) A facility shall not refuse to discharge or transfer a resident when requested to do so by the resident himself or, if the resident is incompetent, by the resident's guardian.
- ~~h)~~f) No resident shall be admitted with a communicable, contagious or infectious disease as set forth in Section 330.1130 of this Part.
- ~~i)~~g) A facility shall not admit more residents than the number authorized by the license issued to it.
- ~~h)~~—*Before a prospective resident's admission to a facility, the facility shall advise the prospective resident to consult a physician to determine whether the prospective resident should obtain a vaccination against pneumococcal pneumonia. (Section 2-213 of the Act)*

(Source: Amended at 29 Ill. Reg. 12891, effective August 2, 2005)

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Section 330.790 Infection Control

- a) Policies and procedures for investigating, controlling, and preventing infections in the facility shall be established and followed. The policies and procedures shall be consistent with and include the requirements of the Control of Communicable Diseases Code (77 Ill. Adm. Code 690) and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693). Activities shall be monitored to ensure that these policies and procedures are followed.
- b) A group, i.e., an infection control committee, quality assurance committee, or other facility entity, shall periodically review the results of investigations and activities to control infections.
- c) Depending on the services provided by the facility, each facility shall adhere to the following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services, as applicable (see Section 330.340):
- 1) Guideline for Hand Hygiene in Health-Care Settings
 - 2) Guideline for Prevention of Nosocomial Pneumonia
 - 3) Guideline for Isolation Precautions in Hospitals
 - 4) Guidelines for Infection Control in Health Care Personnel

(Source: Added at 29 Ill. Reg. 12891, effective August 2, 2005)

Section 330.795 Language Assistance Services

A facility shall provide language assistance services in accordance with the Language Assistance Services Act [210 ILCS 87] and the Language Assistance Services Code (77 Ill. Adm. Code 940).

(Source: Added at 29 Ill. Reg. 12891, effective August 2, 2005)

SUBPART D: PERSONNEL

Section 330.911 Health Care Worker Background Check

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A facility shall comply with the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955).

- a) ~~The facility shall not knowingly hire any individual in a position with duties involving direct care for residents if that person has been convicted of committing or attempting to commit one or more of the following offenses (Section 25(a) of the Health Care Worker Background Check Act [225 ILCS 46/25]):~~
- ~~1) Solicitation of murder, solicitation of murder for hire (Sections 8-1.1 and 8-1.2 of the Criminal Code of 1961 [720 ILCS 5/8-1.1 and 8-1.2] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 8-1.1 and 8-1.2));~~
 - ~~2) Murder, homicide, manslaughter or concealment of a homicidal death (Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3 of the Criminal Code of 1961 [720 ILCS 5/9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3; Ill. Rev. Stat. 1985, ch. 38, par. 9-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 3, 236, 358, 360, 361, 362, 363, 364, 364a, 365, 370, 373, 373a, 417, and 474));~~
 - ~~3) Kidnaping or child abduction (Sections 10-1, 10-2, 10-5, and 10-7 of the Criminal Code of 1961 [720 ILCS 5/10-1, 10-2, 10-5, and 10-7] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 10-1, 10-2, 10-5, and 10-7; Ill. Rev. Stat. 1985, ch. 38, par. 10-6; Ill. Rev. Stat. 1961, ch. 38, pars. 384 to 386));~~
 - ~~4) Unlawful restraint or forcible detention (Sections 10-3, 10-3.1, and 10-4 of the Criminal Code of 1961 [720 ILCS 5/10-3, 10-3.1, and 10-4] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 10-3, 10-3.1, and 10-4; Ill. Rev. Stat. 1961, ch. 38, pars. 252, 252.1, and 252.4));~~
 - ~~5) Indecent solicitation of a child, sexual exploitation of a child, exploitation of a child, child pornography (Sections 11-6, 11-9.1, 11-19.2, and 11-20.1 of the Criminal Code of 1961 [720 ILCS 5/11-6, 11-9.1, 11-19.2, and 11-20.1] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 11-6, 11-19.2, and 11-20.1; Ill. Rev. Stat. 1983, ch. 38, par. 11-20a; Ill. Rev. Stat. 1961, ch. 38, pars. 103 and 104));~~
 - ~~6) Assault, battery, heinous battery, tampering with food, drugs or cosmetics, or infliction of great bodily harm (Sections 12-1, 12-2, 12-3, 12-3.1, 12-~~

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- ~~3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7 of the Criminal Code of 1961 [720 ILCS 5/12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7; Ill. Rev. Stat. 1985, ch. 38, par. 9-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 55, 56, and 56a to 60b));~~
- 7) ~~Aggravated stalking (Section 12-7.4 of the Criminal Code of 1961 [720 ILCS 5/12-7.4] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-7.4));~~
- 8) ~~Home invasion (Section 12-11 of the Criminal Code of 1961 [720 ILCS 5/12-11] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-11));~~
- 9) ~~Criminal sexual assault or criminal sexual abuse (Sections 12-13, 12-14, 12-14.1, 12-15, and 12-16 of the Criminal Code of 1961 [720 ILCS 5/12-13, 12-14, 12-14.1, 12-15, and 12-16] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 11-1, 11-2, 11-3, 11-4, 11-5, 12-13, 12-14, 12-15, and 12-16; Ill. Rev. Stat. 1985, ch. 38, pars. 11-1, 11-4, and 11-4.1; Ill. Rev. Stat. 1961, ch. 38, pars. 109, 141, 142, 490, and 491));~~
- 10) ~~Abuse and gross neglect of a long-term care facility resident (Section 12-19 of the Criminal Code of 1961 [720 ILCS 5/12-19] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-19));~~
- 11) ~~Criminal abuse or neglect of an elderly or disabled person (Section 12-21 of the Criminal Code of 1961 [720 ILCS 5/12-21] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-21));~~
- 12) ~~Endangering the life or health of a child (Section 12-21.6 of the Criminal Code of 1961 [720 ILCS 5/12-21.6] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2354; Ill. Rev. Stat. 1961, ch. 38, par. 95));~~
- 13) ~~Ritual mutilation, ritualized abuse of a child (Sections 12-32 and 12-33 of the Criminal Code of 1961 [720 ILCS 5/12-32 and 12-33] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 12-32 and 12-33));~~
- 14) ~~Theft, retail theft (Sections 16-1 and 16A-3 of the Criminal Code of 1961 [720 ILCS 5/16-1 and 16A-3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 16-1 and 16A-3; Ill. Rev. Stat. 1961, ch. 38, pars. 62, 207 to 218, 240 to~~

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~~244, 246, 253, 254.1, 258, 262, 262a, 273, 290, 291, 301a, 354, 387 to 388b, 389, 393 to 400, 404a to 404e, 438, 492 to 496~~);

- 15) ~~Financial exploitation of an elderly person or a person with a disability (Section 16-1.3 of the Criminal Code of 1961 [720 ILCS 5/16-1.3] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 16-1.3));~~
- 16) ~~Forgery (Section 17-3 of the Criminal Code of 1961 [720 ILCS 5/17-3] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 17-3; Ill. Rev. Stat. 1961, ch. 38, pars. 151 and 277 to 286));~~
- 17) ~~Robbery, armed robbery (Sections 18-1 and 18-2 of the Criminal Code of 1961 [720 ILCS 5/18-1 and 18-2] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 18-1 and 18-2));~~
- 18) ~~Vehicular hijacking, aggravated vehicular hijacking, aggravated robbery (Sections 18-3, 18-4, and 18-5 of the Criminal Code of 1961 [720 ILCS 5/18-3, 18-4, and 18-5]);~~
- 19) ~~Burglary, residential burglary (Sections 19-1 and 19-3 of the Criminal Code of 1961 [720 ILCS 5/19-1 and 19-3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 19-1 and 19-3; Ill. Rev. Stat. 1961, ch. 38, pars. 84 to 86, 88, and 501));~~
- 20) ~~Criminal trespass to a residence (Section 19-4 of the Criminal Code of 1961 [720 ILCS 5/19-4] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 19-4));~~
- 21) ~~Arson (Sections 20-1 and 20-1.1 of the Criminal Code of 1961 [720 ILCS 5/20-1 and 20-1.1] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 20-1 and 20-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 48 to 53 and 236 to 238));~~
- 22) ~~Unlawful use of weapons, aggravated discharge of a firearm, or reckless discharge of a firearm (Sections 24-1, 24-1.2, and 24-1.5 of the Criminal Code of 1961 [720 ILCS 5/24-1, 24-1.2, and 24-1.5] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 24-1 and 24-1.2; Ill. Rev. Stat. 1961, ch. 38, pars. 152, 152a, 155, 155a to 158b, 414a to 414e, 414e, and 414g));~~
- 23) ~~Armed violence—elements of the offense (Section 33A-2 of the Criminal Code of 1961 [720 ILCS 5/33A-2] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 33A-2));~~

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- 24) ~~Those provided in Section 4 of the Wrongs to Children Act (Section 4 of the Wrongs to Children Act [720 ILCS 150/4] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2354));~~
- 25) ~~Cruelty to children (Section 53 of the Criminal Jurisprudence Act [720 ILCS 115/53] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2368));~~
- 26) ~~Manufacture, delivery or trafficking of cannabis, delivery of cannabis on school grounds, delivery to person under 18, violation by person under 18 (Sections 5, 5.1, 5.2, 7, and 9 of the Cannabis Control Act [720 ILCS 550/5, 5.1, 5.2, 7, and 9] (formerly Ill. Rev. Stat. 1991, ch. 56½, pars. 705, 705.1, 705.2, 707, and 709)); or~~
- 27) ~~Manufacture, delivery or trafficking of controlled substances (Sections 401, 401.1, 404, 405, 405.1, 407, and 407.1 of the Illinois Controlled Substances Act [720 ILCS 570/401, 401.1, 404, 405, 405.1, 407, and 407.1] (formerly Ill. Rev. Stat. 1991, ch. 56½, pars. 1401, 1401.1, 1404, 1405, 1405.1, 1407, and 1407.1)).~~
- b) ~~The facility shall not knowingly employ or retain any individual in a position with duties involving direct care for residents if that person has been convicted of committing or attempting to commit one or more of the offenses listed in subsections (a)(1) to (27) of this Section unless the applicant, employee or employer obtains a waiver pursuant to this Section. (Section 25(a) of the Health Care Worker Background Check Act)~~
- e) ~~A facility shall not hire, employ, or retain any individual in a position with duties involving direct care of residents if the facility becomes aware that the individual has been convicted in another state of committing or attempting to commit an offense that has the same or similar elements as an offense listed in subsections (a)(1) to (27) of this Section, as verified by court records, records from a State agency, or an FBI criminal history record check. This shall not be construed to mean that a facility has an obligation to conduct a criminal history records check in other states in which an employee has resided. (Section 25(b) of the Act)~~
- d) For the purpose of this Section:
- 1) ~~"Applicant" means an individual seeking employment with a facility who has received a bona fide conditional offer of employment.~~

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- 2) ~~"Conditional offer of employment" means a bona fide offer of employment by a facility to an applicant, which is contingent upon the receipt of a report from the Department of State Police indicating that the applicant does not have a record of conviction of any of the criminal offenses listed in subsections (a)(1) to (27) of this Section.~~
- 3) ~~"Direct care" means the provision of nursing care or assistance with feeding, dressing, movement, bathing, or other personal needs.~~
- 4) ~~"Initiate" means the obtaining of the authorization for a record check from a student, applicant, or employee. (Section 15 of the Health Care Worker Background Check Act)~~
- e) ~~For purposes of the Health Care Worker Background Check Act, the facility shall establish a policy defining which employees provide direct care. In making this determination, the facility shall consider the following:~~
 - 1) ~~The employee's assigned job responsibilities as set forth in the employee's job description;~~
 - 2) ~~Whether the employee is required to or has the opportunity to be alone with residents, with the exception of infrequent or unusual occasions; and~~
 - 3) ~~Whether the employee's responsibilities include physical contact with residents, for example to provide therapy or to draw blood.~~
- f) ~~Beginning January 1, 1996, when the facility makes a conditional offer of employment to an applicant who is not exempt under subsection (w) of this Section for a position with duties that involve direct care for residents, the employer must initiate or have initiated on its behalf a Uniform Conviction Information Act (UCIA) criminal history record check for that applicant. (Section 30(c) of the Health Care Worker Background Check Act) If the applicant is on the Department's Nurse Aide Registry in good standing and has had a UCIA criminal history record check within the last 12 months, the employer need not initiate another check.~~
- g) ~~The facility shall transmit all necessary information and fees to the Illinois State Police within 10 working days after receipt of the authorization. (Section 15 of the Health Care Worker Background Check Act)~~

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- h) ~~The facility may accept an authentic UCIA criminal history record check that has been conducted within the last 12 months rather than initiating a check as required in subsection (f) of this Section.~~
- i) ~~The request for a UCIA criminal history record check shall be made as prescribed by the Department of State Police. The applicant or employee must be notified of the following whenever a non-fingerprint-based UCIA criminal history record check is made:~~
- 1) ~~That the facility shall request or have requested on its behalf a non-fingerprint-based UCIA criminal history record check pursuant to the Health Care Worker Background Check Act.~~
 - 2) ~~That the applicant or employee has a right to obtain a copy of the criminal records report from the facility, challenge the accuracy and completeness of the report, and request a waiver in accordance with this Section.~~
 - 3) ~~That the applicant, if hired conditionally, may be terminated if the non-fingerprint-based criminal records report indicates that the applicant has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the applicant's identity is validated and it is determined that the applicant or employee does not have a disqualifying criminal history record based on a fingerprint-based records check pursuant to subsection (k) of this Section.~~
 - 4) ~~That the applicant, if not hired conditionally, shall not be hired if the non-fingerprint-based criminal records report indicates that the applicant has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the applicant's record is cleared based on a fingerprint-based records check pursuant to subsection (k) of this Section.~~
 - 5) ~~That the employee may be terminated if the criminal records report indicates that the employee has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the employee's record is cleared based on a fingerprint-based records check pursuant to subsection (k) of this Section. (Section 30(e) and (f) of the Health Care Worker Background Check Act)~~

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- j) ~~A facility may conditionally employ an applicant to provide direct care for up to three months pending the results of a UCIA criminal history record check. (Section 30(g) of the Health Care Worker Background Check Act)~~
- k) ~~An applicant or employee whose non-fingerprint based UCIA criminal history record check indicates a conviction for committing or attempting to commit one or more of the offenses listed in subsections (a)(1) to (27) of this Section may request that the facility or its designee commence a fingerprint based UCIA criminal records check by submitting any necessary fees and information in a form and manner prescribed by the Department of State Police. (Section 35 of the Health Care Worker Background Check Act)~~
- l) ~~A facility having actual knowledge from a source other than a non-fingerprint check that an employee has been convicted of committing or attempting to commit one of the offenses enumerated in Section 25 of the Act must initiate a fingerprint based background check within 10 working days after acquiring that knowledge. The facility may continue to employ that individual in a direct care position, may reassign that individual to a non-direct care position, or may suspend the individual until the results of the fingerprint based background check are received. (Section 30(d) of the Health Care Worker Background Check Act)~~
- m) ~~An applicant, employee or employer may request a waiver to subsection (a), (b) or (c) of this Section by submitting the following to the Department within five working days after the receipt of the criminal records report:~~
- 1) ~~A completed fingerprint based UCIA criminal records check form (Section 40(a) of the Health Care Worker Background Check Act) (which the Department will forward to the Department of State Police); and~~
 - 2) ~~A certified check, money order or facility check made payable to the Department of State Police for the amount of money necessary to initiate a fingerprint based UCIA criminal records check.~~
- n) ~~The Department may accept the results of the fingerprint based UCIA criminal records check instead of the items required by subsections (m)(1) and (2) above. (Section 40(a-5) of the Health Care Worker Background Check Act)~~
- o) ~~An application for a waiver shall be denied unless the applicant meets the following requirements and submits documentation thereof with the waiver application:~~

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- ~~1) Except in the instance of payment of court imposed fines or restitution in which the applicant is adhering to a payment schedule, the applicant shall have met all obligations to the court and under terms of parole (i.e., probation has been successfully completed); and~~
- ~~2) The applicant shall have satisfactorily completed a drug and/or alcohol recovery program, if drugs and/or alcohol were involved in the offense.~~
- p) *The Department may grant a waiver based on mitigating circumstances, which may include:*
 - ~~1) The age of the individual at which the crime was committed;~~
 - ~~2) The circumstances surrounding the crime;~~
 - ~~3) The length of time since the conviction;~~
 - ~~4) The applicant's or employee's criminal history since the conviction;~~
 - ~~5) The applicant's or employee's work history;~~
 - ~~6) The applicant's or employee's current employment references;~~
 - ~~7) The applicant's or employee's character references;~~
 - ~~8) Nurse Aide Registry records; and~~
 - ~~9) Other evidence demonstrating the ability of the applicant or employee to perform the employment responsibilities competently and evidence that the applicant or employee does not pose a threat to the health or safety of residents, which may include, but is not limited to, the applicant's or employee's participation in a drug/alcohol rehabilitation program and continued involvement in recovery; the applicant's or employee's participation in anger management or domestic violence prevention programs; the applicant's or employee's status on nurse aide registries in other states; the applicant's or employee's criminal history in other states; or the applicant's or employee's successful completion of all outstanding obligations or responsibilities imposed by or to the court. (Section 40(b) of the Health Care Worker Background Check Act)~~

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- q) ~~Waivers will not be granted to individuals who have not met the following time frames. “Disqualifying” refers to offenses listed in subsections (a)(1) to (27) of this Section:~~
- ~~1) Single disqualifying misdemeanor conviction—waiver consideration no earlier than one year after the conviction date;~~
 - ~~2) Two to three disqualifying misdemeanor convictions—waiver consideration no earlier than three years after the most recent conviction date;~~
 - ~~3) More than three disqualifying misdemeanor convictions—waiver consideration no earlier than five years after the most recent conviction date;~~
 - ~~4) Single disqualifying felony conviction—waiver consideration no earlier than three years after the conviction date;~~
 - ~~5) Two to three disqualifying felony convictions—waiver consideration no earlier than five years after the most recent conviction date;~~
 - ~~6) More than three disqualifying felony convictions—waiver consideration no earlier than ten years after the most recent conviction date.~~
- r) ~~Waivers will not be granted to individuals who have been convicted of committing or attempting to commit one or more of the following offenses:~~
- ~~1) Solicitation of murder, solicitation of murder for hire (Sections 8-1.1 and 8-1.2 of the Criminal Code of 1961 [720 ILCS 5/8-1.1 and 8-1.2]);~~
 - ~~2) Murder, homicide, manslaughter, or concealment of a homicidal death, (Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3 of the Criminal Code of 1961 [720 ILCS 5/9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3]);~~
 - ~~3) Kidnaping or aggravated kidnaping (Sections 10-1 and 10-2 of the Criminal Code of 1961 [720 ILCS 5/10-1 and 10-2]);~~

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- 4) ~~Aggravated battery, heinous battery, or infliction of great bodily harm (Sections 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.6, and 12-4.7 of the Criminal Code of 1961 [720 ILCS 5/12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.6, and 12-4.7]);~~
 - 5) ~~Criminal sexual assault or aggravated criminal sexual assault (Sections 12-13, 12-14, and 12-14.1 of the Criminal Code of 1961 [720 ILCS 5/12-13, 12-14, and 12-14.1]);~~
 - 6) ~~Criminal sexual abuse or aggravated criminal sexual abuse (Sections 12-15 and 12-16 of the Criminal Code of 1961 [720 ILCS 5/12-15 and 12-16]);~~
 - 7) ~~Abuse and gross neglect of a long-term care facility resident (Section 12-19 of the Criminal Code of 1961 [720 ILCS 5/12-19]);~~
 - 8) ~~Criminal abuse or neglect of an elderly or disabled person (Section 12-21 of the Criminal Code of 1961 [720 ILCS 5/12-21]);~~
 - 9) ~~Financial exploitation of an elderly person or a person with a disability (Section 16-1.3 of the Criminal Code of 1961 [720 ILCS 5/16-1.3]);~~
 - 10) ~~Indecent solicitation of a child, sexual exploitation of a child, exploitation of a child, child pornography (Sections 11-6, 11-9.1, 11-19.2, and 11-20.1 of the Criminal Code of 1961 [720 ILCS 5/11-6, 11-9.1, 11-19.2, and 11-20.1]);~~
 - 11) ~~Armed robbery (Section 18-2 of the Criminal Code of 1961 [720 ILCS 5/18-2]); and~~
 - 12) ~~Aggravated vehicular hijacking, aggravated robbery (Sections 18-4 and 18-5 of the Criminal Code of 1961 [720 ILCS 5/18-4 and 18-5]).~~
- s) The Director of Public Health may grant a waiver to an individual who does not meet the requirements of subsection (o), (q), or (r), *based on mitigating circumstances* (see subsection (p)). (Section 40(b) of the Health Care Worker Background Check Act)
- t) *An individual shall not be employed in a direct care position from the time the employer receives the results of a non fingerprint check containing disqualifying*

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~~conditions until the time that the individual receives a waiver from the Department. If the individual challenges the results of the non-fingerprint check, the employer may continue to employ the individual in a direct care position if the individual presents convincing evidence to the employer that the non-fingerprint check is invalid. If the individual challenges the results of the non-fingerprint check, his or her identity shall be validated by a fingerprint based records check in accordance with subsection (k) of this Section. (Section 40(d) of the Health Care Worker Background Check Act)~~

- u) ~~A facility is not obligated to employ or offer permanent employment to an applicant, or to retain an employee who is granted a waiver. (Section 40(f) of the Health Care Worker Background Check Act)~~
- v) ~~A facility may retain the individual in a direct care position if the individual presents clear and convincing evidence to the facility that the non-fingerprint-based criminal records report is invalid and if there is a good faith belief on the part of the employer that the individual did not commit an offense listed in subsections (a)(1) to (27) of this Section, pending positive verification through a fingerprint-based criminal records check. Such evidence may include, but not be limited to:~~
 - 1) ~~certified court records;~~
 - 2) ~~written verification from the State's Attorney's office that prosecuted the conviction at issue;~~
 - 3) ~~written verification of employment during the time period during which the crime was committed or during the incarceration period stated in the report;~~
 - 4) ~~a signed affidavit from the individual concerning the validity of the report;~~
~~or~~
 - 5) ~~documentation from a local law enforcement agency that the individual was not convicted of a disqualifying crime.~~
- w) ~~This Section shall not apply to:~~
 - 1) ~~An individual who is licensed by the Department of Professional Regulation or the Department of Public Health under another law of this~~

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State;

- 2) ~~An individual employed or retained by a health care employer for whom a criminal background check is required by another law of this State; or~~
- 3) ~~A student in a licensed health care field including, but not limited to, a student nurse, a physical therapy student, or a respiratory care student unless he or she is employed by a health care employer in a position with duties involving direct care for residents. (Section 20 of the Health Care Worker Background Check Act)~~
- x) ~~An employer need not initiate an additional criminal background check for an employee if the employer initiated a criminal background check for the employee after January 1, 1996 and prior to January 1, 1998. This subsection applies only to persons employed prior to January 1, 1998. Any person newly employed on or after January 1, 1998 must receive a background check as required by Section 30 of the Health Care Worker Background Check Act. (Section 25.1 of the Health Care Worker Background Check Act)~~
- y) ~~The facility must send a copy of the results of the UCIA criminal history record check to the State Nurse Aide Registry for those individuals who are on the Registry. (Section 30(b) of the Health Care Worker Background Check Act) The facility shall include the individual's Social Security number on the criminal history record check results.~~
- z) ~~The facility shall retain on file for a period of 5 years records of criminal records requests for all employees. The facility shall retain the results of the UCIA criminal history records check and waiver, if appropriate, for the duration of the individual's employment. The files shall be subject to inspection by the Department. A fine of \$500 shall be imposed for failure to maintain these records. (Section 50 of the Health Care Worker Background Check Act)~~
- aa) ~~The facility shall maintain a copy of the employee's criminal history record check results and waiver, if applicable, in the personnel file or other secure location accessible to the Department.~~

(Source: Amended at 29 Ill. Reg. 12891, effective August 2, 2005)

SUBPART E: HEALTH SERVICES AND MEDICAL CARE OF RESIDENTS

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Section 330.1130 Communicable Disease Policies

- a) The facility shall ~~comply with~~meet the Control of Communicable Diseases Code (77 Ill. Adm. Code 690).
- b) The facility shall not knowingly admit a person with a communicable, contagious, or infectious disease, as defined in the Control of Communicable Diseases Code. A resident who is suspected of or diagnosed as having any such disease shall be placed in isolation, if required, in accordance with the Control of Communicable Diseases Code. If the facility believes that it cannot provide the necessary infection control measures, it must initiate an involuntary transfer and discharge pursuant to Article ~~IIII~~, Part 4 of the Act and Section 330.720 of this Part. In determining whether a transfer or discharge is necessary, the burden of proof rests on the facility.
- c) All illnesses required to be reported under the Control of Communicable Diseases Code and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693) shall be reported immediately to the local health department and to the Department. The facility shall furnish all pertinent information relating to such occurrences. In addition, the facility shall also inform the Department of all incidents of scabies and other skin infestations.

(Source: Amended at 29 Ill. Reg. 12891, effective August 2, 2005)

Section 330.1160 Vaccinations

- a) A facility shall annually administer a vaccination against influenza to each resident, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention that are most recent to the time of vaccination, unless the vaccination is medically contraindicated or the resident has refused the vaccine. Influenza vaccinations for all residents age 65 and over shall be completed by November 30 of each year or as soon as practicable if vaccine supplies are not available before November 1. Residents admitted after November 30, during the flu season, and until February 1 shall, as medically appropriate, receive an influenza vaccination prior to or upon admission or as soon as practicable if vaccine supplies are not available at the time of the admission, unless the vaccine is medically contraindicated or the resident has refused the vaccine. (Section 2-213 of the Act)

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- b) A facility shall document in the resident's medical record that an annual vaccination against influenza was administered, refused or medically contraindicated. (Section 2-213 of the Act)
- c) A facility shall provide or arrange for administration of a pneumococcal vaccination to each resident who is age 65 or over, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention, who has not received this immunization prior to or upon admission to the facility unless the resident refuses the offer for vaccination or the vaccination is medically contraindicated. (Section 2-213 of the Act)
- d) A facility shall document in each resident's medical record that a vaccination against pneumococcal pneumonia was offered and administered, refused, or medically contraindicated. (Section 2-213 of the Act)

(Source: Added at 29 Ill. Reg. 12891, effective August 2, 2005)

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- 1) Heading of the Part: Illinois Veterans' Homes Code
- 2) Code Citation: 77 Ill. Adm. Code 340
- 3)

<u>Section Numbers</u> :	<u>Adopted Action</u> :
340.1010	Amendment
340.1310	Amendment
340.1335	Amendment
340.1377	Amendment
340.1510	Amendment
340.1640	New Section
340.1645	New Section
- 4) Statutory Authority: [210 ILCS 45]
- 5) Effective Date of Rulemaking: August 2, 2005
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain any incorporations by reference? Yes
- 10) A copy of the adopted amendments, including any material incorporated by reference, is on file in the Department's principal office and is available for public inspection.
- 9) Notices of Proposal Published in Illinois Register: August 6, 2004; 28 Ill. Reg. 10969
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Differences between proposal and final version: The following changes were made in response to comments received during the first notice or public comment period: None

The following changes were made in response to comments and suggestions of the JCAR:

1. In Section 340.1010 (c)(14), "Financial Aid" was added after "of".
2. At the end, an incorrectly numbered Section header was changed to "Section 340.1645" from "340.1650".

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In addition, various typographical, grammatical and form changes were made in response to the comments from JCAR.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will these amendments replace any emergency amendments currently in effect? No
- 14) Are there any amendments pending on this Part? Yes

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
340.1120	Amendment	28 Ill. Reg. 1811

- 15) Summary and Purpose of the Rulemaking:

Part 340 establishes licensing requirements for Illinois veterans' homes. Section 340.1010 (Incorporated and Referenced Materials) was amended to update incorporated and referenced materials. Section 340.1310 (Admission and Discharge Policies) was amended to move language concerning involuntary discharges and transfers to a new subsection (a) and to delete statutory language concerning vaccinations, which was removed from the Nursing Home Care Act by Public Act 93-0384 (effective July 25, 2003). Section 340.1335 (Infection Control) was amended to update incorporated materials. Section 340.1377 (Health Care Worker Background Check) was amended to replace the existing text with a requirement that facilities comply with the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955) (adopted at 28 Ill. Reg. 14133, effective October 15, 2004). Section 340.1510 (Communicable Disease Policies) was amended to reference Section 340.1310 and to remove a requirement that facilities notify the Department upon the admission of a resident with a communicable, contagious, or infectious disease. Section 340.1640 (Vaccinations) was added to set forth requirements that were added to the Nursing Home Care Act by P.A. 93-0384. Section 340.1650 (Language Assistance Services) was added to require compliance with the Language Assistance Services Act [210 ILCS 87], which was amended by Public Act 93-0564 (effective January 1, 2004) to make compliance with the Language Assistance Services Act mandatory, rather than voluntary, for hospitals and long-term care facilities.

