

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
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22	May 17, 2010	May 28, 2010
23	May 24, 2010	June 4, 2010

<u>Issue #</u>	<u>Rules Due Date</u>	<u>Date of Issue</u>
24	June 1, 2010	June 11, 2010
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
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46	November 1, 2010	November 12, 2010
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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

Editor's Note: The Secretary of State Index Department is providing this opportunity to remind you that the next filing period for your Regulatory Agenda will occur from October 15, 2010 to January 3, 2011.

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: Imputation
- 2) Code Citation: 83 Ill. Adm. Code 792
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
792.10	Repeal
792.20	Repeal
792.30	Repeal
792.40	Repeal
792.50	Repeal
792.60	Repeal
- 4) Statutory Authority: Implementing Section 13-505.1 and authorized by Section 10-101 of the Public Utilities Act [220 ILCS 5/13-505.1 and 10-101]
- 5) A Complete Description of the Subjects and Issues Involved: Part 792 applies only to a telecommunications carrier that provides both competitive and noncompetitive services. The repeal of Section 13-505.1 of the Public Utilities Act, the statutory authority for Part 792, necessitates the repeal of this Part.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this repealer replace any emergency repealer currently in effect? No
- 8) Does this repealer contain an automatic repeal date? No
- 9) Does this repealer contain incorporations by reference? No
- 10) Are there any other proposed repealer pending on this Part? No
- 11) Statement of Statewide Policy Objective: These proposed repealer neither creates nor expands any State mandate on units of local government, school districts, or community college districts.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments should be filed, within 45 days after the date of this issue of the *Illinois Register* in Docket 10-0578, with:

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED REPEALER

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

217/782-7434

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: This repealer will affect any subject jurisdictional entities that are also small businesses as defined in the Illinois Administrative Procedure Act. This repealer will not affect any small municipalities or not for profit corporations that are not jurisdictional entities.
 - B) Reporting, bookkeeping or other procedures required for compliance:
Bookkeeping
 - C) Types of professional skills necessary for compliance: Managerial skills
- 14) Regulatory Agenda on which this rulemaking was summarized: This rulemaking was not included on either of the 2 most recent regulatory agendas because: The Commission did not anticipate the need for this repealer at that time.

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

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED REPEALER

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER f: TELEPHONE UTILITIESPART 792
IMPUTATION **(REPEALED)**

Section

792.10	Carriers Subject to Imputation Rules
792.20	Services Subject to Imputation
792.30	When an Imputation Test Must Be Filed
792.40	Minimum Filing Requirements for an Imputation Test
792.50	Proprietary Treatment
792.60	Identification of Filings

AUTHORITY: Implementing Section 13-505.1 and authorized by Section 10-101 of the Public Utilities Act [220 ILCS 5/13-505.1 and 10-101].

SOURCE: Adopted at 18 Ill. Reg. 1919, effective February 1, 1994; amended at 26 Ill. Reg. 18269, effective December 15, 2002; repealed at 35 Ill. Reg. _____, effective _____.

Section 792.10 Carriers Subject to Imputation Rules

This Part applies to any telecommunications carrier (carrier) providing both competitive and noncompetitive telecommunications services, as specified in Section 13-505.1 of the Public Utilities Act (Act) [220 ILCS 5/13-505.1], except those carriers that are specifically exempted in Section 13-504(b) of the Act.

Section 792.20 Services Subject to Imputation

A telecommunications service ("service"), as defined in Section 13-203 of the Act, is subject to imputation if it meets the description of subject services in Section 13-505.1 of the Act.

Section 792.30 When an Imputation Test Must Be Filed

- a) Initial tests. Except as provided in subsection (b), in the event a new telecommunications carrier subject to this Part purchases assets of an existing telecommunications carrier, otherwise assumes ownership of one or more exchanges, or engages in a transaction that causes the carrier or services to become subject to Section 13-505.1 of the Act, that new carrier shall file, with the

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NOTICE OF PROPOSED REPEALER

Illinois Commerce Commission (Commission), initial imputation tests or an adoption of the imputation tests of the former carrier within 180 days after the consummation of the transaction. Along with the initial imputation tests or adoption of imputation tests, the new carrier shall file with the Commission a List of Services as provided in subsection (e). Subsequent to the filing of initial imputation tests or adoption, the new subject carrier shall file subsequent tests and biennial tests in accordance with the requirements of subsections (c) and (e).

- b) Exceptions for filing initial test. In the event that the Commission has previously determined, or is currently evaluating, in a docketed proceeding, whether all services that are subject to the requirements of Section 13-505.1 of the Act satisfy the statutory imputation requirements, a carrier will not be required to make the filings otherwise required by subsection (a), except as required in connection with the docketed proceeding. To qualify for the exception in this subsection, a carrier must file a certification that all subject services were evaluated, or are currently being evaluated, for compliance with Section 13-505.1 of the Act in a docketed proceeding. The certification shall be signed by an officer of the carrier, shall state that the filing is made pursuant to Part 792, and shall identify the docket in which compliance with Section 13-505.1 was previously or is currently being evaluated. This certification shall be filed with the Chief Clerk of the Commission with a copy provided to the Director of the Commission's Telecommunications Division.
- c) Subsequent tests. In addition to any other requirement in this Part 792, an imputation test must be filed whenever a new service is subject to Section 13-505.1 of the Act or an existing service becomes subject to Section 13-505.1 of the Act. Circumstances under which the tests shall be filed include, but are not limited to, the following:
- 1) When any tariff is filed reclassifying a noncompetitive service as a competitive service that is subject to imputation;
 - 2) When any tariff is filed that reduces rates for a service that is subject to imputation under Section 13-505.1 of the Act; and
 - 3) When any tariff is filed that increases rates for a noncompetitive service or a noncompetitive service element, or its functional equivalent, which is utilized in providing a service subject to imputation.

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NOTICE OF PROPOSED REPEALER

- d) Filings made pursuant to subsections (a) and (c) shall be made in the form of either a tariff filing pursuant to Section 9-201 of the Act [220 ILCS 5/9-201] or a petition filed pursuant to 83 Ill. Adm. Code 200. In the event the tests become the subject of a proceeding as a result of the suspension of the tariffs pursuant to Section 9-201 of the Act or by the filing of a petition, the Commission shall issue an order within 120 days determining whether the imputation test for each subject service and the result of the test satisfy the requirements of Section 13-505.1 of the Act. The 120-day requirement, if applicable, may be extended by agreement of all parties to the proceeding. Any filing made pursuant to subsections (a) and (c) shall be made with the Chief Clerk of the Commission with a copy provided to the Director of the Commission's Telecommunications Division.
- e) Biennial tests. Except as provided in subsection (f), beginning on February 1, 2003 and biennially thereafter in odd numbered years on February 1, a subject carrier shall file with the Commission an imputation test for each service for which an imputation test is required and a list of services (List of Services). This List of Services shall identify all services provided by the carrier and shall specifically identify those services that are subject to the requirements of Section 13-505.1 of the Act. Marked-up tariff indexes and pages may be filed as an alternative to the List of Services. Any filing made pursuant to this subsection shall be made with the Chief Clerk of the Commission with a copy provided to the Director of the Commission's Telecommunications Division.
- f) Certification in lieu of filing biennial imputation test. The requirement for filing biennial imputation tests will be deemed to be satisfied if the carrier files with the Commission, on or before the date the biennial imputation test is due, a certification in accordance with the requirements of this subsection. The certification shall be signed by an officer of the carrier and shall certify that:
- 1) any imputation test including supporting documentation, if filed, would be identical to a previously filed imputation test including supporting documentation; and
 - 2) the Commission is entitled to rely upon the previously filed imputation test including supporting documentation as the carrier's filing for the biennial test year in question.

Any certification filed pursuant to this subsection shall identify when each imputation test that is the subject of the certification was filed. Any certification

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filing made pursuant to this subsection shall be made with the Chief Clerk of the Commission with a copy provided to the Director of the Commission's Telecommunications Division. At the request of Staff, the carrier filing such a certification shall provide to Staff, promptly after Staff's request, a copy of the previously filed imputation test identified in the certification. The certification described in this subsection does not excuse the filing of the List of Services or marked-up tariff indexes and pages.

- g) Whenever the List of Services on file with the Commission becomes inaccurate for any reason, a revised List of Services shall be filed with the Director of the Telecommunications Division and the Chief Clerk of the Commission within 30 days after the event causing the list to become inaccurate occurs. A carrier may satisfy the requirement to file a revised list by filing amendatory pages, which replace only individual pages of its existing list that are inaccurate, without replacing the entire List of Services.

Section 792.40 Minimum Filing Requirements for an Imputation Test

- a) Any imputation test filed with the Commission pursuant to Section 792.30(a), (c) or (e) shall include the following:
- 1) For each service subject to imputation, a list of noncompetitive services or noncompetitive service elements, or their functional equivalent, that are utilized to provide the service;
 - 2) For each service subject to imputation, an illustration or diagram and a written description of the service, specifically identifying the noncompetitive services and noncompetitive service elements, or their functional equivalent, and the competitive services and competitive service elements that are utilized to provide the service. Both proprietary and non-proprietary versions of these documents shall be provided;
 - 3) For each service subject to imputation, a description of the underlying methods, assumptions, mathematical formulas, and level of disaggregation of data that will be used in performing the imputation test. The underlying methods, assumptions, mathematical formulas, and level of disaggregation of data used in an imputation test shall be consistent with Section 13-505.1 of the Act, where the imputed costs of a service are defined as the sum of the following:

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED REPEALER

- A) *Specifically tariffed premium rates for the noncompetitive services or noncompetitive service elements, or their functional equivalent, that are utilized to provide the service;*
 - B) *The long-run service incremental costs of facilities and functionalities that are utilized but not specifically tariffed; and*
 - C) *Any other identifiable, long-run service incremental costs associated with the provision of the service (Section 13-505.1 of the Act); and*
- 4) The results of the imputation test.
- b) Any imputation test filed in compliance with subsection (a)(3) shall comply with the requirements for long-run service incremental cost studies in 83 Ill. Adm. Code 791.

Section 792.50 Proprietary Treatment

Any numerical data and results contained in the imputation test and any subsequent revisions shall be accorded proprietary treatment under the Commission's Rules of Practice (83 Ill. Adm. Code 200). Interested parties may have the right to obtain copies of any service imputation cost test methodology and diagram filed pursuant to Section 792.40(a)(2), but only to the extent that the methodology or diagram is not required to be accorded proprietary treatment in accordance with this Section.

Section 792.60 Identification of Filings

All filings made with the Chief Clerk of the Commission pursuant to Section 792.30 and Section 792.40 shall indicate that the filing is made pursuant to Part 792.

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: General Provisions for Radiation Protection
- 2) Code Citation: 32 Ill. Adm. Code 310
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
310.10	Amendment
310.20	Amendment
310.40	Amendment
- 4) Statutory Authority: Implementing and authorized by Section 10 of the Radiation Protection Act of 1990 [420 ILCS 40]
- 5) A Complete Description of the Subjects and Issues Involved: This proposed rulemaking will ensure compatibility with the U.S. Nuclear Regulatory Commission's 10 CFR 20, 30, 32, and 35 regulations currently in place for use of radioactive materials. Agreement States such as Illinois are required to have these changes in place by December 17, 2010. NRC has assigned this rulemaking a compatibility category of A, which means that the Illinois rule must have language essentially identical to NRC's. This rulemaking will clarify standards for regulation of discrete sources of radium-226, accelerator-produced radioactive material, and discrete sources of naturally occurring radioactive material as required by the Energy Policy Act of 2005 (EPAAct), which was signed into law on August 8, 2005. The EPAAct expanded the Atomic Energy Act of 1954 definition of *Byproduct material* to include any discrete source of radium-226, any material made radioactive by use of a particle accelerator, or any discrete source of naturally occurring radioactive material other than source material. The proposed rulemaking will also clarify record retention and include a definition for "physician".

Section 31 of the Radiation Protection Act of 1990 [420 ILCS 40/31] provides that the Agency is exempt from rulemaking procedures in the Illinois Administrative Procedure Act when regulations that are identical in substance are necessary to implement, secure, or maintain federal authorization for a program. After consideration of comments from the appropriate federal agency, the Agency may adopt the verbatim text of the laws, regulations, or orders as necessary and appropriate for authorization or maintenance of the program. The NRC has reviewed the proposed amendments and has indicated that these amendments are needed to ensure compatibility with 10 CFR 20, 30, 32, and 35. Because this rulemaking is not subject to the Illinois Administrative Procedure Act, and in accordance with Section 31, this rulemaking will become effective following the first notice period immediately upon filing for adoption with the Secretary of State or at a date required or authorized by the relevant federal laws, regulations, or orders as stated in the notice of the rulemaking, and shall be published in the *Illinois Register*.

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NOTICE OF PROPOSED AMENDMENTS

- 6) Any published studies or reports, along with the sources of underlying data, that were used when composing this rulemaking: This rulemaking is based on U.S. Nuclear Regulatory Commission regulations named above.
- 7) Will this rulemaking replace any emergency amendment currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? Yes
- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: The requirements imposed by the proposed rulemaking are not expected to require local governments to establish, expand, or modify their activities in such a way as to necessitate additional expenditures from local revenues.
- 12) Time, Place and Manner in which interested persons may comment on this proposed Rulemaking: Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice. The Agency will consider fully all written comments on this proposed rulemaking submitted during the 45 day comment period. Comments should be submitted to:
- Maureen Cunningham
Chief Legal Counsel
Illinois Emergency Management Agency
1035 Outer Park Drive
Springfield, Illinois 62704
- 217/524-1003 (voice)
217/782-6133 (TDD)
- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities or not for profit corporations affected: The Agency believes this rulemaking will not affect small businesses, small municipalities or not for profit corporations.

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

- 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 Amendments begin on the next page

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

TITLE 32: ENERGY

CHAPTER II: ILLINOIS EMERGENCY MANAGEMENT AGENCY

SUBCHAPTER b: RADIATION PROTECTION

PART 310

GENERAL PROVISIONS FOR RADIATION PROTECTION

Section

310.10	Scope
310.15	Incorporations by Reference
310.20	Definitions
310.30	Exemptions
310.40	Records
310.50	Inspections
310.60	Tests
310.70	Additional Requirements
310.74	Cost Assessment
310.75	Emergency Response Cost Recovery
310.78	Deliberate Misconduct
310.80	Violations
310.81	Policy for Assessment of Civil Penalties
310.82	Procedures for Assessment of Civil Penalties
310.90	Impounding
310.100	Prohibited Uses
310.110	Communications
310.120	Plans and Specifications
310.130	The International System of Units (SI) (Repealed)
310.140	Units of Exposure and Radiation Dose
310.150	Units of Activity
310.APPENDIX A	Transport Grouping of Radionuclides (Repealed)
310.APPENDIX B	Tests for Special Form Licensed Material (Repealed)
310.APPENDIX C	Penalty Assessment Worksheet (Repealed)

AUTHORITY: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

SOURCE: Filed April 20, 1974 by the Department of Public Health; transferred to the Department of Nuclear Safety by P.A. 81-1516, effective December 3, 1980; codified at 7 Ill. Reg. 15657; amended at 10 Ill. Reg. 17259, effective September 25, 1986; amended at 15 Ill.

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NOTICE OF PROPOSED AMENDMENTS

Reg. 10604, effective July 15, 1991; amended at 17 Ill. Reg. 18472, effective January 1, 1994; amended at 20 Ill. Reg. 15978, effective December 9, 1996; amended at 23 Ill. Reg. 14454, effective January 1, 2000; recodified from the Department of Nuclear Safety to the Illinois Emergency Management Agency at 27 Ill. Reg. 13641; amended at 29 Ill. Reg. 20748, effective December 16, 2005; amended at 31 Ill. Reg. 11573, effective July 26, 2007; amended at 35 Ill. Reg. _____, effective _____.

Section 310.10 Scope

Except as otherwise specifically provided, this Part applies to all persons who receive, possess, use, transfer, own or acquire any source of radiation within the State of Illinois; provided, however, that nothing in this Part or 32 Ill. Adm. Code 320, [326](#), 330, 331, 332, 335, 340, 341, [346](#), 350, 351, 400, 401, ~~405 or and~~ 601 shall apply to any person to the extent such person is subject to regulation by the U.S. Nuclear Regulatory Commission (NRC).

AGENCY NOTE: ~~Regulation~~~~Attention is directed to the fact that regulation~~ by the State of source material, byproduct material and special nuclear material in quantities not sufficient to form a critical mass is subject to the provisions of an agreement between the State and the NRC and to 10 CFR 150 of ~~NRC's~~~~the Commission's~~ regulations.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 310.20 Definitions

As used in 32 Ill. Adm. Code: Chapter II, Subchapters b and d, these terms have the definitions set forth below. Additional definitions used only in a certain Part will be found in that Part.

"Absorbed dose" means the energy imparted by ionizing radiation per unit mass of irradiated material. The units of absorbed dose are the gray (Gy) and the rad.

"Accelerator" or "particle accelerator" means any machine capable of accelerating electrons, protons, deuterons or other charged particles in a vacuum and of discharging the resultant particulate or other radiation into a medium at energies usually in excess of 1 million electron volts (MeV).

"Accelerator-produced material" means any material made radioactive by a particle accelerator.

"Act" means the Radiation Protection Act of 1990 (~~the Act~~) [420 ILCS 40].

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

"Activity" means the rate of disintegration (transformation) or decay of radioactive material. The units of activity are the Becquerel (Bq) and the curie (Ci).

"Adult" means an individual 18 or more years of age.

"Agency" means the Illinois Emergency Management Agency.

"Agreement State" means any state with which the U. S. Nuclear Regulatory Commission or the U.S. Atomic Energy Commission has entered into an effective agreement under subsection 274b of the Atomic Energy Act of 1954, as amended (42 USC 2021(b) et seq.).

"Airborne radioactive material" means any radioactive material dispersed in the air in the form of dusts, fumes, particulates, mists, vapors or gases.

"Airborne radioactivity area" means any room, enclosure or operating area in which airborne radioactive material, composed wholly or partly of licensed material, exists in concentrations:

in excess of the derived air concentrations (DACs) specified in appendix B to 10 CFR 20, [published at 72 Fed. Reg. 55922, October 1, 2007](#)~~effective January 1, 2004~~, exclusive of subsequent amendments or editions; or

to such a degree that an individual present in the area without respiratory protective equipment could exceed, during the hours an individual is present in a week, an intake of 0.6 percent of the annual limit on intake (ALI) or 12 DAC-hours.

"Annually" means at intervals not to exceed 1 year.

"As low as is reasonably achievable" or "ALARA" means making every reasonable effort to maintain exposures to radiation as far below the dose limits in 32 Ill. Adm. Code: Chapter II, Subchapters b and d as is practical consistent with the purpose for which the licensed or registered activity is undertaken, taking into account the state of technology, the economics of improvements in relation to the state of technology, the economics of improvements in relation to benefits to the public health and safety and other societal and socioeconomic considerations, and

ILLINOIS EMERGENCY MANAGEMENT AGENCY

NOTICE OF PROPOSED AMENDMENTS

in relation to utilization of nuclear energy and licensed or registered sources of radiation in the public interest.

"Background radiation" means radiation from cosmic sources, naturally occurring radioactive materials, including radon (except as a decay product of source or special nuclear material) and global fallout as it exists in the environment from the testing of nuclear explosive devices, or from past nuclear accidents such as Chernobyl that contribute to background radiation and are not under the control of the licensee. Background radiation does not include radiation from radioactive materials regulated by the Agency.

"Becquerel" or "Bq" means the SI unit of activity. One becquerel (Bq) is equal to 1 disintegration (transformation) per second (dps or tps).

"Bioassay" or "radiobioassay" means the determination of kinds, quantities or concentrations and, in some cases, the locations of radioactive material in the human body, whether by direct measurement (in vivo counting) or by analysis and evaluation of materials excreted or removed from the human body.

"Brachytherapy" means a method of radiation therapy in which sealed sources are used to deliver a radiation dose at a distance of up to a few centimeters, by surface, intracavitary, intraluminal or interstitial application.

"Brachytherapy source" means a radioactive source, a manufacturer-assembled source train or a combination of these sources that is designed to deliver a therapeutic dose within a distance of a few centimeters.

"By-product material" means:

any radioactive material (except special nuclear material) yielded in or made radioactive by exposure to radiation incident to the process of producing or utilizing special nuclear material;

the tailings or wastes produced by the extraction or concentration of uranium or thorium from any ore processed primarily for its source material content, including discrete surface wastes resulting from underground solution extraction processes but not including underground ore bodies depleted by such solution extraction processes;

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NOTICE OF PROPOSED AMENDMENTS

any discrete source of radium-226 that is produced, extracted, or converted after extraction, before, on, or after August 8, 2005, for use for a commercial, medical, or research activity;

any material that has been made radioactive by use of a particle accelerator and is produced, extracted, or converted after extraction before, on, or after August 8, 2005, for use for a commercial, medical, or research activity; and

any discrete source of naturally occurring radioactive material, other than source material, that is extracted or converted after extraction for use in commercial, medical, or research activity before, on, or after August 8, 2005, and which the U.S. Nuclear Regulatory Commission, in consultation with the Administrator of the Environmental Protection Agency, the Secretary of Energy, the Secretary of Homeland Security, and the head of any other appropriate Federal agency, determines would pose a threat to the public health and safety or the common defense and security similar to the threat posed by a discrete source or radium-226. [420 ILCS 40/4(a-5)]

"Byproduct material" means:

~~any radioactive material (except special nuclear material) yielded in or made radioactive by exposure to radiation incident to the process of producing or utilizing special nuclear material; and~~

~~the tailings or wastes produced by the extraction or concentration of uranium or thorium from any ore processed primarily for its source material content, including discrete surface wastes resulting from underground solution extraction processes but not including underground ore bodies depleted by such solution extraction processes. [420 ILCS 40/4(a-5)]~~

"Calendar quarter" means not less than 12 consecutive weeks nor more than 14 consecutive weeks. The first calendar quarter of each year shall begin in January and subsequent calendar quarters shall be so arranged such that no day is included in more than one calendar quarter and no day in any one year is omitted from inclusion within a calendar quarter. No licensee or registrant shall change the method observed by him for determining calendar quarters except at the beginning of a year.

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"Calibration" means the determination of:

the response or reading of an instrument relative to a series of known radiation values over the range of the instrument; or

the strength of a source of radiation relative to a standard.

"CFR" means Code of Federal Regulations.

"Chelating agent" means amine polycarboxylic acids (e.g., EDTA, DTPA), hydroxy-carboxylic acids, and polycarboxylic acids (e.g., citric acid, carboxylic acid, and glucinic acid).

"Collective dose" means the sum of the individual doses received in a given period of time by a specified population from exposure to a specified source of radiation.

"Committed dose equivalent" or " $H_{T,50}$ " means the dose equivalent to organs or tissues of reference (T) that will be received from an intake of radioactive material by an individual during the 50-year period following the intake.

"Committed effective dose equivalent" or $H_{E,50}$ means the sum of the products of the weighting factors applicable to each of the body organs or tissues that are irradiated and the committed dose equivalent to each of these organs or tissues ($H_{E,50} = \sum w_T H_{T,50}$).

"Critical group" means the group of individuals reasonably expected to receive the greatest exposure to residual radioactivity for any applicable set of circumstances.

"Curie" means a unit of quantity of radioactivity. One Curie (Ci) is that quantity of radioactive material which decays at the rate of 3.7×10^{10} disintegrations (transformations) per second (dps or tps).

"Decommission" means to remove a facility or site safely from service and reduce residual radioactivity to a level that permits release of property for unrestricted use and termination of the license.

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"Declared pregnant woman" means any woman who has voluntarily informed the licensee or registrant, in writing, of her pregnancy and the estimated date of conception. The declaration remains in effect until the declared pregnant woman withdraws the declaration in writing or is no longer pregnant.

"Dedicated check source" means a radioactive source that is used to assure the constant operation of a radiation detection or measurement device over several months or years.

"Deep dose equivalent" or " H_d " means the dose equivalent at a tissue depth of 1 centimeter (1000 milligrams per square centimeter) from external whole-body exposure.

"Densitometer" means a device that is used to provide a quantitative measurement of the optical density of x-ray film to determine the response of the film to exposure and development.

"Depleted uranium" means the source material uranium in which the isotope uranium-235 is less than 0.711 weight percent of the total uranium present. Depleted uranium does not include special nuclear material.

"Director" means the Director of the Illinois Emergency Management Agency.

"Discrete source" means a radionuclide that has been processed so that its concentration within a material has been purposely increased for use for commercial, medical or research activities.

"Distinguishable from background" means the detectable radioactivity is statistically different from background in the vicinity of the site, or, in the case of structures, in similar materials using adequate measurement technology, survey and statistical techniques.

"Dose" or "radiation dose" means either absorbed dose, dose equivalent, effective dose equivalent, committed dose equivalent, committed effective dose equivalent, total organ dose equivalent or total effective dose equivalent.

"Dose equivalent" or " H_T " means the product of the absorbed dose in tissue, quality factor and all other necessary modifying factors (e.g., a distribution factor for non-uniform deposition) at the location of interest. The units of dose

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equivalent are the sievert (Sv) and the rem.

"Dose limits" or "limits" means the permissible upper bounds of radiation doses established by, or in accordance with, 32 Ill. Adm. Code: Chapter II, Subchapters b and d.

"Dosimetry processor" means an individual or an organization that processes and evaluates individual monitoring devices in order to determine the radiation dose delivered to such devices.

"Effective dose equivalent" or " H_E " means the sum of the products of the dose equivalent to each organ or tissue (H_T) and the weighting factor (W_T) applicable to each of the body organs or tissues that are irradiated ($H_E = \sum W_T H_T$).

"Embryo/fetus" means the developing human organism from conception until the time of birth.

"Entrance or access point" means any opening through which an individual or extremity of an individual could gain access to radiation areas or to licensed radioactive materials. This includes entry or exit portals of sufficient size to permit human entry, irrespective of their intended use.

"Exposure" means:

the quotient of dQ divided by dm where " dQ " is the absolute value of the total charge of the ions of one sign produced in air when all the electrons (negatrons and positrons) liberated by photons in a volume element of air having mass " dm " are completely stopped in air. (See Section 310.140 ~~of this Part~~ for SI unit coulomb per kilogram (C/kg) and the special unit roentgen (R).); or

irradiation by ionizing radiation or radioactive material.

AGENCY NOTE: The context makes clear which is the appropriate definition.

"Exposure rate" means the exposure per unit of time, such as roentgen per minute (R/min) and milliroentgen per hour (mR/h).

"External dose" means that portion of the dose equivalent received from any

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source of radiation outside the body.

"Extremity" means a hand, elbow, arm below the elbow, foot, knee and leg below the knee.

"Former U.S. Atomic Energy Commission (AEC) or U.S. Nuclear Regulatory Commission (NRC) licensed facilities" means nuclear reactors, nuclear fuel reprocessing plants, uranium enrichment plants, or critical mass experimental facilities where AEC or NRC licenses have been terminated.

"Gray" or "Gy" means the SI unit of absorbed dose. One gray is equal to an absorbed dose of 1 joule per kilogram (J/kg) (100 rad).

"Healing arts" means the art or science or group of arts or sciences dealing with the prevention and cure or alleviation of human ailments, diseases or infirmities, and has the same meaning as "medicine" when the latter term is used in its comprehensive sense.

"High radiation area" means any area, accessible to individuals, in which radiation levels from radiation sources external to the body could result in an individual receiving a dose equivalent in excess of 0.1 rem (1 mSv) in 1 hour at 30 centimeters from the radiation source or 30 centimeters from any surface that the radiation penetrates.

"Human use" means the internal or external administration of radiation or radioactive materials to human beings.

"Individual" means any human being.

"Individual monitoring" means the assessment of:

Dose equivalent by the use of individual monitoring devices or by the use of survey data; or

Committed effective dose equivalent by bioassay or by determination of the time-weighted air concentrations to which an individual has been exposed (i.e., DAC-hours). (For the definition of DAC-hours, see 32 Ill. Adm. Code 340.30.)

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"Individual monitoring devices" (personnel dosimeter or dosimeter) means devices designed to be worn by a single individual for the assessment of dose equivalent. Examples of individual monitoring devices are film badges, thermoluminescence dosimeters (TLDs), optically stimulated luminescence dosimeters (OSLs), pocket ionization chambers, personal air sampling devices and electronic dosimeters (e.g., silicon diode dosimeters).

"Inspection" means an official examination or observation including, but not limited to, tests, surveys, and monitoring to determine compliance with rules, regulations, orders, requirements, and conditions of the Agency.

"Interlock" means a device arranged or connected such that the occurrence of an event or condition is required before a second event or condition can occur or continue to occur.

"Internal dose" means that portion of the dose equivalent received from radioactive material taken into the body.

"License" means any license issued by the Agency in accordance with 32 Ill. Adm. Code: Chapter II, Subchapters b and d.

"Licensed material" means radioactive material received, possessed, used, transferred or disposed of under a general or specific license issued by the Agency.

"Licensee" means any person who is licensed by the Agency in accordance with 32 Ill. Adm. Code: Chapter II, Subchapters b and d.

"Licensing State" means any state which has been provisionally or finally designated as such by the Conference of Radiation Control Program Directors, Inc., which reviews state regulations to establish equivalency with the Suggested State Regulations and ascertains whether a state has an effective program for control of naturally occurring or accelerator-produced radioactive material (NARM). The Conference will designate as licensing states those states with regulations for control of radiation relating to, and an effective program for the regulatory control of, NARM.

"Lost or missing source of radiation" means any licensed or registered source of radiation whose location is unknown. This definition includes, but is not limited

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to, radioactive material that has been shipped but has not reached its planned destination and whose location cannot be readily traced in the transportation system.

"Major processor" means a person, other than medical programs, universities, industrial radiography services, or wireline service operations, who is licensed to process, handle, or manufacture radioactive material as unsealed sources in quantities exceeding the quantities specified in appendix C to 10 CFR 20, [published at 60 Fed. Reg. 20186, April 25, 1995, effective January 1, 2004](#), exclusive of subsequent amendments or editions, by a factor of at least 10^3 , or radioactive material as sealed sources in quantities exceeding the quantities specified in appendix C to 10 CFR 20 by a factor of at least 10^{10} .

"Member of the public" means any individual, except an individual who is performing assigned duties for the licensee or registrant involving exposure to sources of radiation.

"Minor" means an individual less than 18 years of age.

"Monitoring" or "radiation monitoring" or "radiation protection monitoring" means the measurement of radiation, radioactive material concentrations, surface area activities or quantities of radioactive material and the use of the results of these measurements to evaluate potential exposures and doses.

"NARM" means any naturally occurring or accelerator-produced radioactive material. It does not include byproduct, source, or special nuclear material.

"Natural radioactivity" means radioactivity of naturally occurring nuclides.

"Nuclear Regulatory Commission" or "NRC" means the U.S. Nuclear Regulatory Commission or its duly authorized representatives.

"Occupational dose" means the dose received by an individual in the course of employment in which the individual's assigned duties for the licensee or registrant involve exposure to sources of radiation. Occupational dose does not include dose received from background radiation, from any medical administration the individual has received, from exposure to individuals administered radioactive material and released as authorized by the Agency, from voluntary participation in medical research programs, or as a member of the public.

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"Operator" means an individual, group of individuals, partnership, firm, corporation, association, or other entity conducting the business or activities carried on within a radiation installation. [420 ILCS 40/4(d-7)]

"Package" means the packaging, together with its radioactive contents, as presented for transport.

"Packaging" means the assembly of components necessary to ensure compliance with the packaging requirements of 32 Ill. Adm. Code 341. It may consist of one or more receptacles, absorbent materials, spacing structures, thermal insulation, radiation shielding and devices for cooling or absorbing mechanical shocks. The vehicle, tie down system and auxiliary equipment may be designated as part of the packaging.

"Particle accelerator" means any machine capable of accelerating electrons, protons, deuterons or other charged particles in a vacuum and of discharging the resultant particulate or other radiation into a medium at energies usually in excess of 1 million electron volts (MeV). For purposes of this definition, "accelerator" is an equivalent term.

"Person" means any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, agency, political subdivision of this State, any other State or political subdivision or agency thereof, and any legal successor, representative, agent, or agency of the foregoing, other than the United States Nuclear Regulatory Commission, or any successor thereto, and other than federal government agencies licensed by the United States Nuclear Regulatory Commission, or any successor thereto. "Person" also includes a federal entity (and its contractors) if the federal entity agrees to be regulated by the State or as otherwise allowed under federal law. [420 ILCS 40/4(e)]

"Personnel monitoring equipment" (see "Individual monitoring devices").

"PET" means positron emission tomography.

"Pharmacist" means an individual licensed by the State pursuant to the Pharmacy Practice Act of 1987 [225 ILCS 85] to compound and dispense drugs, prescriptions, and poisons.

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"Physician" means an individual licensed to practice a treatment of human ailments by virtue of the Medical Practice Act of 1987 [225 ILCS 60], the Illinois Dental Practice Act [225 ILCS 25] or the Podiatric Medical Practice Act of 1987 [225 ILCS 100], who may use radiation for therapeutic, diagnostic or other medical purposes within the limits of the individual's licensure.

"Positron emission tomography radionuclide production facility" means a facility operating a particle accelerator for the purpose of producing PET radionuclides.

"Protective apron" means any apron made of radiation attenuating materials, at least 0.25 millimeter lead equivalent, that may be used to reduce exposure to radiation.

"Qualified engineering expert" means any person qualified under the Illinois Architecture Practice Act of 1989 [225 ILCS 305], the Structural Engineering Licensing Act of 1989 [225 ILCS 340] and/or any required combination thereof.

"Quality factor" or "Q" means the modifying factor (listed in Section 310.140, Tables 1 and 2 ~~of this Part~~) that is used to derive dose equivalent from absorbed dose.

"Quarterly" means at intervals not to exceed 3 months.

"Rad" means the special unit of absorbed dose. One rad is equal to an absorbed dose of 100 ergs per gram or 0.01 joule per kilogram (J/kg) (0.01 Gy).

"Radiation" or "ionizing radiation" means *gamma rays and x-rays, alpha and beta particles, high-speed electrons, neutrons, protons, and other nuclear particles, or electromagnetic radiations capable of producing ions directly or indirectly in their passage through matter; but does not include sound or radio waves, or visible infrared or ultraviolet light.* [420 ILCS 40/4(f)]

"Radiation area" means an area, accessible to individuals, in which radiation levels could result in an individual receiving a dose equivalent in excess of 0.05 mSv (0.005 rem) in 1 hour at 30 centimeters from the source of radiation or from any surface that the radiation penetrates.

"Radiation dose" (see "Dose").

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"Radiation emergency" means *the uncontrolled release of radioactive material from a radiation installation which poses a potential threat to the public health, welfare and safety.* [420 ILCS 40/4(f-5)]

"Radiation Installation" is *any location or facility where radiation machines are used or where radioactive material is produced, transported, stored, disposed or used for any purpose* [420 ILCS 40/4(g)], except where such radioactive materials or facility are subject to regulation by the NRC.

"Radiation machine" means *any device that produces radiation when in use* [420 ILCS 40/4(h)], except those that produce radiation only from radioactive materials.

"Radiation safety officer" means an individual who has the knowledge and responsibility to apply appropriate radiation protection regulations and has been assigned that responsibility by the licensee or registrant.

"Radioactive material" means *any solid, liquid, or gaseous substance which emits radiation spontaneously.* [420 ILCS 40/4(i)] It includes material defined as "byproduct material" in the Act.

"Radioactivity" means the disintegration (transformation) of unstable atomic nuclei by the emission of radiation.

"Radiobioassay" (see "Bioassay").

"Registrant" means any person who is registered with the Agency and is legally obligated to register with the Agency pursuant to the Radiation Protection Act of 1990 [420 ILCS 40] and 32 Ill. Adm. Code 320.10.

"Registration" means registration with the Agency in accordance with 32 Ill. Adm. Code 320.10.

"Regulations of the U.S. Department of Transportation" or "regulations of USDOT" means the regulations in 49 CFR 100-189, revised October 1, 2008~~as of October 1, 2004~~, exclusive of ~~any~~ subsequent amendments or editions.

"Rem" means the special unit of any of the quantities expressed as dose equivalent. The dose equivalent in rem is equal to the absorbed dose in rad

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multiplied by the quality factor (1 rem = 0.01 Sv).

"Research and development" means:

theoretical analysis, exploration, or experimentation; or

the extension of investigative findings and theories of a scientific or technical nature into practical application for experimental and demonstration purposes, including the experimental production and testing of models, devices, equipment, materials, and processes.

Research and development does not include the internal or external administration of radiation or radioactive material to human beings.

"Residual radioactivity" means radioactivity in structures, materials, soils, groundwater and other media at a site resulting from activities under the licensee's control. This includes radioactivity from all licensed and unlicensed sources used by the licensee, but excludes background radiation. It also includes radioactive materials remaining at the site as a result of routine or accidental releases of radioactive material at the site and previous burials at the site, even if those burials were made in accordance with the provisions of 32 Ill. Adm. Code 340 or the equivalent provisions of 10 CFR 20.

"Restricted area" means any area access to which is limited by the licensee or registrant for purposes of protecting individuals against undue risks from exposure to sources of radiation. Restricted area shall not include areas used for residential quarters, but separate rooms in a residential building may be set apart as a restricted area.

"Roentgen" means the special unit of exposure. One roentgen (R) equals 2.58×10^{-4} coulombs per kilogram (C/kg). (See "Exposure" and Section 310.140 ~~of this Part.~~)

"Sealed source" means any device containing radioactive material to be used as a source of radiation which has been constructed in such a manner as to prevent the escape of any radioactive material.

"Sealed source and device registry" means the national registry that contains all the registration certificates generated by the Agency, U.S. Nuclear Regulatory

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Commission or an Agreement State that summarize the radiation safety information for the sealed sources and devices and describe the licensing and use conditions approved for the product.

"Sensitometer" means a device that is used to test the setup and stability of film processing procedures and equipment by providing a standard pattern of light exposure of x-ray film.

"Shallow dose equivalent" or " H_s ", which applies to the external exposure of the skin or an extremity, means the dose equivalent at a tissue depth of 0.007 centimeter (7 milligrams per square centimeter).

"SI" means the abbreviation for the International System of Units.

"Sievert" or "Sv" means the SI unit of any of the quantities expressed as dose equivalent. The dose equivalent in sievert is equal to the absorbed dose in gray multiplied by the quality factor (1 Sv = 100 rem).

"Source material" means:

uranium or thorium, or any combination thereof, in any physical or chemical form; or

ores that contain by weight one-twentieth of one percent (0.05 percent) or more of uranium, thorium or any combination thereof.

Source material does not include special nuclear material.

"Source of radiation" means any radioactive material or any device or equipment emitting, or capable of producing, radiation.

"Special form radioactive material" means radioactive material that satisfies the following conditions:

It is either a single solid piece or is contained in a sealed capsule that can be opened only by destroying the capsule;

The piece or capsule has at least one dimension not less than 5 millimeters (0.197 inch); and

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It satisfies the test requirements specified in 10 CFR 71.75 and 71.77, published ~~at 73 Fed. Reg. 63572, October 24, 2008, January 26, 2004, with corrections published February 10, 2004,~~ exclusive of subsequent amendments or editions, except that special form radioactive material designed or constructed prior to July 1, 1985 need only meet the requirements of 10 CFR 71.75 and 71.77 in effect on June 30, 1983.

"Special nuclear material" means:

plutonium, uranium 233, uranium enriched in the isotope 233 or in the isotope 235 and any other material which the Agency declares by order to be special nuclear material after the United States Nuclear Regulatory Commission, or any successor thereto, has determined the material to be such, but does not include source material; or

any material artificially enriched by any of the foregoing, but does not include source material. [420 ILCS 40/4(1)]

"Special nuclear material in quantities not sufficient to form a critical mass" means uranium enriched in the isotope U-235 in quantities not exceeding 350 grams of contained U-235; U-233 in quantities not exceeding 200 grams; plutonium in quantities not exceeding 200 grams; or any combination of them, except source material, in accordance with the following formula: For each kind of special nuclear material, determine the ratio between the quantity of that special nuclear material and the quantity specified above for the same kind of special nuclear material. The sum of such ratios for all of the kinds of special nuclear material in combination shall not exceed one. For example, the following quantities in combination would not exceed the limitation and are within the formula:

$$\frac{175 (\text{grams contained U - 235})}{350} + \frac{50 (\text{grams U - 233})}{200} + \frac{50 (\text{grams Pu})}{200} = 1$$

"Survey" means an evaluation of the radiological conditions and potential hazards incident to the production, use, transfer, release, disposal, or presence of sources of radiation. Such an evaluation includes, but is not limited to, measurements or calculations of levels of radiation, or concentrations or quantities of radioactive material present.

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"Test" means the process of verifying compliance with an applicable regulation.

"Total effective dose equivalent" or "TEDE" means the sum of the deep dose equivalent for external exposures and the committed effective dose equivalent for internal exposures.

"Total organ dose equivalent" or "TODE" means the sum of the deep dose equivalent and the committed dose equivalent to the organ receiving the highest dose as described in 32 Ill. Adm. Code 340.1160(a)(6).

"Unrefined and unprocessed ore" means ore in its natural form prior to any processing, such as grinding, roasting, beneficiating or refining.

"Unrestricted area" means any area access to which is not controlled by the licensee or registrant for purposes of protection of individuals from exposure to radiation and radioactive material, and any area used for residential quarters.

AGENCY NOTE: Licensees or registrants may control access to certain areas for purposes other than radiation protection, but such action does not affect whether the areas are unrestricted areas as defined in this Part.

"Uranium fuel cycle" means the operations of milling of uranium ore, chemical conversion of uranium, isotopic enrichment of uranium, fabrication of uranium fuel, generation of electricity by a light-water-cooled nuclear power plant using uranium fuel and reprocessing of spent uranium fuel to the extent that these activities directly support the production of electrical power for public use. Uranium fuel cycle does not include mining operations, operations at waste disposal sites, transportation of radioactive material in support of these operations and the reuse of recovered non-uranium special nuclear and byproduct materials from the cycle.

"U.S. Department of Energy" means the agency created by the Department of Energy Organization Act (established by P.L. 95-91, 91 Stat. 565, 42 USC 7101 et seq.), to the extent that the Department of Energy, or its duly authorized representatives, exercises functions formerly vested in the U.S. Atomic Energy Commission, its Chairman, members, officers and components and transferred to the U.S. Energy Research and Development Administration and to the Administrator thereof pursuant to sections 104(b), (c) and (d) of the Energy

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Reorganization Act of 1974 (P.L. 93-438, 88 Stat. 1233 at 1237, 42 USC 5814) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (P.L. 95-91, 91 Stat. 565 at 577-578, 42 USC 7151).

"Very high radiation area" means an area, accessible to individuals, in which radiation levels from radiation sources external to the body could result in an individual receiving an absorbed dose in excess of 500 rads (5 grays) in 1 hour at 1 meter from a radiation source or 1 meter from any surface that the radiation penetrates.

AGENCY NOTE: For very high doses received at high dose rates, units of absorbed dose (e.g., gray and rad) are appropriate rather than units of dose equivalent (e.g., sievert and rem).

"Waste" means those low-level radioactive wastes containing source, special nuclear or byproduct material that are acceptable for disposal in a land disposal facility. For the purposes of this definition, low-level radioactive waste means radioactive waste not classified as high-level radioactive waste, transuranic waste, spent nuclear fuel, or byproduct material as defined in Section 4(a-5)(2) of the Act.

"Waste handling licensee" means a person licensed by ~~the NRC~~, the Agency, the U.S. Nuclear Regulatory Commission or an Agreement State ~~or a Licensing State~~ to receive radioactive wastes for storage or treatment, or both storage and treatment, prior to disposal as well as any person licensed to receive radioactive waste for disposal away from the point of generation.

"Week" means 7 consecutive days starting on Sunday.

"Whole body" means, for purposes of external exposure, head, trunk (including male gonads), arms above the elbow or legs above the knee.

"Worker" means any individual engaged in work under a license or registration issued by the Agency and controlled by a licensee or registrant, but does not include the licensee or registrant.

"Working level" or "WL" means any combination of short-lived radon daughters in 1 liter of air that will result in the ultimate emission of 1.3×10^5 MeV of potential alpha particle energy. The short-lived radon daughters are for radon-

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222: polonium-218, lead-214, bismuth-214 and polonium-214; and for radon-220: polonium-216, lead-212, bismuth-212 and polonium-212.

"Working level month" or "WLM" means an exposure to 1 working level (WL) for 170 hours. (2,000 working hours per year divided by 12 months per year is approximately equal to 170 hours per month.)

