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## INTRODUCTION

The *Illinois Register* is the official state document for publishing public notice of rulemaking activity initiated by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category.

Rulemaking activity consists of proposed or adopted new rules; amendments to or repealers of existing rules; and rules promulgated by emergency or peremptory action. Executive Orders and Proclamations issued by the Governor; notices of public information required by State Statute; and activities (meeting agendas; Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State Agencies; is also published in the Register.

The Register is a weekly update of the Illinois Administrative Code (a compilation of the rules adopted by State agencies). The most recent edition of the Code, along with the Register, comprise the most current accounting of State agencies' rulemakings.

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

### ILLINOIS REGISTER PUBLICATION SCHEDULE FOR 2017

<b>Issue#</b>	<b>Rules Due Date</b>	<b>Date of Issue</b>
1	December 27, 2016	January 6, 2017
2	January 3, 2017	January 13, 2017
3	January 9, 2017	January 20, 2017
4	January 17, 2017	January 27, 2017
5	January 23, 2017	February 3, 2017
6	January 30, 2017	February 10, 2017
7	February 6, 2017	February 17, 2017
8	February 14, 2017	February 24, 2017
9	February 21, 2017	March 3, 2017
10	February 27, 2017	March 10, 2017
11	March 6, 2017	March 17, 2017
12	March 13, 2017	March 24, 2017
13	March 20, 2017	March 31, 2017
14	March 27, 2017	April 7, 2017
15	April 3, 2017	April 14, 2017
16	April 10, 2017	April 21, 2017
17	April 17, 2017	April 28, 2017
18	April 24, 2017	May 5, 2017
19	May 1, 2017	May 12, 2017
20	May 8, 2017	May 19, 2017

21	May 15, 2017	May 26, 2017
22	May 22, 2017	June 2, 2017
23	May 30, 2017	June 9, 2017
24	June 5, 2017	June 16, 2017
25	June 12, 2017	June 23, 2017
26	June 19, 2017	June 30, 2017
27	June 26, 2017	July 7, 2017
28	July 3, 2017	July 14, 2017
29	July 10, 2017	July 21, 2017
30	July 17, 2017	July 28, 2017
31	July 24, 2017	August 4, 2017
32	July 31, 2017	August 11, 2017
33	August 7, 2017	August 18, 2017
34	August 14, 2017	August 25, 2017
35	August 21, 2017	September 1, 2017
36	August 28, 2017	September 8, 2017
37	September 5, 2017	September 15, 2017
38	September 11, 2017	September 22, 2017
39	September 18, 2017	September 29, 2017
40	September 25, 2017	October 6, 2017
41	October 2, 2017	October 13, 2017
42	October 10, 2017	October 20, 2017
43	October 16, 2017	October 27, 2017
44	October 23, 2017	November 3, 2017
45	October 30, 2017	November 13, 2017
46	November 6, 2017	November 17, 2017
47	November 13, 2017	November 27, 2017
48	November 20, 2017	December 1, 2017
49	November 27, 2017	December 8, 2017
50	December 4, 2017	December 15, 2017
51	December 11, 2017	December 26, 2017
52	December 18, 2017	December 29, 2017

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: Long-Term Care Insurance Partnership Program
- 2) Code Citation: 89 Ill. Adm. Code 260
- 3) 

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
260.100	Repealed
260.200	Repealed
260.300	Repealed
260.400	Repealed
- 4) Statutory Authority: Implementing the Partnership for Long-Term Care Act [320 ILCS 35] and authorized by Section 4.01(11) of the Illinois Act on Aging [20 ILCS 105/4.01(1)].
- 5) A Complete Description of the Subjects and Issues Involved: This proposed rulemaking repeals the rules in Part 260 for the Long-Term Care Insurance Partnership Program at the Department on Aging. PA 95-200 repealed the Partnership for Long-Term Care Act, effective August 16, 2007. Administrative responsibility now rests with the Department of Healthcare and Family Services and the Department of Financial and Professional Regulation under the Illinois Long-Term Care Partnership Program Act.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this repealer replace any emergency rule currently in effect? No
- 8) Does this repealer contain an automatic repeal date? No
- 9) Does this repealer contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking does not create or enlarge any State mandate.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments on this proposed rulemaking within 45 days after the date of publication of this Notice to:

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

Karen Alice Kloppe  
Deputy General Counsel  
Illinois Department on Aging  
One Natural Resources Way, #100  
Springfield IL 62702-1271

217/785-3346  
fax: 217/785-4477  
email: Karen.Kloppe@Illinois.gov

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: July 2016

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

DEPARTMENT ON AGING

NOTICE OF PROPOSED REPEALER

TITLE 89: SOCIAL SERVICES  
CHAPTER II: DEPARTMENT ON AGING

PART 260

LONG-TERM CARE INSURANCE PARTNERSHIP PROGRAM (REPEALED)

SUBPART A: PROGRAM OVERVIEW

Section  
260.100 Authority and Purpose

SUBPART B: ELIGIBILITY

Section  
260.200 Eligibility Requirements

SUBPART C: APPEALS

Section  
260.300 Appeals

SUBPART D: SERVICES

Section  
260.400 Scope of Services

AUTHORITY: Implementing the Partnership for Long-Term Care Act [320 ILCS 35] and authorized by Section 4.01(11) of the Illinois Act on Aging [20 ILCS 105/4.01(11)].

SOURCE: Adopted at 18 Ill. Reg. 9895, effective July 1, 1994; amended at 21 Ill. Reg. 12429, effective September 1, 1997; repealed at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

SUBPART A: PROGRAM OVERVIEW

**Section 260.100 Authority and Purpose**

- a) These rules are promulgated to implement the provisions of the Partnership for Long-Term Care Act [320 ILCS 35]. The Illinois Department on Aging shall administer the provisions of the Act and in so doing references the following.

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

- 1) Long-Term Care Insurance Partnership, 50 Ill. Adm. Code 2018, Illinois Department of Insurance;
  - 2) Medical Assistance Programs, 89 Ill. Adm. Code 120.382(a)(3) and 120.386(b), Illinois Department of Public Aid; and
  - 3) Long-Term Care Insurance Partnership Program, 89 Ill. Adm. Code 688, Illinois Department of Rehabilitation Services.
- b) The purpose of this Part is to *establish a private-public Long-Term Care Insurance Partnership Program in which individuals who purchase private long-term care insurance that meets State standards and who sustain extended episodes of chronic illnesses that exhaust all the benefits of their private insurance be eligible for continued care by in-home supportive services and by the Medicaid program on the basis of specific resource eligibility requirements.*

## SUBPART B: ELIGIBILITY

**Section 260.200 Eligibility Requirements**

- a) Individuals who are at least 60 years of age and who exhaust all Long-Term Care Insurance Partnership Program benefits shall be considered eligible for the Department on Aging's Community Care Program, as indicated in 89 Ill. Adm. Code 240.600 through 240.875, with the following exceptions:
  - 1) Points scored on the Determination of Need (DON), as indicated in 89 Ill. Adm. Code 240.715, need only be at least 15 points on Part A of the DON, at least 10 points of which may be earned on the Mini-Mental State Exam (MMSE);
  - 2) Non-exempt assets shall not exceed the sum of the allowable amount under the Community Care Program as indicated in 89 Ill. Adm. Code 240.810(a), and the amount equal to the qualifying insurance benefit payments made as a result of coverage under a Long-Term Care Insurance Partnership Policy as described in 50 Ill. Adm. Code 2018; and
  - 3) Assets of an individual who purchased a certified Long-Term Care Insurance Partnership Policy with an amount of coverage equal to, or

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

greater than, the average of four years of long-term care services in a nursing facility shall be disregarded, provided that the individual has received all the qualifying insurance benefit payments that are payable under the policy.

- b) All other program eligibility criteria under the Long-Term Care Insurance Partnership Program have been referenced in Section 260.100(a).

## SUBPART C: APPEALS

**Section 260.300 Appeals**

- a) All individuals at least 60 years of age have a right to appeal a denial of benefits or a designated Plan of Care under the Long-Term Care Insurance Partnership Program. These appeals shall be conducted pursuant to 89 Ill. Adm. Code 240.400 through 240.485.
- b) All individuals who apply for coverage under the Long-Term Care Insurance Partnership Program have a right to appeal a denial of coverage. These appeals shall be conducted pursuant to 89 Ill. Adm. Code 240.400, 240.425(a), 240.430 and 240.435.
- c) All other appeal provisions under the Long-Term Care Insurance Partnership Program have been referenced in Section 260.100(a).

## SUBPART D: SERVICES

**Section 260.400 Scope of Services**

- a) All individuals who qualify for the Department on Aging's Community Care Program by having been a recipient of services provided under the Long-Term Care Insurance Partnership Program shall receive services as provided through the Program at a level not to exceed the maximum payment levels as described in 89 Ill. Adm. Code 240.728 and 240.729.
- b) All other service provisions under the Long-Term Care Insurance Partnership Program have been referenced in Section 260.100(a).

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: Board and Care Homes Registration
- 2) Code Citation: 89 Ill. Adm. Code 290
- 3) 

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
290.100	Repealed
290.105	Repealed
290.200	Repealed
290.205	Repealed
290.210	Repealed
290.215	Repealed
290.220	Repealed
290.300	Repealed
290.305	Repealed
290.400	Repealed
290.405	Repealed
- 4) Statutory Authority: Implementing Section 6 of the Board and Care Home Registration Act [225 ILCS 7] and authorized by Sections 4.01(11) of the Illinois Act on the Aging [20 ILCS 105/4.01(11)].
- 5) A Complete Description of the Subjects and Issues Involved: This proposed rulemaking repeals the rules in Part 290 for Board and Care Homes Registration at the Illinois Department on Aging (IDoA). PA 94-21 transferred authority from IDoA to the Illinois Department of Public Health for all matters under the Board and Care Home Registration Act, effective January 1, 2006.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this repealer replace any emergency rule currently in effect? No
- 8) Does this repealer contain an automatic repeal date? No
- 9) Does this repealer contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

- 11) Statement of Statewide Policy Objective: This rulemaking does not create or enlarge any State mandate.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments on this proposed rulemaking within 45 days after the date of publication of this Notice to:  
  
Karen Alice Kloppe  
Deputy General Counsel  
Illinois Department on Aging  
One Natural Resources Way, #100  
Springfield IL 62702-1271  
  
217/785-3346  
fax: 217/785-4477  
email: Karen.Kloppe@Illinois.gov
- 13) Initial Regulatory Flexibility Analysis:
  - A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: IDoA confirmed the subject matter for this repealer after publication its January 2017 Regulatory Agenda.

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

DEPARTMENT ON AGING

NOTICE OF PROPOSED REPEALER

TITLE 89: SOCIAL SERVICES  
CHAPTER II: DEPARTMENT ON AGING

PART 290

BOARD AND CARE HOMES REGISTRATION (REPEALED)

SUBPART A: INTRODUCTION

- Section
- 290.100 Board and Care Homes Registration
- 290.105 Definitions

SUBPART B: PROCESS OF REGISTRATION

- Section
- 290.200 Registration
- 290.205 Fee
- 290.210 Assurances
- 290.215 Posting of Assurances
- 290.220 Renewal of Registration

SUBPART C: REFUSAL, SUSPENSION AND BACKGROUND CHECKS

- Section
- 290.300 Refusal or Suspension of Registration
- 290.305 Criminal Background Checks

SUBPART D: THE REGISTRY

- Section
- 290.400 Registry Publication
- 290.405 Advertising

AUTHORITY: Implementing Section 3 of the Board and Care Home Registration Act [225 ILCS 7] and authorized by Sections 4.01(11) and 4.04(c) of the Illinois Act on the Aging [20 ILCS 105/4.01(11) and 4.04(c)] (see also Public Act 89-387, effective August 20, 1995).

SOURCE: Adopted at 21 Ill. Reg. 14665, effective November 1, 1997; repealed at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

## SUBPART A: INTRODUCTION

**Section 290.100 Board and Care Homes Registration**

This Part describes the responsibilities of the Department in the registration of board and care homes in the State.

**Section 290.105 Definitions**

"Board and care home" means a publicly or privately operated residence which is providing room, housekeeping and meals to fewer than 12 persons who are unrelated to the owners and the managers of the residence.

"Department" means the Illinois Department on Aging.

"Independent self-care" means a level of functioning in which the resident does not require assistance for eating, medicating, moving, dressing or bathing.

"Manager" means the person who, under the authority vested in him or her by the owner, exercises a general authority over, and is held responsible by the owner for, the physical plant, staffing, residential affairs and daily operations of the board and care home.

"Other types of assistance" means laundry, transportation and recreational services, but cannot include the provision of personal care. (See Section 1-120 of the Nursing Home Care Act [210 ILCS 45/1-120].)

"Owner" means the person, business, entity, organization or corporation holding legal title to the board and care home.

"Protective oversight" means reasonable measures (may include adequate insurance, security systems, availability of lock boxes and similar actions taken by the home to protect its residents and their property) by the board and care home to provide security for the board and care home, the residents of the board and care home, and the possessions of the residents.

"Registry" means the list of board and care homes in the State created and maintained by the Illinois Department on Aging.

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

"Related" means having a relationship by blood or marriage.

"Resident" means a person who is residing in a board and care home.

## SUBPART B: PROCESS OF REGISTRATION

**Section 290.200 Registration**

- a) Each board and care home in the State shall register with the Department on a form prescribed by the Department.
- b) The application for registration shall include, but not be limited to, the following information:
  - 1) the name of the board and care home;
  - 2) the address of the board and care home;
  - 3) the phone number of the board and care home;
  - 4) the name and address of the person, business, entity, organization, or corporation that owns the board and care home;
  - 5) the name and address of the person, business, entity, organization, or corporation serving as the manager of the board and care home, if different from the owner;
  - 6) the maximum number of residents that the board and care home is capable of housing;
  - 7) the actual number of residents at the time of registration;
  - 8) the average number of residents during the 12 months prior to the date of registration;
  - 9) the full time equivalent number of staff members serving the residents of the board and care home at the time of registration;
  - 10) the average full time equivalent number of staff members during the 12

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

months prior to the date of registration;

- 11) the name of the residents' elected representative or the presiding officer of the residents' council, if any, at the time of registration;
  - 12) the price schedule of the board and care home, including all charges in addition to basic room and board;
  - 13) the name and address of at least one individual who shall be responsible for receiving from the Department all communications and notices pursuant to, or required by, this Part; and
  - 14) waivers of confidentiality executed by the owners and managers of the board and care home. (See Section 290.220(a) of this Part.)
- c) The board and care home shall attach copies of the following to the application for registration:
- 1) any brochures distributed to the public or to prospective residents or their families by the board and care home;
  - 2) a copy of the admission agreement; and
  - 3) a copy of the resident's rights brochure distributed to the residents upon admission.
- d) The board and care home shall, within 45 days, file with the Department any changes, revisions, or additions to the information on the registry, concerning subsections (b)(1) through (5) of this Section. Any changes to information relating to subsections (b)(6) through (14) of this Section shall be reported to the Department within 30 days after the first anniversary of the date of filing of the current application.

**Section 290.205 Fee**

The application fee for registration, which shall accompany the application for registration, shall be \$100.

**Section 290.210 Assurances**

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

The application for registration shall include assurances, which shall be signed by the owners or managers, or a responsible officer of the entity, organization or corporation owning or managing the board and care home, which shall provide:

- a) that the board and care home shall comply with all applicable federal, State and local statutes, laws, ordinances, codes, regulations or rules, including all applicable fire, safety, health, and zoning codes;
- b) that the owners, managers and staff of the board and care home will protect the rights and safety of the residents of that board and care home;
- c) that the owners and managers of the board and care home understand that registration under this Part does not otherwise exempt the board and care home from the applicability of the Nursing Home Care Act [210 ILCS 45];
- d) that the owners, managers and staff of the board and care home will permit access to residents of the board and care home, to personnel of the Department, and to its designated agents, for the purposes of investigating and evaluating the quality of life in the board and care home, including access to relevant records of, or concerning the, resident; determining whether the board and care home should be reported to the Illinois Department of Public Health as an unlicensed nursing home facility; and investigating, evaluating and doing casework follow up in cases of alleged, suspected or substantiated elder abuse, neglect or financial exploitation;
- e) that each resident in the board and care home is capable of independent self-care;
- f) that every resident will be provided, at the time of the board and care home's initial registration with the Department and subsequently upon admission, a brochure describing the rights of the resident and the procedures of the board and care home to enforce and protect those rights;
- g) that every resident will be notified, at the time of the board and care home's initial registration with the Department, or subsequently upon admission, that the board and care home is a registered board and care home with the Department, and that such registration does not indicate that the board and care home is licensed under the Nursing Home Care Act; and

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## NOTICE OF PROPOSED REPEALER

- h) that neither the owners nor the managers of the board and care home have been convicted of committing or attempting to commit any of the offenses listed under Section 290.305(b) and (d) of this Part.

**Section 290.215 Posting of Assurances**

Each board and care home shall post, in a public place within the board and care home and visible to the residents, a copy of the assurances given the Department.

**Section 290.220 Renewal of Registration**

- a) The registration shall be valid for a period of two years.
- b) Not more than 60 days, nor fewer than 25 days, prior to the date of expiration of registration, the Department shall mail a notice of expiration of registration to the person designated pursuant to Section 290.200(b)(13) of this Part for purposes of receiving communications from the Department.

## SUBPART C: REFUSAL, SUSPENSION AND BACKGROUND CHECKS

**Section 290.300 Refusal or Suspension of Registration**

- a) The Department reserves the right to delay the registration of any board and care home based on a pending investigation or action against such board and care home by the Department of Public Health, the Department of Public Aid, the Department's Elder Abuse and Neglect Program, the Attorney General or a State's Attorney. The Department will notify the board and care home of such delay and the reason therefor. Upon the resolution of such investigation or action, the Department may suspend or refuse the registration of such board and care home, if:
  - 1) a violation has been found as a result of the investigation or action; and
  - 2) such violation would seriously impair, endanger or violate the rights, health, welfare or safety of one or more residents.
- b) The Department may restore the registration or accept the application for registration of a board and care home upon notification by the appropriate Department, the Attorney General or a State's Attorney that the board and care

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

home has taken appropriate corrective or remedial measures and is now in substantial compliance with the applicable standard, rule, ordinance or law.

- c) Persons believing that a board and care home is not registered under this Part may make such report to the Department.

**Section 290.305 Criminal Background Checks**

- a) The Department will make appropriate arrangements with the Illinois State Police and other law enforcement agencies to conduct random criminal background checks on the owners and managers of board and care homes. The ratio of applications for registration checked will be determined by the Department based on the availability of funds generated by the application fee. Each application for registration will include the appropriate waivers of confidentiality to be signed by the owners and managers of the board and care home.
- b) The Department shall refuse or suspend the registration of any board and care home in which the owners or managers have been convicted of committing or attempting to commit one or more of the offenses defined in Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.1, 9-3.2, 9-3.3, 10-1, 10-2, 10-3, 10-3.1, 10-4, 10-5, 10-7, 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-4, 12-4.2, 12-4.3, 12-4.4, 12-4.6, 12-4.7, 12-13, 12-14, 12-14.1, 12-15, 12-16, 12-19, 12-21, 16-1, 16-1.3, 16A-3, 18-1, 18-2, 19-1, 19-3, 19-4, 20-1, 20-1.1, 24-1, or 24-1.2 of the Criminal Code of 1961 [720 ILCS 5]; those defined in Sections 5, 5.1 or 9 of the Cannabis Control Act [720 ILCS 550]; or those defined in Sections 401, 401.1, 404, 405, 405.1, 407, 407.1 of the Illinois Controlled Substances Act [720 ILCS 570].
- c) The Department shall provide a right to appeal determinations of a refusal or suspension of registration in accordance with Departmental appeal procedures.
- d) In addition to the offenses set out in subsection (b) of this Section, effective January 1, 1998, the Department shall refuse or suspend the registration of any board and care home in which the owners or managers have been convicted of committing or attempting to commit one or more of the offenses defined in Sections 8-1.1, 8-1.2, 11-6, 11-9.1, 11-9.2, 11-20.1, 12-4.1, 12-4.5, 12-7.4, 12-11, 12-21.6, 12-32, 12-33, 17-3, 18-3, 18-4, 18-5, 24-1.5, 33A-2 of the Criminal Code of 1961; those defined in Sections 5.2 and 7 of the Cannabis Control Act; and those provided in Section 4 of the Wrongs to Children Act [720 ILCS 150].

## DEPARTMENT ON AGING

## NOTICE OF PROPOSED REPEALER

## SUBPART D: THE REGISTRY

**Section 290.400 Registry Publication**

The Department may compile, publish and distribute a registry of board and care homes. Such registry, when publicly distributed, shall include an express statement to the effect that inclusion on the registry by any board and care home does not constitute an endorsement of the board and care home, nor any specific guarantee as to its quality, by the Department.

**Section 290.405 Advertising**

Board and care homes that are registered with the Department may advertise to the public that the board and care home is a "registered board and care board and care home" but, if so, must also state that such registration does not imply licensing under, or compliance with, the Nursing Home Care Act [210 ILCS 45].

## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: Procedures for Measuring Transfer Efficiency for Surface Coating Operations in Wood Furniture Coating Facilities
- 2) Code Citation: 35 Ill. Adm. Code 278
- 3) 

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
278.101	Repealed
278.103	Repealed
278.105	Repealed
278.107	Repealed
278.109	Repealed
278.201	Repealed
278.202	Repealed
278.203	Repealed
- 4) Statutory Authority: Section 4 of the Environmental Protection Act [415 ILCS 5/4]
- 5) A Complete Description of the Subjects and Issues Involved: In response to Executive Order 2016-13, the Illinois EPA proposes to repeal 35 Ill. Adm. Code 278. This Part can be repealed, as it contains outdated procedures for measuring transfer efficiency from surface coating operations subject to 35 Ill. Adm. Code 215.204(I). These procedures are no longer necessary and are no longer implemented by the Illinois EPA.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this repealer replace an emergency rule currently in effect? No
- 8) Does this repealer contain an automatic repeal date? No
- 9) Does this repealer contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: It does not create or expand a State mandate under the State Mandates Act [30 ILCS 805].

## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF PROPOSED REPEALER

- 12) Time, Place and Manner in which interested persons may comment on this rulemaking:  
Persons who wish to submit comments on the proposed rules may submit them in writing by no later than 45 days after publication of this Notice to:

Sara Terranova  
Assistant Counsel  
Illinois Environmental Protection Agency  
Division of Legal Counsel  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield IL 62794-9276

217/782-5544  
sara.terranova@illinois.gov

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: Part 278 provides procedures related to wood furniture coating operations, which may be conducted by small businesses.
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: July 2017

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

## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF PROPOSED REPEALER

TITLE 35: ENVIRONMENTAL PROTECTION  
SUBTITLE B: AIR POLLUTION  
CHAPTER II: ENVIRONMENTAL PROTECTION AGENCY

## PART 278

PROCEDURES FOR MEASURING TRANSFER EFFICIENCY FOR SURFACE COATING  
OPERATIONS IN WOOD FURNITURE COATING FACILITIES (REPEALED)

## SUBPART A: INTRODUCTION

Section	Purpose
278.101	Purpose
278.103	Definitions of Terms
278.105	Interpretation of Symbols
278.107	General Rules for Conduct of Tests
278.109	Incorporation by Reference

## SUBPART B: MEASUREMENT METHODS

Section	Purpose
278.201	Foil Strip Film Transfer Efficiency Test
278.202	Mileage Film on Coating Object Transfer Efficiency Test
278.203	Production Record Mileage Transfer Efficiency Test

**AUTHORITY:** Implementing Sections 4(b), (e) and (g), 9(a), 30 and 5(b), and authorized by Sections 4(h) and 39 of the Environmental Protection Act (Ill. Rev. Stat. 1985 and 1986 Supp., ch. 111 ½, par. 1004(b), (e), (g) and (h), 1005(b), 1009(a), 1030, and 1039) and authorized by 35 Ill. Adm. Code 215.108(h).

**SOURCE:** Adopted at 11 Ill. Reg. 19105, effective November 10, 1987; repealed at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: INTRODUCTION

**Section 278.101 Purpose**

The purpose of this Part is to establish general procedures for measuring transfer efficiency from surface coating operations to determine compliance. Sources which are subject to emission limitations pursuant to 35 Ill. Adm. Code 215.204(l) shall comply with any applicable method

## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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for measurement of transfer efficiency described herein.

**Section 278.103 Definitions of Terms**

"Coating Object": any object or combination of objects which is being produced at a wood coating furniture facility.

"Mileage": the amount of square feet that a gallon of paint will cover at a standard film thickness of 1 mil.

**Section 278.105 Interpretation of Symbols**

"Ai": square feet per individual coating object (Ft<sup>2</sup>).

"F": average film thickness during test as measured in mils (mils).

"Pi": number of coating objects produced for each combination of coating objects painted.

"Vt": paint usage for the test period, as measured in gallons (gal).

**Section 278.107 General Rules for Conduct of Tests**

- a) A person planning to conduct a transfer efficiency test to demonstrate compliance with 35 Ill. Adm. Code 215.104(1) shall notify the Illinois Environmental Protection Agency (Agency) of that intent not less than 30 days before the planned initiation of the tests so that the Agency may observe the test.
- b) Any person conducting a transfer efficiency test to demonstrate compliance with 35 Ill. Adm. Code 215.104(1) shall record parameters measured or calculated at the site and observations on process operations either manually, by the observer and initialed, or by means of electric or mechanical recording equipment. Verification of a transfer efficiency test shall be demonstrated by supplying the following information:
  - 1) Additional monitored information available to the owner or operator which substantiates the recorded data;
  - 2) Evidence that the instrument has been certified by USEPA; or

## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF PROPOSED REPEALER

- 3) Calibration data which show that the equipment was operated within the manufacturer's specifications.
- c) Samples taken for analysis by persons other than the owner or operator or employees of the testing company shall be accompanied by a record of transfers and the identities of holders so that persons responsible for preservation of the sample and analysis can be known.
- d) Data and records submitted to the Agency may be claimed as confidential pursuant to 35 Ill. Adm. Code 161. However, emission information shall be available to the public in accordance with Section 7(c) of the Environmental Protection Act (Ill. Rev. Stat. 1985, ch. 111 ½, par. 1001 et seq.) (the Act) and 35 Ill. Adm. Code 160.
- e) Laboratory analysis reports shall include the identity of the analyst and the procedure used.
- f) A final report shall contain the following information:
  - 1) A summary of results;
  - 2) The company name and location, the test dates, a description of the process tested and what test was conducted;
  - 3) Description of test conditions. This description shall include control equipment and the portion of process tested including:
    - A) Parameters monitored and values for each parameter. The parameters are those listed in Sections 278.107(g)(2), (4), (6)-(9); 278.201(a), (h), (j), (k), (n), (o), (q), and (r); and 278.203(a)-(d).
    - B) Process samples taken or analyzed; and
    - C) Instruments monitored and their calibrations.
  - 4) Data and calculations including:
    - A) Copies of all raw filed data sheets;

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- B) Record of any transfers and holders as described in Subsection 278.107(c) above;
  - C) Copies of all laboratory sheets showing any analyses;
  - D) Copies of all calculations used to arrive at results;
  - E) Data on equipment calibration;
  - F) Process information including:
    - i) Raw materials
    - ii) Process rate
    - iii) Mode of operation: manual or automatic; cleaning and auxiliary systems; and process cycles.
  - G) Conclusions which shall include results of the tests in the units of the applicable standard and any additional information to assist the Agency in interpreting the results in relationship to equipment performance.
- g) Any person conducting a transfer efficiency test to demonstrate compliance with 35 Ill. Adm. Code 215.104(l) shall:
- 1) Inspect all equipment to be used. All equipment and materials must meet the requirements of the manufacturer's specifications;
  - 2) Set up paint supply and mass flow measurement equipment per manufacturer's instructions;
  - 3) According to Section 9.8 of National Fire Code, No. 33 (NFPA 33), when using fixed electrostatic apparatus, the resistance of the equipment to ground shall be measured at a resistance of less than one million Ohms;
  - 4) If electrostatic equipment is being used, the gun-to-target distance should be at least twice the sparking distance. This requirement is in accordance

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with Section 9-7 NFPA 33;

- 5) Calibrate the mass flow measurement equipment once per week or each time that it is moved, whichever occurs more frequently. The mass flow measurement equipment is calibrated by either a calibrated flow instrument or by a primary means of measurement such as a stopwatch and a container of known weight.
- 6) Begin agitation of paint at least thirty minutes before any paint samples are taken;
- 7) Using a small glass jar with an airtight lid, take a paint grab sample from the paint pot;
- 8) Record test run number on label jar (each pass of ten targets is a run); and
- 9) Paint weight percent solids shall be determined by the person conducting the test at the start of each day, at the end of each day, and at any other time deemed appropriate (e.g. new batch of paint, viscosity of paint changes, and physical characteristics such as color change).

**Section 278.109 Incorporation by Reference**

The following materials are incorporated by reference. These standards do not include any later amendments or editions.

- a) American Society for Testing and Materials (ASTM), 1916 Race Street, Philadelphia, PA 19103. ASTM Standards.

D-1005 – 1984 Measurement of Dry Film Thickness of Organic Coatings

D-1200 – 1982 Viscosity of Paints, Varnishes, and Lacquers by Ford Viscosity Cup

D-1212 – 1985 Measurement of Wet Film Thickness of Organic Coatings

D-1475 – 1985 Density of Paint Varnish, Lacquer, and Related Products

D-2369 – 1982 Standard Test Method for Volatile Content of Coatings

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D-3925 – 1981 Sampling Liquid Paints and Related Pigmented Coatings  
(reapproved 1986)

- b) National Fire Codes, by National Fire Protection Association, Batterymarch Park, Quincy, MA. NFPA No. 33 1986.

## SUBPART B: MEASUREMENT METHODS

**Section 278.201 Foil Strip Film Transfer Efficiency Test**

This method is the preferred test method and is to be used except for the special conditions described in Sections 278.202 and 278.203. When using this test method, the following steps shall be followed in the order presented:

- a) Set up the conveyor speed measuring equipment consisting of photoelectric cells or limit switches used in conjunction with a digital timer, or timing marks on the conveyor used in conjunction with a stopwatch.
- b) Cut an appropriate number of strips of 0.0037 cm (1.5 mil) thick aluminum foil to dimensions of 38.1 cm (15 in) by approximately 127 cm (50 in) for the testing.
- c) Consecutively number each precut foil strip on the dull side using a permanent marking pen.
- d) Weigh each foil strip and record the foil number and mass.
- e) Attach preweighed labeled foil (dull side to the target) to six targets. Attach unlabeled foil on four scavenger targets. All seams must face away from the spray equipment.
- f) Mount the foil-covered targets in consecutive order from right to left (facing the booth) with the foil seam on each target facing away from the spray gun.
- g) Adjust all equipment operating parameters to the values desired for testing.
- h) Cure time and temperature of the oven should be set per manufacturer's instructions.

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- i) Recheck operating parameters to ensure that they are correct.
- j) For electrostatic spray equipment, measure the operating voltage and adjust according to manufacturer's instructions and record value.
- k) Inspect conveyor clock, stopwatch, and mass flow measurement equipment to assure that all are prepared to operate.
- l) Turn on spray booth and conveyor. As the leading edge of the first scavenger target passes in front of the gun, turn on paint spray equipment and simultaneously begin mass flow measurement.
- m) As the trailing edge of the last scavenger target passes in front of the gun, stop the paint spray equipment and mass flow measurement simultaneously.
- n) Record the mass flow measurement.
- o) Measure the wet film thickness on the trailing scavenger and record.
- p) Remove the painted targets from the conveyor and ensure that no paint is lost. Securely hang the coated targets on oven racks so all painted surfaces are exposed for uniform drying. Orient all targets in the same direction in the curing oven.
- q) Insert racks in oven and bake at manufacturer's recommended schedule. Oven door shall be opened for minimum amount of time to prevent cooling.
- r) Remove targets from oven and record actual cure schedule on a separate data sheet. Cool foil to room temperature. Remove foil from each target, weigh foil and record mass on each foil and on a separate data sheet.
- s) After weighing, store foils in plastic bags, with the test run number labeled on each bag. The laboratory shall retain all samples until data analyses are complete. Check all data for correctness and completeness.

**Section 278.202 Mileage Film on Coating Object Transfer Efficiency Test**

This test may be used for very small or intricate parts which cannot be tested under the preceding Sections 278.201. When using this test method, the following techniques shall be used:

## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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- a) Each of the steps as set forth in the preceding Section 278.201 shall be followed, except that no foil shall be used and the film shall be measured directly on the coating object.
- b) If a primer coat or coats have previously been applied, the film thickness of that coat or coats shall be measured and averaged before topcoating. The measurement method for the primer coat or coats shall be identical to that set forth in Section 278.201 herein.

**Section 278.203 Production Record Mileage Transfer Efficiency Test**

This test method utilizes the production records of a facility to determine the overall efficiency of utilization of paint, including repainting of rejects, spillage, color change waste, etc. When using this test method, the following steps shall be followed in the order presented:

- a) The square footage per coating object shall be measured, calculated and recorded as  $A_i$  (square ft/coating object).
- b) The number of coating objects produced shall be counted and recorded for each combination of coating objects produced and recorded as  $P_i$ .
- c) The paint and solvent usage shall be recorded during the measurement period ( $V_t$  gallons).
- d) The film thickness shall be checked at least five times during the test at reasonable intervals, and shall be averaged and recorded. ( $F$  mils)
- e) Mileage shall then be calculated according to the following formula:

$$\text{mileage} = F \times \text{Summation of } (P_i)(A_i)/V_t$$

- f) The transfer efficiency shall be calculated according to the following formula:

$$\text{T.E.} = \text{mileage/theoretical mileage at 100\% application efficiency}$$

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Maternal and Child Health Services Code
- 2) Code Citation: 77 Ill. Adm. Code 630
- 3) Section Number: 630.130                      Proposed Action:  
Amendment
- 4) Statutory Authority: Implementing the Developmental Disability Prevention Act [410 ILCS 250], the Lead Poisoning Prevention Act [410 ILCS 45], the Phenylketonuria Testing Act [410 ILCS 240], the Autopsy Act [410 ILCS 505], the Infant Mortality Reduction Act [410 ILCS 220], the Problem Pregnancy Health Services and Care Act [410 ILCS 230], and the Illinois Family Case Management Act [410 ILCS 212], and authorized by Section 2310-25 of the Civil Administrative Code of Illinois [20 ILCS 2310/2310-25].
- 5) A Complete Description of the Subjects and Issues involved: 77 Ill. Adm. Code 630.130 specifies what costs are allowable and not allowable by providers of Maternal and Child Health Services. The providers include County Health Departments, City and District Health Departments, Federally Qualified Health Centers, Community Based Organizations, Universities, and Hospitals. These providers coordinate services under the Family Case Management and Better Birth Outcome programs. The Family Case Management program provides services to Medicaid pregnant women and infants; high risk children ages 0 to 24 months, and eligible DCFS pregnant and parental wards and children ages 0 – 5 years. Better Birth Outcomes serves pregnant women identified by HFS as having previous history of high cost births with pregnancy complications and, or poor birth outcomes where case management interventions will/could impact current pregnancy outcomes. 77 Ill. Adm. Code 630.130(b)(5) does not allow these providers to submit indirect costs for reimbursement. The proposed rulemaking will allow providers to submit indirect costs for reimbursement.
- 6) Published studies or reports, along with the sources of underlying data, that were used when composing this rulemaking? None
- 7) Will this rulemaking replace an emergency rule currently in effect? Yes
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF PROPOSED AMENDMENT

- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking does not create or expand a State mandate.
- 12) Time, Place and Manner in which interested persons may comment on this rulemaking: Interested persons may present their comments concerning these rules within 45 days after the date of this issue of the *Illinois Register*. All requests and comments should be submitted in writing to:
- Tracie Drew, Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue East  
Harris Building, 3rd Floor  
Springfield IL 62762
- 217/785-9772
- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: County Health Departments, City and District Health Departments, Federally Qualified Health Centers, Community Based Organizations, Universities, including Hospitals
- B) Reporting, bookkeeping or other procedures required for compliance: Providers have to submit a contractual budget. They will have to apply for an Indirect Cost Rate or use 10% de minimus.
- C) Types of professional skills necessary for compliance: General bookkeeping and accounting.
- 14) Regulatory agenda on which this rulemaking was summarized: This rulemaking was not summarized on either of the two most recent regulatory agendas because it was not anticipated by the Department when those agendas were published.

The full text of the Proposed Amendment is identical to that of the Emergency Amendment for this rulemaking and begins in this issue of the *Illinois Register* on page 8925.

## PROPERTY TAX APPEAL BOARD

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Practice and Procedure for Appeals Before the Property Tax Appeal Board
- 2) Code Citation: 86 Ill. Adm. Code 1910
- 3) 

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1910.20	Amendment
1910.25	Amendment
1910.30	Amendment
1910.31	Amendment
1910.40	Amendment
1910.60	Amendment
1910.66	Amendment
1910.67	Amendment
1910.80	Amendment
1910.90	Amendment
1910.95	Amendment
- 4) Statutory Authority: 35 ILCS 200/Art. 7 and 35 ILCS 200/16-160 through 16-195
- 5) A Complete Description of the Subjects and Issues Involved:

Section 1910.20 – Board Information – Correspondence: Amended to provide an updated address of the Property Tax Appeal Board's office in Des Plaines and to provide the current address to the Property Tax Appeal Board's website. Sets forth the official business hours of the Property Tax Appeal Board's offices located in Springfield and in Des Plaines. Also provides that once an appeal has been set for hearing any communications should be directed to the Board member or the Hearing Officer that has been assigned to conduct the hearing.

Section 1910.25 – Computing Time Limits: Amended to provide that petitions, evidence, motions and all written correspondence sent by electronic means will be considered filed on the date received by the Property Tax Appeal Board as evidence by the time stamp of the electronic transmission.

Section 1910.30 – Petitions: Amended to allow the contesting party to file an "Amended" petition during the time period in which an extension has been granted to submit evidence amending the assessed valuation the contesting party claims to be correct. Provides that the Clerk of the Property Tax Appeal Board may send a copy of the petition and

## PROPERTY TAX APPEAL BOARD

## NOTICE OF PROPOSED AMENDMENTS

documentary evidence filed by the contesting party to the board of review by mail or by electronic means pursuant to Section 16-180 of the Property Tax Code [35 ILCS 200/180].

Section 1910.31 – Amendments: Amended to provide that an amendment to the petition allowed by Section 1910.30(j) will be used to determine whether administrative review of the Property Tax Appeal Board's decision is to be in the circuit court or the appellate court, whether the board of review is to provide notice to affected taxing districts and whether the contesting party is to provide a court reporter.

Section 1910.40 – Board of Review Response to Petition: Amended to allow the Clerk of the Property Tax Appeal Board to send a copy of the board of review's evidence to the contesting party or his or her attorney by mail or by electronic means.

Section 1910.60 – Interested Parties – Intervention: Amended to allow the Clerk of the Property Tax Appeal Board to send the Request to Intervene and all documentary evidence filed by the intervenor to the contesting party and the board of review by mail or by electronic means. Allows the Clerk of the Property Tax Appeal Board to forward a copy of the appeal record to the intervenor by mail or by electronic means.

Section 1910.66 – Rebuttal Evidence: Allows a party to file rebuttal evidence by mail or by electronic means.

Section 1910.67 – Hearings: Amended to provide that once an appeal has been scheduled for hearing all communications concerning the appeal and the scheduled hearing are to be directed to the Board member or Hearing Officer that has been assigned to hold the hearing. Also provides that without the testimony of the appraiser whose signature appears on the appraisal that has been submitted by a party, the conclusion of value contained within the report will be given no weight.

Section 1910.80 – Forms: Amended to provide the current website to access forms utilized by the Property Tax Appeal Board.

Section 1910.90 – Procedural Hearing Rules: Amended to allow the Clerk of the Property Tax Appeal Board to serve decisions on the parties by United States mail or by electronic means pursuant to Section 16-185 of the Property Tax Code [35 ILCS 200/16-185]. Also provides that each party may designate one or more individuals to receive electronic correspondence on behalf of that party pursuant to Section 16-185 of the Property Tax Code [35 ILCS 200/16-185].

## PROPERTY TAX APPEAL BOARD

## NOTICE OF PROPOSED AMENDMENTS

Section 1910.95 – Service of Documents in Certain Cases: Amended to provide for the electronic service of documents by the parties in those appeals where a change in assessed valuation of \$1 million or more is sought.

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: These proposed amendments neither create nor expand any State mandate on units of local government, school districts or community college districts.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments within 45 days after the date of publication to:  
  
Louis G. Apostol, JD, CAE  
Executive Director & General Counsel  
Property Tax Appeal Board  
Stratton Office Building, Room 402  
401 South Spring Street  
Springfield IL 62706  
  
217/785-4456 or 847/294-4399  
fax: 217/785-4425  
email: louis.apostol@illinois.gov
- 13) Initial Regulatory Flexibility Analysis:
  - A) Types of small businesses, small municipalities and not-for-profit corporations affected: None

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PROPERTY TAX APPEAL BOARD

NOTICE OF PROPOSED AMENDMENTS

- B) Reporting, bookkeeping or other procedures required for compliance: None
- C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: July 2017

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

## PROPERTY TAX APPEAL BOARD

## NOTICE OF PROPOSED AMENDMENTS

TITLE 86: REVENUE  
CHAPTER II: PROPERTY TAX APPEAL BOARDPART 1910  
PRACTICE AND PROCEDURE FOR APPEALS  
BEFORE THE PROPERTY TAX APPEAL BOARD

Section	
1910.5	Construction and Definitions
1910.10	Statement of Policy
1910.11	Rules of Order (Repealed)
1910.12	Meetings of the Board
1910.20	Board Information – Correspondence
1910.25	Computing Time Limits
1910.30	Petitions— <del>Application Paper</del>
1910.31	Amendments
1910.40	Board of Review Response to Petition— <del>Application Paper</del>
1910.50	Determination of Appealed Assessment
1910.55	Stipulations
1910.60	Interested Parties – Intervention <del>Paper</del>
1910.63	Burdens of Proof
1910.64	Motion Practice – Service of Papers
1910.65	Documentary Evidence
1910.66	Rebuttal Evidence — <del>Paper</del>
1910.67	Hearings
1910.68	Subpoenas
1910.69	Sanctions
1910.70	Representation at Hearings
1910.71	Ex Parte Communications
1910.72	Informal Settlement Conference
1910.73	Pre-hearing Conference – Formal Settlement Conference
1910.74	Administrative Review
1910.75	Access to Board Records – Freedom of Information Procedures
1910.76	Board Publications – Distribution
1910.77	Withdrawals and Substitutions of Attorneys
1910.78	Consolidation of Appeals
1910.79	Policy on Discovery
1910.80	Forms
1910.88	Use of Facsimile Machines

## PROPERTY TAX APPEAL BOARD

## NOTICE OF PROPOSED AMENDMENTS

1910.90	Procedural Hearing Rules
1910.91	Business Records (Repealed)
1910.92	Rules of Pleading, Practice and Evidence
1910.93	Request for Witnesses
1910.94	Inspection of Subject Property – Effect of Denial by Taxpayer or Property Owner
1910.95	Service of Documents in Certain Cases
1910.96	Evidence Depositions
1910.98	Transcription of Hearings – Official Record
1910.99	Adoption of Evidence
1910.100	Severability

**AUTHORITY:** Implementing and authorized by Article 7 and Sections 16-180 through 16-195 of the Property Tax Code [35 ILCS 200/Art. 7 and 16-180 through 16-195].

**SOURCE:** Adopted at 4 Ill. Reg. 23, p. 106, effective May 27, 1980; codified at 8 Ill. Reg. 19475; amended at 13 Ill. Reg. 16454, effective January 1, 1990; amended at 21 Ill. Reg. 3706, effective March 6, 1997; amended at 21 Ill. Reg. 11949, effective August 13, 1997; amended at 21 Ill. Reg. 14551, effective October 27, 1997; amended at 22 Ill. Reg. 957, effective December 19, 1997; amended at 22 Ill. Reg. 16533, effective September 2, 1998; amended at 24 Ill. Reg. 1233, effective January 5, 2000; amended at 29 Ill. Reg. 13574, effective August 19, 2005; amended at 29 Ill. Reg. 21046, effective December 16, 2005; amended at 30 Ill. Reg. 1419, effective January 20, 2006; amended at 30 Ill. Reg. 2640, effective February 15, 2006; amended at 30 Ill. Reg. 7965, effective April 14, 2006; amended at 30 Ill. Reg. 10103, effective May 16, 2006; expedited correction at 30 Ill. Reg. 14633, effective May 16, 2006; amended at 30 Ill. Reg. 12280, effective June 30, 2006; amended at 30 Ill. Reg. 14148, effective August 11, 2006; amended at 30 Ill. Reg. 16311, effective September 29, 2006; amended at 31 Ill. Reg. 16222, effective November 26, 2007; amended at 32 Ill. Reg. 16864, effective October 1, 2008; amended at 33 Ill. Reg. 7910, effective July 1, 2009; amended at 38 Ill. Reg. 19171, effective October 1, 2014; amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 1910.20 Board Information – Correspondence**

- a) Communications  
Communications~~All communications~~ to the Illinois Property Tax Appeal Board shall be addressed to the Clerk of the Property Tax Appeal Board, 402 William G. Stratton Building, 401 S. Spring Street, Springfield, Illinois 62706-0002, unless otherwise directed. The main telephone number is (217)782-6076. The facsimile number is (217)785-4425. The office of the Clerk of the Property Tax Appeal

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Board at Springfield, Illinois is the official location of the Board for the filing of papers and electronic documents for all counties.

- b) The regional office of the Illinois Property Tax Appeal Board in Cook County is located at the Suburban North Regional Office, 9511 West Harrison Street, Suite LL-54, Des Plaines, Illinois 60016. The main telephone number is (847)294-4121.
- c) The website ~~addresses~~ addresses of the Illinois Property Tax Appeal Board is ~~www.ptab.illinois.gov~~ www.illinois.gov/ptab and www.ptabil.com.
- d) The official business hours of the Illinois Property Tax Appeal Board office located at 402 William G. Stratton Building, 401 S. Spring Street, Springfield, Illinois are 8:30 a.m. to 5:00 p.m., Monday through Friday, excluding legal holidays for the State of Illinois. The official business hours of the Illinois Property Tax Appeal Board office located at the Suburban North Regional Office, 9511 West Harrison Street, Suite LL-54, Des Plaines, Illinois are from 8:00 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays for the State of Illinois.
- e) Upon service of notice of the scheduled hearing by the Board upon all parties to the appeal in accordance with Section 1910.67(b), communications concerning that appeal and the scheduled hearing shall be directed to the Members of the Board or the Hearing Officer that has been assigned to hold the hearing pursuant to Section 1910.67(e).

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1910.25 Computing Time Limits**

- a) The time within which any act under this Part is to be done shall be computed by excluding the first day and including the last. Saturdays, Sundays and legal holidays for the State of Illinois shall be included in computing the time, except that when the time period expires on a Saturday, Sunday or a legal holiday for the State of Illinois, the time period shall be extended to include the next following business day.
- b) Petitions, evidence, motions, and all other written correspondence sent by United States Mail to the Property Tax Appeal Board shall be considered filed as of the

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postmark date in accordance with Section 1.25 of the Statute on Statutes [5 ILCS 70/1.25]. Petitions, evidence, motions, and all other written correspondence sent to the Property Tax Appeal Board by a delivery service other than the United States Mail shall be considered as filed with the Property Tax Appeal Board on the date sent as indicated on the tracking label. Petitions, evidence, motions and all other written correspondence sent by electronic means shall be considered filed on the date received by the Property Tax Appeal Board based on the time stamp of the electronic transmission.

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1910.30 Petitions—~~Application Paper~~**

- a) In counties with less than 3,000,000 inhabitants, petitions for appeal shall be filed within 30 days after the date of the written notice of the decision of the board of review. In counties with 3,000,000 or more inhabitants, petitions for appeal shall be filed within 30 days after the date of the written notice of the decision of the board of review or within 30 days after the date that the board of review transmits to the county assessor pursuant to Section 16-125 its final action on the township in which the property is located, whichever is later. (See Section 16-160 of the Code.)
- b) Petitions for appeal shall be filed within 30 days after the date of written notice of the application of final adopted township equalization factors by the board of review. Petitions shall be filed for the subsequent year within 30 days after the date of the written notice when the Property Tax Appeal Board rendered a decision lowering the assessment of a particular parcel after the deadline for filing complaints with the board of review, or after adjournment of the session of the board of review at which assessments for the subsequent year are being considered. (See Section 16-185 of the Code.)
- c) The petition for appeal shall be on the prescribed form and a separate petition must be filed for each separately assessed parcel except for contiguous single-owner parcels that constitute a single property and except for condominium buildings or unless a written request is made to the Board for the filing of a single petition for multiple parcels. The request, together with the petition, shall be filed within 30 days after the written notice of the decision of the board of review or within 30 days after the date that the board of review transmits to the county assessor, pursuant to Section 16-125, its final action on the township in which the

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property is located, whichever is later. Each petition shall identify and describe the particular property including the PIN assigned to the subject parcel by the county. In appeals in which multiple PINs are consolidated into a single petition, the assessed values and the relief requested for each individual PIN must be separately listed.

- d) Appeals filed with the Property Tax Appeal Board shall bear a signature of the contesting party or the contesting party's attorney on at least one petition, and shall be filed with the Clerk of the Property Tax Appeal Board. Corporations, limited liability companies (LLC), partnerships, and other similar entities, and taxing districts shall be represented at all stages before the Property Tax Appeal Board by any person licensed to practice law in the State of Illinois.
- e) Two copies of the written notice of the decision of the board of review must be filed with the petition, if one has been issued. Alternatively, two copies of the decision of the Property Tax Appeal Board reducing the assessment of the subject property for the prior year shall be provided.
- f) Petitions for appeal shall be filed in triplicate and all copies of the same shall be properly signed as stated in subsection (d). In every case in which a change in assessed valuation of less than \$100,000 is sought, all written and documentary evidence must be submitted in duplicate with the petition. In every case in which a change in assessed valuation of \$100,000 or more is sought, all written and documentary evidence must be submitted in triplicate with the petition. A photograph of the subject property should be submitted with the petition if it aids the contesting party in explaining the appeal.
- g) If the contesting party is unable to submit written or documentary evidence with the petition, the contesting party must submit a written request for an extension of time with the petition. Upon receipt of this request, the Board shall grant a 30 day extension of time. The Board shall grant additional or longer extensions for good cause shown. Good cause may include, but is not limited to, the inability to submit evidence for a cause beyond the control of the contesting party, such as the pendency of court action affecting the assessment of the property or the death or serious illness of a valuation witness. Without a written request for an extension, no evidence will be accepted after the petition is filed. Evidence sent by mail shall be considered as filed on the date postmarked or in accordance with Section 1910.25(b).

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- h) Every petition for appeal shall state the facts upon which the contesting party bases an objection to the decision of the board of review, together with a statement of the contentions of law the contesting party desires to raise. If contentions of law are raised, the contesting party shall submit a brief in support of his position with the petition. Extensions of time shall be granted in accordance with subsection (g). Failure to do so shall result in dismissal of the appeal.
- i) Every petition for appeal shall give the post office address where mail addressed to the contesting party may be received by the contesting party or his or her attorney, together with the contesting party's telephone number. Notice to the contesting party's attorney shall be deemed notice to the contesting party. A contesting party or attorney may provide an e-mail address for receipt of service of proceedings. The Property Tax Appeal Board must be notified in writing or electronically by any party of a change of mailing address or e-mail address within 30 days after the change.
- j) The petition shall in all cases state the assessed value of the land, and the assessed value of the improvements (structures), and the total assessed value as placed on the property by the board of review. The petition must also state the assessed valuation of the land, and the assessed value of the improvements (structures), and the total assessed value that the contesting party claims to be correct. The contesting party may only amend the assessment claimed to be correct by filing an appeal petition denoted as "Amended" setting forth the assessed valuation of the land, the assessed value of the improvements, and the total assessed valuation that the contesting party considers correct upon the completion of the filing of the documentary evidence in accordance with extensions granted pursuant to subsection (g). No amendment to the contesting party's assessment request will be accepted after the expiration of the extension of time to submit evidence that has been granted pursuant to subsection (g).
- k) All information required to fully complete the petition shall be furnished by the contesting party at the time the petition is filed. Incomplete petitions and/or a letter shall be returned with an explanation of the reasons for the rejection. The contesting party must resubmit the corrected petition within 30 days after the date of the return of the petition. If the returned petition is not resubmitted within the 30 day period, the appeal will be dismissed from consideration by the Board. Petitions that are not properly signed, petitions that do not state the assessed valuation assigned by the board of review, petitions that do not state the assessed

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valuation considered correct by the contesting party, and petitions not containing all information as required in this Section, shall be treated as incomplete petitions. Written or documentary evidence will be accepted after receipt of a completed petition only when a written request for an extension of time was filed in accordance with Section 1910.30(g) and granted.

- l) Upon receipt of a completed petition, including the written and documentary evidence from the contesting party, the Clerk of the Property Tax Appeal Board shall send a copy of the petition, including all documentary evidence, by mail or by electronic means, to the board of review and shall only forward a copy of the petition to the State's Attorney of the county in which the property is located. The Clerk shall cause the completed petition, including all documentary evidence, to become a part of the appeal proceedings and record.
- m) If the petition for appeal is filed by an interested taxing body, rather than by the owner or taxpayer whose assessment is in question, the taxing body must furnish the name and address of the owner and/or taxpayer of the property in question. A copy of the completed petition shall then be sent to the owner and/or taxpayer of the property by the Clerk of the Property Tax Appeal Board. Any petition filed by an interested taxing body without the name and address of the owner and/or taxpayer of the property in question shall be treated as an incomplete petition in accordance with subsection (k).

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1910.31 Amendments**

- a) After the Property Tax Appeal Board has transmitted an appeal to the board of review and the time period for intervention under Section 1910.60 has expired, a petition for appeal may be amended to correct any technical defects, except when the amendment would be prejudicial to a party.
- b) The original filing of the petition or any amendment as allowed by Section 1910.30(j), and not any subsequent amendment, shall determine whether:
  - 1) review of the Property Tax Appeal Board's final decision is afforded in the circuit court or the Appellate Court as provided in Section 16-195 of the Code; ~~and~~

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- 2) the board of review shall notify taxing districts of the appeal as required by Section 16-180 of the Code and Section 1910.40(f); ~~and-~~
- 3) the contesting party is required to provide a court reporter as required by Section 16-190 of the Code and Section 1910.98(a).

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1910.40 Board of Review Response to Petition—~~Application Paper~~**

- a) Upon receipt of the completed petition from the contesting party, the Clerk of the Property Tax Appeal Board shall notify the board of review of the filing of the appeal. Upon notification of the filing of the appeal, the board of review shall submit its completed Board of Review Notes on Appeal disclosing the final assessment of the subject property. The Board of Review Notes on Appeal shall also reflect the application of a local township equalization factor when applicable. The board of review shall also submit a copy of the property record card of the subject property. The property record card should contain, if possible, a schematic drawing of all structural improvements to the land, a completed cost analysis, and an indication of the basis of the land value. The Board of Review Notes on Appeal and all written and documentary evidence supporting the board of review's position must be submitted to the Property Tax Appeal Board within 90 days after the date of the notice of the filing of an appeal unless the board of review objects to the jurisdiction of the Property Tax Appeal Board over the assessment appeal. In every case in which a change in assessed valuation of less than \$100,000 is sought, all written and documentary evidence must be submitted in duplicate. In every case in which a change in assessed valuation of \$100,000 or more is sought, all written and documentary evidence must be submitted in triplicate.
- b) If the board of review objects to the Board's jurisdiction, it must submit a written request for dismissal of the petition prior to the submission of the Board of Review Notes on Appeal and accompanying documentation. The request for dismissal must set forth the basis of the board of review's objections to the Property Tax Appeal Board's jurisdiction over the appeal. In these cases, the Property Tax Appeal Board shall transmit a copy of the request for dismissal to the contesting party and secure a written response to the request for dismissal from the contesting party within 30 days after the date of the notice of the filing of the motion to dismiss. A copy of the response shall be transmitted to the board of

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review. Upon receipt of the request for dismissal and the response, the Property Tax Appeal Board shall issue a ruling determining if it has jurisdiction in the matter.

- c) If the board of review objects to the Board's jurisdiction and the Property Tax Appeal Board subsequently determines that it has jurisdiction over the parties and the subject matter of the appeal, the board of review shall submit its Board of Review Notes on Appeal, the subject's property record card and all written and documentary evidence within 30 days after the Board's ruling determining jurisdiction.
- d) If the board of review is unable to submit the additional written or documentary evidence with the Notes on Appeal, it must submit a letter requesting an extension of time with the Board of Review Notes on Appeal. Upon receipt of the request, the Board shall grant a 30 day extension of time. The Board shall grant additional or longer extensions for good cause shown. Good cause may include, but is not limited to, the inability to submit evidence for a cause beyond the control of the board of review, such as the pendency of court action affecting the assessment of the property or the death or serious illness of a valuation witness. Without a written request for an extension, no evidence will be accepted after the Board of Review Notes on Appeal is filed.
- e) The Clerk shall cause the board of review's evidence to become a part of the appeal proceeding and record and shall send a copy of the evidence, by mail or electronic means, to the contesting party or his or her attorney.
- f) Pursuant to Section 16-180 of the Property Tax Code, in every case in which a change in assessed valuation of \$100,000 or more is sought, the board of review shall, within 30 days after the receipt of the notice of the filing of an appeal with the Board, serve a copy of the petition on all taxing districts as shown on the last available tax bill. The board of review shall also serve a certificate of service on the Property Tax Appeal Board, within 30 days after the receipt of the notice of the filing of an appeal with the Board, affirming that all taxing districts have been notified of the appeal. The certificate of service shall be signed by a member of the board of review or the clerk of the board of review.

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1910.60 Interested Parties – Intervention ~~Paper~~**

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- a) Taxpayer/Owner of Property: Any taxpayer or owner of property dissatisfied with a decision of the board of review as such decision pertains to the assessment of his or her property may appeal that decision by filing a petition with the Property Tax Appeal Board within 30 days after the written notice of the decision of the board of review or the date of the written notice of the application of final, adopted township equalization factors by the board of review. If the taxpayer or owner of property files a petition within 30 days after the written notice of the application of final, adopted township equalization factors, the relief the Property Tax Appeal Board may grant is limited to the amount of the increase caused by the application of the township equalization factor. Petitions shall be filed for the subsequent year within 30 days after the date of the written notice when the Property Tax Appeal Board rendered a decision lowering the assessment of a particular parcel after the deadline for filing complaints with the board of review, or after adjournment of the session of the board of review, at which assessments for the subsequent year are being considered. (See Section 16-185 of the Code.)
- b) Taxing Body Acting as Appellant: Any taxing body that has a revenue interest in a decision of the board of review may file an appeal by filing its petition within 30 days after the written notice to the taxpayer of a decision by the board of review. Any taxing district so filing must conform its petition and documentation to the provisions of Section 1910.30.
- c) Taxpayer/Owner as Intervenor: Upon notice to the owner that a taxing body has filed an appeal affecting his property, the owner or taxpayer may become an intervening party by filing in triplicate with the Clerk of the Property Tax Appeal Board a Request to Intervene within 30 days after the postmark date of the notice to the owner or taxpayer that the taxing body has filed an appeal and shall comply with subsection (e) regarding the submission of evidence or with subsection (f) to seek an extension of time to submit evidence.
- d) Interveners
  - 1) Any taxing body that has a revenue interest in an appeal before the Property Tax Appeal Board may become an intervening party by filing in triplicate with the Clerk of the Property Tax Appeal Board a Request to Intervene through legal counsel in accordance with Section 1910.70(c). The Request to Intervene must be filed within the later to occur of:

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- A) 60 days after the postmark date of the notice of the Board to the State's Attorney of the filing of an appeal; or
  - B) within 60 days after the postmark of the board of review service as required in Section 16-180 of the Property Tax Code.
- 2) The Request to Intervene must be accompanied by a copy of the resolution of the governing board of the taxing body authorizing its legal representative to file a Request to Intervene on its behalf.
- e) Intervenor – Taxing District and Taxpayer/Owner – ~~Paper~~ Written and Documentary Evidence: Requests to Intervene shall be filed in triplicate and all copies of the same shall be signed. All additional written and documentary evidence must be submitted with the Request to Intervene in triplicate. Any Request to Intervene that is received without a properly adopted copy of the resolution of the governing board of the taxing body authorizing its legal representative to file the Request to Intervene on its behalf shall be treated as incomplete and shall be returned. The filing of an incomplete Request to Intervene shall not extend the 60 day deadline without a written request explaining good cause for failure to timely submit a properly completed Request to Intervene and resolution.
- f) Extensions for Filing Additional Evidence: If the intervening party is unable to submit the additional written or documentary evidence with the Request to Intervene, it must submit a letter requesting an extension of time to file additional written or documentary evidence with the Request to Intervene. Upon receipt of such a request, the Board shall grant a 30 day extension of time for the filing of written or documentary evidence. This shall not include an extension of time to file a Request to Intervene or resolution. The Board shall grant additional or longer extensions for the filing of written or documentary evidence for good cause shown. Good cause may include but is not limited to the inability to submit evidence for a cause beyond the control of the intervening party, such as the pendency of court action affecting the assessment of the property or the death or serious illness of a valuation witness. Without a written request for an extension, no evidence will be accepted after the Request to Intervene is filed.
- g) Records: The Clerk of the Property Tax Appeal Board shall cause a Request to Intervene and all accompanying documentation to become a part of the appeal proceeding and record, and shall send a copy of the same, by mail or electronic

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means, to the contesting party and the board of review. Upon receipt of a timely Request to Intervene, the Clerk of the Property Tax Appeal Board shall cause a copy of the appeal record to be forwarded to the intervening party by mail or electronic means.

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1910.66 Rebuttal Evidence —~~Paper~~**

- a) Upon first receipt of the argument and accompanying documentation filed by an opposing party, any other party may, within 30 days after the date of the Board's notice, file written or documentary rebuttal evidence either by mail or electronic means. Rebuttal evidence shall consist of written or documentary evidence submitted to explain, repel, counteract or disprove facts given in evidence by an adverse party and must tend to explain or contradict or disprove evidence offered by an adverse party. Rebuttal evidence shall include a written factual critique based on applicable facts and law, a review appraisal, or an analysis of an adverse party's appraisal prepared by a person who is an expert in the appraisal of real estate. This written critique, review appraisal, or analysis must be submitted within the responding party's 30-day rebuttal period pursuant to this Section.
- b) In any appeal in which a change in assessed valuation of \$100,000 or more is sought, the Board shall grant one 30-day extension of time to submit rebuttal evidence upon good cause shown in writing. Good cause shall include the complexity of the appeal, the volume of the evidence submitted by an opposing party, and the inability of a rebuttal appraiser to complete the review and written critique within the 30-day filing period. A request for an extension of time to submit rebuttal evidence shall be in writing, supported by affidavit, and served on the Board and all other parties to the appeal. No further extensions to submit rebuttal evidence shall be granted.
- c) Rebuttal evidence shall not consist of new evidence such as an appraisal or newly discovered comparable properties. A party to the appeal shall be precluded from submitting its own case in chief in the guise of rebuttal evidence.