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

Susan Meister
Division of Legal Services

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

Department of Public Health
535 West Jefferson, Fifth Floor
Springfield, Illinois 62761

217/782-2043

e-mail: rules@idph.state.il.us

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

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER c: LONG-TERM CARE FACILITIESPART 340
ILLINOIS VETERANS' HOMES CODE

SUBPART A: GENERAL PROVISIONS

Section

340.1000	Definitions
340.1010	Incorporated and Referenced Materials
340.1110	General Requirements
340.1115	Federal Veterans' Regulations
340.1120	Application for License
340.1125	Alzheimer's Special Care Disclosure
340.1130	Criteria for Adverse Licensure Actions
340.1140	Denial of Initial License
340.1150	Revocation or Denial of Renewal of License
340.1160	Inspections, Surveys, Evaluations, and Consultations
340.1170	Presentation of Findings by the Department
340.1190	Ownership Disclosure
340.1200	Monitor and Receivership
340.1210	Determination of a Violation
340.1220	Determination of the Level of a Violation
340.1230	Plans of Correction and Reports of Correction
340.1240	Calculation of Penalties
340.1245	Conditions for Assessment of Penalties
340.1250	Reduction or Waiver of Penalties
340.1255	Supported Congregate Living Arrangement Demonstration
340.1260	Waivers

SUBPART B: POLICIES AND FACILITY RECORDS

Section

340.1300	Facility Policies
340.1310	Admission and Discharge Policies
340.1320	Disaster Preparedness
340.1330	Serious Incidents and Accidents
340.1335	Infection Control

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340.1340	Facility Record Requirements
340.1350	Personnel Policies
340.1360	Initial Health Evaluation for Employees
340.1370	Administrator
340.1375	Personnel Requirements
340.1376	Registry of Certified Nursing Assistants
340.1377	Health Care Worker Background Check
340.1378	Resident Attendants
340.1380	Contacting Local Law Enforcement

SUBPART C: RESIDENT RIGHTS

Section	
340.1400	Implementation of Resident Rights and Facility Responsibilities
340.1410	General
340.1420	Contract Between Resident and Facility
340.1430	Residents' Advisory Council
340.1440	Abuse and Neglect
340.1450	Communication and Visitation
340.1460	Resident's Funds
340.1470	Transfer or Discharge
340.1480	Complaint Procedures
340.1490	Private Right of Action

SUBPART D: HEALTH SERVICES

Section	
340.1500	Medical Care Policies
340.1505	Medical, Nursing and Restorative Services
340.1510	Communicable Disease Policies
340.1520	Tuberculin Skin Test Procedures
340.1530	Physician Services
340.1535	Dental Programs
340.1540	Life-Sustaining Treatments
340.1550	Obstetrical and Gynecological Care
340.1560	Nursing Personnel
340.1570	Personal Care
340.1580	Restraints
340.1590	Nonemergency Use of Physical Restraints
340.1600	Emergency Use of Physical Restraints

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- 340.1610 Unnecessary, Psychotropic, and Antipsychotic Drugs
- 340.1620 Medication Administration (Repealed)
- 340.1630 Self-Administration of Medication (Renumbered)
- [340.1640 Vaccinations](#)
- [340.1645 Language Assistance Services](#)

SUBPART E: MEDICATIONS

Section

- 340.1650 Medication Policies and Procedures
- 340.1655 Compliance with Licensed Prescriber's Orders
- 340.1660 Administration of Medication
- 340.1665 Control of Medication
- 340.1670 Labeling and Storage of Medication
- 340.1675 Self-Administration of Medication

SUBPART F: RESIDENT LIVING SERVICES

Section

- 340.1700 Recreational and Activity Programs
- 340.1710 Social Services
- 340.1720 Work Programs
- 340.1730 Volunteer Program

SUBPART G: RESIDENT RECORDS

Section

- 340.1800 Resident Record Requirements
- 340.1810 Content of Medical Records
- 340.1820 Records Pertaining to Resident's Property
- 340.1830 Retention, Transfer, and Inspection of Records
- 340.1840 Confidentiality of Resident's Records

SUBPART H: FOOD SERVICE

Section

- 340.1900 Food Service Staff
- 340.1910 Diet Orders
- 340.1920 Meal Planning
- 340.1930 Therapeutic Diets (Repealed)

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- 340.1940 Menus and Food Records
- 340.1950 Food Preparation and Service
- 340.1960 Kitchen Equipment, Utensils and Supplies

SUBPART I: PHYSICAL PLANT SERVICES,
FURNISHINGS, EQUIPMENT AND SUPPLIES

Section

- 340.2000 Maintenance
- 340.2010 Water Supply, Sewage Disposal and Plumbing
- 340.2020 Housekeeping
- 340.2030 Laundry Services
- 340.2040 Furnishings
- 340.2050 Equipment and Supplies

340.TABLE A Heat Index Table/Apparent Temperature

340.TABLE B Guidelines for the Use of Various Drugs

AUTHORITY: Implementing and authorized by the Nursing Home Care Act [210 ILCS 45].

SOURCE: Emergency rule adopted at 18 Ill. Reg. 10391, effective June 21, 1994, for a maximum of 150 days; emergency rule expired November 18, 1994; adopted at 19 Ill. Reg. 5679, effective April 3, 1995; emergency amendment at 20 Ill. Reg. 496, effective January 1, 1996, for a maximum of 150 days; emergency expired May 29, 1996; amended at 20 Ill. Reg. 10045, effective July 15, 1996; amended at 20 Ill. Reg. 12013, effective September 10, 1996; amended at 22 Ill. Reg. 3959, effective February 13, 1998; amended at 22 Ill. Reg. 7162, effective April 15, 1998; amended at 23 Ill. Reg. 1038, effective January 15, 1999; amended at 23 Ill. Reg. 7931, effective July 15, 1999; amended at 24 Ill. Reg. 17225, effective November 1, 2000; amended at 25 Ill. Reg. 4869, effective April 1, 2001; amended at 26 Ill. Reg. 4870, effective April 1, 2002; amended at 26 Ill. Reg. 10589, effective July 1, 2002; emergency amendment at 27 Ill. Reg. 2222, effective February 1, 2003, for a maximum of 150 days; emergency expired June 30, 2003; amended at 27 Ill. Reg. 5903, effective April 1, 2003; emergency amendment at 27 Ill. Reg. 14230, effective August 15, 2003, for a maximum of 150 days; emergency expired January 11, 2004; amended at 27 Ill. Reg. 15904, effective September 25, 2003; amended at 27 Ill. Reg. 18148, effective November 15, 2003; amended at 28 Ill. Reg. 11209, effective July 22, 2004; emergency amendment at 29 Ill. Reg. 11931, effective July 12, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 12924, effective August 2, 2005.

SUBPART A: GENERAL PROVISIONS

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

Section 340.1010 Incorporated and Referenced Materials

a) The following regulations and standards are incorporated in this Part:

1) Private and professional association standards:

NFPA No. 99: Standard for Health Care Facilities (2000 Edition), which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts [0216902269](tel:6176902269). (See Section 340.1650.)

2) Federal [guidelinesgovernment publications](#):

The following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services, may be obtained from the National Technical Information Service (NTIS), U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161:

A) Guideline for Prevention of Catheter-Associated Urinary Tract Infections (October 1981);

B) [Guideline for Hand Hygiene in Health-Care Settings \(October 2002\)](#)~~Guideline for Handwashing and Hospital Environmental Control (1985)~~;

C) Guidelines for Prevention of Intravascular Catheter-Related Infections (2002);

D) Guideline for Prevention of Surgical Site Infection (1999);

E) Guideline for Prevention of Nosocomial Pneumonia (February 1994);

F) Guideline for Isolation Precautions in Hospitals (February 18, 1997);

G) Guidelines for Infection Control in Health Care Personnel (1998).

3) Federal regulations:

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- A) Definitions (38 CFR 51.2, effective February 7, 2000);
 - B) Resident rights (38 CFR 51.70, effective February 7, 2000);
 - C) Admission, transfer and discharge rights (38 CFR 51.80, effective February 7, 2000);
 - D) Resident behavior and facility practices (38 CFR 51.90, effective February 7, 2000);
 - E) Quality of life (38 CFR 51.100, effective February 7, 2000);
 - F) Resident assessment (38 CFR 51.110, effective February 7, 2000);
 - G) Quality of care (38 CFR 51.120, effective February 7, 2000);
 - H) Nursing services (38 CFR 51.130, effective February 7, 2000);
 - I) Dietary services (38 CFR 51.140, effective February 7, 2000);
 - J) Physician services (38 CFR 51.150, effective February 7, 2000);
 - K) Specialized rehabilitative services (38 CFR 51.160, effective February 7, 2000);
 - L) Dental services (38 CFR 51.170, effective February 7, 2000);
 - M) Pharmacy services (38 CFR 51.180, effective February 7, 2000);
 - N) Infection control (38 CFR 51.190, effective February 7, 2000);
 - O) Physical environment (38 CFR 51.200, effective February 7, 2000);
 - P) Administration (38 CFR 51.210, effective February 7, 2000);
 - Q) Prescriptions (21 CFR 1306, effective April 1, 2002).
- b) The following federal and State statutes are referenced in this Part:

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- 1) Civil Rights Act of 1964 (42 USC 2000e et seq.);
- 2) Social Security Act (42 USC 301 et seq., 1395 et seq., and 1396 et seq.);
- 3) Veterans' Benefits (38 USC 101; 38 USC 641 et seq.);
- 4) Controlled Substances Act (21 USC 802);
- 5) Illinois Dental Practice Act [225 ILCS 25];
- 6) Election Code [10 ILCS 5];
- 7) Freedom of Information Act [5 ILCS 140];
- 8) General Not For Profit Corporation Act of 1986 [805 ILCS 105];
- 9) Illinois Health Facilities Planning Act [20 ILCS 3960];
- 10) Nursing and Advanced Practice Nursing Act [225 ILCS 65];
- 11) Illinois Occupational Therapy Practice Act [225 ILCS 75];
- 12) Illinois Physical Therapy Act [225 ILCS 90];
- 13) Life Care Facilities Act [210 ILCS 40];
- 14) Medical Practice Act of 1987 [225 ILCS 60];
- 15) Mental Health and Developmental Disabilities Code [405 ILCS 5];
- 16) Nursing Home Administrators Licensing and Disciplinary Act [225 ILCS 70];
- 17) Nursing Home Care Act [210 ILCS 45];
- 18) Pharmacy Practice Act of 1987 [225 ILCS 85];
- 19) Probate Act of 1975 [755 ILCS 5];

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- 20) Illinois Public Aid Code [305 ILCS 5].
- 21) Counties Code [55 ILCS 5];
- 22) Hospital Licensing Act [210 ILCS 85];
- 23) Child Care Act of 1969 [225 ILCS 10];
- 24) Community Living Facilities Licensing Act [210 ILCS 35];
- 25) Community Residential Alternatives Licensing Act [210 ILCS 40];
- 26) Supportive Residences Licensing Act [210 ILCS 65];
- 27) Assisted Living and Shared Housing Act [210 ILCS 9];
- 28) Alternative Health Care Delivery Act [210 ILCS 3];
- 29) Clinical Psychologist Licensing Act [225 ILCS 15];
- 30) Clinical Social Work and Social Work Practice Act [225 ILCS 20];
- 31) Alzheimer's Special Care Disclosure Act [220 ILCS 4];
- 32) Illinois Administrative Procedure Act [5 ILCS 100];
- 33) Illinois Act on the Aging [20 ILCS 105];
- 34) ~~Criminal Code of 1961~~ [720 ILCS 5];
- 3435) Health Care Worker Background Check Act [225 ILCS 46];
- 36) ~~Uniform Conviction Information Act~~ [20 ILCS 2635];
- 37) ~~Cannabis Control Act~~ [720 ILCS 550];
- 3538) Illinois Controlled Substances Act [720 ILCS 570];
- 3639) Wrongs to Children Act [720 ILCS 150];

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- | [3740](#)) Criminal Jurisprudence Act [720 ILCS 115];
- | [3841](#)) Powers of Attorney for Health Care Law [755 ILCS 45/Art. IV];
- | [3942](#)) Probate Act of 1975 [775 ILCS 5];
- | [4043](#)) Mental Health and Developmental Disabilities Code [405 ILCS 5];
- | [4144](#)) Living Will Act [755 ILCS 35];
- | [4245](#)) Health Care Surrogate Act [755 ILCS 45];
- | [4346](#)) Right of Conscience Act [745 ILCS 70];
- | [4447](#)) Illinois Optometric Practice Act of 1987 [225 ILCS 80];
- | [4548](#)) Physician Assistant Practice Act of 1987 [220 ILCS 95];
- | [4649](#)) Podiatric Medical Practice Act of 1987 [225 ILCS 100].

c) The following State of Illinois rules are referenced:

- 1) Department of Public Health, Control of Communicable Diseases Code (77 Ill. Adm. Code 690);
- 2) Department of Public Health, Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693);
- 3) Department of Public Health, Food Service Sanitation Code (77 Ill. Adm. Code 750);
- 4) Department of Public Health, Illinois Plumbing Code (77 Ill. Adm. Code 890);
- 5) Department of Public Health, Private Sewage Disposal Code (77 Ill. Adm. Code 905);
- 6) Department of Public Health, Drinking Water Systems Code (77 Ill. Adm. Code 900);

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- 7) Department of Public Health, Illinois Water Well Construction Code (77 Ill. Adm. Code 920);
 - 8) Department of Public Health, Illinois Water Well Pump Installation Code (77 Ill. Adm. Code 925);
 - 9) Department of Public Health, Freedom of Information Code (2 Ill. Adm. Code 1126);
 - 10) Department of Public Health, Long-Term Care Assistants and Aides Training Programs Code (77 Ill. Adm. Code 395);
 - 11) Department of Public Health, Control of Tuberculosis Code (77 Ill. Adm. Code 696);
 - [12\) Department of Public Health, Health Care Worker Background Check Code \(77 Ill. Adm. Code 955\);](#)
 - [13\) Department of Public Health, Language Assistance Services Code \(77 Ill. Adm. Code 940\);](#)
 - [1412\) Department of **Financial and** Professional Regulation, Controlled Substances Act \(77 Ill. Adm. Code 3100\);](#)
 - [1513\) Department of Human Services, Alcoholism and Substance Abuse Treatment and Intervention Licenses \(77 Ill. Adm. Code 2060\);](#)
 - [1614\) Department of Public Aid, Medical Payment \(89 Ill. Adm. Code 140.544\).](#)
- d) All incorporations by reference of federal regulations [and guidelines](#) and the standards of nationally recognized organizations refer to the regulations and standards on the date specified and do not include any amendments or editions subsequent to the date specified.

(Source: Amended at 29 Ill. Reg. 12924, effective August 2, 2005)

SUBPART B: POLICIES AND FACILITY RECORDS

Section 340.1310 Admission and Discharge Policies

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- a) All involuntary discharges and transfers shall be in accordance with Sections 3-401 through 3-423 of the Act.
- b)a) No resident determined by professional evaluation to be in need of services not readily available in a particular facility, or distinct part of a facility, or through arrangement with a qualified outside resource, shall be admitted to or kept in that facility, ~~provided that all involuntary discharges and transfers shall be in accordance with Sections 3-401 through 3-423 of the Act.~~ The Department defines a "qualified outside source" as one recognized as meeting professional standards for services provided.
- c)b) Each facility shall have a policy concerning the admission of persons needing prenatal or maternity care, and a policy concerning keeping of persons who become pregnant while they are residents of the facility. If these policies permit these persons to be admitted to or kept in the facility, then the facility shall have a policy concerning the provision of adequate and appropriate prenatal and maternity care to these persons from in-house or outside resources. (See Section 340.1550.)
- d)e) Residents with a history of aggressive or self-abusive behavior may be admitted only if the facility has in place appropriate, effective and individualized programs to manage the resident's behaviors and adequate, properly trained and supervised staff to administer the programs.
- e)d) Persons under 18 years of age may not be cared for in a facility for adults without prior written approval from the Department.
- f)e) A facility shall not refuse to discharge or transfer a resident when requested to do so by the resident or, if the resident is incompetent, by the resident's guardian.
- g)f) If a resident insists on being discharged and is discharged against medical advice, the facts involved in the situation shall be fully documented in the resident's clinical record.
- h)g) A facility shall document all leaves and temporary transfers. Such documentation shall include date, time, condition of resident, person to whom the resident was released, planned destination, anticipated date of return, and any special instructions on medication dispensed.

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- h) ~~Before a prospective resident's admission to a facility, the facility shall advise the prospective resident to consult a physician to determine whether the prospective resident should obtain a vaccination against pneumococcal pneumonia. (Section 2-213 of the Act)~~

(Source: Amended at 29 Ill. Reg. 12924, effective August 2, 2005)

Section 340.1335 Infection Control

- a) Policies and procedures for investigating, controlling, and preventing infections in the facility shall be established and followed. ~~A group, either an infection control committee, quality assurance committee, or other facility entity, shall periodically review the results of investigations and activities to control infections.~~ The policies and procedures shall be consistent with and include the requirements of the Control of Communicable Diseases Code (77 Ill. Adm. Code 690) and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693). Activities shall be monitored to ensure that these policies and procedures are followed.
- b) A group, i.e., an infection control committee, quality assurance committee, or other facility entity, shall periodically review the results of investigations and activities to control infections.
- cb) Each facility shall adhere to the following guidelines of recommendations of the U.S. Public Health Service contained in the publication entitled "Guidelines for the Prevention and Control of Nosocomial Infections." The publication may be obtained from the Center for Infectious Diseases, Centers for Disease Control and Prevention, U.S. Public Health Service, Department of Health and Human Services (see Section 340.1010); Atlanta, Georgia 30333. This publication includes the following guidelines:
- 1) "Guideline for Prevention of Catheter-Associated Urinary Tract Infections" (October 1981).
 - 2) "Guideline for Hand Hygiene in Health-Care Settings Handwashing and Hospital Environmental Control" (1985).
 - 3) "Guidelines Guideline for Prevention of Intravascular Infections" (October 1981).
 - 4) "Guideline for Prevention of Surgical Site Infection Wound Infections"

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~~(March 1982, Revised 1985).~~

- 5) ~~"Guideline for Prevention of Nosocomial Pneumonia" (February 1994).~~
- 6) ~~"Guideline for Isolation Precautions in Hospitals" (January 1996).~~
- 7) ~~Guidelines"Guideline for Infection Control in Health Care Hospital Personnel" (July 1983).~~

(Source: Amended at 29 Ill. Reg. 12924, effective August 2, 2005)

Section 340.1377 Health Care Worker Background Check

A facility shall comply with the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955).

- a) ~~The facility shall not knowingly hire any individual in a position with duties involving direct care for residents if that person has been convicted of committing or attempting to commit one or more of the following offenses (Section 25(a) of the Health Care Worker Background Check Act [225 ILCS 46/25]):~~
 - 1) ~~Solicitation of murder, solicitation of murder for hire (Sections 8-1.1 and 8-1.2 of the Criminal Code of 1961 [720 ILCS 5/8-1.1 and 8-1.2] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 8-1.1 and 8-1.2));~~
 - 2) ~~Murder, homicide, manslaughter or concealment of a homicidal death (Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3 of the Criminal Code of 1961 [720 ILCS 5/9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2 and 9-3.3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3; Ill. Rev. Stat. 1985, ch. 38, par. 9-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 3, 236, 358, 360, 361, 362, 363, 364, 364a, 365, 370, 373, 373a, 417, and 474));~~
 - 3) ~~Kidnaping or child abduction (Sections 10-1, 10-2, 10-5 and 10-7 of the Criminal Code of 1961 [720 ILCS 5/10-1, 10-2, 10-5, and 10-7] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 10-1, 10-2, 10-5, and 10-7; Ill. Rev. Stat. 1985, ch. 38, par. 10-6; Ill. Rev. Stat. 1961, ch. 38, pars. 384 to 386));~~
 - 4) ~~Unlawful restraint or forcible detention (Sections 10-3, 10-3.1, and 10-4 of the Criminal Code of 1961 [720 ILCS 5/10-3, 10-3.1, and 10-4] (formerly~~

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~~Ill. Rev. Stat. 1991, ch. 38, pars. 10-3, 10-3.1, and 10-4; Ill. Rev. Stat. 1961, ch. 38, pars. 252, 252.1, and 252.4);~~

- 5) ~~Indecent solicitation of a child, sexual exploitation of a child, exploitation of a child, child pornography (Sections 11-6, 11-9.1, 11-19.2, and 11-20.1 of the Criminal Code of 1961 [720 ILCS 5/11-6, 11-9.1, 11-19.2, and 11-20.1] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 11-6, 11-19.2, and 11-20.1; Ill. Rev. Stat. 1983, ch. 38, par. 11-20a; Ill. Rev. Stat. 1961, ch. 38, pars. 103 and 104));~~
- 6) ~~Assault, battery, heinous battery, tampering with food, drugs or cosmetics, or infliction of great bodily harm (Sections 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7 of the Criminal Code of 1961 [720 ILCS 5/12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7; Ill. Rev. Stat. 1985, ch. 38, par. 9-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 55, 56, and 56a to 60b));~~
- 7) ~~Aggravated stalking (Section 12-7.4 of the Criminal Code of 1961 [720 ILCS 5/12-7.4] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-7.4));~~
- 8) ~~Home invasion (Section 12-11 of the Criminal Code of 1961 [720 ILCS 5/12-11] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-11));~~
- 9) ~~Criminal sexual assault or criminal sexual abuse (Sections 12-13, 12-14, 12-14.1, 12-15, and 12-16 of the Criminal Code of 1961 [720 ILCS 5/12-13, 12-14, 12-14.1, 12-15, and 12-16] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 11-1, 11-2, 11-3, 11-4, 11-5, 12-13, 12-14, 12-15, and 12-16; Ill. Rev. Stat. 1985, ch. 38, pars. 11-1, 11-4, and 11-4.1; Ill. Rev. Stat. 1961, ch. 38, pars. 109, 141, 142, 490, and 491));~~
- 10) ~~Abuse and gross neglect of a long-term care facility resident (Section 12-19 of the Criminal Code of 1961 [720 ILCS 5/12-19] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-19));~~
- 11) ~~Criminal abuse or neglect of an elderly or disabled person (Section 12-21 of the Criminal Code of 1961 [720 ILCS 5/12-21] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-21));~~

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- 12) ~~Endangering the life or health of a child (Section 12-21.6 of the Criminal Code of 1961 [720 ILCS 5/12-21.6] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2354; Ill. Rev. Stat. 1961, ch. 38, par. 95));~~
- 13) ~~Ritual mutilation, ritualized abuse of a child (Sections 12-32 and 12-33 of the Criminal Code of 1961 [720 ILCS 5/12-32 and 12-33] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 12-32 and 12-33));~~
- 14) ~~Theft, retail theft (Sections 16-1 and 16A-3 of the Criminal Code of 1961 [720 ILCS 5/16-1 and 16A-3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 16-1 and 16A-3; Ill. Rev. Stat. 1961, ch. 38, pars. 62, 207 to 218, 240 to 244, 258, 262, 262a, 273, 290, 291, 301a, 354, 387 to 388b, 389, 393 to 400, 404a to 404c, 438, 492 to 496));~~
- 15) ~~Financial exploitation of an elderly person or a person with a disability (Section 16-1.3 of the Criminal Code of 1961 [720 ILCS 5/16-1.3] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 16-1.3));~~
- 16) ~~Forgery (Section 17-3 of the Criminal Code of 1961 [720 ILCS 5/17-3] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 17-3; Ill. Rev. Stat. 1961, ch. 38, pars. 151 and 277 to 286));~~
- 17) ~~Robbery, armed robbery (Sections 18-1 and 18-2 of the Criminal Code of 1961 [720 ILCS 5/18-1 and 18-2] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 18-1 and 18-2));~~
- 18) ~~Vehicular hijacking, aggravated vehicular hijacking, aggravated robbery (Sections 18-3, 18-4, and 18-5 of the Criminal Code of 1961 [720 ILCS 5/18-3, 18-4, and 18-5]);~~
- 19) ~~Burglary, residential burglary (Sections 19-1 and 19-3 of the Criminal Code of 1961 [720 ILCS 5/19-1 and 19-3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 19-1 and 19-3; Ill. Rev. Stat. 1961, ch. 38, pars. 84 to 86, 88, and 501));~~
- 20) ~~Criminal trespass to a residence (Section 19-4 of the Criminal Code of 1961 [720 ILCS 5/19-4] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 19-4));~~
- 21) ~~Arson (Sections 20-1 and 20-1.1 of the Criminal Code of 1961 [720 ILCS~~

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- ~~5/20-1 and 20-1.1] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 20-1 and 20-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 48 to 53 and 236 to 238));~~
- 22) ~~Unlawful use of weapons, aggravated discharge of a firearm, or reckless discharge of a firearm (Sections 24-1, 24-1.2, and 24-1.5 of the Criminal Code of 1961 [720 ILCS 5/24-1, 24-1.2, and 24-1.5] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 24-1 and 24-1.2; Ill. Rev. Stat. 1961, ch. 38, pars. 152, 152a, 155, 155a to 158b, 414a to 414e, 414e, and 414g));~~
- 23) ~~Armed violence—elements of the offense (Section 33A-2 of the Criminal Code of 1961 [720 ILCS 5/33A-2] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 33A-2));~~
- 24) ~~Those provided in Section 4 of the Wrongs to Children Act (Section 4 of the Wrongs to Children Act [720 ILCS 150/4] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2354));~~
- 25) ~~Cruelty to children (Section 53 of the Criminal Jurisprudence Act [720 ILCS 115/53] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2368));~~
- 26) ~~Manufacture, delivery or trafficking of cannabis, delivery of cannabis on school grounds, delivery to person under 18, violation by person under 18 (Sections 5, 5.1, 5.2, 7, and 9 of the Cannabis Control Act [720 ILCS 550/5, 5.1, 5.2, 7, and 9] (formerly Ill. Rev. Stat. 1991, ch. 56½, pars. 705, 705.1, 705.2, 707, and 709)); or~~
- 27) ~~Manufacture, delivery or trafficking of controlled substances (Sections 401, 401.1, 404, 405, 405.1, 407 and 407.1 of the Illinois Controlled Substance Act [720 ILCS 570/401, 401.1, 404, 405, 405.1, 407, and 407.1] (formerly Ill. Rev. Stat. 1991, ch. 56½, pars. 1401, 1401.1, 1404, 1405, 1405.1, 1407, and 1407.1)).~~
- b) ~~The facility shall not knowingly employ or retain any individual in a position with duties involving direct care for residents if that person has been convicted of committing or attempting to commit one or more of the offenses listed in subsections (a)(1) to (27) of this Section unless the applicant, employee or employer obtains a waiver pursuant to this Section. (Section 25(a) of the Health Care Worker Background Check Act)~~
- e) ~~A facility shall not hire, employ, or retain any individual in a position with duties~~

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~~involving direct care of clients, patients, or residents if the health care employer becomes aware that the individual has been convicted in another state of committing or attempting to commit an offense that has the same or similar elements as an offense listed in subsections (a)(1) to (27) of this Section, as verified by court records, records from a State agency, or an FBI criminal history record check. This shall not be construed to mean that a health care employer has an obligation to conduct a criminal history records check in other states in which an employee has resided. (Section 25(b) of the Health Care Worker Background Check Act)~~

- d) For the purpose of this Section:
- 1) ~~"Applicant" means an individual seeking employment with a facility who has received a bona fide conditional offer of employment.~~
 - 2) ~~"Conditional offer of employment" means a bona fide offer of employment by a facility to an applicant, which is contingent upon the receipt of a report from the Department of State Police indicating that the applicant does not have a record of conviction of any of the criminal offenses listed in subsections (a)(1) to (27) of this Section.~~
 - 3) ~~"Direct care" means the provision of nursing care or assistance with feeding, dressing, movement, bathing, or other personal needs.~~
 - 4) ~~"Initiate" means the obtaining of the authorization for a record check from a student, applicant, or employee. (Section 15 of the Health Care Worker Background Check Act)~~
- e) For purposes of the Health Care Worker Background Check Act, the facility shall establish a policy defining which employees provide direct care. In making this determination the facility shall consider the following:
- 1) ~~The employee's assigned job responsibilities as set forth in the employee's job description;~~
 - 2) ~~Whether the employee is required to or has the opportunity to be alone with residents, with the exception of infrequent or unusual occasions;~~
 - 3) ~~Whether the employee's responsibilities include physical contact with residents, for example to provide therapy or to draw blood.~~

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- f) ~~Beginning January 1, 1996, when the facility makes a conditional offer of employment to an applicant who is not exempt under subsection (w) of this Section for a position with duties that involve direct care for residents, the employer shall inquire of the Nurse Aide Registry as to the status of the applicant's Uniform Conviction Information Act (UCIA) criminal history record check. If a UCIA criminal history record check has not been conducted within the last 12 months, the facility must initiate or have initiated on its behalf a UCIA criminal history record check for that applicant. (Section 30(c) of the Health Care Worker Background Check Act)~~
- g) ~~The facility shall transmit all necessary information and fees to the Illinois State Police within 10 working days after receipt of the authorization. (Section 15 of the Health Care Worker Background Check Act)~~
- h) ~~The facility may accept an authentic UCIA criminal history record check that has been conducted within the last 12 months rather than initiating a check as required in subsection (f) of this Section.~~
- i) ~~The request for a UCIA criminal history record check shall be made as prescribed by the Department of State Police. The applicant or employee must be notified of the following whenever a non-fingerprint-based UCIA criminal history record check is made:~~
- 1) ~~That the facility shall request or have requested on its behalf a non-fingerprint-based UCIA criminal history record check pursuant to the Health Care Worker Background Check Act.~~
 - 2) ~~That the applicant or employee has a right to obtain a copy of the criminal records report from the facility, challenge the accuracy and completeness of the report, and request a waiver in accordance with this Section.~~
 - 3) ~~That the applicant, if hired conditionally, may be terminated if the non-fingerprint-based criminal records report indicates that the applicant has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the applicant's identity is validated and it is determined that the applicant or employee does not have a disqualifying criminal history record based on a fingerprint-based records check pursuant to subsection (k) of this Section.~~