"Year" means the period of time beginning in January used to determine compliance with the provisions of 32 Ill. Adm. Code: Chapter II, Subchapters b and d. The licensee or registrant may change the starting date of the year used to determine compliance by the licensee or registrant provided that the decision to make the change is made not later than December 31 of the previous year. If a licensee or registrant changes a year, the licensee or registrant shall assure that no day is omitted or duplicated in consecutive years.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 310.40 Records

Each licensee and registrant shall maintain records showing the receipt, transfer, use, storage and disposal of all sources of radiation. Additional record requirements are specified elsewhere in 32 Ill. Adm. Code: Ch. II, Subchapters b and d. Each record required by this Part shall be legible throughout the specified retention period. The record shall be the original or a reproduced copy or a microform provided that the copy or microform is authenticated by authorized personnel. The microform shall be capable of producing a clear copy throughout the required retention period. Records may be stored in electronic media with the capability for producing legible, accurate and complete records during the required retention period. Records such as letters, drawings and specifications shall include all pertinent information such as stamps, initials and signatures. The licensee or registrant shall maintain adequate safeguards against tampering with and loss of records.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

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- 1) Heading of the Part: The Illinois Speech-Language Pathology and Audiology Practice Act
- 2) Code Citation: 68 Ill. Adm. Code 1465
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
1465.20	Amendment
1465.30	Amendment
1465.35	Amendment
1465.40	Amendment
1465.41	Amendment
1465.45	Amendment
1465.60	Amendment
1465.70	Amendment
1465.75	Amendment
1465.80	Amendment
1465.85	Amendment
1465.90	Amendment
1465.95	Amendment
- 4) Statutory Authority: Implementing the Illinois Speech-Language Pathology and Audiology Practice Act [225 ILCS 110] and authorized by Section 2105-15(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/2105-15(7)]
- 5) A complete description of the subjects and issues involved: This proposed rulemaking implements PA 96-1315 by reversing the required number of hours in a speech language pathology assistant program that must be completed in general education and technical content areas (Section 1465.20). The rest is primarily clean-up. In Section 1465.40, the obsolete grandfather language for speech language pathology assistants is being removed, while in Section 1465.41, criteria is being added for the renewal of a temporary license. Various non-substantive changes are also being made, including changing references throughout the entire Part from "Department" to "Division" to reflect the consolidation of agencies into the Department of Financial and Professional Regulation and the creation of the Division of Professional Regulation. Obsolete language is also being removed and other technical changes are being made.
- 6) Any published studies or reports, along with the sources of underlying data, used to compose this rulemaking: None

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- 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 has no impact on local governments.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:
- Craig Cellini, Rules Coordinator
Department of Financial and Professional Regulation
320 West Washington, 3rd Floor
Springfield, Illinois 62786
- 217/785-0813 Fax: 217/557-4451
- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities, and not-for-profit corporations affected: Those providing the services of speech-language pathologists.
- B) Reporting, bookkeeping, or other procedures required for compliance: None
- C) Types of professional skills necessary for compliance: Speech-language pathology skills are required.
- 14) Regulatory Agenda on which this rulemaking was summarized: July 2010

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

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF PROPOSED AMENDMENTS

TITLE 68: PROFESSIONS AND OCCUPATIONS

CHAPTER VII: DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1465

THE ILLINOIS SPEECH-LANGUAGE PATHOLOGY
AND AUDIOLOGY PRACTICE ACT

Section

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AUTHORITY: Implementing the Illinois Speech-Language Pathology and Audiology Practice Act [225 ILCS 110] and authorized by Section 2105-15(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/2105-15(7)].

SOURCE: Emergency rules adopted at 13 Ill. Reg. 1616, effective January 20, 1989, for a maximum of 150 days; emergency expired June 19, 1989; adopted at 13 Ill. Reg. 13882, effective August 22, 1989; amended at 18 Ill. Reg. 12794, effective August 4, 1994; amended at 19 Ill. Reg. 11477, effective July 28, 1995; emergency amendment at 21 Ill. Reg. 11785, effective August 7, 1997, for a maximum of 150 days; emergency expired January 3, 1998; amended at 22 Ill. Reg. 3879, effective February 5, 1998; amended at 22 Ill. Reg. 21978, effective December 1, 1998; amended at 27 Ill. Reg. 15530, effective September 19, 2003;

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amended at 28 Ill. Reg. 14437, effective October 20, 2004; amended at 35 Ill. Reg. _____, effective _____.

Section 1465.20 Approved Programs

- a) The Department of [Financial and Professional Regulation-Division of Professional Regulation](#) (~~Division~~~~the Department~~) shall approve a speech-language pathology or audiology program if it meets the following minimum criteria:
- 1) The institution is legally recognized and authorized by the jurisdiction in which it is located to confer the appropriate degree.
 - 2) The institution has a faculty that consists of a sufficient number of full-time instructors to ensure educational obligations to the student are fulfilled. The faculty must have demonstrated competence as evidenced by appropriate degrees in their areas of teaching from professional colleges or institutions.
 - 3) The program director must be trained and hold a master's or doctoral degree in speech-language pathology, in audiology or in speech and hearing science.
 - 4) The institution has an integrated curriculum plan that includes at least the following subject areas in professional education (60 semester hours required):
 - A) Basic Communication Processes
 - i) Anatomic and physiological bases
 - ii) Physical bases and processes of the production and perception of speech, language and hearing
 - iii) Linguistic and psycholinguistic variables related to normal development and use of speech, language and hearing
 - B) Speech-Language Pathology/Audiology

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- i) Speech and language disorders
 - ii) Audiology
 - iii) Auditory [and vestibular](#) pathology
 - iv) Auditory [and vestibular](#) habilitation/rehabilitation
- 5) The institution has a clinical practicum that provides [speech-language pathology](#) students with [375350](#) hours of clinical experience supervised by a licensed speech-language pathologist or [a minimum of 1500 hours clinical practicum supervised by an](#) audiologist or a person who is ASHA certified or certified in audiology by the American Board of Audiology. The experience shall take place in at least 2 clinical settings (i.e., academic program, school setting, medical facility, community clinics).
- b) The ~~Division~~[Department](#) shall approve a speech-language pathology assistant program if it meets the following minimum criteria:
- 1) The institution is legally recognized and authorized by the jurisdiction in which it is located to confer the appropriate degree.
 - 2) The institution has a faculty that consists of a sufficient number of full-time instructors to ensure educational obligations to the student are fulfilled. The faculty must have demonstrated competence as evidenced by appropriate degrees in their areas of teaching from professional colleges or institutions.
 - 3) The program director must be trained and hold a master's or doctoral degree in speech-language pathology, in audiology or in speech and hearing science.
 - 4) The institution has an integrated curriculum plan that includes at least the following:
 - A) [2436](#) semester credit hours or its equivalent in general education;
 - B) [3624](#) semester credit hours or its equivalent in the following technical content areas:

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- i) an overview of normal processes of communication as relates to hearing, speech and language;
 - ii) an overview of communication disorders as relates to hearing, speech and language;
 - iii) instruction in speech-language pathology assistant-level service delivery practices, including basic audiometric screening;
 - iv) instruction in workplace behaviors to minimally include ethics, standards of employee conduct and speech-language pathology assistant duty restrictions;
 - v) cultural and linguistic factors in communication;
 - vi) observation; and
- C) 100 hours of supervised field work experience supervised by a licensed speech-language pathologist at least 50% of the time when the student is engaged in contact with the patient or client.
- c) ~~In determining whether a speech-language pathology assistant program should be approved, the Department shall take into consideration, but not be bound by, accreditation or approval by the American Speech-Language-Hearing Association.~~ d) The ~~Division~~Department has determined that all speech-language pathology and audiology master's and doctoral degree programs accredited or approved by the Council on Academic Accreditation in Audiology and Speech-Language Pathology as of January 1, ~~2008~~2003 meet the minimum criteria set forth in this Section and are, therefore, approved.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.30 Professional Experience

To meet the requirements of professional experience for licensure as a speech-language pathologist or audiologist as set forth in Section (8)(f) of the Act, the applicant's experience:

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- a) Shall be an equivalent of 9 months of full-time, supervised professional experience:
 - 1) 30 hours or more per week over 9 months;
 - 2) 25-29 hours per week over 12 months;
 - 3) 20-24 hours per week over 15 months;
 - 4) 15-19 hours per week over 18 months;
 - 5) Less than 15 hours per week will not fulfill professional experience requirements;
- b) Shall include direct client contact in at least 36 supervised activities, including but not limited to assessment/diagnosis/evaluation, screening, habilitation/rehabilitation and activities related to client management as it pertains to the practice of speech-language pathology or audiology as defined in Section 3 of the Act;
 - 1) At least 18 of the 36 activities shall be on-site observations by the supervisor. One hour equals one on-site observation; no more than 6 hours can be accrued in one day.
 - 2) The other supervised activities may be accomplished through correspondence and include conferences, evaluation of written reports or evaluations by professional colleagues;
- c) Shall be part of an evaluation and therapy program located in a school, clinic, hospital, community hospital or other equivalent settings (e.g., nursing homes);
- d) Shall be supervised by a licensed speech-language pathologist or licensed audiologist. For persons who obtain supervised experience in states or territories of the United States where licensure is not required, the supervisor may be a person who holds certification from the American Speech-Language-Hearing Association or the American Board of Audiology. The supervisor shall be responsible for direct and personal contact, and for monitoring, improving, evaluating and documenting the performance of the individual who is under his/her supervision; and

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- e) Shall begin after completion of the course work and clinical practicum education to meet the requirements for the master's or doctoral degree. In lieu of meeting the requirements set forth in subsections (a) through (d), the ~~Division~~[Department](#) shall accept a Certificate of Clinical Competence from the American Speech-Language-Hearing Association or certification from the American Board of Audiology that the applicant has completed the Clinical Fellowship required for certification as a speech-language pathologist or audiologist.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.35 Supervision

- a) Pursuant to Section 3.5(a) of the Act, supervision of students in speech-language pathology and audiology programs means that the supervisor is on-site (but not necessarily in the same room as the student) whenever the student is performing practices normally done by a licensed speech-language pathologist or audiologist. Supervision of students requires that direct supervision must be done no less than 25% of the time for treatment and 25% of the time for diagnostics. The supervisor is directly responsible to the client for all actions of that student. For purposes of this Part, direct supervision means on site, in view of the supervisor. This Part does not apply to students in speech-language pathology assistant programs.
- b) If a person has completed the academic and practicum work for a master's or doctoral degree in speech-language pathology ~~or audiology~~ and the individual is in the process of completing the equivalent of 9 months of supervised professional experience for his/her initial license, or the individual has finished that experience and is waiting for his/her application for licensure to be processed, supervision shall meet the requirements set forth in Section 1465.30.
- c) Pursuant to Section 8.8 of the Act, a speech-language pathology assistant shall:
- 1) Practice only under the supervision of a licensed speech-language pathologist who has at least 2 years experience in addition to the supervised professional experience required under Section 8(f) of the Act. A speech-language pathologist who supervises a speech-language pathology assistant must have completed at least 10 clock hours of training in the supervision of speech-language pathology assistants.

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- A) The supervision training requirement shall be satisfied by completion of 10 hours of continuing education as defined in Section 1465.85(b).
- B) Documentation of prior supervisory experience may be submitted to the Board [of Speech-Language Pathology and Audiology \(Board\)](#) with a request for its acceptance in lieu of the supervision training requirement. The Board retains the discretion to approve or deny the request.
- 2) Be under the direct supervision of a licensed speech-language pathologist at least 30% of the speech-language pathology assistant's actual patient or client contact time per patient or client on a weekly basis during the first 90 days of initial employment as a speech-language pathology assistant. Thereafter, a speech-language pathology assistant must be under the direct supervision of a licensed speech-language pathologist at least 20% of the speech-language pathology assistant's actual patient or client contact time per patient or client on a weekly basis. Supervision of a speech-language pathology assistant beyond the minimum requirements of this subsection (c)(2) may be imposed at the discretion of the supervising speech-language pathologist. A supervising speech-language pathologist must be available to communicate with a speech-language pathology assistant whenever the assistant is in contact with a patient or client.
- A) A speech-language pathologist who supervises a speech-language pathology assistant must document direct supervision activities. At a minimum, supervision documentation must provide:
- i) information regarding the quality of the speech-language pathology assistant's performance of assigned duties; and
 - ii) verification that clinical activity is limited to duties specified in Section 8.7 of the Act.
- B) A full-time speech-language pathologist may supervise no more than 2 speech-language pathology assistants. A speech-language pathologist who does not work full-time may supervise no more than one speech-language pathology assistant.

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- 3) For purposes of this subsection (c), "direct supervision" means on-site, in-view observation and guidance by a speech-language pathologist while an assigned activity is performed by the speech-language pathology assistant.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.40 Application for Licensure

- a) Each applicant for a speech-language pathology or audiology license shall file an application with the Department of Financial and Professional Regulation-Division of Professional Regulation (Division), on forms provided by the Division. The application shall include:
- 1) Certification, on forms provided by the Division, of a master's or doctoral degree from a program approved by the Division in accordance with Section 1465.20(a);
 - 2) Passage of the PRAXIS examination set forth in Section 1465.50 or certification from the American Speech-Language-Hearing Association or from the American Board of Audiology pursuant to Section 8(e) of the Act. Exam scores shall be submitted directly to the Division from the testing service;
 - 3) Certification, on forms provided by the Division, of completion of the equivalent of 9 months of full-time supervised professional experience as set forth in Section 1465.30 of this Part;
 - 4) ~~A complete work history since completion of a master's or doctoral degree program; and 5)~~The required fee as set forth in Section 1465.75 of this Part.
- b) The Division, upon recommendation of the Board, will accept a Certificate of Clinical Competence in Speech-Language Pathology or Audiology awarded by the American Speech-Language-Hearing Association's Clinical Certification Board or certification in audiology from the American Board of Audiology, in lieu of the documents required in subsections (a)(2) and (3).
- c) Each applicant for a speech-language pathology assistant license shall file an

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application with the Division on forms provided by the Division. The application shall include:

- 1) Certification, on forms provided by the Division, of completion of an associate's degree from a speech-language pathology assistant program approved by the Division in accordance with Section 1465.20(b);
- 2) ~~A complete work history since completion of an associate's degree program; and~~ 3) The required fee as set forth in Section 1465.75 of this Part.
- d) ~~Until January 1, 2004, the Division, upon recommendation of the Board, will accept an application for license as a speech-language pathology assistant by a person holding a bachelor's degree in communication disorders who was employed to assist a speech-language pathologist on January 1, 2002. The application shall include:~~
 - 1) ~~Certification, on forms provided by the Division, of completion of a bachelor's degree in speech-language pathology.~~
 - 2) ~~A complete work history since completion of the bachelor's degree program.~~
 - 3) ~~Verification of employment as a bachelor's level speech-language pathology assistant on January 1, 2002.~~
 - 4) ~~The required fee as set forth in Section 1465.75 of this Part.~~

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.41 Temporary License

On or after ~~July 1, 2005~~ January 1, 2004, an applicant pursuing licensure as a speech language pathologist shall obtain a temporary license prior to beginning the supervised professional experience as specified in Section 1465.30. The application shall include:

- a) Certification, on forms provided by the Division, of a master's or doctoral degree from a program approved by the Division in accordance with Section 1465.20(a);

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- b) Passage of the PRAXIS examination set forth in Section 1465.50 or certification from the American Speech-Language-Hearing Association pursuant to Section 8(e) of the Act. Exam scores shall be submitted directly to the Division from the testing service;
- c) ~~A complete work history since completion of a master's or doctoral degree program;~~ d) Certification on forms provided by the Division demonstrating that a licensed speech-language pathologist has agreed to supervise the professional experience of the applicant; and
- ~~de)~~ The required fee set forth in Section 1465.75 of this Part.
- e) The temporary license may be renewed one time only for a 12 month period in the following situations:
- 1) Serving full-time in the Armed Forces;
 - 2) An incapacitating illness documented by a currently licensed physician; or
 - 3) Any other similar extenuating circumstances.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.45 Jurisdiction

Any individual who holds a speech-language pathology assistant license issued by the ~~Division~~ Department must abide by the Speech-Language Pathology and Audiology Practice Act and this Part regardless of employment setting.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.60 Endorsement

- a) An applicant for a license as a speech-language pathologist or audiologist who is licensed under the laws of another state or territory of the United States shall file an application with the Division, on forms provided by the Division, that includes:
- 1) Certification, on forms provided by the Division, of a master's or doctoral degree from a program approved by the Division in accordance with

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Section 1465.20;

- 2) Certification, on forms provided by the Division, of completion of the equivalent of 9 months of full-time supervised professional experience as set forth in Section 1465.30 of this Part;
 - 3) Proof of successful completion of the examination set forth in Section 1465.50 of this Part;
 - 4) The Division, upon recommendation of the Board, will accept a Certificate of Clinical Competence in Speech-Language Pathology or Audiology awarded by the American Speech-Language-Hearing Association's Clinical Certification Board or certification in audiology from the American Board of Audiology, in lieu of the documents required in subsections (a)(2) and (3);
 - 5) Certification, on forms provided by the Division, from the state or territory of the United States in which the applicant was originally licensed and any state in which the applicant is currently licensed, stating:
 - A) The time during which the applicant was licensed; and
 - B) Whether the file of the applicant contains any record of any disciplinary actions taken or pending;
 - 6) ~~A complete work history since completion of a master's or doctoral degree program; and 7)~~The required fee ~~as~~ set forth in Section 1465.75 of this Part.
- b) The Division may require additional information to determine if the requirements in the state or territory of original licensure were substantially equivalent to the requirements then in effect in Illinois at the time of original licensure or to determine whether the requirements of another state or territory together with education and professional experience qualifications of the applicant are substantially equivalent to the requirements in Illinois at the time of application. The Division, upon recommendation of the Board, shall determine substantial equivalency based on, but not limited to, certification in speech-language pathology or audiology from the American Speech-Language-Hearing Association or certification in audiology from the American Board of Audiology;

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education, training, and experience, including, but not limited to, whether he/she has achieved special honors or awards, has had articles published in professional journals, has written textbooks relating to speech-language-hearing; and any other attribute the Director of the Department of Financial and Professional Regulation-Division of Professional Regulation [with the authority delegated by the Secretary](#) (Director) accepts as evidence that the applicant has outstanding and proven ability in speech-language-hearing. The Division shall either issue a license by endorsement to the applicant or notify him/her of the reasons for the denial of the application.

- c) A person licensed as a speech-language pathologist or audiologist under the laws of another state, who has made application to the Division for a license to practice, may practice speech-language pathology or audiology without a license for 90 days from the date of application or until disposition of the license application by the Division, whichever is sooner. The person must hold a Certificate of Clinical Competence from the American Speech-Language-Hearing Association in speech-language pathology or audiology or, in the case of an audiologist, a certificate from the American Board of Audiology. In order to qualify under this subsection, there shall be no discipline or pending discipline against the applicant from the state or territory of the United States in which the applicant was originally licensed or any state in which the applicant is currently licensed.
- d) [Application](#)
- [1\)](#) An applicant for a license as a speech-language pathology assistant who is licensed under the laws of another state or territory of the United States shall file an application with the Division, on forms provided by the Division, that includes:
- [A1\)](#) Certification, on forms provided by the Division, of completion of an associate's degree from a speech-language pathology assistant program approved by the Division in accordance with Section 1465.20(b);
- [B2\)](#) ~~A complete work history since completion of an associate's degree program;~~³⁾The required fee set forth in Section 1465.75 of this Part; and

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- C4) Certification, on forms provided by the Division, from the state or territory of the United States in which the applicant was originally licensed and any state in which the applicant is currently licensed, stating:
- iA) The time during which the applicant was licensed; and
- iiB) Whether the file of the applicant contains any record of any disciplinary actions taken or pending.
- 2) The Division may require additional information to determine if the requirements in the state or territory of original licensure were substantially equivalent to the requirements then in effect in Illinois at the time of original licensure or to determine whether the requirements of another state or territory, together with education and professional experience qualifications of the applicant, are substantially equivalent to the requirements in Illinois at the time of application. The Division shall either issue a license by endorsement to the applicant or notify him/her of the reasons for the denial of the application.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.70 Renewal

- a) Every license issued under the Act shall expire on October 31 of odd numbered years. The holder of a license may renew the license during the month preceding the expiration date by paying the required fee. In order to renew a license, a speech-language pathology or audiology licensee will be required to complete 20 hours of continuing education in accordance with Section 1465.85. Beginning with the October 31, 2007 renewal, in order to renew a speech-language pathology assistant license, a licensee will be required to complete 10 hours of continuing education in accordance with Section 1465.85.
- b) It is the responsibility of each licensee to notify the ~~Division~~Department of any change of address. Failure to receive a renewal form from the ~~Division~~Department shall not constitute an excuse for failure to pay the renewal fee or to renew one's license.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

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Section 1465.75 Fees

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

a) Application Fees-

- 1) The fee for application for initial speech-language pathologist or audiologist license by examination is \$90. ~~In addition, applicants for any examination shall be required to pay, either to the Division or to the designated testing service, a fee covering the cost of determining an applicant's eligibility and providing the examination. Failure to appear for the examination on the scheduled date, at the time and place specified, after the applicant's application for examination has been received and acknowledged by the Division or the designated testing service, shall result in the forfeiture of the examination fee.~~
- 2) The fee for application as a speech-language pathology assistant is \$45.
- 3) The fee for application for a person licensed as a speech-language pathologist or audiologist under the laws of another state or territory of the United States or of a foreign country or province is \$100.
- 4) The fee for a temporary license as a speech-language pathologist is \$75.

b) Renewal Fees-

- 1) The fee for the renewal of a speech-language pathologist or audiologist license shall be calculated at the rate of \$50 per year. In addition to the renewal fee, an audiologist shall, at renewal, pay a Hearing Instrument Consumer Protection Fee of \$45 as provided in Section 14(b-5) of the Act.
- 2) The fee for the renewal of a speech-language pathology assistant license shall be calculated at the rate of \$25 per year.
- 3) The fee for the renewal of a temporary license as a speech-language pathologist shall be \$50.

c) General Fees-

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- 1) The fee for the restoration of a license other than from inactive status is ~~\$50~~\$20 plus payment of all lapsed renewal fees.
- 2) The fee for the issuance of a duplicate license, for the issuance of a replacement license, for a license that has been lost or destroyed or for the issuance of a license with a change of name or address other than during the renewal period is \$20. No fee is required for name and address changes on Division records when no duplicate license is issued.
- 3) The fee for a certification of a licensee's record for any purpose is \$20.
- 4) ~~The fee for rescoring an examination shall be the cost to the Division of rescoring the examination, plus any fees charged by the applicable testing service to have the examination rescored.~~ 5) The fee for a wall certificate showing licensure shall be the actual cost of producing the certificate.
- 56) The fee for a roster of persons licensed as speech-language pathologists or audiologists in this State shall be the actual cost of producing the roster.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.80 Restoration

- a) A person seeking restoration of a license that has expired for 5 years or less shall have the license restored upon payment of the fees pursuant to Section 1465.75 of this Part. In order to restore a speech-language pathology or audiology license, a licensee will be required to complete 20 hours of continuing education in accordance with Section 1465.85. In order to restore a speech-language pathology assistant license, a licensee will be required to complete 10 hours of continuing education in accordance with Section 1465.85.
- b) A person seeking restoration of a license that has been placed on inactive status for 5 years or less shall have the license restored upon payment of the fee pursuant to Section 1465.75 of this Part. In order to restore a speech-language pathology or audiology license, a licensee will be required to complete 20 hours of continuing education in accordance with Section 1465.85. In order to restore a speech-language pathology assistant license, a licensee will be required to complete 10 hours of continuing education in accordance with Section 1465.85.

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- c) A person seeking restoration of a speech-language pathology or audiology license after it has expired or been placed on inactive status for more than 5 years shall file an application, on forms supplied by the ~~Division~~[Department](#), together with the fee required by Section 1465.75 of this Part and be scheduled for an interview before the Board. In order to restore a license, a licensee will be required to complete 20 hours of continuing education in accordance with Section 1465.85. The person shall also submit either:
- 1) Sworn evidence of active practice in another United States jurisdiction. The evidence shall include a statement from the appropriate board or licensing authority in the other jurisdiction that the registrant was authorized to practice during the term of said active practice; or
 - 2) An affidavit attesting to military service as provided in Section 11(f) of the Act; or
 - 3) Proof of successful completion of the [PRAXIS-NESPA](#) examination in accordance with Section 1465.50 of this Part within one year prior to application for restoration of a speech-language pathology or audiology license.
- d) A person seeking restoration of a speech-language pathology assistant license after it has expired or been placed on inactive status for more than 5 years shall file an application, on forms supplied by the ~~Division~~[Department](#), together with the fee required by Section 1465.75 of this Part and be scheduled for an interview before the Board. In order to restore a license, a licensee will be required to complete 10 hours of continuing education in accordance with Section 1465.85. The person shall also submit either:
- 1) Sworn evidence of active employment as a speech-language pathology assistant in another United States jurisdiction. The evidence shall include a statement from the appropriate board or licensing authority in the other jurisdiction that the registrant was authorized to be employed during the term of active employment as a speech-language pathology assistant; or
 - 2) An affidavit attesting to military service as provided in Section 11(f) of the Act.

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- e) When the accuracy of any submitted documentation or the relevance or sufficiency of the course work or experience is questioned by the ~~Division~~~~Department~~ because of lack of information, discrepancies or conflicts in information given or a need for clarification, the person seeking restoration of a license shall be required to:
- 1) Provide information as may be necessary; and/or
 - 2) Appear for an interview before the Board to explain such relevance or sufficiency, clarify information or clear up any discrepancies or conflicts in information. Upon recommendation of the Board and approval by the ~~Division~~~~Department~~, an applicant shall have the license restored.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.85 Continuing Education

- a) Continuing Education Hours Requirements
- 1) ~~In Beginning with the October 31, 2001 renewal and every renewal thereafter, in~~ order to renew a speech-language pathology or audiology license, a licensee will be required to complete 20 hours of continuing education in accordance with this Section. ~~In Beginning with the October 31, 2007 renewal and every renewal thereafter, in~~ order to renew a speech-language pathology assistant license, a licensee will be required to complete 10 hours of continuing education in accordance with this Section.
 - 2) A prerenewal period is the 24 months preceding October 31 of each odd-numbered year.
 - 3) CE requirements shall be the same for licensed speech-language pathologists and licensed audiologists. Individuals who hold a license as a speech pathologist and as an audiologist will be required to complete 20 hours of continuing education for each license held. ~~An audiologist who has met the continuing education requirements of the Hearing Instrument Consumer Protection Act during the prerenewal period shall be deemed to have met the continuing education requirements for renewal of the audiologist license.~~

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- 4) One CE hour shall equal one clock hour of attendance. After completion of the initial CE hour, credit may be given in one-half hour increments.
 - 5) A renewal applicant shall not be required to comply with CE requirements for the first renewal of an Illinois license.
 - 6) Speech-language pathologists and audiologists licensed in Illinois but residing and practicing in other states shall comply with the CE requirements set forth in this Section.
- b) Approved Continuing Education (CE)
- 1) CE hours shall be earned by verified attendance (e.g., certificate of attendance or certificate of completion) at, or participation in, a program or course ("program") that is offered or sponsored by an approved continuing education sponsor who meets the requirements set forth in subsection (c), except for those activities provided in subsections (b)(2), (3) and (4).
 - 2) CE credits may be earned for completion of a [distance learning or correspondence](#) course that is offered by an approved sponsor who meets the requirements set forth in subsection (c). Each [distance learning or correspondence](#) course shall include an examination.
 - 3) CE credit may be earned through postgraduate training programs in speech-language pathology or audiology (e.g., extern, residency or fellowship programs) or completion of speech-language pathology or audiology related courses that are a part of the curriculum of a college, university or graduate school. Courses that are part of the curriculum of a university, college or other educational institution shall be allotted CE credit at the rate of 15 CE hours for each semester hour or 10 CE hours for each quarter hour of school credit awarded.
 - 4) CE credit may be earned for authoring papers, publications, dissertations or books and for preparing presentations and exhibits in the field of speech-language pathology and audiology. The preparation of each published paper, book chapter or professional presentation dealing with speech-language pathology or audiology may be claimed for a maximum

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of 5 hours of CE credit. A presentation must be before an audience of speech-language pathologists, audiologists or related professionals. Five credit hours may be claimed for only the first time the information is published or presented.

- c) Approved CE Sponsors and Programs
- 1) Sponsor, as used in this Section, shall mean:
 - A) American Speech-Language-Hearing Association and its affiliates;
 - B) American Academy of Audiology and its affiliates;
 - C) Illinois Speech-Language-Hearing Association and its affiliates.
 - D) Illinois Academy of Audiology and its affiliates;
 - E) Any other accredited college or university, State agency, or any other person, firm, or association that has been approved and authorized by the [Division](#)~~Department~~ in accordance with subsection (c)(2) to coordinate and present continuing education courses and programs in conjunction with this Section.
 - 2) An entity, not listed in subsection (c)(1), seeking approval as a CE sponsor shall submit an application, on forms supplied by the [Division](#)~~Department~~, along with a \$500 application fee. (State agencies, State colleges and State universities in Illinois shall be exempt from paying this fee.) The application shall include:
 - A) Certification:
 - i) That all programs offered by the sponsor for CE credit shall comply with the criteria in subsection (c)(3) and all other criteria in this Section;
 - ii) That the sponsor shall be responsible for verifying full-time continuous attendance at each program and shall provide a certificate of attendance as set forth in subsection (c)(9);

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- iii) That, upon request by the ~~Division~~Department, the sponsor shall submit evidence (e.g., certificate of attendance or course material) as is necessary to establish compliance with this Section. Evidence shall be required when the ~~Division~~Department has reason to believe that there is not full compliance with the statute and this Part and that this information is necessary to ensure compliance;
 - iv) That each sponsor shall submit to the ~~Division~~Department written notice of program offerings, including program offerings of subcontractors, 30 days prior to course dates. Notice shall include the description, location, date and time of the program to be offered;
- B) A copy of a sample program with faculty, course materials and syllabi.
- 3) All programs shall:
- A) Contribute to the advancement, extension and enhancement of the professional skills and scientific knowledge of the licensee in the practice of speech-language pathology or audiology;
 - B) Foster the enhancement of general or specialized speech-language pathology or audiology practice and values;
 - C) Be developed and presented by persons with education and/or experience in the subject matter of the program;
 - D) Specify the course objectives, course content and teaching methods to be used; and
 - E) Specify the number of CE hours that may be applied to fulfilling the Illinois CE requirements for license renewal.
- 4) Each CE program shall provide a mechanism for evaluation of the program and instructor by the participants. The evaluation may be completed on-site immediately following the program presentation or an evaluation questionnaire may be distributed to participants to be

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completed and returned by mail. The sponsor and the instructor, together, shall review the evaluation outcome and revise subsequent programs accordingly.

- 5) An approved sponsor may subcontract with individuals and organizations to provide approved programs. All advertising, promotional materials, and certificates of attendance must identify the approved sponsor. The presenter of the program may also be identified, but should be identified as a presenter. When an approved sponsor subcontracts with a presenter, the approved sponsor retains all responsibility for monitoring attendance, providing certificates of attendance and ensuring the program meets all of the criteria established by the Act and this Part, including the maintenance of records.
- 6) All programs given by approved sponsors shall be open to all licensed speech-language pathologists, licensed audiologists and licensed speech-language pathology assistants and not be limited to members of a single organization or group.
- 7) To maintain approval as a sponsor, each shall submit to the [DivisionDepartment](#) by October 31 of each odd-numbered year a renewal application, a \$250 fee and a list of courses and programs offered within the last 24 months. The list shall include a brief description, location, date and time of each course given by the sponsor and by any subcontractor.
- 8) Certification of Attendance. It shall be the responsibility of a sponsor to provide each participant in a program with a certificate of attendance or participation. The sponsor's certificate of attendance shall contain:
 - A) The name, address and license number, if applicable, of the sponsor;
 - B) The name and address of the participant;
 - C) A brief statement of the subject matter;
 - D) The number of hours attended in each program;
 - E) The date and place of the program; and

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- F) The signature of the sponsor.
- 9) The sponsor shall maintain attendance records for not less than 5 years.
- 10) The sponsor shall be responsible for assuring that no renewal applicant shall receive CE credit for time not actually spent attending the program.
- 11) Upon the failure of a sponsor to comply with any of the foregoing requirements, the ~~Division~~Department, after notice to the sponsor and hearing before and recommendation by the Board (see 68 Ill. Adm. Code 1110), shall thereafter refuse to accept for CE credit attendance at or participation in any of that sponsor's CE programs until such time as the ~~Division~~Department receives assurances of compliance with this Section.
- 12) Notwithstanding any other provision of this Section, the ~~Division~~Department or Board may evaluate any sponsor of any approved CE program at any time to ensure compliance with requirements of this Section.
- d) Certification of Compliance with CE Requirements
- 1) Each renewal applicant shall certify, on the renewal application, full compliance with the CE requirements set forth in subsections (a) and (b).
- 2) The ~~Division~~Department may require additional evidence demonstrating compliance with the CE requirements (e.g., certificate of attendance). This additional evidence shall be required in the context of the ~~Division's~~Department's random audit. It is the responsibility of each renewal applicant to retain or otherwise produce evidence of compliance.
- 3) When there appears to be a lack of compliance with CE requirements, an applicant shall be notified in writing and may request an interview with the Board. At that time the Board may recommend that steps be taken to begin formal disciplinary proceedings as required by Section 10-65 of the Illinois Administrative Procedure Act [5 ILCS 100/10-65].
- e) Continuing Education Earned in Other Jurisdictions

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- 1) If a licensee has earned CE hours offered in another jurisdiction not given by an approved sponsor for which the licensee will be claiming credit toward full compliance in Illinois, the applicant shall submit an individual program approval request form, along with a \$25 processing fee, prior to participation in the program or 90 days prior to expiration of the license. The Board shall review and recommend approval or disapproval of the program using the criteria set forth in subsection (c)(3) of this Section.
 - 2) If a licensee fails to submit an out of state CE approval form within the required time frame, late approval may be obtained by submitting the approval request form with the \$25 processing fee plus a \$10 per hour late fee not to exceed \$150. The Board shall review and recommend approval and disapproval of the program using the criteria set forth in subsection (c)(3) of this Section.
- f) Waiver of CE Requirements
- 1) Any renewal applicant seeking renewal of a license without having fully complied with these CE requirements shall file with the [DivisionDepartment](#) a renewal application along with the required fee set forth in Section 1465.75 of this Part, a statement setting forth the facts concerning non-compliance and request for waiver of the CE requirements on the basis of these facts. A request for waiver shall be made prior to the renewal date. If the [DivisionDepartment](#), upon the written recommendation of the Board, finds from the affidavit or any other evidence submitted that extreme hardship has been shown for granting a waiver, the [DivisionDepartment](#) shall waive enforcement of CE requirements for the renewal period for which the applicant has applied.
 - 2) Extreme hardship shall be determined on an individual basis by the Board and be defined as an inability to devote sufficient hours to fulfilling the CE requirements during the applicable prer renewal period because of:
 - A) Full-time service in the armed forces of the United States of America during a substantial part of the prer renewal period;
 - B) An incapacitating illness documented by a statement from a currently licensed physician;

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- C) Any other similar extenuating circumstances.
- 3) Any renewal applicant who, prior to the expiration date of the license, submits a request for a waiver, in whole or in part, pursuant to the provisions of this Section, shall be deemed to be in good standing until the final decision on the application is made by the ~~Division~~Department.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.90 Granting Variances

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

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 1465.95 Professional Conduct Standards

The ~~Division~~Department may suspend or revoke a license, refuse to issue or renew a license or take other disciplinary action based upon its finding of "unethical, unauthorized, or unprofessional conduct" within the meaning of Section 16 of the Act, which is interpreted to include, but is not limited to, the following acts or practices:

- a) Practicing, condoning, facilitating, or otherwise being involved in, any form of discrimination. The licensee should act to prevent and eliminate discrimination against any person or group on the basis of race, color, sex, sexual orientation, age, religion, national origin, marital status, political belief, mental or physical

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- handicap, or any other preference or personal characteristic, condition or status;
- b) Engaging in any action that violates or diminishes the civil or legal rights of clients;
 - c) Engaging in the sexual exploitation of clients, students or supervisees;
 - d) Engaging in or condoning sexual harassment, which is defined as unwelcome deliberate or repeated comments, gestures or physical contacts of a sexual nature;
 - e) Failing to offer all pertinent facts regarding services rendered to the client prior to administration of professional services. The purpose of informed consent is to insure a client's complete access to information pertaining to professional services. Examples include, but are not limited to, fees for services, length of treatment and utilization of consultants. The client's signature indicating receipt of pertinent information is strongly encouraged;
 - f) Failing to take appropriate steps to protect the privacy of a client and avoid unnecessary disclosures of confidential information;
 - g) Performing, or pretending to be able to perform, professional services beyond one's scope of practice and one's competency;
 - h) Failing to inform clients of the use of all experimental methods of treatment; safety precautions shall be adhered to by the licensee;
 - i) Failing to establish and maintain client records;
 - j) Deceptive, misleading or false representation. Licensees must assert and imply only credentials possessed and are responsible for correcting any misrepresentations of their credentials by others. Credentials include highest relevant degrees, accreditation of graduate programs, national voluntary certifications, government-issued certifications or licenses, professional membership, or any other credential that might indicate to the public specialized knowledge or expertise in speech-language pathology or audiology;
 - k) Submission of fraudulent claims for services to any person or entity including, but not limited to, health insurance companies or health service plans or third party payors;

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- l) Knowingly providing services to a client when the licensee's ability to practice is impaired. Causes of impairment may include, but are not limited to, the abuse of mood altering chemicals and physical or mental problems;
- m) Permitting a student or supervisee under his/her supervision or control to perform, or permitting the student or supervisee to hold himself or herself out as competent to perform, services beyond the trainee's, intern's, or assistant's level of education, training and/or experience;
- n) Allowing the student or supervisee to violate the rights of clients, permitting a trainee to violate confidentiality standards or failing to ensure that the client is informed that he/she is being treated by a student or supervisee;
- o) Failing to inform prospective research subjects or their authorized representative fully of potential serious after effects of the research or failing to remove the after effects as soon as the design of the research permits;
- p) The ~~Division~~Department hereby incorporates by reference the "Code of Ethics" of the American Speech-Language-Hearing Association (~~20102003~~), ~~2200 Research Boulevard~~10801 Rockville Pike, Rockville, Maryland ~~2085020852~~, and the "Code of Ethics" of the American Academy of Audiology (~~20092003~~), 11730 Plaza American Dr., Suite 300, Reston, Virginia 20190, with no later amendments or editions.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

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- 1) Heading of the Part: Medical Payment
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
140.462	Amendment
140.464	Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-13]
- 5) Complete Description of the Subjects and Issues Involved: These amendments provide that dental services may be offered at encounter rate clinics but billed separately from medical encounters. The rulemaking also establishes a payment of the lesser of \$85 per encounter or the clinic's historical annual cost per encounter as calculated for a federally qualified health center.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Action:</u>	<u>Illinois Register Citation:</u>
140.2	Amendment	34 Ill. Reg. 2646; February 19, 2010
140.10	Amendment	34 Ill. Reg. 2646; February 19, 2010
140.513	Amendment	34 Ill. Reg. 10643; July 30, 2010
140.438	Amendment	34 Ill. Reg. 10967; August 6, 2010
- 11) Statement of Statewide Policy Objective: This rulemaking does not affect units of local government.
- 12) Time, Place, and Manner in which Interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments

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concerning this proposed rulemaking. All comments must be in writing and should be addressed to:

Jeanette Badrov
General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue E., 3rd Floor
Springfield IL 62763-0002
217/782-1233

The Department requests the submission of written comments within 30 days after the publication of this Notice. The Department will consider all written comments it receives during the first notice period as required by Section 5-40 of the Illinois Administrative Procedure Act [5 ILCS 100/5-40].

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: 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 anticipated by the Department when the most recent regulatory agendas were published.

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

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TITLE 89: SOCIAL SERVICES

CHAPTER I: DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

SUBCHAPTER d: MEDICAL PROGRAMS

PART 140

MEDICAL PAYMENT

SUBPART A: GENERAL PROVISIONS

Section

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

SUBPART B: MEDICAL PROVIDER PARTICIPATION

Section

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

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

SUBPART C: PROVIDER ASSESSMENTS

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

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

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(Recodified)

140.398 Hearings (Recodified)

SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

Section

140.400	Payment to Practitioners
140.402	Copayments for Noninstitutional Medical Services
140.403	Telehealth Services
140.405	SeniorCare Pharmaceutical Benefit (Repealed)
140.410	Physicians' Services
140.411	Covered Services By Physicians
140.412	Services Not Covered By Physicians
140.413	Limitation on Physician Services
140.414	Requirements for Prescriptions and Dispensing of Pharmacy Items – Prescribers
140.416	Optometric Services and Materials
140.417	Limitations on Optometric Services
140.418	Department of Corrections Laboratory
140.420	Dental Services
140.421	Limitations on Dental Services
140.422	Requirements for Prescriptions and Dispensing Items of Pharmacy Items – Dentists (Repealed)
140.425	Podiatry Services
140.426	Limitations on Podiatry Services
140.427	Requirement for Prescriptions and Dispensing of Pharmacy Items – Podiatry (Repealed)
140.428	Chiropractic Services
140.429	Limitations on Chiropractic Services (Repealed)
140.430	Independent Clinical Laboratory Services
140.431	Services Not Covered by Independent Clinical Laboratories
140.432	Limitations on Independent Clinical Laboratory Services
140.433	Payment for Clinical Laboratory Services
140.434	Record Requirements for Independent Clinical Laboratories
140.435	Advanced Practice Nurse Services
140.436	Limitations on Advanced Practice Nurse Services
140.438	Imaging Centers
140.440	Pharmacy Services
140.441	Pharmacy Services Not Covered
140.442	Prior Approval of Prescriptions

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- 140.443 Filling of Prescriptions
- 140.444 Compounded Prescriptions
- 140.445 Legend Prescription Items (Not Compounded)
- 140.446 Over-the-Counter Items
- 140.447 Reimbursement
- 140.448 Returned Pharmacy Items
- 140.449 Payment of Pharmacy Items
- 140.450 Record Requirements for Pharmacies
- 140.451 Prospective Drug Review and Patient Counseling
- 140.452 Mental Health Services
- 140.453 Definitions
- 140.454 Types of Mental Health Services
- 140.455 Payment for Mental Health Services
- 140.456 Hearings
- 140.457 Therapy Services
- 140.458 Prior Approval for Therapy Services
- 140.459 Payment for Therapy Services
- 140.460 Clinic Services
- 140.461 Clinic Participation, Data and Certification Requirements
- 140.462 Covered Services in Clinics
- 140.463 Clinic Service Payment
- 140.464 Hospital-Based and Encounter Rate Clinic Payments
- 140.465 Speech and Hearing Clinics (Repealed)
- 140.466 Rural Health Clinics (Repealed)
- 140.467 Independent Clinics
- 140.469 Hospice
- 140.470 Eligible Home Health Providers
- 140.471 Description of Home Health Services
- 140.472 Types of Home Health Services
- 140.473 Prior Approval for Home Health Services
- 140.474 Payment for Home Health Services
- 140.475 Medical Equipment, Supplies, Prosthetic Devices and Orthotic Devices
- 140.476 Medical Equipment, Supplies, Prosthetic Devices and Orthotic Devices for Which Payment Will Not Be Made
- 140.477 Limitations on Equipment, Prosthetic Devices and Orthotic Devices
- 140.478 Prior Approval for Medical Equipment, Supplies, Prosthetic Devices and Orthotic Devices
- 140.479 Limitations, Medical Supplies
- 140.480 Equipment Rental Limitations

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140.481	Payment for Medical Equipment, Supplies, Prosthetic Devices and Hearing Aids
140.482	Family Planning Services
140.483	Limitations on Family Planning Services
140.484	Payment for Family Planning Services
140.485	Healthy Kids Program
140.486	Illinois Healthy Women
140.487	Healthy Kids Program Timeliness Standards
140.488	Periodicity Schedules, Immunizations and Diagnostic Laboratory Procedures
140.490	Medical Transportation
140.491	Limitations on Medical Transportation
140.492	Payment for Medical Transportation
140.493	Payment for Helicopter Transportation
140.494	Record Requirements for Medical Transportation Services
140.495	Psychological Services
140.496	Payment for Psychological Services
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140.498	Fingerprint-Based Criminal Background Checks

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140.502	Cessation of Payment at Federal Direction
140.503	Cessation of Payment for Improper Level of Care
140.504	Cessation of Payment Because of Termination of Facility
140.505	Informal Hearing Process for Denial of Payment for New ICF/MR
140.506	Provider Voluntary Withdrawal
140.507	Continuation of Provider Agreement
140.510	Determination of Need for Group Care
140.511	Long Term Care Services Covered By Department Payment
140.512	Utilization Control
140.513	Notification of Change in Resident Status
140.514	Certifications and Recertifications of Care (Repealed)
140.515	Management of Recipient Funds – Personal Allowance Funds
140.516	Recipient Management of Funds
140.517	Correspondent Management of Funds
140.518	Facility Management of Funds
140.519	Use or Accumulation of Funds
140.520	Management of Recipient Funds – Local Office Responsibility

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140.521	Room and Board Accounts
140.522	Reconciliation of Recipient Funds
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140.524	Cessation of Payment Due to Loss of License
140.525	Quality Incentive Program (QUIP) Payment Levels
140.526	County Contribution to Medicaid Reimbursement (Repealed)
140.527	Quality Incentive Survey (Repealed)
140.528	Payment of Quality Incentive (Repealed)
140.529	Reviews (Repealed)
140.530	Basis of Payment for Long Term Care Services
140.531	General Service Costs
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140.533	General Administration Costs
140.534	Ownership Costs
140.535	Costs for Interest, Taxes and Rent
140.536	Organization and Pre-Operating Costs
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140.541	Salaries Paid to Owners or Related Parties
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140.544	Access to Cost Reports (Repealed)
140.545	Penalty for Failure to File Cost Reports
140.550	Update of Operating Costs
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140.553	General Administrative Costs Updates
140.554	Component Inflation Index (Repealed)
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140.560	Components of the Base Rate Determination
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- 140.566 Out-of-State Placement
- 140.567 Level II Incentive Payments (Repealed)
- 140.568 Duration of Incentive Payments (Repealed)
- 140.569 Clients With Exceptional Care Needs
- 140.570 Capital Rate Component Determination
- 140.571 Capital Rate Calculation
- 140.572 Total Capital Rate
- 140.573 Other Capital Provisions
- 140.574 Capital Rates for Rented Facilities
- 140.575 Newly Constructed Facilities (Repealed)
- 140.576 Renovations (Repealed)
- 140.577 Capital Costs for Rented Facilities (Renumbered)
- 140.578 Property Taxes
- 140.579 Specialized Living Centers
- 140.580 Mandated Capital Improvements (Repealed)
- 140.581 Qualifying as Mandated Capital Improvement (Repealed)
- 140.582 Cost Adjustments
- 140.583 Campus Facilities
- 140.584 Illinois Municipal Retirement Fund (IMRF)
- 140.590 Audit and Record Requirements
- 140.642 Screening Assessment for Nursing Facility and Alternative Residential Settings and Services
- 140.643 In-Home Care Program
- 140.645 Home and Community Based Services Waivers for Medically Fragile, Technology Dependent, Disabled Persons Under Age 21 (Repealed)
- 140.646 Reimbursement for Developmental Training (DT) Services for Individuals With Developmental Disabilities Who Reside in Long Term Care (ICF and SNF) and Residential (ICF/MR) Facilities
- 140.647 Description of Developmental Training (DT) Services
- 140.648 Determination of the Amount of Reimbursement for Developmental Training (DT) Programs
- 140.649 Effective Dates of Reimbursement for Developmental Training (DT) Programs
- 140.650 Certification of Developmental Training (DT) Programs
- 140.651 Decertification of Day Programs
- 140.652 Terms of Assurances and Contracts
- 140.680 Effective Date Of Payment Rate
- 140.700 Discharge of Long Term Care Residents
- 140.830 Appeals of Rate Determinations
- 140.835 Determination of Cap on Payments for Long Term Care (Repealed)

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SUBPART F: FEDERAL CLAIMING FOR STATE AND
LOCAL GOVERNMENTAL ENTITIES

Section

140.850	Reimbursement of Administrative Expenditures
140.855	Administrative Claim Review and Reconsideration Procedure
140.860	County Owned or Operated Nursing Facilities (Repealed)
140.865	Sponsor Qualifications (Repealed)
140.870	Sponsor Responsibilities (Repealed)
140.875	Department Responsibilities (Repealed)
140.880	Provider Qualifications (Repealed)
140.885	Provider Responsibilities (Repealed)
140.890	Payment Methodology (Repealed)
140.895	Contract Monitoring (Repealed)
140.896	Reimbursement For Program Costs (Active Treatment) For Clients in Long Term Care Facilities For the Developmentally Disabled (Recodified)
140.900	Reimbursement For Nursing Costs For Geriatric Residents in Group Care Facilities (Recodified)
140.901	Functional Areas of Needs (Recodified)
140.902	Service Needs (Recodified)
140.903	Definitions (Recodified)
140.904	Times and Staff Levels (Repealed)
140.905	Statewide Rates (Repealed)
140.906	Reconsiderations (Recodified)
140.907	Midnight Census Report (Recodified)
140.908	Times and Staff Levels (Recodified)
140.909	Statewide Rates (Recodified)
140.910	Referrals (Recodified)
140.911	Basic Rehabilitation Aide Training Program (Recodified)
140.912	Interim Nursing Rates (Recodified)

SUBPART G: MATERNAL AND CHILD HEALTH PROGRAM

Section

140.920	General Description
140.922	Covered Services
140.924	Maternal and Child Health Provider Participation Requirements
140.926	Client Eligibility (Repealed)

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- 140.928 Client Enrollment and Program Components (Repealed)
140.930 Reimbursement
140.932 Payment Authorization for Referrals (Repealed)

SUBPART H: ILLINOIS COMPETITIVE ACCESS AND
REIMBURSEMENT EQUITY (ICARE) PROGRAM

Section

- 140.940 Illinois Competitive Access and Reimbursement Equity (ICARE) Program (Recodified)
140.942 Definition of Terms (Recodified)
140.944 Notification of Negotiations (Recodified)
140.946 Hospital Participation in ICARE Program Negotiations (Recodified)
140.948 Negotiation Procedures (Recodified)
140.950 Factors Considered in Awarding ICARE Contracts (Recodified)
140.952 Closing an ICARE Area (Recodified)
140.954 Administrative Review (Recodified)
140.956 Payments to Contracting Hospitals (Recodified)
140.958 Admitting and Clinical Privileges (Recodified)
140.960 Inpatient Hospital Care or Services by Non-Contracting Hospitals Eligible for Payment (Recodified)
140.962 Payment to Hospitals for Inpatient Services or Care not Provided under the ICARE Program (Recodified)
140.964 Contract Monitoring (Recodified)
140.966 Transfer of Recipients (Recodified)
140.968 Validity of Contracts (Recodified)
140.970 Termination of ICARE Contracts (Recodified)
140.972 Hospital Services Procurement Advisory Board (Recodified)
140.980 Elimination Of Aid To The Medically Indigent (AMI) Program (Emergency Expired)
140.982 Elimination Of Hospital Services For Persons Age Eighteen (18) And Older And Persons Married And Living With Spouse, Regardless Of Age (Emergency Expired)

SUBPART I: PRIMARY CARE CASE MANAGEMENT PROGRAM

Section

- 140.990 Primary Care Case Management Program
140.991 Primary Care Provider Participation Requirements

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140.992	Populations Eligible to Participate in the Primary Care Case Management Program
140.993	Care Management Fees
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140.996	Access to Health Care Services
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SUBPART J: ALTERNATE PAYEE PARTICIPATION

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140.1001	Registration Conditions for Alternate Payees
140.1002	Participation Requirements for Alternate Payees
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AUTHORITY: Implementing and authorized by Articles III, IV, V, VI and Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. III, IV, V, VI and 12-13].