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1910.67 Hearings**

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- a) The Property Tax Appeal Board may render a decision based upon the evidence, exhibits and briefs submitted to it by all interested parties without holding a hearing.
- b) The Property Tax Appeal Board shall review all appeals filed in compliance with this Part to determine whether a hearing shall be held on any factual or legal issue. Whenever the Board determines that a hearing is not required, the appeal shall be decided based upon the evidence in the record. The Board shall hold a hearing at the request of any party in writing. In the event a hearing is deemed necessary, the Board shall give notice to all parties to the appeal of the time, date, and place of the hearing at least 20 days prior to the hearing, unless the 20 day period is specifically waived by all the parties to the appeal. Upon service of notice of the scheduled hearing by the Board upon all parties to the appeal, communications concerning that appeal and the scheduled hearing shall be directed to the Members of the Board or the Hearing Officer that has been assigned to hold the hearing in accordance with subsection (e).
- c) A party may request a decision of the Property Tax Appeal Board based upon the evidence in the record by filing a written request with the Board. Any such request shall not be binding on the Board.
- d) Notice of a hearing to all interested taxing bodies by the Property Tax Appeal Board shall be deemed to have been given when served upon the State's Attorney of the county from which the appeal has been taken, unless such interested taxing bodies have specifically been made parties to the appeal proceeding.
- e) Hearings may be held before less than a majority of the Members of the Board, and the Chairman may assign Members or Hearing Officers to hold hearings. Any hearing may be conducted by the Property Tax Appeal Board at its offices in Springfield or Des Plaines or at any other location in Illinois selected by the Board. The Board may cause its Hearing Officer to conduct such hearing and report his findings for affirmation or rejection by the Board.
- f) Each hearing shall be open to public observation, except for a hearing or part of a hearing that the Board or its designated Hearing Officer states to be closed for purposes of insuring the protection of any confidential, proprietary or trade secret nature of any data, information or studies that are discussed by a witness.
- g) Every Hearing Officer presiding over a Property Tax Appeal Board hearing must

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meet the following requirements:

- 1) possess a working knowledge of the English language, including composition and grammar;
  - 2) possess a working knowledge of standard office practices and procedures;
  - 3) possess an ability to effectively communicate technical information both orally and in writing;
  - 4) possess an ability to deal tactfully with the general public, attorneys, and service providers;
  - 5) possess an ability to prepare concise and factual reports on hearing findings for presentation to the Board;
  - 6) possess an ability to conduct hearings and obtain and analyze necessary information;
  - 7) possess a valid Illinois driver's license;
  - 8) be of high integrity and good personal repute;
  - 9) be familiar with this Part and the Property Tax Code;
  - 10) be disinterested and impartial; and
  - 11) have no financial or personal interest in the result of the hearing.
- h) Authority of the Board and designated Hearing Officers
- 1) In connection with any proceeding, the Board, or any of its designated Hearing Officers, shall have full authority over the conduct of a hearing and the responsibility for submission of the matter to the Board for decision. The Board or its designated Hearing Officer shall have those duties and powers necessary to these ends, including:
    - A) To conduct hearings and pre-hearing conferences;

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- B) To admit or exclude testimony or other evidence into the record pursuant to this Part;
  - C) To administer oaths and affirmations and examine all persons appearing at the hearing to testify or to offer evidence;
  - D) To require the production of any book, record, paper or document at any stage of the appeal or of the hearing which is the foundation for any evidence or testimony presented in the appeal;
  - E) To require the submission of briefs on issues of law raised during the hearing within 60 days after the termination of the hearing;
  - F) To call upon any person at any stage of the hearing to produce witnesses or information that is material and relevant to any issue; and
  - G) To ensure that the hearing is conducted in a full, fair and impartial manner, that order is maintained, and that unnecessary delay is avoided in the disposition of the hearing.
- 2) Any Hearing Officer assigned to conduct a hearing on behalf of the Board shall be empowered to exercise the full authority of the Board with respect to the conduct and control of the proceeding.
- i) Continuances shall be granted for good cause shown in writing, and then only on an order of a Member of the Property Tax Appeal Board, or a duly authorized Hearing Officer. Good cause shall be the inability to attend the hearing at the date and time set by the Board for a cause beyond the control of the party, such as the unavoidable absence of a party, his attorney or material witness, or the serious illness or death of a witness or party. The Board shall set the hearing of a continued case at the time it sets other hearings of appeals from the county in which the subject of the continued appeal lies, unless the parties request that the Board decide the appeal based upon the evidence in the record without a formal hearing.
  - j) At the hearing, the contesting party shall first introduce his case into evidence, followed by the evidence of other parties to the appeal, in the order directed by the Property Tax Appeal Board or Hearing Officer. All parties are entitled to a

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rebuttal after all evidence of all parties has been introduced. Evidence submitted to the Board in documentary form may be made a part of the record without the document being read into the record if the Board or Hearing Officer so orders.

- k) In no case shall any written or documentary evidence be accepted into the appeal record at the hearing unless:
- 1) Such evidence has been submitted to the Property Tax Appeal Board prior to the hearing pursuant to this Part;
  - 2) The filing requirement is specifically waived by the Board; or
  - 3) The submission of the written or documentary evidence is specifically ordered by the Board or by a Hearing Officer.
- l) Appraisal testimony offered to prove the valuation asserted by any party shall not be accepted at the hearing unless a documented appraisal has been timely submitted by that party pursuant to this Part. Appraisal testimony offered to prove the valuation asserted may only be given by a preparer of the documented appraisal whose signature appears on the document~~thereon~~. At the hearing, without the testimony of the appraiser whose signature appears on the documented appraisal, the value conclusion shall be given no weight.
- m) All testimony taken at the hearing shall be under oath or affirmation.

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1910.80 Forms**

All forms issued pursuant to this Part will be available at the offices of the Property Tax Appeal Board, the Board's Internet site at [www.ptab.illinois.gov](http://www.ptab.illinois.gov)~~www.illinois.gov/ptab and www.ptabil.com~~, and at the county boards of review and supervisor of assessments or chief county assessment officer's offices. Only the prescribed forms of the Property Tax Appeal Board may be used.

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1910.90 Procedural Hearing Rules**

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- a) The provisions of this Section are promulgated pursuant to Section 16-180 of the Code and shall apply to all appeals before the Property Tax Appeal Board. Nothing contained in this Section shall in any way negate, limit, modify or otherwise affect any of the powers, duties or authority of the Board under the Code.
- b) Appeals filed with the Property Tax Appeal Board shall be set for hearing pursuant to Section 1910.67. All hearings once commenced shall continue on successive work days until completed unless any Member or designated Hearing Officer orders a continuance of the hearing pursuant to subsection (d). Hearings shall be open to the public in accordance with Section 1910.67(f).
- c) The sequence to be followed for all hearings before the Property Tax Appeal Board shall be as follows:
  - 1) Preliminary matters – motions or objections, or attempts to narrow issues or limit evidence shall be heard first;
  - 2) Opening statements – the contesting party shall proceed first, followed by the board of review and intervenors, if any; opening statements may be waived or may be reserved and presented prior to the commencement of a party's case in chief;
  - 3) Case in chief – the evidence and witnesses presented to prove the position of the contesting party shall be heard first, followed by those of the board of review and intervenors, if any; as witnesses complete their testimony, they are subject to cross-examination by the Hearing Officer and the other parties to the appeal; witnesses may be questioned under redirect examination where necessary;
  - 4) Rebuttal – the evidence and witnesses presented to rebut the evidence offered in opposition to the contesting party's position shall be heard after the completion of the cases in chief of all parties, followed by the rebuttal evidence and witnesses of the board of review and intervenors, if any;
  - 5) Closing statements – the closing argument of the contesting party shall be heard first, followed by the closing arguments of the board of review and intervenors, if any; the contesting party shall be permitted a brief rebuttal at the end of the closing arguments of the other parties.

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- d) Continuances of appeals set for hearing shall be granted pursuant to Section 1910.67(i); a hearing that has commenced may be continued by order of the Hearing Officer to permit further testimony or argument only if the time allotted for the hearing has expired.
- e) All witnesses appearing before the Property Tax Appeal Board shall testify under oath or affirmation.
- f) Any party may object to the admissibility of evidence or testimony, and those objections must clearly state the specific ground or rule of law that is the basis for the objection.
  - 1) When an objection is made to the admissibility of evidence prior to the hearing of the appeal, the objection must be made in writing. A copy of the objection shall be transmitted to all other parties to the appeal, and the Property Tax Appeal Board shall solicit responses from all other parties. The Board shall issue its ruling on the objection in writing prior to the hearing of the appeal.
  - 2) When an objection is made to the admissibility of evidence or testimony during the hearing, the Hearing Officer may either sustain or overrule the objection if it is based on the provisions of this Part, or may reserve the ruling and permit the testimony and/or evidence into the record subject to the ruling of the Property Tax Appeal Board on the objection in its decision for the appeal.
  - 3) Any party offering evidence that is ruled inadmissible shall be permitted to make an offer of proof upon motion made at the hearing.
- g) The Property Tax Appeal Board or its designated Hearing Officer may exclude inadmissible evidence upon its own motion.
- h) Writings, documents and all copies of writings and documents submitted to the Property Tax Appeal Board shall be legible, and exhibits shall be plainly marked and identified. All exhibits and documentation discussed during the hearing shall be marked for identification by the Hearing Officer.
- i) The Property Tax Appeal Board may take official notice of decisions it has

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rendered, matters within its specialized knowledge and expertise, and all matters of which the Circuit Courts of this State may take judicial notice.

- j) Any party or his or her witness may be called by any other party as an adverse witness and examined as if under cross-examination in the same manner and under the same circumstances as provided in Section 2-1102 of the Code of Civil Procedure [735 ILCS 5/2-1102]. Upon a showing that a witness was called in good faith and that the party calling the witness is surprised by the witness' testimony, examination of the witness may proceed as if under cross-examination, and the testimony of the witness may be impeached by prior statements or otherwise.
- k) The Hearing Officer presiding over or scheduled to preside over a Property Tax Appeal Board hearing may be disqualified from the hearing as follows:
  - 1) Any interested party may move for the disqualification of a Hearing Officer based on bias or a conflict of interest. The motion must be in writing and must state specific facts establishing that bias or a conflict of interest exists. Adverse rulings in pending or prior appeals shall not be sufficient to establish bias or a conflict of interest.
  - 2) A motion for disqualification shall be made promptly after the moving party learns the identity of the Hearing Officer or after learning facts that establish grounds for disqualification. The motion shall be presented to the Chairman of the Board or the Executive Director. If bias or a conflict of interest is found to exist, another Hearing Officer shall be appointed as soon as possible.
  - 3) The Hearing Officer may at any time voluntarily disqualify himself or herself.
- l) Decisions of the Property Tax Appeal Board shall dispose of contested matters upon the merits and shall set forth the Board's findings of fact and conclusions of law.
  - 1) Decisions shall be served by [the Clerk of the Property Tax Appeal Board](#) [by](#) United States mail [or by electronic means](#) on the appellant, board of review and intervenor, if any.

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- 2) The final administrative decision of the Property Tax Appeal Board shall be deemed served on a party when a copy of the decision is either:
- A) deposited in the United States Mail, in a sealed package, with postage prepaid, addressed to that party at the address listed for that party in the pleadings, except that, if the party is represented by an attorney, the notice shall go to the attorney at the address listed in the pleadings; or
- B) sent electronically to the party at the e-mail addresses provided for that party in the pleadings.
- 3) Decisions may also be delivered or made available to the proper authorities affected by the decision, including the State's Attorney, Chief County Assessment Officer, County Clerk and County Collector by United States mail or electronic means, if available, as provided in Section 16-185 of the Code.
- 4) Decisions of the Board shall be based on the evidence contained in the administrative record.
- m) The Property Tax Appeal Board shall allow each party to designate one or more individuals to receive electronic correspondence on behalf of that party and shall allow each party to change, add or remove designees selected by that party during the course of the proceedings. Decisions and all electronic correspondence shall be directed to each individual so designated.

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1910.95 Service of Documents in Certain Cases**

- a) Service Requirements and Application. This Section contains the Property Tax Appeal Board's service requirements for documents submitted by a party in support of an issue pending in any appeal where a change in assessed valuation of \$1 million or more is sought before the Board. Service of documents shall commence after the contesting party has initiated a petition for appeal with the Board and after notice has been given to the board of review of the appeal filing as provided in Section 1910.40(a). Requests and motions for extensions of time made pursuant to Sections 1910.30(g), 1910.40 (b) and (d), and 1910.60(f) are not

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subject to this Section. All other motions made by the parties shall be governed by Section 1910.64.

- b) Method of Service. Service of documents shall be made at the same time upon all parties by personal delivery, by the United States Postal Service or by any other mail delivery service, properly addressed, with postage prepaid or by electronic means. Service on a party shall be at its last known address or e-mail address, unless otherwise designated by the party.
- c) Service on the Board. A party shall serve on the Board, at its Springfield office, an original and one copy of any document. Otherwise, all other parties are entitled to one legible copy of the document to be served.
- d) Proof of Service. Proof of service shall be attached to any document served upon a party. The proof of service shall show the date, time and manner of service, and may be by written acknowledgement of service, by certificate of the person effecting the service, or by certified mail with return receipt.
- e) Failure to Serve. Failure to serve copies of documents as required under this Section does not in any way impair the jurisdiction of the Board over any party. The Board shall order the offending party to reimburse the aggrieved party for any expenses shown to have been incurred as a result of the failure to serve.
- f) Definition. "Document" includes any form of documentary or rebuttal evidence as provided in Sections 1910.65 and 1910.66, any board of review submission required under Section 1910.40, and requests to intervene and resolutions required under Section 1910.60.

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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- 1) Heading of the Part: Retailers Occupation Tax
- 2) Code Citation: 86 Ill. Adm. Code 130
- 3) Section Number: 130.120                      Proposed Action: Amendment
- 4) Statutory Authority: 35 ILCS 120/12; 20 ILCS 2505/2505-795
- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking amends the Department's regulation at 86 Ill. Adm. Code 130.120 entitled Nontaxable Transactions. Specifically, this rulemaking:

deletes several of the exemptions that sunset; adds text to several of the exemptions to indicate whether the exemption is subject to the sunset provisions of Section 2-70 of the Retailers' Occupation Tax Act;

amends subsection (oo) (the exemption for food for human consumption and prescription and nonprescription medicines, drugs, medical appliances, and insulin, urine testing materials, syringes, and needles used by diabetics when purchased for use by a person receiving medical assistance under Article 5 of the Illinois Public Aid Code who resides in a long-term care facility) to mirror the statutory language, which added new types of facilities to this exemption;

amends subsection (ss) to more accurately reflect the exemption for materials, parts, equipment, components and furnishings incorporated into or upon an aircraft as part of the modification or refurbishment of an aircraft. The intent of this exemption was for it to apply only to certain entities. After non-intended entities tried to claim the exemption, the General Assembly amended the exemption to clarify the specific entities to which it applied. In its current form, the regulation inadvertently appears to create two separate exemptions. These changes reflect the single exemption available under the statute; and

reflects the exemption (new subsection (ww)), beginning January 1, 2017 through August 18, 2021, for menstrual pads, tampons, and menstrual cups.

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rule currently in effect? No

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- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citations:</u>
130.340	Amendment	40 Ill. Reg. 10083, July 29, 2016
130.311	Amendment	41 Ill. Reg. 3168, March 17, 2017
130.320	Amendment	41 Ill. Reg. 3817, March 31, 2017
130.1960	Amendment	41 Ill. Reg. 7107, June 23, 2017
130.555	Amendment	41 Ill. Reg. 7448, June 30, 2017
130.701	Amendment	41 Ill. Reg. 7448, June 30, 2017
130.715	Amendment	41 Ill. Reg. 7448, June 30, 2017

- 11) Statement of Statewide Policy Objective: This rulemaking does not create a State mandate, nor does it modify any existing State mandates.
- 12) 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:

Debra M. Boggess  
Legal Services Office  
Illinois Department of Revenue  
101 West Jefferson  
Springfield IL 62794

217/782-2844

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

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- C) Types of professional skills necessary for compliance: Bookkeeping
- 14) Regulatory Agenda on which this rulemaking was summarized: January 2017

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

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TITLE 86: REVENUE  
CHAPTER I: DEPARTMENT OF REVENUEPART 130  
RETAILERS' OCCUPATION TAX

## SUBPART A: NATURE OF TAX

Section	
130.101	Character and Rate of Tax
130.105	Responsibility of Trustees, Receivers, Executors or Administrators
130.110	Occasional Sales
130.111	Sale of Used Motor Vehicles, Aircraft, or Watercraft by Leasing or Rental Business
130.115	Habitual Sales
130.120	Nontaxable Transactions

## SUBPART B: SALE AT RETAIL

Section	
130.201	The Test of a Sale at Retail
130.205	Sales for Transfer Incident to Service
130.210	Sales of Tangible Personal Property to Purchasers for Resale
130.215	Further Illustrations of Sales for Use or Consumption Versus Sales for Resale
130.220	Sales to Lessors of Tangible Personal Property
130.225	Drop Shipments

## SUBPART C: CERTAIN STATUTORY EXEMPTIONS

Section	
130.305	Farm Machinery and Equipment
130.310	Food, Soft Drinks and Candy
130.311	Drugs, Medicines, Medical Appliances and Grooming and Hygiene Products
130.315	Fuel Sold for Use in Vessels on Rivers Bordering Illinois
130.320	Gasohol, Majority Blended Ethanol, Biodiesel Blends, and 100% Biodiesel
130.321	Fuel Used by Air Common Carriers in Flights Engaged in Foreign Trade or Engaged in Trade Between the United States and any of its Possessions
130.325	Graphic Arts Machinery and Equipment Exemption
130.330	Manufacturing Machinery and Equipment

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130.331	Manufacturer's Purchase Credit
130.332	Automatic Vending Machines
130.335	Pollution Control Facilities and Low Sulfur Dioxide Emission Coal-Fueled Devices
130.340	Rolling Stock
130.341	Commercial Distribution Fee Sales Tax Exemption
130.345	Oil Field Exploration, Drilling and Production Equipment
130.350	Coal Exploration, Mining, Off Highway Hauling, Processing, Maintenance and Reclamation Equipment
130.351	Aggregate Exploration, Mining, Off Highway Hauling, Processing, Maintenance and Reclamation Equipment

## SUBPART D: GROSS RECEIPTS

Section	
130.401	Meaning of Gross Receipts
130.405	How to Avoid Paying Tax on State or Local Tax Passed on to the Purchaser
130.410	Cost of Doing Business Not Deductible
130.415	Transportation and Delivery Charges
130.420	Finance or Interest Charges – Penalties – Discounts
130.425	Traded-In Property
130.430	Deposit or Prepayment on Purchase Price
130.435	State and Local Taxes Other Than Retailers' Occupation Tax
130.440	Penalties
130.445	Federal Taxes
130.450	Installation, Alteration and Special Service Charges
130.455	Motor Vehicle Leasing and Trade-In Allowances

## SUBPART E: RETURNS

Section	
130.501	Monthly Tax Returns – When Due – Contents
130.502	Quarterly Tax Returns
130.505	Returns and How to Prepare
130.510	Annual Tax Returns
130.515	First Return
130.520	Final Returns When Business is Discontinued
130.525	Who May Sign Returns
130.530	Returns Covering More Than One Location Under Same Registration – Separate

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	Returns for Separately Registered Locations
130.535	Payment of the Tax, Including Quarter Monthly Payments in Certain Instances
130.540	Returns on a Transaction by Transaction Basis
130.545	Registrants Must File a Return for Every Return Period
130.550	Filing of Returns for Retailers by Suppliers Under Certain Circumstances
130.551	Prepayment of Retailers' Occupation Tax on Motor Fuel
130.552	Alcoholic Liquor Reporting
130.555	Vending Machine Information Returns
130.560	Verification of Returns

## SUBPART F: INTERSTATE COMMERCE

Section	
130.601	Preliminary Comments (Repealed)
130.605	Sales of Property Originating in Illinois; Questions of Interstate Commerce
130.610	Sales of Property Originating in Other States (Repealed)

## SUBPART G: CERTIFICATE OF REGISTRATION

Section	
130.701	General Information on Obtaining a Certificate of Registration
130.705	Procedure in Disputed Cases Involving Financial Responsibility Requirements
130.710	Procedure When Security Must be Forfeited
130.715	Sub-Certificates of Registration
130.720	Separate Registrations for Different Places of Business of Same Taxpayer Under Some Circumstances
130.725	Display
130.730	Replacement of Certificate
130.735	Certificate Not Transferable
130.740	Certificate Required For Mobile Vending Units
130.745	Revocation of Certificate

## SUBPART H: BOOKS AND RECORDS

Section	
130.801	General Requirements
130.805	What Records Constitute Minimum Requirement
130.810	Records Required to Support Deductions
130.815	Preservation and Retention of Records

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- 130.820 Preservation of Books During Pendency of Assessment Proceedings  
130.825 Department Authorization to Destroy Records Sooner Than Would Otherwise be Permissible

## SUBPART I: PENALTIES AND INTEREST

- Section  
130.901 Civil Penalties  
130.905 Interest  
130.910 Criminal Penalties

## SUBPART J: BINDING OPINIONS

- Section  
130.1001 When Opinions from the Department are Binding

## SUBPART K: SELLERS LOCATED ON, OR SHIPPING TO, FEDERAL AREAS

- Section  
130.1101 Definition of Federal Area  
130.1105 When Deliveries on Federal Areas Are Taxable  
130.1110 No Distinction Between Deliveries on Federal Areas and Illinois Deliveries Outside Federal Areas

## SUBPART L: TIMELY MAILING TREATED AS TIMELY FILING AND PAYING

- Section  
130.1201 General Information  
130.1205 Due Date that Falls on Saturday, Sunday or a Holiday

## SUBPART M: LEASED PORTIONS OF LESSOR'S BUSINESS SPACE

- Section  
130.1301 When Lessee of Premises Must File Return for Leased Department  
130.1305 When Lessor of Premises Should File Return for Business Operated on Leased Premises  
130.1310 Meaning of "Lessor" and "Lessee" in this Regulation

## SUBPART N: SALES FOR RESALE

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## Section

- 130.1401 Seller's Responsibility to Determine the Character of the Sale at the Time of the Sale
- 130.1405 Seller's Responsibility to Obtain Certificates of Resale and Requirements for Certificates of Resale
- 130.1410 Requirements for Certificates of Resale (Repealed)
- 130.1415 Resale Number – When Required and How Obtained
- 130.1420 Blanket Certificate of Resale (Repealed)

## SUBPART O: CLAIMS TO RECOVER ERRONEOUSLY PAID TAX

## Section

- 130.1501 Claims for Credit – Limitations – Procedure
- 130.1505 Disposition of Credit Memoranda by Holders Thereof
- 130.1510 Refunds
- 130.1515 Interest

SUBPART P: PROCEDURE TO BE FOLLOWED UPON  
SELLING OUT OR DISCONTINUING BUSINESS

## Section

- 130.1601 When Returns are Required After a Business is Discontinued
- 130.1605 When Returns Are Not Required After Discontinuation of a Business
- 130.1610 Cross Reference to Bulk Sales Regulation

## SUBPART Q: NOTICE OF SALES OF GOODS IN BULK

## Section

- 130.1701 Bulk Sales: Notices of Sales of Business Assets

## SUBPART R: POWER OF ATTORNEY

## Section

- 130.1801 When Powers of Attorney May be Given
- 130.1805 Filing of Power of Attorney With Department
- 130.1810 Filing of Papers by Agent Under Power of Attorney

## SUBPART S: SPECIFIC APPLICATIONS

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## Section

- 130.1901 Addition Agents to Plating Baths
- 130.1905 Agricultural Producers
- 130.1910 Antiques, Curios, Art Work, Collectors' Coins, Collectors' Postage Stamps and Like Articles
- 130.1915 Auctioneers and Agents
- 130.1920 Barbers and Beauty Shop Operators
- 130.1925 Blacksmiths
- 130.1930 Chiropodists, Osteopaths and Chiropractors
- 130.1934 Community Water Supply
- 130.1935 Computer Software
- 130.1940 Construction Contractors and Real Estate Developers
- 130.1945 Co-operative Associations
- 130.1946 Tangible Personal Property Used ~~or~~ Consumed in Graphic Arts Production within Enterprise Zones Located in a County of more than 4,000 Persons and less than 45,000 Persons
- 130.1947 Tangible Personal Property Used or Consumed in the Process of Manufacturing and Assembly within Enterprise Zones or by High Impact Businesses
- 130.1948 Tangible Personal Property Used or Consumed in the Operation of Pollution Control Facilities Located within Enterprises Zones
- 130.1949 Sales of Building Materials Incorporated into the South Suburban Airport
- 130.1950 Sales of Building Materials Incorporated into the Illiana Expressway
- 130.1951 Sales of Building Materials Incorporated into Real Estate within Enterprise Zones
- 130.1952 Sales of Building Materials to a High Impact Business
- 130.1953 Sales of Building Materials to be Incorporated into a Redevelopment Project Area within an Intermodal Terminal Facility Area
- 130.1954 Sales of Building Materials Incorporated into Real Estate within River Edge Redevelopment Zones
- 130.1955 Farm Chemicals
- 130.1956 Dentists
- 130.1960 Finance Companies and Other Lending Agencies – Installment Contracts – Bad Debts
- 130.1965 Florists and Nurserymen
- 130.1970 Hatcheries
- 130.1971 Sellers of Pets and the Like
- 130.1975 Operators of Games of Chance and Their Suppliers
- 130.1980 Optometrists and Opticians
- 130.1985 Pawnbrokers

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130.1990	Peddlers, Hawkers and Itinerant Vendors
130.1995	Personalizing Tangible Personal Property
130.2000	Persons Engaged in the Printing, Graphic Arts or Related Occupations, and Their Suppliers
130.2004	Sales to Nonprofit Arts or Cultural Organizations
130.2005	Persons Engaged in Nonprofit Service Enterprises and in Similar Enterprises Operated As Businesses, and Suppliers of Such Persons
130.2006	Sales by Teacher-Sponsored Student Organizations
130.2007	Exemption Identification Numbers
130.2008	Sales by Nonprofit Service Enterprises
130.2009	Personal Property Purchased Through Certain Fundraising Events for the Benefit of Certain Schools
130.2010	Persons Who Rent or Lease the Use of Tangible Personal Property to Others
130.2011	Sales to Persons Who Lease Tangible Personal Property to Exempt Hospitals
130.2012	Sales to Persons Who Lease Tangible Personal Property to Governmental Bodies
130.2013	Persons in the Business of Both Renting and Selling Tangible Personal Property – Tax Liabilities, Credit
130.2015	Persons Who Repair or Otherwise Service Tangible Personal Property
130.2020	Physicians and Surgeons
130.2025	Picture-Framers
130.2030	Public Amusement Places
130.2035	Registered Pharmacists and Druggists
130.2040	Retailers of Clothing
130.2045	Retailers on Premises of the Illinois State Fair, County Fairs, Art Shows, Flea Markets and the Like
130.2050	Sales and Gifts By Employers to Employees
130.2055	Sales by Governmental Bodies
130.2060	Sales of Alcoholic Beverages, Motor Fuel and Tobacco Products
130.2065	Sales of Automobiles for Use In Demonstration (Repealed)
130.2070	Sales of Containers, Wrapping and Packing Materials and Related Products
130.2075	Sales To Construction Contractors, Real Estate Developers and Speculative Builders
130.2076	Sales to Purchasers Performing Contracts with Governmental Bodies
130.2080	Sales to Governmental Bodies, Foreign Diplomats and Consular Personnel
130.2085	Sales to or by Banks, Savings and Loan Associations and Credit Unions
130.2090	Sales to Railroad Companies
130.2095	Sellers of Gasohol, Coal, Coke, Fuel Oil and Other Combustibles
130.2100	Sellers of Feeds and Breeding Livestock
130.2101	Sellers of Floor Coverings

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- 130.2105 Sellers of Newspapers, Magazines, Books, Sheet Music and Musical Recordings, and Their Suppliers; Transfer of Data Downloaded Electronically
- 130.2110 Sellers of Seeds and Fertilizer
- 130.2115 Sellers of Machinery, Tools and Special Order Items
- 130.2120 Suppliers of Persons Engaged in Service Occupations and Professions
- 130.2125 Discount Coupons, Gift Situations, Trading Stamps, Automobile Rebates and Dealer Incentives
- 130.2130 Undertakers and Funeral Directors
- 130.2135 Vending Machines
- 130.2140 Vendors of Curtains, Slip Covers and Other Similar Items Made to Order
- 130.2145 Vendors of Meals
- 130.2150 Vendors of Memorial Stones and Monuments
- 130.2155 Tax Liability of Sign Vendors
- 130.2156 Vendors of Steam
- 130.2160 Vendors of Tangible Personal Property Employed for Premiums, Advertising, Prizes, Etc.
- 130.2165 Veterinarians
- 130.2170 Warehousemen

## SUBPART T: DIRECT PAYMENT PROGRAM

## Section

- 130.2500 Direct Payment Program
  - 130.2505 Qualifying Transactions, Non-transferability of Permit
  - 130.2510 Permit Holder's Payment of Tax
  - 130.2515 Application for Permit
  - 130.2520 Qualification Process and Requirements
  - 130.2525 Application Review
  - 130.2530 Recordkeeping Requirements
  - 130.2535 Revocation and Withdrawal
- 
- 130.ILLUSTRATION A Examples of Tax Exemption Cards
  - 130.ILLUSTRATION B Example of Notice of Revocation of Certificate of Registration
  - 130.ILLUSTRATION C Food Flow Chart

AUTHORITY: Implementing the Illinois Retailers' Occupation Tax Act [35 ILCS 120] and authorized by Section 2505-25 of the Civil Administrative Code of Illinois [20 ILCS 2505/2505-25].

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SOURCE: Adopted July 1, 1933; amended at 2 Ill. Reg. 50, p. 71, effective December 10, 1978; amended at 3 Ill. Reg. 12, p. 4, effective March 19, 1979; amended at 3 Ill. Reg. 13, pp. 93 and 95, effective March 25, 1979; amended at 3 Ill. Reg. 23, p. 164, effective June 3, 1979; amended at 3 Ill. Reg. 25, p. 229, effective June 17, 1979; amended at 3 Ill. Reg. 44, p. 193, effective October 19, 1979; amended at 3 Ill. Reg. 46, p. 52, effective November 2, 1979; amended at 4 Ill. Reg. 24, pp. 520, 539, 564 and 571, effective June 1, 1980; amended at 5 Ill. Reg. 818, effective January 2, 1981; amended at 5 Ill. Reg. 3014, effective March 11, 1981; amended at 5 Ill. Reg. 12782, effective November 2, 1981; amended at 6 Ill. Reg. 2860, effective March 3, 1982; amended at 6 Ill. Reg. 6780, effective May 24, 1982; codified at 6 Ill. Reg. 8229; recodified at 6 Ill. Reg. 8999; amended at 6 Ill. Reg. 15225, effective December 3, 1982; amended at 7 Ill. Reg. 7990, effective June 15, 1983; amended at 8 Ill. Reg. 5319, effective April 11, 1984; amended at 8 Ill. Reg. 19062, effective September 26, 1984; amended at 10 Ill. Reg. 1937, effective January 10, 1986; amended at 10 Ill. Reg. 12067, effective July 1, 1986; amended at 10 Ill. Reg. 19538, effective November 5, 1986; amended at 10 Ill. Reg. 19772, effective November 5, 1986; amended at 11 Ill. Reg. 4325, effective March 2, 1987; amended at 11 Ill. Reg. 6252, effective March 20, 1987; amended at 11 Ill. Reg. 18284, effective October 27, 1987; amended at 11 Ill. Reg. 18767, effective October 28, 1987; amended at 11 Ill. Reg. 19138, effective October 29, 1987; amended at 11 Ill. Reg. 19696, effective November 23, 1987; amended at 12 Ill. Reg. 5652, effective March 15, 1988; emergency amendment at 12 Ill. Reg. 14401, effective September 1, 1988, for a maximum of 150 days, modified in response to an objection of the Joint Committee on Administrative Rules at 12 Ill. Reg. 19531, effective November 4, 1988, not to exceed the 150 day time limit of the original rulemaking; emergency expired January 29, 1989; amended at 13 Ill. Reg. 11824, effective June 29, 1989; amended at 14 Ill. Reg. 241, effective December 21, 1989; amended at 14 Ill. Reg. 872, effective January 1, 1990; amended at 14 Ill. Reg. 15463, effective September 10, 1990; amended at 14 Ill. Reg. 16028, effective September 18, 1990; amended at 15 Ill. Reg. 6621, effective April 17, 1991; amended at 15 Ill. Reg. 13542, effective August 30, 1991; amended at 15 Ill. Reg. 15757, effective October 15, 1991; amended at 16 Ill. Reg. 1642, effective January 13, 1992; amended at 17 Ill. Reg. 860, effective January 11, 1993; amended at 17 Ill. Reg. 18142, effective October 4, 1993; amended at 17 Ill. Reg. 19651, effective November 2, 1993; amended at 18 Ill. Reg. 1537, effective January 13, 1994; amended at 18 Ill. Reg. 16866, effective November 7, 1994; amended at 19 Ill. Reg. 13446, effective September 12, 1995; amended at 19 Ill. Reg. 13568, effective September 11, 1995; amended at 19 Ill. Reg. 13968, effective September 18, 1995; amended at 20 Ill. Reg. 4428, effective March 4, 1996; amended at 20 Ill. Reg. 5366, effective March 26, 1996; amended at 20 Ill. Reg. 6991, effective May 7, 1996; amended at 20 Ill. Reg. 9116, effective July 2, 1996; amended at 20 Ill. Reg. 15753, effective December 2, 1996; expedited correction at 21 Ill. Reg. 4052, effective December 2, 1996; amended at 20 Ill. Reg. 16200, effective December 16, 1996; amended at 21 Ill. Reg. 12211, effective August 26, 1997; amended at 22 Ill. Reg. 3097, effective January 27, 1998; amended at 22 Ill. Reg. 11874,

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effective June 29, 1998; amended at 22 Ill. Reg. 19919, effective October 28, 1998; amended at 22 Ill. Reg. 21642, effective November 25, 1998; amended at 23 Ill. Reg. 9526, effective July 29, 1999; amended at 23 Ill. Reg. 9898, effective August 9, 1999; amended at 24 Ill. Reg. 10713, effective July 7, 2000; emergency amendment at 24 Ill. Reg. 11313, effective July 12, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 15104, effective October 2, 2000; amended at 24 Ill. Reg. 18376, effective December 1, 2000; amended at 25 Ill. Reg. 941, effective January 8, 2001; emergency amendment at 25 Ill. Reg. 1792, effective January 16, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 4674, effective March 15, 2001; amended at 25 Ill. Reg. 4950, effective March 19, 2001; amended at 25 Ill. Reg. 5398, effective April 2, 2001; amended at 25 Ill. Reg. 6515, effective May 3, 2001; expedited correction at 25 Ill. Reg. 15681, effective May 3, 2001; amended at 25 Ill. Reg. 6713, effective May 9, 2001; amended at 25 Ill. Reg. 7264, effective May 25, 2001; amended at 25 Ill. Reg. 10917, effective August 13, 2001; amended at 25 Ill. Reg. 12841, effective October 1, 2001; amended at 26 Ill. Reg. 958, effective January 15, 2002; amended at 26 Ill. Reg. 1303, effective January 17, 2002; amended at 26 Ill. Reg. 3196, effective February 13, 2002; amended at 26 Ill. Reg. 5369, effective April 1, 2002; amended at 26 Ill. Reg. 5946, effective April 15, 2002; amended at 26 Ill. Reg. 8423, effective May 24, 2002; amended at 26 Ill. Reg. 9885, effective June 24, 2002; amended at 27 Ill. Reg. 795, effective January 3, 2003; emergency amendment at 27 Ill. Reg. 11099, effective July 7, 2003, for a maximum of 150 days; emergency expired December 3, 2003; amended at 27 Ill. Reg. 17216, effective November 3, 2003; emergency amendment at 27 Ill. Reg. 18911, effective November 26, 2003, for a maximum of 150 days; emergency expired April 23, 2004; amended at 28 Ill. Reg. 9121, effective June 18, 2004; amended at 28 Ill. Reg. 11268, effective July 21, 2004; emergency amendment at 28 Ill. Reg. 15193, effective November 3, 2004, for a maximum of 150 days; emergency expired April 1, 2005; amended at 29 Ill. Reg. 7004, effective April 26, 2005; amended at 31 Ill. Reg. 3574, effective February 16, 2007; amended at 31 Ill. Reg. 5621, effective March 23, 2007; amended at 31 Ill. Reg. 13004, effective August 21, 2007; amended at 31 Ill. Reg. 14091, effective September 21, 2007; amended at 32 Ill. Reg. 4226, effective March 6, 2008; emergency amendment at 32 Ill. Reg. 8785, effective May 29, 2008, for a maximum of 150 days; emergency expired October 25, 2008; amended at 32 Ill. Reg. 10207, effective June 24, 2008; amended at 32 Ill. Reg. 17228, effective October 15, 2008; amended at 32 Ill. Reg. 17519, effective October 24, 2008; amended at 32 Ill. Reg. 19128, effective December 1, 2008; amended at 33 Ill. Reg. 1762, effective January 13, 2009; amended at 33 Ill. Reg. 2345, effective January 23, 2009; amended at 33 Ill. Reg. 3999, effective February 23, 2009; amended at 33 Ill. Reg. 15781, effective October 27, 2009; amended at 33 Ill. Reg. 16711, effective November 20, 2009; amended at 34 Ill. Reg. 9405, effective June 23, 2010; amended at 34 Ill. Reg. 12935, effective August 19, 2010; amended at 35 Ill. Reg. 2169, effective January 24, 2011; amended at 36 Ill. Reg. 6662, effective April 12, 2012; amended at 38 Ill. Reg. 12909, effective June 9, 2014; amended at 38 Ill. Reg. 17060, effective July 25, 2014; amended at 38 Ill. Reg. 17421, effective July 31, 2014; amended at 38 Ill. Reg. 17756, effective August 6, 2014; amended at 38

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Ill. Reg. 19998, effective October 1, 2014; amended at 39 Ill. Reg. 1793, effective January 12, 2015; amended at 39 Ill. Reg. 12597, effective August 26, 2015; amended at 39 Ill. Reg. 14616, effective October 22, 2015; amended at 40 Ill. Reg. 6130, effective April 1, 2016; amended at 40 Ill. Reg. 13448, effective September 9, 2016; amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: NATURE OF TAX

**Section 130.120 Nontaxable Transactions**

The tax does not apply to receipts from sales:

- a) of intangible personal property, such as shares of stocks, bonds, evidences of interest in property, corporate or other franchises and evidences of debt. [These types of sales fall outside the scope of the Retailers' Occupation Tax Act;](#)
- b) of real property, such as lands and buildings that are permanently attached to the land. [These types of sales fall outside the scope of the Retailers' Occupation Tax Act;](#)
- c) of tangible personal property for purposes of resale in any form as tangible personal property, provided that the purchaser (except in the case of an out-of-State purchaser who will always resell and deliver the property to his customers outside Illinois) has an active registration number or active resale number from the Department and gives the number to the vendor in connection with certifying to the vendor that the sale to the purchaser is nontaxable on the ground of being a sale for resale (see Subparts B and N of this Part). [This exemption existed prior to the enactment of Section 2-70 and will not sunset;](#)
- d) of personal services, where rendered as such (see various rules relating to particular service occupations); however, for information concerning the tax on persons engaged in the business of making sales of service, see the Regulations pertaining to the Service Occupation Tax Act (86 Ill. Adm. Code 140). [These types of sales fall outside the scope of the Retailers' Occupation Tax Act;](#)
- e) that are within the protection of the Commerce Clause of the Constitution of the United States (see Subpart F of this Part). [These types of sales fall outside the scope of the Retailers' Occupation Tax Act;](#)

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- f) that are isolated or occasional (see Section 130.110 of this Subpart). This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- g) of newspapers and magazines (see Section 130.2105 of this Part). This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- h) that are made to any corporation, society, association, foundation or institution organized and operated exclusively for charitable, religious or educational purposes, or any not-for-profit corporation, society, association, foundation, institution or organization that has no compensated officers or employees and that is organized and operated primarily for the recreation of persons 55 years of age or older. A limited liability company may qualify for the exemption under this subsection only if the limited liability company is organized and operated exclusively for educational purposes (see Section 130.2005 of this Part). This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- i) that are made to any governmental body (see Section 130.2080 of this Part). This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- j) of low sulfur dioxide emission coal-fueled devices. This exemption existed prior to the enactment of Section 2-70 and will not sunset [35 ILCS 120/1a-1] (see Section 130.355 of this Part) through June 30, 2003, of pollution control facilities (see Section 130.335 of this Part);
- k) *of fuel consumed or used in the operation of ships, barges or vessels that are used primarily in or for the transportation of property or the conveyance of persons for hire on rivers bordering on this State if the fuel is delivered by the seller to the purchaser's barge, ship or vessel while it is afloat upon that bordering river [35 ILCS 120/2-5(24)] (see Section 130.315 of this Part).* This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- l) of tangible personal property to interstate carriers for hire for use as rolling stock moving in interstate commerce (see Section 130.340 of this Part). This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- m) except as otherwise provided in Section 130.605(b)(1)(C), of a motor vehicle in this State to a nonresident even though the motor vehicle is delivered to the nonresident in this State, if the motor vehicle is not to be titled in this State, and if a drive-away permit is issued to the motor vehicle as provided in Section 3-603 of

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the Illinois Vehicle Code [625 ILCS 5/3-603], or if the nonresident purchaser has vehicle registration plates to transfer to the motor vehicle upon returning to his home state (see Section 130.605). This exemption existed prior to the enactment of Section 2-70 and will not sunset;

- n) until December 31, 2001, of merchandise in bulk when sold from a vending machine for 1¢; on and after January 1, 2002, of merchandise in bulk~~the exemption applies to merchandise in bulk~~ when sold from a vending machine for 50¢ or less (see 35 ILCS 120/1 and Section 130.2135 of this Part). These types of sales fall outside the scope of the Retailers' Occupation Tax Act;
- o) of food and beverages by a person who is the recipient of a grant or contract under Title VII of the Older Americans Act of 1965 (42 USC 3021) and serves meals to participants in the Federal Nutrition Program for the Elderly in return for contributions established in amount by the individual participant pursuant to a schedule of suggested fees as provided for in the Federal Act. This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- p) of farm chemicals (see Section 130.1955 of this Part). This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- q) of manufacturing machinery and equipment that qualifies for exemption under provisions of Section 130.330 of this Part. This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- r) of services included in gross receipts for purposes of the Retailers' Occupation Tax and that are designated mandatory service charges by vendors of meals to the extent that the proceeds of the service charge are in fact turned over to the employees who would normally have received tips had the service charge policy not been introduced. Service charges that are used to fund or pay wages, labor costs, employee benefits or employer costs of doing business are taxable gross receipts. This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- s) *of any petroleum product, if the seller is prohibited by federal law from charging tax to the purchaser* [35 ILCS 120/2-5(16)].
  - 1) For example, federal law prohibits sellers from charging tax to Amtrak when it purchases petroleum products. However, federal law does not

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relieve the seller of Retailers' Occupation Tax liability in these transactions. For that reason, the exemption set out in this subsection is necessary to relieve the seller of Retailers' Occupation Tax liability when making sales of petroleum products to Amtrak.

- 2) The nontaxable transaction set out above is also applicable to local Retailers' Occupation Taxes imposed by municipalities, counties, the Regional Transportation Authority and Metro East Mass Transit District. This exemption existed prior to the enactment of Section 2-70 and will not sunset;
- t) *of farm machinery and equipment, both new and used including that manufactured on special order, certified by the purchaser to be used primarily for production agriculture, or state or federal agricultural programs, including individual replacement parts for the machinery and equipment and including machinery and equipment purchased for lease [35 ILCS 120/2-5(2)] (see Section 130.305). This exemption is statutorily exempt from the sunset provisions of Section 2-70;*
- ~~u)~~ ~~*through June 30, 2003, of distillation machinery and equipment, sold as a unit or kit, certified by the user to be used only for the production of ethyl alcohol that will be used for consumption as a motor fuel or as a component of motor fuel for personal use of the user and not subject to sale or resale [35 ILCS 120/2-5(3)];*~~
- ~~uv)~~ ~~*through June 30, 2003, and beginning again on September 1, 2004 through August 30, 2014, of graphic arts machinery and equipment, including repair and replacement parts [35 ILCS 120/2-5(4)] (see Section 130.325);*~~
- ~~vw)~~ ~~*through August 31, 2007, and beginning again on January 11, 2008:*~~
  - 1) *any motor vehicle of the first division that is used for automobile renting, as defined in the Automobile Renting Occupation and Use Tax Act; or*
  - 2) *a motor vehicle of the second division that is used for automobile renting, as defined in the Automobile Renting Occupation and Use Tax Act, and which:*
    - A) *is a self-contained motor vehicle designed or permanently converted to provide living quarters for recreational, camping, or*

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*travel use, with direct walk through access to the living quarters from the driver's seat;*

- B) *is of the van configuration designed for the transportation of not less than 7 nor more than 16 passengers, as defined in Section 1-146 of the Illinois Vehicle Code; or*
- C) *beginning on January 1, 2014, has a Gross Vehicle Weight Rating, as defined in Section 1-124.5 of the Illinois Vehicle Code, of 8,000 pounds or less [35 ILCS 120/2-5(5)]. This exemption is statutorily exempt from the sunset provisions of Section 2-70;*
- wx) *of personal property sold by a teacher-sponsored student organization affiliated with an elementary or secondary school located in Illinois [35 ILCS 120/2-5(6)] (see Section 130.2006). This exemption existed prior to the enactment of Section 2-70 and will not sunset;*
- y) ~~*through June 30, 2003, of that portion of the selling price of a passenger car, the sale of which is subject to the replacement vehicle tax of the Illinois Vehicle Code [625 ILCS 5/3-2001] [35 ILCS 120/2-5(7)];*~~
- xz) *of personal property sold to an Illinois county fair association for use in conducting, operating or promoting the county fair [35 ILCS 120/2-5(8)]. This exemption existed prior to the enactment of Section 2-70 and will not sunset;*
- yaa) *of personal property sold to any not-for-profit arts or cultural organization that establishes that it has received an exemption under Section 501(c)(3) of the Internal Revenue Code (26 USCA 501) and that is organized and operated for the presentation or support of arts or cultural programming, activities, or services. On and after July 1, 2001, the qualifying organizations listed in this subsection (yaa) must also be organized and operated primarily for the presentation or support of arts or cultural programming, activities, or services. These organizations include, but are not limited to, music and dramatic arts organizations such as symphony orchestras and theatrical groups, arts and cultural service organizations, local arts councils, visual arts organizations, and media arts organizations [35 ILCS 120/2-5(9)] (see Section 130.2004 of this Part). This exemption existed prior to the enactment of Section 2-70 and will not sunset;*

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- ~~zbb~~) *of personal property sold by a corporation, society, association, foundation, institution or organization that is organized and operated as a not-for-profit service enterprise for the benefit of persons 65 years of age or older if the personal property was not purchased by the enterprise for the purpose of resale by the enterprise [35 ILCS 120/2-5(10)] (see Section 130.2008). This exemption existed prior to the enactment of Section 2-70 and will not sunset;*
- ~~aaee~~) *of legal tender, currency, medallions, or gold or silver coinage issued by the State of Illinois, the government of the United States of America or the government of any foreign country and bullion [35 ILCS 120/2-5(18)], unless the items are transferred as jewelry and therefore subject to tax. This exemption existed prior to the enactment of Section 2-70 and will not sunset;*
- ~~dd~~) *~~through June 30, 2003, of oil field exploration, drilling and production equipment [35 ILCS 120/2-5(19)] (see Section 130.345);~~*
- ~~bbee~~) *of photoprocessing machinery and equipment, including repair and replacement parts [35 ILCS 120/2-5(20)] (see Section 130.2000). This exemption existed prior to the enactment of Section 2-70 and will not sunset;*
- ~~ccff~~) *beginning July 1, 2003, of coal and aggregate exploration, mining, off highway hauling, processing, maintenance and reclamation equipment, including replacement parts and equipment, and including equipment purchased for lease, but excluding motor vehicles required to be registered under the Illinois Motor Vehicle Code. The Department, however, will not approve any claims or refunds on or after August 16, 2013, for taxes due or paid during the period beginning July 1, 2003 through August 16, 2013. This exemption will terminate by operation of the sunset provisions of Section 2-70 of the Retailers' Occupation Tax Act on August ~~15~~16, 2018 [35 ILCS 120/2-5(21)] (see Sections 130.350 and 130.351~~Section 130.350~~);*
- ~~ddgg~~) *until June 30, 2013, of fuel and petroleum products sold to or used by an air common carrier, certified by the carrier to be used for consumption, shipment or storage in the conduct of its business as an air common carrier, for a flight destined for or returning from a location or locations outside the United States without regard to previous or subsequent domestic stopovers. Beginning July 1, 2013, fuel and petroleum products sold to or used by an air carrier, certified by the carrier to be used for consumption, shipment, or storage in the conduct of its business as an air common carrier, for a flight that is engaged in foreign trade or*

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*is engaged in trade between the United States and any of its possessions and that transports at least one individual or package for hire from the city of origination to the city of final destination on the same aircraft, without regard to a change in the flight number of that aircraft. This exemption will terminate by operation of the sunset provisions of Section 2-70 of the Retailers' Occupation Tax Act on August 15+6, 2018 [35 ILCS 120/2-5(22)] (see Section 130.321);*

- ~~eehh)~~ *of semen used for artificial insemination of livestock for direct agricultural production. [35 ILCS 120/2-5(26)] Exemption certifications must be executed by the purchaser. The certificate must include the seller's name and address, the purchaser's name and address, the purchaser's registration number with the Department, the purchaser's signature and date of signing and a statement that the semen purchased will be used for artificial insemination of livestock for direct agricultural production. The certificates shall be retained by the retailer and shall be made available to the Department for inspection or audit. This exemption existed prior to the enactment of the sunset provisions of Section 2-70 and will not sunset;*
- ii) ~~*beginning with taxable years ending on or after December 31, 1995 and ending with taxable years ending on or before December 31, 2004, of personal property that is donated for disaster relief to be used in a State or federally declared disaster area in Illinois or bordering Illinois by a manufacturer or retailer that is registered in this State to a corporation, society, association, foundation, or institution that has been issued a sales tax exemption identification number by the Department that assists victims of the disaster who reside within the declared disaster area. [35 ILCS 120/2-5(30)] Exemption certifications must be executed by the purchaser. The certificate must include the seller's name and address, the purchaser's name and address, the purchaser's registration number with the Department, if applicable, the purchaser's signature and the date of signing, a description of the items being purchased for donation, a statement that the property purchased will be donated for disaster relief to be used in a State or federally declared disaster area in Illinois or bordering Illinois to a corporation, society, association, foundation, or institution that has been issued a sales tax exemption identification number by the Department that assists victims of the disaster who reside within the declared disaster area, and that entity's sales tax exemption identification number. The certificates shall be retained by the retailer and shall be made available to the Department for inspection or audit;*~~

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- ~~jj)~~ *beginning with taxable years ending on or after December 31, 1995 and ending with taxable years ending on or before December 31, 2004, of personal property that is used in the performance of infrastructure repairs in this State, including but not limited to municipal roads and streets, access roads, bridges, sidewalks, waste disposal systems, water and sewer line extensions, water distribution and purification facilities, storm water drainage and retention facilities, and sewage treatment facilities, resulting from a State or federally declared disaster in Illinois or bordering Illinois when such repairs are initiated on facilities located in the declared disaster area within 6 months after the disaster. [35 ILCS 120/2-5(31)]* Exemption certifications must be executed by the purchaser. The certificate must include the seller's name and address, the purchaser's name and address, the purchaser's registration number with the Department, if applicable, the purchaser's signature and date of signing, a description of the items being purchased, and a statement that the property purchased is for use in the performance of infrastructure repairs initiated on facilities located in the declared disaster area within six months after the disaster in this State resulting from a State or federally declared disaster area in Illinois or bordering Illinois. The certificates shall be retained by the retailer and shall be made available to the Department for inspection or audit;
- ~~ffkk)~~ *of a transaction in which the purchase order is received by a florist who is located outside Illinois, but who has a florist located in Illinois deliver the property to the purchaser or the purchaser's donee in Illinois [35 ILCS 120/2-5(23)]. This exemption existed prior to the enactment of Section 2-70 and will not sunset;*
- ~~ggll)~~ *of horses, or interests in horses, registered with and meeting the requirements of any of the Arabian Horse Club Registry of America, Appaloosa Horse Club, American Quarter Horse Association, United States Trotting Association, or Jockey Club, as appropriate, used for purposes of breeding or racing for prizes. This exemption applies for all periods beginning May 30, 1995, but no claim for credit or refund is allowed on or after January 1, 2008 for taxes paid during the period beginning May 30, 2000 and ending January 1, 2008 [35 ILCS 120/2-5(27)]. This exemption is statutorily exempt from the sunset provisions of Section 2-70;*
- ~~hhmm)~~ *effective January 1, 1996 through December 31, 2000, and on and after August 2, 2001, of computers and communications equipment utilized for any hospital purpose and equipment used in the diagnosis, analysis or treatment of hospital*

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*patients sold to a lessor who leases the equipment, under a lease of one year or longer executed or in effect at the time of the purchase, to a hospital that has been issued an active tax exemption identification number by the Department under Section 1g of the Retailers' Occupation Tax Act [35 ILCS 120/2-5(36)] (see Section 130.2011 of this Part). This exemption is statutorily exempt from the sunset provisions of Section 2-70;*

~~iiiii)~~ *effective January 1, 1996 through December 31, 2000, and on and after August 2, 2001, of personal property sold to a lessor who leases the property, under a lease of one year or longer executed or in effect at the time of the purchase, to a governmental body that has been issued an active tax exemption identification number by the Department under Section 1g of the Retailers' Occupation Tax Act [35 ILCS 120/2-5(37)] (see Section 130.2012 of this Part). This exemption is statutorily exempt from the sunset provisions of Section 2-70;*

~~jiiee)~~ *of tangible personal property sold to a common carrier by rail or motor that receives the physical possession of the property in Illinois and that transports the property, or shares with another common carrier in the transportation of the property, out of Illinois on a standard uniform bill of lading showing the seller of the property as the shipper or consignor of the property to a destination outside Illinois, for use outside Illinois [35 ILCS 120/2-5(17)]. This exemption existed prior to the enactment of Section 2-70 and will not sunset;*

~~ppp)~~ *~~beginning July 1, 2003, of aggregate exploration, mining, off highway hauling, processing, maintenance, and reclamation equipment, including replacement parts and equipment, and including equipment purchased for lease, but excluding motor vehicles required to be registered under the Illinois Vehicle Code. The Department, however, will not approve any claims or refunds on or after August 16, 2013, for taxes due or paid during the period beginning July 1, 2003 through August 16, 2013. This exemption will terminate by operation of the sunset provisions of Section 2-70 of the Retailers' Occupation Tax Act on August 16, 2018 [35 ILCS 120/7] (see Section 130.351);~~*

~~kkqq)~~ Game Birds

- 1) beginning July 1, 1999 through August 15, 2011, of game or game birds purchased at:

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- A) a game breeding and hunting preserve area licensed by the Department of Natural Resources (see Section 3.27 of the Wildlife Code [520 ILCS 5/3.27]);
- B) an exotic game hunting area licensed by the Department of Natural Resources (see Section 3.34 of the Wildlife Code [520 ILCS 5/3.34]); or
- C) a hunting enclosure approved through rules adopted by the Department of Natural Resources;
- 2) beginning August 16, 2011, of game or game birds ~~sold~~*purchased* at a "game breeding and hunting preserve area" as that term is used in the Wildlife Code. This exemption is statutorily exempt from the sunset provisions of Section 2-70;
- ~~11F)~~ *beginning January 1, 2000, of personal property, including food, purchased through fundraising events for the benefit of a public or private elementary or secondary school, a group of those schools, or one or more school districts if the events are sponsored by an entity recognized by the school district that consists primarily of volunteers and includes parents and teachers of the school children. This subsection (~~11F~~) does not apply to fundraising events:*
- 1) *for the benefit of private home instruction; or*
- 2) *for which the fundraising entity purchases the personal property sold at the events from another individual or entity that sold the property for the purpose of resale by the fundraising entity and that profits from the sale to the fundraising entity [35 ILCS 120/2-5(34)]. This exemption is statutorily exempt from the sunset provisions of Section 2-70;*
- ~~mmss)~~ *of machinery or equipment used in the operation of a high impact service facility located within an enterprise zone established pursuant to the Illinois Enterprise Zone Act. "High impact service facility" means a facility used primarily for the sorting, handling and redistribution of mail, freight, cargo, or other parcels received from agents or employees of the handler or shipper for processing at a common location and redistribution to other employees or agents for delivery to an ultimate destination on an item-by-item basis, and which:*

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- 1) *will make an investment in a business enterprise project of \$100,000,000 or more;*
  - 2) *will cause the creation of at least 750 to 1,000 jobs or more in an enterprise zone established pursuant to the Illinois Enterprise Zone Act; and*
  - 3) *is certified by the Department of Commerce and Economic Opportunity as contractually obligated to meet the requirements specified in subsection (mm+4)(1) and (2) within the time period as specified by the certification. The certificate of eligibility for exemption shall be presented by the business enterprise to its supplier when making the initial purchase of machinery and equipment for which an exemption is granted by Section 1j of the Act, together with a certification by the business enterprise that such machinery and equipment is exempt from taxation under Section 1j of the Act and by indicating the exempt status of each subsequent purchase on the face of the purchase order [35 ILCS 120/1i]. This exemption existed prior to the enactment of Section 2-70 and will not sunset;*
- tt) ~~*through December 31, 2002, of jet fuel and petroleum products sold to and used in the conduct of its business of sorting, handling and redistribution of mail, freight, cargo or other parcels in the operation of a high impact service facility located within an enterprise zone established pursuant to the Illinois Enterprise Zone Act, provided that the business enterprise has waived its right to a tax exemption of the charges imposed under Section 9-222.1 of the Public Utilities Act [35 ILCS 120/1j.1]. High impact service facilities qualifying under the Act and seeking the exemption under Section 1j.1 shall be ineligible for the exemptions of taxes imposed under Section 9-222.1 of the Public Utilities Act. High impact service facilities qualifying under the Act and seeking the exemption under Section 9-222.1 of the Public Utilities Act shall be ineligible for the exemptions of taxes as described in Section 1j.1 of the Act. [35 ILCS 120/1j.2] The certification of eligibility for exemption shall be presented by the business enterprise to its supplier when making the purchase of jet fuel and petroleum products for which an exemption is granted by Section 1j.1 of the Act, together with a certification by the business enterprise that such jet fuel and petroleum product is exempt from taxation under Section 1j.1 of the Act, and by indicating the exempt status of each subsequent purchase on the face of the purchase order [35 ILCS 120/1i];*~~

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- ~~uu)~~ ~~through August 20, 2004, of a motor vehicle, as that term is defined in Section 1-146 of the Illinois Vehicle Code, that is donated to a corporation, limited liability company, society, association, foundation, or institution that is determined by the Department to be organized and operated exclusively for educational purposes. For purposes of this exemption, "a corporation, limited liability company, society, association, foundation, or institution organized and operated exclusively for educational purposes" means all tax supported public schools, private schools that offer systematic instruction in useful branches of learning by methods common to public schools and that compare favorably in their scope and intensity with the course of study presented in tax supported schools, and vocational or technical schools or institutes organized and operated exclusively to provide a course of study of not less than 6 weeks duration and designed to prepare individuals to follow a trade or to pursue a manual, technical, mechanical, industrial, business, or commercial occupation. [35 ILCS 120/2-5(33)]~~ Exemption certifications must be executed by the purchaser. The certificate must include: the seller's name and address; the purchaser's name and address; the purchaser's registration number with the Department, if applicable; the purchaser's signature and date of signing; a description of the motor vehicle that is being purchased for immediate donation to a corporation, limited liability company, society, association, foundation, or institution that is determined by the Department to be organized and operated exclusively for educational purposes (see Section 130.2005); the donee's sales tax exemption identification number; and a statement that the motor vehicle is being purchased for immediate donation to a corporation, limited liability company, society, association, foundation, or institution that is determined by the Department to be organized and operated exclusively for educational purposes. The certificates shall be retained by the retailer and shall be made available to the Department for inspection or audit;
- ~~nnvv)~~ beginning August 23, 2001 and through June 30, 2016, of food for human consumption that is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks, and food that has been prepared for immediate consumption) and prescription and nonprescription medicines, drugs, medical appliances, and insulin, urine testing materials, syringes, and needles used by diabetics, for human use, when purchased for use by a person receiving medical assistance under Article 5 of the Illinois Public Aid Code who resides in a licensed long-term care facility, as defined in the Nursing Home Care Act, or a licensed facility as defined in the ID/DD Community Care Act [210 ILCS 47], the MC/DD Act [210 ILCS 46], or the Specialized Mental Health Rehabilitation Act of 2013 [210 ILCS 49].beginning July 1, 2010 through January 1, 2012, a

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~~licensed facility as defined in the MR/DD Community Care Act, or beginning January 1, 2012, a licensed facility as defined in the ID/DD Community Care Act, or beginning June 28, 2011, a licensed facility as defined in the Specialized Mental Health Rehabilitation Act [35 ILCS 120/2-5(35-5)];~~

~~ww) beginning on January 1, 2000 through December 31, 2001, of new or used automatic vending machines that prepare and serve hot food and beverages, including coffee, soup, and other items, and replacement parts for these machines. Beginning January 1, 2002 and through June 30, 2003, of machines and parts for machines used in commercial, coin-operated amusement and vending business if a use or occupation tax is paid on the gross receipts from the use of the commercial, coin-operated amusement and vending machines [35 ILCS 120/2-5(35)] (See Section 130.332 of this Part.);~~

~~ooxx) beginning July 1, 2007, of an aircraft, as that term is defined in Section 3 of the Illinois Aeronautics Act, if all of the following conditions are met:~~

- ~~1) the aircraft leaves this State within 15 days after the later of either the final billing for the sale of the aircraft or the approval for return to service, completion of the maintenance record entry, and completion of the test flight and ground test for inspection, as required by 14 CFR 91.407;~~
- ~~2) the aircraft is not based or registered in this State after the sale of the aircraft; and~~
- ~~3) the seller retains documents as required by the Department. [35 ILCS 120/2-5(25-7)] (See Section 130.605). This exemption is statutorily exempt from the sunset provisions of Section 2-70;~~

~~ppyy) effective October 11, 2007, of tangible personal property sold to a public-facilities corporation, as described in 65 ILCS 5/11-65-10, for purposes of constructing or furnishing a municipal convention hall. If, before October 11, 2007, a municipality has incorporated a public-facilities corporation and the public-facilities corporation complies with the requirements set forth in Section 11-65-10, then this exemption applies to that public-facilities corporation. [65 ILCS 5/11-65-10, 15 and 25 and 35 ILCS 120/2-5(41)]. This exemption is statutorily exempt from the sunset provisions of Section 2-70;~~

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENT

qqzz) *beginning January 1, 2008, of tangible personal property used in the construction or maintenance of certain community water supplies [35 ILCS 120/2-5(39)]. This exemption is statutorily exempt from the sunset provisions of Section 2-70;*

raaaa) Aircraft Maintenance

~~beginning January 1, 2010, of materials, parts, equipment, components, and furnishings incorporated into or upon an aircraft as part of the modification, refurbishment, completion, replacement, repair, or maintenance of the aircraft. This exemption includes consumable supplies used in the modification, refurbishment, completion, replacement, repair, and maintenance of aircraft, but excludes any materials, parts, equipment, components, and consumable supplies used in the modification, replacement, repair, and maintenance of aircraft engines or power plants, whether such engines or power plants are installed or uninstalled upon any such aircraft. "Consumable supplies" include, but are not limited to, adhesive, tape, sandpaper, general purpose lubricants, cleaning solution, latex gloves, and protective films. This exemption applies only to the sale of qualifying tangible personal property to persons who modify, refurbish, complete, replace, or maintain an aircraft and who:~~

- ~~1) hold an Air Agency Certificate and are empowered to operate an approved repair station by the Federal Aviation Administration;~~
- ~~2) have a Class IV Rating; and~~
- ~~3) conduct operations in accordance with 14 CFR 145 (Federal Aviation Regulations). The exemption does not include aircraft operated by a commercial air carrier providing scheduled passenger air service pursuant to authority issued under 14 CFR 121 or 129. This exemption sunset on December 31, 2014 by operation of law pursuant to the sunset provisions of Section 2-70  
This exemption applies only to those organizations that hold an Air Agency Certificate and are empowered to operate an approved repair station by the Federal Aviation Administration, have a Class IV Rating, and conduct operations in accordance with 14 CFR 145 of the Federal Aviation Regulations. The exemption does not include aircraft operated by a commercial air carrier providing scheduled passenger air service pursuant to authority issued under 14 CFR 121 or 129 of the Federal Aviation Regulations [35 ILCS 120/2-5(40)];~~

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- 2) ~~beginning August 23, 2013, of qualifying tangible personal property to persons who modify, refurbish, complete, repair, replace, or maintain aircraft and who hold an Air Agency Certificate and are empowered to operate an approved repair station by the Federal Aviation Administration, have a Class IV Rating, and conduct operations in accordance with 14 CFR 145 of the Federal Aviation Regulations. The exemption does not include aircraft operated by a commercial air carrier providing scheduled passenger air service pursuant to authority issued under 14 CFR 121 or 129 of the Federal Aviation Regulations [35 ILCS 120/2-5(40)];~~
- ~~ssbbb)~~ effective July 12, 2006, of building materials to be incorporated into real estate within a River Edge Redevelopment Zone in accordance with the River Edge Redevelopment Zone Act by remodeling, rehabilitating, or new construction may deduct receipts from those sales when calculating the tax imposed by the Act [35 ILCS 120/2-54] (~~see~~ See Section 130.1954-). This exemption is statutorily exempt from the sunset provisions of Section 2-70;
- ~~tttee)~~ of electricity delivered to customers by wire; natural or artificial gas that is delivered to customers through pipes, pipelines, or mains; and water that is delivered to customers through pipes, pipelines, or mains. These provisions are declaratory of existing law as to the meaning and scope of the Retailers' Occupation Tax Act [35 ILCS 120/2]. These types of sales fall outside the scope of the Retailers' Occupation Tax Act;
- ~~uuddd)~~ effective on January 1, 2002 through June 30, 2016, tangible personal property purchased from an Illinois retailer by a taxpayer engaged in centralized purchasing activities in Illinois who will, upon receipt of the property in Illinois, temporarily store the property in Illinois for the purpose of subsequently transporting it outside this State for use or consumption thereafter solely outside this State or for the purpose of being processed, fabricated, or manufactured into, attached to, or incorporated into other tangible personal property to be transported outside this State and thereafter used or consumed solely outside this State. [35 ILCS 120/2-5(38)] (~~see~~ See 86 Ill. Adm. Code 150.310-);
- ~~vv)~~ beginning January 1, 2017, of menstrual pads, tampons, and menstrual cups [35 ILCS 120/2-5(42)]. This exemption will terminate by operation of the sunset

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENT

[provisions of Section 2-70 of the Retailers' Occupation Tax Act on August 18, 2021.](#)

(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Issuance of Licenses
- 2) Code Citation: 92 Ill. Adm. Code 1030
- 3) 

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1030.1	Amendment
1030.26	New Section
1030.27	New Section
- 4) Statutory Authority: 15 ILCS 335/4 and 15 ILCS 335/12
- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking implements PAs 99-659 and 99-907 setting forth the procedures to allow the Secretary of State to issue identification cards to "Youth for Whom the Department of Children and Family Services is Responsible for" and persons recently released from the Illinois Department of Corrections or the Illinois Department of Juvenile Justice.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: The rulemaking will not create or enlarge a State mandate.
- 12) Time, Place and Manner in which interested persons may comment on this rulemaking: Text of the prepared amendments is posted on the Secretary of State's website, [www.sos.il.us/departments/index/home](http://www.sos.il.us/departments/index/home) as part of the *Illinois Register*. Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after publication of this Notice to:

Jennifer Egizii  
Office of the Secretary of State

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Driver Services Department  
2701 South Dirksen Parkway  
Springfield IL 62723

217/557-4462

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

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

## SECRETARY OF STATE

## NOTICE OF PROPOSED AMENDMENTS

TITLE 92: TRANSPORTATION  
CHAPTER II: SECRETARY OF STATEPART 1030  
ISSUANCE OF LICENSES

Section	
1030.1	Definitions
1030.5	Procedure for Obtaining a Driver's License
1030.6	Procedure for Obtaining a Visa Status Temporary Visitor's Driver's License Pursuant to IVC Section 6-105.1(a)
1030.7	Procedure for Obtaining a Non-Visa Status Temporary Visitor's Driver's License Pursuant to IVC Section 6-105.1(a-5)
1030.10	What Persons Shall Not be Licensed or Granted Permits
1030.11	Procedure for Obtaining a Driver's License/Temporary Visitor's Driver's License (Renumbered)
1030.12	Identification Cards for the Homeless
1030.13	Denial of License or Permit
1030.14	Emergency Contact Database
1030.15	Cite for Re-testing
1030.16	Physical and Mental Evaluation
1030.17	Errors in Issuance of Driver's License/Cancellation
1030.18	Medical Criteria Affecting Driver Performance
1030.20	Classification of Drivers – References (Repealed)
1030.22	Medical Examiner's Certificate – CLP or CDL Holders
1030.25	Safe Driver License Renewals
<a href="#">1030.26</a>	<a href="#">Identification Cards for IDOC/IDJJ Applicants</a>
<a href="#">1030.27</a>	<a href="#">Identification Cards for Youth in Care</a>
1030.30	Classification Standards
1030.40	Fifth Wheel Equipped Trucks
1030.50	Bus Driver's Authority, Religious Organization and Senior Citizen Transportation
1030.55	Commuter Van Driver Operating a For-Profit Ridesharing Arrangement
1030.60	Third-Party Certification Program
1030.63	Religious Exemption for Social Security Numbers (Repealed)
1030.65	Instruction Permits
1030.66	Adult Driver Education
1030.70	Driver's License Testing/Vision Screening
1030.75	Driver's License Testing/Vision Screening With Vision Aid Arrangements Other Than Standard Eye Glasses or Contact Lenses

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- 1030.80 Driver's License Testing/Written Test
- 1030.81 Endorsements
- 1030.82 Charter Bus Driver Endorsement Requirements
- 1030.83 Hazardous Material Endorsement
- 1030.84 Vehicle Inspection
- 1030.85 Driver's License Testing/Road Test
- 1030.86 Multiple Attempts – Written and/or Road Tests
- 1030.88 Exemption of Facility Administered Road Test
- 1030.89 Temporary Driver's Licenses and Temporary Instruction Permits
- 1030.90 Requirement for Photograph and Signature of Licensee on Driver's License
- 1030.91 Person with a Disability Identification Card
- 1030.92 Restrictions
- 1030.93 Restricted Local Licenses
- 1030.94 Duplicate or Corrected Driver's License or Instruction Permit
- 1030.95 Consular Licenses (Repealed)
- 1030.96 Seasonal Restricted Commercial Driver's License
- 1030.97 Invalidation of a Driver's License, Permit and/or Driving Privilege
- 1030.98 School Bus Endorsement or Learner's Permit
- 1030.100 Anatomical Gift Donor (Repealed)
- 1030.110 Emergency Medical Information Card
- 1030.115 Change-of-Address
- 1030.120 Issuance of a Probationary License
- 1030.130 Grounds for Cancellation of a Probationary License
- 1030.140 Use of Captured Images
- 1030.150 Veteran Designation on Driver's License or Identification Card
  
- 1030.APPENDIX A Questions Asked of a Driver's License Applicant
- 1030.APPENDIX B Acceptable Identification Documents – Applicants for a Driver's License, Instruction Permit, Visa Status Temporary Visitor's Driver's License Pursuant to IVC Section 6-105.1(a) or Visa Status Temporary Visitor's Instruction Permit
- 1030.APPENDIX C Acceptable Identification Documents – Applicants for a Non-Visa Status Temporary Visitor's Driver's License or Non-Visa Status Temporary Visitor's Instruction Permit Pursuant to IVC Section 6-105.1(a-5)

AUTHORITY: Implementing Article I of the Illinois Driver Licensing Law of the Illinois Vehicle Code [625 ILCS 5/Ch. 6, Art. I] and authorized by Section 2-104(b) of the Illinois Vehicle Title and Registration Law of the Illinois Vehicle Code [625 ILCS 5/2-104(b)].

