

2002

---

# ILLINOIS

---

## REGISTER RULES OF GOVERNMENTAL AGENCIES

**Volume 26, Issue 34**  
**August 23, 2002**  
**Pages 12,715 - 12,866**



Index Department  
Administrative Code Div.  
111 East Monroe Street  
Springfield, IL 62756  
(217) 782-7017  
<http://www.cyberdriveillinois.com>

 Printed on recycled paper

---

PUBLISHED BY JESSE WHITE • SECRETARY OF STATE

**TABLE OF CONTENTS**

**August 23, 2002 Volume 26, Issue 34**

**PROPOSED RULES**

REVENUE, DEPARTMENT OF  
Income Tax  
86 Ill. Adm. Code 100 .....12715

TRANSPORTATION, DEPARTMENT OF  
Airport Land Loan Program  
92 Ill. Adm. Code 15 .....12746

**ADOPTED RULES**

TRANSPORTATION, DEPARTMENT OF  
Motor Carrier Safety Regulations: General  
92 Ill. Adm. Code 390 .....12749

Hours of Service of Drivers  
92 Ill. Adm. Code 395 .....12766

**EMERGENCY RULES**

PUBLIC AID, DEPARTMENT OF  
Medical Payment  
89 Ill. Adm. Code 140 .....12772

Long Term Care Reimbursement Changes  
89 Ill. Adm. Code 153 .....12791

**JOINT COMMITTEE ON ADMINISTRATIVE RULES**

SECOND NOTICE RECEIVED  
Thoroughbred Breeders Cup  
11 Ill. Adm. Code 1441.....12796

WIC Vendor Management Code  
77 Ill. Adm. Code 672 .....12796

Income Tax  
86 Ill. Adm. Code 100 .....12796

Collections and Recoveries  
89 Ill. Adm. Code 165 .....12796

**EXECUTIVE ORDERS AND PROCLAMATIONS**

PROCLAMATIONS  
September 2002 as Clean Hands Month  
02 – 426 ..... 12797

September 9-13, 2002, as Ship Week  
02 – 427 ..... 12797

August 24, 2002, as Gymnastics Day  
02 – 428 ..... 12798

September 16-20, 2002, as Minority Enterprise Development Week  
02 – 429 ..... 12798

October 14-20, 2002, as Mothers of Multiples Week  
02 – 430 ..... 12799

October as Young Adolescents Month

02 – 431	.....	12799
November 10, 2002, as Dr. A. Edward Davis, Jr. Day		
02 – 432	.....	12800
August 31, 2002, as Tom Herndon Day		
02 – 433	.....	12800

**NOTICE OF PUBLIC INFORMATION**

TREASURER, OFFICE OF THE

Notice of Names of Persons Appearing to be Owners of Unclaimed  
Property Whose Last Known Addresses are in Certain States

Ill. Adm. Code	.....	12802
----------------	-------	-------

**ISSUES INDEX I – 1**

**Editor’s Notes:** The Cumulative Index and Sections Affected Index will be printed on a quarterly basis. The printing schedule for the quarterly and annual indexes are (End of March, June, Sept, Dec) as follows:

- Issue 41 - October 11, 2002: Data through September 30, 2002 (3rd Quarter)
- Issue 3 - January 10, 2003: Data through December 31, 2002 (Annual)
- Issue 15 - April 11, 2003: Data through March 31, 2003(1stQuarter)
- Issue 28 - July 11, 2003: Data through June 30, 2003 (2nd Quarter)
- Issue 41 - October 10, 2003: Data through September 29, 2003 (3rd Quarter)

## 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. The Register will also contain the Cumulative Index and Sections Affected Indices will be printed on a quarterly basis. The printing schedule for the quarterly and annual indexes are the end of March, June, Sept, Dec.

Rulemaking activity consist of proposed or adopted new rules; amendments to or repealers of existing rules; and rules promulgated by emergency or preemptory 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 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'

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

## 2002 REGISTER SCHEDULE      VOLUME # 26

Issue#	Copy Due by 4:30 pm	Publication Date	Issue#	Copy Due by 4:30 pm	Publication Date
Issue 1	December 26, 2001	January 04, 2002	Issue 38	September 09, 2002	September 20, 2002
Issue 2	January 01, 2002	January 11, 2002	Issue 39	September 16, 2002	September 27, 2002
Issue 3	January 07, 2002	January 18, 2002	Issue 40	September 23, 2002	October 04, 2002
Issue 4	January 14, 2002	January 25, 2002	Issue 41	September 30, 2002	October 11, 2002
Issue 5	January 22, 2002	February 01, 2002	Issue 42	October 07, 2002	October 18, 2002
Issue 6	January 28, 2002	February 08, 2002	Issue 43	October 14, 2002	October 25, 2002
Issue 7	February 04, 2002	February 15, 2002	Issue 44	October 21, 2002	November 01, 2002
Issue 8	February 11, 2002	February 22, 2002	Issue 45	October 28, 2002	November 08, 2002
Issue 9	February 19, 2002	March 01, 2002	Issue 46	November 04, 2002	November 15, 2002
Issue 10	February 25, 2002	March 08, 2002	Issue 47	November 12, 2002	November 25, 2002
Issue 11	March 04, 2002	March 15, 2002	Issue 48	November 18, 2002	November 29, 2002
Issue 12	March 11, 2002	March 22, 2002	Issue 49	November 25, 2002	December 06, 2002
Issue 13	March 18, 2002	March 29, 2002	Issue 50	December 02, 2002	December 13, 2002
Issue 14	March 25, 2002	April 05, 2002	Issue 51	December 09, 2002	December 20, 2002
Issue 15	April 01, 2002	April 12, 2002	Issue 52	December 16, 2002	December 27, 2002
Issue 16	April 08, 2002	April 19, 2002			
Issue 17	April 15, 2002	April 26, 2002			
Issue 18	April 22, 2002	May 03, 2002			
Issue 19	April 29, 2002	May 10, 2002			
Issue 20	May 06, 2002	May 17, 2002			
Issue 21	May 13, 2002	May 24, 2002			
Issue 22	May 20, 2002	May 31, 2002			
Issue 23	May 27, 2002	June 07, 2002			
Issue 24	June 03, 2002	June 14, 2002			
Issue 25	June 10, 2002	June 21, 2002			
Issue 26	June 17, 2002	June 28, 2002			
Issue 27	June 24, 2002	July 05, 2002			
Issue 28	July 01, 2002	July 12, 2002			
Issue 29	July 08, 2002	July 19, 2002			
Issue 30	July 15, 2002	July 26, 2002			
Issue 31	July 22, 2002	August 02, 2002			
Issue 32	July 29, 2002	August 09, 2002			
Issue 33	August 05, 2002	August 16, 2002			
Issue 34	August 12, 2002	August 23, 2002			
Issue 35	August 19, 2002	August 30, 2002			
Issue 36	August 26, 2002	September 06, 2002			
Issue 37	September 02, 2002	September 13, 2002			

Printed by authority of the State of Illinois

July 2001 - 675 – GA - 82

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Income Tax
- 2) Code Citation: 86 Ill. Adm. Code 100
- 3) Section Number: 100.9710                      Proposed Action: Amendment
- 4) Statutory Authority: 35 ILCS 1501(a)(8)
- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking amends the regulation defining "financial organization" to add a definition of "investment company".
- 6) Will this proposed amendment replace an emergency rulemaking currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendment pending on this Part? Yes

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>IL Register Citation</u>
100.3420	New Section	25 Ill. Reg. 13243; 10/19/01
100.3380	Amendment	26 Ill. Reg. 7015; 05/10/02
100.2480	Amendment	26 Ill. Reg. 10372; 07/12/02
100.9720	Amendment	26 Ill. Reg. 11389; 07/26/02

- 10) Statement of Statewide Policy Objective: This rulemaking does not create a State mandate, nor does it modify any existing State mandates.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on this proposed rulemaking may submit them in writing by no later than 45 days after publication of this notice to:

Paul Caselton  
 Deputy General Counsel - Income Tax  
 Illinois Department of Revenue

Legal Services Office  
 101 West Jefferson  
 Springfield, Illinois 62794

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENT

Phone: (217)782-7055

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not-for-profit corporations affected: Small businesses operating or wishing to operate as investment companies will receive guidance. Municipalities and exempt organizations are not affected.

B) Reporting, bookkeeping or other procedures required for compliance: No new procedures are required.

C) Types of professional skills necessary for compliance: No new skills are required.

13) Regulatory Agenda on which this rulemaking was summarized: July 2002

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

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

TITLE 86: REVENUE  
CHAPTER I: DEPARTMENT OF REVENUEPART 100  
INCOME TAX

## SUBPART A: TAX IMPOSED

## Section

- 100.2000 Introduction  
100.2050 Net Income (IITA Section 202)

## SUBPART B: CREDITS

## Section

- 100.2100 Replacement Tax Investment Credit Prior to January 1, 1994 (IITA 201(e))  
100.2101 Replacement Tax Investment Credit (IITA 201(e))  
100.2110 Investment Credit; Enterprise Zone (IITA 201(f))  
100.2120 Jobs Tax Credit; Enterprise Zone and Foreign Trade Zone or Sub-Zone (IITA 201(g))  
100.2130 Investment Credit; High Impact Business (IITA 201(h))  
100.2140 Credit Against Income Tax for Replacement Tax (IITA 201(i))  
100.2150 Training Expense Credit (IITA 201(j))  
100.2160 Research and Development Credit (IITA 201(k))  
100.2163 Environmental Remediation Credit (IITA 201(l))  
100.2165 Education Expense Credit (IITA 201(m))  
100.2170 Tax Credits for Coal Research and Coal Utilization Equipment (IITA 206)  
100.2180 Credit for Residential Real Property Taxes (IITA 208)  
100.2195 Dependent Care Assistance Program Tax Credit (IITA 210)  
100.2198 Economic Development for a Growing Economy Credit (IITA 211)  
100.2199 Illinois Earned Income Tax Credit (IITA 212)

SUBPART C: NET OPERATING LOSSES OF UNITARY BUSINESS GROUPS  
OCCURRING PRIOR TO DECEMBER 31, 1986

## Section

- 100.2200 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group (IITA Section 202)  
– Scope  
100.2210 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

- Groups Treatment by Members of the Unitary Business Group: (IITA Section 202)  
– Definitions
- 100.2220 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group. (IITA Section 202)  
– Current Net Operating Losses: Offsets Between Members
- 100.2230 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group. (IITA Section 202)  
– Carrybacks and Carryforwards
- 100.2240 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group: (IITA Section 202) – Effect of Combined Net Operating Loss in Computing Illinois Base Income
- 100.2250 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group: (IITA Section 202) – Deadline for Filing Claims Based on Net Operating Losses Carried Back From a Combined Apportionment Year

SUBPART D: ILLINOIS NET LOSS DEDUCTIONS FOR LOSSES OCCURRING ON OR  
AFTER DECEMBER 31, 1986

- Section
- 100.2300 Illinois Net Loss Deduction for Losses Occurring On or After December 31, 1986 (IITA 207)
- 100.2310 Computation of the Illinois Net Loss Deduction for Losses Occurring On or After December 31, 1986 (IITA 207)
- 100.2320 Determination of the Amount of Illinois Net Loss for Losses Occurring On or After December 31, 1986
- 100.2330 Illinois Net Loss Carrybacks and Net Loss Carryovers for Losses Occurring On or After December 31, 1986
- 100.2340 Illinois Net Losses and Illinois Net Loss Deductions for Corporations that are Members of a Unitary Business Group: Separate Unitary Versus Combined Unitary Returns
- 100.2350 Illinois Net Losses and Illinois Net Loss Deductions for Losses Occurring On or After December 31, 1986, of Corporations that are Members of a Unitary Business Group: Changes in Membership

SUBPART E: ADDITIONS TO AND SUBTRACTIONS FROM TAXABLE INCOME OF  
INDIVIDUALS, CORPORATIONS, TRUSTS AND ESTATES AND  
PARTNERSHIPS

Section

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

- 100.2470 Subtraction of Amounts Exempt from Taxation by Virtue of Illinois Law, the Illinois or U.S. Constitutions, or by Reason of U.S. Treaties or Statutes (IITA Sections 203(a)(2)(N), 203(b)(2)(J), 203(c)(2)(K) and 203(d)(2)(G))
- 100.2480 Enterprise Zone Dividend Subtraction (IITA Sections 203(a)(2)(J), 203(b)(2)(K), 203(c)(2)(M) and 203(d)(2)(K))

## SUBPART F: BASE INCOME OF INDIVIDUALS

## Section

- 100.2580 Medical Care Savings Accounts (IITA Sections 203(a)(2)(D-5), 203(a)(2)(S) and 203(a)(2)(T))
- 100.2590 Taxation of Certain Employees of Railroads, Motor Carriers, Air Carriers and Water Carriers

## SUBPART G: BASE INCOME OF TRUSTS AND ESTATES

## Section

- 100.2680 Capital Gain Income of Estates and Trusts Paid to or Permanently Set Aside for Charity (Repealed)

SUBPART I: GENERAL RULES OF ALLOCATION AND APPORTIONMENT OF  
BASE INCOME

## Section

- 100.3000 Terms Used in Article 3 (IITA Section 301)
- 100.3010 Business and Nonbusiness Income (IITA Section 301)
- 100.3020 Resident (IITA Section 301)

## SUBPART J: COMPENSATION

## Section

- 100.3100 Compensation (IITA Section 302)
- 100.3110 State (IITA Section 302)
- 100.3120 Allocation of Compensation Paid to Nonresidents (IITA Section 302)

## SUBPART K: NON-BUSINESS INCOME OF PERSONS OTHER THAN RESIDENTS

## Section

- 100.3200 Taxability in Other State (IITA Section 303)
- 100.3210 Commercial Domicile (IITA Section 303)

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

- 100.3220 Allocation of Certain Items of Nonbusiness Income by Persons Other than Residents (IITA Section 303)

## SUBPART L: BUSINESS INCOME OF PERSONS OTHER THAN RESIDENTS

## Section

- 100.3300 Allocation and Apportionment of Base Income (IITA Section 304)  
100.3310 Business Income of Persons Other than Residents (IITA Section 304) – In General  
100.3320 Business Income of Persons Other Than Residents (IITA Section 304) – Apportionment  
100.3330 Business Income of Persons Other Than Residents (IITA Section 304) – Allocation  
100.3340 Business Income of Persons Other Than Residents (IITA Section 304)  
100.3350 Property Factor (IITA Section 304)  
100.3360 Payroll Factor (IITA Section 304)  
100.3370 Sales Factor (IITA Section 304)  
100.3380 Special Rules (IITA Section 304)  
100.3390 Petitions for Alternative Allocation or Apportionment (IITA Section 304(f))  
100.3400 Apportionment of Business Income of Financial Organizations (IITA Section 304(c))

## SUBPART M: ACCOUNTING

## Section

- 100.4500 Carryovers of Tax Attributes (IITA Section 405)

## SUBPART N: TIME AND PLACE FOR FILING RETURNS

## Section

- 100.5000 Time for Filing Returns: Individuals (IITA Section 505)  
100.5010 Place for Filing Returns: All Taxpayers (IITA Section 505)  
100.5020 Extensions of Time for Filing Returns: All Taxpayers (IITA Section 505)  
100.5030 Taxpayer's Notification to the Department of Certain Federal Changes Arising in Federal Consolidated Return Years, and Arising in Certain Loss Carryback Years (IITA Section 506)  
100.5040 Innocent Spouses

## SUBPART O: COMPOSITE RETURNS

## Section

- 100.5100 Composite Returns: Eligibility

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

- 100.5110 Composite Returns: Responsibilities of Authorized Agent
- 100.5120 Composite Returns: Individual Liability
- 100.5130 Composite Returns: Required forms and computation of Income
- 100.5140 Composite Returns: Estimated Payments
- 100.5150 Composite Returns: Tax, Penalties and Interest
- 100.5160 Composite Returns: Credits for Resident Individuals
- 100.5170 Composite Returns: Definition of a "Lloyd's Plan of Operation"

## SUBPART P: COMBINED RETURNS

## Section

- 100.5200 Filing of Combined Returns
- 100.5201 Definitions and Miscellaneous Provisions Relating to Combined Returns
- 100.5205 Election to File a Combined Return
- 100.5210 Procedures for Elective and Mandatory Filing of Combined Returns
- 100.5220 Designated Agent for the Members
- 100.5230 Combined Estimated Tax Payments
- 100.5240 Claims for Credit of Overpayments
- 100.5250 Liability for Combined Tax, Penalty and Interest
- 100.5260 Combined Amended Returns
- 100.5265 Common Taxable Year
- 100.5270 Computation of Combined Net Income and Tax
- 100.5280 Combined Return Issues Related to Audits

## SUBPART Q: REQUIREMENT AND AMOUNT OF WITHHOLDING

## Section

- 100.7000 Requirement of Withholding (IITA Section 701)
- 100.7010 Compensation Paid in this State (IITA Section 701)
- 100.7020 Transacting Business Within this State (IITA Section 701)
- 100.7030 Payments to Residents (IITA Section 701)
- 100.7040 Employer Registration (IITA Section 701)
- 100.7050 Computation of Amount Withheld (IITA Section 702)
- 100.7060 Additional Withholding (IITA Section 701)
- 100.7070 Voluntary Withholding (IITA Section 701)
- 100.7080 Correction of Underwithholding or Overwithholding (IITA Section 701)
- 100.7090 Reciprocal Agreement (IITA Section 701)
- 100.7095 Cross References

## SUBPART R: AMOUNT EXEMPT FROM WITHHOLDING

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENT

Section

- 100.7100 Withholding Exemption (IITA Section 702)
- 100.7110 Withholding Exemption Certificate (IITA Section 702)
- 100.7120 Exempt Withholding Under Reciprocal Agreements (IITA Section 702)

SUBPART S: INFORMATION STATEMENT

Section

- 100.7200 Reports for Employee (IITA Section 703)

SUBPART T: EMPLOYER'S RETURN AND PAYMENT OF TAX WITHHELD

Section

- 100.7300 Returns of Income Tax Withheld from Wages (IITA Section 704)
- 100.7310 Quarterly Returns Filed on Annual Basis (IITA Section 704)
- 100.7320 Time for Filing Returns (IITA Section 704)
- 100.7330 Payment of Tax Deducted and Withheld (IITA Section 704)
- 100.7340 Correction of Underwithholding or Overwithholding (IITA Section 704)

SUBPART U: COLLECTION AUTHORITY

Section

- 100.9000 General Income Tax Procedures (IITA Section 901)
- 100.9010 Collection Authority (IITA Section 901)
- 100.9020 Child Support Collection (IITA Section 901)

SUBPART V: NOTICE AND DEMAND

Section

- 100.9100 Notice and Demand (IITA Section 902)

SUBPART W: ASSESSMENT

Section

- 100.9200 Assessment (IITA Section 903)
- 100.9210 Waiver of Restrictions on Assessment (IITA Section 907)

SUBPART X: DEFICIENCIES AND OVERPAYMENTS

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

## Section

- 100.9300 Deficiencies and Overpayments (IITA Section 904)
- 100.9310 Application of Tax Payments Within Unitary Business Groups (IITA Section 603)
- 100.9320 Limitations on Notices of Deficiency (IITA Section 905)
- 100.9330 Further Notices of Deficiency Restricted (IITA Section 906)

## SUBPART Y: CREDITS AND REFUNDS

## Section

- 100.9400 Credits and Refunds (IITA Section 909)
- 100.9410 Limitations on Claims for Refund (IITA Section 911)
- 100.9420 Recovery of Erroneous Refund (IITA Section 912)

## SUBPART Z: INVESTIGATIONS AND HEARINGS

## Section

- 100.9500 Access to Books and Records (IITA Section 913)
- 100.9505 Access to Books and Records – 60-Day Letters (IITA Section 913) (Repealed)
- 100.9510 Taxpayer Representation and Practice Requirements
- 100.9520 Conduct of Investigations and Hearings (IITA Section 914)
- 100.9530 Books and Records

## SUBPART AA: JUDICIAL REVIEW

## Section

- 100.9600 Administrative Review Law (IITA Section 1201)

## SUBPART BB: DEFINITIONS

## Section

- 100.9700 Unitary Business Group Defined. (IITA Section 1501)
- 100.9710 Financial Organizations (IITA Section 1501)
- 100.9720 Nexus
- 100.9750 Corporation, Subchapter S Corporation, Partnership and Trust Defined (IITA Section 1501)

## SUBPART CC: LETTER RULING PROCEDURES

## Section

- 100.9800 Letter Ruling Procedures

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

APPENDIX A	Business Income Of Persons Other Than Residents
TABLE A	Example of Unitary Business Apportionment
TABLE B	Example of Unitary Business Apportionment for Groups Which Include Members Using Three-Factor and Single-Factor Formulas

AUTHORITY: Implementing the Illinois Income Tax Act [35 ILCS 5] and authorized by Section 1401 of the Illinois Income Tax Act [35 ILCS 5/1401].

SOURCE: Filed July 14, 1971, effective July 24, 1971; amended at 2 Ill. Reg. 49, p. 84, effective November 29, 1978; amended at 5 Ill. Reg. 813, effective January 7, 1981; amended at 5 Ill. Reg. 4617, effective April 14, 1981; amended at 5 Ill. Reg. 4624, effective April 14, 1981; amended at 5 Ill. Reg. 5537, effective May 7, 1981; amended at 5 Ill. Reg. 5705, effective May 20, 1981; amended at 5 Ill. Reg. 5883, effective May 20, 1981; amended at 5 Ill. Reg. 6843, effective June 16, 1981; amended at 5 Ill. Reg. 13244, effective November 13, 1981; amended at 5 Ill. Reg. 13724, effective November 30, 1981; amended at 6 Ill. Reg. 579, effective December 29, 1981; amended at 6 Ill. Reg. 9701, effective July 26, 1982; amended at 7 Ill. Reg. 399, effective December 28, 1982; amended at 8 Ill. Reg. 6184, effective April 24, 1984; codified at 8 Ill. Reg. 19574; amended at 9 Ill. Reg. 16986, effective October 21, 1985; amended at 9 Ill. Reg. 685, effective December 31, 1985; amended at 10 Ill. Reg. 7913, effective April 28, 1986; amended at 10 Ill. Reg. 19512, effective November 3, 1986; amended at 10 Ill. Reg. 21941, effective December 15, 1986; amended at 11 Ill. Reg. 831, effective December 24, 1986; amended at 11 Ill. Reg. 2450, effective January 20, 1987; amended at 11 Ill. Reg. 12410, effective July 8, 1987; amended at 11 Ill. Reg. 17782, effective October 16, 1987; amended at 12 Ill. Reg. 4865, effective February 25, 1988; amended at 12 Ill. Reg. 6748, effective March 25, 1988; amended at 12 Ill. Reg. 11766, effective July 1, 1988; amended at 12 Ill. Reg. 14307, effective August 29, 1988; amended at 13 Ill. Reg. 8917, effective May 30, 1989; amended at 13 Ill. Reg. 10952, effective June 26, 1989; amended at 14 Ill. Reg. 4558, effective March 8, 1990; amended at 14 Ill. Reg. 6810, effective April 19, 1990; amended at 14 Ill. Reg. 10082, effective June 7, 1990; amended at 14 Ill. Reg. 16012, effective September 17, 1990; emergency amendment at 17 Ill. Reg. 473, effective December 22, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 8869, effective June 2, 1993; amended at 17 Ill. Reg. 13776, effective August 9, 1993; recodified at 17 Ill. Reg. 14189; amended at 17 Ill. Reg. 19632, effective November 1, 1993; amended at 17 Ill. Reg. 19966, effective November 9, 1993; amended at 18 Ill. Reg. 1510, effective January 13, 1994; amended at 18 Ill. Reg. 2494, effective January 28, 1994; amended at 18 Ill. Reg. 7768, effective May 4, 1994; amended at 19 Ill. Reg. 1839, effective February 6, 1995; amended at 19 Ill. Reg. 5824, effective March 31, 1995; emergency amendment at 20 Ill. Reg. 1616, effective January 9, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 6981, effective May 7, 1996; amended at 20 Ill. Reg. 10706, effective July 29, 1996; amended at 20 Ill. Reg. 13365, effective September 27, 1996; amended at 20 Ill. Reg.