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- 4) ~~That the applicant, if not hired conditionally, shall not be hired if the non-fingerprint based criminal records report indicates that the applicant has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the applicant's record is cleared based on a fingerprint based records check pursuant to subsection (k) of this Section.~~
- 5) ~~That the employee may be terminated if the criminal records report indicates that the employee has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the employee's record is cleared based on a fingerprint based records check pursuant to subsection (k) of this Section. (Section 30 of the Health Care Worker Background Check Act)~~
- j) ~~A facility may conditionally employ an applicant to provide direct care for up to three months pending the results of a UCIA criminal history record check. (Section 30(g) of the Health Care Worker Background Check Act)~~
- k) ~~An applicant or employee whose non-fingerprint based UCIA criminal history record check indicates a conviction for committing or attempting to commit one or more of the offenses listed in subsections (a)(1) to (27) of this Section may request that the facility or its designee commence a fingerprint based UCIA criminal records check by submitting any necessary fees and information in a form and manner prescribed by the Department of State Police. (Section 35 of the Health Care Worker Background Check Act)~~
- l) ~~A facility having actual knowledge from a source other than a non-fingerprint check that an employee has been convicted of committing or attempting to commit one of the offenses enumerated in Section 25 of the Act must initiate a fingerprint based background check within 10 working days after acquiring that knowledge. The facility may continue to employ that individual in a direct care position, may reassign that individual to a non-direct care position, or may suspend the individual until the results of the fingerprint based background check are received. (Section 30(d) of the Health Care Worker Background Check Act)~~
- m) ~~An applicant, employee or employer may request a waiver to subsection (a), (b) or (c) of this Section by submitting the following to the Department within five working days after the receipt of the criminal records report:~~
- l) ~~A completed fingerprint based UCIA criminal records check form~~

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~~(Section 40(a) of the Health Care Worker Background Check Act) (which the Department will forward to the Department of State Police); and~~

- 2) ~~A certified check, money order or facility check made payable to the Department of State Police for the amount of money necessary to initiate a fingerprint-based UCIA criminal records check.~~
- n) ~~The Department may accept the results of the fingerprint-based UCIA criminal records check instead of the items required by subsections (m)(1) and (2) above. (Section 40(a-5) of the Health Care Worker Background Check Act)~~
- o) ~~An application for a waiver shall be denied unless the applicant meets the following requirements and submits documentation thereof with the waiver application:~~
 - 1) ~~Except in the instance of payment of court imposed fines or restitution in which the applicant is adhering to a payment schedule, the applicant shall have met all obligations to the court and under terms of parole (i.e., probation has been successfully completed); and~~
 - 2) ~~The applicant shall have satisfactorily completed a drug and/or alcohol recovery program, if drugs and/or alcohol were involved in the offense.~~
- p) ~~The Department may grant a waiver based on mitigating circumstances, which may include:~~
 - 1) ~~The age of the individual at which the crime was committed;~~
 - 2) ~~The circumstances surrounding the crime;~~
 - 3) ~~The length of time since the conviction;~~
 - 4) ~~The applicant's or employee's criminal history since the conviction;~~
 - 5) ~~The applicant's or employee's work history;~~
 - 6) ~~The applicant's or employee's current employment references;~~
 - 7) ~~The applicant's or employee's character references;~~

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- 8) ~~*Nurse Aide Registry records; and*~~
- 9) ~~*Other evidence demonstrating the ability of the applicant or employee to perform the employment responsibilities competently and evidence that the applicant or employee does not pose a threat to the health or safety of residents, which may include but is not limited to, the applicant's or employee's participation in a drug/alcohol rehabilitation program and continued involvement in recovery; the applicant's or employee's participation in anger management or domestic violence prevention programs; the applicant's or employee's status on nurse aide registries in other states; the applicant's or employee's criminal history in other states; or the applicant's or employee's successful completion of all outstanding obligations or responsibilities imposed by or to a court. (Section 40(b) of the Health Care Worker Background Check Act)*~~
- q) ~~Waivers will not be granted to individuals who have not met the following time frames. "Disqualifying" refers to offenses listed in subsections (a)(1) to (27) of this Section:~~
- 1) ~~Single disqualifying misdemeanor conviction — waiver consideration no earlier than one year after the conviction date;~~
 - 2) ~~Two to three disqualifying misdemeanor convictions — waiver consideration no earlier than three years after the most recent conviction date;~~
 - 3) ~~More than three disqualifying misdemeanor convictions — waiver consideration no earlier than five years after the most recent conviction date;~~
 - 4) ~~Single disqualifying felony conviction — waiver consideration no earlier than three years after the conviction date;~~
 - 5) ~~Two to three disqualifying felony convictions — waiver consideration no earlier than five years after the most recent conviction date;~~
 - 6) ~~More than three disqualifying felony convictions — waiver consideration no earlier than ten years after the most recent conviction date.~~

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- r) ~~Waivers will not be granted to individuals who have been convicted of committing or attempting to commit one or more of the following offenses:~~
- 1) ~~Solicitation of murder, solicitation of murder for hire (Sections 8-1.1 and 8-1.2 of the Criminal Code of 1961 [720 ILCS 5/8-1.1 and 8-1.2]);~~
 - 2) ~~Murder, homicide, manslaughter, or concealment of a homicidal death (Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3 of the Criminal Code of 1961 [720 ILCS 5/9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3]);~~
 - 3) ~~Kidnaping or aggravated kidnaping (Sections 10-1 and 10-2 of the Criminal Code of 1961 [720 ILCS 5/10-1 and 10-2]);~~
 - 4) ~~Aggravated battery, heinous battery, or infliction of great bodily harm (Sections 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.6, and 12-4.7 of the Criminal Code of 1961 [720 ILCS 5/12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.6, and 12-4.7]);~~
 - 5) ~~Criminal sexual assault or aggravated criminal sexual assault (Sections 12-13, 12-14, and 12-14.1 of the Criminal Code of 1961 [720 ILCS 5/12-13, 12-14, and 12-14.1]);~~
 - 6) ~~Criminal sexual abuse or aggravated criminal sexual abuse (Sections 12-15 and 12-16 of the Criminal Code of 1961 [720 ILCS 5/12-15 and 12-16]);~~
 - 7) ~~Abuse and gross neglect of a long-term care facility resident (Section 12-19 of the Criminal Code of 1961 [720 ILCS 5/12-19]);~~
 - 8) ~~Criminal abuse or neglect of an elderly or disabled person (Section 12-21 of the Criminal Code of 1961 [720 ILCS 5/12-21]);~~
 - 9) ~~Financial exploitation of an elderly person or a person with a disability (Section 16-1.3 of the Criminal Code of 1961 [720 ILCS 5/16-1.3]);~~
 - 10) ~~Indecent solicitation of a child, sexual exploitation of a child, exploitation of a child, child pornography (Sections 11-6, 11-9.1, 11-19.2, and 11-20.1 of the Criminal Code of 1961 [720 ILCS 5/11-6, 11-9.1, 11-19.2, and 11-20.1]);~~

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- 11) ~~Armed robbery (Section 18-2 of the Criminal Code of 1961 [720 ILCS 5/18-2]); and~~
- 12) ~~Aggravated vehicular hijacking, aggravated robbery (Sections 18-4 and 18-5 of the Criminal Code of 1961 [720 ILCS 5/18-4 and 18-5]).~~
- s) ~~The Director of Public Health may grant a waiver to an individual who does not meet the requirements of subsection (o), (q) or (r), based on mitigating circumstances (see subsection (p)). (Section 40(b) of the Health Care Worker Background Check Act)~~
- t) ~~An individual shall not be employed in a direct care position from the time that the employer receives the results of a non-fingerprint check containing disqualifying conditions until the time that the individual receives a waiver from the Department. If the individual challenges the results of the non-fingerprint check, the employer may continue to employ the individual in a direct care position if the individual presents convincing evidence to the employer that the non-fingerprint check is invalid. If the individual challenges the results of the non-fingerprint check, his or her identity shall be validated by a fingerprint-based records check in accordance with subsection (k) of this Section. (Section 40(d) of the Health Care Worker Background Check Act)~~
- u) ~~A facility is not obligated to employ or offer permanent employment to an applicant, or to retain an employee who is granted a waiver. (Section 40(f) of the Health Care Worker Background Check Act)~~
- v) ~~A facility may retain the individual in a direct care position if the individual presents clear and convincing evidence to the facility that the non-fingerprint-based criminal records report is invalid and if there is a good faith belief on the part of the employer that the individual did not commit an offense listed in subsections (a)(1) to (27) of this Section, pending positive verification through a fingerprint-based criminal records check. Such evidence may include, but not be limited to:~~
- 1) ~~certified court records;~~
 - 2) ~~written verification from the State's Attorney's office that prosecuted the conviction at issue;~~

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- 3) ~~written verification of employment during the time period during which the crime was committed or during the incarceration period stated in the report;~~
 - 4) ~~a signed affidavit from the individual concerning the validity of the report; or~~
 - 5) ~~documentation from a local law enforcement agency that the individual was not convicted of a disqualifying crime.~~
- w) ~~This Section shall not apply to:~~
- 1) ~~An individual who is licensed by the Department of Professional Regulation or the Department of Public Health under another law of this State;~~
 - 2) ~~An individual employed or retained by a health care employer for whom a criminal background check is required by another law of this State; or~~
 - 3) ~~A student in a licensed health care field including, but not limited to, a student nurse, a physical therapy student, or a respiratory care student unless he or she is employed by a health care employer in a position with duties involving direct care for residents. (Section 20 of the Health Care Worker Background Check Act)~~
- x) ~~An employer need not initiate an additional criminal background check for an employee if the employer initiated a criminal background check for the employee after January 1, 1996 and prior to January 1, 1998. This subsection applies only to persons employed prior to January 1, 1998. Any person newly employed on or after January 1, 1998 must receive a background check as required by Section 30 of the Health Care Worker Background Check Act. (Section 25.1 of the Health Care Worker Background Check Act)~~
- y) ~~The facility must send a copy of the results of the UCIA criminal history record check to the State Nurse Aide Registry for those individuals who are on the Registry. (Section 30(b) of the Health Care Worker Background Check Act) The facility shall include the individual's Social Security number on the criminal history record check results.~~
- z) ~~The facility shall retain on file for a period of 5 years records of criminal records~~

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~~requests for all employees. The facility shall retain the results of the UCIA criminal history records check and waiver, if appropriate, for the duration of the individual's employment. The files shall be subject to inspection by the Department. A fine of \$500 shall be imposed for failure to maintain these records. (Section 50 of the Health Care Worker Background Check Act)~~

- aa) ~~The facility shall maintain a copy of the employee's criminal history record check results and waiver, if applicable, in the personnel file or other secure location accessible to the Department.~~

(Source: Amended at 29 Ill. Reg. 12924, effective August 2, 2005)

SUBPART D: HEALTH SERVICES

Section 340.1510 Communicable Disease Policies

- a) The facility shall ~~comply with~~meet the Control of Communicable Diseases Code (77 Ill. Adm. Code 690).
- b) A resident who is suspected of or diagnosed as having any communicable, contagious or infectious disease, as defined in the Control of Communicable Diseases Code, shall be placed in isolation, if required, in accordance with the Control of Communicable Diseases Code. If the facility believes that it cannot provide the necessary infection control measures, it must initiate an involuntary transfer and discharge pursuant to Article III, Part 4 of the Act and Section 340.1310 of this Part. In determining whether a transfer or discharge is necessary, the burden of proof rests on the facility.
- c) All illnesses required to be reported under the Control of Communicable Diseases Code and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693) shall be reported immediately to the local health department and to the Department. The facility shall furnish all pertinent information relating to such occurrences. In addition, the facility shall inform the Department of all incidents of scabies and other skin infestations.
- d) ~~The facility shall notify the Department no later than five working days after the date of the admission of any person with a communicable, contagious, or infectious disease. The notice to the Department shall include at least the date of the admission and the nature of the condition.~~

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(Source: Amended at 29 Ill. Reg. 12924, effective August 2, 2005)

Section 340.1640 Vaccinations

- a) A facility shall annually administer a vaccination against influenza to each resident, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention that are most recent to the time of vaccination, unless the vaccination is medically contraindicated or the resident has refused the vaccine. Influenza vaccinations for all residents age 65 and over shall be completed by November 30 of each year or as soon as practicable if vaccine supplies are not available before November 1. Residents admitted after November 30, during the flu season, and until February 1 shall, as medically appropriate, receive an influenza vaccination prior to or upon admission or as soon as practicable if vaccine supplies are not available at the time of the admission, unless the vaccine is medically contraindicated or the resident has refused the vaccine. (Section 2-213 of the Act)
- b) A facility shall document in the resident's medical record that an annual vaccination against influenza was administered, refused or medically contraindicated. (Section 2-213 of the Act)
- c) A facility shall provide or arrange for administration of a pneumococcal vaccination to each resident who is age 65 or over, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention, who has not received this immunization prior to or upon admission to the facility unless the resident refuses the offer for vaccination or the vaccination is medically contraindicated. (Section 2-213 of the Act)
- d) A facility shall document in each resident's medical record that a vaccination against pneumococcal pneumonia was offered and administered, refused, or medically contraindicated. (Section 2-213 of the Act)

(Source: Added at 29 Ill. Reg. 12924, effective August 2, 2005)

Section 340.1645 Language Assistance Services

A facility shall provide language assistance services in accordance with the Language Assistance Services Act [210 ILCS 87] and the Language Assistance Services Code (77 Ill. Adm. Code 940).

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(Source: Added at 29 Ill. Reg. 12924, effective August 2, 2005)

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- 1) Heading of the Part: Intermediate Care for the Developmentally Disabled Facilities Code
- 2) Code Citation: 77 Ill. Adm. Code 350
- 3)

<u>Section Numbers</u> :	<u>Adopted Action</u> :
350.340	Amendment
350.630	Amendment
350.681	Amendment
350.760	New Section
350.1088	New Section
350.1223	Amendment
350.1260	New Section
- 4) Statutory Authority: [210 ILCS 45]
- 5) Effective date of amendments: August 2, 2005
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain any incorporations by reference? Yes
- 11) A copy of the adopted amendments, including any material incorporated by reference, is on file in the Department's principal office and is available for public inspection.
- 9) Notices of Proposal was Published in Illinois Register: August 6, 2004; 28 Ill. Reg. 10998
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Difference between proposal and final version: The following changes were made in response to comments received during the first notice or public comment period: None

The following changes were made in response to comments and suggestions of the JCAR:

In Section 350.340(c)(3)(D), "Financial Aid" was inserted after "of".

In addition, various typographical, grammatical and form changes were made in response to the comments from JCAR.

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- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will these amendments replace any emergency amendments currently in effect? No
- 14) Are there any other amendments pending on this Part? Yes

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
350.120	Amendment	29 Ill. Reg. 1818

- 15) Summary and purpose of the amendments: Part 350 establishes licensing requirements for intermediate care facilities for the developmentally disabled. Section 350.340 (Incorporated and Referenced Materials) was amended to update incorporated and referenced materials. Section 350.360 (Admission and Discharge Policies) was amended to move language concerning involuntary discharges and transfers to a new subsection (a) and to delete statutory language concerning vaccinations, which was removed from the Nursing Home Care Act by Public Act 93-0384 (effective July 25, 2003). Section 350.681 (Health Care Worker Background Check) was amended to replace the existing text with a requirement that facilities comply with the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955) (adopted at 28 Ill. Reg. 14133, effective October 15, 2004). Section 350.1088 (Language Assistance Services) was added to require compliance with the Language Assistance Services Act [210 ILCS 87], which was amended by Public Act 93-0564 (effective January 1, 2004) to make compliance with the Language Assistance Services Act mandatory, rather than voluntary, for hospitals and long-term care facilities. Section 350.1260 (Vaccinations) was added to set forth requirements that were added to the Nursing Home Care Act by P.A. 93-0384.

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

Susan Meister
 Division of Legal Services
 Department of Public Health
 535 West Jefferson, Fifth Floor
 Springfield, Illinois 62761

217/782-2043
 e-mail: rules@idph.state.il.us

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

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER c: LONG-TERM CARE FACILITIES

PART 350

INTERMEDIATE CARE FOR THE DEVELOPMENTALLY DISABLED FACILITIES CODE

SUBPART A: GENERAL PROVISIONS

Section	
350.110	General Requirements
350.120	Application for License
350.130	Licensee
350.140	Issuance of an Initial License for a New Facility
350.150	Issuance of an Initial License Due to a Change of Ownership
350.160	Issuance of a Renewal License
350.165	Criteria for Adverse Licensure Actions
350.170	Denial of Initial License
350.175	Denial of Renewal of License
350.180	Revocation of License
350.190	Experimental Program Conflicting With Requirements
350.200	Inspections, Surveys, Evaluations and Consultation
350.210	Filing an Annual Attested Financial Statement
350.220	Information to Be Made Available to the Public By the Department
350.230	Information to Be Made Available to the Public By the Licensee
350.240	Municipal Licensing
350.250	Ownership Disclosure
350.260	Issuance of Conditional Licenses
350.270	Monitor and Receivership
350.271	Presentation of Findings
350.272	Determination to Issue a Notice of Violation or Administrative Warning
350.274	Determination of the Level of a Violation
350.276	Notice of Violation
350.277	Administrative Warning
350.278	Plans of Correction
350.280	Reports of Correction
350.282	Conditions for Assessment of Penalties
350.284	Calculation of Penalties
350.286	Determination to Assess Penalties
350.288	Reduction or Waiver of Penalties

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350.290	Quarterly List of Violators (Repealed)
350.300	Alcoholism Treatment Programs In Long-Term Care Facilities
350.310	Department May Survey Facilities Formerly Licensed
350.315	Supported Congregate Living Arrangement Demonstration
350.320	Waivers
350.330	Definitions
350.340	Incorporated and Referenced Materials

SUBPART B: ADMINISTRATION

Section	
350.510	Administrator

SUBPART C: POLICIES

Section	
350.610	Management Policies
350.620	Resident Care Policies
350.625	Determination of Need Screening
350.630	Admission and Discharge Policies
350.640	Contract Between Resident and Facility
350.650	Residents' Advisory Council
350.660	General Policies
350.670	Personnel Policies
350.675	Initial Health Evaluation for Employees
350.680	Developmental Disabilities Aides
350.681	Health Care Worker Background Check
350.682	Resident Attendants
350.683	Registry of Developmental Disabilities Aides
350.685	Student Interns
350.690	Disaster Preparedness
350.700	Serious Incidents and Accidents
350.750	Contacting Local Law Enforcement
350.760	Infection Control

SUBPART D: PERSONNEL

Section	
350.810	Personnel
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AUTHORITY: Implementing and authorized by the Nursing Home Care Act [210 ILCS 45].

SOURCE: Emergency rules adopted at 4 Ill. Reg. 10, p. 495, effective March 1, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 30, p. 1, effective July 28, 1980; amended at 5 Ill. Reg. 1657, effective February 4, 1981; amended at 6 Ill. Reg. 5981, effective May 3, 1982; amended at 6 Ill. Reg. 6453, effective May 14, 1982; amended at 6 Ill. Reg. 8198, effective June 29, 1982; amended at 6 Ill. Reg. 14544, effective November 8, 1982; amended at 6 Ill. Reg. 14675, effective November 15, 1982; amended at 6 Ill. Reg. 15556, effective December 15, 1982; amended at 7 Ill. Reg. 278, effective December 22, 1982; amended at 7 Ill. Reg. 1919 and 1945, effective January 28, 1983; amended at 7 Ill. Reg. 7963, effective July 1, 1983; amended at 7 Ill. Reg. 15817, effective November 15, 1983; amended at 7 Ill. Reg. 16984, effective December 14, 1983; amended at 8 Ill. Reg. 15574 and 15578 and 15581, effective August 15, 1984; amended at 8 Ill. Reg. 15935, effective August 17, 1984; amended at 8 Ill. Reg. 16980, effective September 5, 1984; codified at 8 Ill. Reg. 19806; amended at 8 Ill. Reg. 24214, effective November 29, 1984; amended at 8 Ill. Reg. 24680, effective December 7, 1984; amended at 9 Ill. Reg. 142, effective December 26, 1984; amended at 9 Ill. Reg. 331, effective December 28, 1984; amended at 9 Ill. Reg. 2964, effective February 25, 1985; amended at 9 Ill. Reg. 10876, effective July 1, 1985; amended at 11 Ill. Reg. 14795, effective October 1, 1987; amended at 11 Ill. Reg. 16830, effective October 1, 1987; amended at 12 Ill. Reg. 979, effective December 24, 1987; amended at 12 Ill. Reg. 16838, effective October 1, 1988; emergency amendment at 12 Ill. Reg. 18705, effective October 24, 1988, for a maximum of 150 days; emergency expired March 23, 1989; amended at 13 Ill. Reg. 6040, effective April 17, 1989; amended at 13 Ill. Reg. 19451, effective December 1, 1989; amended at 14 Ill. Reg. 14876, effective October 1, 1990; amended at 15 Ill. Reg. 466, effective January 1, 1991; amended at 16 Ill. Reg. 594, effective January 1, 1992; amended at 16 Ill. Reg. 13910, effective September 1, 1992; amended at 17 Ill. Reg. 2351, effective February 10, 1993; emergency amendment at 17 Ill. Reg. 2373, effective February 3, 1993, for a maximum of 150 days; emergency expired on July 3, 1993; emergency amendment at 17 Ill. Reg. 7948, effective May 6, 1993, for a maximum of 150 days; emergency expired on October 3, 1993; emergency amendment at 17 Ill. Reg. 9105, effective June 7, 1993, for a maximum of 150 days; emergency expired on November 4, 1993; amended at 17 Ill. Reg. 15056, effective September 3, 1993; amended at 17 Ill. Reg. 16153, effective January 1, 1994; amended at 17 Ill. Reg. 19210, effective October 26, 1993; amended

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at 17 Ill. Reg. 19517, effective November 4, 1993; amended at 17 Ill. Reg. 21017, effective November 20, 1993; amended at 18 Ill. Reg. 1432, effective January 14, 1994; amended at 18 Ill. Reg. 15789, effective October 15, 1994; amended at 19 Ill. Reg. 11481, effective July 29, 1995; emergency amendment at 20 Ill. Reg. 512, effective January 1, 1996, for a maximum of 150 days; emergency expired May 29, 1996; amended at 20 Ill. Reg. 10065, effective July 15, 1996; amended at 20 Ill. Reg. 12049, effective September 10, 1996; amended at 21 Ill. Reg. 14990, effective November 15, 1997; amended at 22 Ill. Reg. 4040, effective February 13, 1998; amended at 22 Ill. Reg. 7172, effective April 15, 1998; amended at 22 Ill. Reg. 16557, effective September 18, 1998; amended at 23 Ill. Reg. 1052, effective January 15, 1999; amended at 23 Ill. Reg. 7970, effective July 15, 1999; amended at 24 Ill. Reg. 17254, effective November 1, 2000; amended at 25 Ill. Reg. 4879, effective April 1, 2001; amended at 25 Ill. Reg. 6499, effective May 15, 2001; amended at 26 Ill. Reg. 4878, effective April 1, 2002; amended at 26 Ill. Reg. 10611, effective July 1, 2002; emergency amendment at 27 Ill. Reg. 2238, effective February 1, 2003, for a maximum of 150 days; emergency expired June 30, 2003; emergency amendment at 27 Ill. Reg. 5489, effective March 25, 2003, for a maximum of 150 days; emergency expired August 21, 2003; amended at 27 Ill. Reg. 5924, effective April 1, 2003; emergency amendment at 27 Ill. Reg. 14237, effective August 15, 2003, for a maximum of 150 days; emergency expired January 11, 2004; amended at 27 Ill. Reg. 15924, effective September 25, 2003; amended at 27 Ill. Reg. 18160, effective November 15, 2003; expedited correction at 28 Ill. Reg. 3552, effective November 15, 2003; amended at 28 Ill. Reg. 7653, effective May 24, 2004; amended at 28 Ill. Reg. 11217, effective July 22, 2004; emergency amendment at 29 Ill. Reg. 11971, effective July 12, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 12954, effective August 2, 2005.

SUBPART A: GENERAL PROVISIONS

Section 350.340 Incorporated and Referenced Materials

- a) The following regulations and standards are incorporated in this Part:
 - 1) Private and professional association standards:
 - A) ANSI/ASME Standard No. A17.1 – 2000, Safety Code for Elevators and Escalators, which may be obtained from the American Society of Mechanical Engineers (ASME) International, 22 Law Drive, Box 2900, Fairfield, New Jersey 07007-2900.
 - B) American Society of Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE), Handbook of Fundamentals (2001), and Handbook of Applications (1999), which may be obtained from the American Society of Heating, Refrigerating, and Air Conditioning

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Engineers, Inc., 1791 Tullie Circle, N.E., Atlanta, Georgia 30329.