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SOURCE: Filed March 30, 1971; amended at 3 Ill. Reg. 7, p. 13, effective April 2, 1979; amended at 4 Ill. Reg. 27, p. 422, effective June 23, 1980; amended at 6 Ill. Reg. 2400, effective February 10, 1982; codified at 6 Ill. Reg. 12674; amended at 9 Ill. Reg. 2716, effective February 20, 1985; amended at 10 Ill. Reg. 303, effective December 24, 1985; amended at 10 Ill. Reg. 15130, effective September 2, 1986; amended at 10 Ill. Reg. 18182, effective October 14, 1986; amended at 11 Ill. Reg. 9331, effective April 28, 1987; amended at 11 Ill. Reg. 18292, effective October 23, 1987; amended at 12 Ill. Reg. 3027, effective January 14, 1988; amended at 12 Ill. Reg. 13221, effective August 1, 1988; amended at 12 Ill. Reg. 16915, effective October 1, 1988; amended at 12 Ill. Reg. 19777, effective November 15, 1988; amended at 13 Ill. Reg. 5192, effective April 1, 1989; amended at 13 Ill. Reg. 7808, effective June 1, 1989; amended at 13 Ill. Reg. 12880, effective July 19, 1989; amended at 13 Ill. Reg. 12978, effective July 19, 1989; amended at 13 Ill. Reg. 13898, effective August 22, 1989; amended at 13 Ill. Reg. 15112, effective September 8, 1989; amended at 13 Ill. Reg. 17095, effective October 18, 1989; amended at 14 Ill. Reg. 4570, effective March 8, 1990; amended at 14 Ill. Reg. 4908, effective March 9, 1990; amended at 14 Ill. Reg. 5183, effective March 21, 1990; amended at 14 Ill. Reg. 8707, effective May 16, 1990; amended at 14 Ill. Reg. 9246, effective May 16, 1990; amended at 14 Ill. Reg. 9498, effective May 17, 1990; amended at 14 Ill. Reg. 10111, effective June 11, 1990; amended at 14 Ill. Reg. 10510, effective June 18, 1990; amended at 14 Ill. Reg. 12077, effective July 5, 1990; amended at 14 Ill. Reg. 15487, effective September 10, 1990; amended at 15 Ill. Reg. 15783, effective October 18, 1991; amended at 16 Ill. Reg. 2182, effective January 24, 1992; emergency amendment at 16 Ill. Reg. 12228, effective July 16, 1992, for a maximum of 150 days; emergency expired on December 13, 1992; amended at 16 Ill. Reg. 18087, effective November 17, 1992; emergency amendment at 17 Ill. Reg. 1219, effective January 13, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 2025, effective February 1, 1993; amended at 17 Ill. Reg. 7065, effective May 3, 1993; amended at 17 Ill. Reg. 8275, effective May 24, 1993; amended at 17 Ill. Reg. 8522, effective May 27, 1993; amended at 17 Ill. Reg. 19315, effective October 22, 1993; amended at 18 Ill. Reg. 1591, effective January 14, 1994; amended at 18 Ill. Reg. 7478, effective May 2, 1994; amended at 18 Ill. Reg. 16457, effective October 24, 1994; amended at 19 Ill. Reg. 10159, effective June 29, 1995; amended at 20 Ill. Reg. 3891, effective February 14, 1996; emergency amendment at 20 Ill. Reg. 8358, effective June 4, 1996, for a maximum of 150 days; emergency amendment repealed in response to an objection of the Joint Committee on Administrative Rules at 20 Ill. Reg. 14279; amended at 21 Ill. Reg. 6588, effective May 19, 1997; amended at 21 Ill. Reg. 10992, effective July 29, 1997; amended at 22 Ill. Reg. 1466, effective January 1, 1998; emergency amendment at 23 Ill. Reg. 9552, effective August 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 13947, effective November 8, 1999; amended at 24 Ill. Reg. 1259, effective January 7, 2000; emergency amendment at 24 Ill. Reg. 1686, effective January 13, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 6955, effective April 24, 2000; emergency amendment at 24 Ill. Reg. 13044, effective August

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10, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 18400, effective December 4, 2000; amended at 25 Ill. Reg. 959, effective January 5, 2001; amended at 25 Ill. Reg. 7742, effective June 5, 2001; amended at 25 Ill. Reg. 12646, effective September 24, 2001; emergency amendment at 25 Ill. Reg. 12658, effective September 24, 2001, for a maximum of 150 days; emergency expired February 20, 2002; amended at 26 Ill. Reg. 9961, effective June 24, 2002; amended at 27 Ill. Reg. 855, effective January 3, 2003; emergency amendment at 27 Ill. Reg. 7340, effective April 14, 2003, for a maximum of 150 days; emergency expired September 10, 2003; emergency amendment at 27 Ill. Reg. 16968, effective October 17, 2003, for a maximum of 150 days; emergency expired March 14, 2004; emergency amendment at 28 Ill. Reg. 384, effective January 1, 2004, for a maximum of 150 days; emergency expired May 29, 2004; amended at 28 Ill. Reg. 8895, effective June 14, 2004; amended at 28 Ill. Reg. 10776, effective July 13, 2004; amended at 29 Ill. Reg. 920, effective January 1, 2005; emergency amendment at 29 Ill. Reg. 2469, effective January 31, 2005, for a maximum of 150 days; emergency expired June 29, 2005; amended at 29 Ill. Reg. 9488, effective June 17, 2005; amended at 29 Ill. Reg. 12519, effective July 28, 2005; amended at 29 Ill. Reg. 13237, effective August 11, 2005; amended at 29 Ill. Reg. 13580, effective August 16, 2005; amended at 30 Ill. Reg. 910, effective January 6, 2006; amended at 30 Ill. Reg. 5621, effective March 7, 2006; amended at 30 Ill. Reg. 11365, effective June 15, 2006; emergency amendment at 30 Ill. Reg. 11409, effective June 19, 2006, for a maximum of 150 days; emergency expired November 15, 2006; amended at 31 Ill. Reg. 4782, effective March 12, 2007; amended at 31 Ill. Reg. 5096, effective March 15, 2007; amended at 31 Ill. Reg. 5864, effective March 29, 2007; amended at 31 Ill. Reg. 6370, effective April 12, 2007; amended at 31 Ill. Reg. 7643, effective May 16, 2007; amended at 31 Ill. Reg. 11342, effective July 18, 2007; amended at 31 Ill. Reg. 14547, effective October 9, 2007; amended at 31 Ill. Reg. 14849, effective October 22, 2007; amended at 31 Ill. Reg. 16543, effective November 27, 2007; amended at 31 Ill. Reg. 16843, effective January 1, 2008; emergency amendment at 32 Ill. Reg. 208, effective January 2, 2008, for a maximum of 150 days; amended at 32 Ill. Reg. 6544, effective April 4, 2008; amended at 33 Ill. Reg. 2391, effective January 21, 2009; amended at 33 Ill. Reg. 8489, effective June 5, 2009; amended at 33 Ill. Reg. 9794, effective June 29, 2009; amended at 33 Ill. Reg. 11620, effective July 22, 2009; amended at 33 Ill. Reg. 14185, effective September 28, 2009; amended at 34 Ill. Reg. 563, effective December 22, 2009; amended at 34 Ill. Reg. 9457, effective June 23, 2010; amended at 34 Ill. Reg. 15418, effective September 22, 2010; amended at 34 Ill. Reg. 19071, effective November 22, 2010; amended at 35 Ill. Reg. 2197, effective January 21, 2011; amended at 35 Ill. Reg. 4692, effective March 3, 2011; amended at 35 Ill. Reg. 19664, effective November 23, 2011; amended at 36 Ill. Reg. 3924, effective February 27, 2012; amended at 36 Ill. Reg. 7255, effective April 26, 2012; amended at 36 Ill. Reg. 14755, effective September 18, 2012; amended at 37 Ill. Reg. 7776, effective May 22, 2013; amended at 37 Ill. Reg. 14176, effective September 1, 2013; amended at 37 Ill. Reg. 19342, effective November 28, 2013; amended at 38 Ill. Reg. 7946, effective March 28, 2014; emergency amendment at 38 Ill. Reg. 8429, effective April 4,

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2014, for a maximum of 150 days; amended at 38 Ill. Reg. 12515, effective July 1, 2014; amended at 38 Ill. Reg. 16366, effective July 21, 2014; amended at 38 Ill. Reg. 20039, effective October 1, 2014; amended at 39 Ill. Reg. 1182, effective January 5, 2015; amended at 39 Ill. Reg. 5083, effective March 23, 2015; amended at 39 Ill. Reg. 8028, effective May 21, 2015; amended at 39 Ill. Reg. 11531, effective July 28, 2015; amended at 39 Ill. Reg. 14930, effective October 29, 2015; amended at 40 Ill. Reg. 1882, effective January 12, 2016; amended at 40 Ill. Reg. 7330, effective May 2, 2016; amended at 40 Ill. Reg. 13637, effective September 19, 2016; amended at 40 Ill. Reg. 15397, effective October 26, 2016; amended at 41 Ill. Reg. 438, December 29, 2016; amended at 41 Ill. Reg. 3009, effective February 24, 2017; amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 1030.1 Definitions**

Unless otherwise noted, the following definitions shall apply to this Part.

"Acceptable Medical Certificate" – a current medical examiner's certificate that has been completed in its entirety and does not require additional information.

"Adjudication of Disability" – an order by a court of competent jurisdiction declaring a person, unable to fully manage his/her person and/or estate because of mental deterioration or physical incapacity, or mental illness or developmental disability, pursuant to Sections 11a-1, 11a-2 and 11a-3 of the Probate Act of 1975 [755 ILCS 5/11a-1, 11a-2 and 11a-3].

"Adult Driver Education Course" – six hour classroom or online course of driver education for persons age 18, 19 or 20, offered by an adult driver education course provider.

"Adult Driver Education Course Provider" or "Provider" – an entity certified by the Secretary of State to provide an adult driver education course, either in a classroom setting or online.

"Agri-Chemical Business" – any individual, partnership, corporation or association engaged in a business operation for the purpose of selling or distributing agricultural pesticides and/or fertilizers or providing the service of application of these substances in this State.

"Applicant" – a person applying for an Illinois driver's license, permit or identification card.

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*"Approved Driver Education Course" –*

*a course of driver education approved by the State Board of Education, offered by public or private schools maintaining grades 9 through 12, and meeting at least the minimum requirements of the Driver Education Act [105 ILCS 5/27-24 through 27-24.8]; or*

*a course of driver education offered by a school licensed to give driver education instructions under the Vehicle Code that meets at least the minimum educational requirements of the Driver Education Act and is approved by the State Board of Education; or*

*any course of driver education given at a Department of Defense Education Activity school that is approved by the Department of Defense Education Activity and taught by an adult driver education instructor or traffic safety officer; or*

*a course of driver education given in another state to an Illinois resident attending school in that state and approved by the state administrator of the driver education program of the other state [625 ILCS 5/1-103].*

"Armed Forces" – the United States Army, Navy, Air Force, Marine Corps or Coast Guard; Illinois National Guard; service in the Merchant Marine that constitutes active duty under Section 401 of the Federal Public Law 95-202 (38 USC 106) shall also be considered service in the Armed Forces of the United States.

"Authorized Secretary of State Employee" – a Secretary of State employee with a supervisory position.

"Authorized Source" –

competent medical specialist

law enforcement official

member of the judiciary

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Member of the Board

National Driver Register

authorized Secretary of State employee

employee of the U.S. Department of Transportation, Office of Motor Carriers

motor vehicle departments of foreign states

driver rehabilitation specialist

problem driver pointer system

"Binocular Visual Acuity" – a visual reading obtained utilizing both eyes at the same time.

"Branch Facility" – a separate training/testing facility operated and directly supervised by a third-party certifying entity at a location different from the principal location of the third-party certifying entity.

"Business Day" – any day on which the Office of the Secretary of State is open; generally, Monday through Saturday, excluding State holidays.

"CDL Skills Test" – a test given to an applicant who is attempting to obtain a Commercial Driver's License (CDL).

*"CDLIS Driver Record" – the electronic record of the individual CDL driver's status and history stored by the State-of-Record as part of the Commercial Driver's License Information System, or CDLIS, established under 49 USC 31309. [625 ILCS 5/6-500(5.3)]*

*"CDLIS Motor Vehicle Record" or "CDLIS MVR" – a report generated from the CDLIS driver record meeting the requirements for access to CDLIS information and provided by states to users authorized in 49 CFR 384.225(e)(3) and (4) (2014), subject to the provisions of the Driver Privacy Protection Act (18 USC 2721-2725). [625 ILCS 5/6-500(5.5)]*

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*"Cancellation" – the annulment or termination by formal action of the Secretary of a person's driver's license or permit because of some error or defect in the license or because the licensee is no longer entitled to such license or permit, but, with the exception of Sections 6-107, 6-108 and 6-201, the cancellation of a license or permit is without prejudice and application for a new license or permit may be made at any time after such cancellation [625 ILCS 5/1-110 and 5/6-206(c)(3) and 6-201].*

"Central Issuance" – the process of printing and mailing a driver's license to an applicant from a secure central production facility.

"Certificate of Completion" – a certificate of completion issued by the Office of the Secretary of State if the student has successfully completed his/her driver education course at an approved commercial driver training school as provided in IVC Chapter 6, Art. IV and 92 Ill. Adm. Code 1060.

"Charter Bus Driver Endorsement" – an indicator on the driver's license that the driver is qualified to transport a group of persons with a common purpose, under a single contract at a fixed rate for their exclusive use of that motor vehicle.

"Cheating on Written Tests" – the receipt or use of unauthorized assistance in the taking of any portion of a written test. This includes, but is not limited to, the use of any notes, books or written information.

"Cited Driver" – a driver who has been requested by the Secretary of State to appear for re-test.

"Civilian Employee Deferral Card" – a card issued at the expiration of a driver's license to extend the expiration of the driver's license for 120 days while, as a result of employment, a civilian employee of the United States Armed Services or of the United States Department of Defense and the civilian employee's spouse and/or dependent children who are living with the civilian employee is residing outside the State of Illinois.

"Classification" – a designation as to the kind and type of vehicle a driver is entitled to operate, as outlined in Sections 1030.30 and 1030.40.

"Classroom Instruction" – the part of an approved driver education course consisting of learning experiences in the classroom. This instruction must be of

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the type to satisfy the 30 clock hours of instruction specified in Section 27-23 of the School Code [105 ILCS 5/27-23].

"Cleared Miscellaneous Suspension" – a suspension for safety responsibility, financial responsibility, warrant parking/traffic, auto emissions, failure to appear, curfew, mandatory conviction, tollway, family financial responsibility, automated traffic law violation, nighttime driving restriction, or unsatisfied judgment.

"Commercial Driver's License" or "CDL" – *a license issued to an individual by a state or other jurisdiction of domicile, in accordance with the standards contained in 49 CFR 383 (October 1, 2014), that authorizes the individual to operate a certain class of commercial motor vehicle [625 ILCS 5/1-111.6].*

*"Commercial Driver's License Downgrade" – a state:*

*allows the driver to change his or her self-certification to interstate, but operating exclusively in transportation or operation excepted from 49 CFR 391 (October 1, 2014), as provided in 49 CFR 390.3(f), 391.2, 391.68 or 398.3 (October 1, 2014);*

*allows the driver to change his or her self-certification to intrastate only, if the driver qualifies under that state's physical qualification requirements for intrastate only;*

*allows the driver to change his or her self-certification to intrastate, but operating exclusively in transportation or operations excepted from all or part of the state driver qualification requirements; or*

*removes the CDL privilege from the driver's license. [625 ILCS 5/6-500(5.7)]*

"Commercial Driver's License Information System" or "CDLIS" – the information system established pursuant to the Commercial Motor Vehicle Safety Act of 1986 (CMVSA) to serve as a clearinghouse for locating information related to the licensing and identification of commercial motor vehicle drivers.

"Commercial Learner's Permit" or "CLP" – a permit issued to an individual by a state or other jurisdiction of domicile, in accordance with the standards contained in 49 CFR 383 (October 1, 2014), which, when carried with a valid driver's

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license issued by the same state or jurisdiction of domicile, authorizes the individual to operate a class of commercial motor vehicle when accompanied by a holder of a valid CDL for purposes of behind-the-wheel training. When issued to a CDL holder, a CLP serves as authorization for accompanied behind-the-wheel training in a commercial motor vehicle for which the holder's current CDL is not valid.

*"Commercial Motor Vehicle" or "CMV" – a motor vehicle or combination of motor vehicles used in commerce designed to transport passengers or property if the motor vehicle:*

*has a gross combination weight rating or gross combination weight of 11,794 kilograms or more (26,001 pounds or more), whichever is greater, inclusive of any towed unit with a gross vehicle weight rating of more than 4,536 kilograms (10,000 pounds), whichever is greater; or*

*has a gross vehicle weight rating or gross vehicle weight of 11,794 or more kilograms (26,001 pounds) or more, whichever is greater; or*

*is designed to transport 16 or more passengers, including the driver; or*

*is of any size and is used in transporting hazardous materials as defined in 49 CFR 383.5 (October 1, 2014).*

*Commercial Motor Vehicle does not include:*

*recreational vehicles, when operated primarily for personal use;*

*vehicles owned by or operated under the direction of the United States Department of Defense or the United States Coast Guard only when operated by non-civilian personnel. This includes any operator on active military duty; members of the Reserves; National Guard; personnel on part-time training; and National Guard military technicians (civilians who are required to wear military uniforms and are subject to the Code of Military Justice); or*

*firefighting, police, and other emergency equipment (including, without limitation, equipment owned or operated by a HazMat or technical rescue team authorized by a county board under Section 5-1127 of the*

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*Counties Code [55 ILCS 5]), with audible and visual signals, owned or operated by or for a governmental entity, which is necessary to the preservation of life or property or the execution of emergency governmental functions which are normally not subject to general traffic rules and regulations. [625 ILCS 5/6-500(6)]*

*"Commuter Van" – a motor vehicle designed for the transportation of not less than seven or more than 16 passengers, that is used in a ridesharing arrangement [625 ILCS 5/1-111.9].*

*"Competent Medical Specialist" – a person licensed under the Medical Practice Act [225 ILCS 60], or similar law of another jurisdiction, to practice medicine in all of its branches.*

*"Confirmed Medical Emergency" – documented medical emergency from a licensed physician specifying the cited driver is unable to appear during the 30 day re-testing period. This includes, but is not necessarily limited to, the following conditions: hospitalization, serious illness, broken limbs.*

*"Consular Identification Document" – an official identification card issued by a foreign government that meets the criteria set forth in Section 5 of the Consular Identification Document Act [5 ILCS 230/5] and the issuing consulate has filed with the Department of State Police a copy of the consular identification document and a certification of the procedures that are used to satisfy Sections 2 and 3 of the Consular Identification Document Act.*

*"Conviction" – A final adjudication of guilty by a court of competent jurisdiction after a bench trial, trial by jury, plea of guilty, order of forfeiture, or default [625 ILCS 5/6-100(b)].*

*"Conviction-CLP Holder" or "Conviction-CDL Holder" – 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 regardless of whether the imposition of sentence is deferred and ultimately a judgment dismissing the underlying charge is entered; or a violation of a condition of release without bail,*

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*regardless of whether or not the penalty is rebated, suspended or probated* [625 ILCS 5/6-500(8)].

"Cooperative Driver Certificate" – a certificate prescribed by the Secretary of State indicating a successfully-completed road test, subject to spot check by the Secretary of State, was administered to a driver education student, who has successfully completed driver training by an Illinois State Board of Education approved driver education instructor.

"Cooperative Driver Testing Program" – a program offered by the Department to local school boards with accredited driver education courses, allowing students who receive a grade of A or B in the driver education course and who pass a road test administered by a Department certified high school driver education instructor to be exempted from a road test administered by the Department.

"Court Documents" – the items issued by a court, such as reports, notices, summonses, subpoenas, orders and transcripts.

"Criminal Justice Agencies" – the federal and state courts, a governmental agency or sub-unit that performs the duties of the detection, apprehension or detention of accused persons or criminal offenders pursuant to a statute.

"Current Medical Report" – any medical report completed within 90 days after receipt by the Department that is signed and dated by a competent medical specialist.

"Current Telescopic Lens Vision Specialist Report" – any vision specialist report completed for a telescopic lens user that has been completed within six months prior to receipt by the Department and is signed and dated by a licensed vision specialist.

"Current Vision Specialist Report" – any vision specialist report completed for a driver that has been completed within six months prior to receipt by the Department and is signed and dated by a vision specialist.

"Custom Harvester" – any individual, partnership, corporation or association engaged in a business operation for the purpose of harvesting agricultural commodities other than their own on a contract basis.

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"Dangerous Action" – an act by the applicant that could endanger a person or property.

"Day" – a calendar day.

"Denial" – any entry on a person's driving record by the Department indicating a driver may not renew his/her driver's license or privileges until the conditions set forth by the Department are met (see IVC Section 6-103).

"Denial of Driver's License" – the act of prohibiting or disallowing the privilege to obtain a driver's license while allowing the privilege to obtain an instructional permit and limiting privileges to that of an instructional permit if a driver's license has previously been issued (see IVC Section 6-107(c) and (d)).

"Denial of Driving Privilege" – the act of prohibiting or disallowing the privilege to obtain a driver's license or permit and/or the privilege to operate a motor vehicle (see IVC Sections 6-103, 6-107(c), 6-108.1).

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

"Department of Administrative Hearings" – the Department of Administrative Hearings of the Office of the Secretary of State.

"Determination of No Security Threat" – an administrative determination by TSA that an individual does not pose a security threat warranting denial of a Hazardous Material Endorsement.

"Disabled Person Identification Card" – a standard identification card as defined in Section 4A of the Illinois Identification Card Act [15 ILCS 335/4A] issued for no fee to persons who meet the definition of disabled (see IVC Section 1-159.1).

*"Disability" – an individual's physical or mental impairment that substantially limits one or more of the major life activities; a record of such impairment, or when the individual is regarded as having such impairment [625 ILCS 5/6-117.2(f)].*

*"Disqualification" – a disqualification means any of the following three actions:*

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*the suspension, revocation, or cancellation of a CLP or CDL by the state or jurisdiction of issuance;*

*any withdrawal of a person's privileges to drive a commercial motor vehicle by a state or other jurisdiction as a result of a violation of state or local law relating to motor vehicle traffic control (other than parking, vehicle weight or vehicle defect violations);*

*a determination by FMCSA that a person is not qualified to operate a commercial motor vehicle under 49 CFR 391 (October 1, 2014). [625 ILCS 5/1-115.3]*

"Disseminating Agency" – an agency authorized by the Secretary of State to distribute or share an image received from the Secretary of State for purposes of secondary dissemination.

"Drive" – operate or be in physical control of a motor vehicle [625 ILCS 5/4-115.8].

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

"Driver Applicant" – a person who applies to a state or other jurisdiction to obtain, transfer, upgrade or renew a CDL or to obtain or renew a CLP.

"Driver's License Test" – a test administered by the Secretary of State that consists of a vision test, written test and/or road test.

"Driver's License Issuance Error" – any act or omission by a Secretary of State employee that results in the driver being not qualified to hold the license as it is classified, restricted and/or endorsed.

"Driver's License Record" – a file maintained by the Secretary of State on each driver in Illinois pursuant to IVC Section 6-117.

"Driver Rehabilitation Specialist" – a person who possesses an undergraduate degree in rehabilitation, education, health, safety, therapy or related profession (or equivalent of eight years of experience in driver rehabilitation); possesses a current Association of Driver Educators for the Disabled (ADED) Certification as

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a Driver Rehabilitation Specialist (consisting of successful completion of 100 clock hours of educational experience, in combination with safety and medical aspects of disabilities; a minimum of 30 hours must be gained from attending ADED approved courses or workshops).

"Driver Remedial Education Course" – an organized remedial activity approved by the Driver Services Department for improving the driving habits of certain suspended drivers. The course shall consist of individual counseling and/or group sessions of instruction and shall not exceed two sessions or a total of nine hours of instruction.

"Driver Services Facility" – the offices located throughout Illinois for the purpose of issuing driver's licenses and providing to the public other necessary services connected with the Secretary of State's Office.

"Driver Services Facility Representative" – an employee of the Department of Driver Services of the Office of Secretary of State.

"Driving Abstract" – a record kept by the Department of Driver Services containing all information required under IVC Section 6-106(b) and all records of violations of traffic laws and administrative actions pertaining to driving privileges.

"Driving Evaluation" – an assessment by a driver education specialist at a rehabilitation institution of an applicant's ability to safely operate a motor vehicle.

"Driving Skills" – the ability of an applicant to perform maneuvers to be demonstrated during a road test.

"Employer" – any individual, corporation, partnership or association that employs charter bus drivers licensed under IVC Section 6-508.

"Employer Certification" – a form submitted by the employer, as prescribed by the Secretary of State, certifying an applicant has met all conditions for application, or that a driver who is no longer eligible for a charter bus driver endorsement has been removed from service.

"Endorsement" – an authorization to an individual's CLP or CDL required to permit the individual to operate certain types of commercial motor vehicles.

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"Enrolled in a Driver Education Course" – active participation in, and the 30 days immediately preceding, the start of regularly scheduled classroom instruction of an approved driver education course.

"Examiner" – an employee of the Secretary of State who is qualified to administer all driver's license tests.

*"Excepted Interstate" or "EI" – a person who operates or expects to operate in interstate commerce, but engages exclusively in transportation or operations excepted under 49 CFR 390.3(f), 391.2, 391.69 or 398.3 (October 1, 2014) from all or part of the qualification requirements of 49 CFR 391 (October 1, 2014) and is not required to obtain a medical examiner's certificate by 49 CFR 391.45 (October 1, 2014). [625 ILCS 5/6-500(15.3)]*

*"Excepted Intrastate" or "EA" – a person who operates in intrastate commerce but engages exclusively in transportation or operations excepted from all or parts of the state driver qualification requirements. [625 ILCS 5/6-500 (15.5)]*

"Facility-Administered Road Test" – an actual demonstration of the applicant's ability to exercise ordinary and reasonable control of the operation of a motor vehicle administered by a Driver Services Facility employee.

"Farm" – structures and lands used primarily for the raising of agricultural or horticultural commodities, including livestock, poultry, fur-bearing animals, fruit, vegetables, flowers and other plants; "farm" includes ranches, nurseries, greenhouses, orchards, etc.

"Farm Retail Outlet and/or Supplier" – any individual, partnership, corporation or association engaged in a business operation for the purpose of selling or distributing agricultural commodities.

"Favorable Medical Report" – a current medical report that has been completed in its entirety and does not require additional information and/or clarification or is not medically questionable. A favorable medical report specifies a professional opinion from the competent medical specialist that the driver is medically/mentally fit to safely operate a motor vehicle.

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"Favorable Vision Specialist Report" – a current vision specialist report that has been completed in its entirety that does not require additional information and/or clarification.

"Federal Motor Carrier Safety Administration" or "FMCSA" – a separate administration within the U. S. Department of Transportation dedicated to improving the safety of commercial motor vehicles and saving lives.

"Felony" – an offense under state or federal law that is punishable by death or imprisonment for a term of one year or more.

"Final Determination of Threat Assessment" – a final administrative determination by TSA, including the resolution of related appeals, that an individual poses a security threat warranting denial of a Hazardous Material Endorsement.

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

*"First Division Vehicle" – any motor vehicle designed to carry not more than 10 persons [625 ILCS 5/1-217].*

*"Foreign Jurisdiction" – a sovereign jurisdiction that does not fall within the definition of "state" [625 ILCS 5/6-500(B)(17)].*

"Foreign National" – a non-citizen of the United States of America who has been granted temporary, legal entry into this country by the U.S. Citizenship and Immigration Services (USCIS), who is temporarily residing in this State and is ineligible to obtain a social security number through the Social Security Administration, and who is not required to obtain a driver's license issued by the U.S. Department of State, Office of Foreign Missions.

"Foreign Speaking Applicant" – any applicant unable to understand oral directions given by the examiner.

*"For-Profit Ridesharing Arrangement" – the transportation by motor vehicle of not more than 16 persons, including the driver, for which a fee is charged in*

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*accordance with Section 6 of the Ride Sharing Arrangements Act [625 ILCS 30/6]. [625 ILCS 5/1-122.7]*

"Fraud" – includes anything calculated to deceive, whether it be a single act or combination of circumstances, whether the suppression of truth or the suggestion of what is false, whether it be by direct falsehood or by innuendo, by speech or by silence.

"Functional Ability" – the degree of cognitive, mental or emotional sensor motor, and sensory capability in performing activities of daily living, including safely performing driving tasks.

"Good Cause" – examples of dangerous driving or of a physical or mental condition that interferes with safe driving or a situation in which a Secretary of State Driver Services Facility supervisor fails to give a required test or section of a test.

*"Gross Combination Weight Rating" or "GCWR" – 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 as specified in 49 CFR 383.5 (October 1, 2014). [625 ILCS 5/1-124.5]*

*"Gross Vehicle Weight Rating" or "GVWR" – the value specified by the manufacturer or manufacturers as the maximum loaded weight of a single vehicle. The GVWR of a combination of vehicles (commonly referred to as the "Gross Combination Weight Rating" or "GCWR") is the GVWR of the power unit plus the GVWR of the towed unit or units. In the absence of a value specified by the manufacturer, GCWR is determined by adding the GVWR of the power unit and the total weight of the towed unit and any load on the unit [625 ILCS 5/1-124.5].*

"Hazardous Material Endorsement" or "HME" – an indicator on the driver's license that the driver is qualified to transport hazardous materials that require placarding.

"Hazardous Materials" – any material that has been designated as hazardous under 49 USC 5103 and is required to be placarded under subpart F of 49 CFR 172

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(October 1, 2014) or any quantity of a material listed as a select agent or toxin in 42 CFR 73 (October 1, 2014).

"High School Student" – a student who attends a public or private secondary school accredited by the Illinois State Board of Education.

"Identification Card Verification Form" – a Secretary of State promulgated form completed by the Illinois Department of Corrections (IDOC) or Illinois Department of Juvenile Justice (IDJJ) and issued to a committed person upon release on parole, mandatory supervised release, aftercare release, final discharge or pardon, or to an adult transition center, from the IDOC or IDJJ that verifies the committed person's address and indicates whether the committed person's date of birth and social security number have been verified by IDOC or IDJJ.

*"Illinois Medical Advisory Board" or "Board" – a panel consisting of at least nine physicians appointed by the Secretary [625 ILCS 5/6-902].*

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

"Image" – the digital photo and signature captured in the process of issuing an Illinois driver's license or identification card and retrieved from the Secretary of State database.

"Immediate Family Member" – a parent, child, sibling, grandparent, step-parent, step-child, step-sibling or step-grandparent.

"Immediate Farm Family Member" – a member of the farmer's family is a natural or in-law, spouse, child, parent or sibling as provided in IVC Section 6-507(c).

*"Imminent Hazard" – the existence of:*

*any condition of a vehicle, employee, or commercial motor vehicle operations that substantially increases the likelihood of serious injury or death if not discontinued immediately; or*

*a condition relating to hazardous material that presents a substantial likelihood that death, serious illness, severe personal injury, or a substantial endangerment to health, property, or the environment may occur before the reasonably foreseeable completion date of a formal*

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*proceeding begun to lessen the risk of that death, illness, injury or endangerment.* [625 ILCS 5/6-500(20.5)]

"Incomplete Medical Report" – a medical report that has not been completed in its entirety, or a medical agreement that has not been signed and dated by the driver.

"Incomplete Telescopic Lens Vision Specialist Report" – a telescopic lens vision specialist report that has not been completed in its entirety. Examples of an incomplete report include, but are not limited to, omission of name, address, signature or professional license number of the vision specialist or date or one that contains illegible information or fails to answer any of the questions contained within the report.

"Initial Determination of Threat Assessment" – an initial administrative determination by TSA that an individual poses or may pose a security threat warranting denial of a Hazardous Material Endorsement.

"In Loco Parentis" – a person who is acting in place of a minor's parent with a parent's rights, duties and authority.

"Instruction Permit" – a driving permit issued to operate a motor vehicle pursuant to the requirements of IVC Section 6-105 or 6-107.

"Invalidate" – to render invalid any driver's license, permit or driving privileges.

"Invalidation" – the withdrawal, by consent, court order, death of the holder or holder's failure to complete a driver remedial education course of the validation, of a person's license, permit and/or driving privilege under IVC Chapter 6.

"Judicial Driving Permit" – a permit issued granting a driver limited driving privileges as provided in IVC Section 6-206.1.

"Law Enforcement Official" – a federal, state or local police officer, sheriff, coroner, municipal prosecutor, state's attorney or U.S. attorney.

"LEADS" – the Illinois Law Enforcement Agencies Data System.

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"Limited Term Identification Card" – An Illinois Identification Card issued by the Secretary of State for a period of 90 days to persons released from Illinois Department of Corrections/Illinois Department of Juvenile Justice.

"Livestock" – any animals such as cattle, sheep, swine, buffalo, cafalo, cattalo, domestic deer, domestic elk, domestic antelope, domestic reindeer, water buffalo and goats.

"Livestock Feeder" – any individual, partnership, corporation or association engaged in a business operation for the purpose of producing livestock.

"Mandatory Insurance" – The insurance requirements under IVC Chapter 7, Article VI.

"Mandatory Liability Insurance Policy" – a liability insurance policy issued in amounts no less than the minimum amounts set for bodily injury or death and for destruction of property (see IVC Section 7-203), and issued in accordance with the requirements of Sections 143a and 143a-2 of the Illinois Insurance Code [215 ILCS 5/143a and 143a-2]. This definition does not include vehicles subject to the provisions of IVC Chapter 18 or 18a, Article III or IVC Section 7-609, 12-607 or 12-707.01; vehicles required to file proof of liability insurance with the Illinois Commerce Commission; vehicles covered by a certificate of self-insurance (see IVC Section 7-502); vehicles owned by the United States Government, State of Illinois or any political subdivision, municipality or local mass transit district; implements of husbandry (see IVC Section 1-130), other vehicles complying with laws that require insurance in amounts meeting or exceeding the minimum amounts required under the IVC; and inoperable or stored vehicles that are not operated.

"Mandatory Law Enforcement Report" – an unsigned message directed to the Department electronically from law enforcement containing the same information as the form designed by the Department.

"Mechanical Aid" – a device added to a motor vehicle that would enhance the operator's ability to safely operate the vehicle.

"Medical Agreement" – an agreement signed and dated by the driver, maintained as part of the medical report, and including the following conditions and/or information:

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a condition that the driver remain under the care of his/her competent medical specialist;

a condition that the driver adhere to the treatment and/or medication;

authorization by the driver to the competent medical specialist to report any change in the driver's condition that would impair the driver's ability to operate a motor vehicle;

possible consequences for failing to abide by any or all of the conditions contained in the medical agreement.

*"Medical Examiner" – a person who is licensed, certified, or registered in accordance with applicable state laws and regulations to perform physical examinations. The term includes but is not limited to doctors of medicine, doctors of osteopathy, physician assistants, advanced practice nurses, and doctors of chiropractic. [625 ILCS 5/6-500(21.1)]*

*"Medical Examiner's Certificate" – a document prescribed or approved by the Secretary of State that is issued by a medical examiner to a driver to medically qualify him or her to drive. [625 ILCS 5/6-500(21.2)]*

"Medical Exemption" – temporary regulatory relief for up to two years from one or more Federal Motor Carrier Safety Regulations given to a person, by FMCSA, subject to the regulations, or a person who intends to engage in an activity that would be subject to the regulations in accordance with 49 CFR 381.300 (October 1, 2014).

"Medical Professional" – a person licensed under the Medical Practice Act [225 ILCS 60], or similar law of another jurisdiction, a physician assistant who has been delegated the authority to make the required determination by his or her supervising physician, or an advanced practice nurse who has a written collaborative agreement with a collaborating physician that authorizes the advanced practice nurse to make the determination.

"Medical Report" – a confidential medical questionnaire directed to the Department and approved by the Illinois Medical Advisory Board, or a statement

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on letterhead made by a competent medical specialist containing the same information as the form designed by the Department.

"Medical Restriction Card" – a card designed and issued by the Department that describes and explains the limitations and/or conditions noted in the restriction area of a person's driver's license.

"Medical Waiver" – temporary regulatory relief for up to three months from one or more Federal Motor Carrier Safety Regulations given to a person, by FMCSA, subject to the regulations, or a person who intends to engage in an activity that would be subject to the regulations in accordance with 49 CFR 381.200 (October 1, 2014).

*"Medical Variance" – a driver has received one of the following from FMCSA, which allows the driver to be issued a medical certificate:*

*an exemption letter permitting operation of a CMV pursuant to 49 CFR 381 (October 1, 2014), subpart C or 49 CFR 391.64 (October 1, 2014); or*

*a skilled performance evaluation (SPE) certificate permitting operation of a CMV pursuant to 49 CFR 391.49 (October 1, 2014). [625 ILCS 5/6-500 (21.5)]*

"Mental or Physical Disorder or Disability" – a scientifically recognized condition that may medically impair a person's mental and/or physical health to the extent of being unable to safely operate a motor vehicle.

"Military Deferral Card" – a card issued at the expiration of the driver's license to extend the expiration while in the military, of the license of the licensee, spouse and dependent children who are living with the licensee while on active duty serving in the Armed Forces of the United States outside the State of Illinois.

"Minor" – a person under 18 years of age.

"Miscellaneous Suspension" – a suspension for safety responsibility, financial responsibility, warrant parking/traffic, auto emissions, failure to appear, curfew, mandatory conviction, tollway, family financial responsibility, automated traffic law violation, nighttime driving restriction or unsatisfied judgement.

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"Monocular Vision Acuity" – a visual acuity reading obtained utilizing each individual eye.

*"Moped" – a motor-driven cycle, with or without optional power derived from manually operated pedals, whose speed attainable in one mile is at least 20 m.p.h. but not greater than 30 m.p.h., and is equipped with a motor that produces 2 brake horsepower or less. If an internal combustion engine is used, the displacement shall not exceed 50 cubic centimeter displacement and the power drive system shall not require the operator to shift gears. [625 ILCS 5/1-148.2]*

*"Motorcycle" – every motor vehicle having a seat or saddle for use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor [625 ILCS 5/1-147].*

"Motorcycle Rider Safety Training Course" – a course of instruction in the use and operation of motorcycles and/or motor-driven cycles, including instruction in the safe on-road operation of motorcycles and/or motor-driven cycles, the rules of the road and the laws of this State relating to motor vehicles, which course must meet the requirements set out in 92 Ill. Adm. Code 455.101.

*"Motor-Driven Cycle" – every motorcycle and every motor scooter with less than 150 cubic centimeter piston displacement, including motorized pedalcycles [625 ILCS 5/1-145.001].*

*"Motor Vehicle" – every vehicle that is self-propelled and every vehicle that is propelled by electric power obtained from overhead trolley wires, but not operated upon rails, except for vehicles moved solely by human power and motorized wheelchairs. Motor vehicles are divided into two divisions:*

*First Division: Those motor vehicles that are designed for the carrying of not more than 10 persons.*

*Second Division: Those motor vehicles that are designed for carrying more than 10 persons, those motor vehicles designed or used for living quarters, those motor vehicles that are designed for pulling or carrying freight, cargo or implements of husbandry, and those motor vehicles of the First Division remodeled for use and used as motor vehicles of the Second Division. [625 ILCS 5/1-146]*

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"Motor Vehicle Departments of Foreign States" – the departments in other states that issue driver's licenses.

*"Motor Vehicle Record" – a report of the driving status and history of a driver generated from the driver record provided to users, such as drivers or employers, and is subject to the provisions of the Driver Privacy Protection Act (18 USC 2721-2725). [625 ILCS 5/6-500(22.2)]*

"Nasal Vision Reading" – a field of vision 35° from the straight ahead.

"National Driver Register" or "NDR" – a computerized database of files on drivers maintained by the U.S. Department of Transportation, National Highway Traffic Safety Administration.

"Night" – the hours during the period from sunset to sunrise.

"Nighttime Drive" – a road test administered during the hours of sunset to sunrise.

"Nighttime Driving Privilege" – a privilege granted to a licensed driver to operate a motor vehicle during nighttime hours while wearing a telescopic lens arrangement.

"Non-CDL" – any other type of motor vehicle license, such as an automobile driver's license or a motorcycle license.

"Non-CDL Skills Test" – any drive test given to an applicant who is attempting to obtain a driver's license except for a Class D, a CDL or a CDL endorsement.

*"Non-Excepted Interstate" or "NI" – a person who operates or expects to operate in interstate commerce, is subject to and meets the qualification requirements under 49 CFR 391 (October 1, 2014), and is required to obtain a medical examiner's certificate by 49 CFR 391.45 (October 1, 2014). [625 ILCS 5/6-500(22.7)]*

*"Non-Excepted Intrastate" or "NA" – a person who operates only in intrastate commerce and is subject to State driver qualification requirements. [625 ILCS 5/6-500(22.8)]*

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"Official Investigation" – the act of examining and inquiring into an occurrence or circumstance with care and accuracy by a duly authorized member of a local, state or federal agency while acting in his/her professional capacity.

"Operator's License" – any driver's license to operate a motor vehicle issued under the laws of any state.

"Organized Religion" – a group of people with the same or similar beliefs brought together to exercise those beliefs.

"P Endorsement" – a notation on the driver's license that the driver has qualified to operate a vehicle designed to transport 16 or more persons, including the driver.

"Peripheral Vision" – vision from the outside line of direct sight toward the temporal area.

"Preliminary Favorable Medical Report" – a current medical report or a current written statement on official letterhead that is signed and dated by a competent medical specialist indicating in his/her professional opinion the driver is medically fit to safely operate a motor vehicle; however, additional information and/or clarification or consultation is needed.

"Probationary License" – a special license granting full driving privileges during a period of suspension and is issued upon successful completion of a driver remedial education course.

"Problem Driver Pointer System" or "PDPS" – a pointer file consisting of an index of problem drivers (as determined by adverse driver's license actions) that is maintained by a driver's home state (SOR) and is accessed by other states (SOI) to determine a person's eligibility to apply for a driver's license.

"Proof of Insurance" – acceptable forms of proof of insurance include, but are not limited to, the following:

Illinois insurance card that contains the company name, policy number, effective and expiration dates, name of the insured, vehicle year and make and a minimum of the last six characters of the Vehicle Identification Number (VIN);

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*Combination of proof of purchase of the motor vehicle within 60 days and a current insurance card [625 ILCS 5/7-602(b)];*

*Current declaration page of a liability policy [625 ILCS 5/7-602(c)] that contains the company name, policy number, effective and expiration dates, name of the insured, vehicle description and liability limits of the policy;*

*Liability insurance binder [625 ILCS 5/7-602(d)];*

*Certificate of Insurance [625 ILCS 5/7-602(d)];*

*Payment receipt for a liability insurance premium [625 ILCS 5/7-602(d)] that contains the company name, policy number, effective and expiration dates, name of the insured, vehicle year, make and a minimum of the last six characters of the VIN, date of premium payment and signature of company representative;*

*Current rental agreement [625 ILCS 5/7-602(e)];*

*Registration plates, registration sticker or other evidence of registration issued by the Secretary of State's Office only upon submission of proof of liability insurance [625 ILCS 5/7-602(f)];*

*Certificate, decal or other document or device issued by a governmental agency for a motor vehicle indicating the vehicle is insured for liability [625 ILCS 5/7-602(g)] (or has qualified for an exemption to the liability insurance law).*

"Prosthesis" – an artificial limb such as arm or leg.

"Public Safety Worker" – a person employed by this State or a political subdivision thereof that provides firefighting, medical or other emergency services [625 ILCS 5/6-117.2(f)].

"Questionable Medical Report" – a medical report that contains medical information raising some reasonable doubt regarding the driver's medical ability to safely operate a motor vehicle, including the following:

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A medical report that indicates the driver has experienced an attack of unconsciousness within the past six months;

The medical report lacks a professional opinion indicating whether the driver is medically fit to safely operate a motor vehicle;

The medical report was signed and/or completed by someone other than a competent medical specialist;

The competent medical specialist recommends the driver has driving privileges, however, expresses reservations about the driver's ability to safely operate a motor vehicle.

*"Reckless Driving" – driving a motor vehicle with a willful or wanton disregard for the safety of persons or property or knowingly driving a vehicle using an incline in a roadway, such as a railroad crossing, bridge approach or hill to cause the vehicle to become airborne [625 ILCS 5/11-503].*

"Registration Sticker" – a device or devices to be attached to a rear registration plate that will renew the registration and registration plate or plates for a pre-determined period not to exceed one registration year except as provided in IVC Section 3-414(1).

"Regularly Scheduled Classroom Instruction" – the continuous and uninterrupted education course that takes place during the specific time period (i.e., quarter) in which the school has scheduled the student to participate.

"Rehabilitation Institution" – any hospital, center, institute or facility engaged in a program to provide driver training for the disabled.

"Religious Organization Bus" – any vehicle other than a vehicle of the First Division or a school bus as defined by IVC Section 1-182 that is exclusively owned and operated by a religious organization and is used primarily in conducting the official activities of that organization.

"Religious Organization Vehicle Restriction" – the authority to operate a religious organization bus (see IVC Section 6-106.2).

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"Representative Vehicle" – a motor vehicle that represents the type an applicant operates or expects to operate.

"Rescind" – to annul or void a suspension, revocation, cancellation, disqualification or denial.

"Restricted Local License" – a special restricted driver's license issued under IVC Section 6-113 and intended to enable a person to drive a specific route.

"Restriction" – the notation on a driver's license or permit indicating requirements deemed applicable to the licensee by the Department to assure safe operation of a motor vehicle.

"Review of Driving Habits" – a review of the applicant's driving record maintained by the Office of the Secretary of State, or documentation from another licensing entity, that has been certified within 30 days prior to the date of application, to insure that the requirements are met (see IVC Sections 6-104, 6-508).

"Road Test" – an actual demonstration of the applicant's ability to operate a motor vehicle (see IVC Section 6-109).

"S Endorsement" – an endorsement for CDL holders who operate as a school bus driver to transport pre-primary, primary or secondary school students to and from home, from school to home, or to and from school-sponsored events.

"Safety Course" – an explanation provided by a rental agency to an individual during the rental transaction concerning the controls and features of the vehicle and its proper operation.

"Safety Officer" – any individual employed by a third-party certifying entity who is licensed by the Department to administer the CDL skills tests specified in subparts G and H of 49 CFR 383 (October 1, 2014) to the entities' employees and members. A safety officer is equivalent to a Third Party Skills Test Examiner as defined in 49 CFR 383.5 (October 1, 2014).

"SAVE" – the Systematic Alien Verification for Entitlements Program that allows electronic inquiries to U.S. Citizenship and Immigration Services (USCIS) by state motor vehicle agencies in the determination of the immigration status of an

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applicant for a Visa Status Temporary Visitor's Driver's License pursuant to IVC Section 6-105.1(a).

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

*Any public or private primary or secondary school;*

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

*Any public, private or religious nursery school.*

*This definition shall not include the following:*

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

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

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

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

*A motor vehicle of the first division.*

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

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"School Bus Commercial Learner's Permit" or "School Bus CLP" – a learner's permit that allows an applicant for a school bus permit to operate a school bus, but only when accompanied by a properly classified driver with a school bus driver permit.

"School Bus Driver Permit" – a permit issued to an applicant who has met all the requirements that authorize the individual to drive a school bus (see IVC Section 6-106.1).

"Seasonal Restricted Commercial Driver's License" or "Restricted CDL" – a limited waiver for employees of certain farm-related services to operate specific commercial motor vehicles without a commercial driver's license for a limited period.

*"Second Division Vehicle" – any vehicle designed to carry more than 10 persons, those designed or used for living quarters and those vehicles designed to pull or carry property, freight or cargo, those motor vehicles of the first division remodeled for use and used as motor vehicles of the second division, and those motor vehicles of the first division used and registered as school buses [625 ILCS 5/1-217].*

"Secondary Dissemination" – the distributing or sharing of an image by a source other than the primary source (Secretary of State) that has direct access to the image.

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

"Self-Admission" – a statement or indication from the driver that he/she has a mental disorder/disability and/or physical condition or disability that may impair the ability to safely operate a motor vehicle or that is likely to cause a loss of consciousness.

"Self-Certification" – a driver's signed and dated declaration of the type of driving (NI, EI, NA, EA) in which he or she engages or expects to engage while operating a CMV.

"Senior Citizen Transportation Vehicle" – a vehicle, other than a vehicle of the first division or a school bus, exclusively owned and operated by a senior citizen organization and used primarily in conducting the official activities of the

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organization.

"Serious Traffic Violation" – a conviction when operating a commercial motor vehicle, or when operating a non-CMV, while holding a CLP or CDL of: a violation relating to excessive speeding involving a single speeding charge of 15 miles per hour or more above the legal speed limit; a violation relating to reckless driving; a violation of any State law or local ordinance relating to motor vehicle traffic control (other than parking violations) arising in connection with a fatal traffic accident; a violation, relating to having multiple driver's licenses (see IVC Section 6-501); a violation relating to the requirement to have a valid CLP or CDL (see IVC Section 6-507(a)); a violation relating to improper or erratic lane changes; a violation relating to following another vehicle too closely; any other similar violation of a law or local ordinance of any state relating to motor vehicle traffic control, other than a parking violation, which the Secretary of State determines to be serious pursuant to 92 Ill. Adm. Code 1040.20.

"Skills Performance Evaluation" or "SPE" – a certificate, issued by FMCSA to a driver with a missing limb, in accordance with 49 CFR 391.49 (October 1, 2014), which allows the driver to operate a CMV.

*"Special Needs Individuals" – those individuals who have or are at increased risk for a chronic physical, developmental, behavioral, or emotional condition and who also require health and related services of a type or amount beyond that required be individuals generally [625 ILCS 5/6-117.2(f)].*

"SSOLV" – the Social Security Online Verification system that allows electronic inquiries to the Social Security Administration by state motor vehicle agencies to verify names and social security numbers of applicants for driver's licenses or identification cards.

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

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

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*"Tank Vehicle" – any commercial motor vehicle that is designed to transport any liquid or gaseous material within a tank or tanks having an individual rate capacity of more than 119 gallons and an aggregate rated capacity of 1,000 gallons or more that is either permanently or temporarily attached to the vehicle or the chassis. Those vehicles include, but are not limited to, cargo tanks and portable tanks, as defined in 49 CFR 171 (2011). [625 ILCS 5/1-204.4]*

"Telescopic Lens Arrangement" – a non-standard adaptive device that aids in improving vision deficits.

"Telescopic Lens Vision Specialist Report" – an approved confidential vision questionnaire directed to the Department, or a statement on letterhead made by a vision specialist, containing the same information as the form designed by the Department.

"Temporal Vision Reading" – a field of vision 70° from the straight ahead.

"Temporary Driver's License or Instruction Permit" – a driver's license or instruction permit issued for no longer than 90 days to a person who is temporarily unable to obtain a license or instruction permit.

"Temporary Visitor's Driver's License" or "TVDL" – a license issued to:

a foreign national who is authorized to temporarily reside in this country allowing the operation of a motor vehicle under the laws of this State (referred to in this Part as "Visa status"); or

*an applicant who:*

*resided in this State for a period in excess of one year;*

*is ineligible to obtain a social security number; and*

*is unable to present documentation issued by the United States Citizenship and Immigration Services authorizing the person's presence in this country [625 ILCS 5/6-105.1(a-5)] referred to in this Part as "non-Visa status".*

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"Termination of an Adjudication of Disability Order" – an order by a court of competent jurisdiction terminating an adjudication of disability of the driver pursuant to Section 11a-20 of the Probate Act of 1975 [755 ILCS 5/11a-20].

"Third-Party Certification License" – a license issued by the Secretary of State to a third-party certifying entity that allows the entity to participate in the third-party certification program.

"Third-Party Certification Program" – a Secretary of State program that allows a third-party entity to administer the CDL skills tests specified in subparts G and H of 49 CFR 383 (October 1, 2014) to its employees or members.

"Third-Party Certifying Entity" or "Entity" – an entity licensed by the Secretary of State to participate in the third-party certification program. A third-party certifying entity is equivalent to a third party tester as defined in 49 CFR 383.5 (October 1, 2014).

"Transportation Security Administration" or "TSA" – a division of the Department of Homeland Security administering provisions of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA Patriot Act; Public Law 107-56, 115 Stat. 272).

"Traffic Regulation Governing the Movement of Vehicles" – a violation for which points are assigned pursuant to 92 Ill. Adm. Code 1040.20.

"Type A Injury" – an injury that requires immediate professional attention in either a doctor's office or a medical facility and includes severely bleeding wounds, distorted extremities and injuries requiring the injured party to be carried from the scene.

"Traffic Environmental Screening" – a screening designed by the Department that shall consist of the driver demonstrating the ability to recognize actual traffic conditions using the telescopic lens arrangement while riding with and being evaluated by a Driver Services Facility representative.

"Unfavorable Medical Report" – a medical report signed and completed by a competent medical specialist containing a professional opinion that, due to a physical and/or mental disorder/disability, the driver is not medically fit to operate a motor vehicle.

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"Unfavorable Telescopic Lens Vision Specialist Report" – a telescopic lens vision specialist report signed and completed by a licensed vision specialist that indicates a professional opinion that the driver is not capable of safely operating a motor vehicle, or the monocular or binocular acuity readings and/or peripheral readings do not meet Illinois standards, or the peripheral vision readings do not meet Illinois standards as set forth in Section 1030.70, or the power of the telescopic lenses does not meet Illinois standards as set forth in Section 1030.75.

"Unfavorable Vision Specialist Report" – a vision specialist report signed and completed by a vision specialist:

indicating the monocular or binocular acuity and/or peripheral vision readings do not meet Illinois standards as set forth in Section 1030.70, the driver would not accept or has refused the recommended correction, and his/her vision readings without this correction are not favorable; or

containing a professional opinion that, due to a vision condition, the driver is not visually safe to operate a motor vehicle.

"Unfit to Stand Trial Order" – an order by a court of competent jurisdiction whereby a defendant, because of a mental or physical condition, is unable to understand the nature and purpose of the proceeding against him/her or to assist in his/her defense pursuant to Section 104-10 of the Code of Criminal Procedure [725 ILCS 5/Art. 104-10].

"USCIS" – U.S. Citizenship and Immigration Services is a bureau of the U.S. Department of Homeland Security (USDHS) that is in charge of processing immigrant visa petitions, naturalization petitions, and asylum and refugee applications, as well as making adjudicative decisions performed at the services centers and managing all other immigration benefit functions.

"Valid Driver's License or Permit" – a license or permit issued by the Secretary of State that is of the proper classification for the purposes for which it is being used and that has not expired, been invalidated, denied, canceled, revoked, suspended or disqualified, or been used after a curfew or nighttime driving restriction.

"Vendor" – an authorized fingerprint company approved by the Illinois State Police (ISP) who will transmit fingerprint data to ISP to be forwarded to the FBI.

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"Verification of Residency Form" – a form printed by the Secretary of State that non-Visa status temporary visitor's driver's license applicants shall complete and that contains all Illinois addresses at which the applicant has resided for the 12 months immediately prior to application.

"Vision Screening" – the readings obtained by a physician, ophthalmologist, optometrist or Department representative of an applicant's visual acuity and peripheral fields of vision.

"Vision Specialist" – a doctor licensed to practice medicine in optometry under the Illinois Optometric Practice Act [225 ILCS 80] or a competent medical specialist.

"Vision Specialist Report" – an approved confidential vision questionnaire directed to the Department, or a statement on letterhead made by a vision specialist, containing the same information as the form designed by the Department.

"Visual Acuity Readings" – the minimum vision standards set forth in Sections 1030.70 and 1030.75.

"Visual Peripheral Readings" – the minimum vision standards set forth in Sections 1030.70 and 1030.75.

"Withdrawal" – the negating of valid driving privileges by a state as the result of sanctions taken against driving privileges.

*"Youth for Whom the Department of Children and Family Services is Legally Responsible For" or "Foster Child" – a child or youth whose guardianship or custody has been accepted by the Department of Children and Family Services pursuant to the Juvenile Court Act of 1987, the Children and Family Services Act [20 ILCS 505], the Abused and Neglected Child Reporting Act [325 ILCS 5], and the Adoption Act [750 ILCS 50]. This applies to children for whom the Department of Children and Family Services has temporary protective custody, custody and guardianship via court order, or children whose parents have signed an adoptive surrender or voluntary placement agreement with the Department [15 ILCS 335/1A].*

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(Source: Amended at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1030.26 Identification Cards for IDOC/IDJJ Applicants**

- a) A committed person who applies for an identification card upon release on parole, mandatory supervised release, aftercare release, final discharge or pardon, or to an adult transition center, from the Illinois Department of Corrections (IDOC) or Illinois Department of Juvenile Justice (IDJJ) and who submits a certified copy of his or her birth certificate, social security card or other documents authorized by the Secretary of State to prove date of birth and a social security number, as set forth in Appendix B, along with a properly completed Identification Card Verification form, completed no longer than 30 days before the date of discharge from IDOC or IDJJ shall be issued a standard Illinois Identification Card at no cost.
- b) The Identification Card Verification form must be completed in its entirety and signed by a representative of IDOC or IDJJ. The Identification Card Verification form must be presented to a Secretary of State facility at the time of application for an Identification Card.
- c) If the applicant presents a completed Identification Card Verification form, but does not present a certified copy of his or her birth certificate, social security card or other documents authorized by the Secretary of State to prove date of birth and social security number, as set forth in Appendix B, the Driver Services Facility shall issue a limited-term 90 day Identification Card at no cost.
- d) If an applicant returns to a Driver Services Facility prior to the expiration of the limited term 90 day Identification Card and presents a certified copy of his or her birth certificate, social security card or other documents authorized by the Secretary of State to prove date of birth and social security number, as set forth in Appendix B, the applicant shall be issued a standard Illinois Identification Card at no fee.
- e) An applicant for a duplicate or corrected standard Identification Card must pay the fee set forth in Section 12 of the Illinois Identification Card Act [15 ILCS 335]. The expiration date of the duplicate or corrected Identification Card will remain the same as the originally issued Identification Card.