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg.

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8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; preemptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; codified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; preemptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; preemptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; preemptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg.

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11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140.Table H and 140.Table I recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147.Table A and 147.Table B at 12 Ill. Reg. 6956; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; amended at 13 Ill. Reg. 7025, effective April 24, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections

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140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; emergency expired July 14, 1990; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 14184, effective August 16, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18057, effective October 22, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 18813, effective November 6, 1990; Notice of Corrections to Adopted Amendment at 15 Ill. Reg. 1174; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill. Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; amended at 15 Ill. Reg. 6220, effective April 18, 1991; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. 8264, effective May 23, 1991; amended at 15 Ill. Reg. 8972, effective June 17, 1991; amended at 15 Ill. Reg. 10114, effective June 21, 1991; amended at 15 Ill. Reg. 10468, effective July 1, 1991; amended at 15 Ill. Reg. 11176, effective August 1, 1991; emergency amendment at 15 Ill. Reg. 11515, effective July 25, 1991, for a maximum of 150 days; emergency expired December 22, 1991; emergency amendment at 15 Ill. Reg. 12919, effective August 15, 1991, for a maximum of 150 days; emergency expired January 12, 1992; emergency amendment at 15 Ill. Reg. 16366, effective October 22, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 17318, effective November 18, 1991; amended at 15 Ill. Reg.

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17733, effective November 22, 1991; emergency amendment at 16 Ill. Reg. 300, effective December 20, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 174, effective December 24, 1991; amended at 16 Ill. Reg. 1877, effective January 24, 1992; amended at 16 Ill. Reg. 3552, effective February 28, 1992; amended at 16 Ill. Reg. 4006, effective March 6, 1992; amended at 16 Ill. Reg. 6408, effective March 20, 1992; expedited correction at 16 Ill. Reg. 11348, effective March 20, 1992; amended at 16 Ill. Reg. 6849, effective April 7, 1992; amended at 16 Ill. Reg. 7017, effective April 17, 1992; amended at 16 Ill. Reg. 10050, effective June 5, 1992; amended at 16 Ill. Reg. 11174, effective June 26, 1992; emergency amendment at 16 Ill. Reg. 11947, effective July 10, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 12186, effective July 24, 1992; emergency amendment at 16 Ill. Reg. 13337, effective August 14, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 15109, effective September 21, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 15561, effective September 30, 1992; amended at 16 Ill. Reg. 17302, effective November 2, 1992; emergency amendment at 16 Ill. Reg. 18097, effective November 17, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 19146, effective December 1, 1992; expedited correction at 17 Ill. Reg. 7078, effective December 1, 1992; amended at 16 Ill. Reg. 19879, effective December 7, 1992; amended at 17 Ill. Reg. 837, effective January 11, 1993; amended at 17 Ill. Reg. 1112, effective January 15, 1993; amended at 17 Ill. Reg. 2290, effective February 15, 1993; amended at 17 Ill. Reg. 2951, effective February 17, 1993; amended at 17 Ill. Reg. 3421, effective February 19, 1993; amended at 17 Ill. Reg. 6196, effective April 5, 1993; amended at 17 Ill. Reg. 6839, effective April 21, 1993; amended at 17 Ill. Reg. 7004, effective May 17, 1993; emergency amendment at 17 Ill. Reg. 11201, effective July 1, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 15162, effective September 2, 1993, for a maximum of 150 days; emergency amendment suspended at 17 Ill. Reg. 18902, effective October 12, 1993; emergency amendment at 17 Ill. Reg. 18152, effective October 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 18571, effective October 8, 1993; emergency amendment at 17 Ill. Reg. 18611, effective October 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 20999, effective November 24, 1993; emergency amendment repealed at 17 Ill. Reg. 22583, effective December 20, 1993; amended at 18 Ill. Reg. 3620, effective February 28, 1994; amended at 18 Ill. Reg. 4250, effective March 4, 1994; amended at 18 Ill. Reg. 5951, effective April 1, 1994; emergency amendment at 18 Ill. Reg. 10922, effective July 1, 1994, for a maximum of 150 days; emergency amendment suspended at 18 Ill. Reg. 17286, effective November 15, 1994; emergency amendment repealed at 19 Ill. Reg. 5839, effective April 4, 1995; amended at 18 Ill. Reg. 11244, effective July 1, 1994; amended at 18 Ill. Reg. 14126, effective August 29, 1994; amended at 18 Ill. Reg. 16675, effective November 1, 1994; amended at 18 Ill. Reg. 18059, effective December 19, 1994; amended at 19 Ill. Reg. 1082, effective January 20, 1995; amended at 19 Ill. Reg. 2933, effective March 1, 1995; emergency amendment at 19 Ill. Reg. 3529, effective March 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 5663, effective April 1, 1995; amended at 19 Ill. Reg. 7919, effective June 5, 1995; emergency amendment at 19 Ill. Reg. 8455,

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effective June 9, 1995, for a maximum of 150 days; emergency amendment at 19 Ill. Reg. 9297, effective July 1, 1995, for a maximum of 150 days; emergency amendment at 19 Ill. Reg. 10252, effective July 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 13019, effective September 5, 1995; amended at 19 Ill. Reg. 14440, effective September 29, 1995; emergency amendment at 19 Ill. Reg. 14833, effective October 6, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 15441, effective October 26, 1995; amended at 19 Ill. Reg. 15692, effective November 6, 1995; amended at 19 Ill. Reg. 16677, effective November 28, 1995; amended at 20 Ill. Reg. 1210, effective December 29, 1995; amended at 20 Ill. Reg. 4345, effective March 4, 1996; amended at 20 Ill. Reg. 5858, effective April 5, 1996; amended at 20 Ill. Reg. 6929, effective May 6, 1996; amended at 20 Ill. Reg. 7922, effective May 31, 1996; amended at 20 Ill. Reg. 9081, effective June 28, 1996; emergency amendment at 20 Ill. Reg. 9312, effective July 1, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 11332, effective August 1, 1996; amended at 20 Ill. Reg. 14845, effective October 31, 1996; emergency amendment at 21 Ill. Reg. 705, effective December 31, 1996, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 3734, effective March 5, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 4777, effective April 2, 1997; amended at 21 Ill. Reg. 6899, effective May 23, 1997; amended at 21 Ill. Reg. 9763, effective July 15, 1997; amended at 21 Ill. Reg. 11569, effective August 1, 1997; emergency amendment at 21 Ill. Reg. 13857, effective October 1, 1997, for a maximum of 150 days; amended at 22 Ill. Reg. 1416, effective December 29, 1997; amended at 22 Ill. Reg. 4412, effective February 27, 1998; amended at 22 Ill. Reg. 7024, effective April 1, 1998; amended at 22 Ill. Reg. 10606, effective June 1, 1998; emergency amendment at 22 Ill. Reg. 13117, effective July 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 16302, effective August 28, 1998; amended at 22 Ill. Reg. 18979, effective September 30, 1998; amended at 22 Ill. Reg. 19898, effective October 30, 1998; emergency amendment at 22 Ill. Reg. 22108, effective December 1, 1998, for a maximum of 150 days; emergency expired April 29, 1999; amended at 23 Ill. Reg. 5796, effective April 30, 1999; amended at 23 Ill. Reg. 7122, effective June 1, 1999; emergency amendment at 23 Ill. Reg. 8236, effective July 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 9874, effective August 3, 1999; amended at 23 Ill. Reg. 12697, effective October 1, 1999; amended at 23 Ill. Reg. 13646, effective November 1, 1999; amended at 23 Ill. Reg. 14567, effective December 1, 1999; amended at 24 Ill. Reg. 661, effective January 3, 2000; amended at 24 Ill. Reg. 10277, effective July 1, 2000; emergency amendment at 24 Ill. Reg. 10436, effective July 1, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 15086, effective October 1, 2000; amended at 24 Ill. Reg. 18320, effective December 1, 2000; emergency amendment at 24 Ill. Reg. 19344, effective December 15, 2000, for a maximum of 150 days; amended at 25 Ill. Reg. 3897, effective March 1, 2001; amended at 25 Ill. Reg. 6665, effective May 11, 2001; amended at 25 Ill. Reg. 8793, effective July 1, 2001; emergency amendment at 25 Ill. Reg. 8850, effective July 1, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 11880, effective September 1, 2001; amended at 25 Ill. Reg. 12820, effective October 8, 2001; amended at 25 Ill. Reg. 14957,

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effective November 1, 2001; emergency amendment at 25 Ill. Reg. 16127, effective November 28, 2001, for a maximum of 150 days; emergency amendment at 25 Ill. Reg. 16292, effective December 3, 2001, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 514, effective January 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 663, effective January 7, 2002; amended at 26 Ill. Reg. 4781, effective March 15, 2002; emergency amendment at 26 Ill. Reg. 5984, effective April 15, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 7285, effective April 29, 2002; emergency amendment at 26 Ill. Reg. 8594, effective June 1, 2002, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 11259, effective July 1, 2002, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 12461, effective July 29, 2002, for a maximum of 150 days; emergency amendment repealed at 26 Ill. Reg. 16593, effective October 22, 2002; emergency amendment at 26 Ill. Reg. 12772, effective August 12, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 13641, effective September 3, 2002; amended at 26 Ill. Reg. 14789, effective September 26, 2002; emergency amendment at 26 Ill. Reg. 15076, effective October 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 16303, effective October 25, 2002; amended at 26 Ill. Reg. 17751, effective November 27, 2002; amended at 27 Ill. Reg. 768, effective January 3, 2003; amended at 27 Ill. Reg. 3041, effective February 10, 2003; amended at 27 Ill. Reg. 4364, effective February 24, 2003; amended at 27 Ill. Reg. 7823, effective May 1, 2003; amended at 27 Ill. Reg. 9157, effective June 2, 2003; emergency amendment at 27 Ill. Reg. 10813, effective July 1, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 13784, effective August 1, 2003; amended at 27 Ill. Reg. 14799, effective September 5, 2003; emergency amendment at 27 Ill. Reg. 15584, effective September 20, 2003, for a maximum of 150 days; emergency amendment at 27 Ill. Reg. 16161, effective October 1, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 18629, effective November 26, 2003; amended at 28 Ill. Reg. 2744, effective February 1, 2004; amended at 28 Ill. Reg. 4958, effective March 3, 2004; emergency amendment at 28 Ill. Reg. 6622, effective April 19, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 7081, effective May 3, 2004; emergency amendment at 28 Ill. Reg. 8108, effective June 1, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 9640, effective July 1, 2004; emergency amendment at 28 Ill. Reg. 10135, effective July 1, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 11161, effective August 1, 2004; emergency amendment at 28 Ill. Reg. 12198, effective August 11, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 13775, effective October 1, 2004; amended at 28 Ill. Reg. 14804, effective October 27, 2004; amended at 28 Ill. Reg. 15513, effective November 24, 2004; amended at 29 Ill. Reg. 831, effective January 1, 2005; amended at 29 Ill. Reg. 6945, effective May 1, 2005; emergency amendment at 29 Ill. Reg. 8509, effective June 1, 2005, for a maximum of 150 days; emergency amendment at 29 Ill. Reg. 12534, effective August 1, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 14957, effective September 30, 2005; emergency amendment at 29 Ill. Reg. 15064, effective October 1, 2005, for a maximum of 150 days; emergency amendment repealed by emergency rulemaking at 29 Ill. Reg. 15985, effective October 5, 2005, for the remainder of the maximum 150 days; emergency

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amendment at 29 Ill. Reg. 15610, effective October 1, 2005, for a maximum of 150 days; emergency amendment at 29 Ill. Reg. 16515, effective October 5, 2005, for a maximum of 150 days; amended at 30 Ill. Reg. 349, effective December 28, 2005; emergency amendment at 30 Ill. Reg. 573, effective January 1, 2006, for a maximum of 150 days; amended at 30 Ill. Reg. 796, effective January 1, 2006; amended at 30 Ill. Reg. 2802, effective February 24, 2006; amended at 30 Ill. Reg. 10370, effective May 26, 2006; emergency amendment at 30 Ill. Reg. 12376, effective July 1, 2006, for a maximum of 150 days; emergency amendment at 30 Ill. Reg. 13909, effective August 2, 2006, for a maximum of 150 days; amended at 30 Ill. Reg. 14280, effective August 18, 2006; expedited correction at 31 Ill. Reg. 1745, effective August 18, 2006; emergency amendment at 30 Ill. Reg. 17970, effective November 1, 2006, for a maximum of 150 days; amended at 30 Ill. Reg. 18648, effective November 27, 2006; emergency amendment at 30 Ill. Reg. 19400, effective December 1, 2006, for a maximum of 150 days; amended at 31 Ill. Reg. 388, effective December 29, 2006; emergency amendment at 31 Ill. Reg. 1580, effective January 1, 2007, for a maximum of 150 days; amended at 31 Ill. Reg. 2413, effective January 19, 2007; amended at 31 Ill. Reg. 5561, effective March 30, 2007; amended at 31 Ill. Reg. 6930, effective April 29, 2007; amended at 31 Ill. Reg. 8485, effective May 30, 2007; emergency amendment at 31 Ill. Reg. 10115, effective June 30, 2007, for a maximum of 150 days; amended at 31 Ill. Reg. 14749, effective October 22, 2007; emergency amendment at 32 Ill. Reg. 383, effective January 1, 2008, for a maximum of 150 days; peremptory amendment at 32 Ill. Reg. 6743, effective April 1, 2008; peremptory amendment suspended at 32 Ill. Reg. 8449, effective May 21, 2008; suspension withdrawn by the Joint Committee on Administrative Rules at 32 Ill. Reg. 18323, effective November 12, 2008; peremptory amendment repealed by emergency rulemaking at 32 Ill. Reg. 18422, effective November 12, 2008, for a maximum of 150 days; emergency expired April 10, 2009; peremptory amendment repealed at 33 Ill. Reg. 6667, effective April 29, 2009; amended at 32 Ill. Reg. 7727, effective May 5, 2008; emergency amendment at 32 Ill. Reg. 10480, effective July 1, 2008, for a maximum of 150 days; emergency expired November 27, 2008; amended at 32 Ill. Reg. 17133, effective October 15, 2008; amended at 33 Ill. Reg. 209, effective December 29, 2008; amended at 33 Ill. Reg. 9048, effective June 15, 2009; emergency amendment at 33 Ill. Reg. 10800, effective June 30, 2009, for a maximum of 150 days; amended at 33 Ill. Reg. 11287, effective July 14, 2009; amended at 33 Ill. Reg. 11938, effective August 17, 2009; amended at 33 Ill. Reg. 12227, effective October 1, 2009; emergency amendment at 33 Ill. Reg. 14324, effective October 1, 2009, for a maximum of 150 days; emergency expired February 27, 2010; amended at 33 Ill. Reg. 16573, effective November 16, 2009; amended at 34 Ill. Reg. 516, effective January 1, 2010; amended at 34 Ill. Reg. 903, effective January 29, 2010; amended at 34 Ill. Reg. 3761, effective March 14, 2010; amended at 34 Ill. Reg. 5215, effective March 25, 2010; amended at 35 Ill. Reg. _____, effective _____.

SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

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Section 140.462 Covered Services in Clinics

Payment shall be made to clinics for the following types of services when provided by, or under the direction of, a physician:

- a) Hospital-Based Organized Clinics
 - 1) With respect to those hospital-based organized clinics that qualify as Maternal and Child Health clinics, as described in Section 140.461(f)(1), covered services are those described in subsection (e), as appropriate.
 - 2) With respect to all other hospital-based organized clinics, covered services are those described in 89 Ill. Adm. Code 148.
- b) Encounter Rate Clinics
 - 1) With respect to those encounter rate clinics that qualify as Maternal and Child Health providers, as described in Section 140.924(a)(2)(B), covered services are those described in Section 140.922.
 - 2) With respect to all other encounter rate clinics, covered services are medical services ~~that~~ which provide for the continuous health care needs of persons who elect to use this type of service, including dental services that will be billed as separate encounters for dates of service on or after January 1, 2011.
- c) Rural Health Clinics

Those core services for which the clinic or center may bill an encounter as described in 42 CFR 440.90 (2000) are as follows:

 - 1) Physician's Services, including covered services of nurse practitioners, nurse midwives and physician-supervised physician assistants.
 - 2) Other services for which a separate encounter may be billed include dentist and behavioral health services as defined in Section 140.463(a).
 - 3) Medically-necessary services and supplies furnished by or under the

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direction of a physician or dentist within the scope of licensed practice that have been included in the cost report but neither fee-for-service nor encounter billings may be billed. Some examples of these services include:

- A) medical case management;
 - B) laboratory services;
 - C) occupational therapy;
 - D) patient transportation;
 - E) pharmacy services;
 - F) physical therapy;
 - G) podiatric services;
 - H) speech and hearing services;
 - I) x-ray services;
 - J) health education;
 - K) nutrition services;
 - L) optometric services.
- 4) A rural health clinic (RHC) that adds behavioral health services or dental services on or after October 1, 2001, must notify the Department in writing. These services are to be billed as an encounter with a procedure code that appropriately identifies the service provided.
- 5) Any service that is no longer provided on or after October 1, 2001, or any new service added on or after October 1, 2001, must be communicated to the Department in writing prior to billing for the services.
- 6) Effective January 1, 2001, the Medicare, Medicaid and SCHIP Benefits

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Improvement and Protection Act (BIPA) precludes fee-for-service billings for any RHC services.

- d) Federally Qualified Health Centers
Those core services for which the clinic or center may bill an encounter as described in 42 CFR 440.90 (2000) are as follows:
- 1) Physician's services, including covered services of nurse midwives, nurse practitioners and physician-supervised physician assistants.
 - 2) Other services for which separate encounters may be billed include dentists and behavioral health services as defined in Section 140.463(a).
 - 3) Medically-necessary services and supplies furnished by or under the direction of a physician or dentist within the scope of licensed practice have been included in the cost report but neither fee-for-service nor encounter billings may be billed. Some examples of these services include:
 - A) medical case management;
 - B) laboratory services;
 - C) occupational therapy;
 - D) patient transportation;
 - E) pharmacy services;
 - F) physical therapy;
 - G) podiatric services;
 - H) optometric services;
 - I) speech and hearing services;
 - J) x-ray services;

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- K) health education;
 - L) nutrition services.
- 4) A federally qualified health center (FQHC) that adds behavioral health services or dental services on or after October 1, 2001, must notify the Department in writing. These services are to be billed as an encounter with a procedure code that appropriately identifies the service.
- 5) Any service that is no longer provided on or after October 1, 2001, or any new service added on or after October 1, 2001, must be communicated to the Department in writing.
- 6) Effective January 1, 2001, the Medicare, Medicaid and SCHIP Benefits Improvement and Protection Act (BIPA) precludes fee-for-service billings for any FQHC services provided.
- e) Maternal and Child Health Clinics
Payment shall be made to the Maternal and Child Health clinics identified in Section 140.461(f)(1) for the following services when provided by, or under the direction of, a physician:
- 1) In the case of clinics described in Section 140.461(f)(1)(A) and (f)(1)(B), primary care services delivered by the clinic, which must include, but are not necessarily limited to:
 - A) Early, periodic, screening, diagnostic, and treatment (EPSDT) services as defined in Section 140.485;
 - B) Childhood risk assessments to determine potential need for mental health and substance abuse assessment and/or treatment;
 - C) Regular immunizations for the prevention of childhood diseases;
 - D) Follow-up ambulatory medical care deemed necessary, recommended, or prescribed by a physician as a result of an EPSDT screening;
 - E) Routine prenatal care, including risk assessment, for pregnant

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women; and

- F) Specialty care as medically needed.
- 2) In the case of clinics described in Section 140.461(f)(1)(C), primary care and specialty services delivered by the clinic, which must include, but are not necessarily limited to:
- A) Prenatal care, including risk assessment (one risk assessment per pregnancy);
 - B) All ambulatory treatment services deemed medically necessary, recommended, or prescribed by a physician as the result of the assessment; and
 - C) Services to pregnant women with diagnosed substance abuse or addiction problems.
- 3) In the case of clinics described in Section 140.461(f)(1)(D):
- A) Comprehensive medical and referral services.
 - B) Primary care services, which must include, but are not necessarily limited to:
 - i) early, periodic, screening, diagnostic, and treatment (EPSDT) services as defined in Section 140.485;
 - ii) regular immunizations for the prevention of childhood diseases; and
 - iii) follow-up ambulatory medical care deemed necessary, recommended, or prescribed by a physician as the result of an EPSDT screening.
 - C) Pediatric specialty services, which must include, at a minimum, necessary treatment for:
 - i) asthma,

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- ii) congenital heart disease,
 - iii) diabetes, and
 - iv) sickle cell anemia.
- D) Ambulatory treatment for other medical conditions as specified in the center's certificate application and as approved by the Department.
- f) School Based/Linked Health Clinics (Centers)
Covered services are the following services, when delivered in a school based/linked health center setting as described in Section 140.461(g):
- 1) Basic medical services: well child or adolescent exams, consisting of a comprehensive health history, complete physical assessment, screening procedures and age appropriate anticipatory guidance; immunizations; EPSDT services; diagnosis and treatment of acute illness and injury; basic laboratory tests; prescriptions and dispensing of commonly used medications for identified health conditions, in accordance with Medical Practice and Pharmacy Practice Acts; and acute management and on-going monitoring of chronic conditions, such as asthma, diabetes and seizure disorders.
 - 2) Reproductive health services: gynecological exams; diagnosis and treatment of sexually transmitted diseases; family planning; prescribing and dispensing of birth control or referral for birth control services; pregnancy testing; treatment or referral for prenatal and postpartum care; and cancer screening.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 140.464 Hospital-Based and Encounter Rate Clinic Payments

- a) Hospital-Based Organized Clinics
 - 1) With respect to those hospital-based organized clinics, as described at Section 140.461(a), that qualify as Maternal and Child Health clinics, as

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described in Section 140.461(f)(1), payment shall be in accordance with Section 140.930.

- 2) With respect to all other hospital-based organized clinics, payment shall be in accordance with 89 Ill. Adm. Code 148.140.

b) Encounter Rate Clinics

- 1) For encounter rate clinics, as described at Section 140.461(b), providing comprehensive health care for infants and women, including but not limited to prenatal and postnatal care, payment shall be made at the lesser of:

- A) \$90 per encounter; or
B) The clinic's charge to the general public.

- 2) For encounter rate clinics, as described at Section 140.461(b), providing dental services, payment shall be made at the lesser of:

- A) \$85 per encounter; or
B) The clinic's historical annual cost per encounter as calculated for a Federally Qualified Health Center (FQHC) in accordance with Section 140.463(b)(3)(B).

- 3)2) For all other encounter rate clinics, payment shall be made at the lesser of:

- A) The clinic's approved all inclusive interim per encounter rate as of May 1, 1981; or
B) \$50 per encounter; or
C) The clinic's charge to the general public.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

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- 1) Heading of the Part: Sport Fishing Regulations for the Waters of Illinois
- 2) Code Citation: 17 Ill. Adm. Code 810
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
810.5	New Section
810.20	Amendment
810.37	Amendment
810.45	Amendment
810.70	Amendment
810.80	Amendment
810.90	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5 of the Fish and Aquatic Life Code [515 ILCS 5/1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5]
- 5) A Complete Description of the Subjects and Issues Involved: This Part is being amended to: add a Section containing definitions; amend snagging regulations by removing the closed fishing season on Pools 12 and 13, Mississippi River, to be consistent with Iowa's regulations, update definitions for site specific sport fishing regulations that apply to site specific water areas in Section 810.45; update the list of specific sites and the regulations that apply to those sites; update the free fishing dates for 2011; update emergency protective regulations by adding additional language specifying conditions for closure and by adding language to clarify methods for public notification of closure; and update fishing tournament permit information to clarify language pertaining to eligible waters, events, application requirements and participation requirements.
- 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

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- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking does not affect units of local government.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments on the proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice to:
- George Sisk, Legal Counsel
Department of Natural Resources
One Natural Resources Way
Springfield IL 62702-1271
- 217/782-1809
- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: None
- B) Reporting, bookkeeping or other procedures required for compliance: None
- C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: July 2010

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

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TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
SUBCHAPTER b: FISH AND WILDLIFEPART 810
SPORT FISHING REGULATIONS FOR THE WATERS OF ILLINOIS

Section

810.5	Definitions
810.10	Sale of Fish and Fishing Seasons
810.20	Snagging
810.30	Pole and Line Fishing Only (Repealed)
810.35	Statewide Sportfishing Regulations – Daily Catch and Size Limits
810.37	Definitions for Site Specific Sportfishing Regulations
810.40	Daily Catch and Size Limits (Repealed)
810.45	Site Specific Water Area Regulations
810.50	Bait Fishing
810.60	Bullfrogs (Repealed)
810.70	Free Fishing Days
810.80	Emergency Protective Regulations
810.90	Fishing Tournament Permit
810.100	Bed Protection

AUTHORITY: Implementing and authorized by Sections 1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5 of the Fish and Aquatic Life Code [515 ILCS 5/1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5].

SOURCE: Adopted at 5 Ill. Reg. 751, effective January 8, 1981; codified at 5 Ill. Reg. 10647; amended at 6 Ill. Reg. 342, effective December 23, 1981; amended at 6 Ill. Reg. 7411, effective June 11, 1982; amended at 7 Ill. Reg. 209, effective December 22, 1982; amended at 8 Ill. Reg. 1564, effective January 23, 1984; amended at 8 Ill. Reg. 16769, effective August 30, 1984; amended at 9 Ill. Reg. 2916, effective February 26, 1985; emergency amendment at 9 Ill. Reg. 3825, effective March 13, 1985, for a maximum of 150 days; emergency expired August 10, 1985; amended at 9 Ill. Reg. 6181, effective April 24, 1985; amended at 9 Ill. Reg. 14291, effective September 5, 1985; amended at 10 Ill. Reg. 4835, effective March 6, 1986; amended at 11 Ill. Reg. 4638, effective March 10, 1987; amended at 12 Ill. Reg. 5306, effective March 8, 1988; emergency amendment at 12 Ill. Reg. 6981, effective April 4, 1988, for a maximum of 150

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days; emergency expired September 1, 1988; emergency amendment at 12 Ill. Reg. 10525, effective June 7, 1988, for a maximum of 150 days; emergency expired November 4, 1988; amended at 12 Ill. Reg. 15982, effective September 27, 1988; amended at 13 Ill. Reg. 8419, effective May 19, 1989; emergency amendment at 13 Ill. Reg. 12643, effective July 14, 1989, for a maximum of 150 days; emergency expired December 11, 1989; emergency amendment at 13 Ill. Reg. 14085, effective September 4, 1989, for a maximum of 150 days; emergency expired February 1, 1990; emergency amendment at 13 Ill. Reg. 15118, effective September 11, 1989, for a maximum of 150 days; emergency expired February 8, 1990; amended at 14 Ill. Reg. 6164, effective April 17, 1990; emergency amendment at 14 Ill. Reg. 6865, effective April 17, 1990, for a maximum of 150 days; emergency expired September 19, 1990; amended at 14 Ill. Reg. 8588, effective May 21, 1990; amended at 14 Ill. Reg. 16863, effective October 1, 1990; amended at 15 Ill. Reg. 4699, effective March 18, 1991; emergency amendment at 15 Ill. Reg. 5430, effective March 27, 1991, for a maximum of 150 days; emergency expired August 24, 1991; amended at 15 Ill. Reg. 9977, effective June 24, 1991; amended at 15 Ill. Reg. 13347, effective September 3, 1991; amended at 16 Ill. Reg. 5267, effective March 20, 1992; emergency amendment at 16 Ill. Reg. 6016, effective March 25, 1992, for a maximum of 150 days; emergency expired August 22, 1992; amended at 16 Ill. Reg. 12526, effective July 28, 1992; amended at 17 Ill. Reg. 3853, effective March 15, 1993; emergency amendment at 17 Ill. Reg. 5915, effective March 25, 1993, for a maximum of 150 days; emergency expired August 22, 1993; amended at 17 Ill. Reg. 10806, effective July 1, 1993; amended at 18 Ill. Reg. 3277, effective February 28, 1994; emergency amendment at 18 Ill. Reg. 5667, effective March 25, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 12652, effective August 9, 1994; amended at 19 Ill. Reg. 2396, effective February 17, 1995; emergency amendment at 19 Ill. Reg. 5262, effective April 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 10614, effective July 1, 1995; amended at 20 Ill. Reg. 4640, effective March 6, 1996; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 21 Ill. Reg. 9389; amended at 21 Ill. Reg. 4709, effective April 1, 1997; emergency amendment at 21 Ill. Reg. 5590, effective April 15, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 12140, effective August 26, 1997; amended at 22 Ill. Reg. 4930, effective March 2, 1998; amended at 23 Ill. Reg. 3434, effective March 8, 1999; emergency amendment at 23 Ill. Reg. 7317, effective June 10, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 8406, effective July 7, 1999; amended at 24 Ill. Reg. 3736, effective February 25, 2000; amended at 25 Ill. Reg. 6296, effective March 26, 2001; emergency amendment at 25 Ill. Reg. 7947, effective June 16, 2001, for a maximum of 150 days; emergency amendment at 25 Ill. Reg. 9912, effective August 1, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 11386, effective August 14, 2001; emergency amendment at 25 Ill. Reg. 12122, effective September 15, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. 1210, effective January 16, 2002; amended at 26 Ill. Reg. 4294, effective March 6, 2002; amended at 27 Ill. Reg. 3376, effective February 14, 2003; amended at 28 Ill. Reg. 4607, effective March 1, 2004; amended at 29 Ill. Reg. 3955,

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effective February 24, 2005; amended at 30 Ill. Reg. 4810, effective March 1, 2006; amended at 31 Ill. Reg. 3480, effective February 16, 2007; emergency amendment at 31 Ill. Reg. 8265, effective May 25, 2007, for a maximum of 150 days; amended at 31 Ill. Reg. 14432, effective October 5, 2007; amended at 32 Ill. Reg. 3302, effective February 25, 2008; amended at 33 Ill. Reg. 5275, effective March 25, 2009; amended at 34 Ill. Reg. 6391, effective April 20, 2010; amended at 35 Ill. Reg. _____, effective _____.

Section 810.5 Definitions

Aquatic life – all fish, reptiles, amphibians, crawfish and mussels.

Fishing – taking or attempting to take aquatic life in any waters of the State, by any method, and all other acts such as placing, setting, drawing or using any device commonly used for the taking of aquatic life, whether resulting in taking or not. This also applies to the removal of dead and decaying aquatic life.

Take – to lure, kill, destroy, capture, gig or spear, trap or ensnare, or attempt to do so.

Water of the State – any water within the jurisdiction of the State of Illinois.

(Source: Added at 35 Ill. Reg. _____, effective _____)

Section 810.20 Snagging

- a) Anglers are permitted only one pole and line device to which can be attached no more than two hooks. On the Mississippi River between Illinois and Iowa, the maximum treble hook size is 5/0; gaffs may not be used to land paddlefish.
- b) Species of Fish and Snagging Catch Limit.
 - 1) Only the following species of fish and catch limit may be taken by snagging:
 - Asian Carp (no live possession) – no catch limit
 - Carp – no catch limit
 - Buffalo – no catch limit

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Freshwater Drum – no catch limit

Salmon (coho and chinook only) – 5 daily, of which not more than 3 may be of the same fish species

Paddlefish – 2 per day; the maximum length limit for paddlefish taken from the Mississippi River between Illinois and Iowa is 33" eye-fork length (EFL) (all paddlefish greater than or equal to 33" EFL must be immediately released back to the Mississippi River)

Bowfin – no catch limit

Gizzard shad – no catch limit

Carp suckers – no catch limit

Longnose gar – no catch limit

Shortnose gar – no catch limit

Suckers – no catch limit

- 2) No sorting (i.e., catching more fish than is allowed and putting back some in order to keep larger ones) of snagged salmon and paddlefish is permitted, except for paddlefish taken from the Mississippi River between Illinois and Missouri where sorting is permitted. Every salmon 10 inches in total length or longer and paddlefish snagged must be taken into immediate possession and included in the daily catch limit. Once the daily limit of salmon or paddlefish has been reached, snagging must cease.
- c) Waters Open to Snagging and Snagging Season.
- 1) Snagging for fish is permitted from September 15 through December 15 and from March 15 through May 15 within a 300 yard downstream limit below all locks and dams of the Illinois River, except for the area below the Peoria Lock and Dam where snagging is permitted year round.
 - 2) Snagging for fish is permitted from September 15 through December 15

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and from March 15 through May 15 within a 300 yard downstream limit below all locks and dams of the Mississippi River between Illinois and Missouri, except for the Chain of Rocks low water dam at Chouteau Island – Madison County, also known as Dam 27 at the Chain of Rocks – Madison County where no snagging is permitted. Snagging is permitted from ½ hour before sunrise to ½ hour after sunset daily, March 1 through April 15 within a 500 yard downstream limit below locks and dams on the Mississippi River between Illinois and Iowa, ~~except that the tailwaters of Lock and Dam 12 and 13 are closed to all fishing from December 1 through March 15.~~

- 3) Snagging for fish is permitted year-round within a 100 yard limit upstream or downstream of the dam at Horseshoe Lake in Alexander County.
- 4) Snagging for chinook and coho salmon only is permitted from the following Lake Michigan shoreline areas from October 1 through December 31; however, no snagging is allowed at any time within 200 feet of a moored watercraft or as posted:
 - A) Lincoln Park Lagoon from the Fullerton Avenue Bridge to the southern end of the Lagoon.
 - B) Waukegan Harbor (in North Harbor basin only).
 - C) Winnetka Power Plant discharge area.
 - D) Jackson Harbor (Inner and Outer Harbors).
- d) Disposition of Snagged Salmon and Paddlefish. All snagged salmon and paddlefish must be removed from the area from which they are taken and disposed of properly, in accordance with Article 5, Section 5-5 of the Fish and Aquatic Life Code.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 810.37 Definitions for Site Specific Sportfishing Regulations

- a) Site Specific Regulations are listed by water area affected. The coverage of the regulation is dictated by the extent of the water area listed and not by the county.

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In some cases, regulations for a given water area or site may extend beyond the counties listed. The counties listed refer to the location of the dam or outfall for impoundments or mouths of small streams. Since large rivers or streams usually flow through many counties, the term "Multiple" is used rather than listing all counties where the large stream or river flows.

- b) The subsections listed below are referred to by number in Section 810.45. Each water area listed in Section 810.45 has numbers in parenthesis that explain all of the restrictions or special provisions in this Section that apply to that water area.
- 1) Anglers must not use more than 2 poles and each pole must not have more than 2 hooks or lures attached while fishing, except that legal size cast nets, (in accordance with subsection 810.50(a)(1)) shad scoops, and minnow seines may be used to obtain shad, minnows, and crayfish to use as bait, provided that they are not sold, and except that bullfrogs may be taken by hand, gig, pitchfork, spear, landing net, and hook and line during bullfrog season.
 - 2) All jugs set in a body of water shall be under the immediate supervision of the fisherman. Immediate supervision shall be defined as the fisherman being on the water where the jugs are set and readily available to identify jugs to law enforcement officers.
 - 3) All largemouth and smallmouth bass taken must be less than 12 inches in total length or greater than 15 inches in total length.
 - 4) Except that sport fishermen shall be allowed to use trotlines, jugs, and by hand, except that the use and aid of underwater breathing devices is prohibited. West of Wolf Creek Road, fishing from boats is permitted all year. Trotlines/jugs must be removed from sunrise until sunset from Memorial Day through Labor Day. East of Wolf Creek Road, fishing from boats is permitted from March 15 through September 30. Fishing from the bank is permitted all year only at the Wolf Creek and Route 148 causeways. On the entire lake, jugs and trotlines must be checked daily and must be removed on the last day they are used. It is illegal to use stakes to anchor any trotlines; they must be anchored only with portable weights and must be removed on the last day they are used. The taking of carp, [carpsuckers](#), [shad](#), [drum](#), buffalo, gar, bowfin and suckers with [spear](#), [gig](#), bow and arrow [or archery device](#) is permissible.

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- 5) Except that sport fishermen may take carp, carpsuckers, buffalo, gar, bowfin and suckers by pitchfork, gigs, bow and arrow or bow and arrow devices.
- 6) Including the Fox River south of the Illinois-Wisconsin line to the Algonquin Dam and the Nippersink Creek upstream to the Wilmot Road Bridge.
- 7) Except that sport fishermen may take carp, buffalo, suckers and gar by bow and arrow or bow and arrow devices, gigs or spears during May and June.
- 8) Daily catch limit includes striped bass, white bass, yellow bass and hybrid striped bass either singly or in the aggregate.
- 9) Catch and Release Fishing Only means that fish (all or identified species) caught must be immediately released alive and in good condition back into the water from which they came.
- 10) It shall be illegal to possess trout during the period of October 1 to 5 a.m. on the third Saturday in October (both dates inclusive) that were taken during that period.
- 11) It shall be illegal to possess trout during the period of March 15 to 5 a.m. on the 1st Saturday in April (both dates inclusive) that were taken during that period.
- 12) Daily catch limit for largemouth or smallmouth bass, singly or in the aggregate, shall not exceed 6 fish per day, no more than one of which shall be greater than 15 inches in length and none of which shall be greater than 12 inches and less than or equal to 15 inches in length.
- 13) Except that jug fishing is permitted from the hours of sunset to sunrise, and except that carp and buffalo may be taken by bow and arrow devices from May 1 through September 30. All jugs must have owner's/user's name and complete address affixed.
- 14) Daily catch limit includes all fish species (either singly or in the

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aggregate) caught within each of the following fish groupings.

- A) Largemouth or smallmouth bass
 - B) Walleye, sauger, or their hybrid
 - C) Bluegill, redear sunfish or pumpkinseed
 - D) Channel or blue catfish
- 15) Daily catch limit includes white, black, or hybrid crappie either singly or in the aggregate.
- 16) Daily catch limit includes striped bass, white bass and hybrid striped bass either singly or in the aggregate.
- 17) Daily catch limit shall not exceed 10 fish daily, no more than 3 of which may be 17 inches or longer in length.
- 18) Except that sport fishermen shall be allowed to use trotlines, jugs and bank poles in the portions of the lake that lie north of the Davenport Bridge and northeast of the Parnell Bridge. Sport fishermen may take carp, carpsuckers and buffalo by bow and arrow, bow and arrow devices, gigs and spears on the entire lake, but not within 150 feet~~200 yards~~ of any developed recreation areas.
- 19) It shall be unlawful to enter upon a designated duck hunting area between sunset of the Sunday immediately preceding opening day of regular duck season through the day before regular duck season and Canada goose season as posted at the site, or to fish on such areas during the regular duck season except in areas posted as open to fishing. It shall be unlawful to enter upon areas designated as waterfowl rest areas or refuges from 2 weeks prior to the start of the regular duck season through the end of duck and Canada goose season.
- 20) Carlyle Lake (including its tributary streams and those portions of the Kaskaskia River and Hurricane Creek up to the U.S. Army Corps of Engineers Carlyle Lake Project boundaries), U.S. Army Corps of Engineers, Bond, Clinton, and Fayette Counties. Does not include the

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tailwaters, except that sport fishermen may not use a minnow seine, cast net, or shad scoop for bait collecting between U.S. Route 50 and the Carlyle Lake dam and spillway.

- 21) Lake Shelbyville (including its tributary streams and those portions of the West Okaw and Kaskaskia Rivers up to Lake Shelbyville Project boundaries – including parts of the Lake Shelbyville Fish and Wildlife Management Area), U.S. Army Corps of Engineers, Shelby and Moultrie Counties. Does not include the tailwater except for the 48" total length and live bait rig requirement for muskellunge (see subsections (b)(40) and (43)).
- 22) Rend Lake (including its tributary streams and those portions of the Big Muddy and Casey Fork Rivers up to the Rend Lake Project boundaries), Rend Lake Project Ponds, U.S. Army Corps of Engineers, Franklin and Jefferson Counties. Does not include tailwaters, except that sport fishermen may not use a minnow seine, cast net, or shad scoop for bait collecting within 1,000 yards downstream of the Rend Lake Dam and Spillway.
- 23) Daily catch limit for black, white or hybrid crappies, singly or in the aggregate, shall not exceed 20 fish daily, no more than 10 of which can be below 10" in total length and no more than 10 of which can be 10" or longer in total length.
- 24) 15" minimum length limit for walleye with no possession of walleye greater than or equal to 20" and less than or equal to 27" in total length – protected slot limit.
- 25) Daily catch limit for largemouth or smallmouth bass, singly or in the aggregate, shall not exceed 3 fish per day, no more than one of which may be equal to or greater than 15 inches in total length and no more than 2 of which may be less than 15 inches in total length.
- 26) Lake Vermilion – Trotline and jug fishing allowed north of Boiling Springs Road.
- 27) Except that bank fishing is prohibited. Boat fishing is permitted May 1 through August 31 during the hours of 2:00 p.m. to 8:00 p.m. See site for

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additional regulations and exact opening and closing dates.

