

2010

ILLINOIS

REGISTER

RULES
OF GOVERNMENTAL
AGENCIES



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INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity initiated by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules; amendments to or repealers of existing rules; and rules promulgated by emergency or peremptory action. Executive Orders and Proclamations issued by the Governor; notices of public information required by State Statute; and activities (meeting agendas; Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State Agencies; is also published in the Register. The Register is a weekly update of the Illinois Administrative Code (a compilation of the rules adopted by State agencies). The most recent edition of the Code, along with the Register, comprise the most current accounting of State agencies' rulemakings. The Illinois Register is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act [5 ILCS 100/1-1, et seq.].

ILLINOIS REGISTER PUBLICATION SCHEDULE FOR 2010

<u>Issue #</u>	<u>Rules Due Date</u>	<u>Date of Issue</u>
1	December 21, 2009	January 4, 2010
2	December 28, 2009	January 8, 2010
3	January 4, 2010	January 15, 2010
4	January 11, 2010	January 22, 2010
5	January 19, 2010	January 29, 2010
6	January 25, 2010	February 5, 2010
7	February 1, 2010	February 16, 2010
8	February 8, 2010	February 19, 2010
9	February 16, 2010	February 26, 2010
10	February 22, 2010	March 5, 2010
11	March 1, 2010	March 12, 2010
12	March 8, 2010	March 19, 2010
13	March 15, 2010	March 26, 2010
14	March 22, 2010	April 2, 2010
15	March 29, 2010	April 9, 2010
16	April 5, 2010	April 16, 2010
17	April 12, 2010	April 23, 2010
18	April 19, 2010	April 30, 2010
19	April 26, 2010	May 7, 2010
20	May 3, 2010	May 14, 2010
21	May 10, 2010	May 21, 2010
22	May 17, 2010	May 28, 2010
23	May 24, 2010	June 4, 2010
24	June 1, 2010	June 11, 2010

<u>Issue #</u>	<u>Rules Due Date</u>	<u>Date of Issue</u>
25	June 7, 2010	June 18, 2010
26	June 14, 2010	June 25, 2010
27	June 21, 2010	July 2, 2010
28	June 28, 2010	July 9, 2010
29	July 6, 2010	July 16, 2010
30	July 12, 2010	July 23, 2010
31	July 19, 2010	July 30, 2010
32	July 26, 2010	August 6, 2010
33	August 2, 2010	August 13, 2010
34	August 9, 2010	August 20, 2010
35	August 16, 2010	August 27, 2010
36	August 23, 2010	September 3, 2010
37	August 30, 2010	September 10, 2010
38	September 7, 2010	September 17, 2010
39	September 13, 2010	September 24, 2010
40	September 20, 2010	October 1, 2010
41	September 27, 2010	October 8, 2010
42	October 4, 2010	October 15, 2010
43	October 12, 2010	October 22, 2010
44	October 18, 2010	October 29, 2010
45	October 25, 2010	November 5, 2010
46	November 1, 2010	November 12, 2010
47	November 8, 2010	November 19, 2010
48	November 15, 2010	November 29, 2010
49	November 22, 2010	December 3, 2010
50	November 29, 2010	December 10, 2010
51	December 6, 2010	December 17, 2010
52	December 13, 2010	December 27, 2010
53	December 20, 2010	January 3, 2011

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED REPEALER

217/557-1396

217/785-8220

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

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

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED REPEALER

TITLE 50: INSURANCE
CHAPTER I: DEPARTMENT OF INSURANCE
SUBCHAPTER I: PROVISIONS APPLICABLE TO ALL COMPANIES

PART 906

ILLEGAL GROUPS AND UNFAIR RATE DISCRIMINATION [\(REPEALED\)](#)

Section

906.10 Authorizations

AUTHORITY: Implementing and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/401].

SOURCE: Filed February 11, 1959, effective March 1, 1959; codified at 6 Ill. Reg. 14340; repealed at 34 Ill. Reg. _____, effective _____.

Section 906.10 Authorizations

- a) No companies authorized to do business in Illinois shall give, offer, allow or make available to any insured a differentiation in rate or coverage in this State based solely upon membership in any group or association. This is in accordance with the Illinois Insurance Code which requires that filings of rates, rating plans or forms covering risks in this State shall not be unfairly discriminatory.
- b) Furthermore, there are no enabling statutes in Illinois which authorize the writing of group fire, casualty, inland marine or surety insurance. The effect of the Illinois Law is to require that all fire, casualty, inland marine or surety insureds of the same class shall be treated alike.
- c) The regulation is not applicable where the Illinois Insurance Code specifically authorizes the grouping of risks.

ILLINOIS LAW ENFORCEMENT TRAINING AND STANDARDS BOARD

NOTICE OF PROPOSED RULES

- 1) Heading of Part: Court Security Basic Training
- 2) Code Citation: 20 Ill. Admin. Code 1780
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
1780.101	New Section
1780.102	New Section
1780.103	New Section
1780.104	New Section
1780.105	New Section
1780.106	New Section
1780.201	New Section
1780.202	New Section
1780.203	New Section
1780.204	New Section
1780.205	New Section
- 4) Statutory Authority: Implementing the Illinois Police Training Act [50 ILCS 705] and authorized by Section 10 of the Act.
- 5) A Complete Description of the Subjects and Issues Involved: In 1997, the Illinois Law Enforcement Training and Standards Board was given a statutory mandate to develop and offer a basic course of training to be completed by all court security officers in the State of Illinois. Although this statute has been implemented, no administrative rules were adopted to guide implementation. The absence of administrative rules was cited by the Auditor General as a Significant Deficiency in an agency compliance audit for the two-year period ending June 30, 2008. The proposed administrative rules are necessary to address the Auditor General's finding and more fully comply with the statutory mandate.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: PA 89-707, effective 06/01/97
- 7) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? No

ILLINOIS LAW ENFORCEMENT TRAINING AND STANDARDS BOARD

NOTICE OF PROPOSED RULES

- 11) Statement of Statewide Policy Objectives: Pursuant to 30 ILCS 805, the State Mandates Act, the proposed rules do not themselves create any new obligations on any municipality; however, the statute itself requires that counties that employ court security officers must ensure that all court security officers employed complete the requisite course of training. Presently, no tuition is charged for the court security training program, therefore the economic impact to the counties is largely the purview of the participating county. Most likely, a county will pay the officer's salary during training and reimburse the officer's travel expenses.

Note, however, that as the proposed rules implement a statute that was passed quite some time ago, they merely codify well-established existing practices and thus the actual impact of these rules on counties has already been absorbed by the counties and will now be minimal if at all.

- 12) Time, place and manner in which interested persons may comment on this proposed rulemaking: Interested parties may submit comments in writing within 45 days after publication to:

Agency Rules Coordinator
Illinois Law Enforcement Training and Standards Board
4500 South Sixth Street Road, Room 173
Springfield, IL 62703-6617

217/782-4540

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

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

ILLINOIS LAW ENFORCEMENT TRAINING AND STANDARDS BOARD

NOTICE OF PROPOSED RULES

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT
CHAPTER V: ILLINOIS LAW ENFORCEMENT TRAINING STANDARDS BOARD

PART 1780
COURT SECURITY BASIC TRAINING

SUBPART A: GENERAL PROVISIONS

- Section
- 1780.101 Purpose and Scope
- 1780.102 Definitions
- 1780.103 Veracity of Information
- 1780.104 Confidentiality of Information
- 1780.105 Date of Compliance
- 1780.106 Board Review

SUBPART B: TRAINING STANDARDS

- Section
- 1780.201 Training Standards
- 1780.202 Minimum Curriculum Requirements
- 1780.203 Course Standards and Requirements
- 1780.204 Approval of Instructors
- 1780.205 Minimum Requirements of the Trainee

AUTHORITY: Implementing the Illinois Police Training Act [50 ILCS 705] and authorized by Section 10 of that Act.

SOURCE: Adopted at 34 Ill. Reg. ____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 1780.101 Purpose and Scope

Unless otherwise indicated, the rules set forth in this Part provide for training requirements and procedures applicable to all probationary and permanent Court Security Officers covered under the Illinois Police Training Act [50 ILCS 705].

Section 1780.102 Definitions

ILLINOIS LAW ENFORCEMENT TRAINING AND STANDARDS BOARD

NOTICE OF PROPOSED RULES

The terms used in this Part are defined in Section 2 of the Illinois Police Training Act. Additionally, the following terms are defined for purposes of this Part:

"Act" means the Illinois Police Training Act [50 ILCS 705].

"Board" means the Illinois Law Enforcement Training and Standards Board.

"Course" means the course of study identified by the Board pursuant to Section 1780.203 as the Basic Court Security Course for Court Security Officers.

"Course Coordinator" means the person or entity responsible for offering the Basic Court Security Course for Court Security Officers.

"Course Roster" means the form listing the names of all probationary and permanent Court Security Officers completing the requirements of a course approved by the Board under this Part. The information required on a course roster form is the Court Security Officer's name, date of appointment, department, employment status and social security number and the name of the course and the date of course completion.

"Executive Director" means the Executive Director of the Board.

"Full-time Court Security Officer" means one who is employed at least 35 hours a week as a Court Security Officer on a regular basis.

"Trainee" means a probationary Court Security Officer who is receiving the training prescribed by Subpart B.

Section 1780.103 Veracity of Information

No person shall make any false or misleading statement, representation or certification of any record, report, application or any other documents filed with the Board or required by the Board. Submission to the Board of any information including or constituting a material misrepresentation by a probationary or permanent Court Security Officer will render any subsequent certification granted to that Court Security Officer by the Board void at the Board's election.

Section 1780.104 Confidentiality of Information

ILLINOIS LAW ENFORCEMENT TRAINING AND STANDARDS BOARD

NOTICE OF PROPOSED RULES

Personal information submitted to the Board by probationary and permanent Court Security Officers will be treated as confidential and only released if necessary to comply with the Illinois Freedom of Information Act [5 ILCS 140], a subpoena or other State or federal laws.

Section 1780.105 Date of Compliance

Compliance with this Part is required on and after the effective date of this Part.

Section 1780.106 Board Review

The Curriculum and School Standards Committee shall be responsible for monitoring the curriculum of the Basic Court Security Course. The committee shall, as changes in the law or training techniques occur, recommend modifications in the Basic Court Security Course to the Board.

SUBPART B: TRAINING STANDARDS

Section 1780.201 Training Standards

- a) The Board shall establish training standards and a curriculum for the implementation of the Basic Court Security Course.
- b) Every probationary Court Security Officer must successfully complete the Basic Court Security Course to be certified a Court Security Officer.
- c) Notwithstanding the provisions of subsection (b), any individual who has successfully completed either the Basic Law Enforcement Course or the Basic Correctional Course may seek from the Board a waiver from the requirement for completion of the Basic Court Security Course.

Section 1780.202 Minimum Curriculum Requirements

- a) In no event will the Basic Court Security Course be less than 158 hours of full-time study, nor more than 240 hours.
- b) The Board's mandated training course may be reviewed and modified at any time by the Board. Nevertheless, the approved curriculum will include, but not be limited to, the following:

ILLINOIS LAW ENFORCEMENT TRAINING AND STANDARDS BOARD

NOTICE OF PROPOSED RULES

- 1) The Peace Officer Firearm Training Act [50 ILCS 710];
- 2) A course in cardio-pulmonary resuscitation consistent with American Heart Association standards;
- 3) Instruction on first aid or emergency care;
- 4) Instruction on basic court security principles;
- 5) Instruction on the legal rights of visitors and prisoners;
- 6) Instruction on self defense tactics;
- 7) Instruction on human behavior; and
- 8) Instruction on physical search procedures.

Section 1780.203 Course Standards and Requirements

- a) Each Basic Court Security Course offering shall be overseen by a Course Coordinator.
- b) The Course Coordinator will be responsible for the supervision and administration of the Basic Court Security Course, including, but not limited to, arranging for qualified instructors, arranging for adequate training props and adequate training facilities such as classrooms and firearms ranges, and the conduct and discipline of the trainees.
- c) The Course Coordinator shall maintain complete records on each trainee. The records shall include, but not be limited to, the attendance and performance ratings of the trainee, including test scores for every written or oral test during the Basic Court Security Course. All records gathered by the Course Coordinator under this Part shall be maintained in accordance with the Illinois Freedom of Information Act [5 ILCS 140].
- d) The Course Coordinator shall be responsible for submitting a course and class roster to the Executive Director of the Board. Every class roster must be verified by the Course Coordinator to certify the attendance and final grade of all trainees.

ILLINOIS LAW ENFORCEMENT TRAINING AND STANDARDS BOARD

NOTICE OF PROPOSED RULES

- e) The Course Coordinator shall make final determination as to whether a trainee has satisfactorily passed all reasonable standards and requirements of a particular course of training. The Course Coordinator shall also have the authority to dismiss any trainee from the school prior to the completion of the course if the Course Coordinator determines that the trainee is being disruptive or non-compliant, or cannot meet the minimum training requirements set forth in this Subpart B. Upon such dismissal action, the Course Coordinator shall submit a written report within seven calendar days to the Executive Director and the appointing authority.
- f) The Course Coordinator shall also have the responsibility of fixing reasonable fees to be charged for any training course. Reasonable fees will be based on the costs of developing and implementing the course, including but not limited to the cost of instructors, facilities for training, training supplies, and general administrative costs. The Board shall annually review the training fees established by the Course Coordinator to determine if the fees are reasonable.

Section 1780.204 Approval of Instructors

- a) The Board shall approve instructors on the basis of education, training and experience; for example, as a result of the successful completion of a comparable training course or extensive prior law enforcement or correctional employment. The instructor will be eligible to instruct Board-certified courses in the specialized field relating to his or her qualifications. It shall be the continuing responsibility of the Course Coordinator to see that instructors are assigned only topics that they are qualified to teach and are supervised on a regular basis to ensure that instructional excellence is maintained.
- b) The actual evaluation and selection of instructors is the responsibility of the Course Coordinator. Review and evaluation of the instructors may also be initiated by the Board.

Section 1780.205 Minimum Requirements of the Trainee

- a) Regular attendance at all sessions is required. However, excused absences may be granted by the Course Coordinator under certain limited circumstances beyond the trainee's control, which may include, but are not be limited to, a death in the family, illness, response to a court subpoena, disability or transportation

ILLINOIS LAW ENFORCEMENT TRAINING AND STANDARDS BOARD

NOTICE OF PROPOSED RULES

breakdown. In order to successfully complete the course, absences must not exceed 10 percent of the total hours of instruction for any Board-certified course of instruction.

- b) Qualification in the use of firearms as required by the Peace Officer Firearm Training Act [50 ILCS 710] is required.
- c) An overall average of 70 percent must be achieved on all written examinations given during any course of training. Separate evaluation of any skill-oriented performance requirements shall be made by the instructor on a satisfactory/unsatisfactory basis.
- d) The Course Coordinator shall establish standards of conduct for the trainee while enrolled in the Basic Court Security Course. These shall include demeanor, deportment and compliance with the discipline and regulations of the course. Receipt of certification of the successful completion of the course from the Course Coordinator shall be deemed proof that the trainee has complied with the requirements of this Section.
- e) Each trainee who has not been awarded a certificate attesting to his or her successful completion of the Basic Court Security Course as prescribed by the Board within 12 months after his or her initial full-time employment must forfeit his or her position, or the employing agency must obtain a waiver from the Board extending the period of compliance. Waivers shall be issued only for good and justifiable reasons, and shall extend for 90 days beyond the initial 12 months. Good and justifiable reasons for waiver include, but are not limited to, unavailability of academy space for training, illness or disability, and the need for the trainee to serve his or her department during the initial 12-month period.
- f) Each trainee shall bring to training session any necessary equipment issued by the sponsoring agency.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

- A) Types of small businesses, small municipalities and not for profit corporations affected: All entities desiring to perform construction in floodways of jurisdictional streams are required to obtain permits for that construction.
 - B) Reporting, bookkeeping or other procedures required for compliance:
None
 - C) Types of professional skills necessary for compliance: Depending on the extent of floodway encroachment being proposed, the services of a professional engineer with expertise in hydrologic and hydraulic analysis may be required to demonstrate a project's compliance with the rules.
- 14) Regulatory Agenda on which this rulemaking was summarized: This rulemaking was not included on the January 2010 Regulatory Agenda because we were not aware the office would be moving at the time the Regulatory Agenda was filed.

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

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
SUBCHAPTER h: WATER RESOURCES

PART 3700

CONSTRUCTION IN FLOODWAYS OF RIVERS, LAKES AND STREAMS

Section

3700.10	Purpose
3700.20	Definitions
3700.30	Jurisdiction
3700.40	Permit Application
3700.50	Notice to Interested Parties
3700.60	Departmental Standards
3700.70	Special Provisions for Bridges and Culverts
3700.75	Special Provisions for Levees and Floodwalls
3700.80	Statewide Permits
3700.90	Denial of Applications
3700.100	Violations and Enforcement
3700.110	Final Administrative Decision

AUTHORITY: Implementing and authorized by Sections 23, 29a and 30 of the Rivers, Lakes and Streams Act [615 ILCS 5/23, 29a and 30].

SOURCE: Adopted at 17 Ill. Reg. 4484, effective March 23, 1993; emergency amendment at 18 Ill. Reg. 790, effective January 14, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 8167, effective May 16, 1994; recodified from 92 Ill. Adm. Code 700, Department of Transportation, to the Department of Natural Resources, at 22 Ill. Reg. 7362; amended at 27 Ill. Reg. 7774, effective April 21, 2003; amended at 29 Ill. Reg. 8316, effective May 26, 2005; amended at 34 Ill. Reg. _____, effective _____.

Section 3700.40 Permit Application

An applicant who desires a permit under this Part shall file with the Department an application consisting of a properly executed application form and all plans and information required to determine the effect of the construction on the carrying capacity of the stream. All portions of the application form, including the name and address of the applicant, a description of the proposed activity, the location of the proposed activity, and the names and addresses of all adjoining property owners, shall be completed and all required attachments must be submitted

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

before a determination of permissibility will be made. Application forms may be obtained from the Illinois Department of Natural Resources, Office of Water Resources at the following addresses:

One Natural Resources Way
Springfield IL 62702-1271

Michael A. Bilandic Building
160 N. LaSalle Street, Suite S-70036 S. Wabash, Suite 1415
Chicago IL 6060160603

Region 2 Office
2050 West Stearns Road
Bartlett IL 60103

Many activities permitted under this Part require review of the U.S. Army Corps of Engineers and the Illinois Environmental Protection Agency. To simplify application procedures, the Illinois Department of Natural Resources, Office of Water Resources utilizes a joint application form with these two agencies.

(Source: Amended at 34 Ill. Reg. _____, effective _____)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Regulation of Public Waters
- 2) Code Citation: 17 Ill. Adm. Code 3704
- 3) Section Number: 3704.50 Proposed Action:
Amendment
- 4) Statutory Authority: Implementing and authorized by the Rivers, Lakes and Streams Act [615 ILCS 5]
- 5) A Complete Description of the Subjects and Issues Involved: This Part is being amended to update the Chicago address for the Department's Office of Water Resources.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objectives Local units of government, like other entities, are required to obtain permits for construction in a public body of water or for activities which could restrict the public's use of a public body of water.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments on the proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice to:

Robert Mool, Legal Counsel
Department of Natural Resources
One Natural Resources Way
Springfield IL 62702-1271

217/782-1809

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: All entities desiring to perform construction in a public body of water or for activities which could restrict the public's use of a public body of water are required to obtain permits for the construction or activities.
 - B) Reporting, bookkeeping or other procedures required for compliance: None
 - C) Types of professional skills necessary for compliance: Depending on the nature and magnitude of the proposed construction or activity, the services of a professional engineer and/or biologist may be required to demonstrate the project's compliance with these rules.
- 14) Regulatory Agenda on which this rulemaking was summarized: This rulemaking was not included on the January 2010 Regulatory Agenda because we were not aware the office would be moving at the time the Regulatory Agenda was filed.

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

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
SUBCHAPTER h: WATER RESOURCESPART 3704
REGULATION OF PUBLIC WATERS

Section

3704.10	Purpose
3704.20	Definitions
3704.30	Jurisdiction
3704.40	List of Public Waters and Provision For Additions
3704.50	Permit Application
3704.60	Notice to Interested Parties
3704.70	Land Conversions and Fill Material Placement
3704.80	Department Evaluation
3704.90	Departmental Standards
3704.100	Emergency Permit
3704.110	Statewide and Regional Permits
3704.120	General Permits
3704.130	Denial of Applications
3704.140	Violations and Enforcement
3704.150	Final Administrative Decision
3704.APPENDIX A	Public Bodies of Water

AUTHORITY: Implementing and authorized by the Rivers, Lakes and Streams Act [615 ILCS 5].

SOURCE: Adopted at 17 Ill. Reg. 4494, effective March 23, 1993; recodified from 92 Ill. Adm. Code 704, Department of Transportation, to the Department of Natural Resources, at 22 Ill. Reg. 7362; amended at 27 Ill. Reg. 7778, effective April 21, 2003; amended at 29 Ill. Reg. 8320, effective May 26, 2005; amended at 34 Ill. Reg. _____, effective _____.

Section 3704.50 Permit Application

An applicant who desires a permit under this Part shall file with the Department an application consisting of a properly executed application form and all plans and information required to determine the effect of the construction on the public body of water. All portions of the application form, including the name and address of the applicant, a description of the proposed

DEPARTMENT OF NATURAL RESOURCES

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activity, the location of the activity, and the names and addresses of all adjoining property owners, shall be completed and all required attachments must be submitted before a determination of permissibility will be made. Application forms may be obtained from the Illinois Department of Natural Resources, Office of Water Resources at any of the following addresses:

One Natural Resources Way
Springfield IL 62702-1271

Michael A. Bilandic Building
160 N. LaSalle Street, Suite S-70036 S. Wabash, Suite 1415
Chicago IL 6060160603

Region 2 Office
2050 West Stearns Road
Bartlett IL 60103

Many activities permitted under this Part require review of the U.S. Army Corps of Engineers and the Illinois Environmental Protection Agency. To simplify application procedures, the Illinois Department of Natural Resources, Office of Water Resources utilizes a joint application form with these two agencies.

(Source: Amended at 34 Ill. Reg. _____, effective _____)

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- 1) Heading of the Part: Public Schools Evaluation, Recognition and Supervision
- 2) Code Citation: 23 Ill. Adm. Code 1
- 3)

<u>Section Numbers</u> :	<u>Proposed Action</u> :
1.75	Amendment
1.88	Amendment
1.100	Amendment
1.310	Amendment
1.320	Amendment
1.780	Amendment
1.781	Amendment
1.782	Amendment
- 4) Statutory Authority: 105 ILCS 5/2-3.6
- 5) A Complete Description of the Subjects and Issues Involved: Each of the proposed changes is summarized below by topic in the order in which they appear in the rulemaking.

Student Information System. Section 1.75 is being amended to provide the process for a nonpublic school recognized under Part 425 to notify the agency if it wishes to participate in the Student Information System. This proposed change responds to P.A. 96-107, effective July 30, 2009.

Annual Measurable Achievement Objectives (English language learners). Section 1.88 of the rules sets forth the annual measurable achievement objectives (AMOA) for educational agencies that use funds from Title III of the Elementary and Secondary Education Act. As part of federal monitoring conducted in 2009, the U.S. Department of Education (USDE) determined that the objectives set forth in Section 1.88 failed to address annual targets for increasing the number or percentage of an educational agency's students who are making progress in learning English or attaining proficiency, as the Act requires. As a result, the USDE directed the agency to establish targets for the 2009-2010 school year, with the target level increasing in each subsequent school year. The rulemaking in this regard, however, was not possible until now due to the use of an outside contractor to analyze the ACCESS data, establish new targets based on that analysis, and present those recommendations to the Illinois Advisory Council on Bilingual Education and a group of other concerned individuals. Progress and proficiency determinations will be made based on the new targets. It is anticipated that

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these determinations will be shared with districts sometime in the fall after final ACCESS results are released this summer.

Targets for the progress and proficiency objectives, as proposed, will need to be submitted to USDE for review. Staff plan to submit the addendum with the targets to USDE by June 30, 2010, with the expectation that the agency will receive a response by August.

Superintendents and Principals. Criteria are being proposed in Section 1.310 to distinguish a superintendent who is an employee of the district from one who is retained in a contractual position. These criteria require that a person employed as a superintendent minimally must hold a one-year contract, be employed on a full-time basis and be available daily, and contribute to the Teachers' Retirement Fund.

The proposed amendments further require that a district not meeting these criteria be placed on "probation", starting in the 2011-12-11 school year. The district will then be required to prepare and submit to the agency for approval a corrective action plan specifying how it will come into compliance with the rules by the end of the following school year. Districts that fail to come into compliance within that timeframe (which could be as long as two years) risk having their recognition status changed to "nonrecognized".

Evaluations of Teachers. P.A. 96-861, effective January 1, 2010, sets forth a new process to be phased in over the next several years for the evaluation of teachers and principals. In particular, the law removes the provision that evaluation plans be submitted to the agency for approval and Section 1.320 is being amended accordingly.

Additionally, the P.A. 96-861 amended Section 2-3.25g of the School Code to prohibit waivers or modifications of the requirements for the evaluation process after the effective date of the provisions, which vary under the law. The proposed amendments to Section 1.100 acknowledge this prohibition, as well as make other nonsubstantive changes that are technical in nature.

Qualifications of Bilingual Education Staff Assigned. Sections 1.780, 1.781 and 1.782 set forth the requirements for staff who are employed in transitional bilingual education programs and in transitional programs of instructions, such as English as a second language programs. These requirements were last updated in 1989 and are out of date. The proposed changes align these rules with the requirements set forth in Part 25 and as

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such, do not introduce any new standards that bilingual education staff would have to meet.

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objectives: This rulemaking will not create or enlarge a State mandate.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Written comments may be submitted within 45 days after the publication of this Notice to:

Shelley Helton
Agency Rules Coordinator
Illinois State Board of Education
100 North First Street, S-493
Springfield, Illinois 62777-0001

217/782-5270

Comments may also be submitted electronically, addressed to:

rules@isbe.net

- 13) Initial Regulatory Flexibility Analysis:
 - A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
 - B) Reporting, bookkeeping or other procedures required for compliance: None

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- C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: January 2010 specific to changes proposed for Section 1.88. The need for other changes necessitated by legislation enacted in 2009 and for qualifications of bilingual education teachers became apparent after the publication of the agenda.

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

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TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER I: STATE BOARD OF EDUCATION

SUBCHAPTER a: PUBLIC SCHOOL RECOGNITION

PART 1

PUBLIC SCHOOLS EVALUATION, RECOGNITION AND SUPERVISION

SUBPART A: RECOGNITION REQUIREMENTS

Section

- 1.10 Public School Accountability Framework
- 1.20 Operational Requirements
- 1.30 State Assessment
- 1.40 Adequate Yearly Progress
- 1.50 Calculation of Participation Rate
- 1.60 Subgroups of Students; Inclusion of Relevant Scores
- 1.70 Additional Indicators for Adequate Yearly Progress
- 1.75 Student Information System
- 1.77 Educator Certification System
- 1.80 Academic Early Warning and Watch Status
- 1.85 School and District Improvement Plans; Restructuring Plans
- 1.88 Additional Accountability Requirements for Districts Serving Students of Limited English Proficiency Under Title III
- 1.90 System of Rewards and Recognition – The Illinois Honor Roll
- 1.95 Appeals Procedure
- 1.100 Waiver and Modification of State Board Rules and School Code Mandates

SUBPART B: SCHOOL GOVERNANCE

Section

- 1.210 Powers and Duties (Repealed)
- 1.220 Duties of Superintendent (Repealed)
- 1.230 Board of Education and the School Code (Repealed)
- 1.240 Equal Opportunities for all Students
- 1.242 Temporary Exclusion for Failure to Meet Minimum Academic or Attendance Standards
- 1.245 Waiver of School Fees
- 1.250 District to Comply with 23 Ill. Adm. Code 180 (Repealed)

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- 1.260 Commemorative Holidays to be Observed by Public Schools (Repealed)
- 1.270 Book and Material Selection (Repealed)
- 1.280 Discipline
- 1.285 Requirements for the Use of Isolated Time Out and Physical Restraint
- 1.290 Absenteeism and Truancy Policies

SUBPART C: SCHOOL DISTRICT ADMINISTRATION

Section

- 1.310 Administrative Qualifications and Responsibilities
- 1.320 Evaluation of Certified Staff in Contractual Continued Service
- 1.330 Hazardous Materials Training

SUBPART D: THE INSTRUCTIONAL PROGRAM

Section

- 1.410 Determination of the Instructional Program
- 1.420 Basic Standards
- 1.430 Additional Criteria for Elementary Schools
- 1.440 Additional Criteria for High Schools
- 1.445 Required Course Substitute
- 1.450 Special Programs (Repealed)
- 1.460 Credit Earned Through Proficiency Examinations
- 1.462 Uniform Annual Consumer Education Proficiency Test
- 1.465 Ethnic School Foreign Language Credit and Program Approval
- 1.470 Adult and Continuing Education
- 1.480 Correctional Institution Educational Programs

SUBPART E: SUPPORT SERVICES

Section

- 1.510 Transportation
- 1.515 Training of School Bus Driver Instructors
- 1.520 School Food Services (Repealed)
- 1.530 Health Services
- 1.540 Pupil Personnel Services (Repealed)

SUBPART F: STAFF CERTIFICATION REQUIREMENTS

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Section

- 1.610 Personnel Required to be Qualified
- 1.620 Accreditation of Staff (Repealed)
- 1.630 Noncertificated Personnel
- 1.640 Requirements for Different Certificates (Repealed)
- 1.650 Transcripts of Credits
- 1.660 Records of Professional Personnel

SUBPART G: STAFF QUALIFICATIONS

Section

- 1.705 Requirements for Supervisory and Administrative Staff
 - 1.710 Requirements for Elementary Teachers
 - 1.720 Requirements for Teachers of Middle Grades
 - 1.730 Minimum Requirements for Secondary Teachers and Specified Subject Area Teachers in Grades Six (6) and Above through June 30, 2004
 - 1.735 Requirements to Take Effect from July 1, 1991, through June 30, 2004
 - 1.736 Requirements to Take Effect from July 1, 1994, through June 30, 2004
 - 1.737 Minimum Requirements for the Assignment of Teachers in Grades 9 through 12 Beginning July 1, 2004
 - 1.740 Standards for Reading through June 30, 2004
 - 1.745 Requirements for Reading Teachers and Reading Specialists at all Levels as of July 1, 2004
 - 1.750 Standards for Media Services through June 30, 2004
 - 1.755 Requirements for Library Information Specialists Beginning July 1, 2004
 - 1.760 Standards for Pupil Personnel Services
 - 1.762 Supervision of Speech-Language Pathology Assistants
 - 1.770 Standards for Special Education Personnel
 - 1.780 Standards for Teachers in Bilingual Education Programs
 - 1.781 Requirements for Bilingual Education Teachers in Prekindergarten, Kindergarten and any of Grades 1-12K-12
 - 1.782 Requirements for Teachers of English as a Second Language in Prekindergarten, Kindergarten and any of Grades 1-12K-12
 - 1.790 Substitute Teacher
-
- 1.APPENDIX A Professional Staff Certification
 - 1.APPENDIX B Certification Quick Reference Chart (Repealed)
 - 1.APPENDIX C Glossary of Terms (Repealed)
 - 1.APPENDIX D State Goals for Learning

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- 1.APPENDIX E Evaluation Criteria – Student Performance and School Improvement Determination (Repealed)
- 1.APPENDIX F Criteria for Determination – Student Performance and School Improvement (Repealed)
- 1.APPENDIX G Criteria for Determination – State Assessment (Repealed)

AUTHORITY: Implementing Sections 2-3.25, 2-3.25g, 2-3.44, 2-3.96, 10-17a, 10-20.14, 10-22.43a, 14C-8, 21-0.01, 26-13, 27-12.1, 27-13.1, 27-20.3, 27-20.4, 27-20.5, 27-22, and 27-23.3 and authorized by Section 2-3.6 of the School Code [105 ILCS 5/2-3.25, 2-3.25g, 2-3.44, 2-3.96, 10-17a, 10-20.14, 10-22.43a, 14C-8, 21-0.01, 26-13, 27-12.1, 27-13.1, 27-20.3, 27-20.4, 27-20.5, 27-22, 27-23.3, and 2-3.6].

SOURCE: Adopted September 21, 1977; codified at 7 Ill. Reg. 16022; amended at 9 Ill. Reg. 8608, effective May 28, 1985; amended at 9 Ill. Reg. 17766, effective November 5, 1985; emergency amendment at 10 Ill. Reg. 14314, effective August 18, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 3073, effective February 2, 1987; amended at 12 Ill. Reg. 4800, effective February 26, 1988; amended at 14 Ill. Reg. 12457, effective July 24, 1990; amended at 15 Ill. Reg. 2692, effective February 1, 1991; amended at 16 Ill. Reg. 18010, effective November 17, 1992; expedited correction at 17 Ill. Reg. 3553, effective November 17, 1992; amended at 18 Ill. Reg. 1171, effective January 10, 1994; emergency amendment at 19 Ill. Reg. 5137, effective March 17, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 6530, effective May 1, 1995; amended at 19 Ill. Reg. 11813, effective August 4, 1995; amended at 20 Ill. Reg. 6255, effective April 17, 1996; amended at 20 Ill. Reg. 15290, effective November 18, 1996; amended at 22 Ill. Reg. 22233, effective December 8, 1998; emergency amendment at 24 Ill. Reg. 6111, effective March 21, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 12985, effective August 14, 2000; amended at 25 Ill. Reg. 8159, effective June 21, 2001; amended at 25 Ill. Reg. 16073, effective November 28, 2001; amended at 26 Ill. Reg. 1157, effective January 16, 2002; amended at 26 Ill. Reg. 16160, effective October 21, 2002; amended at 28 Ill. Reg. 8486, effective June 1, 2004; emergency amendment at 28 Ill. Reg. 13637, effective September 27, 2004, for a maximum of 150 days; amended at 29 Ill. Reg. 1891, effective January 24, 2005; amended at 29 Ill. Reg. 11811, effective July 13, 2005; amended at 29 Ill. Reg. 12351, effective July 28, 2005; amended at 29 Ill. Reg. 15789, effective October 3, 2005; amended at 29 Ill. Reg. 19891, effective November 23, 2005; amended at 30 Ill. Reg. 8480, effective April 21, 2006; amended at 30 Ill. Reg. 16338, effective September 26, 2006; amended at 30 Ill. Reg. 17416, effective October 23, 2006; amended at 31 Ill. Reg. 5116, effective March 16, 2007; amended at 31 Ill. Reg. 7135, effective April 25, 2007; amended at 31 Ill. Reg. 9897, effective June 26, 2007; amended at 32 Ill. Reg. 10229, effective June 30, 2008; amended at 33 Ill. Reg. 5448, effective March 24, 2009; amended at 33 Ill. Reg. 15193, effective October 20, 2009; amended

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at 34 Ill. Reg. 2959, effective February 18, 2010; amended at 34 Ill. Reg. _____, effective _____.

SUBPART A: RECOGNITION REQUIREMENTS

Section 1.75 Student Information System

- a) Each school district shall participate in the Student Information System (SIS) established by the State Board of Education by entering data on the students served, their characteristics, their particular needs, the programs in which they participate, and their academic achievement to the Board in a format specified by the State Superintendent and according to the timelines applicable to the system.
- b) In accordance with Section 20 of the P-20 Longitudinal Education Data System Act, any nonpublic school that is recognized under 23 Ill. Adm. Code 425 may elect to participate in the longitudinal data system by disclosing data to the State Board for one or more of the purposes of the Act. [105 ILCS 13/20]
 - 1) A nonpublic school wishing to participate in the SIS shall notify the State Superintendent of Education no later than the start of the school year in which participation will begin. Failure to meet the notification deadline shall delay participation until the following school year.
 - 2) Data submitted to the SIS shall be in a format and in accordance with timelines established by the State Superintendent.
 - 3) Representatives from participating nonpublic schools shall complete any training relative to the SIS that the State Superintendent may require.

(Source: Amended at 34 Ill. Reg. _____, effective _____)

Section 1.88 Additional Accountability Requirements for Districts Serving Students of Limited English Proficiency Under Title III

This Section implements section 3122 of the No Child Left Behind Act of 2001 (NCLB) (20 USC 6842), which requires that states establish "Annual Measurable Achievement Objectives" (AMAOs) for educational agencies that use funds provided under Title III of the Act to serve students of limited proficiency in English and hold those entities accountable for meeting those objectives. Further, this Section implements section 3113(b)(5) of NCLB (20 USC 6823), which

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requires states to hold local educational agencies and schools accountable for meeting all the objectives described in NCLB section 3122.

- a) The three distinct AMAOs address progress, proficiency, and adequate yearly progress (AYP), respectively, in connection with students taking the annual English language proficiency assessmentexamination prescribed by the State Board of Education in 23 Ill. Adm. Code 228 (Transitional Bilingual Education). These objectives shall apply at the district or cooperative level, as applicable, i.e., based on the test scores achieved by all the students served by each entity that receives Title III funding. In order to "meet AMAOs" for any given year, a district or cooperative must achieve all of the applicable objectives described in this subsection (a).
- 1) "Progress" relates to the percentage of students whose scores on a given administration of the English language proficiency assessmentexamination increased in comparison to their previous scores by at least .5 of a level of attainment on any one of the four domains (listening, speaking, reading, and writing) or reflect the maximum attainable level in any one of the four domains.
- A) The Illinois annual progress targetobjective shall be 9185 percent of students showing progress for school year 2009-10, which shall increase to 97 percent by school year 2015-16.
- B) The percentage of a district's or cooperative's students who show progress shall increase by a minimum of 1 percent each year.
- C) The provisions of this subsection (a)(1)and shall apply provided that the number of students tested is no fewer than 45.
- D) A student's score shall be counted for this purpose only if he or she has participated in at least two administrations of the State-prescribed English language proficiency assessmentexamination. The scores of students tested but not being served in bilingual education programs shall not be counted for this purpose.
- 2) "Proficiency" relates to the percentage of students who attained the scoresseore identified by the State Board of Education (ISBE) as

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demonstrating English language proficiency and eligibility to exit bilingual education.

- A) The Illinois annual proficiency ~~target~~objective shall be ~~six~~10 percent of students attaining English proficiency for school year 2009-10, with the target increasing to 15 percent by school year 2015-16.
 - B) The percentage of the district's or cooperative's students attaining proficiency shall increase by 1 or 2 percent each year. The State Superintendent shall inform districts and cooperatives annually of the percentage to be used.
 - C) The provisions of this subsection (a)(2)~~This objective~~ shall apply provided that the number of students tested is no fewer than 45.
 - D) The scores of students tested but not being served in bilingual education programs shall not be counted for this purpose.
- 3) "Adequate yearly progress" or "AYP" has the meaning given to that term in Section 1.40 of this Part, except that, for purposes of this Section, AYP is specific to the scores earned on the reading and mathematics portions of the State assessment by students with limited proficiency in English, to their participation in the State assessment, and to their attendance or graduation rate, as applicable. The AYP objective shall apply only when the number of students served is treated as a subgroup under Section 1.60(a) of this Part.
- b) In order to avoid penalizing districts and cooperatives for the decision bias that is associated with drawing inferences from a small distribution, a 95 percent "confidence interval" shall be applied to the data involved in each calculation discussed in subsection (a) of this Section. (A confidence interval is a mathematical approach designed to compensate for the unreliability of data derived from consideration of small groups.)
 - c) The scores of all students served by a cooperative shall be analyzed as one group for purposes of determining whether the cooperative has met AMAOs in a given year. The determination for a cooperative shall also apply to each of its member districts.

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- d) Section 3122(b) of NCLB requires entities funded under Title III that fail to reach AMAOs for two consecutive years to prepare improvement plans designed to ensure that the entities will meet those objectives in the future. Each entity that is subject to this requirement shall submit its plan no later than six months after it receives notification from ISBE of its failure to meet AMAOs for the second consecutive year. Should a district or cooperative elect not to apply for Title III funding in the subsequent year, it shall be required to submit an improvement plan before it next applies, unless data on the performance of its students demonstrate that the entity met AMAOs in the most recent year preceding its new application for funding. ISBE shall not approve an application for Title III funds from an entity that is subject to this requirement until its plan has been submitted.
- e) When an entity funded under Title III has failed to reach AMAOs for four consecutive years, ISBE shall, as required by section 3122(b)(4) of NCLB:
- 1) require the entity to modify its curriculum, program, and method of instruction; or
 - 2) make a determination regarding the entity's continued receipt of funds under Title III and require the entity to replace educational personnel relevant to the entity's failure to meet the achievement objectives.
- f) The sanctions chosen pursuant to subsection (e) of this Section shall be identified based upon ISBE's analysis of the factors that prevented the entity from attaining the AMAOs, including those factors presented in the improvement plan submitted in accordance with subsection (d) of this Section. In particular, ISBE shall deny continued Title III funding to an entity that:
- 1) fails or refuses to serve students according to relevant legal and/or regulatory requirements; or
 - 2) prolongs or repeats instances of noncompliance to a degree that indicates an intention not to comply with relevant requirements.

(Source: Amended at 34 Ill. Reg. _____, effective _____)

Section 1.100 Waiver and Modification of State Board Rules and School Code Mandates

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- a) As authorized in Section 2-3.25g of the School Code [105 ILCS 5/2-3.25g], a school district or independent authority established pursuant to Section 2-3.25f of the School Code [105 ILCS 5/2-3.25f], *a joint agreement made up of school districts, or a Regional Superintendent of Schools applying on behalf of a school or program operated by the regional office of education*, or, as authorized under Sections 13A-5 and 13A-10 of the School Code [105 ILCS 5/13A-5 and 13A-10] with respect to regional safe schools programs, the governing board of an Intermediate Service Center operating such a program may petition for:
- 1) State Board approval of waivers or modifications of State Board of Education rules and of modifications of School Code mandates, which may be requested to allow a district to meet the intent of the rule or mandate in a more effective, efficient or economical manner or when necessary to stimulate innovation or to improve student performance; and/or
 - 2) General Assembly approval of waivers of School Code mandates, which may be requested only as necessary to stimulate innovation or improve student performance.
- b) "The School Code" comprises only those statutes compiled at 105 ILCS 5.
- 1) Waivers from State Board rules or School Code mandates pertaining to those areas enumerated in Section 2-3.25g(b) of the School Code [105 ILCS 5/2-3.25g(b)] special education, teacher certification, or teacher tenure and seniority are not permitted (Section 2-3.25g of the School Code).
 - A) For the purposes of this subsection (b)(1), provisions Waivers of mandates contained in Section 5-1 of the School Code [105 ILCS 5/5-1] or in Section 5-2.1 of the School Code [105 ILCS 5/5-2.1] also shall not be requested. Further, pursuant to Section 2-3.25g of the School Code, waivers may not be requested from compliance with any provision of the School Code or the rules of the State Board of Education that reflect or implement the No Child Left Behind Act of 2001 (Public Law 107-110) reflects or implements the No Child Left Behind Act of 2001 (Public Law 107-110), which shall include all requirements for:

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- ~~i)1)~~ the entities to be held accountable for the achievement of their students;
- ~~ii)2)~~ the participation of students in the various forms of the State assessment;
- ~~iii)3)~~ the timing of administration of the State assessment;
- ~~iv)4)~~ the use of students' scores on the State assessment in describing the status of schools, districts, and other accountable entities;
- ~~v)5)~~ the use of indicators other than test scores in determining the progress of students;
- ~~vi)6)~~ the required qualifications of paraprofessionals;
- ~~vii)7)~~ the placement of schools not making adequate yearly progress on academic early warning status or academic watch status, and the results to schools and districts that follow from such placement;
- ~~viii)8)~~ the district's responsibility to prepare revised school and/or district improvement plans in response to placement on academic warning or watch status;
- ~~ix)9)~~ the appointment of school or district improvement panels for schools or school districts on academic watch status;
- ~~x)10)~~ the use of State interventions according to the timeline set forth in Section 2-3.25f of the School Code; and
- ~~xi)11)~~ the appeals process set forth in Section 1.95 of this Part, and the authority of the State Board of Education to make final determinations on such appeals.

B) [Waivers or modifications of mandates pertaining to the use of student performance data and performance categories for teacher and principal evaluations, as required under Article 24A of the](#)

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School Code [105 ILCS 5/Art. 24A], are not permitted after the applicable implementation date specified in Section 24A-2.5 of the School Code [105 ILCS 5/24A-2.5].

- 2) Waivers of mandates contained in Section 5-1 of the School Code [105 ILCS 5/5-1] or in Section 5-2.1 of the School Code [105 ILCS 5/5-2.1] also shall not be requested.
- c) Each application for a waiver or modification shall provide the following, on a form supplied by the State Board of Education.
- 1) Identification of the rules or mandates involved, either by quoting the exact language of or by providing a citation to the rules or mandates at issue. Applicants unable to determine the exact language or citation may obtain a copy of, or citation to, the rules or mandates involved by contacting the State Board of Education Legal Department by mail at 100 North First Street, Springfield, Illinois, 62777-0001, by email at waivers@isbe.net, or by telephone at 217-782-5270.
 - 2) Identification as to the specific waivers and/or modifications sought. For modifications, the specific modified wording of the rules or mandates must be stated.
 - 3) Identification as to whether the request is for an initial waiver or modification or for the renewal of a previously approved request. Renewals of waivers and modifications of Section 27-6 of the School Code [105 ILCS 5/27-6] shall be subject to the requirements of subsection (l) of this Section.
 - 4) For requests based upon meeting the intent of the rule or mandate in a more effective, efficient, or economical manner, a narrative description that sets forth:
 - A) the intent of the rule or mandate to be achieved;³
 - B) the manner in which the applicant will meet that intent;³
 - C) how the manner proposed by the applicant will be more effective, efficient or economical;³ and

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- D) if the applicant proposes a more economical manner, a fiscal analysis showing current expenditures related to the request and the projected savings that would result from approval of the request.
- 5) If the request is necessary for stimulating innovation or improving student performance, the request must include the specific plan for improved student performance and school improvement upon which the request is based. This plan must include a description of how the applicant will determine success in the stimulation of innovation or the improvement of student performance.
- 6) If the request is for a waiver of the administrative expenditure limitation established by Section 17-1.5 of the School Code [105 ILCS 5/17-1.5], the request must include the amount, nature, and reason for the requested relief and all remedies that have been exhausted to comply with the administrative expenditure limitation and shall otherwise comply with Section 17-1.5(d) of the School Code.
- 7) The time period for which the waiver or modification is sought. Pursuant to Section 2-3.25g of the School Code, this time period may not exceed five years, except for requests made pursuant to subsection (c)(6) of this Section, which may not exceed one year (see Section 17-1.5(d) of the School Code), and except for requests for relief from the mandate set forth in Section 27-6 of the School Code, which may not exceed two years.
- 8) A description of the public hearing held to take testimony about the request from educators, parents and students, which shall include the information required by Section 2-3.25g of the School Code.
- 9) An assurance stating the date of the public hearing conducted to consider the application and, if applicable, the specific plan for improved student performance and school improvement; affirming that the hearing was held before a quorum of the board or before the regional superintendent, as applicable, and that it was conducted as prescribed in Section 2-3.25g of the School Code; and stating the date the application (and, if applicable, the plan) was approved by the local governing board or regional superintendent.