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

14617, effective October 29, 1996; amended at 21 Ill. Reg. 958, effective January 6, 1997; emergency amendment at 21 Ill. Reg. 2969, effective February 24, 1997, for a maximum of 150 days; emergency expired July 24, 1997; amended at 22 Ill. Reg. 2234, effective January 9, 1998; amended at 22 Ill. Reg. 19033, effective October 1, 1998; amended at 22 Ill. Reg. 21623, effective December 15, 1998; amended at 23 Ill. Reg. 3808, effective March 11, 1999; amended at 24 Ill. Reg. 10593, effective July 7, 2000; amended at 24 Ill. Reg. 12068, effective July 26, 2000; emergency amendment at 24 Ill. Reg. 17585, effective November 17, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 18731, effective December 11, 2000; amended at 25 Ill. Reg. 4640, effective March 15, 2001; amended at 25 Ill. Reg. 4929, effective March 23, 2001; amended at 25 Ill. Reg. 5374, effective April 2, 2001; amended at 25 Ill. Reg. 6687, effective May 9, 2001; amended at 25 Ill. Reg. 7250, effective May 25, 2001; amended at 25 Ill. Reg. 8333, effective June 22, 2001; amended at 26 Ill. Reg. 192, effective December 20, 2001; amended at 26 Ill. Reg. 1274, effective January 15, 2002; amended at 26 Ill. Reg. 9854, effective June 20, 2002; amended at 26 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART BB: DEFINITIONS

**Section 100.9710 Financial Organizations (IITA Section 1501)**

- a) General Definition. The term "financial organization" is defined in IITA Section 1501(a)(8)(A) to mean *any bank, bank holding company, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, building and loan association, credit union, currency exchange, cooperative bank, small loan company, sales finance company, investment company, or any person which is owned by a bank or bank holding company. For the purpose of this Section a "person" will include only those persons which a bank holding company may acquire and hold an interest in, directly or indirectly, under the provisions of the Bank Holding Company Act of 1956 (12 USC 1841), except where interests in any person must be disposed of within certain required time limits under the Bank Holding Company Act of 1956.* This definition constitutes an exclusive and exhaustive list of the types of organization that are "financial organizations" under the Illinois Income Tax Act.
- b) Entities Engaged in Financial Organization Activities and Other Activities. For purposes of this Section, an entity that is classified as a "bank" under subsection (e) of this Section; as a "bank holding company" under subsection (f) of this Section; or as a person owned by a bank or bank holding company under subsection (g) of this Section, is a "financial organization" regardless of whether the entity is predominantly engaged in the business activities characteristic of a financial organization. In order for any other entity to be characterized as a "financial organization" in any tax year, the entity must be predominantly engaged in the

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

business activities of a financial organization during the year. For this purpose, an entity engaged in business activities of a financial organization, as well as other business activities in the same tax year, is predominantly engaged in the business activities of a financial organization during that year only if more than 80% (50% in the case of a sales finance company under subsection (d)(10) of this Section) of the entity's gross income, averaged over a period of three years, which includes the current tax year and the immediately preceding two tax years, is derived from the business activities characteristic of one or more of the categories of financial organization defined in this Section for which the entity otherwise qualifies. For purposes of this subsection, gross income shall include only amounts that are received in the ordinary course of the entity's regular business activities and that are included in net income under the Illinois Income Tax Act. For purposes of determining whether an entity is predominantly engaged in the business activities of a financial organization when an entity is formed in a current tax year or in its immediately preceding tax year, only the years for which the entity is in existence will be used in determining whether the entity meets the 80% test (or 50% test in the case of a sales finance company under subsection (d)(10) of this Section).

- 1) Income which results from transactions outside the ordinary course of an entity's regular business activities is not taken into account for the purposes of the gross income test. For example, amounts received from the sale of an entity's headquarters shall be disregarded, whether or not the gain is characterized as business income.
- 2) The classification of an entity as a "financial organization" under the IITA is relevant to how the business income of the entity shall be apportioned to Illinois under IITA Section 304(c). The treatment of items of income that are not included in apportionable business income is not affected by such classification, and such items are therefore disregarded for purposes of the gross income test. For example, interest received on United States Treasury obligations is excluded from Illinois base income, and accordingly is disregarded for purposes of determining whether the business income of an entity should be apportioned using the financial organization formula. Similarly, dividends received by a corporation shall be disregarded to the extent the dividends are deducted from federal taxable income under section 243 of the Internal Revenue Code or are subtracted in the computation of Illinois base income under IITA Section 203(b)(2)(O).
- 3) In the case of a sale or disposition of any asset (whether tangible or intangible, and whether the asset is part of the taxpayer's stock in trade) that occurs in the ordinary course of an entity's regular business activities, only the net gain shall be taken into account for purposes of the gross income test. Thus, for example, gross income from the sale of inventory is equal to its gross receipts minus the

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

cost of goods sold; while gross income from the sale of stock is equal to the sales price minus any brokerage commission and minus the taxpayer's basis in the stock. If gross income from a transaction is negative, the loss shall not be considered for purposes of the gross income test.

- 4) Leasing Activities. For purposes of the IITA and the Internal Revenue Code, a "finance lease" is treated as an extension of credit, rather than as a true lease. In a finance lease, the lessor is treated as a creditor, and the lessee is treated as the owner of the leased asset entitled to any deduction for depreciation allowed under section 167 of the Internal Revenue Code. For purposes of this Section, a finance lease shall be treated as a loan or other extension of credit, rather than as a lease, regardless of how the transaction is characterized for any other purpose, including the purposes of any regulatory agency to which the lessor is subject.
- 5) In applying the gross income test to an entity engaged in the businesses of more than one of the types of organization defined in subsection (d) of this Section, "gross income from financial services" shall include gross income derived from all services characteristic of any specific defined type of organization for which the entity qualifies. For example:
  - A) Selling and exchanging currency is a characteristic service only of banks. Accordingly, "gross income from financial services" of an entity which qualifies as a bank under subsection (d)(1) of this Section, and as a safe deposit company under subsection (d)(6) of this Section, includes both income from trading in foreign currency and safe deposit box rentals. However, "gross income from financial services" of an entity which qualifies as a safe deposit company, but not as a bank, does not include income from trading in foreign currency.
  - B) A taxpayer that meets all other qualifications of a sales finance company and also of a small loan company, and that derives 40% of its gross income from transactions characteristic of a sales finance company and 35% of its gross income from transactions characteristic of a small loan company is not a financial organization because it does not meet either the 50% test for sales finance companies nor the 80% test applicable to other types of financial organization. If, however, the taxpayer derives 45% of its gross income from transactions characteristic of a sales finance company and 36% of its gross income from transactions characteristic of a small loan company, it would not be a sales finance company because it does not meet the 50% test, but it would be a financial organization under the 80% test.
- 6) IITA Section 1501(a)(8)(D) provides that an entity *that is a "financial organization" that engages in any transaction with an affiliate shall be a*

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

*"financial organization" for all purposes of the Act.* Accordingly, in applying the gross income test, an entity's transactions with a person to which it is related (including transactions with a member of the entity's unitary business group which are eliminated in combination under Section 100.3320(d) of this Part) shall be treated in the same manner as transactions between the entity and an unrelated person, subject in all cases to the authority of the Department under IITA Section 404 to make such adjustments as are necessary to properly reflect each party's Illinois business activities.

- c) Some of the types of organizations listed in subsection (a) of this Section are defined by State or federal statutes. The remaining types of organization are terms frequently used in other states' laws to refer to entities engaged in the same businesses as the entities in one or more of the types defined in Illinois or federal law. An entity defined as a bank or a bank holding company, or that is owned by a bank or bank holding company, under subsection (e), (f) or (g) of this Section, is a financial organization regardless of its actual business activities. For any other entity, notwithstanding the title or characterization of the entity for purposes of any other law, the entity is a "financial organization" for purposes of the IITA only if that entity is predominantly engaged in a business which is identical in all material respects to the characteristic business of an entity within one or more of the types of organization defined in Illinois or federal law. In order for an entity's business to be identical in all material respects to the business of one of the defined types of organization, the entity must:
- 1) provide substantially all of the characteristic services provided by entities in the defined type of organization; and
  - 2) be subject to regulation by the Illinois or federal agency (if any) with authority over entities in the defined type of organization or by the equivalent authority (if any) established under the laws of the entity's state or country of formation or of its commercial domicile. However, "sales finance companies", as defined in subsections (d)(10)(A) and (B) of this Section are not required to be regulated by any state or federal authority.
- d) Application to Defined Types of Financial Organization. This subsection lists the types of financial organization defined in Illinois or federal law and describes the characteristic business of each type as provided in the relevant Illinois or federal statutes. The references to Illinois State and federal statutes and authorities in this subsection shall be construed to refer to any predecessor to the current statute or authority, whenever appropriate.
- 1) Entities engaged in the business of a "bank". The term "bank" includes any entity described in subsection (e) of this Section. In addition, for purposes of categorizing an entity that does not come within the scope of subsection (e) of this Section, the term "bank" means an entity predominantly engaged in the

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

business activities characteristic of an entity which has been issued a charter by the Commissioner of Banks and Real Estate under 205 ILCS 5/13 or that has been given a certificate of authority to commence banking by the Comptroller of the Currency under 12 USC 27. The terms "savings bank", "industrial bank" and "cooperative bank" are sometimes used in the laws of other states to refer to entities engaged in the same business as a "bank" as defined in Illinois or federal law. The term "private banker" means an unincorporated bank, conducted as a partnership of individuals or as an individual proprietorship. Notwithstanding that an entity does or does not come within the meaning of any of these terms for any other purpose, the determination of whether an entity is engaged in the business of a "bank" for purposes of the IITA shall be made pursuant to the following standards:

- A) Characteristic Services. The Illinois and federal statutes providing for the formation of banks state that the characteristic activities of banks are accepting deposits, making loans, discounting evidences of debt, and buying and selling exchange. (See 205 ILCS 5/3; 12 USC 24; and section 581 of the Internal Revenue Code.) In order to be engaged in a business identical in all material respects to the business of a "bank," an entity formed under the laws of another state or of a foreign country as a bank, savings bank, industrial bank, or cooperative bank must engage in each of these characteristic financial services of a bank. Thus, for example, an entity that does not accept deposits is not engaged in the business of a bank. For purposes of applying the 80% of gross income test in subsection (b) of this Section, examples of gross income from characteristic services of a bank include:
- i) application and origination fees, points, interest, late payment fees and other charges received in connection with loans or with commitments to make loans or provide other credits;
  - ii) service charges and early withdrawal or other penalties received in connection with deposit accounts;
  - iii) fees and gains realized from buying and selling exchange, including foreign currency;
  - iv) loan servicing fees and charges received in connection with syndicated loans or loans sold to third parties; and
  - v) discounts and gains realized on the purchase or resale of loans.

Examples of items of income that are not gross income from the characteristic services of a bank include rental income from real estate; gains from sale of property obtained in foreclosure or settlement of loans; and interest and dividends received from, and gains realized on the sale or exchange of, securities.

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

- B) Regulation. Illinois State banks are subject to regulation by the Commissioner of Banks and Real Estate (see 205 ILCS 5/48), while national banks are subject to regulation by the Comptroller of the Currency (see 12 USC 27(b)(2)). These entities qualify as banks under subsection (e) of this Section regardless of their business activities. In order to qualify as a bank, an entity that is not a bank within the meaning of subsection (e) of this Section must be regulated by the authority (if any) equivalent to the Commissioner of Banks and Real Estate or the Comptroller of the Currency having regulatory jurisdiction within the entity's state or country of formation or commercial domicile.
- 2) Entities engaged in the business of a "trust company". The term "trust company" means a corporation organized under the laws of the State of Illinois for the purpose of accepting and executing trusts [205 ILCS 620/1-5.11], and that has received a certificate of authority to accept trusts from the Commissioner of Banks and Real Estate under 205 ILCS 620/2-4.
- A) Characteristic Services. A trustee performs services as a fiduciary on behalf of the trust's beneficiaries. A trustee is entitled to compensation for expenses incurred on behalf of the trust and to reasonable compensation for services rendered (see 760 ILCS 5/7). Under Illinois law, a trustee may continue an unincorporated business on behalf of the trust in certain circumstances (see 760 ILCS 5/4.23 and 4.24). A trustee may act as an advisor or manager of a mutual fund in which trust funds are invested, without having to reduce or waive its compensation for such services when provided to a trust (see 760 ILCS 5/5.2). However, the trustee is not entitled to any profit from any business it conducts on behalf of a trust or beneficiary, but only to compensation for services rendered to the trust. Accordingly, the gross income from characteristic services of a trust company shall include only trustees' fees or other compensation receivable for services rendered as a trustee on behalf of trusts. Amounts received for services provided other than as a trustee, such as fees received as an advisor or manager of a mutual fund in which trust funds are invested, are not gross income from characteristic services of a trust company.
- B) Regulation. A trust company conducting business within Illinois is subject to the Corporate Fiduciary Act [205 ILCS 620]. Some types of regulated entities, such as national banks, are authorized by law to engage in trust activities (see 12 USC 92a). Any entity operating in any other state must be licensed or subject to regulation by any equivalent authority in that state.
- 3) Entities engaged in the business of a "savings bank". The term "savings bank"

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

means a taxpayer which is predominantly engaged in the business of an entity that is either chartered as a federal savings bank under the Home Owners' Loan Act (12 USC 1462 and 1464(a)) and whose investments comply with the guidelines of 12 USC 1464(c) or of an entity which has been issued a certificate of organization by the Commissioner of Savings and Loan Associations under the Savings Bank Act [205 ILCS 205/3007] and that, as required by 205 ILCS 205/1009, maintains at least 60% of its total assets in qualifying "domestic savings and loan association" assets described in section 7701(a)(19) of the Internal Revenue Code. The qualifying assets listed in Section 7701(a)(19) are cash, federal and municipal obligations, loans secured by deposits or shares in the lender, residential real estate loans, educational loans, and related investments. The terms "bank", "savings and loan association", "building and loan association", "industrial bank" and "cooperative bank" are sometimes used in the laws of other states to refer to entities engaged in the same business as a "savings bank" as defined in Illinois or federal law. Notwithstanding that an entity does or does not come within the meaning of any of these terms for any other purpose, the determination of whether the entity is engaged in the business of a "savings bank" for purposes of the IITA shall be made pursuant to the following standards:

- A) Characteristic Services. The business of a savings bank consists principally of acquiring the savings of the public and investing in loans (section 7701(a)(19)(B) of the Internal Revenue Code). In general, qualifying loans are related to residential real estate. An entity that does not take deposits from the public and invest the deposited funds primarily in qualifying loans to the public is not a savings bank for purposes of the IITA. For purposes of applying the 80% of gross income test in subsection (b) of this Section, examples of gross income from characteristic services of a savings bank include:
- i) application and origination fees, points, interest, late payment fees and other charges received in connection with loans or with commitments to make loans or provide other credits;
  - ii) service charges and early withdrawal or other penalties received in connection with deposit accounts;
  - iii) loan servicing fees and charges received in connection with syndicated loans or loans sold to third parties; and
  - iv) discounts and gains realized on the purchase or resale of loans.

Examples of items of income that are not gross income from the characteristic services of a savings bank include rental income from real estate; gains from sale of property obtained in foreclosure or settlement of loans; interest and dividends received from, and gains realized on the

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

sale or exchange of, securities.

- B) Regulation. No entity is a savings bank for purposes of the IITA unless it is subject to regulation by the Commissioner of Banks and Real Estate under the Savings Bank Act [205 ILCS 205/1003], the Office of Thrift Supervision (12 USC 1461), or the appropriate authority of another state responsible for regulating savings banks.
- 4) Entities engaged in the business of a "land bank". The term "land bank" was defined in federal law to mean a federally chartered association organized to make loans on farm security at low interest rates as governed by 12 USC, ch. 23 (Farm Credit System). Under the Agricultural Credit Act of 1987 (P.L. 100-233), the federal land banks were merged with the Federal Intermediate Credit Banks which had also been created under the Farm Credit System. Under current law, the surviving entities are exempt from state income taxation (see 12 USC 2098).
- A) Characteristic Services. Congress established the federal land banks as cooperatives to encourage farmer and rancher ownership and control over a system of credit for agriculture. The characteristic service of a land bank is making loans to farmers. Gross income from characteristic services of a land bank include application and origination fees, points, interest, late payment fees and other charges received in connection with loans to farmers and ranchers.
  - B) Regulation. Federal land banks are not subject to Illinois taxation. A land bank that was not created under federal statute must be subject to any regulation by any authority equivalent to the Farm Credit System regulation as may exist in the state or country of incorporation or commercial domicile of the land bank.
- 5) Entities engaged in the business of a "safe deposit company". The term "safe deposit company" means an entity licensed by the Department of Financial Institutions under the Safety Deposit License Act [240 ILCS 5/22] to engage in the business of renting or permitting the use of, for compensation, safety deposit boxes, safes, vaults or other facilities for the safekeeping of personal property (see 240 ILCS 5/2). The Safety Deposit License Act does not apply to banks, savings and loans, credit unions, warehouses, or grain storage companies (see 240 ILCS 5/3).
- A) Characteristic Services. A safe deposit company provides facilities for the safekeeping of personal property in safes or vaults, as compared to warehouses. Gross income from the characteristic services of a safe deposit company includes rental income or similar charges for safe deposit boxes.
  - B) Regulation. Safe deposit companies doing business in Illinois must be

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

licensed by the Department of Financial Institutions. An entity operating in any other state must be licensed or subject to regulation by any equivalent authority in that state.

- 6) Entities engaged in the business of a "savings and loan association". The term "savings and loan association" means a federal savings and loan association chartered under the Home Owners' Loan Act of 1933 (12 USC 1462 and 1464(a)) whose investments comply with the guidelines of 12 USC 1464(c) or a savings and loan association organized under the Illinois Savings and Loan Act of 1985 [205 ILCS 105/2-6] and whose investments comply with the requirements of 205 ILCS 105/5-1 through 5-16. In particular, 205 ILCS 105/5-3 provides that savings and loan associations must generally make their assets available to make loans to their members secured by the members' shares or for residential real estate purchase, construction and related matters under 205 ILCS 105/5-2. The Internal Revenue Code provides special rules for savings and loan associations, which are defined in section 7701(a)(19) of the Internal Revenue Code as depository institutions that invest at least 60% of their assets in cash, federal and municipal obligations, loans secured by deposits or shares in the lender, residential real estate loans, educational loans, and related investments. The terms "bank", "savings bank", "building and loan association" and "cooperative bank" are sometimes used in the laws of other states or of other countries to refer to entities engaged in the same business as a "savings and loan association" as defined in Illinois or federal law. Notwithstanding that an entity does or does not come within the meaning of any of these terms for any other purpose, the determination of whether the entity is engaged in the business of a "savings and loan association" for purposes of the IITA shall be made pursuant to the following standards:
- A) Characteristic Services. The business of a savings and loan association consists principally of acquiring the savings of the public and investing in loans (section 7701(a)(19)(B) of the Internal Revenue Code). An entity that does not take deposits and invest primarily in qualifying loans is not a savings and loan association for purposes of the IITA. For purposes of applying the gross income test in subsection (b) of this Section, examples of gross income from characteristic services of a savings and loan association include:
- i) application and origination fees, points, interest, late payment fees and other charges received in connection with loans or with commitments to make loans or provide other credits;
  - ii) service charges and early withdrawal or other penalties received in connection with deposit accounts;
  - iii) loan servicing fees and charges received in connection with

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

- syndicated loans or loans sold to third parties; and
- iv) discounts and gains realized on the purchase or resale of loans.
- Examples of items of income that are not gross income from the characteristic services of a savings and loan association include rental income from real estate; gains from sale of property obtained in foreclosure or settlement of loans; interest and dividends received from, and gains realized on the sale or exchange of, securities.
- B) Regulation. No entity is a savings and loan association for purposes of the IITA unless it is subject to regulation by the Office of Banks and Real Estate under the Savings Bank Act [205 ILCS 105/7-1], the Office of Thrift Supervision (12 USC 1462), or the appropriate authority (if any) of another state responsible for regulating savings and loan associations.
- 7) Entities engaged in the business of a "credit union". Federal credit unions that have received a charter under 12 USC 1754 are exempt from state income taxation (see 12 USC 1768). Under present law, only "cooperative, non-profit" credit unions may be incorporated under the Illinois Credit Union Act or permitted to do business in Illinois (see 205 ILCS 305/1.1 (defining "credit union") and 7 (permitting credit unions chartered in other states to do business in Illinois)). Under current law, a credit union doing business in Illinois is most likely exempt from Illinois Income Tax pursuant to IITA Section 205(a) and 12 USC 501(a) and (c)(14). 12 USC 1753(5) and 205 ILCS 305/2(2)(b) each require an entity applying for permission to organize as a credit union to define the class of persons entitled to membership.
- A) Characteristic Services. 12 USC 1752(a)(1) provides that a federal credit union is a cooperative association organized for the purpose of promoting thrift among its members and creating a source of credit for provident or productive purposes and 12 USC 1757(7) requires a federal credit union to invest its funds in loans to its members, bank accounts, government securities and in other credit unions. 205 ILCS 305/1.1 defines "credit union" to mean a *cooperative, non-profit association, incorporated for the purposes of encouraging thrift, creating a source of credit at a reasonable rate of interest, and providing an opportunity for its members to use and control their own money in order to improve their economic and social conditions*, and 205 ILCS 305/59 allows credit unions to invest only in loans to members, bank accounts, government securities and other credit unions. The characteristic services of a credit union involve taking interest-paying deposits from its members and making loans to its members. For purposes of applying the gross income test in subsection (b) of this Section, examples of gross income from characteristic services of a credit union include:

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

- i) application and origination fees, points, interest, late payment fees and other charges received in connection with loans or with commitments to make loans to members; and
- ii) service charges and early withdrawal or other penalties received in connection with deposit accounts.

Examples of items of income that are not gross income from the characteristic services of a credit union include interest and other income from loans to non-members; rental income from real estate; gains from sale of property obtained in foreclosure or settlement of loans; interest and dividends received from, and gains realized on the sale or exchange of, securities.

- B) Regulation. In order for an entity to qualify as a credit union, an entity must be subject to regulation by any appropriate authority in the state of organization, and the class of persons entitled to membership in the entity must be defined by law or approved by the appropriate state authority.
- 8) Entities engaged in the business of a "currency exchange". The term "currency exchange" means an entity licensed by the Director of Financial Institutions under the Currency Exchange Act [205 ILCS 405/4] *for purposes of engaging in the business of, and providing facilities for, cashing checks, drafts, money orders or any other evidences of money for a consideration or selling or issuing money orders in the entity's own name* [205 ILCS 405/1].
- A) Characteristic Services. Currency exchanges cash checks and other evidences of money for the general public, and may issue money orders. Currency exchanges are not permitted to accept any form of deposit or bailment of money (see 205 ILCS 405/3). The gross income from characteristic services of a currency exchange is the fees or other charges for cashing checks or issuing money orders. Interest or other income earned from investment of funds received from the issuance of money orders during the period between the issuance of a money order and its clearance is not gross income from a characteristic service of a currency exchange.
  - B) Regulation. A currency exchange doing business in Illinois must be licensed by the Director of Financial Institutions and meet certain bonding requirements to protect its customers. An entity operating in any other state must be licensed or subject to regulation by any equivalent authority in that state.
- 9) Entities engaged in the business of a "small loan company". The term "small loan company" means an entity licensed by the Director of Financial Institutions under the Consumer Installment Loan Act [205 ILCS 670/1] for the purpose of making loans in a principal amount not exceeding \$25,000. Small

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

loan companies are required to disclose the terms of their loans pursuant to specific statutory requirements or in conformity with the federal Truth in Lending Act (see 205 ILCS 670/16 (referencing 15 USC 1601)). The predecessor of the Consumer Installment Loan Act, the Small Loans Act (Ill. Rev. Stat., ch. 74, par. 27 (1933)), was held to apply only to lenders, and not to persons selling goods or services on a credit or installment basis. (See, e.g., *Wernick v. National Bond and Investment Co.*, 276 Ill. App. 84 (1934).)