- 28) Except that trotlines may be set within 300 feet from shore.
- 29) Except that carp, buffalo, suckers and carpsuckers may be taken by means of pitchfork and gigs (no bow and arrow devices).
- 30) Fishing is permitted from March 15 through September 30, both dates inclusive, from sunrise to sunset. Fishing during all other times of the year is illegal and not permitted.
- 31) Daily catch limit for largemouth or smallmouth bass, singly or in the aggregate, shall not exceed 3 fish daily, no more than one of which may be equal to or greater than 15 inches in total length and no more than 2 of which may be less than 12 inches in total length.
- 32) Daily catch limit includes striped bass, white bass, yellow bass and hybrid striped bass, either singly or in the aggregate, no more than 4 of which may be 15 inches or longer in length.
- 33) It shall be unlawful to trespass upon a designated waterfowl hunting area during the 7 days prior to the regular duck season, or to fish on such areas during the regular duck and Canada goose season except in areas posted as open to fishing. It shall be unlawful to trespass upon areas designated as waterfowl rest areas or refuges from 2 weeks prior to the start of the regular duck season through the end of duck and Canada goose season.
- 34) Except that sport fishermen may take carp, buffalo, suckers and gar by bow and arrow or bow and arrow devices, gigs, or spears from May 1 through August 31.
- 35) Daily catch limit for walleye, sauger, or hybrid walleye, singly or in the aggregate, shall not exceed ~~43~~ 4 fish greater than or equal to 14" and less than 18" in total length and/or 1 fish greater than 24" in total length daily creel limit.
- 36) Except that sportfishermen may not use a minnow seine, minnow trap, cast net, or shad scoop for bait collecting in the following water areas:

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Charleston Lower Channel Lake tailwaters from that portion of the Embarras River from the Charleston Lower Channel Lake Dam downstream to the Route 130 Bridge.

Clinton Lake tailwaters from that portion of Salt Creek from the Clinton Dam downstream to the Route 10 Bridge

Cook County Forest Preserve District Waters (except in the Des Plaines River)

Lake Decatur tailwaters from that portion of the Sangamon River from the Lake Decatur Dam downstream to the Route 48 Bridge.

- 37) All smallmouth bass taken must be less than 12 inches in total length or greater than 18 inches in total length. Only 1 bass greater than 18 inches and 2 bass less than 12 inches may be taken in the creel daily.
- 38) All largemouth and smallmouth bass taken must be less than 14 inches in total length or greater than 18 inches in total length. Only 1 bass greater than 18 inches and 5 bass less than 14 inches may be taken in the creel daily.
- 39) Powerton Lake shall be closed to boat traffic, except for legal waterfowl hunters, from one week prior to regular waterfowl season to February 15, and closed to all unauthorized entry during the regular goose and duck season.
- 40) The 48 inch total length limit on pure muskellunge applies to that body of water listed as well as any tailwaters as defined below:

Evergreen Lake (McLean County) – including the portion of Six Mile Creek below the Evergreen Lake Dam downstream to its confluence with the Mackinaw River.

Forbes State Lake (Marion County) – including tailwaters.

Fox Chain O' Lakes (Lake/McHenry Counties) – including the Fox River south of the Wisconsin-Illinois boundary to the Algonquin Dam and the Nippersink Creek upstream to the Wilmot Road Bridge.

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Kinkaid Lake (Jackson County) – including the portion of Kinkaid Creek below the Kinkaid Lake Dam downstream to the Route 149 Bridge.

Lake Mingo and Kennekuk Cove Park Ponds (Vermilion County) – no tailwaters.

Lake Shelbyville (Moultrie/Shelby Counties) – including the portion of the Kaskaskia River below the Lake Shelbyville Dam downstream to the State Route 128 Road Bridge near Cowden.

Otter Lake (Macoupin County) – including the portion of Otter Creek below Otter Lake Dam downstream to its confluence with East Otter Creek.

Pierce Lake (Winnebago County) – including the portion of Willow Creek below the Pierce Lake Dam downstream to Forest Hills Road.

Shabbona Lake (DeKalb County) – including that portion of Indian Creek below the Shabbona Lake Dam downstream to Shabbona Grove Road.

Spring Lakes (North and South) (Tazewell County) – no tailwaters.

- 41) It shall be unlawful to enter upon areas designated as waterfowl hunting areas during the 10 days prior to the start of the regular duck season, or to fish on such areas during the regular duck season except in areas posted as open to fishing. It shall be unlawful to enter upon areas designated as waterfowl rest areas or refuges from 10 days prior to the start of the regular duck season through the end of duck and Canada goose season.
- 42) During duck season, walk-in only access for fishing from the bank is permitted after 1:00 p.m.
- 43) When using live bait, all live bait in excess of 8" in total length shall be rigged with a quick set rig. The hook shall be immediately set upon the strike. A quick set rig is defined as follows: a live bait rig with up to 2 treble hooks attached anywhere on the live bait; single hooks are prohibited. This subsection (b)(43) does not apply to trotlines, jug lines, etc., if allowed on the lake.

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- 44) Except that sport fishermen may take carp from boat by bow and arrow and bow and arrow devices, but not within ~~150~~100 feet of any developed recreation areas.
- 45) Except that sport fishermen may take carp, buffalo, suckers, and gar by bow and arrow devices, gigs or spears (except during waterfowl season) but not within 200 yards of any developed recreational areas.
- 46) All large or smallmouth bass taken must be less than 12 inches in total length or greater than 18 inches in total length. Only 1 bass greater than 18 inches and 2 bass less than 12 inches may be taken in the creel daily.
- 47) 14" minimum length limit for walleye, sauger or hybrid walleye with a protected slot (no possession) of fish 18" to 26" in total length. There is a 3 fish daily creel of which only 1 can be greater than 26".

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 810.45 Site Specific Water Area Regulations

Fishing regulations, including species of fish, fishing methods and daily catch limits are listed for each water area. The numbers in parenthesis refer to the corresponding numbered definitions in Section 810.37 of this Part. If a water area is not listed or if a specific species is not listed, then state-wide restrictions apply. Check the bulletin boards at the specific site for any emergency changes to regulations.

Altamont Reservoir, City of Altamont

Effingham County

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

15" Minimum Length Limit

1 Fish Daily Creel Limit

Anderson Lake Fish and Wildlife Area (33)

Fulton County

Andover Lake, City of Andover

Henry County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

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Anna City Lake, City of Anna

Union County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish - 8" Minimum Length Limit
- Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Apple River (within Apple River Canyon State Park and Satellite Boundaries), State of Illinois

Jo Daviess County

- All Fish - 2 Pole and Line Fishing Only (1)
- Smallmouth Bass - Catch and Release Fishing Only (9)
- Trout - Spring Closed Season (11)

Apple River and tributaries, State of Illinois

Jo Daviess County

- All Fish - 2 Pole and Line Fishing Only (1)
- Smallmouth Bass - 14" Minimum Length Limit
- Trout - Spring Closed Season (11)

Argyle Lake, Argyle Lake State Park

McDonough County

Recreational Use Restrictions

- All live bait in excess of 8" must be rigged with a quick set rig (43)
- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Hybrid Walleye - 3 Fish Daily Creel Limit
- Large or Smallmouth Bass (14) - 1 Fish > 15" and/or 5 < 12" Daily (12)
- Trout - Fall Closed Season (10)
- White, Black, or Hybrid Crappie (15) - 10 Fish Daily Creel Limit
- White, Black, or Hybrid Crappie - 9" Minimum Length Limit

Arrowhead Heights Lake, Village of Camp Point

Adams County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 16" Minimum Length Limit

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Channel Catfish	- 3 Fish Daily Creel Limit
Bluegill or Redear Sunfish	- 8" Minimum Length Limit
Bluegill or Redear Sunfish (14)	- 10 Fish Daily Creel Limit
Large or Smallmouth Bass	- 18" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
White, Black, or Hybrid Crappie	- 10" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 10 Fish Daily Creel Limit
Arrowhead Lake, City of Johnston City Williamson County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
White, Black, or Hybrid Crappie (15)	- 15 Fish Daily Creel Limit
Ashland City Old Reservoir, City of Ashland Morgan County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Ashland City Reservoir, City of Ashland Morgan County	
All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 10 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Auburn Park Lagoon, Chicago Park District Cook County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 4 Fish Daily Creel Limit
Axehead Lake, Cook County Forest Preserve Cook County	
All Fish	- 2 Pole and Line Fishing Only (1) (36)
Bluegill, Redear, or Pumpkinseed Sunfish (14)	- 15 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length
Trout	- Fall Closed Season (10)

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| Trout | - Spring Closed Season (11) |
| White, Black, or Hybrid Crappie (15) | - 15 Fish Daily Creel Limit |
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| Bakers Lake, City of Peru | |
| LaSalle County | |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |
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| Baldwin Lake, Baldwin Lake Conservation Area | |
| Randolph County | |
| All Fish | - 2 Pole and Line Fishing Only (1) (5) |
| Large or Smallmouth Bass | - 18" Minimum Length Limit |
| Striped, White, or Hybrid Striped Bass | - 17" Minimum Length Limit |
| Striped, White, or Hybrid Striped Bass (16) | - 3 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie (15) | - 25 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie | - 9" Minimum Length Limit |
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| Banana Lake, Lake County Forest Preserve District | |
| Lake County | |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 3 Fish Daily Creel Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Trout | - Fall Closed Season (10) |
| Trout | - Spring Closed Season (11) |
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| Banner Marsh Lake & Ponds, Banner Marsh State Fish and Wildlife Area (33) | |
| Peoria/Fulton Counties | |
| Recreational Use Restrictions | - All live bait in excess of 8" must be rigged with a quick set rig (43) |
| All Fish | - 2 Pole and Line Fishing Only (1) (34) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 12"-18" Protected Slot Length Limit (no possession) |
| Pure Muskellunge | - 42" Minimum Length Limit |

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- White, Black, or Hybrid Crappie (15) - 25 Fish Daily Creel Limit
- White, Black, or Hybrid Crappie - 9" Minimum Length Limit

Bass Lake, DuPage County Forest Preserve District

DuPage County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 3 Fish Daily Creel Limit
- Channel Catfish - 12" Minimum Length Limit
- Large or Smallmouth Bass - 18" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- White, Black, or Hybrid Crappie - 9" Minimum Length Limit
- White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit

Batchtown Wildlife Management Area (19)

Calhoun County

Baumann Park Lake, City of Cherry Valley

Winnebago County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Beall Woods Lake, Beall Woods Conservation Area

Wabash County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Trout - Spring Closed Season (11)
- Trout - Fall Closed Season (10)

Beaver Dam Lake, Beaver Dam State Park

Macoupin County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Trout - Fall Closed Season (10)

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- White, Black, or Hybrid Crappie (15) - 10 Fish Daily Creel Limit
- White, Black, or Hybrid Crappie - 9" Minimum Length Limit

Beck Lake, Cook County Forest Preserve District
Cook County

- All Fish - 2 Pole and Line Fishing Only (1) (36)
- Bluegill, Redear, or Pumpkinseed - 15 Fish Daily Creel Limit
- Sunfish (14)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Walleye, Sauger, or Hybrid Walleye - 18" Minimum Length Limit
- White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit

Belk Park Pond, City of Wood River
Madison County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 18" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Belleau Lake, Cook County Forest Preserve District
Cook County

- All Fish - 2 Pole and Line Fishing Only (1) (36)
- Bluegill, Redear, or Pumpkinseed - 15 Fish Daily Creel Limit
- Sunfish (14)
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Trout - Fall Closed Season (10)
- Trout - Spring Closed Season (11)
- White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit

Belvidere Ponds, City of Belvidere
Boone County

- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit

Bevier Lagoon, Waukegan Park District
Lake County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit

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Bird Park Quarry, City of Kankakee
Kankakee County

- Trout - Fall Closed Season (10)
- Trout - Spring Closed Season (11)

Blue Pond, Boone County Conservation District
Boone County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Borah Lake, City of Olney
Richland County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit

Boston Pond, Stephen A. Forbes State Park
Marion County

- Trout - Fall Closed Season (10)
- Trout - Spring Closed Season (11)

Bowen Lake, City of Washington
Tazewell County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 12"-15" Protected Slot Length Limit (no possession)
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Braidwood Lake, Braidwood State Fish and Wildlife Area (41)
Will County

- Recreational Use Restrictions - Braidwood Lake is closed to all fishing and boat traffic, except for legal waterfowl hunters, from 10 days prior to duck season through the day before duck

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season and is closed to all fishing during waterfowl season commencing with regular duck season through the close of the Canada goose and regular duck season

All Fish	- 2 Pole and Line Fishing Only (1)
Large or Smallmouth Bass	- 18" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
White, Black or Hybrid Crappie (15)	- 10 Fish Daily Creel Limit
 Breeze JC's Park Pond, City of Breeze Clinton County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
 Buckner City Reservoir, City of Buckner Franklin County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
 Bullfrog Lake, Cook County Forest Preserve District Cook County	
All Fish	- 2 Pole and Line Fishing Only (1) (36)
Large or Smallmouth Bass	- 14" Minimum Length Limit
Bluegill, Redear, or Pumpkinseed Sunfish (14)	- 15 Fish Daily Creel Limit
White, Black, or Hybrid Crappie (15)	- 15 Fish Daily Creel Limit
 Bunker Hill Lake, City of Bunker Hill Macoupin County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
 Burrells Wood Park Pond White County	

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- Channel Catfish - 6 Fish Daily Creel Limit
- Busse Lake, Cook County Forest Preserve
Cook County
- Recreational Use Restrictions - All live bait in excess of 8" must be rigged with a quick set rig (43)
- All Fish - 2 Pole and Line Fishing Only (1) (36)
- Bluegill, Redear, or Pumpkinseed
Sunfish (14) - 15 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Walleye, Sauger, or Hybrid Walleye - 18" Minimum Length Limit
- White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit
- Cache River State Natural Area
Pulaski/Johnson Counties
- Recreational Use Restrictions - Waterfowl Refuge or Hunting Area; no fishing in Nature Preserves – Section 8 Woods, Heron Pond/Little Black Slough
- All Fish - 2 Pole and Line Fishing Only (1) (5)
- All Fish - No Seines
- Calhoun Point Wildlife Management Area (19)
Calhoun County
- Calumet River
Cook County
- Yellow Perch - 15 Fish Daily Creel Limit
- Yellow Perch - Closed During July
- Campbell Pond Wildlife Management Area (19)
Jackson County
- Campus Lake – Southern Illinois University, State of Illinois
Jackson County
- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit

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Campus Pond – Eastern Illinois University, State of Illinois

Coles County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Trout - Fall Closed Season (10)
- Trout - Spring Closed Season (11)

Canton Lake, City of Canton

Fulton County

- Recreational Use Restrictions - All live bait in excess of 8" must be rigged with a quick set rig (43)
- All Fish - 2 Pole and Line Fishing Only (1)
- Channel or Blue Catfish (14) - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Pure Muskellunge - 42" Minimum Length Limit

Carbondale City Reservoir, City of Carbondale

Jackson County

- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Carlinville Lake #1, City of Carlinville

Macoupin County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit

Carlinville Lake #2, City of Carlinville

Macoupin County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit

Carlton Silt Basin, State of Illinois

Whiteside County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish - 8" Minimum Length Limit
- Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
- Large or Smallmouth Bass - Catch and Release Fishing Only (9)

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Carlyle Lake, U.S. Army Corps of Engineers (20) (33)

Clinton/Bond/Fayette Counties

- | | |
|--------------------------------------|-----------------------------|
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| White, Black, or Hybrid Crappie (15) | - 10 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie | - 10" Minimum Length Limit |

Carthage Lake, City of Carthage

Hancock County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |

Casey Park Pond, City of Casey

Clark County

- | | |
|---------------------------------|---|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Bluegill or Redear Sunfish (14) | - 15 Fish Daily Creel Limit of which only 5
fish over 8" are allowed |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 18" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |

Casters Pond, Boone County Conservation District

Boone County

- | | |
|-------------------------------|--------------------------------|
| All Fish | - 2 Pole and Line Fishing Only |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |

Cedar Lake and Little Cedar Lake, U.S. Forest Service and City of Carbondale

Jackson County

- | | |
|--|--|
| All Fish | - 2 Pole and Line Fishing Only (1) (5) |
| Large or Smallmouth Bass | - 14"-18" Protected Slot Length Limit (no
possession) |
| Large or Smallmouth Bass (14) | - 5 Fish Under 14" and 1 Fish over 18" Daily
Creel Limit (38) |
| Striped, White, or Hybrid Striped Bass | - 17" Minimum Length Limit |
| Striped, White, or Hybrid Striped Bass
(16) | - 3 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie (15) | - 25 Fish Daily Creel Limit |

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Centralia Foundation Park Catfish Pond, Centralia Park Foundation

Marion County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit

Centralia Lake, City of Centralia

Marion County

- Large or Smallmouth Bass - 15" Minimum Length Limit

Cermack Quarry, Cook County Forest Preserve District

Cook County

- All Fish - 2 Pole and Line Fishing Only (1) (36)
- Bluegill, Redear, or Pumpkinseed - 15 Fish Daily Creel Limit
- Sunfish (14)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit

Champaign Park District Lakes (Kaufman Lake, Heritage Lake, and Mattis Lake), Champaign Park District

Champaign County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Charleston Lower Channel Lake, City of Charleston

Coles County

- All Fish - 2 Pole and Line Fishing Only (1) (5) (36)

Charleston Side Channel Lake, City of Charleston

Coles County

- All Fish - 2 Pole and Line Fishing Only (1) (5)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Striped, White, or Hybrid Striped Bass - 17" Minimum Length Limit
- Striped, White, or Hybrid Striped Bass(16) - 3 Fish Daily Creel Limit
- White, Black or Hybrid Crappie (15) - 10 Fish Daily Creel Limit for Fish Under

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10"; 10 Fish Daily Creel Limit for Fish
10" and Longer (23)

Charlie Brown Lake & Pond, City of Flora

Clay County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit

Charter Oak North – Peoria Park District Lake, Peoria Park District

Peoria County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Charter Oak South – Peoria Park District Pond, Peoria Park District

Peoria County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Chautauqua Lake North and South Pools, U.S. Fish and Wildlife Service

Mason County

- Recreational Use Restrictions - Lake Chautauqua North and South Pools will be closed to boat fishing from October 15 through January 14
- Bank fishing will be allowed in selected areas only
- Ice fishing will be allowed following the January 15 reopening
- Largemouth Bass - 12" Minimum Length Limit

Chenoa City Lake, City of Chenoa

McLean County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Chicago River (including its North Branch, South Branch, and the North Shore Channel)

Cook County

- Yellow Perch - 15 Fish Daily Creel Limit
- Yellow Perch - Closed During July

Christopher Old City Lake, City of Christopher

Franklin County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit

Citizen's Lake, City of Monmouth

Warren County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit
- 1 Fish Over 15" and 5 Fish under 12"
- Daily Creel Limit (12)
- Trout - Fall Closed Season (10)

Clear Lake, Kickapoo State Park

Vermilion County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Trout - Fall Closed Season (10)
- Trout - Spring Closed Season (11)

Clinton Lake, Clinton Lake State Recreation Area

DeWitt County

- All Fish - 2 Pole and Line Fishing Only (1) (18) (36)
- Large or Smallmouth Bass - 16" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Striped, White, or Hybrid Striped Bass (16) - 10 Creel/3 Fish 17" or Longer Daily (17)
- White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit
- White, Black, or Hybrid Crappie - 9" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Coffeen Lake, Coffeen Lake State Fish and Wildlife Area

Montgomery County

- | | |
|---|--|
| Channel Catfish | - All jugs must be attended at all times while fishing (2) |
| Large or Smallmouth Bass (14) | - 1 Fish \geq 15" and 2 Fish < 15" daily (25) |
| White, Black, or Hybrid Crappie (15) | - 10 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie | - 10" Minimum Length Limit |
| Striped, White, or Hybrid Striped Bass | - 17" Minimum Length Limit |
| Striped, White, or Hybrid Striped Bass (16) | - 3 Fish Daily Creel Limit |

Coles County Airport Lake, Coles County Airport

Coles County

- | | |
|--------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |

Coleta Trout Pond, State of Illinois

Whiteside County

- | | |
|-------|-----------------------------|
| Trout | - Fall Closed Season (10) |
| Trout | - Spring Closed Season (11) |

Columbus Park Lagoon, Chicago Park District

Cook County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 4 Fish Daily Creel Limit |

Commissioners Park Pond, Alsip Park District

Cook County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |

Conservation World Ponds, Illinois State Fairgrounds

Sangamon County

Fishing by special permit only for senior groups, children's groups or group guests of the Director. Apply for permit by writing to: Department of Natural Resources, Division of Fisheries, One Natural Resources Way, Springfield IL 62702

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Cook Co. Forest Preserve District Lakes, Cook County Forest Preserve District
Cook County

All Fish	- 2 Pole and Line Fishing Only (1) (36)
Bluegill, Redear, or Pumpkinseed	- 15 Fish Daily Creel Limit
Sunfish (14)	
Large or Smallmouth Bass	- 14" Minimum Length Limit
Walleye, Sauger, or Hybrid Walleye	- 18" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 15 Fish Daily Creel Limit

Coulterville City Lake, City of Coulterville
Randolph County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit

Crab Orchard National Wildlife Refuge – Crab Orchard Lake, U.S. Fish and Wildlife Service
Williamson County

All Fish	- 2 Pole and Line Fishing Only (1) (4)
Large or Smallmouth Bass	- 16" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit

Crab Orchard National Wildlife Refuge – Devil's Kitchen Lake, U.S. Fish and Wildlife Service
Williamson County

All Fish	- 2 Pole and Line Fishing Only (1)
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Crab Orchard National Wildlife Refuge – Little Grassy Lake, U.S. Fish and Wildlife Service
Williamson County

All Fish	- 2 Pole and Line Fishing Only (1) (5)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 12-15" Slot Length Limit (3)

Crab Orchard National Wildlife Refuge Restricted Use Area Ponds (30) and Crab Orchard
National Wildlife Refuge – All Other Ponds, U.S. Fish and Wildlife Service
Williamson County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit

Crawford Co. Cons. Area – Picnic Pond, Crawford County Conservation Area

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Crawford County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Trout - Fall Closed Season (10)

Crawford Co. Cons. Area Ponds, Crawford County Conservation Area

Crawford County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit

Crull Impoundment Wildlife Management Area (33)

Jersey County

Crystal Lake, Urbana Park District

Champaign County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 3 Fish Daily Creel Limit

Cypress Creek National Wildlife Refuge – All Ponds, U.S. Fish and Wildlife Service

Johnson/Pulaski/Union Counties

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit

Cypress Creek National Wildlife Refuge – Cache River from Rt. 37 to Rt. 51 in Ullin, U.S.

Fish and Wildlife Service

Johnson/Pulaski Counties

- All Fish - 2 Pole and Line Fishing Only (1)
- All Fish - No Seines

Dawson Lake & Park Ponds, Moraine View State Park

McLean County

- All Fish - 2 Pole and Line Fishing Only (1) (44)
- Bluegill or Redear Sunfish (14) - 15 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Walleye, Sauger, or Hybrid Walleye - 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- (14)
White, Black or Hybrid Crappie (15) - 15 Fish Daily Creel Limit
- Decatur Park Dist. Ponds, City of Decatur
Macon County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit (except for
Fairview Park – Dreamland Pond, which
has a 3 Fish Daily Creel Limit)
- Deep Quarry Lake, DuPage County Forest Preserve District
DuPage County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 3 Fish Daily Creel Limit
Channel Catfish - 12" Minimum Length Limit
Large or Smallmouth Bass - 18" Minimum Length Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
Walleye, Sauger, or Hybrid Walleye - 16" Minimum Length Limit
Walleye, Sauger, or Hybrid Walleye - 3 Fish Daily Creel Limit
(14)
White, Black, or Hybrid Crappie - 9" Minimum Length Limit
White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit
- Defiance Lake, Moraine Hills State Park
McHenry County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Des Plaines River Basin (Hoffman Dam to 47th Street Bridge, including tributaries)
Cook County
Channel Catfish - 15" Minimum Length Limit
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - Catch and Release Only – No Harvest
Permitted (9)
Northern Pike - 30" Minimum Length Limit
Northern Pike - 1 Fish Daily Creel Limit
White, Black or Hybrid Crappie (15) - 10 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Walleye, Sauger, or Hybrid Walleye - 18" Minimum Length Limit
 Walleye, Sauger, or Hybrid Walleye - 1 Fish Daily Creel Limit
 (14)

Diamond Lake, City of Mundelein

Lake County

- All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 15" Minimum Length Limit
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Dieterich Park Pond, City of Dieterich

Effingham County

- All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 3 Fish Daily Creel Limit
 Large or Smallmouth Bass - 15" Minimum Length Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Dolan Lake, Hamilton County Conservation Area

Hamilton County

- All Fish - 2 Pole and Line Fishing Only (1)

 Channel Catfish - 6 Fish Daily Creel Limit
 Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit
 Large or Smallmouth Bass - 18" Minimum Length Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Donnelley State Wildlife Area (33)

Bureau County

Double "T" State Fish and Wildlife Area, State of Illinois

Fulton County

- Recreational Use Restrictions - Waterfowl Refuge or Hunting Area (all use other than waterfowl hunting is prohibited from October 1 through the end of the central zone Canada goose season)
 - All live bait in excess of 8" must be rigged with a quick set rig (43)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 25 Fish Daily Creel Limit
Channel or Blue Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 21" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Pure Muskellunge	- 42" Minimum Length Limit
White, Black, or Hybrid Crappie	- 10" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit
Douglas Park Lagoon, Chicago Park District	
Cook County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 4 Fish Daily Creel Limit
DuPage County Forest Preserve District Lakes and Ponds (excluding Bass Lake, Deep Quarry Lake, and Grove Lake), DuPage County Forest Preserve District	
DuPage County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Channel Catfish	- 12" Minimum Length Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Walleye, Sauger, or Hybrid Walleye	- 16" Minimum Length Limit
Walleye, Sauger, or Hybrid Walleye (14)	- 3 Fish Daily Creel Limit
White, Black or Hybrid Crappie	- 9" Minimum Length Limit
White, Black or Hybrid Crappie (15)	- 15 Fish Daily Creel Limit
DuPage River – West Branch (between the dams located in the McDowell Grove Forest Preserve and the Warrenville Grove Forest Preserve)	
DuPage County	
Large or Smallmouth Bass	- Catch and Release Fishing Only (9)
DuQuoin City Lake, City of DuQuoin	
Perry County	
Channel Catfish	- 6 Fish Daily Creel Limit
Bluegill or Redear Sunfish (14)	- 25 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14"-18" Protected Slot Length Limit (no possession) (38)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Large or Smallmouth Bass (14)	- 5 Fish under 14" and 1 Fish over 18" Daily Creel Limit
White, Black, or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit
East Fork Lake, City of Olney	
Richland County	
All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 25 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit
Eldon Hazlet State Park (See Also Carlyle Lake)	
Clinton County	
Elkville City Reservoir, City of Elkville	
Jackson County	
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Elliott Lake, Wheaton Park District	
DuPage County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 3 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	- 15" Minimum Length Limit
Emiquon Preserve – Thompson Lake	
Fulton County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Black, White, or Hybrid Crappie	- 9" Minimum Length Limit
Black, White, or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit
Bluegill, Redear, Pumpkin Seed, Green, or Orange Spotted Sunfish and Hybrid Sunfish (14)	- 25 Fish Daily Creel Limit
Large or Smallmouth Bass	- 18" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Walleye, Sauger, or Hybrid Walleye	- 14" Minimum Length Limit
Walleye, Sauger, or Hybrid Walleye	- 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

(14)

Evergreen Lake, City of Bloomington

McLean County

- | | |
|--------------------------------------|--|
| Recreational Use Restrictions | - All live bait in excess of 8" must be rigged with a quick set rig (43) |
| All Fish | - 2 Pole and Line Fishing Only (1) (5) |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Pure Muskellunge | - 48" Minimum Length Limit (40) |
| White, Black, or Hybrid Crappie (15) | - 15 Fish Daily Creel Limit |

Fairgrounds Pond – Fort Massac State Park, State of Illinois

Massac County

- | | |
|-------|-----------------------------|
| Trout | - Fall Closed Season (10) |
| Trout | - Spring Closed Season (11) |

Fairview Park – Dreamland Pond, City of Decatur

Macon County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 3 Fish Daily Creel Limit |

Ferne Clyffe Lake, Ferne Clyffe State Park

Johnson County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Trout | - Fall Closed Season (10) |
| Trout | - Spring Closed Season (11) |

Flatfoot Lake, Cook County Forest Preserve District

Cook County

- | | |
|--------------------------------------|---|
| All Fish | - 2 Pole and Line Fishing Only (1) (36) |
| Bluegill, Redear, or Pumpkinseed | - 15 Fish Daily Creel Limit |
| Sunfish (14) | |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| White, Black, or Hybrid Crappie (15) | - 15 Fish Daily Creel Limit |

| [Fletcher Park Pond, City of Mt. Zion](#)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Macon County

<u>All Fish</u>	- <u>2 Pole and Line Fishing Only (1)</u>
<u>Channel Catfish</u>	- <u>3 Fish Daily Creel Limit</u>
<u>Bluegill or Redear Sunfish (14)</u>	- <u>5 Fish Daily Creel Limit</u>
<u>Large or Smallmouth Bass</u>	- <u>18" Minimum Length Limit</u>
<u>Large or Smallmouth Bass (14)</u>	- <u>1 Fish Daily Creel Limit</u>

Foli Park Pond, Village of Plano

Kendall County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit

Forbes State Lake, Stephen A. Forbes State Park (including Forbes State Lake tailwaters and that portion of Lost Fork Creek within Stephen A. Forbes State Park)

Marion County

Recreational Use Restrictions	- All live bait in excess of 8" must be rigged with a quick set rig (43)
All Fish	- 2 Pole and Line Fishing Only (1) (5)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Pure Muskellunge	- 48" Minimum Length (40)
Striped, White, or Hybrid Striped Bass	- 17" Minimum Length Limit
Striped, White, or Hybrid Striped Bass (16)	- 3 Fish Daily Creel Limit

Forbes State Park Ponds, Stephen A. Forbes State Park

Marion County

All Fish	- 2 Pole and Line Fishing Only (1) (5)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit

Forest Park Lagoon, City of Shelbyville

Shelby County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Trout	- Fall Closed Season (10)
Trout	- Spring Closed Season (11)

Four Lakes, Winnebago County Forest Preserve

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Winnebago County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Trout	- Spring Closed Season (11)

Fox Chain O'Lakes (including the Fox River south of the Wisconsin-Illinois boundary to the Algonquin Dam and the Nippersink Creek upstream to the Wilmot Road Bridge) (6) (Applies to Grass Lake and Nippersink Lake State Managed Blind Areas Only), State of Illinois Lake and McHenry Counties

Recreational Use Restrictions	- All live bait in excess of 8" must be rigged with a quick set rig (43)
All Fish	- 2 Pole and Line Fishing Only (1) only on State Park property bordering the Fox River and Grass Lake
Large or Smallmouth Bass	- 14" Minimum Length Limit (6)
Large or Smallmouth Bass (14)	- 6 Fish Daily Creel Limit of which no more than 3 can be Smallmouth Bass
Pure Muskellunge	- 48" Minimum Length Limit (40)
Smallmouth Bass	- All fish must be immediately released between April 1 and June 15
Walleye, Sauger, or Hybrid Walleye	- 14" Minimum Length Limit with an 18-24" Protected Slot Length Limit (no possession) (6)
Walleye, Sauger, or Hybrid Walleye (14)	- 43 Fish $\geq 14"$ and $<18"$ &/or 1 Fish $>24"$ Daily Creel Limit (35)

Fox Ridge State Park (see also Hurricane Pond, Wilderness Pond and Ridge Lake)
Coles County

Fox River, Algonquin Dam to confluence with the Illinois River, including tributaries, State of Illinois

Multiple Counties

Smallmouth Bass	- 1 Fish 12" or over and 2 Fish under 12" Daily Creel Limit
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Fox River (at Moraine Hills State Park and Dam and on Bolger Lock and Dam Properties), State of Illinois

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

McHenry County

All Fish

- 2 Pole and Line Fishing Only (1) on Moraine Hills State Park and Dam property and on property at the Bolger Lock and Dam along the Fox River

Fox River Marina, Lake County Forest Preserve

Lake County

All Fish

- 2 Pole and Line Fishing Only; Bank Fishing Only (in areas designated by Lake County Forest Preserve District)

Fox Valley Park District Lakes and Ponds (except Jericho Lake and Lake Gregory), Fox Valley Park District

Kane and DuPage Counties

All Fish

Channel Catfish

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit

Frank Holten Lakes, Frank Holten State Park

St. Clair County

All Fish

Channel Catfish

Large or Smallmouth Bass

Trout

Trout

- 2 Pole and Line Fishing Only (1) (5)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- Fall Closed Season (10)
- Spring Closed Season (11)

Franklin Creek (within the boundaries of Franklin Creek State Natural Area)

Lee County

All Fish

- 2 Pole and Line Fishing Only (1)

Franklin Creek Mill Pond – Franklin Creek State Park, State of Illinois

Lee County

All Fish

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

- 2 Pole and Line Fishing Only (1)
- 15" Minimum Length Limit
- 1 Fish Daily Creel Limit

Fuller Lake (19)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Calhoun County

Fulton County Camping and Recreation Area Waters, Fulton County Board

Fulton County

Recreational Use Restrictions	- All live bait in excess of 8" must be rigged with a quick set rig (43)
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 12"-15" Protected Slot Length Limit (no possession)
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Bluegill or Redear Sunfish (14)	- 25 Fish Daily Creel Limit

Gages Lake, Wildwood Park District

Lake County

Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Walleye, Sauger, or Hybrid Walleye	- 16" Minimum Length Limit
Walleye, Sauger, or Hybrid Walleye (14)	- 3 Fish Daily Creel Limit

Garfield Park Lagoon, Chicago Park District

Cook County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 4 Fish Daily Creel Limit

Gebhard Woods Pond, Gebhard Woods State Park

Grundy County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Trout	- Spring Closed Season (11)

Germantown Lake, City of Germantown

Clinton County

All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 15 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 18" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Giant City Park Ponds, Giant City State Park Jackson and Union Counties	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Largemouth and Spotted Bass	- 15" Minimum Length Limit
Gillespie New City Lake, City of Gillespie Macoupin County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 12-15" Slot Length Limit (3)
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Gillespie Old City Lake, City of Gillespie Macoupin County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Glades – 12 Mile Island Wildlife Management Area (19) Jersey County	
Gladstone Lake, Henderson County Conservation Area Henderson County	
All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 10 Fish Daily Creel Limit
Channel or Blue Catfish (14)	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	- 1 Fish \geq 15" and/or 2 <12" Daily (31)
Glen Oak Park Lagoon, Peoria Park District Peoria County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Glen Shoals Lake, City of Hillsboro Montgomery County	

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 13 Fish Daily Creel Limit
Striped, White, or Hybrid Striped Bass	- 17" Minimum Length Limit
Striped, White, or Hybrid Striped Bass (16)	- 3 Fish Daily Creel Limit

Godar-Diamond/Hurricane Island Wildlife Management Area (19)
Calhoun County

Gompers Park Lagoon, Chicago Park District
Cook County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 4 Fish Daily Creel Limit

Gordon F. More Park Lake, City of Alton
Madison County

All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 25 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit

Governor Bond Lake, City of Greenville
Bond County

Channel Catfish	- All jugs must be attended at all times while fishing (2)
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Striped, White, or Hybrid Striped Bass	- 17" Minimum Length Limit
Striped, White, or Hybrid Striped Bass (16)	- 3 Fish Daily Creel Limit
White, Black, or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit

Grayslake Park District (Grayslake and Park Ponds), City of Grayslake
Lake County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Greenfield City Lake, City of Greenfield
Greene County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 12"-15" Protected Slot Length Limit (no possession)
- Large or Smallmouth Bass - 5 Fish Under 12" and 1 Fish Over 15" Daily Creel Limit

Greenville Old City Lake, Kingsbury Park District
Bond County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Trout - Fall Closed Season (10)
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Grove Lake, DuPage County Forest Preserve District
DuPage County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 3 Fish Daily Creel Limit
- Channel Catfish - 12" Minimum Length Limit
- Large or Smallmouth Bass - 18" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- White, Black, or Hybrid Crappie - 9" Minimum Length Limit
- White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit

Hanover Lake – Apple River Canyon State Park, State of Illinois
Jo Daviess County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Harrisburg New City Reservoir, City of Harrisburg

Saline County

- All Fish - 2 Pole and Line Fishing Only (1)
 - Channel Catfish - 6 Fish Daily Creel Limit
 - Striped, White, or Hybrid Striped Bass - 17" Minimum Length Limit
 - Striped, White or Hybrid Striped Bass - 3 Fish Daily Creel Limit
- (16)

Heidecke Lake, Heidecke Lake State Fish and Wildlife Area

Grundy County (41)

- Recreational Use Restrictions - Heidecke Lake shall be closed to all fishing and boat traffic except for legal waterfowl hunters from 10 days prior to duck season through the day before duck season and is closed to all fishing during waterfowl season commencing with regular duck season through the close of the Canada goose and regular duck season
- All live bait in excess of 8" must be rigged with a quick set rig (43)
- All Fish - 2 Pole and Line Fishing Only (1)
- Black, White, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14) - 12" to 18" Protected Slot (no possession); 1 over 18" and 2 under 12" Daily Creel Limit (46)
- Pure Muskellunge - 48" Minimum Length Limit
- Striped, White, or Hybrid Striped Bass (16) - 10 Creel/3 Fish 17" or Longer Daily (17)
- Walleye, Sauger, or Hybrid Walleye - 16" Minimum Length Limit
- Walleye, Sauger, or Hybrid Walleye (14) - 3 Fish Daily Creel Limit

Helmbold Slough (19)

Calhoun County

Hennepin Canal – Mainline & Feeder, Hennepin Canal Parkway State Park

Multiple Counties

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- | | |
|--------------------------|---|
| All Fish | - 2 Pole and Line Fishing Only (1) (13) |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Trout | - Fall Closed Season (10) |
| Trout | - Spring Closed Season (11) |
- Hennepin-Hopper Lakes, The Wetlands Initiative
Putnam County
- | | |
|--|--|
| Recreational Use Restrictions | - All live bait in excess of 8" must be rigged with a quick set rig (43) |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Black, White or Hybrid Crappie | - 9" Minimum Length Limit |
| Black, White or Hybrid Crappie (15) | - 25 Fish Daily Creel Limit |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
| Pure Muskellunge | - 42" Minimum Length Limit |
| Walleye, Sauger or Hybrid Walleye | - 18" Minimum Length Limit |
| Walleye, Sauger or Hybrid Walleye (14) | - 3 Fish Daily Creel Limit |
- Herrin Lake #1, City of Herrin
Williamson County
- | | |
|-------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
- Herrin Lake #2, City of Herrin
Williamson County
- | | |
|-------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
- Hidden Springs State Forest Pond, Hidden Springs State Forest
Shelby County
- | | |
|---------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Bluegill or Redear Sunfish (14) | - 10 Fish Daily Creel Limit |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 18" Minimum Length Limit |

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Highland Old City Lake, City of Highland
Madison County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
Trout - Fall Closed Season (10)

Hillsboro Old City Lake, City of Hillsboro
Montgomery County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 12-15" Slot Length Limit

Homer Guthrie Pond – Eldon Hazlet State Park, State of Illinois
Clinton County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
Large or Smallmouth Bass - 18" Minimum Length Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Homer Lake, Champaign County Forest Preserve District
Champaign County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
White, Black, or Hybrid Crappie - 9" Minimum Length Limit
White, Black, or Hybrid Crappie (15) - 25 Fish Daily Creel Limit

Hormel Pond, Donnelly State Fish and Wildlife Area
Bureau County

All Fish - 2 Pole and Line Fishing Only (1) (5)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit

Horseshoe Lake – Alexander Co., Horseshoe Lake Conservation Area

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Alexander County

- | | |
|-------------------------------|---|
| Recreational Use Restrictions | - Only trolling motors in refuge from
October 15-March 1 |
| All Fish | - 2 Pole and Line Fishing Only (1) (5) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |

Horseshoe Lake – Madison County, Horseshoe Lake State Park (19)

Madison County

- | | |
|-------------------------------------|---|
| All Fish | - 2 Pole and Line Fishing Only (1) (5) (28) |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
| White, Black or Hybrid Crappie (15) | - 25 Fish Daily Creel Limit |

Horsetail Lake, Cook County Forest Preserve District

Cook County

- | | |
|--|---|
| All Fish | - 2 Pole and Line Fishing Only (1) (36) |
| Bluegill, Redear, or Pumpkinseed
Sunfish (14) | - 15 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Trout | - Fall Closed Season (10) |
| White, Black, or Hybrid Crappie (15) | - 15 Fish Daily Creel Limit |

Horton Lake, Nauvoo State Park

Hancock County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |

Humbolt Park Lagoon, Chicago Park District

Cook County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 4 Fish Daily Creel Limit |

Hurricane Pond, Fox Ridge State Park

Coles County

- | | |
|---------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Bluegill or Redear Sunfish (14) | - 5 Fish Daily Creel Limit |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 18" Minimum Length Limit |

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Illinois & Michigan Canal, State of Illinois
Grundy/LaSalle/ Will Counties

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Trout - Spring Closed Season (11)

Illinois Beach State Park Ponds, Illinois Beach State Park
Lake County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit

Illinois Department of Transportation Lake, State of Illinois
Sangamon County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Trout - Fall Closed Season (10)
Trout - Spring Closed Season (11)

Illinois River – Pool 26 (19)
Calhoun County

Illinois River – Starved Rock and Marseilles Pools
LaSalle and Grundy Counties

Large or Smallmouth Bass - 18" Minimum Length Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
White, Black or Hybrid Crappie (15) - 10 Fish Daily Creel Limit

Illinois River – State of Illinois
Multiple Counties

Large or Smallmouth Bass - 12" Minimum Length Limit

Indian Boundary South Pond, Frankfort Square Park District
Will County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Iroquois & Kankakee Rivers and their Tributaries, State of Illinois

Multiple Counties

- | | |
|---|---|
| Walleye, Sauger and Hybrid Walleye | - 14"16" Minimum Length Limit |
| Walleye, Sauger and Hybrid Walleye (14) | - <u>18" to 26" Protected Slot (no possession); 3 Fish Daily Creel of which only 1 can be > 26" (47)3 Fish Daily Creel Limit</u> |

Island Pond, Boone County Conservation District

Boone County

- | | |
|-------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |

Jackson Park (Columbia Basin) Lagoon, Chicago Park District

Cook County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 4 Fish Daily Creel Limit |

Jericho Lake, Fox Valley Park District

Kane County

- | | |
|--------------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 3 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |
| Black, White, or Hybrid Crappie | - 9" Minimum Length Limit |
| Black, White, or Hybrid Crappie (15) | - 15 Fish Daily Creel Limit |

Jim Edgar/Panther Creek Fish and Wildlife Area, All Lakes and Ponds, Jim Edgar/Panther Creek Fish and Wildlife Area

Cass County

- | | |
|-------------------------------|--|
| Recreational Use Restrictions | - All live bait in excess of 8" must be rigged with a quick set rig (43) |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
| Pure Muskellunge | - 48" Minimum Length Limit |

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Jim Edgar/Panther Creek Fish and Wildlife Area – Drake Lake, Jim Edgar/Panther Creek Fish and Wildlife Area

Cass County

- | | |
|---------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Bluegill or Redear Sunfish (14) | - 10 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |

Jim Edgar/Panther Creek Fish and Wildlife Area, Gurney Road Pond, Jim Edgar/Panther Creek Fish and Wildlife Area

Cass County

- | | |
|-------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
| Trout | - Spring Closed Season (11) |

Johnson Sauk Trail Lake & Pond, Johnson Sauk Trail State Park

Henry County

- | | |
|-------------------------------|--|
| Recreational Use Restrictions | - All live bait in excess of 8" must be rigged with a quick set rig (43) |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |

Jones Lake Trout Pond, Saline County Conservation Area

Saline County

- | | |
|-------|---------------------------|
| Trout | - Fall Closed Season (10) |
|-------|---------------------------|

Jones Park Lake, City of East St. Louis

St. Clair County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Trout | - Fall Closed Season (10) |
| Trout | - Spring Closed Season (11) |

Jones State Lake, Saline County Conservation Area

Saline County

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14"-18" Protected Slot Length Limit (no possession) (38)
Large or Smallmouth Bass (14)	- 5 Fish under 14" and 1 Fish over 18" Daily Creel Limit

Jubilee College State Park Pond, Jubilee College State Park

Peoria County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit

Kankakee-Iroquois Rivers and their Tributaries, State of Illinois

Multiple Counties

Walleye, Sauger, and Hybrid Walleye	- 14" Minimum Length Limit
Walleye, Sauger, and Hybrid Walleye (14)	- 18" to 26" Protected Slot (no possession); 3 Fish Daily Creel of which only 1 can be > 26" (47)

Kankakee River, from the Kankakee Dam to the mouth of the Kankakee River, including tributaries, State of Illinois

Multiple Counties

Smallmouth Bass	- 12"-18" Protected Slot Length Limit (no possession)
Smallmouth Bass	- 1 Fish over 18" and 2 Fish under 12" Daily Creel Limit (37)

Kaskaskia River Fish and Wildlife Area – Doza Creek Wildlife Management Area (33)

St.Clair County

Kendall Co. Lake #1, Kendall County Forest Preserve District

Kendall County

All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 10 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Kent Creek
Winnebago County
Trout

- Catch and Release Fishing Only (9)

Kickapoo State Park Lakes & Pond, Kickapoo State Park
Vermilion County

All Fish

- 2 Pole and Line Fishing Only (1)

Bluegill or Redear Sunfish (14)

-10 Fish Daily Creel Limit

Channel Catfish

- 6 Fish Daily Creel Limit

~~Large or Smallmouth Bass~~

~~-14" Minimum Length Limit~~

Large or Smallmouth Bass (14)

- 12"-15" Protected Slot Length Limit (no possession); 3 Fish Daily Creel Limit of which no more than 1 fish may be greater than or equal to 15" and no more than 2 may be less than 12" (31)

Kincaid City Reservoir, City of Kincaid
Christian County

All Fish

- 2 Pole and Line Fishing Only (1)

Channel Catfish

- 6 Fish Daily Creel Limit

Large or Smallmouth Bass

- 15" Minimum Length Limit

Kinkaid Lake, Kinkaid Lake State Fish and Wildlife Area

Jackson County

Recreational Use Restrictions

- All live bait in excess of 8" must be rigged with a quick set rig (43)

Large or Smallmouth Bass

- 16" Minimum Length Limit

Large or Smallmouth Bass (14)

- 3 Fish Daily Creel Limit

Pure Muskellunge

- 48" Minimum Length Limit (40)