- C) American Society for Testing and Materials (ASTM), Standard No. E90-02 (1996): Standard Test Method for Laboratory Measurement of Airborne Sound Transmission Loss of Building Partitions and Elements, which may be obtained from ASTM International, 100 Barr Harbor Drive, P.O. Box C700, West Conshohocken, Pennsylvania 19428-2959.
- D) International Building Code (IBC) (2000), which may be obtained from the International Code Council (ICC), 4051 W. Flossmoor Road, Country Club Hills, Illinois 60478-5795.
- E) For existing facilities (see Subpart N), National Fire Protection Association (NFPA) Standard No. 101: Life Safety Code, Appendix B (1981), and the following standards, which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts [0216902269](tel:0216902269):
- i) No. 10(1978): Standards for Portable Extinguishers
 - ii) No. 13 (1980): Standards for the Installation of Sprinkler Systems
 - iii) No. 56F (1977): Standards for Non-Flammable Medical Gas Systems
 - iv) No. 70 (1981): National Electric Code
 - v) No. 90A (1978): Standards for the Installation of Air Conditioning and Ventilating Systems
 - vi) No. 96 (1980): Standard for the Installation of Equipment for the Removal of Smoke and Grease-Laden Vapors from Commercial Cooking Equipment
 - vii) No. 220 (1979): Standard Types of Building Construction
 - viii) No. 253 (1978): Flooring Radiant Heat Energy Test

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- ix) No. 255 (1972): Test of Surface Burning Characteristics of Building Materials
 - x) Appendix C (1981): Fire Safety Evaluation System for Health Occupancies
- F) For new facilities (see Subpart M), the following standards of the National Fire Protection Association (NFPA), which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts [0216902269](tel:6176902269):
- i) NFPA 17A, Standard for Wet Chemical Extinguishing Systems – 2002 Edition
 - ii) NFPA 20, Standard for the Installation of Stationary Pumps for Fire Protection – 1999 Edition
 - iii) NFPA 22, Standard for Water Tanks for Private Fire Protection – 1998 Edition
 - iv) NFPA 24, Standard for the Installation of Private Fire Service Mains and Their Appurtenances – 2002 Edition
 - v) NFPA 50, Standard for Bulk Oxygen Systems at Consumer Sites – 2001 Edition
 - vi) NFPA 70B, Recommended Practice for Electrical Equipment Maintenance – 2002 Edition
 - vii) NFPA 70E, Standard for Electrical Safety Requirements for Employee Workplaces – 2000 Edition
 - viii) NFPA 80A, Recommended Practice for Protection of Buildings from Exterior Fire Exposures – 2001 Edition
 - ix) NFPA 101, Life Safety Code, ~~Chapter 33~~ – 2000 Edition
 - x) NFPA 105, Recommended Practice for the Installation of Smoke-Control Door Assemblies – 1999 Edition

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- G) For new and existing facilities (see Section 350.1410), NFPA 99: Standard for Health Care Facilities – 2002 Edition.
- H) Underwriters Laboratories, Inc. (UL), which may be obtained from Underwriters Laboratories, Inc., 333 Pfingsten Rd., Northbrook, Illinois 60062:
 - i) Fire Resistance Directory (2003 Edition)
 - ii) Building Material Directory (2003 Edition)

2) Federal regulations and guidelines:

- A) 21 CFR 1306, Prescriptions (April 1, 2002)
- B) The following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services, which may be obtained from the National Technical Information Service (NTIS), U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161:
 - i) Guideline for Prevention of Catheter-Associated Urinary Tract Infections (October 1981)
 - ii) Guideline for Hand Hygiene in Health-Care Settings (October 2002)
 - iii) Guidelines for Prevention of Intravascular Catheter-Related Infections (2002)
 - iv) Guideline for Prevention of Surgical Site Infection (1999)
 - v) Guideline for Prevention of Nosocomial Pneumonia (February 1994)
 - vi) Guideline for Isolation Precautions in Hospitals (February 18, 1997)

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vii) Guidelines for Infection Control in Health Care Personnel (1998)

- b) All incorporations by reference of federal regulations and guidelines and the standards of nationally recognized organizations refer to the regulations and standards on the date specified and do not include any amendments or editions subsequent to the date specified.
- c) The following statutes and State regulations are referenced in this Part:
- 1) Federal statutes:
 - A) Civil Rights Act of 1964 (42 USC 2000e et seq.)
 - B) Social Security Act (42 USC 301 et seq., 1395 et seq. and 1396 et seq.)
 - C) Controlled Substances Act (21 USC 802)
 - 2) State of Illinois statutes:
 - A) Illinois Alcoholism and Other Drug Dependency Act [20 ILCS 305]
 - B) Boiler and Pressure Vessel Safety Act [430 ILCS 75]
 - C) Child Care Act of 1969 [225 ILCS 10]
 - D) Court of Claims Act [705 ILCS 505]
 - E) Illinois Dental Practice Act [225 ILCS 25]
 - F) Election Code [10 ILCS 5]
 - G) Freedom of Information Act [5 ILCS 140]
 - H) General Not For Profit Corporation Act of 1986 [805 ILCS 105]
 - I) Illinois Health Facilities Planning Act [20 ILCS 3906]

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- J) Hospital Licensing Act [210 ILCS 85]
- K) Illinois Municipal Code [65 ILCS 5]
- L) Illinois Controlled Substances Act [720 ILCS 570]
- M) Life Care Facilities Act [210 ILCS 40]
- N) Local Governmental and Governmental Employees Tort Immunity Act [745 ILCS 10]
- O) Medical Practice Act of 1987 [225 ILCS 60]
- P) Mental Health and Developmental Disabilities Code [405 ILCS 5]
- Q) Illinois Nursing Act of 1987 [225 ILCS 65]
- R) Nursing Home Administrators Licensing and Disciplinary Act [225 ILCS 70]
- S) Nursing Home Care Act [210 ILCS 45]
- T) Illinois Occupational Therapy Practice Act [225 ILCS 75]
- U) Pharmacy Practice Act of 1987 [225 ILCS 85]
- V) Illinois Physical Therapy Act of 1985 [225 ILCS 90]
- W) Private Sewage Disposal Licensing Act [225 ILCS 225]
- X) Probate Act of 1975 [755 ILCS 5]
- Y) Illinois Public Aid Code [305 ILCS 5]
- Z) Safety Glazing Materials Act [430 ILCS 60]
- AA) Illinois Administrative Procedure Act [5 ILCS 100]
- BB) Clinical Psychologist Licensing Act [225 ILCS 15]

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- CC) Dietetic and Nutrition Services Practice Act [225 ILCS 30]
- DD) Health Care Worker Background Check Act [225 ILCS 46]
- ~~EE) Criminal Code of 1961 [720 ILCS 5]~~
- ~~FF) Cannabis Control Act [720 ILCS 550]~~
- ~~EE) GG) Clinical Social Work Practice Act [225 ILCS 20]~~
- ~~FF) HH) Living Will Act [755 ILCS 35]~~
- ~~GG) H) Powers of Attorney for Health Care Law [755 ILCS 45/Art. IV]~~
- ~~HH) J) Health Care Surrogate Act [755 ILCS 40]~~
- ~~II) KK) Right of Conscience Act [745 ILCS 70]~~
- ~~JJ) LL) Abused and Neglected Long-Term Care Facility Residents Reporting Act [210 ILCS 30]~~
- ~~KK) MM) Supportive Residences Licensing Act [210 ILCS 65]~~
- ~~LL) NN) Community Residential Alternatives Licensing Act [210 ILCS 40]~~
- ~~MM) OO) Community Living Facilities Licensing Act [210 ILCS 35]~~
- ~~NN) PP) Community-Integrated Living Arrangements Licensure and Certification Act [210 ILCS 135]~~
- ~~OO) QQ) Counties Code [55 ILCS 5]~~
- ~~PP) Illinois Act on the Aging [20 ILCS 105]~~
- ~~QQ) Speech-Language Pathology and Audiology Practice Act [225 ILCS 110]~~
- ~~RR) Assisted Living and Shared Housing Act [210 ILCS 9]~~

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- ~~SS) [Alternative Health Care Delivery Act \[210 ILCS 3\]](#)~~
- ~~TT) [Podiatric Medical Practice Act of 1987 \[225 ILCS 100\]](#)~~
- ~~UU) [Physician Assistant Practice Act of 1987 \[225 ILCS 95\]](#)~~
- ~~VV) [Language Assistance Services Act \[210 ILCS 87\]](#)~~
- ~~RR) [Illinois Act on the Aging \[20 ILCS 105\]](#)~~
- ~~SS) [Speech Language Pathology and Audiology Practice Act \[225 ILCS 110\]](#)~~
- ~~TT) [Assisted Living and Shared Housing Act \[210 ILCS 9\]](#)~~
- ~~UU) [Alternative Health Care Delivery Act \[210 ILCS 3\]](#)~~
- ~~VV) [Uniform Conviction Information Act \[20 ILCS 2635\]](#)~~
- ~~WW) [Podiatric Medical Practice Act of 1987 \[225 ILCS 100\]](#)~~
- ~~XX) [Physician Assistant Practice Act of 1987 \[225 ILCS 95\]](#)~~

3) State of Illinois rules:

- A) Office of the State Fire Marshal, Boiler and Pressure Vessel Safety (41 Ill. Adm. Code 120)
- B) Capital Development Board, Illinois Accessibility Code (71 Ill. Adm. Code 400)
- C) Department of Public Health:
 - i) Control of Communicable Diseases Code (77 Ill. Adm. Code 690)
 - ii) Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693)
 - iii) Food Service Sanitation Code (77 Ill. Adm. Code 750)

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- iv) Illinois Plumbing Code (77 Ill. Adm. Code 890)
 - v) Private Sewage Disposal Code (77 Ill. Adm. Code 905)
 - vi) Drinking Water Systems Code (77 Ill. Adm. Code 900)
 - vii) Illinois Water Well Construction Code (77 Ill. Adm. Code 920)
 - viii) Illinois Water Well Pump Installation Code (77 Ill. Adm. Code 925)
 - ix) Freedom of Information Code (2 Ill. Adm. Code 1126)
 - x) Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100)
 - xi) Skilled Nursing and Intermediate Care Facilities Code (77 Ill. Adm. Code 300)
 - xii) Sheltered Care Facilities Code (77 Ill. Adm. Code 330)
 - xiii) Long-Term Care for Under Age 22 Facilities Code (77 Ill. Adm. Code 390)
 - xiv) Long-Term Care Assistants and Aides Training Programs Code (77 Ill. Adm. Code 395)
 - xv) Control of Tuberculosis Code (77 Ill. Adm. Code 696)
 - xvi) [Health Care Worker Background Check Code \(77 Ill. Adm. Code 955\)](#)
 - xvii) [Language Assistance Services Code \(77 Ill. Adm. Code 940\)](#)
- D) Department of [Financial and](#) Professional Regulation:
- i) Controlled Substances Act (68 Ill. Adm. Code 3100)

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- ii) Pharmacy Practice Act of 1987 (68 Ill. Adm. Code 1330)
- E) Department of Human Services, Alcoholism and Substance Abuse Treatment and Intervention Licenses (77 Ill. Adm. Code 2060)
- F) Department of Natural Resources, Regulation of Construction within Flood Plains (17 Ill. Adm. Code 2706)
- G) Department of Public Aid, Medical Payment (89 Ill. Adm. Code 140)

(Source: Amended at 29 Ill. Reg. 12954, effective August 2, 2005)

SUBPART C: POLICIES

Section 350.630 Admission and Discharge Policies

- a) All involuntary discharges and transfers shall be in accordance with Sections 3-401 through 3-423 of the Act.
- b)a) Residents shall only be admitted who have had a comprehensive evaluation covering physical, emotional, social and cognitive factors, conducted by an appropriately constituted interdisciplinary team.
- c)b) No resident determined by professional evaluation to be in need of skilled level of nursing care shall be admitted to, or kept in, an Intermediate Care Facility, or Intermediate Care Facility for the Developmentally Disabled, or any distinct part of the facility designated and classified for intermediate care for the developmentally disabled.
- d)e) Each facility shall have a policy concerning the admission of persons needing prenatal or maternity care, and a policy concerning the keeping of such persons who become pregnant while they are residents of the facility. If these policies permit such persons to be admitted to or kept in the facility, then the facility shall have a policy concerning the provision of adequate and appropriate prenatal and maternity care to such individuals from in-house or outside resources.
- e)d) A facility for infants and children under 18 years of age shall be used exclusively for children. Persons under 18 years of age may not be cared for in a facility for

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adults without prior approval from the Department. Such approval will be granted only when it is the best possible placement for the person under the particular set of circumstances.

- f)e) A facility shall not refuse to discharge or transfer a resident when requested to do so by the resident himself or, if the resident is incompetent, by the resident's guardian.
- g)f) If a resident insists on being discharged and is discharged against the advice of a physician or a Qualified Mental Retardation Professional, the facts involved in the situation shall be fully documented in the resident's clinical record.
- h)g) No resident shall be discharged without the concurrence of the attending physician. ~~All involuntary discharges and transfers shall be in accordance with Sections 3-401 through 3-423 of the Act.~~
- i)h) No resident shall be admitted with a communicable, contagious or infectious disease except as set forth in Section 350.1223 of this Part.
- j)i) A facility shall not admit more residents than the number authorized by the license issued to it.
- j) ~~Before a prospective resident's admission to a facility, the facility shall advise the prospective resident to consult a physician to determine whether the prospective resident should obtain a vaccination against pneumococcal pneumonia. (Section 2-213 of the Act)~~

(Source: Amended at 29 Ill. Reg. 12954, effective August 2, 2005)

Section 350.681 Health Care Worker Background Check

A facility shall comply with the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955).

- a) ~~The facility shall not knowingly hire any individual in a position with duties involving direct care for residents if that person has been convicted of committing or attempting to commit one or more of the following offenses (Section 25(a) of the Health Care Worker Background Check Act [225 ILCS 46/25]):~~
 - 1) ~~Solicitation of murder, solicitation of murder for hire (Sections 8-1.1 and 8-1.2 of the Criminal Code of 1961 [720 ILCS 5/8-1.1 and 8-1.2] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 8-1.1 and 8-1.2));~~

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- 2) ~~Murder, homicide, manslaughter or concealment of a homicidal death (Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3 of the Criminal Code of 1961 [720 ILCS 5/9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3; Ill. Rev. Stat. 1985, ch. 38, par. 9-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 3, 236, 358, 360, 361, 362, 363, 364, 364a, 365, 370, 373, 373a, 417, and 474));~~
- 3) ~~Kidnaping or child abduction (Sections 10-1, 10-2, 10-5, and 10-7 of the Criminal Code of 1961 [720 ILCS 5/10-1, 10-2, 10-5, and 10-7] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 10-1, 10-2, 10-5, and 10-7; Ill. Rev. Stat. 1985, ch. 38, par. 10-6; Ill. Rev. Stat. 1961, ch. 38, pars. 384 to 386));~~
- 4) ~~Unlawful restraint or forcible detention (Sections 10-3, 10-3.1, and 10-4 of the Criminal Code of 1961 [720 ILCS 5/10-3, 10-3.1, and 10-4] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 10-3, 10-3.1, and 10-4; Ill. Rev. Stat. 1961, ch. 38, pars. 252, 252.1, and 252.4));~~
- 5) ~~Indecent solicitation of a child, sexual exploitation of a child, exploitation of a child, child pornography (Sections 11-6, 11-9.1, 11-19.2, and 11-20.1 of the Criminal Code of 1961 [720 ILCS 5/11-6, 11-9.1, 11-19.2, and 11-20.1] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 11-6, 11-19.2, and 11-20.1; Ill. Rev. Stat. 1983, ch. 38, par. 11-20a; Ill. Rev. Stat. 1961, ch. 38, pars. 103 and 104));~~
- 6) ~~Assault, battery, heinous battery, tampering with food, drugs or cosmetics or infliction of great bodily harm (Sections 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7 of the Criminal Code of 1961 [720 ILCS 5/12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7; Ill. Rev. Stat. 1985, ch. 38, par. 9-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 55, 56, and 56a to 60b));~~
- 7) ~~Aggravated stalking (Section 12-7.4 of the Criminal Code of 1961 [720 ILCS 5/12-7.4] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-7.4));~~
- 8) ~~Home invasion (Section 12-11 of the Criminal Code of 1961 [720 ILCS 5/12-11] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-11));~~
- 9) ~~Criminal sexual assault or criminal sexual abuse (Sections 12-13, 12-14, 12-14.1, 12-15, and 12-16 of the Criminal Code of 1961 [720 ILCS 5/12-13, 12-14, 12-14.1, 12-15, and 12-16] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 11-1, 11-2, 11-3, 11-4, 11-5, 12-13, 12-14, 12-15, and 12-16; Ill. Rev. Stat. 1985, ch. 38, pars. 11-1, 11-4, and 11-4.1; Ill. Rev. Stat. 1961, ch. 38, pars. 109, 141, 142, 490, and 491));~~

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- 10) ~~Abuse and gross neglect of a long-term care facility resident (Section 12-19 of the Criminal Code of 1961 [720 ILCS 5/12-19] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-19));~~
- 11) ~~Criminal abuse or neglect of an elderly or disabled person (Section 12-21 of the Criminal Code of 1961 [720 ILCS 5/12-21] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-21));~~
- 12) ~~Endangering the life or health of a child (Section 12-21.6 of the Criminal Code of 1961 [720 ILCS 5/12-21.6] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2354; Ill. Rev. Stat. 1961, ch. 38, par. 95));~~
- 13) ~~Ritual mutilation, ritualized abuse of a child (Sections 12-32 and 12-33 of the Criminal Code of 1961 [720 ILCS 5/12-32 and 12-33] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 12-32 and 12-33));~~
- 14) ~~Theft, retail theft (Sections 16-1 and 16A-3 of the Criminal Code of 1961 [720 ILCS 5/16-1 and 16A-3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 16-1 and 16A-3; Ill. Rev. Stat. 1961, ch. 38, pars. 62, 207 to 218, 240 to 244, 246, 253, 254.1, 258, 262, 262a, 273, 290, 291, 301a, 354, 387 to 388b, 389, 393 to 400, 404a to 404c, 438, 492 to 496));~~
- 15) ~~Financial exploitation of an elderly person or a person with a disability (Section 16-1.3 of the Criminal Code of 1961 [720 ILCS 5/16-1.3] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 16-1.3));~~
- 16) ~~Forgery (Section 17-3 of the Criminal Code of 1961 [720 ILCS 5/17-3] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 17-3; Ill. Rev. Stat. 1961, ch. 38, pars. 151 and 277 to 286));~~
- 17) ~~Robbery, armed robbery (Sections 18-1 and 18-2 of the Criminal Code of 1961 [720 ILCS 5/18-1 and 18-2] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 18-1 and 18-2));~~
- 18) ~~Vehicular hijacking, aggravated vehicular hijacking, aggravated robbery (Sections 18-3, 18-4, and 18-5 of the Criminal Code of 1961 [720 ILCS 5/18-3, 18-4, and 18-5]);~~
- 19) ~~Burglary, residential burglary (Sections 19-1 and 19-3 of the Criminal Code of 1961 [720 ILCS 5/19-1 and 19-3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 19-1 and 19-3; Ill. Rev. Stat. 1961, ch. 38, pars. 84 to 86, 88, and 501));~~
- 20) ~~Criminal trespass to a residence (Section 19-4 of the Criminal Code of 1961 [720 ILCS 5/19-4] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 19-4));~~
- 21) ~~Arson (Sections 20-1 and 20-1.1 of the Criminal Code of 1961 [720 ILCS 5/20-1 and 20-1.1] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 20-1 and 20-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 48 to 53 and 236 to 238));~~
- 22) ~~Unlawful use of weapons, aggravated discharge of a firearm, or reckless discharge of a firearm (Sections 24-1, 24-1.2, and 24-1.5 of the Criminal~~

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- ~~Code of 1961 [720 ILCS 5/24-1, 24-1.2, and 24-1.5] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 24-1 and 24-1.2; Ill. Rev. Stat. 1961, ch. 38, pars. 152, 152a, 155, 155a to 158b, 414a to 414e, 414e, and 414g);~~
- 23) ~~Armed violence—elements of the offense (Section 33A-2 of the Criminal Code of 1961 [720 ILCS 5/33A-2] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 33A-2));~~
- 24) ~~Those provided in Section 4 of the Wrongs to Children Act (Section 4 of the Wrongs to Children Act [720 ILCS 150/4] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2354));~~
- 25) ~~Cruelty to children (Section 53 of the Criminal Jurisprudence Act [720 ILCS 115/53] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2368));~~
- 26) ~~Manufacture, delivery or trafficking of cannabis, delivery of cannabis on school grounds, or delivery to person under 18; violation by person under 18 (Sections 5, 5.1, 5.2, 7, and 9 of the Cannabis Control Act [720 ILCS 550/5, 5.1, 5.2, 7, and 9] (formerly Ill. Rev. Stat. 1991, ch. 56½, pars. 705, 705.1, 705.2, 707, and 709)); or~~
- 27) ~~Manufacture, delivery or trafficking of controlled substances (Sections 401, 401.1, 404, 405, 405.1, 407 and 407.1 of the Illinois Controlled Substances Act [720 ILCS 570/401, 401.1, 404, 405, 405.1, 407, and 407.1] (formerly Ill. Rev. Stat. 1991, ch. 56½, pars. 1401, 1401.1, 1404, 1405, 1405.1, 1407, and 1407.1)).~~
- b) ~~The facility shall not knowingly employ or retain any individual in a position with duties involving direct care for residents if that person has been convicted of committing or attempting to commit one or more of the offenses listed in subsections (a)(1) to (27) of this Section unless the applicant, employee or employer obtains a waiver pursuant to this Section. (Section 25(a) of the Health Care Worker Background Check Act)~~
- e) ~~A facility shall not hire, employ, or retain any individual in a position with duties involving direct care of clients, patients, or residents if the health care employer becomes aware that the individual has been convicted in another state of committing or attempting to commit an offense that has the same or similar elements as an offense listed in subsections (a)(1) to (27) of this Section, as verified by court records, records from a State agency, or an FBI criminal history record check. This shall not be construed to mean that a health care employer has an obligation to conduct a criminal history records check in other states in which an employee has resided. Section 25(b) of the Act)~~
- d) For the purpose of this Section:
- 1) ~~"Applicant" means an individual seeking employment with a facility who has received a bona fide conditional offer of employment.~~
- 2) ~~"Conditional offer of employment" means a bona fide offer of employment~~

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- by a facility to an applicant, which is contingent upon the receipt of a report from the Department of State Police indicating that the applicant does not have a record of conviction of any of the criminal offenses listed in subsections (a)(1) to (27) of this Section.*
- 3) *"Direct care" means the provision of nursing care or assistance with feeding, dressing, movement, bathing, or other personal needs.*
- 4) *"Initiate" means the obtaining of the authorization for a record check from a student, applicant, or employee. (Section 15 of the Health Care Worker Background Check Act)*
- e) *For purposes of the Health Care Worker Background Check Act, the facility shall establish a policy defining which employees provide direct care. In making this determination, the facility shall consider the following:*
- 1) *The employee's assigned job responsibilities as set forth in the employee's job description;*
- 2) *Whether the employee is required to or has the opportunity to be alone with residents, with the exception of infrequent or unusual occasions; and*
- 3) *Whether the employee's responsibilities include physical contact with residents, for example to provide therapy or to draw blood.*
- f) *Beginning January 1, 1996, when the facility makes a conditional offer of employment to an applicant who is not exempt under subsection (w) of this Section for a position with duties that involve direct care for residents, the employer shall inquire of the Nurse Aide Registry as to the status of the applicant's Uniform Conviction Information Act (UCIA) criminal history record check. If a UCIA criminal history record check has not been conducted within the last 12 months, the facility must initiate or have initiated on its behalf a UCIA criminal history record check for that applicant. (Section 30(c) of the Health Care Worker Background Check Act)*
- g) *The facility shall transmit all necessary information and fees to the Illinois State Police within 10 working days after receipt of the authorization. (Section 15 of the Health Care Worker Background Check Act)*
- h) *The facility may accept an authentic UCIA criminal history record check that has been conducted within the last 12 months rather than initiating a check as required in subsection (f) of this Section.*
- i) *The request for a UCIA criminal history record check shall be made as prescribed by the Department of State Police. The applicant or employee must be notified of the following whenever a non fingerprint based UCIA criminal history record check is made:*
- 1) *That the facility shall request or have requested on its behalf a non-fingerprint based UCIA criminal history record check pursuant to the Health Care Worker Background Check Act.*

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- 2) ~~That the applicant or employee has a right to obtain a copy of the criminal records report from the facility, challenge the accuracy and completeness of the report, and request a waiver in accordance with subsection (m) of this Section.~~
- 3) ~~That the applicant, if hired conditionally, may be terminated if the non-fingerprint based criminal records report indicates that the applicant has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the applicant's identity is validated and it is determined that the applicant or employee does not have a disqualifying criminal history record based on a fingerprint based records check pursuant to subsection (k) of this Section.~~
- 4) ~~That the applicant, if not hired conditionally, shall not be hired if the non-fingerprint based criminal records report indicates that the applicant has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the applicant's record is cleared based on a fingerprint based records check pursuant to subsection (k) of this Section.~~
- 5) ~~That the employee may be terminated if the criminal records report indicates that the employee has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the employee's record is cleared based on a fingerprint based records check pursuant to subsection (k) of this Section. (Section 30(e) and (f) of the Health Care Worker Background Check Act)~~
- j) ~~A facility may conditionally employ an applicant to provide direct care for up to three months pending the results of a UCIA criminal history record check. (Section 30(g) of the Health Care Worker Background Check Act)~~
- k) ~~An applicant or employee whose non-fingerprint based UCIA criminal history record check indicates a conviction for committing or attempting to commit one or more of the offenses listed in subsections (a)(1) to (27) of this Section may request that the facility or its designee commence a fingerprint based UCIA criminal records check by submitting any necessary fees and information in a form and manner prescribed by the Department of State Police. (Section 35 of the Health Care Worker Background Check Act)~~
- l) ~~A facility having actual knowledge from a source other than a non-fingerprint check that an employee has been convicted of committing or attempting to commit one of the offenses enumerated in Section 25 of the Act must initiate a fingerprint based background check within 10 working days after acquiring that knowledge. The facility may continue to employ that individual in a direct care position, may reassign that individual to a non-direct care position, or may suspend the individual until the results of the fingerprint based background check are~~

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- ~~received. (Section 30(d) of the Health Care Worker Background Check Act)~~
- m) ~~An applicant, employee or employer may request a waiver to subsection (a), (b) or (c) of this Section by submitting the following to the Department within five working days after the receipt of the criminal records report:~~
- ~~1) A completed fingerprint based UCIA criminal records check form (Section 40(a) of the Health Care Worker Background Check Act) (which the Department will forward to the Department of State Police); and~~
 - ~~2) A certified check, money order or facility check made payable to the Department of State Police for the amount of money necessary to initiate a fingerprint based UCIA criminal records check.~~
- n) ~~The Department may accept the results of the fingerprint based UCIA criminal records check instead of the items required by subsections (m)(1) and (2) above. (Section 40(a-5) of the Health Care Worker Background Check Act)~~
- o) ~~An application for a waiver shall be denied unless the applicant meets the following requirements and submits documentation thereof with the waiver application:~~
- ~~1) Except in the instance of payment of court imposed fines or restitution in which the applicant is adhering to a payment schedule, the applicant shall have met all obligations to the court and under terms of parole (i.e., probation has been successfully completed); and~~
 - ~~2) The applicant shall have satisfactorily completed a drug and/or alcohol recovery program, if drugs and/or alcohol were involved in the offense.~~
- p) ~~The Department may grant a waiver based on mitigating circumstances, which may include:~~
- ~~1) The age of the individual at which the crime was committed;~~
 - ~~2) The circumstances surrounding the crime;~~
 - ~~3) The length of time since the conviction;~~
 - ~~4) The applicant's or employee's criminal history since the conviction;~~
 - ~~5) The applicant's or employee's work history;~~
 - ~~6) The applicant's or employee's current employment references;~~
 - ~~7) The applicant's or employee's character references;~~
 - ~~8) Nurse Aide Registry records; and~~
 - ~~9) Other evidence demonstrating the ability of the applicant or employee to perform the employment responsibilities competently and evidence that the applicant or employee does not pose a threat to the health or safety of residents, which may include, but is not limited to, the applicant's or employee's participation in a drug/alcohol rehabilitation program and continued involvement in recovery; the applicant's or employee's participation in anger management or domestic violence prevention programs; the applicant's or employee's status on nurse aide registries in other states; the applicant's or employee's criminal history in other states; or the~~

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~~applicant's or employee's successful completion of all outstanding obligations or responsibilities imposed by or to a court. (Section 40(b) of the Health Care Worker Background Check Act)~~

- q) ~~Waivers will not be granted to individuals who have not met the following time frames. "Disqualifying" refers to offenses listed in subsections (a)(1) to (27) of this Section:~~
- ~~1) Single disqualifying misdemeanor conviction — waiver consideration no earlier than one year after the conviction date;~~
 - ~~2) Two to three disqualifying misdemeanor convictions — waiver consideration no earlier than three years after the most recent conviction date;~~
 - ~~3) More than three disqualifying misdemeanor convictions — waiver consideration no earlier than five years after the most recent conviction date;~~
 - ~~4) Single disqualifying felony conviction — waiver consideration no earlier than three years after the conviction date;~~
 - ~~5) Two to three disqualifying felony convictions — waiver consideration no earlier than five years after the most recent conviction date;~~
 - ~~6) More than three disqualifying felony convictions — waiver consideration no earlier than ten years after the most recent conviction date.~~
- r) ~~Waivers will not be granted to individuals who have been convicted of committing or attempting to commit one or more of the following offenses:~~
- ~~1) Solicitation of murder, solicitation of murder for hire (Sections 8-1.1 and 8-1.2 of the Criminal Code of 1961 [720 ILCS 5/8-1.1 and 8-1.2]);~~
 - ~~2) Murder, homicide, manslaughter or concealment of a homicidal death (Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3 of the Criminal Code of 1961 [720 ILCS 5/9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3]);~~
 - ~~3) Kidnaping or aggravated kidnaping (Sections 10-1 and 10-2 of the Criminal Code of 1961 [720 ILCS 5/10-1 and 10-2]);~~
 - ~~4) Aggravated battery, heinous battery, or infliction of great bodily harm (Sections 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.6, and 12-4.7 of the Criminal Code of 1961 [720 ILCS 5/12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.6, and 12-4.7]);~~
 - ~~5) Criminal sexual assault or aggravated criminal sexual assault (Sections 12-13, 12-14, and 12-14.1 of the Criminal Code of 1961 [720 ILCS 5/12-13, 12-14 and 12-14.1]);~~
 - ~~6) Criminal sexual abuse or aggravated criminal sexual abuse (Sections 12-15 and 12-16 of the Criminal Code of 1961 [720 ILCS 5/12-15 and 12-16]);~~

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- 7) ~~Abuse and gross neglect of a long-term care facility resident (Section 12-19 of the Criminal Code of 1961 [720 ILCS 5/12-19]);~~
 - 8) ~~Criminal abuse or neglect of an elderly or disabled person (Section 12-21 of the Criminal Code of 1961 [720 ILCS 5/12-21]);~~
 - 9) ~~Financial exploitation of an elderly person or a person with a disability (Section 16-1.3 of the Criminal Code of 1961 [720 ILCS 5/16-1.3]);~~
 - 10) ~~Indecent solicitation of a child, sexual exploitation of a child, exploitation of a child, child pornography (Sections 11-6, 11-9.1, 11-19.2, and 11-20.1 of the Criminal Code of 1961 [720 ILCS 5/11-6, 11-9.1, 11-19.2, and 11-20.1]);~~
 - 11) ~~Armed robbery (Section 18-2 of the Criminal Code of 1961 [720 ILCS 5/18-2]) and;~~
 - 12) ~~Aggravated vehicular hijacking, aggravated robbery (Sections 18-4 and 18-5 of the Criminal Code of 1961 [720 ILCS 5/18-4 and 18-5]).~~
- s) ~~The Director of Public Health may grant a waiver to an individual who does not meet the requirements of subsection (o), (q), or (r), based on mitigating circumstances (see subsection (p)). (Section 40(b) of the Health Care Worker Background Check Act)~~
- t) ~~An individual shall not be employed in a direct care position from the time that the employer receives the results of a non-fingerprint check containing disqualifying conditions until the time that the individual receives a waiver from the Department. If the individual challenges the results of the non-fingerprint check, the employer may continue to employ the individual in a direct care position if the individual presents convincing evidence to the employer that the non-fingerprint check is invalid. If the individual challenges the results of the non-fingerprint check, his or her identity shall be validated by a fingerprint-based records check in accordance with subsection (k) of this Section. (Section 40(d) of the Health Care Worker Background Check Act)~~
- u) ~~A facility is not obligated to employ or offer permanent employment to an applicant, or to retain an employee who is granted a waiver. (Section 40(f) of the Health Care Worker Background Check Act)~~
- v) ~~A facility may retain the individual in a direct care position if the individual presents clear and convincing evidence to the facility that the non-fingerprint-based criminal records report is invalid and if there is a good faith belief on the part of the employer that the individual did not commit an offense listed in subsections (a)(1) to (27) of this Section, pending positive verification through a fingerprint-based criminal records check. Such evidence may include, but not be limited to:~~
- 1) ~~certified court records;~~
 - 2) ~~written verification from the State's Attorney's office that prosecuted the~~

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- conviction at issue;
- 3) ~~written verification of employment during the time period during which the crime was committed or during the incarceration period stated in the report;~~
- 4) ~~a signed affidavit from the individual concerning the validity of the report;~~
~~or~~
- 5) ~~documentation from a local law enforcement agency that the individual was not convicted of a disqualifying crime.~~
- w) ~~This Section shall not apply to:~~
- 1) ~~An individual who is licensed by the Department of Professional Regulation or the Department of Public Health under another law of this State;~~
- 2) ~~An individual employed or retained by a health care employer for whom a criminal background check is required by another law of this State; or~~
- 3) ~~A student in a licensed health care field including, but not limited to, a student nurse, a physical therapy student, or a respiratory care student unless he or she is employed by a health care employer in a position with duties involving direct care for residents. (Section 20 of the Health Care Worker Background Check Act)~~
- x) ~~An employer need not initiate an additional criminal background check for an employee if the employer initiated a criminal background check for the employee after January 1, 1996 and prior to January 1, 1998. This subsection applies only to persons employed prior to January 1, 1998. Any person newly employed on or after January 1, 1998 must receive a background check as required by Section 30 of the Health Care Worker Background Check Act. (Section 25.1 of the Health Care Worker Background Check Act)~~
- y) ~~The facility must send a copy of the results of the UCIA criminal history record check to the State Nurse Aide Registry for those individuals who are on the Registry. (Section 30(b) of the Health Care Worker Background Check Act) The facility shall include the individual's Social Security number on the criminal history record check results.~~
- z) ~~The facility shall retain on file for a period of 5 years records of criminal records requests for all employees. The facility shall retain the results of the UCIA criminal history records check and waiver, if appropriate, for the duration of the individual's employment. The files shall be subject to inspection by the Department. A fine of \$500 shall be imposed for failure to maintain these records. (Section 50 of the Health Care Worker Background Check Act)~~
- aa) ~~The facility shall maintain a copy of the employee's criminal history record check results and waiver, if applicable, in the personnel file or other secure location accessible to the Department.~~

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(Source: Amended at 29 Ill. Reg. 12954, effective August 2, 2005)

Section 350.760 Infection Control

- a) Policies and procedures for investigating, controlling, and preventing infections in the facility shall be established and followed. The policies and procedures shall be consistent with and include the requirements of the Control of Communicable Diseases Code (77 Ill. Adm. Code 690) and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693). Activities shall be monitored to ensure that these policies and procedures are followed.
- b) A group, i.e., an infection control committee, quality assurance committee, or other facility entity, shall periodically review the results of investigations and activities to control infections.
- c) Depending on the services provided by the facility, each facility shall adhere to the following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services, as applicable (see Section 350.340):
 - 1) Guideline for Prevention of Catheter-Associated Urinary Tract Infections
 - 2) Guideline for Hand Hygiene in Health-Care Settings
 - 3) Guidelines for Prevention of Intravascular Catheter-Related Infections
 - 4) Guideline for Prevention of Surgical Site Infection
 - 5) Guideline for Prevention of Nosocomial Pneumonia
 - 6) Guideline for Isolation Precautions in Hospitals
 - 7) Guidelines for Infection Control in Health Care Personnel

(Source: Added at 29 Ill. Reg. 12954, effective August 2, 2005)

SUBPART E: RESIDENT LIVING SERVICES

Section 350.1088 Language Assistance Services

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A facility shall provide language assistance services in accordance with the Language Assistance Services Act [210 ILCS 87] and the Language Assistance Services Code (77 Ill. Adm. Code 940).