- A) Characteristic Services. Small loan companies are permitted to make loans not exceeding an aggregate principal amount of \$25,000 to any obligor and for terms not exceeding 121 months. A credit or installment sale of goods or services is not a characteristic service of a small loan company. Gross income from the provision of the characteristic services of a small loan company includes loan application and origination fees, interest, late payment charges and similar amounts realized in connection with loans not exceeding the principal amount of \$25,000 and for terms not exceeding 121 months. Amounts received or accrued in connection with any loan for a principal amount in excess of \$25,000 or for a term in excess of 121 months are not gross income from the provision of the characteristic services of a small loan company. Finally, because 205 ILCS 670/21 provides that the Consumer Installment Loan Act does not apply to persons making loans to business associations or corporations, or to sole proprietors of businesses for the purpose of carrying on or acquiring such businesses, amounts received in connection with such business loans are not gross income from the provision of the characteristic services of a small loan company.
  - B) Regulation. A small loan company operating in Illinois must be licensed by the Director of Financial Institutions. An entity operating in any other state must be licensed or subject to regulation by any equivalent authority in that state. In all cases, the entity must comply with the regulations issued by the Board of Governors of the Federal Reserve System under the Truth in Lending Act.
- 10) Entities engaged in the business of a "sales finance company". The term "sales finance company" has the meaning provided in subsection (d)(10)(A) or (B):
- A) Under IITA Section 1501(a)(8)(C)(i), the term "sales finance company" means an entity *primarily engaged in one or more of the following businesses: the business of purchasing customer receivables, the business of making loans upon the security of customer receivables, the business of making loans for the express purpose of funding purchases of tangible personal property or services by the borrower, or the business of finance leasing.* For purposes of this subsection (d)(10)(A), a

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

"customer receivable" means:

- i) *A retail installment contract or retail charge agreement within the meaning of the Sales Finance Agency Act [205 ILCS 660/2], the Retail Installment Sales Act [815 ILCS 405/2.6 and 2.7], or the Motor Vehicle Retail Installment Sales Act [815 ILCS 375/2.5];*
- ii) *An installment, charge, or similar contract or agreement arising from the sale of tangible personal property or services in a transaction involving a deferred payment price payable in one or more installments subsequent to the sale;*
- iii) *The outstanding balance of a contract or agreement described in subsection (d)(10)(A)(i) or (ii) of this Section; or*
- iv) *A loan, or balance under a loan, made by a lender for the express purpose of funding purchases of tangible personal property or services by the borrower.*

*A customer receivable need not provide for payment of interest on deferred payments. A sales finance company may purchase a customer receivable from, or make a loan secured by a customer receivable to, the seller or lender in the original transaction or from or to a person who purchased the customer receivable directly or indirectly from that seller or lender.*

Example 1: A manufacturer sells a product to a retailer. Payment is due 7 days after issuing the sales invoice. An account receivable is recorded when the invoice is issued. The receivable would constitute a customer receivable.

Example 2: An entity purchases or otherwise acquires customer receivables or finance leases. The entity sells those customer receivables or finance leases to a third party and enters into an agreement to service such receivables or finance leases in exchange for a fee. The purchase, sale and/or servicing of such receivables or finance leases is a business of a "sales finance company".

- B) Under IITA Section 1501(a)(8)(C)(ii), the term "sales finance company" also means a corporation meeting each of the following criteria:
- i) *The corporation must be a member of an "affiliated group" within the meaning of section 1504(a) of the Internal Revenue Code, determined without regard to section 1504(b) of the Internal Revenue Code;*
  - ii) *More than 50% of the gross income of the corporation for the taxable year must be interest income derived from qualifying loans. A "qualifying loan" is a loan made to a member of the*

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

*corporation's affiliated group that originates customer receivables or to whom customer receivables originated by a member of the affiliated group have been transferred, to the extent the average outstanding balance of loans from that corporation to members of its affiliated group during the taxable year do not exceed the limitation amount for that corporation. The "limitation amount" for a corporation is the average outstanding balances during the taxable year of customer receivables originated by all members of the affiliated group. If the average outstanding balances of the loans made by a corporation to members of its affiliated group exceed the limitation amount, the interest income of that corporation from qualifying loans shall be equal to its interest income from loans to members of its affiliated group times a fraction equal to the limitation amount divided by the average outstanding balances of the loans made by that corporation to members of its affiliated group;*

- iii) *The total of all shareholder's equity (including, without limitation, paid-in capital on common and preferred stock and retained earnings) of the corporation plus the total of all of its loans, advances, and other obligations payable or owed to members of its affiliated group may not exceed 20% of the total assets of the corporation at any time during the tax year; and*
- iv) More than 50% of all interest-bearing obligations of the affiliated group payable to persons outside the group determined in accordance with generally accepted accounting principles must be obligations of the corporation.

Example 3: In connection with the conduct of its business, A Corporation either originates customer receivables (as defined in subsection (d)(10)(A) of this Section), or is transferred customer receivables from one or more of its affiliates. B Corporation, a wholly-owned subsidiary of A and a member of its affiliated group, conducts business exclusively in State X, its commercial domicile. B issues commercial paper and other debt obligations and uses the proceeds to make loans to A or other members of the affiliated group. B Corporation derives more than 50% of its gross income from interest on making "qualifying loans" to A or other members of the affiliated group. Assuming B also meets the tests in subsections (d)(10)(B)(iii) and (iv) of this Section, B would constitute a "sales finance company" as defined in IITA Section 1501(a)(8)(C)(ii).

- C) Characteristic Services. A "sales finance company" is defined by its

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

characteristic services in subsections (d)(10)(A) and (B) of this Section. A company satisfies the primary test of subsection (d)(10)(A) of this Section if more than 50% of its gross income is from its characteristic services.

- D) Regulation. There is no requirement that a sales finance company that meets the definition provided in subsection (d)(10)(A) or (B) of this Section be subject to license or regulation by any state or federal authority.
- 11) Entities engaged in the business of an "investment company". The term "investment company" means an entity that comes within the meaning of 15 USC 80a-3 and is predominantly engaged in the business of investing, reinvesting and trading in securities.
- A) Characteristic Services. In the Investment Company Act of 1940, 15 USC 80a-3 defines an investment company as an entity engaged in the business of investing, reinvesting and trading in securities. Accordingly, the characteristic services of an investment company are the raising of capital from investors in order to purchase capital securities of other entities. Gross income from the characteristic services of an investment company includes interest, dividends and gains from sales of securities.
- B) Regulation. In order to be characterized as an investment company under the IITA, an entity doing business in the United States must be registered as an investment company with the Securities and Exchange Commission under the Investment Company Act of 1940. Any entity that is not doing business in the United States must be subject to the equivalent authority (if any) in its country of formation or commercial domicile.
- e) The term "bank" includes the following entities, regardless of whether the entity is engaged in the characteristic business of a bank as described in subsection (d)(1) of this Section. An entity described in this subsection (e) is a bank even if it qualifies as a financial organization under one of the provisions of subsection (d) of this Section:
- 1) any entity that is regulated by the Comptroller of the Currency under the National Bank Act, or by the Federal Reserve Board, or by the Federal Deposit Insurance Corporation.
    - A) An "entity regulated by the Comptroller of the Currency under the National Bank Act" means a national banking association formed under 12 USC 21.
    - B) An "entity regulated by the Federal Reserve Board" means a member of the Federal Reserve System under the provisions of 12 USC 222 or 12 USC 321.
    - C) An "entity regulated by the Federal Deposit Insurance Corporation" means an insured depository institution under 12 USC 1814.

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

- 2) any federally or State chartered bank operating as a credit card bank. A "credit card bank" is the common term for an entity that comes within the definition of "bank" for purposes of the Bank Holding Company Act of 1956 (12 USC 1841(c)(1)), but that is excluded from being treated as a bank under 12 USC 1841(c)(2)(F).
- f) Entities Engaged in the Business of a "Bank Holding Company". The term "bank holding company" means an entity that directly or indirectly owns, controls or has power to vote 25% or more of any class of voting securities of any bank or of any other bank holding company (see 12 USC 1841(a)), and which is registered with the Board of Governors of the Federal Reserve System under Section 1844(a) of the Bank Holding Company Act of 1956 (12 USC 1844(a)).
- g) Special Rule for Persons Owned by a Bank or Bank Holding Company. The term "financial organization" under the Illinois Income Tax Act includes any person that is owned by a bank (within the meaning of subsection (d)(1) of this Section or subsection (e) of this Section) or by a bank holding company (within the meaning of subsection (f) of this Section). For purposes of this provision, the term "person" includes only those persons in which a bank holding company may acquire and hold an interest, directly or indirectly, under the provisions of the Bank Holding Company Act of 1956 (12 USC 1841) and Regulation Y promulgated thereunder by the Board of Governors of the Federal Reserve System (12 CFR 225), and does not include any person that must be disposed of within certain required time limits under the Bank Holding Company Act of 1956. Under this provision, an entity that would not otherwise be a "financial organization" is deemed to be a financial organization for any period during which it is owned by a bank or bank holding company. For example, prior to the enactment of Public Law 106-102, 12 USC 1843(c)(8) authorized bank holding companies to own insurance companies in certain circumstances. 12 USC 1843(c)(8) allows a bank holding company that owned an insurance company prior to November 12, 1999, to continue to own that insurance company. An insurance company owned by a bank holding company is a "financial organization" for purposes of the IITA, even though the insurance company would not otherwise be a financial organization. The fact that an entity that is not owned by a bank holding company would be a financial organization under this provision if it were owned by a bank holding company, or that the entity in the past may have been owned by a bank holding company and therefore characterized as a financial organization, is irrelevant to the determination of whether the entity is a financial organization.
- h) Effective Dates and Elections. Public Act 89-711 amended the definition of "financial organization" in IITA Section 1501(a)(8) by adding the definition of "bank" in IITA Section 1501(a)(8)(B) and the definition of "sales finance company" in IITA Section 1501(a)(8)(C).

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

- 1) Application of IITA Section 1501(a)(8) to taxable years beginning on or before December 31, 1996. The General Assembly declared in IITA Section 1501(a)(8)(D) that the definitions of the terms "bank" and "sales finance company" in IITA Section 1501(a)(8)(B) and (C) are *declaratory of existing law and apply retroactively for all tax years beginning on or before December 31, 1996*. No other definitions were changed. Accordingly, except as provided in this subsection (h), the interpretations of the statutory definitions contained in subsections (a) through (g) apply retroactively and for all purposes to all taxable years.
- 2) For taxable years beginning on or before December 31, 1996, Public Act 89-711 provides that the definitions of "bank" and "sales finance company" shall apply to all original returns; to all amended returns filed within 30 days after the effective date of the Act; to all math error notices issued by the Department under IITA Section 903(a); to all Notices of Deficiency issued by the Department under IITA Section 904(a); to all notices of denial of refund claims issued under IITA Section 909(e); and to all assessments of erroneous refunds made under IITA Section 912.
  - A) Public Act 89-711 imposes no time limit for the filing of an original return applying its provisions to taxable years beginning on or prior to December 31, 1996. Accordingly, taxpayers may file original returns claiming financial organization status under the amended definitions of "bank" and "sales finance company" at any time, provided that such returns are filed within the applicable statute of limitations period and meet all other relevant requirements of the IITA.
  - B) Taxpayers required to file amended returns in order to claim financial organization status for a taxable year beginning on or prior to December 31, 1996, were required to do so on or before March 17, 1997, which was 30 days after the enactment of Public Act 89-711.
  - C) In the case of a taxpayer that had claimed financial organization status on an original or amended return and whose status as a financial organization was denied by the Department, IITA Section 1501(a)(8)(D) provides that the amended definitions of "bank" and "sales finance company" apply to the Notice of Deficiency or notice of denial of refund claim issued by the Department after review of such return.
    - i) If the Notice of Deficiency or notice of denial has not become final, a taxpayer with a matter pending before the Office of Administrative Hearings of the Illinois Department of Revenue for a particular taxable year may raise as an issue the taxpayer's status as a "bank" or "sales finance company" by the making of a motion in conformance with the rules on motion practice as set

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

- forth in 86 Ill. Adm. Code 200.185.
- ii) If the Notice of Deficiency or notice of denial has become final, and the taxpayer is not contesting the Department's action in the courts under the Administrative Review Law [735 ILCS 5/Art. III] or the State Officers and Employees Money Disposition Act [30 ILCS 230], the taxpayer must have filed a timely amended return as set forth in subsection (h)(2)(B) of this Section in order to assert a claim that it qualifies as a "bank" or "sales finance company" under the amended definitions.
  - iii) A taxpayer with a matter pending before the courts of this State for a particular taxable year must request treatment as a "bank" or "sales finance company" by the making of a motion in conformance with the rules of the court.
- 3) Election under IITA Section 1501(a)(8)(E). IITA Section 1501(a)(8)(E) provides that, *for all taxable years beginning on or before December 31, 1996, a taxpayer that falls within the definition of a "financial organization" under Section 1501(a)(8)(B) or (C) of the IITA, but who does not fall within the definition of a "financial organization" under the Proposed Regulations issued by the Department of Revenue on July 19, 1996 (20 Ill. Reg. 9488) may irrevocably elect to apply the Proposed Regulations for all of those years as though the Proposed Regulations had been lawfully promulgated, adopted, and in effect for all of those years.*
- A) In order to support a claim for refund, the election must have been filed by March 17, 1997. Procedures for making an election which would support a claim for refund were published in Emergency Rule 100.9710 (21 Ill. Reg. 2969).
  - B) A taxpayer who has filed an original or amended return for any taxable year beginning on or before December 31, 1996, as a non-financial organization and that wishes to elect to be bound by the July 19, 1996, proposed rules solely for the purpose of preserving its return position, and not for purposes of claiming a refund for any year, may file an election document meeting the following requirements:
    - i) The election document must state on the first page "Financial Organization Election to Apply Proposed Rules Under Public Act 89-711 – No Refund Claim".
    - ii) The election document must be filed prior to the issuance of any Notice of Deficiency or notice of claim denial that is based in whole or in part on the retroactive application of Public Act 89-711 to treat the taxpayer as a financial organization.
    - iii) The election document must list all members of the unitary

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

business group to whom the election applies. The election shall be binding on all such members, whether or not listed, and the Department may enforce such election against such members. In addition, no refund claimed after the effective date of Public Act 89-711 shall be allowed to the extent such refund results from the application of the July 19, 1996, proposed rules to any such member.

- C) All elections to apply the July 19, 1996, proposed rules, whether made by amended return or by an election document, shall be sent to the following address:

Deputy General Counsel – Income Tax  
Legal Services Office – Room 5-500  
Illinois Department of Revenue  
P.O. Box 19014  
Springfield, Illinois 62794-9014

- D) Effect of election.

- i) Effect on "banks" as defined in IITA Section 1501(a)(8)(B). Public Act 89-711 expanded the definition of the term "bank" to include entities described in subsection (e) of this Section, without regard to the actual business activities of the entity. A taxpayer governed by an election under this subsection (h) must be engaged in the business of a "bank" as described in subsection (d)(1) of this Section in order to be characterized as a bank. For example, under IITA Section 1501(a)(8)(B), a "credit card bank" is characterized as a "bank" even though a credit card bank is prohibited from accepting deposits from the public. A credit card bank governed by an election under this subsection (h) therefore cannot be a "bank" under subsection (d)(1) of this Section. Note, however, that a credit card bank governed by such an election may qualify as a financial organization under some other provision of this Section; in particular, a credit card bank may be engaged in the business of a sales finance company as defined in subsection (i)(3)(D)(ii) of this Section.
- ii) Effect on "sales finance companies" as defined in IITA Section 1501(a)(8)(C). Public Act 89-711 expanded the definition of "sales finance company" to include entities that buy, or make loans secured by, installment agreements or charge agreements of corporations and businesses and to include entities which are

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

primarily engaged in the business of a sales finance company. An entity governed by an election under this subsection (h) will be a sales finance company only if: it is engaged in the business of buying, or making loans secured by, installment agreements and charge agreements arising from retail purchases for personal, family or household use; more than 80% of its gross income is derived from transactions characteristic of a financial organization; and it meets the other requirements of subsection (d)(10) of this Section.

- iii) An election made under Section 1501(a)(8)(E) applies only to taxable years beginning on or before December 31, 1996. For all subsequent taxable years, the provisions of Section 1501(a)(8) as amended in Public Act 89-711 and interpreted in subsections (a) through (h) of this Section shall apply.
  - iv) Section 1501(a)(8)(E) provides that the election applies *to those members of the taxpayer's unitary business group who are ordinarily required to apportion business income under the same subsection of Section 304 of the IITA*. An election made by one or more such members is binding on all such members, whether or not they expressly joined in the election, and the Department may enforce such election either directly or by offsetting any refund payable to the taxpayer as the result of the election by any underpayment of any other taxpayer to whom such election also applies to the extent such underpayment results from the making of the election.
- i) Effective January 1, 2000, Public Act 91-535 amended the definition of the term "sales finance company" in IITA Section 1501(a)(8)(C). The General Assembly declared the definition of the term "sales finance company" in Public Act 91-535 to be declaratory of existing law. Accordingly, except as provided in this subsection (i), the interpretation of the term "sales finance company" shall apply retroactively and for all purposes to all taxable years.
- 1) The definition of "sales finance company" provided by Public Act 91-535 shall apply to all original returns; to all amended returns; to all math error notices issued by the Department under IITA Section 904(a); to all Notices of Denial of refund claims issued under IITA Section 909(e); and to all notices of erroneous refunds made under IITA Section 912.
    - A) Public act 91-535 imposes no time limit for the filing of an original or amended return applying its provisions to a particular taxable year. Accordingly, taxpayers may file original or amended returns claiming financial organization status under the amended definition of "sales

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

finance company" at any time, provided that such returns are filed within the applicable statute of limitations period and meet all other relevant requirements of the IITA.

- B) In the case of a taxpayer that had claimed financial organization status on an original or amended return and whose status as a financial organization was denied by the Department:
- i) If the Notice of Deficiency or Notice of Denial has not become final, a taxpayer with a matter pending before the Office of Administrative Hearings of the Illinois Department of Revenue for a particular taxable year may raise as an issue the taxpayer's status as a "sales finance company" by making of a motion in conformance with the rules on motion practice as set forth in Section 100.185 of this Part.
  - ii) If the Notice of Deficiency or Notice of Denial has become final, and the taxpayer is not contesting the Department's action in the courts under the Administrative Review Law [735 ILCS 5/Art. III] or the State Officers and Employees Money Disposition Act [30 ILCS 230], the taxpayer must have filed a timely amended return as set forth in subsection (h)(2)(B) of this Section in order to assert a claim that it qualifies as a "sales finance company" under the amended definition.
  - iii) A taxpayer with a matter pending before the courts of this State for a particular taxable year must request treatment as a "sales finance company" by the making of a motion in conformance with the rules of the court.

(Source: Amended at 26 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## DEPARTMENT OF TRANSPORTATION

## NOTICE OF PROPOSED AMENDMENT

JCAR requests, comments and concerns regarding this rulemaking should be addressed to:

Ms. Christine Caronna -Beard, Rules Manager  
Illinois Department of Transportation  
2300 South Dirksen Parkway  
Room 311  
Springfield, Illinois 62764  
(217)782-3215

Comments received within 45 days after the date of publication of this *Illinois Register* will be considered. Comments received after that time will be considered, time permitting.

- 12) Initial Regulatory Flexibility Analysis:
  - A) Types of small businesses, small municipalities and not for profit corporations affected: Those entities that own airports will be affected.
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 13) Regulatory Agenda on which this rulemaking was summarized: This rulemaking was not included on either of the 2 most recent regulatory agendas because: The Department did not anticipate the necessity of this amendment at the time agendas were submitted.

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

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENT

TITLE 92: TRANSPORTATION  
CHAPTER I: DEPARTMENT OF TRANSPORTATION  
SUBCHAPTER b: AERONAUTICS

PART 15  
AIRPORT LAND LOAN PROGRAM

Section

- 15.10 Purpose
- 15.20 Definitions
- 15.30 Airport Eligibility
- 15.40 Eligible Property
- 15.50 Application Procedure
- 15.60 Evaluating and Prioritizing Loan Applications
- 15.70 Conditions of Loan
- 15.80 Repayment Requirements
- 15.90 Default

AUTHORITY: Implementing and authorized by Section 34b of the Illinois Aeronautics Act [620 ILCS 5/34b].

SOURCE: Adopted at 25 Ill. Reg. 5643, effective April 4, 2001; amended at 25 Ill. Reg. 14523, effective October 27, 2001; amended at 26 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 15.30 Airport Eligibility**

The Department may make a loan to an Owner subject to the following conditions and in compliance with this Part:

- a) the airport must be publicly owned;
- b) the airport must have been in operation as *of January 1, 1999* (Section 34b(a)(1) of the Act);
- c) the Owner must have current height restrictive zoning for the public airport (see 620 ILCS 25 and 30);
- d) the airport does not *provide scheduled commercial air service in counties greater than 5,000,000 population* (Section 34b(a)(2) of the Act);
- e) the Owner is not in default of an outstanding, unpaid loan under this

Part.

(Source: Amended at 26 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT

- 16) Information and questions regarding this adopted amendment shall be directed to:

Ms. Catherine Allen  
Illinois Department of Transportation  
Division of Traffic Safety  
P. O. Box 19212  
Springfield, Illinois 62794-9212  
(217) 785-1181

The full text of the adopted amendment begins on the next page:

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT

TITLE 92: TRANSPORTATION  
CHAPTER I: DEPARTMENT OF TRANSPORTATION  
SUBCHAPTER d: MOTOR CARRIER SAFETY REGULATIONS

PART 390  
MOTOR CARRIER SAFETY REGULATIONS: GENERAL

SUBPART A: GENERAL APPLICABILITY AND DEFINITIONS

Section	
390.1000	Purpose
390.1010	General Applicability
390.1020	Definitions
390.1030	Rules of Construction

SUBPART B: GENERAL REQUIREMENTS AND INFORMATION

Section	
390.2000	Incorporation by Reference

**AUTHORITY:** Implementing, and authorized by Sections 18b-102 and 18b-105 of, the Illinois Motor Carrier Safety Law [625 ILCS 5/Ch. 18B]. (See P.A. 92-108, effective January 1, 2002.)

**SOURCE:** Adopted at 14 Ill. Reg. 15519, effective September 10, 1990; amended at 15 Ill. Reg. 13171, effective August 21, 1991; amended at 16 Ill. Reg. 14435, effective September 8, 1992; amended at 18 Ill. Reg. 754, effective January 11, 1994; amended at 18 Ill. Reg. 10362, effective June 15, 1994; amended at 19 Ill. Reg. 13050, effective August 30, 1995; amended at 20 Ill. Reg. 15344, effective November 18, 1996; amended at 23 Ill. Reg. 5105, effective March 31, 1999; amended at 24 Ill. Reg. 1954, effective January 19, 2000; amended at 25 Ill. Reg. 2100, effective January 17, 2001; amended at 26 Ill. Reg. 8978, effective June 5, 2002; amended at 26 Ill. Reg. 12749, effective Aug 12, 2002.

SUBPART A: GENERAL APPLICABILITY AND DEFINITIONS

**Section 390.1020 Definitions**

The following definitions apply to all Parts in the IMCSR unless a specific Part expressly defines a term different than what is used below:

"Accident" means:

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

Except as provided below, an occurrence involving a commercial motor vehicle operating on a highway that results in:

A fatality;

Bodily injury to a person who, as a result of the injury, immediately receives medical treatment away from the scene of the accident; or

One or more motor vehicles incurring disabling damage as a result of the accident, requiring the vehicle(s) to be transported away from the scene by a tow truck or other motor vehicle.