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- d) Each applicant must attach to the application a copy of the notice published in a newspaper of general circulation and a copy of the written notifications provided to the applicant's collective bargaining agent and to those State legislators representing the applicant, each of which must comply with the requirements of Section 2-3.25g of the School Code.
- e) Applications must be sent by certified mail, return receipt requested, and addressed as specified on the application form.
- f) Applications must be postmarked not later than 15 calendar days following the local governing board's approval. Applications addressed other than as specified on the application form shall not be processed.
- g) Applications for the waiver or modification of State Board rules or for the modification of School Code mandates shall be deemed approved and effective 46 calendar days after the date of receipt by the State Board of Education unless disapproved in writing. Receipt by the State Board shall be determined by the date of receipt shown on the return receipt form, except in the case of an incomplete application.
 - 1) An applicant submitting an incomplete application shall be contacted by staff of the State Board regarding the need for additional information and the date by which the information must be received in order to avoid the application's return as ineligible for consideration.
 - 2) The 45-day response time referred to in this subsection (g) shall not commence until the applicant submits the additional material requested by the State Board.
 - 3) Each application that has not been made complete by the date identified in accordance with subsection (g)(1) of this Section shall be ineligible for consideration and shall be returned to the applicant with an explanation as to the deficiencies.
- h) The State Board may disapprove a request for the waiver or modification of State Board rules or for the modification of School Code mandates if the request:
 - 1) is not based upon sound educational practices;⁵

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- 2) endangers the health or safety of students or staff;^{3,5}
 - 3) compromises equal opportunities for learning;^{3,5} or
 - 4) does not address the intent of the rule or mandate in a more effective, efficient or economical manner or does not have improved student performance as a primary goal.
- i) Disapproval of an application for a waiver or modification of a State Board rule or for a modification of a School Code mandate shall be sent by certified mail to the applicant no later than 45 calendar days after receipt of the application by the State Board. An applicant wishing to appeal the denial of a request may do so within 30 calendar days after receipt of the denial letter by sending a written appeal by certified mail to the Illinois State Board of Education, Rules and Waivers Unit, 100 North First Street, S-493, Springfield, Illinois 62777-0001 or by email to waivers@isbe.net. The written appeal shall include the date the local governing board approved the original request, the citation of the rule or School Code section involved, and a brief description of the issue. Appeals of denials shall be submitted to the General Assembly in the semiannual report required under Section 2-3.25g of the School Code.
 - j) The State Superintendent of Education shall periodically notify school districts and other potential applicants of the date by which applications must be postmarked in order to be processed for inclusion in the next report to the General Assembly. Each application will be reviewed for completeness. Complete applications shall be submitted to the General Assembly in the next report. Incomplete applications shall be treated as discussed in subsections (g)(1) and (g)(3) of this Section.
 - k) The State Superintendent of Education shall notify Regional Superintendents of Schools of the disposition of requests for waivers or modifications submitted by school districts located within their regions.
 - l) The limitation on renewals established in Section 2-3.25g(e) of the School Code shall apply to each waiver or modification of Section 27-6 of the School Code that is approved on or after January 1, 2008. Once an eligible applicant has received approval for a waiver or modification of that Section on or after January 1, 2008, any request submitted by that applicant for a subsequent time period shall be

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considered a renewal request, regardless of the rationale for the request or the schools or students to be affected. No applicant shall receive approval for more than two renewals after January 1, 2008, and no applicant shall receive approval for more than six years cumulatively beginning with that date.

(Source: Amended at 34 Ill. Reg. _____, effective _____)

SUBPART C: SCHOOL DISTRICT ADMINISTRATION

Section 1.310 Administrative Qualifications and Responsibilities

Administrators and supervisors shall be appropriately certificated, meeting the requirements stated in Section 21-7.1 of the School Code [105 ILCS 5/21-7.1] and Section 1.705 of this Part.

- a) Chief school business officials, effective July 1, 1977, shall be appropriately certificated, meeting the requirements stated in Section 21-7.1 of the School Code.
- b) Department chairpersons who are required to supervise and/or evaluate teachers shall meet the applicable requirements of Section 1.705 of this Part. (See also Section 21-7.1 of the School Code.) This regulation shall apply only to those individuals first assigned to this position on or after September 1, 1978.
- c) Superintendents and Principals~~Divided Service~~
 - 1) A superintendent minimally shall hold a one-year contract that allows him or her to be available on a daily basis and shall be employed in a manner that requires him or her to contribute to the Teachers' Retirement Fund pursuant to 40 ILCS 5/16-106. Except as provided in subsections (c)(2) and (c)(3) of this Section, a superintendent shall be employed on a full-time basis.
 - 2) A~~An~~ administrator, i.e., a superintendent or principal, may be employed by two school districts or serve in two professional capacities provided that full-time equivalency results in a maximum of one full-time position.
 - 3)2) In school districts with an enrollment of 100 or fewer, an individual may serve as superintendent/principal and teach (up to ½ day).

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- 4) Beginning in the 2011-12 school year, a school district that fails to meet the requirements of this subsection (c) shall have its recognition status designated as "On Probation". (See Section 1.20 of this Part.) Any corrective action plan developed pursuant to Section 1.20(f) shall provide specific remedies to allow the school district to come into compliance with this subsection (c) prior to the end of the school year following the school year in which the deficiency was identified.

(Source: Amended at 34 Ill. Reg. _____, effective _____)

Section 1.320 Evaluation of Certified Staff in Contractual Continued Service

Each school district shall ~~develop~~submit to the State Board of Education an evaluation plan (the Plan) for the evaluation of all certified school district employees in contractual continued service. Where cooperative educational programs operate between or among school districts, or are operated by Regional Superintendents of Schools, pursuant to Sections 3-15.14, 10-22.31 and/or 10-22.31a of the School Code [105 ILCS 5/3-15.14, 10-22.31, and/or 10-22.31a], the Plan shall be ~~developed~~submitted by the administrative agent who is the fiscal and legal agent for the cooperative program, or the governing board, or the board of control of the entity. In this Section all such entities are included in the term "school district".

- a) The Plan shall conform to the requirements of Article 24A of the School Code [105 ILCS 5/Art. 24A], and ~~the school district shall involve~~shall contain assurances that teachers ~~were involved~~ in the development of the Plan or ~~that~~, where applicable, develop the Plan ~~was developed~~ in cooperation with the exclusive bargaining representatives.
- b) ~~Whenever any substantive change is made to a Plan, the revised Plan shall be submitted to the State Board of Education for review and comment, and the district shall at the same time provide a copy of any such revised Plan to the exclusive bargaining representatives (Section 24A-4 of the School Code).~~
- 1) For purposes of this Section, a "substantive change" shall mean any change to:
- A) ~~the description of the duties and responsibilities of each teacher and the standards to which the teacher is expected to perform (these descriptions may be individualized or extend to a class of teachers);~~

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- ~~B) the schedule for evaluations;~~
 - ~~C) the classification or classifications of qualified administrators authorized to conduct evaluations; and/or~~
 - ~~D) the definitions of "excellent", "satisfactory", or "unsatisfactory".~~
- 2) ~~A "substantive change" shall not include a change in the names of individual administrators authorized to conduct evaluations.~~
- e) ~~The State Board of Education shall review each Plan or revision submitted pursuant to subsection (b) of this Section to determine whether the Plan conforms to the requirements of Article 24A and may provide advisory comments on the Plan's procedures for evaluation. The State Board of Education shall reject as unacceptable those Plans or revisions that do not conform with Article 24A of the School Code. A school district, upon rejection of its Plan, shall revise its Plan to conform with Article 24A of the School Code and shall promptly resubmit the revised Plan to the State Board of Education.~~

~~b)d)~~ Consulting Teachers

- 1) The school official responsible for selecting a consulting teacher when required under Section ~~24A-5(j)~~24A-5(g) of the School Code must undertake a diligent effort to identify a consulting teacher, which effort must include, but should not be limited to:
- A) contacting qualified teachers within the district;
 - B) requesting the regional superintendent of schools to supply a roster of qualified consulting teachers; and
 - C) requesting the exclusive bargaining agent for the district to supply a roster of qualified consulting teachers.
- 2) If the school official cannot identify a qualified consulting teacher after completing the effort described in subsection ~~(b)(d)~~(1) of this Section, the State Board of Education shall supply a qualified consulting teacher.

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- 3) If the consulting teacher becomes unavailable during the course of a remediation plan, a new consulting teacher shall be selected in the same manner as the initial consulting teacher. The remediation plan shall be amended as necessary upon consultation with the new consulting teacher for the balance of the remediation period. The consulting teacher shall be informed, through conferences with the evaluator~~qualified administrator (or an assistant principal in a school district having a population exceeding 500,000)~~ and the teacher under remediation, of the results of the periodic evaluations conducted pursuant to Section ~~24A-5(k)~~24A-5(h) of the School Code in order to continue to provide assistance to the teacher under a remediation plan.

(Source: Amended at 34 Ill. Reg. _____, effective _____)

SUBPART G: STAFF QUALIFICATIONS

Section 1.780 Standards for Teachers in Bilingual Education Programs

- a) No individual shall be assigned as a bilingual education teacher in prekindergarten, kindergarten or any of Grades 1-12 unless he or she:
- 1) holds a certificate that is valid for the grade levels of the students to be served and an endorsement or statement of approval for bilingual education that is specific to the language of instruction, issued pursuant to Section 1.781 of this Part; or
 - 2) holds a transitional bilingual certificate specific to the language of instruction, issued pursuant to 23 Ill. Adm. Code 25.90; or
 - 3) holds a Visiting International Teaching Certificate that is valid for the grade levels of the students to be served and meets the requirements set forth at 23 Ill. Adm. Code 25.92(i); or
 - 4) was employed in a state-approved bilingual education program prior to September 1, 1985 and continues to hold a certificate that is valid for the grade level or levels of the students to be served.
- b) No individual shall be assigned as a teacher of English as a Second Language (ESL) in prekindergarten, kindergarten or any of Grades 1-6 unless he or she:

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- 1) holds a certificate that is valid for the grade levels of the students to be served and an endorsement or statement of approval for ESL or English as a New Language (ENL), issued pursuant to Section 1.782 of this Part; or
 - 2) holds a certificate that is valid for the grade levels of the students to be served and an endorsement or statement of approval for bilingual education; or
 - 3) holds a transitional bilingual certificate issued pursuant to 23 Ill. Adm. Code 25.90; or
 - 4) holds a Visiting International Teaching Certificate that is valid for the grade levels of the students to be served and meets the requirements set forth at 23 Ill. Adm. Code 25.92(i); or
 - 5) was employed in an approved bilingual education program prior to September 1, 1985 and continues to hold a certificate that is valid for the grade level or levels of the students to be served.
- c) No individual shall be assigned as a teacher of English as a Second Language in any of Grades 7-12 unless he or she:
- 1) holds a certificate that is valid for the grade levels of the students to be served and an endorsement or statement of approval for ESL or ENL, issued pursuant to Section 1.782 of this Part; or
 - 2) holds a Visiting International Teaching Certificate that is valid for the grade levels of the students to be served and meets the requirements set forth at 23 Ill. Adm. Code 25.92(i).
- d) Additional requirements for teachers in grades 5 through 8 serving students with home languages other than English shall be as set forth in Section 1.720 of this Part.
- e) Additional requirements for teachers in State-supported early childhood programs serving students with home languages other than English shall be as set forth in 23 Ill. Adm. Code 228.

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- a) ~~Bilingual teachers and teachers of English as a Second Language may provide instruction in bilingual education programs that are approved in accordance with The School Code (Ill. Rev. Stat. 1983, ch. 122, pars. 14C-1 et seq.) and 23 Ill. Adm. Code 228, Transitional Bilingual Education.~~
- b) ~~Personnel who meet the requirements in Section 1.781 for bilingual teachers may teach English as a Second Language in Grades K-6 and all other subjects areas of a bilingual education program in the language for which they hold an approval. Bilingual teachers may teach English as a Second Language in Grades 7-12 upon completion of the requirements in Section 1.782.~~
- e) ~~Personnel who meet the requirements in Section 1.782 for teaching English as a Second Language may teach only in this capacity.~~

(Source: Amended at 34 Ill. Reg. _____, effective _____)

Section 1.781 Requirements for Bilingual Education Teachers in Prekindergarten, Kindergarten and any of Grades 1-12K-12

- a) Bilingual education teachers employed in an approved bilingual education program prior to September 1, 1985 are not subject to the requirements set forth below, provided they continue to hold a certificate issued prior to that date and valid for their current teaching role. ~~Bilingual education teachers whose Transitional Bilingual Certificate will lapse between June 30, 1985 and June 30, 1987 shall have until September 1, 1988 to achieve compliance with the standards set forth below.~~
- b) On September 1, 1985 and thereafter, bilingual education teachers in state-approved~~approved~~ bilingual education programs must ~~meet one of the following two requirements:~~
 - 1) Possess a Transitional Bilingual Certificate issued in accordance with 23 Ill. Adm. Code 25.90; or
 - 2) Possess a valid Illinois teacher certificate and either an endorsement or possess a statement of approval ~~which shall be~~ issued by the State Board of Education when evidence is presented demonstrating that the following requirements have been met:

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- A) Verification of reading, writing, grammar skills, and speaking proficiency in the non-English language for which the endorsement or approval is sought (either graduating from an institution where the non-English language was the medium of instruction or through passage of the test of language proficiency in that language); and. ~~Verification must be provided by a recognized Illinois teacher education institution whose assessment procedures have been approved pursuant to Section 25.90(b) of 23 Ill. Adm. Code 25, Certification.~~

~~and either~~

- B) 18 semester hours distributed among the following areas and including 100 clock hours of clinical experience or 3 months teaching experience in a bilingual education program:
- i) Foundations of bilingual education
 - ii) Assessment of the bilingual student
 - iii) Methods and materials for teaching limited English proficient (LEP) students in bilingual programs
 - iv) Methods and materials for teaching English as a Second Language
 - v) Cross-cultural studies for teaching LEP students. ~~or~~

- 3)⊖ Hold a Visiting International Teaching Certificate that is valid for the grade levels of the students to be served and meets the requirements set forth at 23 Ill. Adm. Code 25.92(i). Two years teaching experience in a state-approved bilingual program prior to September 1, 1985, and 75 clock hours of experience acquired prior to September 1, 1985, in conferences or workshops required by Section 228.50 of the rules governing Transitional Bilingual Education (23 Ill. Adm. Code 228.50), distributed among the following areas:

- i) Foundations of bilingual education

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- ii) ~~Assessment of bilingual student~~
- iii) ~~Methods and materials for teaching LEP students in bilingual programs~~
- iv) ~~Methods and materials for teaching English as a Second Language~~
- v) ~~Cross-cultural studies for teaching LEP students~~

(Source: Amended at 34 Ill. Reg. _____, effective _____)

**Section 1.782 Requirements for Teachers of English as a Second Language in
Prekindergarten, Kindergarten and any of Grades 1-12K-12**

- a) Bilingual teachers presently teaching English as a Second Language and employed in an approved bilingual education program prior to September 1, 1985 are not subject to the requirements set forth below, provided they continue to hold a certificate issued prior to that date and valid for their current teaching role. ~~Bilingual teachers in Grades 7-12 whose Transitional Bilingual Certificate will lapse between June 30, 1985 and June 30, 1987 shall have until September 1, 1988 to achieve compliance with the standards set forth below.~~
- b) On September 1, 1985 and thereafter, teachers of English as a Second Language in ~~state-approved~~ approved bilingual education programs must ~~meet one of the following two requirements:~~
 - 1) Possess a ~~special K-12 certificate~~ Standard Special Certificate endorsed for teaching English as a Second Language, issued by the State Board of Education in accordance with 23 Ill. Adm. Code 25; ~~(Certification); or:~~
 - 2) Possess a valid Illinois teaching certificate and ~~either an endorsement or~~ a statement of approval ~~which shall be~~ issued by the State Board of Education when evidence is presented of having completed 18 semester hours distributed among the following areas and including 100 clock hours of clinical experience or 3 months experience teaching English as a Second Language:
 - A) Linguistics (including English and non-English phonology and

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| syntax);

| B) Theoretical foundations of teaching English as a Second Language;

| C) Assessment of the bilingual student;

| D) Methods and materials for teaching English as a Second Language;
| and

| E) Cross-cultural studies for teaching LEP students; or

| 3) Hold a Visiting International Teaching Certificate that is valid for the
grade levels of the students to be served and meets the requirements set
forth at 23 Ill. Adm. Code 25.92(i).

(Source: Amended at 34 Ill. Reg. _____, effective _____)

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- 1) Heading of the Part: Certification
- 2) Code Citation: 23 Ill. Adm. Code 25
- 3)

<u>Section Numbers</u> :	<u>Proposed Action</u> :
25.710	Amendment
25.720	Amendment
25.765	Amendment
- 4) Statutory Authority: 105 ILCS 5/2-3.6
- 5) A Complete Description of the Subjects and Issues Involved: This group of proposed revisions to Several sections of Subpart I of Part 25 respond, in part, to feedback that staff in the Division of Educator Certification had been receiving from the field regarding the test of basic skills. The basic skills test addresses four areas (reading, language arts, mathematics, and writing). Beginning with the September 2010 administration of the basic skills test, an examinee will be able to test in one or several of the areas. In these instances, an examinee might pass one or more areas but not all. While the examinee doing so would not have passed the test of basic skills, he or she also should be able to rely on passing scores in individual subject areas without having to take the entire test again.

For this reason, Sections 25.710 and 25.720 are being amended to score each subject area of the test of basic skills separately as a "subtest" and to allow individuals to "bank" their passing scores in any area for future use. Section 25.720(b)(6) also clarifies that the testing limit of five (which took effect in January) applies to the test of basic skills as a whole rather than to individual subtests. In other words, an examinee may not continue to retake an individual subtest if doing so would mean that he or she has participated in the test of basic skills more than five times. Examinees will see the results of these changes in score reports issued after September 30, 2010 (i.e., those issued for the September administration of the test of basic skills).

Section 25.765 also is being amended to allow institutions of higher education with educator preparation programs to have access to any of the results (i.e., pass or fail) of tests taken by examinees. This change is being recommended for a couple of reasons. Institutions can review the candidates' results to help them prepare for, and be successful taking, the required tests. Additionally, the institution may monitor a candidate's activity to determine if he or she is nearing the five-take limit. Accessing all test results also will allow the institution to analyze those to determine whether a candidate should be considering career paths other than education.

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Several new language proficiency tests are available for those seeking a transitional bilingual education certificate or endorsement, and these are noted in Section 25.710. Two other revisions proposed in Sections 25.720(b)(3) and (c) incorporate changes pertaining to the basic skills test and content-area tests for out-of-state candidates seeking Illinois certification. These changes are the result of P.A. 96-689, effective August 25, 2009.

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a state mandate.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Written comments may be submitted within 45 days after the publication of this Notice to:

Shelley Helton
Agency Rules Coordinator
Illinois State Board of Education
100 North First Street, S-493
Springfield, Illinois 62777-0001

217/782-5270

Comments may also be submitted electronically, addressed to:

rules@isbe.net

- 13) Initial Regulatory Flexibility Analysis:

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- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
 - B) Reporting, bookkeeping or other procedures required for compliance: None
 - C) Types of professional skills necessary for compliance: None
- 14) This rulemaking was not included on either of the 2 most recent Agendas because: the need for the revisions was not apparent at the time that the agendas were published (although the changes necessitated by P.A. 96-689 were included on the January 2010 agenda).

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

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TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER I: STATE BOARD OF EDUCATION

SUBCHAPTER b: PERSONNEL

PART 25

CERTIFICATION

SUBPART A: DEFINITIONS

Section

25.10 Accredited Institution

SUBPART B: CERTIFICATES

Section

25.11 New Certificates (February 15, 2000)
25.15 Standards for Certain Certificates (Repealed)
25.20 Requirements for the Elementary Certificate (Repealed)
25.22 Requirements for the Elementary Certificate (2004) (Repealed)
25.25 Requirements for "Full" Certification
25.30 Endorsement in Teacher Leadership
25.32 Requirements for the Secondary Certificate (2004) (Repealed)
25.35 Acquisition of Subsequent Certificates; Removal of Deficiencies (Repealed)
25.37 Acquisition of Subsequent Teaching Certificates (2004)
25.40 Requirements for the Special Certificate (Repealed)
25.42 Requirements for the Special Certificate (2004) (Repealed)
25.43 Standards for Certification of Special Education Teachers
25.45 Standards for the Standard Special Certificate – Speech and Language Impaired
25.50 General Certificate (Repealed)
25.60 State Special Certificate, Grades 11-12, For Teaching Elective Subjects (Repealed)
25.65 Alternative Certification
25.67 Alternative Route to Teacher Certification
25.70 Provisional Vocational Certificate
25.72 Temporary Provisional Vocational Certificate
25.75 Part-time Provisional Certificates
25.80 Requirements for the Early Childhood Certificate (Repealed)
25.82 Requirements for the Early Childhood Certificate (2004) (Repealed)
25.85 Special Provisions for Endorsement in Foreign Language for Individuals

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	Currently Certified
25.86	Special Provisions for Endorsement in Foreign Language for Individuals Prepared as Teachers But Not Currently Certified
25.90	Transitional Bilingual Certificate and Examination
25.92	Visiting International Teacher Certificate
25.95	Majors, Minors, and Separate Fields for the Illinois High School Certificate (Repealed)
25.99	Endorsing Teaching Certificates (Repealed)
25.100	Endorsing Teaching Certificates (2004)
25.105	Temporary Substitute Teaching Permit

SUBPART C: APPROVING PROGRAMS THAT PREPARE PROFESSIONAL EDUCATORS IN THE STATE OF ILLINOIS

Section	
25.110	System of Approval: Levels of Approval (Repealed)
25.115	Recognition of Institutions, Accreditation of Educational Units, and Approval of Programs
25.120	Standards and Criteria for Institutional Recognition and Program Approval (Repealed)
25.125	Accreditation Review of the Educational Unit
25.127	Review of Individual Programs
25.130	Mid-Cycle Intervention
25.135	Interim Provisions for Continuing Accreditation and Approval – July 1, 2000, through Fall Visits of 2001 (Repealed)
25.136	Interim Provisions for Continuing Accreditation – Institutions Visited from Spring of 2002 through Spring of 2003 (Repealed)
25.137	Interim Provisions for Continuing Accreditation and Approval – July 1, 1999, through June 30, 2000 (Repealed)
25.140	Requirements for Educational Unit Assessment Systems
25.142	Assessment Requirements for Individual Programs
25.145	Approval of New Programs Within Recognized Institutions
25.147	Approval of Programs for Foreign Language Beginning July 1, 2003
25.150	The Periodic Review Process (Repealed)
25.155	Initial Recognition Procedures
25.160	Notification of Recommendations; Decisions by State Board of Education
25.165	Discontinuation of Programs

SUBPART D: SCHOOL SERVICE PERSONNEL

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Section

25.200	Relationship Among Credentials in Subpart D
25.210	Requirements for the Certification of School Social Workers (Repealed)
25.215	Certification of School Social Workers (2004)
25.220	Requirements for the Certification of Guidance Personnel (Repealed)
25.225	Certification of School Counselors (2004)
25.227	Interim Certification of School Counselor Interns (2004)
25.230	Requirements for the Certification of School Psychologists (Repealed)
25.235	Certification of School Psychologists (2004)
25.240	Standard for School Nurse Endorsement (Repealed)
25.245	Certification of School Nurses (2004)
25.252	Certification of Non-Teaching Speech-Language Pathologists
25.255	Interim Certification of Speech-Language Pathologist Interns
25.275	Renewal of the School Service Personnel Certificate

SUBPART E: REQUIREMENTS FOR THE CERTIFICATION OF
ADMINISTRATIVE AND SUPERVISORY STAFF

Section

25.300	Relationship Among Credentials in Subpart E
25.310	Definitions (Repealed)
25.311	Administrative Certificate (Repealed)
25.313	Alternative Route to Administrative Certification
25.314	Alternative Route to Administrative Certification for Teacher Leaders
25.315	Renewal of Administrative Certificate
25.320	Application for Approval of Program (Repealed)
25.322	General Supervisory Endorsement (Repealed)
25.330	Standards and Guide for Approved Programs (Repealed)
25.333	General Administrative Endorsement (Repealed)
25.335	General Administrative Endorsement (2004)
25.338	Designation as Master Principal
25.344	Chief School Business Official Endorsement (Repealed)
25.345	Chief School Business Official (2004)
25.355	Superintendent Endorsement (Repealed)
25.360	Superintendent (2004)
25.365	Director of Special Education

SUBPART F: GENERAL PROVISIONS

Section

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- 25.400 Registration of Certificates; Fees
- 25.405 Military Service
- 25.410 Revoked Certificates
- 25.415 Credit in Junior College (Repealed)
- 25.420 Psychology Accepted as Professional Education (Repealed)
- 25.425 Individuals Prepared in Out-of-State Institutions
- 25.427 Three-Year Limitation
- 25.430 Institutional Approval (Repealed)
- 25.435 School Service Personnel Certificate – Waiver of Evaluations (Repealed)
- 25.437 Equivalency of General Education Requirements (Repealed)
- 25.440 Master of Arts NCATE (Repealed)
- 25.442 Illinois Teacher Corps Programs
- 25.444 Illinois Teaching Excellence Program
- 25.445 College Credit for High School Mathematics and Language Courses (Repealed)
- 25.450 Lapsed Certificates
- 25.455 Substitute Certificates
- 25.460 Provisional Special and Provisional High School Certificates (Repealed)
- 25.464 Short-Term Authorization for Positions Otherwise Unfilled
- 25.465 Credit (Repealed)
- 25.470 Meaning of Experience on Administrative Certificates (Repealed)
- 25.475 Renewal Requirements for Holders of Multiple Types of Certificates
- 25.480 Credit for Certification Purposes (Repealed)
- 25.485 Certification of Persons with Certificates Previously Denied, Suspended, or Revoked
- 25.486 Certification of Persons Who Are Delinquent in the Payment of Child Support
- 25.487 Certification of Persons with Illinois Tax Noncompliance
- 25.488 Certification of Persons Named in Reports of Child Abuse or Neglect
- 25.489 Certification of Persons Who Are in Default on Student Loans
- 25.490 Certification of Persons Who Have Been Convicted of a Crime
- 25.493 Part-Time Teaching Interns (Repealed)
- 25.495 Approval of Out-of-State Institutions and Programs (Repealed)
- 25.497 Supervisory Endorsements

SUBPART G: PARAPROFESSIONALS AND
OTHER NONCERTIFICATED PERSONNEL

Section

- 25.510 Paraprofessionals; Teacher Aides
- 25.520 Other Noncertificated Personnel (Repealed)
- 25.530 Specialized Instruction by Noncertificated Personnel (Repealed)

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- 25.540 Approved Teacher Aide Programs (Repealed)
25.550 Approval of Educational Interpreters

SUBPART H: CLINICAL EXPERIENCES

- Section
25.610 Definitions
25.620 Student Teaching
25.630 Pay for Student Teaching (Repealed)

SUBPART I: ILLINOIS CERTIFICATION TESTING SYSTEM

- Section
25.705 Purpose – Severability
25.710 Definitions
25.715 Test Validation
25.717 Test Equivalence
25.720 Applicability of Testing Requirement and Scores
25.725 Applicability of Scores (Repealed)
25.728 Use of Test Results by Institutions of Higher Education
25.730 Registration – Paper-and-Pencil Testing
25.731 Registration – Computer-Based Testing
25.732 Late Registration
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25.735 Frequency and Location of Examination
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25.745 Special Test Dates
25.750 Conditions of Testing
25.755 Cancellation of Scores; Voiding of Scores
25.760 Passing Score
25.765 Individual Test Score Reports
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25.780 Fees

SUBPART J: RENEWAL OF STANDARD AND MASTER TEACHING CERTIFICATES

- Section
25.800 Professional Development Required
25.805 Continuing Professional Development Options

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25.810	State Priorities
25.815	Submission and Review of the Plan (Repealed)
25.820	Review of Approved Plan (Repealed)
25.825	Progress Toward Completion (Repealed)
25.830	Application for Renewal of Certificate(s)
25.832	Validity and Renewal of Master Certificates
25.835	Review of and Recommendation Regarding Application for Renewal
25.840	Action by State Teacher Certification Board; Appeals
25.845	Responsibilities of School Districts
25.848	General Responsibilities of LPDCs
25.850	General Responsibilities of Regional Superintendents
25.855	Approval of Illinois Providers
25.860	Out-of-State Providers
25.865	Awarding of Credit for Activities with Providers
25.870	Continuing Education Units (CEUs) (Repealed)
25.872	Special Provisions for Interactive, Electronically Delivered Continuing Professional Development
25.875	Continuing Professional Development Units (CPDUs)
25.880	"Valid and Exempt" Certificates; Proportionate Reduction; Part-Time Teaching
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THE STANDARD TEACHING CERTIFICATE

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25.900	Applicability of Requirements in this Subpart
25.905	Choices Available to Holders of Initial Certificates
25.910	Requirements for Induction and Mentoring
25.915	Requirements for Coursework on the Assessment of One's Own Performance
25.920	Requirements for Coursework Related to the National Board for Professional Teaching Standards (NBPTS)
25.925	Requirements Related to Advanced Degrees and Related Coursework
25.930	Requirements for Continuing Professional Development Units (CPDUs)
25.935	Additional Activities for Which CPDUs May Be Earned
25.940	Examination
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25.APPENDIX A	Statistical Test Equating – Certification Testing System
25.APPENDIX B	Certificates Available Effective February 15, 2000

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- 25.APPENDIX C Exchange of Certificates
25.APPENDIX D Criteria for Identification of Teachers as "Highly Qualified" in Various Circumstances
25.APPENDIX E Endorsement Structure Beginning July 1, 2004

AUTHORITY: Implementing Article 21 and Section 14C-8 and authorized by Section 2-3.6 of the School Code [105 ILCS 5/Art. 21, 14C-8, and 2-3.6].

SOURCE: Rules and Regulations to Govern the Certification of Teachers adopted September 15, 1977; amended at 4 Ill. Reg. 28, p. 336, effective July 16, 1982; amended at 7 Ill. Reg. 5429, effective April 11, 1983; codified at 8 Ill. Reg. 1441; amended at 9 Ill. Reg. 1046, effective January 16, 1985; amended at 10 Ill. Reg. 12578, effective July 8, 1986; amended at 10 Ill. Reg. 15044, effective August 28, 1986; amended at 11 Ill. Reg. 12670, effective July 15, 1987; amended at 12 Ill. Reg. 3709, effective February 1, 1988; amended at 12 Ill. Reg. 16022, effective September 23, 1988; amended at 14 Ill. Reg. 1243, effective January 8, 1990; amended at 14 Ill. Reg. 17936, effective October 18, 1990; amended at 15 Ill. Reg. 17048, effective November 13, 1991; amended at 16 Ill. Reg. 18789, effective November 23, 1992; amended at 19 Ill. Reg. 16826, effective December 11, 1995; amended at 21 Ill. Reg. 11536, effective August 1, 1997; emergency amendment at 22 Ill. Reg. 5097, effective February 27, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 11767, effective June 25, 1998; amended at 22 Ill. Reg. 19745, effective October 30, 1998; amended at 23 Ill. Reg. 2843, effective February 26, 1999; amended at 23 Ill. Reg. 7231, effective June 14, 1999; amended at 24 Ill. Reg. 7206, effective May 1, 2000; emergency amendments at 24 Ill. Reg. 9915, effective June 21, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 12930, effective August 14, 2000; preemptory amendment at 24 Ill. Reg. 16109, effective October 12, 2000; preemptory amendment suspended at 25 Ill. Reg. 3718, effective February 21, 2001; preemptory amendment repealed by joint resolution of the General Assembly, effective May 31, 2001; emergency amendments at 25 Ill. Reg. 9360, effective July 1, 2001, for a maximum of 150 days; emergency expired November 27, 2001; emergency amendments at 25 Ill. Reg. 11935, effective August 31, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 16031, effective November 28, 2001; amended at 26 Ill. Reg. 348, effective January 1, 2002; amended at 26 Ill. Reg. 11867, effective July 19, 2002; amended at 26 Ill. Reg. 16167, effective October 21, 2002; amended at 27 Ill. Reg. 5744, effective March 21, 2003; amended at 27 Ill. Reg. 8071, effective April 28, 2003; emergency amendments at 27 Ill. Reg. 10482, effective June 26, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 12523, effective July 21, 2003; amended at 27 Ill. Reg. 16412, effective October 20, 2003; emergency amendment at 28 Ill. Reg. 2451, effective January 23, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 8556, effective June 1, 2004; emergency amendments at 28 Ill. Reg. 12438, effective August 20, 2004, for a maximum of 150 days; amended at 29 Ill. Reg. 1212, effective January 4, 2005; amended at 29 Ill. Reg. 10068, effective June 30, 2005; amended at 29 Ill. Reg. 12374, effective July 28, 2005; emergency amendment at

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29 Ill. Reg. 14547, effective September 16, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 15831, effective October 3, 2005; amended at 30 Ill. Reg. 1835, effective January 26, 2006; amended at 30 Ill. Reg. 2766, effective February 21, 2006; amended at 30 Ill. Reg. 8494, effective April 21, 2006; amended at 31 Ill. Reg. 10645, effective July 16, 2007; amended at 32 Ill. Reg. 3413, effective February 22, 2008; amended at 32 Ill. Reg. 13263, effective July 25, 2008; emergency amendment at 32 Ill. Reg. 18876, effective November 21, 2008, for a maximum of 150 days; amended at 33 Ill. Reg. 5462, effective March 24, 2009; amended at 34 Ill. Reg. 1582, effective January 12, 2010; amended at 34 Ill. Reg. _____, effective _____.

SUBPART I: ILLINOIS CERTIFICATION TESTING SYSTEM

Section 25.710 Definitions

For the purposes of this Subpart, the following definitions apply:

"Passing raw score" is the minimum number of multiple choice items that must be answered correctly on a given test or the combination of required correct responses to multiple choice items and required numerical value of constructed responses.

"Passing score" is the minimum scaled score a person must obtain in order to pass a test.

"Re-scoring" means the process of reviewing an examinee's answers and the scores assigned to them to confirm that a test score reported to an examinee is the score earned by him or her.

"Retake" is the opportunity for a person who has taken a test of the Illinois Certification Testing System at one test administration to take the test in the same area as given at subsequent administrations.

"Scaled score" is the person's test score after the mathematical transformation of the number of test items the person answered correctly to a scale of numbers on which the minimum score, the maximum score, and the passing score are set. Through May 31, 2006, for the tests of subject matter knowledge and language proficiency, the minimum scaled score is 0, the maximum score 100, and passing score 70. Beginning in June 2006, for the tests of subject matter knowledge (content-area tests) and language proficiency, the minimum scaled score is 100, the maximum score 300, and the passing score 240. For the assessment of

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professional teaching, the basic skills test, and any new content-area test first administered after December 31, 2002, the minimum scaled score is 100, the maximum score 300, and the passing score 240.

"Subarea score" is the scaled score for the subset of test items on a subject matter test or content-area test ~~that~~^{which} measures specific content, and, for any test administration for which scores are reported before September 30, 2010, the "subarea score" is the scaled score for each subset of test items on the basic skills test which measures specific content in reading comprehension, writing, language arts, and mathematics.

"Test" or "Tests" refers to the test of basic skills, the assessment of professional teaching, the language proficiency tests, and the tests of subject matter knowledge (or "content-area tests") for the Illinois Certification Testing System. Through June 30, 2004, these tests are:

- Agriculture
- Art (K-12)
- Art (6-12)
- Assessment of Professional Teaching – Early Childhood
- Assessment of Professional Teaching – Elementary
- Assessment of Professional Teaching – Secondary
- Assessment of Professional Teaching – Special
- Basic Skills
 - Language Arts
 - Mathematics
 - Reading Comprehension
 - Writing
- Biological Science
- Blind and Partially Sighted
- Business/Marketing/Management
- Chemistry
- Chief School Business Official
- Computer Science
- Dance
- Deaf and Hard of Hearing
- Early Childhood
- Educable Mentally Handicapped
- Elementary/Middle Grades (K-9)
- English

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English as a Second Language
English Language Proficiency
French
General Administrative
General Science
General Supervisory (available through June 30, 2003)
German
Guidance
Health
Health Occupations
Hebrew
History
Family and Consumer Sciences
Industrial Technology Education
Italian
Latin
Learning Disabilities
Mathematics
Media
Music (K-12)
Music (6-12)
Physical Education (K-12)
Physical Education (6-12)
Physically Handicapped
Physical Science
Physics
Reading
Russian
School Nurse
School Psychology
School Social Work
Social/Emotional Disorders
Social Science
Spanish
Speech
Speech and Language Impaired
Superintendent
Theatre Arts
Trainable Mentally Handicapped
Transitional Bilingual Education

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Arabic
Cantonese
Greek
Gujarati
Hindi
Japanese
Korean
Lao
Mandarin
Polish
Russian
Spanish
Urdu
Vietnamese

Beginning July 1, 2004, the Illinois Certification Testing System shall consist of the following tests in addition to the content-area tests applicable to certification in special education. [Beginning with score reports issued after September 30, 2010, "test" or "tests" will also refer to subtests \(reading comprehension, writing, language arts, and mathematics\) of the basic skills test.](#)

Agricultural Education
Assessment of Professional Teaching
 Early Childhood
 Elementary
 Secondary
 Special
Basic Skills
Business, Marketing, and Computer Education
Chief School Business Official
Dance
Director of Special Education (required beginning July 1, 2005)
Drama/Theatre Arts
Early Childhood
Early Childhood Special Education
Elementary/Middle Grades (K-9)
English Language Arts
English Language Proficiency
English as a New Language

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Family and Consumer Sciences
Foreign Languages
 Arabic (available in September 2008)
 Chinese (Cantonese or Mandarin)
 French
 German
 Hebrew
 Italian
 Japanese
 Korean
 Latin
 Russian
 Spanish
General Administrative
Guidance (through June 30, 2005)
Health Education
Health Careers
Library Information Specialist
Mathematics
Music
Physical Education
Reading Teacher
Reading Specialist
School Counselor (beginning July 1, 2005)
School Nurse
School Psychologist
School Social Worker
Sciences
 Biology
 Chemistry
 Earth and Space Science
 Environmental Science
 Physics
Social Sciences
 Economics
 Geography
 History
 Political Science
 Psychology
 Sociology and Anthropology

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Superintendent
Technology Education
Technology Specialist
Transitional Bilingual Education – Language Proficiency
Arabic
[Assyrian](#)
[Bosnian](#)
[Bulgarian](#)
Cantonese
[Filipino](#)
Greek
Gujarati
Hindi
Japanese
Korean
Lao
Mandarin
Polish
Russian
[Serbian](#)
Spanish
Urdu
Vietnamese
Visual Arts

"Test items" are specific questions asked on a test that require a person either to select the correct response from those alternative responses provided or to produce a written or oral response.

"Test objective" is a statement of the behavior or performance measured by test items.

"Unauthorized aids" are materials and devices that candidates are prohibited from bringing to a test administration. These include notes, calculators, calculator watches, calculator manuals, cellular phones, electronic communication devices, visual or audio recording or listening devices, and any other items whose use may compromise the security or validity of a test. However, any material or device that is permitted as part of an accommodation arranged pursuant to Section 25.740 of this Part shall not be considered an unauthorized aid. Furthermore, a

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calculator shall not be considered an unauthorized aid when its use is authorized pursuant to the current ICTS registration bulletin and the contractor's web site.

(Source: Amended at 34 Ill. Reg. _____, effective _____)

Section 25.720 Applicability of Testing Requirement and Scores

- a) It is the individual's responsibility to take the appropriate tests. Upon request, the State Board of Education shall assist individuals in identifying appropriate tests.
- b) **Basic Skills Test**

Except as provided in subsections (b)(1) and (3) of this Section, each candidate seeking his or her first Illinois certificate (teaching, administrative, or school service personnel) shall be required to pass the test of basic skills. Further, Section 21-1a(d) of the School Code requires passage of this test as a prerequisite to enrollment in an Illinois teacher preparation program beginning with the 2002-2003 academic year.

 - 1) A person who has passed the test of basic skills as a condition of admittance to an Illinois preparation program approved pursuant to Subpart C of this Part shall not be required to retake that test.
 - 2) A person who has passed the basic skills test and has been issued an Illinois certificate on the basis of the test shall not be required to retake the basic skills test when seeking any subsequent certificate.
 - 3) *A person who passed another state's test of basic skills as a condition of certification or of admission to a teacher preparation program shall not be required to pass this State's*~~*A person who holds a valid and comparable out-of-state certificate is not required to take a test of basic skills.*~~
(Section 21-1a of the School Code [105 ILCS 5/21-1a]) ~~For purposes of this subsection (b)(3), a "comparable certificate" is one that either:~~
 - ~~A) was issued on or before June 30, 2004; or~~
 - ~~B) was issued on or after July 1, 2004, based on the individual's passage of a test of basic skills.~~

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- 4) The provisions of subsection (b)(3) of this Section notwithstanding, any individual who has attempted the Illinois basic skills test without passing it shall be required to pass it in order to qualify for an Illinois certificate.
 - 5) When a person who was not required to take the basic skills test pursuant to subsection ~~(b)(3)(b)(3)(A)~~ of this Section seeks a subsequent Illinois certificate, he or she shall be required to pass the Illinois test of basic skills. However, a person applying for another Illinois certificate based on an additional out-of-state certificate or qualifications shall be treated as an out-of-state applicant and shall be subject to subsection (b)(3) of this Section.
 - 6) The basic skills test will be administered as four separate subtests: reading, language arts, mathematics, and writing.
 - A) Individuals may take all four subtests or any combination of the individual subtests during a single test administration.
 - B) Scores on basic skills subtests can be "banked", and an individual will not be required to take a subtest again once he or she has achieved a passing score.
 - C) Each test administration of the basic skills test in which an examinee participates shall count toward the testing limit established under subsection (h) of this Section, regardless of the number of subtests the examinee includes as part of that particular test administration.
- c) Content-Area Tests
- 1) ~~Each~~Except as provided in subsection (c)(2) of this Section, each candidate seeking an Illinois certificate, whether his or her first certificate or a subsequent certificate, shall be required to pass a content-area test. The required content-area test is that which corresponds to the approved program completed or the endorsement for which the applicant otherwise qualifies. Further, Section 21-1a(d) of the School Code requires passage of this test for program completion. No waivers or exemptions are available.

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- 2) ~~*A person who holds a valid and comparable out-of-state certificate is not required to take the applicable content-area test if he or she has passed a certification test in another state or territory that is directly related in content to the specific area of certification. (Section 21-1a of the School Code) For purposes of this Section, a test is "directly related in content" if it covered material encompassed by any of the subject areas in which the individual otherwise qualifies for an Illinois endorsement.*~~ 3) A person who has passed a test of language proficiency in order to qualify for a transitional bilingual certificate and received that certificate shall not be required to retake that test in order to qualify for a bilingual education credential on another certificate received later. A person who has passed a test of language proficiency as a condition of admission to an Illinois preparation program shall also not be required to retake that test.
- d) Assessment of Professional Teaching (APT)
Each candidate seeking his or her first Illinois early childhood, elementary, secondary, or special certificate shall be required to pass the APT relevant to the certificate sought (see Section 25.710 of this Part). A candidate seeking a subsequent teaching certificate of one of these types must also pass the APT relevant to the certificate sought, unless he or she either:
- 1) has already passed an APT that encompasses the grade levels of the subsequent certificate sought; or
 - 2) already holds another Illinois teaching certificate that encompasses the grade levels of the certificate sought.
- e) Except as provided in subsections (b)(1), ~~(c)(2)(e)(3)~~, and (d)(1) of this Section, for each person seeking an Illinois certificate, no score on a required test may be more than ten years old at the time application is made. The ten-year period shall be calculated from the date the test was taken and passed to the date of receipt of the application by the State Board of Education. Scores more than ten years old will not be accepted as part of an application.
- 1) The ten-year period discussed in this subsection (e) shall apply to each score that forms part of an application received on or after July 1, 2008.
 - 2) The ten-year period discussed in this subsection (e) shall also apply to each score that forms part of an application that is pending as of June 30, 2008, and to each score that forms part of an application for which an

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evaluation is still valid as of that date pursuant to Section 25.427 of this Part.

- f) Subject to registration in accordance with the provisions of this Subpart I, the provisions of Section 25.755(g)(1) of this Part, and the limitations of subsection (h) of this Section, an individual who has taken a paper-and-pencil test may retake that test during any subsequent, regularly scheduled administration of that test in paper-and-pencil format and may retake that test by computer during any subsequent computer-based test administration.
- g) Subject to registration in accordance with the provisions of this Subpart I, the provisions of Section 25.755(g)(1) of this Part, and the limitations of subsection (h) of this Section, an individual who has taken a computer-based test may retake that test by computer after no fewer than 120 days but also may retake that test during any subsequent, regularly scheduled administration of the test in paper-and-pencil format.
- h) Subsequent to January 1, 2010, no individual may attempt to pass the same test more than five times in any combination of the two formats ([i.e., computer-based test or paper-and-pencil format](#)).

(Source: Amended at 34 Ill. Reg. _____, effective _____)

Section 25.765 Individual Test Score Reports

- a) The State Board of Education will report each individual's test scores only to:
 - 1) the individual candidate earning such scores;
 - 2) the Illinois teacher education institutions and community colleges to which the candidate requested the scores be sent; and
 - 3) any other institution, entity, or person authorized or required by law.
- b) The score report released to each individual by the State Board of Education will:
 - 1) indicate the test date and whether or not the person has passed the test; and
 - 2) report the person's total score and [the applicable](#) subarea [or subtest](#) scores as scaled scores.

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- c) No test scores will be released via facsimile or over the telephone.
- d) A person shall have the right to request additional copies of his or her score report, subject to payment of the required fee.
- e) Beginning with the score reports issued after September 30, 2010, an Illinois institution with an approved educator preparation program will be able to access any of an examinee's test results (i.e., pass or fail) posted to the Teacher Certification Information System.

(Source: Amended at 34 Ill. Reg. _____, effective _____)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

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

<u>Section Numbers:</u>	<u>Adopted Action:</u>
310.47	Amendment
310.APPENDIX A TABLE D	Amendment
310.APPENDIX A TABLE E	Amendment
310.APPENDIX A TABLE F	Amendment
310.APPENDIX A TABLE Q	Amendment
310.APPENDIX A TABLE X	Amendment
- 4) Statutory Authority: Authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 8a]
- 5) Effective Date of Amendments: May 24, 2010
- 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. Copies of all Pay Plan amendments and collective bargaining contracts are available upon request from the Division of Technical Services and Agency Training and Development.
- 9) Notice of Proposal Published in the Illinois Register: March 5, 2010; 34 Ill. Reg. 2832
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Differences between proposal and final version: All of the changes are based on the intervening rulemakings that include the peremptory amendments at 34 Ill. Reg. 3684, 34 Ill. Reg. 5776, 34 Ill. Reg. 6214, and 34 Ill. Reg. 7528, an adoption at 34 Ill. Reg. 6583, and JCAR staff nonsubstantive recommendations.
- 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 rulemaking currently in effect? No

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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14) Are there any amendments pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Action:</u>	<u>Illinois Register Citation:</u>
310.20	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.40	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.47	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.50	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.80	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.90	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.100	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.110	Repealed	34 Ill. Reg. 3910; April 2, 2010
310.130	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.210	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.220	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.260	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.280	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.410	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.440	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.455	Repealed	34 Ill. Reg. 3910; April 2, 2010
310.490	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.500	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.530	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE A	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE B	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE C	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE D	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE E	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE F	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE G	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE H	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE I	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE J	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE K	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE M	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE N	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE O	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE P	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE Q	Amendment	34 Ill. Reg. 3910; April 2, 2010

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310.APPENDIX A TABLE R	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE S	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE T	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE U	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE V	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE W	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE X	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE Y	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE Z	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE AA	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX A TABLE AB	Amendment	34 Ill. Reg. 3910; April 2, 2010
310.APPENDIX D	Amendment	34 Ill. Reg. 3910; April 2, 2010

- 15) Summary and Purpose of Amendments: In Section 310.47, the Police Lieutenant title's in-hiring rate of \$3,450 is removed. The Police Lieutenant, title code 32977, is assigned to the MS-31 salary range and VR-704-24 pay grade. The minimum rate in both the salary range and pay grade are above \$3,450 so the in-hiring rate is no longer needed.