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- f) An applicant who does not apply for a Secretary of State issued Identification Card within 30 days after release on parole, mandatory supervised release, after care release, final discharge or pardon, or to an adult transition center, from the IDOC as verified by the Identification Card Verification form completed by IDOC/IDJJ, is not eligible for a no-fee Identification Card and must pay the statutorily required fee set forth in Section 12 of the Illinois Identification Card Act.
- g) An applicant issued a limited term Identification Card who fails to return to a Secretary of State facility by the expiration of the limited term card, with a certified copy of his or her birth certificate and social security card or other documents authorized by the Secretary of State in Appendix B is not eligible for a standard Illinois Identification Card at no cost and must pay the fee set forth in Section 12 of the Illinois Identification Card Act.

(Source: Added at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1030.27 Identification Cards for Youth in Care**

- a) An applicant for an Identification Card age 16-20 who is a youth for whom the Department of Children and Family Services (DCFS) is legally responsible for or is a foster child and who submits a properly completed DCFS form number CFS 906/906-1 shall be issued an Identification card at no cost.
- b) The CFS 906/906-1 form must be signed by a representative of DCFS and the applicant's caseworker and/or provider.
- c) To be accepted, the CFS 906/906-1 form must contain the following information:
- 1) Complete name and residential address of applicant;
  - 2) DCFS Client ID number;
  - 3) Provider name and address; and
  - 4) Provider signature and current date.

(Source: Added at 41 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## STATE BOARD OF EDUCATION

## NOTICE OF PROPOSED AMENDMENTS

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

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1.710	Amendment
1.720	Amendment
1.737	Amendment
- 4) Statutory Authority: Implementing Article 21B and authorized by Section 2-3.6 of the School Code [105 ILCS 5/Art. 21B, and 2-3.6].
- 5) A Complete Description of the Subjects and Issues Involved: In recent State Board of Education meetings, district superintendents have testified that they are unable to locate and hire appropriately licensed staff for a number of teaching positions. Identified statewide teacher shortages, as well as local and regional shortages, have placed school districts in the impossible position of offering required coursework while ensuring that teachers in these positions are appropriately qualified. In some cases, school districts have been unable to offer coursework due to shortages. These rules are necessary insofar as many students are unable to access opportunities due to a shortage of appropriately endorsed teachers. Put differently, the teacher shortage has impacted the availability of opportunities for each and every child in Illinois. Insofar as schooling is a primary way in which young people are introduced to content areas of which they may not otherwise be aware, the teacher shortage has impact on the public interest generally and welfare of students in particular.  
  
While the teacher shortage is a concern nationwide, ISBE can assist districts by allowing currently licensed teachers to be placed immediately in the classroom while they work to obtain endorsements in those assignments, provided they pass the content area test for the assignment. In practical terms, affording educators this opportunity can increase the diversity of courses a district may offer.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No

## STATE BOARD OF EDUCATION

## NOTICE OF PROPOSED AMENDMENTS

- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a State mandate.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Written comments may be submitted within 45 days of the publication of this Notice to:
- Lindsay M. Bentivegna  
Agency Rules Coordinator  
Illinois State Board of Education  
100 North First Street, S-493  
Springfield IL 62777-0001
- 217/782-5270  
email: rules@isbe.net
- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
- B) Reporting, bookkeeping or other procedures required for compliance: None
- C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda in which this rulemaking was summarized: This rulemaking was not included on either of the 2 most recent regulatory agendas because: it was not anticipated at the time the Regulatory Agendas were prepared.

The full text of the Proposed Amendments is identical with the text of the Emergency Amendments for this Part and begins in this issue of the *Illinois Register* on page 8932.

## STATE BOARD OF EDUCATION

## NOTICE OF PROPOSED AMENDMENTS

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

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
25.337	Amendment
25.430	Amendment
- 4) Statutory Authority: Implementing Article 21B and authorized by Section 2-3.6 of the School Code [105 ILCS 5/ Art. 21B, and 2-3.6].
- 5) A Complete Description of the Subjects and Issues Involved: Portions of rules in Parts 1, 25, and 30 that are being modified to focus on assignment (what a district needs to do in order to legally assign a teacher) and receipt of the endorsement.

In Part 25, ISBE is modifying the current rules on short term assignments. Section 25.430 states that a teacher with nine credit hours in a content area may teach in that content area and has three years to complete coursework and testing requirements for the endorsement. The proposed amendments for this Section include a test only option (and no coursework) for the purposes of assignability and state that an individual has three years to complete the coursework requirements for the endorsement. In order to ensure that districts have the greatest flexibility, districts can either use the nine hour requirement or successful completion of an appropriate content test.

Special Education and those areas which do not currently have an available content test are outside the scope of the emergency rulemaking. Special Education already has a process for short term approval and other areas such as Driver's Education, ESL and computer applications do not currently have a content exam.

Section 25.337 is being modified to clarify the requirements for receipt of the principal endorsement.

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No

## STATE BOARD OF EDUCATION

## NOTICE OF PROPOSED AMENDMENTS

- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a State mandate.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Written comments may be submitted within 45 days of the publication of this Notice to:
- Lindsay M. Bentivegna  
Agency Rules Coordinator  
Illinois State Board of Education  
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Springfield IL 62777-0001
- 217/782-5270  
email: rules@isbe.net
- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
- B) Reporting, bookkeeping or other procedures required for compliance: None
- C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda in which this rulemaking was summarized: This rulemaking was not included on either of the 2 most recent Regulatory Agendas because: it was not anticipated at the time the Regulatory Agendas were prepared.

The full text of the Proposed Amendments is identical to the text of the Emergency Amendments for this Part and begins in this issue of the *Illinois Register* on page 8949.

## STATE BOARD OF EDUCATION

## NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Programs for the Preparation of Principals in Illinois
- 2) Code Citation: 23 Ill. Adm. Code 30
- 3) Section Number: 30.70                      Proposed Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Section 21B-60 of the School Code [105 ILCS 5/21B-60].
- 5) A Complete Description of the Subjects and Issues Involved: Portions of Parts 1, 25, and 30 that are being modified focus on assignment (what a district needs to do in order to legally assign a teacher) and receipt of the endorsement.  
  
Part 30 has been modified to clarify the requirements for the receipt of the principal endorsement. Specifically, the rules removed the requirement that candidates must have a professional educator license endorsed in a teaching field or in school support personnel in order to be admitted into a principal preparation program.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace any emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a State mandate.
- 12) Time, Place and Manner in which interested persons may comment on this rulemaking:  
Written comments may be submitted within 45 days of the publication of this Notice to:

Lindsay M. Bentivegna  
Agency Rules Coordinator  
Illinois State Board of Education

## STATE BOARD OF EDUCATION

## NOTICE OF PROPOSED AMENDMENT

100 North First Street, S-493  
Springfield IL 62777-0001

217/782-5270  
rules@isbe.net

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

The full text of the Proposed Amendments is identical to the text of the Emergency Amendments for this Part and begins in this issue of the *Illinois Register* on page 8967.

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

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

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
310.47	Amendment
310.50	Amendment
310.130	Amendment
310.410	Amendment
310.500	Amendment
310.Appendix A Table I	Amendment
310.Appendix A Table L	Amendment
310.Appendix A Table P	Amendment
310.Appendix A Table S	Amendment
310.Appendix A Table W	Amendment
310.Appendix A Table X	Amendment
- 4) Statutory Authority: Authorized by Sections 8, 8a and 9(7) of the Personnel Code [20 ILCS 415/8, 20 ILCS 415/8a, 20 ILCS 415/8c, 20 ILCS 415/8e, 20 ILCS 415/9(7) and 20 ILCS 415/9(14)], subsection (d) of Section 1-5 of the Illinois Administrative Procedure Act [5 ILCS 100/1-5(d)] and by Sections 4, 6, 15 and 21 of the Illinois Public Labor Relations Act [5 ILCS 315/4, 5 ILCS 315/6, 5 ILCS 315/15 and 5 ILCS 315/21].
- 5) Effective Date of Rules: July 1, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A statement that a copy of the adopted rules including any material incorporated by reference is on file in the Agency's principal office and is available for public inspection. Copies of all Pay Plan amendments and collective bargaining contracts are available upon request from the Division of Technical Services.
- 9) Notice of Proposed published in the *Illinois Register*: 41 Ill. Reg. 3632; March 31, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 11) Differences between Proposal and Final Version: Since the First Notice, non-substantive changes have been made based on the JCAR Delta, intervening rulemaking and CMS recommendations. The changes are:

In the main source notes, references to two intervening rulemakings 41 Ill. Reg. 4615, effective April 24, 2017 and filed May 15, 2017 are added.

In Section 310.47 subsection (f)(2), in-hire rates for non-bargaining-unit positions in the Bridge Tender, Deck Hand and Ferry Operator I titles are added based on intervening rulemaking.

In Section 310.410, the MS- salary range assignments for the Corrections Treatment Officer, Corrections Treatment Officer Supervisor, Corrections Treatment Officer Trainee, Corrections Treatment Senior Security Supervisor, Retirement Benefits Representative, Retirement Benefits Representative Supervisor, and Retirement Benefits Representative Trainee titles are added. The rows for the Physical Therapy Aide I and Public Service Trainee titles are removed. These changes are based on intervening rulemaking.

In Section 310.Appendix A Table I and title table, the row for the Physical Therapy Aide I is removed based on intervening rulemaking.

In Section 310.Appendix A Table L, rates effective January 1, 2017 for the Boiler Safety Audit Specialist and Boiler Safety Specialist positions in the central and southern regions are added based on intervening rulemaking. Based on a recommendation from CMS, Boiler Safety Audit Specialist rates effective July 25, 2016, no longer in effect, in the central and southern regions are removed. Boiler Safety Specialist rates effective January 1, 2016, no longer in effect, in the central and southern regions are removed.

In Section 310.Appendix A Table P and the Longevity Pay Note, a grammatical correction is made and the language is made consistent throughout the Note by removing the word "by" in several places. These are based on the JCAR Delta and CMS recommendations. In the Clothing Reimbursement and Allowance Note, the language is made consistent with the JCAR Delta. In the rate table effective July 1, 2014, the rate rows are placed in order by pay grade and pay plan code based on CMS recommendation.

Since the First Notice Changes, the following non-substantive changes were made. In the main source notes, an errant "and" is removed, and reference to an intervening peremptory amendment filed June 9, 2017 is added. In Section 310.Appendix A Table L,

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

four rows of rates effective July 25, 2016 for the Boiler Safety Audit Specialist title; and four rows of rates effective June 30, 2016 for the Boiler Safety Specialist title are stricken because more recent rates (effective May 1, 2017) were added in the peremptory amendments at 41 Ill. Reg. 6695, effective May 24, 2017, and therefore the stricken rates are no longer in effect.

- 12) Have the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? None were made.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: In Section 310.47 subsection (f)(2), the in-hire rates for the positions not represented by a bargaining unit and allocated to the Highway Maintainer class are added. The in-hire rates, based on the Ordinance No. 02014-9680 adopted by the City Council of the City of Chicago on December 2, 2014, are removed. In subsection (f)(2), the \$10.50/hour or \$1,713/month in-hire rate effective July 1, 2016 are removed for state employees who work in the City of Chicago and whose titles are assigned to MS-01 salary range. The titles assigned to MS-01 are: Clerical Trainee (title code 08050); Conservation/Historic Preservation Worker (title code 09317); Office Occupations Trainee (title code 30075); Public Service Trainee (title code 37025); Student Intern (title code 43190); and Student Worker (title code 43200). Also, the Public Service Trainee title was abolished effective December 1, 2016 as approved by the Civil Service Commission.

In Section 310.50, the definition of option is updated to correct Option 1 for the Public Service Administrator (PSA) and Senior Public Service Administrator (SPSA) titles, include new 2C, 6H and 8J Options for the PSA and/or SPSA titles, to change the 3N and 8T Options for the PSA and/or SPSA titles, to remove blank rows and titles with Option in the title that were abolished effective April 1, 2016 as approved by the Civil Service Commission. The removed titles are: Health Services Investigator I, Options A - General; Health Services Investigator I, Options B – Controlled Substance Inspector; Health Services Investigator II, Options B – Controlled Substance Inspector; and Health Services Investigator II, Options D – Pharmacy/Controlled Substance Inspector.

In Section 310.130, the Pay Plan's effective date is updated to Fiscal Year 2018.

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

In Section 310.410, the following titles their title codes and assigned MS- salary ranges are added: Boiler Safety Audit Specialist; Gaming Operations Supervisor; Gaming Shift Supervisor; Gaming Unit Supervisor; Health Services Investigator I; and Museum Theater Systems Technician. The Gaming Operations Supervisor, Gaming Shift Supervisor and Gaming Unit Supervisor titles were effective May 1, 2015 as approved by the Civil Service Commission. The Boiler Safety Audit Specialist and Health Services Investigator I title was established April 1, 2016 as approved by the Civil Service Commission. The Museum Theater Systems Technician effective March 1, 2017 as approved by the Civil Service Commission. The following titles, their title codes and assigned MS- salary ranges are removed: Agricultural Marketing Generalist; Agricultural Products Promoter; Corrections Investigations Program Administrator; Health Services Investigator I, Options A - General; Health Services Investigator I, Options B – Controlled Substance Inspector; Health Services Investigator II, Options B – Controlled Substance Inspector; Health Services Investigator II, Options D – Pharmacy/Controlled Substance Inspector; Institutional Helper; Musician; and Optometrist. The Health Services Investigator I, Options A - General; Health Services Investigator I, Options B – Controlled Substance Inspector; Health Services Investigator II, Options B – Controlled Substance Inspector; Health Services Investigator II, Options D – Pharmacy/Controlled Substance Inspector titles abolished effective April 1, 2016 as approved by the Civil Service Commission. The Agricultural Marketing Generalist, Agricultural Products Promoter, Corrections Investigations Program Administrator, Institutional Helper, Musician and Optometrist titles were abolished effective March 1, 2017 as approved by the Civil Service Commission. The Pharmacy Manager title is placed in correct alphabetic order in the list of titles.

In Section 310.500, the definition of option is updated to correct Option 1 for the PSA and SPSA titles, include new 2C, 6H and 8J Options for the PSA and/or SPSA titles, to change the 3N and 8T Options for the PSA and/or SPSA titles, to remove blank rows and titles with Option in the title that were abolished effective April 1, 2016 as approved by the Civil Service Commission. The removed titles are: Health Services Investigator I, Options A - General; Health Services Investigator I, Options B – Controlled Substance Inspector; Health Services Investigator II, Options B – Controlled Substance Inspector; and Health Services Investigator II, Options D – Pharmacy/Controlled Substance Inspector.

The following removing of titles are based on the abolishing the title found in the above Section 310.410. In Section 310.Appendix A Table I and title table, the Musician title is removed.

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

In Section 310.Appendix A Table L, Boiler Safety Specialist rates no longer in effect are removed.

In Section 310.Appendix A Table P and title table, the Agricultural Products Promoter title is removed. The rate table no longer in effect is removed.

In Section 310.Appendix A Table S and title table, the Corrections Investigations Program Administrator title is removed.

In Section 310.Appendix A Table W and title table, the Agricultural Marketing Generalist title is removed.

In Section 310.Appendix A Table X and title table, the Optometrist title is removed.

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

Mr. Jason Doggett  
Manager  
Compensation Section  
Division of Technical Services  
Bureau of Personnel  
Department of Central Management Services  
503 William G. Stratton Building  
Springfield IL 62706

217/524-1055  
fax: 217/558-4497  
email: CMS.PayPlan@Illinois.gov

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

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES  
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND  
POSITION CLASSIFICATIONS  
CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICESPART 310  
PAY PLAN

## SUBPART A: NARRATIVE

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

## SUBPART B: SCHEDULE OF RATES

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

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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

## SUBPART C: MERIT COMPENSATION SYSTEM

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

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

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## Section

310.600	Jurisdiction (Repealed)
310.610	Pay Schedules (Repealed)
310.620	In-Hiring Rate (Repealed)
310.630	Definitions (Repealed)
310.640	Increases in Pay (Repealed)
310.650	Other Pay Provisions (Repealed)
310.660	Effective Date (Repealed)
310.670	Negotiated Rate (Repealed)
310.680	Trainee Rate (Repealed)
310.690	Educator Schedule for Frozen RC-063 and Frozen HR-010 (Repealed)
310.APPENDIX A	Negotiated Rates of Pay
310.TABLE A	RC-104 (Conservation Police Supervisors, Illinois Fraternal Order of Police Labor Council)
310.TABLE B	VR-706 (Assistant Automotive Shop Supervisors, Automotive Shop Supervisors and Meat and Poultry Inspector Supervisors, Laborers' – ISEA Local #2002)
310.TABLE C	RC-056 (Site Superintendents and Departments of Veterans' Affairs, Natural Resources, Human Services and Agriculture and Historic Preservation Agency Managers, IFPE)
310.TABLE D	HR-001 (Teamsters Local #700)
310.TABLE E	RC-020 (Teamsters Locals #330 and #705)
310.TABLE F	RC-019 (Teamsters Local #25)
310.TABLE G	RC-045 (Automotive Mechanics, IFPE)
310.TABLE H	RC-006 (Corrections Employees, AFSCME)
310.TABLE I	RC-009 (Institutional Employees, AFSCME)
310.TABLE J	RC-014 (Clerical Employees, AFSCME)
310.TABLE K	RC-023 (Registered Nurses, INA)
310.TABLE L	RC-008 (Boilermakers)
310.TABLE M	RC-110 (Conservation Police Lodge)
310.TABLE N	RC-010 (Professional Legal Unit, AFSCME)
310.TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
310.TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, Meat and Poultry Inspectors and Meat and Poultry Inspector Trainees, IFPE)
310.TABLE Q	RC-033 (Meat Inspectors, IFPE) (Repealed)
310.TABLE R	RC-042 (Residual Maintenance Workers, AFSCME)
310.TABLE S	VR-704 (Departments of Corrections, Financial and Professional

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## NOTICE OF ADOPTED AMENDMENTS

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

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

310.TABLE P	Frozen RC-029-Rates-of-Pay (Paraprofessional Investigatory and Law Enforcement Employees, IFPE) (Repealed)
310.TABLE R	Frozen RC-042-Rates-of-Pay (Residual Maintenance Workers, AFSCME) (Repealed)
310.TABLE S	Frozen VR-704-Rates-of-Pay (Departments of Corrections, Financial and Professional Regulation, Juvenile Justice and State Police Supervisors, Laborers' – ISEA Local #2002) (Repealed)
310.TABLE T	Frozen HR-010-Rates-of-Pay (Teachers of Deaf, IFT) (Repealed)
310.TABLE V	Frozen CU-500-Rates-of-Pay (Corrections Meet and Confer Employees) (Repealed)
310.TABLE W	Frozen RC-062-Rates-of-Pay (Technical Employees, AFSCME) (Repealed)
310.TABLE X	Frozen RC-063-Rates-of-Pay (Professional Employees, AFSCME) (Repealed)
310.TABLE Y	Frozen RC-063-Rates-of-Pay (Educators and Educator Trainees, AFSCME) (Repealed)
310.TABLE Z	Frozen RC-063-Rates-of-Pay (Physicians, AFSCME) (Repealed)
310.TABLE AB	Frozen RC-150-Rates-of-Pay (Public Service Administrators Option 6, AFSCME) (Repealed)
310.TABLE AD	Frozen RC-184-Rates-of-Pay (Public Service Administrators Option 8X Department of Natural Resources, SEIU Local 73) (Repealed)
310.TABLE AE	Frozen RC-090-Rates-of-Pay (Internal Security Investigators, Metropolitan Alliance of Police Chapter 294) (Repealed)
310.APPENDIX C	Comparison of Pay Grades or Salary Ranges Assigned to Classifications
310.ILLUSTRATION A	Classification Comparison Flow Chart: Both Classes are Whole
310.ILLUSTRATION B	Classification Comparison Flow Chart: One Class is Whole and One is Divided
310.ILLUSTRATION C	Classification Comparison Flow Chart: Both Classes are Divided
310.APPENDIX D	Merit Compensation System Salary Schedule
310.APPENDIX E	Teaching Salary Schedule (Repealed)
310.APPENDIX F	Physician and Physician Specialist Salary Schedule (Repealed)
310.APPENDIX G	Broad-Band Pay Range Classes Salary Schedule

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

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SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 3230, effective January 24, 1986; preemptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; preemptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; preemptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; preemptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; preemptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; preemptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; preemptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; preemptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; preemptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; preemptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; preemptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; preemptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; preemptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; preemptory

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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amendment at 12 Ill. Reg. 3811, effective January 27, 1988; preemptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; preemptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; preemptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; preemptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; preemptory amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; preemptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; preemptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; preemptory amendment at 13 Ill. Reg. 8970, effective May 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days; emergency amendment expired November 17, 1989; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; corrected at 13 Ill. Reg. 12647; preemptory amendment at 13 Ill. Reg. 12887, effective July 24, 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 Ill. Reg. 19221, effective December 12, 1989; amended at 14 Ill. Reg. 615, effective January 2, 1990; preemptory amendment at 14 Ill. Reg. 1627, effective January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; preemptory amendment at 14 Ill. Reg. 7652, effective May 7, 1990; amended at 14 Ill. Reg. 10002, effective June 11, 1990; emergency amendment at 14 Ill. Reg. 11330, effective June 29, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14361, effective August 24, 1990; emergency amendment at 14 Ill. Reg. 15570, effective September 11, 1990, for a maximum of 150 days; emergency amendment expired February 8, 1991; corrected at 14 Ill. Reg. 16092; preemptory amendment at 14 Ill. Reg. 17098, effective September 26, 1990; amended at 14 Ill. Reg. 17189, effective October 2, 1990; amended at 14 Ill. Reg. 17189, effective October 19, 1990; amended at 14 Ill. Reg. 18719, effective November 13, 1990; preemptory amendment at 14 Ill. Reg. 18854, effective November 13, 1990; preemptory amendment at 15 Ill. Reg. 663, effective January 7, 1991; amended at 15 Ill. Reg. 3296, effective February 14, 1991; amended at 15 Ill. Reg. 4401, effective March 11, 1991; preemptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; preemptory amendment at 15 Ill. Reg. 5465, effective April 2, 1991; emergency amendment at 15 Ill. Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 11080, effective July 19, 1991; amended at 15 Ill. Reg. 13080, effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; preemptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; preemptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992; emergency amendment at 16 Ill. Reg. 8239,

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effective May 19, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 8382, effective May 26, 1992; emergency amendment at 16 Ill. Reg. 13950, effective August 19, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14452, effective September 4, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 238, effective December 23, 1992; preemptory amendment at 17 Ill. Reg. 498, effective December 18, 1992; amended at 17 Ill. Reg. 590, effective January 4, 1993; amended at 17 Ill. Reg. 1819, effective February 2, 1993; amended at 17 Ill. Reg. 6441, effective April 8, 1993; emergency amendment at 17 Ill. Reg. 12900, effective July 22, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 13409, effective July 29, 1993; emergency amendment at 17 Ill. Reg. 13789, effective August 9, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 19103, effective October 25, 1993; emergency amendment at 17 Ill. Reg. 21858, effective December 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 22514, effective December 15, 1993; amended at 18 Ill. Reg. 227, effective December 17, 1993; amended at 18 Ill. Reg. 1107, effective January 18, 1994; amended at 18 Ill. Reg. 5146, effective March 21, 1994; preemptory amendment at 18 Ill. Reg. 9562, effective June 13, 1994; emergency amendment at 18 Ill. Reg. 11299, effective July 1, 1994, for a maximum of 150 days; preemptory amendment at 18 Ill. Reg. 13476, effective August 17, 1994; emergency amendment at 18 Ill. Reg. 14417, effective September 9, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 16545, effective October 31, 1994; preemptory amendment at 18 Ill. Reg. 16708, effective October 28, 1994; amended at 18 Ill. Reg. 17191, effective November 21, 1994; amended at 19 Ill. Reg. 1024, effective January 24, 1995; preemptory amendment at 19 Ill. Reg. 2481, effective February 17, 1995; preemptory amendment at 19 Ill. Reg. 3073, effective February 17, 1995; amended at 19 Ill. Reg. 3456, effective March 7, 1995; preemptory amendment at 19 Ill. Reg. 5145, effective March 14, 1995; amended at 19 Ill. Reg. 6452, effective May 2, 1995; preemptory amendment at 19 Ill. Reg. 6688, effective May 1, 1995; amended at 19 Ill. Reg. 7841, effective June 1, 1995; amended at 19 Ill. Reg. 8156, effective June 12, 1995; amended at 19 Ill. Reg. 9096, effective June 27, 1995; emergency amendment at 19 Ill. Reg. 11954, effective August 1, 1995, for a maximum of 150 days; preemptory amendment at 19 Ill. Reg. 13979, effective September 19, 1995; preemptory amendment at 19 Ill. Reg. 15103, effective October 12, 1995; amended at 19 Ill. Reg. 16160, effective November 28, 1995; amended at 20 Ill. Reg. 308, effective December 22, 1995; emergency amendment at 20 Ill. Reg. 4060, effective February 27, 1996, for a maximum of 150 days; preemptory amendment at 20 Ill. Reg. 6334, effective April 22, 1996; preemptory amendment at 20 Ill. Reg. 7434, effective May 14, 1996; amended at 20 Ill. Reg. 8301, effective June 11, 1996; amended at 20 Ill. Reg. 8657, effective June 20, 1996; amended at 20 Ill. Reg. 9006, effective June 26, 1996; amended at 20 Ill. Reg. 9925, effective July 10, 1996; emergency amendment at 20 Ill. Reg. 10213, effective July 15, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 10841, effective August 5, 1996; preemptory amendment at 20 Ill. Reg. 13408, effective September 24, 1996; amended at 20 Ill. Reg. 15018, effective November 7, 1996; preemptory amendment at 20

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Ill. Reg. 15092, effective November 7, 1996; emergency amendment at 21 Ill. Reg. 1023, effective January 6, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 1629, effective January 22, 1997; amended at 21 Ill. Reg. 5144, effective April 15, 1997; amended at 21 Ill. Reg. 6444, effective May 15, 1997; amended at 21 Ill. Reg. 7118, effective June 3, 1997; emergency amendment at 21 Ill. Reg. 10061, effective July 21, 1997, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 12859, effective September 8, 1997, for a maximum of 150 days; preemptory amendment at 21 Ill. Reg. 14267, effective October 14, 1997; preemptory amendment at 21 Ill. Reg. 14589, effective October 15, 1997; preemptory amendment at 21 Ill. Reg. 15030, effective November 10, 1997; amended at 21 Ill. Reg. 16344, effective December 9, 1997; preemptory amendment at 21 Ill. Reg. 16465, effective December 4, 1997; preemptory amendment at 21 Ill. Reg. 17167, effective December 9, 1997; preemptory amendment at 22 Ill. Reg. 1593, effective December 22, 1997; amended at 22 Ill. Reg. 2580, effective January 14, 1998; preemptory amendment at 22 Ill. Reg. 4326, effective February 13, 1998; preemptory amendment at 22 Ill. Reg. 5108, effective February 26, 1998; preemptory amendment at 22 Ill. Reg. 5749, effective March 3, 1998; amended at 22 Ill. Reg. 6204, effective March 12, 1998; preemptory amendment at 22 Ill. Reg. 7053, effective April 1, 1998; preemptory amendment at 22 Ill. Reg. 7320, effective April 10, 1998; preemptory amendment at 22 Ill. Reg. 7692, effective April 20, 1998; emergency amendment at 22 Ill. Reg. 12607, effective July 2, 1998, for a maximum of 150 days; preemptory amendment at 22 Ill. Reg. 15489, effective August 7, 1998; amended at 22 Ill. Reg. 16158, effective August 31, 1998; preemptory amendment at 22 Ill. Reg. 19105, effective September 30, 1998; preemptory amendment at 22 Ill. Reg. 19943, effective October 27, 1998; preemptory amendment at 22 Ill. Reg. 20406, effective November 5, 1998; amended at 22 Ill. Reg. 20581, effective November 16, 1998; amended at 23 Ill. Reg. 664, effective January 1, 1999; preemptory amendment at 23 Ill. Reg. 730, effective December 29, 1998; emergency amendment at 23 Ill. Reg. 6533, effective May 10, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 7065, effective June 3, 1999; emergency amendment at 23 Ill. Reg. 8169, effective July 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 11020, effective August 26, 1999; amended at 23 Ill. Reg. 12429, effective September 21, 1999; preemptory amendment at 23 Ill. Reg. 12493, effective September 23, 1999; amended at 23 Ill. Reg. 12604, effective September 24, 1999; amended at 23 Ill. Reg. 13053, effective September 27, 1999; preemptory amendment at 23 Ill. Reg. 13132, effective October 1, 1999; amended at 23 Ill. Reg. 13570, effective October 26, 1999; amended at 23 Ill. Reg. 14020, effective November 15, 1999; amended at 24 Ill. Reg. 1025, effective January 7, 2000; preemptory amendment at 24 Ill. Reg. 3399, effective February 3, 2000; amended at 24 Ill. Reg. 3537, effective February 18, 2000; amended at 24 Ill. Reg. 6874, effective April 21, 2000; amended at 24 Ill. Reg. 7956, effective May 23, 2000; emergency amendment at 24 Ill. Reg. 10328, effective July 1, 2000, for a maximum of 150 days; emergency expired November 27, 2000; preemptory amendment at 24 Ill. Reg. 10767, effective July 3, 2000; amended at 24 Ill. Reg. 13384, effective August 17, 2000; preemptory amendment at 24 Ill. Reg. 14460, effective September 14, 2000;

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peremptory amendment at 24 Ill. Reg. 16700, effective October 30, 2000; peremptory amendment at 24 Ill. Reg. 17600, effective November 16, 2000; amended at 24 Ill. Reg. 18058, effective December 4, 2000; peremptory amendment at 24 Ill. Reg. 18444, effective December 1, 2000; amended at 25 Ill. Reg. 811, effective January 4, 2001; amended at 25 Ill. Reg. 2389, effective January 22, 2001; amended at 25 Ill. Reg. 4552, effective March 14, 2001; peremptory amendment at 25 Ill. Reg. 5067, effective March 21, 2001; amended at 25 Ill. Reg. 5618, effective April 4, 2001; amended at 25 Ill. Reg. 6655, effective May 11, 2001; amended at 25 Ill. Reg. 7151, effective May 25, 2001; peremptory amendment at 25 Ill. Reg. 8009, effective June 14, 2001; emergency amendment at 25 Ill. Reg. 9336, effective July 3, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 9846, effective July 23, 2001; amended at 25 Ill. Reg. 12087, effective September 6, 2001; amended at 25 Ill. Reg. 15560, effective November 20, 2001; peremptory amendment at 25 Ill. Reg. 15671, effective November 15, 2001; amended at 25 Ill. Reg. 15974, effective November 28, 2001; emergency amendment at 26 Ill. Reg. 223, effective December 21, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. 1143, effective January 17, 2002; amended at 26 Ill. Reg. 4127, effective March 5, 2002; peremptory amendment at 26 Ill. Reg. 4963, effective March 15, 2002; amended at 26 Ill. Reg. 6235, effective April 16, 2002; emergency amendment at 26 Ill. Reg. 7314, effective April 29, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 10425, effective July 1, 2002; emergency amendment at 26 Ill. Reg. 10952, effective July 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 13934, effective September 10, 2002; amended at 26 Ill. Reg. 14965, effective October 7, 2002; emergency amendment at 26 Ill. Reg. 16583, effective October 24, 2002, for a maximum of 150 days; emergency expired March 22, 2003; peremptory amendment at 26 Ill. Reg. 17280, effective November 18, 2002; amended at 26 Ill. Reg. 17374, effective November 25, 2002; amended at 26 Ill. Reg. 17987, effective December 9, 2002; amended at 27 Ill. Reg. 3261, effective February 11, 2003; expedited correction at 28 Ill. Reg. 6151, effective February 11, 2003; amended at 27 Ill. Reg. 8855, effective May 15, 2003; amended at 27 Ill. Reg. 9114, effective May 27, 2003; emergency amendment at 27 Ill. Reg. 10442, effective July 1, 2003, for a maximum of 150 days; emergency expired November 27, 2003; peremptory amendment at 27 Ill. Reg. 17433, effective November 7, 2003; amended at 27 Ill. Reg. 18560, effective December 1, 2003; peremptory amendment at 28 Ill. Reg. 1441, effective January 9, 2004; amended at 28 Ill. Reg. 2684, effective January 22, 2004; amended at 28 Ill. Reg. 6879, effective April 30, 2004; peremptory amendment at 28 Ill. Reg. 7323, effective May 10, 2004; amended at 28 Ill. Reg. 8842, effective June 11, 2004; peremptory amendment at 28 Ill. Reg. 9717, effective June 28, 2004; amended at 28 Ill. Reg. 12585, effective August 27, 2004; peremptory amendment at 28 Ill. Reg. 13011, effective September 8, 2004; peremptory amendment at 28 Ill. Reg. 13247, effective September 20, 2004; peremptory amendment at 28 Ill. Reg. 13656, effective September 27, 2004; emergency amendment at 28 Ill. Reg. 14174, effective October 15, 2004, for a maximum of 150 days; emergency expired March 13, 2005; peremptory amendment at 28 Ill. Reg. 14689, effective October 22, 2004; peremptory amendment at 28 Ill. Reg. 15336, effective

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November 15, 2004; preemptory amendment at 28 Ill. Reg. 16513, effective December 9, 2004; preemptory amendment at 29 Ill. Reg. 726, effective December 15, 2004; amended at 29 Ill. Reg. 1166, effective January 7, 2005; preemptory amendment at 29 Ill. Reg. 1385, effective January 4, 2005; preemptory amendment at 29 Ill. Reg. 1559, effective January 11, 2005; preemptory amendment at 29 Ill. Reg. 2050, effective January 19, 2005; preemptory amendment at 29 Ill. Reg. 4125, effective February 23, 2005; amended at 29 Ill. Reg. 5375, effective April 4, 2005; preemptory amendment at 29 Ill. Reg. 6105, effective April 14, 2005; preemptory amendment at 29 Ill. Reg. 7217, effective May 6, 2005; preemptory amendment at 29 Ill. Reg. 7840, effective May 10, 2005; amended at 29 Ill. Reg. 8110, effective May 23, 2005; preemptory amendment at 29 Ill. Reg. 8214, effective May 23, 2005; preemptory amendment at 29 Ill. Reg. 8418, effective June 1, 2005; amended at 29 Ill. Reg. 9319, effective July 1, 2005; preemptory amendment at 29 Ill. Reg. 12076, effective July 15, 2005; preemptory amendment at 29 Ill. Reg. 13265, effective August 11, 2005; amended at 29 Ill. Reg. 13540, effective August 22, 2005; preemptory amendment at 29 Ill. Reg. 14098, effective September 2, 2005; amended at 29 Ill. Reg. 14166, effective September 9, 2005; amended at 29 Ill. Reg. 19551, effective November 21, 2005; emergency amendment at 29 Ill. Reg. 20554, effective December 2, 2005, for a maximum of 150 days; preemptory amendment at 29 Ill. Reg. 20693, effective December 12, 2005; preemptory amendment at 30 Ill. Reg. 623, effective December 28, 2005; preemptory amendment at 30 Ill. Reg. 1382, effective January 13, 2006; amended at 30 Ill. Reg. 2289, effective February 6, 2006; preemptory amendment at 30 Ill. Reg. 4157, effective February 22, 2006; preemptory amendment at 30 Ill. Reg. 5687, effective March 7, 2006; preemptory amendment at 30 Ill. Reg. 6409, effective March 30, 2006; amended at 30 Ill. Reg. 7857, effective April 17, 2006; amended at 30 Ill. Reg. 9438, effective May 15, 2006; preemptory amendment at 30 Ill. Reg. 10153, effective May 18, 2006; preemptory amendment at 30 Ill. Reg. 10508, effective June 1, 2006; amended at 30 Ill. Reg. 11336, effective July 1, 2006; emergency amendment at 30 Ill. Reg. 12340, effective July 1, 2006, for a maximum of 150 days; preemptory amendment at 30 Ill. Reg. 12418, effective July 1, 2006; amended at 30 Ill. Reg. 12761, effective July 17, 2006; preemptory amendment at 30 Ill. Reg. 13547, effective August 1, 2006; preemptory amendment at 30 Ill. Reg. 15059, effective September 5, 2006; preemptory amendment at 30 Ill. Reg. 16439, effective September 27, 2006; emergency amendment at 30 Ill. Reg. 16626, effective October 3, 2006, for a maximum of 150 days; preemptory amendment at 30 Ill. Reg. 17603, effective October 20, 2006; amended at 30 Ill. Reg. 18610, effective November 20, 2006; preemptory amendment at 30 Ill. Reg. 18823, effective November 21, 2006; preemptory amendment at 31 Ill. Reg. 230, effective December 20, 2006; emergency amendment at 31 Ill. Reg. 1483, effective January 1, 2007, for a maximum of 150 days; preemptory amendment at 31 Ill. Reg. 2485, effective January 17, 2007; preemptory amendment at 31 Ill. Reg. 4445, effective February 28, 2007; amended at 31 Ill. Reg. 4982, effective March 15, 2007; preemptory amendment at 31 Ill. Reg. 7338, effective May 3, 2007; amended at 31 Ill. Reg. 8901, effective July 1, 2007; emergency amendment at 31 Ill. Reg. 10056, effective July 1, 2007, for a maximum of 150 days;

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peremptory amendment at 31 Ill. Reg. 10496, effective July 6, 2007; peremptory amendment at 31 Ill. Reg. 12335, effective August 9, 2007; emergency amendment at 31 Ill. Reg. 12608, effective August 16, 2007, for a maximum of 150 days; emergency amendment at 31 Ill. Reg. 13220, effective August 30, 2007, for a maximum of 150 days; peremptory amendment at 31 Ill. Reg. 13357, effective August 29, 2007; amended at 31 Ill. Reg. 13981, effective September 21, 2007; peremptory amendment at 31 Ill. Reg. 14331, effective October 1, 2007; amended at 31 Ill. Reg. 16094, effective November 20, 2007; amended at 31 Ill. Reg. 16792, effective December 13, 2007; peremptory amendment at 32 Ill. Reg. 598, effective December 27, 2007; amended at 32 Ill. Reg. 1082, effective January 11, 2008; peremptory amendment at 32 Ill. Reg. 3095, effective February 13, 2008; peremptory amendment at 32 Ill. Reg. 6097, effective March 25, 2008; peremptory amendment at 32 Ill. Reg. 7154, effective April 17, 2008; expedited correction at 32 Ill. Reg. 9747, effective April 17, 2008; peremptory amendment at 32 Ill. Reg. 9360, effective June 13, 2008; amended at 32 Ill. Reg. 9881, effective July 1, 2008; peremptory amendment at 32 Ill. Reg. 12065, effective July 9, 2008; peremptory amendment at 32 Ill. Reg. 13861, effective August 8, 2008; peremptory amendment at 32 Ill. Reg. 16591, effective September 24, 2008; peremptory amendment at 32 Ill. Reg. 16872, effective October 3, 2008; peremptory amendment at 32 Ill. Reg. 18324, effective November 14, 2008; peremptory amendment at 33 Ill. Reg. 98, effective December 19, 2008; amended at 33 Ill. Reg. 2148, effective January 26, 2009; peremptory amendment at 33 Ill. Reg. 3530, effective February 6, 2009; peremptory amendment at 33 Ill. Reg. 4202, effective February 26, 2009; peremptory amendment at 33 Ill. Reg. 5501, effective March 25, 2009; peremptory amendment at 33 Ill. Reg. 6354, effective April 15, 2009; peremptory amendment at 33 Ill. Reg. 6724, effective May 1, 2009; peremptory amendment at 33 Ill. Reg. 9138, effective June 12, 2009; emergency amendment at 33 Ill. Reg. 9432, effective July 1, 2009, for a maximum of 150 days; amended at 33 Ill. Reg. 10211, effective July 1, 2009; peremptory amendment at 33 Ill. Reg. 10823, effective July 2, 2009; peremptory amendment at 33 Ill. Reg. 11082, effective July 10, 2009; peremptory amendment at 33 Ill. Reg. 11698, effective July 23, 2009; peremptory amendment at 33 Ill. Reg. 11895, effective July 31, 2009; peremptory amendment at 33 Ill. Reg. 12872, effective September 3, 2009; amended at 33 Ill. Reg. 14944, effective October 26, 2009; peremptory amendment at 33 Ill. Reg. 16598, effective November 13, 2009; peremptory amendment at 34 Ill. Reg. 305, effective December 18, 2009; emergency amendment at 34 Ill. Reg. 957, effective January 1, 2010, for a maximum of 150 days; peremptory amendment at 34 Ill. Reg. 1425, effective January 5, 2010; peremptory amendment at 34 Ill. Reg. 3684, effective March 5, 2010; peremptory amendment at 34 Ill. Reg. 5776, effective April 2, 2010; peremptory amendment at 34 Ill. Reg. 6214, effective April 16, 2010; amended at 34 Ill. Reg. 6583, effective April 30, 2010; peremptory amendment at 34 Ill. Reg. 7528, effective May 14, 2010; amended at 34 Ill. Reg. 7645, effective May 24, 2010; peremptory amendment at 34 Ill. Reg. 7947, effective May 26, 2010; peremptory amendment at 34 Ill. Reg. 8633, effective June 18, 2010; amended at 34 Ill. Reg. 9759, effective July 1, 2010; peremptory amendment at 34 Ill. Reg. 10536, effective

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July 9, 2010; preemptory amendment at 34 Ill. Reg. 11864, effective July 30, 2010; emergency amendment at 34 Ill. Reg. 12240, effective August 9, 2010, for a maximum of 150 days; preemptory amendment at 34 Ill. Reg. 13204, effective August 26, 2010; preemptory amendment at 34 Ill. Reg. 13657, effective September 8, 2010; preemptory amendment at 34 Ill. Reg. 15897, effective September 30, 2010; preemptory amendment at 34 Ill. Reg. 18912, effective November 15, 2010; preemptory amendment at 34 Ill. Reg. 19582, effective December 3, 2010; amended at 35 Ill. Reg. 765, effective December 30, 2010; emergency amendment at 35 Ill. Reg. 1092, effective January 1, 2011, for a maximum of 150 days; preemptory amendment at 35 Ill. Reg. 2465, effective January 19, 2011; preemptory amendment at 35 Ill. Reg. 3577, effective February 10, 2011; emergency amendment at 35 Ill. Reg. 4412, effective February 23, 2011, for a maximum of 150 days; preemptory amendment at 35 Ill. Reg. 4803, effective March 11, 2011; emergency amendment at 35 Ill. Reg. 5633, effective March 15, 2011, for a maximum of 150 days; preemptory amendment at 35 Ill. Reg. 5677, effective March 18, 2011; amended at 35 Ill. Reg. 8419, effective May 23, 2011; amended at 35 Ill. Reg. 11245, effective June 28, 2011; emergency amendment at 35 Ill. Reg. 11657, effective July 1, 2011, for a maximum of 150 days; emergency expired November 27, 2011; preemptory amendment at 35 Ill. Reg. 12119, effective June 29, 2011; preemptory amendment at 35 Ill. Reg. 13966, effective July 29, 2011; preemptory amendment at 35 Ill. Reg. 15178, effective August 29, 2011; emergency amendment at 35 Ill. Reg. 15605, effective September 16, 2011, for a maximum of 150 days; preemptory amendment at 35 Ill. Reg. 15640, effective September 15, 2011; preemptory amendment at 35 Ill. Reg. 19707, effective November 23, 2011; amended at 35 Ill. Reg. 20144, effective December 6, 2011; amended at 36 Ill. Reg. 153, effective December 22, 2011; preemptory amendment at 36 Ill. Reg. 564, effective December 29, 2011; preemptory amendment at 36 Ill. Reg. 3957, effective February 24, 2012; preemptory amendment at 36 Ill. Reg. 4158, effective March 5, 2012; preemptory amendment at 36 Ill. Reg. 4437, effective March 9, 2012; amended at 36 Ill. Reg. 4707, effective March 19, 2012; amended at 36 Ill. Reg. 8460, effective May 24, 2012; preemptory amendment at 36 Ill. Reg. 10518, effective June 27, 2012; emergency amendment at 36 Ill. Reg. 11222, effective July 1, 2012, for a maximum of 150 days; preemptory amendment at 36 Ill. Reg. 13680, effective August 15, 2012; preemptory amendment at 36 Ill. Reg. 13973, effective August 22, 2012; preemptory amendment at 36 Ill. Reg. 15498, effective October 16, 2012; amended at 36 Ill. Reg. 16213, effective November 1, 2012; preemptory amendment at 36 Ill. Reg. 17138, effective November 20, 2012; preemptory amendment at 37 Ill. Reg. 3408, effective March 7, 2013; amended at 37 Ill. Reg. 4750, effective April 1, 2013; preemptory amendment at 37 Ill. Reg. 5925, effective April 18, 2013; preemptory amendment at 37 Ill. Reg. 9563, effective June 19, 2013; amended at 37 Ill. Reg. 9939, effective July 1, 2013; emergency amendment at 37 Ill. Reg. 11395, effective July 1, 2013, for a maximum of 150 days; preemptory amendment at 37 Ill. Reg. 11524, effective July 3, 2013; preemptory amendment at 37 Ill. Reg. 12588, effective July 19, 2013; preemptory amendment at 37 Ill. Reg. 13762, effective August 8, 2013; preemptory amendment at 37 Ill. Reg. 14219, effective August 23,

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2013; amended at 37 Ill. Reg. 16925, effective October 8, 2013; preemptory amendment at 37 Ill. Reg. 17164, effective October 18, 2013; preemptory amendment at 37 Ill. Reg. 20410, effective December 6, 2013; preemptory amendment at 38 Ill. Reg. 2974, effective January 9, 2014; amended at 38 Ill. Reg. 5250, effective February 4, 2014; preemptory amendment at 38 Ill. Reg. 6725, effective March 6, 2014; emergency amendment at 38 Ill. Reg. 9080, effective April 11, 2014, for a maximum of 150 days; preemptory amendment at 38 Ill. Reg. 9136, effective April 11, 2014; amended at 38 Ill. Reg. 9207, effective April 21, 2014; preemptory amendment at 38 Ill. Reg. 13416, effective June 11, 2014; amended at 38 Ill. Reg. 14818, effective July 1, 2014; preemptory amendment at 38 Ill. Reg. 15739, effective July 2, 2014; preemptory amendment at 38 Ill. Reg. 17481, effective July 29, 2014; amended at 38 Ill. Reg. 17556, effective August 6, 2014; preemptory amendment at 38 Ill. Reg. 18791, effective August 26, 2014; preemptory amendment at 38 Ill. Reg. 19806, effective September 26, 2014; amended at 38 Ill. Reg. 20695, effective October 14, 2014; amended at 38 Ill. Reg. 24005, effective December 9, 2014; preemptory amendment at 39 Ill. Reg. 728, effective December 23, 2014; emergency amendment at 39 Ill. Reg. 708, effective December 26, 2014, for a maximum of 150 days; preemptory amendment at 39 Ill. Reg. 6964, effective April 29, 2015; amended at 39 Ill. Reg. 7878, effective May 22, 2015; amended at 39 Ill. Reg. 11220, effective July 28, 2015; preemptory amendment at 39 Ill. Reg. 12004, effective August 13, 2015; preemptory amendment at 39 Ill. Reg. 15807, effective November 25, 2015; amended at 40 Ill. Reg. 5893, effective March 28, 2016; preemptory amendment at 40 Ill. Reg. 8462, effective June 1, 2016; preemptory amendment at 40 Ill. Reg. 9658, effective June 30, 2016; amended at 40 Ill. Reg. 9356, effective July 1, 2016; preemptory amendment at 40 Ill. Reg. 11207, effective August 5, 2016; preemptory amendment at 41 Ill. Reg. 1210, effective January 19, 2017; amended at 41 Ill. Reg. 1695, effective January 25, 2017; preemptory amendment at 41 Ill. Reg. 2078, effective February 2, 2017; amended at 41 Ill. Reg. 3191, effective March 6, 2017; amended at 41 Ill. Reg. 4615, effective April 24, 2017; preemptory amendment at 41 Ill. Reg. 5822, effective May 15, 2017; preemptory amendment at 41 Ill. Reg. 6695, effective May 24, 2017; preemptory amendment at 41 Ill. Reg. 7227, effective June 9, 2017; amended at 41 Ill. Reg. 8314, effective July 1, 2017.

## SUBPART A: NARRATIVE

**Section 310.47 In-Hire Rate**

- a) Use – No employee in a position in which the position and/or the employee meet the criteria of an in-hire rate receives less than the in-hire rate. The in-hire rate is used when a candidate only meets the minimum requirements of the class specification upon entry to State service (Section 310.100(b)(1), 310.490(b)(1) or 310.495(b)(1)), when an employee moves to a vacant position (Section 310.45) or when an MS salary range is assigned to a Trainee Program (Section 310.415(b)).

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- b) Request – An agency head may request in writing that the Director of Central Management Services approve or negotiate an in-hire rate. The in-hire rate is a Step or dollar amount depending on whether the classification title is assigned to a negotiated full scale rate, negotiated pay grade, merit compensation salary range or broad-band salary range. The in-hire rate may be for the classification title or limited within the classification title to the agency, facilities, counties or other criteria. The supporting justifications for the requested in-hire rate and the limitations are included in the agency request. An effective date may be included in the request.
- c) Review – The Director of Central Management Services shall review the supporting justifications, the turnover rate, the length of vacancies, the currently filled positions for the classification title, and the market starting rates for similar classes, and consult with other agencies using the classification title. Other factors may be included in the review and negotiation of negotiated in-hire rates.
- d) Approval or Negotiated –
  - 1) Approval – The Director of Central Management Services indicates in writing the approved in-hire rate and effective date, which is either the date requested by the agency or the beginning of the next pay period after the approval.
  - 2) Negotiated – The Director of Central Management Services and the bargaining unit representative indicate in writing the in-hire rates and effective date, which is either the date indicated in the agreement, the date of the agreement's signature or the beginning of the next pay period after the signatures are secured on the agreement.
- e) Implementation – In the classification title or within the limitations of the classification title and when the in-hire rate is above the normal minimum of the assigned salary range or pay grade, an employee paid below the in-hire rate receives the in-hire rate on the approved effective date. The in-hire rate remains in effect for any employee entering the title or the limits within the title until the title is abolished or an agency request to rescind the in-hire rate is approved by the Director of Central Management Services or negotiated by the Director of Central Management Services and the bargaining unit representative.

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## f) Approved or Negotiated In-Hire Rates –

## 1) Assigned to a Classification –

## A) Approved and Assigned to a Pay Grade or Salary Range –

Title	Pay Grade or Salary Range	Effective Date	In-Hire Rate
Commerce Commission Police Officer Trainee	MS-10	January 1, 2008	\$2,943
Correctional Officer	RC-006-09	January 1, 2008	Step 1
Correctional Officer Trainee	RC-006-05	January 1, 2008	Step 1
Environmental Engineer I	RC-063-15	January 1, 2008	Step 2
Environmental Protection Engineer I	RC-063-15	January 1, 2008	Step 5
Environmental Protection Engineer II	RC-063-17	January 1, 2008	Step 4
Internal Auditor Trainee	MS-09	January 1, 2008	\$2,854

B) Negotiated and Assigned to a Full Scale Rate – The rates are located in Appendix A Table D for bargaining unit HR-001, in Appendix A Table E for bargaining unit RC-020, in Appendix A Table F for RC-019 and in Appendix A Table G for bargaining unit RC-045.

Title	Bargaining Unit	Effective Date	In-Hire Rate
Auto & Body Repairer	RC-045	July 1, 2013	75%
Automotive Attendant I	RC-045	July 1, 2013	75%
Automotive Attendant II	RC-045	July 1, 2013	75%
Automotive Mechanic	RC-045	July 1, 2013	75%
Automotive Parts Warehouse Specialist	RC-045	July 1, 2013	75%

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Automotive Parts Warehouse	RC-045	July 1, 2013	75%
Bridge Mechanic	RC-019	July 8, 2013	75%
Bridge Mechanic	RC-020	June 26, 2013	75%
Bridge Tender	RC-019	July 8, 2013	75%
Bridge Tender	RC-020	June 26, 2013	75%
Building Services Worker	HR-001	July 24, 2013	75%
Deck Hand	RC-019	July 8, 2013	75%
Elevator Operator	HR-001	July 24, 2013	75%
Ferry Operator I	RC-019	July 8, 2013	75%
Ferry Operator II	RC-019	July 8, 2013	75%
Grounds Supervisor	HR-001	July 24, 2013	75%
Heavy Construction Equipment Operator	HR-001	July 24, 2013	75%
Heavy Construction Equipment Operator	RC-020	June 26, 2013	75%
Highway Maintainer	HR-001	November 1, 2009	75%
Highway Maintainer	RC-019	July 8, 2013	75%
Highway Maintainer	RC-020	June 26, 2013	75%
Highway Maintenance Lead Worker	HR-001	July 24, 2013	75%
Highway Maintenance Lead Worker	RC-019	July 8, 2013	75%
Highway Maintenance Lead Worker	RC-020	June 26, 2013	75%
Highway Maintenance Lead Worker (Lead Lead Worker)	RC-019	July 8, 2013	75%
Highway Maintenance Lead Worker (Lead Lead Worker)	RC-020	June 26, 2013	75%
Janitor I (Including Office of Administration)	RC-019	July 8, 2013	75%
Janitor II (Including Office of Administration)	RC-019	July 8, 2013	75%
Labor Maintenance Lead Worker	RC-019	July 8, 2013	75%

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Labor Maintenance Lead Worker	RC-020	June 26, 2013	75%
Laborer (Maintenance)	HR-001	July 24, 2013	75%
Laborer (Maintenance)	RC-019	July 8, 2013	75%
Laborer (Maintenance)	RC-020	June 26, 2013	75%
Maintenance Equipment Operator	HR-001	July 24, 2013	75%
Maintenance Equipment Operator	RC-019	July 8, 2013	75%
Maintenance Equipment Operator	RC-020	June 26, 2013	75%
Maintenance Worker	HR-001	July 24, 2013	75%
Maintenance Worker	RC-019	July 8, 2013	75%
Maintenance Worker	RC-020	June 26, 2013	75%
Power Shovel Operator (Maintenance)	HR-001	July 24, 2013	75%
Power Shovel Operator (Maintenance)	RC-019	July 8, 2013	75%
Power Shovel Operator (Maintenance)	RC-020	June 26, 2013	75%
Security Guard I	RC-019	July 8, 2013	75%
Security Guard II	RC-019	July 8, 2013	75%
Silk Screen Operator	RC-019	July 8, 2013	75%
Silk Screen Operator	RC-020	June 26, 2013	75%
Small Engine Mechanic	RC-045	July 1, 2013	75%
Storekeeper I*	RC-045	July 1, 2013	75%
Storekeeper II*	RC-045	July 1, 2013	75%

\*Storekeeper I & Storekeeper II serving as Automotive Parts Warehouse in Cook County.

- 2) Based on the Position's Work Location or Employee's Credential or Residency –

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Title	Pay Grade or Salary Range	Location or Residency	Credential	Effective Date	In-Hire Rate
Bridge Tender	MS-18	Department of Transportation	Temporary Employee	January 1, 2017	\$4,696/month
Civil Engineer Trainee	NR-916	None identified	Bachelor's degree in accredited civil engineering program	January 1, 2008	Add to minimum monthly rate \$40/quarter work experience up to 8
Civil Engineer Trainee	NR-916	None identified	Passed Engineering Intern exam	January 1, 2008	Add to minimum monthly rate \$60/month
Civil Engineer Trainee	NR-916	None identified	Job-Related Master's degree	January 1, 2012	Add to minimum monthly rate \$40/month for each year of full-time graduate study as a substitute for job-related experience up to two years
Clerical Trainee	MS-01	Work in City of Chicago	None identified beyond class requirements	July 1, 2016	\$10.50/hour or \$1,713/month

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Conservation/ Historic Preservation Worker	MS-01	Work in City of Chicago	None identified beyond class requirements	July 1, 2016	\$10.50/hour or \$1,713/month
Deck Hand	MS-15	Department of Transportation	Temporary Employee	January 1, 2017	\$4,512/month
Engineering Technician I	NR- 916	None identified	Completed 2 years of college in civil engineering or job related technical/ science curriculum (60 semester /90 quarter hours credit)	January 1, 2012	\$2,845
Engineering Technician I	NR- 916	None identified	Completed 3 years of college in areas other than civil engineering or job related technical/ science curriculum (90 semester /135 quarter hours credit)	January 1, 2012	\$2,730
Engineering Technician I	NR- 916	None identified	Associate Degree from an accredited 2 year civil engineering technology program	January 1, 2012	\$2,975

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Engineering Technician I	NR-916	None identified	Completed 3 years of college courses in civil engineering or job related technical/science curriculum (90 semester /135 quarter hours credit)	January 1, 2012	\$2,975
Engineering Technician I	NR-916	None identified	Completed 4 years of college courses in areas other than civil engineering or job related technical/science curriculum (120 semester /180 quarter hours credit)	January 1, 2012	\$2,845
Engineering Technician I and II	NR-916	None identified	Bachelor of Science Degree from an accredited 4 year program in civil	January 1, 2012	\$3,510

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

			engineering technology, industrial technology, and construction technology			
Ferry Operator I	MS-18	Department of Transportation	Temporary Employee	January 1, 2017	\$4,696/month	
Forensic Scientist Trainee	RC-062-15	None identified	Meets minimum class requirements or completed Forensic Science Residency Program at the U of I-Chicago	January 1, 2008	Step 1	
<u>Highway Maintainer</u>	<u>MS-18</u>	<u>Department of Transportation</u>	<u>None identified beyond class</u>	<u>October 1, 2007</u>	<u>\$20.55/hour or \$3,575/month</u>	
Information Services Intern	RC-063-15	Work outside Cook County	Computer Science degree at 4-year college	January 1, 2008	Step 4	
Information Services Intern	RC-063-15	Work in Cook County	Computer Science degree at 4-year college	January 1, 2008	Step 6	
Information Services Intern	RC-063-15	Work outside Cook County	Computer Science degree at 2-year	January 1, 2008	Step 2	

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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			technical school		
Information Services Intern	RC-063-15	Work in Cook County	Computer Science degree at 2-year technical school	January 1, 2008	Step 4
Information Services Intern	RC-063-15	Work in Cook County	Non-Computer Science degree at 4-year college	January 1, 2008	Step 3
Information Services Specialist I	RC-063-17	Work in Cook County	None identified beyond class requirements	January 1, 2008	Step 2
Juvenile Justice Specialist	RC-006-14	None identified	Master's degree	September 1, 2008	Step 2
Juvenile Justice Specialist Intern	RC-006-11	None identified	Master's degree	September 1, 2008	Step 2
Meat & Poultry Inspector Trainee	RC-029	Work in Regions 1 and 6	None identified beyond class requirements	May 15, 2014	Step 1
Office Occupations Trainee	MS-01	Work in City of Chicago	None identified beyond class requirements	July 1, 2016	\$10.50/hour or \$1,713/month

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Physician Specialist, Option C	RC-063-MD-C	Work in Singer, McFarland, Choate, Chester, Alton, Murray, and Mabley facilities	None identified beyond class requirements	January 1, 2008	Step 5
Physician Specialist, Option D	RC-063-MD-D	Work in Singer, McFarland, Choate, Chester, Alton, Murray, and Mabley facilities	None identified beyond class requirements	January 1, 2008	Step 5
Products & Standards Inspector Trainee	MS-09	Work in Cook, DuPage, Lake, Kane, and Will counties	None identified beyond class requirements	January 1, 2008	\$3,057
Products & Standards Inspector Trainee	MS-09	Work in counties outside Cook, DuPage, Lake, Kane, and Will counties	None identified beyond class requirements	January 1, 2008	\$2,854
Public Service Trainee	MS-01	Work in City of Chicago	None identified beyond class requirements	July 1, 2016	\$10.50/hour or \$1,713/month
Student Intern (includes Governor's Natural Resources Fellowship Program)	MS-01	Work in City of Chicago	None identified beyond class requirements	July 1, 2016	\$10.50/hour or \$1,713/month

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Student Intern (Governor's Natural Resources Fellowship Program)	MS-01	Department of Natural Resources	Bachelor's degree in plant or animal ecology, botany, forestry, wildlife biology, ecology or environmental zoology and enrolled in Master's program	September 16, 2013	\$1,600
<del>Student Worker</del>	<del>MS-01</del>	<del>Work in City of Chicago</del>	<del>None identified beyond class requirements</del>	<del>July 1, 2016</del>	<del>\$10.50/hour or \$1,713/month</del>
Telecommunicator	RC-014- 12	Work in District 2	None identified beyond class requirements	January 1, 2008	Step 2
Telecommunicator Trainee	RC-014- 10	Work in Kane County	None identified beyond class requirements	January 1, 2008	Step 3
Telecommunicator Trainee	RC-014- 10	Work in Cook County	None identified beyond class requirements	January 1, 2008	Step 7

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

### Section 310.50 Definitions

The following definitions of terms are for purposes of clarification only. They affect the

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Schedule of Rates (Subpart B), and Negotiated Rates of Pay (Appendix A). Section 310.500 contains definitions of terms applying specifically to the Merit Compensation System.

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

"Bargaining Representative" – The sole and exclusive labor organization (union, chapter, lodge or association) recognized, as noted in an agreement with the State of Illinois, to negotiate for one or more bargaining units and may include one or more locals.

"Bargaining Unit" – The sole and exclusive labor organization that represents and includes at least one position and its appointed employee as specified in a Certification of Representative, Certification of Clarified Unit or corrected certification issued by the Illinois Labor Relations Board as authorized by Sections 6(c) and 9(d) of the Illinois Public Labor Relations Act [5 ILCS 315].

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

"Bilingual Pay" – The dollar amount per month, or percentage of the employee's monthly base salary, paid in addition to the employee's base salary when the individual position held by the employee has a job description that requires the use of sign language, Braille, or another second language (e.g., Spanish), or that requires the employee to be bilingual.

"Classification" – The classification established by the Department of Central Management Services and approved by the Civil Service Commission based on Section 8a(1) of the Personnel Code [20 ILCS 415] and to which one or more positions are allocated based upon similarity of duties performed, responsibilities assigned and conditions of employment. Classification may be abbreviated to "class" and referred to by its title or title code.

"Class Specification" – The document comprising the title, title code, effective date, distinguishing features of work, illustrative examples of work and desirable requirements.

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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

"Creditable Service" – All service in full or regularly scheduled part-time pay status beginning with the date of initial employment or the effective date of the last salary increase that was at least equivalent to a full step.

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

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

"Divided Class" – The classification established by Section 8a(1) of the Personnel Code [20 ILCS 415], represented by more than one bargaining unit as certified by the Illinois Labor Relations Board. The divided classes effective February 25, 2016 are:

<b>Title</b>	<b>Title Code</b>
Apparel/Dry Goods Specialist III	01233
Bridge Mechanic	05310
Bridge Tender	05320
Civil Engineer I	07601
Civil Engineer II	07602
Civil Engineer III	07603
Clinical Laboratory Associate	08200
Clinical Laboratory Technician I	08215
Clinical Laboratory Technician II	08216
Educator	13100
Educator Aide	13130
Engineering Technician II	13732
Engineering Technician III	13733
Engineering Technician IV	13734
Heavy Construction Equipment Operator	18465
Highway Maintainer	18639
Highway Maintenance Lead Worker	18659

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Housekeeper II	19602
Internal Security Investigator I	21731
Internal Security Investigator II	21732
Labor Maintenance Lead Worker	22809
Laboratory Assistant	22995
Laboratory Associate I	22997
Laboratory Associate II	22998
Laborer (Maintenance)	23080
Licensed Practical Nurse I	23551
Licensed Practical Nurse II	23552
Maintenance Equipment Operator	25020
Maintenance Worker	25500
Pest Control Operator	31810
Power Shovel Operator (Maintenance)	33360
Property and Supply Clerk II	34792
Property and Supply Clerk III	34793
Public Service Administrator	37015
Senior Public Service Administrator	40070
Silk Screen Operator	41020
Social Service Aide Trainee	41285
Storekeeper I	43051
Storekeeper II	43052
Storekeeper III	43053
Stores Clerk	43060

"Entrance Base Salary" – The initial base salary assigned to an employee upon entering State service.

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

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

"In-hire Rate" – An in-hire rate is a minimum rate/step for a class that is above or below the normal minimum of the range or full scale rate, as approved by the Director of Central Management Services after a review of competitive market

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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starting rates for similar classes or as negotiated between the Director of Central Management Services and a bargaining unit.