The term accident does not include:

An occurrence involving only boarding and alighting from a stationary motor vehicle; or

An occurrence involving only the loading or unloading of cargo. (49 CFR 390.5, October 1, 2001)

*"Agricultural movements" means the operation of a motor vehicle or combination of vehicles controlled and operated by a private motor carrier of property that is using the vehicle to transport nonhazardous or hazardous agricultural crop production fertilizers or agricultural chemicals from a local source of supply to farm or field, or from one farm or field to another, or from farm or field back to the local source of supply. (Section 1-101.6 of the Illinois Vehicle Code (the Code) [625 ILCS 5/1-101.6])*

"Alcohol concentration" (AC) means the concentration of alcohol in a person's blood or breath. When expressed as a percentage it means grams of alcohol per 100 milliliters of blood or grams of alcohol per 210 liters of breath. (49 CFR 390.5, October 1, 2001)

"Bus" means any motor vehicle designed, constructed, and/or used for the transportation of passengers, including taxicabs. (49 CFR 390.5, October 1, 2001)

*"Business district" means the territory contiguous to and including a highway when within any 600 feet along such highway there are buildings in use for business or industrial purposes, including but not limited to, hotels, banks, or office buildings,*

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

*railroad stations and public buildings which occupy at least 300 feet of frontage on one side or 300 feet collectively on both sides of the highway.* (Section 1-108 of the Code)

"Charter transportation of passengers" means transportation, using a bus, of a group of persons who, pursuant to a common purpose, under a single contract, at a fixed charge for the motor vehicle, have acquired the exclusive use of the motor vehicle to travel together under an itinerary either specified in advance or modified after having left the place of origin. (49 CFR 390.5, October 1, 2001)

"Code" means the Illinois Vehicle Code [625 ILCS 5].

"Commerce" means trade, commerce or transportation within the State. (Section 1-111.4 of the Code)

"Commercial motor vehicle (CMV)" means:

Any self propelled or towed vehicle used on public highways in interstate and intrastate commerce to transport passengers or property when the vehicle has a gross vehicle weight, a gross vehicle weight rating, a gross combination weight, or a gross combination weight rating of 10,001 or more pounds (4,537 or more kilograms); or

The vehicle is designed to transport more than 15 passengers, including the driver; or

The vehicle is designed to carry 15 or fewer passengers and is operated by a contract carrier transporting employees in the course of their employment on a highway of this State; or

The vehicle is used in the transportation of hazardous materials in a quantity requiring placarding under the Illinois Hazardous Materials Transportation Act.

This definition shall not include farm machinery, fertilizer spreaders, and other special agricultural movement equipment described in Section 3-809 of the Code nor implements of husbandry as defined in Section 1-130 of the Code. (Section 18b-101 of the Law) (See P.A. 92-108, effective January 1, 2002.)

~~"Commercial motor vehicle (CMV)" means any self propelled or towed vehicle used~~

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

~~on public highways in interstate and intrastate commerce to transport passengers or property when the vehicle has a gross vehicle weight, a gross vehicle weight rating, a gross combination weight, or a gross combination weight rating of 10,001 or more pounds (4,537 or more kilograms); or the vehicle is designed to transport more than 15 passengers, including the driver; or the vehicle is used in the transportation of hazardous materials in a quantity requiring placarding under the Illinois Hazardous Materials Transportation Act. This definition shall not include farm machinery, fertilizer spreaders, and other special agricultural movement equipment described in Section 3-809 of the Code nor implements of husbandry as defined in Section 1-130 of the Code. (Section 18b-101 of the Law)~~

"Commercial Vehicle Inspections" means:

Level 1 - North American Standard Inspection: An inspection that includes each of the items specified under the North American Uniform Out-of-Service Criteria.

As a minimum, North American Standard inspections must include examination of: driver's license, medical examiner's certificate and waiver if applicable, alcohol and drugs, driver's record of duty status as required, hours of service, seat belt, vehicle inspection report, brake system, steering mechanism, wheels and rims, tires, coupling devices, suspension, frame, fuel system, exhaust system, windshield wipers, lighting devices, safe loading, and hazardous material requirements as applicable.

Level 2 - Walk Around Driver/Vehicle Inspection: An examination that, as a minimum, includes: driver's license, medical examiner's certificate, and waiver if applicable, driver's record of duty status as required, hours of service, seat belt, vehicle inspection report, fire extinguisher, warning devices for stopped vehicles, head lamps, turn signals, stop lamps, windshield wipers, wheels, tires, fuel system, exhaust system, visible brake components, coupling devices, cargo securement, low air warning device, visible suspension components, and hazardous material requirements as applicable. It is contemplated that the walk-around driver/vehicle inspection will be conducted without inspecting underneath the vehicle.

Level 3 - Driver Only Inspection: A roadside examination of the driver's license, medical certification and waiver if applicable, driver's record of duty status as required, hours of service, seat belt, and vehicle inspection report.

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

Level 4 - Special Inspections: Inspections under this heading typically include a one-time examination of a particular item. These examinations are normally made in support of a study or to verify or refute a suspected trend.

Level 5 - Vehicle-Only Inspection: An inspection that includes each the vehicle inspection items specified under the North American Standard Inspection (Level 1), without a driver present, conducted at any location.

(Commercial Vehicle Safety Alliance (CVSA), CVSA Operations Manual, January 1996)

"Commercial Vehicle Safety Alliance (CVSA)" means the association of state/territory (United States), provincial/territory (Canada), and federal (Mexico) officials responsible for the administration and enforcement of motor carrier safety and hazardous materials laws in the United States, Canada and Mexico working together with the federal governments and industry to improve commercial vehicle safety. (CVSA Operations Manual, January 1996)

"Conviction" means an unvacated adjudication of guilt, or a determination that a person has violated or failed to comply with the law in a court of original jurisdiction or by an authorized administrative tribunal, an unvacated forfeiture of bail or collateral deposited to secure the person's appearance in court, a plea of guilty or nolo contendere accepted by the court, the payment of a fine or court cost, or violation of a condition of release without bail, regardless of whether or not the penalty is rebated, suspended or probated. (49 CFR 390.5, October 1, 2001)

*"Department" means the Department of Transportation of the State of Illinois, acting directly or through its duly authorized officers and agents. (Section 1-115.05 of the Code)*

"Direct assistance" means transportation and other relief services provided by a motor carrier or its driver(s) incident to the immediate restoration of essential services (such as electricity, medical care, sewer, water, telecommunications, and telecommunication transmissions) or essential supplies (such as food and fuel). It does not include transportation related to long-term rehabilitation of damaged physical infrastructure or routine commercial deliveries after the initial threat to life and property has passed. (49 CFR 390.5, October 1, 2001)

"Disabling damage" means damage which precludes departure of a motor vehicle from the scene of the accident in its usual manner in daylight after simple repairs.

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

Inclusions: Damage to motor vehicles that could have been driven, but would have been further damaged if so driven.

Exclusions:

Damage which can be remedied temporarily at the scene of the accident without special tools or parts.

Tire disablement without other damage even if no spare tire is available.

Headlamp or taillight damage.

Damage to turn signals, horn or windshield wipers which makes them inoperative. (49 CFR 390.5, October 1, 2001)

"Driving a commercial motor vehicle while under the influence of alcohol" means committing any one or more of the following acts in a CMV: driving a CMV while the person's alcohol concentration is 0.04 percent or more; driving under the influence of alcohol, as prescribed by state law; or refusal to undergo such testing as is required by any state or jurisdiction in the enforcement of "Commercial Driver's License Standards; Requirements and Penalties" (49 CFR 383.51(b)(2)(i)(A) or (B)) or "Driving of Motor Vehicles" (49 CFR 392.5(a)(2)). (49 CFR 390.5, October 1, 2001)

"Driveaway-towaway operation" means any operation in which a motor vehicle constitutes the commodity being transported and one or more sets of wheels of the motor vehicle being transported are on the surface of the roadway during transportation. (49 CFR 390.5, October 1, 2001)

"Driver" means any person who operates any commercial motor vehicle. (49 CFR 390.5, October 1, 2001)

"Emergency" means any hurricane, tornado, storm (e.g., thunderstorm, snowstorm, icestorm, blizzard, sandstorm, etc.), high water, wind-driven water, tidal wave, tsunami, earthquake, volcanic eruption, mud slide, drought, forest fire, explosion, blackout or other occurrence, natural or man-made, which interrupts the delivery of essential services (such as electricity, medical care, sewer, water, telecommunications, and telecommunication transmissions) or essential supplies (such as food and fuel) or otherwise immediately threatens human life or public welfare, provided such hurricane, tornado, or other event results in:

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

A declaration of an emergency by the President of the United States, the Governor of a state, or their authorized representatives having authority to declare emergencies; by the FMCSA Field Administrator for the geographical area in which the occurrence happens; or by other Federal, State or local government officials having authority to declare emergencies, including but not limited to the Illinois Department of Transportation's Director, Division of Traffic Safety, or his designee; or

A request by a police officer for tow trucks to move wrecked or disabled motor vehicles. (66 FR 49867, October 1, 2001)

"Emergency relief" means an operation in which a motor carrier or driver of commercial motor vehicle is providing direct assistance to supplement State and local efforts and capabilities to save lives or property or to protect public health and safety as a result of an emergency as defined in this Section. (49 CFR 390.5, October 1, 2001)

"Employee" means:

A driver of a commercial motor vehicle (including an independent contractor while in the course of operating a commercial motor vehicle);

A mechanic;

A freight handler; and

Any individual, who in the course of his or her employment directly affects commercial motor vehicle safety, but such term does not include an employee of the United States, any state, any political subdivision of a state, or any agency established under a compact between states and approved by the Congress of the United States who is acting within the course of such employment. (49 CFR 390.5, October 1, 2001)

"Employer" means any person engaged in a business affecting interstate or intrastate commerce who owns or leases a commercial motor vehicle in connection with that business, or assigns employees to operate it, but such term does not include the United States, any state, any political subdivision of a state, or any agency established under a compact between states approved by the Congress of the United States.

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

"Exempt intracity zone" means the geographic area of a municipality or the commercial zone of that municipality described by the Federal Motor Carrier Safety Administration (FMCSA) in 49 CFR 372, subpart B. The descriptions are printed in Appendix F to the Federal Motor Carrier Safety Regulations. A driver may be considered to operate a commercial motor vehicle wholly within an exempt intracity zone notwithstanding any common control, management, or arrangement for a continuous carriage or shipment to or from a point without such zone. (66 FR 49867, October 1, 2001)

"Exempt motor carrier" means a person engaged in transportation exempt from economic regulation by the Federal Motor Carrier Safety Administration (FMCSA) under 49 USC 13506. "Exempt motor carriers" are subject to the requirements set forth in the Illinois Motor Carrier Safety Regulations. (66 FR 49867, October 1, 2001)

*"Farm to market agricultural transportation" means the operation of a motor vehicle controlled and operated by a farmer who is a private motor carrier of property; who is using the vehicle to transport agricultural products to or from a farm operated by the farmer, or to transport farm machinery or farm supplies to or from a farm operated by the farmer; and who is not using the commercial vehicle to transport hazardous materials of a type or quantity that requires the vehicle to be placarded in accordance with the Illinois Hazardous Materials Transportation Act. (Section 1-119.6 of the Code)*

"Farm machinery" -- see definition of "Special Agricultural Movement Equipment" in this Section.

"Farm vehicle driver" means a person who drives only a commercial motor vehicle that is --

Controlled and operated by a farmer as a private motor carrier of property;

Being used to transport either --

Agricultural products, or

Farm machinery, farm supplies, or both, to or from a farm;

Not being used in the operation of a for-hire motor carrier;

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

Not carrying hazardous materials of a type or quantity that requires the commercial motor vehicle to be placarded in accordance with 49 CFR 177.823; and

Being used within 150 air-miles of the farmer's farm. (49 CFR 390.5, October 1, 2001)

"Farmer" means any person who operates a farm or is directly involved in the cultivation of land, crops, or livestock which:

Are owned by that person; or

Are under the direct control of that person. (49 CFR 390.5, October 1, 2001)

"Fatality" means any injury which results in the death of a person at the time of the motor vehicle accident or within 30 days of the accident. (49 CFR 390.5, October 1, 2001)

"Federal Motor Carrier Safety Administrator" means the chief executive of the Federal Motor Carrier Safety Administration, an agency within the United States Department of Transportation. (66 FR 49867, October 1, 2001)

"FMCSA Field Administrator" means the Field Administrator, Federal Motor Carrier Safety Administration, for a given geographical area of the United States. (66 FR 49867, October 1, 2001)

*"For-hire" means the operation of a vehicle for compensation and subject to federal regulation by the Interstate Commerce Commission or to State regulation by the Illinois Commerce Commission and those vehicles governed by Chapters 8 and 9 under the Code and regulated by the Secretary of State. (Section 1-122.5 of the Code)*

"For-hire motor carrier" means a person engaged in the transportation of goods or passengers for compensation. (49 CFR 390.5, October 1, 2001)

"Gross Combination Weight Rating (GCWR)" means the value specified by the manufacturer as the loaded weight of a combination (articulated) vehicle. In the absence of a value specified by the manufacturer, GCWR will be determined by adding the GVWR of the power unit and the total weight of the towed unit and any load thereon. (49 CFR 390.5, October 1, 2001)

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

"Gross Vehicle Weight Rating (GVWR)" means the value specified by the manufacturer as the loaded weight of a single motor vehicle. (49 CFR 390.5, October 1, 2001)

"Hazardous material" means a substance or material which has been determined by the Secretary of the United States Department of Transportation to be capable of posing an unreasonable risk to health, safety, and property when transported in commerce, and which has been so designated. (49 CFR 390.5, October 1, 2001)

"Hazardous substance" means a material, and its mixtures or solutions, that is identified in Appendix A to 49 CFR 172.101, List of Hazardous Substances and Reportable Quantities when offered for transportation in one package, or in one transport motor vehicle if not packaged, and when the quantity of the material therein equals or exceeds the reportable quantity (RQ). This definition does not apply to petroleum products that are lubricants or fuels, or to mixtures or solutions of hazardous substances if in a concentration less than that shown in the table in "General Information, Regulations and Definitions" (49 CFR 171.8) based on the reportable quantity (RQ) specified for the materials listed in Appendix A to 49 CFR 172.101. (49 CFR 390.5, October 1, 2001)

"Hazardous waste" means any material that is subject to the hazardous waste manifest requirements of the EPA specified in "Standards Applicable to Generators of Hazardous Waste" (40 CFR 262) or would be subject to these requirements absent an interim authorization to a state under "State Program Requirements" (40 CFR 123), Subpart F. (49 CFR 390.5, October 1, 2001)

"Highway" means any road, street, or way, whether on public or private property, open to public travel. "Open to public travel" means that the road section is available, except during scheduled periods, extreme weather or emergency conditions, passable by four-wheel standard passenger cars, and open to the general public for use without restrictive gates, prohibitive signs, or regulation other than restrictions based on size, weight, or class of registration. Toll plazas of public toll roads are not considered restrictive gates. (49 CFR 390.5, October 1, 2001)

"Illinois Motor Carrier Safety Regulations (IMCSR)" means the requirements established in Parts 385, 386, 390, 391, 392, 393, 395, 396 and 397 (92 Ill. Adm. Code: Chapter I, Subchapter d).

"Illinois State Police" means any individual officer of the Illinois State Police.

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

*"Implement of husbandry" means every vehicle designed and adapted exclusively for agricultural, horticultural, or livestock raising operations, including farm wagons, wagon trailers or like vehicles used in connection therewith, or for lifting or carrying an implement of husbandry provided that no farm wagon, wagon trailer or like vehicle having a gross weight of more than 36,000 pounds, shall be included hereunder. (Section 1-130 of the Code)*

*"Interstate commerce" means transportation between two or more states or transportation originating in one state and passing into or through other states for delivery in another state. (Section 1-133 of the Code)*

"Intrastate commerce" means any trade, traffic, or transportation in Illinois which is not described in the term "interstate commerce." (49 CFR 390.5, October 1, 2001)

"Law" means the Illinois Motor Carrier Safety Law [625 ILCS 5/Ch. 18B].

"Medical Examiner" means a person who is licensed, certified, and/or registered, in accordance with applicable State laws and regulations, to perform physical examinations. In Illinois, the term includes doctors of medicine, doctors of osteopathy, doctors of chiropractic, physician assistants, and advanced practice nurses as authorized by the Illinois Medical Practice Act [225 ILCS 60].

"Motor carrier" means a for-hire motor carrier or a private motor carrier. The term "motor carrier" includes a motor carrier's agents, officers and representatives as well as employees responsible for hiring, supervising, training, assigning, or dispatching of drivers and employees concerned with the installation, inspection, and maintenance of motor vehicle equipment and/or accessories. For purposes of the IMCSR, the definition of "motor carrier" includes the terms "employee" and "exempt motor carrier." (49 CFR 390.5, October 1, 2001)

"Motor vehicle" means any vehicle, machine, tractor, trailer, or semitrailer propelled or drawn by mechanical power and used upon the highways in the transportation of passengers or property, or any combination thereof determined by the Federal Motor Carrier Safety Administration, but does not include any vehicle, locomotive, or car operated exclusively on a rail or rails, or a trolley bus operated by electric power derived from a fixed overhead wire, furnishing local passenger transportation similar to street-railway service. (66 FR 49867, October 1, 2001)

"Multiple-employer driver" means a driver who, in any period of 7 consecutive days, is employed or used as a driver by more than one motor carrier. (49 CFR 390.5,

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

October 1, 2001)

"North American Uniform Out-Of-Service Criteria" means a set of guidelines established by the CVSA and recognized by all states, the provinces of Canada, and Mexico as acceptable standards for identifying driver violations and critical vehicle inspection items that may render a driver, a commercial motor vehicle or a hazardous material load out-of-service. The criteria is enforced in some states, by qualified law enforcement officers of a municipality, county, state or the federal government. In Illinois, only qualified officers of the Illinois State Police and the federal government have authority to enforce the out-of-service criteria.

"Operator" -- see driver.

"Other terms" -- any other term used in the IMCSR is used in its commonly accepted meaning, except where such other term has been defined elsewhere in the IMCSR. In that event, the definition therein given shall apply. (49 CFR 390.5, October 1, 2001)

"Out-of-service order" means a declaration by the Illinois State Police or by an authorized enforcement officer of a Federal, state, Canadian, Mexican or local jurisdiction that a driver, a commercial motor vehicle, or a motor carrier operation, is out-of-service pursuant to 49 CFR 386.72, 49 CFR 392.5, 49 CFR 395.13, 49 CFR 396.9, or compatible laws, or the North American Uniform Out-of-Service Criteria as defined in this Section. (49 CFR 390.5, October 1, 2001)

*"Person" means any natural person or individual, governmental body, firm, association, partnership, copartnership, joint venture, company, corporation, joint stock company, trust, estate or any other legal entity or their legal representative, agent or assigns. (Section 18b-101 of the Law)*

"Planting and harvesting season" means the period of February 1 through November 30 each year.

"Principal place of business" means a single location designated by the motor carrier, normally its headquarters, for purposes of identification under this Subchapter d. The motor carrier must make records required by 49 CFR 382 and 49 CFR 387, as well as Parts 390, 391, 395, 396, and 397 of this Subchapter d, available for inspection at this location within 48 hours (Saturdays, Sundays, and Federal or State holidays excluded) after a request has been made by a special agent or authorized representative of the Federal Motor Carrier Safety Administration or the Illinois Department of Transportation. (66 FR 49867, October 1, 2001)

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

"Private motor carrier" means a person who provides transportation of property or passengers, by commercial motor vehicle, and is not a for-hire motor carrier. (49 CFR 390.5, October 1, 2001)

"Private motor carrier of passengers (business)" means a private motor carrier engaged in the interstate or intrastate transportation of passengers which is provided in the furtherance of a commercial enterprise and is not available to the public at large. (49 CFR 390.5, October 1, 2001)

"Private motor carrier of passengers (nonbusiness)" means a private motor carrier involved in the interstate or intrastate transportation of passengers that does not otherwise meet the definition of a private motor carrier of passengers (business). (49 CFR 390.5, October 1, 2001)

"Radar detector" means any device or mechanism to detect the emission of radio microwaves, laser beams or any other future speed measurement technology employed by enforcement personnel to measure the speed of commercial motor vehicles upon public roads and highways for enforcement purposes. Excluded from this definition are radar detection devices that meet both of the following requirements:

Transported outside the driver's compartment of the commercial motor vehicle. For this purpose, the driver's compartment of a passenger-carrying CMV shall include all space designed to accommodate both the driver and the passengers; and

Completely inaccessible to, inoperable by, and imperceptible to the driver while operating the commercial motor vehicle. (49 CFR 390.5, October 1, 2001)

"Residential district" means the territory adjacent to and including a highway which is not a business district and for a distance of 300 feet or more along the highway is primarily improved with residences. (49 CFR 390.5, October 1, 2001)

"School bus" means a motor vehicle that meets all of the special requirements for school buses in Sections 12-801, 12-802, 12-803 and 12-805 of the Code and is designed or used to carry more than 10 passengers, including the driver, and is used for transporting preprimary, primary or secondary school students from home to school or from school to home or for intrastate school sanctioned functions.

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

"School bus operation" means the use of a school bus to transport only school children and/or school personnel from home to school and from school to home and for intrastate school sanctioned functions.

"Secretary" means the Secretary of the Illinois Department of Transportation.

"Single-employer driver" means a driver who, in any period of 7 consecutive days, is employed or used as a driver solely by a single motor carrier. This term includes a driver who operates a commercial motor vehicle on an intermittent, casual, or occasional basis. (49 CFR 390.5, October 1, 2001)

"Special agent" - See 49 CFR Appendix B to Subchapter B of Chapter III.

*"Special agricultural movement equipment" means a vehicle of the second division having a corn sheller, a welldriller, hay press, clover huller, feed mixer and unloader or other farm machinery permanently mounted thereon and used solely for transporting the same, farm wagon type trailers having a fertilizer spreader attachment permanently mounted thereon, having a gross weight of not to exceed 36,000 pounds and farm wagon type tank trailers (i.e., nurse tanks) not to exceed 2,000 gallon capacity. Also includes any single unit self-propelled agricultural fertilizer implement, designed for both on and off road use, equipped with flotation tires and otherwise especially adapted for the application of plant food materials or agricultural chemicals. (Section 3-809 of the Code)*

"State" means a state of the United States and the District of Columbia and includes a political subdivision of a state. (49 CFR 390.5, October 1, 2001)

"Trailer" includes:

"Full trailer" means any motor vehicle other than a pole trailer which is designed to be drawn by another motor vehicle and so constructed that no part of its weight, except for the towing device, rests upon the self-propelled towing motor vehicle. A semitrailer equipped with an auxiliary front axle (converter dolly) shall be considered a full trailer. (49 CFR 390.5, October 1, 2001)

"Pole trailer" means any motor vehicle which is designed to be drawn by another motor vehicle and attached to the towing motor vehicle by means of a "reach" or "pole," or by being "boomed" or otherwise secured to the towing motor vehicle, for transporting long or irregularly shaped loads such as poles,

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

pipes, or structural members, which generally are capable of sustaining themselves as beams between the supporting connections. (49 CFR 390.5, October 1, 2001)

"Semitrailer" means any motor vehicle, other than a pole trailer, which is designed to be drawn by another motor vehicle and is constructed so that some part of its weight rests upon the self-propelled towing motor vehicle. (49 CFR 390.5, October 1, 2001)

"Truck" means any self-propelled commercial motor vehicle except a truck tractor, designed and/or used for the transportation of property. (49 CFR 390.5, October 1, 2001)

"Truck tractor" means a self-propelled commercial motor vehicle designed and/or used primarily for drawing other vehicles. (49 CFR 390.5, October 1, 2001)

"United States" means the 50 states and the District of Columbia. (49 CFR 390.5, October 1, 2001)

"US DOT" means the United States Department of Transportation.

(Source: Amended at 26 Ill. Reg. 12749, effective Aug 12, 2002)



ILLINOIS REGISTER

12767  
02

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT

Ms. Catherine Allen  
Illinois Department of Transportation  
Division of Traffic Safety  
P. O. Box 19212  
Springfield, Illinois 62794-9212  
(217) 785-1181

The full text of the adopted amendment begins on the next page:

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

TITLE 92: TRANSPORTATION  
CHAPTER I: DEPARTMENT OF TRANSPORTATION  
SUBCHAPTER d: MOTOR CARRIER SAFETY REGULATIONSPART 395  
HOURS OF SERVICE OF DRIVERS

## Section

395.1000 General

395.2000 Incorporation by Reference of 49 CFR 395

AUTHORITY: Implementing, and authorized by Sections 18b-102 and 18b-105 of, the Illinois Motor Carrier Safety Law [625 ILCS 5/Ch. 18B]. (See P.A. 92-108, effective January 1, 2002.)