(Source: Added at 29 Ill. Reg. 12954, effective August 2, 2005)

SUBPART F: HEALTH SERVICES

Section 350.1223 Communicable Disease Policies

- a) The facility shall comply with~~meet~~ the Control of Communicable Diseases Code (77 Ill. Adm. Code 690).
- b) The facility shall not knowingly admit a person with a communicable, contagious or infectious disease, as defined in the Control of Communicable Diseases Code, except as allowed in subsection (d) of this Section. A resident who is suspected of or diagnosed as having any such disease shall be placed in isolation, if required, in accordance with the Control of Communicable Diseases Code. If the facility believes that it cannot provide the necessary infection control measures, it must initiate an involuntary transfer and discharge pursuant to Article III, Part 4 of the Act and Section 350.630 of this Part. In determining whether a transfer or discharge is necessary, the burden of proof rests on the facility.
- c) All illnesses required to be reported under the Control of Communicable Diseases Code and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693) shall be reported immediately to the local health department and to the Department. The facility shall furnish all pertinent information relating to such occurrences. In addition, the facility shall also inform the Department of all incidents of scabies and other skin infestations.
- d) ~~Admission of Persons with Communicable, Contagious, or Infectious Diseases. 1)~~ Persons with communicable, contagious, or infectious diseases may be admitted under the following conditions:
 - 1) ~~A)~~ When a person's infectious condition is directly related to one or more chronic pressure sores, from which laboratory tests have proven the presence of a pathogenic organism. Such a person may be admitted if the facility is capable of implementing appropriate treatment and isolation techniques to avoid secondary spread of infection.

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- ~~2)B)~~ When a person's condition is communicable, contagious, or infectious only through blood or other body fluid contact, such as hepatitis, acquired immunodeficiency syndrome (AIDS), or human immunodeficiency virus (HIV) infection.
- ~~e)2)~~ The facility shall notify the Department no later than five working days after the date of the admission of any person with a communicable, contagious, or infectious disease under subsection ~~(d)(1)~~ of this Section. The notice to the Department shall include at least the date of the admission and the nature of the condition.
- ~~f)3)~~ Written approval to admit or keep a person with other communicable, contagious, or infectious diseases may be granted by the Department on an individual case basis. Such approval will depend upon the nature of the infectious condition or disease and the capability of the facility to provide proper care to the person and to safeguard the staff and other residents of the facility from the spread of primary and secondary infections
- ~~e)~~ ~~Infection control: Policies and procedures for investigating, controlling, and preventing infections in the facility shall be established and followed. A group, either an infection control committee, quality assurance committee, or other facility entity, shall periodically review the results of investigations and activities to control infections. The policies and procedures shall be consistent with and include the requirements of the Control of Communicable Diseases Code and Control of Sexually Transmissible Diseases Code. Activities shall be monitored to ensure that these policies and procedures are followed.~~

(Source: Amended at 29 Ill. Reg. 12954, effective August 2, 2005)

Section 350.1260 Vaccinations

- a) *A facility shall annually administer a vaccination against influenza to each resident, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention that are most recent to the time of vaccination, unless the vaccination is medically contraindicated or the resident has refused the vaccine. Influenza vaccinations for all residents age 65 and over shall be completed by November 30 of each year or as soon as practicable if vaccine supplies are not available before November 1. Residents admitted after November 30, during the flu season, and until February*

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I shall, as medically appropriate, receive an influenza vaccination prior to or upon admission or as soon as practicable if vaccine supplies are not available at the time of the admission, unless the vaccine is medically contraindicated or the resident has refused the vaccine. (Section 2-213 of the Act)

- b) A facility shall document in the resident's medical record that an annual vaccination against influenza was administered, refused or medically contraindicated. (Section 2-213 of the Act)*
- c) A facility shall provide or arrange for administration of a pneumococcal vaccination to each resident who is age 65 or over, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention, who has not received this immunization prior to or upon admission to the facility unless the resident refuses the offer for vaccination or the vaccination is medically contraindicated. (Section 2-213 of the Act)*
- d) A facility shall document in each resident's medical record that a vaccination against pneumococcal pneumonia was offered and administered, refused, or medically contraindicated. (Section 2-213 of the Act)*

(Source: Added at 29 Ill. Reg. 12954, effective August 2, 2005)

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- 1) Heading of the Part: Long-Term Care for Under Age 22 Facilities Code
- 2) Code Citation: 77 Ill. Adm. Code 390
- 3)

<u>Section Numbers</u> :	<u>Adopted Action</u> :
390.340	Amendment
390.630	Amendment
390.681	Amendment
390.760	New Section
390.1020	Amendment
390.1130	New Section
390.1140	New Section
390.1150	New Section
- 4) Statutory Authority: [210 ILCS 45]
- 5) Effective Date of Rulemaking: August 2, 2005
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain any incorporations by reference? Yes
- 12) A copy of the adopted amendments, including any material incorporated by reference, is on file in the Department's principal office and is available for public inspection.
- 9) Notices of Proposal Published in Illinois Register: August 6, 2004; 28 Ill. Reg. 11035
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Differences between proposal and final version: The following changes were made in response to comments received during the first notice or public comment period: None

The following changes were made in response to comments and suggestions of the JCAR:

In Section 390.340(c)(3)(D), "Financial and" was inserted after "of".

In addition, various typographical, grammatical and form changes were made in response to the comments from JCAR.

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- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any amendments pending on this Part? Yes

<u>Section Number</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
390.120	Amendment	29 Ill. Reg. 1831

- 15) Summary and Purpose of the Rulemaking: Part 390 establishes licensing requirements for long-term care facilities for persons under age 22. Section 390.340 (Incorporated and Referenced Materials) was amended to update the incorporated and referenced materials and to add infection control guidelines of the Centers for Disease Control. Section 390.630 (Admission and Discharge Policies) was amended to move language concerning involuntary discharges and transfers to subsection (a). Statutory language concerning vaccinations, which was deleted in the Nursing Home Care Act by Public Act 93-0384 (effective July 25, 2003), was deleted. Section 390.681 (Health Care Worker Background Check) was amended to replace the existing text with a requirement that facilities comply with the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955) (adopted at 28 Ill. Reg. 14133, effective October 15, 2004). Section 390.760 (Infection Control) was added to set forth infection control requirements, which are currently in Section 390.1020 and will be deleted in that Section. Section 390.1130 (Communicable Disease Policies) was added so that these policies, which were in Section 390.1020 and are being deleted from that Section, are more easily located in the rules. Section 390.1140 (Vaccinations) was added to set forth requirements that were added to the Nursing Home Care Act by P.A. 93-0384. Section 390.1150 (Language Assistance Services) was added to require compliance with the Language Assistance Services Act [210 ILCS 87], which was amended by Public Act 93-0564 (effective January 1, 2004), to make compliance with the Language Assistance Services Act mandatory, rather than voluntary, for hospitals and long-term care facilities.
- 16) Information and questions regarding these adopted amendments shall be directed to:
 Susan Meister 217/782-2043
 Division of Legal Services e-mail: rules@idph.state.il.us
 Department of Public Health
 535 West Jefferson, Fifth Floor
 Springfield, Illinois 62761

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

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NOTICE OF ADOPTED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER c: LONG-TERM CARE FACILITIESPART 390
LONG-TERM CARE FOR UNDER AGE 22 FACILITIES CODE

SUBPART A: GENERAL PROVISIONS

Section	
390.110	General Requirements
390.120	Application for License
390.130	Licensee
390.140	Issuance of an Initial License for a New Facility
390.150	Issuance of an Initial License Due to a Change of Ownership
390.160	Issuance of a Renewal License
390.165	Criteria for Adverse Licensure Actions
390.170	Denial of Initial License
390.175	Denial of Renewal of License
390.180	Revocation of License
390.190	Experimental Program Conflicting With Requirements
390.200	Inspections, Surveys, Evaluations and Consultation
390.210	Filing an Annual Attested Financial Statement
390.220	Information to be Made Available to the Public by the Department
390.230	Information to Be Made Available to the Public By the Licensee
390.240	Municipal Licensing
390.250	Ownership Disclosure
390.260	Issuance of Conditional Licenses
390.270	Monitor and Receivership
390.271	Presentation of Findings
390.272	Determination to Issue a Notice of Violation or Administrative Warning
390.274	Determination of the Level of a Violation
390.276	Notice of Violation
390.277	Administrative Warning
390.278	Plans of Correction
390.280	Reports of Correction
390.282	Conditions for Assessment of Penalties
390.284	Calculation of Penalties
390.286	Determination to Assess Penalties
390.288	Reduction or Waiver of Penalties

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390.290	Quarterly List of Violators (Repealed)
390.300	Alcoholism Treatment Programs in Long-Term Care Facilities
390.310	Department May Survey Facilities Formerly Licensed
390.315	Supported Congregate Living Arrangement Demonstration
390.320	Waivers
390.330	Definitions
390.340	Incorporated and Referenced Materials

SUBPART B: ADMINISTRATION

Section	
390.500	Administrator

SUBPART C: POLICIES

Section	
390.610	Management Policies
390.620	Resident Care Policies
390.630	Admission and Discharge Policies
390.640	Contract Between Resident and Facility
390.650	Residents' Advisory Council
390.660	General Policies
390.670	Personnel Policies
390.675	Initial Health Evaluation for Employees
390.680	Child Care/Habilitation Aides
390.681	Health Care Worker Background Check
390.682	Resident Attendants
390.683	Registry of Child Care/Habilitation Aides
390.685	Student Interns
390.690	Disaster Preparedness
390.700	Serious Incidents and Accidents
390.750	Contacting Local Law Enforcement
390.760	Infection Control

SUBPART D: PERSONNEL

Section	
390.810	General
390.820	Categories of Personnel
390.830	Consultation Services

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

SUBPART E: HEALTH AND DEVELOPMENTAL SERVICES

Section

390.1010	Service Programs
390.1020	Medical Services
390.1025	Life-Sustaining Treatments
390.1030	Physician Services
390.1035	Tuberculin Skin Test Procedures
390.1040	Nursing Services
390.1050	Dental Care Services
390.1060	Physical and Occupational Therapy Services
390.1070	Psychological Services
390.1080	Social Services
390.1090	Speech Pathology and Audiology Services
390.1100	Recreational and Activity Services
390.1110	Educational Services
390.1120	Work Activity and Prevocational Training Services
<u>390.1130</u>	<u>Communicable Disease Policies</u>
<u>390.1140</u>	<u>Vaccinations</u>
<u>390.1150</u>	<u>Language Assistance Services</u>

SUBPART F: RESTRAINTS AND BEHAVIOR MANAGEMENT

Section

390.1310	Restraints
390.1312	Nonemergency Use of Physical Restraints
390.1314	Emergency Use of Physical Restraints
390.1316	Unnecessary, Psychotropic, and Antipsychotic Drugs
390.1320	Behavior Management
390.1330	Behavior Emergencies (Repealed)

SUBPART G: MEDICATIONS

Section

390.1410	Medication Policies and Procedures
390.1420	Compliance with Licensed Prescriber's Orders
390.1430	Administration of Medication
390.1440	Labeling and Storage of Medications
390.1450	Control of Medications

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SUBPART H: RESIDENT AND FACILITY RECORDS

Section

- 390.1610 Resident Record Requirements
- 390.1620 Content of Medical Records
- 390.1630 Confidentiality of Resident's Records
- 390.1640 Records Pertaining to Residents' Property
- 390.1650 Retention and Transfer of Resident Records
- 390.1660 Other Resident Record Requirements
- 390.1670 Staff Responsibility for Medical Records
- 390.1680 Retention of Facility Records
- 390.1690 Other Facility Record Requirements

SUBPART I: FOOD SERVICE

Section

- 390.1810 Director of Food Services
- 390.1820 Dietary Staff in Addition to Director of Food Services
- 390.1830 Hygiene of Dietary Staff
- 390.1840 Diet Orders
- 390.1850 Meal Planning
- 390.1860 Infant and Therapeutic Diets
- 390.1870 Scheduling Meals
- 390.1880 Menus and Food Records
- 390.1890 Food Preparation and Service
- 390.1900 Preparation of Infant Formula
- 390.1910 Food Handling Sanitation
- 390.1920 Kitchen Equipment, Utensils, and Supplies

SUBPART J: MAINTENANCE, HOUSEKEEPING, AND LAUNDRY

Section

- 390.2010 Maintenance
- 390.2020 Housekeeping
- 390.2030 Laundry Services

SUBPART K: FURNISHINGS, EQUIPMENT, AND SUPPLIES

Section

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390.2210	Furnishings
390.2220	Equipment and Supplies
390.2230	Sterilization of Supplies and Equipment

SUBPART L: WATER SUPPLY AND SEWAGE DISPOSAL

Section	
390.2410	Codes
390.2420	Water Supply
390.2430	Sewage Disposal
390.2440	Plumbing

SUBPART M: DESIGN AND CONSTRUCTION STANDARDS FOR NEW FACILITIES

Section	
390.2610	Applicability of these Standards
390.2620	Codes and Standards
390.2630	Preparation of Drawings and Specifications
390.2640	Site
390.2650	Administration and Public Areas
390.2660	Nursing Unit
390.2670	Dining, Play, Activity/Program Rooms
390.2680	Therapy and Personal Care
390.2690	Service Departments
390.2700	General Building Requirements
390.2710	Structural
390.2720	Mechanical Systems
390.2730	Plumbing Systems
390.2740	Electrical Systems

SUBPART N: DESIGN AND CONSTRUCTION STANDARDS FOR EXISTING FACILITIES

Section	
390.2910	Applicability
390.2920	Codes and Standards
390.2930	Preparation of Drawings and Specifications
390.2940	Site
390.2950	Administration and Public Areas
390.2960	Nursing Unit
390.2970	Play, Dining, Activity/Program Rooms

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390.2980	Treatment and Personal Care
390.2990	Service Department
390.3000	General Building Requirements
390.3010	Structural
390.3020	Mechanical Systems
390.3030	Plumbing Systems
390.3040	Electrical Requirements

SUBPART O: RESIDENT'S RIGHTS

Section	
390.3210	General
390.3220	Medical and Personal Care Program
390.3230	Restraints (Repealed)
390.3240	Abuse and Neglect
390.3250	Communication and Visitation
390.3260	Resident's Funds
390.3270	Residents' Advisory Council
390.3280	Contract With Facility
390.3290	Private Right of Action
390.3300	Transfer or Discharge
390.3310	Complaint Procedures
390.3320	Confidentiality
390.3330	Facility Implementation

SUBPART P: DAY CARE PROGRAMS

Section	
390.3510	Day Care in Long-Term Care Facilities
390.APPENDIX A	Interpretation and Illustrative Services for Long-Term Care Facility for Residents Under 22 Years of Age (Repealed)
390.APPENDIX B	Forms for Day Care in Long-Term Care Facilities
390.APPENDIX C	Guidelines for the Use of Various Drugs
390.TABLE A	Infant Feeding
390.TABLE B	Daily Nutritional Requirements By Age Group
390.TABLE C	Sound Transmissions Limitations
390.TABLE D	Pressure Relationships and Ventilation Rates of Certain Areas for New Long-Term Care Facilities for Persons Under Twenty-Two (22) Years of Age

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390.TABLE E	Sprinkler Requirements
390.TABLE F	Heat Index Table/Apparent Temperature

AUTHORITY: Implementing and authorized by the Nursing Home Care Act [210 ILCS 45].

SOURCE: Adopted at 6 Ill. Reg. 1658, effective February 1, 1982; emergency amendment at 6 Ill. Reg. 3223, effective March 8, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 11622, effective September 14, 1982; amended at 6 Ill. Reg. 14557 and 14560, effective November 8, 1982; amended at 6 Ill. Reg. 14678, effective November 15, 1982; amended at 7 Ill. Reg. 282, effective December 22, 1982; amended at 7 Ill. Reg. 1927, effective January 28, 1983; amended at 7 Ill. Reg. 8574, effective July 11, 1983; amended at 7 Ill. Reg. 15821, effective November 15, 1983; amended at 7 Ill. Reg. 16988, effective December 14, 1983; amended at 8 Ill. Reg. 15585, 15589, and 15592, effective August 15, 1984; amended at 8 Ill. Reg. 16989, effective September 5, 1984; codified at 8 Ill. Reg. 19823; amended at 8 Ill. Reg. 24159, effective November 29, 1984; amended at 8 Ill. Reg. 24656, effective December 7, 1984; amended at 8 Ill. Reg. 25083, effective December 14, 1984; amended at 9 Ill. Reg. 122, effective December 26, 1984; amended at 9 Ill. Reg. 10785, effective July 1, 1985; amended at 11 Ill. Reg. 16782, effective October 1, 1987; amended at 12 Ill. Reg. 931, effective December 24, 1987; amended at 12 Ill. Reg. 16780, effective October 1, 1988; emergency amendment at 12 Ill. Reg. 18243, effective October 24, 1988, for a maximum of 150 days; emergency expired March 23, 1989; amended at 13 Ill. Reg. 6301, effective April 17, 1989; amended at 13 Ill. Reg. 19521, effective December 1, 1989; amended at 14 Ill. Reg. 14904, effective October 1, 1990; amended at 15 Ill. Reg. 1878, effective January 25, 1991; amended at 16 Ill. Reg. 623, effective January 1, 1992; amended at 16 Ill. Reg. 14329, effective September 3, 1992; emergency amendment at 17 Ill. Reg. 2390, effective February 3, 1993, for a maximum of 150 days; emergency expired on July 3, 1993; emergency amendment at 17 Ill. Reg. 7974, effective May 6, 1993, for a maximum of 150 days; emergency expired on October 3, 1993; amended at 17 Ill. Reg. 15073, effective September 3, 1993; amended at 17 Ill. Reg. 16167, effective January 1, 1994; amended at 17 Ill. Reg. 19235, effective October 26, 1993; amended at 17 Ill. Reg. 19547, effective November 4, 1993; amended at 17 Ill. Reg. 21031, effective November 20, 1993; amended at 18 Ill. Reg. 1453, effective January 14, 1994; amended at 18 Ill. Reg. 15807, effective October 15, 1994; amended at 19 Ill. Reg. 11525, effective July 29, 1995; emergency amendment at 20 Ill. Reg. 535, effective January 1, 1996, for a maximum of 150 days; emergency expired May 29, 1996; amended at 20 Ill. Reg. 10106, effective July 15, 1996; amended at 20 Ill. Reg. 12101, effective September 10, 1996; amended at 22 Ill. Reg. 4062, effective February 13, 1998; amended at 22 Ill. Reg. 7188, effective April 15, 1998; amended at 22 Ill. Reg. 16576, effective September 18, 1998; amended at 23 Ill. Reg. 1069, effective January 15, 1999; amended at 23 Ill. Reg. 8021, effective July 15, 1999; amended at 24 Ill. Reg. 17283, effective November 1, 2000; amended at 25 Ill. Reg. 4890, effective April 1, 2001; amended at 26 Ill. Reg. 4890, effective April 1, 2002; amended at 26 Ill. Reg. 10645, effective July 1, 2002; emergency amendment at 27 Ill. Reg.

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2258, effective February 1, 2003, for a maximum of 150 days; emergency expired June 30, 2003; emergency amendment at 27 Ill. Reg. 5509, effective March 25, 2003, for a maximum of 150 days; emergency expired August 21, 2003; amended at 27 Ill. Reg. 5947, effective April 1, 2003; emergency amendment at 27 Ill. Reg. 14250, effective August 15, 2003, for a maximum of 150 days; emergency expired January 12, 2004; amended at 27 Ill. Reg. 15949, effective September 25, 2003; amended at 27 Ill. Reg. 18204, effective November 15, 2003; expedited correction at 28 Ill. Reg. 3565, effective November 15, 2003; amended at 28 Ill. Reg. 11231, effective July 22, 2004; emergency amendment at 29 Ill. Reg. 12025, effective July 12, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 12988, effective August 2, 2005.

SUBPART A: GENERAL PROVISIONS

Section 390.340 Incorporated and Referenced Materials

- a) The following regulations, [guidelines](#), and standards are incorporated in this Part:
- 1) ANSI/ASME Standard No. A17.1-2000, Safety Code for Elevators and Escalators, which may be obtained from the American Society of Mechanical Engineers (ASME) International, 22 Law Drive, Box 2900, Fairfield, New Jersey 07007-2900.
 - 2) American Society of Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE), Handbook of Fundamentals (2001), and Handbook of Applications (1999), which may be obtained from the American Society of Heating, Refrigerating, and Air Conditioning Engineers, Inc., 1791 Tullie Circle, N.E., Atlanta, Georgia 30329.
 - 3) American Society for Testing and Materials (ASTM), International Standard No. E90-02 (1996): Standard Test Method for Laboratory Measurement of Airborne Sound Transmission Loss of Building Partitions and Elements, which may be obtained from ASTM International, 100 Barr Harbor Drive, P.O. Box C700, West Conshohocken, Pennsylvania 19428-2959.
 - 4) International Building Code (IBC) (2000), which may be obtained from Building Officials and Code Administrators (BOCA) International, 4051 W. Flossmoor Road, Country Club Hills, Illinois 60478-5795.
 - 5) For existing facilities (see Subpart N), National Fire Protection Association (NFPA) Standard No. 101: Life Safety Code, Appendix B

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(1981) and the following additional standards, which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts [0216902269](#):

- A) No. 10 (1978): Standards for Portable Extinguishers
 - B) No. 13 (1980): Standards for the Installation of Sprinkler Systems
 - C) No. 56F (1977): Standards for Non-Flammable Medical Gas Systems
 - D) No. 70 (1981): National Electric Code
 - E) No. 90A (1978): Installation of Air Conditioning and Ventilating Systems
 - F) No. 96 (1980): Standard for the Installation of Equipment for the Removal of Smoke and Grease-Laden Vapors from Commercial Cooking Equipment
 - G) No. 220 (1979): Standards Types of Building Construction
 - H) No. 253 (1978): Flooring Radiant Heat Energy Test
 - I) No. 255 (1972): Test of Surface Burning Characteristics of Building Materials
 - J) Appendix C (1981): Fire Safety Evaluation System for Health Occupancies
- 6) For new facilities (see Subpart M), the following standards of the National Fire Protection Association (NFPA), which may be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts [0216902269](#):
- A) NFPA 17A, Standard for Wet Chemical Extinguishing Systems – 2002 Edition
 - B) NFPA 20, Standard for the Installation of Stationary Pumps for Fire Protection – 1999 Edition

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- C) NFPA 22, Standard for Water Tanks for Private Fire Protection – 1998 Edition
 - D) NFPA 24, Standard for the Installation of Private Fire Service Mains and Their Appurtenances – 2002 Edition
 - E) NFPA 50, Standard for Bulk Oxygen Systems at Consumer Sites – 2001 Edition
 - F) NFPA 70B, Recommended Practice for Electrical Equipment Maintenance – 2002 Edition
 - G) NFPA 70E, Standard for Electrical Safety Requirements for Employee Workplaces – 2000 Edition
 - H) NFPA 80A, Recommended Practice for Protection of Buildings from Exterior Fire Exposures – 2001 Edition
 - I) NFPA 101, Life Safety Code, ~~Chapter 33~~, – 2000 Edition
 - J) NFPA 105, Recommended Practice for the Installation of Smoke-Control Door Assemblies – 1999 Edition
- 7) For new and existing facilities (see Section 300.1410), NFPA 99: Standard for Health Care Facilities – 2003 Edition.
- 8) The following standards, which may be obtained from Underwriters Laboratories (UL), Inc., 333 Pfingsten Rd., Northbrook, Illinois 60062:
- A) Fire Resistance Directory (2003 Edition);
 - B) Building Material Directory (2003 Edition);
- 9) [The following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Service, Department of Health and Human Services, which may be obtained from the National Technical Information Services \(NTIS\), U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161:](#)

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- A) [Guideline for Prevention of Catheter-Associated Urinary Tract Infections \(October 1981\)](#)
- B) [Guideline for Hand Hygiene in Health-Care Settings \(October 2002\)](#)
- C) [Guidelines for Prevention of Intravascular Catheter-Related Infections \(2002\)](#)
- D) [Guideline for Prevention of Surgical Site Infection \(1999\)](#)
- E) [Guideline for Prevention of Nosocomial Pneumonia \(February 1994\)](#)
- F) [Guideline for Isolation Precautions in Hospitals \(February 18, 1997\)](#)
- G) [Guidelines for Infection Control in Health Care Personnel \(1998\)](#)

- b) All incorporations by reference of federal regulations and the standards of nationally recognized organizations refer to the regulations and standards on the date specified and do not include any amendments or editions subsequent to the date specified.
- c) The following statutes and State regulations are referenced in this Part:
 - 1) Federal statutes:
 - A) Civil Rights Act of 1964 (42 USC 2000e et seq.)
 - B) Social Security Act (42 USC 301 et seq., 1395 et seq., and 1396 et seq.)
 - C) Controlled Substances Act (21 USC 802)
 - 2) State of Illinois statutes:
 - A) Illinois Alcoholism and Other Drug Dependency Act [20 ILCS 305]

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- B) Boiler and Pressure Vessel Safety Act [430 ILCS 75]
- C) Child Care Act of 1969 [225 ILCS 10]
- D) Civil Practice Act [735 ILCS 5]
- E) Court of Claims Act [705 ILCS 505]
- F) Illinois Dental Practice Act [225 ILCS 25]
- G) Election Code [10 ILCS 5]
- H) Freedom of Information Act [5 ILCS 140]
- I) General Not For Profit Corporation Act [805 ILCS 105]
- J) Hospital Licensing Act [210 ILCS 85]
- K) Illinois Controlled Substances Act [720 ILCS 570]
- L) Illinois Health Facilities Planning Act [20 ILCS 3906]
- M) Illinois Municipal Code [65 ILCS 5]
- N) Life Care Facilities Act [210 ILCS 40]
- O) Local Governmental and Governmental Employees Tort Immunity Act [745 ILCS 10]
- P) Medical Practice Act of 1987 [225 ILCS 60]
- Q) Mental Health and Developmental Disabilities Code [405 ILCS 5]
- R) Nursing and Advanced Practice Nursing Act [225 ILCS 65]
- S) Nursing Home Administrators Licensing and Disciplinary Act [225 ILCS 70]
- T) Nursing Home Care Act [210 ILCS 45]