"Midpoint Salary" – The rate of pay that is the maximum rate and the minimum rate in the salary range added together divided by two and rounded up or down to the nearest whole dollar.

"Option" – The denotation of directly-related education, experience and/or knowledge, skills and abilities required to qualify for the position allocated to the classification. The requirements may meet or exceed the requirements indicated in the class specification. The following options are for the Public Service Administrator classification and have a negotiated pay grade and/or a broad-banded salary range assigned:

- 1 = General Administration/Business/\_Marketing/Labor/Personnel
- 2 = Fiscal Management/Accounting/Budget/Internal  
Audit/Insurance/Financial
- 2B = Financial Regulatory
- 2C = Economist
- 3 = Management Information System/Data Processing/Telecommunications
- 3J = Java Application Developer
- 3N = [NetworkingWide Area Networks](#)
- 4 = Physical Sciences/Environment
- 6 = Health and Human Services
- 6C = Health Statistics
- 6D = Health Promotion/Disease Prevention
- 6E = Laboratory Specialist
- 6F = Infectious Disease
- 6G = Disaster/Emergency Medical Services
- [6H](#) = [Illinois Council on Developmental Disabilities Program Specialist](#)
- 7 = Law Enforcement/Correctional
- 8A = Special License – Architect License
- 8B = Special License – Boiler Inspector License
- 8C = Special License – Certified Public Accountant
- 8D = Special License – Federal Communications Commission  
License/National Association of Business and Educational Radio

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 8E = Special License – Engineer (Professional)
- 8F = Special License – Federal Aviation Administration Medical Certificate/First Class
- 8G = Special License – Clinical Professional Counselor
- 8H = Special License – Environmental Health Practitioner
- 8I = Special License – Professional Land Surveyor License
- 8J = [Food Sanitation Certificate/Licensed Dietician](#)
- 8K = Special License – Licensed Psychologist
- 8L = Special License – Law License
- 8N = Special License – Registered Nurse License
- 8O = Special License – Occupational Therapist License
- 8P = Special License – Pharmacist License
- 8Q = Special License – Religious Ordination by Recognized Commission
- 8R = Special License – Dental Hygienist
- 8S = Special License – Social Worker/Clinical Social Worker
- 8T = Special License – [Professional Educator License and Administrative Endorsement](#)~~Certificate issued by the Illinois State Board of Education~~
- 8U = Special License – Physical Therapist License
- 8V = Special License – Audiologist License
- 8W = Special License – Speech-Language Pathologist License
- 8Y = Special License – Plumbing License
- 8Z = Special License – Special Metrologist Training
- 9A = Special License – Certified Internal Auditor
- 9B = Special License – Certified Information Systems Auditor
- 9C = Special License – Landscape Architect
- 9G = Special License – Registered Professional Geologist License

The following options are for the Senior Public Service Administrator classification and have a negotiated pay grade and/or a broad-banded salary range assigned:

- 1 = General Administration/Business/\_Marketing/Labor/Personnel
- 2 = Fiscal Management/Accounting/Budget/ Internal Audit/Insurance/Financial

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 2A = Revenue Audit Field Manager
- 2B = Financial Regulatory
- [2C](#) = [Economist](#)
- 3 = Management Information System/Data Processing/Telecommunications
- 4 = Physical Sciences/Environment
- 5 = Agriculture/Conservation
- 6 = Health and Human Services
- [6H](#) = [Developmental Disabilities Program Policy](#)
- 7 = Law Enforcement/Correctional
- 8A = Special License – Architect License
- 8B = Special License – Boiler Inspector License
- 8C = Special License – Certified Public Accountant/Certified Internal Auditor/Certified Information Systems Auditor
- 8D = Special License – Dental License
- 8E = Special License – Engineer (Professional)
- 8F = Special License – Clinical Professional Counseling
- 8G = Special License – Geologist License
- 8H = Special License – Environmental Health Practitioner
- 8I = Special License – Illinois Auctioneer License
- 8K = Special License – Licensed Psychologist
- 8L = Special License – Law License (Illinois)
- 8M = Special License – Veterinary Medicine License
- 8N = Special License – Nurse (Registered IL) License
- 8O = Special License – Occupational Therapist License
- 8P = Special License – Pharmacist License
- 8Q = Special License – Nursing Home Administration License
- 8R = Special License – Real Estate Brokers License
- 8S = Special License – Social Worker/Clinical Social Worker
- 8T = Special License – [Professional Educator License and Administrative Endorsement Illinois Teaching Certificate \(Type 75\)/General Administrative Certificate \(Type 61\) issued by the Illinois State Board of Education](#)
- 8U = Special License – Landscape Architect
- 8Z = Special License – Certified Real Estate Appraisal License

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## NOTICE OF ADOPTED AMENDMENTS

Other classification titles contain an option and the option also may denote differences in the distinguishing features of work indicated in the classification specification. The classification titles containing an option are:

Children and Family Service Intern, Option 1  
Children and Family Service Intern, Option 2  
~~Health Services Investigator I, Option A – General~~  
~~Health Services Investigator I, Option B – Controlled Substance Inspector~~  
Health Services Investigator II, Option A – General  
~~Health Services Investigator II, Option B – Controlled Substance Inspector~~  
Health Services Investigator II, Option C – Pharmacy  
~~Health Services Investigator II, Option D – Pharmacy/Controlled Substance Inspector~~  
Juvenile Justice Youth and Family Specialist Option 1  
Juvenile Justice Youth and Family Specialist Option 2  
Medical Administrator I Option C  
Medical Administrator I Option D  
Medical Administrator II Option C  
Medical Administrator II Option D  
Physician Specialist – Option A  
Physician Specialist – Option B  
Physician Specialist – Option C  
Physician Specialist – Option D  
Physician Specialist – Option E  
Research Fellow, Option B

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

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

B = Negotiated regular pension formula rate for the State of Illinois  
E = Educator title AFSCME negotiated 12-month regular pension formula rate for the State of Illinois

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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

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

"Reallocation" – A position action in which gradual changes in a single position's assigned duties and responsibilities accumulate and result in the assignment of the position to another class.

"Reclassification" – A position action that occurs subsequent to approval of a new or revised classification by the Civil Service Commission and results in the assignment of a position or positions to a different class.

"Reevaluation" – The assignment of a different pay grade to a class based upon change in relation to other classes or to the labor market.

"Salary Range" – The dollar value represented by Steps 1c through 8 of a pay

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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grade assigned to a class title.

"Satisfactory Performance Increase" – An upward revision in the base salary from one designated step to the next higher step in the pay grade for that class as a result of having served the required amount of time at the former rate with not less than a satisfactory level of competence. (Satisfactory level of competence shall mean work, the level of which, in the opinion of the agency head, is above that typified by the marginal employee.)

"Transfer" – The assignment of an employee to a vacant position having the same pay grade.

"Whole Class" – The classification established by Section 8a(1) of the Personnel Code [20 ILCS 415], represented by no more than one bargaining unit as certified by the Illinois Labor Relations Board and to which no more than one bargaining unit pay grade is assigned.

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

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

**Section 310.130 Effective Date**

This Pay Plan Narrative (Subpart A), Schedule of Rates (Subpart B), Merit Compensation System (Subpart C), Negotiated Rates of Pay (Appendix A), Merit Compensation System Salary Schedule (Appendix D), and Broad-Band Pay Range Classes Salary Schedule (Appendix G) shall be effective for Fiscal Year ~~2018~~2017.

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

## SUBPART C: MERIT COMPENSATION SYSTEM

**Section 310.410 Jurisdiction**

The Merit Compensation System shall apply to classes of positions, or positions excluded from bargaining unit representation, designated below and Broad-Band classes in Appendix G. In addition, the classes are listed in the ALPHABETIC INDEX OF POSITION TITLES. Also see

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## NOTICE OF ADOPTED AMENDMENTS

Section 310.495 for the application of the Merit Compensation System for those Broad-Band titles listed with their salary ranges in Appendix G.

<b>Title</b>	<b>Title Code</b>	<b>Salary Range</b>
Account Clerk I	00111	MS-03
Account Clerk II	00112	MS-04
Account Technician I	00115	MS-07
Account Technician II	00116	MS-09
Account Technician Trainee	00118	MS-04
Accountant	00130	MS-11
Accountant Advanced	00133	MS-14
Accountant Supervisor	00135	MS-19
Accounting and Fiscal Administration Career Trainee	00140	MS-09
Activity Program Aide I	00151	MS-04
Activity Program Aide II	00152	MS-05
Activity Therapist	00157	MS-12
Activity Therapist Coordinator	00160	MS-16
Activity Therapist Supervisor	00163	MS-23
Actuarial Assistant	00187	MS-14
Actuarial Examiner	00195	MS-14
Actuarial Examiner Trainee	00196	MS-10
Actuarial Senior Examiner	00197	MS-21
Actuary I	00201	MS-23
Actuary II	00202	MS-31
Actuary III	00203	MS-33
Administrative Assistant I	00501	MS-16
Administrative Assistant II	00502	MS-21
Administrative Services Worker Trainee	00600	MS-02
Agricultural Executive	00800	MS-23
Agricultural Land and Water Resources Supervisor	00811	MS-25
Agricultural Market News Assistant	00804	MS-09
<del>Agricultural Marketing Generalist</del>	<del>00805</del>	<del>MS-11</del>
Agricultural Marketing Reporter	00807	MS-19
Agricultural Marketing Representative	00810	MS-19
<del>Agricultural Products Promoter</del>	<del>00815</del>	<del>MS-10</del>
Agriculture Land and Water Resource Specialist I	00831	MS-11
Agriculture Land and Water Resource Specialist II	00832	MS-16
Agriculture Land and Water Resource Specialist III	00833	MS-23
Aircraft Dispatcher	00951	MS-09

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Aircraft Lead Dispatcher	00952	MS-11
Aircraft Pilot I	00955	MS-21
Aircraft Pilot II	00956	MS-28
Aircraft Pilot II – Dual Rating	00957	MS-29
Animal and Animal Products Investigator	01072	MS-11
Animal and Animal Products Investigator Trainee	01075	MS-09
Apiary Inspector	01215	MS-03
Apparel/Dry Goods Specialist I	01231	MS-04
Apparel/Dry Goods Specialist II	01232	MS-05
Apparel/Dry Goods Specialist III	01233	MS-10
Appraisal Specialist I	01251	MS-11
Appraisal Specialist II	01252	MS-14
Appraisal Specialist III	01253	MS-19
Appraisal Specialist Trainee	01255	MS-09
Arbitrator	01401	MS-33
Architect	01440	MS-28
Arson Investigations Trainee	01485	MS-12
Arson Investigator I	01481	MS-15
Arson Investigator II	01482	MS-20
Arts Council Associate	01523	MS-09
Arts Council Program Coordinator	01526	MS-19
Arts Council Program Representative	01527	MS-12
Assignment Coordinator	01530	MS-23
Assistant Automotive Shop Supervisor	01565	MS-11
Assistant Reimbursement Officer	02424	MS-05
Audio Visual Technician I	03501	MS-04
Audio Visual Technician II	03502	MS-06
Auto and Body Repairer	03680	MS-13
Automotive Attendant I	03696	MS-03
Automotive Attendant II	03697	MS-03
Automotive Mechanic	03700	MS-13
Automotive Parts Warehouse Specialist	03734	MS-11
Automotive Parts Warehouse	03730	MS-11
Automotive Shop Supervisor	03749	MS-18
Bank Examiner I	04131	MS-14
Bank Examiner II	04132	MS-21
Bank Examiner III	04133	MS-28
Behavioral Analyst Associate	04355	MS-12
Behavioral Analyst I	04351	MS-16

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Behavioral Analyst II	04352	MS-21
Blasting Expert	04720	MS-27
Blasting Specialist	04725	MS-25
Blasting Supervisor	04730	MS-29
Boat Safety Inspection Supervisor	04850	MS-22
<a href="#">Boiler Safety Audit Specialist</a>	<a href="#">04900</a>	<a href="#">MS-30</a>
Boiler Safety Specialist	04910	MS-26
Breath Alcohol Analysis Technician	05170	MS-15
Bridge Mechanic	05310	MS-17
Bridge Tender	05320	MS-18
Building Construction Inspector I	05541	MS-18
Building Construction Inspector II	05542	MS-20
Building Services Worker	05616	MS-05
Building/Grounds Laborer	05598	MS-08
Building/Grounds Lead I	05601	MS-10
Building/Grounds Lead II	05602	MS-12
Building/Grounds Maintenance Worker	05613	MS-09
Building/Grounds Supervisor	05605	MS-12
Business Administrative Specialist	05810	MS-14
Business Manager	05815	MS-19
Buyer	05900	MS-19
Buyer Assistant	05905	MS-07
Cancer Registrar I	05951	MS-11
Cancer Registrar II	05952	MS-14
Cancer Registrar III	05953	MS-23
Cancer Registrar Assistant Manager	05954	MS-27
Cancer Registrar Manager	05955	MS-31
Canine Specialist	06500	MS-20
Capital Development Board Account Technician	06515	MS-08
Capital Development Board Art In Architecture Technician	06533	MS-09
Capital Development Board Construction Support Analyst	06520	MS-08
Capital Development Board Media Technician	06525	MS-11
Capital Development Board Project Technician	06530	MS-09
Cartographer III	06673	MS-28
Chaplain I	06901	MS-14
Chaplain II	06902	MS-21
Check Issuance Machine Operator	06920	MS-06
Check Issuance Machine Supervisor	06925	MS-08
Chemist I	06941	MS-14

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Chemist II	06942	MS-21
Chemist III	06943	MS-25
Child Development Aide	07184	MS-07
Child Protection Advanced Specialist	07161	MS-21
Child Protection Associate Specialist	07162	MS-14
Child Protection Specialist	07163	MS-19
Child Support Specialist I	07198	MS-14
Child Support Specialist II	07199	MS-16
Child Support Specialist Trainee	07200	MS-09
Child Welfare Administrative Case Reviewer	07190	MS-28
Child Welfare Advanced Specialist	07215	MS-21
Child Welfare Associate Specialist	07216	MS-14
Child Welfare Court Facilitator	07196	MS-28
Child Welfare Nurse Specialist	07197	MS-22
Child Welfare Senior Specialist	07217	MS-28
Child Welfare Specialist	07218	MS-19
Child Welfare Staff Development Coordinator I	07201	MS-16
Child Welfare Staff Development Coordinator II	07202	MS-21
Child Welfare Staff Development Coordinator III	07203	MS-23
Child Welfare Staff Development Coordinator IV	07204	MS-28
Children and Family Service Intern, Option 1	07241	MS-09
Children and Family Service Intern, Option 2	07242	MS-12
Civil Engineer I	07601	MS-22
Civil Engineer II	07602	MS-26
Civil Engineer III	07603	MS-30
Civil Engineer IV	07604	MS-31
Civil Engineer Trainee	07607	MS-16
Clerical Trainee	08050	MS-01
Clinical Laboratory Associate	08200	MS-05
Clinical Laboratory Phlebotomist	08213	MS-04
Clinical Laboratory Technician I	08215	MS-07
Clinical Laboratory Technician II	08216	MS-09
Clinical Laboratory Technologist I	08220	MS-19
Clinical Laboratory Technologist II	08221	MS-21
Clinical Laboratory Technologist Trainee	08229	MS-11
Clinical Pharmacist	08235	MS-32
Clinical Psychologist	08250	MS-29
Clinical Psychology Associate	08255	MS-19
Clinical Services Supervisor	08260	MS-31

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Commerce Commission Police Officer I	08451	MS-18
Commerce Commission Police Officer II	08452	MS-22
Commerce Commission Police Officer Trainee	08455	MS-10
Commerce Commission Police Sergeant	08457	MS-24
Commodities Inspector	08770	MS-08
Communications Dispatcher	08815	MS-06
Communications Equipment Technician I	08831	MS-16
Communications Equipment Technician II	08832	MS-21
Communications Equipment Technician III	08833	MS-23
Communications Systems Specialist	08860	MS-29
Community Management Specialist I	08891	MS-12
Community Management Specialist II	08892	MS-16
Community Management Specialist III	08893	MS-21
Community Planner I	08901	MS-12
Community Planner II	08902	MS-16
Community Planner III	08903	MS-21
Compliance Officer	08919	MS-11
Computer Evidence Recovery Specialist	08980	MS-32
Conservation Education Representative	09300	MS-09
Conservation Grant Administrator I	09311	MS-19
Conservation Grant Administrator II	09312	MS-23
Conservation Grant Administrator III	09313	MS-28
Conservation Police Lieutenant	09339	MS-23
Conservation Police Officer I	09341	MS-18
Conservation Police Officer II	09342	MS-19
Conservation Police Officer Trainee	09345	MS-06
Conservation Police Sergeant	09347	MS-22
Conservation/Historic Preservation Worker	09317	MS-01
Construction Program Assistant	09525	MS-09
Construction Supervisor I	09561	MS-10
Construction Supervisor II	09562	MS-14
Cook I	09601	MS-04
Cook II	09602	MS-07
Correctional Casework Supervisor	09655	MS-25
Correctional Counselor I	09661	MS-12
Correctional Counselor II	09662	MS-16
Correctional Counselor III	09663	MS-21
Correctional Lieutenant	09673	MS-24
Correctional Officer	09675	MS-11

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Correctional Officer Trainee	09676	MS-08
Correctional Sergeant	09717	MS-16
Corrections Apprehension Specialist	09750	MS-21
Corrections Clerk I	09771	MS-11
Corrections Clerk II	09772	MS-13
Corrections Clerk III	09773	MS-18
Corrections Command Center Supervisor	09500	MS-32
Corrections Family Services Coordinator	09600	MS-32
Corrections Food Service Supervisor I	09793	MS-13
Corrections Food Service Supervisor II	09794	MS-18
Corrections Food Service Supervisor III	09795	MS-21
Corrections Grounds Supervisor	09796	MS-16
Corrections Identification Supervisor	09800	MS-24
Corrections Identification Technician	09801	MS-13
Corrections Industries Marketing Representative	09803	MS-16
Corrections Industry Lead Worker	09805	MS-16
Corrections Industry Supervisor	09807	MS-21
Corrections Intelligence Program Unit Manager	09798	MS-31
<del>Corrections Investigations Program Administrator</del>	<del>09799</del>	<del>MS-31</del>
Corrections Laundry Manager I	09808	MS-18
Corrections Laundry Manager II	09809	MS-20
Corrections Law Library Assistant	09819	MS-11
Corrections Leisure Activities Specialist I	09811	MS-12
Corrections Leisure Activities Specialist II	09812	MS-16
Corrections Leisure Activities Specialist III	09813	MS-21
Corrections Leisure Activities Specialist IV	09814	MS-25
Corrections Locksmith	09818	MS-16
Corrections Maintenance Craftsman	09821	MS-16
Corrections Maintenance Supervisor	09822	MS-20
Corrections Maintenance Worker	09823	MS-12
Corrections Medical Technician	09824	MS-12
Corrections Nurse I	09825	MS-20
Corrections Nurse II	09826	MS-25
Corrections Nurse Trainee	09836	MS-16
Corrections Parole Agent	09842	MS-16
Corrections Placement Resources Regional Supervisor	09839	MS-31
Corrections Program Administrator	09849	MS-31
Corrections Psychologist Administrator	09855	MS-32
Corrections Regional Mental Health Services Administrator	09857	MS-32

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Corrections Residence Counselor I	09837	MS-13
Corrections Residence Counselor II	09838	MS-20
Corrections Senior Parole Agent	09844	MS-21
Corrections Supply Supervisor I	09861	MS-13
Corrections Supply Supervisor II	09862	MS-18
Corrections Supply Supervisor III	09863	MS-21
Corrections Training Program Supervisor	09860	MS-32
Corrections Transportation Officer I	09871	MS-13
Corrections Transportation Officer II	09872	MS-20
Corrections Treatment Officer	09864	MS-20
Corrections Treatment Officer Supervisor	09865	MS-27
Corrections Treatment Officer Trainee	09866	MS-13
Corrections Treatment Senior Security Supervisor	09867	MS-31
Corrections Unit Superintendent	09868	MS-32
Corrections Utilities Operator	09875	MS-16
Corrections Vocational Instructor	09879	MS-16
Corrections Vocational School Supervisor	09880	MS-20
Court Reporter	09900	MS-12
Court Reporter Supervisor	09903	MS-26
Crime Scene Investigator	09980	MS-25
Criminal Intelligence Analyst I	10161	MS-19
Criminal Intelligence Analyst II	10162	MS-23
Criminal Intelligence Analyst Specialist	10165	MS-28
Criminal Intelligence Analyst Supervisor	10169	MS-32
Criminal Justice Specialist I	10231	MS-14
Criminal Justice Specialist II	10232	MS-23
Criminal Justice Specialist Trainee	10236	MS-10
Curator Of The Lincoln Collection	10750	MS-14
Data Processing Administrative Specialist	11415	MS-11
Data Processing Assistant	11420	MS-04
Data Processing Operator	11425	MS-03
Data Processing Operator Trainee	11428	MS-02
Data Processing Specialist	11430	MS-09
Data Processing Supervisor I	11435	MS-08
Data Processing Supervisor II	11436	MS-11
Data Processing Supervisor III	11437	MS-19
Data Processing Technician	11440	MS-06
Data Processing Technician Trainee	11443	MS-04
Day Care Licensing Representative I	11471	MS-14

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Day Care Licensing Representative II	11472	MS-19
Deck Hand	11500	MS-15
Dental Assistant	11650	MS-07
Dental Hygienist	11700	MS-11
Dentist I	11751	MS-29
Dentist II	11752	MS-33
Developmental Disabilities Council Program Planner I	12361	MS-09
Developmental Disabilities Council Program Planner II	12362	MS-14
Developmental Disabilities Council Program Planner III	12363	MS-19
Developmental Psychological Services Administrator	12380	MS-32
Dietary Manager I	12501	MS-14
Dietary Manager II	12502	MS-19
Dietitian	12510	MS-12
Disability Appeals Officer	12530	MS-28
Disability Claims Adjudicator I	12537	MS-14
Disability Claims Adjudicator II	12538	MS-19
Disability Claims Adjudicator Trainee	12539	MS-10
Disability Claims Analyst	12540	MS-25
Disability Claims Specialist	12558	MS-21
Disaster Services Planner	12585	MS-21
Document Examiner	12640	MS-28
Drafting Worker	12749	MS-08
Drug Compliance Investigator	12778	MS-31
Economic Development Representative I	12931	MS-16
Economic Development Representative II	12932	MS-21
Economic Development Representative Trainee	12939	MS-10
Economist Associate	12940	MS-12
Educational Diagnostician	12965	MS-09
Educational Media Program Specialist	12980	MS-16
Educator	13100	MS-26
Educator – Career and Technical	13103	MS-16
Educator – Career and Technical Provisional	13104	MS-15
Educator Aide	13130	MS-08
Educator Intern	13135	MS-10
Educator Trainee	13148	MS-09
Electrical Engineer	13180	MS-28
Electroencephalograph Technician	13300	MS-05
Electronic Equipment Installer/Repairer	13340	MS-07
Electronic Equipment Installer/Repairer Lead Worker	13345	MS-09

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Electronics Technician	13360	MS-12
Elevator Inspector	13495	MS-21
Elevator Operator	13500	MS-05
Emergency Response Lead Telecommunicator	13540	MS-10
Emergency Response Telecommunicator	13543	MS-08
Employment Security Field Office Supervisor	13600	MS-23
Employment Security Manpower Representative I	13621	MS-09
Employment Security Manpower Representative II	13622	MS-11
Employment Security Program Representative	13650	MS-11
Employment Security Program Representative – Intermittent	13651	MS-11
Employment Security Service Representative	13667	MS-14
Employment Security Specialist I	13671	MS-11
Employment Security Specialist II	13672	MS-14
Employment Security Specialist III	13673	MS-21
Employment Security Tax Auditor I	13681	MS-16
Employment Security Tax Auditor II	13682	MS-21
End-User Computer Services Specialist I	13691	MS-24
End-User Computer Services Specialist II	13692	MS-28
End-User Computer Systems Analyst	13693	MS-30
Energy and Natural Resources Specialist I	13711	MS-12
Energy and Natural Resources Specialist II	13712	MS-16
Energy and Natural Resources Specialist III	13713	MS-21
Energy and Natural Resources Specialist Trainee	13715	MS-09
Engineering Technician I	13731	MS-10
Engineering Technician II	13732	MS-13
Engineering Technician III	13733	MS-20
Engineering Technician IV	13734	MS-30
Environmental Engineer I	13751	MS-12
Environmental Engineer II	13752	MS-16
Environmental Engineer III	13753	MS-21
Environmental Engineer IV	13754	MS-28
Environmental Equipment Operator I	13761	MS-09
Environmental Equipment Operator II	13762	MS-11
Environmental Health Specialist I	13768	MS-11
Environmental Health Specialist II	13769	MS-14
Environmental Health Specialist III	13770	MS-19
Environmental Protection Associate	13785	MS-09
Environmental Protection Engineer I	13791	MS-12

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Environmental Protection Engineer II	13792	MS-16
Environmental Protection Engineer III	13793	MS-21
Environmental Protection Engineer IV	13794	MS-28
Environmental Protection Geologist I	13801	MS-12
Environmental Protection Geologist II	13802	MS-16
Environmental Protection Geologist III	13803	MS-21
Environmental Protection Legal Investigator I	13811	MS-10
Environmental Protection Legal Investigator II	13812	MS-11
Environmental Protection Legal Investigator Specialist	13815	MS-13
Environmental Protection Specialist I	13821	MS-11
Environmental Protection Specialist II	13822	MS-14
Environmental Protection Specialist III	13823	MS-19
Environmental Protection Specialist IV	13824	MS-28
Environmental Protection Technician I	13831	MS-05
Environmental Protection Technician II	13832	MS-07
Epidemiology Research and Investigation Scientist	13833	MS-29
Equal Pay Specialist	13837	MS-16
Equine Investigator	13840	MS-09
Executive I	13851	MS-19
Executive II	13852	MS-23
Executive Secretary I	14031	MS-08
Executive Secretary II	14032	MS-11
Executive Secretary III	14033	MS-14
Explosives Inspector I	14051	MS-11
Explosives Inspector II	14052	MS-18
Facility Assistant Fire Chief	14430	MS-10
Facility Fire Chief	14433	MS-13
Facility Fire Safety Coordinator	14435	MS-09
Facility Firefighter	14439	MS-07
Ferry Operator I	14801	MS-18
Ferry Operator II	14802	MS-19
Financial Institutions Examiner I	14971	MS-14
Financial Institutions Examiner II	14972	MS-21
Financial Institutions Examiner III	14973	MS-28
Financial Institutions Examiner Trainee	14978	MS-10
Fingerprint Technician	15204	MS-10
Fingerprint Technician Supervisor	15208	MS-18
Fingerprint Technician Trainee	15209	MS-05
Firearms Eligibility Administrator	15280	MS-32

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Firearms Eligibility Analyst I	15371	MS-10
Firearms Eligibility Analyst II	15372	MS-14
Firearms Eligibility Analyst Trainee	15375	MS-08
Fire Certification Specialist I	15281	MS-16
Fire Certification Specialist II	15282	MS-18
Fire Certification Specialist Supervisor	15283	MS-22
Fire Prevention Inspector I	15316	MS-13
Fire Prevention Inspector II	15317	MS-20
Fire Prevention Inspector Trainee	15320	MS-10
Fire Protection Engineer	15340	MS-28
Fire Protection Specialist I	15351	MS-14
Flight Safety Coordinator	15640	MS-28
Florist II	15652	MS-08
Food Services Program Manager	15800	MS-31
Foreign Service Economic Development Executive I	15871	MS-32
Foreign Service Economic Development Executive II	15872	MS-34
Foreign Service Economic Development Representative	15875	MS-30
Forensic Science Administrator I	15911	MS-31
Forensic Science Administrator II	15912	MS-32
Forensic Science Administrator III	15913	MS-33
Forensic Scientist I	15891	MS-19
Forensic Scientist II	15892	MS-23
Forensic Scientist III	15893	MS-28
Forensic Scientist Trainee	15897	MS-12
Gaming Licensing Analyst	17171	MS-10
<a href="#">Gaming Operations Supervisor</a>	<a href="#">17181</a>	<a href="#">MS-33</a>
Gaming Senior Special Agent	17191	MS-29
<a href="#">Gaming Shift Supervisor</a>	<a href="#">17187</a>	<a href="#">MS-31</a>
Gaming Special Agent	17192	MS-21
Gaming Special Agent Trainee	17195	MS-11
<a href="#">Gaming Unit Supervisor</a>	<a href="#">17201</a>	<a href="#">MS-33</a>
Geographic Information Specialist I	17271	MS-21
Geographic Information Specialist II	17272	MS-29
Geographic Information Trainee	17276	MS-12
Governmental Career Trainee	17325	MS-09
Graduate Pharmacist	17345	MS-23
Graphic Arts Designer	17366	MS-11
Graphic Arts Designer Advanced	17370	MS-14
Graphic Arts Designer Supervisor	17365	MS-19

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Graphic Arts Technician	17400	MS-09
Grounds Supervisor	17549	MS-18
Guard I	17681	MS-04
Guard II	17682	MS-06
Guard III	17683	MS-09
Guard Supervisor	17685	MS-11
Guardianship Representative	17710	MS-16
Guardianship Supervisor	17720	MS-24
Habilitation Program Coordinator	17960	MS-16
Handicapped Services Representative I	17981	MS-08
Health Facilities Surveillance Nurse	18150	MS-22
Health Facilities Surveyor I	18011	MS-14
Health Facilities Surveyor II	18012	MS-21
Health Facilities Surveyor III	18013	MS-23
Health Information Associate	18045	MS-07
Health Information Technician	18047	MS-09
<u>Health Services Investigator I</u>	<u>18179</u>	<u>MS-21</u>
<del>Health Services Investigator I, Option A – General</del>	<del>18181</del>	<del>MS-21</del>
<del>Health Services Investigator I, Option B – Controlled Substance Inspector</del>	<del>18182</del>	<del>MS-23</del>
Health Services Investigator II, Option A – General	18185	MS-28
<del>Health Services Investigator II, Option B – Controlled Substance Inspector</del>	<del>18186</del>	<del>MS-28</del>
Health Services Investigator II, Option C – Pharmacy	18187	MS-32
<del>Health Services Investigator II, Option D – Pharmacy/Controlled Substance Inspector</del>	<del>18188</del>	<del>MS-32</del>
Hearing and Speech Advanced Specialist	18227	MS-28
Hearing and Speech Associate	18231	MS-19
Hearing and Speech Specialist	18233	MS-23
Hearing and Speech Technician II	18262	MS-06
Hearings Referee	18300	MS-29
Hearings Referee – Intermittent	18301	MS-29
Heavy Construction Equipment Operator	18465	MS-18
Highway Construction Supervisor I	18525	MS-25
Highway Construction Supervisor II	18526	MS-30
Highway Maintainer	18639	MS-18
Highway Maintenance Lead Worker	18659	MS-18
Historical Documents Conservator I	18981	MS-10
Historical Exhibits Designer	18985	MS-12

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Historical Library Chief Of Acquisitions	18987	MS-21
Historical Research Editor II	19002	MS-11
Historical Research Specialist	19008	MS-23
Housekeeper II	19602	MS-03
Human Relations Representative	19670	MS-14
Human Resources Assistant	19690	MS-05
Human Resources Associate	19691	MS-08
Human Resources Trainee	19694	MS-04
Human Rights Investigator I	19774	MS-14
Human Rights Investigator II	19775	MS-19
Human Rights Investigator III	19776	MS-21
Human Rights Investigator Trainee	19768	MS-09
Human Rights Mediation Supervisor	19769	MS-23
Human Rights Mediator	19771	MS-16
Human Rights Specialist I	19778	MS-11
Human Rights Specialist II	19779	MS-14
Human Rights Specialist III	19780	MS-19
Human Services Casework Manager	19788	MS-23
Human Services Caseworker	19785	MS-14
Human Services Grants Coordinator I	19791	MS-11
Human Services Grants Coordinator II	19792	MS-16
Human Services Grants Coordinator III	19793	MS-23
Human Services Grants Coordinator Trainee	19796	MS-09
Human Services Sign Language Interpreter	19810	MS-14
Iconographer	19880	MS-09
Industrial and Community Development Representative I	21051	MS-16
Industrial and Community Development Representative II	21052	MS-21
Industrial Commission Reporter	21080	MS-14
Industrial Commission Technician	21095	MS-08
Industrial Services Consultant I	21121	MS-11
Industrial Services Consultant II	21122	MS-14
Industrial Services Consultant Trainee	21125	MS-08
Industrial Services Hygienist	21127	MS-21
Industrial Services Hygienist Technician	21130	MS-14
Industrial Services Hygienist Trainee	21133	MS-09
Information Services Intern	21160	MS-12
Information Services Specialist I	21161	MS-16
Information Services Specialist II	21162	MS-21
Information Systems Analyst I	21165	MS-25

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Information Systems Analyst II	21166	MS-29
Information Systems Analyst III	21167	MS-32
Information Technology/Communications Systems Specialist I	21216	MS-21
Information Technology/Communications Systems Specialist II	21217	MS-31
Inhalation Therapist	21259	MS-05
Inhalation Therapy Supervisor	21260	MS-08
<del>Institutional Helper</del>	<del>21460</del>	<del>MS-05</del>
Institutional Maintenance Worker	21465	MS-05
Instrument Designer	21500	MS-19
Insurance Analyst I	21561	MS-06
Insurance Analyst II	21562	MS-09
Insurance Analyst III	21563	MS-11
Insurance Analyst IV	21564	MS-14
Insurance Analyst Trainee	21566	MS-04
Insurance Company Claims Examiner I	21601	MS-16
Insurance Company Claims Examiner II	21602	MS-21
Insurance Company Field Staff Examiner	21608	MS-14
Insurance Company Financial Examiner Trainee	21610	MS-10
Insurance Performance Examiner I	21671	MS-11
Insurance Performance Examiner II	21672	MS-16
Insurance Performance Examiner III	21673	MS-23
Intermittent Clerk	21686	MS-02
Intermittent Laborer (Maintenance)	21687	MS-08
Intermittent Unemployment Insurance Representative	21689	MS-09
Intermittent Unemployment Insurance Technician	21690	MS-04
Internal Auditor I	21721	MS-16
Internal Auditor Trainee	21726	MS-09
Internal Investigations Principal Evaluation Supervisor	21735	MS-31
Internal Investigations Supervisor	21740	MS-31
Internal Security Investigator I	21731	MS-19
Internal Security Investigator II	21732	MS-25
International Marketing Representative I	21761	MS-11
Janitor I	21951	MS-13
Janitor II	21952	MS-14
Juvenile Justice Chief of Security	21965	MS-31
Juvenile Justice Psychologist Administrator	21967	MS-32
Juvenile Justice School Counselor	21970	MS-26

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Juvenile Justice Specialist	21971	MS-20
Juvenile Justice Specialist Intern	21976	MS-13
Juvenile Justice Supervisor	21980	MS-27
Juvenile Justice Unit Superintendent	21985	MS-32
Juvenile Justice Youth and Family Specialist Option 1	21991	MS-19
Juvenile Justice Youth and Family Specialist Option 2	21992	MS-23
Juvenile Justice Youth and Family Specialist Supervisor	21995	MS-28
Kidcare Supervisor	22003	MS-23
Labor Conciliator	22750	MS-23
Labor Maintenance Lead Worker	22809	MS-16
Laboratory Assistant	22995	MS-03
Laboratory Associate I	22997	MS-07
Laboratory Associate II	22998	MS-09
Laboratory Equipment Specialist	22990	MS-19
Laboratory Quality Specialist I	23021	MS-21
Laboratory Quality Specialist II	23022	MS-25
Laboratory Research Scientist	23025	MS-29
Laboratory Research Specialist I	23027	MS-21
Laboratory Research Specialist II	23028	MS-25
Laborer (Maintenance)	23080	MS-15
Land Acquisition Agent I	23091	MS-12
Land Acquisition Agent II	23092	MS-19
Land Acquisition Agent III	23093	MS-25
Land Reclamation Specialist I	23131	MS-11
Land Reclamation Specialist II	23132	MS-16
Land Reclamation Specialist Trainee	23137	MS-09
Landscape Architect	23145	MS-28
Landscape Planner	23150	MS-21
Laundry Manager I	23191	MS-10
Law Enforcement Training Administrator	23260	MS-32
Legal Research Assistant	23350	MS-10
Liability Claims Adjuster I	23371	MS-11
Liability Claims Adjuster II	23372	MS-19
Liability Claims Adjuster Trainee	23375	MS-09
Librarian I	23401	MS-14
Librarian II	23402	MS-19
Library Aide I	23421	MS-03
Library Aide II	23422	MS-04
Library Aide III	23423	MS-05

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Library Associate	23430	MS-09
Library Technical Assistant	23450	MS-07
Licensed Practical Nurse I	23551	MS-09
Licensed Practical Nurse II	23552	MS-10
Licensing Assistant	23568	MS-05
Licensing Investigations Supervisor	23577	MS-32
Licensing Investigator I	23571	MS-10
Licensing Investigator II	23572	MS-13
Licensing Investigator III	23573	MS-15
Licensing Investigator IV	23574	MS-20
Life Sciences Career Trainee	23600	MS-09
Liquor Control Special Agent I	23751	MS-13
Liquor Control Special Agent II	23752	MS-14
Local Historical Services Representative	24000	MS-16
Local Housing Advisor I	24031	MS-11
Local Housing Advisor II	24032	MS-14
Local Housing Advisor III	24033	MS-19
Local Revenue and Fiscal Advisor I	24101	MS-12
Local Revenue and Fiscal Advisor II	24102	MS-16
Local Revenue and Fiscal Advisor III	24103	MS-21
Lock and Dam Tender	24290	MS-07
Locksmith	24300	MS-16
Lottery Commodities Distributor II	24402	MS-09
Lottery Regional Coordinator	24504	MS-21
Lottery Sales Representative	24515	MS-14
Lottery Telemarketing Representative	24520	MS-06
Maintenance Equipment Operator	25020	MS-18
Maintenance Worker	25500	MS-16
Management Operations Analyst I	25541	MS-19
Management Operations Analyst II	25542	MS-23
Management Operations Analyst Trainee	25545	MS-12
Management Systems Specialist	25583	MS-25
Manpower Planner I	25591	MS-11
Manpower Planner II	25592	MS-16
Manpower Planner III	25593	MS-23
Manpower Planner Trainee	25597	MS-09
Manuscripts Manager	25610	MS-21
Meat and Poultry Inspector	26070	MS-10
Meat and Poultry Inspector Supervisor	26073	MS-13

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Meat and Poultry Inspector Trainee	26075	MS-07
Mechanical Engineer I	26201	MS-12
Mechanical Engineer II	26202	MS-16
Mechanical Engineer III	26203	MS-21
Medicaid Management Analyst	26301	MS-20
Medicaid Management Intern	26305	MS-13
Medical Administrator I Option C	26400	MS-60
Medical Administrator I Option D	26401	MS-62
Medical Administrator II Option C	26402	MS-61
Medical Administrator II Option D	26403	MS-64
Medical Administrator III	26404	MS-65
Medical Administrator IV	26405	MS-66
Medical Administrator V	26406	MS-67
Medical Assistance Consultant I	26501	MS-10
Medical Assistance Consultant II	26502	MS-14
Medical Assistance Consultant III	26503	MS-21
Mental Health Administrator I	26811	MS-19
Mental Health Administrator II	26812	MS-23
Mental Health Administrator Trainee	26817	MS-14
Mental Health Program Administrator	26908	MS-63
Mental Health Recovery Support Specialist I	26921	MS-16
Mental Health Recovery Support Specialist II	26922	MS-19
Mental Health Specialist I	26924	MS-09
Mental Health Specialist II	26925	MS-11
Mental Health Specialist III	26926	MS-14
Mental Health Specialist Trainee	26928	MS-08
Mental Health Technician I	27011	MS-04
Mental Health Technician II	27012	MS-05
Mental Health Technician III	27013	MS-06
Mental Health Technician IV	27014	MS-07
Mental Health Technician V	27015	MS-08
Mental Health Technician VI	27016	MS-09
Mental Health Technician Trainee	27020	MS-03
Meteorologist	27120	MS-19
Methods and Procedures Advisor I	27131	MS-11
Methods and Procedures Advisor II	27132	MS-14
Methods and Procedures Advisor III	27133	MS-23
Methods and Procedures Career Associate I	27135	MS-08
Methods and Procedures Career Associate II	27136	MS-09

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Methods and Procedures Career Associate Trainee	27137	MS-06
Metrologist Associate	27146	MS-12
Microbiologist I	27151	MS-14
Microbiologist II	27152	MS-21
Microfilm Laboratory Technician I	27175	MS-04
Microfilm Laboratory Technician II	27176	MS-06
Microfilm Operator I	27181	MS-03
Microfilm Operator II	27182	MS-04
Microfilm Operator III	27183	MS-05
Mine Rescue Station Assistant	28150	MS-07
Motorist Assistance Specialist	28490	MS-05
<u>Museum Theater Systems Technician</u>	<u>28700</u>	<u>MS-11</u>
<u>Musician</u>	<u>28805</u>	<u>MS-05</u>
Narcotics and Currency Unit Supervisor	28750	MS-32
Natural Resources Advanced Specialist	28833	MS-23
Natural Resources Coordinator	28831	MS-12
Natural Resources Coordinator Trainee	28830	MS-09
Natural Resources Education Program Coordinator	28834	MS-23
Natural Resources Grant Coordinator	28835	MS-20
Natural Resources Manager I	28836	MS-23
Natural Resources Manager II	28837	MS-26
Natural Resources Manager III	28838	MS-30
Natural Resources Site Manager I	28841	MS-23
Natural Resources Site Manager II	28842	MS-26
Natural Resources Specialist	28832	MS-19
Natural Resources Technician I	28851	MS-07
Natural Resources Technician II	28852	MS-10
Nursing Act Assistant Coordinator	29731	MS-25
Nutritionist	29820	MS-19
Occupational Therapist	29900	MS-16
Occupational Therapist Program Coordinator	29908	MS-21
Occupational Therapist Supervisor	29910	MS-25
Office Administrative Specialist	29990	MS-09
Office Administrator I	29991	MS-04
Office Administrator II	29992	MS-06
Office Administrator III	29993	MS-08
Office Administrator IV	29994	MS-11
Office Administrator V	29995	MS-12
Office Aide	30005	MS-02

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Office Assistant	30010	MS-04
Office Associate	30015	MS-05
Office Clerk	30020	MS-03
Office Coordinator	30025	MS-06
Office Occupations Trainee	30075	MS-01
Office Specialist	30080	MS-08
<del>Optometrist</del>	<del>30300</del>	<del>MS-11</del>
Oral Health Consultant	30317	MS-19
Paralegal Assistant	30860	MS-11
Pension and Death Benefits Technician I	30961	MS-09
Pension and Death Benefits Technician II	30962	MS-21
Pest Control Operator	31810	MS-07
Pharmacy Lead Technician	32009	MS-06
<u>Pharmacy Manager</u>	<u>32025</u>	<u>MS-33</u>
Pharmacy Services Coordinator	32010	MS-32
Pharmacy Technician	32011	MS-04
<del>Pharmacy Manager</del>	<del>32025</del>	<del>MS-33</del>
Photographer	32080	MS-11
Photographic Technician I	32091	MS-08
Photographic Technician II	32092	MS-11
Photographic Technician III	32093	MS-12
Physical Therapist	32145	MS-16
Physical Therapist Program Coordinator	32153	MS-21
Physical Therapy Aide II	32192	MS-05
Physical Therapy Aide III	32193	MS-08
Physician	32200	MS-36
Physician Assistant	32210	MS-27
Physician Specialist – Option A	32221	MS-37
Physician Specialist – Option B	32222	MS-38
Physician Specialist – Option C	32223	MS-61
Physician Specialist – Option D	32224	MS-63
Physician Specialist – Option E	32225	MS-65
Plant and Pesticide Specialist I	32501	MS-15
Plant and Pesticide Specialist II	32502	MS-20
Plant and Pesticide Specialist Supervisor	32506	MS-20
Plumbing Consultant	32910	MS-28
Plumbing Inspector	32915	MS-22
Podiatrist	32960	MS-11
Police Lieutenant	32977	MS-31

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Police Officer I	32981	MS-15
Police Officer II	32982	MS-20
Police Officer III	32983	MS-24
Police Training Specialist	32990	MS-16
Polygraph Examiner I	33001	MS-20
Polygraph Examiner II	33002	MS-24
Polygraph Examiner III	33003	MS-28
Polygraph Examiner Trainee	33005	MS-12
Power Shovel Operator	33360	MS-18
Private Secretary I	34201	MS-14
Private Secretary II	34202	MS-18
Procurement Representative	34540	MS-06
Products and Standards Inspector	34603	MS-11
Products and Standards Inspector Trainee	34605	MS-09
Program Integrity Auditor I	34631	MS-14
Program Integrity Auditor II	34632	MS-21
Program Integrity Auditor Trainee	34635	MS-09
Project Designer	34725	MS-21
Property and Supply Clerk I	34791	MS-03
Property and Supply Clerk II	34792	MS-04
Property and Supply Clerk III	34793	MS-05
Property Consultant	34900	MS-12
Psychologist Associate	35626	MS-12
Psychologist I	35611	MS-16
Psychologist II	35612	MS-23
Psychologist III	35613	MS-28
Psychology Intern	35660	MS-15
Public Administration Intern	35700	MS-11
Public Aid Eligibility Assistant	35825	MS-05
Public Aid Investigator	35870	MS-21
Public Aid Investigator Trainee	35874	MS-11
Public Aid Lead Casework Specialist	35880	MS-16
Public Aid Program Quality Analyst	35890	MS-21
Public Aid Quality Control Reviewer	35892	MS-16
Public Aid Quality Control Supervisor	35900	MS-21
Public Aid Staff Development Specialist I	36071	MS-12
Public Aid Staff Development Specialist II	36072	MS-16
Public Aid Staff Development Specialist III	36073	MS-22
Public Health Educator	36430	MS-21

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Public Health Educator Associate	36434	MS-11
Public Health Program Specialist I	36611	MS-11
Public Health Program Specialist II	36612	MS-14
Public Health Program Specialist III	36613	MS-21
Public Health Program Specialist Trainee	36615	MS-09
Public Information Coordinator	36750	MS-19
Public Information Officer I	37001	MS-09
Public Information Officer II	37002	MS-11
Public Information Officer III	37003	MS-21
Public Information Officer IV	37004	MS-25
Public Safety Drug Screening Specialist	37006	MS-16
Public Safety Inspector	37007	MS-14
Public Safety Inspector Trainee	37010	MS-07
Public Service Executive	37017	MS-31
Public Service Supervisor	37016	MS-28
Race Track Maintainer I	37551	MS-10
Race Track Maintainer II	37552	MS-12
Radiologic Technologist	37500	MS-08
Radiologic Technologist Chief	37505	MS-17
Radiologic Technologist Program Coordinator	37507	MS-09
Railroad Safety Specialist I	37601	MS-21
Railroad Safety Specialist II	37602	MS-25
Railroad Safety Specialist III	37603	MS-29
Railroad Safety Specialist IV	37604	MS-32
Ranger	37725	MS-10
Real Estate Investigator	37730	MS-21
Real Estate Professions Examiner	37760	MS-28
Recreation Worker I	38001	MS-09
Recreation Worker II	38002	MS-11
Refrigeration and Air Conditioning Repairer	38119	MS-12
Registered Nurse – Advanced Practice	38135	MS-26
Registered Nurse I	38131	MS-18
Registered Nurse II	38132	MS-22
Rehabilitation Case Coordinator I	38141	MS-05
Rehabilitation Case Coordinator II	38142	MS-07
Rehabilitation Counselor	38145	MS-16
Rehabilitation Counselor Aide I	38155	MS-06
Rehabilitation Counselor Aide II	38156	MS-08
Rehabilitation Counselor Senior	38158	MS-21

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Rehabilitation Counselor Trainee	38159	MS-12
Rehabilitation Services Advisor I	38176	MS-23
Rehabilitation Workshop Instructor I	38192	MS-05
Rehabilitation Workshop Instructor II	38193	MS-09
Rehabilitation Workshop Supervisor I	38194	MS-09
Rehabilitation Workshop Supervisor II	38195	MS-11
Rehabilitation Workshop Supervisor III	38196	MS-14
Rehabilitation/Mobility Instructor	38163	MS-21
Rehabilitation/Mobility Instructor Trainee	38167	MS-12
Reimbursement Officer I	38199	MS-11
Reimbursement Officer II	38200	MS-14
Reproduction Service Supervisor I	38201	MS-10
Reproduction Service Supervisor II	38202	MS-18
Reproduction Service Technician I	38203	MS-03
Reproduction Service Technician II	38204	MS-06
Reproduction Service Technician III	38205	MS-08
Research Economist	38209	MS-18
Research Fellow, Option B	38211	MS-19
Research Scientist I	38231	MS-10
Research Scientist II	38232	MS-14
Research Scientist III	38233	MS-23
Resident Physician	38270	MS-15
Residential Care Program Supervisor I	38271	MS-22
Residential Care Worker	38277	MS-09
Residential Care Worker Trainee	38279	MS-05
Resource Planner I	38281	MS-16
Resource Planner II	38282	MS-21
Resource Planner III	38283	MS-28
Retirement Benefits Representative	38313	MS-09
Retirement Benefits Representative Supervisor	38314	MS-11
Retirement Benefits Representative Trainee	38316	MS-07
Retirement System Disability Specialist	38310	MS-21
Revenue Audit Supervisor	38369	MS-32
Revenue Auditor I	38371	MS-14
Revenue Auditor II	38372	MS-21
Revenue Auditor III	38373	MS-28
Revenue Auditor Trainee	38375	MS-09
Revenue Collection Officer I	38401	MS-12
Revenue Collection Officer II	38402	MS-16

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Revenue Collection Officer III	38403	MS-21
Revenue Collection Officer Trainee	38405	MS-09
Revenue Computer Audit Specialist	38425	MS-29
Revenue Senior Special Agent	38557	MS-29
Revenue Special Agent	38558	MS-21
Revenue Special Agent Trainee	38565	MS-11
Revenue Tax Specialist I	38571	MS-09
Revenue Tax Specialist II	38572	MS-11
Revenue Tax Specialist III	38573	MS-16
Revenue Tax Specialist Trainee	38575	MS-07
Safety Responsibility Analyst	38910	MS-09
Safety Responsibility Analyst Supervisor	38915	MS-11
School Psychologist	39200	MS-21
Security Guard I	39851	MS-13
Security Guard II	39852	MS-14
Security Officer	39870	MS-10
Security Officer Chief	39875	MS-13
Security Officer Lieutenant	39876	MS-11
Security Officer Sergeant	39877	MS-10
Security Therapy Aide I	39901	MS-10
Security Therapy Aide II	39902	MS-11
Security Therapy Aide III	39903	MS-13
Security Therapy Aide IV	39904	MS-16
Security Therapy Aide Trainee	39905	MS-06
Seed Analyst I	39951	MS-09
Seed Analyst II	39952	MS-10
Seed Analyst Trainee	39953	MS-07
Senior Ranger	40090	MS-11
Sex Offender Registration Unit Supervisor	40700	MS-33
Sex Offender Therapist I	40531	MS-16
Sex Offender Therapist II	40532	MS-21
Shift Supervisor	40800	MS-31
Sign Hanger	40900	MS-16
Sign Hanger Foreman	40910	MS-18
Sign Shop Foreman	41000	MS-12
Silk Screen Operator	41020	MS-17
Site Assistant Superintendent I	41071	MS-12
Site Assistant Superintendent II	41072	MS-16
Site Interpreter	41090	MS-07

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Site Interpretive Coordinator	41093	MS-10
Site Security Officer	41115	MS-06
Site Services Specialist I	41117	MS-12
Site Services Specialist II	41118	MS-16
Site Superintendent I	41211	MS-20
Site Superintendent II	41212	MS-25
Site Superintendent III	41213	MS-29
Site Technician I	41131	MS-07
Site Technician II	41132	MS-09
Small Engine Mechanic	41150	MS-10
Social Service Aide I	41281	MS-05
Social Service Aide II	41282	MS-08
Social Service Aide Trainee	41285	MS-03
Social Service Community Planner	41295	MS-08
Social Service Consultant I	41301	MS-19
Social Service Consultant II	41302	MS-21
Social Service Program Planner I	41311	MS-12
Social Service Program Planner II	41312	MS-16
Social Service Program Planner III	41313	MS-23
Social Service Program Planner IV	41314	MS-28
Social Services Career Trainee	41320	MS-09
Social Worker I	41411	MS-16
Social Worker II	41412	MS-21
Social Worker III	41413	MS-23
Social Worker IV	41414	MS-28
Social Worker Intern	41430	MS-15
Special Education Resources Coordinator	41680	MS-26
Staff Development Specialist I	41771	MS-19
Staff Development Technician I	41781	MS-09
Staff Development Technician II	41782	MS-12
Staff Pharmacist	41787	MS-31
State Mine Inspector	42230	MS-21
State Mine Inspector-At-Large	42240	MS-31
State Police Crime Information Evaluator	41801	MS-08
State Police Evidence Technician I	41901	MS-09
State Police Evidence Technician II	41902	MS-10
State Police Field Specialist I	42001	MS-19
State Police Field Specialist II	42002	MS-23
State Police Inspector	42100	MS-33

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Statistical Research Specialist I	42741	MS-09
Statistical Research Specialist II	42742	MS-11
Statistical Research Specialist III	42743	MS-16
Statistical Research Supervisor	42745	MS-23
Statistical Research Technician	42748	MS-08
Storage Tank Safety Specialist	43005	MS-19
Storekeeper I	43051	MS-11
Storekeeper II	43052	MS-12
Storekeeper III	43053	MS-13
Stores Clerk	43060	MS-03
Student Intern	43190	MS-01
Student Worker	43200	MS-01
Supervising Vehicle Testing Compliance Officer	43680	MS-22
Support Service Coordinator I	44221	MS-07
Support Service Coordinator II	44222	MS-09
Support Service Lead	44225	MS-04
Support Service Worker	44238	MS-03
Switchboard Chief Operator	44410	MS-11
Switchboard Operator I	44411	MS-03
Switchboard Operator II	44412	MS-04
Switchboard Operator III	44413	MS-06
Technical Advisor Advanced Program Specialist	45256	MS-31
Technical Advisor I	45251	MS-19
Technical Advisor II	45252	MS-23
Technical Advisor III	45253	MS-29
Technical Manager I	45261	MS-18
Telecommunications Specialist	45295	MS-12
Telecommunications Supervisor	45305	MS-23
Telecommunications Systems Analyst	45308	MS-16
Telecommunications Systems Technician I	45312	MS-07
Telecommunications Systems Technician II	45313	MS-10
Telecommunications Systems Technician Trainee	45314	MS-05
Telecommunicator	45321	MS-09
Telecommunicator – Command Center	45316	MS-10
Telecommunicator Call Taker	45322	MS-11
Telecommunicator Lead Call Taker	45323	MS-14
Telecommunicator Lead Specialist	45327	MS-16
Telecommunicator Lead Worker	45324	MS-11
Telecommunicator Lead Worker – Command Center	45318	MS-12

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Telecommunicator Specialist	45326	MS-12
Telecommunicator Trainee	45325	MS-07
Terrorism Research Specialist I	45371	MS-19
Terrorism Research Specialist II	45372	MS-23
Terrorism Research Specialist III	45373	MS-28
Terrorism Research Specialist Trainee	45375	MS-11
Transportation Officer	45830	MS-11
Truck Weighing Inspector	46100	MS-10
Unemployment Insurance Adjudicator I	47001	MS-08
Unemployment Insurance Adjudicator II	47002	MS-10
Unemployment Insurance Adjudicator III	47003	MS-12
Unemployment Insurance Revenue Analyst I	47081	MS-12
Unemployment Insurance Revenue Analyst II	47082	MS-16
Unemployment Insurance Revenue Specialist	47087	MS-10
Unemployment Insurance Special Agent	47096	MS-19
Utility Engineer I	47451	MS-20
Utility Engineer II	47452	MS-24
Vehicle Compliance Inspector	47570	MS-15
Vehicle Emission Compliance Inspector	47580	MS-10
Vehicle Emission Compliance Supervisor	47583	MS-12
Vehicle Emission Quality Assurance Auditor	47584	MS-10
Vehicle Permit Evaluator	47585	MS-08
Veterans Educational Specialist I	47681	MS-12
Veterans Educational Specialist II	47682	MS-16
Veterans Educational Specialist III	47683	MS-25
Veterans Employment Representative I	47701	MS-11
Veterans Employment Representative II	47702	MS-14
Veterans Nursing Assistant – Certified	47750	MS-05
Veterans Service Officer	47800	MS-11
Veterans Service Officer Associate	47804	MS-10
Veterinarian I	47901	MS-19
Veterinarian II	47902	MS-23
Veterinarian III	47903	MS-25
Veterinary Consumer Safety Officer	47911	MS-20
Veterinary Pathologist	47916	MS-29
Veterinary Supervisor I	47917	MS-25
Veterinary Supervisor II	47918	MS-26
Vision/Hearing Consultant I	47941	MS-14
Vision/Hearing Consultant II	47942	MS-23

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Vision/Hearing Consultant III	47943	MS-25
Vital Records Quality Control Inspector	48000	MS-10
Vocational Instructor	48200	MS-09
Volunteer Services Coordinator I	48481	MS-10
Volunteer Services Coordinator II	48482	MS-14
Volunteer Services Coordinator III	48483	MS-19
Wage Claims Specialist	48770	MS-06
Warehouse Claims Specialist	48780	MS-22
Warehouse Examiner	48881	MS-13
Warehouse Examiner Specialist	48882	MS-18
Warehouse Examiner Supervisor	48786	MS-20
Waterways Construction Supervisor I	49061	MS-14
Waterways Construction Supervisor II	49062	MS-19
Weatherization Specialist I	49101	MS-11
Weatherization Specialist II	49102	MS-16
Weatherization Specialist III	49103	MS-23
Weatherization Specialist Trainee	49105	MS-09
Well Inspector I	49421	MS-11
Well Inspector II	49422	MS-18
Well Inspector Trainee	49425	MS-09
Workers Compensation Insurance Compliance Investigator	49640	MS-23

NOTE: Effective January 1, 2008, the merit compensation grade 12 in the Personnel Code [20 ILCS 415/8b.18(a) and (b) and 8b.19(a) and (b)] that formerly was indicated by MC-12 is MS-32.

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

### Section 310.500 Definitions

The following are definitions of certain terms and are for purposes of clarification as they affect the Merit Compensation System only.

"Adjustment in Salary" – A change in salary occasioned by previously committed error or oversight, or required in the best interest of the agency or the state as defined in Sections 310.470 and 310.480.

"Base Salary" – The dollar amount of pay of an employee as determined under the provisions of the Merit Compensation System. Base salary does not include

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commission, incentive pay, bilingual pay, longevity pay, overtime pay, shift differential pay or deductions for time not worked.

"Bilingual Pay" – The dollar amount per month, or percentage of the employee's monthly base salary, paid in addition to the employee's base salary when the individual position held by the employee has a job description that requires the use of sign language, Braille, or another second language (e.g., Spanish), or that requires the employee to be bilingual.

"Classification" – The classification established by the Department of Central Management Services and approved by the Civil Service Commission based on Section 8a(1) of the Personnel Code [20 ILCS 415] and to which one or more positions are allocated based upon similarity of duties performed, responsibilities assigned and conditions of employment. Classification may be abbreviated to "class" and referred to by its title or title code.

"Class Specification" – The document comprising the title, title code, effective date, distinguishing features of work, illustrative examples of work and desirable requirements.

"Creditable Service" – All service in full or regularly scheduled part-time pay status beginning with the date of initial employment or the effective date of the last in-range or promotional salary increase. Reevaluations (Sections 310.460(c) and 310.480(d)), reallocations (Sections 310.460(b) and 310.480(b)), adjustments (Sections 310.470, 310.480(e) and 310.495(c)) and interim assignments (Section 310.490(p)) shall not change the creditable service date.

"Comparable Classes" – Two or more classes that are in the same salary range.

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

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

"Entrance Base Salary" – The initial base salary assigned to an employee upon entering State service.

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"In-hire Rate" – An in-hire rate is a minimum rate/step for a class that is above or below the normal minimum of the range or full scale rate, as approved by the Director of Central Management Services after a review of competitive market starting rates for similar classes or as negotiated between the Director of Central Management Services and a bargaining unit.

"Maximum Rate of Pay" – The highest rate of pay for a given salary range.

"Minimum Rate of Pay" – The lowest rate of pay for a given salary range. Normally the minimum rate of pay represents the salary to be paid a qualified employee who is appointed to a position in a class assigned to a given salary range.

"Option" – The denotation of directly-related education, experience and/or knowledge, skills and abilities required to qualify for the position allocated to the classification. The requirements may meet or exceed the requirements indicated in the class specification. The following options are for the Public Service Administrator classification and have a negotiated pay grade and/or a broad-banded salary range assigned:

1	=	General Administration/Business/ Marketing/Labor/Personnel
2	=	Fiscal Management/Accounting/Budget/Internal Audit/Insurance/Financial
2B	=	Financial Regulatory
2C	=	Economist
3	=	Management Information System/Data Processing/ Telecommunications
3J	=	Java Application Developer
3N	=	<a href="#">Networking/Wide Area Networks</a>
4	=	Physical Sciences/Environment
6	=	Health and Human Services
6C	=	Health Statistics
6D	=	Health Promotion/Disease Prevention
6E	=	Laboratory Specialist
6F	=	Infectious Disease
6G	=	Disaster/Emergency Medical Services
<a href="#">6H</a>	=	<a href="#">Illinois Council on Developmental Disabilities Program Specialist</a>

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7	=	Law Enforcement/Correctional
8A	=	Special License – Architect License
8B	=	Special License – Boiler Inspector License
8C	=	Special License – Certified Public Accountant
8D	=	Special License – Federal Communications Commission License/National Association of Business and Educational Radio
8E	=	Special License – Engineer (Professional)
8F	=	Special License – Federal Aviation Administration Medical Certificate/First Class
8G	=	Special License – Clinical Professional Counselor
8H	=	Special License – Environmental Health Practitioner
8I	=	Special License – Professional Land Surveyor License
8J	=	<a href="#">Food Sanitation Certificate/Licensed Dietitian</a>
8K	=	Special License – Licensed Psychologist
8L	=	Special License – Law License
8N	=	Special License – Registered Nurse License
8O	=	Special License – Occupational Therapist License
8P	=	Special License – Pharmacist License
8Q	=	Special License – Religious Ordination by Recognized Commission
8R	=	Special License – Dental Hygienist
8S	=	Special License – Social Worker/Clinical Social Worker
8T	=	Special License – <a href="#">Professional Educator License and Administrative Endorsement Certificate issued by the Illinois State Board of Education</a>
8U	=	Special License – Physical Therapist License
8V	=	Special License – Audiologist License
8W	=	Special License – Speech-Language Pathologist License
8Y	=	Special License – Plumbing License
8Z	=	Special License – Special Metrologist Training
9A	=	Special License – Certified Internal Auditor
9B	=	Special License – Certified Information Systems Auditor
9C	=	Special License – Landscape Architect
9G	=	Special License – Registered Professional Geologist License

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The following options are for the Senior Public Service Administrator classification and have a negotiated pay grade and/or a broad-banded salary range assigned:

1	=	General Administration/Business/ Marketing/Labor/Personnel
2	=	Fiscal Management/Accounting/Budget/Internal Audit/Insurance/Financial
2A	=	Revenue Audit Field Manager
2B	=	Financial Regulatory
<u>2C</u>	≡	<u>Economist</u>
3	=	Management Information System/Data Processing/Telecommunications
4	=	Physical Sciences/Environment
5	=	Agriculture/Conservation
6	=	Health and Human Services
<u>6H</u>	≡	<u>Developmental Disabilities Program Policy</u>
7	=	Law Enforcement/Correctional
8A	=	Special License – Architect License
8B	=	Special License – Boiler Inspector License
8C	=	Special License – Certified Public Accountant/Certified Internal Auditor/Certified Information Systems Auditor
8D	=	Special License – Dental License
8E	=	Special License – Engineer (Professional)
8F	=	Special License – Clinical Professional Counseling
8G	=	Special License – Geologist License
8H	=	Special License – Environmental Health Practitioner
8I	=	Special License – Illinois Auctioneer License
8K	=	Special License – Licensed Psychologist
8L	=	Special License – Law License (Illinois)
8M	=	Special License – Veterinary Medicine License
8N	=	Special License – Nurse (Registered IL) License
8O	=	Special License – Occupational Therapist License
8P	=	Special License – Pharmacist License
8Q	=	Special License – Nursing Home Administration License
8R	=	Special License – Real Estate Brokers License

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8S	=	Special License – Social Worker/Clinical Social Worker
8T	=	Special License – <a href="#">Professional Educator License and Administrative Endorsement</a> <del>Illinois Teaching Certificate (Type 75)/General Administrative Certificate (Type 61) issued by the Illinois State Board of Education</del>
8U	=	Special License – Landscape Architect
8Z	=	Special License – Certified Real Estate Appraisal License

Other classification titles contain an option and the option also may denote differences in the distinguishing features of work indicated in the classification specification. The classification titles containing an option are:

Children and Family Service Intern, Option 1  
 Children and Family Service Intern, Option 2  
~~Health Services Investigator I, Option A – General~~  
~~Health Services Investigator I, Option B – Controlled Substance Inspector~~  
 Health Services Investigator II, Option A – General  
~~Health Services Investigator II, Option B – Controlled Substance Inspector~~  
 Health Services Investigator II, Option C – Pharmacy  
~~Health Services Investigator II, Option D – Pharmacy/Controlled Substance Inspector~~  
 Juvenile Justice Youth and Family Specialist Option 1  
 Juvenile Justice Youth and Family Specialist Option 2  
 Medical Administrator I Option C  
 Medical Administrator I Option D  
 Medical Administrator II Option C  
 Medical Administrator II Option D  
 Physician Specialist – Option A  
 Physician Specialist – Option B  
 Physician Specialist – Option C  
 Physician Specialist – Option D  
 Physician Specialist – Option E  
 Research Fellow, Option B

"Performance Review" – The required review of an employee's on-the-job performance as measured by a specific set of criteria.