SOURCE: Adopted at 14 Ill. Reg. 15507, effective September 10, 1990; amended at 15 Ill. Reg. 13161, effective August 21, 1991; amended at 16 Ill. Reg. 14425, effective September 8, 1992; amended at 18 Ill. Reg. 743, effective January 11, 1994; amended at 19 Ill. Reg. 13041, effective August 30, 1995; amended at 20 Ill. Reg. 15335, effective November 18, 1996; amended at 23 Ill. Reg. 5096, effective March 31, 1999; amended at 24 Ill. Reg. 1944, effective January 19, 2000; amended at 25 Ill. Reg. 2092, effective January 17, 2001; amended at 26 Ill. Reg. 9009, effective June 5, 2002; ; amended at 26 Ill. Reg. 12766, effective Aug 12, 2002.

**Section 395.2000 Incorporation by Reference of 49 CFR 395**

- a) "Hours of Service of Drivers" (49 CFR 395) is incorporated by reference, as that part of the Federal Motor Carrier Safety Regulations (FMCSR) (49 CFR 390, 391, 392, 393, 395, 396 and 397) that was in effect on October 1, 2002, subject only to the exceptions in subsection (c). No later amendments to or editions of 49 CFR 395 are incorporated.
- b) References to subchapters, parts, subparts, sections or paragraphs shall be read to refer to the appropriate citation in 49 CFR.
- c) The following interpretations of, additions to and deletions from 49 CFR 395 shall apply for purposes of this Part.
  - 1) 49 CFR 395.1(h) and 395.1(i) are deleted and not incorporated.
  - 2) 49 CFR 395.1(e) as it applies to intrastate carriers is amended to establish that *drivers shall operate within a 150 air-mile radius of the normal work reporting location to qualify for exempt status.* (Section 18b-105(d) of the Illinois Motor Carrier Safety Law (the Law) [625 ILCS 5/18b-105(d)])
  - 3) 49 CFR 395.13 is not incorporated and the following substituted therefor:
    - A) Authority to declare drivers out-of-service due to any violation of the Illinois Motor Carrier Safety Law [625 ILCS 5/Ch. 18B] or the Illinois

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

Motor Carrier Safety Regulations that warrants placing the driver out-of-service under the "North American Uniform Out-of-Service Criteria" as defined in 92 Ill. Adm. Code 390.1020. Every Illinois State Police officer certified to conduct Commercial Vehicle Inspections, Levels 1, 2, 3, 4 or 5 (as defined in 92 Ill. Adm. Code 390) is authorized to declare a driver out-of-service as set forth in subsection (c)(3)(B) and to notify the motor carrier of that declaration upon finding at the time and place of examination that declaring the driver out-of-service is warranted. Notification to the motor carrier is accomplished when the Illinois State Police officer presents the Illinois Commercial Driver/Vehicle Inspection Report (Form ISP 5-238) to the driver.

- B) Out-of-Service Criteria
- i) No driver shall drive after being on duty in excess of the maximum periods permitted by 49 CFR 395.
  - ii) No driver required to maintain a record of duty status under 49 CFR 395.8 or 395.15 shall fail to have a record of duty status current on the day of examination and for the prior seven consecutive days.
  - iii) Exception. A driver failing only to have possession of a record of duty status current on the day of examination and the prior day, but who has completed records of duty status up to that time (previous 6 days), will be given the opportunity to make the duty status record current.
- C) Responsibilities of motor carriers
- i) No motor carrier shall:  
Require or permit a driver who has been declared out-of-service to operate a commercial motor vehicle until that driver may lawfully do so under the requirements in 49 CFR 395;  
Require a driver who has been declared out-of-service for failure to prepare a record of duty status to operate a commercial motor vehicle until that driver has been off duty for eight consecutive hours and is in compliance with this Section. The consecutive eight hour off duty period may include sleeper berth time.
  - ii) A motor carrier shall, if required (refer to 92 Ill. Adm. Code 396.2010 for requirement), complete the "Notice to Motor Carrier" portion of the Form ISP 5-238 (Illinois Commercial Driver/Vehicle Inspection Report) and deliver the copy of the form either personally or by mail to the Illinois State Police Motor Carrier Safety Section at the address specified upon the form within 15 days following the date of examination. If the

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENT

motor carrier mails the form, delivery is made on the date it is postmarked.

- D) Responsibilities of the Driver:
- i) No driver who has been declared out-of-service shall operate a commercial motor vehicle until that driver may lawfully do so under the requirements of 49 CFR 395.
  - ii) No driver who has been declared out-of-service, for failing to prepare a record of duty status, shall operate a commercial motor vehicle until the driver has been off duty for eight consecutive hours and is in compliance with this Section.
  - iii) A driver to whom a form has been tendered declaring the driver out-of-service shall within 24 hours thereafter deliver or mail the copy to a person or place designated by motor carrier to receive it.
  - iv) This Section does not alter the hazardous materials requirements prescribed in 92 Ill. Adm. Code 397 pertaining to attendance and surveillance of commercial motor vehicles.
- 4) Part 395 shall not apply to agricultural movements that are engaged in intrastate commerce during planting and harvesting season as defined in 92 Ill. Adm Code 390.1020. (Section 18b-105(c)(6) of the Law)
- 5) Part 395 shall not apply to all farm to market agricultural transportation as defined in 92 Ill. Adm. Code 390.1020 that is engaged in intrastate commerce. (Section 18b-105(c)(6) of the Law)
- 6) Part 395 shall not apply to any grain hauling operations that are engaged in intrastate commerce within a radius of 200 air miles of the normal work reporting location. (Section 18b-105(c)(6) of the Law)
- 7) A contract carrier shall limit the hours of service by a driver transporting employees in the course of their employment on a road or highway of this State in a vehicle designed to carry 15 or fewer passengers to 12 hours of vehicle operation per day, 15 hours of on-duty service per day, and 70 hours of on-duty service in 7 consecutive days. The contract carrier shall require a driver who has 12 hours of vehicle operation per day or 15 hours of on-duty service per day to have at least 8 consecutive hours off duty before operating a vehicle again. (Section 18b-106.1 of the Law) (See P.A. 92-108, effective January 1, 2002.)

Agency Note: See 92 Ill. Adm. Code 386, Subpart C: Public Utility Exemptions, for provisions relating to possible exemptions from the IMCSR for applicable intrastate public utility commercial motor vehicles.

(Source: Amended at 26 Ill. Reg. 12766, effective Aug 12, 2002)

ILLINOIS REGISTER

12771

DEPARTMENT OF TRANSPORTATION

02

NOTICE OF ADOPTED AMENDMENT

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- 1) Heading of the Part: Medical Payment
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Numbers: 140.523                      Emergency Action: Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-13]
- 5) Effective Date: August 12, 2002
- 6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not Applicable
- 7) Date Filed with the Index Department: August 12, 2002
- 8) A copy of the emergency amendment, including any materials incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Reason for Emergency: These emergency amendments are being filed pursuant to the enactment of the State's budget plan by the 92nd General Assembly. The amendments restore bed reserve funding for nursing facilities to the rate levels that had been in effect prior to December 3, 2001. These changes will partially offset the recently implemented reimbursement decreases for nursing facilities and thereby enhance access to essential long term care services. Emergency rulemaking is specifically authorized for the implementation of these changes for fiscal year 2003 by Section 5-45 of Public Act 92-0597.
- 10) Complete Description of the Subjects and Issues Involved: This emergency rulemaking will restore bed reserve funding for nursing facilities to the rate levels that had been in effect prior to December 3, 2001. Under these changes, bed reserve payments will equal a daily rate at 75 percent of a resident's current Medicaid per diem. Payments will be allowable for ten days per hospital stay, and seven consecutive days or ten non-consecutive days in a billing month for home visits. Bed reserve payments will also be allowable for ten days per month for therapeutic home visits for a period not exceeding six months.

These changes are being filed in view of the rate reductions experienced by nursing facilities, effective July 1, 2002, and are intended to promote the delivery of essential long term care services for public assistance clients. These changes are expected to increase annual expenditures for nursing facility services by approximately \$4.5 million.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- 11) Are there any other amendments pending on this Part? Yes

<u>Sections</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
140.20	Amendment	26 Ill. Reg. 3852; 3/15/02
140.21	Amendment	26 Ill. Reg. 12126; 8/9/02
140.71	Amendment	26 Ill. Reg. 12126; 8/9/02
140.402	Amendment	26 Ill. Reg. 11210; 7/19/02
140.405	New Section	26 Ill. Reg. 7647; 5/24/02
140.442	Amendment	26 Ill. Reg. 5872; 4/26/02
140.445	Amendment	26 Ill. Reg. 11210; 7/19/02
140.450	Amendment	26 Ill. Reg. 8243; 6/7/02
140.481	Amendment	26 Ill. Reg. 11210; 7/19/02
140.492	Amendment	26 Ill. Reg. 11210; 7/19/02
140.493	Amendment	26 Ill. Reg. 11210; 7/19/02
140.523	Amendment	26 Ill. Reg. 10243; 7/19/02

- 12) Statement of Statewide Policy Objectives: These emergency amendments neither create nor expand any state mandates affecting units of local government.

- 13) Information and questions regarding this amendment shall be directed to:

Joanne Scattoloni  
Office of the General Counsel, Rules Section  
Illinois Department of Public Aid  
201 South Grand Avenue East, Third Floor  
Springfield, Illinois 62763-0002  
(217)524-0081

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

## DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENT  
TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER d: MEDICAL PROGRAMSPART 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 on Individuals Associated with Vendor
- 140.19 Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring
- 140.20 Submittal of Claims

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

140.21	Covered Medicaid Services for Qualified Medicare Beneficiaries (QMBs)
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 Terminated, Suspended or Barred 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
140.55	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)
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)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

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 (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
140.410	Physicians' Services
140.411	Covered Services By Physicians

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- 140.412 Services Not Covered By Physicians
- 140.413 Limitation on Physician Services
- 140.414 Requirements for Prescriptions and Dispensing of Pharmacy Items - Physicians
- 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
- 140.425 Podiatry Services
- 140.426 Limitations on Podiatry Services
- 140.427 Requirement for Prescriptions and Dispensing of Pharmacy Items - Podiatry
- 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
- 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 Clinic Services
- 140.453 Definitions
- 140.454 Types of Mental Health Clinic Services
- 140.455 Payment for Mental Health Clinic Services
- 140.456 Hearings
- 140.457 Therapy Services
- 140.458 Prior Approval for Therapy Services

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

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	Healthy Moms/Healthy Kids Managed Care Clinics (Repealed)
140.465	Speech and Hearing Clinics (Repealed)
140.466	Rural Health Clinics (Repealed)
140.467	Independent Clinics
140.469	Hospice
140.470	Home Health Services
140.471	Home Health Covered 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
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	Limitations on Medichek Services (Repealed)
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
140.497	Hearing Aids

## SUBPART E: GROUP CARE

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

## Section

- 140.500 Long Term Care Services
- 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
- 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
- 140.521 Room and Board Accounts
- 140.522 Reconciliation of Recipient Funds
- 140.523 Bed Reserves
- EMERGENCY
- 140.524 Cessation of Payment Due to Loss of License
- 140.525 Quality Incentive Program (QUIP) Payment Levels
- 140.526 Quality Incentive Standards and Criteria for the Quality Incentive Program (QUIP)  
(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
- 140.532 Health Care Costs
- 140.533 General Administration Costs
- 140.534 Ownership Costs
- 140.535 Costs for Interest, Taxes and Rent
- 140.536 Organization and Pre-Operating Costs
- 140.537 Payments to Related Organizations
- 140.538 Special Costs
- 140.539 Reimbursement for Basic Nursing Assistant, Developmental Disabilities Aide, Basic

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- Child Care Aide and Habilitation Aide Training and Nursing Assistant Competency Evaluation
- 140.540 Costs Associated With Nursing Home Care Reform Act and Implementing Regulations
  - 140.541 Salaries Paid to Owners or Related Parties
  - 140.542 Cost Reports-Filing Requirements
  - 140.543 Time Standards for Filing Cost Reports
  - 140.544 Access to Cost Reports (Repealed)
  - 140.545 Penalty for Failure to File Cost Reports
  - 140.550 Update of Operating Costs
  - 140.551 General Service Costs
  - 140.552 Nursing and Program Costs
  - 140.553 General Administrative Costs
  - 140.554 Component Inflation Index
  - 140.555 Minimum Wage
  - 140.560 Components of the Base Rate Determination
  - 140.561 Support Costs Components
  - 140.562 Nursing Costs
  - 140.563 Capital Costs
  - 140.565 Kosher Kitchen Reimbursement
  - 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

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

	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
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)

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	Covered Services (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)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

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

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- 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)

- TABLE A Medichex Recommended Screening Procedures (Repealed)  
 TABLE B Geographic Areas  
 TABLE C Capital Cost Areas  
 TABLE D Schedule of Dental Procedures  
 TABLE E Time Limits for Processing of Prior Approval Requests  
 TABLE F Podiatry Service Schedule  
 TABLE G Travel Distance Standards  
 TABLE H Areas of Major Life Activity  
 TABLE I Staff Time and Allocation for Training Programs (Recodified)  
 TABLE J HSA Grouping (Repealed)  
 TABLE K Services Qualifying for 10% Add-On (Repealed)  
 TABLE L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Repealed)  
 TABLE M Enhanced Rates for Maternal and Child Health Provider Services

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

**SOURCE:** Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory 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;

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

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; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; peremptory 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. 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.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

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 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

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

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

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

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, 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. 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.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

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, 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, 2000, 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 at 26 Ill. Reg. 12772, effective August 12, 2002, for a maximum of 150 days.

## SUBPART E: GROUP CARE

**Section 140.523 Bed Reserves****EMERGENCY**

- a) Nursing Facilities
  - 1) All bed reserves must:
    - A) be authorized by a physician;
    - B) have post payment approval from Bureau of Long Term Care staff based on satisfying the requirements of this Section;

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- C) be limited to residents who desire to return to the same facility; and
  - D) be limited to facilities having a 93 percent or higher occupancy level.  
The occupancy level shall be calculated including both payable and non-payable (non-payable defined as those residents that have transitioned from the maximum days allowed for payable bed reserve to non-payable bed reserve status) bedhold days as occupied beds.
- 2) Payment may be approved for hospitalization for a period not to exceed ten days per hospital stay. The day the resident is transferred to the hospital is the first day of the reserve bed period.
  - 3) Payment may be approved for home visits which have been indicated by a physician as therapeutically beneficial. In such instances, bed reserve is limited to seven consecutive days in a billing month or ten non-consecutive days in a billing month. The day after the resident leaves the facility is the first day of the reserve bed period. Home visits may be extended with the approval of the Department.
  - 4) Bureau of Long Term Care staff will approve ongoing therapeutic home visits based on the physician's standing orders for the individual. Standing orders for therapeutic home visits limited to ten days per month are valid for a period not exceeding six months.
  - 5) Payment for approved bed reserves is a daily rate at 75 percent of an individual's current Medicaid per diem.
  - 6) In no facility may the number of vacant beds be less than the number of beds identified for residents having an approved bed reserve. The number of vacant beds in the facility must be equal to or greater than the number of residents allowed bed reserve.
- b) ICF/MR Facilities (including ICF/DD and SNF/Ped licenses)
- 1) All bed reserves must:
    - A) be authorized by the interdisciplinary team (IDT); and
    - B) be limited to residents who desire to return to the same facility.
  - 2) There is no minimum occupancy level ICF/MR facilities must meet for receiving bed reserve payments.
  - 3) In no facility may the number of vacant beds be less than the number of beds identified for residents having an approved bed reserve. The number of vacant beds in the facility must be equal to or greater than the number of residents allowed bed reserve.
  - 4) Payment may be approved for hospitalization for a period not to exceed 45 consecutive days. The day the resident is transferred to the hospital is the first day of the reserve bed period. Payment for approved bed reserves for hospitalization is a daily rate at:
    - A) 100 percent of a facility's current Medicaid per diem for the first ten days of an admission to a hospital;

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- B) 75 percent of a facility's current Medicaid per diem for days 11 through 30 of the admission;
  - C) 50 percent of a facility's current Medicaid per diem for days 31 to 45 of the admission.
- 5) Payment may be approved for therapeutic visits which have been indicated by the IDT as therapeutically beneficial. There is no limitation on the bed reserve days for such approved therapeutic visits. The day after the resident leaves the facility is the first day of the bed reserve period. Payment for approved bed reserves for therapeutic visits is a daily rate at:
- A) 100 percent of a facility's current Medicaid per diem for a period not to exceed ten days per State fiscal year;
  - B) 75 percent of a facility's current Medicaid per diem for a period which exceeds ten days per State fiscal year.

(Source: Amended by emergency rulemaking at 26 Ill. Reg. 12772, effective August 12, 2002, for a maximum of 150 days)



DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENT

identical proposed amendments concerning the emergency rulemakings that were effective April 11, 2002, and July 1, 2002.

- 11) Are there any proposed amendments to this Part pending? Yes

Sections	Proposed Action	Illinois Register Citation
153.125	Amendment	April 26, 2002 (26 Ill. Reg. 5874)
153.125	Amendment	June 25, 2002 (26 Ill. Reg. 10265)

- 12) Statement of Statewide Policy Objectives: These emergency amendments neither create nor expand any state mandates affecting units of local government.

- 13) Information and questions regarding this amendment shall be directed to:

Joanne Scattoloni  
Office of the General Counsel, Rules Section  
Illinois Department of Public Aid  
201 South Grand Avenue East, Third Floor  
Springfield, Illinois 62763-0002  
(217)524-0081

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

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER e: GENERAL TIME-LIMITED CHANGESPART 153  
LONG TERM CARE REIMBURSEMENT CHANGES

## Section

153.100 Reimbursement for Long Term Care Services

153.125 Long Term Care Facility Rate Adjustments

## EMERGENCY

153.150 Quality Assurance Review (Repealed)

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: Emergency rules adopted at 18 Ill. Reg. 2159, effective January 18, 1994, for maximum of 150 days; adopted at 18 Ill. Reg. 10154, effective June 17, 1994; emergency amendment at 18 Ill. Reg. 11380, effective July 1, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 16669, effective November 1, 1994; emergency amendment at 19 Ill. Reg. 10245, effective June 30, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 16281, effective November 27, 1995; emergency amendment at 20 Ill. Reg. 9306, effective July 1, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 14840, effective November 1, 1996; emergency amendment at 21 Ill. Reg. 9568, effective July 1, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 13633, effective October 1, 1997; emergency amendment at 22 Ill. Reg. 13114, effective July 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 16285, effective August 28, 1998; amended at 22 Ill. Reg. 19872, effective October 30, 1998; emergency amendment at 23 Ill. Reg. 8229, effective July 1, 1999, for a maximum of 150 days; emergency amendment at 23 Ill. Reg. 12794, effective October 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 13638, effective November 1, 1999; emergency amendment at 24 Ill. Reg. 10421, effective July 1, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 15071, effective October 1, 2000; emergency amendment at 25 Ill. Reg. 8867, effective July 1, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 14952, effective November 1, 2001; emergency amendment at 26 Ill. Reg. 6003, effective April 11, 2002, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 11087, effective July 1, 2002, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 12791, effective August 9, 2002, for a maximum of 150 days.

**Section 153.125 Long Term Care Facility Rate Adjustments**

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

**EMERGENCY**

- a) Notwithstanding the provisions set forth in Section 153.100, long term care facility (SNF/ICF and ICF/MR) rates established on July 1, 1996, shall be increased by 6.8 percent for services provided on or after January 1, 1997.
- b) Notwithstanding the provisions set forth in Section 153.100, long term care facility (SNF/ICF and ICF/MR) rates and developmental training rates established on July 1, 1998, for services provided on or after that date, shall be increased by three percent. For nursing facilities (SNF/ICF) only, \$1.10 shall also be added to the nursing component of the rate.
- c) Notwithstanding the provisions set forth in Section 153.100, long term care facility (SNF/ICF and ICF/MR) rates and developmental training rates established on July 1, 1999, for services provided on or after that date, shall include:
  - 1) an increase of 1.6 percent for SNF/ICF, ICF/MR and developmental training rates;
  - 2) an additional increase of \$3.00 per resident day for ICF/MR rates; and
  - 3) an increase of \$10.02 per person, per month for developmental training rates.
- d) Notwithstanding the provisions set forth in Section 153.100, SNF/ICF rates shall be increased by \$4.00 per resident day for services provided on or after October 1, 1999.
- e) Notwithstanding the provisions set forth in Section 153.100, SNF/ICF, ICF/MR and developmental training rates shall be increased 2.5 percent per resident day for services provided on or after July 1, 2000.
- f) Notwithstanding the provisions set forth in Section 153.100, nursing facility (SNF/ICF) rates effective on July 1, 2001, and each subsequent year thereafter, shall be computed using the most recent cost reports on file with the Department no later than April 1, 2000, updated for inflation to January 1, 2001.
  - 1) The Uniform Building Value shall be as defined in 89 Ill. Adm. Code 140.570(b)(10), except that, as of July 1, 2001, the definition of current year is the year 2000.
  - 2) The real estate tax bill that was due to be paid in 1999 by the nursing facility shall be used in determination of the capital component of the rate. The real estate tax component shall be removed from the capital rate if the facility's status changes so as to be exempt from assessment to pay real estate taxes.
  - 3) Wages shall be calculated according to 89 Ill. Adm. Code 147.150, except that wages will be updated for inflation to January 1, 2001.
  - 4) Capital and support rates in effect on July 1, 2001, shall be adjusted based on audits of cost report data in accordance with 89 Ill. Adm. Code 140.582(b) and 140.590.
  - 5) For rates effective July 1, 2001, only, rates shall be the greater of the rate computed for July 1, 2001, or the rate effective on June 30, 2001.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- 6) All accounting records or other documentation necessary to support the costs and other information reported on the cost report to be used in accordance with rate setting under Section 153.125(f) shall be kept for a minimum of two years after the Department's final payment using rates that were based in part on that cost report.
- g) Notwithstanding the provisions set forth in Section 153.100, intermediate care facilities for persons with developmental disabilities (ICF/MR), including skilled nursing facilities for persons under 22 years of age (SNF/Ped), shall receive an increase in rates for residential services equal to a statewide average of 7.85 percent. Residential rates taking effect March 1, 2001, for services provided on or after that date, shall include an increase of 11.01 percent to the residential program rate component and an increase of 3.33 percent to the residential support rate component, each of which shall be adjusted by the geographical area adjuster, as defined by the Department of Human Services (DHS).
- h) For developmental training services provided on or after March 1, 2001, for residents of long term care facilities, rates shall include an increase of 9.05 percent and rates shall be adjusted by the geographical area adjuster, as defined by DHS.