In Section 310.Appendix A Table D, the Highway Maintainer (Snowbirds) received a 2.5% increase to \$3,664, effective January 1, 2010, in the Memorandum of Agreement between the departments of Central Management Services and Transportation and the State and Municipal Teamsters, Chauffeurs and Helpers Union, Local 726, affiliated with the International Brotherhood of Teamsters, signed November 24, 2009.

In Section 310.Appendix A Table E, the Highway Maintainer (Snowbirds) received a 2.5% increase to \$3,664, effective January 1, 2010, in the Memorandum of Agreement between the departments of Central Management Services and Transportation and Local 330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley), signed November 22, 2009.

In Section 310.Appendix A Table F, the Highway Maintainer (Snowbirds) received a 2.5% increase to \$3,664, effective January 1, 2010, in the Memorandum of Agreement between the departments of Central Management Services and Transportation and the Illinois Conference of Teamsters (Downstate), signed November 10, 2009. The Highway Maintenance Lead Worker title (title code 18659) RC-019Q hourly rate, effective January 1, 2010, is corrected to \$31.92.

In Section 310.Appendix A Table Q, while the economic impact statement for the peremptory amendments at 33 Ill. Reg. 10823, effective July 2, 2009, reflected the RC-

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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033 Memorandum of Understanding (signed June 15, 2009) rates, effective January 1, 2010, the wrong rates were in the amended rate table. The correct rates, effective January 1, 2010, are added.

In Section 310.Appendix A Table X, the Public Service Administrator title Options assigned to RC-063-22 are combined into one listing in the title table.

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

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

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

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

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

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

SUBPART B: SCHEDULE OF RATES

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

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310.TABLE B VR-706 (Assistant Automotive Shop Supervisors, Automotive Shop Supervisors and Meat and Poultry Inspector Supervisors, Laborers' –

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

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; preemptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; preemptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; preemptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; preemptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; preemptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; preemptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; preemptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; preemptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; preemptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; preemptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; preemptory amendment at 11

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Ill. Reg. 15273, effective September 1, 1987; preemptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; preemptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; preemptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; preemptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; preemptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; preemptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; preemptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; preemptory amendment at 12 Ill. Reg. 13306, effective July 27, 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.

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14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; preemptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; preemptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992; emergency amendment at 16 Ill. Reg. 8239, effective May 19, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 8382, effective May 26, 1992; emergency amendment at 16 Ill. Reg. 13950, effective August 19, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14452, effective September 4, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 238, effective December 23, 1992; preemptory amendment at 17 Ill. Reg. 498, effective December 18, 1992; amended at 17 Ill. Reg. 590, effective January 4, 1993; amended at 17 Ill. Reg. 1819, effective February 2, 1993; amended at 17 Ill. Reg. 6441, effective April 8, 1993; emergency amendment at 17 Ill. Reg. 12900, effective July 22, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 13409, effective July 29, 1993; emergency amendment at 17 Ill. Reg. 13789, effective August 9, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 19103, effective October 25, 1993; emergency amendment at 17 Ill. Reg. 21858, effective December 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 22514, effective December 15, 1993; amended at 18 Ill. Reg. 227, effective December 17, 1993; amended at 18 Ill. Reg. 1107, effective January 18, 1994; amended at 18 Ill. Reg. 5146, effective March 21, 1994; preemptory amendment at 18 Ill. Reg. 9562, effective June 13, 1994; emergency amendment at 18 Ill. Reg. 11299, effective July 1, 1994, for a maximum of 150 days; preemptory amendment at 18 Ill. Reg. 13476, effective August 17, 1994; emergency amendment at 18 Ill. Reg. 14417, effective September 9, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 16545, effective October 31, 1994; preemptory amendment 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.

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9006, effective June 26, 1996; amended at 20 Ill. Reg. 9925, effective July 10, 1996; emergency amendment at 20 Ill. Reg. 10213, effective July 15, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 10841, effective August 5, 1996; peremptory amendment at 20 Ill. Reg. 13408, effective September 24, 1996; amended at 20 Ill. Reg. 15018, effective November 7, 1996; peremptory amendment at 20 Ill. Reg. 15092, effective November 7, 1996; emergency amendment at 21 Ill. Reg. 1023, effective January 6, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 1629, effective January 22, 1997; amended at 21 Ill. Reg. 5144, effective April 15, 1997; amended at 21 Ill. Reg. 6444, effective May 15, 1997; amended at 21 Ill. Reg. 7118, effective June 3, 1997; emergency amendment at 21 Ill. Reg. 10061, effective July 21, 1997, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 12859, effective September 8, 1997, for a maximum of 150 days; peremptory amendment at 21 Ill. Reg. 14267, effective October 14, 1997; peremptory amendment at 21 Ill. Reg. 14589, effective October 15, 1997; peremptory amendment at 21 Ill. Reg. 15030, effective November 10, 1997; amended at 21 Ill. Reg. 16344, effective December 9, 1997; peremptory amendment at 21 Ill. Reg. 16465, effective December 4, 1997; peremptory amendment at 21 Ill. Reg. 17167, effective December 9, 1997; peremptory amendment at 22 Ill. Reg. 1593, effective December 22, 1997; amended at 22 Ill. Reg. 2580, effective January 14, 1998; peremptory amendment at 22 Ill. Reg. 4326, effective February 13, 1998; peremptory amendment at 22 Ill. Reg. 5108, effective February 26, 1998; peremptory amendment at 22 Ill. Reg. 5749, effective March 3, 1998; amended at 22 Ill. Reg. 6204, effective March 12, 1998; peremptory amendment at 22 Ill. Reg. 7053, effective April 1, 1998; peremptory amendment at 22 Ill. Reg. 7320, effective April 10, 1998; peremptory amendment at 22 Ill. Reg. 7692, effective April 20, 1998; emergency amendment at 22 Ill. Reg. 12607, effective July 2, 1998, for a maximum of 150 days; peremptory amendment at 22 Ill. Reg. 15489, effective August 7, 1998; amended at 22 Ill. Reg. 16158, effective August 31, 1998; peremptory amendment at 22 Ill. Reg. 19105, effective September 30, 1998; peremptory amendment at 22 Ill. Reg. 19943, effective October 27, 1998; peremptory amendment at 22 Ill. Reg. 20406, effective November 5, 1998; amended at 22 Ill. Reg. 20581, effective November 16, 1998; amended at 23 Ill. Reg. 664, effective January 1, 1999; peremptory amendment at 23 Ill. Reg. 730, effective December 29, 1998; emergency amendment at 23 Ill. Reg. 6533, effective May 10, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 7065, effective June 3, 1999; emergency amendment at 23 Ill. Reg. 8169, effective July 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 11020, effective August 26, 1999; amended at 23 Ill. Reg. 12429, effective September 21, 1999; peremptory amendment at 23 Ill. Reg. 12493, effective September 23, 1999; amended at 23 Ill. Reg. 12604, effective September 24, 1999; amended at 23 Ill. Reg. 13053, effective September 27, 1999; peremptory amendment at 23 Ill. Reg. 13132, effective October 1, 1999; amended at 23 Ill. Reg. 13570, effective October 26, 1999; amended at 23 Ill. Reg. 14020, effective November 15, 1999; amended at 24 Ill. Reg. 1025, effective January 7, 2000; peremptory amendment at 24 Ill. Reg. 3399, effective February 3, 2000; amended at 24 Ill. Reg. 3537, effective February 18, 2000; amended at 24 Ill. Reg. 6874, effective April 21, 2000;

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amended at 24 Ill. Reg. 7956, effective May 23, 2000; emergency amendment at 24 Ill. Reg. 10328, effective July 1, 2000, for a maximum of 150 days; emergency expired November 27, 2000; preemptory amendment at 24 Ill. Reg. 10767, effective July 3, 2000; amended at 24 Ill. Reg. 13384, effective August 17, 2000; preemptory amendment at 24 Ill. Reg. 14460, effective September 14, 2000; preemptory amendment at 24 Ill. Reg. 16700, effective October 30, 2000; preemptory amendment at 24 Ill. Reg. 17600, effective November 16, 2000; amended at 24 Ill. Reg. 18058, effective December 4, 2000; preemptory amendment at 24 Ill. Reg. 18444, effective December 1, 2000; amended at 25 Ill. Reg. 811, effective January 4, 2001; amended at 25 Ill. Reg. 2389, effective January 22, 2001; amended at 25 Ill. Reg. 4552, effective March 14, 2001; preemptory amendment at 25 Ill. Reg. 5067, effective March 21, 2001; amended at 25 Ill. Reg. 5618, effective April 4, 2001; amended at 25 Ill. Reg. 6655, effective May 11, 2001; amended at 25 Ill. Reg. 7151, effective May 25, 2001; preemptory amendment at 25 Ill. Reg. 8009, effective June 14, 2001; emergency amendment at 25 Ill. Reg. 9336, effective July 3, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 9846, effective July 23, 2001; amended at 25 Ill. Reg. 12087, effective September 6, 2001; amended at 25 Ill. Reg. 15560, effective November 20, 2001; preemptory amendment at 25 Ill. Reg. 15671, effective November 15, 2001; amended at 25 Ill. Reg. 15974, effective November 28, 2001; emergency amendment at 26 Ill. Reg. 223, effective December 21, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. 1143, effective January 17, 2002; amended at 26 Ill. Reg. 4127, effective March 5, 2002; preemptory amendment at 26 Ill. Reg. 4963, effective March 15, 2002; amended at 26 Ill. Reg. 6235, effective April 16, 2002; emergency amendment at 26 Ill. Reg. 7314, effective April 29, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 10425, effective July 1, 2002; emergency amendment at 26 Ill. Reg. 10952, effective July 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 13934, effective September 10, 2002; amended at 26 Ill. Reg. 14965, effective October 7, 2002; emergency amendment at 26 Ill. Reg. 16583, effective October 24, 2002, for a maximum of 150 days; emergency expired March 22, 2003; preemptory amendment at 26 Ill. Reg. 17280, effective November 18, 2002; amended at 26 Ill. Reg. 17374, effective November 25, 2002; amended at 26 Ill. Reg. 17987, effective December 9, 2002; amended at 27 Ill. Reg. 3261, effective February 11, 2003; expedited correction at 28 Ill. Reg. 6151, effective February 11, 2003; amended at 27 Ill. Reg. 8855, effective May 15, 2003; amended at 27 Ill. Reg. 9114, effective May 27, 2003; emergency amendment at 27 Ill. Reg. 10442, effective July 1, 2003, for a maximum of 150 days; emergency expired November 27, 2003; preemptory amendment at 27 Ill. Reg. 17433, effective November 7, 2003; amended at 27 Ill. Reg. 18560, effective December 1, 2003; preemptory amendment at 28 Ill. Reg. 1441, effective January 9, 2004; amended at 28 Ill. Reg. 2684, effective January 22, 2004; amended at 28 Ill. Reg. 6879, effective April 30, 2004; preemptory amendment at 28 Ill. Reg. 7323, effective May 10, 2004; amended at 28 Ill. Reg. 8842, effective June 11, 2004; preemptory amendment at 28 Ill. Reg. 9717, effective June 28, 2004; amended at 28 Ill. Reg. 12585, effective August 27, 2004; preemptory amendment at 28 Ill. Reg. 13011, effective September 8, 2004; preemptory amendment at 28 Ill. Reg. 13247,

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effective September 20, 2004; preemptory amendment at 28 Ill. Reg. 13656, effective September 27, 2004; emergency amendment at 28 Ill. Reg. 14174, effective October 15, 2004, for a maximum of 150 days; emergency expired March 13, 2005; preemptory amendment at 28 Ill. Reg. 14689, effective October 22, 2004; preemptory amendment at 28 Ill. Reg. 15336, effective November 15, 2004; preemptory amendment at 28 Ill. Reg. 16513, effective December 9, 2004; preemptory amendment at 29 Ill. Reg. 726, effective December 15, 2004; amended at 29 Ill. Reg. 1166, effective January 7, 2005; preemptory amendment at 29 Ill. Reg. 1385, effective January 4, 2005; preemptory amendment at 29 Ill. Reg. 1559, effective January 11, 2005; preemptory amendment at 29 Ill. Reg. 2050, effective January 19, 2005; preemptory amendment at 29 Ill. Reg. 4125, effective February 23, 2005; amended at 29 Ill. Reg. 5375, effective April 4, 2005; preemptory amendment at 29 Ill. Reg. 6105, effective April 14, 2005; preemptory amendment at 29 Ill. Reg. 7217, effective May 6, 2005; preemptory amendment at 29 Ill. Reg. 7840, effective May 10, 2005; amended at 29 Ill. Reg. 8110, effective May 23, 2005; preemptory amendment at 29 Ill. Reg. 8214, effective May 23, 2005; preemptory amendment at 29 Ill. Reg. 8418, effective June 1, 2005; amended at 29 Ill. Reg. 9319, effective July 1, 2005; preemptory amendment at 29 Ill. Reg. 12076, effective July 15, 2005; preemptory amendment at 29 Ill. Reg. 13265, effective August 11, 2005; amended at 29 Ill. Reg. 13540, effective August 22, 2005; preemptory amendment at 29 Ill. Reg. 14098, effective September 2, 2005; amended at 29 Ill. Reg. 14166, effective September 9, 2005; amended at 29 Ill. Reg. 19551, effective November 21, 2005; emergency amendment at 29 Ill. Reg. 20554, effective December 2, 2005, for a maximum of 150 days; preemptory amendment at 29 Ill. Reg. 20693, effective December 12, 2005; preemptory amendment at 30 Ill. Reg. 623, effective December 28, 2005; preemptory amendment at 30 Ill. Reg. 1382, effective January 13, 2006; amended at 30 Ill. Reg. 2289, effective February 6, 2006; preemptory amendment at 30 Ill. Reg. 4157, effective February 22, 2006; preemptory amendment at 30 Ill. Reg. 5687, effective March 7, 2006; preemptory amendment at 30 Ill. Reg. 6409, effective March 30, 2006; amended at 30 Ill. Reg. 7857, effective April 17, 2006; amended at 30 Ill. Reg. 9438, effective May 15, 2006; preemptory amendment at 30 Ill. Reg. 10153, effective May 18, 2006; preemptory amendment at 30 Ill. Reg. 10508, effective June 1, 2006; amended at 30 Ill. Reg. 11336, effective July 1, 2006; emergency amendment at 30 Ill. Reg. 12340, effective July 1, 2006, for a maximum of 150 days; preemptory amendment at 30 Ill. Reg. 12418, effective July 1, 2006; amended at 30 Ill. Reg. 12761, effective July 17, 2006; preemptory amendment at 30 Ill. Reg. 13547, effective August 1, 2006; preemptory amendment at 30 Ill. Reg. 15059, effective September 5, 2006; preemptory amendment at 30 Ill. Reg. 16439, effective September 27, 2006; emergency amendment at 30 Ill. Reg. 16626, effective October 3, 2006, for a maximum of 150 days; preemptory amendment at 30 Ill. Reg. 17603, effective October 20, 2006; amended at 30 Ill. Reg. 18610, effective November 20, 2006; preemptory amendment at 30 Ill. Reg. 18823, effective November 21, 2006; preemptory amendment at 31 Ill. Reg. 230, effective December 20, 2006; emergency amendment at 31 Ill. Reg. 1483, effective January 1, 2007, for a maximum of 150 days; preemptory amendment at 31 Ill. Reg. 2485,

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effective January 17, 2007; preemptory amendment at 31 Ill. Reg. 4445, effective February 28, 2007; amended at 31 Ill. Reg. 4982, effective March 15, 2007; preemptory amendment at 31 Ill. Reg. 7338, effective May 3, 2007; amended at 31 Ill. Reg. 8901, effective July 1, 2007; emergency amendment at 31 Ill. Reg. 10056, effective July 1, 2007, for a maximum of 150 days; preemptory amendment at 31 Ill. Reg. 10496, effective July 6, 2007; preemptory amendment at 31 Ill. Reg. 12335, effective August 9, 2007; emergency amendment at 31 Ill. Reg. 12608, effective August 16, 2007, for a maximum of 150 days; emergency amendment at 31 Ill. Reg. 13220, effective August 30, 2007, for a maximum of 150 days; preemptory amendment at 31 Ill. Reg. 13357, effective August 29, 2007; amended at 31 Ill. Reg. 13981, effective September 21, 2007; preemptory amendment at 31 Ill. Reg. 14331, effective October 1, 2007; amended at 31 Ill. Reg. 16094, effective November 20, 2007; amended at 31 Ill. Reg. 16792, effective December 13, 2007; preemptory amendment at 32 Ill. Reg. 598, effective December 27, 2007; amended at 32 Ill. Reg. 1082, effective January 11, 2008; preemptory amendment at 32 Ill. Reg. 3095, effective February 13, 2008; preemptory amendment at 32 Ill. Reg. 6097, effective March 25, 2008; preemptory amendment at 32 Ill. Reg. 7154, effective April 17, 2008; expedited correction at 32 Ill. Reg. 9747, effective April 17, 2008; preemptory amendment at 32 Ill. Reg. 9360, effective June 13, 2008; amended at 32 Ill. Reg. 9881, effective July 1, 2008; preemptory amendment at 32 Ill. Reg. 12065, effective July 9, 2008; preemptory amendment at 32 Ill. Reg. 13861, effective August 8, 2008; preemptory amendment at 32 Ill. Reg. 16591, effective September 24, 2008; preemptory amendment at 32 Ill. Reg. 16872, effective October 3, 2008; preemptory amendment at 32 Ill. Reg. 18324, effective November 14, 2008; preemptory amendment at 33 Ill. Reg. 98, effective December 19, 2008; amended at 33 Ill. Reg. 2148, effective January 26, 2009; preemptory amendment at 33 Ill. Reg. 3530, effective February 6, 2009; preemptory amendment at 33 Ill. Reg. 4202, effective February 26, 2009; preemptory amendment at 33 Ill. Reg. 5501, effective March 25, 2009; preemptory amendment at 33 Ill. Reg. 6354, effective April 15, 2009; preemptory amendment at 33 Ill. Reg. 6724, effective May 1, 2009; preemptory amendment at 33 Ill. Reg. 9138, effective June 12, 2009; emergency amendment at 33 Ill. Reg. 9432, effective July 1, 2009, for a maximum of 150 days; amended at 33 Ill. Reg. 10211, effective July 1, 2009; preemptory amendment at 33 Ill. Reg. 10823, effective July 2, 2009; preemptory amendment at 33 Ill. Reg. 11082, effective July 10, 2009; preemptory amendment at 33 Ill. Reg. 11698, effective July 23, 2009; preemptory amendment at 33 Ill. Reg. 11895, effective July 31, 2009; preemptory amendment at 33 Ill. Reg. 12872, effective September 3, 2009; amended at 33 Ill. Reg. 14944, effective October 26, 2009; preemptory amendment at 33 Ill. Reg. 16598, effective November 13, 2009; preemptory amendment at 34 Ill. Reg. 305, effective December 18, 2009; emergency amendment at 34 Ill. Reg. 957, effective January 1, 2010, for a maximum of 150 days; preemptory amendment at 34 Ill. Reg. 1425, effective January 5, 2010; preemptory amendment at 34 Ill. Reg. 3684, effective March 5, 2010; preemptory amendment at 34 Ill. Reg. 5776, effective April 2, 2010; preemptory amendment at 34 Ill. Reg. 6214, effective April 16, 2010; amended at 34 Ill. Reg. 6583, effective April 30,

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2010; peremptory amendment at 34 Ill. Reg. 7528, effective May 14, 2010; amended at 34 Ill. Reg. 7645, effective May 24, 2010.

SUBPART A: NARRATIVE

Section 310.47 In-Hiring Rate

- a) Request – An agency head may request in writing that the Director of Central Management Services approve an in-hiring rate. The rate is a Step or dollar amount depending on whether the classification title is assigned to a negotiated pay grade, salary grade pay grade, merit compensation pay range or broad-band pay range. The rate may be for the classification title or limited within the classification title to the agency, facilities, counties or other criteria. The supporting justifications for the requested in-hiring rate and the limitations are included in the agency request. An effective date may be included in the request.
- b) Review – The Director of Central Management Services shall review the supporting justifications, the turnover rate, length of vacancies, and the currently filled positions for the classification title, and the market starting rates for similar classes, and consult with other agencies using the classification title.
- c) Approval – The Director of Central Management Services indicates in writing the approved in-hiring rate and effective date, which is either the date requested by the agency or the beginning of the next pay period after the approval.
- d) Implementation – In the classification title or within the limitations of the classification title, an employee paid below the in-hiring rate receives the in-hiring rate on the approved effective date. The in-hiring rate remains in effect for any employee entering the title or the limits within the title until the title is abolished or an agency request to rescind the in-hiring rate is approved by the Director of Central Management Services.
- e) Approved In-Hiring Rates –

Effective January 1, 2008

Title	Pay Grade or Range	In-Hiring Rate
Accounting & Fiscal Administration Career Trainee	RC-062-12	Step 3

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Actuarial Examiner Trainee	RC-062-13	Step 4
Children & Family Services Intern, Option 2	RC-062-15	Step 1b
Civil Engineer I	RC-063-15	Step 2
Civil Engineer II	RC-063-17	Step 1
Civil Engineer Trainee	NR-916	To minimum monthly rate for appointee with bachelor's degree in accredited civil engineering program, add \$40/quarter work experience up to 8, add \$60 if passed Engineering Intern exam, and master's degree adds to experience up to two years
Clinical Psychology Associate	RC-063-18	Step 1 for applicants possessing the minimum class requirements and Step 3 for applicants who have completed their doctoral dissertation
Commerce Commission Police Officer Trainee	MS-10	\$2,943
Correctional Officer	RC-006-09	Step 2
Correctional Officer Trainee	RC-006-05	Step 4
Engineering Technician I	NR-916	See Note
Engineering Technician II	NR-916	See Note
Engineering Technician III	NR-916	See Note
Engineering Technician IV	NR-916	See Note
Environmental Engineer I	RC-063-15	Step 2
Environmental Engineer II	RC-063-17	Step 1
Environmental Protection Engineer I	RC-063-15	Step 5
Environmental Protection Engineer II	RC-063-17	Step 4
Financial Institutions Examiner Trainee	RC-062-13	Step 2
Forensic Scientist Trainee	RC-062-15	Step 2, and Step 3 if completed Forensic Science

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		Residency Program at the U of I-Chicago
Information Services Intern	RC-063-15	See Note
Information Services Specialist I	RC-063-17	Step 1a for Outside Cook County and Step 2 for Cook County
Information Services Specialist II	RC-063-19	Step 1a for Cook County
Insurance Company Financial Examiner Trainee	RC-062-13	Step 4
Internal Auditor Trainee	MS-09	\$2,854
Juvenile Justice Specialist	RC-006-14	Step 1 for a bachelor's degree and Step 2 for a master's degree
Juvenile Justice Specialist Intern	RC-006-11	Step 1 for a bachelor's degree and Step 2 for a master's degree
Meat & Poultry Inspector Trainee	RC-033	Step 3 for Regions 1 and 6
Physician Specialist, Option C	RC-063-MD-C	Step 5 for Singer, McFarland, Zeller, Choate, Chester, Alton, Murray, and Mabley facilities
Physician Specialist, Option D	RC-063-MD-D	Step 5 for Singer, McFarland, Zeller, Choate, Chester, Alton, Murray, and Mabley facilities
Police Lieutenant	MC-09	\$3,450
Products & Standards Inspector Trainee	MS-09	\$3,057 for Cook, Dupage, Lake, Kane, and Will counties; and \$2,854 for all other counties
Revenue Auditor Trainee	RC-062-12 (IL); RC-062- 15 (CA or NJ); and RC-062-13 (states other than IL, CA, or NJ)	Step 5
Revenue Special Agent Trainee	RC-062-14	Step 2

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Security Therapy Aide Trainee	RC-009-13	Step 5 for the Joliet Treatment and Detention Facility
State Mine Inspector	RC-062-19	Step 1
Telecommunicator	RC-014-12	Step 2 for District 2
Telecommunicator Trainee	RC-014-10	Step 3 for Kane County and Step 7 for Cook County
Terrorism Research Specialist Trainee	RC-062-14	Step 2

Note: The Engineering Technician series has the following in-hiring rates –

Education Level

Completion of 2 years of college in civil engineering or job related technical/science curriculum (60 semester/90 quarter hours credit)	\$2,485
Completion of 3 years of college in areas other than civil engineering or job related technical/scientific curriculum (90 semester/135 quarter hours credit)	\$2,390
An Associate Degree from an accredited 2 year civil engineering technology program	\$2,600
Completion of 3 years of college courses in civil engineering or job related technical/scientific curriculum (90 semester/135 quarter hours credit)	\$2,600
Completion of 4 years of college courses in areas other than civil engineering or job related technical/scientific curriculum (120 semester/180 quarter hours credit)	\$2,485
Completion of 4 years of college in civil engineering or job related technical/scientific curriculum (120 semester/180 quarter hours credit includes appointees from unaccredited engineering programs and those who have not yet obtained a degree)	\$2,705
Bachelor of Science Degree from an accredited 4 year program in civil engineering technology, industrial technology, and construction technology	\$3,070

The Information Services Intern title has the following in-hiring rates –

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Education	Outside Cook County	Cook County
Computer Science degree at 4-year college	Step 4	Step 6
Computer Science degree at 2-year technical school	Step 2	Step 4
Non-Computer Science degree at 4-year college	Step 1	Step 3

(Source: Amended at 34 Ill. Reg. 7645, effective May 24, 2010)

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Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE D HR-001 (Teamsters Local #726)****Full Scale Rates**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Plan Code</u>	<u>January 1, 2010</u> October 1, 2007 <u>Mo.</u>
Highway Maintainer (Snowbirds)	18639	HR-001	Q	<u>3664.00</u> 3575.00

NOTE: Snowbirds are all seasonal, full-time Highway Maintainers whose primary function is snow removal.

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Plan Code</u>	<u>July 1, 2009</u>		<u>January 1, 2010</u>	
				<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
Building Services Worker	05616	HR-001	B	3375	19.40	3443	19.79
Elevator Operator	13500	HR-001	B	3445	19.80	3514	20.20
Elevator Operator – Assistant Starter	13500	HR-001	B	3489	20.05	3559	20.45
Elevator Operator – Starter	13500	HR-001	B	3511	20.18	3581	20.58
Grounds Supervisor	17549	HR-001	B	5115	29.40	5217	29.98
Grounds Supervisor (Chicago Read)	17549	HR-001	B	5300	30.46	5406	31.07
Grounds Supervisor (Supervising Tractor Trailer Drivers)	17549	HR-001	B	5553	31.91	5664	32.55
Heavy Construction Equipment Operator	18465	HR-001	Q	5421	31.16	5529	31.78
Heavy Construction Equipment Operator (Bridge Crew)	18465	HR-001	Q	5500	31.61	5610	32.24
Highway Maintainer and Highway Maintainer (Tractor Mower)	18639	HR-001	Q	5310	30.52	5416	31.13
Highway Maintainer (Bridge Crew)	18639	HR-001	Q	5390	30.98	5498	31.60
Highway Maintainer (Drill Rig)	18639	HR-001	Q	5421	31.16	5529	31.78
Highway Maintainer (Emergency)	18639	HR-001	Q	5423	31.17	5531	31.79

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Patrol)							
Highway Maintenance Lead Worker	18659	HR-001	Q	5456	31.36	5565	31.98
Highway Maintenance Lead Worker (Bridge Crew)	18659	HR-001	Q	5533	31.80	5644	32.44
Highway Maintenance Lead Worker (Emergency Patrol)	18659	HR-001	Q	5568	32.00	5679	32.64
Highway Maintenance Lead Worker (Lead Lead Worker)	18659	HR-001	Q	5512	31.68	5622	32.31
Highway Maintenance Lead Worker (Lead Lead Worker) (Bridge Crew)	18659	HR-001	Q	5589	32.12	5701	32.76
Highway Maintenance Lead Worker (Lead Lead Worker) (Emergency Patrol)	18659	HR-001	Q	5624	32.32	5736	32.97
Laborer (Maintenance)	23080	HR-001	B	5139	29.53	5242	30.13
Maintenance Equipment Operator	25020	HR-001	B	5242	30.13	5347	30.73
Maintenance Equipment Operator (Dispatcher)	25020	HR-001	B	5434	31.23	5543	31.86
Maintenance Equipment Operator (Tractor Trailer)	25020	HR-001	B	5269	30.28	5374	30.89
Maintenance Worker (not DOT, Chicago Read or DHS forensic)	25500	HR-001	B	5078	29.18	5180	29.77
Maintenance Worker (Chicago Read)	25500	HR-001	B	5242	30.13	5347	30.73
Maintenance Worker (DHS, forensic)	25500	HR-001	Q	5310	30.52	5416	31.13
Maintenance Worker (DOT, not Emergency Patrol)	25500	HR-001	B	5180	29.77	5284	30.37
Maintenance Worker (DOT, Emergency Patrol)	25500	HR-001	B	5290	30.40	5396	31.01
Power Shovel Operator (Maintenance)	33360	HR-001	B	5500	31.61	5610	32.24

New Hire Rates

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Plan Code</u>
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NOTICE OF ADOPTED AMENDMENTS

Highway Maintainer 18639 HR-001 Q

Highway Maintainer and Highway Maintainer (Tractor Mower)

<u>New Hire</u> <u>Between the Dates</u>	<u>July 1, 2009</u>		<u>On employee's "new hire" anniversary</u> <u>July-December 2009</u>		<u>January 1, 2010</u>		<u>On employee's "new hire" anniversary</u> <u>January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
(7/1/05-12/31/05)	5045	28.99	Full Scale					
(1/1/06-6/30/06)	5045	28.99			5145	29.57	Full Scale	
(7/1/06-12/31/06)	4779	27.47	5045	28.99	5145	29.57		
(1/1/07-6/30/07)	4779	27.47			4874	28.01	5145	29.57
(7/1/07-12/31/07)	4514	25.94	4779	27.47	4874	28.01		
(1/1/08-6/30/08)	4514	25.94			4604	26.46	4874	28.01
(7/1/08-12/31/08)	4248	24.41	4514	25.94	4604	26.46		
(1/1/09-6/30/09)	4248	24.41			4333	24.90	4604	26.46
(7/1/09-12/31/09)	4248	24.41			4333	24.90		
(1/1/10-6/30/10)					4333	24.90		

Highway Maintainer (Bridge Crew)

<u>New Hire</u> <u>Between the Dates</u>	<u>July 1, 2009</u>		<u>On employee's "new hire" anniversary</u> <u>July-December 2009</u>		<u>January 1, 2010</u>		<u>On employee's "new hire" anniversary</u> <u>January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
(7/1/05-12/31/05)	5121	29.43	Full Scale					
(1/1/06-6/30/06)	5121	29.43			5223	30.02	Full Scale	
(7/1/06-12/31/06)	4851	27.88	5121	29.43	5223	30.02		
(1/1/07-6/30/07)	4851	27.88			4948	28.44	5223	30.02
(7/1/07-12/31/07)	4582	26.33	4851	27.88	4948	28.44		
(1/1/08-6/30/08)	4582	26.33			4673	26.86	4948	28.44
(7/1/08-12/31/08)	4312	24.78	4582	26.33	4673	26.86		
(1/1/09-6/30/09)	4312	24.78			4398	25.28	4673	26.86

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(7/1/09-12/31/09)	4312	24.78	4398	25.28
(1/1/10-6/30/10)			4398	25.28

Highway Maintainer (Drill Rig)

<u>New Hire</u> <u>Between the Dates</u>	<u>July 1, 2009</u>		<u>On employee's "new hire" anniversary</u> <u>July-December 2009</u>		<u>January 1, 2010</u>		<u>On employee's "new hire" anniversary</u> <u>January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
(7/1/05-12/31/05)	5150	29.60	Full Scale					
(1/1/06-6/30/06)	5150	29.60			5253	30.19	Full Scale	
(7/1/06-12/31/06)	4879	28.04	5150	29.60	5253	30.19		
(1/1/07-6/30/07)	4879	28.04			4976	28.60	5253	30.19
(7/1/07-12/31/07)	4608	26.48	4879	28.04	4976	28.60		
(1/1/08-6/30/08)	4608	26.48			4700	27.01	4976	28.60
(7/1/08-12/31/08)	4337	24.93	4608	26.48	4700	27.01		
(1/1/09-6/30/09)	4337	24.93			4423	25.42	4700	27.01
(7/1/09-12/31/09)	4337	24.93			4423	25.42		
(1/1/10-6/30/10)					4423	25.42		

Highway Maintainer (Emergency Patrol)

<u>New Hire</u> <u>Between the Dates</u>	<u>July 1, 2009</u>		<u>On employee's "new hire" anniversary</u> <u>July-December 2009</u>		<u>January 1, 2010</u>		<u>On employee's "new hire" anniversary</u> <u>January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
(7/1/05-12/31/05)	5152	29.61	Full Scale					
(1/1/06-6/30/06)	5152	29.61			5254	30.20	Full Scale	
(7/1/06-12/31/06)	4881	28.05	5152	29.61	5254	30.20		
(1/1/07-6/30/07)	4881	28.05			4978	28.61	5254	30.20
(7/1/07-12/31/07)	4610	26.49	4881	28.05	4978	28.61		
(1/1/08-6/30/08)	4610	26.49			4701	27.02	4978	28.61
(7/1/08-12/31/08)	4338	24.93	4610	26.49	4701	27.02		

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(1/1/09-6/30/09)	4338	24.93	4425	25.43	4701	27.02
(7/1/09-12/31/09)	4338	24.93	4425	25.43		
(1/1/10-6/30/10)			4425	25.43		

(Source: Amended at 34 Ill. Reg. 7645, effective May 24, 2010)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE E RC-020 (Teamsters Local #330)****Full Scale Rates**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Plan Code</u>	<u>January 1, 2010</u> <u>October 1, 2007</u> <u>Mo.</u>
Highway Maintainer (Snowbirds)	18639	RC-020	Q	3664.00 3575.00

NOTE: Snowbirds are all, except those in Kankakee County, seasonal, full-time Highway Maintainers whose primary function is snow removal.

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Plan Code</u>	<u>July 1, 2009</u>		<u>January 1, 2010</u>	
				<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
Bridge Mechanic	05310	RC-020	Q	5347	30.73	5454	31.34
Bridge Tender	05320	RC-020	B	5055	29.05	5156	29.63
Heavy Construction Equipment Operator	18465	RC-020	Q	5421	31.16	5529	31.78
Heavy Construction Equipment Operator (Bridge Crew)	18465	RC-020	Q	5500	31.61	5610	32.24
Highway Maintainer	18639	RC-020	Q	5310	30.52	5416	31.13
Highway Maintainer (Bridge Crew)	18639	RC-020	Q	5390	30.98	5498	31.60
Highway Maintainer (Drill Rig)	18639	RC-020	Q	5421	31.16	5529	31.78
Highway Maintenance Lead Worker	18659	RC-020	Q	5456	31.36	5565	31.98
Highway Maintenance Lead Worker (Bridge Crew)	18659	RC-020	Q	5533	31.80	5644	32.44
Highway Maintenance Lead Worker (Lead Lead Worker)	18659	RC-020	Q	5512	31.68	5622	32.31
Highway Maintenance Lead Worker (Lead Lead Worker) (Bridge Crew)	18659	RC-020	Q	5589	32.12	5701	32.76

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Labor Maintenance Lead							
Worker	22809	RC-020	B	5202	29.90	5306	30.49
Laborer (Maintenance)	23080	RC-020	B	5139	29.53	5242	30.13
Maintenance Equipment							
Operator	25020	RC-020	B	5242	30.13	5347	30.73
Maintenance Equipment							
Operator	25020	RC-020	Q	5421	31.16	5529	31.78
Maintenance Worker (DHS)	25500	RC-020	B	5248	30.16	5353	30.76
Maintenance Worker (DOT, not							
Emergency Patrol)	25500	RC-020	B	5180	29.77	5284	30.37
Power Shovel Operator							
(Maintenance)	33360	RC-020	Q	5421	31.16	5529	31.78
Power Shovel Operator							
(Maintenance) (Bridge Crew)	33360	RC-020	Q	5500	31.61	5610	32.24
Silk Screen Operator	41020	RC-020	B	5356	30.78	5463	31.40

New Hire Rates

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Plan Code</u>
Highway Maintainer	18639	RC-020	Q

Highway Maintainer

<u>New Hire</u> <u>Between the</u> <u>Dates</u>	<u>July 1, 2009</u>		<u>On employee's "new hire" anniversary</u> <u>July-December 2009</u>		<u>January 1, 2010</u>		<u>On employee's "new hire" anniversary</u> <u>January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
(7/1/05-12/31/05)	5045	28.99	Full Scale					
(1/1/06-6/30/06)	5045	28.99			5145	29.57	Full Scale	
(7/1/06-12/31/06)	4779	27.47	5045	28.99	5145	29.57		
(1/1/07-6/30/07)	4779	27.47			4874	28.01	5145	29.57
(7/1/07-12/31/07)	4514	25.94	4779	27.47	4874	28.01		
(1/1/08-6/30/08)	4514	25.94			4604	26.46	4874	28.01
(7/1/08-12/31/08)	4248	24.41	4514	25.94	4604	26.46		
(1/1/09-6/30/09)	4248	24.41			4333	24.90	4604	26.46
(7/1/09-12/31/09)	4248	24.41			4333	24.90		

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(1/1/10-6/30/10) 4333 24.90

Highway Maintainer (Bridge Crew)

<u>New Hire Between the Dates</u>	<u>July 1, 2009</u>		<u>On employee's "new hire" anniversary July-December 2009</u>		<u>January 1, 2010</u>		<u>On employee's "new hire" anniversary January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
(7/1/05-12/31/05)	5121	29.43	Full Scale					
(1/1/06-6/30/06)	5121	29.43			5223	30.02	Full Scale	
(7/1/06-12/31/06)	4851	27.88	5121	29.43	5223	30.02		
(1/1/07-6/30/07)	4851	27.88			4948	28.44	5223	30.02
(7/1/07-12/31/07)	4582	26.33	4851	27.88	4948	28.44		
(1/1/08-6/30/08)	4582	26.33			4673	26.86	4948	28.44
(7/1/08-12/31/08)	4312	24.78	4582	26.33	4673	26.86		
(1/1/09-6/30/09)	4312	24.78			4398	25.28	4673	26.86
(7/1/09-12/31/09)	4312	24.78			4398	25.28		
(1/1/10-6/30/10)					4398	25.28		

Highway Maintainer (Drill Rig)

<u>New Hire Between the Dates</u>	<u>July 1, 2009</u>		<u>On employee's "new hire" anniversary July-December 2009</u>		<u>January 1, 2010</u>		<u>On employee's "new hire" anniversary January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
(7/1/05-12/31/05)	5150	29.60	Full Scale					
(1/1/06-6/30/06)	5150	29.60			5253	30.19	Full Scale	
(7/1/06-12/31/06)	4879	28.04	5150	29.60	5253	30.19		
(1/1/07-6/30/07)	4879	28.04			4976	28.60	5253	30.19
(7/1/07-12/31/07)	4608	26.48	4879	28.04	4976	28.60		
(1/1/08-6/30/08)	4608	26.48			4700	27.01	4976	28.60
(7/1/08-12/31/08)	4337	24.93	4608	26.48	4700	27.01		

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(1/1/09-6/30/09)	4337	24.93	4423	25.42	4700	27.01
(7/1/09-12/31/09)	4337	24.93	4423	25.42		
(1/1/10-6/30/10)			4423	25.42		

(Source: Amended at 34 Ill. Reg. 7645, effective May 24, 2010)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE F RC-019 (Teamsters Local #25)****Full Scale Rates**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Plan Code</u>	<u>January 1, 2010</u> <u>2007</u> <u>Mo.</u>	<u>November 1, 2007</u> <u>Mo.</u>
Highway Maintainer (Snowbirds)	18639	RC-019	Q	<u>3664.00</u> 3390.00	<u>3575.00</u>

NOTE: Snowbirds are all seasonal, salaried, full-time Highway Maintainers whose primary function is snow removal.