White, Black, or Hybrid Crappie

- 9" Minimum Length Limit

White, Black, or Hybrid Crappie (15)

- 25 Fish Daily Creel Limit

Kinmundy Reservoir, City of Kinmundy

Marion County

All Fish

- 2 Pole and Line Fishing Only (1) (5)

Channel Catfish

- 6 Fish Daily Creel Limit

Large or Smallmouth Bass

- 15" Minimum Length Limit

Large or Smallmouth Bass (14)

- 1 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Kishwaukee River and South Branch of Kishwaukee River and Tributaries, State of Illinois
Multiple Counties

Smallmouth Bass - 14" Minimum Length Limit

Lake Atwood, McHenry County Conservation District

McHenry County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
Trout - Spring Closed Season (11)

Lake Bloomington, City of Bloomington

McLean County

All Fish - 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Striped, White, or Hybrid Striped Bass - 17" Minimum Length Limit
Striped, White, or Hybrid Striped Bass - 3 Fish Daily Creel Limit
(16)
White, Black or Hybrid Crappie (15) - 25 Fish Daily Creel Limit

Lake Carlton, Morrison-Rockwood State Park

Whiteside County

Recreational Use Restrictions - All live bait in excess of 8" must be rigged
with a quick set rig (43)
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
Pure Muskellunge - 36" Minimum Length Limit
White, Black, or Hybrid Crappie (15) - 25 Fish Daily Creel Limit

Lake Co. Forest Preserve District Lakes (except Independence Grove Lake), Lake County

Forest Preserve District

Lake County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 3 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Large Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Walleye, Sauger, or Hybrid Walleye	- 16" Minimum Length Limit
Lake Decatur, City of Decatur	
Macon County	
All Fish	- 2 Pole and Line Fishing Only (1) (29) (36)
White, Black, or Hybrid Crappie	- 10" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 10 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Lake Depue Fish and Wildlife Area (33)	
Bureau County	
Lake Eureka, City of Eureka	
Woodford County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Lake George, Loud Thunder Forest Preserve	
Rock Island County	
Recreational Use Restrictions	- All live bait in excess of 8" must be rigged with a quick set rig (43)
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Pure Muskellunge	- 36" Minimum Length Limit
Striped, White, or Hybrid Striped Bass	- 17" Minimum Length Limit
Striped, White, or Hybrid Striped Bass (16)	- 1 Fish Daily Creel Limit
White, Black, or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit
Lake Jacksonville, City of Jacksonville	
Morgan County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Striped, White, or Hybrid Striped Bass - 17" Minimum Length Limit
 Striped, White, or Hybrid Striped Bass - 3 Fish Daily Creel Limit
 (16)
 White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit
 White, Black, or Hybrid Crappie - 9" Minimum Length Limit

Lake Kakusha, City of Mendota

LaSalle County

- All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
 White, Black, or Hybrid Crappie (15) - 25 Fish Daily Creel Limit

Lake Le-Aqua-Na Kids Only Fishing Pond, Lake Le-Aqua-Na State ParkStephenson County

- Recreational Use Restrictions - Only kids under 16 years of age permitted to fish
Channel Catfish - 1 Fish Daily Creel Limit
Bluegill or Redear Sunfish and Their Hybrids - 10 Fish Daily Creel Limit

Lake Le-Aqua-Na, Lake Le-Aqua-Na State Park

Stephenson County

- All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit
 White, Black, or Hybrid Crappie (15) - 10 Fish Daily Creel Limit

Lake Mendota, City of Mendota

LaSalle County

- All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass (14) - 1 Fish \geq 15" &/or 2 <12" Daily (31)

Lake Michigan (Illinois Portion), State of Illinois

Lake/Cook Counties

- Trout and Salmon - 10" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Trout and Salmon	- No more than 5 fish of any one species daily, except for Lake Trout
Lake Trout	- 2 Fish Daily Creel Limit
Yellow Perch	- 15 Fish Daily Creel Limit
Yellow Perch	- Closed During July (exception: 10 fish daily limit during July for youth under age 16)
Large or Smallmouth Bass	- 21" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Lake Milliken, Des Plaines Conservation Area	
Will County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Trout	- Spring Closed Season (11)
Lake Mingo & Kennekuk Cove Park Ponds, Vermilion County Conservation Area	
Vermilion County	
Recreational Use Restrictions	- All live bait in excess of 8" must be rigged with a quick set rig (43)
All Fish	- 2 Pole and Line Fishing Only (1) (44)
Bluegill or Redear Sunfish (14)	- No more than 5 fish over 7" permitted; unlimited daily creel for fish 7" and under
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Pure Muskellunge	- 48" Minimum Length Limit (40)
White, Black, or Hybrid Crappie	- 9" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 15 Fish Daily Creel Limit
Lake Murphysboro, Lake Murphysboro State Park	
Jackson County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Lake Nellie, City of St. Elmo	
Fayette County	
All Fish	- 2 Pole and Line Fishing Only (1) (5)
Channel Catfish	- 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- | | |
|-------------------------------|----------------------------|
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |

Lake of the Woods & Elk's Pond, Champaign County Forest Preserve District
Champaign County

- | | |
|---------------------------------|--|
| Recreational Use Restrictions | - All live bait in excess of 8" must be rigged with a quick set rig (43) |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Bluegill or Redear Sunfish (14) | - No more than 5 fish over 7" permitted; unlimited daily creel for fish 7" and under |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |
| Trout | - Spring Closed Season (11) |

Lake Owen, Hazel Crest Park District
Cook County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |

Lake Paradise, City of Mattoon
Coles County

- | | |
|--------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |

~~Lake Paradise Shadow Ponds, City of Mattoon
Coles County~~

- | | |
|-------------------------------------|---|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Channel Catfish | - 6 Fish Daily Creel Limit |

Lake Sara, City of Effingham
Effingham County

- | | |
|--------------------------------------|-----------------------------|
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| White, Black, or Hybrid Crappie (15) | - 25 Fish Daily Creel Limit |

Lake Shelbyville (21), U.S. Army Corps of Engineers
Moultrie/Shelby Counties

- | | |
|-------------------------------|---|
| Recreational Use Restrictions | - During the regular waterfowl season, no |
|-------------------------------|---|

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- bank or boat fishing shall be permitted on the Kaskaskia River from the Strickland Boat Access north to the Illinois Central Railroad Bridge from one-half hour before sunrise to 1 p.m.
- All live bait in excess of 8" must be rigged with a quick set rig (43)
 - 14" Minimum Length Limit
 - 48" Minimum Length Limit (40)
 - 15 Fish Daily Creel Limit with only 5 Fish under 10" and 10 Fish 10" and over permitted
- Large or Smallmouth Bass
Pure Muskellunge
White, Black, or Hybrid Crappie (15)
- Lake Shelbyville – U.S. Army Corps of Engineers Project Ponds and Wood Lake, and Lake Shelbyville State Fish and Wildlife Management Area Ponds (33)
Moultrie/Shelby Counties
- All Fish - 2 Pole and Line Fishing Only (1)
 - Channel Catfish - 6 Fish Daily Creel Limit
 - Large or Smallmouth Bass - 14" Minimum Length Limit
 - White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit with only 5 Fish under 10" and 10 Fish 10" and over permitted
- Lake Shermerville, Northbrook Park District
Cook County
- All Fish - 2 Pole and Line Fishing Only
 - Channel Catfish - 6 Fish Daily Creel Limit
- Lake Sinnissippi (33)
Whiteside County
- Lake Springfield, City of Springfield
Sangamon County
- All Fish - 2 Pole and Line Fishing Only (1) (5)
 - Large or Smallmouth Bass - 15" Minimum Length Limit
 - White, Black, or Hybrid Crappie (15) - 10 Fish Daily Creel Limit
 - White, Black, or Hybrid Crappie - 10" Minimum Length Limit
- Lake Storey, City of Galesburg

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Knox County

- | | |
|---|--|
| Recreational Use Restrictions | - All live bait in excess of 8" must be rigged with a quick set rig (43) |
| All Fish | - 2 Pole and Line Fishing Only (1) (5) |
| Bluegill and Redear Sunfish (14) | - 25 Fish Daily Creel Limit |
| Channel or Blue Catfish (14) | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass (14) | - 1 Fish > 15" and/or 5 < 12" Daily (12) |
| Pure Muskellunge | - 42" Minimum Length Limit |
| Walleye, Sauger, or Hybrid Walleye (14) | - 3 Fish Daily Creel Limit |

Lake Strini, Village of Romeoville

Will County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |

Lake Sule, Flagg-Rochelle Park District

Ogle County

- | | |
|-------------------------------------|--|
| Recreational Use Restrictions | - All live bait in excess of 8" must be rigged with a quick set rig (43) |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Bluegill or Redear Sunfish (14) | - 5 Fish Daily Creel Limit |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |
| Pure Muskellunge | - 36" Minimum Length Limit |
| White, Black or Hybrid Crappie (15) | - 10 Fish Daily Creel Limit |

Lake Taylorville, City of Taylorville

Christian County

- | | |
|--------------------------------------|-----------------------------|
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| White, Black, or Hybrid Crappie | - 9" Minimum Length Limit |
| White, Black, or Hybrid Crappie (15) | - 25 Fish Daily Creel Limit |

Lake Vandalia, City of Vandalia

Fayette County

- | | |
|--------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Striped, White, or Hybrid Striped Bass - 17" Minimum Length Limit
 Striped, White, or Hybrid Striped Bass - 3 Fish Daily Creel Limit
 (16)

Lake Vermilion, Vermilion County Conservation District

Vermilion County

All Fish - 2 Pole and Line Fishing Only (1) (26)
 (except that sport fishermen may take carp, carpsuckers, buffalo, gar, bowfin, and suckers by pitchfork, gigs, bow and arrow or bow and arrow devices north of Boiling Springs Road, but not within 300 feet around the wetland boardwalk)

Large or Smallmouth Bass - 15" Minimum Length Limit
 White, Black, or Hybrid Crappie - 9" Minimum Length Limit
 White, Black, or Hybrid Crappie (15) - 25 Fish Daily Creel Limit

Lake Victoria, City of South Beloit

Winnebago County

All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Lake Williamsville, City of Williamsville

Sangamon County

All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit

LaSalle Lake, LaSalle Lake State Fish and Wildlife Area

LaSalle County

Recreational Use Restrictions - Waterfowl refuge or hunting area; site regulations apply

All Fish - 2 Pole and Line Fishing Only (1)
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
 Large or Smallmouth Bass - 18" Minimum Length Limit
 Striped, White, or Hybrid Striped Bass - 10 Creel/3 Fish 17" or Longer Daily (17)
 (16)

DEPARTMENT OF NATURAL RESOURCES

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Levings Lake, Rockford Park District

Winnebago County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit

Lincoln Log Cabin Pond, Lincoln Log Cabin Historical Site

Coles County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit

Lincoln Park North Lagoon, Chicago Park District

Cook County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 4 Fish Daily Creel Limit

Lincoln Park South Lagoon, Chicago Park District

Cook County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 4 Fish Daily Creel Limit

Lincoln Trail Lake, Lincoln Trail State Park

Clark County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14-18" Slot Length Limit (14" to 18" protected)
Large or Smallmouth Bass (14)	- 4 Creel/1 Fish >18" Daily (daily Catch Limit for large or smallmouth bass, singly or in the aggregate, shall not exceed 4 fish per day, no more than one of which shall be greater than 18" in length)

Litchfield City Lake, City of Litchfield

Montgomery County

Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit – 1 Fish 15" or
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NOTICE OF PROPOSED AMENDMENTS

	Over and 2 Fish Under 15" Total Length (25)
White, Black or Hybrid Crappie (15)	- 15 Fish Daily Creel Limit
Loami Reservoir, City of Loami	
Sangamon County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Lou Yeager Lake, City of Litchfield	
Montgomery County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Mackinaw Ponds 1, 2, and 3, Mackinaw State Fish and Wildlife Area	
Tazewell County	
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Macon County Conservation District Ponds (see also Rock Springs Pond and Rock Springs Bike Trail Pond), Macon County Conservation District	
Macon County	
All Fish	- 2 Pole and Line Fishing Only (1)
Mallard Lake, DuPage County Forest Preserve District	
DuPage County	
Recreational Use Restrictions	- All live bait in excess of 8" must be rigged with a quick set rig (43)
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 3 Fish Daily Creel Limit
Channel Catfish	- 12" Minimum Length Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Pure Muskellunge	- 48" Minimum Length Limit (40)
Walleye, Sauger, or Hybrid Walleye	- 16" Minimum Length Limit
Walleye, Sauger, or Hybrid Walleye (14)	- 3 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

White, Black, or Hybrid Crappie	- 9" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 15 Fish Daily Creel Limit
Maple Lake, Cook County Preserve District	
Cook County	
All Fish	- 2 Pole and Line Fishing Only (1) (36)
Bluegill, Redear, or Pumpkinseed	- 15 Fish Daily Creel Limit
Sunfish (14)	
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 15 Fish Daily Creel Limit
Marine Heritage Lake, Village of Marine	
Madison County	
All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 25 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Marissa City Lake, City of Marissa	
St. Clair County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Marquette Park Lagoon, Chicago Park District	
Cook County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 4 Fish Daily Creel Limit
Marshall County Conservation Area (Fishing Ditch), Marshall County Conservation Area (33)	
Marshall County	
All Fish	- 2 Pole and Line Fishing Only (1)
Marshall County Conservation Area – Sparland Unit (33)	
Marshall County	
Mascoutah Reservoir, City of Mascoutah	
St. Clair County	

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All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Matthiessen Lake, Matthiessen State Park	
LaSalle County	
All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 10 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Mattoon Lake, City of Mattoon	
Coles County	
All Fish	- 2 Pole and Line Fishing Only (1)
Large or Smallmouth Bass	- 14" Minimum Length Limit
Mautino Fish and Wildlife Area, Mautino Fish and Wildlife Area	
Bureau County	
All Fish	- 2 Pole and Line Fishing Only (1) (34)
Bluegill or Redear Sunfish (14)	- 10 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Mauvaise Terre/Morgan Lake, City of Jacksonville	
Morgan County	
Large or Smallmouth Bass	- 15" Minimum Length Limit
Mazonia Lakes & Ponds (excluding Ponderosa Lake), Mazonia State Fish and Wildlife Area (33)	
Grundy/Kankakee/Will Counties	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
White, Black or Hybrid Crappie (15)	- 10 Fish Daily Creel Limit
McCullom Lake, City of McHenry	
McHenry County	

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All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 25 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit

McKinley Park Lagoon, Chicago Park District
Cook County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 4 Fish Daily Creel Limit

McLeansboro City Lakes, City of McLeansboro
Hamilton County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit

[Mechanicsburg Park Pond, City of Mechanicsburg](#)
[Sangamon County](#)

<u>All Fish</u>	<u>- 2 Pole and Line Fishing Only (1)</u>
<u>Channel Catfish</u>	<u>- 3 Fish Daily Creel Limit</u>
<u>Large or Smallmouth Bass</u>	<u>- 15" Minimum Length Limit</u>
<u>Large or Smallmouth Bass (14)</u>	<u>- 3 Fish Daily Creel Limit</u>

Meredosia Lake – Cass County Portion Only (meandered waters only) (33)
Cass County

Meredosia Lake, Cass County Portion
Cass County

Recreational Use Restrictions	- Meandered waters only; All boat traffic is prohibited from operating on meandered waters (except non-motorized boats may be used to assist in the retrieval of waterfowl shot from private land) from the period from one week before waterfowl season opens until the season closes; hunting and/or any other activity is prohibited during the period from one week before waterfowl season opens until the season
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NOTICE OF PROPOSED AMENDMENTS

closes

Mermet State Lake, Mermet Lake Conservation Area (33)

Massac County

- All Fish - 2 Pole and Line Fishing Only (1) (5)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- White, Black, or Hybrid Crappie (15) - 25 Fish Daily Creel Limit

Middle Fork Forest Preserve Pond, Champaign County Forest Preserve

Champaign County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit

Middle Fork of the Vermilion River, Kickapoo State Park and Middle Fork Fish and Wildlife Area

Vermilion County

- All Fish - 2 Pole and Line Fishing Only (1)

Mill Creek Lake, Clark County Park District

Clark County

- Recreational Use Restrictions - All live bait in excess of 8" must be rigged with a quick set rig (43)
- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 12-15" Slot Length Limit (3)
- Pure Muskellunge - 42" Minimum Length Limit

Mill Pond, Pearl City Park District

Stephenson County

- All Fish - 2 Pole and Line Fishing Only (1)
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Mill Race Ponds, Belvidere Park District

Boone County

- All Fish - 2 Pole and Line Fishing Only (1)

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NOTICE OF PROPOSED AMENDMENTS

- Channel Catfish - 6 Fish Daily Creel Limit
- Trout - Spring Closed Season (11)

Miller Park Lake, City of Bloomington
McLean County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Trout - Spring Closed Season (11)

Mineral Springs Park Lagoon, City of Pekin
Tazewell County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Trout - Fall Closed Season (10)

Mississippi River Pools 16, 17, 18, 21, 22, 24 (33)
Multiple Counties

Mississippi River Pools 25 and 26 (19)
Multiple Counties

Mississippi River (between IL & IA), State of Illinois
Multiple Counties

- Recreational Use Restrictions - Any tagged sport fishing device may not be left unattended for more than 24 hours or must be completely removed
- ~~Tailwaters of Lock and Dam 12 (down to Mill Creek, an Iowa tributary located at River Mile 556.0) and tailwaters of Lock and Dam 13 (down to the downstream end of Stamp Island, River Mile 521.5) closed to all fishing from December 1 through March 15)~~
- All Fish - Maximum treble hook size is 5/0; gaffs may not be used to land paddlefish
- Anglers must not use more than 2 poles and each pole must not have more than 2 hooks or lures while trolling
- Bluegill or Pumpkinseed Sunfish - 25 Fish Daily Creel Limit singly or in

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	aggregate
Large or Smallmouth Bass	- 14" Minimum Length Limit
Large or Smallmouth Bass (14)	- 5 Fish Daily Creel Limit
Northern Pike	- 5 Fish Daily Creel Limit
Paddlefish	- Snagging for paddlefish is permitted from ½ hour before sunrise to ½ hour after sunset daily, March 1 through April 15 within a 500 yard downstream limit below locks and dams on the Mississippi River between Illinois and Iowa except the tailwaters of Lock and Dam 12 and 13 are closed to all fishing from December 1 through March 15 ; daily catch limit is 2 fish; the maximum length limit for paddlefish taken from the Mississippi River between Illinois and Iowa is 33" eye-fork length (EFL) (all paddlefish greater than or equal to 33" EFL must be immediately released back to the Mississippi River); no sorting allowed; once the daily limit of paddlefish has been reached, snagging must cease
Rock Bass	- 25 Fish Daily Creel Limit
Striped, White, Yellow or Hybrid Striped Bass	- 25 Fish Daily Creel Limit singly or in aggregate – statewide regulation limiting daily creel to 3 fish 17" or longer is not in effect on the Mississippi River between Illinois and Iowa
Walleye and Sauger (14)	- 6 Fish Daily Creel Limit with no more than 1 walleye greater than 27" in total length
Walleye	- 15" Minimum Length Limit with a 20-27" Protected Slot Length Limit (24)
White, Black or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit singly or in aggregate
Yellow Perch	- 25 Fish Daily Creel Limit
Mississippi River (between IL & MO), State of Illinois Multiple Counties Recreational Use Restrictions	- Boating prohibited on refuge area (Ellis Bay) immediately upstream of Melvin Price Lock

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NOTICE OF PROPOSED AMENDMENTS

- and Dam 26 overflow dike from October 15-April 15
- Any tagged sport fishing device may not be left unattended for more than 24 hours or must be completely removed
 - 100 Total Fish Daily Creel Limit
- All Nongame Species Combined
(Excludes endangered and threatened species and the following game species:
Crappie, Channel/Blue/ Flathead
Catfish, Rock Bass, Warmouth,
White/Yellow/Striped/ Hybrid Striped
Bass, Trout,
Largemouth/Smallmouth/Spotted Bass,
Muskellunge, Northern Pike,
Chain/Grass Pickerel, Walleye, Sauger,
Paddlefish)
- Channel or Blue Catfish (14) - 20 Fish Daily Creel Limit
 - Flathead Catfish - 10 Fish Daily Creel Limit
 - Largemouth, Smallmouth, Spotted Bass - 12" Minimum Length Limit or
 - Northern Pike - 1 Fish Daily Creel Limit
 - Paddlefish - 24" Eye to Fork Minimum Length Limit
 - Paddlefish - Snagging for paddlefish is permitted from September 15 through December 15 and March 15 through May 15 within a 300 yard downstream limit below locks and dams on the Mississippi River between Illinois and Missouri except for the Chain of Rocks low water dam at Chouteau Island, also known as Dam 27 at the Chain of Rocks (Madison County) where no snagging is permitted; daily catch limit is 2 fish; sorting is permitted; every paddlefish greater than or equal to 24 inches in eye to fork length must be taken into immediate possession and included in the daily catch limit; paddlefish less than 24" eye to fork length must be returned immediately to the water; once the daily limit of paddle fish has been reached, snagging must cease

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Striped, White, Yellow or Hybrid Striped Bass	- 30 Fish Daily Creel Limit singly or in aggregate – statewide regulation limiting daily creel to 3 fish 17" or longer is not in effect on the Mississippi River between Illinois and Missouri
Walleye and Sauger (14)	- 8 Fish Daily Creel Limit
White, Black or Hybrid Crappie (15)	- 30 Fish Daily Creel Limit
Monee Reservoir, Will County Forest Preserve District Will County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Montrose Lake, City of Montrose Cumberland County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Mt. Olive City Lakes (Old and New), City of Mt. Olive Macoupin County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Mt. Pulaski Park District Lake, Mt. Pulaski Park District Logan County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 3 Fish Daily Creel Limit
Mt. Sterling Lake, City of Mt. Sterling Brown County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 12-15" Slot Length Limit (3)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Mt. Vernon City Park Lake, City of Mt. Vernon

Jefferson County

- | | |
|-------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |

Mt. Vernon Game Farm Pond, Mt. Vernon Game Farm

Jefferson County

- | | |
|----------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Trout | - Fall Closed Season (10) |
| Trout | - Spring Closed Season (11) |

Mundelein Park District Ponds , City of Mundelein

Lake County

- | | |
|-------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |

Nashville City Lake, City of Nashville

Washington County

- | | |
|--------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 18" Minimum Length Limit |

Newton Lake, Newton Lake State Fish and Wildlife Area (41) (33)

Jasper County

- | | |
|-------------------------------|--|
| Recreational Use Restrictions | - The cold water arm of Newton Lake shall be closed daily from one-half hour before sunrise until 1:00 p.m. to all fishing and boat traffic except for legal waterfowl hunters during waterfowl season commencing with regular duck season through the close of the Canada goose and regular duck season |
| All Fish | - 2 Pole and Line Fishing Only (1) (5) |
| Large or Smallmouth Bass | - 18" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- White, Black, or Hybrid Crappie (15) - 10 Fish Daily Creel Limit
 White, Black, or Hybrid Crappie - 10" Minimum Length Limit

Norris City Reservoir, City of Norris City
 White County

- All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 15" Minimum Length Limit

North Marcum Campground Pond, U.S. Army Corps of Engineers
 Franklin County

- Recreational Use Restrictions - Fishing permitted only by persons under 16
 years of age
 All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Oakland City Lake, City of Oakland
 Coles County

- All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit

Oblong Lake, City of Oblong
 Crawford County

- All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 15" Minimum Length Limit
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Ohio River (between Illinois & Kentucky), State of Illinois
 Multiple Counties

- Large or Smallmouth Bass - 12" Minimum Length Limit
 Northern Pike - No Length or Creel Limit
 Muskie or Tiger Muskie - 2 Fish Daily Creel Limit
 Muskie or Tiger Muskie - 30" Minimum Length Limit
 Walleye, Sauger, or Hybrid Walleye(14) - 10 Fish Daily Creel Limit
 White, Black, or Hybrid Crappie (15) - 30 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Striped, White, Yellow or Hybrid Striped Bass - 30 Creel/4 Fish 15" or Longer Daily (32)

Ohio River – Smithland Pool Tributary Streams (in Pope/Hardin/Gallatin Counties, excluding Wabash River and Saline River Above Route 1 Bridge)

Multiple Counties

Large and Smallmouth Bass - 12" Minimum Length Limit

Old Kinmundy Reservoir, City of Kinmundy

Marion County

All Fish - 2 Pole and Line Fishing Only (1)(5)

Channel Catfish - 6 Fish Daily Creel Limit

Large or Smallmouth Bass - 15" Minimum Length Limit

Olsen Lake, Rock Cut State Park

Winnebago County

All Fish - 2 Pole and Line Fishing Only (1)

Channel Catfish - 6 Fish Daily Creel Limit

Large or Smallmouth Bass - 14" Minimum Length Limit

Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Omaha City Reservoir, City of Omaha

Gallatin County

All Fish - 2 Pole and Line Fishing Only (1)

Channel Catfish - 6 Fish Daily Creel Limit

Large or Smallmouth Bass - 14" Minimum Length Limit

Omaha Township Reservoir, City of Omaha

Gallatin County

All Fish - 2 Pole and Line Fishing Only (1)

Channel Catfish - 6 Fish Daily Creel Limit

Large or Smallmouth Bass - 14" Minimum Length Limit

Otter Lake, Otter Lake Water Commission

Macoupin County

Recreational Use Restrictions - All live bait in excess of 8" must be rigged with a quick set rig (43)

All Fish - 2 Pole and Line Fishing Only (1) (5)

Channel Catfish - 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Striped, White, or Hybrid Striped Bass (16)	- 10 Creel/3 Fish 17" or Longer Daily (17)
Pure Muskellunge	- 48" Minimum Length Limit (40)

Palmyra – Modesto Water Commission Lake, Palmyra/Modesto Water Commission
Macoupin County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit

Pana Lake, City of Pana
Shelby and Christian Counties

Recreational Use Restrictions	- All live bait in excess of 8" must be rigged with a quick set rig (43)
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit

Paris East & West Lakes, City of Paris
Edgar County

All Fish	- 2 Pole and Line Fishing Only (1) (5)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit

Peabody River King, Pit #3 Lakes and Ponds, River King State Conservation Area (see also Willow Lake for additional regulations)

St Clair County

All Fish	- 2 Pole and Line Fishing Only (1) (5) (34)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
White, Black, or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit
White, Black, or Hybrid Crappie	- 9" Minimum Length Limit

Pecatonica River and Tributaries, State of Illinois
Winnebago/Stephenson Counties

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Smallmouth Bass - 14" Minimum Length Limit

Perry Farm Pond, Bourbonnais Park District
Kankakee County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit

Piasa (19)
Madison/Jersey Counties

Pierce Lake, Rock Cut State Park
Winnebago County

Recreational Use Restrictions - All live bait in excess of 8" must be rigged
with a quick set rig (43)
All Fish - 2 Pole and Line Fishing Only (1) (7)

Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Pure Muskellunge - 48" Minimum Length Limit (40)
White, Black, or Hybrid Crappie (15) - 25 Fish Daily Creel Limit

Pinckneyville Lake, City of Pinckneyville
Perry County

Large or Smallmouth Bass - 18" Minimum Length Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Pine Creek
Ogle County

Trout - Spring Closed Season (11)

Pine Creek (within the boundaries of White Pines Forest State Park)

Ogle County

All Fish - 2 Pole and Line Fishing Only (1)
Trout - Spring Closed Season (11)

Pine Lake, Village of University Park
Will County

All Fish - 2 Pole and Line Fishing Only (1)

DEPARTMENT OF NATURAL RESOURCES

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Channel Catfish	- 6 Fish Daily Creel Limit
Piscasaw Creek McHenry County	
Trout	- 9" Minimum Length Limit
Trout	- Spring Closed Season (11)
Pittsfield City Lake, City of Pittsfield Pike County	
All Fish	- 2 Pole and Line Fishing Only (1) (7)
Large or Smallmouth Bass	- 14" Minimum Length Limit
Striped, White, or Hybrid Striped Bass	- 17" Minimum Length
Striped, White, or Hybrid Striped Bass (16)	- 3 Fish Daily Creel Limit
Pocahontas Park Ponds, City of Pocahontas Bond County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Ponderosa Lake, Mazonia State Fish and Wildlife Area (33) Grundy County	
All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 10 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
White, Black or Hybrid Crappie (15)	- 10 Fish Daily Creel Limit
Powerton Lake, Powerton Lake Fish and Wildlife Area (39) Tazewell County	
Recreational Use Restrictions	- Powerton Lake shall be closed to boat traffic except for legal waterfowl hunters from one week prior to regular waterfowl season to February 15, and closed to all unauthorized entry during regular Canada goose and duck season
All Fish	- 2 Pole and Line Fishing Only (1)
Channel or Blue Catfish (14)	- 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Large or Smallmouth Bass	- 18" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Striped, White, or Hybrid Striped Bass (16)	- 10 Creel/3 Fish 17" or Longer Daily (17)
Walleye, Sauger, or Hybrid Walleye (14)	- 3 Fish Daily Creel Limit
Walleye, Sauger, or Hybrid Walleye	- 18" Minimum Length Limit

Prospect Pond, City of Moline

Rock Island County

Trout

- Fall Closed Season (10)

Pyramid State Park – Blue Wing Lake, Green Wing Lake and Goldeneye Lake, Pyramid State Park

Perry County

Recreational Use Restrictions

- Waterfowl Hunting Area (from October 28 through February 28 fishing is permitted in designated areas only, and fishing hours are from ½ hour before sunrise to 2 p.m.)
 - All live bait in excess of 8" must be rigged with a quick set rig (43)

All Fish

- 2 Pole and Line Fishing Only (1) (5)

Bluegill or Redear Sunfish (14)

- 25 Fish Daily Creel Limit

Channel Catfish

- 6 Fish Daily Creel Limit

Large or Smallmouth Bass

- 14 to 18" Protected Slot (no possession)

Large or Smallmouth Bass (14)

- 1 Fish over 18" and 5 Fish under 14" (40)

Pure Muskellunge

- 48" Minimum Length Limit

White, Black, or Hybrid Crappie (15)

- 25 Fish Daily Creel Limit

Pyramid State Park – Captain, Denmark, Galum and East Conant Areas – All Lakes and Ponds except Blue Wing Lake, Green Wing Lake and Goldeneye Lake, Pyramid State Park

Perry County

Recreational Use Restrictions

- Waterfowl Refuge or Hunting Area (all use other than waterfowl hunting prohibited from October 28 through February 28)
 - All live bait in excess of 8" must be rigged with a quick set rig (43)

All Fish

- 2 Pole and Line Fishing Only (1) (5)

Bluegill or Redear Sunfish (14)

- 25 Fish Daily Creel Limit

Channel Catfish

- 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Large or Smallmouth Bass	- 14" to 18" Protected Slot (no possession)
Large or Smallmouth Bass (14)	- 1 Fish over 18" and 5 Fish under 14" (40)
Pure Muskellunge	- 48" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit

Pyramid State Park Lakes & Ponds (excluding Captain, Denmark, Gallum and East Conant Areas), Pyramid State Park

Perry County

All Fish	- 2 Pole and Line Fishing Only (1) (5)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" to 18" Protected Slot (no possession)
Large or Smallmouth Bass (14)	- 1 Fish over 18" and 5 Fish under 14" (40)

Ramsey Lake, Ramsey Lake State Park

Fayette County

All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 25 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 10 Fish Daily Creel Limit
White, Black, or Hybrid Crappie	- 9" Minimum Length Limit

Ramsey Lake State Park Ponds, Ramsey Lake State Park

Fayette County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit

Randolph County Lake, Randolph County Conservation Area

Randolph County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Trout	- Fall Closed Season (10)

Red Hills Lake, Red Hills State Park

Lawrence County

All Fish	- 2 Pole and Line Fishing Only (1)
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DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- | | |
|--------------------------|----------------------------|
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |

Red's Landing Wildlife Management Area (19)
 Calhoun County
 (Walk-in area closed to trespassing 7 days prior to duck season)

Redwing Slough/Deer Lake (33)
 Lake County

Rend Lake, U.S. Army Corps of Engineers (22) (33)
 Franklin and Jefferson Counties

- | | |
|--|--|
| Channel Catfish | - All jugs must be attended at all times while fishing (2) |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Striped, White, Yellow, or Hybrid Striped Bass (8) | - 20 Creel/3 Fish 17" or Longer Daily |
| White, Black or Hybrid Crappie (15) | - 25 Creel/10 Fish 10" or Longer Daily |

Rend Lake Project Ponds – Jackie Branch Pond, Ina N. Borrow Pit, Green Heron Pond, North Marcum Campground Pond, U.S. Army Corps of Engineers
 Franklin and Jefferson Counties

- | | |
|---------------------------------|--|
| Recreational Use Restrictions | - See kids only fishing regulations for North Marcum Campground Pond |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Bluegill or Redear Sunfish (14) | - 10 Fish Daily Creel Limit |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |

Rice Lake Fish and Wildlife Area (33)
 Fulton County

Ridge Lake, Fox Ridge State Park
 Coles County

- | | |
|--------------------------|---|
| All Fish | - 2 Pole and Line Fishing Only (1) (27) |
| Channel Catfish | - 14" Minimum Length Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Riis Park Lagoon, Chicago Park District

Cook County

All Fish

- 2 Pole and Line Fishing Only (1)

Channel Catfish

- 4 Fish Daily Creel Limit

Riprap Landing (19)

Calhoun County

River Bend Forest Preserve Lakes (Sunset Lake and Shadow Lake), Champaign County Forest Preserve District

Champaign County

All Fish

- 2 Pole and Line Fishing Only (1)

Bluegill or Redear Sunfish

- 8" Minimum Length Limit

Bluegill or Redear Sunfish (14)

- 10 Fish Daily Creel Limit

Channel Catfish

- 6 Fish Daily Creel Limit

Large or Smallmouth Bass

- 15" Minimum Length Limit

Large or Smallmouth Bass (14)

- 1 Fish Daily Creel Limit

White, Black, or Hybrid Crappie

- 9" Minimum Length Limit

White, Black, or Hybrid Crappie (15)

- 10 Fish Daily Creel Limit

Riverside Park Lagoon, Moline Park District

Rock Island County

All Fish

- 2 Pole and Line Fishing Only (1)

Channel Catfish

- 6 Fish Daily Creel Limit

Rochester Park Pond, City of Rochester

Sangamon County

All Fish

- 2 Pole and Line Fishing Only (1)

Bluegill or Redear Sunfish (14)

- 10 Fish Daily Creel Limit

Channel Catfish

- 3 Fish Daily Creel Limit

Large or Smallmouth Bass

- 15" Minimum Length Limit

Large or Smallmouth Bass (14)

- 3 Fish Daily Creel Limit

Rock Creek, State of Illinois

Kankakee County

Trout

- Spring Closed Season (11)

Rock River, from the Sears and Steel Dam downstream to confluence of the Mississippi River, State of Illinois

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Rock Island County

Walleye

- 15" Minimum Length Limit with a 20-27"
Protected Slot Length Limit (24)

Walleye and Sauger (14)

- 6 Fish Daily Creel Limit with no more than 1
walleye greater than 27" in total lengthRock River, Wisconsin State Line downstream to confluence of the Mississippi River, including
tributaries, State of Illinois

Multiple Counties

Smallmouth Bass

- 14" Minimum Length Limit

Rock Springs Bike Trail Pond, Macon County Conservation District

Macon County

All Fish

- 2 Pole and Line Fishing Only (1)

Channel Catfish

- 6 Fish Daily Creel Limit

Large or Smallmouth Bass

- 15" Minimum Length Limit

Large or Smallmouth Bass (14)

- 1 Fish Daily Creel Limit

Rock Springs Pond, Macon County Conservation District

Macon County

All Fish

- 2 Pole and Line Fishing Only (1)

Channel Catfish

- 6 Fish Daily Creel Limit

Large or Smallmouth Bass

- 15" Minimum Length Limit

Large or Smallmouth Bass (14)

- 1 Fish Daily Creel Limit

Trout

- Fall Closed Season (10)

Roodhouse Park Lake, City of Roodhouse

Green County

All Fish

- 2 Pole and Line Fishing Only (1)

Channel Catfish

- 6 Fish Daily Creel Limit

Route 154 Day Use Pond, State of Illinois

Randolph County

All Fish

- 2 Pole and Line Fishing Only (1)

Channel Catfish

- 6 Fish Daily Creel Limit

Large or Smallmouth Bass

- 15" Minimum Length Limit

Large or Smallmouth Bass (14)

- 1 Fish Daily Creel Limit

Sag Quarry East, Cook County Forest Preserve District

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Cook County

- Bluegill, Redear, or Pumpkinseed Sunfish (14) - 15 Fish Daily Creel Limit
- Rainbow Trout - Spring Closed Season (11)
- White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit

Sahara Woods Fish and Wildlife Area, State of Illinois

Saline County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish (14) - 15 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 18" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit

St. Elmo South Lake, City of St. Elmo

Fayette County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit

Salem Reservoir, City of Salem

Marion County

- All Fish - 2 Pole and Line Fishing Only (1) (5)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit

Sam Dale Lake, Sam Dale Conservation Area

Wayne County

- Recreational Use Restrictions - All live bait in excess of 8" must be rigged with a quick set rig (43)
- All Fish - 2 Pole and Line Fishing Only (1) (5)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Pure Muskellunge - 48" Minimum Length Limit

Sam Dale Trout Pond, Sam Dale Conservation Area

Wayne County

- All Fish - 2 Pole and Line Fishing Only (1)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- | | |
|--------------------------|-----------------------------|
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Trout | - Fall Closed Season (10) |
| Trout | - Spring Closed Season (11) |

Sam Parr Lake, Sam Parr State Park
Jasper County

- | | |
|--------------------------|--|
| All Fish | - 2 Pole and Line Fishing Only (1) (5) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |

Sand Lake, Illinois Beach State Park
Lake County

- | | |
|-------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |
| Trout | - Fall Closed Season (10) |
| Trout | - Spring Closed Season (11) |

Sanganois Conservation Area (33) (42)
Mason/Cass/Schuyler/Menard Counties

- | | |
|--------------------------|----------------------------|
| Large or Smallmouth Bass | - 12" Minimum Length Limit |
|--------------------------|----------------------------|

Sangchris Lake, Sangchris Lake State Park
Christian/Sangamon Counties

- | | |
|-------------------------------|--|
| Recreational Use Restrictions | - Posted waterfowl refuge closed to all boat traffic during waterfowl season. Bank fishing along the dam shall be permitted. Fishing shall be prohibited in the east and west arms of the lake during the period from 10 days prior to the duck season through the end of the duck season. Fishing shall be prohibited in the west arm of the lake and the east arm of the lake south of the power lines during that portion of the Canada goose season that follows the duck season |
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| All Fish | - 2 Pole and Line Fishing Only (1) (45) |
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DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

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| Large or Smallmouth Bass (14) | - 1 Fish > or equal to 15" and 2 Fish < 15" daily (25) |
| White, Black, or Hybrid Crappie (15) | - 10 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie | - 10" Minimum Length Limit |

Sangchris Lake Park Ponds, Sangchris Lake State Park
Sangamon County

- | | |
|----------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
|----------|------------------------------------|

Schiller Pond, Cook County Forest Preserve District
Cook County

- | | |
|---|---|
| All Fish | - 2 Pole and Line Fishing Only (1) (36) |
| Bluegill, Redear, or Pumpkinseed Sunfish (14) | - 15 Fish Daily Creel Limit |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| White, Black, or Hybrid Crappie (15) | - 15 Fish Daily Creel Limit |

Schuy-Rush Lake, City of Rushville
Schuyler County

- | | |
|--------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| White, Black or Hybrid Crappie | - 9" Minimum Length Limit |

Senior Citizen's Pond, Kankakee River State Park
Kankakee County

- | | |
|-----------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |

Sesser City Lake, City of Sesser
Franklin County

- | | |
|-------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 18" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |

Shabbona Lake, Shabbona Lake State Park
DeKalb County

- | | |
|-------------------------------|--|
| Recreational Use Restrictions | - All live bait in excess of 8" must be rigged |
|-------------------------------|--|

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

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|--|--|
| | with a quick set rig (43) |
| All Fish | - 2 Pole and Line Fishing Only (1) (7) |
| Bluegill or Redear Sunfish (14) | - 10 Fish Daily Creel Limit |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |
| Pure Muskellunge | - 48" Minimum Length Limit (40) |
| Striped, White, or Hybrid Striped Bass | - 17" Minimum Length Limit |
| Striped, White, or Hybrid Striped Bass (16) | - 3 Fish Daily Creel Limit |
| Walleye, Sauger, or Hybrid Walleye | - 18" Minimum Length Limit |
| White, Black, or Hybrid Crappie (15) | - 10 Fish Daily Creel Limit |
| Shawnee National Forest Lakes and Ponds less than 10 acres, U.S. Forest Service | |
| Multiple Counties | |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Largemouth, Smallmouth or Spotted Bass | - 15" Minimum Length Limit |
| Shawnee National Forest – Bay Creek Lake #5 and #8 (Sugar Creek Lake), U.S. Forest Service | |
| Pope County | |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Largemouth, Smallmouth and Spotted Bass | - 15" Minimum Length Limit |
| Shawnee National Forest – Dutchman Lake, U.S. Forest Service | |
| Johnson County | |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Largemouth, Smallmouth or Spotted Bass | - 15" Minimum Length Limit |
| Shawnee National Forest – Lake Glendale, U.S. Forest Service | |
| Pope County | |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Largemouth, Smallmouth or Spotted Bass | - 15" Minimum Length Limit |
| Shawnee National Forest – Little Cache #1, U.S. Forest Service | |
| Johnson County | |
| All Fish | - 2 Pole and Line Fishing Only (1) |

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Channel Catfish	- 6 Fish Daily Creel Limit
Largemouth or Smallmouth Bass	- 15" Minimum Length Limit

Shawnee National Forest – Little Cedar Lake, U.S. Forest Service

Jackson County

All Fish	- 2 Pole and Line Fishing Only (1)
Large or Smallmouth Bass	- 14"-18" Protected Slot Length Limit (no possession)
Large or Smallmouth Bass (14)	- 5 Fish Under 14" and 1 Fish over 18" Daily Creel Limit (38)
Striped, White, or Hybrid Striped Bass	- 17" Minimum Length Limit
Striped, White, or Hybrid Striped Bass (16)	- 3 Fish Daily Creel Limit

Shawnee National Forest – One Horse Gap Lake, U.S. Forest Service

Pope County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Largemouth, Smallmouth or Spotted Bass	- 15" Minimum Length Limit

Shawnee National Forest – Pounds Hollow Lake, U.S. Forest Service

Gallatin County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Largemouth, Smallmouth or Spotted Bass	- 15" Minimum Length Limit

Shawnee National Forest – Tecumseh Lake, U.S. Forest Service

Hardin County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Largemouth, Smallmouth or Spotted Bass	- 15" Minimum Length Limit

Shawnee National Forest – Turkey Bayou, U.S. Forest Service

Jackson County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Largemouth, Smallmouth or Spotted Bass	- 15" Minimum Length Limit

Shawnee National Forest – Whoopie Cat Lake, U.S. Forest Service

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Hardin Counties

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Largemouth, Smallmouth or Spotted Bass - 15" Minimum Length Limit

Sherman Park Lagoon, Chicago Park District

Cook County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 4 Fish Daily Creel Limit

Siloam Springs Lake, Siloam Springs State Park

Adams County

- All Fish - 2 Pole and Line Fishing Only (1) (7)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 12-15" Slot Length Limit (3)
- Trout - Fall Closed Season (10)
- Trout - Spring Closed Season (11)

Siloam Springs State Park Buckhorn Unit Waters, Siloam Springs State Park

Brown County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Bluegill or Redear Sunfish - 8" Minimum Length Limit
- Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
- Large or Smallmouth Bass - 18" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Silver Lake, City of Highland

Madison County

- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Silver Lake, DuPage County Forest Preserve District

Dupage County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 3 Fish Daily Creel Limit
- Channel Catfish - 12" Minimum Length Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Trout	- Spring Closed Season (11)
Walleye, Sauger, or Hybrid Walleye	- 16" Minimum Length Limit
Walleye, Sauger, or Hybrid Walleye (14)	- 3 Fish Daily Creel Limit
White, Black or Hybrid Crappie	- 9" Minimum Length Limit
White, Black or Hybrid Crappie (15)	- 15 Fish Daily Creel Limit

Silver Springs S.P. (Big Lake) & Ponds, Silver Springs State Fish and Wildlife Area
Kendall County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Trout	- Fall Closed Season (10)
Trout	- Spring Closed Season (11)

Skokie Lagoons, Cook County Forest Preserve District

Cook County

All Fish	- 2 Pole and Line Fishing Only (1) (36)
Bluegill, Redear, or Pumpkinseed Sunfish (14)	- 15 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Walleye, Sauger, or Hybrid Walleye	- 18" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 15 Fish Daily Creel Limit

Snakeden Hollow State Fish and Wildlife Area – McMaster Lake & Other Site Waters, State of Illinois

Knox County

Recreational Use Restrictions	- Waterfowl Refuge or Hunting Area (all use other than waterfowl hunting prohibited from 14 days prior to duck season through the end of the central zone Canada goose season)
	- All live bait in excess of 8" must be rigged with a quick set rig (43)
All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 10 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit with only one fish 15" or longer

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- | | |
|---|----------------------------|
| Pure Muskellunge | - 42" Minimum Length Limit |
| Walleye, Sauger, or Hybrid Walleye (14) | - 3 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie (15) | - 5 Fish Daily Creel Limit |

Sparta City Lakes, City of Sparta

Randolph County

- | | |
|--------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |

Sparta City Reservoir (South), City of Sparta

Randolph County

- | | |
|---------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Bluegill or Redear Sunfish (14) | - 15 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |

Sparta "T" Lake, City of Sparta

Randolph County

- | | |
|--------------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Bluegill or Redear Sunfish | - 8" Minimum Length Limit |
| Bluegill or Redear Sunfish (14) | - 15 Fish Daily Creel Limit |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie | - 9" Minimum Length Limit |
| White, Black, or Hybrid Crappie (15) | - 10 Fish Daily Creel Limit |