(Source: Amended by emergency rulemaking at 26 Ill. Reg. 12791, effective August 9, 2002, for a maximum of 150 days)

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 August 6, 2002 through August 12, 2002 and have been scheduled for review by the Committee at its September 10, 2002 meeting in Chicago. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rulemaking should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield IL 62706.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start Of First Notice</u>	<u>JCAR Meeting</u>
9/21/02	<u>Department of Revenue</u> , Income Tax (86 Ill Adm Code 100)	5/10/02 26 Ill Reg 7015	9/10/02
9/21/02	Department of Human Services, WIC Vendor Management Code (77 Ill Adm Code 672)	5/24/02 26 Ill Reg 7514	9/10/02
9/21/02	<u>Department of Human Services</u> , Collections and Recoveries (89 Ill Adm Code 165)	6/14/02 26 Ill Reg 8512	9/10/02
9/22/02	<u>Illinois Racing Board</u> , Thoroughbred Breeders Cup (11 Ill Adm Code 1441)	6/21/02 26 Ill Reg 8757	9/10/02

## PROCLAMATIONS

**2002-426****September 2002, as Clean Hands Month**

WHEREAS, National Clean Hands Month is a back-to-school community service initiative, sponsored by the Georgia-Pacific Health Smart Institute and Sparkle® paper towels, designed to raise awareness in young children of the importance of their personal hygiene during the new school year; and

WHEREAS, National Clean Hands Month was developed by the Georgia-Pacific Health Smart™ Institute as an educational initiative dedicated to evaluating and facilitating ways to improve personal and family hygiene practices, including the use of disposable paper products, such as paper towels, toilet paper and paper napkins; and

WHEREAS, during National Clean Hands Month, Sparkle® will donate copies of Mike's Dirty, Yucky, Icky Sticky Adventure, paper towels and educational resources to kindergarten through first grade students and teachers in cities nationwide; and

WHEREAS, National Clean Hands Month is bringing educational resources and information, primarily lesson plans developed in conjunction with the National Association of Student Nurses (NASN), to schools in the Chicago metropolitan area; and

WHEREAS, according to the Center for Disease Control, each year there are approximately 52 million cases of the common cold in children under 17 years old, leading to almost 22 million lost school days for children in the United States; and

WHEREAS, educating students on proper hand washing and hygiene can lower alarming statistics like these and improve school attendance;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim September 2002 as CLEAN HANDS MONTH in Illinois.

Issued by the Governor August 06, 2002

Filed by the Secretary of State August 12, 2002

**2002-427****September 9-13, 2002, as Ship Week**

WHEREAS, aging and disabled populations in Illinois are growing dramatically each year; and

WHEREAS, Senior Health Insurance Program (SHIP) volunteers are essential to the Illinois Insurance Department's efforts to educate and assist Medicare beneficiaries; and

WHEREAS, more than 800 volunteers have contributed nearly 165,000 hours to assist more than 130,000 clients, thereby saving Illinois' citizens an excess of \$8 million; and

WHEREAS, SHIP volunteers are valuable citizens who contribute both their time and talents to improve the lives of Illinois' Medicare beneficiaries;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim September 9-13, 2002, as SHIP WEEK in Illinois.

## PROCLAMATIONS

Issued by the Governor August 06, 2002  
Filed by the Secretary of State August 12, 2002

**2002-428**  
**August 24, 2002, as Gymnastics Day**

WHEREAS, USA Gymnastics is celebrating National Gymnastics Day on August 24, 2002, to unite the millions of children who participate in the sport; and

WHEREAS, National Gymnastics Day seeks to introduce the value of physical fitness for every age, race, gender, and ability level; and

WHEREAS, gymnastics provides a strong foundation developing physical and mental skills that enrich the quality of life; and

WHEREAS, the participation in gymnastics is a fun way to build strength, flexibility and coordination and enhance self-esteem and goal setting abilities; and

WHEREAS, on National Gymnastics Day, gymnastics clubs across the United States partner with USA Gymnastics to heighten the visibility of the sport and encourage participation at the grassroots level; and

WHEREAS, collectively, our nation strives to encourage greatness and achievement in our young people, helping them all to become champions in life;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim August 24, 2002, as GYMNASTICS DAY in Illinois.

Issued by the Governor August 06, 2002  
Filed by the Secretary of State August 12, 2002

**2002-429**  
**September 16-20, 2002, as Minority Enterprise Development Week**

WHEREAS, Minority Enterprise Development Week is an annual celebration of the contributions and achievements made by minority businesses in Illinois and throughout the United States; and

WHEREAS, our state's growth and prosperity depend on the full participation of all Illinois citizens; and

WHEREAS, it is the policy in Illinois to promote and encourage the economic development of minority-owned businesses; and

WHEREAS, for the past 20 years, this state has made great advances in increasing the participation of the minority community in state business; and

WHEREAS, on September 19, business and professional leaders from across the region will join together at the 20th Annual Minority Enterprise Development Week awards ceremony to honor Chicago's outstanding minority business entrepreneurs throughout the state for 2002;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim September 16-20, 2002, as MINORITY ENTERPRISE DEVELOPMENT WEEK in Illinois.

## PROCLAMATIONS

Issued by the Governor August 08, 2002  
Filed by the Secretary of State August 12, 2002

**2002-430**

October 14-20, 2002, as Mothers of Multiples Week

WHEREAS, every year, more than 90,000 sets of twins and 4,000 sets of triplets and higher order multiples are born in the United States; and

WHEREAS, a multiple pregnancy is statistically more likely to cause complications; and

WHEREAS, the Illinois Organization of Mothers of Twins Club, Inc. (IOMOTC) was founded in 1962 as an Illinois non-profit, educational, public service organization for mothers of twins and higher order multiple birth children; and

WHEREAS, IOMOTC provides support, information and networking services to parents of twins and higher order multiples; and

WHEREAS, IOMOTC is holding its annual convention October 18-20, 2002, in Downers Grove;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim October 14-20, 2002, as MOTHERS OF MULTIPLES WEEK in Illinois.

Issued by the Governor August 08, 2002  
Filed by the Secretary of State August 12, 2002

**2002-431****October as Young Adolescents Month**

WHEREAS, the period of early adolescence (ages 10-15) is a distinct, developmental period between childhood and full adolescence; and

WHEREAS, this period has been little understood, nor has its importance been recognized; and

WHEREAS, youth between the ages of approximately 10-15 years undergo more extensive physical, mental, social, moral, and emotional changes than at any other time of life, with the possible exception of infancy; and

WHEREAS, the attitudes and values that young adolescents develop during these formative years largely determine their later behavior; and

WHEREAS, parents continue as primary models and guides, even as young adolescents give increased attention to the peer group; and

WHEREAS, the community itself is also a "classroom" in which young adolescents learn many lessons; and

WHEREAS, much valuable information and research about this important age group now exists and Illinoisans should celebrate by extending their knowledge about these critical years and support the health development of young adolescents;

## PROCLAMATIONS

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim October 2002 as YOUNG ADOLESCENTS MONTH in Illinois.

Issued by the Governor August 08, 2002  
Filed by the Secretary of State August 12, 2002

**2002-432****November 10, 2002, as Dr. A. Edward Davis, Jr. Day**

WHEREAS, Dr. A. Edward Davis, Jr. was born on May 2, 1951, to the Reverend A. Edward Davis, Sr. and Vianna F. Davis; and

WHEREAS, Dr. A. Edward Davis, Jr. earned his Bachelor of Arts Degree from Trinity College, his Master's Degree in Theology from Trinity School of Divinity in Deerfield, Illinois, and his Doctorate Degree in Ministry from the Gospel Outreach Theology Institute of Houston, Texas; and

WHEREAS, Dr. A. Edward Davis, Jr. preached his first sermon in 1969, and was later elected Pastor of the St. John Missionary Baptist Church in 1976; and

WHEREAS, Dr. A. Edward Davis, Jr. has served as President of the Nehemiah Restoration Coalition (NRC), Chairman of the Zoning Department for the City of Chicago, Vice-Chairman for the Industrial Area Foundation, Co-Chairman of the African-American Baptist Caucus and Delegate to the National Democratic Convention representing the 2nd Congressional District; and

WHEREAS, Dr. A. Edward Davis, Jr. is actively involved with the National Baptist Convention USA, Operation PUSH, Roseland Clergy Association, the Baptist Pastor's Developing Communities Project, the South Suburban Ministers Alliance, the New Era District and is also Assistant Dean to the Chicago Minister Alliance and Vicinity;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim November 10, 2002, as DR. A. EDWARD DAVIS, JR. DAY in Illinois.

Issued by the Governor August 08, 2002  
Filed by the Secretary of State August 12, 2002

**2002-433****August 31, 2002, as Tom Herndon Day**

WHEREAS, Thomas R. Herndon is ending 35 years of distinguished state service in August 2002 and will avail himself of an advantageous early retirement; and

WHEREAS, Tom Herndon was born on August 12, 1943, in Eldorado, Illinois, and subsequently graduated from Southern Illinois University and the University of Illinois at Springfield; and

WHEREAS, Tom Herndon is known throughout state government as one of the top experts in budget and fiscal management, having served numerous elected officials as an internal

## PROCLAMATIONS

auditor and director of budget and fiscal management in the Secretary of State's office; and

WHEREAS, Tom Herndon always maintained an exacting commitment to accuracy and integrity, as well as a well-deserved reputation as a "straight shooter;" and

WHEREAS, Tom Herndon, upon the election in 1998 of Governor George H. Ryan, undertook one of the most daunting challenges initiated by the Governor - the creation of the first government-wide strategic plan; and

WHEREAS, Tom Herndon, over the course of three years, did a masterful job of creating the Illinois Office of Strategic Planning and the first-ever interagency strategic planning think tank - better known as the "Skunkworks" - and convincing, prodding and instructing skeptical state agency officials into using his principles; and

WHEREAS, Tom Herndon, through considerable effort, demonstrated that solid strategic planning can have a major effect on budgeting and the delivery of state services - saving taxpayers more than \$1 million and drastically improving the coordination of state services; and

WHEREAS, Tom Herndon, in the spring of 2002, delivered to Governor Ryan state government's first-ever strategic plan - Illinois Strategic Direction 2002 - and oversaw the merger of the Illinois Office of Strategic Planning within the Bureau of the Budget; and

WHEREAS, Tom Herndon, upon his retirement from state government, will no doubt travel widely in a Thunderbird and indulge his love of automobiles, the Los Angeles Dodgers, the Washington Redskins and the Duke University Blue Devils; and

WHEREAS, Tom Herndon also will spend more time at his Springfield estate with his wife Connie, visiting daughters Sheri, Angela and Karyn and his grandchildren Courtney, Morgan, Bianca and Austin;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim August 31, 2002, as TOM HERNDON DAY in Illinois and ask that all who greet Tom congratulate him for his exemplary service on behalf of the people of the State of Illinois and extend their best wishes on his retirement.

Issued by the Governor August 07, 2002

Filed by the Secretary of State August 12, 2002

ILLINOIS STATE TREASURER

NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Pursuant to Public Act 91-0016, the Illinois State Treasurer's Office is publishing the names and last known addresses of unclaimed property owners whose last known addresses are allegedly in a state other than Illinois. The other state does not have a reciprocity arrangement with Illinois.

If your name or that of a person you represent appears below, you may contact this Agency for further information about the assets.

INQUIRIES MUST BE IN WRITING. The written inquiry should include the name and address as listed, and the correct name and address for reply. If inquiring about a name other than your own, you must indicate your authority to act on behalf of that person.

Address written inquiries to:

ILLINOIS STATE TREASURER'S OFFICE  
UNCLAIMED PROPERTY DIVISION  
P.O. Box 19495  
Springfield, Illinois 62794-9495

AUTHORITY: Implementing and required by the Illinois Uniform Disposition of Unclaimed Property Act, (765 ILCS 1025/12).

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

150716 Canada Inc West	Toronto On M5h 3W2 1900 Canada	150 King St Fo 00000
A Lenseigne Dulivere Inc School	240 Boul Peirre Bertrand Vanier Quebec	Fa G1m 2
Aarp	Po Box 13999 Philadelphia	Pa 19187
Abeledo Gottheil Abogados	Buenos Aires Av Eduardo Madero	1020
Piso	Arg	Fn 00000
Abrams 2 Way	Po Box 2144 Sherman	Tx 75091
Accep General M	Atalissa	Ia 52720
Ade Claudia M	W Germany 7158 Sulzbach Murr Deu	Fn 00000
Aegis	Mobile	Al 36628
Aff Laa	Po Box 1764 Scottsdale	Az 85252
Al Khalifa Mohammed Isa	Manama Bahrian Po Box 5319 Bhr	Fn 00000
Alarm Suppression	22 Freedom Plains Rd Apt 141 Poughkeepsie	Ny 12603
Albany Medical College	47 New Scotland Albany	Ny 12208
Alcazar Julian G	Ignacio Esteva 44 S Miguel Cha Itf	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Dolores Gutierrez Silva		Fn	00000
Alexsis	Po Box 3000 Northville	Mi	48167
Allen Anita P	Po Box 473 Leland	Ms	38756
Allen Edgar	Po Box 075 Olongapo Pi	P	02200
Allied Clinical Labs	Dallas	Tx	75230
Allied Fire Safety Equipment	Po Box 607 517 Green Grove Rd Neptune	NJ	07754
Almirza Hussain K	Dhahran 31311 Po Box 1102	Fn	00000
Alshaye Abdulaziz M	Po Box 51815 Riyadh 11553 Saudi Arabia	Fn	
Alumpack S A	Buenos Aires Ruperto Mazza 175 032	Fn	00000
American Honda Finance Corp	Delmar	Al	35551
American Management	P O Box 4725 Buffalo	Ny	14240
American Self Care	33 12th Street Columbus	Ga	31901
American Trans Air	Des Moines	Ia	50392
Americredit Financial Services	Allen	Md	21810

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Amoco Pipeline Co Cushing Chicago Sys	2087 E 71st St 228 Tulsa	OK 74136
Amre Inc	8585 N Stemons Freeway Dallas	Tx 75247
Anthem In Sue Champion	Po Box 8 Piscataway	NJ 08855
Aramburo Bernadette B	16 De Septiembre 203 Teziutlan Pue	Fn 00000
Aramburo Gabriela	16 De Septiembre 203 Teziutlan Pue	Fn 00000
Aramburo Luis R	16 De Septiembre 203 Teziutlan Pue	Fn 00000
Aramburo Rosa	16 De Septiembre 203 Teziutlan Pue	Fn 00000
Arbor Hill Living Center	1175 Monroe Ave Rochester	Ny 01462
Armendariz Carlos O	Edo De Valle Oro 53 Rinocodada Mex	Del P Fn 00000
Armstrong International	Jersey 12 Hill Street St Helier The Great Britain	Courtyard Fn 00000
Armstrong John P	27 Revenoor Rd	Harpers Ferry Wv 25425
Ashp	7272 Wisconsin Ave Bethesda	Md 20824

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Asme	Box 2900 22 Law Drive Fairfield	NJ 07007
Assoc First B	Denver	CO 80259
At&T Phone Store	PO Box 295 Parsippany	NJ 07054
Athens Diabetes & Endocr	1270 Prince Ave Suite 308 Athens	GA 30606
Atlanta Medical N Fulton	Roswell	GA 30076
Atlantic Purchasingocean	1000 Market St Portsmouth	NH 03801
Attak Jennifer L	554 S Bucannon 6 Fayetteville	AR 72701
Audio Engineering	3088 Napier Ave Macon	GA 31204
Auerswald Richard R	211 Waterford Pkwy Rm 216, NorthWaterford	Ct 06385
Auria Frank A	333 15th Street Buffalo	Ny 01421
Austin Larry R	7873 Lakeshore Ct Parker	CO 80134
Autumn Grove Care Center	Po Box 387 Harrisville	PA 16038
Avila Cathleen	917 Del Paso Street 327 Euless	TX 76040

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Avilez Maria	16627 Kassikay Houston	TX 77084
Bank America Trust And Banking Corp Caym En Limite Grand	Cayman Islands Po Box 1092 Cym	Fn 00000
Bank Of America	Po Box 830780 Dallas	TX 75283
Bansil Conrado	Barrigada Guam Po Box 24334 Gmf	FA
Bansil Consuelo	Barrigada Guam Po Box 24334 Gmf	FA
Baptist Memorial Reg	899 Madison Ave Memphis	TN 38146
Barnes Al	Apo Ap Fp Manila Usaid	FO
Barnes Robert F	Apo Ap Fp Manila Usaid	FO
Barnett Yvette	3825 Childress Fort Worth	TX 76119
Barrett Richard	3337 English Oaks Dr Nw Kennesaw	GA 30144
Barroso Rosalinda D	Edo De 54060 Tlalnepantla Mex	FN 00000
Bauer Juan S	Colonia Romero De Terreros Alfa 71 Delg Corjoacan	FN

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Beatty Marguerite	45090 Namoku St Kaneohe	HI 96744
Beesley Teresa	103 Roark Ave Portland	TN 37148
Behaviorial Health	Po Box 7203 Wilton	CT 06897
Beinville Dialysis Center	4424 Conlin St Metairie	LA 70006
Bell Karen A	7515 S Biscay St Aurora	CO 80016
Beller Fritz W	Calle 22 66 Mexico Df 14620	FN
Bend Mem Cntrl Oregon Ped	2200 Ne Profess Bend	OR 97701
Benton Manda	1601 Silva Fox Ct Lawrenceville	GA 30244
Berol Corp	Po Box 5508 Newtown	CT 06470
Beyer Luella	319 North Dr Manor	GA 31550
Bill Reynolds Co	25 Wedgewood Drive Greenville	SC 29609
Billings Clinic	Billings	MT 59107

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Bingham Communications	819 Pompton Ave Cedar Grove	NJ 07009
Biscarel Sophie Brive France	F1 W8 R 19100 7 Rue Madame De Sevigne	Fra FN 00000
Bissell Healthcare Co	Po Box 89 Jackson	MI 49204
Bliven Julie A	1162 W Park Ct Chandler	AZ 85224
Border Restaurant Supply	3028 Pershing D El Paso	TX 79903
Borsatto Giovanni	Partita 1011970165 24128 Bergamo Vir Iv Novembre 2 B Ita	FA 00000
Bove Francesco	Madrid Calle De Saliente Iii Urbanization Esp	FN 00000
Bowman George	Apartado Postal 4141	FN 00000
Bowman John	Apartado Postal 4141 San Jose Cost	FN 00000
Braak Susan	RR1 Box 143d Elizaville	NY 01252
Brade Linda S	1810 Falcon Dr Keller	TX 76248
Bradfield Ruth	10027 Spice Lane 907 Houston	TX 77072

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Bringas Beatriz	Lomas 11000 D Palmas 800 402 Mex	FN 00000
Bringas Leopoldo	Lomas Palmas 800 1402 Mex	FN 00000
Britton Nellie G	6 Northview Terrace Maplewood	NJ 07040
Bron Gyla	136 75 72 Av Flushing	NY 11367
Brown Dorothy	PO Box 280 Sallis	MS 39160
Brueggen Laura C	Route 2 Box 64 Okarche	OK 73762
Bryans Christopher L	Germany Wismarring 13	Fa
Burgess Maria	Sault Ste Marie On Ontario P6a 1v5 40 Amber St Can	FN 00000
Burghardt Lewis W	Byron	MI 48418
Burnett Annek	501 Greenwood Monroe	LA 71201
Burns Jill	8009 35th Ave Apt D 12 Jackson Heights	NY 01137
Burt Leah	6317 Greenway Fort Worth	TX 76116

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Business Research Publications Station	P O Box 675 Cooper New York	NY 01027
Bynum Carmen	7 West 34th Street New York	NY 10001
Calhoun Family Medical Center	Calhoun	GA 30703
Cambridge Care Center	1685 Eaton St Denver	Co 80214
Campbell Marvin P	517a Ekahi Place Kihei	HI 96753
Cancel Ferna	Po Box 1385 Pri	FN 00000
Cancer Treatment Ctr Of	8181 S Lewis Av Tulsa	OK 74137
Cantu Carlos F	Chapultepec 11000 Mexico DF Mex	FN 00000
Cantu Dolores 290 Lomas De	Chapultepec 11000 Mexico Monte Mex	Athos FN 00000
Carbonell Guillermo	Guatemala Guatemala 20 Calle 16 06 Zona 10	
Mildred Z De Carbonell	Central America 01010	FN
Cardenas Elena	Ave Vertiz 1479 Col Portales Mex	FN 00000
Cardenas Ignacio	Ave Vertiz 1479 Col Portales Mex	FN 00000

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Cardenas Juan C Cardenas Or Manuel Puent	Ave Vertiz 1479 Col Portales Elena Mex	Fn 00000
Carey Marlon	PO Box 17162 Philadelphia	PA 19105
Carnes Christine	Leslie	GA 31764
Carter Tevis A	20437 Lesure Detroit	MI 48235
Castellanos Jose D	Merida Yucata 407 Avenida Perez Ponce Mex	FN 00000
Castle House Publications	Kent Tni Ijp 28-30 Church Rd Gbr	FN 00000
Castro Tari Maria E	0177 El Bosque 19th Fl Santiago	FN 00000
Catholic General Hospital	Seoul 134-024 357 Choenho Dong Kang Dong Gu Kor	FN
Cbmw Inc	1331 W 41st Street First Floor Baltimore	MD 21211
Ccmc Faculty Practice Pla	Newington	CT 06111
Celes Lucy A	Yigo 161 Katsadan Paluma Gum	FN 00000

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Celorio Miguel	72820 Puebla Mexico Sta Catarina Martir A P 86 Mex	FN 00000
Centra Beneift Services	Po Box 869042 Plano	TX 75086
Central Colorado Medical	Colorado Springs	CO 80903
Central Suffolk Hospital	1300 Roanoke Ave Riverhead	NY 11901
Chapman Joyce	332 N Coy St Kansas City	KS 66101
Charles Cole Memorial Hosp	1001 E Second St Coudersport	PA 16915
Chavez Yvonne	11252 Sea Horse El Paso	T 79936
Chemical Bank	Jericho	NY 11753
Chemung	C/O Chemung Canal Trust Co Elmira	NY 14902
Chernesky Robert W	Dallas	TX 75379
Cheung Paul W	465 Glendenning Pl Waukegan	00 0
Cheyenne Manor	561 W 1st N Cheyenne Wells	CO 80810

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Child Neuro Res Fund	701 W 168th St New York	NY 10032
Chiron Diagnostics Corpor	Farmington	CT 06032
Choo Hyun J	Chang Hang Dong Goyang City 402 903	
Lucky Apt Hosu	Gyung Gi-Do Korea 411 380	FN
Chowkam Tong 20th Fl Koon Wah Mirro (3rd)	Kwai Chung Industrial Bldg 5-9 Ka Hing Rd N T Hongkong	FN
Chrysler Financial Corp	Penns Grove	NJ 08069
Chrysler Financial Corp	Windsor	CO 80551
Chuang Tien S	Taipei Chung Ching S R 12th Fl Apt 51	Twn FN 00000
Cia Quimica Industrial Br Rm 275	Sao Paulo Rodovia Raposo Tavares 076	Fn 00000
Cigna	Po Box 16872	Tucson AZ 85732
Cigna Connecticut General	Po Box 2546 Sherman	TX 75091
Cigna Healthcare	Po Box 2170 Bala Cynwyd	PA 19004

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Cigna Recovery Services	Po Box 2170 Bala Cynwyd	PA 19004
Circon Acmi	Po Box 19066-A Newark	NJ 7195
Citizens State Bank Of Lometa	Lometa	TX 76853
Clamont Guillermo	Calle 22 #66 Mexico D F	FN
Clemson University	Post Office Drawer 912 Clemson	SC 29633
Clemson University Bookstore	Po Box 2096 Clemson University Clemson	SC 29632
Clerk Of Court		MS
Clover Lane	2750 Monroe Ave Rochester	NY 01461
Cna Insurance Company	100 Cna Drive Nashville	TN 37214
Coleman Kimberly	3294 Spanish Trail 15 East Point	GA 30344
Collection Services Center	P.O. Box 9125 Des Moines	IA 50306
Collins Dorothy	RR 1 Box 52 Port Gibson	MS 39150

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Comesso Louis	4511 New York 1 World Trade Center New York	NY 10048
Computer City Conceptions Reproductive	Littleton	CO 80122
Connecticut General	Po Box 8014 Plainville	CT 06062
Connecticut General	Po Box 8018 Plainville	CT 06062
Connecticut General Life	Po Box 10365 Des Moines	IA 50306
Connecticut General Life	Po Box 800 Unionville	CT 06085
Conoco Inc	P O Box 1257820nt Ponca City	OK 74602
Consolidated Freightways	Po Box 3988 Portland	OR 97208
Consolidated Grp Claims	Po Box 248 Brattleboro	VT 05302
Consolidated Health Coali	Po Box 248 Brattleboro	VT 05302
Consolidated Hlth Coaliti	Po Box 248 Brattleboro	VT 05302
Convatec Research	P O Box 5303 Princeton	NJ 08543