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Plan Code</u>	<u>July 1, 2009</u>		<u>January 1, 2010</u>	
				<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
Bridge Mechanic	05310	RC-019	Q	5345	30.72	5451	31.33
Bridge Tender	05320	RC-019	B	5381	30.93	5487	31.53
Deck Hand	11500	RC-019	B	5145	29.57	5251	30.18
Ferry Operator I	14801	RC-019	B	5381	30.93	5487	31.53
Ferry Operator II	14802	RC-019	B	5433	31.22	5539	31.83
Highway Maintainer	18639	RC-019	Q	5310	30.52	5416	31.13
Highway Maintainer (Bridge Crew)	18639	RC-019	Q	5385	30.95	5491	31.56
Highway Maintainer (Drill Rig)	18639	RC-019	Q	5415	31.12	5521	31.73
Highway Maintainer (Emergency Patrol)	18639	RC-019	Q	5417	31.13	5523	31.74
Highway Maintenance Lead Worker	18659	RC-019	Q	5448	29.80	5554	<u>31.92</u> 30.41
Highway Maintenance Lead Worker (Bridge Crew)	18659	RC-019	Q	5522	31.74	5628	32.34
Highway Maintenance Lead Worker (Emergency Patrol)	18659	RC-019	Q	5555	31.93	5661	32.53
Highway Maintenance Lead Worker (Lead Lead Worker)	18659	RC-019	Q	5501	31.61	5607	32.22
Highway Maintenance Lead Worker (Lead Lead Worker) (Bridge Crew)	18659	RC-019	Q	5575	32.04	5681	32.65

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Highway Maintenance Lead Worker (Lead Lead Worker) (Emergency Patrol)	18659	RC-019	Q	5580	32.07	5686	32.68
Janitor I (Including Office of Administration)	21951	RC-019	B	4937	28.37	5043	28.98
Janitor II (Including Office of Administration)	21952	RC-019	B	4970	28.56	5076	29.17
Labor Maintenance Lead Worker	22809	RC-019	B	5207	29.93	5313	30.53
Laborer (Maintenance)	23080	RC-019	B	5148	29.59	5254	30.20
Maintenance Equipment Operator	25020	RC-019	B	5245	30.14	5351	30.75
Maintenance Equipment Operator	25020	RC-019	Q	5415	31.12	5521	31.73
Maintenance Equipment Operator	25020	RC-019	S	5468	31.43	5574	32.03
Maintenance Equipment Operator (DHS, forensic)	25020	RC-019	Q	5310	30.52	5416	31.13
Maintenance Worker	25500	RC-019	B	5186	29.80	5292	30.41
Maintenance Worker	25500	RC-019	Q	5251	30.18	5357	30.79
Power Shovel Operator (Maintenance)	33360	RC-019	B	5349	30.74	5455	31.35
Power Shovel Operator (Maintenance)	33360	RC-019	Q	5415	31.12	5521	31.73
Power Shovel Operator (Maintenance) (Bridge Crew)	33360	RC-019	Q	5490	31.55	5596	32.16
Security Guard I	39851	RC-019	B	4966	28.54	5072	29.15
Security Guard II	39852	RC-019	B	5016	28.83	5122	29.44
Silk Screen Operator	41020	RC-019	B	5354	30.77	5460	31.38

New Hire Rates

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Plan Code</u>
Highway Maintainer	18639	RC-019	Q

Highway Maintainer and Highway Maintainer (Tractor Mower)

<u>New Hire</u>	<u>July 1, 2009</u>	<u>On employee's "new</u>	<u>January 1, 2010</u>	<u>On employee's</u>
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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

<u>Between the Dates</u>	<u>hire" anniversary July-December 2009</u>		<u>"new hire" anniversary January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
(7/1/05-12/31/05)	5045	28.99	Full Scale	
(1/1/06-6/30/06)	5045	28.99		5145 29.57 Full Scale
(7/1/06-12/31/06)	4779	27.47	5045 28.99	5145 29.57
(1/1/07-6/30/07)	4779	27.47		4874 28.01 5145 29.57
(7/1/07-12/31/07)	4514	25.94	4779 27.47	4874 28.01
(1/1/08-6/30/08)	4514	25.94		4604 26.46 4874 28.01
(7/1/08-12/31/08)	4248	24.41	4514 25.94	4604 26.46
(1/1/09-6/30/09)	4248	24.41		4333 24.90 4604 26.46
(7/1/09-12/31/09)	4248	24.41		4333 24.90
(1/1/10-6/30/10)				4333 24.90

Highway Maintainer (Bridge Crew)

<u>New Hire Between the Dates</u>	<u>July 1, 2009</u>		<u>On employee's "new hire" anniversary July-December 2009</u>		<u>January 1, 2010</u>		<u>On employee's "new hire" anniversary January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
(7/1/05-12/31/05)	5116	29.40	Full Scale					
(1/1/06-6/30/06)	5116	29.40			5216	29.98	Full Scale	
(7/1/06-12/31/06)	4847	27.86	5116	29.40	5216	29.98		
(1/1/07-6/30/07)	4847	27.86			4942	28.40	5216	29.98
(7/1/07-12/31/07)	4577	26.30	4847	27.86	4942	28.40		
(1/1/08-6/30/08)	4577	26.30			4667	26.82	4942	28.40
(7/1/08-12/31/08)	4308	24.76	4577	26.30	4667	26.82		
(1/1/09-6/30/09)	4308	24.76			4393	25.25	4667	26.82
(7/1/09-12/31/09)	4308	24.76			4393	25.25		
(1/1/10-6/30/10)					4393	25.25		

Highway Maintainer (Drill Rig)

<u>New Hire Between the Dates</u>	<u>July 1, 2009</u>		<u>On employee's "new hire" anniversary July-December 2009</u>		<u>January 1, 2010</u>		<u>On employee's "new hire" anniversary January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>

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(7/1/05-12/31/05)	5144	29.56	Full Scale					
(1/1/06-6/30/06)	5144	29.56			5245	30.14	Full Scale	
(7/1/06-12/31/06)	4874	28.01	5144	29.56	5245	30.14		
(1/1/07-6/30/07)	4874	28.01			4969	28.56	5245	30.14
(7/1/07-12/31/07)	4603	26.45	4874	28.01	4969	28.56		
(1/1/08-6/30/08)	4603	26.45			4693	26.97	4969	28.56
(7/1/08-12/31/08)	4332	24.90	4603	26.45	4693	26.97		
(1/1/09-6/30/09)	4332	24.90			4417	25.39	4693	26.97
(7/1/09-12/31/09)	4332	24.90			4417	25.39		
(1/1/10-6/30/10)					4417	25.39		

Highway Maintainer (Emergency Patrol)

<u>New Hire</u> <u>Between the Dates</u>	<u>July 1, 2009</u>		<u>On employee's "new hire" anniversary</u> <u>July-December 2009</u>		<u>January 1, 2010</u>		<u>On employee's "new hire" anniversary</u> <u>January-June 2010</u>	
	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>	<u>Mo.</u>	<u>Hr.</u>
(7/1/05-12/31/05)	5146	29.57	Full Scale					
(1/1/06-6/30/06)	5146	29.57			5247	30.16	Full Scale	
(7/1/06-12/31/06)	4875	28.02	5146	29.57	5247	30.16		
(1/1/07-6/30/07)	4875	28.02			4971	28.57	5247	30.16
(7/1/07-12/31/07)	4604	26.46	4875	28.02	4971	28.57		
(1/1/08-6/30/08)	4604	26.46			4695	26.98	4971	28.57
(7/1/08-12/31/08)	4334	24.91	4604	26.46	4695	26.98		
(1/1/09-6/30/09)	4334	24.91			4418	25.39	4695	26.98
(7/1/09-12/31/09)	4334	24.91			4418	25.39		
(1/1/10-6/30/10)					4418	25.39		

(Source: Amended at 34 Ill. Reg. 7645, effective May 24, 2010)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay**Section 310.TABLE Q RC-033 (Meat Inspectors, IFPE)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Plan Code</u>
Meat and Poultry Inspector	26070	RC-033	B
Meat and Poultry Inspector Trainee	26075	RC-033	B

Effective July 1, 2009

<u>Title</u>	S T E P S							
	1	2	3	4	5	6	7	8
Meat and Poultry Inspector	3453	3603	3748	3890	4041	4268	4354	4397
Meat and Poultry Inspector Trainee	2929	3035	3152	3265	3379	3567	3636	3672

Effective January 1, 2010

<u>Title</u>	S T E P S							
	1	2	3	4	5	6	7	8
Meat and Poultry Inspector	<u>3522</u>	<u>3675</u>	<u>3823</u>	<u>3968</u>	<u>4122</u>	<u>4353</u>	<u>4441</u>	<u>4485</u>
	<u>3453</u>	<u>3603</u>	<u>3748</u>	<u>3890</u>	<u>4041</u>	<u>4268</u>	<u>4354</u>	<u>4397</u>
Meat and Poultry Inspector Trainee	<u>2988</u>	<u>3096</u>	<u>3215</u>	<u>3330</u>	<u>3447</u>	<u>3638</u>	<u>3709</u>	<u>3745</u>
	<u>2929</u>	<u>3035</u>	<u>3152</u>	<u>3265</u>	<u>3379</u>	<u>3567</u>	<u>3636</u>	<u>3672</u>

(Source: Amended at 34 Ill. Reg. 7645, effective May 24, 2010)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

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

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Grade</u>
Actuary III	00203	RC-063	26
Architect	01440	RC-063	22
Chaplain I	06901	RC-063	16
Chaplain II	06902	RC-063	19
Child Welfare Administrative Case Reviewer	07190	RC-063	22
Child Welfare Advanced Specialist	07215	RC-063	19
Child Welfare Court Facilitator	07196	RC-063	22
Child Welfare Senior Specialist	07217	RC-063	22
Child Welfare Specialist	07218	RC-063	18
Civil Engineer I	07601	RC-063	15
Civil Engineer II	07602	RC-063	17
Civil Engineer III	07603	RC-063	19
Civil Engineer IV	07604	RC-063	22
Clinical Pharmacist	08235	RC-063	25
Clinical Psychologist	08250	RC-063	23
Clinical Psychology Associate	08255	RC-063	18
Day Care Licensing Representative II	11472	RC-063	18
Dentist I	11751	RC-063	23
Dentist II	11752	RC-063	26
Environmental Engineer I	13751	RC-063	15
Environmental Engineer II	13752	RC-063	17
Environmental Engineer III	13753	RC-063	19
Environmental Engineer IV	13754	RC-063	22
Environmental Protection Engineer I	13791	RC-063	15
Environmental Protection Engineer II	13792	RC-063	17
Environmental Protection Engineer III	13793	RC-063	19
Environmental Protection Engineer IV	13794	RC-063	22
Environmental Protection Geologist I	13801	RC-063	14
Environmental Protection Geologist II	13802	RC-063	16
Environmental Protection Geologist III	13803	RC-063	18
Geographic Information Specialist I	17271	RC-063	19
Geographic Information Specialist II	17272	RC-063	23
Geographic Information Trainee	17276	RC-063	15
Graduate Pharmacist	17345	RC-063	20

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Hearing and Speech Advanced Specialist	18227	RC-063	22
Hearing and Speech Associate	18231	RC-063	18
Hearing and Speech Specialist	18233	RC-063	20
Information Services Intern	21160	RC-063	15
Information Services Specialist I	21161	RC-063	17
Information Services Specialist II	21162	RC-063	19
Information Systems Analyst I	21165	RC-063	21
Information Systems Analyst II	21166	RC-063	23
Information Systems Analyst III	21167	RC-063	25
Laboratory Research Scientist	23025	RC-063	23
Landscape Architect	23145	RC-063	22
Landscape Planner	23150	RC-063	19
Librarian I	23401	RC-063	16
Management Systems Specialist	25583	RC-063	21
Mechanical Engineer I	26201	RC-063	15
Mechanical Engineer II	26202	RC-063	17
Mechanical Engineer III	26203	RC-063	19
Nutritionist	29820	RC-063	18
Occupational Therapist	29900	RC-063	17
Occupational Therapist Program Coordinator	29908	RC-063	19
Occupational Therapist Supervisor	29910	RC-063	21
Optometrist	30300	RC-063	14
Pharmacy Services Coordinator	32010	RC-063	25
Physical Therapist	32145	RC-063	17
Physical Therapist Program Coordinator	32153	RC-063	19
Podiatrist	32960	RC-063	14
Project Designer	34725	RC-063	19
Psychologist I	35611	RC-063	17
Psychologist II	35612	RC-063	20
Psychologist III	35613	RC-063	22
Psychologist Associate	35626	RC-063	15
Public Health Educator	36430	RC-063	19
Public Service Administrator, Options 3, 4, 6E, 8E and 8T	37015	RC-063	24
Public Service Administrator, Option 8D	37015	RC-063	23
Public Service Administrator, Options 8H, 8I Department of Natural Resources and 9G	37015	RC-063	22

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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Public Service Administrator, Option 8I	37015	RC-063	22
Department of Natural Resources			
Public Service Administrator, Option 8P Department of Human Services	37015	RC-063	26
Public Service Administrator, Option 8U Department of Human Services	37015	RC-063	21
Rehabilitation/Mobility Instructor	38163	RC-063	19
Rehabilitation/Mobility Instructor Trainee	38167	RC-063	15
School Psychologist	39200	RC-063	18
Senior Public Service Administrator, Option 8E	40070	RC-063	26
Senior Public Service Administrator, Option 8P	40070	RC-063	27
Social Worker II	41412	RC-063	18
Social Worker III	41413	RC-063	19
Social Worker IV	41414	RC-063	21
Staff Pharmacist	41787	RC-063	24
Statistical Research Supervisor	42745	RC-063	20
Veterinarian I	47901	RC-063	18
Veterinarian II	47902	RC-063	20
Veterinarian III	47903	RC-063	21
Vision/Hearing Consultant I	47941	RC-063	16
Vision/Hearing Consultant II	47942	RC-063	20
Vision/Hearing Consultant III	47943	RC-063	21

NOTE: The positions allocated to the Public Service Administrator title that are assigned to the negotiated pay grade have the following options: 3; 4; 6E; 8D; 8E; 8H; 8I; 8P; 8T; 8U; and 9G. See the definition of option in Section 310.50.

Effective May 14, 2009
Bargaining Unit: RC-063

Pay Grade	Pay Plan Code	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
27	B	6168	6352	6544	6872	7246	7629	8016	8391	8768	9335	9708
27	Q	6448	6640	6841	7184	7575	7975	8380	8772	9166	9759	10149

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Effective July 1, 2009
Bargaining Unit: RC-063

Pay Grade	Pay Plan Code	S T E P S									
		1b	1a	1	2	3	4	5	6	7	8
14	B	3267	3356	3445	3576	3716	3878	4020	4172	4416	4592
14	Q	3405	3495	3591	3728	3880	4048	4201	4361	4615	4798
14	S	3470	3562	3658	3802	3950	4122	4274	4436	4687	4874
15	B	3395	3487	3581	3740	3894	4046	4212	4368	4631	4815
15	Q	3537	3635	3737	3901	4064	4227	4403	4565	4837	5032
15	S	3603	3704	3807	3974	4135	4303	4477	4638	4914	5110
16	B	3548	3645	3749	3917	4091	4260	4439	4616	4888	5083
16	Q	3699	3805	3913	4091	4275	4454	4637	4824	5111	5316
16	S	3772	3877	3987	4165	4351	4531	4712	4900	5181	5388
17	B	3709	3817	3929	4109	4299	4481	4663	4852	5140	5346
17	Q	3872	3985	4099	4296	4493	4680	4871	5070	5371	5587
17	S	3944	4058	4173	4371	4569	4758	4946	5143	5450	5667
18	B	3901	4014	4134	4333	4536	4742	4934	5133	5439	5657
18	Q	4073	4193	4319	4533	4741	4957	5159	5364	5686	5913
18	S	4144	4270	4391	4604	4815	5031	5234	5441	5758	5989
19	B	4107	4228	4357	4579	4795	5017	5229	5447	5778	6010
19	Q	4293	4422	4553	4786	5008	5247	5465	5694	6037	6279
19	S	4369	4498	4630	4862	5085	5321	5541	5771	6112	6357
20	B	4343	4471	4603	4836	5061	5301	5533	5762	6111	6356
20	Q	4538	4672	4811	5053	5291	5542	5780	6022	6389	6644
20	S	4611	4747	4887	5128	5364	5616	5855	6096	6461	6719
21	B	4584	4720	4861	5112	5358	5608	5864	6108	6489	6748

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21	Q	4791	4931	5080	5343	5598	5862	6128	6385	6781	7052
21	S	4865	5006	5156	5415	5673	5937	6203	6458	6856	7131
22	B	4845	4992	5139	5407	5671	5939	6215	6472	6875	7150
22	Q	5064	5215	5369	5651	5929	6206	6493	6766	7184	7471
22	S	5137	5290	5447	5724	6003	6279	6569	6843	7261	7551
23	B	5139	5292	5451	5740	6034	6321	6612	6899	7333	7627
23	Q	5369	5532	5700	6001	6309	6605	6911	7211	7662	7968
23	S	5447	5608	5774	6074	6382	6680	6985	7284	7737	8045
24	B	5469	5632	5802	6110	6431	6738	7050	7368	7830	8143
24	Q	5713	5888	6065	6388	6720	7043	7366	7700	8184	8511
24	S	5788	5961	6140	6460	6793	7117	7442	7776	8257	8587
25	B	5828	6004	6184	6522	6866	7209	7551	7895	8401	8738
25	Q	6093	6272	6461	6816	7173	7535	7894	8251	8780	9132
25	S	6165	6352	6537	6891	7247	7608	7966	8323	8855	9210
26	B	6159	6348	6599	6960	7329	7701	8060	8422	8966	9324
26	Q	6453	6648	6917	7292	7678	8067	8444	8821	9392	9768
26	S	6514	6711	6982	7362	7753	8144	8524	8906	9485	9864
27	B	6511	6708	7044	7427	7820	8216	8601	8987	9568	9951
27	Q	6806	7012	7364	7764	8174	8590	8991	9395	10003	10403

Effective January 1, 2010
Bargaining Unit: RC-063

Pay Grade	Pay Plan Code	S T E P S									
		1b	1a	1	2	3	4	5	6	7	8
14	B	3332	3423	3514	3648	3790	3956	4100	4255	4504	4684
14	Q	3473	3565	3663	3803	3958	4129	4285	4448	4707	4894
14	S	3539	3633	3731	3878	4029	4204	4359	4525	4781	4971

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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15	B	3463	3557	3653	3815	3972	4127	4296	4455	4724	4911
15	Q	3608	3708	3812	3979	4145	4312	4491	4656	4934	5133
15	S	3675	3778	3883	4053	4218	4389	4567	4731	5012	5212
16	B	3619	3718	3824	3995	4173	4345	4528	4708	4986	5185
16	Q	3773	3881	3991	4173	4361	4543	4730	4920	5213	5422
16	S	3847	3955	4067	4248	4438	4622	4806	4998	5285	5496
17	B	3783	3893	4008	4191	4385	4571	4756	4949	5243	5453
17	Q	3949	4065	4181	4382	4583	4774	4968	5171	5478	5699
17	S	4023	4139	4256	4458	4660	4853	5045	5246	5559	5780
18	B	3979	4094	4217	4420	4627	4837	5033	5236	5548	5770
18	Q	4154	4277	4405	4624	4836	5056	5262	5471	5800	6031
18	S	4227	4355	4479	4696	4911	5132	5339	5550	5873	6109
19	B	4189	4313	4444	4671	4891	5117	5334	5556	5894	6130
19	Q	4379	4510	4644	4882	5108	5352	5574	5808	6158	6405
19	S	4456	4588	4723	4959	5187	5427	5652	5886	6234	6484
20	B	4430	4560	4695	4933	5162	5407	5644	5877	6233	6483
20	Q	4629	4765	4907	5154	5397	5653	5896	6142	6517	6777
20	S	4703	4842	4985	5231	5471	5728	5972	6218	6590	6853
21	B	4676	4814	4958	5214	5465	5720	5981	6230	6619	6883
21	Q	4887	5030	5182	5450	5710	5979	6251	6513	6917	7193
21	S	4962	5106	5259	5523	5786	6056	6327	6587	6993	7274
22	B	4942	5092	5242	5515	5784	6058	6339	6601	7013	7293
22	Q	5165	5319	5476	5764	6048	6330	6623	6901	7328	7620
22	S	5240	5396	5556	5838	6123	6405	6700	6980	7406	7702
23	B	5242	5398	5560	5855	6155	6447	6744	7037	7480	7780
23	Q	5476	5643	5814	6121	6435	6737	7049	7355	7815	8127
23	S	5556	5720	5889	6195	6510	6814	7125	7430	7892	8206

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24	B	5578	5745	5918	6232	6560	6873	7191	7515	7987	8306
24	Q	5827	6006	6186	6516	6854	7184	7513	7854	8348	8681
24	S	5904	6080	6263	6589	6929	7259	7591	7932	8422	8759
25	B	5945	6124	6308	6652	7003	7353	7702	8053	8569	8913
25	Q	6215	6397	6590	6952	7316	7686	8052	8416	8956	9315
25	S	6288	6479	6668	7029	7392	7760	8125	8489	9032	9394
26	B	6282	6475	6731	7099	7476	7855	8221	8590	9145	9510
26	Q	6582	6781	7055	7438	7832	8228	8613	8997	9580	9963
26	S	6644	6845	7122	7509	7908	8307	8694	9084	9675	10061
27	B	6641	6842	7185	7576	7976	8380	8773	9167	9759	10150
27	Q	6942	7152	7511	7919	8337	8762	9171	9583	10203	10611

(Source: Amended at 34 Ill. Reg. 7645, effective May 24, 2010)

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- 1) Heading of the Part: Supplemental Nutrition Assistance Program (SNAP)
- 2) Code Citation: 89 Ill. Adm. Code 121
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
121.60	Amendment
121.61	Amendment
121.63	Amendment
- 4) Statutory Authority: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-4.4 through 12-4.6 and 12-13]
- 5) Effective Date of Amendments: May 18, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted amendments, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Notice of Proposal Published in the Illinois Register: October 23, 2009; 33 Ill. Reg. 14463
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version: No substantive changes were made to the text of the proposed rulemaking. However, since this rulemaking was proposed, the name of the Food Stamp Program was changed to the Supplemental Nutrition Assistance Program (SNAP).
- 12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any amendments pending on this Part? Yes

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<u>Section Numbers:</u>	<u>Proposed Action:</u>	<u>Illinois Register Citation:</u>
121.30	Amendment	33 Ill. Reg. 11772; August 14, 2009
121.52	Amendment	33 Ill. Reg. 11772; August 14, 2009
121.55	Amendment	33 Ill. Reg. 11772; August 14, 2009
121.140	Amendment	33 Ill. Reg. 11772; August 14, 2009
121.63	Amendment	33 Ill. Reg. 1512; January 29, 2010
121.20	Amendment	34 Ill. Reg. 6564; May 14, 2010

- 15) Summary and Purpose of Rulemaking: This rulemaking increases the Maximum Gross and Net Monthly Income Standards, the Excess Shelter Deduction and the Standard Deduction for most Supplemental Nutrition Assistance Program (SNAP) households. However, for households with 1-3 members, the amount of the Standard Deduction, which is indexed to inflation, decreased from \$144 to \$141 monthly. As a result, these households may experience a small reduction in benefits. These changes are the result of the annual review of SNAP standards required by Food and Nutrition Service regulations.
- 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) Do these amendments require the preview of the Procurement Policy Board as specified in Section 5-25 of the Illinois Procurement Code? No

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

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TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF HUMAN SERVICES
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 121

SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP)

SUBPART A: APPLICATION PROCEDURES

Section

- 121.1 Application for Assistance
- 121.2 Time Limitations on the Disposition of an Application
- 121.3 Approval of an Application and Initial Authorization of Assistance
- 121.4 Denial of an Application
- 121.5 Client Cooperation
- 121.6 Emergency Assistance
- 121.7 Expedited Service
- 121.8 Express Stamps Application Project
- 121.10 Interviews

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section

- 121.18 Work Requirement
- 121.19 Ending a Voluntary Quit Disqualification (Repealed)
- 121.20 Citizenship
- 121.21 Residence
- 121.22 Social Security Numbers
- 121.23 Work Registration/Participation Requirements
- 121.24 Individuals Exempt from Work Registration Requirements
- 121.25 Failure to Comply with Work Provisions
- 121.26 Periods of Sanction
- 121.27 Voluntary Job Quit/Reduction in Work Hours
- 121.28 Good Cause for Voluntary Job Quit/Reduction in Work Hours
- 121.29 Exemptions from Voluntary Quit/Reduction in Work Hours Rules

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section

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121.30	Unearned Income
121.31	Exempt Unearned Income
121.32	Education Benefits (Repealed)
121.33	Unearned Income In-Kind
121.34	Lump Sum Payments and Income Tax Refunds
121.40	Earned Income
121.41	Budgeting Earned Income
121.50	Exempt Earned Income
121.51	Income from Work/Study/Training Programs
121.52	Earned Income from Roomers or Boarders
121.53	Income From Rental Property
121.54	Earned Income In-Kind
121.55	Sponsors of Aliens
121.57	Assets
121.58	Exempt Assets
121.59	Asset Disregards

SUBPART D: ELIGIBILITY STANDARDS

Section	
121.60	Net Monthly Income Eligibility Standards
121.61	Gross Monthly Income Eligibility Standards
121.62	Income Which Must Be Annualized
121.63	Deductions from Monthly Income
121.64	Food Stamp Benefit Amount

SUBPART E: HOUSEHOLD CONCEPT

Section	
121.70	Composition of the Assistance Unit
121.71	Living Arrangement
121.72	Nonhousehold Members
121.73	Ineligible Household Members
121.74	Strikers
121.75	Students
121.76	Categorically Eligible Households

SUBPART F: MISCELLANEOUS PROGRAM PROVISIONS

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Section

- 121.80 Fraud Disqualification (Renumbered)
- 121.81 Initiation of Administrative Fraud Hearing (Repealed)
- 121.82 Definition of Fraud (Renumbered)
- 121.83 Notification To Applicant Households (Renumbered)
- 121.84 Disqualification Upon Finding of Fraud (Renumbered)
- 121.85 Court Imposed Disqualification (Renumbered)
- 121.90 Monthly Reporting and Retrospective Budgeting (Repealed)
- 121.91 Monthly Reporting (Repealed)
- 121.92 Budgeting
- 121.93 Issuance of Food Stamp Benefits
- 121.94 Replacement of the EBT Card or SNAP Benefits
- 121.95 Restoration of Lost Benefits
- 121.96 Uses for SNAP Benefits
- 121.97 Supplemental Payments
- 121.98 Client Training Brochure for the Electronic Benefits Transfer (EBT) System
- 121.105 State Food Program (Repealed)
- 121.107 New State Food Program
- 121.108 Transitional Food Stamp (TFS) Benefits
- 121.120 Redetermination of Eligibility
- 121.125 Simplified Reporting Redeterminations
- 121.130 Residents of Shelters for Battered Women and their Children
- 121.131 Fleeing Felons and Probation/Parole Violators
- 121.135 Incorporation By Reference
- 121.136 Food and Nutrition Act of 2008
- 121.140 Small Group Living Arrangement Facilities and Drug/Alcoholic Treatment Centers
- 121.145 Quarterly Reporting (Repealed)

SUBPART G: INTENTIONAL VIOLATIONS OF THE PROGRAM

Section

- 121.150 Definition of Intentional Violations of the Program
- 121.151 Penalties for Intentional Violations of the Program
- 121.152 Notification To Applicant Households
- 121.153 Disqualification Upon Finding of Intentional Violation of the Program
- 121.154 Court Imposed Disqualification

SUBPART H: FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM

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Section

121.160	Persons Required to Participate
121.162	Program Requirements
121.163	Vocational Training
121.164	Orientation (Repealed)
121.165	Community Work
121.166	Assessment and Employability Plan (Repealed)
121.167	Counseling/Prevention Services
121.170	Job Search Activity
121.172	Basic Education Activity
121.174	Job Readiness Activity
121.176	Work Experience Activity
121.177	Illinois Works Component (Repealed)
121.178	Job Training Component (Repealed)
121.179	JTPA Employability Services Component (Repealed)
121.180	Grant Diversion Component (Repealed)
121.182	Earnfare Activity
121.184	Sanctions for Non-cooperation with Food Stamp Employment and Training
121.186	Good Cause for Failure to Cooperate
121.188	Supportive Services
121.190	Conciliation
121.200	Types of Claims (Recodified)
121.201	Establishing a Claim for Intentional Violation of the Program (Recodified)
121.202	Establishing a Claim for Unintentional Household Errors and Administrative Errors (Recodified)
121.203	Collecting Claim Against Households (Recodified)
121.204	Failure to Respond to Initial Demand Letter (Recodified)
121.205	Methods of Repayment of Food Stamp Claims (Recodified)
121.206	Determination of Monthly Allotment Reductions (Recodified)
121.207	Failure to Make Payment in Accordance with Repayment Schedule (Recodified)
121.208	Suspension and Termination of Claims (Recodified)

SUBPART I: WORK REQUIREMENT FOR FOOD STAMPS

Section

121.220	Work Requirement Components (Repealed)
121.221	Meeting the Work Requirement with the Earnfare Component (Repealed)
121.222	Volunteer Community Work Component (Repealed)

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- 121.223 Work Experience Component (Repealed)
- 121.224 Supportive Service Payments to Meet the Work Requirement (Repealed)
- 121.225 Meeting the Work Requirement with the Illinois Works Component (Repealed)
- 121.226 Meeting the Work Requirement with the JTPA Employability Services Component (Repealed)

AUTHORITY: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-4.4 through 12-4.6 and 12-13].

SOURCE: Adopted December 30, 1977; amended at 3 Ill. Reg. 5, p. 875, effective February 2, 1979; amended at 3 Ill. Reg. 31, p. 109, effective August 3, 1979; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 41, p. 165, effective October 11, 1979; amended at 3 Ill. Reg. 42, p. 230, effective October 9, 1979; amended at 3 Ill. Reg. 44, p. 173, effective October 19, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 3, p. 49, effective January 9, 1980; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 23, 1980; amended at 4 Ill. Reg. 10, p. 253, effective February 27, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 17, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1131, effective January 16, 1981; amended at 5 Ill. Reg. 4586, effective April 15, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 12736, effective October 29, 1981; amended at 6 Ill. Reg. 1653, effective January 17, 1982; amended at 6 Ill. Reg. 2707, effective March 2, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10208, effective August 9, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 5715, effective May 1, 1983; amended at 7 Ill. Reg. 8118, effective June 24, 1983; peremptory amendment at 7 Ill. Reg. 12899, effective October 1, 1983; amended at 7 Ill. Reg. 13655, effective October 4, 1983; peremptory amendment at 7 Ill. Reg. 16067, effective November 18, 1983; amended at 7 Ill. Reg. 16169, effective November 22, 1983; amended at 8 Ill. Reg. 5673, effective April 18, 1984; amended at 8 Ill. Reg. 7249, effective May 16, 1984; peremptory amendment at 8 Ill. Reg. 10086, effective July 1, 1984; amended at 8 Ill. Reg. 13284, effective July 16, 1984; amended at 8 Ill. Reg. 17900, effective September 14, 1984; amended (by adding Section being codified with no substantive change) at 8 Ill. Reg. 17898; peremptory amendment at 8 Ill. Reg. 19690,

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effective October 1, 1984; preemptory amendment at 8 Ill. Reg. 22145, effective November 1, 1984; amended at 9 Ill. Reg. 302, effective January 1, 1985; amended at 9 Ill. Reg. 6804, effective May 1, 1985; amended at 9 Ill. Reg. 8665, effective May 29, 1985; preemptory amendment at 9 Ill. Reg. 8898, effective July 1, 1985; amended at 9 Ill. Reg. 11334, effective July 8, 1985; amended at 9 Ill. Reg. 14334, effective September 6, 1985; preemptory amendment at 9 Ill. Reg. 15582, effective October 1, 1985; amended at 9 Ill. Reg. 16889, effective October 16, 1985; amended at 9 Ill. Reg. 19726, effective December 9, 1985; amended at 10 Ill. Reg. 229, effective December 20, 1985; preemptory amendment at 10 Ill. Reg. 7387, effective April 21, 1986; preemptory amendment at 10 Ill. Reg. 7941, effective May 1, 1986; amended at 10 Ill. Reg. 14692, effective August 29, 1986; preemptory amendment at 10 Ill. Reg. 15714, effective October 1, 1986; Sections 121.200 thru 121.208 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; preemptory amendment at 11 Ill. Reg. 3761, effective February 11, 1987; emergency amendment at 11 Ill. Reg. 3754, effective February 13, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 9968, effective May 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 10269, effective May 22, 1987; amended at 11 Ill. Reg. 10621, effective May 25, 1987; preemptory amendment at 11 Ill. Reg. 11391, effective July 1, 1987; preemptory amendment at 11 Ill. Reg. 11855, effective June 30, 1987; emergency amendment at 11 Ill. Reg. 12043, effective July 6, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 13635, effective August 1, 1987; amended at 11 Ill. Reg. 14022, effective August 10, 1987; emergency amendment at 11 Ill. Reg. 15261, effective September 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 15480, effective September 4, 1987; amended at 11 Ill. Reg. 15634, effective September 11, 1987; amended at 11 Ill. Reg. 18218, effective October 30, 1987; preemptory amendment at 11 Ill. Reg. 18374, effective October 30, 1987; amended at 12 Ill. Reg. 877, effective December 30, 1987; emergency amendment at 12 Ill. Reg. 1941, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 4204, effective February 5, 1988; amended at 12 Ill. Reg. 9678, effective May 23, 1988; amended at 12 Ill. Reg. 9922, effective June 1, 1988; amended at 12 Ill. Reg. 11463, effective June 30, 1988; amended at 12 Ill. Reg. 12824, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 14045, effective August 19, 1988, for a maximum of 150 days; preemptory amendment at 12 Ill. Reg. 15704, effective October 1, 1988; preemptory amendment at 12 Ill. Reg. 16271, effective October 1, 1988; amended at 12 Ill. Reg. 20161, effective November 30, 1988; amended at 13 Ill. Reg. 3890, effective March 10, 1989; amended at 13 Ill. Reg. 13619, effective August 14, 1989; preemptory amendment at 13 Ill. Reg. 15859, effective October 1, 1989; amended at 14 Ill. Reg. 729, effective January 1, 1990; amended at 14 Ill. Reg. 6349, effective April 13, 1990; amended at 14 Ill. Reg. 13202, effective August 6, 1990; preemptory amendment at 14 Ill. Reg. 15158, effective October 1, 1990; amended at 14 Ill. Reg. 16983, effective September 30, 1990; amended at 15 Ill. Reg. 11150, effective July 22, 1991; amended at 15 Ill. Reg. 11957, effective August 12, 1991; preemptory amendment at 15 Ill. Reg. 14134, effective October 1, 1991; emergency amendment at 16 Ill. Reg. 757, effective January 1, 1992, for a maximum of 150

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days; amended at 16 Ill. Reg. 10011, effective June 15, 1992; amended at 16 Ill. Reg. 13900, effective August 31, 1992; emergency amendment at 16 Ill. Reg. 16221, effective October 1, 1992, for a maximum of 150 days; preemptory amendment at 16 Ill. Reg. 16345, effective October 1, 1992; amended at 16 Ill. Reg. 16624, effective October 23, 1992; amended at 17 Ill. Reg. 644, effective December 31, 1992; amended at 17 Ill. Reg. 4333, effective March 19, 1993; amended at 17 Ill. Reg. 14625, effective August 26, 1993; emergency amendment at 17 Ill. Reg. 15149, effective September 7, 1993, for a maximum of 150 days; preemptory amendment at 17 Ill. Reg. 17477, effective October 1, 1993; expedited correction at 17 Ill. Reg. 21216, effective October 1, 1993; amended at 18 Ill. Reg. 2033, effective January 21, 1994; emergency amendment at 18 Ill. Reg. 2509, effective January 27, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 3427, effective February 28, 1994; amended at 18 Ill. Reg. 8921, effective June 3, 1994; amended at 18 Ill. Reg. 12829, effective August 5, 1994; amended at 18 Ill. Reg. 14103, effective August 26, 1994; amended at 19 Ill. Reg. 5626, effective March 31, 1995; amended at 19 Ill. Reg. 6648, effective May 5, 1995; emergency amendment at 19 Ill. Reg. 12705, effective September 1, 1995, for a maximum of 150 days; preemptory amendment at 19 Ill. Reg. 13595, effective October 1, 1995; amended at 20 Ill. Reg. 1593, effective January 11, 1996; preemptory amendment at 20 Ill. Reg. 2229, effective January 17, 1996; amended at 20 Ill. Reg. 7902, effective June 1, 1996; amended at 20 Ill. Reg. 11935, effective August 14, 1996; emergency amendment at 20 Ill. Reg. 13381, effective October 1, 1996, for a maximum of 150 days; emergency amendment at 20 Ill. Reg. 13668, effective October 8, 1996, for a maximum of 150 days; amended at 21 Ill. Reg. 3156, effective February 28, 1997; amended at 21 Ill. Reg. 7733, effective June 4, 1997; recodified from the Department of Public Aid to the Department of Human Services at 21 Ill. Reg. 9322; emergency amendment at 22 Ill. Reg. 1954, effective January 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 5502, effective March 4, 1998; amended at 22 Ill. Reg. 7969, effective May 15, 1998; emergency amendment at 22 Ill. Reg. 10660, effective June 1, 1998, for a maximum of 150 days; emergency amendment at 22 Ill. Reg. 12167, effective July 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 16230, effective September 1, 1998; amended at 22 Ill. Reg. 19787, effective October 28, 1998; emergency amendment at 22 Ill. Reg. 19934, effective November 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 20099, effective November 1, 1998; emergency amendment at 23 Ill. Reg. 2601, effective February 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 3374, effective March 1, 1999; amended at 23 Ill. Reg. 7285, effective June 18, 1999; emergency amendment at 23 Ill. Reg. 13253, effective October 13, 1999, for a maximum of 150 days; emergency amendment at 24 Ill. Reg. 3871, effective February 24, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 4180, effective March 2, 2000; amended at 24 Ill. Reg. 10198, effective June 27, 2000; amended at 24 Ill. Reg. 15428, effective October 10, 2000; emergency amendment at 24 Ill. Reg. 15468, effective October 1, 2000, for a maximum of 150 days; amended at 25 Ill. Reg. 845, effective January 5, 2001; amended at 25 Ill. Reg. 2423, effective January 25, 2001; emergency amendment at 25 Ill. Reg. 2439, effective January 29, 2001, for a

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maximum of 150 days; emergency amendment at 25 Ill. Reg. 3707, effective March 1, 2001, for a maximum of 150 days; emergency expired July 28, 2001; amended at 25 Ill. Reg. 7720, effective June 7, 2001; amended at 25 Ill. Reg. 10823, effective August 12, 2001; amended at 25 Ill. Reg. 11856, effective August 31, 2001; emergency amendment at 25 Ill. Reg. 13309, effective October 1, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. 151, effective January 1, 2002; amended at 26 Ill. Reg. 2025, effective February 1, 2002; amended at 26 Ill. Reg. 13530, effective September 3, 2002; preemptory amendment at 26 Ill. Reg. 15099, effective October 1, 2002; amended at 26 Ill. Reg. 16484, effective October 25, 2002; amended at 27 Ill. Reg. 2889, effective February 7, 2003; expedited correction at 27 Ill. Reg. 14262, effective February 7, 2003; amended at 27 Ill. Reg. 4583, effective February 28, 2003; amended at 27 Ill. Reg. 7273, effective April 7, 2003; amended at 27 Ill. Reg. 12569, effective July 21, 2003; preemptory amendment at 27 Ill. Reg. 15604, effective October 1, 2003; amended at 27 Ill. Reg. 16108, effective October 6, 2003; amended at 27 Ill. Reg. 18445, effective November 20, 2003; amended at 28 Ill. Reg. 1104, effective December 31, 2003; amended at 28 Ill. Reg. 3857, effective February 13, 2004; amended at 28 Ill. Reg. 10393, effective July 6, 2004; preemptory amendment at 28 Ill. Reg. 13834, effective October 1, 2004; emergency amendment at 28 Ill. Reg. 15323, effective November 10, 2004, for a maximum of 150 days; emergency expired April 8, 2005; amended at 29 Ill. Reg. 2701, effective February 4, 2005; amended at 29 Ill. Reg. 5499, effective April 1, 2005; preemptory amendment at 29 Ill. Reg. 12132, effective July 14, 2005; emergency amendment at 29 Ill. Reg. 16042, effective October 4, 2005, for a maximum of 150 days; emergency expired March 2, 2006; preemptory amendment at 29 Ill. Reg. 16538, effective October 4, 2005; emergency amendment at 30 Ill. Reg. 7804, effective April 6, 2006, for a maximum of 150 days; emergency expired September 2, 2006; amended at 30 Ill. Reg. 11236, effective June 12, 2006; amended at 30 Ill. Reg. 13863, effective August 1, 2006; amended at 30 Ill. Reg. 15681, effective September 12, 2006; preemptory amendment at 30 Ill. Reg. 16470, effective October 1, 2006; amended at 31 Ill. Reg. 6991, effective April 30, 2007; amended at 31 Ill. Reg. 10482, effective July 9, 2007; amended at 31 Ill. Reg. 11318, effective July 23, 2007; preemptory amendment at 31 Ill. Reg. 14372, effective October 1, 2007; amended at 32 Ill. Reg. 2813, effective February 7, 2008; amended at 32 Ill. Reg. 4380, effective March 12, 2008; amended at 32 Ill. Reg. 4813, effective March 18, 2008; amended at 32 Ill. Reg. 9621, effective June 23, 2008; preemptory amendment at 32 Ill. Reg. 16905, effective October 1, 2008; preemptory amendment to Sections 121.94(c), 121.96(d)(2) and 121.150(b) suspended at 32 Ill. Reg. 18908, effective November 19, 2008; suspension withdrawn by the Joint Committee on Administrative Rules at 33 Ill. Reg. 200, effective February 5, 2009; preemptory amendment repealed by emergency rulemaking at 33 Ill. Reg. 3514, effective February 5, 2009, for a maximum of 150 days; preemptory amendment at 32 Ill. Reg. 18092, effective November 15, 2008; emergency amendment at 33 Ill. Reg. 4187, effective February 24, 2009, for a maximum of 150 days; emergency expired July 23, 2009; preemptory amendment at 33 Ill. Reg. 5537, effective April 1, 2009; emergency amendment at 33 Ill. Reg. 11322, effective July 20, 2009, for

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a maximum of 150 days; emergency expired December 16, 2009; amended at 33 Ill. Reg. 12802, effective September 3, 2009; amended at 33 Ill. Reg. 14121, effective September 22, 2009; emergency amendment at 33 Ill. Reg. 14627, effective October 13, 2009, for a maximum of 150 days; amended at 33 Ill. Reg. 16875, effective November 30, 2009; amended at 33 Ill. Reg. 17350, effective December 14, 2009; amended at 34 Ill. Reg. 4777, effective March 17, 2010; amended at 34 Ill. Reg. 5295, effective April 12, 2010; amended at 34 Ill. Reg. 5823, effective April 19, 2010; emergency amendment at 34 Ill. Reg. 6967, effective May 1, 2010, for a maximum of 150 days; amended at 34 Ill. Reg. 7265, effective May 10, 2010; amended at 34 Ill. Reg. 7685, effective May 18, 2010.

SUBPART D: ELIGIBILITY STANDARDS

Section 121.60 Net Monthly Income Eligibility Standards

- a) Households that are not categorically eligible whose net monthly income does not exceed the maximum monthly income standards shall be assigned SNAP benefits based on the net monthly SNAP income.
- b) The maximum net monthly income standards are:

Household Size	Amount
1.....	\$ <u>903867</u>
2.....	<u>1,2151,467</u>
3.....	<u>1,5261,467</u>
4.....	<u>1,8381,767</u>
5.....	<u>2,1502,067</u>
6.....	<u>2,4612,367</u>
7.....	<u>2,7732,667</u>
8.....	<u>3,0852,967</u>
Each additional member.....	<u>312300</u>

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Derived from Office of Management and Budget non-farm, income poverty guidelines.

(Source: Amended at 34 Ill. Reg. 7685, effective May 18, 2010)

Section 121.61 Gross Monthly Income Eligibility Standards

- a) Gross Monthly Income Eligibility Standards
 - 1) The gross income standards of eligibility shall be 130 percent of the nonfarm income poverty guidelines prescribed by the Office of Management and Budget (see 7 CFR 273.9(a)(1)) for all households including categorical households as defined in Section 121.76, except elderly, blind or disabled households that shall be considered categorically eligible if the household's gross income is at or below 200%. Households containing a member who is elderly, blind or disabled that are not categorically eligible will be exempt from this gross income check (see also 7 CFR 273.9(c)), but must meet the net income standards in Section 121.60. To qualify for increased benefits, a household must contain a member who meets one of the following requirements:
 - A) A member is 60 years of age or older. An individual is considered age 60 in the fiscal month in which he or she becomes 60.
 - B) A member receives Supplemental Security Income (SSI) benefits under Title XVI of the Social Security Act, (this includes the household where the member is receiving SSI income pending a final decision from the Social Security Administration. This SSI income is being provided on a temporary or emergency basis).
 - C) A member receives Social Security disability or blindness benefits under Title II (RSDI) of the Social Security Act.
 - D) A member receives State Supplemental Payment (SSP) due to blindness or disability.
 - E) A veteran with a service-connected disability rated or paid as totally disabled by the Department of Veterans Affairs (VA).

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- F) A veteran considered by the VA to be in need of regular aid and attendance or permanently housebound.
 - G) A veteran's surviving spouse who is considered in need of aid and attendance or considered permanently housebound by the VA or a veteran's surviving child who is considered permanently incapable of self-support by the VA.
 - H) A veteran's surviving spouse or child entitled to compensation for a service-connected death or pension benefits for a nonservice-connected death from the VA, if the spouse or child also has a disability considered permanent under Social Security requirements.
 - I) A member receives federal, state, or local government disability pension and is considered permanently disabled under Social Security requirements.
 - J) A member receives Railroad Retirement disability benefits.
 - K) A member receives an annuity payment from Railroad Retirement and is eligible for Medicare.
 - L) A member receives disability-related medical assistance benefits (Categories 92, 93 and P3) under Title XIX (Medicaid) of the Social Security Act.
- 2) For those veterans, surviving spouses, or children mentioned in subsections (a)(1)(F) and (G) of this Section, proof of receipt of VA disability benefits is sufficient verification of disability. For those veterans mentioned in subsection (a)(1)(E) of this Section, a verified statement, in writing, from the VA that the individual is totally disabled must be provided. To verify disability for those individuals mentioned in subsection (a)(1)(H) of this Section, the individual must provide a statement from the Social Security Administration or from a physician licensed under the Medical Practice Act of 1987 [225 ILCS 60], or a licensed or certified psychologist under the Clinical Psychologist Licensing Act [225 ILCS 15] that the individual suffers from one of the disabilities listed in the preamble to Section 221(i) of the Social Security

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Act (42 USC 421(i)) or if the disability is obvious, by the observation of the caseworker (for example, permanent loss of use of both hands).

- 3) Legally obligated child support payments paid by a household member shall be excluded from gross income when comparing income to the gross income standard to determine eligibility.

b)	Household Size	Gross Income
	One Person	\$ <u>1,1741,127</u>
	Two Persons	<u>1,5791,517</u>
	Three Persons	<u>1,9841,907</u>
	Four Persons	<u>2,3892,297</u>
	Five Persons	<u>2,7942,687</u>
	Six Persons	<u>3,2003,077</u>
	Seven Persons	<u>3,6053,467</u>
	Eight Persons	<u>4,0103,857</u>
	Each Additional Member	+ <u>406390</u>

(Source: Amended at 34 Ill. Reg. 7685, effective May 18, 2010)

Section 121.63 Deductions from Monthly Income

- a) The deductions described in this Section shall be allowed in the determination of the adjusted net monthly SNAP income.
- b) Earned Income Deduction. Eighty percent of total gross earned income is considered. See Sections 121.40 through 121.54 for a description of earned income.
- c) Standard Deduction. The standard deduction for a household size of one through three persons is \$141144. The standard deduction for a household size of four

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persons is ~~\$153147~~. The standard deduction for a household size of five persons is ~~\$179172~~. For households of six or more persons, the standard deduction is ~~\$205197~~.

d) Dependent Care Deduction

- 1) The dependent care deduction consists of payments for the care of a child or other dependent when necessary for a household member to accept or continue employment or to seek employment in compliance with the job search criteria or to attend training or pursue education which is preparatory for employment (see 89 Ill. Adm. Code 112.70 through 112.83).
- 2) The amount of the deduction is to be determined by the actual costs for care per month for each dependent household member.

e) Child Support Deduction. The child support deduction is the amount of legally obligated child support paid by a household member to or for a nonhousehold member.

f) Shelter Costs Deduction

- 1) The shelter deduction is the amount of shelter costs that exceeds 50% of the household's total income after the allowable deductions in subsections (b), (c), (d), and (e) of this Section have been made. The shelter deduction shall not exceed ~~\$459446~~.
- 2) If the household contains a member who is elderly or disabled, as defined at 7 CFR 271.2 (2008) and Section 121.61, there is no limit on the amount of the excess shelter deduction.
- 3) Shelter costs include only the following:
 - A) continuing charges for the shelter occupied by the household (rent, mortgage and other charges leading to the ownership of the shelter, including interest on such charges);
 - B) property taxes, State and local assessments and insurance on the structure itself; and

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- C) utility costs, as described in subsection (g) of this Section.
- 4) Shelter costs for a home temporarily unoccupied by the household because of employment or training away from home, illness or abandonment caused by a natural disaster or casualty loss, if:
 - A) the household intends to return to the home;
 - B) the current occupants of the home, if any, are not claiming the shelter costs for SNAP purposes; and
 - C) the home is not leased or rented during the absence of the household.
 - 5) Charges for repair of a home which was damaged or destroyed due to a natural disaster. Shelter costs shall not include repair charges which have been or will be reimbursed by private or public relief agencies, insurance companies or any other source.
- g) Utility Costs
- 1) Utility costs include:
 - A) the cost of heating and cooking fuel, air conditioning, electricity, water, sewerage, garbage and trash collection;
 - B) basic service fee for one telephone (including tax on the basic fee) of \$2928; and
 - C) fees charged by the utility provider for initial installation.
 - 2) Utility deposits are not considered to be utility costs.
 - 3) A standard must be used if the household is billed for utilities. See Section 121.63(g)(7) for households that claim utility expenses for an unoccupied home. Households that are billed for heating or air conditioning, or both, or heating, air conditioning and electricity, must use the air conditioning/heating standard allowance of \$304299. Those

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households that are not billed for air conditioning or heating but are billed for at least two other utilities must use the limited utility standard allowance of \$~~190~~~~477~~. Those households that are not billed for air conditioning or heating but are billed for a single utility, other than telephone, must use the single utility standard allowance of \$~~41~~~~37~~. If only a separately-billed telephone expense is claimed, the basic telephone allowance of \$~~29~~~~28~~ per month will be allowed. Households living in rental housing who are billed on a regular basis by a landlord for costs for utilities must use the appropriate standard.

- 4) A household that is billed less often than monthly for its costs for utilities must continue to use the appropriate standard between billing months.
- 5) Households in public housing or privately-owned rental units that receive a bill for over-usage are entitled to use the air conditioning/heating standard allowance. When households (as defined at 7 CFR 273.1(a)~~(2008)~~) live together, the air conditioning/heating standard allowance, the limited utility standard allowance, or the single utility standard allowance, whichever is appropriate, shall be allowed for each household that contributes toward the utility costs whether or not each household participates in the program.
- 6) Households whose expense for heat or electricity, or both, is covered by indirect energy assistance payments under the Low Income Home Energy Program (89 Ill. Adm. Code 109) shall be entitled to the air conditioning/heating standard allowance (7 CFR 273.9 and 273.10(d)~~(6)~~ ~~(2008)~~). Households who receive, or reasonably expect to receive, a Low Income Energy Assistance Program (LIHEAP) (89 Ill. Adm. Code 109) payment during the 12-month period, beginning with the date of the SNAP application, shall be allowed the air conditioning/heating standard (7 CFR 273.9 ~~(2008)~~). The provisions of subsection (f)(3) of this Section are applicable to households whose expenses for heating or electricity, or both, are covered by indirect energy assistance payments.
- 7) A household that has both an occupied home and an unoccupied home is entitled to only one standard. The appropriate utility standard may be used for the home the household chooses.
- h) Excess Medical Deduction. A deduction for excess medical expenses shall be

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allowed for households which contain an elderly or disabled member as defined at 7 CFR 271.2 (2008) and Section 121.61. The medical expenses incurred by the qualifying household member which are over \$35 will be deducted, if the expenses will not be reimbursed by insurance or a third party.

(Source: Amended at 34 Ill. Reg. 7685, effective May 18, 2010)

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- 1) Heading of the Part: State Construction Minority and Female Building Trades Act
- 2) Code Citation: 56 Ill. Adm. Code 270
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
270.100	New
270.110	New
270.200	New
- 4) Statutory Authority: 30 ILCS 577/Art. 35
- 5) Effective Date of Rules: May 19, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including any material incorporated by reference, is on file in the Department of Labor's Springfield office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: 33 Ill. Reg. 15986; November 20, 2009
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version: Source Note was revised.
- 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. A companion emergency rulemaking became effective on November 3, 2009 and expired on April 1, 2010.
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: The State Construction Minority and Female Building Trades Act (30 ILCS 577) is a new statute created by Public Act 96-37, effective July 13, 2009. Section 35-10 of the Act provides the authority for the Department to promulgate rules in order to provide guidance to construction

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apprenticeship programs in Illinois on how to submit the required information to the Department.

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

Sara Scherer
Legislative Liaison
Illinois Department of Labor
1 W. Old State Capitol Plaza, 3rd Floor
Springfield, Illinois 62701

217/558-1270

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

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TITLE 56: LABOR AND EMPLOYMENT
CHAPTER I: DEPARTMENT OF LABOR
SUBCHAPTER b: REGULATION OF WORKING CONDITIONS

PART 270

STATE CONSTRUCTION MINORITY AND FEMALE BUILDING TRADES ACT

SUBPART A: GENERAL PROVISIONS

Section

270.100 Purpose and Scope

270.110 Definitions

SUBPART B: SUBMISSION OF REPORTS

Section

270.200 Contents and Filing of a Report

AUTHORITY: Implementing and authorized by Article 35 of the FY2010 Budget Implementation (Capital) Act (PA 96-37) [30 ILCS 577/Art. 35].