"Performance Review Date" – The date on which the annual merit increase and

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bonus shall be made effective if a performance review indicates it is appropriate. Actual performance review procedures are to be completed prior to the effective date of any recommendation to allow sufficient time for the records to be processed by the originating agency.

"Promotion" – The appointment of an employee, with the approval of the agency and the Department of Central Management Services, to a vacant position in a class in a higher salary range than the former class.

"Reallocation" – A position action in which gradual changes in a single position's assigned duties and responsibilities accumulate and result in the assignment of the position to another class.

"Reclassification" – A position action that occurs subsequent to approval of a new or revised classification by the Civil Service Commission and results in the assignment of a position or positions to a different class.

"Reevaluation" – The assignment of a different salary range to a class of positions based upon a change in relation to other classes or to the labor market.

"Salary Range" – The dollar values encompassed by the minimum and maximum rates of pay of a salary range assigned to a class title.

"Transfer" – The assignment of an employee to a vacant position in a class having the same salary range.

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

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

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

<b>Title</b>	<b>Title Code</b>	<b>Bargaining Unit</b>	<b>Pay Grade</b>
Activity Program Aide I	00151	RC-009	03
Activity Program Aide II	00152	RC-009	05
Apparel/Dry Goods Specialist I	01231	RC-009	05
Apparel/Dry Goods Specialist II	01232	RC-009	09
Apparel/Dry Goods Specialist III	01233	RC-009	23
Clinical Laboratory Associate	08200	RC-009	09
Clinical Laboratory Phlebotomist	08213	RC-009	06
Clinical Laboratory Technician I	08215	RC-009	16
Clinical Laboratory Technician II	08216	RC-009	22
Cook I	09601	RC-009	07
Cook II	09602	RC-009	14
Educator Aide	13130	RC-009	19
Facility Assistant Fire Chief	14430	RC-009	21
Facility Fire Safety Coordinator	14435	RC-009	21
Facility Firefighter	14439	RC-009	16
Florist II	15652	RC-009	19
Institutional Maintenance Worker	21465	RC-009	10
Laboratory Assistant	22995	RC-009	02
Laboratory Associate I	22997	RC-009	16
Laboratory Associate II	22998	RC-009	22
Laundry Manager I	23191	RC-009	23
Licensed Practical Nurse I	23551	RC-009	16
Licensed Practical Nurse II	23552	RC-009	21
Locksmith	24300	RC-009	27
Mental Health Technician I	27011	RC-009	05
Mental Health Technician II	27012	RC-009	09
Mental Health Technician III	27013	RC-009	12
Mental Health Technician IV	27014	RC-009	14
Mental Health Technician V	27015	RC-009	17
Mental Health Technician VI	27016	RC-009	18
Mental Health Technician Trainee	27020	RC-009	01
Musician	<del>28805</del>	<del>RC-009</del>	<del>12</del>
Pest Control Operator	31810	RC-009	15
Physical Therapy Aide II	32192	RC-009	10

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Physical Therapy Aide III	32193	RC-009	17
Rehabilitation Workshop Instructor I	38192	RC-009	12
Rehabilitation Workshop Instructor II	38193	RC-009	20
Residential Care Worker	38277	RC-009	20
Residential Care Worker Trainee	38279	RC-009	11
Security Therapy Aide I	39901	RC-009	24
Security Therapy Aide II	39902	RC-009	25
Security Therapy Aide III	39903	RC-009	26
Security Therapy Aide IV	33904	RC-009	27
Security Therapy Aide Trainee	39905	RC-009	13
Social Service Aide I	41281	RC-009	12
Social Service Aide II	41282	RC-009	17
Social Service Aide Trainee	41285	RC-009	02
Support Service Coordinator I	44221	RC-009	15
Support Service Coordinator II	44222	RC-009	22
Support Service Lead	44225	RC-009	07
Support Service Worker	44238	RC-009	04
Transportation Officer	45830	RC-009	25
Veterans Nursing Assistant – Certified	47750	RC-009	12

NOTES: Shift Differential Pay – Employees shall be paid a shift differential of \$0.80 per hour in addition to their base salary rate for all hours worked if their normal work schedule for that day provides that they are scheduled to work and they work ½ or more of the work hours before 7 a.m. or after 3 p.m. The payment shall be for all paid time. Incumbents who currently receive a percentage shift differential providing more than the cents per hour indicated in this Note based on the base rate of pay prior to the effective date shall have that percentage converted to the cents per hour equivalent rounded to the nearest cent and shall continue to receive the higher cents per hour rate. This provision shall not apply to employees who, because of "flex-time" scheduling made at their request, are scheduled and work hours that would otherwise qualify them for premium pay under this provision.

Longevity Pay – Effective January 1, 2002, the Step 8 rate shall be increased by \$25 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 7 in the same or higher pay grade on or before January 1, 2002. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 7 in the same or higher pay grade on or before January 1, 2002, the Step 8 rate shall be increased by \$50 per month. For employees not eligible for longevity pay on or before January 1,

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

2002, the Step 8 rate shall be increased by \$25 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade, the Step 8 rate shall be increased by \$50 per month. Effective July 1, 2010, the Step 8 rate shall be increased by \$50 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2010. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2010, the Step 8 rate shall be increased by \$75 per month. Effective July 1, 2013, the Step 8 rate shall be increased by \$25 per month to \$75 a month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2013. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2013, the Step 8 rate shall be increased by \$25 per month to \$100 a month. Employees whose salaries are red-circled above the maximum Step rate continue to receive all applicable general increases and any other adjustments (except the longevity pay) provided for in the Agreement. For these employees, the longevity pay shall be limited to the amount that would increase the employee's salary to the amount that is equal to that of an employee on the maximum Step rate with the same number of years of continuous and creditable service. Employees receiving the longevity pay shall continue to receive the longevity pay as long as they remain in the same or successor classification as a result of a reclassification or reevaluation. Employees who are eligible for the increase provided for longevity pay on or before January 1, 2002, shall continue to receive longevity pay after being placed on Step 8 while they remain in the same or lower pay grade.

**Effective July 1, 2014**  
**Bargaining Unit: RC-009**

Pay Grade	Pay Plan Code	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
1	B	2577	2661	2746	2831	2896	2972	3042	3116	3190	3322	3454
1	Q	2676	2765	2854	2943	3008	3087	3165	3239	3314	3454	3594

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

2	B	2636	2721	2809	2896	2972	3053	3120	3207	3279	3418	3557
2	Q	2738	2827	2917	3008	3087	3169	3243	3334	3409	3554	3696
3	B	2655	2743	2829	2917	3008	3105	3201	3302	3409	3546	3689
3	Q	2757	2848	2940	3029	3125	3227	3328	3436	3542	3688	3836
4	B	2700	2790	2877	2967	3042	3119	3201	3284	3360	3502	3641
4	Q	2805	2898	2990	3082	3165	3242	3328	3414	3495	3642	3788
5	B	2719	2809	2899	2988	3080	3179	3279	3384	3492	3631	3779
5	Q	2828	2922	3015	3109	3203	3307	3409	3521	3630	3778	3930
6	B	2782	2874	2966	3058	3135	3220	3310	3394	3489	3636	3781
6	Q	2889	2982	3078	3173	3259	3349	3443	3532	3626	3781	3933
7	B	2840	2933	3026	3120	3216	3296	3393	3486	3577	3730	3879
7	Q	2951	3049	3145	3243	3342	3430	3531	3624	3723	3887	4042
8	B	2854	2948	3042	3135	3225	3320	3413	3504	3604	3767	3917
8	Q	2965	3063	3161	3259	3352	3452	3547	3645	3747	3922	4079
9	B	2865	2959	3054	3149	3246	3351	3455	3569	3685	3845	3998
9	Q	2979	3077	3176	3274	3377	3484	3597	3712	3838	4004	4164
10	B	2926	3023	3119	3216	3310	3403	3503	3600	3704	3876	4032
10	Q	3041	3141	3242	3342	3443	3537	3644	3742	3856	4036	4198
11	B	2935	3031	3128	3225	3327	3424	3532	3628	3731	3908	4065
11	Q	3051	3152	3252	3352	3462	3560	3676	3774	3888	4070	4234
12	B	2951	3048	3145	3242	3346	3452	3562	3676	3798	3965	4124
12	Q	3069	3170	3272	3373	3478	3591	3707	3827	3960	4130	4296
13	B	3027	3127	3227	3327	3430	3539	3649	3766	3877	4061	4223
13	Q	3151	3254	3358	3462	3568	3683	3796	3920	4037	4230	4401

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

14	B	3035	3135	3235	3335	3439	3555	3664	3787	3917	4091	4253
14	Q	3155	3259	3363	3467	3578	3696	3814	3945	4079	4264	4435
15	B	3102	3204	3307	3409	3514	3630	3745	3871	3984	4178	4344
15	Q	3224	3330	3436	3542	3654	3777	3900	4034	4148	4355	4530
16	B	3124	3227	3330	3433	3559	3664	3785	3905	4025	4231	4402
16	Q	3250	3358	3465	3572	3702	3814	3944	4067	4195	4418	4594
17	B	3127	3230	3333	3436	3546	3664	3784	3914	4045	4248	4418
17	Q	3254	3361	3468	3575	3688	3814	3943	4077	4217	4435	4612
18	B	3156	3260	3364	3468	3579	3704	3826	3956	4089	4283	4452
18	Q	3285	3394	3502	3610	3726	3856	3984	4122	4262	4470	4647
19	B	3201	3306	3412	3517	3649	3767	3890	4018	4142	4362	4535
19	Q	3328	3437	3548	3657	3796	3922	4053	4185	4318	4550	4734
20	B	3226	3333	3439	3546	3676	3796	3929	4057	4189	4441	4621
20	Q	3357	3467	3578	3688	3827	3957	4091	4228	4369	4640	4825
21	B	3319	3428	3537	3647	3772	3890	4023	4159	4302	4537	4720
21	Q	3453	3567	3681	3794	3929	4053	4191	4336	4491	4736	4927
22	B	3371	3481	3592	3704	3840	3965	4114	4248	4405	4641	4826
22	Q	3508	3625	3740	3856	3998	4130	4289	4435	4595	4846	5041
23	B	3450	3564	3678	3791	3932	4068	4224	4368	4511	4758	4948
23	Q	3593	3712	3831	3949	4096	4242	4405	4561	4709	4975	5169
24	B	3456	3571	3684	3798	3939	4080	4236	4389	4545	4789	4985
24	Q	3603	3723	3841	3960	4103	4255	4421	4581	4752	5010	5212

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

25	B	3756	3880	4004	4127	4293	4460	4652	4827	5017	5310	5521
25	Q	3916	4045	4174	4303	4482	4658	4861	5047	5245	5551	5772
26	B	3908	4036	4165	4294	4485	4671	4869	5062	5254	5563	5781
26	Q	4080	4215	4350	4484	4679	4880	5088	5294	5489	5814	6047
27	B	4097	4231	4367	4502	4696	4898	5101	5304	5501	5817	6049
27	Q	4281	4423	4563	4704	4905	5121	5331	5539	5750	6074	6316

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

**Section 310.APPENDIX A Negotiated Rates of Pay****Section 310.TABLE L RC-008 (Boilermakers)**

<b>Title</b>	<b>Title Code</b>	<b>Region</b>	<b>Pay Plan Code</b>	<b>Hired</b>	<b>Effective Date</b>	<b>Monthly Salary</b>
<del>Boiler Safety Audit Specialist</del>	04900	Northern	B	<del>Prior to December 1, 2013</del>	July 25, 2016	9020.16
<del>Boiler Safety Audit Specialist</del>	04900	Northern	Q	<del>Prior to December 1, 2013</del>	July 25, 2016	9150.66
<del>Boiler Safety Audit Specialist</del>	04900	Northern	S	<del>Prior to December 1, 2013</del>	July 25, 2016	9201.12
<del>Boiler Safety Audit Specialist</del>	04900	Northern	B	<del>On or after December 1, 2013</del>	July 25, 2016	8673.90
Boiler Safety Audit Specialist	04900	Northern	B	Prior to December 1, 2013	May 1, 2017	9169.61
Boiler Safety Audit Specialist	04900	Northern	Q	Prior to December 1, 2013	May 1, 2017	9301.87
Boiler Safety Audit Specialist	04900	Northern	S	Prior to December 1, 2013	May 1, 2017	9357.49
Boiler Safety Audit Specialist	04900	Northern	B	On or after December 1, 2013	May 1, 2017	8816.94
<del>Boiler Safety Audit Specialist</del>	04900	Central	B	<del>Prior to December 1, 2013</del>	July 25, 2016	7379.34
<del>Boiler Safety Audit Specialist</del>	04900	Central	Q	<del>Prior to December 1, 2013</del>	July 25, 2016	7485.48
<del>Boiler Safety Audit Specialist</del>	04900	Central	S	<del>Prior to December 1, 2013</del>	July 25, 2016	7535.94
<del>Boiler Safety Audit Specialist</del>	04900	Central	B	<del>On or after December 1, 2013</del>	July 25, 2016	7095.72
<del>Boiler Safety Audit Specialist</del>	04900	Southern	B	<del>Prior to December 1, 2013</del>	July 25, 2016	6495.42
<del>Boiler Safety Audit Specialist</del>	04900	Southern	Q	<del>Prior to December 1, 2013</del>	July 25, 2016	6587.64
<del>Boiler Safety Audit Specialist</del>	04900	Southern	S	<del>Prior to December 1, 2013</del>	July 25, 2016	6638.10
<del>Boiler Safety Audit Specialist</del>	04900	Southern	B	<del>On or after December 1, 2013</del>	July 25, 2016	6244.86
Boiler Safety Audit Specialist	04900	Central	B	Prior to December 1, 2013	January 1, 2017	7469.58
Boiler Safety Audit Specialist	04900	Central	Q	Prior to December 1, 2013	January 1, 2017	7577.31
Boiler Safety Audit Specialist	04900	Central	S	Prior to December 1, 2013	January 1, 2017	7632.94

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Boiler Safety Audit Specialist	04900	Central	B	On or after December 1, 2013	January 1, 2017	7182.29
Boiler Safety Audit Specialist	04900	Southern	B	Prior to December 1, 2013	January 1, 2017	6902.27
Boiler Safety Audit Specialist	04900	Southern	Q	Prior to December 1, 2013	January 1, 2017	7001.82
Boiler Safety Audit Specialist	04900	Southern	S	Prior to December 1, 2013	January 1, 2017	7057.45
Boiler Safety Audit Specialist	04900	Southern	B	On or after December 1, 2013	January 1, 2017	6636.80
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>B</del>	<del>Prior to December 1, 2013</del>	<del>July 1, 2013 and January 1, 2014</del>	<del>8005.74</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>Q</del>	<del>Prior to December 1, 2013</del>	<del>July 1, 2013 and January 1, 2014</del>	<del>8120.58</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>S</del>	<del>Prior to December 1, 2013</del>	<del>July 1, 2013 and January 1, 2014</del>	<del>8171.04</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>B</del>	<del>On or after December 1, 2013</del>	<del>December 1, 2013 and January 1, 2014</del>	<del>7697.76</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>B</del>	<del>Prior to December 1, 2013</del>	<del>July 1, 2014</del>	<del>8261.52</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>Q</del>	<del>Prior to December 1, 2013</del>	<del>July 1, 2014</del>	<del>8379.84</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>S</del>	<del>Prior to December 1, 2013</del>	<del>July 1, 2014</del>	<del>8430.30</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>B</del>	<del>On or after December 1, 2013</del>	<del>July 1, 2014</del>	<del>7943.10</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>B</del>	<del>Prior to December 1, 2013</del>	<del>July 1, 2015</del>	<del>8517.30</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>Q</del>	<del>Prior to December 1, 2013</del>	<del>July 1, 2015</del>	<del>8640.84</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>S</del>	<del>Prior to December 1, 2013</del>	<del>July 1, 2015</del>	<del>8691.30</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>B</del>	<del>On or after December 1, 2013</del>	<del>July 1, 2015</del>	<del>8190.18</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>B</del>	<del>Prior to December 1, 2013</del>	<del>June 30, 2016</del>	<del>8632.14</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>Q</del>	<del>Prior to December 1, 2013</del>	<del>June 30, 2016</del>	<del>8755.68</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>S</del>	<del>Prior to December 1, 2013</del>	<del>June 30, 2016</del>	<del>8806.14</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Northern</del>	<del>B</del>	<del>On or after December 1, 2013</del>	<del>June 30, 2016</del>	<del>8299.80</del>
Boiler Safety Specialist	04910	Northern	B	Prior to December 1, 2013	May 1, 2017	8774.75

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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Boiler Safety Specialist	04910	Northern	Q	Prior to December 1, 2013	May 1, 2017	8901.31
Boiler Safety Specialist	04910	Northern	S	Prior to December 1, 2013	May 1, 2017	8954.54
Boiler Safety Specialist	04910	Northern	B	On or after December 1, 2013	May 1, 2017	8437.26
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>B</del>	<del>Prior to December 1, 2013</del>	<del>January 1, 2013</del>	<del>6514.56</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>Q</del>	<del>Prior to December 1, 2013</del>	<del>January 1, 2013</del>	<del>6608.52</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>S</del>	<del>Prior to December 1, 2013</del>	<del>January 1, 2013</del>	<del>6658.98</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>B</del>	<del>On or after December 1, 2013</del>	<del>December 1, 2013</del>	<del>6264.00</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>B</del>	<del>Prior to December 1, 2013</del>	<del>March 1, 2014</del>	<del>6650.28</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>Q</del>	<del>Prior to December 1, 2013</del>	<del>March 1, 2014</del>	<del>6745.98</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>S</del>	<del>Prior to December 1, 2013</del>	<del>March 1, 2014</del>	<del>6796.44</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>B</del>	<del>On or after December 1, 2013</del>	<del>March 1, 2014</del>	<del>6394.50</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>B</del>	<del>Prior to December 1, 2013</del>	<del>January 1, 2015</del>	<del>6876.48</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>Q</del>	<del>Prior to December 1, 2013</del>	<del>January 1, 2015</del>	<del>6975.66</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>S</del>	<del>Prior to December 1, 2013</del>	<del>January 1, 2015</del>	<del>7026.12</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>B</del>	<del>On or after December 1, 2013</del>	<del>January 1, 2015</del>	<del>6612.00</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>B</del>	<del>Prior to December 1, 2013</del>	<del>January 1, 2016</del>	<del>7057.44</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>Q</del>	<del>Prior to December 1, 2013</del>	<del>January 1, 2016</del>	<del>7160.10</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>S</del>	<del>Prior to December 1, 2013</del>	<del>January 1, 2016</del>	<del>7210.56</del>
<del>Boiler Safety Specialist</del>	<del>04910</del>	<del>Central</del>	<del>B</del>	<del>On or after December 1, 2013</del>	<del>January 1, 2016</del>	<del>6786.00</del>
Boiler Safety Specialist	04910	Central	B	Prior to December 1, 2013	January 1, 2017	7147.92
Boiler Safety Specialist	04910	Central	Q	Prior to December 1, 2013	January 1, 2017	7251.02
Boiler Safety Specialist	04910	Central	S	Prior to December 1, 2013	January 1, 2017	7304.25
Boiler Safety Specialist	04910	Central	B	On or after December 1, 2013	January 1, 2017	6873.00

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Boiler Safety Specialist	04910	Southern	B	Prior to December 1, 2013	January 1, 2013	5688.06
Boiler Safety Specialist	04910	Southern	Q	Prior to December 1, 2013	January 1, 2013	5769.84
Boiler Safety Specialist	04910	Southern	S	Prior to December 1, 2013	January 1, 2013	5820.30
Boiler Safety Specialist	04910	Southern	B	On or after December 1, 2013	December 1, 2013	5468.82
Boiler Safety Specialist	04910	Southern	B	Prior to December 1, 2013	January 1, 2014	5801.16
Boiler Safety Specialist	04910	Southern	Q	Prior to December 1, 2013	January 1, 2014	5884.68
Boiler Safety Specialist	04910	Southern	S	Prior to December 1, 2013	January 1, 2014	5935.14
Boiler Safety Specialist	04910	Southern	B	On or after December 1, 2013	January 1, 2014	5578.44
Boiler Safety Specialist	04910	Southern	B	Prior to December 1, 2013	January 1, 2015	6032.58
Boiler Safety Specialist	04910	Southern	Q	Prior to December 1, 2013	January 1, 2015	6119.58
Boiler Safety Specialist	04910	Southern	S	Prior to December 1, 2013	January 1, 2015	6170.04
Boiler Safety Specialist	04910	Southern	B	On or after December 1, 2013	January 1, 2015	5801.16
Boiler Safety Specialist	04910	Southern	B	Prior to December 1, 2013	January 1, 2016	6213.54
Boiler Safety Specialist	04910	Southern	Q	Prior to December 1, 2013	January 1, 2016	6304.02
Boiler Safety Specialist	04910	Southern	S	Prior to December 1, 2013	January 1, 2016	6354.48
Boiler Safety Specialist	04910	Southern	B	On or after December 1, 2013	January 1, 2016	5975.16
Boiler Safety Specialist	04910	Southern	B	Prior to December 1, 2013	January 1, 2017	6605.04
Boiler Safety Specialist	04910	Southern	Q	Prior to December 1, 2013	January 1, 2017	6700.31
Boiler Safety Specialist	04910	Southern	S	Prior to December 1, 2013	January 1, 2017	6753.54
Boiler Safety Specialist	04910	Southern	B	On or after December 1, 2013	January 1, 2017	6351.00

NOTES: Regions – The counties in the regions are:

**Northern Region:** Boone, Cook, DeKalb, DuPage, Grundy, Kane, Kankakee, Kendall, Lake,

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

McHenry, Will, and Winnebago Counties.

**Central Region:** Bureau, Carroll, Champaign, DeWitt, Ford, Fulton, Hancock, Henderson, Henry, Iroquois, JoDaviess, Knox, LaSalle, Lee, Livingston, Logan, Marshall, Mason, McDonough, McLean, Mercer, Ogle, Peoria, Putnam, Rock Island, Schuyler, Stark, Stephenson, Tazewell, Vermilion, Warren, Whiteside, and Woodford Counties.

**Southern Region:** Adams, Alexander, Bond, Brown, Calhoun, Cass, Christian, Clark, Clay, Clinton, Coles, Crawford, Cumberland, Douglas, Edgar, Edwards, Effingham, Fayette, Franklin, Gallatin, Greene, Hamilton, Hardin, Jackson, Jasper, Jefferson, Jersey, Johnson, Lawrence, Macon, Macoupin, Madison, Marion, Massac, Menard, Monroe, Montgomery, Morgan, Moultrie, Perry, Piatt, Pike, Pope, Pulaski, Randolph, Richland, St. Clair, Saline, Sangamon, Scott, Shelby, Union, Wabash, Washington, Wayne, White, and Williamson Counties.

Additional Provisions – Section 310.210 shall apply to employees occupying positions in the Boiler Safety Specialist class that are represented by the RC-008 bargaining unit.

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

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

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Grade</u>
<del>Agricultural Products Promoter (See Note)</del>	<del>00815</del>	<del>RC-029</del>	<del>13</del>
Animal and Animal Products Investigator	01072	RC-029	14
Apiary Inspector	01215	RC-029	04
Apiary Inspector (hourly)	01215	RC-029	04H
Arson Investigator I (See Note)	01481	RC-029	16
Arson Investigator II (See Note)	01482	RC-029	18
Arson Investigator II (Lead Worker) (See Note)	01482	RC-029	19
Breath Alcohol Analysis Technician (See Note)	05170	RC-029	16
Commerce Commission Police Officer I (See Note)	08451	RC-029	16
Commerce Commission Police Officer II (See Note)	08452	RC-029	18
Commodities Inspector	08770	RC-029	10
Drug Compliance Investigator	12778	RC-029	25
Elevator Inspector	13495	RC-029	18.5
Environmental Protection Legal Investigator I (See Note)	13811	RC-029	12
Environmental Protection Legal Investigator II	13812	RC-029	14
Environmental Protection Legal Investigator Specialist	13815	RC-029	15
Explosives Inspector I	14051	RC-029	14
Explosives Inspector II	14052	RC-029	17
Fingerprint Technician (See Note)	15204	RC-029	12
Fingerprint Technician Supervisor	15208	RC-029	17
Fire Prevention Inspector I	15316	RC-029	15
Fire Prevention Inspector II (See Note)	15317	RC-029	18
Fire Prevention Inspector Trainee (See Note)	15320	RC-029	12
Guard I	17681	RC-029	05
Guard II	17682	RC-029	08
Guard III	17683	RC-029	11
Licensing Assistant	23568	RC-029	07
Licensing Investigator I (See Note)	23571	RC-029	12
Licensing Investigator II	23572	RC-029	15
Licensing Investigator III (See Note)	23573	RC-029	16
Licensing Investigator IV (See Note)	23574	RC-029	18

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Liquor Control Special Agent I	23751	RC-029	15
Meat and Poultry Inspector	26070	RC-029	13.5
Meat and Poultry Inspector Trainee	26075	RC-029	09
Motorist Assistance Specialist	28490	RC-029	07
Plant and Pesticide Specialist I (See Note)	32501	RC-029	16
Plant and Pesticide Specialist II (See Note)	32502	RC-029	18
Plumbing Inspector (See Note)	32915	RC-029	19
Police Officer I (See Note)	32981	RC-029	16
Police Officer II (See Note)	32982	RC-029	18
Police Officer III (See Note)	32983	RC-029	20
Polygraph Examiner I (See Note)	33001	RC-029	18
Polygraph Examiner II (See Note)	33002	RC-029	20
Polygraph Examiner III (See Note)	33003	RC-029	22
Products and Standards Inspector	34603	RC-029	14
Security Officer (See Note)	39870	RC-029	12
Security Officer Sergeant (See Note)	39877	RC-029	13
Seed Analyst I	39951	RC-029	11
Seed Analyst II (See Note)	39952	RC-029	12
Site Security Officer	41115	RC-029	08
Truck Weighing Inspector (See Note)	46100	RC-029	12
Vehicle Compliance Inspector (See Note)	47570	RC-029	16
Vehicle Emissions Compliance Inspector (See Note)	47580	RC-029	12
Vehicle Emissions Quality Assurance Auditor (See Note)	47584	RC-029	13
Vital Records Quality Control Inspector (See Note)	48000	RC-029	12
Warehouse Claims Specialist (See Note)	48780	RC-029	19
Warehouse Examiner	48881	RC-029	15
Warehouse Examiner Specialist	48882	RC-029	17
Well Inspector I	49421	RC-029	14
Well Inspector II	49422	RC-029	17

NOTES: Shift Differential Pay – For titles other than the Meat and Poultry Inspector and Meat and Poultry Inspector Trainee titles, employees shall be paid a shift differential of \$0.50 per hour in addition to their base salary rate for all hours worked if their regular schedule for that day excluding overtime provides that they are scheduled to work and they work ½ or more of the work hours before 7 a.m. or after 3 p.m. Employees in positions having an indeterminate work schedule are not eligible for shift differential. Effective July 1, 2003, employees shall be paid a shift differential of \$0.67 per hour in addition to their base salary based on the criteria in this Note. Effective January 1,

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2009, employees shall be paid a shift differential of \$0.75 per hour in addition to their base salary based on the criteria in this Note. Effective July 1, 2009, employees shall be paid a shift differential of \$0.80 per hour in addition to their base salary based on the criteria in this Note. Employees who currently receive a percentage shift differential providing more than the per hour based indicated in this Note on the base rate of pay prior to the effective date shall have that percentage converted to the cents per hour equivalent rounded to the nearest cent and shall continue to receive the higher cents per hour rate. For Meat and Poultry Inspector and Meat and Poultry Inspector Trainee titles, employees shall be paid a shift differential of \$0.50 per hour in addition to their base salary rate for all hours worked if their normal work schedule for that day provides that they are scheduled to work and they work ½ or more of the hours before 8:00 a.m. or after 4:00 p.m. Effective July 1, 2009, shift differential shall be increased to \$0.80 per hour.

Longevity Pay – For titles other than the Meat and Poultry Inspector and Meat and Poultry Inspector Trainee titles, effective July 1, 1998, the Step 7 rate shall be ~~increased~~~~increases by~~ \$50 per month for those employees (non-sworn) who attain 15 years of service and have three or more years of creditable service on Step 7 in the same pay grade. Effective July 1, 2010, the Step 8 rate shall be increased~~by~~ \$50 per month for those employees (non-sworn) who attain 10 years of service and have three or more years of creditable service at Step 8 in the same pay grade. Effective July 1, 2010, the Step 8 rate shall be increased \$75 per month for those employees (non-sworn) who attain 15 years of service and have three or more years of creditable service on Step 8. Effective July 1, 2013, the Step 8 rate shall be increased \$75 per month for those employees (non-sworn) who attain 10 years of service and have three or more years of creditable service at Step 8 in the same pay grade. Effective July 1, 2013, the Step 8 rate shall be increased \$100 per month for those employees (non-sworn) who attain 15 years of service and have three or more years of creditable service on Step 8. Effective July 1, 1998, employees in the following classifications: Arson Investigator I and II; Commerce Commission Police Officer I and II; and Police Officer I, II and III. Effective July 1, 2003, employees in the following classification: Arson Investigator I and II; Commerce Commission Police Officer I and II; and Police Officer I, II and III shall be placed in a longevity schedule receiving a salary increase of \$50 per month upon reaching 10 years, 13 years, and 15 years of service in the same classification series. Employees shall be placed in a longevity schedule receiving a salary increase of \$75 per month upon reaching 17 years of service in the same classification series. Effective July 1, 2011, employees in the following classifications: Arson Investigator I and II; Commerce Commission Police Officer I and II; and Police Officer I, II and III shall be placed in a longevity schedule receiving a salary increase

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of \$50 per month upon reaching 10 years, 13 years, and 15 years of service in the same classification series. Employees shall be placed in a longevity schedule receiving a salary increase of \$100 per month upon reaching 17 years of service in the same classification series. For Meat and Poultry Inspector and Meat and Poultry Inspector Trainee titles, employees who are eligible for longevity pay at Step 7 on or before July 1, 2007 shall continue to receive longevity pay after being placed on Step 8 while they remain in the same pay grade. For employees not eligible to receive longevity pay on or before July 1, 2007, the Step 8 rate shall be increased by \$25 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same pay grade. For those employees who attain 15 years of continuous service and have three or more years creditable service on Step 8 on the same pay grade, the Step 8 rate shall be increased by \$50 per month. Effective July 1, 2013, the Step 8 rate shall be increased by \$75 per month for those employees who attain 10 years continuous service and have three or more years of creditable service on Step 8 of the same pay grade. For those employees who attain 15 years of continuous service and have 3 or more years of creditable service on the same pay grade, the Step 8 rate shall be increased by \$100 per month.

**Pension Formula Change** – An employee newly hired to a position that was previously covered by the alternative formula for pension benefits prior to January 1, 2011 and, effective January 1, 2011, is covered by the standard formula for pension benefits (see the Illinois Pension Code [40 ILCS 5/1-160(g) and 14-110(b)]) shall be placed on the Pay Plan Code B salary grade assigned to the classification to which the position is allocated. An employee newly hired is an employee hired on or after January 1, 2011 who has never been a member of the State Employees' Retirement System (SERS) or any other reciprocal retirement system. Other reciprocal retirement systems are the Chicago Teachers' Pension Fund, County Employees' Annuity and Benefit Fund of Cook County, Forest Preserve District Employees' Annuity and Benefit Fund of Cook County, General Assembly Retirement System (GARS), Illinois Municipal Retirement Fund (IMRF), Judges Retirement System (JRS), Laborers' Annuity and Benefit Fund of Chicago, Metropolitan Water Reclamation District Retirement Fund, Municipal Employees Annuity and Benefit Fund of Chicago, State Universities Retirement System (SURS) and Teachers' Retirement System of the State of Illinois (TRS).

**Clothing Reimbursement and Allowance** – For Meat and Poultry Inspector and Meat and Poultry Inspector Trainee titles, the State provides each employee the following articles of clothing: 2 frocks, 1 apron (kill floor use), and 1 pair of OSHA approved boots (kill floor use). Employees may locally purchase rubberized boots, steel toe or

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insulated, and submit the voucher to the State for payment. Each fiscal year employees are allotted an allowance equal to the standard issue boot in the approved vendor catalog to replace their damaged or worn boots. Any deviation from this policy requires approval from the Division Manager. Maintenance and laundry of clothing furnished is provided by the employee in such a fashion to present a neat and clean appearance. Replacement of worn or damaged clothing is determined by the State. ~~Clothing~~ ~~Such clothing~~ issued remains the property of the State and shall not be used by the employee at any time other than while the employee is on duty.

**Effective May 15, 2014**  
**Bargaining Unit: RC-029**

<u>Pay Grade</u>	<u>Pay Plan Code</u>	<u>STEPS</u>										
		<u>1c</u>	<u>1b</u>	<u>1a</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
09	B	3099	3202	3304	3405	3530	3664	3796	3930	4146	4227	4270
13.5	B	3654	3774	3894	4015	4190	4357	4523	4698	4961	5062	5113

**Effective July 1, 2014**  
**Bargaining Unit: RC-029**

<u>Pay Grade</u>	<u>Pay Plan Code</u>	<u>STEPS</u>										
		<u>1c</u>	<u>1b</u>	<u>1a</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
04	B	2705	2794	2884	2972	3050	3119	3207	3278	3419	3474	3613
04-H	B	15.55	16.06	16.57	17.08							
05	B	2781	2872	2964	3056	3132	3214	3293	3373	3514	3572	3716
07	B	2934	3029	3126	3223	3318	3414	3502	3603	3767	3832	3987
08	B	3025	3124	3224	3324	3424	3532	3627	3729	3907	3976	4137
09	B	3099	3202	3304	3405	3530	3664	3796	3930	4146	4227	4270
10	B	3236	3344	3450	3557	3662	3783	3902	4024	4229	4307	4480
11	B	3349	3460	3570	3680	3798	3937	4064	4193	4413	4497	4679
12	B	3492	3608	3723	3838	3964	4112	4246	4403	4639	4727	4913
12	Q	3636	3757	3876	3996	4128	4287	4434	4595	4844	4943	5141
13	B	3625	3744	3864	3983	4134	4288	4444	4612	4868	4963	5161

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13	Q	3773	3897	4022	4146	4311	4480	4643	4814	5088	5187	5396
13.5	B	3654	3774	3894	4015	4190	4357	4523	4698	4961	5062	5113
14	B	3784	3909	4034	4159	4321	4510	4674	4850	5134	5237	5448
15	B	3958	4088	4219	4349	4528	4705	4897	5078	5386	5487	5708
16	B	4144	4281	4418	4554	4756	4953	5161	5367	5683	5802	6033
16	Q	4523	4673	4822	4970	5179	5393	5609	5943	6061	6184	6433
17	B	4347	4491	4634	4778	4999	5210	5421	5641	5976	6099	6342
18	B	4585	4737	4888	5039	5275	5513	5736	5969	6325	6449	6710
18	Q	5016	5182	5347	5512	5763	5998	6236	6611	6742	6877	7151
18.5	B	4609	4761	4913	5065	5323	5575	5832	6080	6333	6719	6988
19	B	4844	5004	5163	5323	5575	5832	6080	6333	6719	6849	7124
19	Q	5182	5352	5523	5694	5946	6182	6420	6792	6923	7059	7341
20	B	5117	5286	5455	5623	5884	6163	6434	6701	7105	7246	7535
20	Q	5348	5523	5700	5876	6153	6443	6721	7002	7428	7572	7874
22	B	5721	5910	6099	6287	6594	6905	7227	7525	7995	8154	8481
22	Q	5978	6176	6373	6570	6895	7217	7550	7865	8355	8524	8864
25	B	6465	6678	6891	7104	7479	7835	8197	8567	9104	9288	9659

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

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**Section 310.APPENDIX A Negotiated Rates of Pay****Section 310.TABLE S VR-704 (Departments of Corrections, Financial and Professional Regulation, Juvenile Justice and State Police Supervisors, Laborers' – ISEA Local #2002)**

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Grade</u>
Clinical Services Supervisor	08260	VR-704	24
Computer Evidence Recovery Specialist	08980	VR-704	25
Corrections Command Center Supervisor	09500	VR-704	25
Corrections Family Services Coordinator	09600	VR-704	25
Corrections Intelligence Program Unit Manager	09798	VR-704	24
<del>Corrections Investigations Program Administrator</del>	<del>09799</del>	<del>VR-704</del>	<del>24</del>
Corrections Placement Resources Regional Supervisor	09839	VR-704	24
Corrections Program Administrator	09849	VR-704	24
Corrections Psychologist Administrator	09855	VR-704	25
Corrections Regional Mental Health Services Administrator	09857	VR-704	25
Corrections Training Program Supervisor	09860	VR-704	25
Corrections Unit Superintendent	09868	VR-704	25
Criminal Intelligence Analyst Supervisor	10169	VR-704	25
Developmental Psychological Services Administrator	12380	VR-704	25
Firearms Eligibility Administrator	15280	VR-704	25
Food Services Program Manager	15800	VR-704	24
Forensic Science Administrator I	15911	VR-704	24
Forensic Science Administrator II	15912	VR-704	25
Forensic Science Administrator III	15913	VR-704	26
Internal Investigations Principal Evaluation Supervisor	21735	VR-704	24
Internal Investigations Supervisor	21740	VR-704	24
Juvenile Justice Chief of Security	21965	VR-704	24
Juvenile Justice Psychologist Administrator	21967	VR-704	25
Juvenile Justice Unit Superintendent	21985	VR-704	25
Law Enforcement Training Administrator	23260	VR-704	25
Licensing Investigations Supervisor	23577	VR-704	25

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Narcotics and Currency Unit Supervisor	28750	VR-704	25
Police Lieutenant	32977	VR-704	24
Public Service Administrator, Option 8L (at Department of Corrections)	37015	VR-704	24
Senior Public Service Administrator, Option 7 (research and development unit chief function at Department of State Police)	40070	VR-704	24
Senior Public Service Administrator, Option 7 (protected services unit operations commander and senior terrorism advisor functions at Department of State Police)	40070	VR-704	25
Senior Public Service Administrator, Option 7 (deputy laboratory director function at Department of State Police)	40070	VR-704	27
Sex Offender Registration Unit Supervisor	40700	VR-704	26
Shift Supervisor at Department of Corrections Correctional Work Camps – Hired before or on June 30, 2014	40800	VR-704	24
Shift Supervisor at Department of Corrections Correctional Work Camps – Hired on or after July 1, 2014	40800	VR-704	22
Shift Supervisor not at Department of Corrections Correctional Work Camps – Hired before August 1, 2010 and on or after April 1, 2013 prior to December 31, 2014; all effective December 31, 2014	40800	VR-704	24
Shift Supervisor not at Department of Corrections Correctional Work Camps – Hired on or after August 1, 2010 through and including March 31, 2013 prior to December 31, 2014	40800	VR-704	23
State Police Inspector	42100	VR-704	26

NOTES: Shift Differential Pay – All Shift Supervisors shall conduct roll on scheduled work days and shall be compensated for 15 minutes for the roll call period at the appropriate rate. Unless specified below, Shift Supervisors shall receive ½ hour compensation for shift preparation at the appropriate rate. Those Shift Supervisors at facilities with 300 or more security staff shall receive 45 minutes preparation at the appropriate rate.

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Option Clarification – The positions allocated to the Public Service Administrator title that are assigned to the negotiated VR-704 pay grade have the Option 8L. The positions allocated to the Senior Public Service Administrator title that are assigned to the negotiated VR-704 pay grade have the Option 7. See the definition of option in Section 310.50.

Longevity Pay – Effective July 1, 2010, the Step 8 rate shall be increased by \$50 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2010. For those employees who attain 15 years continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2010, the Step 8 rate shall be increased by \$75 per month. Effective July 1, 2013, an employee on Step 8, having 10 years of continuous service and three years creditable service at Step 8, shall be paid an additional \$75 per month. An employee with 15 years continuous service and three years of creditable service at Step 8 shall receive an additional \$100 per month.

Shift Supervisor – Pay Grade VR-704-23 is not assigned to the Shift Supervisor title effective December 31, 2014.

**Hired Before or On March 31, 2013****Effective December 31, 2014****Bargaining Unit: VR-704**

<u>Pay Grade</u>	<u>Pay Plan Code</u>	<u>STEPS</u>							
		<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
22	Q	5871	6058	6245	6573	6896	7219	7552	7870
22	S	5957	6146	6336	6656	6982	7304	7641	7960
24	B	6745	7103	7478	7834	8197	8566	9104	9467
24	Q	7051	7427	7812	8189	8564	8952	9515	9894
24	S	7139	7509	7898	8273	8653	9041	9599	9984
25	B	7190	7583	7982	8380	8779	9178	9768	10159
25	Q	7510	7923	8337	8761	9177	9592	10208	10617

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25	S	7599	8012	8426	8844	9262	9676	10295	10708
26	B	7671	8092	8522	8953	9370	9790	10424	10840
26	Q	8042	8479	8928	9378	9816	10255	10920	11356
27	B	8190	8635	9092	9552	9999	10448	11123	11568

**Hired On or After April 1, 2013****Effective July 1, 2014  
Bargaining Unit: VR-704**

<u>Pay Grade</u>	<u>Pay Plan Code</u>	<u>STEPS</u>							
		<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
22	Q	5871	6058	6245	6573	6896	7219	7552	7870
22	S	5957	6146	6336	6656	6982	7304	7641	7960
24	B	6408	6748	7104	7442	7787	8266	8922	9467
24	Q	6698	7056	7421	7780	8136	8639	9325	9894
24	S	6782	7134	7503	7859	8220	8725	9407	9984
25	B	6831	7204	7583	7961	8340	8857	9573	10159
25	Q	7135	7527	7920	8323	8718	9256	10004	10617
25	S	7219	7611	8005	8402	8799	9337	10089	10708
26	B	7287	7687	8096	8505	8902	9447	10216	10840
26	Q	7640	8055	8482	8909	9325	9896	10702	11356
27	B	7781	8203	8637	9074	9499	10082	10901	11568

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

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

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Grade</u>
Accountant	00130	RC-062	14
Accountant Advanced	00133	RC-062	16
Accountant Supervisor	00135	RC-062	18
Accounting and Fiscal Administration Career Trainee	00140	RC-062	12
Activity Therapist	00157	RC-062	15
Activity Therapist Coordinator	00160	RC-062	17
Activity Therapist Supervisor	00163	RC-062	20
Actuarial Assistant	00187	RC-062	16
Actuarial Examiner	00195	RC-062	16
Actuarial Examiner Trainee	00196	RC-062	13
Actuarial Senior Examiner	00197	RC-062	19
Actuary I	00201	RC-062	20
Actuary II	00202	RC-062	24
Agricultural Market News Assistant	00804	RC-062	12
<del>Agricultural Marketing Generalist</del>	<del>00805</del>	<del>RC-062</del>	<del>14</del>
Agricultural Marketing Reporter	00807	RC-062	18
Agricultural Marketing Representative	00810	RC-062	18
Agriculture Land and Water Resource Specialist I	00831	RC-062	14
Agriculture Land and Water Resource Specialist II	00832	RC-062	17
Agriculture Land and Water Resource Specialist III	00833	RC-062	20
Aircraft Pilot I	00955	RC-062	19
Aircraft Pilot II	00956	RC-062	22
Aircraft Pilot II – Dual Rating	00957	RC-062	23
Appraisal Specialist I	01251	RC-062	14
Appraisal Specialist II	01252	RC-062	16
Appraisal Specialist III	01253	RC-062	18
Arts Council Associate	01523	RC-062	12
Arts Council Program Coordinator	01526	RC-062	18
Arts Council Program Representative	01527	RC-062	15
Assignment Coordinator	01530	RC-062	20
Bank Examiner I	04131	RC-062	16
Bank Examiner II	04132	RC-062	19
Bank Examiner III	04133	RC-062	22

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Behavioral Analyst Associate	04355	RC-062	15
Behavioral Analyst I	04351	RC-062	17
Behavioral Analyst II	04352	RC-062	19
Business Administrative Specialist	05810	RC-062	16
Business Manager	05815	RC-062	18
Buyer	05900	RC-062	18
Cancer Registrar I	05951	RC-062	14
Cancer Registrar II	05952	RC-062	16
Cancer Registrar III	05953	RC-062	20
Cancer Registrar Assistant Manager	05954	RC-062	22
Cancer Registrar Manager	05955	RC-062	24
Capital Development Board Account Technician	06515	RC-062	11
Capital Development Board Art in Architecture Technician	06533	RC-062	12
Capital Development Board Construction Support Analyst	06520	RC-062	11
Capital Development Board Project Technician	06530	RC-062	12
Chemist I	06941	RC-062	16
Chemist II	06942	RC-062	19
Chemist III	06943	RC-062	21
Child Protection Advanced Specialist	07161	RC-062	19
Child Protection Associate Specialist	07162	RC-062	16
Child Protection Specialist	07163	RC-062	18
Child Support Specialist I	07198	RC-062	16
Child Support Specialist II	07199	RC-062	17
Child Support Specialist Trainee	07200	RC-062	12
Child Welfare Associate Specialist	07216	RC-062	16
Child Welfare Staff Development Coordinator I	07201	RC-062	17
Child Welfare Staff Development Coordinator II	07202	RC-062	19
Child Welfare Staff Development Coordinator III	07203	RC-062	20
Child Welfare Staff Development Coordinator IV	07204	RC-062	22
Children and Family Service Intern – Option I	07241	RC-062	12
Children and Family Service Intern – Option II	07242	RC-062	15
Clinical Laboratory Technologist I	08220	RC-062	18
Clinical Laboratory Technologist II	08221	RC-062	19
Clinical Laboratory Technologist Trainee	08229	RC-062	14
Communications Systems Specialist	08860	RC-062	23
Community Management Specialist I	08891	RC-062	15
Community Management Specialist II	08892	RC-062	17
Community Management Specialist III	08893	RC-062	19
Community Planner I	08901	RC-062	15

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Community Planner II	08902	RC-062	17
Community Planner III	08903	RC-062	19
Conservation Education Representative	09300	RC-062	12
Conservation Grant Administrator I	09311	RC-062	18
Conservation Grant Administrator II	09312	RC-062	20
Conservation Grant Administrator III	09313	RC-062	22
Construction Program Assistant	09525	RC-062	12
Correctional Counselor I	09661	RC-062	15
Correctional Counselor II	09662	RC-062	17
Correctional Counselor III	09663	RC-062	19
Corrections Apprehension Specialist	09750	RC-062	19
Corrections Industries Marketing Representative	09803	RC-062	17
Corrections Leisure Activities Specialist I	09811	RC-062	15
Corrections Leisure Activities Specialist II	09812	RC-062	17
Corrections Leisure Activities Specialist III	09813	RC-062	19
Corrections Parole Agent	09842	RC-062	17
Corrections Senior Parole Agent	09844	RC-062	19
Criminal Intelligence Analyst I	10161	RC-062	18
Criminal Intelligence Analyst II	10162	RC-062	20
Criminal Intelligence Analyst Specialist	10165	RC-062	22
Criminal Justice Specialist I	10231	RC-062	16
Criminal Justice Specialist II	10232	RC-062	20
Criminal Justice Specialist Trainee	10236	RC-062	13
Curator of the Lincoln Collection	10750	RC-062	16
Data Processing Supervisor I	11435	RC-062	11
Data Processing Supervisor II	11436	RC-062	14
Data Processing Supervisor III	11437	RC-062	18
Day Care Licensing Representative I	11471	RC-062	16
Developmental Disabilities Council Program Planner I	12361	RC-062	12
Developmental Disabilities Council Program Planner II	12362	RC-062	16
Developmental Disabilities Council Program Planner III	12363	RC-062	18
Dietary Manager I	12501	RC-062	16
Dietary Manager II	12502	RC-062	18
Dietitian	12510	RC-062	15
Disability Appeals Officer	12530	RC-062	22
Disability Claims Adjudicator I	12537	RC-062	16
Disability Claims Adjudicator II	12538	RC-062	18
Disability Claims Adjudicator Trainee	12539	RC-062	13
Disability Claims Analyst	12540	RC-062	21

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Disability Claims Specialist	12558	RC-062	19
Disaster Services Planner	12585	RC-062	19
Document Examiner	12640	RC-062	22
Economic Development Representative I	12931	RC-062	17
Economic Development Representative II	12932	RC-062	19
Educational Diagnostician	12965	RC-062	12
Employment Security Field Office Supervisor	13600	RC-062	20
Employment Security Manpower Representative I	13621	RC-062	12
Employment Security Manpower Representative II	13622	RC-062	14
Employment Security Program Representative	13650	RC-062	14
Employment Security Program Representative – Intermittent	13651	RC-062	14H
Employment Security Service Representative	13667	RC-062	16
Employment Security Service Representative (Intermittent)	13667	RC-062	16H
Employment Security Specialist I	13671	RC-062	14
Employment Security Specialist II	13672	RC-062	16
Employment Security Specialist III	13673	RC-062	19
Employment Security Tax Auditor I	13681	RC-062	17
Employment Security Tax Auditor II	13682	RC-062	19
Energy and Natural Resources Specialist I	13711	RC-062	15
Energy and Natural Resources Specialist II	13712	RC-062	17
Energy and Natural Resources Specialist III	13713	RC-062	19
Energy and Natural Resources Specialist Trainee	13715	RC-062	12
Engineering Technician IV (Department of Public Health)	13734	RC-062	18
Environmental Health Specialist I	13768	RC-062	14
Environmental Health Specialist II	13769	RC-062	16
Environmental Health Specialist III	13770	RC-062	18
Environmental Protection Associate	13785	RC-062	12
Environmental Protection Specialist I	13821	RC-062	14
Environmental Protection Specialist II	13822	RC-062	16
Environmental Protection Specialist III	13823	RC-062	18
Environmental Protection Specialist IV	13824	RC-062	22
Equal Pay Specialist	13837	RC-062	17
Executive I	13851	RC-062	18
Executive II	13852	RC-062	20
Financial Institutions Examiner I	14971	RC-062	16
Financial Institutions Examiner II	14972	RC-062	19
Financial Institutions Examiner III	14973	RC-062	22
Financial Institutions Examiner Trainee	14978	RC-062	13
Firearms Eligibility Analyst I	15371	RC-062	13

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Firearms Eligibility Analyst II	15372	RC-062	16
Firearms Eligibility Analyst Trainee	15375	RC-062	11
Fire Protection Specialist I	15351	RC-062	16
Flight Safety Coordinator	15640	RC-062	22
Forensic Scientist I	15891	RC-062	18
Forensic Scientist II	15892	RC-062	20
Forensic Scientist III	15893	RC-062	22
Forensic Scientist Trainee	15897	RC-062	15
Gaming Licensing Analyst	17171	RC-062	13
Gaming Operations Supervisor	17181	RC-062	26
Gaming Senior Special Agent	17191	RC-062	23
Gaming Shift Supervisor	17187	RC-062	24
Gaming Special Agent	17192	RC-062	19
Gaming Special Agent Trainee	17195	RC-062	14
Gaming Unit Supervisor	17201	RC-062	26
Guardianship Representative	17710	RC-062	17
Habilitation Program Coordinator	17960	RC-062	17
Handicapped Services Representative I	17981	RC-062	11
Health Facilities Surveyor I	18011	RC-062	16
Health Facilities Surveyor II	18012	RC-062	19
Health Facilities Surveyor III	18013	RC-062	20
Health Information Administrator	18041	RC-062	15
Health Services Investigator I – Opt. A	18181	RC-062	19
Health Services Investigator I – Opt. B	18182	RC-062	20
Health Services Investigator II – Opt. A	18185	RC-062	22
Health Services Investigator II – Opt. B	18186	RC-062	22
Health Services Investigator II – Opt. C	18187	RC-062	25
Health Services Investigator II – Opt. D	18188	RC-062	25
Historical Documents Conservator I	18981	RC-062	13
Historical Exhibits Designer	18985	RC-062	15
Historical Research Editor II	19002	RC-062	14
Human Relations Representative	19670	RC-062	16
Human Resources Representative	19692	RC-062	17
Human Resources Specialist	19693	RC-062	20
Human Rights Investigator I	19774	RC-062	16
Human Rights Investigator II	19775	RC-062	18
Human Rights Investigator III	19776	RC-062	19
Human Rights Mediator	19771	RC-062	17
Human Rights Specialist I	19778	RC-062	14

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Human Rights Specialist II	19779	RC-062	16
Human Rights Specialist III	19780	RC-062	18
Human Services Casework Manager	19788	RC-062	20
Human Services Caseworker	19785	RC-062	16
Human Services Grants Coordinator I	19791	RC-062	14
Human Services Grants Coordinator II	19792	RC-062	17
Human Services Grants Coordinator III	19793	RC-062	20
Human Services Grants Coordinator Trainee	19796	RC-062	12
Human Services Sign Language Interpreter	19810	RC-062	16
Iconographer	19880	RC-062	12
Industrial and Community Development Representative I	21051	RC-062	17
Industrial and Community Development Representative II	21052	RC-062	19
Industrial Services Consultant I	21121	RC-062	14
Industrial Services Consultant II	21122	RC-062	16
Industrial Services Consultant Trainee	21125	RC-062	11
Industrial Services Hygienist	21127	RC-062	19
Industrial Services Hygienist Technician	21130	RC-062	16
Industrial Services Hygienist Trainee	21133	RC-062	12
Information Technology/Communication Systems Specialist I	21216	RC-062	19
Information Technology/Communication Systems Specialist II	21217	RC-062	24
Instrument Designer	21500	RC-062	18
Insurance Analyst III	21563	RC-062	14
Insurance Analyst IV	21564	RC-062	16
Insurance Company Claims Examiner II	21602	RC-062	19
Insurance Company Field Staff Examiner	21608	RC-062	16
Insurance Company Financial Examiner Trainee	21610	RC-062	13
Insurance Performance Examiner I	21671	RC-062	14
Insurance Performance Examiner II	21672	RC-062	17
Insurance Performance Examiner III	21673	RC-062	20
Intermittent Unemployment Insurance Representative	21689	RC-062	12H
Internal Auditor I	21721	RC-062	17
Internal Security Investigator I, not Department of Corrections	21731	RC-062	18
Internal Security Investigator II, not Department of Corrections	21732	RC-062	21
International Marketing Representative I, Department of Agriculture	21761	RC-062	14
Juvenile Justice Youth and Family Specialist, Option 1	21991	RC-062	18
Juvenile Justice Youth and Family Specialist, Option 2	21992	RC-062	20
KidCare Supervisor	22003	RC-062	20
Labor Conciliator	22750	RC-062	20

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Laboratory Equipment Specialist	22990	RC-062	18
Laboratory Quality Specialist I	23021	RC-062	19
Laboratory Quality Specialist II	23022	RC-062	21
Laboratory Research Specialist I	23027	RC-062	19
Laboratory Research Specialist II	23028	RC-062	21
Land Acquisition Agent I	23091	RC-062	15
Land Acquisition Agent II	23092	RC-062	18
Land Acquisition Agent III	23093	RC-062	21
Land Reclamation Specialist I	23131	RC-062	14
Land Reclamation Specialist II	23132	RC-062	17
Liability Claims Adjuster I	23371	RC-062	14
Liability Claims Adjuster II	23372	RC-062	18
Library Associate	23430	RC-062	12
Life Sciences Career Trainee	23600	RC-062	12
Liquor Control Special Agent II	23752	RC-062	15
Local Historical Services Representative	24000	RC-062	17
Local Housing Advisor I	24031	RC-062	14
Local Housing Advisor II	24032	RC-062	16
Local Housing Advisor III	24033	RC-062	18
Local Revenue and Fiscal Advisor I	24101	RC-062	15
Local Revenue and Fiscal Advisor II	24102	RC-062	17
Local Revenue and Fiscal Advisor III	24103	RC-062	19
Lottery Regional Coordinator	24504	RC-062	19
Lottery Sales Representative	24515	RC-062	16
Management Operations Analyst I	25541	RC-062	18
Management Operations Analyst II	25542	RC-062	20
Manpower Planner I	25591	RC-062	14
Manpower Planner II	25592	RC-062	17
Manpower Planner III	25593	RC-062	20
Manpower Planner Trainee	25597	RC-062	12
Medical Assistance Consultant I	26501	RC-062	13
Medical Assistance Consultant II	26502	RC-062	16
Medical Assistance Consultant III	26503	RC-062	19
Mental Health Administrator I	26811	RC-062	18
Mental Health Administrator II	26812	RC-062	20
Mental Health Administrator Trainee	26817	RC-062	16
Mental Health Recovery Support Specialist I	26921	RC-062	17
Mental Health Recovery Support Specialist II	26922	RC-062	18
Mental Health Specialist I	26924	RC-062	12

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Mental Health Specialist II	26925	RC-062	14
Mental Health Specialist III	26926	RC-062	16
Mental Health Specialist Trainee	26928	RC-062	11
Meteorologist	27120	RC-062	18
Methods and Procedures Advisor I	27131	RC-062	14
Methods and Procedures Advisor II	27132	RC-062	16
Methods and Procedures Advisor III	27133	RC-062	20
Methods and Procedures Career Associate I	27135	RC-062	11
Methods and Procedures Career Associate II	27136	RC-062	12
Methods and Procedures Career Associate Trainee	27137	RC-062	09
Metrologist Associate	27146	RC-062	15
Microbiologist I	27151	RC-062	16
Microbiologist II	27152	RC-062	19
Museum Theater Systems Technician (Historic Preservation Agency)	28700	RC-062	15
Natural Resources Advanced Specialist	28833	RC-062	20
Natural Resources Coordinator	28831	RC-062	15
Natural Resources Specialist	28832	RC-062	18
Oral Health Consultant	30317	RC-062	18
Paralegal Assistant	30860	RC-062	14
Pension and Death Benefits Technician I	30961	RC-062	12
Pension and Death Benefits Technician II	30962	RC-062	19
Plumbing Consultant (Department of Public Health)	32910	RC-062	22
Police Training Specialist	32990	RC-062	17
Private Secretary I	34201	RC-062	16
Program Integrity Auditor I	34631	RC-062	16
Program Integrity Auditor II	34632	RC-062	19
Program Integrity Auditor Trainee	34635	RC-062	12
Property Consultant	34900	RC-062	15
Public Aid Investigator	35870	RC-062	19
Public Aid Investigator Trainee	35874	RC-062	14
Public Aid Lead Casework Specialist	35880	RC-062	17
Public Aid Program Quality Analyst	35890	RC-062	19
Public Aid Quality Control Reviewer	35892	RC-062	17
Public Aid Quality Control Supervisor	35900	RC-062	19
Public Aid Staff Development Specialist I	36071	RC-062	15
Public Aid Staff Development Specialist II	36072	RC-062	17
Public Health Educator Associate	36434	RC-062	14
Public Health Program Specialist I	36611	RC-062	14

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Public Health Program Specialist II	36612	RC-062	16
Public Health Program Specialist III	36613	RC-062	19
Public Health Program Specialist Trainee	36615	RC-062	12
Public Information Coordinator	36750	RC-062	18
Public Information Officer I	37001	RC-062	12
Public Information Officer II	37002	RC-062	14
Public Information Officer III	37003	RC-062	19
Public Information Officer IV	37004	RC-062	21
Public Safety Drug Screening Specialist	37006	RC-062	17
Public Safety Inspector	37007	RC-062	16
Public Safety Inspector Trainee	37010	RC-062	10
Public Service Administrator, Option 8Z	37015	RC-062	19
Public Service Administrator, Options 2, 6, 7 Gaming Board and Departments of Healthcare and Family Services and Revenue, 8C, 9A and 9B	37015	RC-062	24
Public Service Administrator, Options 8B and 8Y	37015	RC-062	23
Railroad Safety Specialist I	37601	RC-062	19
Railroad Safety Specialist II	37602	RC-062	21
Railroad Safety Specialist III	37603	RC-062	23
Railroad Safety Specialist IV	37604	RC-062	25
Real Estate Investigator	37730	RC-062	19
Real Estate Professions Examiner	37760	RC-062	22
Recreation Worker I	38001	RC-062	12
Recreation Worker II	38002	RC-062	14
Rehabilitation Counselor	38145	RC-062	17
Rehabilitation Counselor Senior	38158	RC-062	19
Rehabilitation Counselor Trainee	38159	RC-062	15
Rehabilitation Services Advisor I	38176	RC-062	20
Rehabilitation Workshop Supervisor I	38194	RC-062	12
Rehabilitation Workshop Supervisor II	38195	RC-062	14
Rehabilitation Workshop Supervisor III	38196	RC-062	16
Reimbursement Officer I	38199	RC-062	14
Reimbursement Officer II	38200	RC-062	16
Research Economist I	38207	RC-062	18
Research Scientist I	38231	RC-062	13
Research Scientist II	38232	RC-062	16
Research Scientist III	38233	RC-062	20
Residential Services Supervisor	38280	RC-062	15
Resource Planner I	38281	RC-062	17

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Resource Planner II	38282	RC-062	19
Resource Planner III	38283	RC-062	22
Retirement System Disability Specialist	38310	RC-062	19
Revenue Audit Supervisor	38369	RC-062	25
Revenue Audit Supervisor (states other than IL and not assigned to RC-062-29 – Hired prior to April 1, 2013)	38369	RC-062	27
Revenue Audit Supervisor (See Note – Hired prior to April 1, 2013)	38369	RC-062	29
Revenue Auditor I	38371	RC-062	16
Revenue Auditor I (states other than IL and not assigned to RC-062-21 – Hired prior to April 1, 2013)	38371	RC-062	19
Revenue Auditor I (See Note – Hired prior to April 1, 2013)	38371	RC-062	21
Revenue Auditor II	38372	RC-062	19
Revenue Auditor II (states other than IL and not assigned to RC-062-24 – Hired prior to April 1, 2013)	38372	RC-062	22
Revenue Auditor II (See Note – Hired prior to April 1, 2013)	38372	RC-062	24
Revenue Auditor III	38373	RC-062	22
Revenue Auditor III (states other than IL and not assigned to RC-062-26 – Hired prior to April 1, 2013)	38373	RC-062	24
Revenue Auditor III (See Note – Hired prior to April 1, 2013)	38373	RC-062	26
Revenue Auditor Trainee	38375	RC-062	12
Revenue Auditor Trainee (states other than IL and not assigned to RC-062-15 – Hired prior to April 1, 2013)	38375	RC-062	13
Revenue Auditor Trainee (See Note – Hired prior to April 1, 2013)	38375	RC-062	15
Revenue Collection Officer I	38401	RC-062	15
Revenue Collection Officer II	38402	RC-062	17
Revenue Collection Officer III	38403	RC-062	19
Revenue Collection Officer Trainee	38405	RC-062	12
Revenue Computer Audit Specialist	38425	RC-062	23
Revenue Computer Audit Specialist (states other than IL and not assigned to RC-062-27 – Hired prior to April 1, 2013)	38425	RC-062	25
Revenue Computer Audit Specialist (See Note – Hired prior to April 1, 2013)	38425	RC-062	27
Revenue Senior Special Agent	38557	RC-062	23
Revenue Special Agent	38558	RC-062	19
Revenue Special Agent Trainee	38565	RC-062	14
Revenue Tax Specialist I	38571	RC-062	12

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Revenue Tax Specialist II (IL)	38572	RC-062	14
Revenue Tax Specialist II (states other than IL, CA or NJ)	38572	RC-062	17
Revenue Tax Specialist II (CA or NJ)	38572	RC-062	19
Revenue Tax Specialist III	38573	RC-062	17
Revenue Tax Specialist Trainee	38575	RC-062	10
Senior Public Service Administrator, Option 7 Gaming Board and Department of Revenue	40070	RC-062	26
Sex Offender Therapist I	40531	RC-062	17
Sex Offender Therapist II	40532	RC-062	19
Site Assistant Superintendent I	41071	RC-062	15
Site Assistant Superintendent II	41072	RC-062	17
Site Interpretive Coordinator	41093	RC-062	13
Site Services Specialist I	41117	RC-062	15
Site Services Specialist II	41118	RC-062	17
Social Service Consultant I	41301	RC-062	18
Social Service Consultant II	41302	RC-062	19
Social Service Program Planner I	41311	RC-062	15
Social Service Program Planner II	41312	RC-062	17
Social Service Program Planner III	41313	RC-062	20
Social Service Program Planner IV	41314	RC-062	22
Social Services Career Trainee	41320	RC-062	12
Social Worker I	41411	RC-062	17
Staff Development Specialist I	41771	RC-062	18
Staff Development Technician I	41781	RC-062	12
Staff Development Technician II	41782	RC-062	15
State Mine Inspector	42230	RC-062	19
State Mine Inspector-at-Large	42240	RC-062	21
State Police Field Specialist I	42001	RC-062	18
State Police Field Specialist II	42002	RC-062	20
Statistical Research Specialist I	42741	RC-062	12
Statistical Research Specialist II	42742	RC-062	14
Statistical Research Specialist III	42743	RC-062	17
Storage Tank Safety Specialist	43005	RC-062	18
Telecommunications Specialist	45295	RC-062	15
Telecommunications Systems Analyst	45308	RC-062	17
Telecommunications Systems Technician I	45312	RC-062	10
Telecommunications Systems Technician II	45313	RC-062	13
Terrorism Research Specialist I	45371	RC-062	18

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Terrorism Research Specialist II	45372	RC-062	20
Terrorism Research Specialist III	45373	RC-062	22
Terrorism Research Specialist Trainee	45375	RC-062	14
Unemployment Insurance Adjudicator I	47001	RC-062	11
Unemployment Insurance Adjudicator II	47002	RC-062	13
Unemployment Insurance Adjudicator III	47003	RC-062	15
Unemployment Insurance Revenue Analyst I	47081	RC-062	15
Unemployment Insurance Revenue Analyst II	47082	RC-062	17
Unemployment Insurance Revenue Specialist	47087	RC-062	13
Unemployment Insurance Special Agent	47096	RC-062	18
Vehicle Emission Compliance Supervisor, Environmental Protection Agency	47583	RC-062	15
Veterans Educational Specialist I	47681	RC-062	15
Veterans Educational Specialist II	47682	RC-062	17
Veterans Educational Specialist III	47683	RC-062	21
Veterans Employment Representative I	47701	RC-062	14
Veterans Employment Representative II	47702	RC-062	16
Volunteer Services Coordinator I	48481	RC-062	13
Volunteer Services Coordinator II	48482	RC-062	16
Volunteer Services Coordinator III	48483	RC-062	18
Wage Claims Specialist	48770	RC-062	09
Weatherization Specialist I	49101	RC-062	14
Weatherization Specialist II	49102	RC-062	17
Weatherization Specialist III	49103	RC-062	20
Weatherization Specialist Trainee	49105	RC-062	12
Workers Compensation Insurance Compliance Investigator	49640	RC-062	20

NOTES: Shift Differential Pay – Employees shall be paid a shift differential of \$0.80 per hour in addition to their base salary rate for all hours worked if their normal work schedule for that day provides that they are scheduled to work and they work ½ or more of the work hours before 7 a.m. or after 3 p.m. The payment shall be for all paid time. Incumbents who currently receive a percentage shift differential providing more than the cents per hour indicated in this Note based on the base rate of pay prior to the effective date shall have that percentage converted to the cents per hour equivalent rounded to the nearest cent and shall continue to receive the higher cents per hour rate. This provision shall not apply to employees who, because of "flex-time" scheduling made at their request, are scheduled and work hours that would otherwise qualify them for premium pay under this provision.