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Corning Lab Services Inc	1 Malcolm Avenue Teterboro	NJ 07608
Corp Union Acceptance Funding	Lansing	MI 48907
Corpor Nissan M	Toyahvale	TX 79786
Corpor Nissan M	Woodland Mills	Tn 38271
Corporate Subscription	85 Chestnut Ridge Rd Montvale	NJ 07645
Corporation Union Acceptance	Tylersburg	PA 16361
Corroon Willis	Po Box 305154 Nashville	TN 37230
Cote Naddon L	Boisbriand 237 Montee Sanche Apl 8 Can	FN 00000
Crawford & Company	24681 Northwestern Hwy Suite 400	Southfield 48075 MI
Credit Ford Motor	Conroe	TX 77305
Crestar Bank	Middletown Springs	VT 05757
Czajka Rosario	8905 E Jefferson 801 Detroit	MI 48214

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Dallas County Health	2377 Stemmons Frwy Dallas	Tx 75207
Dalrymple Marsha D	2980 Lake Colony Dr Norcross	GA 30071
Danikas Edna K	624 Clark St Clay Center	KS 67432
Darlington County	Darlington	SC 29532
Davidson Ronald	1291 Commugny Switzerland	FN 00000
Davis Grace	Waukon	IA 52172
Dealtamirano Guadalupe S	Ruben Dario 1529-3-A Col Provi	Guadalajara J FN
Decarbonell Mildred Z	Guatemala Guatemala Central America	FN
Defernandez Maria V	Colonia Polanco Mex	FN 00000
Degutierrez Virginia S	Ignacio Esteva 44 S Miguel Cha Mex	FN 00000
Dejesus Norma	Las Piedras Pr Hc 01 Box 6698	630
Dejesus Norma	Las Piedras Pr Hc 01 Box 6698	630 FN 00000
Dellitt Bob E	Psc Box 4972	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	San Francisco	FP	96366
Dellitt Chong	Psc Box 4972 San Francisco	FP	96366
Demartinez Silvia L	Callejon De La Cita 20 San An Mexico D F	FN	
Depoyastro Rosa P	Guadalajara Jalisco Mex	FN	00000
Desantos Elena P	Col Limas De Chapultepec Mex	FN	00000
Desimon Selma Melgarejo	Tennessee 32-A Mexico 18	FN	
Devivanco Felipe A 11000 Mexico Df Mexico	Lomas Chapult Monte Everest No 630	FN	
Dickey Sharon D	421 County Highway 10 Blountsville	AL	35031
Dizon Rosario L	323 Lincoln Ave Cherry Hill	NJ	08002
Do Danny	6804 Westview Apt 211 Houston	TX	77055
Dolly Vinsant Mem Hospit	San Benito	TX	78586
Dorothy G Squyres Trust	Po Box 830780 Dallas	Tx	75283
Dr Pace	2316 Pacific Av Forest Grove	OR	97116

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Draheim Peter P	NJ		
Dremousi Margarita P	Greece Handacos 4 Chios Grc	FN	00000
Durex Industries Inc	195 Allwood Rd Clifton	NJ	07012
Dutton Patty A	Belmont	NH	03220
Earle Ralph	7530 E Angus Dr Scottsdale	AZ	85251
Ebsco Subscription S	Po Box 1943 Birmingham	AL	35201
Eckert Earl E	510 S Ave Nevada	IA	50201
Eckman Timothy L	3231 W Denison Avenue Davenport	IA	52804
Econo Lodge Of Ridgeland	Po Box 190 Tillman	SC	29943
Edwards William	1704 N Park Dr Wilmington	DE	19806
Elfving Robert W	50 S La Salle St Chicago	00	0
Ellis Michael J	Switzerland Mon Repos 14 1005 Lausanne Che	FA	00000

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Elsevier Science Industrial Estate	Shannon Co Irbay 15k Ar Shannon Isr	FN 00000
Emory Cigna Health Care	Hapeville	GA 30354
Empire Blue Cross	622 Third Ave New York	NY 10017
Empire Blue Cross	Po Box 4618 New York	NY 10163
Empire Blue Cross Bl	Po Box 11811 Albany	NY 12211
Epoch Group Lc	Po Box 12170 Shawnee Mission	KS 66282
Equicor	4 Gateway Center Pittsburgh	PA 15222
Erensen Theresa	319 Orchard St Greenwich	CT 06830
Erkert Thomas	West Germany 7158 Sulzback Schulgasse 7 Deu	FN 00000
Esso Production Inc	Po Box 10857 Kuala L	50728 FN 00000
Estrada Luis A	2 St 2 Av Bo Centro Po Box 1716 San PedroSula Honduras CA	FN
Eugene Rehab & Specialty	2360 Chambers S	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	Eugene	OR 97405
Evans Charles R	11026 Brae wick Houston	TX 77096
Fagrahoit H F	400 Isafjordur Iceland	FA
Family Health Care	Salisbury	PA 15558
Family Health Center Lab	Macon	GA 31206
Farias Percio A	De Fatima 657 Rua Nossa Senagora Bra	FN 00000
Fazio Charles	310 Hunters Road Swedesboro	NJ 08085
Fernandez Marcelino T No 101 Dept	Colonia Polanco Presidente Nazarik Mex	FN 00000
Fhp	Po Box 35809 Colorado Springs	CO 80935
Fhp Great Lakes Ppo	Po Box 35715 Colorado Springs	CO 80935
Fhp Great Lakes Ppo	Po Box 35715 Colorado Springs	CO 80935
Fhp Of Ill Inc	Po Box 35809 Colorado Springs	CO 80935
Fhp Of Illinois	Po Box 35809 Colorado Springs	CO 80935

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Fhp Of Illinois Inc	Po Box 35809 Colorado Springs	CO 80949
Fhp Take Care	Po Box 35809 Colorado Springs	CO 80935
Fhp Take Care Great Lakes	Po Box 35809 Colorado Springs	CO 80935
Fidelity Financial Services	523 State Highway Rt 38 Suite Cherry Hill	NJ 08034
Fiegal Ruth		DE
Financial Chrysler	Ozone	AR 72854
Financial Primus A	Houston	TX 77047
Find Svp	625 Avenue Of The Americas New York	NY 01001
Finger Keith	2292 Glenridge Drive Marietta	GA 30062
Fire Control Electrical System	Po Box 3128 Plainfield	NJ 07063
First Alabama Bank	Benton	LA 71006
First Security Bank	Snook	TX 77878

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

First Virginia Bank	Detroit	MI 48219
Fitchett Leonard	Brooklyn	NY 11201
Fitzpatrick Roger A	Po Box 625 Apo	FP 09011
Flagmeier William G	Bethlehem	PA 18017
Fleet Bank	Edgewood	IA 52042
Fleet Retail Loans	5701 Horatio Street Utica	NY 13502
Fleming Mildred E	102 St Andrews Ct Indiana	PA 15701
Fleminggraves Launya	4250 Crown Blvd T 82 Denver	CO 80239
Fms Va1 642	Austin	TX 78714
Ford Motor Credit Co	Yonkers	NY 10702
Ford Motor Credit Company	Beirne	AR 71721
Ford Motor Credit Company	Center Strafford	NH 03815

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Ford Motor Credit Company	Durham	Ny 12422
Ford Motor Credit Company	Livonia	MI 48152
Ford Motor Credit Company	Piermont	NH 03779
Ford Motor Credit Company	Waukon	IA 52172
Ford Motor Credit Company	Po Box 105704 Atlanta	GA 30348
Ford Motor Credit Compnay	Dover	NH 03821
Foster-Wheeler Energy Cor P	Dept. 2407 -Maintenance Parts Dept. Clinton	NJ 08809
Franklin Urological Assoc	Franklin	TN 37067
Freeman Decorating Co	Po Box 650036 Dallas	TX 75265
Fulmer Tiffany	12148 Jollyville Road 210 Austin	TX 78759
Funding Union Acceptance	New York	NY 10159
Furlong Fabio A	London Swi V4nb England	FN 00000

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Furman Tina M	Po Box 583 Decaturville	TN 38329
Gagliano Tony A	Concord Ontario L4k 4p3 50 Macintosh Blvd Can	FN 00000
Garman Johanna L	416 W Main St Watertown	TN 37184
Garza Herlinda S	5200 Gray Buffalo San Antonio	TX 78242
Gates Clinic Inc/Sis	P O Box 5887 Denver	CO 80217
Gee Barbara J	Tioga	Pa 16946
General Motors Acceptance Corp	Syracuse	NY 13290
George Mary P	106th Med Det Vs Apo	AP 96205
Ghori Mohammed A	Po Box 8425 Dubai Uae	FN
Gloudon Iva	University Of The West Indies St. Augustine	FN 00000
Gmac	Beaman	IA 50609
Gmac	Falls City	OR 97344

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Gmac	Georgetown	TN 37336
Gmac	Houston	TX 77263
Gmac	Pearl Harbor	HI 96860
Gmac	Staten Island	NY 10310
Gmbh Alamo R Am	Frankfurt Germany Postfach 176 Main	60549 FA 00000
Goetsch Brenda L	7756 E Sugarloaf Cir Mesa	AZ 85207
Goldman Irving	Po Box 877 Richmond Hill	GA 31324
Goldman Jeffrey E	Po Box 877 Richmond Hill	GA 31324
Gone Maria	Po Drawer E Richmond	TX 77469
Gonzales Transportation Services In	P O Box 111014 Carrollton	TX 75011
Gonzalez Consuelo	Naucalpan 53050 Valle Jilotepec 33 Mex	FN 00000
Gonzalez Jorge E	763 Inland 101 Naperville	TN 60540

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Gonzalez V	San Sebastian De Los Reyes Madrid , Spain	FN
Gonzalez Ventura	Apartado 129 28700 San Sebastian De Los Rey Madrid Spain	FN
Graduate House	6500 Main St Houston	TX 77030
Graham William C	23 W 276th St Emerson	GA 30137
Great West Insurance Co	8505 E Orchard Rd Englewood	CO 80111
Great West Live	7410 Northside Drive 202 Charleston	No SC 29420
Greater Manchester Mh Cen	401 Cypress Manchester	NH 03102
Greatr West Insurance Co	Po Box 950 Denver	CO 80201
Green George	340 Intrepid Cut Appling	GA 30802
Gritzmacher Richard O	840 Boston Post Rd Old Saybrook	CT 06475
Grosse Pointe Public Scho	389 Saint Clair Grosse Pointe	MI 48230
Gte Leasing Corporation	Po Box 650478 Dallas	TX 75265

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Guerrero Leticia L	Lomas Virreyes Agustin Ahumada 335	FN 00000
Guido Donald W	1150 Syracuse St Denver	CO 80220
Hagin Gina L	5311 Starboard Court Conyers	Ga 30208
Hale Kelly	2101 Hayes Road Apt 1114 Houston	TX 77077
Hamer Sharon A	27 Park Forest Drive Pittsford	NY 14534
Hammad And Platner Md Pc	Atlanta	GA 30312
Hanalei Bay Resort & Vill	5380 Honoiki Rd Hanalei	HI 96722
Harmon William	301 W 6th Street Apt 44 Davenport	IA 52803
Harris Contracting	Po Box 64 Conley	GA 30027
Harris Linda L	12 Chemin De Lacolat 1226 Thonex	SW 00000
Harris Sharon	693 Washington Road Prescott	AR 71857
Harrison Edward B	Uss Wasp Lhdi Div	Oec AE 09556

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Hartmann Marian R	Chilliwack Bc V2p6p1 45642 Nelmes Ave	FO
Hatfield Melisa D	Po Box 473 Sedalia	CO 80135
Hawkins Linda D	742 Church Road Saint Davids	PA 19087
Hawthorne Beatrice	17 Mt Vernon Rd Montclair	NJ 07043
Hays Evelyn	1040 Patwood Apt B Kalamazoo	MI 49001
Haywood Derbeth	Aberdeen Abi 8sd Scotland	FN 00000
Hazelwood Hazel T	6148 Catherine Street Philadelphia	PA 19143
Health Sciences Center Dept	3601 4th Ct 1bc113 Lubbock	TX 79430
Healthcare Compare Corp	Po Box 8805 Scottsdale	AZ 85252
Heller Ron E	Uss Dixon As 37 Fpo	AP 96648
Heritage Manor South	9712 Mansfield Shreveport	LA 71118
Hernandez Luis A	Apdo Postal 37 Itf Luis Rodrigo Blanco Arambu	FN 00000

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Hirayama Yoshinori	Nrthh	FN 00000
Hlth S Rehab Hosp Of Austin	Austin	TX 78701
Hmo Great Lakes	Po Box 49219 Colorado Springs	CO 80949
Holder Donald W	1701 Kole Killeen	TX 76541
Horowitz Estelle	100 W Pond Road Woodbridge	NJ 07095
Horowitz Irving	100 W Pond Road Woodbridge	NJ 07095
Hosbein Irene N	Po Box 37 Watervliet	MI 49098
Hunt Manufacturing	Po Box 100307 Atlanta	GA 30384
Hyatt Clinton J	12527 Parkrange Ave Baton Rouge	LA 70816
Icing The	72 Shaker Rd Enfield	CT 06082
Ida Crown Jewish Academy	300 Walton St West Hempsted	NY 01155
Ieee Mexico	Mex	FN 00000

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Ile A La Crosse public Library School	Box 70 Ilea La. Sask	FASOM 1		
Impac Development & Contr	2 Live Oak Cent Atlanta	GA	30326	
Industrial Time Systems	8 Capital Drive Wallingford	CT	06492	
Insurance Claims Service	Po Box 43350 Birmingham	Al	35243	
Inter Sys Inc	5211 Linbar Drive Suite 508 Nashville 37211+Interstate Carrier Exp	TN NY		
Iowa Clinic	1215 Pleasant St Ste 618 Dubuque	IA	52001	
Issp Bwm	Swerner Halsenlbe Weg39 Isws Der Univ Neubiberg	FN	00000	
Ito Takeshi	3 8 19 Kamitsuruma Sagamchara City	AA	228	
Ivac Corp	Po Box 10361 Newark	NJ	07193	
Ivone Lahaye La Universal	Santiago 0177 Ek Bisqyue 19th Fk	FN	00000	
Jackson Cathy	1337 Avenue H Fort Madison	IA	52627	
Jackson Leonard	67 Gates Ave Central Islip	NY	01172	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Jackson Therese	3501 Brittany Cv Kennesaw	GA 30152
Jajko Cheryl	6610 N Onarga Guaynabo 969	FA
James Abroms & Walter Bra	Birmingham	Al 35209
James Earl A	1616 Mithering Ln Silver Spring	MD 20905
Jardine Insurance Brokers	1155 Ave Of The Americas New York	NY 10036
Jerrys Building Material	Po Box 2611 Eugene	OR 97402
John Deere Credit	14156 28th Street West Des Moines	IA 50266
John Wiley And Sons Inc	P O Box 18684 Newark	NJ 07191
Johnson Controls Inc	P.O. Box 730068 Dallas	TX 75373
Johnson Florence M	765 Penn Avenue Pittsburgh	PA 15221
Jones Edward	Po Box 2051 Glen Rose	TX 76043
Jones Irene M	11875 Sw Belvidere Portland	OR 97225

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Judge Alfred	2949 Davenport Avenue Davenport	IA 52803
Karnes John	632 Quail Ridge Rd Aledo	TX 76008
Kentucky Fried Chicken 20 0027 Kfc	Po Box 789784 Wichita	KS 67278
Kerrigan Kathleen N	Exows	FN 00000
Kewadin Inn Of St Ignace	1140 N State St Saint Ignace	MI 49781
Key Bank Usa	Woodville	TX 75979
Khaldoun Cite I	8030 Grombalia Tunisia	FN 00000
Kim Nam S	10211 Ura Lane 8 207 Denver	CO 80221
Kindred Hospital Atlanta	Atlanta	GA 30308
Kindred Hospital Denver	1920 High Street Denver	CO 80218
Kinkos	Po Box 672085 Dallas	TX 75267
Klopfenstein M H	Po Box 59889 Dallas	TX 75229

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Kmart	3100 W Big Beaver Rd Casco	MI 48064
Knab Joseph Raymond	70 Caraway Lane Spencerport	NY 14559
Kwiatkowska Henryka	27 600 Sandomierz Ul	FN 00000
L Tech Service Company	7502 Se 105 Lawton	OK 73501
La State Univ Hospital	Po Box 33932 Shreveport	LA 71130
Ladera Resort	489 Devon Park Wayne	PA 19087
Lakeview Regional Med Ctr	Mandeville	LA 70470
Landrum Phyllis	Po Box 730 Cleveland	MS 38732
Larsen Janessa L	6610 N Onarga Guaynabo 969	FA
Lawrence James	748 Ne Seward Ave Bend	OR 97701
Lear Corporation Saltillo Plant	P O Box 2097 Laredo	TX 78044
Lechner Eric John	1504 Remington St Fort Collins	CO 80524

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Leitch Margaret	13941 N Desert Butte Dri Tucson	AZ 85735
Leroy Esther	Ames	IA 50010
Leve Robert	Montreal Quebec Canada 5025 Jeanne Mance 2	FO
Leventhal Rick	Po Box 20506 Cherokee Station New York	NY 10021
Lexington Hotel Suites	5401 28th St Grand Rapids	MI 49546
Lhiw DbA American Pacific	Tamuning 96931 Po Box 10300 Gum	FN 00000
Liberty Mutual	Po Box 1525 Dover	NH 03821
Lichtenstein Ann	712 Waveland Mellenville	NY 12544
Lincare	2827 Peterson Norcross	GA 30071
Liquid Crystal Science	Po Box 670337 Marietta	GA 30067
Lismarc Realty Management	55 E Washington St Room 405 East Orange	NJ 07017
Liu Yezi	Hau Wo St 2 Fl Flat B Moon Sat Bld 6-18 Hong KO	00000
Lm Air Waste		

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	Littleton	CO 80161
Look Out Inn	622 Watervliet Latham	NY 01211
Lopez Victor	Ontario Canada 2015 S Campus Ave	FA 91761
Luccarelli Domenica	7 Laurel Cr 309 Keansburg	NJ
Ludington Area Schools	809 E Tinkham A Ludington	MI 49431
Lynn Bryan J	41 Inner Circle Dover	DE 19901
Lyon William T	3191 Maple Ln Alpharetta	GA 30201
Macclure Steven L	2718 West 59th Street Davenport	IA 52806
Magana Andrea	2158 W 18th St Apt 21e Bronx	NY 10471
Magana Carlos R	Pedregal De San Angel Cantil 140 Mexico 01900 D F	FN
Maiolo Francis M	Urb Palmar Sur H64 Calle F Carolina	PR 09796
Malone Kira R	20788 East 44th Ave Denver	CO 80226
Mandeville Pediatric Clinic		

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	Mandeville	LA	70471
Maricopa Medical Center	Maricopa County Phoenix	AZ	85010
Marriott Management Servi	Po Box 352 Buffalo	NY	01424
Martinez Mario P	Po Box 76032 Mex	FN	00000
Marzulli Ju	Apdd 497 San Miguel Deallende Gto Mex	37700 FO	00000
Marzulli Pascal A	Apdd 497 San Miguel Deallende Gto Mex	37700 FN	00000
Mass. Mutual Life	700 Veterans Highway Hauppauge	NY	11788
Mayanot Yeshua	Jerusalem Rechov Kazelenboge 66 Isr	FN	00000
Mazda American Credit	Dorchester	IA	52140
Mazda American Credit	East Norwich	NY	11732
Mcclure Danielle	1409 Ropermtn Rd Apt#576 Greenvil	SC	29615
Mcilvain Timothy A	2169 S Kittredge Way Aurora	CO	80013
Mckenna Peter	51 W 52nd St		

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	New York	NY 01001
Medical Assn Of Medical Staff Services	Po Box 140647 Austin	TX 78714
Medical Group Management	Po Box 17603 Denver	CO 80217
Medical Park Xray Svc	642 E 5th Ave Anchorage	AK 99508
Melgarejo Selma Simon	Tennessee 32-A Mexico 18	FN
Memorial Hospital	North Conway	NH 03860
Mendoza Tina	104 Thornton St Cotulla	TX 78014
Messina Virginia L	1130 Rosedale Drive Atlanta	GA 30306
Metal Recovery Systems Inc	16440 Common Road Roseville	MI 48066
Methodist Primary Care	Memphis	TN 38104
Methven William C	Po Box 919 Canon City	CO 81215
Metra Health	1420 Peachtree St Ne Atlanta	GA 30309
Metra Health	450 Columbus Blvd 10nb	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	Hartford	CT 06115
Metra Health	8369 Seneca Turnpike New Hartford	NY 13413
Metra Health	Po Box 2960 Englewood	CO 80110
Metra Health	Po. Box 672588 Marietta	GA 30067
Metrahealth	Po Box 5629 Newark	DE 19714
Metrahealth	Po Box 672588 Marietta	GA 30067
Metrahealth	Po Box 740042 Atlanta	GA 30374
Metrahealth	Po Box 9818 New Haven	CT 06536
Metropolitan Health	1700 Alma Dr Plano	TX 75075
Miller Elaine	620 Broco Rd Denverton Hgt	CO 80221
Miller Elaine	620 Broco Rd Denver Hts	CO 80221
Miller James R	P O Box 5278 Greeley	CO 80632
Mims Luchey	P O Box 37284	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	Shreveport	LA 71133
Minton Charles	338 Hickory Bluff Johnson City	TN 37601
Momento Medico Italia		FN 00000
Monkman Lorne	Calgary Alberta 404 Mt Cascade Place Se	FA
Monkman Sharon	Calgary Alberta 404 Mt Cascade Place Se	FA
Monongalia Cnty Health Dept	Morgantown	WV 26505
Montana Hernando	102 Paces Brook Ave 1023 Columbia	SC 29212
Montejano Armando	Uss Geo Wash Cvn73 Fpo	AE 09550
Moore Maurice D	Yigo, Guam 1967a Caraboa Ave.	FA 00000
Moran Gerald E	1586 E Beach Blvd Pass Christian	MS 39571
Motorola Inc	Po Box 29005 Phoenix	AZ 85038
Mugica Mario P	P O Box 76032 Mex	FN 00000
Murphy John R Md	301 Sleepy Hollow Cleveland	TX 77327
N Scottsdale Pedtrc Assoc		

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	Scottsdale	AZ 85258
Nadeem Amjad	Lormskog Rolvsrud Vn 18	FN 00000
National Benefit Admin	Po Box 39118 5755 Dablin Colorado Springs	Co 80949
National Group Life Claims	Po Box 619077 Dallas	TX 75261
National Target Grp	Po Box 3400 Pueblo	CO 81005
Nelson Deanne	2609 Diehr Ave Davenport	IA 52802
Network Construction And	2310 N Triphamm Ithaca	NY 01485
New England	Po Box 4015	
New York Eye And Ear Infi	New York	NY 01000
New York Life	Po Box 1700 Detroit	MI 48231
New York Life	Po Box 30769 Jamaica	NY 30769
Newland Medical Associates	Southfield	MI 48075
Nic Infor A S Oslo Navesens Vei 2	Po Box 6512 Etterstad Bertrand	FN 00000

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Nichols Electric	Po Box 408 128 Stewart St Durango	CO 81301
Nissan Motor Acceptance Corp	Girvin	TX 79740
Nora H G	Colonia Mixcoac Mex	FN 00000
Nordstrom Inc	715 Sw Morrison Suite 800 Portland	OR 97205
Norman Regional Hospital	901 N Porter Av Norman	OK 73071
North American Adm Inc	Po Box 9501 Amherst	Ny 14226
North Shore Health S	150 Community Drive Great Neck	Ny 11021
North York Board Of Education	5050 Youge St North Your Ont	FA M2n 5
Northcutt Joe P	1115 Louise Lane Norman	OK 73071
Norwalk Hospital	24 Stevens Street Norwalk	CT 06851
Norwichtown Convalescent	93 W Town St Norwich	Ct 06360
Oakdale Manor	1025 N Adams Rd Sand Springs	OK 74063