SOURCE: Adopted by emergency rulemaking at 33 Ill. Reg. 16522, effective November 3, 2009, for a maximum of 150 days; emergency expired April 1, 2010; adopted at 34 Ill. Reg. 7703, effective May 19, 2010.

SUBPART A: GENERAL PROVISIONS

Section 270.100 Purpose and Scope

It is the purpose of this Part to prescribe rules outlining the procedures for submission of apprenticeship reports under the State Construction Minority and Female Building Trades Act.

Section 270.110 Definitions

"Apprenticeship Report" means a report compiled by a labor organization or other entity that includes information regarding minority participation in the labor organization's or other entity's apprenticeship program.

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"Act" means the State Construction Minority and Female Building Trades Act [30 ILCS 577/Art. 35].

"Construction" means any constructing, altering, reconstructing, repairing, rehabilitating, refinishing, refurbishing, remodeling, remediating, renovating, custom fabricating, maintenance, landscaping, improving, wrecking, painting, decorating, demolishing, and adding to or subtracting from any building, structure, highway, roadway, street, bridge, alley, sewer, ditch, sewage disposal plant, water works, parking facility, railroad, excavation or other structure, project, development, real property or improvement, or to do any part thereof, whether or not the performance of the work herein described involves the addition to, or fabrication into, any structure, project, development, real property or improvement herein described of any material or article of merchandise. Construction shall also include moving construction related materials on the job site or to or from the job site. (Section 35-5 of the Act)

"Department" means the Illinois Department of Labor.

"Labor Organization or Other Entity" means, for purposes of this Part, an organization or entity in Illinois with one or more apprenticeship programs for construction trades, whether or not recognized and certified by the United States Department of Labor, Bureau of Apprenticeship and Training.

"Under-represented Minority" means African-American, Hispanic, and Asian-American as those terms are defined in the Business Enterprise for Minorities, Females, and Persons with Disabilities Act [30 ILCS 575]. (Section 35-5 of the Act)

SUBPART B: SUBMISSION OF REPORTS

Section 270.200 Contents and Filing of a Report

- a) By January 15 of each year, each labor organization or other entity must submit an apprenticeship report to the Illinois Department of Labor regarding all individuals participating in its construction apprenticeship program.
- b) The apprenticeship report must include the following information on apprentices in the apprenticeship program of that labor organization or other entity during the preceding calendar year:

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- 1) the official name of the apprenticeship program;
 - 2) contact information for an authorized representative of the apprenticeship program, including name, address, phone number and email address;
 - 3) a verification statement that the records are true and accurate; and
 - 4) the race, gender, ethnicity and national origin for each apprentice in the program.
- c) Each apprenticeship report shall be submitted on a form prescribed by the Department. This form is available on the Department's website.
- d) All apprenticeship reports shall be filed with the Department's Springfield office at 1 W. Old State Capitol Plaza, Room 300, Springfield IL 62701 and will be considered filed upon receipt.

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- 1) Heading of the Part: Use of Illinois Resident Labor
- 2) Code Citation: 56 Ill. Adm. Code 330
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
330.100	New
330.110	New
330.120	New
330.200	New
- 4) Statutory Authority: The FY10 Budget Implementation (Capital) Act [20 ILCS 605; 20 ILCS 805; 20 ILCS 1905; 20 ILCS 2705; 20 ILCS 3105; 415 ILCS 5]
- 5) Effective Date of Rules: May 19, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including any material incorporated by reference, is on file in the Department of Labor's Springfield office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: 33 Ill. Reg. 15988; November 20, 2009
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version: The rulemaking has been revised to require awardees/grantees to collect and maintain documentation of residence for each individual on a project. Awardees/grantees are required to provide this documentation to the awarding agency upon request. Additionally, the requirement for the use of Illinois resident labor must be provided for in the contract, grant or other agreement between the parties. The source note was revised.
- 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. A companion emergency rulemaking became effective on November 3, 2009 and expired on April 1, 2010.

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- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This rulemaking implements provisions of Public Act 96-37 that require Illinois residents to perform at least 50% of the labor hours for State construction projects funded in whole or in part by capital bills enacted by the 96th General Assembly. Article 80 of the Act gives the Department the authority to promulgate rules necessary to provide for the enforcement of this requirement.
- 16) Information and questions regarding these adopted rules shall be directed to:

Sara Scherer
Legislative Liaison
Illinois Department of Labor
1 W. Old State Capitol Plaza, 3rd Floor
Springfield, Illinois 62701

217/558-1270

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

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TITLE 56: LABOR AND EMPLOYMENT
CHAPTER I: DEPARTMENT OF LABOR
SUBCHAPTER b: REGULATION OF WORKING CONDITIONSPART 330
USE OF ILLINOIS RESIDENT LABOR

SUBPART A: GENERAL PROVISIONS

Section	
330.100	Purpose and Scope
330.110	Definitions
330.120	Application of the Act

SUBPART B: ENFORCEMENT

Section	
330.200	Enforcement

AUTHORITY: Implementing and authorized by Section 605-390 of the Department of Commerce and Economic Opportunity Law [20 ILCS 605/605-390], Section 805-350 of the Department of Natural Resources (Conservation) Law [20 ILCS 805/805-350], Section 1905-12 of the Department of Natural Resources (Mines and Minerals) Law [20 ILCS 1905/1905-12], Section 2705-260 of the Department of Transportation Law [20 ILCS 2705/2705-260], Section 10.17 of the Capital Development Board Act [20 ILCS 3105/10.17] and Section 4 of the Environmental Protection Act [415 ILCS 5/4].

SOURCE: Adopted by emergency rulemaking at 33 Ill. Reg. 16527, effective November 3, 2009, for a maximum of 150 days; emergency expired April 1, 2010; adopted at 34 Ill. Reg. 7708, effective May 19, 2010.

SUBPART A: GENERAL PROVISIONS

Section 330.100 Purpose and Scope

It is the purpose of Article 80 of the FY2010 Budget Implementation (capital) Act (PA 96-37) and this Part to ensure that at least 50% of the total labor hours on State construction projects funded by capital infrastructure appropriations enacted by the 96th General Assembly are performed by actual residents of the State of Illinois.

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Section 330.110 Definitions

"Act" means the FY2010 Budget Implementation (Capital) Act (PA 96-37).

"Actual Residents of the State of Illinois" means persons domiciled in the State of Illinois. [20 ILCS 605/605-390]

"Awarding Agencies" means the Department of Commerce and Economic Opportunity, the Department of Natural Resources, the Department of Transportation, the Capital Development Board and the Environmental Protection Agency.

"Domiciled" means the place where an individual has his/her permanent home or principle establishment to where, whenever he/she is absent, he/she has the intention of returning.

"State Construction Project" means a construction project that is funded in whole or in part by capital infrastructure appropriations enacted by the 96th General Assembly.

"Resident Labor Requirement" means that, on State construction projects, at least 50% of the total labor hours must be performed by actual residents of the State of Illinois.

Section 330.120 Application of the Act

To the extent permitted by any applicable federal law or regulation, any State construction project commenced on or after July 13, 2009 is covered under the Act.

SUBPART B: ENFORCEMENT

Section 330.200 Enforcement

- a) For all State construction projects, it shall be the duty of the awarding agencies to include a provision in the contract, grant or other agreement between the parties requiring at least 50% of the labor hours to be performed by actual residents of the State of Illinois.

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- b) The awarding agencies shall diligently monitor and enforce the resident labor requirements for all State construction projects. All awardees/grantees shall collect documentation from project contractors reflecting the state of residence for each individual performing labor on a State construction project and the number of hours each individual has worked on the project. All awardees/grantees shall maintain these records for a period of 3 years (as directed by Section 20-65 of the Illinois Procurement Code [30 ILCS 500/20-65], for example) or as required by any governing grant or State or federal funding source, following the completion of the project. The awardee/grantee shall make these records available to the awarding agency upon request.
- c) Complaints concerning violations of the Act shall be filed with the awarding agencies.
- d) The requirement that a contractor comply with the Act's 50% resident labor hours provision shall be provided for in the contract, grant or other agreement between the parties.

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- 1) Heading of the Part: Salvage Permits for Deer
- 2) Code Citation: 17 Ill. Adm. Code 750
- 3)

<u>Section Numbers</u> :	<u>Adopted Action</u> :
750.10	Amendment
750.20	Amendment
750.30	New Section
- 4) Statutory Authority: Implementing and authorized by Sections 1.4, 2.24 and 2.26 of the Wildlife Code [520 ILCS 5/1.4, 2.24 and 2.26]
- 5) Effective Date of Amendments: May 20, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including any material incorporated by reference, is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: February 26, 2010; 34 Ill. Reg. 2777
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version:

Section 750.20(b) – following "information/materials required by", added "Section 750.10(a) and (b) and any additional information requested by".

Section 750.20(b) – following "DNR Regional Law Enforcement Office", added a parenthetical phrase.

Section 750.30(a) – changed "Inedible parts" to "Parts".
- 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 this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part is amended to incorporate new regulations and reporting requirements pertaining to persons who claim a deer killed in a vehicle collision or deer that is killed by methods other than a vehicle collision.
- 16) Information and questions regarding these adopted amendments shall be directed to:

Stanley Yonkauski, Jr.
Legal Counsel
Department of Natural Resources
One Natural Resources Way
Springfield IL 62702-1271

217/782-1809

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

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TITLE 17: CONSERVATION
 CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
 SUBCHAPTER b: FISH AND WILDLIFE

PART 750

SALVAGE PERMITS FOR DISPOSITION OF DEER ACCIDENTALLY KILLED BY A
 MOTOR VEHICLE
 OR OTHER NON-HUNTING METHODS

Section

750.10	<u>Deer Killed by a Motor Vehicle Legal Possession</u>
750.20	<u>Deer Killed by Other Methods Required Reporting Information</u>
750.30	<u>Additional Regulations</u>

AUTHORITY: Implementing and authorized by Sections 1.4, 2.24 and 2.26 of the Wildlife Code [520 ILCS 5/1.4, 2.24 and 2.26].

SOURCE: Adopted at 4 Ill. Reg. 37, p. 759, effective September 4, 1980; emergency amendment at 5 Ill. Reg. 7259, effective July 1, 1981, for a maximum of 150 days; codified at 5 Ill. Reg. 10646; amended at 5 Ill. Reg. 13215, effective November 16, 1981; amended at 6 Ill. Reg. 7394, effective June 11, 1982; amended at 11 Ill. Reg. 2262, effective January 20, 1987; amended at 14 Ill. Reg. 13519, effective August 10, 1990; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 23 Ill. Reg. 8387, effective July 7, 1999; amended at 26 Ill. Reg. 4204, effective March 11, 2002; amended at 34 Ill. Reg. 7713, effective May 20, 2010.

Section 750.10 Deer Killed by a Motor Vehicle Legal Possession

A whitetail deer that is killed as a result of a collision with a motor vehicle, ~~or killed by other methods,~~ may only be legally possessed by an individual if the following criteria are met:

- a) Only citizens of the State of Illinois who are not delinquent in child support may possess or transport whitetail deer that have been killed as a result of a collision with a motor vehicle. The driver of a motor vehicle involved in a vehicle-deer collision has priority in possessing the deer. ~~If the driver of the motor vehicle does not take possession of the deer before leaving the collision scene, any citizen of the State of Illinois may possess and transport the deer. Any individual who wants to take a vehicle-killed deer to a taxidermist or tannery must obtain a tag from the Illinois Department of Natural Resources, Office of Law Enforcement,~~

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~~before delivering the deer to the taxidermist or tannery. The tag cannot be discarded until the deer is at the legal residence of the person who legally claimed the deer.~~ There is no limit to the number of deer that may be possessed.

- b) Individuals who claim a deer killed in a vehicle collision shall report the possession of the road-kill deer to the Department of Natural Resources within 24 hours via the Department's website at www.dnr.state.il.us or report the possession of the road-kill deer by telephoning (217)782-6431 no later than 4:30 p.m. on the next business day. The individual claiming the deer must provide the following information~~record the following information and provide it to any law enforcement officer investigating the death and possession of the deer:~~
- 1) date the deer was claimed;
 - 2) sex of the deer;
 - 3) if a male deer with antlers, how many points (antler projections measuring 1 inch or greater in length);~~location of the kill; and~~
 - 4) if antlers are present, are they in velvet;~~location where the deer or deer parts are stored.~~
 - 5) if the deer is a fawn, are spots still present on the hide;
 - 6) is the deer hide all white or mostly white;
 - 7) location of the kill;
 - 8) if a tag is needed so the deer can be taken to a taxidermist or hide tanner;
and
 - 9) full name, including middle initial, date of birth, customer ID number or Social Security Number, mailing address and telephone number.
- c) Individuals who claim a deer killed in a vehicle collision shall keep the record until they obtain a tag for taking the deer to a taxidermist or tannery or the deer and its parts are consumed or are no longer possessed by any person.
- d) Road-kill deer will only require a tag if they are to be delivered to a commercial

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~~business for the purpose of taxidermy or tanning. The tag shall remain attached to the antler of any road-kill deer that has at least one antler three inches or greater in length. In cases in which the deer does not have at least one antler that is three inches or greater in length, the tag shall be attached to the hide of the deer. The salvage tag shall remain attached to the deer as long as the head/antler or hide remains in a green or unprocessed state, or when in a commercial business for the purpose of taxidermy or tanning. Any individual finding a dead or crippled deer, other than those killed in a vehicle-deer collision, or legally taken by hunting methods, shall not transport the deer or deer parts until permission is obtained from a Conservation Police Officer or the Regional Law Enforcement Office. Permission will be granted to transport if it is determined by an investigation that the person requesting possession did not illegally kill or injure the deer and the deer is not needed for evidentiary purposes. When retained, the head/antler and hide shall be properly tagged with an irremovable tag obtained from the Regional Law Enforcement Office. The head/antler and hide tags shall remain attached to the head/antler or hide as long as the head/antler or hide remains in the green state, or when in a commercial business for the purpose of taxidermy, tanning, or other manufacturing processing. The carcass shall be properly tagged with an irremovable tag obtained from the Regional Law Enforcement Office. This tag can be discarded only after the deer has been processed, prepared for consumption, and is at the legal residence of the person who legally took possession of the deer killed by other methods. The carcass tag requirement shall be waived by the Regional Law Enforcement Office if the individual possessing the deer carcass will process the deer at the individual's residence.~~

- e) ~~Inedible parts of vehicle-killed deer or deer killed by other methods, other than deer legally taken by hunting methods, shall not be sold.~~
- f) ~~The State of Illinois is absolved of any and all liability associated with the handling or utilization of vehicle-killed deer or deer killed by other methods. This, however, does not relieve involved parties from reporting other liabilities to appropriate agencies as required.~~
- g) ~~Except for any Law Enforcement Officers, authorized employees as defined in Section 1.2b of the Wildlife Code [520 ILCS 5/1.2b], or specific representatives from park districts or forest preserve districts as authorized by the Director, it shall be illegal to kill a deer crippled by a collision with a motor vehicle, or injured by any other method.~~

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(Source: Amended at 34 Ill. Reg. 7713, effective May 20, 2010)

Section 750.20 Deer Killed by Other Methods~~Required Reporting Information~~

A whitetail deer that is killed by methods other than a collision with a vehicle may be legally possessed by an individual if the following criteria are met. Individuals reporting possession of a deer killed by other methods will provide the following information:

- a) Any individual finding a dead or crippled deer, other than those killed in a vehicle-deer collision or legally taken by hunting methods, shall not move, transport or take possession of the deer or deer parts until permission is obtained from a Conservation Police Officer or the DNR Regional Law Enforcement Office. Permission will be granted to transport if it is determined by an investigation that the person requesting possession did not illegally kill or injure the deer and the deer is not needed for evidentiary purposes. Name, address, and telephone number of individual possessing deer;
- b) A salvage tag will be issued for the deer only after the person seeking to possess the deer has provided all information/materials required by Section 750.10(a) and (b) and any additional information requested by the DNR Regional Law Enforcement Office (e.g., photos of the antlers). When retained, the head/antler or hide shall be properly tagged with an irremovable tag obtained from the Regional Law Enforcement Office. The tag shall remain attached to the antler of the deer that has at least one antler three inches or greater in length. In cases in which the deer does not have at least one antler that is three inches or greater in length, the tag shall be attached to the hide/leg of the deer carcass. The salvage tag shall remain attached to the deer as long as the head/antler or hide/carcass remains in a green or unprocessed state, or when in a commercial business for the purpose of taxidermy, tanning or other processing. This tag can be discarded only after the deer has been preserved or processed for consumption and is at the legal residence of the person who legally took possession of the salvaged deer. Sex of deer;
- e) Location of kill.

(Source: Amended at 34 Ill. Reg. 7713, effective May 20, 2010)

Section 750.30 Additional Regulations

- a) Parts of vehicle-killed deer or other salvaged deer shall not be bartered or sold.

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- b) The State of Illinois is absolved of any and all liability associated with the handling or utilization of vehicle-killed deer or deer killed by other methods. This, however, does not relieve involved parties from reporting other liabilities to appropriate agencies as required.
- c) Except for any Law Enforcement Officers, authorized employee as defined in Section 1.2b of the Wildlife Code [520 ILCS 5/1.2b], or specific representatives from park districts or forest preserve districts as authorized by the Director, it shall be illegal to kill a deer crippled by a collision with a motor vehicle or injured by any other method.

(Source: Added at 34 Ill. Reg. 7713, effective May 20, 2010)

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- 13) Will this rulemaking replace an emergency rulemaking currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part is amended to add Fox River – Chain O'Lakes (Lake and McHenry Counties) to the list of sites in Region II – Designated Restricted Boating Areas and to add language requiring compliance with the Fox Waterway Agency's user permit sticker regulations.
- 16) Information and questions regarding this adopted amendment shall be directed to:

Stanley Yonkausk, Jr.
Legal Counsel
Department of Natural Resources
One Natural Resources Way
Springfield IL 62702-1271

217/782-1809

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

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

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

PART 2030

DESIGNATION OF RESTRICTED WATERS IN THE STATE OF ILLINOIS

Section

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

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

SOURCE: Adopted at 5 Ill. Reg. 8763, effective August 25, 1981; codified at 5 Ill. Reg. 10617; amended at 9 Ill. Reg. 4789, effective April 2, 1985; amended at 11 Ill. Reg. 9519, effective May 5, 1987; emergency amendment at 12 Ill. Reg. 8745, effective May 15, 1988, for a maximum of 150 days; emergency expired September 20, 1988; emergency amendment at 12 Ill. Reg. 12111, effective July 6, 1988, for a maximum of 150 days; emergency expired December 12, 1988; amended at 12 Ill. Reg. 16707, effective September 30, 1988; amended at 12 Ill. Reg. 20472, effective November 28, 1988; corrected at 13 Ill. Reg. 967; emergency amendment at 13 Ill. Reg. 2878, effective February 21, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 12814, effective July 21, 1989; amended at 16 Ill. Reg. 8483, effective May 26, 1992; amended at 19 Ill. Reg. 7549, effective May 26, 1995; emergency amendment at 19 Ill. Reg. 11967, effective August 3, 1995, for a maximum of 150 days; amended at 20 Ill. Reg. 750, effective December 29, 1995; amended at 20 Ill. Reg. 7864, effective June 3, 1996; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 20 Ill. Reg. 15692, effective December 2, 1996; amended at 23 Ill. Reg. 6822, effective May 20, 1999; amended at 27 Ill. Reg. 8871, effective May 19, 2003; amended at 29 Ill. Reg. 15550, effective September 27, 2005; amended at 30 Ill. Reg. 11576, effective June 23, 2006; emergency amendment at 31 Ill. Reg. 8348, effective May 25, 2007, for a maximum of

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150 days; amended at 31 Ill. Reg. 14522, effective October 5, 2007; amended at 34 Ill. Reg. 7720, effective May 20, 2010.

Section 2030.30 Region II – Designated Restricted Boating Areas

- a) The following portions of the Calumet and Little Calumet Rivers are designated as Slow, No Wake areas:
 - 1) An area from the O'Brien Locks to the Michigan Central Railroad Bridge (approximately mile 326.5 to 325.3).
 - 2) An area around the Pier 11 Marina and the Lake Calumet Boat and Gun Club (approximately mile 323.2 to 323.1).
 - 3) An area around the Maryland Manor Boat Club, Skipper's Marina, and Rentner Marina (approximately mile 323.0 to 322.5).
 - 4) An Area around Triplex Marina (approximately mile 319.9 to 319.8).
- b) The following portions of the Des Plaines River are designated as Slow, No Wake areas:
 - 1) An area around the Bay Hill Marina, Wilmington, Illinois (approximately mile 273.7), extending 150 feet out into the river and 300 feet both upstream and downstream from the center of the Marina.
 - 2) An area around the Three Rivers Yacht Club, Wilmington, Illinois (approximately mile 273.7), extending 150 feet from the harbor entrance.
- c) The following portion of the Fox River is designated as a Slow, No Wake area:
An area within 150 feet upstream and downstream of the I-90 bridge.
- d) The following portions of Lake Michigan are designated as No Boat areas:
 - 1) An area at North Point Marina, located off the northern breakwater, running the length of the beach parallel to the shoreline and 100 yards out into the lake.
 - 2) An area at Illinois Beach State Park, located between the park office and

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the #3 bathhouse, running parallel to the shoreline and 70 yards out into the lake.

- e) It shall be unlawful to operate any watercraft with a motor larger than 10 horsepower on the waters of Griswold Lake in McHenry County.
- f) The following portions of the Kankakee River shall be designated as Slow, No Wake areas:
 - 1) An area 100 yards upstream and 100 yards downstream from the River Isle hairpin curve that is approximately midway between Momence, Illinois and the Indiana border.
 - 2) An area 100 yards upstream and 100 yards downstream of the hairpin curve created by the east side of Rudecki Island, which is approximately one mile west of River Isle.
- g) Fox River-Chain O'Lakes (Lake and McHenry Counties)
User Permit Sticker regulations of the Fox Waterway Agency are in full force and effect on those public waters under their jurisdiction. Failure to comply with those regulations constitutes a violation of this Section.

(Source: Amended at 34 Ill. Reg. 7720, effective May 20, 2010)

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- 1) Heading of the Part: Health Care Employee Vaccination Code
- 2) Code Citation: 77 Ill. Adm. Code 956
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
956.10	New
956.20	New
956.30	New
956.APPENDIX A	New
- 4) Statutory Authority: Sections 2310-195, 2310-610 and 2310-650 of the Department of Public Health Powers and Duties Law of the Civil Administration Code [20 ILCS 2310/2310-195, 2310-610 and 2310-650]
- 5) Effective Date of Rulemaking: May 19, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including any material incorporated by reference, is on file in the Department's principal office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: January 15, 2010; 34 Ill. Reg. 760
- 10) Has JCAR issued a Statement of Objection to this rulemaking? 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:

1. In the title, "PERSONNEL" was changed to "EMPLOYEE".
2. Throughout the rule, "personnel" was changed to "employee" or "employees".
3. In Section 956.10, in the definition for "Health Care Personnel", "contractual staff not employed by the health care setting," was deleted.

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4. In Section 956.30(b), "policy" was changed to "program" and "The specific influenza vaccine to be administered" was changed to "A plan to offer seasonal, pandemic or any other influenza vaccine".
5. In the same section, "The dates by which health care personnel should be vaccinated" was changed to "The time frame within which health care employees will be offered vaccination".
6. In Section 956.30(f), "4) Documentation shall be maintained for at least three years." was inserted.
7. In Section 956.APPENDIX A, the following was inserted:

"1. I have read the "Influenza Vaccine Information Statement, date XXXX". I have had an opportunity to ask questions, which were answered to my satisfaction. I understand the benefits and risks of influenza vaccine.

Print name _____ Department _____

Signature _____ Date signed _____

I request that the vaccine be given to me."

8. The rest of the Section was renumbered accordingly.

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

1. In the Source Note, "emergency rule expired May 27, 2010;" was deleted.
2. In Section 956.APPENDIX A, item #1, "___ (**Initial**)" was inserted before the first "**I**".
3. In the appendix item #1, the line beginning "Signature" was deleted.
4. In the appendix item #1, "I request that the vaccine be given to me" was replaced with "I intend to be vaccinated."
5. In the appendix item #2, "**I decline the vaccine today because**" was changed to " **(Initial)**".

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6. In the appendix item #3, the line beginning "Signature" was deleted.

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 this rulemaking replace any emergency rulemaking currently in effect? Yes
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of the Rulemaking: These rules are part of the Illinois Department of Public Health's efforts to combat influenza. The rules implement Public Act 96-823, which amended the Department of Public Health Powers and Duties Law to authorize the Department to require any facility licensed by the Department to implement an influenza vaccination program that ensures that employees are offered the opportunity to be vaccinated against seasonal influenza and other novel/pandemic influenza viruses as vaccines become available. The rules will provide health care settings with procedures to implement employee vaccination programs for each influenza season. The 2009-2010 influenza season presents the potential for the simultaneous circulation of both seasonal influenza viruses and the pandemic H1N1 strain. Seasonal and pandemic influenza places a great demand on the health care delivery system by making many people ill over a short period of time, so that every available health care worker may be necessary to provide care. Health care personnel who do not provide direct care must also be protected from influenza because their work is essential to the efficient and effective delivery of health care. In addition, exposed health care personnel themselves can transmit the disease. Many professional organizations, such as the Centers for Disease Control and Prevention (CDC), the Joint Commission for the Accreditation of Health Care Organizations (JCAHO), and the National Foundation for Infectious Diseases, endorse the universal, annual vaccination of health care workers and health facility employees. The purposes of these rules are to increase vaccination rates, to reduce the incidence of illness among health care workers, and to reduce transmission rates in the population of the State.
- 16) Information and questions regarding this adopted rulemaking shall be directed to:

Susan Meister

DEPARTMENT OF PUBLIC HEALTH

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

217/782-2043
e-mail: dph.rules@illinois.gov

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

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER u: MISCELLANEOUS PROGRAMS AND SERVICESPART 956
HEALTH CARE EMPLOYEE VACCINATION CODE

Section

956.10	Definitions
956.20	Referenced Materials
956.30	Influenza Vaccination
956.APPENDIX A	Sample Declination Form

AUTHORITY: Sections 2310-195, 2310-610 and 2310-650 of the Department of Public Health Powers and Duties Law of the Civil Administrative Code [20 ILCS 2310/2310-195, 2310-610 and 2310-650].

SOURCE: Emergency rule adopted at 34 Ill. Reg. 996, effective December 29, 2009, for a maximum of 150 days; adopted at 34 Ill. Reg. 7725, effective May 19, 2010.

Section 956.10 Definitions

The following terms shall have the meaning ascribed to them whenever the term is used in this Part:

Health care employee – All paid and unpaid persons working in health care settings who have the potential for exposure to infectious materials, including body substances, contaminated medical supplies and equipment, contaminated environmental surfaces, or contaminated air. Health care employees include, but are not limited to, physicians, nurses, nursing assistants, therapists, technicians, emergency medical services employees, pharmacists, laboratory employees, and persons not directly involved in patient care (e.g., clerical, dietary, housekeeping, maintenance and volunteers) but potentially exposed to infectious agents that can be transmitted to and from health care employees.

Health care setting –

A facility licensed under the Alternative Health Care Delivery Act;

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An ambulatory surgical treatment center, as defined in the Ambulatory Surgical Treatment Center Act;

An assisted living facility, a shared housing establishment, or a board and care home, as defined in the Assisted Living and Shared Housing Act;

A community living facility, as defined in the Community Living Facilities Licensing Act;

A life care facility, as defined in the Life Care Facilities Act;

A long-term care facility, as defined in the Nursing Home Care Act;

An EMS System, as defined in the Emergency Medical Services (EMS) Systems Act.

A freestanding emergency center, licensed under the Emergency Medical Services (EMS) Systems Act;

A home health agency, home services agency or home nursing agency, as defined in the Home Health, Home Services, and Home Nursing Agency Licensing Act;

A hospice care program or voluntary hospice program, as defined in the Hospice Program Licensing Act;

An end stage renal disease facility, as defined in the End Stage Renal Disease Facility Act;

A supportive residence, as defined in the Supportive Residences Licensing Act;

A hospital, as defined in the Hospital Licensing Act;

The University of Illinois Hospital, Chicago, as defined in the University of Illinois Hospital Act.

Influenza – An acute infectious respiratory disease, caused by influenza viruses.

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Vaccination – The act or practice of vaccinating; inoculation with vaccine.

Section 956.20 Referenced Materials

The following Illinois statutes are referenced in this Part:

- a) Alternative Health Care Delivery Act [210 ILCS 3]
- b) Ambulatory Surgical Treatment Center Act [210 ILCS 5]
- c) Assisted Living and Shared Housing Act [210 ILCS 9]
- d) Community Living Facilities Licensing Act [210 ILCS 35]
- e) Life Care Facilities Act [210 ILCS 40]
- f) Nursing Home Care Act [210 ILCS 45]
- g) Emergency Medical Services (EMS) Systems Act [210 ILCS 50]
- h) Home Health, Home Services, and Home Nursing Agency Licensing Act [210 ILCS 55]
- i) Hospice Program Licensing Act [210 ILCS 60]
- j) End Stage Renal Disease Facility Act [210 ILCS 62]
- k) Supportive Residences Licensing Act [210 ILCS 65]
- l) Hospital Licensing Act [210 ILCS 85]
- m) University of Illinois Hospital Act [110 ILCS 330]

Section 956.30 Influenza Vaccination

Beginning with the 2010 to 2011 influenza season, each health care setting shall ensure that all health care employees are provided education on influenza and are offered the opportunity to receive seasonal, novel and pandemic influenza vaccine, in accordance with this Section, during

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the influenza season (between September 1 and March 1 of each year), unless the vaccine is unavailable (see subsection (e)).

- a) Each health care setting shall notify all health care employees of the influenza vaccination provisions of this Part and shall provide or arrange for vaccination of all health care employees who accept the offer of vaccination. Each health care setting shall provide all health care employees with education about the benefits of influenza vaccine and potential consequences of influenza illness. Information provided shall include the epidemiology, modes of transmission, diagnosis, treatment and non-vaccine infection control strategies.
- b) Each health care setting shall develop and implement a program that includes the following:
 - 1) A plan to offer seasonal, pandemic or any other influenza vaccine;
 - 2) The time frame within which health care employees will be offered vaccination; and
 - 3) Any required documentation relating to the health care employee vaccination requirement of this Part.
- c) Declination of Vaccine
 - 1) Health care employees may decline to accept the offer of vaccination for reasons including the following:
 - A) The vaccine is medically contraindicated, which means that administration of influenza vaccine to that person would likely be detrimental to the person's health;
 - B) Vaccination is against the person's religious beliefs;
 - C) The person has already been vaccinated; or
 - D) For any other reasons documented by the person as the basis of the refusal.

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- 2) Health care employees who decline vaccination for any reason indicated in subsection (c)(1) shall sign a statement declining vaccination and certifying that he or she received education about the benefits of influenza vaccine.
- d) Unavailability of Vaccine. A health care setting shall not be required to offer influenza vaccination when the vaccine is unavailable for purchase, shipment or administration by a third party, or when complying with an order of the Department that restricts the use of the vaccine. A health care setting shall offer to provide or arrange for influenza vaccination for health care employees as soon as the vaccine becomes available.
- e) Documentation
 - 1) Each health care setting shall maintain a system to track the offer of vaccination to health care employees. The system shall include documentation that each person either accepted the offer or declined the offer by signing a declination statement pursuant to subsection (c)(2).
 - 2) If a health care setting is unable to provide or arrange for influenza vaccination for health care employees who wish to be vaccinated, the reasons why the vaccination could not be provided or arranged for shall be documented.
 - 3) Individual declination statements should be handled in a manner that ensures individual confidentiality.
 - 4) Documentation shall be maintained for at least three years.
- f) Health care settings may choose to develop and implement more stringent influenza vaccination policies, strategies or programs designed to improve health care employee vaccination rates than those required by this Part and that are consistent with existing law and regulation.

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Section 956.APPENDIX A Sample Declination Form

1. _____ (Initial) I have read the "Influenza Vaccine Information Statement, date XXXX". I have had an opportunity to ask questions, which were answered to my satisfaction. I understand the benefits and risks of influenza vaccine.

Print Name _____ Department _____

I intend to be vaccinated.

2. _____ (Initial) I have already had an influenza vaccination this year.

Location where vaccinated _____ Date vaccinated _____

3. **I acknowledge that I am aware of the following facts:**

- Influenza is a serious respiratory disease that kills, on average, 36,000 Americans every year.
- Influenza virus may be shed for up to 48 hours before symptoms begin, allowing transmission to others.
- Up to 30% of people with influenza have no symptoms, allowing transmission to others.
- Influenza virus changes often, making annual vaccination necessary. Immunity following vaccination is strongest for 2 to 6 months.
- I understand that influenza vaccine cannot transmit influenza. It does not, however, prevent all disease.
- I have declined to receive the influenza vaccine for the _____ season. I acknowledge that influenza vaccination is recommended by the Centers for Disease Control and Prevention (CDC) for all health care employees to prevent infection from and transmission of influenza and its complications, including death, to patients/residents/clients, my co-workers, my family and my community.

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4. I decline the offer of vaccination for the following reasons (please initial all that apply):

- _____ My philosophical or religious beliefs prohibit vaccination.
- _____ I have a medical contraindication to receiving the vaccine.
- _____ Other reason _____
- _____ I do not wish to say why I decline.

5. Knowing the facts set forth above, I choose to decline vaccination at this time. I may change my mind and accept vaccination later, if vaccine is available. I have read and fully understand the information on this declination form.

Print name _____ Department _____

Signature _____ Date _____

ILLINOIS RACING BOARD

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- 1) Heading of the Part: Other Gaming
- 2) Code Citation: 11 Ill. Adm. Code 455
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
455.10	New Section
455.20	New Section
- 4) Statutory Authority: 230 ILCS 5/9(b)
- 5) Effective Date of Rulemaking: May 24, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including any material incorporated by reference, is on file in the agency's central office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: 34 Ill. Reg. 2676; February 19, 2010
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version: In Section 455.10(a), the parenthetical phrase "(excludes Advance Deposit Wagering licensees)" is added after "wagering facility", and a reference to the definition of a licensee is added.

In Section 455.10(e), a reference to the regulations of the Charitable Games Act is added.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the letter issued by JCAR? Yes
- 13) Will this rulemaking replace any emergency amendments currently in effect? No
- 14) Are there any other proposed amendments pending in this Part? No
- 15) Summary and Purpose of Rulemaking: Section 455.10 establishes requirements for charity gaming events at wagering facilities in accordance with the following Illinois statutes: Charitable Games Act, Raffles Act, Bingo License and Tax Act, Illinois Lottery

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Law, Illinois Pull Tabs and Jar Games Act. Section 455.20 replaces the lottery requirements previously found in Section 1305.340 of Part 1305 and Section 1407.56 of Part 1407.

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

Mickey Ezzo
Illinois Racing Board
100 West Randolph, Suite 7-701
Chicago, Illinois 60601

312/814-5017

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

ILLINOIS RACING BOARD

NOTICE OF ADOPTED RULES

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY
SUBTITLE B: HORSE RACING
CHAPTER I: ILLINOIS RACING BOARD
SUBCHAPTER b: RULES APPLICABLE TO ORGANIZATION LICENSEES

PART 455
OTHER GAMING

Section

- 455.10 Charitable Gaming
455.20 Lottery Events at Wagering Facilities

AUTHORITY: Implementing and authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)].

SOURCE: Adopted at 34 Ill. Reg. 7736, effective May 24, 2010.

Section 455.10 Charitable Gaming

- a) No licensee shall, without the prior approval of the Board, allow a charitable gaming event to be held at a wagering facility (excludes Advance Deposit Wagering licensees). (See 11 Ill. Adm. Code 210 for the definition of a licensee.)
- b) All requests by licensees to the Board regarding charitable gaming events shall be in writing and include the following information:
 - 1) The day and time of the proposed event;
 - 2) The charity to benefit from the proposed event and a copy of the charity's Charitable Gaming license obtained in accordance with 230 ILCS 30/3;
 - 3) A copy of the provider's license obtained by the licensee in accordance with 230 ILCS 30/4; and
 - 4) Assurance that no raffles, slot machines, coin-in-the-slot-operated devices or other games of chance will be present on the date of the charitable gaming event.

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- c) Any charitable gaming held at a wagering facility shall be subject to all regulations promulgated under the Charitable Games Act [230 ILCS 30]. (See 86 Ill. Adm. Code 435.)
- d) No licensee shall allow more than eight charitable gaming events to be held at a wagering facility in a calendar year.
- e) Pursuant to 230 ILCS 30/8(15), only the following games may be conducted as part of the charitable gaming event: roulette, blackjack, poker, pull tabs, craps, bang, beat the dealer, big six, gin rummy, five card stud poker, chuck-a-luck, keno, hold-em poker, and merchandise wheel.
- f) No other gaming/gambling events shall be held at the wagering facility unless permitted by other Illinois statute (i.e., the Horse Racing Act [230 ILCS 5], the Raffles Act [230 ILCS 15], the Illinois Pull Tabs and Jar Games Act [230 ILCS 20], Bingo License and Tax Act [230 ILCS 25] or the Illinois Lottery Law [20 ILCS 160]).
- g) No concessionaire shall be allowed to sell food, beverages or programs at the charitable gaming event unless licensed by the Board.

Section 455.20 Lottery Events at Wagering Facilities

- a) No licensee shall, without the prior approval of the Racing Board, enter into or implement any agreement with the Illinois Lottery Control Board providing for:
 - 1) Selection of the winner of any lottery prize by a method that depends, in whole or in part, upon the results of a race conducted at a wagering facility; or
 - 2) The conduct of any lottery drawing or the award of any lottery prize at a wagering facility.
- b) Any licensee seeking Racing Board approval of an agreement with the Illinois Lottery Control Board shall submit a copy of the proposed agreement, together with the request, and shall supply other information concerning the proposed lottery event as the Racing Board may require.

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- c) No lottery events shall be conducted at a wagering facility in Illinois unless they are in compliance with the Illinois Lottery Law [20 ILCS 160].

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- 1) Heading of the Part: Race Track Operators and Their Duties
- 2) Code Citation: 11 Ill. Adm. Code 1305
- 3) Section Number: 1305.340 Adopted Action:
Repealed
- 4) Statutory Authority: 230 ILCS 5/9(b)
- 5) Effective Date of Rulemaking: May 24, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted amendment, including any material incorporated by reference, is on file in the agency's central office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: 34 Ill. Reg. 2789; February 26, 2010
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version: None
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the letter issued by JCAR? No changes were made.
- 13) Will this rulemaking replace any emergency amendments currently in effect? No
- 14) Are there any other proposed amendments pending on this Part? No
- 15) Summary and purpose of Rulemaking: This rulemaking repeals Section 1305.340 and incorporates similar language in Part 455.
- 16) Information and questions regarding this adopted amendment shall be directed to:

Mickey Ezzo
Illinois Racing Board
100 West Randolph, Suite 7-701

ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENT

Chicago, Illinois 60601

312/814-5017

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

ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENT

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY
SUBTITLE B: HORSE RACING
CHAPTER I: ILLINOIS RACING BOARD
SUBCHAPTER f: RULES AND REGULATIONS OF HARNESS RACING

PART 1305
RACE TRACK OPERATORS AND THEIR DUTIES

Section	
1305.10	Definition of Race Track Operator
1305.20	Application
1305.30	Time for Filing Applications
1305.40	Conditions of License
1305.45	Lease of Race Track (Repealed)
1305.50	Written Disclosure
1305.55	Written Disclosure for Corporations
1305.60	Notice of Changes
1305.70	Political Contributions (Repealed)
1305.80	Termination of License
1305.90	Wagering On Races Conducted off of Premises
1305.100	Reciprocal Suspensions
1305.110	Horse Ambulance
1305.120	Ambulance of Racing Strip (Repealed)
1305.130	First Aid Station (Repealed)
1305.140	Emergency Medical Services
1305.150	Illinois Racing Board Office
1305.170	Moving Office (Repealed)
1305.180	Judges' Stand
1305.190	Drivers' Bench
1305.200	Stabling of Horses
1305.220	Stall Numbers and Distance Poles
1305.230	Licensed Outrider
1305.240	Drinking Fountains and Rest Rooms
1305.250	Telephones
1305.260	Broadcasting and Telecasting
1305.270	Pest Control
1305.280	Alcohol Sales
1305.290	Track Lights
1305.300	Fire Prevention

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- 1305.310 Backstretch Paging System
- 1305.320 Admissions (Repealed)
- 1305.330 Inspection Report
- 1305.340 Lottery Events at Race Tracks (Repealed)
- 1305.350 Off-Track Betting Agencies of Other States
- 1305.370 Reporting of Horsemen's Purse Account
- 1305.380 Notification of Change

AUTHORITY: Authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)].

SOURCE: Published in Rules and Regulations of Harness Racing, (original date not cited in publication); amended October 9, 1973, filed October 19, 1973; amended October 25, 1973, filed December 17, 1973; amended February 15, 1974, filed February 28, 1974; amended October 25, 1974, filed November 7, 1974; added May 9, 1975, filed May 15, 1975; amended August 21, 1976, filed August 21, 1976, filed August 30, 1976; amended at 2 Ill. Reg. 27, p. 275, effective July 10, 1978; amended at 4 Ill. Reg. 21, p. 85, effective May 9, 1980; codified at 5 Ill. Reg. 10923; amended at 6 Ill. Reg. 11063, effective September 1, 1982; amended at 9 Ill. Reg. 9165, effective May 30, 1985; amended at 14 Ill. Reg. 17661, effective October 16, 1990; amended at 14 Ill. Reg. 20052, effective December 4, 1990; amended at 17 Ill. Reg. 3034, effective February 23, 1993; emergency amendment at 23 Ill. Reg. 7776, effective June 28, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 13939, effective November 2, 1999; amended at 28 Ill. Reg. 6596, effective April 19, 2004; amended at 28 Ill. Reg. 11260, effective August 1, 2004; amended at 29 Ill. Reg. 8413, effective June 1, 2005; amended at 34 Ill. Reg. 7741, effective May 24, 2010.

Section 1305.340 Lottery Events at Race Tracks (Repealed)

- a) ~~No race track operator shall, without the prior approval of the Board, enter into or implement any agreement with the Illinois Lottery Control Board providing for:~~
 - 1) ~~Selection of the winner of any lottery prize by a method which depends, in whole or in part, upon the results of a race conducted at a licensed meeting, or~~
 - 2) ~~The conduct of any lottery drawing or the award of any lottery prize at a licensed meeting.~~
- b) ~~Any race track operator seeking Board approval of an agreement with the Illinois Lottery Control Board shall submit a copy of such proposed agreement together with said request and shall supply such other information concerning the proposed~~

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~~lottery event as the Board may require.~~

(Source: Repealed at 34 Ill. Reg. 7741, effective May 24, 2010)

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- 1) Heading of the Part: License and Applications; Association Licenses (Thoroughbred)
- 2) Code Citation: 11 Ill. Adm. Code 1407
- 3) Section Number: 1407.56 Adopted Action:
Repealed
- 4) Statutory Authority: 230 ILCS 5/9(b)
- 5) Effective Date of Rulemaking: May 24, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? No
- 8) A copy of the adopted amendment, including any material incorporated by reference, is on file in the agency's central office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: 34 Ill. Reg. 2794; February 26, 2010
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version: None
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the letter issued by JCAR? No changes were made.
- 13) Will this amendment replace any emergency amendments currently in effect? No
- 14) Are there any other proposed amendments pending on this Part? No
- 15) Summary and purpose of Rulemaking: This rulemaking repeals Section 1407.56 and incorporates similar language into Part 455.
- 16) Information and questions regarding this adopted amendment shall be directed to:

Mickey Ezzo
Illinois Racing Board
100 West Randolph, Suite 7-701

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Chicago, Illinois 60601

312/814-5017

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

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TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY
SUBTITLE B: HORSE RACING
CHAPTER I: ILLINOIS RACING BOARD
SUBCHAPTER g: RULES AND REGULATIONS OF HORSE RACING

PART 1407
LICENSE AND APPLICATIONS; ASSOCIATION LICENSES
(THOROUGHBRED)

Section

1407.10	Application for Association License
1407.13	Application Deadline
1407.16	Formal Acceptance
1407.18	Application Withdrawal
1407.20	Enforce Rules and Regulations
1407.24	Notice of Changes
1407.28	Lease of Race Track (Repealed)
1407.40	Minimum Purse Required for License
1407.50	Amount of Purse
1407.52	Admissions (Repealed)
1407.53	Inspection Report
1407.54	Licensed Concessionaire
1407.56	Lottery Events at Race Tracks (Repealed)
1407.58	Off-Track Betting Agencies of Other States
1407.59	Reporting of Horsemen's Purse Account

AUTHORITY: Authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)].

SOURCE: Published in Rules and Regulations of Horse Racing, (original date not cited in publication); amended October 9, 1973, filed October 19, 1973; amended October 25, 1973, filed December 17, 1973; amended January 11, 1974, filed January 21, 1974; amended October 25, 1974, filed November 7, 1974; amended May 9, 1975, filed May 15, 1975; amended August 21, 1976, filed August 30, 1976; codified at 5 Ill. Reg. 10968; amended at 6 Ill. Reg. 11063, effective September 1, 1982; amended at 28 Ill. Reg. 6601, effective April 19, 2004; amended at 34 Ill. Reg. 7746, effective May 24, 2010.

Section 1407.56 Lottery Events at Race Tracks [\(Repealed\)](#)

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- a) ~~No race track operator shall, without the prior approval of the Board, enter into or implement any agreement with the Illinois Lottery Control Board providing for:~~
- 1) ~~Selection of the winner of any lottery prize by a method which depends, in whole or in part, upon the results of a race conducted at a licensed meeting, or~~
 - 2) ~~The conduct of any lottery drawing or the award of any lottery prize at a licensed meeting.~~
- b) ~~Any race track operator seeking Board approval of an agreement with the Illinois Lottery Control Board shall submit a copy of such proposed agreement together with said request and shall supply such other information concerning the proposed lottery event as the Board may require.~~

(Source: Repealed at 34 Ill. Reg. 7746, effective May 24, 2010)

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- 1) Heading of the Part: School Bus Driver Permit
- 2) Code Citation: 92 Ill. Adm. Code 1035
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
1035.10	Amendment
1035.35	Amendment
1035.46	New Section
- 4) Statutory Authority: 625 ILCS 5/2-104, 625 ILCS 5/1-182, and 625 ILCS 5/6-106.1
- 5) Effective Date of Amendments: May 20, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? No
- 8) A copy of the adopted amendments, including any material incorporated by reference, is on file in the Department's Division of Driver's Services and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: 34 Ill. Reg. 2798; February 26, 2010
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Difference between proposal and final version: None
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? No changes were made to the rulemaking.
- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This rulemaking implements Public Act 96-89, which allows the Secretary of State to defer the expiration of a school bus permit for those persons serving active duty in the United States Military and Public Act 96-818, which requires the Secretary of State to suspend the school bus permit of a school bus permit holder who fails to complete required school bus inspections.