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Option Clarification – The positions allocated to the Public Service Administrator title that are assigned to a negotiated RC-062 pay grade have the following Options: 2; 6; 7; 8B; 8C; 8Y; 8Z; 9A; and 9B. The positions allocated to the Senior Public Service Administrator title that are assigned to a negotiated RC-062 pay grade have the Option 7. See the definition of option in Section 310.50.

Longevity Pay – Effective January 1, 2002, the Step 8 rate shall be increased by \$25 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 7 in the same or higher pay grade on or before January 1, 2002. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 7 in the same or higher pay grade on or before January 1, 2002, the Step 8 rate shall be increased by \$50 per month. For employees not eligible for longevity pay on or before January 1, 2002, the Step 8 rate shall be increased by \$25 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade, the Step 8 rate shall be increased by \$50 per month. Effective July 1, 2010, the Step 8 rate shall be increased by \$50 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2010. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2010, the Step 8 rate shall be increased by \$75 per month. Effective July 1, 2013, the Step 8 rate shall be increased by \$25 per month to \$75 a month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2013. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2013, the Step 8 rate shall be increased by \$25 per month to \$100 a month. Employees whose salaries are red-circled above the maximum Step rate continue to receive all applicable general increases and any other adjustments (except the longevity pay) provided for in the Agreement. For these employees, the longevity pay shall be limited to the amount that would increase the employee's salary to the amount that is equal to that of an employee on the maximum Step rate with the same number of years of continuous and creditable

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service. Employees receiving the longevity pay shall continue to receive the longevity pay as long as they remain in the same or successor classification as a result of a reclassification or reevaluation. Employees who are eligible for the increase provided for longevity pay on or before January 1, 2002, shall continue to receive longevity pay after being placed on Step 8 while they remain in the same or lower pay grade.

For the Revenue Tax Specialist II position classification title only – The pay grade assigned to the employee is based on the location of the position and the residence held by the employee. In the same position classification, the employee holding a position and residence outside the boundaries of the State of Illinois is assigned to a different pay grade than the pay grade assigned to the employee holding a position within the boundaries of the State of Illinois. The pay grade assigned to the employee holding a position located within the boundaries of the State of Illinois is the pay grade with the (IL) indication next to the position classification. The pay grade assigned to the employee holding the position located outside the boundaries of the State of Illinois is determined by the location of the employee's residence or position location (e.g., IL, CA or NJ or a state other than IL, CA or NJ). If the employee's residence moves to another state while the employee is in the same position located outside the boundaries of the State of Illinois, or moves into another position located outside the boundaries of the State of Illinois in the same position classification, the base salary may change depending on the location of the employee's new residence. In all cases, change in base salary shall be on a step for step basis (e.g., if the original base salary was on Step 5 in one pay grade, the new base salary will also be on Step 5 of the newly appropriate pay grade).

For the Revenue Audit Supervisor, Revenue Auditor I, II and III, Revenue Auditor Trainee, and Revenue Computer Audit Specialist position classification titles only – Effective July 1, 2010, State employees appointed to positions allocated to the Revenue Audit Supervisor, Revenue Auditor I, II and III, Revenue Auditor Trainee, and Revenue Computer Audit Specialist classifications shall be assigned to the pay grades:

Revenue Audit Supervisor, RC-062-29  
Revenue Auditor I, RC-062-21  
Revenue Auditor II, RC-062-24  
Revenue Auditor III, RC-062-26  
Revenue Auditor Trainee, RC-062-15

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## NOTICE OF ADOPTED AMENDMENTS

## Revenue Computer Audit Specialist, RC-062-27

if the employee lives in California, 50% or more of the employee's work is within a 200 mile radius of the Paramus NJ Illinois Department of Revenue office, or 50% or more of the employee's work is within the District of Columbia. This shall not apply to employees who are hired after April 1, 2013.

**Effective July 1, 2014**  
**Bargaining Unit: RC-062**

Pay Grade	Pay Plan Code	S T E P S										
		<u>1c</u>	<u>1b</u>	<u>1a</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
9	B	3027	3127	3227	3327	3430	3539	3649	3766	3877	4061	4223
9	Q	3151	3254	3358	3462	3568	3683	3796	3920	4037	4230	4401
9	S	3215	3321	3427	3533	3641	3759	3874	3999	4116	4311	4484
10	B	3124	3227	3330	3433	3559	3664	3785	3905	4025	4231	4402
10	Q	3250	3358	3465	3572	3702	3814	3944	4067	4195	4418	4594
10	S	3318	3427	3536	3645	3776	3891	4020	4144	4280	4500	4679
11	B	3240	3347	3453	3560	3681	3800	3938	4067	4194	4416	4592
11	Q	3371	3481	3592	3704	3836	3961	4102	4240	4373	4610	4793
11	S	3436	3550	3663	3777	3910	4036	4181	4319	4456	4692	4879
12	B	3371	3481	3592	3704	3840	3965	4114	4248	4405	4641	4826
12	Q	3508	3625	3740	3856	3998	4130	4289	4435	4595	4846	5041
12	S	3577	3694	3813	3931	4074	4208	4371	4520	4681	4933	5132
12H	B	20.74	21.42	22.10	22.79	23.63	24.40	25.32	26.14	27.11	28.56	29.70
12H	Q	21.59	22.31	23.02	23.73	24.60	25.42	26.39	27.29	28.28	29.82	31.02
12H	S	22.01	22.73	23.46	24.19	25.07	25.90	26.90	27.82	28.81	30.36	31.58
13	B	3498	3612	3728	3843	3984	4136	4290	4446	4614	4871	5063

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13	Q	3642	3762	3883	4002	4148	4312	4481	4645	4816	5090	5294
13	S	3711	3834	3956	4078	4229	4396	4567	4727	4902	5178	5385
14	B	3647	3767	3887	4008	4159	4321	4511	4675	4852	5137	5342
14	Q	3803	3928	4053	4178	4336	4515	4709	4886	5073	5367	5580
14	S	3872	4000	4127	4255	4422	4594	4793	4973	5159	5453	5668
14H	B	22.44	23.18	23.92	24.66	25.59	26.59	27.76	28.77	29.86	31.61	32.87
14H	Q	23.40	24.17	24.94	25.71	26.68	27.78	28.98	30.07	31.22	33.03	34.34
14H	S	23.83	24.62	25.40	26.18	27.21	28.27	29.50	30.60	31.75	33.56	34.88
15	B	3792	3917	4042	4167	4351	4530	4706	4898	5082	5388	5601
15	Q	3957	4087	4218	4348	4538	4727	4918	5121	5310	5626	5854
15	S	4029	4163	4295	4428	4623	4810	5004	5208	5396	5715	5943
16	B	3969	4099	4230	4362	4556	4758	4954	5162	5368	5685	5913
16	Q	4141	4278	4415	4550	4758	4975	5182	5395	5610	5944	6184
16	S	4221	4361	4498	4638	4843	5060	5269	5480	5699	6027	6267
16H	B	24.42	25.22	26.03	26.84	28.04	29.28	30.49	31.77	33.03	34.98	36.39
16H	Q	25.48	26.33	27.17	28.00	29.28	30.62	31.89	33.20	34.52	36.58	38.06
16H	S	25.98	26.84	27.68	28.54	29.80	31.14	32.42	33.72	35.07	37.09	38.57
17	B	4159	4295	4432	4570	4780	4999	5212	5423	5643	5979	6218
17	Q	4338	4481	4625	4767	4996	5226	5444	5665	5898	6248	6500
17	S	4417	4562	4708	4853	5085	5314	5534	5753	5982	6339	6591
18	B	4377	4522	4665	4809	5041	5274	5516	5740	5971	6326	6581
18	Q	4571	4722	4873	5024	5271	5515	5766	6001	6240	6615	6878
18	S	4646	4800	4953	5106	5355	5601	5853	6088	6330	6697	6967
19	B	4612	4764	4916	5067	5325	5577	5834	6083	6336	6722	6990
19	J	4612	4764	4916	5067	5325	5577	5834	6083	6336	6722	6990
19	Q	4821	4980	5138	5297	5568	5825	6103	6357	6624	7023	7304
19	S	4901	5062	5224	5387	5656	5915	6189	6445	6711	7109	7393

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20	B	4873	5033	5194	5354	5625	5885	6167	6435	6701	7108	7392
20	Q	5092	5259	5427	5596	5877	6155	6447	6724	7003	7432	7729
20	S	5172	5344	5514	5684	5965	6240	6532	6810	7090	7514	7815
21	B	5146	5315	5485	5655	5946	6233	6523	6820	7105	7548	7849
21	U	5146	5315	5485	5655	5946	6233	6523	6820	7105	7548	7849
21	Q	5377	5555	5732	5910	6214	6513	6817	7129	7428	7889	8204
21	S	5457	5637	5817	5997	6299	6597	6906	7215	7511	7975	8293
22	B	5441	5619	5799	5978	6290	6595	6908	7228	7529	7998	8318
22	Q	5683	5871	6058	6245	6573	6896	7219	7552	7870	8358	8689
22	S	5766	5957	6146	6336	6656	6982	7304	7641	7960	8445	8783
23	B	5770	5961	6151	6341	6677	7020	7352	7690	8023	8531	8873
23	Q	6033	6233	6432	6630	6980	7337	7682	8040	8387	8912	9268
23	S	6111	6313	6514	6716	7065	7424	7769	8124	8474	9000	9357
24	B	6141	6344	6546	6749	7107	7482	7838	8202	8570	9109	9472
24	J	6141	6344	6546	6749	7107	7482	7838	8202	8570	9109	9472
24	Q	6419	6630	6843	7054	7431	7816	8194	8567	8956	9519	9900
24	S	6499	6714	6928	7142	7513	7901	8277	8657	9044	9604	9988
25	B	6547	6763	6979	7194	7586	7988	8385	8783	9184	9773	10163
25	J	6547	6763	6979	7194	7586	7988	8385	8783	9184	9773	10163
25	Q	6838	7065	7289	7514	7927	8342	8766	9183	9598	10212	10622
25	S	6919	7147	7376	7603	8014	8430	8849	9266	9681	10299	10714
26	B	6984	7214	7445	7676	8097	8527	8957	9375	9796	10427	10844
26	U	6984	7214	7445	7676	8097	8527	8957	9375	9796	10427	10844
26	Q	7323	7563	7805	8047	8482	8931	9382	9822	10259	10924	11361
26	S	7390	7634	7876	8120	8563	9018	9473	9914	10359	11032	11473
27	B	7456	7702	7949	8195	8641	9096	9556	10005	10455	11129	11576
27	J	7456	7702	7949	8195	8641	9096	9556	10005	10455	11129	11576

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27	U	7456	7702	7949	8195	8641	9096	9556	10005	10455	11129	11576
27	Q	7794	8051	8308	8565	9031	9506	9992	10459	10928	11634	12100
28	B	7823	8081	8340	8598	9063	9544	10029	10499	10969	11679	12148
29	U	8211	8481	8752	9022	9513	10016	10523	11017	11511	12256	12745

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

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## NOTICE OF ADOPTED AMENDMENTS

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

<u>Title</u>	<u>Title Code</u>	<u>Bargaining Unit</u>	<u>Pay Grade</u>
Actuary III	00203	RC-063	26
Architect	01440	RC-063	22
Chaplain I	06901	RC-063	16
Chaplain II	06902	RC-063	19
Child Welfare Administrative Case Reviewer	07190	RC-063	22
Child Welfare Advanced Specialist	07215	RC-063	19
Child Welfare Court Facilitator	07196	RC-063	22
Child Welfare Senior Specialist	07217	RC-063	22
Child Welfare Specialist	07218	RC-063	18
Civil Engineer I	07601	RC-063	15
Civil Engineer II	07602	RC-063	17
Civil Engineer III	07603	RC-063	19
Civil Engineer IV	07604	RC-063	22
Clinical Pharmacist	08235	RC-063	25
Clinical Psychologist	08250	RC-063	23
Clinical Psychology Associate	08255	RC-063	18
Day Care Licensing Representative II	11472	RC-063	18
Dentist I	11751	RC-063	23
Dentist II	11752	RC-063	26
Electrical Engineer, Department of Public Health	13180	RC-063	22
Environmental Engineer I	13751	RC-063	15
Environmental Engineer II	13752	RC-063	17
Environmental Engineer III	13753	RC-063	19
Environmental Engineer IV	13754	RC-063	22
Environmental Protection Engineer I	13791	RC-063	15
Environmental Protection Engineer II	13792	RC-063	17
Environmental Protection Engineer III	13793	RC-063	19
Environmental Protection Engineer IV	13794	RC-063	22
Environmental Protection Geologist I	13801	RC-063	15
Environmental Protection Geologist II	13802	RC-063	17
Environmental Protection Geologist III	13803	RC-063	19
Fire Protection Engineer (State Fire Marshal)	15340	RC-063	22
Geographic Information Specialist I	17271	RC-063	19

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Geographic Information Specialist II	17272	RC-063	23
Geographic Information Trainee	17276	RC-063	15
Graduate Pharmacist	17345	RC-063	20
Hearing and Speech Advanced Specialist	18227	RC-063	22
Hearing and Speech Associate	18231	RC-063	18
Hearing and Speech Specialist	18233	RC-063	20
Historical Library Chief of Acquisitions	16987	RC-063	19
Information Services Intern	21160	RC-063	15
Information Services Specialist I	21161	RC-063	17
Information Services Specialist II	21162	RC-063	19
Information Systems Analyst I	21165	RC-063	21
Information Systems Analyst II	21166	RC-063	23
Information Systems Analyst III	21167	RC-063	25
Laboratory Research Scientist	23025	RC-063	23
Landscape Architect	23145	RC-063	22
Landscape Planner	23150	RC-063	19
Librarian I	23401	RC-063	16
Librarian II	23402	RC-063	18
Management Systems Specialist	25583	RC-063	21
Manuscripts Manager, Historic Preservation Agency	25610	RC-063	19
Mechanical Engineer I	26201	RC-063	15
Mechanical Engineer II	26202	RC-063	17
Mechanical Engineer III	26203	RC-063	19
Nutritionist	29820	RC-063	18
Occupational Therapist	29900	RC-063	17
Occupational Therapist Program Coordinator	29908	RC-063	19
Occupational Therapist Supervisor	29910	RC-063	21
<del>Optometrist</del>	<del>30300</del>	<del>RC-063</del>	<del>14</del>
Pharmacy Manager (Department of Human Services)	32025	RC-063	27
Pharmacy Services Coordinator	32010	RC-063	25
Physical Therapist	32145	RC-063	17
Physical Therapist Program Coordinator	32153	RC-063	19
Podiatrist	32960	RC-063	14
Project Designer	34725	RC-063	19
Psychologist I	35611	RC-063	17
Psychologist II	35612	RC-063	20
Psychologist III	35613	RC-063	22

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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Psychologist Associate	35626	RC-063	15
Public Health Educator	36430	RC-063	19
Public Service Administrator, Option 8D	37015	RC-063	23
Public Service Administrator, Option 8P	37015	RC-063	26
Department of Human Services			
Public Service Administrator, Option 8U	37015	RC-063	21
Department of Human Services			
Public Service Administrator, Options 1, 3, 4, 6, 6E, 7 Criminal Justice Information Authority, 8A Department of Public Health, 8E, 8N, 8S Departments of Human Services and Veterans' Affairs and 8T	37015	RC-063	24
Public Service Administrator, Options 8H, 8I Department of Natural Resources and 9G	37015	RC-063	22
Rehabilitation/Mobility Instructor	38163	RC-063	19
Rehabilitation/Mobility Instructor Trainee	38167	RC-063	15
School Psychologist	39200	RC-063	19
Senior Public Service Administrator, Option 4 Departments of Public Health, Human Services and Commerce and Economic Opportunity and Environmental Protection Agency	40070	RC-063	26
Social Worker II	41412	RC-063	19
Social Worker III	41413	RC-063	20
Social Worker IV	41414	RC-063	22
Staff Pharmacist	41787	RC-063	24
Statistical Research Supervisor	42745	RC-063	20
Veterinarian I	47901	RC-063	18
Veterinarian II	47902	RC-063	20
Veterinarian III	47903	RC-063	21
Vision/Hearing Consultant I	47941	RC-063	16
Vision/Hearing Consultant II	47942	RC-063	20
Vision/Hearing Consultant III	47943	RC-063	21

NOTES: Shift Differential Pay – Employees shall be paid a shift differential of \$0.80 per hour in addition to their base salary rate for all hours worked if their normal work schedule for that day provides that they are scheduled to work and they work ½ or more of the work hours before 7 a.m. or after 3 p.m. The payment shall be for all paid time. Incumbents who currently receive a percentage shift differential providing more than the cents per

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hour indicated in this Note based on the base rate of pay prior to the effective date shall have that percentage converted to the cents per hour equivalent rounded to the nearest cent and shall continue to receive the higher cents per hour rate. This provision shall not apply to employees who, because of "flex-time" scheduling made at their request, are scheduled and work hours that would otherwise qualify them for premium pay under this provision.

Option Clarification – The positions allocated to the Public Service Administrator title that are assigned to the negotiated RC-063 pay grade have the following options: 1; 3; 4; 6; 6E; 7; 8A; 8D; 8E; 8H; 8I; 8N; 8P; 8S; 8T; 8U; and 9G. The positions allocated to the Senior Public Service Administrator title that are assigned to a negotiated pay grade have the Option 4. See the definition of option in Section 310.50.

Longevity Pay – Effective January 1, 2002, the Step 8 rate shall be increased by \$25 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 7 in the same or higher pay grade on or before January 1, 2002. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 7 in the same or higher pay grade on or before January 1, 2002, the Step 8 rate shall be increased by \$50 per month. For employees not eligible for longevity pay on or before January 1, 2002, the Step 8 rate shall be increased by \$25 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade, the Step 8 rate shall be increased by \$50 per month. Effective July 1, 2010, the Step 8 rate shall be increased by \$50 per month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2010. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2010, the Step 8 rate shall be increased by \$75 per month. Effective July 1, 2013, the Step 8 rate shall be increased by \$25 per month to \$75 a month for those employees who attain 10 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2013. For those employees who attain 15 years of continuous service and have three or more years of creditable service on Step 8 in the same or higher pay grade on or before July 1, 2013, the Step 8 rate shall be increased by \$25 per month to \$100 a month. Employees whose salaries are red-circled (see Section 310.220(f)) above the maximum Step rate continue to receive all applicable general increases and any other adjustments

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(except the longevity pay) provided for in the Agreement. For these employees, the longevity pay shall be limited to the amount that would increase the employee's salary to the amount that is equal to that of an employee on the maximum Step rate with the same number of years of continuous and creditable service. Employees receiving the longevity pay shall continue to receive the longevity pay as long as they remain in the same or successor classification as a result of a reclassification or reevaluation. Employees who are eligible for the increase provided for longevity pay on or before January 1, 2002 shall continue to receive longevity pay after being placed on Step 8 while they remain in the same or lower pay grade.

**Effective July 1, 2014**  
**Bargaining Unit: RC-063**

Pay Grade	Pay Plan Code	S T E P S										
		1c	1b	1a	1	2	3	4	5	6	7	8
14	B	3647	3767	3887	4008	4159	4321	4511	4675	4852	5137	5342
14	Q	3803	3928	4053	4178	4336	4515	4709	4886	5073	5367	5580
14	S	3872	4000	4127	4255	4422	4594	4793	4973	5159	5453	5668
15	B	3792	3917	4042	4167	4351	4530	4706	4898	5082	5388	5601
15	Q	3957	4087	4218	4348	4538	4727	4918	5121	5310	5626	5854
15	S	4029	4163	4295	4428	4623	4810	5004	5208	5396	5715	5943
16	B	3969	4099	4230	4362	4556	4758	4954	5162	5368	5685	5913
16	Q	4141	4278	4415	4550	4758	4975	5182	5395	5610	5944	6184
16	S	4221	4361	4498	4638	4843	5060	5269	5480	5699	6027	6267
17	B	4159	4295	4432	4570	4780	4999	5212	5423	5643	5979	6218
17	Q	4338	4481	4625	4767	4996	5226	5444	5665	5898	6248	6500
17	S	4417	4562	4708	4853	5085	5314	5534	5753	5982	6339	6591
18	B	4377	4522	4665	4809	5041	5274	5516	5740	5971	6326	6581
18	Q	4571	4722	4873	5024	5271	5515	5766	6001	6240	6615	6878
18	S	4646	4800	4953	5106	5355	5601	5853	6088	6330	6697	6967

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19	B	4612	4764	4916	5067	5325	5577	5834	6083	6336	6722	6990
19	Q	4821	4980	5138	5297	5568	5825	6103	6357	6624	7023	7304
19	S	4901	5062	5224	5387	5656	5915	6189	6445	6711	7109	7393
20	B	4873	5033	5194	5354	5625	5885	6167	6435	6701	7108	7392
20	Q	5092	5259	5427	5596	5877	6155	6447	6724	7003	7432	7729
20	S	5172	5344	5514	5684	5965	6240	6532	6810	7090	7514	7815
21	B	5146	5315	5485	5655	5946	6233	6523	6820	7105	7548	7849
21	Q	5377	5555	5732	5910	6214	6513	6817	7129	7428	7889	8204
21	S	5457	5637	5817	5997	6299	6597	6906	7215	7511	7975	8293
22	B	5441	5619	5799	5978	6290	6595	6908	7228	7529	7998	8318
22	Q	5683	5871	6058	6245	6573	6896	7219	7552	7870	8358	8689
22	S	5766	5957	6146	6336	6656	6982	7304	7641	7960	8445	8783
23	B	5770	5961	6151	6341	6677	7020	7352	7690	8023	8531	8873
23	Q	6033	6233	6432	6630	6980	7337	7682	8040	8387	8912	9268
23	S	6111	6313	6514	6716	7065	7424	7769	8124	8474	9000	9357
24	B	6141	6344	6546	6749	7107	7482	7838	8202	8570	9109	9472
24	Q	6419	6630	6843	7054	7431	7816	8194	8567	8956	9519	9900
24	S	6499	6714	6928	7142	7513	7901	8277	8657	9044	9604	9988
25	B	6547	6763	6979	7194	7586	7988	8385	8783	9184	9773	10163
25	Q	6838	7065	7289	7514	7927	8342	8766	9183	9598	10212	10622
25	S	6919	7147	7376	7603	8014	8430	8849	9266	9681	10299	10714
26	B	6984	7214	7445	7676	8097	8527	8957	9375	9796	10427	10844
26	Q	7323	7563	7805	8047	8482	8931	9382	9822	10259	10924	11361
26	S	7390	7634	7876	8120	8563	9018	9473	9914	10359	11032	11473
27	B	7456	7702	7949	8195	8641	9096	9556	10005	10455	11129	11576
27	Q	7794	8051	8308	8565	9031	9506	9992	10459	10928	11634	12100

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28     B     7823  8081  8340  8598  9063  9544  10029  10499  10969  11679  12148

29     B     8211  8481  8752  9022  9513  10016  10523  11017  11511  12256  12745

(Source: Amended at 41 Ill. Reg. 8314, effective July 1, 2017)

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Program Description
- 2) Code Citation: 89 Ill. Adm. Code 676
- 3) Section Number: 676.30                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing Section 3 of the Disabled Persons Rehabilitation Act [20 ILCS 2405/3]
- 5) Effective Date of Rule: August 1, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including any material incorporated, is on file in the Agency's principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 11079; August 19, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: Various grammatical and technical changes were made to Section 676.30 since First Notice.
- 12) Have all changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This rulemaking affects the Home Services Program. The proposed amendment adds the definitions of "individual provider," "overtime," "pay period," "travel time," and "work week" and revises the definition of "customer." Companion amendments to 89 Ill. Adm. 677, 89 Ill. Adm. Code 684 and 89 Ill. Adm. Code 686 are also being adopted.

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENT

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

Tracie Drew, Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue East  
Harris Building, 3rd Floor  
Springfield IL 62762

217/785-9772

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

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER IV: DEPARTMENT OF HUMAN SERVICES  
SUBCHAPTER d: HOME SERVICES PROGRAM

PART 676  
PROGRAM DESCRIPTION

SUBPART A: GENERAL PROGRAM PROVISIONS

- Section
- 676.10 Program Purpose and Types
- 676.20 General Program Accessibility
- 676.30 Definitions
- 676.40 Service Description

SUBPART B: CASE MANAGEMENT

- Section
- 676.100 Case Files (Repealed)
- 676.110 Sharing of Customer Information Between HSP and Other DHS Programs
- 676.120 Documentation of Information
- 676.130 Customer Signatures and Information Required to Receive Services Under the HSP
- 676.140 Application by DHS-ORS Employees, Individuals Holding Contracts with DHS, DHS-ORS Advisory Council Members, Family Members of DHS-ORS Employees, or Close Friends of DHS-ORS Employees
- 676.150 Geographic Case Assignment

SUBPART C: VENDOR PAYMENT

- Section
- 676.200 Vendor Payment
- 676.210 Reporting and Collection of Misspent Funds

SUBPART D: REFERRAL TO DEPARTMENT ON AGING (DoA)

- Section
- 676.300 Criteria for Referral to DoA
- 676.310 Disposition of Cases not Appropriate for Referral to DoA

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF ADOPTED AMENDMENT

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

**SOURCE:** Adopted at 19 Ill. Reg. 5095, effective March 21, 1995; amended at 20 Ill. Reg. 6315, effective April 18, 1996; amended at 21 Ill. Reg. 2678, effective February 7, 1997; recodified from the Department of Rehabilitation Services to the Department of Human Services at 21 Ill. Reg. 9325; amended at 22 Ill. Reg. 19563, effective October 23, 1998; amended at 23 Ill. Reg. 6445, effective May 17, 1999; amended at 23 Ill. Reg. 13874, effective November 8, 1999; amended at 24 Ill. Reg. 2681, effective February 2, 2000; amended at 28 Ill. Reg. 6445, effective April 8, 2004; amended at 31 Ill. Reg. 12602, effective August 16, 2007; emergency amendment at 35 Ill. Reg. 12105, effective July 15, 2011, for a maximum of 150 days; emergency amendment repealed by emergency rulemaking at 35 Ill. Reg. 15626, effective September 15, 2011 for the remainder of the 150 days; emergency amendment at 38 Ill. Reg. 6453, effective February 28, 2014, for a maximum of 150 days; amended at 38 Ill. Reg. 16958, effective July 25, 2014; amended at 41 Ill. Reg. 8432, effective August 1, 2017.

## SUBPART A: GENERAL PROGRAM PROVISIONS

**Section 676.30 Definitions**

For the purposes of this Subchapter, unless otherwise stated, the following terms shall have the following meanings.

- a) Activities of Daily Living or ADLs – those tasks an individual must do, or that an individual must have provided for him/her, in order to prevent institutionalization (i.e., bathing, dressing, shopping, cooking, housekeeping, etc.).
- b) CMMS – the federal Centers for Medicare & Medicaid Services (formerly HCFA, the federal Health Care Financing Administration).
- c) Customer
  - 1) A Customer~~customer~~ is anyone who:
    - A) has been referred to HSP for a determination of eligibility for services;
    - B) has applied for services through HSP;

## DEPARTMENT OF HUMAN SERVICES

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- C) is receiving services through HSP; or
- D) has received services through HSP.
- 2) If the ~~Customer~~customer is unable to satisfy any of his/her obligations under the HSP, including, without limitation, the obligation to serve as the employer of the IP or PA, the ~~Customer's~~customer's parent, family member, guardian, or duly authorized representative may act on behalf of the ~~Customer~~customer and is included within the definition of "~~Customer~~customer", as used throughout this Part.
- 3) For purposes of the IP or PA services performed pursuant to the HSP, the ~~Customer~~customer shall serve as the employer of the IP or PA. In this capacity, the ~~Customer~~customer is responsible for ~~controlling all~~ aspects of the employment relationship between the ~~Customer~~customer and the IP or PA, including, without limitation, locating and hiring the IP or PA, training the IP or PA, directing, evaluating and otherwise supervising the work performed by the IP or PA, imposing (when, in the opinion of the ~~Customer~~customer, it is appropriate or necessary) disciplinary action against the IP or PA, and terminating the employment relationship between the ~~Customer~~customer and the IP or PA.
- ~~de~~) Counselor – the ~~DHS-DRS~~DHS-ORS staff person or contractual Case Manager who helps to ensure that the funds available under the HSP are properly distributed in accordance with the Service Plan, any applicable waiver programs, and all applicable laws.
- ~~ed~~) Determination of Need or DON – the assessment tool used to determine an individual's non-financial eligibility for HSP services based on the individual's impairment and need for care. This form measures the level of risk of institutionalization for the individual.
- ~~fe~~) DHS – Illinois Department of Human Services.
- ~~ff~~) ~~DPA – Illinois Department of Public Aid.~~
- g) Family – any one related by blood, marriage, or adoption to the individual seeking services through HSP or anyone with whom the individual has a close

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inter-personal relationship and who resides with the individual.

- h) Family Unit – for the purposes of determining financial eligibility, the number of persons derived when counting the individual seeking services through HSP and the number of persons in the household who are legally responsible for the individual seeking services and for whom the individual seeking services is legally responsible.
- ~~i) HCFA – the federal Health Care Financing Administration.~~
- i) HFS – Illinois Department of Healthcare and Family Services.
- j) Home Services Program or HSP – a State and federally funded program designed to allow Illinois residents, who are at risk of unnecessary or premature institutionalization, to receive necessary care and services in their homes, as opposed to being placed in an institution.
- k) Home – a private residence where the ~~Customer~~~~customer~~ lives that is not an intermediate care or skilled nursing facility as defined at 77 Ill. Adm. Code 300, or a residential program operated by, or for which funding is provided by, the Illinois Department of Human Services, ~~Division~~~~Office~~ of Mental Health and ~~Division~~~~Office~~ of Developmental Disabilities as defined at 59 Ill. Adm. Code 120. For the purposes of this Subchapter, the term "home" shall include domestic violence shelters as defined in Section 1(c) of the Domestic Violence Shelter Act [20 ILCS 2210/1(c)] and publicly or privately administered shelters designed to provide temporary living accommodations for persons who are homeless.
- l) Individual Provider or IP – an individual selected and supervised by the Customer to provide services that are identified on the Customer's approved HSP Service Plan. An Individual Provider may be a Personal Assistant, Registered Nurse, Licensed Practical Nurse, Certified Nursing Assistant, Occupational Therapist, Physical Therapist or Speech Therapist.
- m) Intermediate Care Facility or ICF – a nursing facility that provides regular health related care to its residents, as well as those services necessary for safe and adequate living.
- n) Legally Responsible Family Member – a spouse, parent of a child who is under age 18 or a legal guardian of an individual who is under age 18.

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- on) Medicaid – the Medicaid program administered by HFS under the Public Aid Code [305 ILCS 5/11].
- po) Medicaid Waiver – the waiver allowing HSP to claim federal reimbursement for approved levels of in-home care for individuals who would otherwise be placed in institutions for that care. The Medicaid Waiver is overseen at the federal level by CMMSHCFA.
- q) Overtime – the time worked by an Individual Provider for an HSP Customer or Customers that exceeds 40 hours in a work week.
- r) Pay Period – a semi-monthly period that runs from either the first day of the month through the 15<sup>th</sup> day of the month or from the 16<sup>th</sup> day of the month through the last day of the month.
- sp) Personal Assistant or PA or Individual Provider or IP – an individual employed by the Customer to provide varied HSP services.
- te) Personal Assistant or Individual Provider Backup Plan – the plan developed by the Customer and designed to ensure that the Customer receives the necessary care and services under the HSP in the event that his or her regular PA or IP is unavailable or unwilling to perform his/her obligations under the HSP. The Customer is responsible for designating the backup personal assistant or backup Individual Provider.
- uf) Physician – a licensed doctor of medicine (M.D.) or doctor of Osteopathy (D.O.) licensed pursuant to the Medical Practice Act [225 ILCS 60].
- vs) Prescreening – an assessment to determine an individual's need for institutional care at the ICF or SNF level and to ensure Medicaid payment for such a placement is appropriate, and the assessment of whether HSP services are an appropriate alternative to institutional care for the individual.
- wt) Service Cost Maximum or SCM – the maximum monthly amount that may be expended for HSP services for an eligible individual. This amount is determined based on the individual's DON score and the specific programmatic component of HSP through which the individual is being served.

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- xu) Service Plan – specifically, the Home Services Program Service Plan (IL 488-1049), Home Services Program Service Plan Addendum (IL 488-1050) or the Interim Agreement (IL 488-2344) forms, on which all services to be provided to an individual through HSP are listed.
- yv) Services – the necessary tasks provided to an individual, in one or more of the areas listed in Section 676.40 and listed on the individual's Service Plan, through HSP with the intent of preventing the unnecessary institutionalization of the individual.
- zw) Skilled Nursing Facility or SNF – a facility that provides regular and on-going nursing level care to its residents due to the residents' medical conditions, as well as those services necessary for safe and adequate living.
- aa) Travel Time – the time an Individual Provider spends traveling between two or more different HSP Customers addresses on the same work day.
- 1) An IP will not be paid travel time for any trip to or from his or her home; if an IP lives with an HSP Customer, he or she cannot be paid for travel time to another Customer's home if the trip begins or ends at the Individual Provider's home.
  - 2) Travel time does not include the time an IP spends traveling on personal business between Customer work visits (e.g., lunch, breaks, errands, etc.).
- bb) Work Week – a work week begins each Sunday at 12:00 a.m. (midnight) and ends each Saturday at 11:59 p.m.

(Source: Amended at 41 Ill. Reg. 8432, effective August 1, 2017)

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Customer Rights and Responsibilities
- 2) Code Citation: 89 Ill. Adm. Code 677
- 3) Section Number: 677.200                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing Section 3 of the Disabled Persons Rehabilitation Act [20 ILCS 2405/3].
- 5) Effective Date of Rule: August 1, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including any material incorporated, is on file in the Agency's principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 11087; August 19, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: Various grammatical and technical changes were made to Section 677.200 since First Notice.
- 12) Have all changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This rulemaking affects the Home Services Program. The amendment updates language regarding the Customer's compliance with all HSP requirements including the Customer's assurance that his or her Individual Provider(s) comply with 89 Ill. Adm. Code 686. The rulemaking also updates language pertaining to Individual Providers' use of overtime. Companion amendments to 89 Ill. Adm. 676, 89 Ill. Adm. Code 684 and 89 Ill. Adm. Code 686 are also being adopted.

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENT

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

Tracie Drew, Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue East  
Harris Building, 3rd Floor  
Springfield IL 62762

217/785-9772

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

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER IV: DEPARTMENT OF HUMAN SERVICES  
SUBCHAPTER d: HOME SERVICES PROGRAM

PART 677  
CUSTOMER RIGHTS AND RESPONSIBILITIES

SUBPART A: CUSTOMER RIGHTS

- Section
- 677.10 Assurance of Customer Rights
- 677.20 Nondiscrimination
- 677.30 Confidentiality of Information
- 677.40 Freedom of Choice
- 677.50 Referral
- 677.60 Application
- 677.70 Notice of Action
- 677.80 Appeal of an Action Taken by DHS
- 677.90 Repayment of Assistance

SUBPART B: CUSTOMER RESPONSIBILITIES

- Section
- 677.200 Customer~~Consumer~~ Responsibilities

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

SOURCE: Adopted at 19 Ill. Reg. 5056, effective March 21, 1995; recodified from the Department of Rehabilitation Services to the Department of Human Services at 21 Ill. Reg. 9325; amended at 23 Ill. Reg. 5072, effective April 12, 1999; amended at 28 Ill. Reg. 6449, effective April 8, 2004; amended at 41 Ill. Reg. 8440, effective August 1, 2017.

SUBPART B: CUSTOMER RESPONSIBILITIES

**Section 677.200 Customer~~Consumer~~ Responsibilities**

It is the responsibility of each Customer~~customer~~ of HSP to:

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- a) provide ~~that~~ information that is necessary for HSPDHS to process the Customer's referral ~~of that individual~~ for HSP services;
- b) provide a current valid ~~mailing and~~ street address, ~~along with directions to the individual's home sufficient for the DHS counselor to locate the individual;~~
- c) provide a current telephone number ~~if the individual has a telephone;~~
- d) sign all required forms for an application, if the customer wishes a determination of eligibility to be made for HSP ~~services~~ service;
- e) assist HSPDHS' staff ~~with~~ gathering ~~the~~ information that is necessary to determine eligibility;
- f) sign all required forms ~~that which~~ are necessary to comply with HSP requirements, applicable federal law or the provisions of the Medicaid Waiver, or ~~that~~ are necessary to process payment through the Comptroller's Office;
- g) comply with all HSP requirements related to enrollment, employment and management of an Individual Provider. If a Customer utilizes an Individual Provider for services, the Customer must comply with all HSP requirements pertaining to Individual Provider overtime and ensure all Individual Providers providing services to the Customer comply with HSP requirements in 89 Ill. Adm. Code 686A customer receiving services from a personal assistant (PA) must sign the Employment Agreement between customer and PA to acknowledge his/her understanding of the nature of their employment relationship. The customer as the employer of his/her PA is responsible for controlling all aspects of the employment relationship with the PA, including without limitation, locating and hiring the PA and, if necessary, disciplining and terminating the employment of the PA;
- h) sign the Individual Provider Payment Policies form (IL 488-2252), which is available at HSP local offices. Signing the form acknowledges the Customer's understanding of the nature of the employment relationship with the Individual Provider. The Customer, as the employer, is responsible for certain aspects of the employment relationship with the Individual Provider, such as locating, hiring and disciplining, and may, as necessary, terminate the Individual Provider;
- i) report all changes in circumstances ~~that which~~ may ~~affect~~ affect eligibility or

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continued eligibility for HSP services ~~to DHS~~, as soon as they are known. ~~These~~Such changes include changes in:

- 1) address;
  - 2) living arrangement;
  - 3) income or assets;
  - 4) services provided to the individual at no cost to HSP~~DHS~~;
  - 5) service needs;
  - 6) medical and/or psychological condition;
  - 7) ~~services~~services providers;
  - 8) absence of the individual from his or her~~his/her~~ home that affects service provision; and
  - 9) residency or citizenship status;
- ji) apply for any and all other financial and service benefits that the ~~Customer~~customer may be ~~expected to be~~ eligible to receive, including any benefits that may affect HSP~~insofar that eligibility for these services may affect HSP eligibility~~, level of services required by the individual and cost of services to HSP~~DHS~~;
- kj) cooperate with HSP projects conducted for the purpose of obtaining or validating general program information or operations when those~~where such~~ projects are not related to ~~Customer~~customer-specific eligibility;
- lk) cooperate with service providers, HSP~~DHS~~ staff, and representatives in complying with HSP service plans, reassessments of eligibility and other administrative rules related to HSP~~established in this Subchapter~~; and
- ml) cooperate with the Department of Human Services~~DPA~~ in applying for, receiving, maintaining and recertifying eligibility for Medicaid.

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NOTICE OF ADOPTED AMENDMENT

(Source: Amended at 41 Ill. Reg. 8440, effective August 1, 2017)

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Service Planning and Provision
- 2) Code Citation: 89 Ill. Adm. Code 684
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
684.10	Amendment
684.20	Amendment
684.30	Amendment
684.40	Amendment
684.50	Amendment
684.100	Amendment
- 4) Statutory Authority: Implementing Section 3 of the Disabled Persons Rehabilitation Act [20 ILCS 2405/3].
- 5) Effective Date of Rules: August 1, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including any material incorporated, is on file in the Agency's principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 11093; August 19, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: Various grammatical and technical changes were made to Sections 684.10, 684.20 and 684.100 since First Notice.
- 12) Have all changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 15) Summary and Purpose of Rulemaking: This rulemaking affects the Home Services Program. The proposed amendments update and revise language regarding the Customer's role in procuring an Individual Provider, the list of individuals who cannot be paid through HSP to be a Customer's service provider, the content of the Customer's Service Plan and the denial and/or termination of HSP services. Companion amendments to 89 Ill. Adm. 676, 89 Ill. Adm. Code 677 and 89 Ill. Adm. Code 686 are also being adopted.
- 16) Information and questions regarding these adopted rules shall be directed to:

Tracie Drew, Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue East  
Harris Building, 3rd Floor  
Springfield IL 62762

217/785-9772

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

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER IV: DEPARTMENT OF HUMAN SERVICES  
SUBCHAPTER d: HOME SERVICES PROGRAMPART 684  
SERVICE PLANNING AND PROVISION

## Section

684.10	Service Plan
684.20	Procuring an Appropriate Service Provider
684.30	Family Members as Service Providers
684.40	Distribution of the Service Plan
684.50	Service Plan Content
684.60	Provision of Services
684.70	Service Planning Limitations
684.75	Required Physician's Certification of HSP Service Plan (Repealed)
684.80	Interim Services
684.90	Coordination of HSP and Other Services
684.100	Denial or Termination of HSP Services

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

**SOURCE:** Adopted at 19 Ill. Reg. 5129, effective March 21, 1995; recodified from the Department of Rehabilitation Services to the Department of Human Services at 21 Ill. Reg. 9325; amended at 22 Ill. Reg. 18955, effective October 1, 1998; amended at 23 Ill. Reg. 6470, effective May 17, 1999; amended at 23 Ill. Reg. 12644, effective October 4, 1999; amended at 24 Ill. Reg. 2687, effective February 2, 2000; amended at 24 Ill. Reg. 10220, effective June 27, 2000; emergency amendment at 28 Ill. Reg. 15188, effective November 8, 2004, for a maximum of 150 days; emergency expired April 6, 2005; amended at 29 Ill. Reg. 16504, effective October 17, 2005; amended at 31 Ill. Reg. 433, effective December 29, 2006; emergency amendment at 35 Ill. Reg. 12113, effective July 15, 2011, for a maximum of 150 days; emergency amendment repealed by emergency rulemaking at 35 Ill. Reg. 15634, effective September 15, 2011, for the remainder of the 150 days; emergency expired February 11, 2012; emergency amendment at 38 Ill. Reg. 6468, effective February 28, 2014, for a maximum of 150 days; amended at 38 Ill. Reg. 16973, effective July 25, 2014; amended at 41 Ill. Reg. 8446, effective August 1, 2017.

**Section 684.10 Service Plan**

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## NOTICE OF ADOPTED AMENDMENTS

- a) All services to be provided to a Customer through HSP must be necessary to meet an unmet care need of the individual or to provide relief to the caregiver for Customers eligible for respite care services and listed on an HSP Service Plan that is developed for the Customer and agreed to and signed by the Customer and counselor.
- b) Services provided through HSP to a Customer must be:
  - 1) safe and adequate;
  - 2) cost effective; ~~and~~
  - 3) the most economical in terms of the Customer's needs, unless a service is not available at the most economical level. In these instances, the next higher service level may be used as long as services remain within the Service Cost Maximum (SCM) established for the Customer. Documentation of an ongoing effort to locate services at the appropriate level must be in the Customer's case file; ~~and-~~
  - 4) in compliance with all HSP requirements and regulations.

(Source: Amended at 41 Ill. Reg. 8446, effective August 1, 2017)

**Section 684.20 Procuring an Appropriate Service Provider**

- a) The counselor ~~is responsible for identifying~~ has the responsibility to identify the appropriate level of service provider based on the Customer's level of service need, his or her ability to manage service delivery and the Customer's approval of the initial Service Plan.~~service plan.~~
- b) When a Customer seeks to hire an Individual Provider, the following requirements must be met:~~A customer has complete discretion in which Personal Assistant he/she wishes to hire, as long as the PA meets the conditions of Section 684.30. A customer is responsible for all stages of the interview and selection process, including the decision of which candidates to interview, the scope of the interview, whether to request a conviction background check, and the timing of the selection decisions. If requested by the customer, the counselor shall assist in identifying available resources for referral of Personal Assistant candidates for the customer to interview.~~

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- 1) The Customer must have the ability to manage the Individual Provider in all aspects of the employment relationship.
    - A) If the Customer is determined to be able to manage an Individual Provider, he or she is responsible for identifying, interviewing, hiring, managing, disciplining and ending the employment relationship with the Individual Provider.
    - B) The Customer must meet all HSP requirements, including those outlined in 89 Ill. Adm. Code 686, Subpart P (Individual Provider Overtime and Travel Time).
  - 2) The Individual Provider must meet HSP requirements outlined in Section 684.30 and 89 Ill. Adm. Code 686.
  - 3) The Individual Provider must meet the requirements of the Illinois Medicaid Program Advanced Cloud Technology (IMPACT) system administered by the Illinois Department of Healthcare and Family Services (HFS).
- c) HSP retains the right to:
- 1) amend the Customer's Service Plan if HSP determines the Customer is unable to manage an Individual Provider or the Customer is not compliant with HSP requirements; or
  - 2) no longer fund an Individual Provider if HSP determines:
    - A) the Customer is unable to manage an Individual Provider;
    - B) the Individual Provider is not compliant with HSP requirements; or
    - C) a substantiated or verified case of abuse, neglect, fraud or other illegal acts against the Customer or Department of Human Services has been made by the Department on Aging under 89 Ill. Adm. Code 270; by the Home Services Program under 89 Ill. Adm. Code 527 and 684.100(g); or a law enforcement agency.

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(Source: Amended at 41 Ill. Reg. 8446, effective August 1, 2017)

**Section 684.30 Family Members as Service Providers**

The following individuals shall not be paid through HSP to be a Customer's service provider.

- a) The Customer's legally responsible family members (89 Ill. Adm. Code 676.30), including the Customer's spouse, a parent of a child who is under age 18 or a legal guardian of an individual who is under age 18;
- b) The Customer's minor child (under age 18);
- c) The Customer's foster parents if the Customer is under age 18;  
or
- d) The Customer's stepparents, if the Customer is a minor child (under age 18).

(Source: Amended at 41 Ill. Reg. 8446, effective August 1, 2017)

**Section 684.40 Distribution of the Service Plan**

A copy of the approved HSP Service Plan for the Customer must be given to the Customer and each service provider, and a copy must be retained for the Customer's case file.

(Source: Amended at 41 Ill. Reg. 8446, effective August 1, 2017)

**Section 684.50 Service Plan Content**

The HSP Service Plan shall include: ~~the type of service(s) to be provided to the customer, the specific tasks involved, the frequency with which the specific tasks are to be provided, the number of hours each task is to be provided per month, the rate of payment for the service(s), and, if the customer is receiving PA services, the customer's plan for backup if the usual PA is not available to provide the services and the next planned date for redetermination.~~

- a) the type of services to be provided to the Customer;

## DEPARTMENT OF HUMAN SERVICES

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- b) the specific tasks involved;
- c) the frequency with which the specific tasks are to be provided;
- d) the number of hours each task is to be provided per month;
- e) the rate of payment for the services;
- f) for a Customer receiving Individual Provider services, the number of Individual Providers that are necessary to cover the weekly hours on the Service Plan as required by 89 Ill. Adm. Code 686.1520 and sufficient backup Individual Providers to cover those events when a regularly-scheduled Individual Provider is unavailable or unable to provide services as required under 89 Ill. Adm. Code 686.1520; and
- g) the next planned date for redetermination of eligibility.

(Source: Amended at 41 Ill. Reg. 8446, effective August 1, 2017)

**Section 684.100 Denial or Termination of HSP Services**

HSP services shall be denied or terminated and case closure initiated at any time the Customer~~customer~~:

- a) moves from the State of Illinois or cannot be located or contacted;
- b) is determined to have a projected service cost above that of the projected cost of institutionalization, with the exceptions found at 89 Ill. Adm. Code ~~682.500(a), 682.520, and 684.70(c)~~;
- c) refuses services or further services;
- d) dies;
- e) is institutionalized and not expected to be released for a period to exceed 60 calendar days;
- f) has been referred to another agency for the same or similar services and no longer requires or is eligible for HSP services;

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- g) fails to conduct himself or herself~~himself/herself~~ in an appropriate manner (e.g., commits physical, sexual or repeated verbal abuse ~~by a customer~~ against a DHS employee, provider or agent providing services through HSP; knowingly provides false information; or performs illegal activity that would have a direct~~directly~~ and negative effect on the Home Services Program~~adversely affect the HSP~~);
- h) is not, or is no longer, at risk of institutionalization due to improvement of his or her~~his/her~~ condition;
- i) fails to meet other eligibility criteria ~~as~~ found at 89 Ill. Adm. Code 682 as a result of an initial determination of eligibility or redetermination of eligibility;
- j) fails to cooperate (e.g., refuses to complete and sign necessary forms, fails to keep appointments, fails to maintain adequate providers); ~~or~~
- k) cannot have a safe and adequate Service Plan~~service plan~~ developed for him or her~~him/her~~ as a result of the original determination of eligibility or redetermination of eligibility; or;
- l) fails to comply with HSP requirements.

(Source: Amended at 41 Ill. Reg. 8446, effective August 1, 2017)

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Provider Requirements, Type Services, and Rates of Payment
- 2) Code Citation: 89 Ill. Adm. Code 686
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
686.1500	New Section
686.1510	New Section
686.1520	New Section
686.1530	New Section
686.1540	New Section
686.1550	New Section
686.1560	New Section
686.1570	New Section
- 4) Statutory Authority: Implementing Section 3 of the Disabled Persons Rehabilitation Act [20 ILCS 2405/3].
- 5) Effective Date of Rules: August 1, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including any material incorporated, is on file in the Agency's principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 11101; August 19, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: Since First Notice, DHS has increased the weekly limit on Individual Provider working hours from 40 to 45 and added or clarified exceptions to this limit. Sanctions for unjustified overtime have also been revised. Various grammatical and technical changes were also made.
- 12) Have all changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This rulemaking affects the Home Services Program (HSP) and is being proposed due to a change in overtime requirements in 29 C.F.R. 552. The amendments add a new Subpart titled Individual Provider Overtime and Travel Time. The new Subpart requires that an Individual Provider working for a Customer under HSP shall not work more than 45 hours in a work week unless the Customer qualifies for an exception under this Subpart. In addition, an Individual Provider working for more than one Customer may be paid for their time spent traveling between two different Customer addresses on the same work day. Companion amendments are also being adopted to 89 Ill. Adm. 676, 89 Ill. Adm. Code 677 and 89 Ill. Adm. Code 684.
- 16) Information and questions regarding this adopted rule shall be directed to:

Tracie Drew, Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue East  
Harris Building, 3rd Floor  
Springfield IL 62762

217/785-9772

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

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER IV: DEPARTMENT OF HUMAN SERVICES  
SUBCHAPTER d: HOME SERVICES PROGRAM

PART 686  
PROVIDER REQUIREMENTS, TYPE SERVICES, AND RATES OF PAYMENT

SUBPART A: PERSONAL ASSISTANTS

Section	
686.10	Personal Assistant (PA) Requirements
686.20	Services That May Be Provided by a PA
686.25	Criminal Background Check
686.30	Annual Review of PA Performance
686.40	Payment for PA Services

SUBPART B: ADULT DAY CARE PROVIDERS

Section	
686.100	Adult Day Care (ADC) Provider Requirements
686.110	Services That Must Be Provided by ADC Providers
686.120	Compliance Review of ADC Providers
686.130	Appeal of Compliance Review for ADC Providers
686.140	Payment for ADC Services

SUBPART C: HOMEMAKER SERVICES

Section	
686.200	Homemaker Service Provider Requirements
686.210	Services That Must Be Provided by Homemaker Service Providers
686.220	Compliance Review of Homemaker Service Providers
686.230	Appeal Rights of Homemaker Service Providers
686.235	Enhanced Rate for Health Insurance Costs
686.240	Payment Information for Homemaker Service Providers
686.250	Financial Reporting of Homemaker Service Providers
686.260	Unallowable Expenses for Homemaker Service Providers
686.270	Minimum Homemaker Costs for Homemaker Service Providers
686.280	Cost Categories for Homemaker Services

SUBPART D: ELECTRONIC HOME RESPONSE SERVICES

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Section	
686.300	Electronic Home Response Services (EHRS) Provider Requirements
686.310	Services Which Must Be Provided by EHRS Providers
686.320	Minimum Specifications for EHRS Equipment
686.330	Compliance Review of EHRS Providers
686.340	Appeal of Compliance Review for EHRS Providers
686.350	Rate of Payment for EHRS Services

## SUBPART E: MAINTENANCE HOME HEALTH SERVICE

Section	
686.400	Maintenance Home Health Provider Requirements
686.410	Rate of Payment for Maintenance Home Health Services

## SUBPART F: HOME DELIVERED MEALS

Section	
686.500	Home Delivered Meals Provider Requirements
686.510	Rate of Payment for Home Delivered Meals

## SUBPART G: ENVIRONMENTAL MODIFICATION

Section	Description
686.600	Criteria for the Provision of Environmental Modifications
686.605	Criteria for the Provision of Environmental Modifications
686.608	Environmental Modification Provider Requirements
686.610	Cost of Environmental Modification (Repealed)
686.615	Environmental Modification Bidding Procedures and Requirements
686.620	Permanency of Environmental Modification
686.630	Reason for Denial of Environmental Modification
686.640	Verification of Environmental Modification

## SUBPART H: ASSISTIVE EQUIPMENT

Section	Description
686.700	Criteria for the Purchase, Rental, or Repair of Assistive Equipment
686.705	Criteria for the Purchase, Rental, or Repair of Assistive Equipment
686.708	Purchase, Rental, or Repair of Assistive Equipment

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- 686.710 Provision of Assistive Equipment (Repealed)
- 686.715 Assistive Equipment Provider Requirements
- 686.720 Verification of Receipt of Assistive Equipment (Repealed)
- 686.722 Assistive Equipment Bidding Procedures and Requirements
- 686.730 Verification of Receipt of, and Customer Satisfaction with, Assistive Equipment

SUBPART I: RESPITE CARE

- Section
- 686.800 Respite Care Provider Requirements

SUBPART J: CASE MANAGEMENT SERVICES TO PERSONS WITH AIDS

- Section
- 686.900 Program Overview
- 686.910 Case Management Provider Responsibilities
- 686.920 Provider Staffing Requirements, Qualifications, and Training
- 686.930 Monitoring and Liability of Provider
- 686.940 Provider Compliance Requirements

SUBPART K: CASE MANAGEMENT SERVICES  
TO PERSONS WITH BRAIN INJURIES

- Section
- 686.1000 Program Overview
- 686.1010 Case Management Provider Responsibilities
- 686.1020 Case Manager Staffing Requirements, Qualifications and Training
- 686.1025 Provisional Case Manager
- 686.1030 Monitoring and Liability
- 686.1040 Provider Compliance Requirements

SUBPART L: BEHAVIORAL SERVICES  
FOR PERSONS WITH BRAIN INJURIES

- Section
- 686.1100 Behavioral Services Provider Requirements
- 686.1110 Rate of Payment for Behavioral Services

SUBPART M: DAY HABILITATION SERVICES

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## NOTICE OF ADOPTED AMENDMENTS

## FOR PERSONS WITH BRAIN INJURIES

## Section

686.1200 Day Habilitation Services Provider Requirements  
686.1210 Rate of Payment for Day Habilitation Services

SUBPART N: PREVOCATIONAL SERVICES  
FOR PERSONS WITH BRAIN INJURIES

## Section

686.1300 Prevocational Services Provider Requirements  
686.1310 Rate of Payment for Prevocational Services

SUBPART O: SUPPORTED EMPLOYMENT SERVICES  
FOR PERSONS WITH BRAIN INJURIES

## Section

686.1400 Supported Employment Service Provider Requirements  
686.1410 Rate of Pay for Supported Employment Services

SUBPART P: INDIVIDUAL PROVIDER OVERTIME AND TRAVEL TIMESection

686.1500 Definitions  
686.1510 General Overview  
686.1520 Hiring Individual Providers and Backup Individual Providers  
686.1530 Overtime Exceptions  
686.1540 Customer and Individual Provider Responsibilities  
686.1550 Individual Providers Working for Multiple Customers  
686.1560 Travel Time  
686.1570 Unjustified Overtime and Sanctions

686.APPENDIX A Acceptable Human Service Degrees

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

SOURCE: Adopted at 19 Ill. Reg. 5104, effective March 21, 1995; amended at 20 Ill. Reg. 12479, effective August 28, 1996; recodified from the Department of Rehabilitation Services to

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the Department of Human Services at 21 Ill. Reg. 9325; amended at 22 Ill. Reg. 18945, effective October 1, 1998; amended at 22 Ill. Reg. 19262, effective October 1, 1998; amended at 23 Ill. Reg. 499, effective December 22, 1998; amended at 23 Ill. Reg. 6457, effective May 17, 1999; amended at 24 Ill. Reg. 7501, effective May 6, 2000; amended at 24 Ill. Reg. 10212, effective July 1, 2000; amended at 24 Ill. Reg. 18174, effective November 30, 2000; amended at 25 Ill. Reg. 6282, effective May 15, 2001; amended at 26 Ill. Reg. 3994, effective February 28, 2002; amended at 28 Ill. Reg. 6453, effective April 8, 2004; amended at 29 Ill. Reg. 16508, effective October 17, 2005; amended at 31 Ill. Reg. 14238, effective September 27, 2007; emergency amendment at 33 Ill. Reg. 7017, effective May 5, 2009, for a maximum of 150 days; emergency expired October 1, 2009; emergency amendment at 38 Ill. Reg. 6473, effective February 28, 2014, for a maximum of 150 days; amended at 38 Ill. Reg. 11519, effective May 15, 2014; amended at 38 Ill. Reg. 16978, effective July 25, 2014; amended at 41 Ill. Reg. 8454, effective August 1, 2017.

SUBPART P: INDIVIDUAL PROVIDER OVERTIME AND TRAVEL TIMESection 686.1500 Definitions

Definitions for this Part can be found at 89 Ill. Adm. Code 676.30.

(Source: Added at 41 Ill. Reg. 8454, effective August 1, 2017)

Section 686.1510 General Overview

- a) An Individual Provider working for a Customer under HSP shall not work more than 45 hours in a work week, unless the Customer is approved for an exception under Section 686.1530.
- b) An Individual Provider working for multiple Customers shall not work more than 45 hours in a work week, unless a Customer is approved for an exception under Section 686.1530. The Individual Provider shall apply the following calculations:
  - 1) Add the hours worked for each Customer together; the combined total shall not exceed 45 hours for the work week.
  - 2) Add the time spent traveling to the combined total of work time in subsection (b)(1) if the Individual Provider is approved to receive reimbursement for travel time under Section 686.1560. The combined total of work time and travel time shall not exceed 45 hours for the work

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week.

- c) All individual providers must follow the requirements of 89 Ill. Adm. Code 684.60 and 686.40.

(Source: Added at 41 Ill. Reg. 8454, effective August 1, 2017)

**Section 686.1520 Hiring Individual Providers and Backup Individual Providers**

- a) Customers must hire sufficient Individual Providers to cover the weekly hours on their Service Plans. Customers with Service Plans over 45 hours per work week shall utilize the chart below to calculate the number of Individual Providers needed to support the Customer's weekly Service Plan.

<u>Weekly Hours on Service Plan</u>	<u>Number of Individual Providers</u>
<u>1-45</u>	<u>1</u>
<u>46-90</u>	<u>2</u>
<u>91-135</u>	<u>3</u>
<u>136-168</u>	<u>4</u>

- b) The Customer is required to hire a backup Individual Provider or Providers to cover those times when a regularly-scheduled Individual Provider is unable to work or provide services.
- c) Before services can be provided to a Customer, all Individual Providers, including backup Individual Providers, must:
  - 1) meet program requirements for HSP;
  - 2) complete all required forms that are available through the HSP local offices;
  - 3) be enrolled in the program's electronic timekeeping system; and
  - 4) be enrolled in the Department of Healthcare and Family Services' IMPACT (Illinois Medicaid Program Advanced Cloud Technology) system.

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(Source: Added at 41 Ill. Reg. 8454, effective August 1, 2017)

**Section 686.1530 Overtime Exceptions**

- a) An Individual Provider working under HSP shall not work more than 45 hours in a work week, unless the Customer meets one of the following exceptions described in this Section. Each exception must be pre-approved unless otherwise stated.
- 1) Provider Capacity Exception: A Customer meets this exception when there is no qualified IP within 45 miles of the Customer's service location who is able to provide needed services.
- A) This exception must be applied for at the time of the Customer's application to the HSP or when the exception is first known to the Customer.
- B) This exception must be reviewed and redetermined at each of the Customer's following reassessments.
- 2) Unique/Complex Needs Exception: A Customer meets this exception when the Customer's health and safety would be compromised by adding additional IPs to the Service Plan.
- A) This exception must be applied for at the time of the Customer's application to the HSP or when the exception is first known to the Customer.
- B) This exception must be reviewed and redetermined at each of the Customer's following reassessments.
- 3) Provider Unable to Work Exception: A Customer meets this exception when an IP quits, is unfunded, no longer meets qualifications or has expired credentials.
- A) This exception must be applied for when the exception is first known to the Customer.