Sparta World Shooting and Recreational Complex – Derby Lake, State of Illinois

Randolph County

- | | |
|--------------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Bluegill and Redear Sunfish (14) | - 15 Fish Daily Creel Limit |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large and Smallmouth Bass | - 18" Minimum Length Limit |
| Large and Smallmouth Bass (14) | - 1 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie | - 10" Minimum Length Limit |
| White, Black, or Hybrid Crappie (15) | - 10 Fish Daily Creel Limit |
| Trout | - Fall Closed Season (10) |
| Trout | - Spring Closed Season (11) |

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Sparta World Shooting and Recreational Complex Lakes, State of Illinois

Randolph County

All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill and Redear Sunfish (14)	- 15 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large and Smallmouth Bass	- 18" Minimum Length Limit
Large and Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
White, Black, or Hybrid Crappie	- 10" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 10 Fish Daily Creel Limit

Spencer Lake, Boone County Conservation District

Boone County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit

Sportsmans' Club Pond, Macon County Conservation District

Macon County

All Fish	- 2 Pole and Line Fishing Only (1)
Trout	- Spring Closed Season (11)

Spring Lake, City of Macomb

McDonough County

Recreational Use Restrictions	- All live bait in excess of 8" must be rigged with a quick set rig (43)
All Fish	- 2 Pole and Line Fishing Only (1) (5)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Striped, White, or Hybrid Striped Bass	- 17" Minimum Length Limit
Striped, White, or Hybrid Striped Bass (16)	- 3 Fish Daily Creel Limit

Spring Lakes (North & South), Spring Lake Conservation Area (33)

Tazewell County

Recreational Use Restrictions	- All live bait in excess of 8" must be rigged with a quick set rig (43)
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DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

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|--|---|
| <p>All Fish</p> <p>Channel Catfish</p> <p>Large or Smallmouth Bass</p> <p>Large or Smallmouth Bass (14)</p> <p>Pure Muskellunge</p> <p>White, Black, or Hybrid Crappie (15)</p> <p>White, Black, or Hybrid Crappie</p> | <p>- 2 Pole and Line Fishing Only (1) (5)(34)</p> <p>- 6 Fish Daily Creel Limit</p> <p>- 15" Minimum Length Limit</p> <p>- 3 Fish Daily Creel Limit</p> <p>- 48" Minimum Length Limit (40)</p> <p>- 25 Fish Daily Creel Limit</p> <p>- 9" Minimum Length Limit</p> |
| <p>Spring Pond, Flagg-Rochelle Park District</p> <p>Ogle County</p> | |
| <p>All Fish</p> <p>Large or Smallmouth Bass</p> <p>Large or Smallmouth Bass (14)</p> | <p>- 2 Pole and Line Fishing Only (1)</p> <p>- 14" Minimum Length Limit</p> <p>- 1 Fish Daily Creel Limit</p> |
| <p>Starved Rock State Park (33)</p> <p>LaSalle County</p> | |
| <p>Staunton City Lake, City of Staunton</p> <p>Macoupin County</p> | |
| <p>Recreational Use Restrictions</p> <p>All Fish</p> <p>Channel Catfish</p> <p>Large or Smallmouth Bass</p> <p>Large or Smallmouth Bass (14)</p> <p>Pure Muskellunge</p> | <p>- All live bait in excess of 8" must be rigged with a quick set rig (43)</p> <p>- 2 Pole and Line Fishing Only (1)</p> <p>- 6 Fish Daily Creel Limit</p> <p>- 15" Minimum Length Limit</p> <p>- 3 Fish Daily Creel Limit</p> <p>- 36" Minimum Length Limit</p> |
| <p>Stephen A. Forbes State Park (33) (see also Forbes State Lake and Forbes State Park Ponds)</p> <p>Marion County</p> | |
| <p>Sterling Lake, Lake County Forest Preserve District</p> <p>Lake County</p> | |
| <p>Recreational Use Restrictions</p> <p>All Fish</p> <p>Channel Catfish</p> <p>Large or Smallmouth Bass (14)</p> <p>Large or Smallmouth Bass</p> <p>Pure Muskellunge</p> | <p>- All live bait in excess of 8" must be rigged with a quick set rig (43)</p> <p>- 2 Pole and Line Fishing Only (1)</p> <p>- 3 Fish Daily Creel Limit</p> <p>- 1 Fish Daily Creel Limit</p> <p>- 15" Minimum Length Limit</p> <p>- 48" Minimum Length Limit</p> |

DEPARTMENT OF NATURAL RESOURCES

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Walleye, Sauger, or Hybrid Walleye - 16" Minimum Length Limit

Storm Lake, DeKalb Park District

DeKalb County

All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Stump Lake Wildlife Management Area (19)

Jersey County

Tampier Lake, Cook County Forest Preserve District

Cook County

All Fish - 2 Pole and Line Fishing Only (36)
 Bluegill, Redear, or Pumpkinseed Sunfish (14) - 15 Fish Daily Creel Limit
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit
 Walleye, Sauger, or Hybrid Walleye - 18" Minimum Length Limit
 White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit

Taylorville Park District Pond, Taylorville Park District

Christian County

All Fish - 2 Pole and Line Fishing Only (1)
 Trout - Spring Closed Season (11)
 Trout - Fall Closed Season (10)

Ten Mile Creek Lakes, Ten Mile Creek State Fish and Wildlife Area

Hamilton/Jefferson Counties

(Areas designated as waterfowl rest areas are closed to all access during the Canada goose season only)

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All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	- <u>3 Fish Daily Creel Limit</u> 14" Minimum Length Limit

Three Oaks North Lake, City of Crystal Lake
McHenry County

<u>All Fish</u>	- <u>2 Pole and Line Fishing Only</u> (1)
<u>All Fish</u>	- <u>Catch and Release Fishing</u> <u>Only (9)</u>

Three Oaks South Lake, City of Crystal Lake
McHenry County

<u>All Fish</u>	- <u>2 Pole and Line Fishing Only</u> (1)
<u>All Fish</u>	- <u>Catch and Release Fishing</u> <u>Only (9)</u>

Tilton City Lake, City of Tilton
Vermilion County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 3 Fish Daily Creel Limit
Bluegill or Redear Sunfish (14)	- 15 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit

Toledo Reservoir, City of Toledo
Cumberland County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit

Turkey Bluff Ponds, State of Illinois
Randolph County

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	All Fish	- 2 Pole and Line Fishing Only (1)
	Channel Catfish	- 6 Fish Daily Creel Limit
	Large and Smallmouth Bass	- 15" Minimum Length Limit
	Large and Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Turner Lake, Chain O'Lakes State Park Lake County		
	All Fish	- 2 Pole and Line Fishing Only (1)
	Channel Catfish	- 6 Fish Daily Creel Limit
	Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
	Large or Smallmouth Bass	- 15" Minimum Length Limit
Tuscola City Lake, City of Tuscola Douglas County		
	All Fish	- 2 Pole and Line Fishing Only (1)
	Channel Catfish	- 6 Fish Daily Creel Limit
	Large or Smallmouth Bass	- 14" Minimum Length Limit
Union County Fish and Wildlife Area – All lakes and ponds Union County (All fishing and boat traffic prohibited from October 15 through the last day of February)		
	All Fish	- 2 Pole and Line Fishing Only (1) (5)
	Channel Catfish	- 6 Fish Daily Creel Limit
Valley Lake, Wildwood Park District Lake County		
	All Fish	- 2 Pole and Line Fishing Only (1)
	Channel Catfish	- 6 Fish Daily Creel Limit
	Large or Smallmouth Bass	- 15" Minimum Length Limit
	Large or Smallmouth Bass (14)	- 3 Fish Daily Creel Limit
Valmeyer Lake, City of Valmeyer Monroe County		

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- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Vanhorn Woods Pond, Plainfield Park District
Will County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Vernor Lake, City of Olney
Richland County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit

Villa Grove East Lake, City of Villa Grove
Douglas County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit

Villa Grove West Lake, City of Villa Grove
Douglas County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 18"14" Minimum Length Limit
- [Large or Smallmouth Bass \(14\)](#) - [1 Fish Daily Creel Limit](#)
- [Striped, White, or Hybrid Striped Bass](#) - [17" Minimum Length Limit](#)
- [Striped, White, or Hybrid Striped Bass \(16\)](#) - [1 Fish Daily Creel Limit](#)
- Trout - Fall Closed Season (10)

Virginia City Reservoir, City of Virginia
Cass County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit

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Large or Smallmouth Bass - 15" Minimum Length Limit

Waddams Creek
Stephenson County
Trout

- Spring Closed Season (11)

Walnut Point Lake, Walnut Point State Fish and Wildlife Area
Douglas County

All Fish - 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14) - 15 Fish (either singly or in aggregate) Daily
Creel Limit, of which only 5 fish can be 8"
or longer
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 12-15" Slot Length Limit (3)

Walton Park Lake, City of Litchfield
Montgomery County

All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Wampum Lake, Cook County Forest Preserve District
Cook County

All Fish - 2 Pole and Line Fishing Only (1) (36)
Bluegill, Redear, or Pumpkinseed Sunfish - 15 Fish Daily Creel Limit
(14)
Large or Smallmouth Bass - 14" Minimum Length Limit
White, Black, or Hybrid Crappie (15) - 15 Fish Daily Creel Limit

Washington County Lake, Washington County Conservation Area
Washington County

All Fish - 2 Pole and Line Fishing Only (1) (5)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
Striped, White, or Hybrid Striped Bass - 17" Minimum Length Limit
Striped, White, or Hybrid Striped Bass - 3 Fish Daily Creel Limit
(16)

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- Washington Park Lagoon, Chicago Park District
Cook County
- All Fish - 2 Pole and Line Fishing Only (1)
 - Channel Catfish - 4 Fish Daily Creel Limit
- Washington Park Pond, Springfield Park District
Sangamon County
- All Fish - 2 Pole and Line Fishing Only (1)
 - Channel Catfish - 3 Fish Daily Creel Limit
 - Trout - Fall Closed Season (10)
 - Trout - Spring Closed Season (11)
- Waverly Lake, City of Waverly
Morgan County
- All Fish - 2 Pole and Line Fishing Only (1)
 - Channel Catfish - 6 Fish Daily Creel Limit
 - Large or Smallmouth Bass - 15" Minimum Length Limit
- Weinberg-King Pond, Weinberg-King State Park
Schuyler County
- All Fish - 2 Pole and Line Fishing Only (1)
 - Channel Catfish - 6 Fish Daily Creel Limit
- Weldon Springs Lake, Weldon Springs State Park
DeWitt County
- All Fish - 2 Pole and Line Fishing Only (1)
 - Channel Catfish - 6 Fish Daily Creel Limit
 - Large or Smallmouth Bass - 15" Minimum Length Limit
 - Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- West Frankfort New City Lake, City of West Frankfort
Franklin County
- All Fish - 2 Pole and Line Fishing Only (1)
 - Channel Catfish - 6 Fish Daily Creel Limit
 - Large or Smallmouth Bass - 15" Minimum Length Limit
 - Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- West Frankfort Old City Lake, City of West Frankfort
Franklin County

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All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit

West Salem Reservoir, City of West Salem
 Edwards County

All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit

Whalon Lake, Forest Preserve District of Will County
 Will County

All Fish - 2 Pole and Line Fishing Only (1)
[Bluegill or Redear Sunfish \(14\)](#) - [15 Fish Daily Creel Limit](#)
[Channel Catfish](#) - [3 Fish Daily Creel Limit](#)
[Large or Smallmouth Bass](#) - [18" Minimum Length Limit](#)
[Large or Smallmouth Bass \(14\)](#) - [1 Fish Daily Creel Limit](#)

White Hall City Lake, City of White Hall
 Greene County

All Fish - 2 Pole and Line Fishing Only (1) (5)
 Channel Catfish - 6 Fish Daily Creel Limit

White Oaks Park Lake, City of Bloomington
 McLean County

All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 15" Minimum Length Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Wilderness Pond, Fox Ridge State Park
 Coles County

All Fish - 2 Pole and Line Fishing Only (1)
 Bluegill or Redear Sunfish (14) - 5 Fish Daily Creel Limit
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 18" Minimum Length Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Wildlife Prairie State Park, State of Illinois

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Peoria County

- | | |
|-------------------------------------|---|
| Recreational Use Restrictions | - All live bait in excess of 8" must be rigged with a quick set rig (43) |
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 12-18" Protected Slot Length Limit (no possession allowed within the protected slot length limit) |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
| Bluegill or Redear Sunfish (14) | - 25 Fish Daily Creel Limit |
| White, Black or Hybrid Crappie | - 9" Minimum Length Limit |
| White, Black or Hybrid Crappie (15) | - 25 Fish Daily Creel Limit |
| Pure or Hybrid Muskellunge | - 42" Minimum Length Limit |

William W. Powers Conservation Area (33)

Cook County

Willow Lake, Peabody River King State Conservation Area

St. Clair County

- | | |
|--------------------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 15" Minimum Length Limit |
| Large or Smallmouth Bass (14) | - 3 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie (15) | - 25 Fish Daily Creel Limit |
| White, Black, or Hybrid Crappie | - 9" Minimum Length Limit |
| Trout | - Fall Closed Season (10) |

Wolf Lake, William W. Powers Conservation Area (33)

Cook County

- | | |
|--------------------------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
| Channel Catfish | - 6 Fish Daily Creel Limit |
| Large or Smallmouth Bass | - 14" Minimum Length Limit |

Woodford Co. Cons. Area (Fishing Ditch), Woodford County Conservation Area (33)

Woodford County

- | | |
|----------|------------------------------------|
| All Fish | - 2 Pole and Line Fishing Only (1) |
|----------|------------------------------------|

Woodlawn Pond, Frankfort Square Park District

Will County

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All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit

Wyman Lake, City of Sullivan
Moultrie County

All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Large or Smallmouth Bass (14)	- 1 Fish Daily Creel Limit
Trout	- Spring Closed Season (11)

Yellow Creek
Stephenson County

Trout	- Spring Closed Season (11)
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(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 810.70 Free Fishing Days

During the period of June ~~10, 11, 12 and 13, 2011~~^{11, 12, 13 and 14, 2010}, it shall be legal for any person to fish in waters wholly or in part within the jurisdiction of the State, including the Illinois portion of Lake Michigan, without possessing a sport fishing license, salmon stamp or inland trout stamp.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 810.80 Emergency Protective Regulations

- a) Emergency regulations will be utilized to protect the sport fisheries resources of the State and the general health, safety and welfare of the general public under the following criteria:

1) Conditions

- A+ When data analysis based upon biological surveys demonstrates that one or more fish species in a fishery is likely to suffer severe

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deleterious effects due to angling pressure without the regulation; or regulation(s).

B) When the Department identifies a water of the State where a fish kill (manmade, natural, or unknown origin) occurs and determines that fishing or the removal of a dead and decaying aquatic life resulting from these conditions poses a threat to public health or safety.

2) The information upon which the regulation~~regulation(s)~~ is based was not available prior to the time frame required for normal rulemaking procedures.

3) The emergency regulation~~regulation(s)~~ must have the approval of the Chief, Division of Fisheries.

b) Emergency regulations will be posted on the Department's website: <http://www.dnr.state.il.us>. A news release explaining the emergency regulations will be given to relevant State agencies, local emergency management agencies and local news media (television, newspaper, radio) prior to the effective date. These regulations will remain in effect until the Director of the Department of Natural Resources determines that the relevant conditions listed in Section 810.80(a)(1)(A) and (B) are mitigated. Rescission of the emergency regulations shall be posted on the Department's website and announced to local news media. The regulation(s) will be posted by painted signs at all lake road entrances, boat launching ramps or other heavily used bank fishing areas at least 14 days prior to the onset of said regulation(s). This will apply to State lakes as well as public lakes operating under the management agreement with the Division of Fisheries.

~~e) A news release explaining the regulation(s) will be supplied by the Department of Natural Resources to local media prior to the effective date.~~

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 810.90 Fishing Tournament Permit

a) A fishing tournament permit from the Department of Natural Resources is needed if:

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- 1) Prizes are offered for tagged or marked fish and where any of the waters listed in Section 810.45 are named as a tournament site; or
 - 2) The fishing event is conducted over a period of more than 5 days during any calendar year, and prizes with a total value in excess of \$1,000 are offered, and where any of the waters listed in Section 810.45 are named as a tournament site; or
 - 3) Special exemption to the site specific regulations for daily creel and size limit (not to exceed the statewide statutory limits) is requested for:
 - A) catch, hold for weigh-in, and release tournaments for muskies (all waters);
 - B) black bass catch and release tournaments, ~~(Lake Michigan, rivers and streams~~ are included ~~except that~~ the Mississippi, Ohio, and Wabash Rivers are not eligible for permits ~~that~~which exempt participants from daily catch and size limits due to regulatory agreements with neighboring states);
 - C) special catch and release tournaments for which the proceeds go towards youth education and/or a charitable event~~charity type projects~~;
 - D) national circuit series catch and release tournaments; and
 - E) special fishing tournaments/events for which participants are children under 16, ~~for~~ disabled persons; or ~~for~~ adults over 65.
- b) Requests for a permit shall be made on applications provided by the Department of Natural Resources, Division of Fisheries; Applications must be received not less than at least 60 days prior to the first tournament date and must be completely filled out or they will be rejected.
 - c) Issuance or denial of a permit shall be based upon the following criteria:
 - 1) The capability of the fishery resource to absorb the tournament with minimal impact to its well-being.

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- 2) The location of the tournament; catch and release management zones on streams are not eligible for permits.
- 3) The evaluation of the adverse impacts resulting from the additional fishing pressure generated by the tournament on the fish population and the targeted fish species. The evaluation must demonstrate minimal and short-term impacts in order for the Department of Natural Resources to issue the permit. Specific items to be considered include:
 - A) biological status of the fish population, including the species sought;
 - B) length of the tournament;
 - C) number of boats and anglers participating in the tournament;
 - D) for tagged fish tournaments, provisions for obtaining and tagging targeted fish species; and
 - E) safety of anglers and potential boater-user conflicts.
- 4) Demonstrates adequate provisions for holding, handling, and releasing caught fish. Specific criteria are:
 - A) Tournament officials must be able to certify that all boats will be required to possess a livewell (except muskie fishing tournaments) measuring at least 18" long, 12" deep, and 12" wide and be fitted with a functioning aerator and water pump.
 - B) Following the weigh-in, fish must be released away from the weigh-in site and as near to the spot where the catch was made as possible by means of a common release boat or vehicle, or by individual boats. When impractical to release away from the ramp, fish shall be released into the lake as quickly as possible to avoid undue stress. Protecting fish health is the most critical aspect of this subsection (c)(4)(B).

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- C) If a common release boat or vehicle is utilized, the anglers transporting the fish to be released are exempt from the daily creel limit. A common release boat and holding tank used to transport fish for release shall be adequate to carry a tank constructed of a suitable material (aluminum or fiberglass) with smooth interior walls with no obstructions to trap or injure fish. The tank must be able to hold at least one gallon of water per pound of fish, provide adequate aeration, and maintain constant desirable temperature to sustain their well-being. The tank must have operating hatches to prevent fish from jumping out of the tank and allow quick opening and closing for introduction and removal of fish. Detailed specifications on the design and use of a fish holding tank are available upon request from the IDNR, Division of Fisheries. Individual boats and anglers returning their catches of fish back to a release site must adhere to daily creel limits. Tournament officials must be able to certify that a common release boat is being utilized for this tournament.
- D) For catch, weigh-in, and release muskie tournaments, all boats must have a fish cradle (made from netting) to temporarily hold the muskie in the water while an official determines the length or weight of the fish prior to release. Muskies may not be transported to a weigh-in site.
- 5) Adequate identification of participants in fishing tournament for law enforcement purposes. Specific criteria include:
- A) Tournament officials must keep and have available on site a written record or log of daily participants (including names and boat registration numbers) for inspection by Department of Natural Resources officials.
- B) Each participant and boat must be identified in an easily recognizable manner at a distance ([such as a ribbon on the trolling motor and](#) patch on the hat or back).
- d) Failure to acquire a permit as referenced in subsection (a)-~~above~~ is a petty offense and will result in denial of future applications for a Fishing Tournament Permit by that applicant, sponsor or group for a period up to 5 years.

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(Source: Amended at 35 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Podiatric Scholarship and Residency Programs Code
- 2) Code Citation: 77 Ill. Adm. Code 593
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
593.10	Amend
593.20	Amend
593.30	Amend
593.130	Amend
593.150	New
593.160	New
593.170	New
593.220	Amend
593.230	Amend
593.240	Amend
- 4) Statutory Authority: Podiatric Scholarship and Residency Act [110 ILCS 978]
- 5) A Complete Description of the Subjects and Issues Involved: Amendments are proposed for several new definitions and to include a reference to the Illinois Grant Funds Recovery Act. Specifically, Sections 593.150, 593.160, and 593.170 will be added to include recovery provisions and enhance reporting requirements. In addition, amendments are proposed to include provisions for the Department to recover scholarship funds from students who do not complete podiatric medical school or who complete podiatric medical school but do not become a licensed podiatrist.

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

The Department anticipates adoption of this rulemaking approximately six to nine months after publication of the Notice in the *Illinois Register*.
- 6) 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

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- 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 does not create or expand a State Mandate.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this rulemaking within 45 days after the publication of this issue of the *Illinois Register* to:

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

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

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: Schools of medicine in Illinois, schools of podiatric medicine in Illinois and community health centers.
- B) Reporting, bookkeeping or other procedures required for compliance: Requirements for grant applications, progress reports, and project completion are set forth in the rules.
- C) Types of professional skills necessary for compliance: Skills necessary to complete the grant application and monitor compliance with the requirements of this Part (e.g., accounting).
- 14) Regulatory Agenda on which this rulemaking was summarized: July 2010

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

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER g: GRANTS TO DENTAL AND MEDICAL STUDENTS

PART 593
PODIATRIC SCHOLARSHIP AND RESIDENCY PROGRAMS CODE

SUBPART A: GENERAL PROVISIONS

Section	
593.10	Definitions
593.20	Referenced Materials
593.30	Administrative Hearings

SUBPART B: GRANTS TO PODIATRIC PRACTICE RESIDENCY PROGRAMS

Section	
593.100	Eligibility for Grants
593.110	Limitations on Use of Grant Funds
593.120	Project Requirements
593.130	Application for Grants
593.140	Selection Criteria
593.150	Grant Awards
593.160	Grant Funds Recovery
593.170	Reporting Requirements

SUBPART C: PODIATRIC MEDICAL STUDENT SCHOLARSHIPS

Section	
593.200	Limitations on Use of Scholarship Funds
593.210	Eligibility for Application
593.220	Criteria for Selecting Scholarship Recipients
593.230	Terms of Performance
593.240	Scholarship Repayments

AUTHORITY: Implementing and authorized by the Podiatric Scholarship and Residency Act [110 ILCS 978].

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SOURCE: Adopted at 17 Ill. Reg. 11987, effective July 20, 1994; amended at 32 Ill. Reg. 863, effective January 4, 2008; amended at 35 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 593.10 Definitions

"Act" means the Podiatric Scholarship and Residency Act [110 ILCS 978].

"Calendar Days" means all days in a month or prescribed time frame, including weekends and holidays.

"Department" means the Illinois Department of Public Health. (Section 10 of the Act)

"Designated Shortage Area" means an area designated by the Director as a physician shortage area, a medically underserved area, or a critical health manpower shortage area as defined by the United States Department of Health and Human Services, or as further defined by the Department to enable it to effectively fulfill the purpose stated in Section 5 of the Act. These areas may include the following:

an urban or rural area;

a population group; or

a public or nonprofit private medical facility. (Section 10 of the Act)

"Director" means the Director of the Illinois Department of Public Health. (Section 10 of the Act)

"Eligible Podiatry Student" means a person who meets all of the following qualifications:

He or she is an Illinois resident at the time of application for scholarship under the program established by the Act.

He or she is studying podiatric medicine in a podiatry school located in Illinois.

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He or she exhibits financial need as determined by the Department.

He or she agrees to practice full-time in a designated shortage area as a primary care physician one year for each year he or she is a scholarship recipient. (Section 10 of the Act)

"Full-time Practice" means maintaining office hours for patient care for at least 20 hours per week.

"Funding Period" means the time frame during which grant funds are to be expended by the grantee (usually corresponding with the Department's Fiscal Year).

"Grant Agreement" means the agreement entered into between the Department and the grantee setting forth the terms and conditions of a grant award.

"Grant Agreement Execution Date" means the date the grant agreement is signed by both the grantee and Department. This date signifies the beginning of the grant agreement.

"Grantee" means a person or entity which may use grant funds. (Section 2(c) of the Illinois Grant Funds Recovery Act)

"Grant Funds" means public funds dispensed by the Department to any person or entity for obligation, expenditure or use for a specific purpose. (Section 2(b) of the Illinois Grant Funds Recovery Act)

"Grantor Agency" means any agency of State government which dispenses grant funds. (Section 2(a) of the Illinois Grant Funds Recovery Act)

"Medical Facility" means a facility for the delivery of ~~health services~~ Health Services and includes a hospital, State mental health institution, public health center, outpatient medical facility, rehabilitation facility, long-term care facility, community mental health center, migrant health center, a community health center, or a State correctional institution. (Section 10 of the Act)

"Metropolitan Statistical Area" or "MSA" means one or more adjacent counties that have at least one urban core area of at least 50,000 in population, plus

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adjacent territory that has a high degree of social and economic integration with the core as measured by commuting ties.

"Minority" means any person or group of persons who are: African-American (a person having origins in any of the black racial groups in Africa); Hispanic (a person of Spanish or Portuguese culture with origins in Mexico, South or Central America, or the Caribbean Islands, regardless of race); Asian American (a person having origins in any of the original peoples of the Far East, Southeast Asia, the Indian Subcontinent or the Pacific Islands); or Native American ~~Indian~~ or Alaskan Native (a person having origins in any of the original peoples of North America).

"Not-for-Profit" means a corporation or entity described in the General Not-for-Profit Corporation Act of 1986.

"Podiatric Practice Residency Program" means a program accredited by the Council of Podiatric Medical Education. Residencies may be primary care or rotating. (Section 10 of the Act)

"Primary Care Physician" means a person licensed to practice podiatric medicine under the Podiatric Medical Act of 1987-~~[225 ILCS 100]~~. (Section 10 of the Act)

"Residency Matching Process" means the matching of podiatric medical students with residency training programs in the student's selected specialty.

"Residency Training" means the years of graduate medical education that follow podiatric medical school and that train the new podiatric physician in his or her chosen specialty.

"Rural" means any geographic area not located in a U.S. Bureau of the Census Metropolitan Statistical Area; or a county located within a Metropolitan Statistical Area but having a population of 60,000 or less; or a community located within a Metropolitan Statistical Area but having a population of 2,400 or less or a RUCA Code 4 or above on the Rural-Urban Commuting Area list as defined by the U.S. Department of Agriculture Economic Research Service. The list of Rural-Urban Commuting Area Codes can be found at: <http://depts.washington.edu/uwruca/> <http://www.fammed.washington.edu/wwamirhrc/rucas/rucas.html>.

"Urban" means all territory, population and housing units in urban areas, which include urbanized areas and urban clusters. An urban area generally consists of a

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large central place and adjacent, densely settled census blocks that together have a total population of at least 2,500 for urban clusters, or at least 50,000 for urbanized areas. Urban classification cuts across other hierarchies and can be in metropolitan or non-metropolitan areas.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 593.20 Referenced Materials

The following materials are referenced in this Part:

- a) Illinois Statutes:
 - 1) Podiatric Scholarship and Residency Act [110 ILCS 978]
 - 2) ~~Illinois~~ Podiatric Medical Practice Act of 1987 [225 ILCS 100]
 - 3) [Illinois Grants Funds Recovery Act \[30 ILCS 705\]](#)
 - 4) [General Not-for-Profit Corporation Act of 1986 \[805 ILCS 105\]](#)
- b) Illinois Rules: ~~Rules of~~ Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100)

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 593.30 Administrative Hearings

Any administrative hearings conducted by the Department concerning the provisions of this Part shall be governed by the Department's ~~Rules of~~ Practice and Procedure in Administrative Hearings (~~See~~ 77 Ill. Adm. Code 100).

(Source: Amended at 35 Ill. Reg. _____, effective _____)

SUBPART B: GRANTS TO PODIATRIC PRACTICE RESIDENCY PROGRAMS

Section 593.130 Application for Grants

- a) [The Department shall prepare and distribute applications to eligible applicants](#)

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~~(see Section 593.100) Applications shall be submitted which describe the applicant's proposed methods to achieve the goal(s) specified in the Department's request for proposals.~~

- b) Applications shall describe the applicant's proposed methods to achieve the goals specified in the Department's request for proposals (see Section 593.120)~~Applications shall be prepared and distributed by the Department to eligible applicants.~~
- c) Applications shall be in two formats – one for new projects and one for the subsequent years of a continuing project.
- 1) New ~~Department~~ project applications shall include:
- A) The name of the applicant;
 - B) The applicant's address;
 - C) A list of the applicant's chief officers and key employees;
 - D) A general description of the applicant;
 - E) ~~A)~~ summary statement of the applicant's plan of action to address the goalsgoal(s) described in the Department's request for proposals;
 - F) Plans, equipment lists and other documents (as applicable) to demonstrate the type, structure and general character of the project;
 - G) ~~B)~~ Aa description of the geographic area or special population group to be served by the applicant's project, a statement of the special needs of the area or group (e.g., lack of health care providers, high incidence of disease, economic barriers to care) and an explanation of the manner in which the proposed project would meet those needs;
 - H) ~~C)~~ Aa statement of measurable and relevant objectives the applicant proposes to achieve in the first year of the project as well as its longer term goals, including appropriate measuring metrics;

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- ~~D)D)~~ Aa work plan and time table for achievement of the objectives;
- ~~J)E)~~ Anan evaluation plan ~~thatwhich~~ will allow documentation of the project's progress in meeting the particular needs of the geographic area or special population group described in subsection (c)(1)~~(G)(B)~~ of this Section;
- ~~K)F)~~ Aa description of the podiatric medical student or resident involvement in the project including numbers participating, level of training, amount of academic time involved, and whether involvement will be a required or an optional experience for the student or resident;
- ~~L)G)~~ Aa description of the education benefits the project would offer students or residents ~~thatwhich, without the project~~, would not be available to them without the project;
- ~~M)H)~~ Aa description of the project's relationship to other activities and goals of the school or the residency program;
- ~~N)I)~~ Aa detailed budget with a narrative explanation of the request, including cost estimates of developing, constructing, operating or completing the project; and
- ~~O)J)~~ Forfor residency program applicants, a summary report for the most recent five-year period of the percentagepercent of graduates who have established practices in designated shortage areaspracticed in Illinois; and, if available, a count of those who have established practices in underserved areas of Illinois.
- 2) Continuing ~~Department~~ project applications shall include:
- A) The name of the applicant;
- B) The address of the applicant;
- C) A list of the applicant's chief officers and key employees;
- D) A general description of the applicant;

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- ~~E)A)~~ A progress report on the prior project year's activities, including accomplishments in meeting all stated objectives, impact on needs of area or population group served, amount of student and/or resident involvement, and educational benefits achieved;
- ~~F)B)~~ A summary statement of allany changes in plan of action;
- ~~G)C)~~ A description of all changes in geographic area or special population group being served;
- ~~H)D)~~ A statement of measurable objectives for the new project year, measured with previously identified metrics;
- ~~I)E)~~ A work plan and time table to meet the objectives;
- ~~J)F)~~ Anan evaluation plan for the new objectives;
- ~~K)G)~~ Aa detailed budget with a narrative description, including cost estimates of developing, constructing, operating or completing the project; and
- ~~L)H)~~ Forfor residency program applicants, a report on the practice location of the most recent graduates.

- d) The Department will review applications based on the criteria in subsection (c) of this Section. In making its determination to issue a grant, the Department shall determine which applications best allow the achievement of goals specified in the Department's request for proposals. The Department may also give consideration to factors including, but not limited to, underserved populations, past performance of an applicant and availability of funding.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 593.150 Grant Awards

- a) The Department and grantee shall enter into a binding grant agreement. This agreement contains terms and conditions that ensure compliance with this Subpart and the laws of the State of Illinois, and enforcement of the contract.

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- b) Grantees shall be accountable to expend the funds solely for carrying out the approved project pursuant to the grant agreement.
- c) Any obligations of the Department to the grantee will immediately cease if the Illinois General Assembly fails to appropriate sufficient funds for the program.
- d) Grants will be made to eligible applicants upon availability of funds.

(Source: Added at 35 Ill. Reg. _____, effective _____)

Section 593.160 Grant Funds Recovery

- a) If a grantee fails to comply with this Subpart or any of the terms of the grant agreement, the Department, after notice and opportunity for hearing, shall suspend or revoke the grant and/or recover any grant funds previously disbursed to the grantee.
- b) If the Department believes that a grant should be suspended, terminated or recovered due to a grantee's failure to comply with this Subpart or the terms of the grant agreement, the grantee shall have the *opportunity for at least one informal hearing* before the Department or the Department's designee to *determine the facts and issues and to resolve any conflicts as amicably as possible before any formal recovery action is taken.* (Section 7 of the Illinois Grant Funds Recovery Act)
- c) If, based on the outcome of the informal hearing, the Department believes that a grant should be suspended, terminated and/or recovered due to a grantee's failure to comply with this Subpart or the terms of the grant agreement, then written notice of the proposed action shall be given to the grantee identifying the action to be taken and specific facts that permit the action. The grantee shall have 35 calendar days after the receipt of the notice to request a formal hearing (see 77 Ill. Adm. Code 100) to show why recovery is not justified or proper.
- d) If a grantee requests a hearing pursuant to subsection (c) of this Section, then:
 - 1) The Department shall hold a hearing at which the grantee (or the grantee's lawful representative) is permitted to present evidence and witnesses to show why the action should not be taken; and

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- 2) After the conclusion of the hearing, the Department shall issue a written final order setting forth its findings of fact and decision. A copy of the order shall be sent to the grantee.
- e) A grantee may seek appropriate judicial review of any final order pursuant to applicable State law.
- f) The Department may suspend payment of grant funds at any time. If a grantee requests a hearing pursuant to subsection (c), the Department may not take any action of recovery until at least 35 calendar days after the Department has issued a final recovery order pursuant to subsection (d). If a grantee does not request a hearing as permitted in subsection (c), the Department may proceed with recovery of the grant funds identified in the notice at any time after the expiration of the 35 calendar day request period established in subsection (c).
- g) Any notice or mailing required or permitted by this Part shall be deemed received five business days after the notice or mailing is deposited in the United States mail, properly addressed with the grantee's current or last known business address and with sufficient U.S. postage affixed.

(Source: Added at 35 Ill. Reg. _____, effective _____)

Section 593.170 Reporting Requirements

- a) Each grantee shall submit progress reports to the Department every three months from the grant agreement execution date. The reports are due within 10 calendar days after the quarterly reporting period has expired. Such reports shall include but are not limited to:
- 1) Current status of the project, including the percentage of the project finished;
 - 2) Project components finished and project components yet to be finished; and
 - 3) Costs incurred to date and an itemized listing of the total current project costs and a comparison of those costs to the budget approved in the grant agreement.

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- b) Grantees shall submit a final report within 60 calendar days after the conclusion of the grant agreement. The degree to which each objective in the grant proposal has been met shall be fully addressed in this report. In addition, this report shall include a comparison of the costs incurred in the project to the costs approved in the grant agreement.
- c) Failure to provide all the required reports and information shall result in the withholding or suspension of grant funds and the recovery of previously disbursed grant funds (see Section 593.150 of this Part and Section 4.1 of the Illinois Grant Funds Recovery Act).

(Source: Added at 35 Ill. Reg. _____, effective _____)

SUBPART C: PODIATRIC MEDICAL STUDENT SCHOLARSHIPS

Section 593.220 Criteria for Selecting Scholarship Recipients

- a) The Department shall allocate podiatric scholarship monies to podiatric medical schools for scholarship ~~awards~~award. ~~Podiatric~~Such podiatric medical schools shall utilize the following criteria in the selection of scholarship recipients. Preference shall be given to those scholarship applicants who, in written narratives and personal interviews, can best demonstrate the following:
- 1) Interest~~interest~~ in pursuing podiatric medicine;
 - 2) Previous~~previous~~ experience with medically underserved populations;
 - 3) Previous~~previous~~ experience in the health care delivery system, with preference given to those whose experience has involved one of the primary care specialty areas;
 - 4) Academic~~academic~~ capabilities as reported by the applicant's podiatric medical school, including certified transcripts from the school;
 - 5) Financial~~financial~~ need as reported by standard financial analysis documentation supplied by the applicant's podiatric medical school on the student's behalf;

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- 6) ~~Greater~~^{greater} number of years of podiatric medical school remaining;
- 7) ~~Stated willingness to provide~~^{stated interest in providing} podiatric care to Illinois citizens residing in designated shortage areas of Illinois;
- 8) ~~Greatest~~^{greatest} number of years of residence in Illinois; and
- 9) United States citizens, or those granted permanent residence in the United States by the ~~United States Department of Homeland Security, Citizenship and Immigration Service~~^{Immigration and Naturalization Service}.
- b) Of all applicants, priority is given to those individuals who have previously received a Podiatric Student Scholarship, providing that the recipient:
- 1) ~~recipient~~ requests, in a format determined by the Department, a continuation of scholarship funds;
 - 2) ~~recipient~~ would not be repeating the same year of school for the second consecutive year because of poor academic performance; and
 - 3) ~~recipient~~ has not voluntarily withdrawn from podiatric medical school.
- c) *Minority students as defined in Section 593.10 shall be given preference in selection for scholarships.* (Section 5 of the Act)

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 593.230 Terms of Performance

- a) Each scholarship recipient shall sign a written contract. The contract ~~shall contain~~^{contains} additional terms and conditions ~~that~~^{which} ensure compliance with this Part, the laws of the State of Illinois, and enforcement of the contract.
- b) Scholarship recipients who fail to complete podiatric medical school due to academic failure; ~~(as documented by recipient's school);~~ or who fail to complete podiatric medical school due to voluntary actions on their part (e.g., withdraw from podiatric medical school) or who complete podiatric medical school but fail to become licensed as a podiatrist in Illinois shall repay to the Department a sum equal to 3 times the amount of the annual scholarship grant for each year the

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recipient attended podiatric medical school. This sum represents the fair market value of services lost by the State of Illinois~~be discharged from all obligations.~~

- 1) Payment shall be made in equal monthly installments in amounts so that all sums due shall be paid within a period of time equal to the recipient's time in podiatric medical school, or as otherwise agreed to by the recipient and the Department in writing.
 - 2) The recipient and Department shall enter into a written contract that describes the terms of the repayment and contains provisions for enforcement of the contract.
 - 3) If a scholarship recipient fails to pay monies owed the Department, the Department shall refer the matter to the Illinois Attorney General, a collection agency, or a licensed attorney.
- c) If the scholarship recipient is disabled or is otherwise unable for reasons beyond the recipient's control to fulfill the scholarship obligations, these obligations shall be suspended until the scholarship recipient is able to resume the scholarship obligations. However, the suspension shall not exceed two years.
- 1) To request a suspension of the scholarship obligation, a recipient shall submit a suspension request in writing to the Department. This request shall detail the reasons for the suspension and, if temporary, the duration of the suspension and shall be supported by clear and convincing documentation.
 - 2) The Department shall approve a request for a suspension if the request is supported by a letter from the recipient's licensed physician fully explaining and attesting to the recipient's inability (either temporarily or permanently) to continue either school or the practice of podiatric medicine and if the recipients agrees not to continue either his or her medical education or the practice of podiatric medicine in any state.
 - 3) If a scholarship recipient suffers total and permanent disability, the scholarship obligation shall be excused and deemed satisfied.
 - 4) If the scholarship recipient dies or is adjudicated as incompetent, all scholarship obligations shall be excused and deemed satisfied.

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- 5) If the Department determines that the scholarship obligation cannot be fulfilled as referenced in this Subpart, the student shall be discharged from all obligations to the Department in connection with the Podiatric Scholarship and Residency Program.
- 6) If the Department denies the suspension request, the recipient shall fulfill the scholarship obligation.
- 7) Based on the information contained in the request, the Department's acceptance or denial of the request will be provided in writing, under the Director's signature.
- e) ~~Scholarship recipients who fail to complete podiatric medical school due to voluntary actions on their part shall repay to the Department all scholarship monies. Repayment shall be made in such a manner as agreed to by the recipient and the Department in the recipient's contract.~~
- d) ~~In the event the scholarship recipient is disabled or is otherwise unable for reasons beyond the recipient's control to perform the scholarship's obligations, these obligations shall be suspended until such time as the scholarship recipient is able to resume the scholarship obligations. Such suspension shall be requested in writing by the scholarship recipient. The Department's acceptance or denial of the suspension request will be provided in writing, under the Director's signature. The Department shall accept a request for a suspension when supported by a letter from the recipient's physician attesting to the recipient's inability (either temporarily or permanently) to continue either school or the practice of podiatric medicine and the recipient's agreeing to not continue either his or her medical education or the practice of podiatric medicine in any state.~~
- d)e) Misrepresentation of any materialthe facts presented in the recipient's application shall be considered a breach of contract. If the Department determines that a breach of contract has occurred, theThe recipient's school shall be notified to halt further disbursements of scholarship funds and all funds provided by the Department to the student shall be due in full, immediately.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 593.240 Scholarship Repayments

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- a) Upon the Illinois licensure of the scholarship recipient to practice podiatric medicine, the recipient shall provide podiatric health care in a designated shortage area of Illinois. The term of this service shall be one year for each academic year he or she is a scholarship recipient. (Section 10 of the Act)~~one year for each academic year he or she is a scholarship recipient.~~
- b) Service as a podiatric physician shall begin no later than 30 days after the recipient is licensed~~licensure of the recipient~~ to practice podiatric medicine. The Department shall defer service~~Service shall be deferred by the Department~~ until the recipient completes a podiatric care residency; service shall begin no later than 30 days after the recipient completes the residency~~completion~~.
- c) The recipient's internship, residency or other advanced clinical training does not qualify as service repayment of the scholarship obligation.
- d) The scholarship recipient shall submit a written request to the Department for approval for a proposed practice location. The Department shall provide approval or disapproval, in the form of a letter, to the scholarship recipient, based on the requirements of this Section. A letter of approval shall include a description of the terms of the service obligation.~~Written approval of the Department for a proposed practice location shall be requested and received by the scholarship recipient.~~
- 1) Without prior written~~such~~ approval from the Department, time in practice at such a location shall not meet the scholarship recipient's service obligation.
 - 2) The scholarship recipient may request approval for a practice location up to 18 months preceding the time that practice at the location is to begin.
 - 3) Approval for a practice location is granted for the duration of the scholarship recipient's service obligation.
- e) The scholarship recipient's practice shall meet the following requirements:
- 1) Be~~be~~ located in a designated shortage area;
 - 2) Be~~be~~ a full-time, office-based practice providing direct patient care; and

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- 3) ~~Provide~~provide continuous service at the rate of 12 months for each academic year of podiatric medical school supported by the scholarship.
- f) Scholarship recipients may relocate to another practice location, or practice in more than one location, if the Department grants prior written approval ~~is granted by the Department~~.
- g) Scholarship recipients shall enter into a written contract with the Department that describes the terms of the service obligation and contains provisions for enforcement of the contract.
- h) *Scholarship recipients who fail to fulfill their obligation to practice in designated shortage areas shall pay to the Department a sum equal to 3 times the amount of the annual scholarship grant for each year the recipient fails to fulfill that obligation. (Section 30 of the Act) This sum represents the fair market value of services lost by the State of Illinois.*
- 1) Payment shall be made in equal monthly installments in ~~such~~ amounts so that all sums due shall be paid within a period of time equal to the recipient's service term, or remaining portion of the term, or as otherwise agreed to by the recipient and the Department, in writing.
- 2) The recipient and Department shall enter into a written contract that describes the terms of the repayment and contains provisions for enforcement of the contract.
- i) If a scholarship recipient fails to pay monies owed the Department, the Department may refer the matter to the Illinois Attorney General, ~~or to~~ a collection agency, or a licensed attorney.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

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- 1) Heading of the Part: Nursing Education Scholarships
- 2) Code Citation: 77 Ill. Adm. Code 597
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
597.10	Amendment
597.20	New
597.30	New
597.100	Amendment
597.110	Amendment
597.200	Amendment
597.220	Amendment
597.230	New
597.310	Amendment
597.320	Amendment
597.330	Amendment
- 4) Statutory Authority: Nursing Education Scholarship Law [110 ILCS 975]
- 5) A Complete Description of the Subjects and Issues Involved: Amendments are proposed due to changes in the Nursing Education Scholarship Law through Public Act 96-805. This rulemaking expands the categories of nursing degrees to include those individuals pursuing a master's or doctorate degree in nursing and who wish to become nurse educators. Selection criteria are being amended to include the graduate degree in nursing to become a nurse educator, and the scholarship award distribution formula will be adjusted to include recipients pursuing graduate degrees in nursing to become a nurse educator. Selection criteria were further amended to incorporate a merit factor.