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

Jennifer Egizii
Office of the Secretary of State
Driver Services Department
2701 South Dirksen Parkway
Springfield, Illinois 62723

217/557-4462

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

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TITLE 92: TRANSPORTATION
CHAPTER II: SECRETARY OF STATEPART 1035
SCHOOL BUS DRIVER PERMIT

Section	
1035.10	Definitions
1035.15	Requirements of Applicants for a School Bus Driver Permit
1035.20	Annual Medical Examination and Certificate
1035.25	Permit Application Process
1035.30	Training
1035.32	Random Drug Testing for Alcohol and Controlled Substances
1035.35	Denial, Cancellation, or Suspension of a School Bus Driver Permit
1035.40	Notice
1035.45	Employer Responsibility
1035.46	Military Deferrals
1035.50	Hearings

AUTHORITY: Implementing Section 6-106.1 and authorized by Section 6-521 of the Illinois Vehicle Code [625 ILCS 5/6-521].

SOURCE: Adopted at 19 Ill. Reg. 10716, effective July 11, 1995; amended at 24 Ill. Reg. 1269, effective January 10, 2000; amended at 24 Ill. Reg. 12092, effective July 31, 2000; amended at 26 Ill. Reg. 12045, effective July 22, 2002; amended at 33 Ill. Reg. 17093, effective December 1, 2009; amended at 34 Ill. Reg. 7750, effective May 20, 2010.

Section 1035.10 Definitions

For purposes of this Part, the following definitions shall apply:

["Active Duty" – active duty pursuant to an executive order of the President of the United States, an act of the Congress of the United States, or an order of the Governor \(IVC Section 6-106.1\(j\)\).](#)

"Adulterated Specimen" – a urine specimen that contains a substance not expected to be present in human urine, or contains a substance expected to be present, but is at a concentration so high that it is not consistent with human urine (see 49 CFR 40.3 (2008)).

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"Cancellation" – the cancellation of a school bus driver permit – the annulment or termination by formal action of the Secretary of State of a person's school bus driver permit because of some error or defect in the permit, because the permit holder is no longer entitled to the permit, refusal or neglect of the person to submit to an alcohol and drug evaluation or submit to or fail to successfully complete the examination, in accordance with IVC Sections 1-110, 6-106.1 and 6-207.

"Chain of Custody" – a procedure used to document the handling of the urine specimen from the time the employee gives the specimen to the collector until the specimen is destroyed. This procedure uses the Federal Drug Testing Custody and Control Form (see 49 CFR 40 (2008)).

"Chain of Custody Form" or "CCF" – an employer copy of the Federal Drug Testing Custody and Control Form used to notify the employer that the applicant has taken a split specimen test and the results of that test.

"Collector" – a person who instructs and assists employees at a collection site, who receives and makes an initial inspection of the specimen provided by those employees and who initiates and completes the CCF.

"Conviction" – an unvacated adjudication of guilt, or a determination that a person has violated or failed to comply with the law, by a court of original jurisdiction or by an authorized administrative tribunal; an unvacated forfeiture of bail or collateral deposited to secure the person's appearance in court; a plea of guilty or nolo contendere accepted by the court; the payment of a fine or court cost, regardless of whether the imposition of sentence is deferred and ultimately a judgment dismissing the underlying charge is entered; or a violation of a condition of release without bail, regardless of whether the penalty is rebated, suspended or probated pursuant to IVC Section 6-500(8).

"Denial" – to prohibit or disallow the privilege to obtain a school bus driver permit and/or the privilege to operate a school bus in accordance with IVC Section 6-106.1.

"Dilute Specimen" – a urine specimen with creatinine and specific gravity values that are lower than expected for human urine pursuant to 49 CFR 40.3.

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"Disqualification" – *a withdrawal of the privilege to drive a commercial motor vehicle* [625 ILCS 5/1-115.3].

"Driver" – *every person who drives or is in actual physical control of a vehicle* [625 ILCS 5/1-116].

"Employer" – any public or private school district, individual, corporation, partnership or association who employs school bus drivers licensed pursuant to IVC Section 6-106.1.

"Employer Certification/Notification" – a form prescribed by the Secretary of State and submitted by the employer that certifies an applicant has met all pre-employment conditions and all conditions for reapplication, or that a driver who is no longer eligible for a school bus driver permit has been removed from service.

"Fingerprint Process" – a method by which a person's fingerprints are taken for the purpose of certification of a criminal background investigation for a school bus driver permit and submitted to the Illinois Department of State Police and the Federal Bureau of Investigation (FBI).

"Hearing" – a hearing conducted by the Secretary of State, pursuant to IVC Sections 2-118 and 6-106.1, upon written request of the driver or applicant.

"Home State" – the States of Indiana, Michigan, Wisconsin, Iowa, Missouri and Kentucky, when they have issued a valid and properly classified driver's license.

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

"Initial Training" – an initial training class, including first aid procedures, in school bus safety administered by the Illinois State Board of Education through the Regional Office of Education and approved by the Secretary of State pursuant to IVC Section 6-106.1. Initial training will provide sufficient practical behind-the-wheel instruction.

"Lapse" – a period of time following the expiration of a driver's license or school bus driver permit in which the driver can renew or reapply without penalty.

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"Medical Examination" – a physical examination by a medical examiner that includes tests for drug and alcohol use and the medical qualifications needed to drive a school bus.

"Medical Examiner" – a person who is a licensed physician, an advanced practice nurse who has a written collaborative agreement with a collaborating physician that authorizes him or her to perform medical examinations, or a physician assistant who has been delegated the performance of medical examinations by his or her supervising physician.

"Medical Examiner's Certificate" – a form, developed by the Secretary of State, upon which a medical examiner records the results of a physical examination and certifies whether a person is qualified to apply for a school bus driver permit.

"Medical Review Officer" or "MRO" – a person who is a licensed physician and is responsible for receiving and reviewing laboratory results generated by an employer's drug testing program and evaluating medical explanations for certain drug test results (see 49 CFR 40.3 (2008)).

["Military Order" – official military documents that indicate the date the school bus driver permit holder will be called to active duty and the expected date the permit holder will return from active duty.](#)

"Miscellaneous Suspension" – a safety and family financial responsibility suspension, unsatisfied judgment suspension, auto emissions suspensions, parking ticket suspension, failure to appear suspension, failure to pay toll suspension, nighttime driving restriction suspension, and all suspensions that are rescinded and are no longer in effect.

"Pre-Employment Conditions" – an applicant must have been interviewed by the prospective employer; completed a school bus driver permit application and prescribed medical report form; successfully passed a physical examination; successfully completed a fingerprint-based Illinois specific background check with fingerprints forwarded to the FBI for a national background check; and received the required initial training.

"Provisional Status" – the temporary privilege to operate a school bus pending completion of the FBI criminal background check.

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"Random Testing" – a drug and/or alcohol test having no specific time pattern.

"Refresher Course" – a classroom course in school bus safety approved by the Secretary of State. Refresher training courses shall be a minimum of 2 hours in length, part of which must be first aid training, taught by an instructor certified by the Illinois State Board of Education under 23 Ill. Adm. Code 1.515.

"Repeatedly Convicted of Offenses against Laws and Ordinances Regulating the Movement of Traffic" – a driver for whom an order has been entered to suspend or revoke a license or permit under IVC Section 6-206(a)(3).

"Repeatedly Involved as a Driver in Motor Vehicle Collisions" – a driver for whom an order has been entered to suspend or revoke a license or permit under IVC Section 6-206(a)(3).

"Rescind Order" – a removal by formal action of an order canceling, suspending or denying issuance of a school bus permit.

"Review of Driving Records" – a review of the applicant's driving record maintained by the Secretary of State or documentation from another licensing jurisdiction, which has been certified within 30 days prior to the date of application, to insure that the requirements of IVC Sections 6-106(1), (2), (3), (9), (10), (11), (12), (13) and (14) have been met.

"School Bus" – every motor vehicle, except as provided in this definition, owned or operated by or for any of the following entities for the transportation of persons regularly enrolled as students in grade 12 or below in connection with any activity of the entity:

Any public or private primary or secondary school;

Any primary or secondary school operated by a religious institution; or

Any public, private or religious nursery school.

This definition shall not include the following:

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A bus operated by a public utility, municipal corporation or common carrier authorized to conduct local or interurban transportation of passengers when the bus is not traveling a specific school bus route but is:

On a regularly scheduled route for the transportation of other fare paying passengers;

Furnishing charter service for the transportation of groups on field trips or other special trips or in connection with other special events; or

Being used for shuttle service between attendance centers or other education facilities.

A motor vehicle of the first division.

A motor vehicle designed for the transportation of not fewer than seven nor more than 16 persons that is operated by or for a public or private primary or secondary school, including any primary or secondary school operated by a religious institution, for the purpose of transporting not more than 15 students to and from interscholastic athletic or other interscholastic or school sponsored activities. [\[625 ILCS 5/1-182\]](#)~~[645 ILCS 5/1-182]~~

["School Bus Driver Active Duty Form" – the form submitted by an employer as notification of the date the school bus permit holder is placed on active military duty.](#)

["School Bus Driver Inactive Status" – status of school bus permit while the school bus permit holder is on active military duty.](#)

"School Bus Driver Permit" – permit issued for a period of one year to school bus drivers by the Office of the Secretary of State pursuant to IVC Section 6-106.1.

"School Bus Driver Permit Application" – the form or document prescribed by the Secretary of State upon which a request for a school bus driver permit is made.

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["School Bus Driver Return From Active Duty Form" – the form submitted by employer as notification of the date the school bus driver permit holder returned from active duty.](#)

"Secretary of State" – the Secretary of State of Illinois [625 ILCS 5/1-184].

"Serious Traffic Violation" – notwithstanding convictions that in and of themselves result in the immediate suspension or revocation of a driver's license and privilege, the following offenses or a similar violation of a law or local ordinance of any state relating to motor vehicle traffic control, other than a parking violation, shall be considered a serious traffic violation:

A conviction, when operating a motor vehicle, for a violation of or relating to:

IVC Section 11-402(a) – a motor vehicle accident involving damage to a vehicle;

IVC Section 11-403 – failure to stop and exchange information after a motor vehicle collision, property damage only;

IVC Section 11-502(a) – illegal transportation, possession or carrying of alcoholic liquor within the passenger area of any vehicle;

IVC Section 6-101 – operating a motor vehicle without a valid license or permit;

IVC Section 11-403 – failure to stop and exchange information or give aid after a motor vehicle collision involving personal injury or death;

Excessive speeding – a single speeding charge of 15 miles per hour or more above the legal speed limit;

IVC Section 11-503 – Reckless driving;

IVC Section 11-707(d) – passing in a no-passing zone; or IVC Section 11-1414 – passing a stopped school bus;

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IVC Section 11-1402(b) – limitations on backing upon a controlled access highway;

IVC Section 11-707(b) – driving on the left side of a roadway in a no-passing zone;

IVC Section 11-1002(e) – failure to yield the right-of-way to a pedestrian at an intersection;

IVC Section 11-1008 – failure to yield to a pedestrian on a sidewalk;

IVC Sections 11-1201 and 11-1202 – failure to stop for an approaching railroad train or signal;

Any State law or local ordinance relating to motor vehicle traffic control, other than parking violations, arising in connection with a fatal traffic accident;

IVC Section 6-501 – having multiple driver's licenses;

IVC Section 6-507(a) – the requirement to have a valid CDL;

Improper or erratic traffic lane changes;

Following another vehicle too closely;

IVC Section 6-104(d) – possession of a valid school bus permit;

IVC Section 11-605 – school speed zones;

Any other similar violation of a law or local ordinance of any state relating to motor vehicle traffic control, other than parking violations, that the Secretary of State determines by administrative rule to be serious.

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"Service Member" – a member of the Armed Services or reserve forces of the United States or a member of the Illinois National Guard (IVC Section 6-106.1(j)).

"Specimen Bottle" – the bottle that, after being sealed and labeled according to the procedures in this Part, is used to hold the urine specimen during transportation to the laboratory (see 49 CFR 40.3 (2008)).

"Split Specimen" – in drug testing, a part of the urine specimen sent to a first laboratory and retained unopened, and that is transported to a second laboratory in the event that the employee requests that it be tested following a verified positive test of the primary specimen or a verified adulterated or substituted test result (see 49 CFR 40.3 (2008)).

"State" – a state, territory or possession of the United States, the District of Columbia, the Commonwealth of Puerto Rico or a province of the Dominion of Canada [625 ILCS 5/1-195].

"Substituted Specimen" – a specimen with creatinine and specific gravity values so diminished that they are not consistent with human urine.

"Suspension of Driver's License" – the temporary withdrawal by formal action of the Secretary of State of a person's license or privilege to operate a motor vehicle on the public highways, for a period specifically designated by the Secretary of State [625 ILCS 5/1-204].

"Suspension of School Bus Driver Permit" – the temporary withdrawal, by formal action by the Secretary of State, of a person's permit that grants and specifies limited privileges to operate a school bus on the public highways, for a period specifically designated by the Secretary of State.

"Waiver" – an exemption allowed under certain conditions rendering an ineligible applicant eligible.

(Source: Amended at 34 Ill. Reg. 7750, effective May 20, 2010)

Section 1035.35 Denial, Cancellation, or Suspension of a School Bus Driver Permit

- a) The Secretary of State shall deny or cancel a school bus driver permit of an

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applicant:

- 1) whose criminal background investigation discloses that he or she is not in compliance with any of the provisions of IVC Section 6-106.1(a);
 - 2) upon receiving notice that the permit holder fails to comply with any provision of this Part;
 - 3) upon receiving notice that the permit holder's restricted commercial driving permit or commercial driving privileges are withdrawn or otherwise invalidated;
 - 4) upon receiving notice that the permit holder has been convicted of 2 serious violations during the duration of the permit.
- b) The Secretary of State shall suspend a school bus driver permit for a period of 3 years upon receiving notice that the holder has failed to obtain a negative result on a drug test as required by IVC Section 6-106.1 or under 49 CFR 382.303, 382.305, 382.307 and 382.309 (2008).
- c) The Secretary of State shall deny an applicant for a school bus driver permit for a period of 3 years who fails to obtain a negative result on a drug test as required by IVC Section 6-106.1 or under 49 CFR 382.301 (2008).
- d) The Secretary of State shall deny an applicant or re-applicant for a school bus driver permit upon an indication on a driving record that he or she has failed to pay any fines, costs or fees that deny the renewal or reissuance of a driver's license or any other indication on a driving record that denies the renewal or reissuance of a driver's license.
- e) A cancellation of a school bus driver permit shall remain in effect pending the outcome of a hearing pursuant to IVC Section 2-118.
- f) An order may be rescinded provided the cause is removed and the applicant continues to meet the requirements outlined in IVC Section 6-106.1(a).
- g) [The Secretary shall suspend a school bus driver permit for a period of three years upon receiving notice from the employer that the holder has failed to perform the inspections required by IVC Section 12-816.](#)

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(Source: Amended at 34 Ill. Reg. 7750, effective May 20, 2010)

Section 1035.46 Military Deferrals

- a) Any school bus permit holder who is a service member called to active duty and who wishes to defer the expiration of his or her school bus permit must provide his or her employer with a copy of his or her military order.
- b) Within 30 days after receipt of the military order, the employer shall notify the Secretary that the school bus permit holder has been called to active duty by submitting the school bus driver active duty form to the Secretary. If the service member's active duty is extended, and the employer is so notified by the school bus permit holder, the employer shall notify the Secretary of the extension by submitting a second school bus driver active duty form.
- c) Upon receipt of the school driver bus driver active duty form, the Secretary shall place the school bus permit in inactive status.
- d) Upon return from active duty, the employer shall notify the Secretary of the school bus permit holder's return by submitting a school bus driver return from active duty form.
- e) Within 90 days after return from activity military duty, the school bus driver permit holder shall renew the school bus permit by obtaining a physical examination, as set forth in Section 1035.20, and completing a refresher course, as required by Section 1035.30.

(Source: Added at 34 Ill. Reg. 7750, effective May 20, 2010)

STATE BOARD OF EDUCATION

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- 1) Heading of the Part: Mentoring Program for New Principals
- 2) Code Citation: 23 Ill. Adm. Code 35
- 3)

<u>Section Numbers</u> :	<u>Adopted Action</u> :
35.10	Amendment
35.20	Amendment
35.30	Amendment
35.40	Amendment
35.50	Amendment
35.60	Amendment
- 4) Statutory Authority: 105 ILCS 5/2-3.53a
- 5) Effective Date of Amendments: May 21, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted amendments, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: January 4, 2010; 34 Ill. Reg. 3
- 10) Has JCAR issued a Statement of Objection to these amendments? No
- 11) Differences between proposal and final version: None
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? No changes were requested by JCAR, and no agreement letter was issued.
- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any other proposed rulemakings pending on this Part? No
- 15) Summary and Purpose of Amendments: Section 2-3.53a of the School Code and Part 35 set forth requirements for the new principal mentoring program. Implementation of the program in any given year is dependent upon an appropriation sufficient to provide

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services to all first-year principals. The law requires that each principal in his or her first year of employment participate in mentoring activities in years when the program is implemented.

Public Act 96-373, effective August 13, 2009, amended Section 2-3.53a of the School Code to also authorize the provision of mentoring services to principals first hired after July 1, 2008, who are in their second year of employment, provided that there is sufficient funding to conduct the program. Unlike for first-year principals, participation in a second year of mentoring is optional and will be available to any second-year principal who has completed the principal mentoring program in the previous school year.

The amendments set up a three-step process for State Board staff to determine each year whether mentoring will be offered to first-year principals only, both first- and second-year principals, or second-year principals only. (See Section 35.20.) This determination is based on the anticipated number of participants and the total amount of the appropriation. In years in which the appropriation is insufficient to serve all first-year principals, a mentoring program will be established for second-year principals electing to participate. By continuing to at least serve second-year principals, funding can be used to provide mentoring benefits for those who choose to participate and obviate the need to "lapse" money at the end of the fiscal year. If a program is not offered during a principal's second year, then the principal no longer will be eligible for services after that point in time.

Additional changes in the rules update various provisions to better reflect and streamline program operations and eliminate unnecessary requirements.

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

Patrick Murphy, Division Administrator
Educator and School Development
Illinois State Board of Education
100 North First Street, E-310
Springfield, Illinois 62777

217/782-2948

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

STATE BOARD OF EDUCATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER I: STATE BOARD OF EDUCATION

SUBCHAPTER b: PERSONNEL

PART 35

MENTORING PROGRAM FOR NEW PRINCIPALS

Section

35.10	Purpose and Applicability
35.20	Annual Program Planning; Fiscal Provisions
35.30	Requirements of the Program
35.40	Eligibility of Mentors
35.50	Training for Mentors
35.60	Approval and Role of Providers
35.70	Alternate Arrangements

AUTHORITY: Implementing and authorized by Section 2-3.53a of the School Code [105 ILCS 5/2-3.53a].

SOURCE: Emergency rules adopted at 31 Ill. Reg. 7160, effective April 25, 2007, for a maximum of 150 days; adopted at 31 Ill. Reg. 14039, effective September 20, 2007; amended at 32 Ill. Reg. 17768, effective October 30, 2008; amended at 34 Ill. Reg. 7763, effective May 21, 2010.

Section 35.10 Purpose and Applicability

a) This Part establishes requirements for the selection and training of experienced principals to serve as mentors for new principals and for new principals' participation in the mentoring program designed for them, as required by Section 2-3.53a of the School Code [105 ILCS 5/2-3.53a]. The provisions of this Part shall apply to each Illinois school district, other than a school district organized under Article 34 of the School Code [105 ILCS 5/Art. 34], and to each first-year principal in an affected school district, except as otherwise provided by Section 2-3.53a(f) of the School Code. For purposes of this Part, a "first-year principal" is an individual who either:

1)a) is in his or her first school year of employment as a principal in Illinois, if the employment began prior to January 1 of that school year; or

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~~2)b)~~ is in his or her second school year of employment as a principal in Illinois, if the employment began on or after January 1 of a prior school year.

b) *Any individual who is first hired on or after July 1, 2008 may participate in a second year of mentoring if it is determined by the State Superintendent of Education as set forth in Section 35.20 of this Part that sufficient funding exists for such participation. [105 ILCS 5/2-3.53a(a)] For the purposes of this Part, "second-year principal" is an individual who has completed in the previous school year the first year of mentoring in a program approved under this Part. Participation of a second-year principal in a mentoring program is discretionary and subject to the approval of the principal's employing school district.*

(Source: Amended at 34 Ill. Reg. 7763, effective May 21, 2010)

Section 35.20 Annual Program Planning; Fiscal Provisions

a) No later than ~~June 1~~~~May 1~~ of each year, each district superintendent shall report to the State Superintendent of Education, or to the State Superintendent's designee, the following information:

1) the number of first-year principals who are expected to be working in the district in the coming school year and required to participate in the mentoring program, ~~and-~~

2) the number of second-year principals for whom a second year of mentoring is being requested.

b) No later than June ~~130~~, each district superintendent shall provide to the State Superintendent or designee~~update this information with~~ the names, administrative certificate numbers, and assigned schools of first-year principals, as defined in Section 35.10(a) of this Part, who are employed or under contract with the district and eligible for the mentoring program. Each superintendent shall continue to submit this information in a timely way for any first-year principal whose information was not included on the initial submission. Submissions after June 1 shall occur either immediately after the individual's employment begins or a contract is signed, but no later than December 30~~the individuals chosen.~~

~~c)b)~~ Based on the number of first-year principals expected statewide and the level of available funding foreseen, the State Superintendent shall determine whether the appropriation is likely to be sufficient to require operation of the mentoring

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program in the coming year [for all first-year principals](#). This calculation shall be based on a cost figure of \$2,000 for each first-year principal in the program plus the cost of delivering the required training, coordinating the mentors' assignments, and providing the other necessary structure and support for the program. The program [for first-year principals](#) shall be implemented in a given year only if sufficient funds are available based on these cost factors.

- d) [If the State Superintendent determines under subsection \(c\) of this Section that the appropriation is sufficient to serve all first-year principals, then the State Superintendent shall determine if sufficient funding exists to support the operation of the mentoring program for second-year principals who request mentoring services.](#)
- 1) [The initial calculation shall be based on a cost figure of \\$1,000 for each second-year principal requesting participation in the program plus the cost of delivering the required training, coordinating the mentors' assignments, and providing the other necessary structure and support for the program.](#)
 - 2) [In years in which the number of second-year principals who request mentoring services exceeds the number who can be accommodated with available funding based on the cost figure outlined in subsection \(d\)\(1\) of this Section, then the cost figure used will be between \\$1,000 and no less than \\$500 for each second-year principal requesting participation plus the cost of delivering the required training, coordinating the mentors' assignments, and providing the other necessary structure and support for the program.](#)
 - 3) [In any year in which the appropriation is insufficient based on the cost figures set in subsection \(d\)\(1\) or \(d\)\(2\) of this Section, the State Superintendent or designee shall inform districts that a program for second-year principals will not be held.](#)
 - 4) [Second-year principals not able to participate in a second year of mentoring in the year immediately following their first year of mentoring shall be ineligible for further participation in the mentoring program.](#)
- e) [If funding is insufficient to serve all first-year principals based on the cost figure outlined in subsection \(c\) of this Section, but sufficient funds exist to serve all second-year principals, as determined in subsection \(d\)\(1\) or \(d\)\(2\) of this Section, then a program for second-year principals only shall be established. No](#)

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mentoring program shall be implemented in years in which funding is inadequate to serve either all first-year principals or all second-year principals.

- f)e) As soon as possible after the level of the appropriation for a given year has been established, the State Superintendent shall notify ~~all the affected~~ districts and the providers approved under Section 35.60 of this Part regarding whether the program will operate in the coming year and whether mentoring will be provided for first-year principals only, both first-year and second-year principals, or second-year principals only.
- g)d) No later than ~~May 30~~June 15 prior to a school year during which the program will be in operation, each experienced principal who ~~desires~~intends to serve as a mentor shall submit an application to a provider approved under Section 35.60 of this Part~~notify the State Superintendent or designee of his or her availability,~~ supply the required documentation of eligibility (see Section 35.40 of this Part), and, if employed in a school or in a regional office of education, provide verification in a format specified by the State Superintendent of supervisory approval for his or her participation. The State Superintendent or designee shall: ~~1) publicize the list of approved providers so that experienced principals can make application to the provider and individuals who need to complete the required training to can do so and be included in the pool of available mentors; and 2) make the list of those who have expressed intent available to the approved providers so that these individuals can be given priority in admission to the required training over others who may wish to complete the training simply for its value as professional development.~~
- h)e) When verification is received in accordance with the requirements of Section ~~35.30(f)~~35.30(h) of this Part that a mentor has provided the service required under this Part, the State Superintendent of Education or designee shall make a payment in the amount of \$2,000 for each first-year principal served or \$1,000 for each second-year principal served, subject to limitations set forth in subsection (d)(2) of this Section. Payment shall be made either to the approved provider that facilitated the mentoring relationship for disbursement to the mentor or directly to the mentor if requested by the provider.

(Source: Amended at 34 Ill. Reg. 7763, effective May 21, 2010)

Section 35.30 Requirements of the Program

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Each ~~first-year~~^{new} principal shall complete a mentoring program that complies with the requirements of this Section, provided that there is a sufficient appropriation for the program applicable to the fiscal year that includes the individual's first school year of service as a principal (see Section 2-3.53a of the School Code and Section 35.20 of this Part). If sufficient funding exists to allow for participation of second-year principals in a mentoring program, then those programs also shall comply with the requirements of this Section.

- a) Mentors who meet the requirements of this Part shall be paired with ~~participating~~^{new} principals by providers approved under Section 35.60 of this Part, on the basis of the factors identified in Section 2-3.53a(d) of the School Code [105 ILCS 5/2-3.53a(d)]. Each approved provider shall notify the affected district superintendents of the assignments made, and each affected superintendent shall acknowledge ~~each first-year principal's~~^{the new principals'} obligation and, as applicable, second-year principal's election to participate in the program.
- b) The role of each mentor shall include:
 - 1) forming a supportive professional relationship with the ~~participating~~^{new} principal;
 - 2) assisting the ~~participating~~^{new} principal in adjusting to his or her new role and in developing skill as an instructional leader;
 - 3) coaching, observing, and providing feedback to the ~~participating~~^{new} principal on aspects of organizational management;
 - 4) helping the ~~participating~~^{new} principal identify significant problems and issues that act as barriers to school improvement, as well as meaningful solutions to these; and
 - 5) providing guidance to the participating principal in the development of his or her professional growth~~structured opportunities for the new principal's reflection on his or her educational practice.~~
- c) The mentor and ~~first-year~~^{recipient} principal shall spend no fewer than 50 contact hours in activities demonstrably involved in the mentoring process, as delineated in subsection (b) of this Section. The mentor and second-year principal shall spend no fewer than 25 contact hours in these activities, except that the number of contact hours required for second-year principal mentoring shall be prorated in

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direct proportion to the reduction in the payment the mentor receives pursuant to Section 35.20(e) of this Part. The mentor and participating principal/recipient may conduct some or most of their contact using means of telecommunication but shall meet in person at least:

- 1) near the beginning of the school year, in order to initiate the mentoring relationship, and;
 - 2) ~~near the middle of the school year, in order to complete the survey of progress required by Section 2-3.53a(e) of the School Code [105 ILCS 5/2-3.53a(e)]; and 3)~~ at the conclusion of the school year, in order to complete the verification form and certify completion of the program as required by subsection (f) of this~~that~~ Section.
- d) ~~Each mentor and his or her employer, if any, shall be responsible for reaching a mutually agreeable arrangement regarding the mentor's availability for activities that necessarily occur during paid time, such as observing the first year principal.~~ e) Time spent traveling by the mentor or recipient to meet with the other party shall not be counted as part of the required contact hours. The mentor shall bear the cost of any travel unless otherwise agreed to by the provider or by~~with~~ the mentor's employer.
- e)f) Each recipient of mentoring under this Part shall maintain a log of his or her work with the assigned mentor that includes at least the date of each contact, the purpose, and the amount of time spent. ~~g) At the conclusion of the school year, the recipient shall prepare a summary of the mentoring experience, indicating how selected aspects of his or her practice have been affected by the interaction with the assigned mentor.~~
- f)h) ~~At the end of the program year or no later than June 30, The year-end summary shall be included in the verification of program completion to be signed by both individuals to signify completion of the program. This document shall be prepared in a format specified by the State Superintendent of Education and shall also be signed by the participating principal and mentor/recipient principal's supervisor and by the mentor's supervisor, if any, to signify completion of the work outlined in the log required under subsection (e) of this Section and the summary. Each mentor shall submit the verification to the provider with which he or she is enrolled, and the provider shall compile for the State Superintendent a list of the mentors who have provided the required services under the program and for whom payment is due.~~

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- g) Each provider shall review the accuracy of the verification forms and shall submit a summary of the information presented in a format specified by the State Superintendent or designee by June 30 of each year.

(Source: Amended at 34 Ill. Reg. 7763, effective May 21, 2010)

Section 35.40 Eligibility of Mentors

Pursuant to Section 2-3.53a of the School Code, eligibility for service as mentors under this Part shall be limited to individuals who have served as principals in Illinois for at least three years, who have demonstrated success as instructional leaders, and who have completed the training required pursuant to Section 35.50 of this Part.

- a) For purposes of this Part, "at least three years" means no fewer than three full school years, provided that a principal need not have accrued all three years' service in the same school or district.
- b) Each provider shall establish a process for identifying and selecting mentors. As part of this process, each mentor applicant shall submit at least two professional references that address:~~For purposes of this Part, an experienced principal shall be considered to have demonstrated success as an instructional leader if he or she holds an Illinois administrative certificate and submits to the State Superintendent of Education or designee at least two letters of professional reference in accordance with this subsection (b).~~
- 1) the nature of the working relationship between the letter-writer and the principal in question.~~Each principal shall submit at least one letter from a certified staff member who is not an administrator and has served for at least one full school year under the principal's supervision.~~
 - 2) the letter-writer's reasons for believing that the principal in question is of ethical character and possesses strong interpersonal skills, and~~Each principal shall submit at least one letter from a district superintendent or assistant superintendent under whose supervision the principal has served for at least one full school year, or from a regional superintendent who has knowledge of the principal's work.~~
 - 3) Each required letter of reference shall include:~~A) the nature of the working relationship between the letter-writer and the principal in question; B) the~~

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~~letter-writer's reasons for believing that the principal in question is of ethical character and possesses strong interpersonal skills; and C)~~ one or more specific examples of the principal's accomplishments related to particular aspects of the Illinois Professional School Leader Standards set forth at 23 Ill. Adm. Code 29.100.

- c) No individual shall serve as a mentor if more than five years have elapsed since his or her last date of service as a principal in an Illinois school or service in some other educational capacity that routinely requires interaction with principals and familiarity with the issues and challenges they face. Evidence of the latter type of service shall be a contract, job description, or other document generated by the employing entity.

(Source: Amended at 34 Ill. Reg. 7763, effective May 21, 2010)

Section 35.50 Training for Mentors

- a) Prior to beginning his or her first assignment as a mentor under this Part, each experienced principal shall be required to complete a standardized training program prescribed by the State Superintendent of Education. This training program shall be made available at no cost to the participating mentors and shall focus on equipping the participants to perform the functions outlined in Section 35.30 of this Part. The training program shall address areas of expertise including, but not limited to:
- 1) the Illinois Professional School Leader Standards (see 23 Ill. Adm. Code 29.100);
 - 2) ethics;
 - 3) principles of adult learning;
 - 4) establishing a mentoring relationship; and
 - 5) mentoring skills and techniques.
- b) In admitting individuals to the required training, providers shall give first priority to those who intend to be included in the pool of available mentors for the program as described in Section 35.20(d) of this Part. Other individuals may be accommodated if space permits.

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- c) Each provider approved under Section 35.60 of this Part shall provide to the State Superintendent or designee a list identifying the individuals who have completed the required training sequence.
- d) Each provider shall be responsible for providing continuation training to its mentors, including notifying them during this training of any changes in the requirements for the mentoring program. Each mentor who intends to continue providing service under this Part for the following year shall complete the continuation training~~participate in annual "refresher" training~~.

(Source: Amended at 34 Ill. Reg. 7763, effective May 21, 2010)

Section 35.60 Approval and Role of Providers

The State Superintendent of Education shall approve one or more organizations representing Illinois principals, institutions of higher education, community colleges, regional offices of education, school districts, or other educational entities to administer and implement the new principal mentoring program according to the requirements stated in Section 35.30 of this Part, including delivering the training program for mentors that is required under Section 35.50 of this Part.

- a) Any entity seeking approval under this Section shall submit to the State Superintendent an application, in a format prescribed by the State Superintendent, outlining the organization's qualifications for providing professional development to educators, including information specific to the organization's experience with serving potential mentors and recipients of mentoring. Applications shall be submitted to the State Superintendent or designee by March 1 of the year in which a provider wishes to participate in the mentoring program for the following school year.
- b) The State Superintendent shall approve as providers one or more entities whose applications:
- 1) provide evidence of an overall commitment to professionalizing education and school improvement efforts;
 - 2) demonstrate capacity to meet the needs of an identified geographic area or set of districts; and

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- 3) indicate that the applicants have staff or access to other presenters who:
 - A) have been employed in roles requiring mastery of the Illinois Professional School Leader Standards; and
 - B) have experience in providing professional development to educators.
- c) Each approved provider shall, with respect to each mentor who enrolls with that provider:
 - 1) provide [or arrange for another provider approved under this Section to provide](#) the initial training required under Section 35.50 of this Part if the individual has not already completed it;
 - 2) to the extent necessitated by the level of demand, facilitate the individual's assignment to one or more new principals based on the factors set forth in Section 2-3.53a of the School Code;
 - 3) provide support and professional resources to the mentor in the course of his or her mentoring relationships;
 - 4) provide [at least annually](#)~~quarterly~~ networking sessions to enhance the mentor's skills and provide structured opportunities for problem-solving;
 - 5) guide the mentor in the compilation of information that will contribute to the evaluation of individual mentoring relationships and of the mentoring program as a whole;
 - 6) receive and distribute payments to mentors as delineated in Section 35.20(~~he~~) of this Part; and
 - 7) provide annual [continuation](#)~~"refresher"~~ training.
- d) Approval of providers shall be valid for three years. To request renewal, a provider shall, no later than March 1 of the year of expiration, submit an application in a format specified by the State Superintendent of Education, containing:

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- 1) a description of any significant changes in the material submitted as part of its approved application; or
 - 2) a statement that no significant changes have occurred.
- e) A provider's approval shall be renewed if the application conforms to the requirements of subsection (d) of this Section, provided that the State Superintendent has received no evidence of the provider's failure to provide the required services under the program.
- f) The State Superintendent of Education may evaluate any approved provider at any time to ensure the consistent quality of the mentoring program. Upon request by the State Superintendent, a provider shall supply information regarding its activities in conjunction with the mentoring program, which the State Superintendent may monitor at any time. In the event an evaluation indicates that a provider is not furnishing services in keeping with subsection (c) of this Section, the State Superintendent may withdraw approval of the provider.

(Source: Amended at 34 Ill. Reg. 7763, effective May 21, 2010)

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- 1) Heading of the Part: Veterans' Scratch-Off Lottery Grant Program
- 2) Code Citation: 95 Ill. Adm. Code 125
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
125.10	New
125.15	New
125.20	New
125.30	New
125.40	New
125.50	New
125.60	New
125.70	New
125.80	New
125.APPENDIX A	New
- 4) Statutory Authority: Section 21.6 of the Illinois Lottery Law [20 ILCS 1605/21.6]
- 5) Effective Date of Rulemaking: May 20, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including any material incorporated by reference, is on file in the Department of Veterans' Affairs principal office and is available for public inspection
- 9) Notice of Proposal Published in Illinois Register: November 6, 2009; 33 Ill. Reg. 14933
- 10) Has JCAR issued a Statement of Objection to this rulemaking? Yes
 - A) Statement of Objection: March 9, 2010; 34 Ill. Reg. 3908
 - B) Agency Response: June 4, 2010; 34 Ill. Reg. 7776
 - C) Date Agency Response Submitted for Approval to JCAR: March 31, 2010

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- 11) Differences between proposal and final version: No substantive changes were made to the proposed rulemaking.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: Implement a program authorized by statute.
- 16) Information and questions regarding this adopted rulemaking shall be directed to:

Jack Price
Department of Veterans' Affairs
833 S. Spring Street
Springfield IL 62794-9432

217/557-5682

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

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TITLE 95: VETERANS AND MILITARY AFFAIRS
CHAPTER I: DEPARTMENT OF VETERANS' AFFAIRSPART 125
VETERANS' SCRATCH-OFF LOTTERY GRANT PROGRAM

Section

125.10	Program Objectives
125.15	Definitions
125.20	Eligibility Requirements
125.30	Assistance Formula
125.40	General Procedures for Grant Applications and Awards
125.50	Eligible Project Costs
125.60	Project Evaluation Priorities
125.70	Funding Authorization Committee Program Compliance Requirements
125.80	Disqualification
125.APPENDIX A	Project Evaluation Criteria

AUTHORITY: Implementing and authorized by Section 21.6 of the Illinois Lottery Law [20 ILCS 1605/21.6].

SOURCE: Adopted at 34 Ill. Reg. 7776, effective May 20, 2010.

Section 125.10 Program Objectives

The purpose of the program is to make grants, fund additional services, and conduct additional research relating to veterans' post traumatic stress disorder, veterans' homelessness, the health insurance costs of veterans, veterans' disability benefits, and the long-term care of veterans.

Section 125.15 Definitions

The following words and terms, when used in this Part, shall have the following meanings unless the context clearly indicates otherwise.

"Act" means Section 21.6 of the Illinois Lottery Law [20 ILCS 1605/21.6].

"Committee" means the Funding Authorization Committee created under Section 125.70.

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"Department" means the Illinois Department of Veterans' Affairs.

"Director" means the Director of the Illinois Department of Veterans' Affairs.

"Post Traumatic Stress Disorder" or "PTSD" means an anxiety disorder that develops after exposure to a terrifying event or ordeal related to time served in the military in which grave physical harm occurred or was threatened.

"TBI" means traumatic brain injury.

"Veterans Service Officer" means a person who has successfully completed the Training, Responsibility, Involvement and Preparation of Claims Program and has been so certified by the United States Department of Veterans Affairs.

"Veterans Service Organization" or "VSO" means an organization that is federally chartered and/or recognized or approved by the Secretary of the U.S. Department of Veterans Affairs (VA) for purposes of preparation, presentation and prosecution of claims under laws administered by the VA.

Section 125.20 Eligibility Requirements

Government agencies and tax-exempt entities currently providing veterans' assistance or similar assistance to non-veterans and wishing to expand to veterans' assistance are the only organizations eligible for grants under this program.

Section 125.30 Assistance Formula

All grants are subject to the terms of the Illinois Grant Funds Recovery Act [30 ILCS 705]. The grant program may provide up to a maximum of 100% funding assistance on total approved project costs. Maximum grant awards for health insurance costs are limited to 20% of the total funds appropriated. A \$100,000 limit is established per annual project grant. No grants from the Veterans' Scratch-off Lottery Program shall be made for construction that is not an expansion of an already existing program facility.

Section 125.40 General Procedures for Grant Applications and Awards

- a) Grant applications for funding assistance under this program may be submitted at any time, but will not be considered until the Committee meeting after the quarter in which they are received (i.e., grant applications received during the first quarter

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of the year will not be considered until the meeting held during the second quarter). Necessary application forms and instructions are available through the Department. Awarding of grants will be on a competitive basis and will be made under the authority of the Director of the Department of Veterans' Affairs.

- b) Project grant applications shall consist of the following basic components, at a minimum:
- 1) local project sponsor's name, address and telephone number;
 - 2) existing similar programs within the same geographic area;
 - 3) itemized proposed project cost estimate containing at least 3 price quotes from suppliers of durable equipment;
 - 4) project narrative statement describing the need for the project, the project concept, location and objectives, anticipated benefits, proposed number of veterans assisted and methods of financing or accomplishing the project, including applicant's method of funding costs and expenses not covered by this grant and how the project can be sustained in future years without additional Veterans' Scratch-off Lottery Program grants;
 - 5) proof of status as a governmental or tax-exempt agency;
 - 6) proof the entity is properly licensed to conduct the service proposed;
 - 7) statement of any outstanding obligations owed by the applicant to the State of Illinois.
- c) A program information packet may be obtained from the Grant Administrator, Illinois Department of Veterans' Affairs, 100 West Randolph, 5th Floor, Chicago IL 60601, telephone 312/814-5744, or from the Department web site at www.veterans.illinois.gov

Section 125.50 Eligible Project Costs

- a) Grant assistance may be obtained for the following items:

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- 1) Research or services relating to veterans' PTSD or TBI, including such things as contract payments to physicians, psychologists, laboratory researchers and/or laboratory fees, contract labor, job training, computer/software purchase/lease, necessary office equipment and supplies. The Department will consider, on a case-by-case basis, building lease arrangements when no government-owned facility is available and:
 - A) State statute or local ordinance prohibits a unit of local government from entering into a rental agreement; or
 - B) Other circumstances beyond the control of the unit of local government or non-governmental tax exempt organization prohibit other arrangements.
- 2) Programs designed to prevent, eliminate or alleviate veterans' homelessness, including such things as renovation of existing shelters to better serve homeless veterans, expansion of existing shelters for homeless veterans, contract payment to counselors, caseworkers, training and education, employment assistance, and necessary supplies.
- 3) Veterans' disability benefits, such as assistance in obtaining benefits, counseling, prosthetics, job training, disabled veteran home accessibility, and automobile modifications to accommodate the veteran's disability. Applicant must employ a certified Veterans Service Officer or Officers to be eligible for grants under this subsection (a)(3). Veterans Service Organizations receiving funding pursuant to Section 25 of the Department of Veterans' Affairs Act [20 ILCS 2805/25] shall be ineligible for grant funding from this program for Veteran Service Officers during the same period of time covered by the Section 25 award, and Veterans Service Organizations that elect to accept a grant from this program for Veterans Service Officer funding are ineligible for Section 25 awards for the year covered by this program grant.
- 4) Long-term veterans' care, including remodeling existing facilities, supplies, equipment, clothing, medicine, and all things necessary for the morale, welfare and recreation of the veterans being served.
- 5) Health insurance costs for veterans.

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- b) No assistance from this fund shall be used to supplant existing moneys that the Department currently expends for the purposes listed in subsection (a). All grants that are to benefit the Illinois Veterans Homes shall be limited to 50% of the total expenditure made by the grantee on behalf of a Veterans Home.
- c) Project costs for which grant funding is sought cannot be incurred by the project applicant until after grant approval notification. Costs incurred prior to Department approval are ineligible for grant assistance.

Section 125.60 Project Evaluation Priorities

The following factors are used by the Department in evaluating and recommending project applications for funding assistance consideration (see Appendix A):

- a) The applicant must be a government agency or a registered tax exempt agency at the time of application;
- b) projects providing services to a currently unserved or underserved population of veterans;
- c) projects located in areas of high demand or readily accessible to major population centers;
- d) projects proposing innovative research or benefits;
- e) projects for which long-term operations and maintenance capability is clearly demonstrated by the local sponsor and the degree to which the applicant relies upon program grant funding;
- f) the applicant's record of providing benefits to veterans or the applicants record of providing services to non-veterans similar to the proposed services to be provided to veterans and the applicant's understanding of veterans' service and issues.

Section 125.70 Funding Authorization Committee Program Compliance Requirements

The Funding Authorization Committee shall consist of two members appointed by the Director and one member of the Veterans' Advisory Council appointed by the President of the Council. The Director shall appoint one member of the Committee as chair. Staff members from the

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Department, as determined by the Director, shall advise the Committee. The Committee shall meet no less than quarterly at times and places announced by the Department.

- a) Funding Authorization Committee Actions
 - 1) The Committee may recommend that a grant application be:
 - A) approved;
 - B) not approved;
 - C) supplemented with more information and reconsidered at the next meeting;
 - D) held for reconsideration at the next meeting of the Committee; or
 - E) approved pending meeting standards (see Sections 125.50 and 125.60) not presented to the Committee.
 - 2) Failure of an application to receive a two-thirds vote reflecting subsection (a)(1)(A), (C), (D) or (E) shall be considered to be not approved by the Committee.
- b) The Director may veto an approved application, but may not overrule a failure to approve. The Committee may not overrule the Director's veto.
- c) Property acquired or developed with program grant assistance may not be converted to a use that would deny use for veterans as provided by terms of the Grant Agreement without prior Department approval.
- d) Financial records on approved projects must be maintained and retained by the project sponsor for possible State audit for a period of 5 years after final payment is made by the Department.
- e) The local sponsoring agency is required to enter into an Grant Agreement with the Department for an amount agreed upon as necessary to complete the approved project, specifying the related grant amount and program activity.

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- f) All grant recipients shall publically acknowledge the grant by a statement on any written material being distributed, a sign located where it may be seen by the general public at the location of real property used by the recipient, a sign or decal on any vehicles or durable equipment purchased pursuant to a grant, or other appropriate public acknowledgement of the grant.
- g) It shall be understood by the project sponsor that a Department representative may make periodic inspections of the project as the project progresses, and that a final inspection and audit must be made by a representative of the Department prior to acceptance of the completed project.
- h) Grants are for a period of one year. Expenditure authorizations passed by the Committee may be extended by the Department for no more than 12 months.
- i) Each recipient of a program grant must file a report with the Department no later than 30 days after the conclusion of the grant period, detailing the expenditures made by the grantee. If a service grant, the report shall include specific assistance given to veterans, how many veterans were assisted, and an evaluation of whether the service achieved its goals, is valuable enough to continue in operation, and whether it may continue to operate without continued use of program funding. If a research grant, the report shall include the results of the research, any conclusion that can be drawn from the research, and a report suitable for inclusion in a peer review publication.
- j) The sponsoring agency shall indemnify, protect, defend and hold harmless the Department from any and all liability, costs, damages, expenses or claims arising under, through or by virtue of the operation and maintenance of grant-assisted facilities or programs.
- k) The applicant's previous grant history with the Department will be considered when reviewing grant applications.

Section 125.80 Disqualification

No grant may be approved:

- a) For any amount in excess of \$100,000.
- b) To an applicant that is not a governmental entity or a tax exempt entity.

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- c) To an applicant that is non-compliant on a previous grant, including the failure to supply a proper concluding report.
- d) To an applicant delinquent in any payments to the State of Illinois.
- e) For any purpose other than research or service relating to the program objectives.
- f) For a service grant to any applicant who will not be performing the service within the State of Illinois.
- g) For travel costs for out-of-state travel.
- h) For salaries.