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Ocmulgee Fields Inc	Po Box 7006 Macon	GA 31298
Oddaflug	400 Isaffjordur Iceland	FA
Ojeda Carlos B	Edo De 54060 Tlalnepantla Mex	FN 00000
Ojeda Karla G	Edo De 54060 Tlalnepantla Mex	FN 00000
Ojeda Tania R	Edo De 54060 Tlalnepantla Mex	FN 00000
Oke Benjamin A	109 24 175th St Jamaica	NY 01143
Old Kent Bank	Harrison City	PA 15636
Olivera Matilde S	315 Conant St Hillside	NJ 07205
Olson Karyn N	Australia Nathan Queensland 4111 P2 2 Carnarvon Resid Griffith	FO
Olympic Financial Ltd	Augusta	KS 67010
Olympic Financial Ltd.	Coden	AL 36523
Omc El Paso	11130 Rojas Dr Bullaing A Suite El Paso	TX 79935

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Omca	234 Eglinton Avenue E Suite 412 Toronto	CP
Ontario Ministry Of Healt	Po Box 2017 Buffalo	NY 01424
Onyx Acceptance Corp	Jayton	TX 79528
Opawikocikan School	Box 100 Pelican Narrows Sas	FA Sop O
Orchard Manor Nursing Hom	20 Orchard Dr Grove City	PA 16127
Orgill Inc	2100 Latham Street Memphis	TN 38101
Orion West Llc	1508 Santa Fe Suite E Weatherford	TX 76086
Orthopedic Network News	P O Box 83040 Birmingham	AL 35283
Oystila Ann K	Stockholm Sweden Scheele Gatan 8 2tr	FA
Oystila Hans E	Stockholm Sweden Scheele Gatan 8 2tr	F
P Merritt Md	113 Va Clinical Lab Pittsburgh	PA 15206
Pacileo Bertha	2316 E 70th St Brooklyn	NY 01123

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Palacio Norberto P Jilotepec No 33	El Mirador Naucalpan Edo Valle Mex	FN 00000
Pasantes Elena S	Col Lomas De Chapultepec Mex	FN 00000
Pathfinder	Po Box 647 Jacksonville	AR 72076
Patrick Crowley Tda Nabis Co Biscuit Co	200 Deforest Ave. East Honoover	NJ 07936
Patrona Eleni K	Handacos 4 Grc	FN 00000
Pearls Of The Caribbean Inc	Merida Yucatan Avenida Perez Ponce #407 Mex	FN 00000
Pelletier Robert	On Kin 6n5 University Of Ottawa	FN 00000
Pelliteri Pat Waymar Heights Blvd 115	Woodbridge Ontario L4l 2p6 Can	FN 00000
Penley Stephen	210 Walker St Nw Atlanta	Ga 30313
Pennsylvania Dept Of Insurance Pennwell Corporation Penn Well Conferenc	PA  3050 Post Oak Boulevard Suite 205 Houston	TX 77056
Peralta Alberto	13740 45th 1 A Flushing	NY 11355

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Perez G	104 Hardenburg Ave Demarest	NJ 07627
Pharmicia And Upjohn	Kalamazoo	MI 49001
Philip O Shillinglaw	Saint Stephen	SC 29479
Phoenix Childrens Hospital	Phoenix	AZ 85006
Physical Education Research	Po Box 19395/4834 Tehran	FN 00000
Pikesville Hilton	1726 Reisterstown Road Baltimore	MD 21208
Pinehaven Care Center	1251 Pinehaven Clinton	MS 39056
Pinkus Paul	6308 N Kedzie Ave Chicago	11 7
Pitney Bowes Supply Line	40 Lindeman Drive Trumbull	CT 06611
Plasencia Maria N	Lerdo De Tejada 2626 Guadalajara J	FN 00000
Players Island Htl And Ca	505 N Lake Shore Dr Lake Charles	LA 70601
Pohle Gertrud J	Suedwestkorso 1000 Berlin 41 Deu	FN 00000

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Porex Surgical Inc.	4715 Roosevelt Highway Atlanta	GA 30349
Porter Jon E	5908 W Beverly Dr 1166 Fort Worth	TX 76132
Powe Pamila	2010 10th Street Coralville	IA 52247
Poyastro Jose	Guadalajara Enrique Rodo 3045 Mex	FN 00000
Prater Michael	Jackson	MI 49201
Preston Eastin Inc	Po Box 582288 Tulsa	OK 74158
Priest Lake Medical Clinic	Nashville	TN 37227
Prince Alberte Rcssb No 6	118 11th St E Prince Albert Sask	FA S6v 1
Principal Mutual	711 High Street Des Moines	IA 50392
Principal Mutual Life	711 High St Des Moines	IA 50392
Principle Mutual Ins	4050 River Ridge Dr Ne Cedar Rapids	IA 52402
Progressive Plan	Po Box 2019 Murray Hill New York	NY 10156

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Pronet Medical Communicat	Po Box 200457 Dallas	TX 75320
Provident Bank Of Maryland	Rock	KS 67131
Provident Life	Po Box 30151 Lansing	MI 48909
Provident Life & Accident	Po Box 30151 Lansing	MI 48909
Prudential	Po Box 6200 Linwood	NJ 04322
Prudential Insurance	Po Box 950 250 Gibrather Road Horsham	PA 19044
Prudential Insurance Co	56 N Livingston Ave Roseland	NJ 07068
Prudential Insurance Co	Po Box 5060 Millville	NJ 08332
Puente Manuel	Ave Vertiz 1479 Col Portales Mex	FN 00000
Qsd	AA	
Quest Medical Inc	One Allentown Parkway Allen	TX 75002
Rabanes Escolastic	Pilap Sta Cruz Ilocos Sur Pi F	FA

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Radio Communications Co	1816 Pappas Street Laredo	TX	78041
Radio Communications Of C	50th St & Beallwood Conne Columbus	GA	31904
Radio Shack Premium Incen	1600 One Tandy Center Fort Worth	Tx	76102
Raloid Tool Co Inc	Po Box 551 Mechanicville	NY	01211
Ram Tire Services	9560 B North Loop El Paso	TX	79927
Ramot Yeshivah T	Jerusalem Po Box 23074 Isr	FN	00000
Reddix Betty	209 Jeffries St B Hot Springs	AR	71913
Reflector Hardware Corp	233 12th Street Columbus	GA	31901
Renal Treatment Center	4528 Freret St New Orleans	LA	70115
Rhouma Tarek B	8030 Grombalia Tunisia	FN	00000
Richard David L	38360 Holdridge Ave Colorado Springs	CO	80919
Riere Michael	128 E Harwood Terrace Palisades Park	NJ	07650

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Rivera Sabina	Po Box 64 Caguas	PR 00625
Riverland Medical Center	Ferriday	LA 71334
Rmsco	731 James St Suite 309 Syracuse	NY 13203
Robert Gold Md Profit Shar Plan	Eldorado Ontario Canada Rr 1 Suite 636022	FO
Robert Mills 355474	P O Box 4500 Tenn Colony	TX
Robert Mills 355474	P O Box 4500 Tenn Colony	TX 75856
Rodgers Kristie	2807 12th Avenue 1 Chattanooga	TN 37407
Rodriguez Alma A	Tizipan San Angel Mex	FN 00000
Roldan Antilen M	0177 El Bosque 19th Fl Santiago	FN 00000
Rowe John	644 Ind Park Blvd Apt 6j North Richland Hills	TX 76180
Sadler Clinic	Conroe	TX 77304
Saffarini Montaser A	Dubai Po Box 4000 Are	FN 00000

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Sage Memorial Hospital	Po Box 457 Ganado	AZ 86505
Saiz Antonio	Reo Piedras 00926 Calle Trevi F4	FA
Saiz Maria	Reo Piedras 00926 Calle Trevi F4	FA
Saldivar Maura	Guadalajara Jalisco 44100 Lerdo De Tejada #2626	FN 00000
Salvatore Stephen R	330 Heritage Road Sewell	NJ 08080
Sandbar Motor Inn & Resta	Us Rte 2 South Hero	VT 05486
Sanders Brenda	20 A Street Niagara Falls	NY 14303
Sanders Hdwe	160 W 6th St Silverthorne	CO 80498
Sanders Michael B	9104 W Progress Ave Littleton	CO 80123
Santos Francisco J	Col Limas De Chapultepec Alcazar De Toledo No 405 1 Mex	FN 00000
Sathasivam Chakravarthy	Po Box 10857	FN 00000
Sathasivam Manonmoney	Po Box 10857 50728 Kuala L	FN 00000
Savannah Institute Sister Of Mercy	207 East Liberty Street	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	Savannah	GA 31401
Saville Kelly J	11724 E Basswood Ln Franktown	CO 80116
Schleske Miguel R Ponien	Col Ciudad Satelite Circuito Circumbalacion Naucalpan Edo De Mexico Mexico	FN
Schlunk Franz R Cho 16 2 Shibuya Ku	Tokyo 151 Motohachi Mansion 102 Jpn	Motoyoygi FN 00000
School Dist 16 Keremeos	Po Box 10 Keremeos Bc	FA Vox 1
Schrod Shirley	Rt 1 Box 174 Halls	TN 38040
Scotiacleod Inc Dom	Toronto Ontario M5k 1m2 Box 433 Stn Toronto Can	FN 00000
Seal Jack F	403 Homewood Road Linthicum Heights	MD 21090
Seehus Margaret	461 Morgan Road Longmont	CO 80501
Seminars International	Po Box 25037 Shawnee Mission	KS 66202
Sentinel Security Comm	3899 Oneida St New Hartford	NY 13413
Severin Joel B	1307 N Clayton St Wilmington	DE 19806
Shaheed Saeed		DE

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Shared Services Healthcare Inc	3200 Windy Hill Road Suite 1400 WAtlanta	GA 30339
Shell Oil Co	Dallas	TX 75379
Shell Oil Co/Sbms	Dallas	TX 75379
Shuhui Victor	Taipei Chung Ching S R D 12th Fl Twn	Apt 51 FN 00000
Siddiqui Saleema	P O Box 110731 Carrollton	TX 75011
Sides Douglas	Van Miereveld Str 5 1071 Dw	FN
Siller Roland	Deu Schwaryburg Street 30	FN 00000
Silva Dolores G	Ignacio Esteva 44 S Miguel Cha Mex	FN 00000
Silva Elisa G	Ignacio Esteva 44 S Miguel Cha Mex	FN 00000
Silverton General Hospita	342 Fairview St Silverton	OR 97381
Simmons Arnette	Ms2 Simmons Vaq 138 Unit25412 Fpo	AP 96601
Simmons Betty S West Bermuda	Harvey Rd	Paget FN

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Simon Luis J	Tennessee 32-A	FN
Simone Development Co	100 Main St New Rochelle	NY 10801
Simonson Marlys J	3995 560th Ave Rodman	IA 50580
Sinar Bron Inc	Po Box 4015 Iselin	NJ 08830
Sliwa Victor	Po Box 59889 Dallas	TX 75229
Smart Merchandising & Dis Play	Po Box 4098 46 10 Skillman Ave Sunnyside	NY 11104
Smith Aaon R	15917 E Mercer Cir Aurora	CO 80013
Smith Amy L	Biloxi	MS 39530
Smith Bill	3200 Parkwood Bl #502 Plano	TX 75093
Smith Elisha R	15917 E Mercer Cir Aurora	CO 80013
Smith Jessica R	15917 E Mercer Cir Aurora	CO 80013
Smith Joanna	3025 Gunnison Trl Ft Worth	TX 76116

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Smith Thomas P	Biloxi	MS 39530
Smock Steven O	330 Los Nogales Ct Seguin	TX 78155
Snfman	Po Box 40609 Portland	OR 97240
Snowmass Lodge And Club	Po Box 1248 Aspen	CO 81612
Soter Mark D	624 Clark St Clay Center	KS 67432
Soter Susan J	624 Clark St Clay Center	KS 67432
Soto Patricia	2205 Cales Drive Arlington	TX 76013
South Down Care Center	1386 W Tunnel B Houma	LA 70360
Southwest Hospital And Me	501 Fairburn Rd Sw Atlanta	GA 30331
Springer Verlag New York Inc	175 Fifth Ave New York	NY 10010
St Francis Village Inc	Crowley	TX 76036
St Marys Hospital	89 Genesee St Rochester	NY 14611

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

St Regis Hotel	17th And Chestn Philadelphia	PA 19103
Stam Clazina	151 Graham Ave Haledon	NJ 07508
Starr Wood Cardiac Grp	9155 Sw Barnes Rd Ste 240 Portland	OR 97225
State Farm	Po Box 8430 Scottsdale	AZ 85252
State Of West Virginia	Po Box 5607 Charleston	WV 25362
Staten Island Advance	950 Fingerboard Road Staten Island	NY 10305
Staten Island University Hospital	475 Seaview Avenue, Staten Island, NY	10305
Statler Hotel	Ithaca	NY 01485
Stedman Lisa	20359 Ne 63rd Harrah	OK 73045
Steucy Theodore	12000 Martin Luther King Dr Houston	TX 77048
Stevens Publishing	Po Box 2604 Waco	TX 76702
Suarez Enrique A	Norte 35 1028 Mex	FN 00000
Suarez Joaquin D	Norte 35 1028	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	Mex	FN 00000
Suarez Maria T	Norte 35 1028 Mex	FN 00000
Sun Tsung Hsu J	655 W Irving Park Road Apt 18 A New York	NY 10016
Sunny Acres Villa	2501 E 104th Av Denver	CO 80233
Sunshine Saerno Inc	Po Box 248 Brattleboro	VT 05302
Supply Distrubution Center	Po Box 5685 Denver	CO 80217
Sutherland Peter A	61307 Apo	AE 09803
Sutherland Russell P	Toronto On M4g 2n1 219 Donlea Drive Canada	FO 00000
Svc Primus Automobile Fin	Rock Hill	SC 29732
Svc Primusautomoti Fin	North Charleston	SC 29405
Sykes John L	Canada K1h 2111 Altavista Dr . Ontario	FA
Take Care Health Plan	5725 Mark Sabling Blvd Colorado Springs	CO 80919
Takecare Great Lakes	Po Box 35715	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	Colorado Springs	CO 80935
Tamura Katsunori	Tokyo Japan Univ Of Tokyo	FA
Tateishi Yukiko	Tokyo 108 Apt 101 2741 Shirkane Jpn	Minato Ku FN 00000
Taylor George M		WV
Teletronics Paging System	7400 S Tucson Way Englewood	CO 80112
Temporary Vip Suites	590 Millsbee Ln Roswell	GA 30075
Thaler Steven	Po Box 251 Lakewood	NJ 08701
The Yasuda Fire & Marine Insurance	255 Luberty Street New York	NY 10281
Thomas & Betts Caribe	Cabocaribe Ind Pk Lot 34 Po Box 4058 Vega Baja	PR 0694
Thompson George L	511 Norwood Circle East Arlington	TX 76013
Thurow Joanne	2117 Archer Ct Flower Mound	TX 75028
Toyota Motor Credit	Macungie	PA 18062
Tpa	116 Washington Ave	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	North Haven	CT 06473
Tr Paul Group Service Inc	Po Box 5508 Newtown	CT 06470
Travelers	1 Tavel Square Hartford	CT 06183
Treasurer State Of Ct	165 Capitol Ave Hartford	CT 06106
Trevino Leonelo	San Nicolas N L Po Box 5 Mexico	FN
Trevino Rolando	Po Box 5 Po Box 5 San Nicolas N Mx	FN
Tti Expotrans Transportes	2850 Market Loop Southlake	TX 76092
Tubelite Ncas Midwest	525 N Woodward Av Ste 10 Bloomfield Hills	MI 48304
Tut Systems	18277 S.W. Boones Ferry Portland	OR 97224
Uab Hsf	Birmingham	AL 35255
Uaw Ncas Midwest	525 N Woodward Ave Ste 1 Bloomfield Hills	MI 48304
Umemoto Harry H	4702 W 35th Ave. Denver	CO 80212
Unger Hortense	2807 W Arlington Loop	

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

	Hattiesburg	MS 39401
United Presstek Inc	3801 Trenton Avenue Detroit	MI 48210
Univ Of Iowa	200 Hawkins Dr Room C41 Gh Iowa City	IA 52242
Univ Of Tennessee Med Ctr	Dt Stafford Phd Tox Lab Memphis	TN 38163
Univ Of West Indies	Trinidad St Augustine West Indies Tto	FN 00000
University Of Michigan	Ann Arbor	MI 48106
University Of Michigan	Matt Hospital Ann Arbor	MI 48109
University Of Oklahoma	College Of Medicine Oklahoma City	OK 73126
Upmest Margeret	815 Freeport Rd Pittsburgh	PA 15215
Us Air Force Accounting & Finance	Afmftc Acfac Lackland Air Force Base	TX 78236
Us Air Force Accounting & Finance Offi	Comsaps Brooks Afb	TX 78235
Us Army Accounting & Finance Offi	Fitzsimons Army Medical Center Aurora	CO 80045

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Us Army Finance & Accounting	Fort Shafter	HI 96858
Us Life Insurance Co	Po Box 15205 Reading	PA 19612
Vail Mary	5k Barrett Dr Kendall Park	NJ 08824
Valassis Communications	525 N Woodward Av Ste 15 Bloomfield Hills	MI 48304
Valentines	616 Beach Dr Saint Simons Island	GA 31522
Valenzuela Manuel R	Tizipan San Angel Iglesia 2 Desp 706 Mex	FN 00000
Valozzi Fred Unit 35	Toronto Ontario M3k 2w2 1170 Shepard Ave W Can	FN 00000
Vancouver Stock Exc Svcs	Vancouver Bc V7y 1j9 Box 10338 Canada	609 Granville St FO 00000
Vancouver Stock Exchange	Vancouver Bc Box 10333 Can	609 Granville St FN 00000
Vanree Erik	6131 AA Sittard Holleweg 13	FN
Varghese Theresa M	4280 Northern Pike 100-431	Monroeville TX
Vassallo Reginald	22C Amato Dr South Windsor	CT 06074
Villasenor Guadalupe	Queretaro Queretaro Calle 19 De Julio 4 Dpto 4	FN

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Vitramon Inc	Po Box 544 Bridgeport	CT 06601
Volunteers Of America	600 Azalea Rd Mobile	AL 36609
Voriszetszche Darlene	11919 W Fox Chase Cr Knoxville	TN 37922
Walloch Lillian	Po Box 88 425 Cedar St Waterloo	IA 50704
Warner Lambert Company	201 Tabor Road Morris Plains	NJ 07950
Warren County Board Of Ed	107 Academy Street Warrenton	GA 30828
Waton Eric	20 Rue De La Plaine Clamart	92140 FN 00000
Waton Judith C	20 Rue De La Plaine Clamart	92140 FN 00000
Waton Nicholas	20 Rue De La Plaine	FN 00000
Watson Ruby	9108 Dailey Dr Little Rock	Ar 72209
Weegar Gail	Po Box 62 Oswego	NY 01312
Wehmann Margaret A	11 Fredonmarksboro Road Newton	NJ 07860

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Weiler Hosp Occ Health Ctr	1825 E Chester Rd 7th Floor Bronx	NY 10461
West Canada Depository Trust Company	Vancouver Bc V7y 1J9 Box 10338 609 Granville St Can	FN 00000
Westchester.Urological Associates	White Plains	NY 01060
Whalin Virgie C	217 Velma Avenue Springdale	AR 72764
White Frances	P O Box 31294 Jackson	MS 39286
Whitener Beth	1000 W 25th St 210 Austin	Tx
Whitney Museum Of Art	945 Madison Ave New York	NY 10001
Wiebe Alfred H	14267 Nw Purity Springs Road Burns	KS 66840
Wiegand Maria L	Rio Mixcoac 88 Penthouse Silvia L De Martinez	FN
Wilhelm Kathryn T	328 W 83rd Street Unit 6f New York	NY 10024
Williams Moses	Po Box 1152 Tallulah	LA 71284
Williams Rohanna	1701 Pearlie Dr #3h Wichita Fls	TX 76306

## ILLINOIS STATE TREASURER

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Willis Corroon Adm Services	Po Box 305154 Nashville	TN 37230
Wilson Lucy M	4628 Lancaster Road Bolton	MS 39041
Winchester Savings Bank	Pinopolis	SC 29469
Winters Perry M	Po Box 573 Durant	MS 39063
Witter Lawrence	716 Irving Place Secaucus	NJ 07094
Wj Jones Adm Service	1983 Marcus Ave New Hyde Park	NY 11042
Woolam Gin Co	2001 Woolam Rd San Benito	TX 78586
Workman Pamela	Bracebridge Ontario P11 1t9 P O Box 747 Canada	FO 00000
World Wide Publishers Ltd	Victoria Bc 13 547 Eszuiltmant Rd Canada	FO 00000
Wyman P Sandlin Do	Bryan, TX	77802
Yamagudi Masatoshi, Kihara, Kiyotakecho Miyazaki Med College Department Of Ob/Gyn		FN
Yasunaga Cheryl N	933 Green St 2 Honolulu	HI 96822

ILLINOIS STATE TREASURER

NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

Yates Betty	142 Washington Ave Montgomery	AL 36104
Yates Betty	3848 C Smiley Circle Montgomery	AL 36104
Yellow Pages	1407 W 84th Ave Suite 417 Denver	CO 80221
Zimmerman Norma A Shehab De Altamirano	Ruben Dario 1529-3-A Col Provi Guadalajara Jal Mexico	Guadalupe FN

# ILLINOIS ADMINISTRATIVE CODE

## Issue Index

Rules acted upon in Volume 26, Issue 34 are listed in the Issues Index by Title number, Part number, Volume and Issue. Inquires about the Issue Index may be directed to the Administrative Code Division at (217) 782-7017/18.

### PROPOSED RULES

86 - 100 ..... 12715  
92 - 15 ..... 12746

### ADOPTED RULES

92 - 390 ..... 12749  
92 - 395 ..... 12766

### EMERGENCY RULES

89 - 140 ..... 12772  
89 - 153 ..... 12791

### JOINT COMMITTEE ON ADMINISTRATIVE RULES

86 - 100 ..... 12796  
77 - 672 ..... 12796  
11 - 1441 ..... 12796  
89 - 165 ..... 12796

### EXECUTIVE ORDERS AND PROCLAMATIONS

02 - 426 ..... 12797  
02 - 427 ..... 12797  
02 - 428 ..... 12798  
02 - 429 ..... 12798  
02 - 430 ..... 12799  
02 - 431 ..... 12799  
02 - 433 ..... 12800  
02 - 432 ..... 12800

## Order Form

<input type="checkbox"/> Subscription to the Illinois Register (52 issues) <input type="checkbox"/> New <input type="checkbox"/> Renewal	\$290.00 <small>(annually)</small>
<input type="checkbox"/> Subscription to the Administrative Code on CD-ROM (2 updates) <input type="checkbox"/> New <input type="checkbox"/> Renewal	\$290.00 <small>(annually)</small>
<input type="checkbox"/> Microfiche sets of Illinois Register 1977 through 2000 Specify Year(s) _____	\$200.00 <small>(per set)</small>
<input type="checkbox"/> Back issue of the Illinois Register (Current Year Only) Volume # _____ Issue # _____ Date _____	\$ 10.00 <small>(each)</small>
<input type="checkbox"/> Cumulative/Sections Affected Indices 1990-2000 Specify Year(s) _____	\$ 5.00 <small>(each)</small>
<input type="checkbox"/> Cumulative Indices to Illinois Register 1981-2000 Specify Year(s) _____	\$ 1.00 <small>(each)</small>
<input type="checkbox"/> Sections Affected Indices to Illinois Register 1984-2000 Specify Year(s) _____	\$ 1.00 <small>(each)</small>

**Prepayment is Required**

(processing fee for credit card purchases, if applicable.)    \$ 1.50

**TOTAL AMOUNT OF ORDER \$ \_\_\_\_\_**

Check    Make Checks payable to:    **Secretary of State**

<input type="checkbox"/> VISA <input type="checkbox"/> Master Card <input type="checkbox"/> Discover <small>(There is a \$1.50 processing fee for credit card purchases.)</small>
Card #: _____
Expiration Date: _____
Signature: _____

**Send Payment to:**    Index Department  
 111 E. Monroe  
 Springfield, IL 62756

**Fax order to:** (217) 524-0308

Name: _____		
Address: _____		
City: _____	State: _____	ZIP Code: _____
Phone: _____	FAX: _____	E-mail: _____