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- U) Illinois Occupational Therapy Practice Act [225 ILCS 75]
- V) Pharmacy Practice Act of 1987 [225 ILCS 85]
- W) Illinois Physical Therapy Act of 1985 [225 ILCS 90]
- X) Private Sewage Disposal Licensing Act [225 ILCS 225]
- Y) Probate Act of 1975 [755 ILCS 5]
- Z) Illinois Public Aid Code [305 ILCS 5]
- AA) Safety Glazing Materials Act [430 ILCS 60]
- BB) School Code [105 ILCS 5]
- CC) Illinois Administrative Procedure Act [5 ILCS 100]
- DD) Clinical Psychologist Licensing Act [225 ILCS 15]
- EE) Dietetic and Nutrition Services Practices Act [225 ILCS 30]
- FF) Health Care Worker Background Check Act [225 ILCS 46]
- | ~~GG) Criminal Code of 1961 [720 ILCS 5]~~
- | ~~HH) Cannabis Control Act [720 ILCS 550]~~
- | ~~GG)H) Clinical Social Work and Social Work Practice Act [225 ILCS 20]~~
- | ~~HH)JJ) Living Will Act [755 ILCS 35]~~
- | ~~II)KK) Powers of Attorney for Health Care Law [755 ILCS 45/Art. IV]~~
- | ~~JJ)LL) Health Care Surrogate Act [755 ILCS 40]~~
- | ~~KK)MM) Right of Conscience Act [745 ILCS 70]~~
- | ~~LL)NN) Abused and Neglected Long-Term Care Facility Residents Reporting Act [210 ILCS 30]~~

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~~MM)OO)~~ Supportive Residences Licensing Act [210 ILCS 65]

~~NN)PP)~~ Community Residential Alternatives Licensing Act [210 ILCS 40]

~~OO)QQ)~~ Community Living Facilities Licensing Act [210 ILCS 35]

~~PP)RR)~~ Community-Integrated Living Arrangements Licensure and Certification Act [210 ILCS 135]

~~QQ)SS)~~ Counties Code [55 ILCS 5]

~~RR)TT)~~ Podiatric Medical Practice Act of 1987 [225 ILCS 100]

~~SS)UU)~~ Illinois Optometric Practice Act of 1987 [225 ILCS 80]

~~TT)VV)~~ Physician Assistant Practice Act of 1987 [220 ILCS 95]

~~UU)WW)~~ Alternative Health Care Delivery Act [210 ILCS 3]

~~VV)XX)~~ Uniform Conviction Information Act [20 ILCS 2635]

~~WW)YY)~~ Wrongs to Children Act [720 ILCS 150]

~~XX)ZZ)~~ Criminal Jurisprudence Act [720 ILCS 115]

~~YY)AAA)~~ Assisted Living and Shared Housing Act [210 ILCS 9]

~~ZZ)~~ Language Assistance Services Act [210 ILCS 87]

3) State of Illinois rules:

- A) Office of the State Fire Marshal, Boiler and Pressure Vessel Safety (41 Ill. Adm. Code 120)
- B) Capital Development Board, Illinois Accessibility Code (71 Ill. Adm. Code 400)
- C) Department of Public Health

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- i) Control of Communicable Diseases Code (77 Ill. Adm. Code 690)
- ii) Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693)
- iii) Food Service Sanitation Code (77 Ill. Adm. Code 750)
- iv) Illinois Plumbing Code (77 Ill. Adm. Code 890)
- v) Private Sewage Disposal Code (77 Ill. Adm. Code 905)
- vi) Drinking Water Systems Code (77 Ill. Adm. Code 900)
- vii) Illinois Water Well Construction Code (77 Ill. Adm. Code 920)
- viii) Illinois Water Well Pump Installation Code (77 Ill. Adm. Code 925)
- ix) Freedom of Information Code (2 Ill. Adm. Code 1126)
- x) Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100)
- xi) Skilled Nursing and Intermediate Care Facilities Code (77 Ill. Adm. Code 300)
- xii) Sheltered Care Facilities Code (77 Ill. Adm. Code 330)
- xiii) Intermediate Care for the Developmentally Disabled Facilities Code (77 Ill. Adm. Code 350)
- xiv) Long-Term Care Assistants and Aides Training Programs Code (77 Ill. Adm. Code 395)
- xv) Control of Tuberculosis Code (77 Ill. Adm. Code 696)
- xvi) [Health Care Worker Background Check Code \(77 Ill. Adm. Code 955\)](#)

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xvii) Language Assistance Services Code (77 Ill. Adm. Code 940)

- D) Department of Financial and Professional Regulation: Controlled Substances Act (77 Ill. Adm. Code 3100)
- i) Controlled Substances Act (7768 Ill. Adm. Code 3100)
- ii) Pharmacy Practice Act of 1987 (68 Ill. Adm. Code 1330)
- E) Department of Human Services, Alcoholism and Substance Abuse Treatment and Intervention Licenses (77 Ill. Adm. Code 2060)
- F) Department of Natural Resources, Regulation of Construction within Flood Plains (17 Ill. Adm. Code 2706)
- G) Department of Public Aid, Medical Payment (89 Ill. Adm. Code 140)

(Source: Amended at 29 Ill. Reg. 12988, effective August 2, 2005)

SUBPART C: POLICIES

Section 390.630 Admission and Discharge Policies

- a) All involuntary discharges and transfers shall be in accordance with Sections 3-401 through 3-423 of the Act.
- b)a) A facility shall admit only residents ~~Residents shall only be admitted~~ who have had a comprehensive evaluation of their medical history and physical and psycho/social factors conducted by an appropriately constituted interdisciplinary team. No resident determined by professional evaluation to be in need of services not readily available in a particular facility shall be admitted to or kept in that facility. Additionally, emotional and cognitive histories shall be evaluated when applicable and available.
- c)b) A facility for persons under 22 years of age shall be used exclusively for persons under 22 years of age, except when the facility's interdisciplinary team has determined that either initial or continued placement in the facility is appropriate

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because of the resident's physical and mental functioning status, and that the facility has the service resources to meet the needs of the resident. The facility interdisciplinary team shall further determine that placement shall not constitute a serious danger to the other residents.

- d)e) A facility shall not refuse to discharge or transfer a resident when requested to do so by the resident himself or, if the resident is a minor, by the resident's parent or guardian.
- e)d) If a resident insists on being discharged and is discharged against medical advice, the facts involved in the situation shall be fully documented in the resident's clinical record.
- f)e) No resident shall be discharged without the concurrence of the attending physician. If such approval is given, the facility shall have the right to discharge or transfer a resident to an appropriate resource in accordance with Sections 3-401 through 3-423 of the Act.
- f) ~~No resident shall be admitted with a communicable, contagious or infectious disease unless the facility is properly staffed and equipped to treat such conditions as approved in writing by the Department (see Section 390.1020 of this Part).~~
- g) A facility shall not admit more residents than the number authorized by the license issued to it.
- h) ~~Before a prospective resident's admission to a facility, the facility shall advise the prospective resident to consult a physician to determine whether the prospective resident should obtain a vaccination against pneumococcal pneumonia. (Section 2-213 of the Nursing Home Care Act)~~

(Source: Amended at 29 Ill. Reg. 12988, effective August 2, 2005)

Section 390.681 Health Care Worker Background Check

A facility shall comply with the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955).

- a) ~~The facility shall not knowingly hire any individual in a position with duties involving direct care for residents if that person has been convicted of committing or attempting to commit one or more of the following offenses (Section 25(a) of~~

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~~the Health Care Worker Background Check Act [225 ILCS 46/25]):~~

- 1) ~~Solicitation of murder, solicitation of murder for hire (Sections 8-1.1 and 8-1.2 of the Criminal Code of 1961 [720 ILCS 5/8-1.1 and 8-1.2] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 8-1.1 and 8-1.2));~~
- 2) ~~Murder, homicide, manslaughter or concealment of a homicidal death (Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3 of the Criminal Code of 1961 [720 ILCS 5/9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3; Ill. Rev. Stat. 1985; ch. 38, par. 9-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 3, 236, 358, 360, 361, 362, 363, 364, 364a, 365, 370, 373, 373a, 417, and 474));~~
- 3) ~~Kidnaping or child abduction (Sections 10-1, 10-2, 10-5, and 10-7 of the Criminal Code of 1961 [720 ILCS 5/10-1, 10-2, 10-5, and 10-7] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 10-1, 10-2, 10-5, and 10-7; Ill. Rev. Stat. 1985, ch. 38, par. 10-6; Ill. Rev. Stat. 1961, ch. 38, pars. 384 to 386));~~
- 4) ~~Unlawful restraint or forcible detention (Sections 10-3, 10-3.1, and 10-4 of the Criminal Code of 1961 [720 ILCS 5/10-3, 10-3.1, and 10-4] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 10-3, 10-3.1, and 10-4; Ill. Rev. Stat. 1961, ch. 38, pars. 252, 252.1, and 252.4));~~
- 5) ~~Indecent solicitation of a child, sexual exploitation of a child, exploitation of a child, child pornography (Sections 11-6, 11-9.1, 11-9.2, and 11-20.1 of the Criminal Code of 1961 [720 ILCS 5/11-6, 11-9.1, 11-19.2, and 11-20.1] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 11-6, 11-19.2, and 11-20.1; Ill. Rev. Stat. 1983, ch. 38, par. 11-20a; Ill. Rev. Stat. 1961, ch. 38, pars. 103 and 104));~~
- 6) ~~Assault, battery, heinous battery, tampering with food, drugs or cosmetics, or infliction of great bodily harm (Sections 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7 of the Criminal Code of 1961 [720 ILCS 5/12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.5, 12-4.6, and 12-4.7; Ill. Rev. Stat. 1985, ch. 38, par. 9-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 55, 56, and 56a to 60b));~~

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- 7) ~~Aggravated stalking (Section 12-7.4 of the Criminal Code of 1961 [720 ILCS 5/12-7.4] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-7.4));~~
- 8) ~~Home invasion (Section 12-11 of the Criminal Code of 1961 [720 ILCS 5/12-11] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-11));~~
- 9) ~~Criminal sexual assault or criminal sexual abuse (Sections 12-13, 12-14, 12-14.1, 12-15, and 12-16 of the Criminal Code of 1961 [720 ILCS 5/12-13, 12-14, 12-14.1, 12-15, and 12-16] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 11-1, 11-2, 11-3, 11-4, 11-5, 12-13, 12-14, 12-15, and 12-16; Ill. Rev. Stat. 1985, ch. 38, pars. 11-1, 11-4, and 11-4.1; Ill. Rev. Stat. 1961, ch. 38, pars. 109, 141, 142, 490, and 491));~~
- 10) ~~Abuse and gross neglect of a long-term care facility resident (Section 12-19 of the Criminal Code of 1961 [720 ILCS 5/12-19] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-19));~~
- 11) ~~Criminal abuse or neglect of an elderly or disabled person (Section 12-21 of the Criminal Code of 1961 [720 ILCS 5/12-21] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 12-21));~~
- 12) ~~Endangering the life or health of a child (Section 12-21.6 of the Criminal Code of 1961 [720 ILCS 5/12-21.6] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2354; Ill. Rev. Stat. 1961, ch. 38, par. 95));~~
- 13) ~~Ritual mutilation, ritualized abuse of a child (Sections 12-32 and 12-33 of the Criminal Code of 1961 [720 ILCS 5/12-32 and 12-33] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 12-32 and 12-33));~~
- 14) ~~Theft, retail theft (Sections 16-1 and 16A-3 of the Criminal Code of 1961 [720 ILCS 5/16-1 and 16A-3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 16-1 and 16A-3; Ill. Rev. Stat. 1961, ch. 38, pars. 62, 207 to 218, 240 to 244, 246, 253, 254.1, 258, 262, 262a, 273, 290, 291, 301a, 354, 387 to 388b, 389, 393 to 400, 404a to 404c, 438, 492 to 496));~~
- 15) ~~Financial exploitation of an elderly person or a person with a disability (Section 16-1.3 of the Criminal Code of 1961 [720 ILCS 5/16-1.3] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 16-1.3));~~

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- 16) ~~Forgery (Section 17-3 of the Criminal Code of 1961 [720 ILCS 5/17-3] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 17-3; Ill. Rev. Stat. 1961, ch. 38, pars. 151 and 277 to 286));~~
- 17) ~~Robbery, armed robbery (Sections 18-1 and 18-2 of the Criminal Code of 1961 [720 ILCS 5/18-1 and 18-2] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 18-1 and 18-2));~~
- 18) ~~Vehicular hijacking, aggravated vehicular hijacking, aggravated robbery (Sections 18-3, 18-4, and 18-5 of the Criminal Code of 1961 [720 ILCS 5/18-3, 18-4, and 18-5]);~~
- 19) ~~Burglary, residential burglary (Sections 19-1 and 19-3 of the Criminal Code of 1961 [720 ILCS 5/19-1 and 19-3] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 19-1 and 19-3; Ill. Rev. Stat. 1961, ch. 38, pars. 84 to 86, 88, and 501));~~
- 20) ~~Criminal trespass to a residence (Section 19-4 of the Criminal Code of 1961 [720 ILCS 5/19-4] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 19-4));~~
- 21) ~~Arson (Sections 20-1 and 20-1.1 of the Criminal Code of 1961 [720 ILCS 5/20-1 and 20-1.1] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 20-1 and 20-1.1; Ill. Rev. Stat. 1961, ch. 38, pars. 48 to 53 and 236 to 238));~~
- 22) ~~Unlawful use of weapons, aggravated discharge of a firearm, or reckless discharge of a firearm (Sections 24-1, 24-1.2, and 24-1.5 of the Criminal Code of 1961 [720 ILCS 5/24-1, 24-1.2, and 24-1.5] (formerly Ill. Rev. Stat. 1991, ch. 38, pars. 24-1 and 24-1.2; Ill. Rev. Stat. 1961, ch. 38, pars. 152, 152a, 155, 155a to 158b, 414a to 414e, 414e, and 414g));~~
- 23) ~~Armed violence—elements of the offense (Section 33A-2 of the Criminal Code of 1961 [720 ILCS 5/33A-2] (formerly Ill. Rev. Stat. 1991, ch. 38, par. 33A-2));~~
- 24) ~~Those provided in Section 4 of the Wrongs to Children Act (Section 4 of the Wrongs to Children Act [720 ILCS 150/4] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2354));~~
- 25) ~~Cruelty to children (Section 53 of the Criminal Jurisprudence Act [720 ILCS 115/53] (formerly Ill. Rev. Stat. 1991, ch. 23, par. 2368));~~

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- 26) ~~Manufacture, delivery or trafficking of cannabis, delivery of cannabis on school grounds, or deliver to person under 18; violation by person under 18 (Sections 5, 5.1, 5.2, 7, and 9 of the Cannabis Control Act [720 ILCS 550/5, 5.1, 5.2, 7, and 9] (formerly Ill. Rev. Stat. 1991, ch. 56½, pars. 705, 705.1, 705.2, 707, and 709)); or~~
- 27) ~~Manufacture, delivery or trafficking of controlled substances (Sections 401, 401.1, 404, 405, 405.1, 407, and 407.1 of the Illinois Controlled Substances Act [720 ILCS 570/401, 401.1, 404, 405, 405.1, 407, and 407.1] (formerly Ill. Rev. Stat. 1991, ch. 56½, pars. 1401, 1401.1, 1404, 1405, 1405.1, 1407, and 1407.1)).~~
- b) ~~The facility shall not knowingly employ or retain any individual in a position with duties involving direct care for residents if that person has been convicted of committing or attempting to commit one or more of the offenses listed in subsections (a)(1) to (27) of this Section unless the applicant, employee or employer obtains a waiver pursuant to this Section. (Section 25(a) of the Health Care Worker Background Check Act)~~
- e) ~~A facility shall not hire, employ, or retain any individual in a position with duties involving direct care of clients, patients, or residents if the health care employer becomes aware that the individual has been convicted in another state of committing or attempting to commit an offense that has the same or similar elements as an offense listed in subsections (a)(1) to (27) of this Section, as verified by court records, records from a State agency, or an FBI criminal history record check. This shall not be construed to mean that a health care employer has an obligation to conduct a criminal history records check in other states in which an employee has resided. (Section 25(b) of the Act)~~
- d) For the purpose of this Section:
- 1) ~~"Applicant" means an individual seeking employment with a facility who has received a bona fide conditional offer of employment.~~
- 2) ~~"Conditional offer of employment" means a bona fide offer of employment by a facility to an applicant, which is contingent upon the receipt of a report from the Department of State Police indicating that the applicant does not have a record of conviction of any of the criminal offenses listed in subsections (a)(1) to (27) of this Section.~~

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- 3) ~~"Direct care" means the provision of nursing care or assistance with feeding, dressing, movement, bathing, or other personal needs.~~
- 4) ~~"Initiate" means the obtaining of the authorization for a record check from a student, applicant, or employee. (Section 15 of the Health Care Worker Background Check Act)~~
- e) ~~For purposes of the Health Care Worker Background Check Act, the facility shall establish a policy defining which employees provide direct care. In making this determination, the facility shall consider the following:~~
 - 1) ~~The employee's assigned job responsibilities as set forth in the employee's job description;~~
 - 2) ~~Whether the employee is required to or has the opportunity to be alone with residents, with the exception of infrequent or unusual occasions; and~~
 - 3) ~~Whether the employee's responsibilities include physical contact with residents, for example to provide therapy or to draw blood.~~
- f) ~~Beginning January 1, 1996, when the facility makes a conditional offer of employment to an applicant who is not exempt under subsection (w) of this Section, for a position with duties that involve direct care for residents, the employer shall inquire of the Nurse Aide Registry as to the status of the applicant's Uniform Conviction Information Act (UCIA) criminal history record check. If a UCIA criminal history record check has not been conducted within the last 12 months, the facility must initiate or have initiated on its behalf a UCIA criminal history record check for that applicant. (Section 30(c) of the Health Care Worker Background Check Act)~~
- g) ~~The facility shall transmit all necessary information and fees to the Illinois State Police within 10 working days after receipt of the authorization. (Section 15 of the Health Care Worker Background Check Act)~~
- h) ~~The facility may accept an authentic UCIA criminal history record check that has been conducted within the last 12 months rather than initiating a check as required in subsection (f) of this Section.~~
- i) ~~The request for a UCIA criminal history record check shall be made as prescribed~~

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~~by the Department of State Police. The applicant or employee must be notified of the following whenever a non fingerprint based UCIA criminal history record check is made:~~

- ~~1) That the facility shall request or have requested on its behalf a non-fingerprint based UCIA criminal history record check pursuant to the Health Care Worker Background Check Act.~~
- ~~2) That the applicant or employee has a right to obtain a copy of the criminal records report from the facility, challenge the accuracy and completeness of the report, and request a waiver in accordance with this Section.~~
- ~~3) That the applicant, if hired conditionally, may be terminated if the non-fingerprint based criminal records report indicates that the applicant has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the applicant's identity is validated and it is determined that the applicant or employee does not have a disqualifying criminal history record based on a fingerprint based records check pursuant to subsection (k) of this Section.~~
- ~~4) That the applicant, if not hired conditionally, shall not be hired if the non-fingerprint based criminal records report indicates that the applicant has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the applicant's record is cleared based on a fingerprint based records check pursuant to subsection (k) of this Section.~~
- ~~5) That the employee may be terminated if the criminal records report indicates that the employee has a record of conviction of any of the criminal offenses enumerated in subsections (a)(1) to (27) of this Section unless the employee's record is cleared based on a fingerprint based records check pursuant to subsection (k) of this Section. (Section 30(e) and (f) of the Health Care Worker Background Check Act)~~
- j) A facility may conditionally employ an applicant to provide direct care for up to three months pending the results of a UCIA criminal history record check. (Section 30(g) of the Health Care Worker Background Check Act)
- k) An applicant or employee whose non fingerprint based UCIA criminal history record check indicates a conviction for committing or attempting to commit one

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~~or more of the offenses listed in subsections (a)(1) to (27) of this Section may request that the facility or its designee commence a fingerprint based UCIA criminal records check by submitting any necessary fees and information in a form and manner prescribed by the Department of State Police. (Section 35 of the Health Care Worker Background Check Act)~~

- ~~l) A facility having actual knowledge from a source other than a non fingerprint check that an employee has been convicted of committing or attempting to commit one of the offenses enumerated in Section 25 of the Act must initiate a fingerprint based background check within 10 working days after acquiring that knowledge. The facility may continue to employ that individual in a direct care position, may reassign that individual to a non direct care position, or may suspend the individual until the results of the fingerprint based background check are received. (Section 30(d) of the Health Care Worker Background Check Act)~~
- ~~m) An applicant, employee or employer may request a waiver to subsection (a), (b) or (c) of this Section by submitting the following to the Department within five working days after the receipt of the criminal records report:
 - ~~1) A completed fingerprint based UCIA criminal records check history form (Section 40(a) of the Health Care Worker Background Check Act) (which the Department will forward to the Department of State Police); and~~
 - ~~2) A certified check, money order or facility check made payable to the Department of State Police for the amount of money necessary to initiate a fingerprint based UCIA Criminal Records Check.~~~~
- ~~n) The Department may accept the results of the fingerprint based UCIA criminal records check instead of the items required by subsections (m)(1) and (2).~~
- ~~o) An application for a waiver shall be denied unless the applicant meets the following requirements and submits documentation thereof with the waiver application:
 - ~~1) Except in the instance of payment of court imposed fines or restitution in which the applicant is adhering to a payment schedule, the applicant shall have met all obligations to the court and under terms of parole (i.e., probation has been successfully completed); and~~~~

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- 2) ~~The applicant shall have satisfactorily completed a drug and/or alcohol recovery program, if drugs and/or alcohol were involved in the offense.~~
- p) ~~The Department may grant a waiver based on mitigating circumstances, which may include:~~
- 1) ~~The age of the individual at which the crime was committed;~~
 - 2) ~~The circumstances surrounding the crime;~~
 - 3) ~~The length of time since the conviction;~~
 - 4) ~~The applicant's or employee's criminal history since the conviction;~~
 - 5) ~~The applicant's or employee's work history;~~
 - 6) ~~The applicant's or employee's current employment references;~~
 - 7) ~~The applicant's or employee's character references;~~
 - 8) ~~Nurse Aide Registry records; and~~
 - 9) ~~Other evidence demonstrating the ability of the applicant or employee to perform the employment responsibilities competently and evidence that the applicant or employee does not pose a threat to the health or safety of residents, which may include, but is not limited to the applicant's or employee's participation in a drug/alcohol rehabilitation program and continued involvement in recovery; the applicant's or employee's participation in anger management or domestic violence prevention programs; the applicant's or employee's status on nurse aide registries in other states; the applicant's or employee's criminal history in other states; or the applicant's or employee's successful completion of all outstanding obligations or responsibilities imposed by or to a court. (Section 40(b) of the Health Care Worker Background Check Act)~~
- q) ~~Waivers will not be granted to individuals who have not met the following time frames unless the Director of Public Health approves the waiver in writing. "Disqualifying" refers to offenses listed in subsections (a)(1) to (27) of this Section.~~

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- 1) ~~Single disqualifying misdemeanor conviction — waiver consideration no earlier than one year after the conviction date;~~
 - 2) ~~Two to three disqualifying misdemeanor convictions — waiver consideration no earlier than three years after the most recent conviction date;~~
 - 3) ~~More than three disqualifying misdemeanor convictions — waiver consideration no earlier than five years after the most recent conviction date;~~
 - 4) ~~Single disqualifying felony conviction — waiver consideration no earlier than three years after the conviction date;~~
 - 5) ~~Two to three disqualifying felony convictions — waiver consideration no earlier than five years after the most recent conviction date;~~
 - 6) ~~More than three disqualifying felony convictions — waiver consideration no earlier than ten years after the most recent conviction date.~~
- r) ~~Waivers will not be granted to individuals who have been convicted of committing or attempting to commit one or more of the following offenses:~~
- 1) ~~Solicitation of murder, solicitation of murder for hire (Sections 8-1.1 and 8-1.2 of the Criminal Code of 1961 [720 ILCS 5/8-1.1 and 8-1.2]);~~
 - 2) ~~Murder, homicide, manslaughter or concealment of a homicidal death (Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3 of the Criminal Code of 1961 [720 ILCS 5/9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, and 9-3.3]);~~
 - 3) ~~Kidnaping or aggravated kidnaping (Sections 10-1 and 10-2 of the Criminal Code of 1961 [720 ILCS 5/10-1 and 10-2]);~~
 - 4) ~~Aggravated battery, heinous battery, or infliction of great bodily harm (Sections 12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.6, and 12-4.7 of the Criminal Code of 1961 [720 ILCS 5/12-4, 12-4.1, 12-4.2, 12-4.3, 12-4.4, 12-4.6, and 12-4.7]);~~

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- 5) ~~Criminal sexual assault or aggravated criminal sexual assault (Sections 12-13, 12-14, and 12-14.1 of the Criminal Code of 1961 [720 ILCS 5/12-13, 12-14, and 12-14.1]);~~
 - 6) ~~Criminal sexual abuse or aggravated criminal sexual abuse (Sections 12-15 and 12-16 of the Criminal Code of 1961 [720 ILCS 5/12-15 and 12-16]);~~
 - 7) ~~Abuse and gross neglect of a long-term care facility resident (Section 12-19 of the Criminal Code of 1961 [720 ILCS 5/12-19]);~~
 - 8) ~~Criminal abuse or neglect of an elderly or disabled person (Section 12-21 of the Criminal Code of 1961 [720 ILCS 5/12-21]);~~
 - 9) ~~Financial exploitation of an elderly person or a person with a disability (Section 16-1.3 of the Criminal Code of 1961 [720 ILCS 5/16-1.3]);~~
 - 10) ~~Indecent solicitation of a child, sexual exploitation of a child, exploitation of a child, child pornography (Sections 11-6, 11-9.1, 11-19.2, and 11-20.1 of the Criminal Code of 1961 [720 ILCS 5/11-6, 11-9.1, 11-19.2, and 11-20.1]);~~
 - 11) ~~Armed robbery (Section 18-2 of the Criminal Code of 1961 [720 ILCS 5/18-2]); and~~
 - 12) ~~Aggravated vehicular hijacking, aggravated robbery (Sections 18-4 and 18-5 of the Criminal Code of 1961 [720 ILCS 5/18-4 and 18-5]);~~
- s) ~~The Director of Public Health may grant a waiver to an individual who does not meet the requirements of subsection (o), (q), or (r), based on mitigating circumstances (see subsection (p)). (Section 40(b) of the Health Care Worker Background Check Act)~~
- t) ~~An individual shall not be employed in a direct care position from the time that the employer receives the results of a non-fingerprint check containing disqualifying conditions until the time that the individual receives a waiver from the Department. If the individual challenges the results of the non-fingerprint check, the employer may continue to employ the individual in a direct care position if the individual presents convincing evidence to the employer that the non-fingerprint check is invalid. If the individual challenges the results of the non-fingerprint check, his or~~

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~~her identity shall be validated by a fingerprint based records check in accordance with subsection (k) of this Section. (Section 40(d) of the Health Care Worker Background Check Act)~~

- u) ~~A facility is not obligated to employ or offer permanent employment to an applicant, or to retain an employee who is granted a waiver. (Section 40(f) of the Health Care Worker Background Check Act)~~
- v) ~~A facility may retain the individual in a direct care position if the individual presents clear and convincing evidence to the facility that the non-fingerprint-based criminal records report is invalid and if there is a good faith belief on the part of the employer that the individual did not commit an offense listed in subsections (a)(1) to (27) of this Section, pending positive verification through a fingerprint-based criminal records check. Such evidence may include, but not be limited to:~~
 - 1) ~~certified court records;~~
 - 2) ~~written verification from the State's Attorney's office that prosecuted the conviction at issue;~~
 - 3) ~~written verification of employment during the time period during which the crime was committed or during the incarceration period stated in the report;~~
 - 4) ~~a signed affidavit from the individual concerning the validity of the report;~~
~~or~~
 - 5) ~~documentation from a local law enforcement agency that the individual was not convicted of a disqualifying crime.~~
- w) ~~This Section shall not apply to:~~
 - 1) ~~An individual who is licensed by the Department of Professional Regulation or the Department of Public Health under another law of this State;~~
 - 2) ~~An individual employed or retained by a health care employer for whom a criminal background check is required by another law of this State; or~~

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- 3) ~~A student in a licensed health care field including, but not limited to, a student nurse, a physical therapy student, or a respiratory care student unless he or she is employed by a health care employer in a position with duties involving direct care for residents. (Section 20 of the Health Care Worker Background Check Act)~~
- x) ~~An employer need not initiate an additional criminal background check for an employee if the employer initiated a criminal background check for the employee after January 1, 1996 and prior to January 1, 1998. This subsection applies only to persons employed prior to January 1, 1998. Any person newly employed on or after January 1, 1998 must receive a background check as required by Section 30 of the Health Care Worker Background Check Act. (Section 25.1 of the Health Care Worker Background Check Act)~~
- y) ~~The facility must send a copy of the results of the UCIA criminal history record check to the State Nurse Aide Registry for those individuals who are on the Registry. (Section 30(b) of the Health Care Worker Background Check Act) The facility shall include the individual's Social Security number on the criminal history record check results.~~
- z) ~~The facility shall retain on file for a period of 5 years records of criminal records requests for all employees. The facility shall retain the results of the UCIA criminal history records check and waiver, if appropriate, for the duration of the individual's employment. The files shall be subject to inspection by the Department. A fine of \$500 shall be imposed for failure to maintain these records. (Section 50 of the Health Care Worker Background Check Act)~~
- aa) ~~The facility shall maintain a copy of the employee's criminal history record check results and waiver, if applicable, in the personnel file or other secure location accessible to the Department.~~

(Source: Amended at 29 Ill. Reg. 12988, effective August 2, 2005)

Section 390.760 Infection Control

- a) Policies and procedures for investigating, controlling, and preventing infections in the facility shall be established and followed. The policies and procedures shall be consistent with and include the requirements of the Control of Communicable Diseases Code (77 Ill. Adm. Code 690) and Control of Sexually Transmissible

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Diseases Code (77 Ill. Adm. Code 693). Activities shall be monitored to ensure that these policies and procedures are followed.