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

The Department anticipated adoption of this rulemaking approximately six to nine months after publication of the Notice in the *Illinois Register*.
- 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

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- 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: The proposed amendments incorporate statutory changes intended to increase the number and quality of nurse educators in Illinois. These amendments will not require new expenditures by units of local government.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this rulemaking within 45 days after the publication of this issue of the *Illinois Register* to:
- Susan Meister
Division of Legal Services
Illinois Department of Public Health
535 West Jefferson Street, 5th Floor
Springfield, Illinois 62761
- 217/782-2043
e-mail: dph.rules@illinois.gov
- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: Health care professionals and facilities
- B) Reporting, bookkeeping or other procedures required for compliance: Requirements for scholarship applications and monitoring are set forth in the rules.
- C) Types of professional skills necessary for compliance: Skills necessary to complete the scholarship application and monitor compliance with the requirements of this Part (e.g., accounting).
- 14) Regulatory Agenda on which this rulemaking was summarized: January 2010

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

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TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER g: GRANTS TO DENTAL AND MEDICAL STUDENTS

PART 597
NURSING EDUCATION SCHOLARSHIPS

SUBPART A: ~~GENERAL PROVISIONS~~ ~~INTRODUCTION~~

- Section 597.10 Definitions
- 597.20 Referenced Materials
- 597.30 Administrative Hearings

SUBPART B: ELIGIBILITY AND APPLICATION

- Section 597.100 Eligibility
- 597.110 Application

SUBPART C: AWARD OF SCHOLARSHIPS

- Section 597.200 Scholarship Description
- 597.210 Determination of Financial Need
- 597.220 Selection Criteria for Award of Scholarships
- 597.230 Student Enrollment and Institutions' Obligations

SUBPART D: TERMS OF PERFORMANCE

- Section 597.300 Contract
- 597.310 Repayment of Scholarship
- 597.320 Satisfaction ~~Forgiveness~~ of Scholarship Obligation
- 597.330 Deferral of Scholarship Obligation

AUTHORITY: Implementing and authorized by the Nursing Education Scholarship Law [110 ILCS 975].

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SOURCE: Adopted at 17 Ill. Reg. 13763, effective August 10, 1993; amended at 18 Ill. Reg. 17720, effective November 30, 1994; amended at 21 Ill. Reg. 4828, effective March 29, 1997; amended at 23 Ill. Reg. 8824, effective August 1, 1999; amended at 26 Ill. Reg. 16965, effective November 8, 2002; amended at 32 Ill. Reg. 19813, effective December 5, 2008; amended at 35 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS~~INTRODUCTION~~**Section 597.10 Definitions**

"Academic year" means the period of time from September 1 of one year through August 31 of the next year or as otherwise defined by the academic institution. (Section 3(6) of the Law)

"Accepted for admission" means a student has completed the requirements for entry into an associate degree in nursing program, associate degree in applied sciences in nursing program, hospital-based diploma in nursing program, baccalaureate degree in nursing program, graduate degree in nursing program, or certificate in practical nursing program at an approved institution, as documented by the institution. (Section 3(10) of the Law)

"Administrative Law Judge" means the person appointed to preside at administrative hearings under Subpart A of this Part.

"Advanced practice nurse" or "APN" means a person who is a licensed registered professional nurse and meets the requirements for licensure as an advanced practice nurse under the Nurse Practice Act [225 ILCS 65]. Categories of advanced practice nurse include Certified Nurse Midwife (CNM), Certified Nurse Practitioner (CNP), Certified Registered Nurse Anesthetist (CRNA), or Certified Clinical Nurse Specialist (CNS) (see 68 Ill. Adm. Code 1305.10).

"Approved institution" means a public community college, private junior college, hospital-based diploma in nursing program, or public or private college or university located in this State that has approval by the Department of Financial and Professional Regulation for an associate degree in nursing program, associate degree in applied sciences in nursing program, hospital-based diploma in nursing program, baccalaureate degree in nursing program, graduate degree in nursing program, or certificate in practical nursing program. (Section 3(3) of the Law)

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"Associate degree in nursing program" or "hospital-based diploma in nursing program" means a program offered by an approved institution and leading to an associate degree in nursing, associate degree in applied sciences in nursing, or hospital-based diploma in nursing. (Section 3(7) of the Law)

"Baccalaureate degree in nursing program" means a program offered by an approved institution and leading to a bachelor of science degree in nursing. (Section 3(4) of the Law)

"Business day" means any day, including Monday through Friday. It does not include a holiday, Saturday or Sunday

"Calendar day" means all days in a month or prescribed time frame. It includes weekends and holidays.

"Center for Nursing Advisory Board" means the board that advises the Department on issues affecting the nursing profession in Illinois (see Section 6.5(b) of the Law and the Nurse Practice Act).

"Class rank" is the measure of how a student's performance compares to other students in his or her class.

"Department" means the Illinois Department of Public Health. (Section 3(2) of the Law)

"Director" means the Director of the Illinois Department of Public Health. (Section 3(9) of the Law)

"Enrollment" means the establishment and maintenance of an individual's status as a nursing student in an approved institution, regardless of the terms used at the institution to describe such status. (Section 3(5) of the Law)

"Fees" means those mandatory charges, in addition to tuition, that all students enrolled in a nursing program must pay, including required course or lab fees. (Section 3(11) of the Law)

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~~"Full-time nurse educator employment" means employment by an approved academic institution in Illinois to educate nursing students based on the academic institution's definition of full-time faculty status.~~

"Full-time nursing employment" means providing direct patient care of at least 24 hours per week for those persons working weekend shifts, or 35 hours or more per week for those working weekday shifts.

"Full-time nursing student" means a student who is enrolled in a nursing program for at least 12 credit hours per term or as otherwise determined as full-time by the academic institution. (Section 3(12) of the Law)

"Grade point average" or "GPA" means a measure of a student's academic achievement, calculated by dividing the total number of grade points received by the total number of grade points attempted.

"Graduate degree in nursing program" means a program offered by an approved institution and leading to a master of science degree in nursing or a doctorate of philosophy or doctorate of nursing degree in nursing. (Section 3(8) of the Law)

~~"Hospital based diploma in nursing program" means a program offered by an approved institution and leading to a hospital based diploma in nursing. (Section 3(7) of the Law)~~

"Law" means the Nursing Education Scholarship Law [110 ILCS 975]. (Section 3(13) of the Law)

"Licensed practical nurse" means a person who is currently licensed as a licensed practical nurse by the Department of Financial and Professional Regulation under the Nurse Practice Act ~~[225 ILCS 65]~~. (Section 3(18) of the Law)

"Mean-Weighted Average Tuition and Fees" means the tuition and mandatory fees used for the Illinois Public Universities and Illinois Community Colleges by the Illinois Student Assistance Commission for purposes of Monetary Award Program (MAP) grants, multiplied by the number of full-time equivalent undergraduate students enrolled at each such institution, added together, and divided by the sum of the full-time equivalent enrollments for the previous year at each institution. This figure is calculated once per year and is used regardless of whether individual institutions adjust their tuition and mandatory fees for that

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same year. The Mean-Weighted Average Tuition and Fees is calculated separately for Illinois Public Universities and Illinois Community Colleges (as cited in the COLLEGE ILLINOIS! Master Agreement and Disclosure Statement).

"Monetary Award Program" or "MAP" means a grant awarded by the Illinois Student Assistance Commission (ISAC) that provides payment toward tuition and mandatory fees for Illinois residents to attend an Illinois college. Eligibility is based on financial need. The maximum award depends on legislative action and available funding each year.

"Nurse educator" means a person who is currently licensed as a registered nurse by the Department of Financial and Professional Regulation under the Nurse Practice Act, who has a graduate degree in nursing, and who is employed by an approved academic institution to educate registered nursing students, licensed practical nursing students, and registered nurses pursuing graduate degrees. (Section 3(23) of the Law)

"Nurse educator employment" means employment by an approved academic institution in Illinois to educate nursing students.

"Nurse educator employment obligation" means employment in this State as a nurse educator for at least two years for each year of scholarship assistance received under Section 6.5 of the Law. (Section 3(24) of the Law)

"Nursing employment obligation" means employment in this State as a registered professional nurse, ~~or~~ licensed practical nurse, ~~or advanced practice nurse in direct patient care~~ ~~or as a nurse educator in the case of a graduate degree in nursing program recipient~~ for at least one year for each year of scholarship assistance received through the Nursing Education Scholarship Program. (Section 3(14) of the Law)

"Part-time nursing employment" means providing direct patient care for between 17.5 hours and 34 hours per week.

"Part-time student" means a person who is enrolled for at least one-third of the number of hours required per term by a school for its full-time students. (Section 3(15) of the Law)

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"Practical Nursing Program" means a program offered by an approved institution and leading to a certificate in practical nursing. (Section 3(16) of the Law)

"Quarter" means a term within an academic year that marks the beginning and end of classes. Quarters are approximately 8 to 10 weeks in duration and there are 4 quarters in an academic year.

"Registered professional nurse" means a person who is currently licensed as a registered professional nurse by the Department of Financial and Professional Regulation under the Nurse Practice Act ~~[225 ILCS 65]~~. (Section 3(17) of the Law)

"School term" means an academic term, such as a semester, quarter, or trimester, or number of clock hours, as defined by an approved institution. (Section 3(19) of the Law)

"Semester" means a term within an academic year that marks the beginning and end of classes. Semesters are approximately 15 to 16 weeks in duration and there are 2 semesters in an academic year.

"Summer term" means a term within an academic year that marks the beginning and end of classes. The term is approximately 4 to 9 weeks in duration and is typically offered during June, July and August of an academic year.

"Student in good standing" means a student enrolled in a nursing program maintaining a cumulative grade point average equivalent to at least an academic grade of "C". (Section 3(20) of the Law)

"Total and permanent disability" means a physical or mental impairment, disease, or loss of a permanent nature that prevents nursing employment with or without reasonable accommodation. Proof of disability shall be a declaration from the ~~social security administration~~Social Security Administration, Illinois Workers' Compensation Commission, Department of Defense, or an insurer authorized to transact business in Illinois who is providing disability insurance coverage to a contractor. (Section 3(21) of the Law)

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"Trimester" means a term within an academic year that marks the beginning and end of classes. Trimesters are approximately 12 to 15 weeks in duration and there are 3 trimesters in an academic year.

"Tuition" means the established charges of an institution of higher learning for instruction at that institution. (Section 3(22) of the Law)

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 597.20 Referenced Materials

The following materials are referenced in this Part:

a) Illinois statutes:

- 1) Nursing Education Scholarship Law [110 ILCS 975]
- 2) Nurse Practice Act [225 ILCS 65]
- 3) Board of Higher Education Act [110 ILCS 205]
- 4) Department of Public Health Powers and Duties Law [20 ILCS 2310/2310-200]

b) Illinois Administrative Rules:

- 1) Nursing and Advanced Practice Nursing Act – Advanced Practice Nurse (68 Ill. Adm. Code 1305)
- 2) Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100)

(Source: Added at 35 Ill. Reg. _____, effective _____)

Section 597.30 Administrative Hearings

Administrative hearings conducted concerning the provisions of this Part shall be governed by the Department's Practice and Procedure in Administrative Hearings.

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(Source: Added at 35 Ill. Reg. _____, effective _____)

SUBPART B: ELIGIBILITY AND APPLICATION

Section 597.100 Eligibility

To qualify for consideration, an applicant ~~shall~~**must** meet the eligibility criteria outlined in Section 5 ~~or 6.5~~ of the Law showing that the applicant:

- a) *Has been a resident of this State for at least one year prior to application, and is a citizen or a lawful permanent resident alien of the United States* (~~Sections~~**Section** 5(1) ~~and 6.5(a)(1)~~ of the Law); ~~and~~
- b) *Is enrolled in or accepted for admission to an Illinois school in an associate degree in nursing program, hospital-based diploma in nursing program, baccalaureate degree in nursing program, graduate degree in nursing program or certificate in practical nursing program at an approved institution* (Section 5(2) of the Law); *and*
- c) *Agrees to meet the nursing employment obligation or the nurse educator employment obligation (as applicable)* (~~see the definition of "nursing employment obligation" in Section 597.10~~) (~~Sections~~**Section** 5(3) ~~and 6.5(a)(3)~~ of the Law).

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 597.110 Application

- a) Application forms are prescribed by the Department and are available at financial aid offices, departments of nursing at approved schools, the Department's web site, or directly from the Department upon request.
- b) Incomplete applications and applications received after the published deadline will not be considered in the selection process. During the application cycle, all applicants will be notified in writing regarding the status of their applications. Corrections to the application must be made during this time period.
- c) *Each person applying for such a scholarship shall be provided with a copy of Section 6 or 6.5(e) of the Law at the time of application.* (~~Sections~~**Section** 6 ~~and 6.5(e)~~ of the Law)

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(Source: Amended at 35 Ill. Reg. _____, effective _____)

SUBPART C: AWARD OF SCHOLARSHIPS

Section 597.200 Scholarship Description

- a) A full-time nursing student in good standing pursuing *an associate degree in nursing* may receive a scholarship for *up to 2 academic years*. (Section 5 of the Law)
- b) A full-time nursing student in good standing pursuing *a hospital-based diploma in nursing* may receive a scholarship for *up to 3 academic years*. (Section 5 of the Law)
- c) A full-time nursing student in good standing pursuing *a baccalaureate degree in nursing* may receive a scholarship for *up to 4 academic years*. (Section 5 of the Law)
- d) A full-time nursing student in good standing pursuing *a graduate degree in nursing to become an advanced practice nurse* may receive a scholarship for *up to 5 academic years*. (Section 5 of the Law)
- e) A full-time nursing student in good standing pursuing *a certificate in practical nursing* may receive a scholarship for *up to one academic year*. (Section 5 of the Law)
- f) *A full-time nursing student in good standing pursuing a graduate degree in nursing for the purpose of becoming a nurse educator may receive a scholarship for up to 3 years. (Section 6.5(c) of the Law)*
- gf) *Full-time tuition and fees awards for students at approved private institutions shall not exceed the tuition and fee charges at community colleges and universities statewide and the uniform living allowance reported in the weighted Monetary Award Program (MAP) budget for the academic year in which the scholarship is made. (Section 7 of the Law)*
- hg) *Part-time awards shall be determined by applying the proportion represented by the part-time enrollment to full-time enrollment ratio to the average per term*

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scholarship amount for a student in the same nursing degree category. (Section 7 of the Law)

- ih)** *Using information provided annually by the Illinois Student Assistance Commission, 75% of the weighted tuition and fees charged by community colleges in Illinois shall be added to the uniform living allowance reported in the weighted Monetary Award Program (MAP) budget to determine the full-time scholarship amount for students pursuing an associate degree in nursing or a hospital-based diploma in nursing at an Illinois community college. (Section 7 of the Law)*
- ij)** *Scholarship amounts for students pursuing associate ~~degrees in nursing~~, baccalaureate ~~degrees in nursing~~, or graduate degrees in nursing at a college or university shall include 75% of the weighted tuition and fees charged by public universities in Illinois plus the uniform living allowance reported in the weighted MAP budget. (Section 7 of the Law)*
- ik)** *Scholarship amounts for students in ~~certificate in~~ practical nursing programs shall include 75% of the average tuition and fees charges at all practical nursing programs plus the uniform living allowance reported in the weighted MAP budget. (Section 7 of the Law)*

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 597.220 Selection Criteria for Award of Scholarships

- a) Scholarships awarded by the Department will be given to students who meet ~~all the~~ eligibility requirements in Section 597.100 of this Part and who agree to the provisions of the contract.
- b) Recipients shall be selected on the basis of the following criteria:

 - 1) ~~Recipients requesting a scholarship renewal~~ **Renewal recipients** will receive preference;
 - 2) *If in any year the number of qualified applicants exceeds the number of scholarships to be awarded, the Department shall, in consultation with the Center for Nursing Advisory Board, consider the following factors in granting priority in awarding scholarships:*

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- A) *Financial need, as shown on a current standardized financial needs assessment form used by an approved institution, of students pursuing their education on a full-time or close to full-time basis.*
- B) *A student's status as a registered nurse who is pursuing a graduate degree in nursing to pursue employment in an approved institution that educates licensed practical nurses and that educates registered nurses in undergraduate and graduate nursing programs.*
- C) *A student's merit, as shown through his or her grade point average, class rank, and other academic and extracurricular activities (Sections ~~Section~~ 5 and 6.5(b) of the Law), including, but not limited to:*
- i) A cumulative grade point average (GPA) of at least 3.0 on a 4.0 scale, or
 - ii) Class rank in the 50th percentile or higher, or
 - iii) Demonstration of academic achievement by having previously earned a certificate in practical nursing, a hospital-based diploma in nursing, ~~or~~ an associate degree in nursing, or a baccalaureate degree in nursing (as applicable).
- 3) In addition to the requirements in subsections (b)(1) and (b)(2), students pursuing a graduate degree in nursing who wish to become a nurse educator shall demonstrate their merit, as shown through their experience as a nurse, including supervisory experience, or experience as a nurse in the United States military. (Section 6.5(b)(3) of the Law)
- 43) In the event of a tie, students having the fewest number of credit hours remaining to complete the degree will be awarded scholarships.
- c) Scholarship awards shall be distributed as follows:
- 1) *At least 40% of the scholarships awarded shall be for recipients who are pursuing baccalaureate degrees in nursing;*

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- 2) *At least 30% of the scholarships awarded shall be for recipients who are pursuing associate degrees in nursing or a hospital-based diploma in nursing;*
- 3) *At least 20% of the scholarships awarded shall be for recipients who are pursuing a graduate degree in nursing; and*
- 4) *At least 10% of the scholarships awarded shall be for recipients who are pursuing a certificate in practical nursing. (Section 5 of the Law)*

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 597.230 Student Enrollment and Institutions' Obligations

- a) An approved institution may accept a student into its nursing education program based on its own admission requirements, standards and policies.
- b) The Department shall disburse available scholarship funds for tuition and fees to the approved institution directly for the payment of tuition and other necessary fees or for credit against the student's obligation for tuition and fees. If the Department disburses scholarship funds directly to an approved institution, the approved institution shall be contractually obligated to provide facilities and instruction to the student on the same terms as to other students. (Section 9(a) of the Law)
- c) An approved institution shall provide written notice to the Department if any scholarship recipient who is enrolled in the approved institution ceases to be a student in good standing. The notice shall be sent to the Department within 10 business days after the institution determines that the student ceases to be in good standing.
- d) A student who receives a renewal scholarship shall either re-enroll in the approved institution that the student attended during the preceding academic year or enroll in another approved institution. The approved institution accepting the student for enrollment or re-enrollment shall notify the Department regarding the acceptance. The notice will be sent to the Department within 10 business days after the student's acceptance.

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(Source: Added at 35 Ill. Reg. _____, effective _____)

SUBPART D: TERMS OF PERFORMANCE

Section 597.310 Repayment of Scholarship

- a) Any recipient who defaults on the terms of the contract *shall pay to the Department an amount equal to the amount of scholarship funds received per year for each unfulfilled year of the nursing employment obligation or nurse educator employment obligation, together with interest at 7% per year on the unpaid balance. (Sections 6 and 6.5(d) of the Law)*
- b) Cash repayment *must begin within 6 months following the date of the default action initiating the repayment. (Sections ~~Section~~ 6 and 6.5(d) of the Law)*
- c) Recipients in default shall enter into a Contract for Repayment with the Department as soon as the reason for default has been established. ~~The~~This Contract for Repayment shall specify the amount due, the repayment schedule and all other terms of the cash repayment. Interest charges shall be completely waived if the recipient repays the total scholarship amount prior to the first payment due date.
- d) ~~If in the event~~ a recipient fails to pay monies owed to the Department, *the Department may require a recipient to reimburse the State for expenses, including but not limited to legal fees and costs, incurred by the Department or other agent of the State for a successful legal action against the recipient for a breach of any provision of the scholarship contract and refer the recipient~~be referred~~ to the Illinois Attorney General or to a collection agency. The total 6-year interest shall be due if the recipient fails to fulfill the repayment requirements and the case is settled through authorized agencies outside the Department. (Section 4 of the Law)*
- e) *All cash repayments must be completed within 6 years from the date of the first annual cash payment. (Sections ~~Section~~ 6 and 6.5(d) of the Law)*
- f) *In a breach of contract, the Department may utilize referral to the Department of Professional Regulation to revoke, suspend, refuse to renew, place on probationary status, or take other disciplinary action concerning the recipient's credentials. (Section 4 of the Law)*

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- g) The Department may allow a nurse educator employment obligation fulfillment alternative if the nurse educator scholarship recipient is unsuccessful in finding work as a nurse educator. The Department shall maintain a database of all available nurse educator positions in this State. (Section 6.5(d) of the Law) The Department shall utilize the following Internet address to ascertain all available nurse educator positions in Illinois: www.nursing.illinois.gov/ads.asp.

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 597.320 Satisfaction~~Forgiveness~~ of Scholarship Obligation

- a) A recipient must graduate from the nursing program funded and provide a copy of the diploma or certificate that indicates the graduation date as soon as the document is available.
- b) A recipient must be licensed as a registered professional nurse or as a licensed practical nurse in the State of Illinois and must provide a copy of the license as soon as it is available.
- c) Fulfillment of the nursing employment obligation will be achieved as follows:
- 1) For each full-time semester completed, the obligation is 6 months of full-time employment or 12 months of part-time employment;
 - 2) For each part-time semester completed, the obligation is 3 months of full-time employment or 6 months of part-time employment;
 - 3) For each full-time quarter or trimester completed, the obligation is 4 months of full-time employment or 8 months of part-time employment;
 - 4) For each part-time quarter or trimester completed, the obligation is 2 months of full-time employment or 4 months of part-time employment;
 - 5) For each full-time summer term completed, the obligation is 3 months of full-time employment or 6 months of part-time employment;
 - 6) For each part-time summer term completed, the obligation is 1½ months of full-time employment or 3 months of part-time employment.

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- d) Fulfillment of the nurse educator employment obligation will be achieved as follows:
- 1) For each full-time semester completed, the obligation is 12 months of employment;
 - 2) For each part-time semester completed, the obligation is 6 months of employment;
 - 3) For each full-time quarter or trimester completed, the obligation is 8 months of employment;
 - 4) For each part-time quarter or trimester completed, the obligation is 4 months of employment;
 - 5) For each full-time summer term completed, the obligation is 6 months of employment;
 - 6) For each part-time summer term completed, the obligation is 3 months of employment.
- e) ~~For each full-time semester, the nursing employment obligation is 6 months of full-time employment; for each part-time semester, the nursing employment obligation is 3 months of full-time employment; for each full-time quarter/trimester, the nursing employment obligation is 4 months of full-time employment; for each part-time quarter/trimester, the nursing employment obligation is 2 months of full-time employment; for each full-time summer term, the full-time nursing employment obligation is 3 months of full-time employment; for each part-time summer term, the full-time nursing employment obligation is 1½ months of full-time employment. The total nursing employment obligation for any one academic year shall not exceed 12 months of full-time employment.~~
- ed) *Within 12 months after graduation from an associate degree in nursing program, hospital-based diploma in nursing program, baccalaureate degree in nursing program, graduate degree in nursing program, or certificate in practical nursing program, any recipient who accepted a scholarship under Section 5 of the Act shall begin meeting the required nursing employment obligation or nurse educator employment obligation providing direct patient care or employment as a nurse*

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educator in the case of a recipient receiving a graduate degree in nursing.

(~~Sections~~Section 6 and 6.5(d) of the Law) Employment as a "license pending" nurse does not meet the nursing employment requirements. Fulfillment of the nursing employment obligation or nurse educator employment obligation must be completed within a time period equivalent to twice the number of months of nursing employment obligation as described in ~~subsections~~subsection (c) and (d).

- fe) Forms to document full-time and/or part-time nursing employment shall be sent to the recipient following graduation and licensure. Documentation forms will be forwarded periodically until the nursing employment obligation is completed, at which time the recipient will be notified and the record closed.
- gf) If a recipient suffers a verifiable total and permanent disability, the nursing employment obligation or nurse educator employment obligation shall be excused and deemed satisfied. (See the definition of "total and permanent disability" in Section 597.10.)
- hg) If a recipient dies or is adjudicated as incompetent, all scholarship obligations shall be excused and deemed satisfied. (See the definition of "total and permanent disability" in Section 597.10.) No claim for repayment may be filed against the estate of such a decedent or incompetent. (Sections 6 and 6.5(d) of the Law)

(Source: Amended at 35 Ill. Reg. _____, effective _____)

Section 597.330 Deferment of Scholarship Obligation

- a) The nursing employment *obligation may be deferred and re-evaluated* by a review of a written request from the recipient *every 6 months when the failure to fulfill the nursing employment obligation results from involuntarily leaving the profession due to a decrease in the number of nurses employed in the State or when the failure to fulfill the nursing employment obligation results from total and permanent disability.*
- b) *In order to defer the continuous nursing employment obligation, a recipient must request the deferment in writing from the Department and must provide a letter from his/her physician attesting to the recipient's inability (either temporarily or permanently) to continue employment. (Section 6 of the Law)*

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- c) *A recipient shall notify the Department within 30 days if the recipient spends up to 4 years in military service before or after graduation and after completion of the nursing employment obligation. (Section 6 of the Law) The time spent in military service, up to 4 years, shall be excluded from the computation of the number of months of nursing employment obligation as described in Section 597.320(c).*
- d) *A recipient shall notify the Department within 30 days after enrollment if the recipient is enrolled in an academic program leading to a graduate degree in nursing. (Section 6 of the Law) The nursing employment obligation shall be deferred until he or she has completed a graduate degree in nursing.*
- e) *If a recipient receives funding through the Nursing Education Scholarship Program for a higher degree, the nursing employment obligation shall be deferred until he or she is no longer enrolled or has graduated with the higher degree. (Section 6 of the Law)*
- f) *The recipient must begin meeting the required nursing employment obligation no later than 6 months after the end of any deferment. (Section 6 of the Law)*
- g) *Within 12 months after graduation from a graduate degree in nursing program for nurse educators, any recipient who accepted a scholarship shall begin meeting the required nurse educator employment obligation. (Section 6.5(d) of the Law)*
- h) *In order to defer the continuous employment obligation, a recipient must request the deferment in writing from the Department. (Section 6.5(d) of the Law) The following deferments are allowed:*
- 1) *A recipient shall receive a deferment if he or she notifies the Department, within 30 days after enlisting, that he or she is spending up to 4 years in military service.*
 - 2) *A recipient shall receive a deferment if he or she notifies the Department, within 30 days after enrolling, that he or she is enrolled in an academic program leading to a graduate degree in nursing.*
- i) *The recipient must begin meeting the required nurse educator employment obligation no later than 6 months after the end of the deferment or deferments. (Section 6.5(d) of the Law)*

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(Source: Amended at 35 Ill. Reg. _____, effective _____)

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- 1) Heading of the Part: Alternate Fuels Program
- 2) Code Citation: 35 Ill. Adm. Code 275
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
275.100	Amendment
275.110	Amendment
275.120	Amendment
275.130	Amendment
275.140	Amendment
275.200	Amendment
275.210	Amendment
275.215	New
275.220	Amendment
275.230	Amendment
275.240	Amendment
275.250	Amendment
275.APPENDIX A	Repeal
- 4) Statutory Authority: Sections 15 and 30 of the Alternate Fuels Act [415 ILCS 120/15 and 120/30]
- 5) Effective Date of Amendments: October 18, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? Yes
- 8) A copy of the adopted amendments, including any material incorporated by reference, is on file in the Illinois Environmental Protection Agency's principal office and is available for public inspection.
- 9) Notice of Proposal Published in the Illinois Register: April 16, 2010; 34 Ill. Reg. 5492
- 10) Has JCAR issued a Statement of Objection to this Rulemaking? No
- 11) Differences between proposal and final version:

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In Section 275.220(a)(3), the rule now requires that a rebate applicant meet the annual renewable fuel threshold of 50% for both miles driven and number of fillups (instead of either miles or fillups) during a calendar year. Language directing the Agency to choose one standard or the other has been removed.

In Section 275.230(b)(2), the word "equipment" has been stricken.

In Section 275.230(d), subsection (6), requiring rebate applicants to include the names of their primary fuel suppliers on their applications, has been deleted.

In Section 275.240(d)(1), "equipment" has been deleted.

Various non-substantive grammatical changes have also been made.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: The purpose of this rulemaking is to reflect amendments to Sections 10 and 30 of the Alternate Fuels Act (Act) enacted in 2003 (P.A. 92-858, Sections 10 and 30), 2005 (P.A. 94-62, Sections 10 and 30), 2007 (P.A. 94-1079, Section 30), and 2009 (P.A. 96-537, Section 30), and to address rebate eligibility and rebate amounts for certain vehicles. Also, this rulemaking relocates, updates, and clarifies other provisions in the rule. The amendments to Part 275 expand the rebate program to vehicles that operate on hydrogen fuel and biodiesel fuel and add various new definitions. The amendments also clarify that electric vehicles do not include those that are on-board electric generation. The amendments allow rebates to be issued in future years as funds are available. In addition, the amendments change the deadline for submitting fuel cost rebates and also change the deadline for submitting alternate fuel vehicle and conversion cost rebates. The amendments clarify that vehicles operating on domestic renewable fuel or alternate fuel may be eligible for a fuel cost differential rebate and add a fill-up and minimum gallon usage requirement for this rebate. The amendments allow large vehicles to be purchased outside of Illinois yet still qualify for rebates. The amendments eliminate Appendix A regarding fuel cost differential rebate amounts, which have been relocated to Section 275.240. The amendments also clarify rebate amounts for alternate fuel vehicles without conventional counterparts.

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

Kent E. Mohr Jr., Assistant Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

217/782-5544

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

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TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE B: AIR POLLUTION
CHAPTER II: ENVIRONMENTAL PROTECTION AGENCYPART 275
ALTERNATE FUELS PROGRAM

SUBPART A: GENERAL PROVISIONS

Section	Purpose
275.100	Purpose
275.110	Other Definitions
275.120	Definitions
275.130	Abbreviations and Acronyms
275.140	Incorporations by Reference

SUBPART B: REBATES

Section	Purpose
275.200	General Applicant and Vehicle Eligibility
275.210	Conversion Cost Rebate Eligibility Alternate Fuel Vehicles and Rebates
275.215	OEM Differential Cost Rebate Eligibility
275.220	Fuel Cost Differential Rebate Eligibility
275.230	Applications
275.240	Rebate Priorities and Rebate Amounts Agency Action
275.250	Appeal of Agency Decision Denial or Modification
275.APPENDIX A	Annual Fuel Cost Differential For LDVs (Repealed)

AUTHORITY: Implementing and authorized by Sections 15 and 30 of the Alternate Fuels Act (415 ILCS 120/15 and 30).

SOURCE: Adopted at 21 Ill. Reg. 7150, effective May 29, 1997; amended at 23 Ill. Reg. 11916, effective September 13, 1999; amended at 25 Ill. Reg. 6877, effective May 18, 2001; amended at 34 Ill. Reg. 16841, effective October 18, 2010.

SUBPART A: GENERAL PROVISIONS

Section 275.100 Purpose

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This Part establishes procedures for applying for an original equipment manufacturer (OEM) differential cost~~alternate fuel vehicle~~ rebate, conversion cost rebate, or ~~domestic renewable fuel cost differential~~ rebate as authorized by the Alternate Fuels Act [415 ILCS 120]. ~~Applications for a conversion cost rebate or OEM differential cost rebate may be submitted for calendar years 1997, 1998, 1999, 2000, 2001, and 2002. Applications for a fuel cost differential rebate may be submitted for calendar years 1997, 1998, 1999, 2000, and 2001, and pre-approved rebates may also be given in fiscal years 2002 and 2003, depending on fund availability.~~

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

Section 275.110 Other Definitions

Unless otherwise defined in Section 275.120 herein and unless a different meaning of a term is clear from its context, the definitions of terms used in this Part shall have the meanings specified by ~~35 Ill. Adm. Code 241.102 and Section 10 of the Alternate Fuels Act [415 ILCS 120/10]. The definitions in Section 275.120 of this Subpart are applicable only to the provisions of this Part.~~

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

Section 275.120 Definitions

"Act" means the Alternate Fuels Act [415 ILCS 120].

"Agency" means the Illinois Environmental Protection Agency.

"Alternate fuel" means liquefied petroleum gas (propane), natural gas, E85 blend fuel, hydrogen fuel, electricity when used as the primary external fuel source to power the vehicle excluding on-board electric generation, fuel composed of a minimum 80% ethanol or 80% bio-based methanol, or fuels that are at least 80% derived from 80% biomass, or electricity.

"Alternate fuel vehicle" means any motor vehicle or engine that ~~meets a federal or CARB emission standard, or meets the federal anti-tampering provisions pursuant to USEPA Memorandum 1A, incorporated by reference at Section 275.140 of this Subpart,~~ is capable of using an alternate fuel, and is operated in the State of Illinois.

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"Base retail price" means the manufacturer's suggested retail price excluding options, upgrades, and applicable taxes, title, license, document fee, destination charge, and other add-ons or dealer-related charges.

"Biodiesel fuel" means a renewable fuel conforming to the industry standard ASTM D 6751, incorporated by reference in Section 275.140 of this Subpart.

"Conventional", when used to modify the word "vehicle", "engine", or "fuel", means gasoline or diesel or any reformulations of those fuels. [415 ILCS 120/10]

"Conversion Cost Rebate" means a rebate issued to offset, in part, the cost of converting a conventional vehicle to alternate fuel capability.

"Covered area" means the counties of Cook, DuPage, Kane, Lake, McHenry, and Will and those portions of Grundy County and Kendall County that are included in the following zip code areas, as designated by the U.S. Postal Service on August 7, 1998: 60416, 60444, 60447, 60450, 60481, 60538, and 60543.

"Domestic renewable fuel" means a fuel produced in the United States or its territories, composed of a minimum 80% ethanol or 80% bio-based methanol, minimum 20% biodiesel fuel, or other fuels derived from at least 80% biomass.

"E85 blend fuel" means fuel that contains 85% ethanol and 15% gasoline. [415 ILCS 120/10] or any wintertime blend of at least 70% ethanol.

~~"Federal low emission standard" means the low emission vehicle (LEV), ultra-low emission vehicle (ULEV), zero emission vehicle (ZEV), or inherently low emission vehicle (ILEV) standard, as set forth in 40 CFR 88, incorporated by reference in Section 275.140 of this Subpart.~~

"Fuel cost differential rebate" means a rebate issued to offset, in part, the increased cost of using an alternate fuel or domestic renewable fuel compared to conventional fuel.

"Gross Vehicle Weight Rating" or "(GVWR)" means the total vehicle weight, including the maximum load, as designated by the original equipment manufacturer.

"Heavy-duty vehicle" or "(HDV)" means a motor vehicle whose GVWR is more

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than 8,500 lbs.

~~"Inherently Low Emission Vehicle (ILEV)" means any LDV certified to the applicable ILEV evaporative emission standard found in 40 CFR 88, incorporated by reference at Section 275.140 of this Subpart, or any HDV with an engine certified to the applicable ILEV standard. No dual fueled or flexible fueled vehicle shall be considered an ILEV unless it is certified to the applicable standard(s) (i.e., LEV, ULEV or ZEV) for such weight class on all fuel types for which it is designed to operate.~~

~~"Light duty vehicle (LDV)" means a motor vehicle whose GVWR is no more than 8,500 lbs.~~

"Location" means:

a parcel of real property or

multiple, contiguous parcels of real property that are separated by private roadways, public roadways, or private or public rights-of-way and are owned, operated, leased, or under ~~the~~ common control of one party. [415 ILCS 120/10]

~~"Low Emission Vehicle (LEV)" means any LDV, or any HDV with an engine certified to the applicable federal low emission vehicle standard in 40 CFR 88, incorporated by reference in Section 275.140 of this Subpart.~~

"Motor vehicle" means a car, truck, van, bus, motorcycle, or other similar on-road vehicle that can be legally driven on all public roadways and all highways in Illinois for the purpose of transporting passengers or cargo. Types of vehicles that are designed to be used primarily as off-road vehicles or equipment, including, but not limited to, vehicles and equipment used for agriculture, construction, recreation or landscaping, and golf carts that are designed and manufactured for operation on a golf course or similar vehicles that resemble golf carts, are not motor vehicles for the purposes of this Part.

"OEM differential cost rebate" means a rebate issued to offset, in part, the increased cost of purchasing an OEM alternate fuel vehicle.

"Owner" means any person who has legal or equitable title to a motor vehicle.

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"Person" means any individual, [business](#), corporation, [organization](#), partnership, firm, association, trust, estate, public or private institution, group, ~~state~~, municipality, political subdivision of a state, any agency, department, or instrumentality of the United States, and any officer, agent or employee of any of the above. [A car dealer or car dealership is not a person for the purposes of this Part.](#)

"Private fueling operation" means any activity ~~in which~~[where](#) alternate fuel [or domestic renewable fuel](#) is transferred from a stationary or mobile source to a fuel storage system used to provide fuel to the engine or motor of that vehicle where ~~the~~[such](#) fuel is not available to the public.

"Proof of payment" means a copy of a cancelled check, an invoice or bill showing that the applicable amount has been paid or that no remaining balance exists, or other appropriate proof, [acceptable to the Agency](#), that payment has been made [for the related purchase](#)~~in the amount of the rebate requested~~.

"Public fueling operation" means any site where alternate fuel [or domestic renewable fuel](#) is transferred from a stationary source to a fuel storage system used to provide fuel to the engine or motor of that vehicle, and is a retail operation.

"Retail" means to sell directly to the ultimate consumer in small quantities (e.g., gallons) and deliver fuel to a fuel storage system used to provide fuel to the engine or motor of a vehicle.

"Small fleet owner" means a person who owns or operates no more than 30 motor vehicles and employs 100 or fewer employees.

~~"Ultra Low Emission Vehicle (ULEV)" means any LDV, or any HDV with an engine certified to the applicable federal ultra low emission vehicle standard in 40 CFR 88, incorporated by reference in Section 275.140 of this Subpart.~~

~~"Zero Emission Vehicle (ZEV)" means any LDV, or any HDV certified to the applicable federal zero emission vehicle standard in 40 CFR 88, incorporated by reference in Section 275.140 of this Subpart.~~

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

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Section 275.130 Abbreviations and Acronyms

Agency	Illinois Environmental Protection Agency
ASTM	ASTM International
CARB	California Air Resources Board
FEIN	Federal Employer Identification Number
GVWR	gross vehicle weight rating
HDV	heavy-duty vehicle
ILEV	inherently low emission vehicle
LDV	light-duty vehicle
LEV	low emission vehicle
MY	model year
mi/yr	miles driven per year
OEM	original equipment manufacturer
ULEV	ultra low emission vehicle
USEPA	United States Environmental Protection Agency
VEC	vehicle emission configuration
VIN	vehicle identification number
ZEV	zero emission vehicle

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

Section 275.140 Incorporations by Reference

The following materials are incorporated by reference and do not contain any subsequent additions or amendments:

- a) ~~Control of Air Pollution from Mobile Sources, 40 CFR 85, subparts F and V, as amended on July 13, 2005 (70 Fed. Reg. 40432) Clean Fuel Vehicles, 40 CFR 88, as amended on April 23, 1998 (63 Fed. Reg. 20103).~~
- b) Control of Emissions ~~from~~ From New and In-Use Highway Vehicles and Engines, 40 CFR 86, as amended on ~~November 25, 2009~~ December 22, 1998 (7463 Fed. Reg. 6153770681).
- c) ~~ASTM D 6751, ASTM International, 100 Barr Harbor Drive, PO Box C700, West Conshohocken PA 19428-2959 (2009) Mobile Source Enforcement Memorandum~~

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~~No. 1A: Interim Tampering Enforcement Policy, USEPA (June 25, 1974), as amended on June 16, 1998 (63 Fed. Reg. 32878).~~

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

SUBPART B: REBATES

Section 275.200 General Applicant and Vehicle Eligibility

- a) Owners of alternate fuel vehicles may apply for a rebate under this Part ~~if the vehicle meets~~~~by meeting~~ the eligibility requirements of ~~either~~ subsection (a)(1), (a)(2) or (a)(3) of this Section and by submitting the information required by Section 275.230 of this Subpart to the Agency:
- 1) Converting a conventional vehicle to an alternate fuel vehicle in accordance with the requirements of Section 275.210~~(a)~~ of this Subpart;
 - 2) Purchasing an ~~alternate fuel~~-OEM alternate fuel vehicle or engine in accordance with the requirements of Section ~~275.215~~~~275.210~~~~(b)~~ of this Subpart; or
 - 3) Purchasing an alternate fuel or a-domestic renewable fuel in accordance with the requirements of Section 275.220 of this Subpart.
- b) Notwithstanding subsection (a) of this Section, vehicles owned by the federal government or vehicles registered or primarily operated in a state outside of Illinois are not eligible for rebates offered under this Part.~~alternate fuel vehicles owned by the federal government or registered or operated in a state outside of Illinois are not eligible for rebates offered under this Part. [415-ILCS 120/30(d)]~~
- c) Rebates will be ~~issued~~given in accordance with ~~the criteria in~~ Section 275.240 of this Subpart. The total amount of all rebates issued in the Alternate Fuel Program for a given calendar year will be limited to an amount not exceeding the funds available in the Alternate Fuel Fund for that calendar year.
- d) A vehicle is eligible for only one type of rebate. Once a vehicle receives a rebate, it is no longer eligible to receive a rebate during its lifetime, except pursuant to Section 275.220(b). A subsequent owner of a vehicle is not eligible to receive a rebate if the vehicle has previously received a rebate in accordance with this Part.

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- e) An owner of alternate fuel vehicles or vehicles using domestic renewable fuel may receive rebates for no more than 150 vehicles per location and no more than 300 vehicles total for all locations.

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

Section 275.210 Conversion Cost Rebate Eligibility~~Alternate Fuel Vehicles and Rebates~~

The owner of a motor vehicle is eligible to apply for a conversion cost rebate if the requirements of this Section and Section 275.200 are met. A motor vehicle is an alternate fuel vehicle for the purposes of this Part if it meets the requirements of either subsection (a) or (b), and subsection (c) or (d) of this Section:

- a) ~~Conversion of a conventional vehicle to an alternate fuel vehicle: 1) The A~~
 conventional motor vehicle ~~that~~ was not certified to a federal emission standard by the manufacturer as an alternate fuel vehicle, but is subsequently converted in accordance with the requirements of ~~subsections~~ subsection (b), or (c), and (d) of this Section and is ~~operated as~~ an alternate fuel vehicle; ~~and 2) Conversion of a conventional vehicle to alternate fuel capability must take place in Illinois. [415 ILCS 120/30(a)]~~
- b) The conversion to alternate fuel capability took place in Illinois;
- c) The conversion system installed on the vehicle is the latest model in current production for that particular vehicle make, model, model year and engine at the time of conversion, and, unless not required by federal law, is tested and certified by either USEPA or CARB; and
- d) The conversion system installed on the vehicle has a valid "Certificate of Conformity" issued by USEPA or a valid "Retrofit System Certification" issued by CARB, unless not required by federal law.
- b) ~~Purchase of an OEM alternate fuel vehicle or engine:~~
- 1) ~~The alternate fuel OEM vehicle or engine, when operated using an alternate fuel, is certified to meet the requirements of subsection (c) or (d) of this Section; and~~

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- 2) ~~A new OEM vehicle or engine must be purchased in Illinois and must either be an alternate fuel vehicle or used in an alternate fuel vehicle. [415 ILCS 120/30(b)]~~
- e) ~~An eligible light duty alternate fuel vehicle must meet the requirements of either subsection (c)(1)(A), (B), or (C), or (c)(2)(A) or (B), of this Section, and subsection (c)(3) of this Section:~~
- 1) ~~The conversion systems must be the latest model in current production and shall have been tested and certified by either:~~
- A) ~~USEPA;~~
- B) ~~CARB; or~~
- C) ~~A conversion system manufacturer using USEPA Memorandum 1A for the specific engine families, incorporated by reference in Section 275.140 of this Part; or~~
- 2) ~~OEM vehicles must be certified by either:~~
- A) ~~USEPA; or~~
- B) ~~CARB; and~~
- 3) ~~Notwithstanding subsections (c)(1) and (c)(2) of this Section, an alternate fuel LDV vehicle must meet or exceed emission standards applicable for the vehicle's model year and weight class. [415 ILCS 120/20]~~
- d) ~~An eligible heavy duty alternate fuel vehicle must meet the requirements of subsections (d)(1) or (d)(2), and (d)(3) of this Section:~~
- 1) ~~The conversion system must be the latest model in current production and shall have been tested and certified by USEPA; or~~
- 2) ~~The OEM vehicle must be certified by USEPA; and~~
- 3) ~~Notwithstanding the above, engines used in alternate fuel vehicles greater than 8500 pounds GVWR, whether new or remanufactured, shall meet the~~

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appropriate United States Environmental Protection Agency emissions standards at the time of manufacture, and if converted, shall meet the standards in effect at the time of conversion. [415 ILCS 120/20]

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

Section 275.215 OEM Differential Cost Rebate Eligibility

The owner of a motor vehicle or engine is eligible to apply for an OEM differential cost rebate if the requirements of this Section and Section 275.200 are met.

- a) A new OEM vehicle or engine must be purchased in Illinois and must either be an alternate fuel vehicle or used in an alternate fuel vehicle. [415 ILCS 120/30(b)] For an HDV only, if the same or comparable OEM alternate fuel vehicle or engine is not available for purchase in Illinois, then it may be purchased from a dealership or similar vendor outside of Illinois;
- b) The OEM alternate fuel vehicle or engine has the capability to use alternate fuels; and
- c) The OEM alternate fuel vehicle or engine is certified by USEPA to meet the appropriate emission standards in effect at the time of manufacture.