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Section 125.APPENDIX A Project Evaluation Criteria

- a) NEED – 25%
 - 1) Population served (Proximity to high population areas)
 - 2) Project of national, State, regional or local significance
 - 3) General – first service in service area
 - A) Major expansion to existing service system or significant additional service in service area
 - B) Addresses a major safety issue
- b) CHARACTERISTICS OF SERVICE – 25%
 - 1) Complements existing service plans
 - 2) Unique service
 - 3) Adjacent services compatible
 - 4) Safety hazards (negative)
 - 5) Multiple benefits (PSTD, homelessness, etc.) bonus
- c) DEVELOPMENT PLAN – 25%
- d) ABILITY TO MAINTAIN – 25%

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- 1) Heading of the Part: The Administration and Operation of the Teachers' Retirement System
- 2) Code Citation: 80 Ill. Adm. Code 1650
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
1650.3000	New
1650.3005	New
1650.3010	New
1650.3015	New
1650.3020	New
1650.3025	New
1650.3030	New
1650.3035	New
1650.3040	New
1650.3045	New
- 4) Statutory Authority: Implementing and authorized by Article 16 of the Illinois Pension Code [40 ILCS 5/16]
- 5) Effective Date of Amendments: May 21, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted amendments, are on file in the Teachers' Retirement System's principal office and are available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: February 5, 2010; 34 Ill. Reg. 2292
- 10) Has JCAR issued a Statement of Objections to this rulemaking? No
- 11) Differences between proposal and final version: Various punctuation changes recommended by JCAR were made in the final version.
- 12) Have all the changes agreed upon by the agency and JCAR been as indicated in the agreements issued by JCAR? Yes

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- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: Public Act 96-6, 40 ILCS 5/1-113.14(b), requires Illinois retirement systems, including the Teachers' Retirement System of the State of Illinois (TRS), to adopt a policy for procurement of investment services. The TRS investment policy provides detailed standards and procedures concerning all aspects of the System's investment program. The purpose of the adopted rules is to provide all interested parties and the public at large with detailed information about the System's investment process. The adopted new **Competitive Selection Procedures for Investment Services** provides step-by-step information about the System's investment manager and consultant search process. The amendments explain the investment manager database, how to participate in the emerging manager program, and how to be considered in searches for consultants, public market, small and mid cap equity, and real estate separate account asset classes.
- 16) Information and questions regarding this adopted rulemaking shall be directed to:

Cynthia M. Fain Gray, Assistant General Counsel
Teachers' Retirement System
2815 West Washington, P.O. Box 19253
Springfield, Illinois 62794-9253

217/753-0375

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

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES

SUBTITLE D: RETIREMENT SYSTEMS

CHAPTER III: TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

PART 1650

THE ADMINISTRATION AND OPERATION OF THE
TEACHERS' RETIREMENT SYSTEM

SUBPART A: REPORTS BY BOARD OF TRUSTEES

Section

1650.10 Annual Financial Report (Repealed)

SUBPART B: BASIC RECORDS AND ACCOUNTS

Section

1650.110 Membership Records
1650.120 Claims Records (Repealed)
1650.130 Individual Accounts (Repealed)
1650.140 Ledger and Accounts Books (Repealed)
1650.150 Statistics (Repealed)
1650.160 Confidentiality of Records
1650.180 Filing and Payment Requirements
1650.181 Early Retirement Incentive Payment Requirements (Repealed)
1650.182 Waiver of Additional Amounts Due
1650.183 Definition of Employer's Normal Cost

SUBPART C: FILING OF CLAIMS

Section

1650.201 Disability Benefits – Application Procedure; Effective Date
1650.202 Disability Benefits – Definitions
1650.203 Disability Retirement Annuity – Definitions
1650.204 Gainful Employment – Consequences
1650.205 Medical Examinations and Investigation of Disability Claims
1650.206 Physician Certificates
1650.207 Disability Due to Pregnancy
1650.208 Disability Payments
1650.209 Computation of Annual Salary When Member Has Different Semester Salary

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	Rates (Repealed)
1650.210	Claim Applications
1650.211	Disability Recipient Eligible to Receive an Age or Disability Retirement Annuity
1650.220	Reclassification of Disability Claim (Repealed)
1650.221	When Member Becomes Annuitant
1650.222	Death Out of Service
1650.230	Medical Examinations and Investigations of Claims (Repealed)
1650.240	Refunds; Canceled Service; Repayment
1650.250	Death Benefits
1650.260	Evidence of Age
1650.270	Reversionary Annuity – Evidence of Dependency
1650.271	Evidence of Parentage
1650.272	Eligible Child Dependent By Reason of a Physical or Mental Disability
1650.280	Evidence of Marriage
1650.290	Offsets

SUBPART D: MEMBERSHIP AND SERVICE CREDITS

Section	
1650.301	Early Retirement Without Discount – Return to Teaching from a Break in Service
1650.310	Effective Date of Membership
1650.315	Verifying Service Credit
1650.320	Method of Calculating Service Credits
1650.325	Method of Calculating Service Credit for Recipients of a Disability Benefit or Occupational Disability Benefit
1650.330	Duplicate Service Credit
1650.335	Unreported Regular Service Credit and Earnings
1650.340	Service Credit for Leaves of Absence
1650.341	Service Credit for Involuntary Layoffs
1650.345	Service Credit for Periods Away From Teaching Due to Pregnancy
1650.346	Service Credit for Periods Away From Teaching Due to Adoption
1650.350	Service Credit for Unused Accumulated Sick Leave Upon Retirement
1650.351	Employer Contribution for Excess Sick Leave
1650.355	Purchase of Optional Service – Required Minimum Payment
1650.356	Payroll Deduction Program (Repealed)
1650.357	Employer Payment of Member's Optional Service and/or Upgrade Contribution Balance (Repealed)
1650.360	Settlement Agreements and Judgments
1650.370	Calculation of Average Salary (Renumbered)

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NOTICE OF ADOPTED AMENDMENTS

- 1650.380 Definition of Actuarial Equivalent (Repealed)
- 1650.390 Independent Contractors
- 1650.391 Optional 2.2 Upgrade of Earned and Credited Service
- 1650.392 2.2 Upgrade of Optional Service Not Credited at Initial Upgrade

SUBPART E: CONTRIBUTION CREDITS AND PAYMENTS

Section

- 1650.410 Return of Contributions for Duplicate or Excess Service
- 1650.415 Return of Optional Increase in Retirement Annuity Contributions
- 1650.416 Optional Increase in Retirement Annuity – 1% Contribution Reduction
- 1650.417 Mandatory Distributions Pursuant to Section 401(a)(9) of the Internal Revenue Code
- 1650.420 Interest on Deficiencies (Repealed)
- 1650.430 Installment Payments (Repealed)
- 1650.440 Small Deficiencies, Credits or Death Benefit Payments (Repealed)
- 1650.450 Compensation Recognized As "Salary"
- 1650.451 Reporting of Conditional Payments
- 1650.460 Calculation of Average Salary
- 1650.470 Rollover Distributions
- 1650.480 Rollovers to the System
- 1650.481 Employer Contribution Required for Salary Increases in Excess of 6%
- 1650.482 Contracts and Collective Bargaining Agreements – Loss of Exemption from Employer Contributions
- 1650.483 Employer Contributions for Salary Increases in Excess of 6% and Excess Sick Leave Exemption from Contributions
- 1650.484 Members Not Covered by Collective Bargaining Agreements or Employment Contracts
- 1650.485 Employer Contributions for Salary Increases in Excess of 6% – Receipt of Bill

SUBPART F: ANNUITANTS AND BENEFICIARIES

Section

- 1650.505 Beneficiary (Repealed)
- 1650.510 Re-entry Into Service (Repealed)
- 1650.511 Separation from Service
- 1650.512 Verification of Compliance with Post-Retirement Employment Limitations
- 1650.520 Suspension of Benefits
- 1650.530 Power of Attorney

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- 1650.540 Conservators/Guardians
- 1650.550 Presumption of Death
- 1650.560 Benefits Payable on Death
- 1650.561 Valid Beneficiary Designations
- 1650.570 Survivors' Benefits
- 1650.571 Payment of Monthly Survivor Benefits to a Trust
- 1650.575 Full-time Student – Receipt of Survivors Benefits Until Age 22
- 1650.580 Evidence of Eligibility
- 1650.590 Comptroller Offset
- 1650.595 Overpayments

SUBPART G: ATTORNEY GENERALS' OPINION

Section

- 1650.605 Policy of the Board Concerning Attorney Generals' Opinion (Repealed)

SUBPART H: ADMINISTRATIVE REVIEW

Section

- 1650.610 Staff Responsibility
- 1650.620 Right of Appeal
- 1650.630 Form of Written Request
- 1650.635 Presiding Hearing Officer – Duties and Responsibilities
- 1650.640 Prehearing Procedure
- 1650.641 Claims Hearing Committee Hearing Packet
- 1650.650 Hearing Procedure
- 1650.660 Rules of Evidence (Repealed)

SUBPART I: AMENDMENTS TO BYLAWS AND RULES

Section

- 1650.710 Amendments

SUBPART J: RULES OF ORDER

Section

- 1650.810 Parliamentary Procedure

SUBPART K: PUBLIC RECORD REQUESTS

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Section

1650.910	Summary and Purpose (Repealed)
1650.920	Definitions (Repealed)
1650.930	Submission of Requests
1650.940	Form and Content of FOIA Requests (Repealed)
1650.950	Appeal of a Denial (Repealed)
1650.960	Executive Director's Response to Appeal (Repealed)
1650.970	Response to FOIA Requests (Repealed)
1650.980	Inspection of Records at System Office
1650.990	Copies of Public Records
1650.995	Materials Immediately Available

SUBPART L: BOARD ELECTION PROCEDURES

Section

1650.1000	Nomination of Candidates
1650.1001	Elections Date/Election Day – Defined
1650.1010	Petitions
1650.1020	Eligible Voters
1650.1030	Election Materials
1650.1040	Marking of Ballots
1650.1050	Return of Ballots
1650.1060	Observation of Ballot Counting
1650.1070	Certification of Ballot Counting
1650.1080	Challenges to Ballot Counting
1650.1090	Special Election to Fill Un-Expired Term of Elected Trustee

SUBPART M: QUALIFIED ILLINOIS DOMESTIC RELATIONS ORDERS

Section

1650.1110	Definitions
1650.1111	Requirements for a Valid Qualified Illinois Domestic Relations Order
1650.1112	Requirements for a Valid QILDRO Calculation Order
1650.1113	Required Forms
1650.1114	Filing a QILDRO or a Calculation Order with the System
1650.1115	Benefits Affected by a QILDRO
1650.1116	Effect of a Valid QILDRO
1650.1117	QILDROs Against Persons Who Became Members Prior to July 1, 1999

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1650.1118	Alternate Payee's Address
1650.1119	Electing Form of Payment
1650.1120	Automatic Annual Increases
1650.1121	Reciprocal Systems QILDRO Policy Statement (Repealed)
1650.1122	Providing Benefit Information for Divorce Purposes
1650.1123	Suspension and Expiration of a QILDRO
1650.1124	Income Tax Reporting
1650.1125	Lump-Sum Death Benefit Allocation to Alternate Payee

SUBPART N: PAYROLL DEDUCTION PROGRAM

Section

1650.1200	Payroll Deduction Program Guidelines
1650.1201	Employer Responsibility Under the Payroll Deduction Program
1650.1202	Payroll Deduction Agreements – Suspensions and Terminations
1650.1203	Payroll Deduction Program – Full Time Employment Defined
1650.1204	Payroll Deduction Program – Disability Defined
1650.1205	Employer Payment of Member's Optional Service, Refund and/or Upgrade Contribution Balance

SUBPART O: RETIREMENT BENEFITS

Section

1650.2900	Excess Benefit Arrangement
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SUBPART P: COMPETITIVE SELECTION PROCEDURES
FOR INVESTMENT SERVICES

Section

<u>1650.3000</u>	<u>Summary and Purpose</u>
<u>1650.3005</u>	<u>Definitions</u>
<u>1650.3010</u>	<u>Manager Database</u>
<u>1650.3015</u>	<u>Emerging Investment Managers</u>
<u>1650.3020</u>	<u>Public Market Searches</u>
<u>1650.3025</u>	<u>Small and Mid Cap Equity Searches</u>
<u>1650.3030</u>	<u>Private Market and Commingled Fund Searches</u>
<u>1650.3035</u>	<u>Private Market Real Estate Separate Account Searches</u>
<u>1650.3040</u>	<u>Consultant Searches</u>
<u>1650.3045</u>	<u>Evaluation by Investment Committee</u>

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AUTHORITY: Implementing and authorized by Articles 1 and 16 of the Illinois Pension Code [40 ILCS 5/Arts. 1 and 16]; Freedom of Information Act [5 ILCS 140]; Internal Revenue Code (26 USC 1 et seq.); Section 5-15 of the Illinois Administrative Procedure Act [5 ILCS 100/5-15].

SOURCE: Filed June 20, 1958; emergency rules adopted at 2 Ill. Reg. 49, p. 249, effective November 29, 1978, for a maximum of 150 days; adopted at 3 Ill. Reg. 9, p. 1, effective March 3, 1979; codified at 8 Ill. Reg. 16350; amended at 9 Ill. Reg. 20885, effective December 17, 1985; amended at 12 Ill. Reg. 16896, effective October 3, 1988; amended at 14 Ill. Reg. 18305, effective October 29, 1990; amended at 15 Ill. Reg. 16731, effective November 5, 1991; amended at 17 Ill. Reg. 1631, effective January 22, 1993; amended at 18 Ill. Reg. 6349, effective April 15, 1994; emergency amendment at 18 Ill. Reg. 8949, effective May 24, 1994, for a maximum of 150 days; emergency modified at 18 Ill. Reg. 12880; amended at 18 Ill. Reg. 15154, effective September 27, 1994; amended at 20 Ill. Reg. 3118, effective February 5, 1996; emergency amendment at 21 Ill. Reg. 483, effective January 1, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 2422, effective January 31, 1997; amended at 21 Ill. Reg. 4844, effective March 27, 1997; emergency amendment at 21 Ill. Reg. 17159, effective December 9, 1997, for a maximum of 150 days; amended at 22 Ill. Reg. 7243, effective April 9, 1998; emergency amendment at 22 Ill. Reg. 7314, effective April 9, 1998, for a maximum of 150 days; emergency amendment at 22 Ill. Reg. 9374, effective May 14, 1998, for a maximum of 150 days; emergency rule modified in response to JCAR Objection at 22 Ill. Reg. 11640; emergency amendment at 22 Ill. Reg. 13151, effective June 29, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 15620, effective August 17, 1998; amended at 22 Ill. Reg. 19079, effective October 1, 1998; amended at 22 Ill. Reg. 22090, effective December 1, 1998; amended at 23 Ill. Reg. 3079, effective February 23, 1999; amended at 24 Ill. Reg. 2440, effective January 27, 2000; amended at 24 Ill. Reg. 10300, effective June 26, 2000; amended at 25 Ill. Reg. 203, effective December 22, 2000; amended at 26 Ill. Reg. 2758, effective February 11, 2002; amended at 26 Ill. Reg. 11476, effective July 11, 2002; amended at 27 Ill. Reg. 1668, effective January 17, 2003; amended at 27 Ill. Reg. 9209, effective May 28, 2003; amended at 28 Ill. Reg. 10055, effective June 29, 2004; amended at 29 Ill. Reg. 1546, effective January 14, 2005; amended at 29 Ill. Reg. 13244, effective August 9, 2005; amended at 30 Ill. Reg. 194, effective December 23, 2005; amended at 30 Ill. Reg. 472, effective December 21, 2005; amended at 30 Ill. Reg. 11728, effective June 23, 2006; amended at 30 Ill. Reg. 17525, effective October 18, 2006; amended at 31 Ill. Reg. 10688, effective July 13, 2007; amended at 32 Ill. Reg. 4073, effective February 28, 2008; amended at 32 Ill. Reg. 7979, effective May 6, 2008; amended at 32 Ill. Reg. 13534, effective August 6, 2008; amended at 33 Ill. Reg. 4401, effective March 3, 2009; amended at 33 Ill. Reg. 15863, effective November 2, 2009; amended at 34 Ill. Reg. 4900, effective March 22, 2010; amended at 34 Ill. Reg. 7787, effective May 21, 2010.

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SUBPART P: COMPETITIVE SELECTION PROCEDURES
FOR INVESTMENT SERVICES**Section 1650.3000 Summary and Purpose**

This Subpart P implements the provisions of Public Act 96-6 to ensure investment transparency and objective consideration of potential investment managers and consultants, as authorized by the Illinois Pension Code [40 ILCS 5/1-113.14]. Procurement of all investment services by the Teachers' Retirement System of the State of Illinois is conducted in accordance with the competitive selection procedures set forth in this Subpart.

(Source: Added at 34 Ill. Reg. 7787, effective May 21, 2010)

Section 1650.3005 Definitions

- a) The definitions in Articles 1 and 16 of the Illinois Pension Code [40 ILCS 5/Arts. 1 and 16] apply to this Subpart.
- b) The definition of "investment services" in the Illinois Pension Code [40 ILCS 5/1-113.14(a)] applies to this Subpart.
- c) "System" means the Teachers' Retirement System of the State of Illinois.
- d) "Consultant" means the independent investment consulting firm or firms contractually engaged by the System to provide general or specialty investment consulting services for the prudent administration of the System's investment portfolio.
- e) "Board" means the Board of Trustees of the Teachers' Retirement System of the State of Illinois.
- f) "Investment Committee" means the investment committee of the Board of Trustees of the Teachers' Retirement System of the State of Illinois.
- g) "Manager Database" means an industry database of institutional quality registered investment management firms utilized by the consultant as described in Section 1650.3010.
- h) "PEOC" means the internal Staff Private Equity Oversight Committee.

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- i) "PMOC" means the internal Staff Public Market Oversight Committee.
- j) "REOC" means the internal Staff Real Estate Oversight Committee.
- k) "Staff" means the professional investment staff of the Teachers' Retirement System responsible for the applicable asset class.

(Source: Added at 34 Ill. Reg. 7787, effective May 21, 2010)

Section 1650.3010 Manager Database

- a) The consultant will make use of an industry database (Manager Database) containing institutional quality firms that are registered investment managers. No fee is required to participate in the Manager Database.
- b) The Manager Database serves as the primary pool from which the System identifies candidates for public market investment manager searches.
- c) To be considered in a public market search, all interested investment managers not currently in the Manager Database should ensure that all required information has been submitted to the Manager Database prior to the screening dates specified in the candidate profiles described in Sections 1650.3020 and 1650.3025.
- d) The consultant's contact information is available on the TRS web site (trs.illinois.gov).

(Source: Added at 34 Ill. Reg. 7787, effective May 21, 2010)

Section 1650.3015 Emerging Investment Managers

- a) The System's emerging managers program is broadly available across all asset classes. Any firm interested in participating in the emerging managers program may submit the questionnaire provided on the TRS web site (trs.illinois.gov). All responses are reviewed by staff and included in the System's emerging manager database.
- b) Any candidate meeting the definition of "emerging investment manager" as defined in the Illinois Pension Code [40 ILCS 5/1-109.1(4)] or any promising

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younger, growing investment manager that currently has smaller asset bases and developing track records, and meeting the minimum criteria for a related search, is invited to meet with staff to discuss its product.

- c) Based on the results of the meetings, staff selects semi-finalist firms that appear to have the highest probability of success over the next three to five years.
- d) Staff and the consultant conduct in-person interviews of semi-finalist firms at the System's offices or alternate location agreed upon by the System and the firm. Semi-finalists must be approved by the applicable staff oversight committee (PMOC, PEOC or REOC).
- e) Following favorable results of the in-person interviews, staff identifies finalist firms for on-site due diligence at the candidate firm's offices. On-site visits and finalist recommendations must be approved by the applicable staff oversight committee.
- f) After on-site due diligence is completed, staff initiates fee and contract negotiations with the finalist firms. All contracts and related documentation relative to hiring an investment manager must be negotiated in final form prior to Investment Committee consideration.
- g) Any finalist firm that successfully passes due diligence review and fee and contract negotiations is presented to the Investment Committee for consideration.

(Source: Added at 34 Ill. Reg. 7787, effective May 21, 2010)

Section 1650.3020 Public Market Searches

- a) The Board authorizes every search for a new or replacement public market investment mandate (excluding small and mid cap equities; see Section 1650.3025) by recorded vote of the Board in a business meeting conducted in accordance with the Open Meetings Act [5 ILCS 120].
- b) The Board's vote authorizing a search is reported in the System's press release issued to the financial press and posted on the TRS web site (trs.illinois.gov) as soon as possible and no later than two business days following conclusion of the Board meeting.

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- c) Following Board authorization, staff, working with the consultant, prepares a written candidate profile that lists specific requirements for each search. The candidate profile identifies specific quantitative and qualitative factors, such as:
- 1) Minimum assets under management;
 - 2) Minimum track record;
 - 3) Risks relative to benchmarks;
 - 4) Return relative to benchmarks over various time periods;
 - 5) Size and tenure of professional staff;
 - 6) Investment strategy and process; and
 - 7) Organizational stability and strength.
- d) The candidate profile is posted on the TRS web site to allow any interested candidate to review the search criteria.
- e) The candidate profile identifies a specific screening period during which the consultant will screen the Manager Database to identify all managers meeting the criteria of the candidate profile.
- f) During the screening period identified in the candidate profile, staff and the consultant identify and rank all candidates in the Manager Database that meet the quantitative criteria specified in the candidate profile.
- g) Staff and the consultant review the candidate list to eliminate any managers that fail to meet qualitative screens.
- h) Staff and the consultant further refine the candidate list to identify semi-finalist firms that, based on criteria in the candidate profile, appear to have the highest probability of success over the next three to five years. In the event more information is necessary to narrow the semi-finalist list, a standardized Request for Information (RFI) may be issued to the pool of eligible semi-finalists to facilitate further in-depth analysis by staff and the consultant. Semi-finalists in this case are selected from the RFI submissions.

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- i) Staff conducts in-person interviews of semi-finalist firms at the System's offices or alternate location agreed upon by the System and the firm. Semi-finalists must be approved by the PMOC.
- j) Following favorable results of the in-person interviews, staff identifies finalist firms for formal due diligence meetings, typically at the candidate firm's offices. Due diligence meetings and finalist recommendations must be approved by the PMOC. If any eligible emerging managers, as defined in the Illinois Pension Code [40 ILCS 5/1-119.1(4)], meet the minimum criteria of the search, the most qualified emerging candidate will be invited to present as a finalist to the Investment Committee at its next scheduled meeting allowing sufficient time on the meeting agenda.
- k) After due diligence is completed, staff initiates fee and contract negotiations with the finalist firms. All contracts and related documentation relative to hiring an investment manager must be negotiated in final form prior to Investment Committee consideration.
- l) Any finalist firm that successfully passes due diligence review and fee and contract negotiations is presented to the Investment Committee for consideration.

(Source: Added at 34 Ill. Reg. 7787, effective May 21, 2010)

Section 1650.3025 Small and Mid Cap Equity Searches

- a) The Board has authorized and directed staff to continuously monitor the investment manager universe for attractive small and mid cap public equity candidates. Staff and the consultant formally screen the full manager universe on a semi-annual basis following the end of each fiscal and calendar year.
- b) Staff, working with the consultant, has prepared a written candidate profile that lists specific requirements for small and mid cap public equity candidates. The candidate profile identifies specific quantitative and qualitative factors, such as:
 - 1) Minimum assets under management;
 - 2) Minimum track record;

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- 3) Risks relative to benchmarks;
 - 4) Return relative to benchmarks over various time periods;
 - 5) Size and tenure of professional staff;
 - 6) Investment strategy and process; and
 - 7) Organizational stability and strength.
- c) The candidate profile is continuously posted on the TRS web site (trs.illinois.gov) to allow any interested candidate to review the search criteria.
 - d) The candidate profile identifies a specific screening period during which the consultant will screen the Manager Database to identify all managers meeting the criteria of the candidate profile.
 - e) During the screening period identified in the candidate profile, staff and the consultant identify and rank all candidates in the Manager Database that meet the quantitative criteria specified in the candidate profile.
 - f) Staff and the consultant review the candidate list to eliminate any managers that fail to meet qualitative screens.
 - g) Staff and the consultant further refine the candidate list to identify firms that, based on criteria in the candidate profile, appear to have the highest probability of success over the next three to five years. In the event more information is necessary to narrow the semi-finalist list, a standardized Request for Information (RFI) may be issued to the pool of eligible semi-finalists to facilitate further in-depth analysis by staff and the consultant. Semi-finalists in this case are selected from the RFI submissions.
 - h) Staff and the consultant conduct in-person interviews of semi-finalist firms at the System's offices or alternate location agreed upon by the System and the firm. Semi-finalists must be approved by the PMOC.
 - i) Following favorable results of the in-person interviews, staff identifies finalist firms for formal due diligence meetings, typically at the candidate firm's offices.

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Due diligence meetings and finalist recommendations must be approved by the PMOC.

- j) After due diligence is completed, staff initiates fee and contract negotiations with the finalist firms. All contracts and related documentation relative to hiring an investment manager must be negotiated in final form prior to Investment Committee consideration.
- k) Any finalist firm that successfully passes due diligence review and fee and contract negotiations is presented to the Investment Committee for consideration.

(Source: Added at 34 Ill. Reg. 7787, effective May 21, 2010)

Section 1650.3030 Private Market and Commingled Fund Searches

- a) Funds and managers are opportunistically reviewed as they are available in the private market based on the System's annual private equity and real estate tactical plans and quality of the fund's or manager's team, process and strategy.
- b) Staff, working with the consultants, prepares a private equity tactical plan and a real estate tactical plan for presentation to the Investment Committee at the beginning of each fiscal year. The annual tactical plans establish allocation targets for opportunistic investments within the private markets asset classes for the upcoming year.
- c) Summaries of the System's annual tactical plans are posted on the TRS web site (trs.illinois.gov) following Board approval. Investment focus for the fiscal year is specified in the annual tactical plan summaries for all interested funds and managers to review.
- d) Funds and managers interested in participating in the System's private market program and meeting the investment focus specified in the annual tactical plan may identify themselves to the System or the consultants via email, as instructed on the TRS web site.
- e) Over the course of the tactical plan period, staff reviews all information received from funds and managers that best position the System's investment portfolio for its intended strategic allocation targets.

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- f) Staff eliminates any investment opportunities that fail to meet the System's qualitative requirements and/or do not fit into a strategic allocation defined in the annual tactical plan.
- g) Any fund or manager meeting the criteria set forth in the annual tactical plan and deemed to be a complimentary fit to the portfolio is invited to interview with staff in person or via conference call. Any decision to interview a prospective fund or manager must be approved by the applicable staff oversight committee (PEOC or REOC).
- h) Following favorable interview results and staff research into the fund offering or manager, the fund or manager is asked to complete the System's standardized comprehensive due diligence questionnaire. Any recommendation to send the due diligence questionnaire must be approved by the applicable staff oversight committee.
- i) Following favorable results of the completed due diligence questionnaire, staff proceeds with formal due diligence meetings, typically at the candidate firm's offices. Any recommendation for due diligence meetings must be approved by the applicable staff oversight committee.
- j) After due diligence is completed, staff initiates fee and contract negotiations with the finalist firm. All contracts and related documentation relative to hiring a fund or manager must be negotiated in final form prior to Investment Committee consideration.
- k) Any finalist firm that successfully passes due diligence review and fee and contract negotiations is presented to the Investment Committee for consideration.

(Source: Added at 34 Ill. Reg. 7787, effective May 21, 2010)

Section 1650.3035 Private Market Real Estate Separate Account Searches

- a) Real estate separate account managers are opportunistically reviewed as they are available in the market based on the System's annual real estate tactical plan and quality of the manager's team, process and strategy.
- b) Staff, working with the consultant, prepares a real estate tactical plan for presentation to the Investment Committee at the beginning of each fiscal year.

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The annual real estate tactical plan establishes the search criteria, investment strategy and allocation targets.

- c) A real estate tactical plan summary is posted on the TRS web site (trs.illinois.gov) following Board approval. Search criteria for the fiscal year are listed in the real estate tactical plan summary for all interested managers to review.
- d) Managers interested in participating in the System's real estate program and meeting the criteria specified in the annual real estate tactical plan may identify themselves to the System or the consultant via email, as instructed on the TRS web site.
- e) Over the course of the real estate tactical plan period, staff reviews all information received from managers that best position the System's investment portfolio for its intended strategic allocation targets.
- f) Staff eliminates any investment opportunities that fail to meet the System's qualitative requirements and/or do not fit into a strategic allocation defined in the annual real estate tactical plan.
- g) Any manager meeting the criteria set forth in the annual real estate tactical plan and deemed to be a complimentary fit to the portfolio is invited to interview with staff in person or via conference call. Any decision to interview a prospective manager must be approved by the REOC.
- h) Following favorable results of interview and staff research, the manager is asked to complete the System's standardized comprehensive due diligence questionnaire. Any recommendation to send the due diligence questionnaire must be approved by the REOC.
- i) Following favorable results of the completed due diligence questionnaire, staff proceeds with formal due diligence meetings, typically at the candidate firm's offices. Any recommendation for due diligence meetings must be approved by the REOC.
- j) After due diligence is completed, staff initiates fee and contract negotiations with the finalist firm. All contracts and related documentation relative to hiring a manager must be negotiated in final form prior to Investment Committee consideration.

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- k) Any finalist firm that successfully passes due diligence review and fee and contract negotiations is presented to the Investment Committee for consideration.

(Source: Added at 34 Ill. Reg. 7787, effective May 21, 2010)

Section 1650.3040 Consultant Searches

- a) The Board authorizes every search for a new or replacement consultant to provide general or specialty investment consulting services to the System by recorded vote of the Board in a business meeting conducted in accordance with the Open Meetings Act [5 ILCS 120].
- b) The Board's vote authorizing a search is reported in the System's press release issued to the financial press and posted on the TRS web site (trs.illinois.gov) as soon as possible and no later than two business days following conclusion of the Board meeting.
- c) Following Board authorization, staff prepares a Request for Proposal (RFP) containing the following information:
- 1) The type of services required;
 - 2) An estimate of when and for how long the services will be required;
 - 3) The contract to be used;
 - 4) The date and time by which proposals must be submitted; and
 - 5) A statement of the information the proposal must contain.
- d) The RFP is posted on the TRS web site to allow any interested candidate to review the search criteria. The RFP notice posted on the TRS Web site summarizes the services sought, tells how and where to submit proposals, specifies the deadline for submitting proposals, and tells when and where proposals will be publicly opened and how to obtain paper copies of the RFP.
- e) Proposals submitted in response to an RFP must comply with all requirements set forth in the RFP and submitted within the time frame specified in the RFP.

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Proposals are date and time stamped upon receipt. Proposals that arrive late for any reason will not be considered.

- f) Proposals are publicly opened at the date and time specified on the TRS web site. Staff reviews all proposals timely received to ensure all required information is included. Proposal information is publicly available following execution of a contract with the successful firm.
- g) Staff identifies and ranks all proposals meeting all minimum qualifications specified in the RFP to identify semi-finalist firms.
- h) Staff conducts in-person interviews of semi-finalist firms at the System's offices or alternate location agreed upon by the System and the firm.
- i) Following favorable results of the in-person interviews, staff identifies finalist firms for formal due diligence meetings, typically at the candidate firm's offices.
- j) After due diligence is completed, staff initiates fee and contract negotiations with finalist firms. All contracts and related documentation relative to hiring a consultant must be negotiated in final form prior to Investment Committee consideration. Contracts for consultant services may not exceed five years in duration.
- k) Any finalist firm that successfully passes due diligence review and fee and contract negotiations is presented to the Investment Committee for consideration.

(Source: Added at 34 Ill. Reg. 7787, effective May 21, 2010)

Section 1650.3045 Evaluation by Investment Committee

- a) The Investment Committee ensures that the decision and process to hire a particular investment manager or consultant, or to approve a specific investment, is well-reasoned, thoroughly considered and prudent.
- b) The Investment Committee reviews written supporting documentation to assure the greatest possible disclosure of all relevant issues; that the search process, investment sourcing and related due diligence was fair; and that the screening process was consistently applied.

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- c) Upon approval by the Investment Committee, any recommendation to hire a particular investment manager or consultant, or to approve a specific investment, is submitted to the Board for decision.

(Source: Added at 34 Ill. Reg. 7787, effective May 21, 2010)

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of May 18, 2010 through May 24, 2010 and have been scheduled for review by the Committee at its June 15, 2010 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rulemaking should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield IL 62706.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start Of First Notice</u>	<u>JCAR Meeting</u>
6/30/10	<u>Department of Financial and Professional Regulation</u> , Illinois Credit Union Act (38 Ill. Adm. Code 190)	3/19/10 34 Ill. Reg. 3359	6/15/10
6/30/10	<u>Office of the Auditor General</u> , Public Information, Rulemaking and Organization (Repealer) (2 Ill. Adm. Code 225)	3/19/10 34 Ill. Reg. 3370	6/15/10
6/30/10	<u>Office of the Auditor General</u> , Freedom of Information (2 Ill. Adm. Code 601)	3/19/10 34 Ill. Reg. 3374	6/15/10
6/30/10	<u>Office of the Auditor General</u> , Inspector General Complaint Policies and Procedures (2 Ill. Adm. Code 605)	3/19/10 34 Ill. Reg. 3392	6/15/10
7/1/10	<u>Department of Central Management Services</u> , Pay Plan (80 Ill. Adm. Code 310)	4/2/10 34 Ill. Reg. 3910	6/15/10
7/1/10	<u>Pollution Control Board</u> , Definitions and General Provisions (35 Ill. Adm. Code 211)	2/5/10 34 Ill. Reg. 1766	6/15/10
7/1/10	<u>Pollution Control Board</u> , Organic Material Emission Standards and Limitations for the Chicago Area (35 Ill. Adm. Code 218)	2/5/10 34 Ill. Reg. 1791	6/15/10

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

7/1/10	<u>Pollution Control Board</u> , Organic Material Emission Standards and Limitations for the Metro East Area (35 Ill. Adm. Code 219)	2/5/10 34 Ill. Reg. 1941	6/15/10
7/2/10	<u>State Board of Elections</u> , Campaign Financing (26 Ill. Adm. Code 100)	4/2/10 34 Ill. Reg. 4689	6/15/10
7/4/10	<u>Secretary of State</u> , Deposit of Wills (53 Ill. Adm. Code 400)	3/19/10 34 Ill. Reg. 3401	6/15/10
7/7/10	<u>State Board of Education</u> , Health/Life Safety Code for Public Schools (23 Ill. Adm. Code 180)	1/29/10 34 Ill. Reg. 1527	6/15/10
7/7/10	<u>Board of Higher Education</u> , Private Colleges and Universities Capital Distribution Formula (23 Ill. Adm. Code 1039)	2/16/10 34 Ill. Reg. 2381	6/15/10

DEPARTMENT OF VETERANS' AFFAIRS

NOTICE OF AGENCY RESPONSE TO AN OBJECTION OF
THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1) Heading of the Part: Veterans' Scratch-Off Lottery Program
- 2) Code Citation: 95 Ill. Adm. Code 125
- 3) Section Numbers:

125.10	125.50
125.15	125.60
125.20	125.70
125.30	125.80
125.40	125.APPENDIX A
- 4) Date Notice of Proposed Rules Published in the Illinois Register: 33 Ill. Reg. 14933; November 6, 2009
- 5) Date JCAR Statement of Objection Published in the Register: 34 Ill. Reg. 3908; March 26, 2010
- 6) Summary of Action Taken by the Agency: At its meeting on 3/9/10, the Joint Committee on Administrative Rules objected to the Department of Veterans' Affairs implementing the program embodied in its rulemaking titled Veterans' Scratch-Off Lottery Program (95 Ill. Adm. Code 125; 33 Ill. Reg. 14933) since 2006 without prior adoption of rules. In August of 2006, DVA attempted to adopt a new rule to implement 20 ILCS 1605/21.6; however the agency director refused to implement a recommendation from JCAR, which ultimately resulted in a failure to adopt a rulemaking and the passage of Public Act 95-649, changing the percentage of funds which could be used for health insurance costs. Uniquely, the governor of Illinois took the position that JCAR was merely advisory, and administrative rules were not necessary to implement programs. Therefore, the agency implemented the program without adopting a rulemaking. The governor's position was legally incorrect. That fact was not enough to cause the governor to allow the agency to proceed with any attempt to promulgate a rulemaking to implement the lottery grant program. Shortly after Governor Quinn took office, the agency submitted a proposed administrative rulemaking for approval. The day after the rulemaking was approved by the governor's legal counsel, it was filed on first notice. The Illinois Department of Veterans' Affairs acknowledges that when a statute is not complete within itself, administrative rules must be adopted prior to implementing the programs authorized by the statute. The Department submits, however, that the circumstances in this instance were unique and should never reoccur in the history of this State.

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

LISTING OF DERIVED WATER QUALITY CRITERIA

Pursuant to 35 Ill. Adm. Code 302.595 and 302.669, the following water quality criteria have been derived as listed. This listing updates revisions to existing criteria for the period January 1, 2010 through March 30, 2010.

A cumulative listing of criteria as of July 31, 1993 was published in 17 Ill. Reg. 18904, October 29, 1993. Listings of waterbodies for which water quality criteria were used during subsequent three month periods were published in 18 Ill. Reg. 318, January 7, 1994; 18 Ill. Reg. 4457, March 18, 1994; 18 Ill. Reg. 8734, June 10, 1994; 18 Ill. Reg. 14166, September 9, 1994; 18 Ill. Reg. 17770, December 9, 1994; 19 Ill. Reg. 3563, March 17, 1995; 19 Ill. Reg. 7270, May 26, 1995; 19 Ill. Reg. 12527, September 1, 1995; 20 Ill. Reg. 649, January 5, 1996; 20 Ill. Reg. 4829, March 22, 1996; 20 Ill. Reg. 7549, May 30, 1996; 20 Ill. Reg. 12278, September 6, 1996; 20 Ill. Reg. 15619, December 6, 1996; 21 Ill. Reg. 3761, March 21, 1997; 21 Ill. Reg. 7554, June 13, 1997; 21 Ill. Reg. 12695, September 12, 1997; 21 Ill. Reg. 16193, December 12, 1997; 22 Ill. Reg. 5131, March 13, 1998; 22 Ill. Reg. 10689, June 12, 1998; 22 Ill. Reg. 16376, September 11, 1998; 22 Ill. Reg. 22423, December 28, 1998; 23 Ill. Reg. 3102, March 12, 1999; 23 Ill. Reg. 6979, June 11, 1999; 23 Ill. Reg. 11774, September 24, 1999; 23 Ill. Reg. 14772, December 27, 1999; 24 Ill. Reg. 4251, March 17, 2000; 24 Ill. Reg. 8146, June 9, 2000; 24 Ill. Reg. 14428, September 29, 2000; 25 Ill. Reg. 270, January 5, 2001; 25 Ill. Reg. 4049, March 16, 2001; 25 Ill. Reg. 7367, June 8, 2001; 25 Ill. Reg. 12186, September 21, 2001; 25 Ill. Reg. 16175, December 14, 2001; 26 Ill. Reg. 4974, March 29, 2002; 26 Ill. Reg. 13370, September 6, 2002; 27 Ill. Reg. 1736, January 31, 2003; 27 Ill. Reg. 7350, April 18, 2003; 27 Ill. Reg. 17128, November 7, 2003; 28 Ill. Reg. 5038, March 19, 2004; 28 Ill. Reg. 8363, June 11, 2004; 28 Ill. Reg. 12943, September 17, 2004; 29 Ill. Reg. 1449, January 21, 2005; 29 Ill. Reg. 7239, May 20, 2005; 29 Ill. Reg. 12672, August 12, 2005; 29 Ill. Reg. 18963, November 18, 2005; 30 Ill. Reg. 5458, March 17, 2006; 30 Ill. Reg. 9195, May 12, 2006 and 30 Ill. Reg. 14377, September 1, 2006; 31 Ill. Reg. 4941, March 23, 2007; 31 Ill. Reg. 7477, May 25, 2007; 31 Ill. Reg. 13233, September 14, 2007; 31 Ill. Reg. 15875, November 26, 2007; 32 Ill. Reg. 4271, March 21, 2008; 32 Ill. Reg. 8454, June 6, 2008; 32 Ill. Reg. 13595, August 15, 2008; 32 Ill. Reg. 19961, December 19, 2008; 33 Ill. Reg. 3683, February 27, 2009; 33 Ill. Reg. 9191, June 26, 2009; 33 Ill. Reg. 13526, September 25, 2009; 33 Ill. Reg. 17178, December 18, 2009 and 34 Ill. Reg. 6546, May 7, 2010.

Aquatic life and human health criteria for General Use (35 Ill. Adm. Code 303.201) and Lake Michigan Basin (35 Ill. Adm. Code 303.443) waters are listed below. General Use human health criteria are derived for protection of primary contact waters, criteria derived for waters not supportive of primary contact recreation are specified, where applicable. General Use and Lake Michigan Basin waters used as Public and Food Processing Water Supplies (35 Ill. Adm. Code 303.202) are subject to more stringent human health criteria as specified in their respective

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LISTING OF DERIVED WATER QUALITY CRITERIA

derivation procedures (35 Ill. Adm. Code 302.648 and 302.657 and 35 Ill. Adm. Code 302.585 and 302.590, respectively). Newly derived criteria or criteria used in NPDES permitting this quarter are highlighted in bold print.

General Use Criteria

Chemical: Acenaphthene	CAS #83-32-9
Acute criterion: 120 ug/l	Chronic criterion: 62 ug/l
Date criteria derived: November 14, 1991; revised February 1999	
Applicable waterbodies: Not used during this period.	
Chemical: Acenaphthylene	CAS # 208-96-8
Acute criterion: 190 ug/L	Chronic criterion: 15 ug/L
Date criteria derived: March 1, 1998	
Applicable waterbodies: Not used during this period.	
Chemical: Acetochlor	CAS #34256-82-1
Acute criterion: 150 ug/l	Chronic criterion: 12 ug/l
Date criteria derived: September 26, 2007	
Applicable waterbodies: Not used during this period.	
Chemical: Acetone	CAS #67-64-1
Acute criterion: 1,500 mg/l	Chronic criterion: 120 mg/l
Date criteria derived: May 25, 1993	
Applicable waterbodies: Not used during this period.	
Chemical: Acetonitrile	CAS #75-05-8
Acute criterion: 380 mg/l	Chronic criterion: 30 mg/l
Human health criterion (HTC): non-primary contact, 20 mg/L	
Date criteria derived: December 7, 1993; revised January 23, 2007	
Applicable waterbodies: Not used during this period.	
Chemical: Acrolein	CAS #107-02-8
Acute criterion: 2.7 µg/l	Chronic criterion: 0.22 µg/l
Date criteria calculated: February 1999; reviewed January 2008	
Applicable waterbodies: Not used during this period.	
Chemical: Acrylonitrile	CAS #107-13-4
Acute criterion: 910 ug/l	Chronic criterion: 73 ug/l
Human health criterion (HNC): 0.21 ug/l	

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LISTING OF DERIVED WATER QUALITY CRITERIA

Date criteria derived: November 13, 1991 Applicable waterbodies: Not used during this period.	
Chemical: Aniline	CAS #62-53-3
Acute criterion: 120 µg/l	Chronic criterion: 15 µg/l
Date criteria calculated: July 24, 1998; reviewed April 15, 2009 Applicable waterbodies: Not used during this period.	
Chemical: Anthracene	CAS #120-12-7
Acute criterion: 0.66 ug/L	Chronic Criterion: 0.53 ug/L
Human health criterion (HTC): 35 mg/l Date criteria derived: August 18, 1993, revised May 30, 2007 Applicable waterbodies: Not used during this period.	
Chemical: Antimony	CAS #7440-36-0
Acute criterion: 1,200 ug/L	Chronic Criterion: 320 ug/L
Human health criterion (HTC): 12,000 ug/l Non-primary contact: 1,200 ug/l Public and food processing water supply: 6 ug/l Date criteria derived: September 29, 2008 Applicable waterbodies: Not used during this period.	
Chemical: Atrazine	CAS #1912-24-9
Acute criterion: 82 ug/l	Chronic criterion: 9.0 ug/L
Date criteria derived: May 2, 2005 Applicable waterbodies: Not used during this period.	
Chemical: Benzo(a)anthracene	CAS #56-55-3
Human health criterion (HNC): 0.16 ug/l Date criteria derived: August 10, 1993; revised February 1999 Applicable waterbodies: Not used during this period.	
Chemical: Benzo(a)pyrene	CAS #50-32-8
Human health criterion (HNC): 0.016 ug/l Date criteria derived: August 10, 1993; revised February 1999 Applicable waterbodies: Not used during this period.	
Chemical: Benzo(b)fluoranthene	CAS # 205-99-2
Human health criterion (HNC): 0.16 ug/l Date criteria derived: August 10, 1993; revised February 1999 Applicable waterbodies: Not used during this period.	
Chemical: Benzo(k)fluoranthene	CAS #207-08-9
Human health criterion (HNC): 1.6 ug/l	

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<p>Date criteria derived: August 10, 1993; revised February 1999 Applicable waterbodies: Not used during this period.</p>
<p>Chemical: Bis(2-ethylhexyl)phthalate CAS #117-81-7 Human health criterion (HNC): 1.9 ug/l</p> <p>Date criteria derived: February, 1999; reviewed: June 2009 Applicable waterbodies: Not used during this period.</p>
<p>Chemical: Carbon tetrachloride CAS #56-23-5 Acute criterion: 3,500 ug/l Chronic criterion: 280 ug/l Human health criterion (HNC): 1.4 ug/l Date criteria derived: June 18, 1993 Applicable waterbodies: Not used during this period.</p>
<p>Chemical: 2-Chloroaniline CAS #95-51-2 Acute criterion: 75 ug/l Chronic criterion: 6 ug/l Date criteria derived: June 21, 1996; reviewed April 15, 2009 Applicable waterbodies: Not used during this period.</p>
<p>Chemical: 4-Chloroaniline CAS #106-47-8 Acute criterion: 2.4 ug/l Date criteria derived: February 26, 1992; reviewed April 15, 2009 Applicable waterbodies: Not used during this period.</p>
<p>Chemical: Chlorobenzene CAS #108-90-7 Acute criterion: 990 ug/l Chronic criterion: 79 ug/l Date criteria derived: December 11, 1991 Applicable waterbodies: Not used during this period.</p>
<p>Chemical: Chloroethane CAS #75-00-3 Acute criterion: 13 mg/l Chronic criterion: 1 mg/l Date criteria derived: December 11, 1991 Applicable waterbodies: Not used during this period.</p>
<p>Chemical: Chloromethane CAS #74-87-3 Acute criterion: 16 mg/l Chronic criterion: 1.3 mg/l Date criteria derived: December 11, 1991 Applicable waterbodies: Not used during this period.</p>
<p>Chemical: Chloroform CAS #67-66-3 Acute criterion: 1,900 ug/l Chronic criterion: 150 ug/l Human health criterion (HNC): 130 ug/l Date criteria derived: October 26, 1992</p>

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Applicable waterbodies: Not used during this period.
Chemical: Chrysene CAS #218-01-9 Human health criterion (HNC): 16 ug/l Date criteria derived: August 10, 1993; revised February 1999 Applicable waterbodies: Not used during this period.
Chemical: 2,4-D CAS #94-75-7 Acute criterion: 100 ug/l Chronic criterion: 8 ug/l Date criteria derived: July 1, 1993; reviewed April 15, 2009 Applicable waterbodies: Not used during this period.
Chemical: Dibenz(a,h)anthracene CAS #53-70-3 Human health criterion (HNC): 0.016 ug/l Date criteria derived : February, 1999, reviewed June 2007 Applicable waterbodies: Not used during this period.
Chemical: 1,2-dichlorobenzene CAS #95-50-1 Acute criterion: 210 ug/l Chronic criterion: 17 ug/l Date criteria derived: December 1, 1993 Applicable waterbodies: Not used during this period.
Chemical: 1,3-dichlorobenzene CAS #541-73-1 Acute criterion: 500 ug/l Chronic criterion: 200 ug/l Date criteria derived: July 31, 1991 Applicable waterbodies: Not used during this period.
Chemical: 1,1-dichloroethane CAS #75-34-3 Acute criterion: 20 mg/l Chronic criterion: 2 mg/l Date criteria derived: July 31, 1991 Applicable waterbodies: Not used during this period.
Chemical: 1,2-dichloroethane CAS #107-06-2 Acute criterion: 25 mg/l Chronic criterion: 4.5 mg/l Human health criterion (HNC): 23 ug/l Date criteria derived: March 19, 1992 Applicable waterbodies: Not used during this period.
Chemical: 1,1-dichloroethylene CAS #75-35-4 Acute criterion: 3,000 ug/l Chronic criterion: 240 ug/l Human health criterion (HTC): 110 ug/l Non-primary contact: 120 ug/l Public and food processing water supply: 6.6 ug/l Date criteria derived: March 20, 1992; revised May 04, 2009