- b) A group, i.e., an infection control committee, quality assurance committee, or other facility entity, shall periodically review the results of investigations and activities to control infections.
- c) Each facility shall adhere to the following guidelines of the Center for Infectious Diseases, Centers for Disease Control and Prevention, United States Public Health Services, Department of Health and Human Services (see Section 390.340):
 - 1) Guideline for Prevention of Catheter-Associated Urinary Tract Infections
 - 2) Guideline for Hand Hygiene in Health Care Settings
 - 3) Guidelines for Prevention of Intravascular Catheter-Related Infections
 - 4) Guideline for Prevention of Surgical Site Infection
 - 5) Guideline for Prevention of Nosocomial Pneumonia
 - 6) Guideline for Isolation Precautions in Hospitals
 - 7) Guidelines for Infection Control in Health Care Personnel

(Source: Added at 29 Ill. Reg. 12988, effective August 2, 2005)

SUBPART E: HEALTH AND DEVELOPMENTAL SERVICES

Section 390.1020 Medical Services

- a) General Medical Services
 - 1) The facility shall have a written program of medical services approved in writing by the medical advisory committee that reflects the philosophy of care provided, the policies relating to this, and the procedures for implementation of the services. The program shall include the entire complex of services provided by the facility and the arrangements to effect transfer to other facilities as promptly as needed. The written program of medical services shall be followed in the operation of the facility.

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- 2) A medical advisory committee composed of at least a physician, administrator and the director of nursing shall be responsible for advising the administrator and the licensee on the overall medical management of the residents and the staff in the facility. If the facility employs a house physician, the physician shall be a member of this committee. The written program of medical services shall also include the structure and function of the medical advisory committee.
- b) Medical Emergencies
- 1) The medical advisory committee shall develop policies and procedures to be followed during medical emergencies including, but not limited to, foreign body aspiration, poisoning, acute trauma (fractures, burns, and lacerations), cardiac arrest, acute coronary, acute cardiac failure, asthmatic or allergic reactions, acute convulsion, shock, diabetic coma, insulin shock, and acute respiratory distress.
 - 2) The facility shall maintain in a suitable location the equipment necessary to be used during emergencies, including, but not limited to, a portable oxygen kit, including a face mask or cannula; an airway; and tongue blades.
 - 3) At least one staff person shall be on duty at all times who has been properly trained to handle medical emergencies.
- e) ~~Communicable Disease Policies~~
- 1) ~~The facility shall meet the Control of Communicable Diseases Code (77 Ill. Adm. Code 690).~~
 - 2) ~~The facility shall not knowingly admit a person with a communicable, contagious or infectious disease, as defined in the Control of Communicable Diseases Code, except as allowed in subsection (c)(4) of this Section. A resident who is suspected of or diagnosed as having any such disease shall be placed in isolation, if required, in accordance with the Control of Communicable Diseases Code. If the facility believes that it cannot provide the necessary infection control measures, it must initiate an involuntary transfer and discharge pursuant to Article III, Part 4 of the Act. In determining whether a transfer or discharge is necessary, the~~

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~~burden of proof rests on the facility.~~

- 3) ~~All illnesses required to be reported under the Control of Communicable Diseases Code and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693) shall be reported immediately to the local health department and to the Department. The facility shall furnish all pertinent information relating to such occurrences. The facility shall also inform the Department of all incidents of scabies and other skin infestations.~~
- 4) ~~Admission of Persons with Communicable, Contagious, or Infectious Diseases~~
 - A) ~~Persons with communicable, contagious, or infectious diseases may be admitted under the following conditions:~~
 - i) ~~When a person's infectious condition is directly related to one or more chronic pressure sores, from which laboratory tests have proven the presence of a pathogenic organism. Such a person may be admitted if the facility is capable of implementing appropriate treatment and isolation techniques to avoid secondary spread of infection.~~
 - ii) ~~When a person's condition is communicable, contagious, or infectious only through blood or other body fluid contact, such as hepatitis, acquired immunodeficiency syndrome (AIDS), or human immunodeficiency virus (HIV) infection.~~
 - B) ~~The facility shall notify the Department no later than five working days after the date of the admission of any person with a communicable, contagious, or infectious disease under subsection (c)(4)(A) of this Section. The notice to the Department shall include at least the date of the admission and the nature of the condition.~~
 - C) ~~Written approval to admit or keep a person with other communicable, contagious or infectious diseases may be granted by the Department on an individual case basis. Such approval will depend upon the nature of the infectious condition or disease and the capability of the facility to provide proper care to the person~~

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~~and to safeguard the staff and other residents of the facility from the spread of primary and secondary infections.~~

d) ~~Infection Control~~

- 1) ~~Policies and procedures for investigating, controlling, and preventing infections in the facility shall be established and followed. A group, either an infection control committee, quality assurance committee, or other facility entity, shall periodically review the results of investigations and activities to control infections. The policies and procedures shall be consistent with and include the requirements of the Control of Communicable Diseases Code and Control of Sexually Transmissible Diseases Code. Activities shall be monitored to ensure that these policies and procedures are followed.~~
- 2) ~~Each facility shall adhere to the recommendations of the U.S. Public Health Service contained in the publication entitled "Guidelines for the Prevention and Control of Nosocomial Infections". This publication may be obtained from the Center for Infectious Diseases, Centers for Disease Control, U.S. Public Health Services, Department of Health and Human Services, Atlanta, Georgia 30333. This publication includes the following guidelines:~~
 - A) ~~"Guidelines for Prevention of Catheter-Associated Urinary Tract Infections" (February 1, 1981).~~
 - B) ~~"Guidelines for Handwashing and Hospital Environmental Control" (January 1, 1985).~~
 - C) ~~"Guidelines for Prevention of Intravascular Infections" (August 1, 1981).~~
 - D) ~~"Guideline for Prevention of Surgical Wound Infections" (March 1982, Revised 1985).~~
 - E) ~~"Guideline for Prevention of Nosocomial Pneumonia" (January 3, 1997).~~
 - F) ~~"Guideline for Isolation Precautions in Hospitals" (January 1, 1996).~~

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- G) ~~"Guideline for Infection Control in Hospital Personnel" (July 1, 1983).~~

(Source: Amended at 29 Ill. Reg. 12988, effective August 2, 2005)

Section 390.1130 Communicable Disease Policies

- a) The facility shall comply with the Control of Communicable Diseases Code (77 Ill. Adm. Code 690).
- b) A resident who is suspected of or diagnosed as having any communicable, contagious, or infectious disease shall be placed in isolation, if required, in accordance with the Control of Communicable Diseases Code. If the facility believes that it cannot provide the necessary infection control measures, it must initiate an involuntary transfer and discharge pursuant to Article III, Part 4 of the Act. In determining whether a transfer or discharge is necessary, the burden of proof rests on the facility.
- c) All illnesses required to be reported under the Control of Communicable Diseases Code and Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693) shall be reported immediately to the local health department and to the Department. The facility shall furnish all pertinent information relating to such occurrences. In addition, the facility shall also inform the Department of all incidents of scabies and other skin infestations.

(Source: Added at 29 Ill. Reg. 12988, effective August 2, 2005)

Section 390.1140 Vaccinations

- a) *A facility shall annually administer a vaccination against influenza to each resident, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention that are most recent to the time of vaccination, unless the vaccination is medically contraindicated or the resident has refused the vaccine. Influenza vaccinations for all residents age 65 or over shall be completed by November 30 of each year or as soon as practicable if vaccine supplies are not available before November 1. Residents admitted after November 30, during the flu season, and until February 1 shall, as medically appropriate, receive an influenza vaccination prior to or upon admission or as soon as practicable if vaccine supplies are not available at*

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the time of the admission, unless the vaccine is medically contraindicated or the resident has refused the vaccine. (Section 2-213 of the Act)

- b) A facility shall document in the resident's medical record that an annual vaccination against influenza was administered, refused or medically contraindicated. (Section 2-213 of the Act)
- c) A facility shall provide or arrange for administration of a pneumococcal vaccination to each resident who is age 65 and over, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention, who has not received this immunization prior to or upon admission to the facility unless the resident refuses the offer for vaccination or the vaccination is medically contraindicated. (Section 2-213 of the Act)
- d) A facility shall document in each resident's medical record that a vaccination against pneumococcal pneumonia was offered and administered, refused, or medically contraindicated. (Section 2-213 of the Act)

(Source: Added at 29 Ill. Reg. 12988, effective August 2, 2005)

Section 390.1150 Language Assistance Services

A facility shall provide language assistance services in accordance with the Language Assistance Services Act [210 ILCS 87] and the Language Assistance Services Code (77 Ill. Adm. Code 950).

(Source: Added at 29 Ill. Reg. 12988, effective August 2, 2005)

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- 13) Information and questions regarding this emergency amendment shall be directed to:

Jack Price
Department of Natural Resources
One Natural Resources Way
Springfield IL 62702-1271

217/782-1809

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

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF EMERGENCY AMENDMENT

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
SUBCHAPTER b: FISH AND WILDLIFEPART 650
WHITE-TAILED DEER HUNTING BY USE OF FIREARMS

Section

650.10	Statewide Season and Permit Quotas
650.20	Statewide Deer Permit Requirements
<u>EMERGENCY</u>	
650.21	Deer Permit Requirements – Landowner/Tenant Permits
650.22	Deer Permit Requirements – Special Hunts
650.23	Deer Permit Requirements – Group Hunt
650.30	Statewide Firearms Requirements
650.40	Statewide Deer Hunting Rules
650.45	Reporting Harvest
650.50	Rejection of Application/Revocation of Permits
650.60	Regulations at Various Department-Owned or -Managed Sites
650.65	Youth Hunt (Repealed)
650.67	Special Hunts for Disabled Hunters
650.70	Special Extended Season Firearm Deer Hunt (Repealed)

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36].

SOURCE: Adopted at 5 Ill. Reg. 9771, effective September 17, 1981; codified at 5 Ill. Reg. 10640; amended at 6 Ill. Reg. 10730, effective August 20, 1982; amended at 7 Ill. Reg. 10798, effective August 24, 1983; amended at 8 Ill. Reg. 21602, effective October 23, 1984; amended at 9 Ill. Reg. 16213, effective October 10, 1985; emergency amendment at 9 Ill. Reg. 20922, effective December 18, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 4223, effective February 25, 1986; amended at 10 Ill. Reg. 16665, effective September 22, 1986; amended at 11 Ill. Reg. 3044, effective February 3, 1987; amended at 11 Ill. Reg. 9564, effective May 5, 1987; amended at 12 Ill. Reg. 8003, effective April 25, 1988; amended at 12 Ill. Reg. 12055, effective July 11, 1988; amended at 13 Ill. Reg. 12853, effective July 21, 1989; amended at 14 Ill. Reg. 12430, effective July 20, 1990; amended at 14 Ill. Reg. 19869, effective December 3, 1990; amended at 15 Ill. Reg. 10038, effective June 24, 1991; emergency amendment at 15 Ill. Reg. 15790, effective October 22, 1991, for a maximum of 150 days; emergency expired March 21, 1992; amended at 16 Ill. Reg. 11131, effective June 30, 1992; amended at 17 Ill. Reg. 13468, effective July 30, 1993; amended at 18 Ill. Reg. 5859, effective April 5, 1994; amended at 18 Ill.

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Reg. 13431, effective August 23, 1994; amended at 19 Ill. Reg. 6477, effective April 28, 1995; amended at 20 Ill. Reg. 7515, effective May 20, 1996; amended at 21 Ill. Reg. 5572, effective April 19, 1997; amended at 21 Ill. Reg. 9116, effective June 26, 1997; amended at 22 Ill. Reg. 8007, effective April 28, 1998; amended at 23 Ill. Reg. 5564, effective April 26, 1999; amended at 24 Ill. Reg. 8971, effective June 19, 2000; amended at 24 Ill. Reg. 10260, effective July 1, 2000; amended at 25 Ill. Reg. 7231, effective May 22, 2001; amended at 26 Ill. Reg. 9319, effective June 17, 2002; amended at 27 Ill. Reg. 10009, effective June 23, 2003; emergency amendment at 27 Ill. Reg. 17270, effective November 10, 2003, for a maximum of 150 days; Section 650.60 of the emergency rules expired April 8, 2004; amended at 28 Ill. Reg. 353, effective December 19, 2003; amended at 28 Ill. Reg. 8039, effective May 26, 2004; amended at 29 Ill. Reg. 9718, effective June 24, 2005; emergency amendment at 29 Ill. Reg. 13025, effective August 10, 2005, for a maximum of 150 days.

Section 650.20 Statewide Deer Permit Requirements**EMERGENCY**

- a) Illinois resident hunters must have a current, valid "Firearm Deer Permit" (\$15). Fees for non-resident deer hunters shall be ~~\$200 the maximum fee allowed by Section 2.26 of the Wildlife Code [520 ILCS 5/2.26]~~ for each either-sex or antlered-only deer hunting permit, and shall be \$25 for each antlerless-only permit. A permit is issued for one county or special hunt area and is valid only in the county or special hunt area stated on the permit. Only applicants who receive an either-sex permit in a county or special hunt area are eligible for an antlerless-only permit for that county or special hunt area, until the Random Daily Drawing Period that begins in September, at which time antlerless-only permits remaining in the quota will be made available regardless of whether applicants already possess an either-sex permit. For permit applications and other information write to:

Department of Natural Resources
(Firearm or Landowner/Tenant or Non-Resident)
Deer Permit Office
P.O. Box 19227
Springfield, Illinois 62794-9227

- b) Applications from Illinois residents for participation in the First Lottery Drawing will be accepted through the last weekday in April of the current year. Nonresidents may not apply to participate in the First Lottery Drawing. Applications received after the last weekday in April will not be included in this lottery. Permits will be allocated in a computerized random drawing. Permits will

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be issued as either sex, antlerless only, or antlered only. A maximum of one either-sex and one antlerless-only permit shall be issued per person. Applicants for free landowner/tenant permits are not eligible to participate in the First or Second Lottery Drawings. Landowners who receive permits in the First or Second Lottery Drawing are not eligible for landowner permits.

- c) Applicants must complete all portions of the current year permit application form. Incomplete or incorrect applications will be returned along with the applicant's permit fee for correction or completion if received in the Permit Office prior to the deadline established in subsection (b).
- d) Applicants must check the second-season box if they agree to accept a second-season permit upon being rejected for a full-season permit.
- e) Applicants must check the antlerless-only box and enclose an additional \$15 (\$25 for non-residents) to apply for an additional antlerless-only permit. Antlerless-only permits will be issued until the antlerless-only quota is filled for a given county or special hunt area.
- f) Permits for counties and special hunt areas with unfilled quotas after the First Lottery Drawing will be allocated in a Second Lottery Drawing. This drawing is open only to nonresident applicants and to Illinois residents who were not previously issued firearm permits for the current hunting season. Illinois residents will be given preference for permits allocated in the Second Lottery Drawing. Applications for the Second Lottery Drawing will be accepted through the tenth weekday in August of the current year. Applicants may also apply for remaining antlerless-only permits by checking the antlerless-only box and enclosing an additional \$15 for residents and \$25 for nonresidents. A list of unfilled counties and special hunt areas will be announced upon becoming available after the First Lottery Drawing. Applicants must apply on a current year Firearm Deer Permit application form. A maximum of one either-sex and one antlerless-only permit shall be issued per person.
- g) No more than 6 single applications per envelope will be accepted during the application periods for the First and Second Lottery Drawings. Each applicant must submit a separate personal check or money order. Separate envelopes must be used to send permit applications to the Deer Permit Office for regular firearm, muzzleloading rifle, late winter antlerless season, archery, and free or paid landowner/tenant permits.
- h) There will be an application period which starts the first working day after September

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14 and ends the fifth weekday in November, during which anyone (regardless of any other permit they may have, subject to subsection (a)) can apply for firearm deer permits left over from the county and special hunt area quotas. During this application period, the permits shall be issued in a random daily drawing. Applications received each day will not be processed until all applications received for that day are mixed. All applications received on a specific day will be processed before processing applications received for a subsequent day. All applications for the Random Daily Drawing will be processed individually (i.e., no group applications will be processed). Applicants can apply for one or more permits during this application period. Applicants submitting applications within the 20 working days prior to the start of the first season cannot be guaranteed a permit by the start of the first deer hunting season. Applicants must print "September Drawing – Multiple Permits" on the outside of the envelope and mark the "September Drawing – Multiple Permits" box on the firearm deer permit application.

- i) Hunter preference in obtaining a permit during the First Lottery Drawing will be given: to individuals that applied for an either-sex permit in the previous year's First Lottery Drawing who were rejected because the quota was depleted in their county choices; or to applicants that received, in the previous year, a second season either-sex permit in the First Lottery Drawing only. In order to be eligible for preference during the First Lottery Drawing, the second season box must have been checked on the application form of unsuccessful applicants when they were rejected. Preference will not be granted to applicants who received a full-season either-sex permit but who did not receive an antlerless-only permit. Persons with lottery preference will have first chance at receiving available either-sex permits. The following criteria must be met to obtain a preference in the First Lottery Drawing:
 - 1) The applicant must apply using the official Department application.
 - 2) The applicant must be a resident of the State, be eligible to receive a Firearm Deer Permit, and not had deer hunting privileges revoked pursuant to Section 650.50.
 - 3) The applicant must apply for the same county choices that he/she listed on the previous year's application. Preference will not be granted for special hunt areas.
- j) Applications may be accepted at the counter window of the permit office; however, permits will be mailed. In-person and mail-in applications will receive

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equal treatment in the drawings.

- k) Permits are not transferable. Refunds will not be granted, unless the Department of Natural Resources has erroneously issued the permit after the quota has been depleted or where the applicant was unsuccessful in obtaining a permit.
- l) A \$3 service fee will be charged for replacement permits issued by the Department, except when permits are lost in the mail, then there will be no charge. Monies derived from this source will be deposited in the Wildlife and Fish Fund.
- m) The periods for accepting applications for the First and Second Lottery periods may be extended if applications are not available to the public by April 1. A news release will announce the extension of the application periods.
- n) Hunting without a valid permit is a Class B misdemeanor (see 520 ILCS 5/2.24).

(Source: Amended by emergency rulemaking at 29 Ill. Reg. 13025, effective August 10, 2005, for a maximum of 150 days)

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- 12) Statement of Statewide Policy Objective: This rulemaking does not create or expand a State mandate.
- 13) Information and questions regarding this emergency amendment shall be directed to:

Jack Price
Department of Natural Resources
One Natural Resources Way
Springfield IL 62702-1271

217/782-1809

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

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF EMERGENCY AMENDMENT

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
SUBCHAPTER b: FISH AND WILDLIFEPART 660
WHITE-TAILED DEER HUNTING BY USE
OF MUZZLELOADING RIFLES

Section

660.10 Statewide Season and Permit Quotas

660.20 Statewide Deer Permit Requirements

EMERGENCY

660.21 Deer Permit Requirements – Landowner/Tenant Permits

660.22 Deer Permit Requirements – Special Hunts

660.25 Deer Permit Requirements – Group Hunt

660.30 Statewide Muzzleloading Rifle Requirements

660.40 Statewide Deer Hunting Rules

660.45 Reporting Harvest

660.50 Rejection of Application/Revocation of Permits

660.60 Regulations at Various Department-Owned or -Managed Sites

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.24, 2.25, 2.26, 2.33 and 3.36].

SOURCE: Adopted at 15 Ill. Reg. 4777, effective March 18, 1991; amended at 15 Ill. Reg. 11627, effective August 2, 1991; amended at 16 Ill. Reg. 11150, effective June 30, 1992; amended at 17 Ill. Reg. 10865, effective July 1, 1993; amended at 18 Ill. Reg. 5878, effective April 5, 1994; amended at 18 Ill. Reg. 13435, effective August 23, 1994; amended at 19 Ill. Reg. 6500, effective April 28, 1995; amended at 20 Ill. Reg. 6734, effective May 6, 1996; amended at 21 Ill. Reg. 5583, effective April 19, 1997; amended at 21 Ill. Reg. 9122, effective June 26, 1997; amended at 22 Ill. Reg. 8026, effective April 28, 1998; amended at 23 Ill. Reg. 5579, effective April 26, 1999; amended at 24 Ill. Reg. 10251, effective July 1, 2000; amended at 25 Ill. Reg. 6367, effective April 27, 2001; amended at 26 Ill. Reg. 9340, effective June 17, 2002; amended at 27 Ill. Reg. 10018, effective June 23, 2003; amended at 28 Ill. Reg. 8056, effective May 26, 2004; amended at 29 Ill. Reg. 9744, effective June 24, 2005; emergency amendment at 29 Ill. Reg. 13032, effective August 10, 2005, for a maximum of 150 days.

Section 660.20 Statewide Deer Permit Requirements**EMERGENCY**

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- a) Illinois resident hunters must have a current, valid "Muzzleloading Rifle Deer Permit" (\$15). Fees for non-resident deer hunters shall be ~~\$200~~the maximum fee allowed by Section 2.26 of the Wildlife Code [520 ILCS 5/2.26] for each either-sex or antlered-only deer hunting permit, and shall be \$25 for each antlerless-only permit. A permit is issued for one county and is valid only in the county stated on the permit. Only applicants who receive an either-sex permit in a county or special hunt area are eligible for an antlerless-only permit for that county or special hunt area, until the Random Daily Drawing Period that begins in September, at which time antlerless-only permits remaining in the quota will be made available regardless of whether applicants already possess an either-sex permit. For permit applications and other information write to:

Department of Natural Resources
(Muzzleloading Rifle)
Deer Permit Office
P.O. Box 19227
Springfield, IL 62794-9227

- b) Applications from Illinois residents for participation in the First Lottery Drawing shall be accepted through the last weekday in April of the current year. Nonresidents may not apply to participate in the First Lottery Drawing. Applications received after the last weekday in April shall not be included in this lottery. Permits shall be allocated in a computerized random drawing. Permits shall be issued as either-sex, antlerless-only or antlered only. A maximum of one either-sex and one antlerless-only permit shall be issued per person.
- c) Applicants must complete all portions of the current year permit application form. Incomplete or incorrect applications will be returned along with the applicant's permit fee for correction or completion if received in the Permit Office prior to the last weekday in April of the current year.
- d) Applicants must check the antlerless-only box and enclose an additional \$15 to apply for an additional antlerless-only permit. Antlerless-only permits will be issued until the antlerless-only quota is filled for a given county or special hunt area.
- e) Permits for counties and special hunt areas with unfilled quotas after the First Lottery Drawing shall be allocated in a Second Lottery Drawing. This drawing is open only to nonresident applicants and to Illinois residents who were not previously issued muzzleloader permits for the current hunting season. Illinois

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residents will be given preference for permits allocated in the Second Lottery Drawing. Applications for the Second Lottery Drawing will be accepted through the tenth weekday in August of the current year. Applicants may also apply for remaining antlerless-only permits by checking the antlerless-only box and enclosing an additional \$15 for residents and \$25 for nonresidents. A list of unfilled counties shall be announced upon becoming available after the First Lottery Drawing. Applicants must apply on a current year "Muzzleloading Rifle" Deer Permit application form. A maximum of one either-sex and one antlerless-only permit shall be issued per person.

- f) No more than 6 single applications per envelope shall be accepted during the application periods for the First and Second Lottery Drawings. Each applicant must submit a separate personal check or money order. Separate envelopes must be used to send permit applications to the Deer Permit Office for regular firearm, muzzleloading rifle, handgun, archery, and free or paid landowner/tenant permits.
- g) There will be an application period which starts the first working day after September 14 and ends the fifth weekday in November during which anyone (regardless of any other permit they may have, subject to the restriction in subsection (a)) can apply for muzzleloading deer permits left over from the county and special hunt area quotas. During this application period, the permits shall be issued in a random daily drawing. Applications received each day will not be processed until all applications received for that day are mixed. All applications received on a specific day will be processed before processing applications received for a subsequent day. All applications for the Random Daily Drawing will be processed individually (i.e., no group applications will be processed). Applicants can apply for one or more permits during this application period. Applicants must print "September Drawing – Multiple Muzzleloader Permits" on the outside of the envelope and mark the "September Drawing – Multiple Permits" box on the muzzleloading rifle deer permit application.
- h) Hunter preference in obtaining a muzzleloading rifle permit during the First Lottery Drawing shall be given to individuals that applied for an either-sex muzzleloading permit in the previous year's First Lottery Drawing who were rejected because the quota was depleted in their county choices. The following criteria must be met to obtain a preference in the muzzleloading rifle First Lottery Drawing:
 - 1) The applicant must apply using the official agency preprinted data-mailer application.

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- 2) The applicant must be a resident of the state, be eligible to receive a Muzzleloading Rifle Deer Permit, and not had deer hunting privileges revoked pursuant to Section 660.50.
 - 3) The applicant must apply for the same county choices that he/she listed on the previous year's application. Preference will not be granted for special hunt areas.
 - 4) Where applicants apply as a group, preference for the entire group shall apply as it does above for the individual. All county choices for the group must be identical.
- i) Applications shall be accepted at the counter window of the permit office; however, permits shall be mailed. In-person and mail-in applications will receive equal treatment in the drawings.
 - j) Permits are not transferable. Refunds shall not be granted unless the Department of Natural Resources has erroneously issued the permit after the quota has been depleted or where the applicant was unsuccessful in obtaining a permit.
 - k) A \$3 service fee shall be charged for replacement permits issued by the Department, except when permits are lost in the mail, then there shall be no charge. Monies derived from this source shall be deposited in the Wildlife and Fish Fund.
 - l) The period for accepting applications for the First and Second Lottery periods shall be extended if applications are not available to the public by April 1. A news release will announce the extension of the application period.
 - m) Hunting without a permit is a Class B misdemeanor (see 520 ILCS 5/2.24). Providing false information on a permit application is a Class A misdemeanor (see 520 ILCS 5/2.38).

(Source: Amended by emergency rulemaking at 29 Ill. Reg. 13032, effective August 10, 2005, for a maximum of 150 days)

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

JULY 2005 REGULATORY AGENDA

- a) Part: General Administrative Provisions (89 Ill. Adm. Code 101)
- 1) Rulemaking
- A) Description: The Department plans to propose a new rulemaking to permit the Inspector General of the Department to issue shields or other distinctive identification to employees, who are not exercising the powers of a peace officer, if the Inspector General determines that a shield or distinctive identification is needed by the employee to carry out his or her responsibilities.
- B) Statutory Authority: Implementing Articles I, II and VIII A, and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. I, II and VIII A and 12-13]
- C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings or other opportunities for public participation in this rulemaking.
- D) Date agency anticipates First Notice: The Department has not determined when a Notice of Proposed Rulemaking will be submitted for publication in the Illinois Register.
- E) Effect on small businesses, small municipalities, and not-for-profit corporations: The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities or not-for-profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this Regulatory Agenda.
- F) Agency contact person for information:
Joanne Scattoloni
Office of the General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763-0002
(217) 524-0081
- b) Part: Rights and Responsibilities (89 Ill. Adm. Code 102)

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

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- 1) Rulemaking
 - A) Description: Changes will be made to add requirements on confidentiality of case information regarding clients pursuant to 45 CFR 431.300 and 42 CFR 205.50.
 - B) Statutory Authority: Implementing Article XI and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Art. XI and 12-13]
 - C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings or other opportunities for public participation in this rulemaking.
 - D) Date agency anticipates First Notice: The Department has not determined when a Notice of Proposed Rulemaking will be submitted for publication in the Illinois Register.
 - E) Effect on small businesses, small municipalities, and not-for-profit corporations: The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities or not-for-profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this Regulatory Agenda.
 - F) Agency contact person for information:
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Office of the General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763-0002
(217) 524-0081
- c) Part: Support Responsibility of Relatives (89 Ill. Adm. Code 103)
 - 1) Rulemaking:
 - A) Description: A proposed amendment will allow the Department to seek support from a spouse based on the spouse's assets as well as income.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

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- B) Statutory Authority: Implementing and authorized by Article X of the Illinois Public Aid Code [305 ILCS 5/Art. X].
- C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings or other opportunities for public participation in this rulemaking.
- D) Date agency anticipates First Notice: The Department has not determined when a Notice of Proposed Rulemaking will be submitted for publication in the Illinois Register.
- E) Effect on small businesses, small municipalities, and not-for-profit corporations: The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities or not-for-profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this Regulatory Agenda.
- F) Agency contact person for information:
Joanne Scattoloni
Office of the General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763-0002
(217) 524-0081
- d) Part: Practice in Administrative Hearings (89 Ill. Adm. Code 104)
- 1) Rulemaking:
- A) Description: A new rule is planned to propose expansion of the length of termination of Medicaid vendors for health care fraud convictions.
- B) Statutory Authority: Implementing Sections 11-8 through 11-8.7, 12-4.9 and 12-4.25(D) and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/11-8 through 11-8.7, 12-4.9, 12-4.25(D) and 12-13]
- C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings or other opportunities for public participation in this rulemaking.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

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- D) Date agency anticipates First Notice: The Department has not determined when Notices of Proposed Rulemaking will be submitted for publication in the Illinois Register.
- E) Effect on small businesses, small municipalities, and not-for-profit corporations: The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities or not-for-profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this regulatory agenda.
- F) Agency contact person for information:
Joanne Scattoloni
Office of the General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763-0002
(217) 524-0081

e) Part: Medical Assistance Programs (89 Ill. Adm. Code 120)

1) Rulemaking:

- A) Description: Proposed amendments are planned to provide policy changes that comply with federal law concerning transfers of assets and the treatment of assets at initial eligibility. A new rule is also planned on the treatment of annuities.