(Source: Added at 34 Ill. Reg. 16841, effective October 18, 2010)

Section 275.220 Fuel Cost Differential Rebate Eligibility

- a) An owner may apply for a fuel cost differential rebate, if the owner:
 - 1) Owns an alternate fuel vehicle(s) that meets the requirements in Section 275.210 or 275.215(a) or (b) of this Subpart or owns a motor vehicle that operates on biodiesel fuel, and the ~~alternate fuel~~ vehicle is registered and operated in the State of Illinois; ~~and~~
 - 2) Has purchased an alternate fuel or domestic renewable fuel to fuel thean alternate fuel vehicle(s) that is more expensive to use, factoring in the reduction in energy content, as compared to using conventional fuel;

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- 3) Has purchased an alternate fuel or domestic renewable fuel that was used in the vehicle for at least 50% of the miles driven annually and at least 50% of fill-ups averaged throughout a calendar year. A "fill-up" means refueling a vehicle by at least one-third of its fuel tank capacity; and
 - 4) Uses at least 250 gallons of alternate fuel or domestic renewable fuel in the vehicle in the calendar year for which a rebate is submitted.
- b) ~~As part of the application required pursuant to Section 275.230(d) of this Subpart, the owner must certify to the following:~~
- 1) ~~The type of alternate fuel vehicle (HDV or LDV);~~
 - 2) ~~The type of domestic renewable fuel on which the vehicle operates;~~
 - 3) ~~That the domestic renewable fuel was used in the vehicle for over one half of the miles driven annually, and the number of miles driven; and~~
 - 4) ~~That the costs were incurred.~~
- be) An owner of a vehicle approved for a rebate pursuant to Section 275.240 of this Subpart is eligible to receive the rebate for up to two more consecutive years after the year of the initial approved application, for a total of three³ consecutive years. To receive the rebate in each of the three consecutive years, the eligibility requirements of subsection (a) of this Section must be met, and the owner must:
- 1) Submit the documentation required pursuant to Section 275.230(a); and (d) and (e) of this Subpart for each qualifying year. This documentation must be submitted in accordance with Section 275.230(e) of this Subpart;
 - 2) Continue to own the alternate fuel vehicle and use domestic renewable fuel for more than one half of the miles driven. If the alternate fuel vehicle ceases to be registered to the original applicant owner, a prorated installment shall be paid to the owner or the owner's designee and the remainder of the rebate shall be canceled [415 ILCS 120/30(c)] or if domestic renewable fuel is used for less than one half of the miles driven in the applicable calendar year, the rebate will be canceled for that year; and

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- 3) Maintain records of alternate fuel or domestic renewable fuel purchases for the applicable years. Records must include:
- A) Receipts or invoices of bulk fuel purchases indicating the type of alternate fuel or domestic renewable fuel and the number of gallons or equivalent gallons purchased;
 - B) Receipts of fuel purchases from a retail fuel operation indicating the type of alternate fuel or domestic renewable fuel and the number of gallons or equivalent gallons purchased, or other documentation acceptable to the Agency; or
 - C) Bills~~Bill~~ for fuels provided through metered service that itemize the cost of the fuel for the vehicle (e.g., electricity, natural gas).
- d) ~~The amount of the annual rebate shall be determined as follows:~~
- 1) ~~For LDVs using methanol or ethanol fuels, the amount listed in Appendix A of this Part.~~
 - 2) ~~For LDVs using biomass fuels and any HDV using domestic renewable fuels, the formula below, but in no case will a rebate for the three year period exceed \$4,000:~~

$$\left(\frac{mi / yr \times f_1 / gal}{mi / gal_1} - \frac{mi / yr \times f_2 / gal}{mi / gal_2} \right) \times (.80)$$

- ~~f_1/gal = price per gallon in dollars of the domestic renewable fuel~~
- ~~f_2/gal = price per gallon in dollars of the conventional fuel~~
- ~~mi/gal_1 = number of miles to the gallon on domestic renewable fuel~~
- ~~mi/gal_2 = number of miles to the gallon on the conventional fuel~~
- ~~mi/yr = number of miles driven in the applicable calendar year~~

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

Section 275.230 Applications

To apply for a rebate, owners of alternate fuel vehicles or motor vehicles that operate on biodiesel fuel must provide the Agency with the information listed in subsections~~subsections~~ (a)

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~~and (e)~~ of this Section and the information from ~~either~~ subsection (b), (c) or (d) of this Section.

- a) Applications for a conversion cost, OEM differential cost, or fuel cost differential rebate must include the following information for each vehicle:
- 1) ~~For each alternate fuel vehicle: A)~~—The make, model and model year of original manufacture;
 - ~~2B)~~ The date of vehicle purchase/acquisition or conversion;
 - ~~3C)~~ The vehicle identification number (VIN);
 - ~~4D)~~ The license plate number and the state of registration;
 - ~~E)~~ The emission standard(s) to which the alternate fuel vehicle is certified (e.g., conventional, LEV, ULEV, ZEV or ILEV) and the certifying agent (e.g., USEPA, CARB, or the Conversion System Manufacturer to Memorandum No. 1A, incorporated by reference in Section 275.140 of this Part);
 - ~~5F)~~ The type of alternate fuel or domestic renewable fuel used in the vehicle for which the vehicle is certified to meet the requirements of Section 275.210(c) or (d) of this Subpart;
 - ~~G)~~ For LDVs, the 8-character alpha-numeric bar-coded vehicle emission configuration number assigned by the manufacturer and imprinted on vehicles manufactured on or after MY 1993;
 - ~~H)~~ The GVWR of the vehicle; and
 - ~~6I)~~ Whether the vehicle will be primarily fueled at a public or a private fueling operation;
 - ~~2)~~ The amount of the rebate being requested and documentation as required by either subsection (b), (c) or (d) of this Section, demonstrating that the costs were actually incurred and how the rebate amount was calculated.
 - ~~7)~~ Proof of payment as set forth in subsection (b), (c), or (d) of this Section;

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- 8) The name, mailing address, phone number, and, if available, email address of the owner;
- 9) For an individual, social security number;
- 10) If the applicant is not an individual:
- A) The name of the entity, mailing address and location of records if they are different from the information reported in subsection (a)(8) of this Section;
- B) The name of the primary contact person, mailing address, phone number, and, if available, email address;
- C) The number of employees; and
- D) The Federal Employer Identification Number (FEIN);
- 11) The number of vehicles owned by the applicant;
- 12) The primary locations of the vehicles;
- 13) The name, address, and social security number of the payee for the rebate; and
- 14) The signature of the owner, printed name, and date signed.
- b) Applicants for an OEM ~~differential cost~~alternate fuel vehicle rebate, in addition to the information required by ~~subsections~~subsections (a) ~~and (e)~~ of this Section, must provide the following:
- 1) A copy of the sales invoice or sales contract;~~showing the purchase price of the alternate fuel vehicle;~~ and
- 2) Documentation, such as the window sticker, from the retailer ~~indicating the retail cost or sticker price of a conventional fuel vehicle clearly showing the incremental cost or upcharge of the vehicle for having an alternate fuel engine and being capable of operating on an alternate fuel as compared to~~that is the same make, model, equipment and year of its

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conventional counterpart. For OEM alternate fuel vehicles that do not have a conventional counterpart, the applicant must provide documentation, such as the window sticker, from the retailer indicating the base retail price of the OEM alternate fuel vehicle as the alternate fuel vehicle or engine purchased for which a rebate is being sought under this Part; and

3) Proof of payment; and-

4) In accordance with Section 275.215(a), for HDVs purchased outside of Illinois, the GVWR.

c) Applicants for a conversion cost~~alternate fuel vehicle~~ rebate, in addition to the information required by subsections~~subsections~~ (a) and (e) of this Section, must provide:

1) The name and address of the persons~~person(s)~~ performing the conversion;

2) A statement that the motor vehicle was converted in accordance with the applicable requirements of Section 275.210~~(a)~~ of this Subpart and the following, as applicable;

A) Whether USEPA or CARB certified the conversion system for that particular make, model, model year and engine; and

B) If the conversion system is certified by:

i) USEPA, a copy of the USEPA "Certificate of Conformity" specific for the conversion system installed on that particular make, model, model year and engine; or

ii) CARB, a copy of the "Retrofit System Certification" specific for the conversion system installed on that particular make, model, model year and engine;

3) A copy of the conversion invoices or receipts~~invoice~~ showing the cost of the conversion of the vehicle to alternate fuel capability; and

4) Proof of payment; and-

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- 5) The name of the conversion system manufacturer, if applicable.
- d) Applicants for a fuel cost differential rebate, in addition to the information required in ~~subsections~~ subsections (a) ~~and (e)~~ of this Section, must provide in each qualifying rebate application year:
- 1) The number of gallons or equivalent gallons of alternate fuel or domestic renewable fuel purchased during the calendar year;
- 1) ~~For the first year:~~
- A) ~~For LDVs using methanol or ethanol, the name of the primary fuel supplier(s), the number of gallons of domestic renewable fuel purchased, and number of miles driven that calendar year; and~~
- B) ~~For alternate fuel LDVs using biomass fuels and any alternate fuel HDV, the name of the primary fuel supplier(s), the name of the domestic renewable fuel, the number of miles to the gallon for the domestic renewable fuel, the number of miles to the gallon for the conventional fuel, the cost per gallon of the domestic renewable fuel, the cost per gallon of the conventional fuel, and the number of miles driven that calendar year; and~~
- 2) The number of miles the vehicle was driven during the calendar year;
- 2) ~~For the second and third years, the owner must annually certify, once approved, that the owner still owns and operates the alternate fuel vehicle, has purchased domestic renewable fuel, and that domestic renewable fuel was used for more than one half of the miles driven in that calendar year. The statement must be signed by the owner, and must be submitted to the Agency no more than 30 days after the anniversary date of the rebate; and~~
- 3) Proof of payment, including:-
- A) Receipts or invoices of bulk fuel purchases indicating the type of alternate fuel or domestic renewable fuel and the number of gallons or equivalent gallons purchased;

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- B) Receipts of fuel purchases from a retail fuel operation indicating the type of alternate fuel or domestic renewable fuel and the number of gallons or equivalent gallons purchased, or other documentation acceptable to the Agency; or
 - C) Bills for fuels provided through metered service that itemize the cost of the fuel for the vehicle (e.g., electricity, natural gas);
 - 4) When applying for a domestic renewable fuel or alternate fuel rebate, except E85 blend fuel, minimum 80% ethanol fuel, or minimum 80% bio-based methanol fuel, the applicant must provide the average incremental cost of the domestic renewable fuel or alternate fuel per gallon above the cost of the conventional fuel during the calendar year; and
 - 5) The type of vehicle.
- e) In addition to the information required in subsection (a) of this Section and either subsection (b), (c) or (d) of this Section, all applications submitted to the Agency must include the following:
- 1) The name, address, and phone number of the owner;
 - 2) If the applicant is not an individual:
 - A) The name of the entity, mailing address and location of records if they are different from the information reported in subsection (e)(1) of this Section;
 - B) The number of employees; and
 - C) The FEIN number;
 - 3) The number of motor vehicles owned;
 - 4) The primary location(s) of the vehicles;
 - 5) The name, address and social security number of the payee for the rebate; and

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- 6) ~~The signature of the owner.~~
- ef) Applications for conversion or OEM differential costs that meet the requirements of this Section and either Section 275.210 or 275.215 of this Subpart, as applicable, must be submitted within 12 months after the month in which the vehicle conversion or vehicle purchase took place, as applicable. Applications for alternate fuel or domestic renewable fuel costs incurred during a calendar ~~year~~ ~~years 1997, 1998, 1999, 2000, 2001, and 2002~~ that meet the requirements of this Section and Section ~~275.220~~ 275.210 of this Subpart must be submitted by ~~December 31 of that calendar year, but if the cost was incurred in December then the application must be submitted by~~ January 31 of the following year. ~~Applications for costs incurred during calendar years 1997, 1998, 1999, 2000, and 2001 that meet the requirements of this Section and Section 275.220 of this Subpart must be submitted by December 31 of that calendar year, but if the cost was incurred in December then the application must be submitted by January 31 of the following year.~~

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

Section 275.240 Rebate Priorities and Rebate Amounts ~~Agency Action~~

- a) The Agency shall review and approve applications that meet the requirements of Section 275.230 of this Subpart ~~in June and December of fiscal years 1998, 1999, 2000, 2001, 2002, and 2003~~, consistent with fund availability and prioritization as set forth in subsections (b) ~~and~~; (c) ~~and (d)~~ of this Section.
- b) In the event of insufficient fund availability, the ~~The~~ Agency may ~~shall~~ establish priority classes for rebate applications ~~for rebates~~ in the following order:
- 1) Vehicles of small fleet owners located in the covered area that refuel at a public fueling operation;
 - 2) Vehicles of small fleet owners located outside of the covered area that refuel at a public fueling operation;
 - 3) Other vehicles located in the covered area that refuel at a public fueling operation;
 - 4) Other vehicles located outside of the covered area that refuel at a public

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fueling operation;

- 5) Vehicles of small fleet owners located in the covered area that refuel at a private fueling operation;
- 6) Vehicles of small fleet owners located outside of the covered area that refuel at a private fueling operation;
- 7) Other vehicles located in the covered area that refuel at a private fueling operation;
- 8) Other vehicles located outside of the covered area that refuel at a private fueling operation and all other vehicles.

~~e) In addition to the priorities in subsection (b) of this Section, the Agency shall further sub-prioritize applications within a priority class by giving an alternate fuel vehicle that is federally certified or CARB certified to an ILEV, LEV, ULEV or ZEV emission standard higher priority within their priority class as determined by subsection (b) of this Section.~~

~~cd) In addition to the priorities in subsections (b) and (c) of this Section, the Agency may shall further prioritize applications within a sub-priority class as determined by subsection (be) of this Section by giving applications priority in the order in which the application was received.~~

~~de) Rebate Notwithstanding subsections (b) and (c) of this Section, rebate amounts shall be calculated as follows limited by the following criteria:~~

~~1) The amount of the OEM differential cost rebate shall be determined as follows; however, the rebate amount is limited to a maximum of \$4,000 per vehicle:~~

~~A) The rebate amount shall be 80% of the incremental cost of the engine and fuel system in the alternate fuel vehicle as compared to the cost of the conventional counterpart engine and fuel system in the same make, model, and model year vehicle.~~

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B) For alternate fuel vehicles other than those covered by subsection (d)(1)(A) of this Section, the amount of the rebate shall be 10% of the base retail price of the alternate fuel vehicle.

2) The amount of the conversion cost rebate shall be 80% of the cost of converting a conventional vehicle to an alternate fuel vehicle, excluding applicable taxes and miscellaneous charges such as shipping and handling. The rebate amount is limited to a maximum of \$4,000 per vehicle.

3) The amount of the fuel cost differential rebate shall be determined as follows:

A) For vehicles using E85 blend fuel or minimum 80% ethanol, the rebate amount shall be:

i) If the vehicle travels more than 17,500 miles in the calendar year, \$450; or

ii) If the vehicle travels 17,500 miles or less in the calendar year, \$340.

B) For vehicles using minimum 80% bio-based methanol fuel, the rebate amount shall be:

i) If the vehicle travels more than 17,500 miles in the calendar year, \$525; or

ii) If the vehicle travels 17,500 miles or less in the calendar year, \$390.

C) For vehicles using alternate fuels or domestic renewable fuels other than those listed in subsection (d)(3)(A) or (d)(3)(B) of this Section, the rebate amount shall be calculated using the following equation (factoring in the average incremental cost per gallon (or per gallon-equivalent) of using the fuel versus a conventional fuel, the number of gallons used in the eligible vehicle during the calendar year, and the reduction in energy content for the fuel):

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$$\left(\frac{mi / yr \times f_1 / gal}{mi / gal_1} - \frac{mi / yr \times f_2 / gal}{mi / gal_2} \right) \times .80$$

where:

f_1/gal \equiv price per gallon in dollars of the domestic renewable fuel or alternate fuel

f_2/gal \equiv price per gallon in dollars of the conventional fuel

mi/gal_1 \equiv number of miles to the gallon on the domestic renewable fuel or alternate fuel

mi/gal_2 \equiv number of miles to the gallon on the conventional fuel

mi/yr \equiv number of miles driven in the applicable calendar year

D) Alternate fuel and domestic renewable fuel rebate amounts are limited to a maximum of \$4,000 over a consecutive three-year period.

- ~~1) An owner may receive only one type of rebate per alternate fuel vehicle either for the conversion, OEM, or the fuel cost differential. An alternate fuel vehicle is eligible for only one rebate.~~
- ~~2) An owner of an alternate fuel vehicle may receive rebates for no more than 150 alternate fuel vehicles per location and no more than 300 alternate fuel vehicles total for all locations.~~
- ~~3) Rebates for OEMs or conversions of conventional vehicles are limited to \$4,000 per vehicle or 80% of the cost of either subsection (e)(3)(A) or (e)(3)(B) of this Section, whichever is less:

 - ~~A) The cost of converting a conventional vehicle to an alternate fuel vehicle; or~~
 - ~~B) The additional cost of purchasing an OEM alternate fuel vehicle or engine versus a conventional vehicle or engine.~~~~
- ~~4) Rebates for the purchase of domestic renewable fuels will be determined in accordance with Section 275.220(d) of this Subpart, but in no case will a rebate for the three year period exceed \$4,000.~~

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NOTICE OF ADOPTED AMENDMENTS

- ~~ef~~) Rebates in any period will be limited to the funds available in the Alternate Fuel Fund for the applicable period.
- ~~fg~~) The Agency shall notify owners ~~if of whether~~ their application for a rebate has been ~~approved or~~ held over to ~~the next rebate issuance~~ a subsequent period ~~due to insufficient funds in the Alternate Fuel Fund~~ within 90 days after the end of the ~~applicable period~~. Applications held over retain their priority as determined by subsections (b) ~~and~~; (c) ~~and (d)~~ of this Section.

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

Section 275.250 Appeal of Agency Decision ~~Denial or Modification~~

- a) An applicant whose application for a rebate has been denied by the Agency, or ~~who is contesting the determination of the amount of the~~ whose rebate ~~is less than the amount for which the applicant applied~~, may appeal the denial or ~~improper~~ rebate ~~amount~~ ~~modification~~ by filing a notice of appeal with the Director of the Agency.
- b) The notice of appeal must:
- 1) Be made in writing;
 - 2) Be clearly marked "APPEAL OF ALTERNATE FUEL REBATE ~~DENIAL OR MODIFICATION~~";
 - 3) Include a copy of the original application and a copy of the denial ~~letter~~ or rebate ~~check~~ ~~modification~~ received by the applicant; and
 - 4) Identify which provisions of this Part the Agency did not properly apply and provide an explanation how the Agency allegedly misapplied the provisions of this Part.
- c) The notice of appeal must be postmarked within 30 days after the date of mailing of the denial letter or the ~~rebate check~~ ~~modification notification letter~~, as applicable.
- d) The Director shall reverse the denial or ~~rebate amount determination if~~ ~~the~~ ~~modification:~~ 1) If A) ~~The~~ procedures in this Part were incorrectly applied,

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF ADOPTED AMENDMENTS

~~thereby~~ resulting in a denial or a rebate determination that is less than the amount for which the applicant is entitled ~~applied; or B) Additional information available to the Director supports payment of a rebate to the applicant; and 2) if funds If Funds~~ were available for the payment of a valid rebate at the time of the initial decision.

- e) If the Director reverses the denial of the rebate, the applicant will be paid ~~retain its prioritization as determined pursuant to Section 275.240 for payment~~ during the next payment cycle.
- f) If the Director modifies the amount ~~reverses the modification~~ of the rebate, the applicant will be paid ~~retain its prioritization as determined pursuant to Section 275.240 for payment of~~ the difference between the amount of the rebate check and the modified amount ~~contained in the application and the amount contained in the modification notification letter~~ during the next payment cycle.
- g) If the Director affirms the Agency's denial or rebate amount determination ~~modification of the rebate~~, the applicant may file suit for injunctive or declaratory relief in the Circuit Court for Sangamon County or infer ~~in~~ the county in which the applicant resides.

(Source: Amended at 34 Ill. Reg. 16841, effective October 18, 2010)

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF ADOPTED AMENDMENTS

Section 275.APPENDIX A Annual Fuel Cost Differential For LDVs (Repealed)

<u>ANNUAL MILES</u>	<u>ETHANOL FUEL</u> (in dollars)	<u>METHANOL FUEL</u> (in dollars)
>17,500 mi/yr	450	525
≤17,500 mi/yr	340	390

(Source: Repealed at 34 Ill. Reg. 16841, effective October 18, 2010)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PUBLIC HEARING ON PROPOSED RULES

- 1) Heading of the Part: Private Sewage Disposal Code
- 2) Code Citation: 77 Ill. Adm. Code 905
- 3) Register Citation to Notice of Proposed Rules: 34 Ill. Reg. 12394; August 27, 2010
- 4) Dates, Times and Locations of Public Hearings:

November 17, 2010
10:00 a.m. to 12:00 p.m.
Illinois Department of Natural Resources
IDPH Training Room
1 Natural Resource Way
Springfield, IL 62702

- 5) Other Pertinent Information:

This hearing is being held solely to gather public comment on the proposed rules. Persons interested in presenting testimony at the hearing are advised that the Department will adhere to the following procedures:

- A) Persons must sign in at the registration desk and must have the name badge provided on their person at all times while in the public hearing location.
- B) Persons may provide oral or written testimony.
- C) Persons wishing to provide oral testimony must register at the beginning of the hearing by completing the registration form available at the hearing room entrance.
- D) Persons registered to provide oral testimony must submit a written copy of their testimony at the time of registration.
- E) Persons giving oral testimony are asked to limit their comments to the time specified by the Department at the time of the hearing. Persons who exceed the time limit will be advised to conclude their testimony so that each person who wishes to offer oral testimony will have time to speak. Persons will not be recognized to speak a second time until all registered persons have been offered the opportunity to give testimony.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PUBLIC HEARING ON PROPOSED RULES

- F) Organizations are asked to select one spokesperson to present oral testimony on behalf of the organization.
 - G) To provide a balanced presentation of views and to assist the orderly conduct of the hearing, the Department may impose other rules of procedure as necessary, including, but not limited to, the order of persons providing oral testimony.
- 6) Agency contact person:

Susan Meister
Department of Public Health-Division of Legal Services
535 West Jefferson Street, 5th Floor
Springfield, Illinois 62761-0001

217-782-2043
rules@idph.state.il.us

ILLINOIS COMMERCE COMMISSION

NOTICE OF WITHDRAWAL OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Imputation
- 2) Code Citation: 83 Ill. Adm. Code 792
- 3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
792.30	Amendment
792.40	Amendment
- 4) Date Notice of proposed Amendments Published in Illinois Register: February 26, 2010;
34 Ill. Reg. 2769
- 5) Reason for the withdrawal: Section 13-505.1 of the Public Utilities Act [220 ILCS 5/13-505.1], the statutory authority for Part 792, was repealed by Public Act. 96-0927, effective June 15, 2010. With no statutory authority, withdrawal of the proposed amendments is appropriate.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

Petition for Exemption from Section 22.23b of the Environmental Protection Act

Con-Trol-Cure, 1229 W. Cortland St., Chicago, IL 60614 has submitted a petition to the Illinois Environmental Protection Agency ("Illinois EPA") for an exemption from Section 22.23b of the Illinois Environmental Protection Act ("Act") [415 ILCS 5/22.23b]. Section 22.23b of the Act states that "no person shall sell, offer to sell, distribute, or offer to distribute a mercury switch or a mercury relay individually or as a product component." 415 ILCS 5/22.23b. The manufacturer of a mercury switch or mercury relay may petition the Illinois EPA for an exemption from Section 22.23b for one or more specific uses of the switch or relay. Requirements for the petition and procedures for the Illinois EPA's review of the petition can be found in Section 22.23b(c) of the Act [415 ILCS 5/22.23b(c)] and in Illinois EPA rules at 35 Ill. Adm. Code 182.

Pursuant to 35 Ill. Adm. Code 182.302(a), the Illinois EPA is providing public notice of the following information:

1. The petitioner is identified above. An exemption is sought for high voltage contactors.
2. The petitioner is seeking an exemption for high voltage contactors used in Ultra-violet power supplies for switching AC voltages greater than 660V, and as high as 3,000V in multi-switching applications.
3. A copy of the petition is available for review at the Illinois EPA's headquarters. Persons wanting to review the application may do so during normal business hours at:

Illinois EPA Headquarters
1021 North Grand Avenue East
Springfield, IL 62794-9276
Phone: 217-524-9642; TDD 217-782-9143

Please call ahead to assure that someone will be available to assist you.

4. Written public comments on the petition may be submitted to the Illinois EPA for a period of 45 days after the date of publication of this notice. Comments must be submitted to the following address:

Becky Jayne, MC #34
Illinois EPA

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

1021 North Grand Avenue East
P. O. Box 19276
Springfield, IL 62794-9276

Phone: 217-524-9642; TDD 217-782-9143
E-mail: Becky.Jayne@illinois.gov

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

Petition for Exemption from Section 22.23b of the Environmental Protection Act

Elliott Control Company, Ltd., 1344 Highway 75N, Willis, TX 77378 has submitted a petition to the Illinois Environmental Protection Agency ("Illinois EPA") for an exemption from Section 22.23b of the Illinois Environmental Protection Act ("Act") [415 ILCS 5/22.23b]. Section 22.23b of the Act states that "no person shall sell, offer to sell, distribute, or offer to distribute a mercury switch or a mercury relay individually or as a product component." 415 ILCS 5/22.23b. The manufacturer of a mercury switch or mercury relay may petition the Illinois EPA for an exemption from Section 22.23b for one or more specific uses of the switch or relay. Requirements for the petition and procedures for the Illinois EPA's review of the petition can be found in Section 22.23b(c) of the Act [415 ILCS 5/22.23b(c)] and in Illinois EPA rules at 35 Ill. Adm. Code 182.

Pursuant to 35 Ill. Adm. Code 182.302(a), the Illinois EPA is providing public notice of the following information:

1. The petitioner is identified above. An exemption is sought for medium voltage Class E2 controllers.
2. The above products are used to switch and protect induction motors or transformers on 2,300 volt or 4,160 volt, 3-phase systems used in Class 1, Division 2 hazardous locations.
3. A copy of the petition is available for review at the Illinois EPA's headquarters. Persons wanting to review the application may do so during normal business hours at:

Illinois EPA Headquarters
1021 North Grand Avenue East
Springfield, IL 62794-9276
Phone: 217-524-9642; TDD 217-782-9143

Please call ahead to assure that someone will be available to assist you.

4. Written public comments on the petition may be submitted to the Illinois EPA for a period of 45 days after the date of publication of this notice. Comments must be submitted to the following address:

Becky Jayne, MC #34

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

Illinois EPA
1021 North Grand Avenue East
P. O. Box 19276
Springfield, IL 62794-9276

Phone: 217-524-9642; TDD 217-782-9143
E-mail: Becky.Jayne@illinois.gov

DEPARTMENT OF REVENUE

NOTICE OF PUBLIC INFORMATION

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

Name of Act: Illinois Department of Revenue Sunshine Act

Citation: 20 ILCS 2515/1 et seq.

2. Summary of information:

Index of Department of Revenue income tax Private Letter Rulings and General Information Letters issued for the Third Quarter of 2010. Private letter rulings are issued by the Department in response to specific taxpayer inquiries concerning the application of a tax statute or rule to a particular fact situation. Private letter rulings are binding on the Department only as to the taxpayer who is the subject of the request for ruling. (See 2 Ill. Adm. Code 1200.110) General information letters are issued by the Department in response to written inquiries from taxpayers, taxpayer representatives, business, trade, industrial associations or similar groups. General information letters contain general discussions of tax principles or applications. General information letters are designed to provide general background information on topics of interest to taxpayers. General information letters do not constitute statements of agency policy that apply, interpret, or prescribe tax laws administered by the Department. *General information letters may not be relied upon by taxpayers in taking positions with reference to tax issues and create no rights for taxpayers under the Taxpayers' Bill of Rights Act.* (See 2 Ill. Adm. Code 1200.120)

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

Credits – Foreign Tax
Exempt Organizations
Public Law 86-272/Nexus
Withholding – Other Rulings

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

DEPARTMENT OF REVENUE

NOTICE OF PUBLIC INFORMATION

The indexes of Income Tax letter rulings for 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008 and 2009 are available for \$3.00. A cumulative Income Tax Sunshine Index of 1981 through 1989 letter rulings may be purchased for \$4.00.

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

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

217/782-7055

DEPARTMENT OF REVENUE

NOTICE OF PUBLIC INFORMATION

CREDITS – FOREIGN TAX

IT 10-0021-GIL 08/17/2010 Illinois residents are exempt from Wisconsin income tax on employee wages, and so are not allowed a credit for taxes paid to Wisconsin on wages.

EXEMPT ORGANIZATIONS

IT 10-0019-GIL 08/03/2010 Exempt organizations are subject to Illinois income tax only on unrelated business taxable income.

PUBLIC LAW 86-272/NEXUS

IT 10-0018-GIL 07/23/2010 Nexus issues are not generally suitable for resolution by letter ruling.

IT 10-0020-GIL 08/05/2010 Nexus issues are not generally suitable for resolution by letter ruling.

WITHHOLDING – OTHER RULINGS

IT 10-0017-GIL 07/16/2010 Reasons the Department requests copies of Forms W-2 from some electronic filers explained.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of October 12, 2010 through October 18, 2010 and have been scheduled for review by the Committee at its November 16, 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>
11/26/10	<u>Department of Public Health, Regionalized Perinatal Health Care Code (77 Ill. Adm. Code 640)</u>	2/5/10 34 Ill. Reg. 2087	11/16/10
11/27/10	<u>Department of Natural Resources, Conservation 2000 – Ecosystems Program (17 Ill. Adm. Code 1523)</u>	8/27/10 34 Ill. Reg. 12321	11/16/10
11/27/10	<u>Department of Human Services, Child Care (89 Ill. Adm. Code 50)</u>	7/2/10 34 Ill. Reg. 8498	11/16/10
11/27/10	<u>Department of Human Services, Crisis Assistance (89 Ill. Adm. Code 116)</u>	7/9/10 34 Ill. Reg. 8845	11/16/10
11/27/10	<u>Department of Human Services, Supplemental Nutrition Assistance Program (SNAP) (89 Ill. Adm. Code 121)</u>	7/9/10 34 Ill. Reg. 8852	11/16/10
12/1/10	<u>Department of Labor, Victims' Economic Security and Safety Act (56 Ill. Adm. Code 280)</u>	8/20/10 34 Ill. Reg. 11993	11/16/10
12/1/10	<u>Department of Labor, Equal Pay in</u>	8/20/10	11/16/10

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

Employment (56 Ill. Adm. Code 320)

34 Ill. Reg.
11998

PROCLAMATIONS

2010-346**Deaf Awareness Week**

WHEREAS, according to the U.S. Census Bureau, there are more than 500,000 persons in Illinois who suffer from hearing loss; and,

WHEREAS, in today's society, people who are deaf or have significant hearing loss should have equity of opportunity when making important life-changing decisions; and,

WHEREAS, it is in the interest of the State of Illinois to encourage the full participation of American citizens with sensory disabilities in our economy by fostering the employment of, and promoting housing and recreational options for, people who are deaf, thus maximizing their opportunities for a productive life in the community of their choice; and,

WHEREAS, the Illinois Department of Human Services' Division of Rehabilitation Services (DRS) is the state's lead agency serving individuals with disabilities and provides a variety of services for persons who are deaf or hard of hearing; and,

WHEREAS, DRS works in partnership with people with disabilities and their families to assist them in making informed choices to achieve full community participation through employment, education, and independent living opportunities; and,

WHEREAS, the Illinois Deaf and Hard of Hearing Commission, an executive agency of the state, shall advance the interest of all Illinois citizens with a hearing loss by advocating for systematic improvements, promoting cooperation and coordination among entities serving people who are deaf and hard of hearing, and disseminating information to eliminate negative stereotypes surrounding hearing loss; and,

WHEREAS, it is also highly appropriate and necessary to publicize the abilities and potential of our fellow citizens who are deaf, or severely hearing impaired, and to recognize these individuals as examples of courage, hope, determination, and achievement for everyone; and,

WHEREAS, the residents of the State of Illinois shall come together to recognize the language, culture, and everyday experiences of people who are deaf and hard of hearing:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim September 19-25, 2010 as **DEAF AWARENESS WEEK** in Illinois, and encourage all citizens to recognize the contributions of the deaf and hard of hearing community to our state.

Issued by the Governor September 24, 2010

Filed by the Secretary of State October 12, 2010

PROCLAMATIONS

2010-347**Flag Honors – Staff Sergeant Joshua D. Powell**

WHEREAS, on Tuesday, September 21, United States Army Staff Sergeant Joshua D. Powell of Pleasant Plains, Illinois died at age 25 of injuries sustained in a helicopter crash in Qalat, Afghanistan, where Staff Sergeant Powell was serving in support of Operation Enduring Freedom; and,

WHEREAS, Staff Sergeant Powell was among nine service members who were killed in the helicopter crash in southern Afghanistan; and,

WHEREAS, Staff Sergeant Powell was assigned to Headquarters and Headquarters Company, 6th Battalion, 101st Combat Aviation Brigade, 101st Airborne Division, based at Fort Campbell, Kentucky; and,

WHEREAS, Staff Sergeant Powell was remembered as being very patriotic from a young age, and started talking about a military career in high school, entering basic training for the Illinois National Guard after graduating from Pleasant Plains High School in 2003; and,

WHEREAS, Staff Sergeant Powell then attended college at Southern Illinois University at Edwardsville for about two years before enlisting in the military full time; and,

WHEREAS, Staff Sergeant Powell deployed once in support of Operation Iraqi Freedom and twice to Afghanistan; and,

WHEREAS, Staff Sergeant Powell was unwavering in his dedication to his fellow soldiers. During his most recent deployment, he had been promoted to an instructor position that involved training soldiers in the Blackhawk helicopters they flew. He also rarely used his own leave time, instead he frequently gave it to other soldiers who are married or have children so they could spend the holidays at home with their families; and,

WHEREAS, a funeral will be held on Tuesday, September 28 for Staff Sergeant Powell, who is survived by his mother and father:

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 September 26, 2010 until sunset on September 28, 2010 in honor and remembrance of Staff Sergeant Powell, whose selfless service and sacrifice is an inspiration.

Issued by the Governor September 24, 2010

PROCLAMATIONS

Filed by the Secretary of State October 12, 2010

2010-348**Flag Honors – Sergeant 1st Class Ronald A. Grider**

WHEREAS, on Saturday, September 18, United States Army Sergeant 1st Class Ronald A. Grider of Brighton, Illinois died at age 30 of wounds suffered when he was struck by machine gun fire in Kunduz province, Afghanistan, where Sergeant Grider was serving in support of Operation Enduring Freedom; and,

WHEREAS, Sergeant Grider was assigned to U.S. Army Special Operations Command, based at Fort Bragg, North Carolina; and,

WHEREAS, Sergeant Grider was born in Alton and graduated from Civic Memorial High School in Bethalto in 1998, enlisting in the United States Army as an Infantryman shortly after graduation on August 18, 1998; and,

WHEREAS, since 2002, Sergeant Grider deployed once to Afghanistan for Operation Enduring Freedom and three times in support of Operation Iraqi Freedom; and,

WHEREAS, during the course of his military career, Sergeant Grider earned countless awards and commendations, including two Bronze Star Medals, Meritorious Service Medal, Army Commendation Medal with Valor Device, three Army Commendation Medals, five Army Achievement Medal, Army Good Conduct Medal (fourth award), National Defense Service Medal, Afghanistan Campaign Medal with two Bronze Service Stars, the Iraq Campaign Medal with six Bronze Service Stars, the Global War on Terrorism Expeditionary Medal, the Global War on Terrorism Service Medal, Noncommissioned Officer Professional Development Ribbon with numeral three, Army Service Ribbon, Ranger Tab, Sapper Tab, Combat Infantryman Badge, Expert Infantryman Badge, Military Free Fall Parachutist Badge, Master Parachutist Badge, and five Overseas Service Bars and the Valorous Unit Award; and,

WHEREAS, Sergeant Grider was posthumously awarded his third Bronze Star Medal and the Purple Heart; and,

WHEREAS, a funeral will be held on Sunday, October 3 for Sergeant Grider, who is survived by his wife, Brittany Grider, daughter Katie-Anne Grider, and parents Ron and Rita Grider:

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 October 1, 2010 until sunset on October 3, 2010 in honor and remembrance of Sergeant Grider, whose selfless service and sacrifice is an inspiration.

PROCLAMATIONS

Issued by the Governor September 28, 2010

Filed by the Secretary of State October 12, 2010

2010-349**John W. Rogers, Jr. Day**

WHEREAS, in July 1983, the Patient Investor, John W. Rogers, Jr. founded Ariel Capital Management, beginning with less than \$10,000, and since growing it into one of the largest black owned investment firms in the world with billions of dollars in assets and 100 employees; and,

WHEREAS, prior to returning to his hometown of Chicago, John Rogers used his leadership skills and athletic ability to Captain the Princeton Tigers to an Ivy League championship during the 1979-1980 season; and,

WHEREAS, John Rogers was once able to bring home nearly \$8,600 in cash and prizes from the State of California through the Wheel of Fortune, demonstrating his ability to attract out of state investments; and,

WHEREAS, John Rogers has consistently lent his considerable talents to countless other businesses in our State, helping to create thousands of jobs here in the Land of Lincoln; and,

WHEREAS, in 2002, John Rogers co-founded the Black Corporate Directors conference as a way to enhance diversity in our nation's boardrooms and provide greater opportunities in corporate America; and,

WHEREAS, John Rogers' commitment to our community has been continuously demonstrated through his many philanthropic efforts; and,

WHEREAS, John Rogers' efforts include a strong commitment to education through the creation of the Ariel Education Initiative to provide resources for children in economically disadvantaged areas and his participation in the "I Have a Dream Foundation," helping to provide funding for 30 students to go to college who otherwise may not have had the opportunity; and,

WHEREAS, those efforts have been recognized throughout our country including becoming the first African American to be awarded the prestigious Woodrow Wilson Award from his alma mater Princeton University; and,

WHEREAS, further proving his position as a modern day renaissance man, John Rogers defeated hall of fame basketball player Michael Jordan in a game of one-on-one, verifying that he is truly one of the greatest basketball players on the planet earth; and,

PROCLAMATIONS

WHEREAS, John's more than 25 years of service and civic engagement make him a pillar of our community, a benefactor to jobs and education, and someone whose commitment to our fellow citizens should be admired and emulated by us all:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby proclaim October 2, 2010 as **JOHN W. ROGERS, JR. DAY** in Illinois, in honor of his feature on the program "HistoryMakers" and in recognition of his historic achievements, relentless philanthropy and unmatched leadership to our community.

Issued by the Governor October 1, 2010

Filed by the Secretary of State October 12, 2010

2010-350**Flag Honors – Lieutenant Colonel Robert F. Baldwin**

WHEREAS, on Tuesday, September 21, United States Army Lieutenant Colonel Robert F. Baldwin, originally of New Boston, Illinois died at age 39 of injuries sustained in a helicopter crash in Qalat, Afghanistan, where Lieutenant Colonel Baldwin was serving in support of Operation Enduring Freedom; and,

WHEREAS, Lieutenant Colonel Baldwin was among nine service members who were killed in the helicopter crash in southern Afghanistan; and,

WHEREAS, Lieutenant Colonel Baldwin was assigned to Headquarters and Headquarters Company, 6th Battalion, 101st Combat Aviation Brigade, 101st Airborne Division, based at Fort Campbell, Kentucky; and,

WHEREAS, Lieutenant Colonel Baldwin was a 1989 graduate of Sherrard High School in Sherrard, Illinois and graduated from Western Illinois University in 1993 where he was a member of Western's Reserve Officers Training Corps; and,

WHEREAS, Lieutenant Colonel Baldwin was commissioned a second lieutenant in December 1993 and entered the U.S. Army in February 1994; and,

WHEREAS, during his military career, Lieutenant Colonel Baldwin earned numerous awards and commendations, including three Bronze Star Medals, the Meritorious Service Medal, the Air Medal, three Army Commendation Medals, the Army Achievement Medal, two National Defense Service Medal, and many more; and,

WHEREAS, a funeral will be held on Wednesday, October 6 for Lieutenant Colonel Baldwin, who is survived by his mother and father, as well as his wife and four children:

PROCLAMATIONS

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby order all persons or entities governed by the Illinois Flag Display Act to fly their flags at half-staff immediately until sunset on October 6, 2010 in honor and remembrance of Lieutenant Colonel Baldwin, whose selfless service and sacrifice is an inspiration.

Issued by the Governor October 4, 2010

Filed by the Secretary of State October 12, 2010

2010-351**National Long-Term Care Residents' Week**

WHEREAS, in the State of Illinois there are more than 100,000 residents who reside in long-term care facilities, including nursing homes and assisted-living facilities; and,

WHEREAS, the federal Nursing Home Reform Act of 1987 guarantees these residents their individual rights in order to promote and maintain their dignity and autonomy; and,

WHEREAS, in Illinois we formed Nursing Home Safety Task Force to respond to concerns for the safety of nursing home residents by thoroughly examining current regulatory policies and coordination among state agencies, and identifying necessary changes in legislation, regulation and policy; and,

WHEREAS, the Nursing Home Safety Task Force was charged with examining state procedures and industry practices in order to ensure all Illinois nursing home residents are safe and receive the treatment appropriate for their condition; and,

WHEREAS, the task force held public meetings, heard testimony from advocates, academic experts, nursing home residents and their families, and gathered hundreds of public comments; and,

WHEREAS, in July of this year, the efforts of the task force culminated in the signing of historic legislation that transforms Illinois' system of care for frail older adults and persons with disabilities; and,

WHEREAS, Senate Bill 326 (Public Act 096-1372) is a landmark new law that remakes the system of admission to nursing homes, ensuring that only those in need of 24-hour skilled care are admitted. The law also strengthens the screening process to prevent residents with violent criminal histories from being placed with vulnerable, older adults; and,

WHEREAS, the law sets higher nursing home quality and staffing requirements, raises penalties for violations, and increases inspections and monitoring. The new law also requires nursing

PROCLAMATIONS

homes to help all residents achieve their highest level of functioning and prepare to transition to more independent, community-based living; and,

WHEREAS, all long-term care residents should be aware of their rights so they may be empowered to live with dignity and self-determination; and,

WHEREAS, we wish to honor and celebrate these citizens, to recognize their rich individuality, and reaffirm their rights as community members and citizens, including the right to have a say in their care; and,

WHEREAS, National Long-Term Care Residents' Rights Week, which is celebrated each year during the first full week in October, was started by the National Citizen's Coalition for Nursing Home Reform (NCCNHR) to highlight the importance of resident focused care; and,

WHEREAS, this year, during the week of October 3-9, individuals and groups across the country will celebrate Residents' Rights Week to emphasize the importance of affirming these rights through facility practices, public policy and resident-centered decision-making that impacts quality of care and quality of life:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois do hereby proclaim October 3 – 9, 2010 as **NATIONAL LONG-TERM CARE RESIDENTS' RIGHTS WEEK** in Illinois.

Issued by the Governor October 4, 2010

Filed by the Secretary of State October 12, 2010

2010-352**Flag Honors – Officer Samuel Vargas**

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, on the morning of Saturday, October 2, 2010 one of these dedicated public servants, Officer Samuel Vargas of the Cicero Police Department, was suddenly taken from us at the age of 37; and,

PROCLAMATIONS

WHEREAS, throughout his career as a proud member and officer of the Cicero Police Department, Officer Vargas represented the Town of Cicero and the State of Illinois admirably; and,

WHEREAS, although Officer Vargas is no longer with us, he will always be remembered for the countless lives that were impacted by his public service; and,

WHEREAS, a funeral for Officer Vargas will be held on Thursday, October 7, 2010:

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 October 5, 2010 until sunset on October 7, 2010 in honor and remembrance of Officer Vargas, whose selfless service and sacrifice is an inspiration.

Issued by the Governor October 4, 2010

Filed by the Secretary of State October 12, 2010

2010-353**Flag Honors – Assistant Fire Chief Thomas Innes**

WHEREAS, we hold the highest esteem and reverence for the men and women who answer the call to serve their friends, family and communities; and,

WHEREAS, first responders save countless lives every year with their heroic efforts; and,

WHEREAS, firefighters not only demonstrate the desire to serve, but have the courage to act calmly and professionally in otherwise terrifying situations; and,

WHEREAS, in the early hours of October 3, 2010 one of these brave souls, Assistant Fire Chief Thomas Innes of the Hindsboro Community Fire Protection District, was suddenly taken from us; and,

WHEREAS, we will always remember that throughout his career as a proud member of the Hindsboro Community Fire Protection District, Assistant Fire Chief Innes courageously volunteered to walk into fires as everyone else ran out; and,

WHEREAS, although Assistant Fire Chief Innes is no longer with us, we will not forget the countless lives that were impacted by his public service, including those individuals he assisted in the last hours of his life; and,

PROCLAMATIONS

WHEREAS, Assistant Fire Chief Innes is survived by his wife and four children. Not only did he serve the citizens of Hindsboro and of this great state, but was a hero in his role as a husband and a father; and,

WHEREAS, funeral services for Firefighter Innes will be held on Friday, October 8, 2010:

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby order all persons or entities governed by the Illinois Flag Display Act to fly their flags at half-staff immediately until sunset on October 8, 2010 in honor and remembrance of Assistant Fire Chief Innes, whose selfless service and sacrifice is an inspiration.

Issued by the Governor October 6, 2010

Filed by the Secretary of State October 12, 2010

2010-354**Flag Honors – Sergeant Mark Simpson**

WHEREAS, on Sunday, September 26, 2010 United States Army Sergeant Mark A. Simpson, of Peoria, Illinois died at age 40 of injuries sustained on September 25, 2010, when an improvised explosive device detonated near his vehicle in Kandahar, Afghanistan, where Sergeant Simpson was serving in support of Operation Enduring Freedom; and,

WHEREAS, Sergeant Simpson was assigned to the 584th Mobility Augmentation Company, 20th Engineer Battalion, 36th Engineer Brigade, based at Fort Hood, Texas; and,

WHEREAS, Sergeant Simpson joined the Army in January 2005 as a combat engineer. This was his second deployment, having previously served in support of Operation Iraqi Freedom from August 2006 to October 2007; and,

WHEREAS, Sergeant Simpson earned numerous awards and decorations over the course of his military service, including the Army Commendation Medal, Army Good Conduct Medal, National Defense Service Medal with one bronze star device, Iraqi Campaign Medal with combat service star, Afghanistan Campaign Medal with combat service star, Global War on Terrorism Expeditionary Medal, Global War on Terrorism Service Medal, Army Service Ribbon, Overseas Service Ribbon, NATO Medal and Driver and Mechanic Badge and Driver and Mechanic Badge with Driver - Wheeled Vehicles; and,

WHEREAS, funeral services for Sergeant Simpson will be held on Friday, October 8 in Killeen, Texas, where his wife and three daughters reside, and memorial services arranged by his parents will be held on October 11 and 12 in Peoria:

PROCLAMATIONS

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 October 10, 2010 until sunset on October 12, 2010 in honor and remembrance of Sergeant Simpson, whose selfless service and sacrifice is an inspiration.

Issued by the Governor October 7, 2010

Filed by the Secretary of State October 12, 2010

ILLINOIS ADMINISTRATIVE CODE
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