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Applicable waterbodies: Not used during this period.	
Chemical: 1,2-dichloroethylene	CAS #540-59-0
Acute criterion: 14 mg/l	Chronic criterion: 1.1 mg/l
Date criteria derived: November 18, 2008	
Applicable waterbodies: Not used during this period.	
Chemical: 2,4-dichlorophenol	CAS #120-83-2
Acute criterion: 630 ug/l	Chronic criterion: 83 ug/l
Date criteria derived: November 14, 1991	
Applicable waterbodies: Not used during this period.	
Chemical: 1,2-dichloropropane	CAS #78-87-5
Acute criterion: 4,800 ug/l	Chronic criterion: 380 ug/l
Date criteria derived: December 7, 1993	
Applicable waterbodies: Not used during this period.	
Chemical: 1,3-dichloropropylene	CAS #542-75-6
Acute criterion: 99 ug/l	Chronic criterion: 7.9 ug/l
Date criteria derived: November 13, 1991	
Applicable waterbodies: Not used during this period.	
Chemical: 2,4-dimethyl phenol	CAS #105-67-9
Acute criterion: 740 ug/l	Chronic criterion: 220 ug/l
Date criteria derived: October 26, 1992	
Applicable waterbodies: Not used during this period.	
Chemical: 4,6-dinitro-o-cresol = 2-methyl-4,6-dinitrophenol	CAS #534-52-1
Acute criterion: 29 ug/l	Chronic criterion: 2.3 ug/l
Date criteria derived: November 14, 1991	
Applicable waterbodies: Not used during this period.	
Chemical: 2,4-dinitrophenol	CAS #51-28-5
Acute criterion: 85 ug/l	Chronic criterion: 4.1 ug/l
Date criteria derived: December 1, 1993	
Applicable waterbodies: Not used during this period.	
Chemical: 2,6-dinitrotoluene	CAS #606-20-2
Acute criterion: 1,900 ug/l	Chronic criterion: 150 ug/l
Date criteria derived: February 14, 1992	
Applicable waterbodies: Not used during this period.	
Chemical: Diquat	CAS #85-00-7
Acute criterion: 990 ug/l	Chronic criterion: 80 ug/l
Date criteria derived: January 30, 1996	

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Applicable waterbodies: Not used during this period.	
Chemical: Ethyl mercaptan (ethanethiol)	CAS #75-08-1
Acute criterion: 17 ug/l	Chronic criterion: 2 ug/l
Date criteria derived: April 8, 2002	
Applicable waterbodies: Not used during this period.	
Chemical: Fluoranthene	CAS #206-44-0
Acute criterion: 4.3 ug/L	Chronic Criterion: 1.8 ug/L
Human health criterion (HTC): 120 ug/l	
Date criteria derived: August 10, 1993; revised June 6, 2007 (Acute/Chronic)	
Applicable waterbodies: Not used during this period.	
Chemical: Fluorene	CAS #86-73-7
Acute criterion: 59 ug/L	Chronic Criterion: 16 ug/L
Date criteria derived: June 6, 2007	
Applicable waterbodies: Not used during this period.	
Chemical: Formaldehyde	CAS #50-00-0
Acute criterion: 4.9 mg/l	Chronic criterion: 0.39 mg/l
Date criteria derived: January 19, 1993	
Applicable waterbodies: Not used during this period.	
Chemical: Hexachlorobenzene	CAS #118-74-1
Human health criterion (HNC): 0.00025 ug/l	
Date criteria derived: November 15, 1991	
Applicable waterbodies: Not used during this period.	
Chemical: Hexachlorobutadiene	CAS #87-68-3
Acute criterion: 35 ug/l	Chronic criterion: 2.8 ug/l
Date criteria derived: March 23, 1992	
Applicable waterbodies: Not used during this period.	
Chemical: Hexachloroethane	CAS #67-72-1
Acute criterion: 380 ug/l	Chronic criterion: 31 ug/l
Human health criterion (HNC): 2.9 ug/l	
Date criteria derived: November 15, 1991	
Applicable waterbodies: Not used during this period.	
Chemical: n-Hexane	CAS #110-54-3
Acute criterion: 250 ug/l	Chronic criterion: 20 ug/l
Date criteria derived: April 8, 2002	
Applicable waterbodies: Not used during this period.	
Chemical: Indeno(1,2,3-cd)pyrene	CAS #193-39-5

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Date criteria derived: February 25, 1992; revised October 1, 2007 Applicable waterbodies: Not used during this period.	
Chemical: Naphthalene	CAS #91-20-3
Acute criterion: 510 ug/l	Chronic criterion: 68 ug/l
Date criteria derived: November 7, 1991; revised February 1999 Applicable waterbodies: Not used during this period.	
Chemical: 4-nitroaniline	CAS #100-01-6
Acute criterion: 1.5 mg/l	Chronic criterion: 0.12 mg/l
Date criteria derived: May 5, 1996 Applicable waterbodies: Not used during this period.	
Chemical: Nitrobenzene	CAS #98-95-3
Acute criterion: 15 mg/l	Chronic criterion: 8.0 mg/l
Human health criterion (HTC): 0.52 mg/l Date criteria derived: February 14, 1992; revised February 1999 Applicable waterbodies: Not used during this period.	
Chemical: Pentachlorophenol	
Acute criterion: 20 ug/l	Chronic criterion: 13 ug/l
Date criteria derived: national criterion at pH of 7.8, September 1986 Applicable waterbodies: Not used during this period.	
Chemical: Phenanthrene	CAS #85-01-8
Acute criterion: 46 ug/l	Chronic criterion: 3.7 ug/l
Date criteria derived: October 26, 1992 Applicable waterbodies: Not used during this period.	
Chemical: Propylene	CAS #115-07-1
Acute criterion: 4.0 mg/l	Chronic criterion 0.40 mg/l
Date criteria derived: April 8, 2002 Applicable waterbodies: Not used during this period.	
Chemical: Pyrene	CAS #120-00-0
Human health criterion (HTC): 3.5 mg/l Date criteria derived: December 22, 1992 Applicable waterbodies: Not used during this period.	
Chemical: Styrene	CAS #120-42-5
Acute criterion: 2.5 mg/L	Chronic criterion: 0.2 mg/L
Date criteria derived: October 26, 1992; reviewed May 4, 2009 Applicable waterbodies: Not used during this period.	
Chemical: Tetrachloroethylene	CAS #127-18-4

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LISTING OF DERIVED WATER QUALITY CRITERIA

Acute criterion: 1,200 ug/l Date criteria derived: March 23, 1992 Applicable waterbodies: Not used during this period.	Chronic criterion: 150 ug/l
Chemical: Tetrahydrofuran Acute criterion: 220 mg/l Date criteria derived: March 16, 1992 Applicable waterbodies: Not used during this period.	CAS #109-99-9 Chronic criterion: 17 mg/l
Chemical: Thallium Acute criterion: 86 ug/l Human health criterion (HTC): 3.0 ug/l Date criteria derived: October 22, 2007; revised November 18, 2008 Applicable waterbodies: Not used during this period.	CAS #7440-28-0 Chronic criterion: 11 ug/l Non-primary contact: 3.0 ug/l Public and food processing water supply: 1.2 ug/l
Chemical: 1,2,4-trichlorobenzene Acute criterion: 370 ug/l Date criteria derived: December 14, 1993; revised February 1999 Applicable waterbodies: Not used during this period.	CAS #120-82-1 Chronic criterion: 72 ug/l
Chemical: 1,1,1-trichloroethane Acute criterion: 4,900 ug/l Date criteria derived: October 26, 1992 Applicable waterbodies: Not used during this period.	CAS #71-55-6 Chronic criterion: 390 ug/l
Chemical: 1,1,2-trichloroethane Acute criterion: 19 mg/l Human health criterion (HNC): 12 ug/l Date criteria derived: December 13, 1993; revised February 1999 Applicable waterbodies: Not used during this period.	CAS #79-00-5 Chronic criterion: 4.4 mg/l
Chemical: Trichloroethylene Acute criterion: 12,000 ug/l Human health criterion (HNC): 25 ug/l Date criteria derived: October 23, 1992; revised November 18, 2008 Applicable waterbodies: Not used during this period.	CAS #79-01-6 Chronic criterion: 940 ug/l Non-primary contact: 26 ug/l Public and food processing water supply: 2.5 ug/l
Chemical: Vinyl chloride Acute criterion: 22 mg/l	CAS #75-01-4 Chronic criterion: 1.7 mg/l

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

LISTING OF DERIVED WATER QUALITY CRITERIA

Date criteria derived: June 20, 2006 Applicable waterbodies: Not used during this period.	
Chemical: Thallium	CAS #7440-28-0
<u>Aquatic Life Criteria:</u> Acute criterion: 54 ug/l Chronic criterion: 15 ug/l	
<u>Human Health Threshold Criteria:</u> Public and food processing water supply: 1.3 ug/l Non-drinking water: 3.7 ug/l	
Date criteria derived: June 20, 2006; revised November 18, 2008 Applicable waterbodies: Not used during this period.	
Chemical: Vinyl Chloride	CAS #75-01-4
<u>Aquatic Life Criteria:</u> Acute criterion: 8,380 ug/l Chronic criterion: 931 ug/l	
<u>Human Health Non-threshold Criteria:</u> Public and food processing water supply: 0.25 ug/l Non-drinking water: 14.4 ug/l	
Date criteria derived: June 20, 2006 Applicable waterbodies: Not used during this period.	

For additional information concerning these criteria or the derivation process used in generating them, please contact:

Brian Koch
Illinois Environmental Protection Agency
Division of Water Pollution Control
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
217-558-2012

PROCLAMATIONS

2010-160**Dick Biondi Day**

- WHEREAS, radio broadcasts of rock and roll have defined generations and created communities of avid listeners whose love of music transcends all boundaries; and
- WHEREAS, Dick Biondi, the "Wild I-tralian", came to WLS Radio on May 2, 1960, and proceeded to become the nation's top disc jockey, making Chicago the heart of rock and roll and sending a bright new sound out into the night to avid young fans in 40 states who kept their car radios tuned to AM 890 or listened to transistor radios hidden under their pillows; and
- WHEREAS, Dick Biondi earned a lasting place in the history of American popular culture on February 8, 1963, when he became the first disc jockey in the United States to play a song by the Beatles, introducing American fans to "Please Please Me"; and
- WHEREAS, Dick Biondi returned to Chicago in 1967 as a disc jockey for WCFL, presenting specialty shows that educated millions of listeners about the soul and blues roots of rock and roll and hosting a weekly "Vietnam Show" that allowed listeners to send greetings to family and friends serving overseas; and
- WHEREAS, Dick Biondi in 1989 became the signature voice for WJMK's Oldies 104.3, delighting his longtime fans for more than two decades and introducing new generations to the greatest popular music of the 1950s and 1960s; and
- WHEREAS, Dick Biondi in 2006 brought his signature style and encyclopedic knowledge of rock and roll to WLS FM, where he now hosts "True Oldies on 94.7"; and
- WHEREAS, Dick Biondi's tremendous taste and screaming enthusiasm, which helped to launch some of the greatest artists in popular music, were honored in a 1995 exhibit on legendary disc jockeys at the Rock And Roll Hall Of Fame and won him induction into the National Radio Hall of Fame in 1998; and
- WHEREAS, Dick Biondi is beloved for his inexhaustible willingness to meet with his fans off the air, spinning records at thousands of dances, reunions, and charity events and holding the annual Dick Biondi Toy Drive for needy children for 18 years; and
- WHEREAS, Dick Biondi has listened across five decades to records, tapes, compact disc and digital downloads, proving that while the medium may change, the message of the music continues loud and clear; and

PROCLAMATIONS

WHEREAS, Dick Biondi celebrates the 50th anniversary of his first Chicago broadcast on the weekend of May 1, 2010:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 1, 2010 as **DICK BIONDI DAY** in Illinois, in recognition of his lifelong love of music, his generous willingness to lend his time and talent to a wide array of worthy causes, his extraordinary influence on the musical taste of generations of listeners, and his enduring legacy as one of the greatest disc jockeys of all time.

Issued by the Governor May 1, 2010

Filed by the Secretary of State May 21, 2010

2010-161**Peace Officers Memorial Day**

WHEREAS, all citizens owe a tremendous debt of gratitude to the dedicated men and women of law enforcement who selflessly serve to protect our lives and keep our families and communities safe; and

WHEREAS, every day, the men and women who work in law enforcement face great risks and, in many cases, put their safety on the line to perform their duties; and

WHEREAS, peace officers are skilled professionals who must act as counselors, communicators and experts at crisis intervention. They must preserve the safety of our lives and property, and maintain professional demeanor in stressful situations; and

WHEREAS, these officers must possess an intuitive sense to resolve conflicts and save lives; and

WHEREAS, we could not live safely and comfortably in our communities without the hard work and sacrifices made each day by our peace officers; and

WHEREAS, the State of Illinois is pleased to recognize peace officers for their hard work to ensure the safety of our communities:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby declare May 15, 2010 as **PEACE OFFICERS MEMORIAL DAY** in Illinois, and order all persons or entities governed by the Illinois Flag Display Act to fly their flags at half-staff from sunrise to sunset on this day in honor of the heroism of all our law enforcement officers, especially those who have given their lives so that others might live.

PROCLAMATIONS

Issued by the Governor May 4, 2010
Filed by the Secretary of State May 21, 2010

2010-162**National Senior Health and Fitness Day**

WHEREAS, the President of the United States has designated May as Older Americans Month and National Physical Fitness and Sports Month; and

WHEREAS, the United States Surgeon General has determined that regular physical activity results in significant health benefits and improved quality of life for older adults; and

WHEREAS, all older adults can participate in activities that improve and maintain their health; and

WHEREAS, it is appropriate to honor our mature citizens for their many contributions to the vitality and strength of our community; and

WHEREAS, on Wednesday, May 26, 2010, an estimated 100,000 older adults will participate in local fitness activities throughout the country as part of the 17th annual National Senior Health & Fitness Day, making it the nation's largest health promotion event for older adults; and

WHEREAS, on this day, locations across the country, including hospitals, park and recreation departments, senior centers, health clubs, retirement communities, houses of worship, health departments and other community locations will offer fitness activities for older adults; and

WHEREAS, the goals of National Senior Health and Fitness Day are to make exercise fun, to increase awareness of the benefits of a regular exercise program for older adults, and to encourage all older adults to take advantage of the many health and fitness programs offered in their communities:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 26, 2010 as **NATIONAL SENIOR HEALTH AND FITNESS DAY** in Illinois, and urge all citizens to support the efforts of local organizations that encourage older adults to enhance their lives through physical activity.

Issued by the Governor May 4, 2010

PROCLAMATIONS

Filed by the Secretary of State May 21, 2010

2010-163**Ehlers-Danlos Syndrome Awareness Month**

WHEREAS, Ehlers-Danlos Syndrome is a group of genetic disorders involving mutations in connective tissue characterized by looseness, instability, and dislocations of the joints, fragile and often hyperelastic skin that bruises, scars, and tears easily, unpredictable arterial and organ rupture causing acute pain, excessive internal bleeding, shock, stroke, and premature death; and

WHEREAS, there are six major types of Ehlers-Danlos Syndrome that are characterized by distinctive features with life being shortened for individuals with the vascular type due to arterial or organ rupture. It is estimated the prevalence of all types of Ehlers-Danlos Syndrome is 1 in 5,000 births worldwide; and

WHEREAS, a network of worldwide support groups have proved of great benefit to individuals with Ehlers-Danlos Syndrome. Not only do these organizations put people in touch with other individuals managing life with Ehlers-Danlos Syndrome, they are also vital in providing up to date information to the medical profession and public at large; and

WHEREAS, there is a need for greater research into Ehlers-Danlos Syndrome. By encouraging further studies of Ehlers-Danlos Syndrome, new understanding, interventions, and improved treatments can be acquired, generating a growth in the knowledge base and hope for a cure; and

WHEREAS, there is neither routine screening nor a cure for Ehlers-Danlos Syndrome, so individuals must seek a diagnosis from a knowledgeable health care provider and individual symptoms must be evaluated and cared for appropriately; physical and occupational therapy evaluation and intervention may be required to address basic life tasks. Early and accurate diagnosis can provide the opportunity to create life-saving emergency medical plans, ensure proper monitoring, and improve quality of life and support for Ehlers-Danlos Syndrome families; and

WHEREAS, Ehlers-Danlos Syndrome is frequently misdiagnosed or undiagnosed, resulting in greater discomfort and disability for individuals and offspring; improved knowledge of the vascular form can prevent premature and tragic deaths. Increased knowledge of all types allow earlier and more effective management of Ehlers-Danlos Syndrome thereby increasing hope of a better quality of life,

PROCLAMATIONS

increased participation in society, reduced disability, pain, and medical expense for Ehlers-Danlos Syndrome families; and

WHEREAS, the Ehlers Danlos Syndrome Network C.A.R.E.S., dedicated to educating the public and members of the medical profession, as well as supporting research, has designated the month of May as Ehlers-Danlos Syndrome Awareness Month in memory of those who have died from the syndrome, and to raise public awareness:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 2010 as **EHLERS-DANLOS SYNDROME AWARENESS MONTH** in Illinois.

Issued by the Governor May 7, 2010

Filed by the Secretary of State May 21, 2010

2010-164**Jose Hernandez Day**

WHEREAS, space flight has captured the imagination of millions, and National Aeronautics and Space Administration (NASA) astronauts have inspired an interest in the sciences and mathematics for countless youth; and

WHEREAS, astronaut Jose Hernandez has made a remarkable journey from the farm fields of California to outer space, recently returning from his first space shuttle mission; and

WHEREAS, Hernandez, the American-born son of immigrants from Michoacan, Mexico, split his time as a child between Mexico and California, where his parents worked as migrant farm workers; and

WHEREAS, the inspiration for Hernandez' dream to become an astronaut came when Franklin Chang-Diaz became the first Latin American astronaut in 1981; and

WHEREAS, in 2001 Hernandez joined the Johnson Space Center, in Houston, Texas, utilizing his undergraduate and graduate degrees in electrical engineering. He was selected as an astronaut candidate by NASA in May 2004, and in February 2006 he completed Astronaut Candidate Training; and

WHEREAS, on August 28, 2009, Hernandez embarked on his first space flight as a mission specialist on the STS-128 Discovery, the 128th Shuttle mission and the 30th mission to the International Space Station; and

PROCLAMATIONS

WHEREAS, while at the orbital outpost, the STS-128 crew rotated an expedition crewmember, attached the Leonardo Multi-Purpose Logistics Module (MPLM), transferred over 18,000 pounds of supplies and equipment to the station and conducted three spacewalks; and

WHEREAS, the STS-128 mission was accomplished in 217 orbits of the Earth, traveling over 5.7 million miles in 332 hours and 53 minutes and returned to land at Edwards Air Force Base, California on September 11, 2009; and

WHEREAS, astronaut Jose Hernandez has earned numerous professional awards and recognitions throughout his career, and has been active in a variety of community organizations; and

WHEREAS, on May 7, astronaut Jose Hernandez will visit schools in Illinois to talk to students about the importance of education, and to encourage youth to persevere in reaching for their dreams:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 7, 2010 as **JOSE HERNANDEZ DAY** in Illinois, in recognition of his inspiring journey from the fields to the skies.

Issued by the Governor May 7, 2010

Filed by the Secretary of State May 21, 2010

2010-165**National Nursing Home Week**

WHEREAS, older adults and persons with disabilities in nursing homes have led exceptional and extraordinary lives which have helped enhance the quality of life in this great State; and

WHEREAS, nursing homes in Illinois strive to provide quality health care and rehabilitation for our elderly citizens and persons with disabilities; and

WHEREAS, National Nursing Home Week spotlights nursing home residents and staff and encourages all to celebrate those who make a positive difference in residents' lives every day; and

WHEREAS, "Enriching Every Day" is this year's theme for National Nursing Home Week; and

PROCLAMATIONS

WHEREAS, nursing homes throughout Illinois will be hosting activities with residents, families, staff, and visitors in observance of National Nursing Home Week beginning May 9, 2010:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 9-15, 2010 as **NATIONAL NURSING HOME WEEK** in Illinois, and encourage all citizens to recognize those individuals who have continually committed themselves to quality care and outstanding service in our State's nursing homes.

Issued by the Governor May 7, 2010

Filed by the Secretary of State May 21, 2010

2010-166**Illinois Accessible Parking Awareness Month**

WHEREAS, people with disabilities represent an ever-growing percentage of Illinois citizens who need accessible parking spaces to ensure access to participate fully in the various aspects of community life; and

WHEREAS, the State of Illinois is committed to removing many of the major barriers to independence for people with disabilities in Illinois by urging every community with a population of more than 15,000 to conduct accessible parking awareness days; and

WHEREAS, great strides have been made in Illinois to make buildings and facilities accessible to people with disabilities and adequate accessible parking spaces must be kept free from barriers such as debris and snow accumulation; and

WHEREAS, all drivers, municipalities, and private parking lot owners share the responsibility of knowing and adhering to all laws regarding parking for persons with disabilities as specified in the Illinois drivers manual and other statutes; and

WHEREAS, all officials charged with parking enforcement must be vigilant in ensuring proper access to accessible parking spaces and reducing illegal use; and

WHEREAS, all citizens share a responsibility to eliminate barriers, both physical and attitudinal, which stand in the way of providing people with disabilities full access to community activities throughout our state:

PROCLAMATIONS

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim November 2010 as **ILLINOIS ACCESSIBLE PARKING AWARENESS MONTH**, and urge all citizens to join in recognizing the importance of accessible parking spaces.

Issued by the Governor May 7, 2010

Filed by the Secretary of State May 21, 2010

2010-167**Ride of Silence Day**

WHEREAS, on May 19, 2010, at 7:00 PM, the Ride of Silence will begin in North America and roll across the globe. Cyclists will take to the roads in a silent procession to honor fellow cyclists who have been killed or injured while cycling on public roadways; and

WHEREAS, in 2003, Chris Phelan organized the first Ride of Silence in Dallas after endurance cyclist Larry Schwartz was hit by the mirror of a passing bus and was killed; and

WHEREAS, news of the ride, which was intended to be a one-time event, quickly spread. In 2008, more than 7,500 people participated in the Ride of Silence in more than 204 locations worldwide. In 2009, over 289 locations around the world hosted a Ride of Silence; and

WHEREAS, millions of Americans engage in cycling because it is a viable and environmentally sound form of transportation and an excellent form of physical exercise; and

WHEREAS, there is a need to promote alternative forms of transportation such as walking and bicycling in order to reduce pollution, reduce America's dependence on fossil fuels, and improve the health and well-being of all people; and

WHEREAS, although cyclists have a legal right to share the road with motorists, the motoring public often isn't aware of these rights, and sometimes not aware of the cyclists themselves; and

WHEREAS, held during Bike Safety Month, the Ride of Silence is a free ride held on the same day and time across the world that asks its cyclists to ride no faster than 12 mph and remain silent during the ride, treating the ride as a funeral procession in mourning of fallen cyclists; and

PROCLAMATIONS

WHEREAS, the Ride of Silence aims to raise the awareness of motorists, police and city officials that cyclists have a legal right to the public roadways; and

WHEREAS, the ride is also a chance to honor those who have been killed or injured while bicycling on public roadways; and

WHEREAS, the State of Illinois is proud to promote bicycling as an alternative means of public mobility, and is committed to providing a safe and responsible bicycling environment for all of its residents; and

WHEREAS, on May 19, communities across the State of Illinois will host Rides of Silence to show respect for fallen cyclists and to raise awareness of the importance of sharing our public roadways:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 19, 2010 as **RIDE OF SILENCE DAY** in Illinois, in remembrance of cyclists who have been killed or injured while bicycling on public roadways, to encourage bicycle safety, and to raise awareness of cyclists' right to share the road.

Issued by the Governor May 10, 2010

Filed by the Secretary of State May 21, 2010

2010-168
AmeriCorps Week

WHEREAS, Senator Edward M. Kennedy once said: "We do not have to compel citizens to serve their country. All we have to do is ask – and provide the opportunity"; and

WHEREAS, AmeriCorps each year provides opportunities for 85,000 Americans to serve their communities, and their country, in ways that promote public safety, protect our environment, nurture and educate our children, and rebuild our neighborhoods; and

WHEREAS, this year more than 2,700 AmeriCorps members in Illinois are displaying and deepening their ethic of service while strengthening local communities statewide; and

WHEREAS, the Governor-appointed bipartisan Serve Illinois Commission works to make Illinois a better place for everyone by supporting community-based volunteerism and administering the Illinois AmeriCorps program; and

PROCLAMATIONS

WHEREAS, since 1994, more than 23,000 Illinois residents have devoted more than 26 million hours to serving their communities and their State through AmeriCorps programs; and

WHEREAS, AmeriCorps Week is designed to salute past and present AmeriCorps members for their powerful impact, to thank the community partners who make AmeriCorps possible, and to bring even more Americans into service by shining a spotlight on the good work done by AmeriCorps members in Illinois and nationwide; and

WHEREAS, the fourth annual National AmeriCorps Week will take place May 8-15, 2010:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, hereby proclaim May 8-15, 2010, as **AMERICORPS WEEK** in Illinois and urge people throughout the Land of Lincoln to thank AmeriCorps members and alumni for their year of service and to join them in serving our country by finding new ways to build and strengthen our communities together.

Issued by the Governor May 10, 2010

Filed by the Secretary of State May 21, 2010

2010-169**Electrical Safety Month**

WHEREAS, electricity has become an invisible, but integral force in our lives, our economy and our culture, providing untold services upon which our families and communities depend everyday; and

WHEREAS, warmer weather brings people outdoors to enjoy recreational activities, making awareness of potential electrical hazards a vital safety consideration; and

WHEREAS, the spring is the ideal time for making home improvements that may include electrical repair and engaging in landscaping projects that may inadvertently touch buried utility lines; and

WHEREAS, spring weather frequently causes basement flooding which allows water to conduct fatal electric currents outward from electrical appliances and power sources; and

WHEREAS, citizens are encouraged to check their homes and workplaces for possible electrical hazards to help protect lives and property; such as loose wall receptacles and wires, improperly used extension cords, and overloaded circuits; and

PROCLAMATIONS

WHEREAS, citizens are encouraged to test their smoke detectors and ground fault circuit interrupters monthly and after every major electrical storm; and

WHEREAS, the U.S. Fire Administration reports electrical problems last year accounted for 67,800 fires, 485 deaths, 2305 injuries, and more than \$1.4 billion in property losses from electrical fires that were preventable; and

WHEREAS, following basic electrical safety precautions can help prevent injury or death to thousands of people each year; and

WHEREAS, the observance of Electrical Safety Month is designed to promote a healthy respect for electricity and to educate the public about the safe use of electrical appliances and safety practices around electrical equipment:

THEREFORE, I Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 2010 as **ELECTRICAL SAFETY MONTH** in Illinois, and encourage all citizens to conduct an electrical safety check of their homes, schools and workplaces, and to establish and practice electrical safety habits to reduce electrical hazards, injuries, and property damage, and to prevent deaths.

Issued by the Governor May 11, 2010

Filed by the Secretary of State May 21, 2010

2010-170**National Maritime Day**

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

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

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

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

PROCLAMATIONS

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

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

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 22, 2010 as **NATIONAL MARITIME DAY** in Illinois, and encourage all citizens to recognize the important roles the Merchant Marines play in ensuring the safety and economic prosperity of our great nation.

Issued by the Governor May 11, 2010

Filed by the Secretary of State May 21, 2010

2010-171**Southwestern Illinois College GED Achievement Day**

WHEREAS, community colleges provide quality and cost-effective educational opportunities for thousands of multi-generational students across Illinois; and

WHEREAS, Southwestern Illinois College, which was recognized by Community College Week in 2008 as one of the top institutions to receive an Associate's Degree nationwide had an annual enrollment of 25,531 students in the 2009 academic year; and

WHEREAS, Southwestern Illinois College changed its adult education programming in 1990 from a general literacy effort to a program focused on preparing students for the GED test and transitioning them into post-secondary education; and

WHEREAS, Southwestern Illinois College's GED program, which Martha Giordano, PhD, and Martha O'Malley, former St. Clair County Regional Superintendent of Education developed in order to help students complete high school so they could continue their education; and

WHEREAS, Southwestern Illinois College's GED program achieved a remarkable milestone by awarding its 10,000th graduate a diploma in October 2009; and

PROCLAMATIONS

WHEREAS, Southwestern Illinois College has one of the largest adult secondary education programs in Illinois, averaging more than 500 graduates annually with 42 percent of these enrolling in undergraduate programs at Southwestern Illinois College alone; and

WHEREAS, Southwestern Illinois College's GED program graduates have finished nursing programs, transferred to four-year institutions and taken up work as lab technicians, graphic designers, cafeteria managers, salespersons and a host of other occupations; and

WHEREAS, Southwestern Illinois College will celebrate its 10,000th GED program graduate milestone during its annual GED Certificate Ceremony on May 19, 2010; and

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 19, 2010 as **SOUTHWESTERN ILLINOIS COLLEGE GED ACHIVEMENT DAY** in Illinois, in recognition of the college's commitment toward furthering the educational opportunities of adults both young and old in Southwestern Illinois, and the hard work of the students, faculty and administration in making Southwestern Illinois College's GED program one of the best in the State.

Issued by the Governor May 11, 2010

Filed by the Secretary of State May 21, 2010

2010-172**Illinois Medical Coders Day**

WHEREAS, medical coders identify and address patterns of disease, illness, and injury in populations, as well as identify the trends and patterns in the procedures and services they provide by reviewing all tests, diagnoses, results, and medications and translating them to a numerical value; and

WHEREAS, the use of medical codes for disease and injury prevention has contributed to understanding correlations in illness and injury to treatment, including heart disease, stroke, viral infections, infectious diseases, and motor vehicle and workplace injuries; and

WHEREAS, medical coders help preserve the history of communities by abstracting information from birth and death records; and

WHEREAS, over the past decade medical coders have achieved significant milestones in the sophistication of their profession through extensive education and training; and

PROCLAMATIONS

WHEREAS, the need for qualified medical coders continues to increase nationally in physician offices and outpatient and hospital settings; and

WHEREAS, the integrity and high standards of medical coders have contributed to the U.S. Department of Health and Human Services' campaign against fraud and abuse in medical reimbursement; and

WHEREAS, the State of Illinois is proud to recognize medical coders for all their hard work in this State, and throughout the country; and

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 19, 2010 as **ILLINOIS MEDICAL CODERS DAY**, and encourage all citizens to recognize and honor the medical coders for their invaluable contributions to the improvement of our healthcare system.

Issued by the Governor May 11, 2010

Filed by the Secretary of State May 21, 2010

2010-173**World Hepatitis Day**

WHEREAS, hepatitis simply means inflammation of the liver and can be caused by a wide range of things. One of the most common causes of chronic hepatitis is viral infection; and

WHEREAS, hepatitis B and C are two such viruses that together kill approximately one million people a year. Five hundred million people around the world are currently infected with chronic hepatitis B or C and one in three people have been exposed to one or both viruses; and

WHEREAS, the hepatitis B virus is spread through direct contact with infected blood as well as most major body fluids; and

WHEREAS, the hepatitis C virus is spread through direct contact with infected blood, but in rare cases it may be passed on through other body fluids; and

WHEREAS, there is no vaccination for hepatitis C, however hepatitis B can be prevented through effective vaccination; and

PROCLAMATIONS

WHEREAS, many people do not have any symptoms if they contract hepatitis B or C, although they can still transmit the viruses to others; and

WHEREAS, if left untreated and unmanaged, hepatitis B or C can lead to advanced liver scarring (cirrhosis) and other serious complications including liver cancer or liver failure; and

WHEREAS, the World Hepatitis Alliance is a non-governmental organization that represents approximately 280 hepatitis B and C patient groups from around the world. As a coalition of advocacy groups, the World Hepatitis Alliance is a global voice for the 500 million people worldwide living with chronic viral hepatitis B or C; and

WHEREAS, launched by the World Hepatitis Alliance in 2008, World Hepatitis Day aims to raise awareness of hepatitis B and hepatitis C, as well as extend existing support for the diseases, with the long-term goals of preventing new infections and delivering real improvements in health outcomes for people living with hepatitis B and C; and

WHEREAS, the third annual World Hepatitis Day will take place on Wednesday, May 19, 2010:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 19, 2010 as **WORLD HEPATITIS DAY** in Illinois, in order to raise awareness of hepatitis B and hepatitis C.

Issued by the Governor May 13, 2010

Filed by the Secretary of State May 21, 2010

2010-174**Steve King and Johnnie Putnam Day**

WHEREAS, the familiar and friendly voices of radio hosts can make a long overnight shift pass more swiftly, keep drivers company on dark and lonely highways, and comfort the sleepless as they wait for dawn; and,

WHEREAS, Steve King and Johnnie Putnam, co-hosts of "The Steve and Johnnie Show" on WGN Radio, bring music, laughter, news and good cheer through the night to listeners in 38 states and parts of Canada, as well as on-line fans around the world; and,

PROCLAMATIONS

WHEREAS, Steve King and Johnnie Putnam are partners on and off the air, and as husband and wife have welcomed their listeners into their extended family; and,

WHEREAS, Steve King and Johnnie Putnam have demonstrated their commitment to their listeners and their community by raising many thousands of dollars for worthy causes, including the WGN Neediest Kids Fund; and,

WHEREAS, Steve King and Johnnie Putnam bring enthusiasm, warmth and a sense of fun to each broadcast, brightening the night as they inspire their listeners; and,

WHEREAS, Steve King and Johnnie Putnam this year are celebrating their silver anniversary together as co-hosts of Chicago's number one all-night radio program:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 14, 2010, as **STEVE KING AND JOHNNIE PUTNAM DAY** in Illinois, in recognition of their talent, their commitment to their listeners and to each other, and their 25 years of bringing music, news and lively conversation to Life After Dark.

Issued by the Governor May 14, 2010

Filed by the Secretary of State May 21, 2010

2010-175**Leave No Child Inside Month**

WHEREAS, the State of Illinois is blessed with unparalleled natural beauty. From remote forests to urban parks, these spaces have inspired visitors for generations; and

WHEREAS, these areas continue to raise the human spirit in those who experience them and today's children spend an inadequate amount of time outdoors; and

WHEREAS, the observance of Leave No Child Inside Month during June was launched with the goal to get more children outside and to increase the amount and quality of time that they spend there; and

WHEREAS, June of each year is also designated as Great Outdoors Month to highlight the numerous benefits of active fun outdoor activities and the magnificent shared resources of our parks, forests, refuges, and other public lands and waters; and

WHEREAS, the people of Illinois wish to renew their commitment to protecting our environment so that we can leave our children and grandchildren a healthy and flourishing land; and

PROCLAMATIONS

WHEREAS, June opens the active summer vacation and recreation season. Through recreational activities such as fishing, skiing, biking, and nature watching, we can teach our young people about the wonders of our State's landscapes; and

WHEREAS, enjoying the outdoors is a fun and healthy way for families to spend quality time together. Experiencing Illinois' natural splendor contributes to happier and healthier lives for our citizens and a deeper appreciation for the great outdoors; and

WHEREAS, participation in outdoor activities in natural settings has been shown to increase self-esteem, decrease Attention-Deficit Disorder symptoms, and contribute to the emotional and physical development of children; and

WHEREAS, promoting a culture in which children enjoy, and are encouraged, to be outside in nature results in healthier children who have a sense of connection to their environment, and in turn become supporters and stewards of local nature themselves; and

WHEREAS, through grants for park development and land acquisition projects, the State of Illinois is committed to strengthening the fabric of local communities and providing opportunities for children to get outdoors; and

WHEREAS, throughout the month of June, the Illinois Department of Natural Resources, along with several partners, will host a variety of events across the state to encourage youth to get outdoors:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim June 2010 as **LEAVE NO CHILD INSIDE MONTH** in Illinois, and encourage all citizens, but particularly children, to get outside and explore and enjoy the outdoors.

Issued by the Governor May 14, 2010

Filed by the Secretary of State May 21, 2010

2010-176**National Military Appreciation Month**

WHEREAS, the freedom and security that citizens of the United States enjoy today are a direct result of the service and sacrifice given by members of the United States Armed Forces throughout the history of our great nation; and

PROCLAMATIONS

WHEREAS, the sacrifices made by the members of the United States Armed Forces and of the families who support them have preserved the liberties that enrich our nation, and are all too often taken for granted; and

WHEREAS, in 2004, the United States Congress passed a resolution proclaiming the month of May as National Military Appreciation Month, calling on all Americans to remember those who gave their lives in defense of freedom, and to honor the men and women of all of our Armed Services, who have served and are currently serving our country, together with their families; and

WHEREAS, the month of May was chosen for this patriotic observation because during this month we celebrate Victory in Europe (VE) Day, Military Spouse Day, Loyalty Day, Armed Forces Day and Week, and Memorial Day:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 2010 as **NATIONAL MILITARY APPRECIATION MONTH** in Illinois, and urge all citizens to show their appreciation for the brave men and women of our nation's Armed Forces.

Issued by the Governor May 19, 2010

Filed by the Secretary of State May 21, 2010

2010-177**Automotive Service Professionals Week**

WHEREAS, the automotive service professional, an invaluable member of the automotive service industry in Illinois, is a highly trained and skilled individual; and

WHEREAS, there are over 13,800 Automotive Service Excellence (ASE) Certified Automotive Service Professionals working in more than 5,000 automotive service and repair facilities in Illinois; and

WHEREAS, the goal of the automotive service and repair industry in Illinois is to provide motorists with the best possible vehicle repair and service; and

WHEREAS, this goal can only be accomplished by developing and using the highly technical and diagnostic skills of automotive service professionals, who are responsible for maintaining, servicing, and repairing the vehicles that the motoring public depends on to travel safely and securely over our nation's roads; and

WHEREAS, automotive service professionals provide prompt, complete, accurate, and quality service to the increasingly complex vehicles consumers depend upon daily, while

PROCLAMATIONS

diligently adhering to standards of professionalism and continuing technical education and training; and

WHEREAS, automotive service professionals' ongoing efforts to fix an automobile right the first time are worthy of recognition and appreciation for their dedication to the car owners and vehicles in Illinois:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim June 7-13, 2010 as **AUTOMOTIVE SERVICE PROFESSIONALS WEEK** in Illinois, and encourage all citizens to recognize the valuable and meaningful contributions that automotive service professionals make to keep our cars and trucks running.

Issued by the Governor May 19, 2010

Filed by the Secretary of State May 21, 2010

2010-178**Sergeant Denis D. Kisseloff**

WHEREAS, on Friday, May 14, Army National Guard Sergeant Denis D. Kisseloff of St. Charles, Missouri died at age 45 of wounds suffered when insurgents attacked his unit in Afghanistan, where Sergeant Kisseloff was serving in support of Operation Enduring Freedom; and

WHEREAS, Sergeant Kisseloff was assigned to the 1141st Engineer Company (Sapper), based in Kansas City, Missouri; and

WHEREAS, Sergeant Kisseloff was born and raised in the Chicagoland area, and graduated from York High School in Elmhurst, Illinois; and

WHEREAS, Sergeant Kisseloff began his military service with the Marine Corps in 1981. After serving with Marine Corps, he was a member of the Marine Corps Reserves until July 1988. In April of 2007, shortly after moving to the St. Louis area, he joined the Missouri National Guard. Sergeant Kisseloff was previously mobilized for a tour of duty in Iraq; and

WHEREAS, during his many years of military service, Sergeant Kisseloff earned numerous awards and commendations, including the Marine Corps Meritorious Mast, the Army Commendation Medal, the Army Good Conduct Medal, the Marine Corps Good Conduct Medal, the National Defense Service Medal, the Global War on Terrorism Service Medal, the Iraq Campaign Medal with Campaign Star, the Overseas Service Ribbon, the Armed Forces Reserve Medal with M Device, the

PROCLAMATIONS

Driver and Mechanic Badge with Wheeled Vehicle(s) Clasp, and a Combat Action Badge; and

WHEREAS, a funeral will be held on Saturday, May 22 in Bensenville, Illinois, for Sergeant Kisseloff, who is survived by his parents and children:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby order all persons or entities governed by the Illinois Flag Display Act to fly their flags at half-staff from sunrise on May 20, 2010 until sunset on May 22, 2010 in honor and remembrance of Sergeant Kisseloff, whose selfless service and sacrifice is an inspiration.

Issued by the Governor May 19, 2010

Filed by the Secretary of State May 21, 2010

2010-179**College Savings Day**

WHEREAS, Illinois families recognize that a college education is one of the most important things we can do for our children to prepare them for success in life; and

WHEREAS, the rising costs of a college education continue to outpace inflation and, without proper planning, those costs can limit a family's ability to ensure their children have access to higher education; and

WHEREAS, college is an investment that will pay off given that the earnings gap between those with a high school diploma and those with a bachelor's degree or beyond exceed \$1 million over a lifetime; and

WHEREAS, over the past decade, education loan volume increased by more than 250 percent to over \$85 billion, and at the end of the period, loans constituted approximately 70 percent of federal financial aid funding; and

WHEREAS, almost two-thirds of college students graduate with debt, and many college graduates repay large amounts of debt long after they have completed their education; and

WHEREAS, in accordance with state and federal law, the State of Illinois operates the College Illinois! 529 Prepaid Tuition Program, the Bright Start direct-sold 529 college savings program, and the Bright Directions advisor-sold 529 college savings program that offer both state and federal tax advantages to encourage saving for

PROCLAMATIONS

the expense of higher education and to promote educational opportunity for all Illinoisans; and

WHEREAS, since 1998, more than 66,000 College Illinois! 529 Prepaid Tuition Program contracts have been purchased, worth over \$1.6 billion and equivalent to more than 200,700 years of college; and

WHEREAS, since 2000, more than 202,000 Bright Start accounts have been opened with a total asset value of over \$2.67 billion; and

WHEREAS, since 2005, more than 50,500 Bright Directions accounts have been opened with a total asset value of almost \$600 million; and

WHEREAS, it is in the best interest of Illinois families to encourage saving for higher education expenses so that access to educational opportunities is enhanced for our children, grandchildren, and others, without the crushing burden of education loan debt:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim May 29, 2010 as **COLLEGE SAVINGS DAY** in Illinois, and call upon all Illinoisans to join me in recognizing the value of higher education and to begin saving early and consistently for our children's future.

Issued by the Governor May 19, 2010

Filed by the Secretary of State May 21, 2010

2010-180**Women's Business Development Day**

WHEREAS, the Women's Business Development Center (WBDC) now celebrating its third decade of success, is a nationally-recognized women's business assistance organization founded in 1985 by S. Carol Dougal and Hedy M. Ratner; and

WHEREAS, the WBDC is devoted to providing services and programs that support and accelerate women's business ownership and strengthen the impact of women on the economy; and

WHEREAS, there are now over 10.1 million women-owned businesses in the U.S., employing 13 million workers and generating \$1.9 trillion in revenues; and

WHEREAS, more than 400,000 of those women-owned businesses are located in Illinois; and

PROCLAMATIONS

WHEREAS, the Women's Business Development Center has put forth creative and innovative approaches to empowering women and their families, influencing the larger political and economic environment in a way that encourages and supports women's economic empowerment; and

WHEREAS, since its inception, more than 60,000 women business owners have used the programs and services provided by the Women's Business Development Center; and

WHEREAS, these services include one-on-one counseling, workshops, and entrepreneurial training, as well as programs focused on finance, certification and capacity building, procurement and technical assistance, and child care; and

WHEREAS, the Women's Business Development Center will hold its 24th Annual Entrepreneurial Woman's Conference on September 22, 2010 at Chicago's McCormick Place-West; and

WHEREAS, this Conference marks the third decade of the WBDC's commitment to meeting the demands of women entrepreneurs for greater opportunities in business ownership and development:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim September 22, 2010 as **WOMEN'S BUSINESS DEVELOPMENT DAY** in Illinois, in recognition of the Women's Business Development Center's 24th Annual Entrepreneurial Woman's Conference, and in celebration of the past two decades of the WBDC's outstanding advocacy and service to women business owners in the Land of Lincoln.

Issued by the Governor May 19, 2010

Filed by the Secretary of State May 21, 2010

2010-181**Apprenticeship Week**

WHEREAS, apprenticeship training is a key component to developing skilled workers in various trades and crafts. As part of a continuing program initiated by the government in 1937, this specialty training is supported by most industry and labor related fields; and

PROCLAMATIONS

WHEREAS, industry professionals make cooperative efforts to encourage and improve apprenticeship training in Illinois in order to present skilled journeymen in all trades; and

WHEREAS, this year, the Illinois State Apprenticeship Committee and Conference will be held June 14-17. This event is intended to promote the exchange of information and ideas between all crafts and trades:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim June 14-18, 2010 as **APPRENTICESHIP WEEK** in Illinois, and encourage all citizens to recognize the benefits that apprenticeship opportunities provide for the State.

Issued by the Governor May 19, 2010

Filed by the Secretary of State May 21, 2010

2010-182**Bike to Work Week**

WHEREAS, millions of Americans engage in cycling because it is a viable and environmentally sound form of transportation and an excellent form of physical fitness; and

WHEREAS, Bike to Work Week helps to increase public awareness for bicycling, educates the community about the benefits of bicycling for transportation purposes and encourages people to try bicycle commuting; and

WHEREAS, there is a need to promote alternative forms of transportation such as walking and bicycling in order to reduce pollution, reduce America's dependence on fossil fuels and improve the health and well being of the global community; and

WHEREAS, increasing the number of bicycling lanes, paths, storage facilities and traffic calming measures will help ease automobile traffic congestion and encourage a healthy lifestyle for residents:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim June 12-18, 2010 as **BIKE TO WORK WEEK** in Illinois, and encourage all citizens to recognize the importance of sharing our streets with cyclists and encourage citizens to participate in cycling activities to whatever extent possible during this week, including cycling to work.

Issued by the Governor May 19, 2010

Filed by the Secretary of State May 21, 2010

PROCLAMATIONS

2010-183**Cultural Month of Michoacán**

WHEREAS, the Michoacáños represent the largest group of Mexican immigrants living in the United States; and

WHEREAS, of the 500,000 Michoacáños living in the Midwest, 250,000 have chosen the State of Illinois to be their newly adopted home; and

WHEREAS, the Federación de Clubes Michoacáños en Illinois is a not for profit organization that promotes the well-being and advancement of Michoacáños in the Midwest as well as Mexico through education, cultural, civic and social projects in a bi-national context to promote the formation of proactive citizens that seek full participation in the societies in which they live; and

WHEREAS, Casa Michoacán, headquarters of the Federación de Clubes Michoacáños en Illinois, has been a focus of social, educational and cultural enrichment, as well as a beacon for the March 10 and May 1 immigration rights rallies in 2006 that put Chicago and Illinois at the forefront of the national immigration debate; and

WHEREAS, The Honorable Leonel Godoy Rangel, Governor of the Mexican State of Michoacán, will be present May 21 to June 26 to participate in the annual PRESENCIA MICHOACANA 2010, a cultural and civic event that, since the year 2000, has gathered Michoacáños from all over the region to celebrate their culture and history, and strengthen their presence in the Midwest:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim June 2010 as **CULTURAL MONTH OF MICHOACAN** in Illinois, to promote greater awareness and appreciation of the Michoacán culture, and in recognition of all Michoacáños who call Illinois home.

Issued by the Governor May 20, 2010

Filed by the Secretary of State May 21, 2010

ILLINOIS ADMINISTRATIVE CODE
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