The Department will propose new rules to implement Public Act 92-0086. This law includes a new prescription drug program that wraps around the new Medicare drug program. In addition, it will maintain the SeniorCare and Circuit Breaker Pharmaceutical Assistance program benefits for those who are not eligible for Medicare. The law also includes an expansion of the Illinois Rx Buying Club program to persons who are uninsured and whose family income is less than 300 percent of the federal poverty level.

The Department plans to propose changes concerning persons with breast or cervical cancer to extend coverage under the Medical Assistance Program to include certain precancerous conditions. Other changes will exempt this coverage group from estate claims.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

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A new rule will be promulgated to implement a pre-pay spenddown program in Illinois. Currently the only way for a client to meet spenddown is to provide copies of medical bills or receipts to an eligibility worker. Under the planned rule, a client will also be able to meet his or her spenddown by sending a payment to the Department. This will allow persons to meet spenddown and have medical coverage before the start of the month.

- B) Statutory Authority: Implementing Articles III, IV, V and VI and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. III, IV, V and VI and 12-13] and Public Act 94-0086.
- C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings or other opportunities for public participation in this rulemaking.
- D) Date agency anticipates First Notice: The Department has not determined when Notices of Proposed Rulemaking will be submitted for publication in the Illinois Register.
- E) Effect on small businesses, small municipalities, and not-for-profit corporations: The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities or not-for-profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this regulatory agenda.
- F) Agency contact person for information:
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Illinois Department of Healthcare and Family Services
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- f) Part: Children's Health Insurance Program (89 Ill. Adm. Code 125)
 - 1) Rulemaking

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

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- A) Description: The Department plans to propose amendments under which more adults will qualify for medical benefits under FamilyCare with an increase in the standard to 185 percent of the Federal Poverty Level. Eligible parents and caretaker relatives age 19 years and older will receive the same medical benefit package as their children under FamilyCare Share, FamilyCare Premium and FamilyCare Rebate.
- B) Statutory Authority: Implementing and authorized by the Children's Health Insurance Program Act [215 ILCS 106] and Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-13].
- C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings or other opportunities for public participation in this rulemaking.
- D) Date agency anticipates First Notice: The Department has not determined when a Notice of Proposed Rulemaking will be submitted for publication in the Illinois Register.
- E) Effect on small businesses, small municipalities, and not-for-profit corporations: The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities or not-for-profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this Regulatory Agenda.
- F) Agency contact person for information:
Joanne Scattoloni
Office of the General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763-0002
(217) 524-0081
- g) Part: Medical Payment (89 Ill. Adm. Code 140)
- 1) Rulemaking:
- A) Description: An amendment is planned to provide for the implementation of the recently enacted assessment on hospital providers.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

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The Department intends to propose changes to implement a limitation on prescription drugs to three brand-names.

Several proposed amendments are planned to allow all Advanced Practice Nurses to enroll with the Department, receive reimbursement at 100 percent of the physician's rate for services other than psychiatric services, and be eligible to participate in the Maternal and child Health Program.

A new rule will be added that will describe the minimum requirements for documentation that vendor pharmacies must maintain for prescriptions received by telephone.

An amendment is planned to provide that an entity which has been terminated, suspended, or barred by the Department may not, while such sanction remains in effect, serve as a billing agent of a vendor.

A new rule will be proposed to permit the Department to seek termination from the Medical Assistance Program those vendors who are convicted of murder or a Class X felony.

Another new rule will permit the Department to temporarily withhold Medicaid payments to a vendor upon receipt of reliable evidence that the circumstances giving rise to the need for the withhold may involve fraud or willful misrepresentation.

New provisions will describe the minimum requirements for documentation that vendor pharmacies must maintain for prescriptions received by telephone.

A new rule will be added to authorize the Department to require vendors of non-emergency transportation services to post a surety bond. The rule will establish the criteria and requirements for when a bond must be posted, as well as the value of the bond.

A new rule will allow the Department, in its discretion, to utilize available and recognized computer software programs when verifying the billed mileage for reimbursement to non-emergency transportation providers.

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Clarifications will be proposed that in all cases where a vendor has previously been terminated or barred from the Medical Assistance Program, said vendor has the burden of proof at any hearing regarding his re-application for entry into the Program.

New provisions are planned that state the Department may, in its discretion, utilize available, recognized computer software programs (including, but not limited to, Geographic Information System programs) when verifying the billed mileage for reimbursement to non-emergency transportation providers.

Amendments will be proposed to formalize the Department's relationship with alternate payees. The changes will require alternate payees to register with the Department; permit the Department to deny or cancel alternate payee registrations; permit the Department, after an opportunity for a hearing, to revoke and prohibit participation in the Medical Assistance Program of any alternate payee who has violated Department statutes or regulations; and provide that alternate payees would be jointly and severally liable with vendors for overpayments under the Medical Assistance Program.

Amendments are planned to provide that an entity that has been terminated, suspended, or barred by the Department, may not, while such sanction remains in effect, serve as a billing agent of a vendor.

A new rule is planned that authorizes the Department to require vendors of non-emergency transportation services to post a surety bond. The new provisions will establish the criteria and requirements on when a bond must be posted, as well as the value of the bond.

Changes will be proposed regarding criminal background checks on non-emergency transportation providers. The rule will require the submission or updating of criminal background checks from non-emergency transportation providers only if requested by the Department. In addition, the changes will exempt transportation providers enrolled as privately owned autos and government agencies.

The Department will propose an expansion of the definition for the term "non-emergency transportation vendor" to include those who act as billing

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

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agents for a vendor. The definition of the term "vendor will be revised to include those who provide goods and services to a recipient.

Several amendments will be proposed to permit the Department, in certain situations, to refuse to accept prior approval and post approval requests and cancel existing prior approvals for specific transportation vendors. Another amendment will decrease the time frame in which a non-emergency transportation vendor may request post approval for a service that requires a prior approval. This change will also permit vendors' post approval requests to be made to agents of the Department.

The Department plans to propose rulemaking to amend the current provisions on audits to allow vendors 45 days to respond to audit findings, to allow additional documentation for reaudit and to provide that only two reaudits will be conducted.

- B) Statutory Authority: Section 1915(c) of the Social Security Act (42 USC 1396n(c)) (Federal Waiver Authority) and 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, the Alternative Health Care Delivery Act [210 ILCS 3/35], and the Illinois Children's Mental Health Act [305 ILCS 5/5-5.23]
- C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings or other opportunities for public participation in this rulemaking.
- D) Date agency anticipates First Notice: The Department has not determined when Notices of Proposed Rulemaking will be submitted for publication in the Illinois Register.
- E) Effect on small businesses, small municipalities, and not-for-profit corporations: The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities or not-for-profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this regulatory agenda.
- F) Agency contact person for information:
Joanne Scattoloni

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

JULY 2005 REGULATORY AGENDA

Office of the General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763-0002
(217) 524-0081

- G) Related rulemakings and other pertinent information: None
- h) Part: Specialized Health Care Delivery systems (89 Ill. Adm. Code 146)
- 1) Rulemaking:
- A) Description: Three amendments to the Supportive Living Program rules are planned that will eliminate the screening requirement for residents who transfer between supportive living facilities (SLFs) or who transfer from a nursing facility to an SLF, eliminate references to the Supportive living Program as a demonstration project, and expand the types of employees who must undergo a check under the Health Care Worker Background Check Act.
- B) Statutory 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 and 5/5-5.01a], Health Care Worker Background Check Act [225 ILCS 46] and the Alternative Health Care Delivery Act [210 ILCS 3/35]
- C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings, or other opportunities for public participation in this rulemaking.
- D) Date agency anticipates First Notice: The Department has not determined when the Notice of Proposed Rulemaking will be submitted for publication in the Illinois Register.
- E) Effect on small businesses, small municipalities, and not-for-profit corporations: The changes concerning the Supportive Living Program will have an impact on supportive living facilities as small businesses and/or not for profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this regulatory agenda.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

JULY 2005 REGULATORY AGENDA

- F) Agency contact person for information:
Joanne Scattoloni
Office of the General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763
(217) 524-0081
- G) Related rulemakings and other pertinent information: None
- i) Part: Reimbursement for Nursing Costs for Geriatric Facilities (89 Ill. Adm. Code 147)
- 1) Rulemaking:
- A) Description: The Department plans to propose an amendment to Table A relating to the Minimum Data Set (MDS) based reimbursement system.
- B) Statutory 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]
- C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings, or other opportunities for public participation in this rulemaking.
- D) Date agency anticipates First Notice: The Department has not determined when the Notice of Proposed Rulemaking will be submitted for publication in the Illinois Register.
- E) Effect on small businesses, small municipalities, and not-for-profit corporations: The changes concerning the Minimum Data Set (MDS) based reimbursement system will have an impact upon nursing facilities as small businesses and/or not for profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this regulatory agenda.
- F) Agency contact person for information:
Joanne Scattoloni

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

JULY 2005 REGULATORY AGENDA

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Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763
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- G) Related rulemakings and other pertinent information: None
- j) Part: Hospital Services (89 Ill. Adm. Code 148)
- 1) Rulemaking:
- A) Description: The Department intends to propose changes to Critical Hospital Adjustment Payments (CHAP) as a part of the Budget Implementation Act in order to assure hospital access to high Medicaid volume providers.
- The Department intends to submit new rules to implement 17 new hospital access improvement payments specified in Public Act 94-0242 and to revise the Review Procedures to allow hospitals the opportunity to appeal the new Payment calculations.
- B) Statutory Authority: Implementing and authorized by Articles III, IV, V and VI and Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. III, IV, V and VI and 12-13] and the Budget Implementation Act
- C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings or other opportunities for public participation in this rulemaking.
- D) Date agency anticipates First Notice: The Department has not determined when Notices of Proposed Rulemaking will be submitted for publication in the Illinois Register.
- E) Effect on small businesses, small municipalities, and not-for-profit corporations: The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities or not-for-profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this regulatory agenda.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

JULY 2005 REGULATORY AGENDA

- F) Agency contact person for information:
Joanne Scattoloni
Office of the General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763
(217) 524-0081
- G) Related rulemakings and other pertinent information: None

k) Part: Child Support Enforcement (89 Ill. Adm. Code 160)

1) Rulemaking:

- A) Description: A new Section is planned to establish that each year, a State's Attorney, in cooperation with the appropriate county officials, may submit to the Department a Plan for a Unified Child Support Services Program that includes all of the components set forth in Section 15 of Public Act 92-876 and that includes a projected budget of the necessary and reasonable direct and indirect costs for operation of the Program. The Plan may provide for phasing in the Program with different implementation dates.

Technical corrections will be made to clarify when a redetermination or request for appeal may be initiated by the client and/or non-custodial parent pursuant to modification of the existing support obligation. When the client was given the right to appeal administrative orders, Section 160.65 should have been changed to reflect that if the Quantitative Standard for Review has not been met, either parent may request a redetermination and if the Quantitative Standard for Review has been met either parent may petition the Department for a release from or modification of the order and receive a hearing.

Changes will be made to decrease the number and frequency of notices sent to TANF and former AFDC clients for whom the Department receives child support payments after case cancellation. This action was taken to reduce the costs by the Department to administer the federal requirement to notify clients of payments received by the Department.

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Changes will be made to remove the requirement that in TANF case, the account must be in arrears for three months before submitting for tax offset and to clarify that TANF and non-assistance arrearage cannot be combined to meet the threshold for submittal for tax offset. This is being done to insure that the Department is in compliance with 45 CFR 303.72.

Changes will be made to clarify that the Department will request its legal partners to obtain a judgment for health related insurance premiums and/or medical expenses incurred for a child.

Changes will be made regarding interest calculations on past due support obligations. The provisions of Public Act 94-0090 that will be incorporated into the rule are as follows:

- A support obligation, or any portion of a support obligation which remains unpaid at the end of each month shall accrue simple interest as set forth in Section 12-109 of the Code of Civil Procedure.
- Interest on child support judgments shall be calculated by applying one-twelfth of the current statutory interest rate as provided in the Code of Civil Procedure to the unpaid child support balance as of the end of each calendar month.
- Monthly child support payments shall be applied first to the current monthly child support obligation, then to any unpaid child support balance owed from previous months, and finally to the accrued interest on the unpaid child support balance.
- Interest on child support obligations may be collected by any means available under federal or State law or rules.

A new rule is planned to add the provisions of the new Child Support Payment Act. This Act provides that an obligor under an order for support of a child may make any payment of child support required by that order at a currency exchange. The obligor must provide the currency exchange with information sufficient to enable the currency exchange to transmit the child support payment to the State Disbursement Unit.

Changes will be made regarding the provisions concerning notification of a non-custodial parent's support obligation undertaken by an administrative enforcement unit. Service of a notice of support obligation is permissible by a person who is licensed or registered as a private

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detective under the Private Detective, Private Alarm, Private Security, and Locksmith Act of 2004 or by a registered employee of a private detective agency certified under this Act.

Changes will be made regarding notice to the clerk regarding the Department's providing IV-D services for an existing court child support order. The Department will send notice to the parties to a support action and will provide a copy of this notice to the clerk.

- B) Statutory Authority: Implementing and authorized by Sections 4-1.7 and 5/10-3, 5/10-8.1, 5/10-10, 5/10-11, 5/10-16.7, Art. X, 12-4.3, and 12-13 of the Illinois Public Aid Code [305 ILCS 5/4-1.7, 5/10-3, 5/10-8.1, 5/10-10, 5/10-11, 5/10-16.7, Art. X, 12-4.3 and 12-13], the Illinois Marriage and Dissolution of Marriage Act [750 ILCS 5/505 and 5/706.4], the Non-Support Punishment Act [750 ILCS 16/20 and 16/22.5], the Income Withholding for Support Act [750 ILCS 28/32], the Illinois Parentage Act of 1984 [750 ILCS 45/14 and 45/20.10], the Unified Child Support Services Act [750 ILCS 24/1], the Illinois Banking Act [205 ILCS 5/48.4], the Illinois Savings and Loan Act of 1985 [205 ILCS 105/1-6d], the Savings Bank Act [205 ILCS 205/7007], the Illinois Credit Union Act [205 ILCS 305/43.1], and the Foreign Banking Office Act [205 ILCS 645/20]
- C) Schedule of meeting or hearing dates: The Department has not established a schedule of dates for hearings, meetings or other opportunities for public participation in this rulemaking.
- D) Date agency anticipates First Notice: The Department has not determined when Notices of Proposed Rulemaking will be submitted for publication in the Illinois Register.
- E) Effect on small businesses, small municipalities, and not-for-profit corporations: The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities or not-for-profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to this regulatory agenda.
- F) Agency contact person for information:
Joanne Scattoloni

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

JULY 2005 REGULATORY AGENDA

Office of the General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763
(217) 524-0081

- G) Related rulemakings and other pertinent information: None

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICE RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of August 2, 2005 through August 8, 2005 and have been scheduled for review by the Committee at its September 13, 2005 meeting in Chicago. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rulemaking should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield IL 62706.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start Of First Notice</u>	<u>JCAR Meeting</u>
9/15/05	<u>Department of Agriculture</u> , Egg and Egg Products Act (8 Ill. Adm. Code 65)	5/20/05 29 Ill. Reg. 7124	9/13/05
9/21/05	<u>Department of Labor</u> , Americans With Disabilities Act Grievance Procedure (4 Ill. Adm. Code 1500)	3/25/05 29 Ill. Reg. 4452	9/13/05
9/21/05	<u>Department of Public Health</u> , Child Health Examination Code (77 Ill. Adm. Code 665)	5/13/05 29 Ill. Reg. 6848	9/13/05
9/21/05	<u>Department of Public Health</u> , Vision Screening (77 Ill. Adm. Code 685)	5/27/05 29 Ill. Reg. 7787	9/13/05

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF SUSPENSION IMPOSED UNDER

THE RESIDENTIAL MORTGAGE LICENSE ACT OF 1987

Pursuant to Section 4-5(h) of the Residential Mortgage License Act of 1987 (the "Act") [205 ILCS 635/4-5(h)], notice is hereby given that the Department of Financial and Professional Regulation, Division of Banks and Real Estate, of the State of Illinois has suspended the license of K & M Mortgage, Inc., License No. MB.0006364 of Cary, Illinois, a licensee under the Act, for violating the terms of the Act and the rules and regulations adopted thereunder, effective July 15, 2005. For further reference link to: www.idfpr.com

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF SUSPENSION IMPOSED UNDER

THE RESIDENTIAL MORTGAGE LICENSE ACT OF 1987

Pursuant to Section 4-5(h) of the Residential Mortgage License Act of 1987 (the "Act") [205 ILCS 635/4-5(h)], notice is hereby given that the Department of Financial and Professional Regulation, Division of Banks and Real Estate, of the State of Illinois has suspended the license of Proctecta Home Loans, Inc., License No. MB.0004142 of Chicago, Illinois, a licensee under the Act, for violating the terms of the Act and the rules and regulations adopted thereunder, effective July 15, 2005. For further reference link to: www.idfpr.com

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF PENALTY FEE IMPOSED UNDER

THE RESIDENTIAL MORTGAGE LICENSE ACT OF 1987

Pursuant to Section 4-5(h) of the Residential Mortgage License Act of 1987 (the "Act") [205 ILCS 635/4-5(h)], notice is hereby given that the Department of Financial and Professional Regulation, Division of Banks and Real Estate, of the State of Illinois has issued a penalty fee of \$7,850 against Proctecta Home Loans, Inc., License No. MB.0004142, of Chicago, Illinois, a licensee under the Act, for violating the terms of the Act and the rules and regulations adopted thereunder, effective July 15, 2005. For further reference link to: www.idfpr.com

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF RESCINDED SUSPENSION UNDER

THE RESIDENTIAL MORTGAGE LICENSE ACT OF 1987

Pursuant to Section 4-5(h) of the Residential Mortgage License Act of 1987 (the "Act") [205 ILCS 635/4-5(h)], notice is hereby given that the Department of Financial and Professional Regulation, Division of Banks and Real Estate, of the State of Illinois has rescinded the suspension against Protecta Home Loans, Inc., License No. MB.0004142 of Chicago, Illinois, a licensee under the Act, for violating the terms of the Act and the rules and regulations adopted thereunder, effective July 26, 2005. For further reference link to: www.idfpr.com

PROCLAMATION

**2005-258
SAVE A LIFE MONTH**

- WHEREAS, countless lives can be saved in Illinois with proper training in the use of basic first aid skills and life-saving equipment available today; and
- WHEREAS, the United States Department of Homeland Security has declared September 2005 as National Preparedness Month to encourage Americans to prepare for emergencies in their homes, businesses, and schools; and
- WHEREAS, as a member of the Department of Homeland Security's Citizen Corp, the Save A Life Foundation, a national not-for-profit organization founded in 1993 and based outside of Chicago, Illinois, works with state governments, municipal leaders, and emergency response personnel to prepare the general public, particularly schoolchildren, to respond effectively and safely to life-threatening events before paramedics arrive; and
- WHEREAS, the Save A Life Foundation, which provides free training to public schools with help from state and federal funding and donors, has trained nearly one million children in the use of first aid skills, such as Cardiopulmonary-Resuscitation and the Heimlich maneuver, and life-saving equipment, such as the Automated External Defibrillator; and
- WHEREAS, thanks to the help of organizations like Save A Life Foundation, thousands of lives have been saved in Illinois by good Samaritans:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim September 2005 SAVE A LIFE MONTH in Illinois to promote training in the use of first aid and to encourage citizens of the State to support the worthy efforts of the Save A Life Foundation.

Issued by the Governor August 3, 2005.

Filed by the Secretary of State August 3, 2005.

**2005-259
MINNIE VAUTRIN DAY**

- WHEREAS, the Japanese army's occupation of Nanking, China during the 1937 Sino-Japanese War is known as "the Rape of Nanking". Approximately 300,000 men, women, and children were killed by the invaders, and more than 20,000 were raped, with some estimates as high as 80,000; and

PROCLAMATION

- WHEREAS, despite the risks to her personal safety and security, Minnie Vautrin defied the Japanese, and in the process, sheltered and protected 10,000 Chinese women and children refugees, which made her a legend among those she saved; and
- WHEREAS, born and raised in Secor, Illinois, a small town with a meager population of 389, Minnie Vautrin was a Midwestern farm girl; and
- WHEREAS, having found her calling in missionary service, Minnie Vautrin devoted her life to promoting women's education and helping the poor; and
- WHEREAS, Minnie Vautrin spent more than 20 years educating women at Ginling College in Nanking, which she used as her sanctuary for the thousands she rescued, who praised her as "the American Goddess of Mercy"; and
- WHEREAS, this year, Minnie Vautrin's birthday, September 27, will be celebrated in Saint Louis, Missouri and Nanking, China; and
- WHEREAS, one of Illinois's favorite sons, the late Senator Paul Simon, said in tribute to the Illinois native, "People with ideals who are willing to work hard for those ideals, like Minnie Vautrin, can change the course of history:"

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim September 27, 2005 as MINNIE VAUTRIN DAY in Illinois in honor and remembrance of Minnie Vautrin, and to encourage citizens of the State to follow her example of leadership and charity.

Issued by the Governor August 3, 2005.

Filed by the Secretary of State August 3, 2005.

2005-260**OVARIAN CANCER AWARENESS MONTH**

- WHEREAS, approximately 1 in every 55 women will be diagnosed with ovarian cancer in their lifetime. More than 26,000 will be diagnosed this year alone; and
- WHEREAS, an estimated 14,600 women, including more than 650 from Illinois, will die of ovarian cancer this year, making ovarian cancer the deadliest gynecological cancer; and
- WHEREAS, the cause of ovarian cancer is unknown, and there may be no symptoms, or only mild ones in the early stages of the disease. Later symptoms

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include loss of appetite, feeling of fullness after a light meal, abdominal discomfort, nausea, and other digestive problems, excessive weight loss or gain, and abnormal bleeding in the vaginal area; and

WHEREAS, the risk of developing ovarian cancer may be reduced by cutting the amount of fat in a diet, breast feeding, using birth control pills and other methods of minimizing the number of ovulations, and surgical procedures, such as a hysterectomy, ovary removal, and tubal ligation; and

WHEREAS, raising awareness of the precautions, symptoms, and scope of ovarian cancer can save lives by increasing the chances of early detection and treatment:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim September 2005 as OVARIAN CANCER AWARENESS MONTH in Illinois, and encourage citizens of the State to take preventative and proactive measures to ensure the health and safety of themselves and their families.

Issued by the Governor August 4, 2005.

Filed by the Secretary of State August 4, 2005.

2005-261**GYNECOLOGIC CANCER AWARENESS MONTH**

WHEREAS, approximately 10 women are diagnosed with gynecologic cancer in America every hour. More than 82,000 will be diagnosed this year alone; and

WHEREAS, gynecologic cancer accounts for 11 percent of all cancer deaths and is the fourth largest cancer killer of women in the United States; and

WHEREAS, in Illinois, 12 percent of all cancer victims are diagnosed with gynecologic cancer, which accounts for 10 percent of all cancer deaths in the state; and

WHEREAS, the Society of Gynecologic Oncologists, whose doctors first train as obstetricians and gynecologists and then receive three to four years of additional training as cancer specialists, is the only United States medical society dedicated to the prevention, detection, and cure of gynecologic cancers; and

WHEREAS, based out of Chicago, the Gynecologic Cancer Foundation, founded by the Society of Gynecologic Oncologists in 1991, raises funds in support of

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programs that assist women at risk of developing gynecologic cancer, as well as those currently living with the disease; and

WHEREAS, during the month of September, the Gynecologic Cancer Foundation works with over 3,000 physicians, community partners, and the media to provide women with potentially life-saving information about gynecologic cancer; and

WHEREAS, my administration is committed to supporting and raising awareness in the critical fight against gynecologic cancer. Women in Illinois can receive assistance through such programs as the Illinois Breast and Cervical Cancer Program, which is sponsored by the Illinois Department of Public Health and provides free breast and cervical cancer screenings to women between the ages of 35 and 64 who have limited financial resources and/or are without health insurance:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim September 2005 as Gynecologic Cancer Awareness Month in Illinois, and encourage citizens of the State to support the worthy efforts of the Society of Gynecologic Oncologists and Gynecologic Cancer Foundation.

Issued by the Governor August 4, 2005.

Filed by the Secretary of State August 4, 2005.

2005-262**YOUTH SOCCER MONTH**

WHEREAS, soccer is one of the fastest growing sports in the United States. More than 19 million children, including 80,000 Illinois youth, play soccer; and

WHEREAS, soccer is a great way to engage Illinois children in a healthy activity while teaching them valuable personal and social skills such as teamwork, commitment, and sportsmanship; and

WHEREAS, the United States Youth Soccer Organization, Soccer Federation, and President's Council on Physical Fitness and Sport commemorates September as Youth Soccer Month to celebrate and raise awareness about the benefits of playing soccer; and

WHEREAS, Illinois Youth Soccer, a member of the United States Youth Soccer Organization, supports Youth Soccer Month and will sponsor celebrations

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and special events throughout the month at games and tournaments in Illinois; and

WHEREAS, this year marks the Third Annual Youth Soccer Month, and inner city, special needs, recreational, and elite soccer programs will all benefit from the exposure:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim September 2005 as YOUTH SOCCER MONTH in Illinois, and encourage citizens of the State to support the worthy efforts of all the sponsoring organizations, as well as to join in promoting the sport of soccer in this state and across the country.

Issued by the Governor August 4, 2005.

Filed by the Secretary of State August 4, 2005.

2005-263**BREASTFEEDING PROMOTION MONTH**

WHEREAS, human milk provides infants with the nutrients necessary for optimum growth and development, protects them against infections and allergies, reduces the risk of later obesity, and enhances cognitive development; and

WHEREAS, breastfeeding is an important part of preventive health care, providing nursing mothers with short- and long-term benefits, including decreased risk of osteoporosis and breast and ovarian cancers; and

WHEREAS, medical organizations and health professionals recognize the importance of educating, counseling and supporting breastfeeding mothers before, during, and after delivery; and

WHEREAS, governments and communities have the moral duty to protect the health of women and children; and

WHEREAS, during the month of August, the Illinois Department of Human Services will collaborate with local groups to educate, support, and help women continue to breastfeed for two years and beyond in accordance with the American Academy of Pediatrics guidelines:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim August 2005 as BREASTFEEDING PROMOTION MONTH in Illinois to promote breastfeeding and its benefits of lower health care costs for infants, a healthier workforce, stronger family bonds, and less waste.

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Issued by the Governor August 5, 2005.
Filed by the Secretary of State August 5, 2005.

2005-264
NATIVE AMERICAN DAY

- WHEREAS, long before the arrival of Europeans to North American shores, Native Americans settled and lived throughout the United States, including the State of Illinois; and
- WHEREAS, Native Americans established loose bands of tribes and confederations with sophisticated agricultural and hunting economies and social and political systems, which were designed to secure domestic peace and comfort within their communities; and
- WHEREAS, after the arrival of Europeans, many Native Americans aided European colonization, especially by instructing European migrants in vital farming techniques and methods unique to the land; and
- WHEREAS, sadly, European civilizations displaced many Native American communities, and many Native Americans were forced to assimilate into the new culture. Despite that, Native Americans have faithfully and heroically served in all American wars to defend democracy and freedom; and
- WHEREAS, some Native American communities are beginning to thrive again thanks to the creativity, innovation, and above all, indomitable spirit of Native Americans:

THEREFORE, I, Rod R. Blagojevich, Governor of the State of Illinois, do hereby proclaim September 1, 2005 as NATIVE AMERICAN DAY in Illinois in honor and remembrance of those Native Americans who preceded us, without whom the success of European civilization would not have been possible, and in recognition of the contributions Native Americans have made to the United States, State of Illinois, and their own success.

Issued by the Governor August 8, 2005.
Filed by the Secretary of State August 8, 2005.

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