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- B) The Customer may initially be approved under this exception for up to 120 days. The 120-day period may be extended up to an additional 120 days if the IP is awaiting credentials or necessary training.
- 4) Out-of-Town Situations Exception: A Customer meets this exception when the Customer requires care to ensure their health and safety while out-of-town and it is not feasible for the Customer to bring additional IPs.
- A) This exception must be applied for no later than 45 days prior to the out-of-town travel date. In extenuating circumstances, the exception may be applied for when the need is first known to the Customer.
- B) The Customer may be approved to use this exception up to 14 days per year. Approval for this exception only applies to one Individual Provider for the Customer and is only for personal care services as noted in 89 Ill. Adm. Code 684.60(c).
- 5) Emergency Need Exception: A Customer meets this exception when an urgent need for care arises and working more than 45 hours in a work week is unavoidable without risking the health and safety of the Customer.
- A) The Customer may utilize this exception for up to 4 hours per pay period with a maximum total of 30 hours per year, without approval.
- B) If additional time is necessary, this exception must be applied for as soon as possible after the emergency need becomes known or within 5 business days thereafter. This exception may be utilized for up to 4 hours per pay period with a maximum total of 30 hours per year, with approval.
- b) The Customer must submit a written request, on the appropriate form, for an exception. This form should be submitted to the HSP local office where the Customer is served. The Customer will be notified in writing if he or she is approved for an exception under this Section. The Customer has the right to appeal the determination under 89 Ill. Adm. Code 510.

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- c) A Customer approved for an exception under this Section is still required to hire a sufficient number of Individual Providers and backup providers to provide the hours in his or her Service Plan (see Section 686.1520).

(Source: Added at 41 Ill. Reg. 8454, effective August 1, 2017)

**Section 686.1540 Customer and Individual Provider Responsibilities**

- a) The Customer and the Individual Provider are responsible for monitoring work hours to ensure the Individual Provider does not work more than 45 hours in a work week unless approved for an exception under Section 686.1530. Individual Providers who do not comply risk becoming no longer funded by the HSP and no longer permitted to serve Customers. Continued noncompliance by a Customer or Individual Provider may result in a change in the Customer's Service Plan to a different Individual Provider or to an agency provider.
- b) The Individual Provider and the Customer will be notified in writing of any final determination of overtime found to be unjustified.
- 1) If time worked in excess of 45 hours is found to be an unjustified use of overtime, Section 686.1570 will apply.
- 2) Overtime usage will be monitored for abuse or fraud. Allegations of fraud will be referred to law enforcement authorities for review and/or prosecution.

(Source: Added at 41 Ill. Reg. 8454, effective August 1, 2017)

**Section 686.1550 Individual Providers Working for Multiple Customers**

- a) When an Individual Provider serves multiple Customers, the Individual Provider is responsible for monitoring the number of hours that he or she works in a work week. As indicated in Section 686.1510(b), Individual Providers working for multiple Customers shall not work more than 45 hours in a work week unless a Customer is approved for an exception under Section 686.1530.
- b) An Individual Provider working for multiple Customers must add together the hours worked for each Customer with the time he or she claims for traveling between Customers on the same work day. The combined total of work time and

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travel time shall not exceed 45 hours for the work week unless a Customer is approved for an exception under Section 686.1530.

(Source: Added at 41 Ill. Reg. 8454, effective August 1, 2017)

**Section 686.1560 Travel Time**

- a) An Individual Provider working for more than one Customer may be paid for travel time. Travel time is the time spent traveling between two different Customer addresses on the same work day that meets the requirements defined in 89 Ill. Adm. Code 676.30.
- b) An Individual Provider will not be paid travel time for any trip to or from his or her home. If an Individual Provider lives with a Customer, he or she cannot be paid for travel time to another Customer's home if the trip begins or ends at the Individual Provider's home.
- c) The combined total of travel time and work time cannot exceed 45 hours per work week unless a Customer is approved for an exception under Section 686.1530.
- d) If an Individual Provider works for more than one Customer and chooses to claim travel time, he or she must complete the Home Services Program Travel Agreement form and the Home Services Program Travel Time Sheet form as applicable; the forms are available through the HSP local offices or on the Department's website at <http://www.dhs.state.il.us/>.
  - 1) The Individual Provider must submit the Home Services Program Travel Agreement form (IL488-2260) to the HSP local office where the first Customer on the form is served. The Individual Provider will be notified of the final determination in writing.
  - 2) An Individual Provider with an approved Travel Agreement must complete a Home Services Program Travel Time Sheet form (IL488-2261) for each work week that travel between Customers occurs on the same work day.
    - A) The completed Travel Time Sheet form must be attached to the HSP Time Sheet and both forms must be submitted to the HSP

## DEPARTMENT OF HUMAN SERVICES

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local office where the first Customer is served as stated in subsection (d)(1).

- B) Incomplete forms will not be considered for reimbursement under this Section.
  - C) Approved travel time will be processed and paid on the next available pay date.
- e) The Individual Provider is responsible for monitoring work time and travel time to ensure he or she does not work unjustified overtime.

(Source: Added at 41 Ill. Reg. 8454, effective August 1, 2017)

**Section 686.1570 Unjustified Overtime and Sanctions**

- a) The Customer is required to manage his or her Individual Provider and both the Customer and the Individual Provider are required to comply with all HSP requirements. This shall include monitoring of the Individual Provider's work time by both the Customer and the Individual Provider to ensure unjustified overtime does not occur.
- b) Appropriate action will be taken when unjustified overtime occurs or when a Customer and/or Individual Provider does not comply with HSP requirements. Unjustified overtime will result in a documented occurrence of noncompliance (i.e., more than 45 hours worked in a work week not approved for an exception under Section 686.1530).
  - 1) An Individual Provider will be given a written warning for the first two occurrences of unjustified overtime or noncompliance.
  - 2) When a third occurrence of unjustified overtime or noncompliance occurs, the Individual Provider will be notified in writing that he or she has been temporarily suspended under HSP for 3 months.
  - 3) The Customer will be notified in writing of each Individual Provider's occurrence of unjustified overtime or noncompliance and, on the third occurrence, that his or her Individual Provider has been temporarily suspended for 3 months.

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- 4) After the Individual Provider has been suspended three times pursuant to subsections (b)(1) and (b)(2), the Individual Provider will be notified in writing that he or she has been terminated from the HSP.
- 5) If an Individual Provider has been terminated under subsection (b)(4), the Individual Provider may request a review after 12 months for reinstatement to the HSP, except in cases of substantiated fraud, abuse, neglect or exploitation.
- 6) The Customer will have the opportunity to replace the Individual Provider with another qualified Individual Provider of his or her choosing or he or she may change to an agency provider.
- 7) If a Customer has multiple Individual Providers terminated under this Subpart, his or her Service Plan may be amended to an agency provider.
- 8) A Customer who has continued noncompliance with other HSP requirements in addition to the overtime noncompliance may have his or her Service Plan amended to an agency provider.
- 9) If any changes to the Customer's Service Plan are made under this Subpart, a Service Notice with the effective date of any changes will be issued. The Customer has the right to appeal the action under 89 Ill. Adm. Code 510.

(Source: Added at 41 Ill. Reg. 8454, effective August 1, 2017)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: General Hunting and Trapping on Department-Owned or -Managed Sites
- 2) Code Citation: 17 Ill. Adm. Code 510
- 3) Section Number: 510.10                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 1.13, 1.20, 2.1, 2.2, 2.6, 2.7, 2.9, 2.13, 2.18, 2.20, 2.24, 2.25, 2.26, 2.27, 2.28, 2.30, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 1.13, 1.20, 2.1, 2.2, 2.6, 2.7, 2.9, 2.13, 2.18, 2.20, 2.24, 2.25, 2.26, 2.27, 2.28, 2.30, 2.33 and 3.5] and by Section 805-515 of the Civil Administrative Code of Illinois [20 ILCS 805/805-515].
- 5) Effective Date of Rule: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2354; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

- 15) Summary and Purpose of Rulemaking: This Part has been amended to clarify the use of orange by trappers on State sites.
- 16) Information and questions regarding this adopted rule shall be directed to:

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 510  
GENERAL HUNTING AND TRAPPING ON  
DEPARTMENT-OWNED OR -MANAGED SITES

## Section

- 510.10 General Site Regulations  
510.20 Hunting and Trapping by Special Permit

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 1.13, 1.20, 2.1, 2.2, 2.6, 2.7, 2.9, 2.13, 2.18, 2.20, 2.24, 2.25, 2.26, 2.27, 2.28, 2.30, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 1.13, 1.20, 2.1, 2.2, 2.6, 2.7, 2.9, 2.13, 2.18, 2.20, 2.24, 2.25, 2.26, 2.27, 2.28, 2.30, 2.33 and 3.5] and by Section 805-515 of the Civil Administrative Code of Illinois [20 ILCS 805/805-515].

**SOURCE:** Adopted at 5 Ill. Reg. 8011, effective July 24, 1981; codified at 5 Ill. Reg. 10633; amended at 6 Ill. Reg. 9637, effective July 21, 1982; amended at 7 Ill. Reg. 10775, effective August 24, 1983; amended at 8 Ill. Reg. 13700, effective July 24, 1984; amended at 9 Ill. Reg. 11610, effective July 16, 1985; amended at 10 Ill. Reg. 15597, effective September 16, 1986; amended at 11 Ill. Reg. 9535, effective May 5, 1987; amended at 12 Ill. Reg. 11724, effective June 30, 1988; amended at 13 Ill. Reg. 10583, effective June 19, 1989; amended at 14 Ill. Reg. 14762, effective September 4, 1990; amended at 15 Ill. Reg. 9966, effective June 24, 1991; amended at 16 Ill. Reg. 11064, effective June 30, 1992; amended at 17 Ill. Reg. 10775, effective July 1, 1993; amended at 19 Ill. Reg. 10608, effective July 1, 1995; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 22 Ill. Reg. 14804, effective August 3, 1998; amended at 24 Ill. Reg. 8923, effective June 19, 2000; emergency amendment at 28 Ill. Reg. 13809, effective October 1, 2004, for a maximum of 150 days; amended at 29 Ill. Reg. 1364, effective January 10, 2005; amended at 30 Ill. Reg. 12126, effective June 28, 2006; amended at 37 Ill. Reg. 3068, effective March 4, 2013; amended at 38 Ill. Reg. 22714, effective November 18, 2014; amended at 39 Ill. Reg. 10897, effective July 27, 2015; amended at 41 Ill. Reg. 8468, effective June 28, 2017.

**Section 510.10 General Site Regulations**

- a) Regulations

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) All the regulations cited in this Part apply to all Department species rules, unless the species rule is more restrictive.
  - 2) The legal possession of a concealed firearm by a validly licensed concealed carry licensee (see 430 ILCS 66) is allowed within designated areas as defined in subsection (b)(2), subject to Section 2.33 of the Wildlife Code on illegal devices and State refuges, the prohibitions set forth in Section 65 of the Firearm Concealed Carry Act and any applicable federal regulations. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33), except that violation of Section 2.33(g), (i), (o), (p), (y) and (cc) are Class A misdemeanors with a minimum \$500 fine and a maximum \$5,000 fine, in addition to other statutory penalties. Nothing in this Part shall be construed to criminalize the legal possession of a concealed firearm by a validly licensed concealed carry licensee (see 430 ILCS 66).
- b) Definitions
- 1) Unauthorized person – any individual who is not a Department employee, an individual who is not present for the purpose of hunting or trapping, or is an individual who does not fall under the definition of "non-hunting or non-trapping partner" pursuant to subsections (b)(10) and (d)(8).
  - 2) Designated area – a defined location at a site with a set boundary within which only a specified recreational activity such as hunting or trapping may take place during a publicly announced time period.
  - 3) Hunting/Trapping area – any portion of a site where actual hunting and/or trapping takes place. It does not include places such as parking lots, check stations, pavilions, or picnic areas associated with a hunting/trapping area.
  - 4) Restricted area – a defined location at a site with a set boundary within which hunting and/or trapping is prohibited.
  - 5) Refuge area – a defined location at a site with a set boundary within which no public activity or presence is allowed, except as authorized by the Department when it is determined that activity such as nature studies, hiking, fishing or camping would not be detrimental to the purpose of the refuge.

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## NOTICE OF ADOPTED AMENDMENT

- 6) Adult – a person 18 years of age or older.
  - 7) Waterfowl rest area – a defined location at a site with a set boundary within which no public activity or presence is allowed for a specified period of time, except as authorized by the Department.
  - 8) Hunter or trapper quota – The maximum number of hunters or trappers that can be accommodated at a site at any one time. Hunter and trapper quotas are determined by the formula of one hunter or trapper per 10-40 huntable acres. The number of huntable acres is determined by, but not limited to, the biological studies on the number of available animals within a species, the condition, topography and configuration of the land at the site, the condition of the roads at the site and the number of employees available to work at the site.
  - 9) Publicly announced – The information referred to will be included on the Department's Internet Home Page at [www.dnr.illinois.gov](http://www.dnr.illinois.gov), provided to outdoor writers for newspapers, and placed on the Department's Toll Free Hotline.
  - 10) Non-hunting or non-trapping partner – a person who accompanies a hunter or trapper and does not hunt or trap during the trip.
- c) It shall be unlawful:
- 1) For any person to possess any alcoholic beverage or illegal drug or be under the influence of alcohol, illegal drugs, or intoxicating compounds while in any hunting/trapping area for the purpose of hunting or trapping.
  - 2) To hunt or trap on any site with a manned check station without first declaring game killed on a previous hunt and in possession either on the hunter's person or in his vehicle.
  - 3) To construct or use any tree stand using nails, screws or any device which pierces or cuts the bark of the tree on which it is installed.
  - 4) To hunt or trap in a restricted area.
  - 5) For unauthorized persons to use or occupy in any manner designated

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hunting areas during the permit dove hunting season and controlled pheasant hunting season at sites holding such seasons, or during any hunting season where such restrictions are so posted at the site, when authorized hunting is in progress.

- 6) To enter a refuge, restricted area or waterfowl rest area unless authorized by the Department.
  - 7) To hunt or trap on any Department-owned or -managed land that is not a designated area pursuant to applicable species rules (17 Ill. Adm. Code 530, 550, 570, 590, 650, 660, 670, 680, 690, 710, 715, 720, 730, and 740).
  - 8) To buy, sell or commercialize hunting or trapping rights, directly or indirectly, except that this does not apply to Department of Natural Resources hunting or trapping fees or to the operation of controlled pheasant hunting on Department lands pursuant to a written concession agreement.
  - 9) To hunt or trap without a valid permit where permits are required.
  - 10) To hunt with any weapon except shotgun or bow and arrow unless otherwise specified.
  - 11) To track deer with dogs on any Department owned or managed site during hours when deer hunting is being conducted on the site.
  - 12) To use or occupy a ground blind during any firearm deer season, unless at least 400 square inches of solid, vivid blaze orange material is securely attached to the uppermost portion of the blind and a substantial amount of orange is visible for 360 degrees.
- d) Specific Management Procedures
- 1) Specific management procedures will be posted at either check stations or site parking lots at the site so the procedures will be visible to the public.
  - 2) Where there is a check station in operation, or where designated, hunters must sign in and/or sign out, and report their kill within 15 minutes, or as posted, after completing their hunt. Some areas require the wearing of a

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back patch and depositing hunting license (or Firearm Owner's Identification card if the hunter is exempt from buying a license).

- 3) In the event that Department budget reductions or site staffing reductions make the operation of check stations impractical, State sites that now require check stations and other restrictive hunter regulations may be opened to statewide regulations or closed to hunting by posting such notice at the site.
- 4) Statewide regulations shall apply at sites where windshield cards are issued, except that each hunter must obtain a free site windshield card online from the Department website. This windshield card must be displayed under the vehicle windshield, face up, and with the windshield card number visible. Hunters must report their annual harvest online (even if the hunter did not hunt) by February 15 or two weeks after the season closes for those seasons ending after February 1. Hunters shall forfeit their hunting privileges at the site for the following year if they fail to report by the above deadline.
- 5) Department will have the authority to issue site specific deer permits in addition to any other deer permits issued by the Department (see Parts 650, 660, 670 and 680) and to designate the sex of deer (antlered or antlerless) that hunters may harvest through site-specific regulations.
- 6) All hunter or trapper quotas are filled on a first come-first served basis unless a drawing or special permit is used. The Department shall use a special permit or drawing whenever past hunter or trapper participation at a particular site reveals that the demand exceeds the quota established by the Department. Hunters or trappers will be notified as expeditiously as possible through site postings, news releases or public announcements when quotas are established.
- 7) During pheasant, rabbit, quail and partridge season, hunters ~~and trappers~~ are required to wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches while ~~trapping or~~ hunting pheasant, quail, Hungarian partridge, rabbit, snipe, rail and woodcock.
- 8) Non-hunting or non-trapping partners may accompany hunters and trappers on their hunting or trapping trips. Partners must be unarmed and

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remain with the hunter or trapper throughout the trip. On sites where special permits are required, each permit holder or party is limited to one non-hunting or non-trapping partner per trip. On sites with waterfowl blinds, non-hunters count towards the blind's maximum occupancy.

(Source: Amended at 41 Ill. Reg. 8468, effective June 28, 2017)

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- 1) Heading of the Part: Nuisance Wildlife Control Permits
- 2) Code Citation: 17 Ill. Adm. Code 525
- 3) 

<u>Section Numbers</u> :	<u>Adopted Actions</u> :
525.10	Amendment
525.15	New Section
525.20	Amendment
525.30	Amendment
525.35	Renumbered/New Section
525.40	Renumbered/New Section
525.45	New Section
525.50	New Section
525.55	New Section
525.60	New Section
525.65	Renumbered/Amendment
525.70	New Section
525.75	New Section
525.80	Renumbered/Amendment
525.EXHIBIT A	Amendment
- 4) Statutory Authority: Implementing and authorized by Section 2.37 of the Wildlife Code [520 ILCS 5/2.37].
- 5) Effective Date of Rules: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 3131; March 17, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No

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- 11) Differences between Proposal and Final Version: In Section 525.10, "Nuisance Wildlife Control Permits" was changed to "these permits"; the definitions of "Governmental Body" and "Permit" or "Nuisance Wildlife Control Permit" were added:

In multiple Sections, "Nuisance Wildlife Control Permit" was changed to "permit"

In Section 525.20(c), ", bats" has been changed to "(e.g., bats)" and "on lands governed, owned or managed by that governmental body" has been stricken; subsection (f)(9), "Class C or" has been added after "shall issue a".

In Section 525.30, "(see 520 ILCS 5/3.22)" has been added after "permit" and "(see 520 ILCS 5/3.1, 3.3 and 3.27)"; subsection(k), "(see the list of species in 17 Ill. Adm. Code 1010)" has been added after "Act".

In Section 525.50(a)(1), ", cervical dislocation" has been added after "gunshot".

In Section 525.80(c), "for a period of one year from the due date for reporting" has been added after "permit".

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to incorporate changes in federal regulations; incorporate innovations in technology used by industry; incorporate changes in the Department's operational procedures; and provide better organization structure to this rule.
- 16) Information and questions regarding these adopted rules shall be directed to:

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

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

PART 525  
 NUISANCE WILDLIFE CONTROL PERMITS

Section	
525.10	Purpose
<a href="#">525.15</a>	<a href="#">Definitions</a>
525.20	Requirements, <del>and</del> Application <a href="#">and Permit Procedures</a>
525.30	General Provisions
525.35	<a href="#">Approved Methods of Take: Game Mammals, Furbearing Mammals and Other Mammals</a> <del>Migratory Birds</del>
525.40	<a href="#">Prohibited Methods of Take</a> <del>Revocation and Suspension of Permits—Hearings and Appeals</del>
<a href="#">525.45</a>	<a href="#">Disposition of Animals</a>
<a href="#">525.50</a>	<a href="#">Euthanasia</a>
<a href="#">525.55</a>	<a href="#">Bats</a>
<a href="#">525.60</a>	<a href="#">Game Birds</a>
<a href="#">525.65</a>	<a href="#">Migratory Birds</a>
<a href="#">525.70</a>	<a href="#">Business Practices</a>
<a href="#">525.75</a>	<a href="#">Exceptions to Permit Requirements and Provisions</a>
<a href="#">525.80</a>	<a href="#">Revocation and Suspension of Permits: Hearings and Appeals</a>

525.EXHIBIT A      Application for Nuisance Wildlife Control Permit

AUTHORITY: Implementing and authorized by Section 2.37 of the Wildlife Code [520 ILCS 5/2.37].

SOURCE: Adopted at 15 Ill. Reg. 4149, effective March 4, 1991; amended at 16 Ill. Reg. 1826, effective January 17, 1992; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 23 Ill. Reg. 3406, effective March 8, 1999; amended at 27 Ill. Reg. 735, effective January 6, 2003; amended at 29 Ill. Reg. 3919, effective February 24, 2005; amended at 41 Ill. Reg. 8476, effective June 28, 2017.

**Section 525.10 Purpose**

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This Part has been established to govern the taking, possession, transport, and disposition of ~~species protected~~Protected Species as defined by Section 2.2 of the Wildlife Code [520 ILCS 5/2.2] ~~that~~which are causing damage to property or a risk to human health or safety and the issuance of Nuisance Wildlife Control Permits. Activities authorized by these permits are governed solely by Sections 2.37 and 2.38 of the Wildlife Code and this Part. All other game protective provisions of the Wildlife Code do not apply unless referenced specifically by this Part.~~Drainage Districts controlling beavers under authority of the Wildlife Code [520 ILCS 5/2.37] and recipients of Nuisance Animal Removal Permits, Deer Removal Permits and Deer Population Control Permits are exempt from the provisions of this Part.~~

(Source: Amended at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.15 Definitions**

"Bait" means mammal, bird or fish flesh, fur, hide, entrails or feathers and parts thereof that are placed in or near a trap to lure wild animals.

"Bat" means members of the family Vespertilionidae.

"Cushion-hold trap" means a commercially manufactured trap of the spring-loaded type with offset jaws designed to capture an animal by closing upon one of its limbs and that is so constructed that the edges designed to touch the animal are composed of a nonmetallic substance that eliminates or mitigates injury to the trapped animal.

"Department" means Department of Natural Resources.

"Exterior exclusion" means sealing gaps, crevices, holes or other exterior means of access to a structure as part of a program to remove bats. Bats retain the ability to enter and exit a structure at one or more points of access until permanent eviction.

"Furbearing mammal" means the following species: mink, muskrat, raccoon, striped skunk, long-tailed weasel, least weasel, bobcat, opossum, beaver, river otter, badger, red fox, gray fox and coyote.

"Game bird" means the following species: ruffed grouse, sharp-tailed grouse, northern bobwhite, gray partridge, chukar, ring-necked pheasant, greater prairie chicken and wild turkey.

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"Game mammal" means the following species: cottontail rabbit, swamp rabbit, white-tailed deer, fox squirrel, gray squirrel and groundhog (woodchuck).

"Governmental Body" means a federal agency or any State entity authorized under State of Illinois laws, including but not limited to counties, municipalities, townships or special-purpose districts.

"Interior exclusion" means sealing gaps, crevices or other means of access to living quarters of a structure as part of a program to remove bats. Bats retain access to parts of a structure that are not frequented by humans and the ability to enter and exit this space until permanent eviction.

"Land set" means any trap or similar device that is not placed or set in contact with flowing or impounded water.

"Migratory bird" means wild migratory game birds and wild resident and migratory nongame birds protected by Section 2.2 of the Wildlife Code.

"Other mammals" means flying squirrel, red squirrel, eastern woodrat, golden mouse, rice rat and Franklin's ground squirrel.

"Permanent eviction" means use of exterior exclusion and installation of one-way doors, valves or vents that allow bats to exit a structure but bar re-entry. Locations of these devices are sealed permanently after eviction of bats.

"Permit" or "Nuisance Wildlife Control Permit" is the granting of permission by DNR, under the authority of the Wildlife Code, to an individual or entity to take, possess, transport or dispose of protected species within Illinois. The types of permits are:

Class A: Commercial – Mammals and Game Birds

Class B: Zoos, or Botanical Gardens or Landowners/Tenants Applying to Take Migratory Birds on Their Property in Accordance with a Federal Permit

Class C: Governmental – Mammals and Game Birds

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Class D: Commercial – Migratory Birds

Class E: Governmental – Migratory Birds

"Protected species" means wild birds and mammals protected by Section 2.2 of the Wildlife Code.

"Restricted pesticide" means any substance or mixture of substances intended for preventing, destroying, repelling or mitigating any pest, the use of which has been categorized as restricted under the Federal Insecticide, Fungicide, and Rodenticide Act (7 USC 136), as amended, or under the Illinois Pesticide Act [415 ILCS 60].

"Submersion set" means a device that is set underwater or a water set that employs a slide wire or tangle stake.

"Take" means hunt, shoot, pursue, lure, kill, destroy, capture, gig, spear, trap or ensnare, or attempt to do so.

"Water set" means any trap or similar device that is placed or set in contact with flowing or impounded water.

"Wildlife Code" or "Code" means the Illinois Wildlife Code [520 ILCS 5].

(Source: Added at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.20 Requirements, ~~and~~ Application and Permit Procedures**

- a) Any individual desiring to take game mammals, furbearing mammals, other mammals, bats or game birds that~~control Protected Species which~~ are causing damage to property or ~~risks a risk~~ to human health or safety on the land of another, for a fee, must first obtain a valid Class A Nuisance Wildlife Control Permit from the Department. ~~Taking any protected species in violation of this subsection is a Class B misdemeanor (see 520 ILCS 5/2.33, 2.33(a)). Control of white-tailed deer and threatened or endangered species is prohibited except as provided for in Section 525.30(h). Unlawful taking of white-tailed deer is a Class B misdemeanor (see 520 ILCS 5/2.24), as is unlawful taking of migratory birds (see 520 ILCS 5/2.18). Unlawful taking of an endangered species is a Class A misdemeanor (see 520 ILCS 10/9).~~

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- b) ~~Any person desiring to control Protected Species which are causing damage to property or a risk to human health or safety on the land of another, at no charge, must first obtain a valid Class B Nuisance Wildlife Control Permit from the Department.~~ Not-for-profit (501(c)(3)) zoos and botanical gardens desiring to take control protected species that are causing damage to property, ~~risks or are a risk~~ risks to specimens on lands owned by that entity must first obtain a valid Class B Nuisance Wildlife Control Permit from the Department. Landowners and tenants who desire to take migratory birds on their property, in accordance with a valid federal permit, and without the aid of a Class D or Class E permit, must first obtain a valid Class B permit from the Department. ~~Control of white-tailed deer and migratory, threatened, or endangered species is prohibited except as provided for in Section 525.30(h). Unlawful taking of white-tailed deer is a Class B misdemeanor (see 520 ILCS 5/2.24), as is unlawful taking of an endangered species (see 520 ILCS 5/2.18). Unlawful taking of migratory birds is a Class B misdemeanor (see 520 ILCS 10/9).~~
- c) Any governmental body desiring to take game mammals, furbearing mammals, other mammals (e.g., bats) or game birds that ~~control Protected Species which are causing damage to property or~~ risks a risk to human health or safety ~~on lands governed, owned or managed by that governmental body~~ must first obtain a valid Class C Nuisance Wildlife Control Permit from the Department. ~~Control of white-tailed deer and migratory, threatened, or endangered species is prohibited except as provided for in Section 525.30(h). Unlawful taking of white-tailed deer is a Class B misdemeanor (see 520 ILCS 5/2.24), as is unlawful taking of an endangered species (see 520 ILCS 5/2.18). Unlawful taking of migratory birds is a Class B misdemeanor (see 520 ILCS 10/9).~~
- d) Any individual desiring to take migratory birds that are causing damage to property, risks to human health or safety, or nuisances on the land of another, for a fee, must first obtain a valid Class D Nuisance Wildlife Control Permit from the Department.
- e) Any governmental body desiring to take migratory birds that are causing damage to property, risks to human health or safety, or nuisances on lands governed, owned or managed by that governmental body must first obtain a valid Class E Nuisance Wildlife Control Permit.
- f) Permit Procedures

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- 1) To be eligible for a Class A or Class ~~DB~~ permit Nuisance Wildlife Control Permit the applicant must be at least 18 years of age.
- 2) Application for a permit Nuisance Wildlife Control Permit shall be made on forms provided by the Department ~~Department's Division of Wildlife Program Development and Coordination~~ and shall be obtained by ~~submitting a request to the Division.~~
- 3) The Department shall issue a Class A permit Nuisance Wildlife Control Permit to an individual provided the applicant has:
  - A) met the eligibility requirements of subsection (f)(1) as per this Section;
  - B) achieved a score of at least 80% on a closed-book, passed a written examination administered by the Department that ~~which~~ tests the applicant's knowledge and understanding of:
    - i) this Part;
    - ii) Sections 2.37 and 2.38 of the Wildlife Code ~~[520 ILCS 5/2.37]~~;
    - iii) the Illinois List of Endangered and Threatened Fauna (17 Ill. Adm. Code 1010);
    - iv) the Illinois Dead Animal Disposal Act [225 ILCS 610];
    - v) "Specifications for the Humane Handling, Care, Treatment, and Transportation of Warmblooded Animals Other Than Dogs, Cats, Rabbits, Hamsters, Guinea Pigs, Nonhuman Primates, and Marine Mammals" (9 CFR 3, subpart F) ~~(Subpart F, Subchapter A, ch. 1, Title 9 CFR, 2004) (no later editions or amendments are included)~~;
    - vi) Disease Free Certification and Quarantine Provisions for Propagation, Release, Importation, Exportation, and Transportation of Game Mammals, Game Birds, Migratory

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Birds, or Exotic Wildlife (17 Ill. Adm. Code 630); and

- vii) diseases, life cycles, habits, and habitats of game mammals, furbearing mammals, other mammals, bats and game birds, common Illinois wildlife as well as methods of preventing or controlling damage and risks to human health or safety caused by these species.
- C) completed a Hunter Safety Course administered by the Department or provided proof of equivalent training if guns are to be used to take or euthanize animals. Submission of discharge papers from the military (DD 214) showing certification as a marksman, sharpshooter or expert is considered proof of equivalent training.
- 4) ~~Each new applicant or person whose permit has been revoked or has expired shall be required to answer correctly at least 80% of the questions on the closed-book examination. Applicants failing the required examination may repeat the exam after 45 days. Should a second failure occur, a six-month waiting period from the date of the second exam is required. The examination sequence can be repeated no more than twice during any two-year period.~~
- 45) The Department shall issue a Class B permit Nuisance Wildlife Control Permit to a landowner or tenant individual provided the applicant has:
  - A) met the eligibility requirements of subsection (f)(1) as per this Section;
  - B) provided a copy of his or her valid federal permit for taking migratory birds successfully completed an interview during which a representative of the Division of Wildlife Resources has determined the applicant's knowledge of wildlife and wildlife capture techniques sufficient to render services as provided for in this Section; and
  - C) completed a Hunter Safety Course administered by the Department or provided proof of equivalent training if guns are to be used to take or euthanize animals. Submission of discharge papers from the military (DD 214) showing certification as a marksman,

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sharpshooter or expert is considered proof of equivalent training.

- 5) Authorization granted to landowners or tenants and their agents for taking migratory birds is limited to properties owned or leased by those individuals and subject to refusal, revocation and/or suspension pursuant to subsections (g) through (j) of this Section and Section 525.80.
- 6) The Department shall issue a Class B permit Nuisance Wildlife Control Permit to a not-for-profit (501(c)(3)) zoo provided that entity is accredited by the American Zoological Association ~~and a staff member in charge of nuisance wildlife control activities complies with provisions set forth in Section 525.20(d)(5).~~ The Department shall issue a Class B permit Nuisance Wildlife Control Permit to a not-for-profit (501(c)(3)) botanical garden provided that entity is a member of the American Arboreta and Botanic Garden Association ~~and a staff member in charge of nuisance wildlife control activities complies with provisions set forth in Section 525.20(d)(5).~~ Authorization granted to not-for-profit zoos and botanical gardens is limited to properties owned by those entities and subject to refusal, revocation and/or suspension pursuant to subsections Sections 525.20(g); through (j) of this Section 525.30(q); and Section 525.80525.40.
- 7) The Department shall issue a Class D permit to an individual provided the applicant has:
- A) met the eligibility requirements of subsection (f)(1);
- B) achieved a score of at least 80% on a closed book, written examination that tests the applicant's knowledge of:
- i) this Part;
- ii) Sections 2.37 and 2.38 of the Code;
- iii) the Illinois List of Endangered and Threatened Fauna (17 Ill. Adm. Code 1010);
- iv) the Illinois Dead Animal Disposal Act [225 ILCS 610];

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- v) Disease Free Certification and Quarantine Provisions for Propagation, Release, Importation, Exportation, and Transportation of Game Mammals, Game Birds, Migratory Birds, or Exotic Wildlife (17 Ill. Adm. Code 630);
  - vi) federal regulations (50 CFR 21.41); and
  - vii) diseases, life cycles, habits and habitats of migratory birds, as well as methods of preventing or controlling damage, risks to human health and safety, or nuisances caused by migratory birds.
- 8) Applicants failing the required examination may repeat the exam after 45 days. Should a second failure occur, a 6-month waiting period from the date of the second exam is required. The examination sequence can be repeated no more than twice during any 2-year period.
- 9) The Department shall issue a Class C or Class EC permit Nuisance Wildlife Control Permit to a governmental body upon approval of an application.
- ge) Violation of the Illinois Endangered Species Protection Act [520 ILCS 10], the Fish Code of 1971 [520 ILCS 5] or the Wildlife Code ~~[520 ILCS 5]~~ during the 3 years prior to application for a Class A or Class DB permit Nuisance Wildlife Control Permit shall be grounds for refusal to issue said permit.
- h) Providing incomplete, deceptive or false information on an application shall be grounds for refusal to issue a permit. Providing deceptive or false information on an application is a Class A misdemeanor (see Section 2.38 of the Code).
- i) Permittees who have allowed their permits to expire or had their permits revoked or suspended for more than 60 days must reapply and retake any examinations required for issuance of Class A and Class D permits.
- jf) Final ~~judgement~~judgment of applications shall be made by the Chief, Division of Wildlife ~~Resources Program Development and Coordination~~, or his/her designee, based on criteria in this Section and Section 525.80e~~contained in subsection (d).~~

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- k) Class A, B and C permits shall be issued on an annual basis and expire January 31 of each year, except that:
- 1) permits issued to first-time applicants between November 1 and January 31 shall expire on January 31 of the following year;
  - 2) Class B permits issued to landowners and tenants for control of migratory birds on their property may be issued for a period of time that coincides with their federal permit.
- l) Class D and E permits shall be issued on an annual basis and expire on September 1 of each year.
- g) ~~Providing deceptive or false information on an application is a Class A misdemeanor (see 520 ILCS 5/2.38).~~

(Source: Amended at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.30 General Provisions**

- a) ~~Nuisance Wildlife Control Permits shall be issued on an annual basis and expire January 31 of each year. Nuisance Wildlife Control Permits are not transferable. Permitted Nuisance Wildlife Control is governed solely by Sections 2.37 and 2.38 of the Wildlife Code [520 ILCS 5/2.37 and 2.38] and this Part. All other provisions of The Game Protective Regulations of the Wildlife Code [520 ILCS 5] do not apply.~~
- b) Under no circumstances shall a Nuisance Wildlife Control Permit be used in lieu of a scientific collector's permit (see 520 ILCS 5/3.22) or sport or commercial licenses (see 520 ILCS 5/3.1, 3.3 and 3.27).
- e) ~~Permittee's method of taking fauna must be approved by the Department. Approved methods include, but are not limited to trapping and shooting. In addition,~~
- 1) ~~Only the following devices shall be used for land sets:~~
    - A) ~~box traps, cage traps or traps of similar design;~~

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- B) ~~Egg traps<sup>®</sup>, D-P<sup>®</sup> (Dog Proof) traps or traps of similar design with a single access opening no larger than three square inches;~~
- C) ~~cushion hold traps with no modifications from the manufacturer's specifications other than the addition of auxiliary springs and/or swivels. "Cushion hold trap" means an approved, commercially manufactured trap of the spring loaded type with offset jaws designed to capture an animal by closing upon one of its limbs and that is so constructed that the edges designed to touch the animal are composed of a non-metallic substance that eliminates or mitigates injury to the trapped animal; and~~
- D) ~~body gripping traps powered by two springs and having an inside jaw spread no larger than 25 square inches may be used if set inside a residence at least four inches from any outside surface of the structure or set outdoors at least eight feet from the ground and enclosed in a tube, cylinder or open-ended box constructed of solid wood, metal or plastic such that the trigger of the trap is located at least twelve inches from any entrance to the enclosure in which it is set.~~
- E) ~~Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(a)).~~
- 2) ~~Body gripping traps, cushion hold traps, leghold traps, Egg<sup>®</sup> traps and D-P<sup>®</sup> (Dog Proof) traps or traps of similar design, Bailey beaver traps or traps of similar design, Sneed colony traps or traps of similar design, and cage traps, box traps or traps of similar design may be used for water sets. Snares that are not powered by springs or other mechanical devices shall be used for water sets only if at least one half of the snare noose loop is located under water at all times; the noose loop diameter is not greater than 15 inches (38.1 CM); the snare is equipped with a mechanical lock, anchor swivel, and stop device to prevent the mechanical lock from closing the noose loop to a diameter of less than 2½ inches (6.4 CM); the cable diameter is not less than 5/64 inch (2.0 MM) but not greater than ¼ inch (3.2 MM); and the snare is not constructed of stainless steel metal cable or wire. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(a)).~~
- 3) ~~It is unlawful to fail to visit and remove all animals from traps staked out,~~

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~~set, used, tended, placed or maintained at least once each calendar day. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(a)).~~

- 4) ~~It is unlawful for any person to place, set, use, or maintain any trap or snare that is not tagged, inscribed, or otherwise identified with the permittee's name and address. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(a)).~~
- 5) ~~It is unlawful for any person to place, set, use, or maintain a cushion hold trap or leghold trap, in water, that has an inside jaw spread larger than 7½ inches (19.1 CM), or a body gripping trap having an inside jaw spread larger than 144 square inches. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(a)).~~
- 6) ~~It is unlawful for any person to place, set, use, or maintain a cushion hold trap, on land, that has an inside jaw spread larger than 6½ inches (16.6 CM). Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(a)).~~
- 7) ~~It is unlawful to use any trap with saw toothed, serrated, spiked, or toothed jaws. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(a)).~~
- 8) ~~It is unlawful to place, set, or maintain any leghold trap or cushion hold trap within 30 feet (9.14 m) of bait placed in such a manner or position that it is not completely covered and concealed from sight, except that this shall not apply to underwater sets. Bait shall mean and include any bait composed of mammal, bird, or fish flesh, fur, hide, entrails, or feathers. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(a)).~~
- 9) ~~It is unlawful to use any deadfall, pit trap, spear, gig, hook, crossbow, poison, chemical, explosive or any like device to take any Protected Species, except that commercially available gas cartridges that emit carbon monoxide or carbon dioxide as primary lethal agents may be used according to the manufacturer's specifications. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(a)).~~
- 10) ~~It is unlawful for any person, except persons permitted by law, to have or carry any gun in or on any vehicle, conveyance or aircraft, unless such gun is unloaded and enclosed in a case. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(n)).~~

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- 11) ~~It is unlawful to fire a rifle, pistol, revolver, or airgun on, over or into any waters of this State, including frozen waters. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(q)).~~
  - 12) ~~It is unlawful to discharge any gun along, upon, across, or from any public right of way or highway in this State. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(r)).~~
  - 13) ~~It is unlawful to use a silencer or other device to muffle or mute the sound of the explosion or report resulting from the firing of any gun. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(s)).~~
  - 14) ~~It is unlawful for any person to remove animals from or to move or disturb in any manner, the traps owned by another person without written authorization of the owner to do so. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(v)).~~
  - 15) ~~It is unlawful for any person to wantonly or carelessly injure or destroy, in any manner whatsoever, any real or personal property on the land of another while engaged in activities permitted by this Section. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(x)).~~
  - 16) ~~It is unlawful for any person to take any Protected Species during the gun deer hunting season in those counties open to gun deer hunting, unless he wears, when in the field, a cap and outer garment of a solid blaze orange color, with such articles of clothing displaying a minimum of 400 square inches of blaze orange material. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(ff)).~~
  - 17) ~~The use of guns shall be subject to all State restrictions.~~
  - 18) ~~The use of guns shall be subject to municipal restrictions unless otherwise authorized in writing by an official of the municipality.~~
- d) ~~Taking of fauna on private properties by Class A and Class B permittees requires the landowner's or tenant's written permission. Class B not-for-profit permittees are restricted to taking nuisance fauna only on the lands owned by the not-for-profit entity. Nothing in this Part allows the taking of wildlife on the property of~~

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~~another without permission from the landowner or tenant. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33(t)).~~

- e) ~~Taking of fauna on State owned or managed lands requires written authorization from the Site Superintendent or District Wildlife Habitat Biologist. Violation is a Class B misdemeanor (see 520 ILCS 835/6).~~
- f) ~~Permittees shall describe to the persons seeking services the estimated cost and type of control methods to be used to relieve the nuisance problem and/or to alleviate damage to livestock, crops, or property.~~
- cg) The Nuisance Wildlife Control Permit must be carried on the person at all times when taking or transporting fauna and be presented, upon request, to any authorized employee of the Department or any peace officer. Violation is a petty offense (see 520 ILCS 5/2.37).
- d) It shall be unlawful for any person to represent himself or herself falsely to be an authorized employee of the Department, or to assume to act as such without having been duly appointed and employed. Violation is a petty offense (see Section 2.37 of the Code).
- e) A Class A Nuisance permittee is an industrial user as listed in the Hypodermic Syringes and Needles Act [720 ILCS 635].
- f) It is unlawful for any person to take any protected species during the firearm deer hunting season in those counties open to firearm deer hunting, unless he or she wears, when in the field, a cap and outer garment of a solid blaze orange color, with those articles of clothing displaying a minimum of 400 square inches of blaze orange material. Violation is a Class B misdemeanor (see Section 2.33(ff) of the Code).
- g) ~~The taking of white-tailed deer, endangered species, threatened species or other species protected by Federal regulations is prohibited except for the salvage and disposal of dead white-tailed deer in accordance with subsection (k) of this Section 525.45.~~
- h) The taking of bats is prohibited except as provided in Sections 525.55 and 525.75.
- i) The taking of game birds is prohibited except as provided in Section 525.60.~~All~~

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~~fur-bearing mammals [520 ILCS 5/1.2g] and game mammals [520 ILCS 5/1.2h] that are not endangered or threatened (17 Ill. Adm. Code 1010) and are taken under authority of this Part must be released alive or euthanized except that:~~

- ~~1) striped skunks must be euthanized; and~~
- ~~2) raccoons must be euthanized or released on the same property and within 100 yards of where they were captured, or surrendered to a licensed veterinarian who is a licensed wildlife rehabilitator for euthanasia or treatment and release. Release may only be after an observation period of at least 45 days. During observation, raccoons may be housed at any properly licensed rehabilitator. Violation is a petty offense (see 520 ILCS 5/2.37).~~

~~All other Protected Species must be released alive or surrendered to a licensed rehabilitator. Violation is a Class B misdemeanor (see 520 ILCS 5/2.33).~~

- ~~j) The taking of migratory birds is prohibited except as provided in Sections 525.65 and 525.75. Methods of euthanizing animals must be approved by the Department and include such methods as:~~
  - ~~1) captive bolt, gunshot, drowning, and stunning (mechanical only);~~
  - ~~2) inhalants, including halothane, isoflurane, carbon monoxide, and carbon dioxide; and~~
  - ~~3) non-inhalants including Secobarbital/dibucaine.~~
- ~~k) The taking of bald or golden eagles and species classified as endangered or threatened under the Illinois Endangered Species Protection Act (see the list of species in 17 Ill. Adm. Code 1010) is prohibited.All dead animals must be transferred to a licensed renderer or disposed of in accordance with the Illinois Dead Animal Disposal Act [225 ILCS 610]. Violation is a Class C misdemeanor (see 225 ILCS 610/19).~~
- ~~l) Animals, animal parts and animal by-products taken under authority of this Part may not be sold, offered for sale, bartered or shipped for the purpose of sale or barter. Violation is a Class A misdemeanor (see 520 ILCS 5/2.36).~~

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- m) ~~All animals released alive must be re-located into suitable habitat in the State of Illinois within 24 hours after capture. Except as provided for in subsection (i) of this Section, the release site must be located at least 10 but not more than 40 miles from the capture site unless the Department grants specific authority to release animals greater than 40 miles from the capture site and the animals are certified disease free as provided for in 17 Ill. Adm. Code 630. Animals captured by duly appointed representatives of municipalities shall be re-located into suitable habitat less than 10 miles from the capture site if this subsection would require the release of animals on lands outside their jurisdiction. Violation is a petty offense (see 520 ILCS 5/2.37).~~
- n) ~~Temporary holding facilities must meet U.S. Department of Agriculture standards for animal welfare as specified in "Specifications for the Humane Handling, Care, Treatment, and Transportation of Warmblooded Animals Other Than Dogs, Cats, Rabbits, Hamsters, Guinea Pigs, Nonhuman Primates, and Marine Mammals" (subpart F, subchapter A, ch. 1, Title 9 CFR, 2004) (no later editions or amendments are included). Violation is a petty offense (see 520 ILCS 5/2.37).~~
- o) ~~Release of fauna onto public or private land requires written authorization from the site superintendent, tenant, or landowner. In the event that threatened or endangered species are involved, the release shall be directed by the Endangered and Threatened Species Conservation Program Coordinator, Division of Resource Stewardship and Protection, Department of Natural Resources, One Natural Resources Way, Springfield, Illinois 62702-1271. Violation is a petty offense (see 520 ILCS 5/2.37).~~
- p) ~~Permittees who rent, lend or otherwise transfer traps to clients, citizens, or other parties who are not under their direct supervision and have not obtained a Nuisance Wildlife Control Permit or a Nuisance Animal Removal Permit are responsible for any damages or violations of this Section that are perpetrated by the other party. Any animals taken by a second party must be reported by the permittee in accordance with subsection (q). Failure to comply with this Part shall result in permit suspension or revocation in accordance with Section 525.40.~~
- q) ~~All permittees shall maintain records and submit an annual report to the Department showing the following information: total number of complaints received, number of complaints serviced, county of residence, name, address, and phone number of the permittee, number and kinds of animals relocated, name, address, and phone number of any site supervisor, tenant or landowner on whose~~

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~~property animals were released, locations where animals were released, and number and kinds of all animals euthanized. This report shall be made on or before January 20 and shall include all operations for the period from January 1 through December 31 of the previous year. All such reports and records required by this Section shall be available for inspection by any officer or authorized employee of the Department, any sheriff, deputy sheriff, or any other peace officer at any reasonable time when request is made for same. Failure to comply with the provisions of this Section shall bar the permittee from obtaining a Nuisance Wildlife Control Permit for the following year.~~

- r) ~~It shall be unlawful for any person to represent himself or herself falsely to be an authorized employee of the Department, or to assume to act as such without having been duly appointed and employed as such. Violation is a petty offense (see 520 ILCS 5/1.23).~~
- s) ~~A Class A Nuisance Wildlife Control Permittee is an industrial user as listed in the Hypodermic Syringes and Needles Act [720 ILCS 635].~~

(Source: Amended at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.35 Approved Methods of Take: Game Mammals, Furbearing Mammals and Other Mammals**~~Migratory Birds~~

- a) Approved Land Sets
  - 1) Only the following devices may be used for land sets:
    - A) box traps, cage traps, colony traps or traps of similar design;
    - B) enclosed foot-hold traps with a single access opening no larger than 3 square inches; examples of approved devices include, but are not limited to, EGG<sup>®</sup>, D-P<sup>®</sup> (Dog-Proof) and L'il Grizz<sup>®</sup> traps;
    - C) cushion-hold; offset laminated and wide-jaw foot-hold traps that:
      - i) are listed by the Association of Fish and Wildlife Agencies as Best Management Practices for Trapping Coyotes in the Eastern United States ([http://www.fishwildlife.org/files/EasternCoyote\\_BMP\\_2016.pdf](http://www.fishwildlife.org/files/EasternCoyote_BMP_2016.pdf)); and

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- ii) have an inside jaw spread of 6½ inches (16.6 cm) or less;
    - D) body-gripping traps powered by two springs and having an inside jaw spread of no larger than 49 square inches may be used if set inside a residence at least 4 inches from any outside surface of the structure or set outdoors at least 8 feet from the ground and enclosed in a tube, cylinder or open-ended box constructed of solid wood, metal or plastic so that the trigger of the trap is located at least 12 inches from any entrance to the enclosure in which it is set.
  - 2) Violation is a Class B misdemeanor (see Section 2.33(a) of the Code).
- b) Approved Water Sets
  - 1) Only the following devices may be used for water sets:
    - A) body-gripping traps;
    - B) cushion-hold traps;
    - C) foot-hold traps;
    - D) enclosed foot-hold traps with a single access opening no larger than 3 square inches; examples of approved devices include, but are not limited to, EGG<sup>®</sup>, D-P<sup>®</sup> (Dog-Proof) and L'il Grizz<sup>®</sup> traps;
    - E) Bailey beaver traps, Hancock beaver traps or traps of similar design;
    - F) colony traps, cage traps, box traps or traps of similar design;
    - G) snare traps that are not powered by springs or other mechanical devices (used for water sets only) if: at least one-half of the snare noose loop is located under water at all times; the noose loop diameter is not greater than 15 inches (38.1 cm); the snare is equipped with a mechanical lock, anchor swivel, and stop device to prevent the mechanical lock from closing the noose loop to a diameter of less

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than 2½ inches (6.4 cm); the cable diameter is not less than 5/64 inch (2.0 mm) but not greater than 1/8 inch (3.2 mm); and the snare is not constructed of stainless steel metal cable or wire;

- 2) Devices listed in subsection (b)(1) may be used for submersion sets.
  - 3) Violation is a Class B misdemeanor (see Section 2.33(a) of the Code).
- c) Use of traps is subject to the following restrictions:
- 1) It is unlawful to fail to visit and remove all animals from traps staked out, set, used, tended, placed or maintained at least once each calendar day. Violation is a Class B misdemeanor (see Section 2.33(a) of the Code).
    - A) Permittees who rent, lend or otherwise transfer traps to clients, citizens or other parties (i.e., the second parties) who are not under the direct supervision of the permittee and have not obtained a Nuisance Wildlife Control Permit or a Nuisance Animal Removal Permit are responsible for any damages or violations of this Section that are perpetrated by the second party. Any animals taken by a second party must be reported by the permittee in accordance with Section 525.70(f).
    - B) Remote trap checking systems may be used in lieu of physical visits when those systems:
      - i) are used in accordance with the manufacturer's specifications;
      - ii) have a control unit that reports trap status to a centralized application database at least once each calendar day;
      - iii) have notification alarms that report trap closures and/or system health issues within one hour after detection via email or text-based messaging systems; and
      - iv) have on-demand control unit testing capabilities for determining trap status, signal strength, and battery condition via remote system check-in.

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- C) Permittees who use remote trap checking systems shall maintain records of trap status and notification alarms for a period of no less than 7 days after receipt of messages. Records shall be immediately available for inspection when a request is made by an officer or authorized employee of the Department. Failure to produce those records shall be prima facie evidence that traps were not checked each calendar day.
- 2) It is unlawful for any person to place, set, use or maintain any trap or snare that is not tagged, inscribed or otherwise identified with the permittee's name and address. Violation is a Class B misdemeanor (see Section 2.33(a) of the Code).
- 3) It is unlawful for any person to place, set, use or maintain a cushion-hold trap or foot-hold trap in water if that trap has an inside jaw spread larger than 7½ inches (19.1 cm), or a body-gripping trap having an inside jaw spread larger than 144 square inches. Violation is a Class B misdemeanor (see Section 2.33(a) of the Code).
- 4) It is unlawful to use any trap with saw-toothed, serrated, spiked or toothed jaws. Violation is a Class B misdemeanor (see Section 2.33(a) of the Code).
- 5) It is unlawful for any person to place, set or maintain any foot-hold or cushion-hold trap within 30 feet (9.14 m) of bait placed in such a manner or position that it is not completely covered and concealed from sight, except that this shall not apply to water sets. Violation is a Class B misdemeanor (see Section 2.33(a) of the Code).
- 6) It is unlawful for any person to remove animals from, or to move or disturb in any manner, the traps owned by another person without written authorization of the owner to do so. Violation is a Class B misdemeanor (see Section 2.33(v) of the Code).
- d) Use of guns is subject to the following restrictions:
- 1) The use of guns shall be subject to all State restrictions.

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- 2) The use of guns shall be subject to municipal restrictions unless otherwise authorized in writing by an official of the municipality.
  - 3) It is unlawful for any person, except persons permitted by law, to have or carry any gun in or on any vehicle or conveyance operated on public roadways, unless that gun is unloaded and enclosed in a case. Violation is a Class B misdemeanor (see section 2.33(n) of the Code).
  - 4) It is unlawful to fire a rifle, pistol, revolver, or air gun on, over or into any waters of this State, including frozen waters, except when performing euthanasia of game mammals or furbearing mammals that are restrained by traps. Violation is a Class B misdemeanor (see Section 2.33(q) of the Code).
  - 5) It is unlawful to discharge any gun along, upon, across or from any public right-of-way or highway in this State. Violation is a Class B misdemeanor (see Section 2.33(r) of the Code).
- e) Commercially available gas cartridges that emit carbon monoxide or carbon dioxide as primary lethal agents may be used according to the manufacturer's specifications.
  - f) Drugs that are acquired and dispensed in accordance with the Illinois Controlled Substances Act [720 ILCS 570], U.S. Controlled Substances Act (21 USC 801 et seq.), Federal Food, Drug, and Cosmetic Act (21 USC 301 through 3998), Animal Medicinal Drug Clarification Act of 1994 (21 CFR 530) and U.S. Drug Enforcement Administration Regulations (21 CFR 1301 et seq.) may be used to take protected species.

(Source: Former Section 525.35 renumbered to Section 525.65 and new Section 525.35 added at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.40 Prohibited Methods of Take~~Revocation and Suspension of Permits—  
Hearings and Appeals~~**

- a) It is unlawful to use a restricted pesticide unless the applicator is licensed under the Structural Pest Control Act [225 ILCS 235]. Violation is a Class B misdemeanor.

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- b) It is unlawful to use a deadfall, pit trap, spear, gig, hook, crossbow, poison, adhesive, chemical, explosive or any like device to take any protected species, except as allowed in Section 525.35(e) and (f). Violation is a Class B misdemeanor (see Section 2.33(a) of the Code).

(Source: Former Section 525.40 renumbered to Section 525.80 and new Section 525.40 added at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.45 Disposition of Animals**

- a) All furbearing mammals and game mammals taken under authority of this Part must be released alive or euthanized except that:
- 1) striped skunks must be euthanized; and
  - 2) raccoons must be euthanized or released on the same property and within 100 yards of where they are captured, or surrendered to a licensed veterinarian who is a licensed wildlife rehabilitator for euthanasia or treatment and release. Release may only be after an observation period of at least 45 days. During observation, raccoons may be housed at any properly licensed rehabilitator. Violation is a petty offense (see Section 2.37 of the Code).
- b) Bats may be permanently evicted in accordance with Section 525.55, released alive in accordance with Section 525.75, or transported to a local health department, animal control office, or veterinarian for submission to a laboratory if there is concern about human exposure to rabies. Violation is a Class B misdemeanor (see Section 2.33 of the Code).
- c) Migratory birds and other mammals must be released alive or surrendered to a licensed wildlife rehabilitator.
- d) Animals, animal parts and animal by-products taken under authority of this Part may not be sold, offered for sale, bartered or shipped for the purpose of sale or barter. Violation is a Class A misdemeanor (see Section 2.36 of the Code).
- e) All dead animals and eggs of migratory birds must be transferred to a licensed renderer, disposed of at a licensed solid waste facility, or disposed of in

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accordance with the Illinois Dead Animal Disposal Act [225 ILCS 610].  
Violation is a Class C misdemeanor (see 225 ILCS 610/19).

- f) All animals released alive must be relocated into suitable habitat in the State of Illinois within 24 hours after capture. Except as provided for in Section 525.45(a)(2), the release site must be located at least 10 but not more than 40 miles from the capture site unless the Department grants specific authority to release animals greater than 40 miles from the capture site and the animals are certified disease-free as provided for in 17 Ill. Adm. Code 630; this provision does not apply to migratory birds, which may be released in suitable habitat more than 40 miles from the capture site. Animals captured by duly appointed representatives of municipalities may be relocated into suitable habitat less than 10 miles from the capture site if this subsection would require the release of animals on lands outside the municipality's jurisdiction. Violation is a petty offense (see Section 2.37 of the Code).
- g) Temporary holding facilities and methods of transporting live animals must meet U.S. Department of Agriculture standards for animal welfare as specified in "Specifications for the Humane Handling, Care, Treatment, and Transportation of Warmblooded Animals Other Than Dogs, Cats, Rabbits, Hamsters, Guinea Pigs, Nonhuman Primates, and Marine Mammals" (9 CFR 3, Subpart F). Violation is a petty offense (see Section 2.37 of the Code).
- h) Release of fauna onto public or private land requires written authorization from the site superintendent, tenant or landowner. Violation is a petty offense (see Section 2.37 of the Code).

(Source: Added at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.50 Euthanasia**

- a) Methods of euthanasia must be approved by the Department and include such methods as:
- 1) captive bolt, gunshot, cervical dislocation and stunning (mechanical only);
  - 2) inhalants, including halothane, isoflurane, carbon monoxide and carbon dioxide; and

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- 3) noninhalants, including barbiturates and barbiturate derivatives that are acquired and dispensed in accordance with the Illinois Controlled Substances Act [720 ILCS 570], U.S. Controlled Substances Act (21 USC 801 et seq.), and U.S. Drug Enforcement Administration Regulations (21 CFR 1301 et seq.) may be used for euthanasia of mammals; acetone may be used for euthanasia of striped skunks.
- b) Animals captured under authority of this Part may be transferred to a euthanasia agency (see 510 ILCS 72/25), if the agency agrees to accept them.
- c) Violation is a Class B misdemeanor.

(Source: Added at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.55 Bats**

- a) Bats may not be shot, trapped, transported or held in confinement except as allowed by Section 525.75.
- b) Exterior and interior exclusion may be performed at any time of the year.
- c) Permanent eviction of bats may be performed from:
  - 1) March 15 through May 15 when outdoor temperatures exceed 50 degrees F. at dusk;
  - 2) August 5 through October 30 when outdoor temperatures exceed 50 degrees F. at dusk and the permittee has made a reasonable attempt to determine young are capable of flight.
- d) Violation is a Class B misdemeanor.

(Source: Added at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.60 Game Birds**

Prior to taking game birds pursuant to a Class A Nuisance Wildlife Control Permit, the permittee must obtain prior written authorization from the Department. The Department may limit methods of take and disposition of game birds.

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(Source: Added at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section ~~525.65525.35~~ Migratory Birds**

- a) ~~Any owner or tenant of lands, including operations, associations and governmental bodies, may, without a permit, scare away migratory birds, either game or non-game, as defined in Section 2.2 of the Wildlife Code [520 ILCS 5/2.2] when they are:~~
- ~~1) causing damage to property or wildlife;~~
  - ~~2) creating a risk to human health or safety; or~~
  - ~~3) concentrated in such numbers and manner as to constitute a health hazard or other nuisance, provided that:~~
    - ~~A) the damage, risk, hazard or other nuisance must be identifiable to an employee of the Department; and~~
    - ~~B) scaring must be done in accordance with 50 CFR 21.41 (2004), except birds that have a nest with eggs and/or a nest with young may not be scared without proper authorization from the Department.~~
- ab) Damage to property or wildlife, risks or a risk to human health or safety, and nuisances caused by migratory birds must be identifiable to an employee of the Department and include or health hazard or other nuisance includes, but are not limited to:
- 1) excessive fecal matter accumulations on property;
  - 2) damage to turf, ornamental plantings, agricultural crops, structures or, vehicles;
  - 3) risks to human safety, such as human conflicts with aggressive birds and vehicle collisions with birds;

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- 4) ~~risks~~~~a risk~~ to human health as identified or reasonably expected by a Department Wildlife Biologist or Conservation Police Officer in consultation with any public health official or medical doctor;
  - 5) excessive, bothersome noise in residential or commercial areas; and
  - 6) excessive damage to other species of wildlife, such as competition for nesting sites or territory or damage to vegetation necessary for the well being of other wildlife species.
- e) ~~Methods of scaring include, but are not limited to:~~
- 1) ~~noise making devices such as propane cannons, airhorns, distress calls, whistles, blank shells, cracker shells, or pyrotechnic devices such as bangers and screamers;~~
  - 2) ~~visual methods such as flash tape, balloons, flags, vehicles, fencing, radio-controlled vehicles, dogs or non-harmful light emitting devices; and~~
  - 3) ~~chemical repellants that are registered for the non-lethal control of birds by the USEPA.~~
- d) ~~Any person may remove or destroy, by use of a shotgun, air gun or traps and only on or over the threatened area, any red-winged blackbirds, rusty blackbirds, Brewer's blackbirds, cowbirds, grackles and crows when found committing or about to commit depredations upon ornamental or shade trees, agricultural crops, livestock or wildlife, or when concentrated in such numbers and manner as to constitute a health hazard or other nuisance, without a permit, so long as he or she has written permission from the landowner or tenant.~~
- e) ~~The destruction of nests and eggs of protected species of waterfowl, including wild ducks, geese and swans, shall be conducted only in accordance with the following requirements:~~
- 1) ~~Individuals desiring to destroy the nests and eggs of protected species of waterfowl, for a fee, must first answer correctly at least 80% of the questions on a written exam that tests their knowledge of methods of preventing, abating and controlling property damage and risks to human health or safety caused by protected species of waterfowl, topics specified~~

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~~by Section 525.20(d)(3)(B) and applicable federal regulations (50 CFR 21.41 (2004)). Individuals who pass the written exam and meet other requirements set forth in this Part shall be issued a certificate of authorization to destroy the nests and eggs of protected species of waterfowl.~~

- ~~2) Prior to destroying the nests and eggs of protected species of waterfowl, permittees must request and obtain appropriate authorization from the U.S. Fish and Wildlife Service and written approval from the Department for each site where control work will take place.~~
  - ~~3) Methods of destroying waterfowl eggs shall be limited to addling, oiling, puncturing and freezing.~~
- bf) Except as provided in Section 525.75, the taking of any migratory birds or other species protected by federal regulations (50 CFR 10.13) requires prior authorization from the U.S. Fish and Wildlife Service and written approval from the Department for each site where the taking will occur.
- c) Class D and Class E permittees must comply with provisions of permits issued by the U.S. Fish and Wildlife Service and any additional restrictions imposed by the Department.
- d) Methods of destroying eggs of migratory birds are limited to addling, oiling, puncturing, and removal and disposal in accordance with Section 525.45(e).
- g) This Section does not apply to eagles or endangered species. Unlawful searing or harassing of eagles or endangered species is a Class A misdemeanor. Unlawful taking of eagles or endangered species can be up to a Class 3 felony.

(Source: Section 525.65 renumbered from Section 525.35 and amended at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.70 Business Practices**

- a) It is unlawful for any person to wantonly or carelessly injure or destroy, in any manner whatsoever, any real or personal property on the land of another while engaged in activities permitted by this Section. Violation is a Class B misdemeanor (see Section 2.33(x) of the Code).

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- b) Taking of fauna on private properties by Class A and Class D permittees requires the landowner's or tenant's written permission. Violation is a Class B misdemeanor (see Section 2.33(t) of the Code).
- c) Taking of fauna on State-owned, -leased, or -managed lands requires written authorization from the Site Superintendent or District Wildlife Biologist.
- d) Permittees shall describe to the persons seeking services the estimated cost and types of methods to be used to alleviate damage to property, risks to human health or safety, and nuisances caused by protected species.
- e) Class A and D permittees shall issue a receipt to each client showing the permittee's name and address or name and address of the business he or she represents, the client's name and address, services provided, and fees charged for services.
- f) Class A, B and C permittees shall maintain accurate records of services provided to clients under authority of this Section and submit an annual report to the Department showing the following information: number of complaints serviced; name, address and phone number of the permittee; number and kinds of animals relocated, killed and surrendered to rehabilitators; name, address and phone number of any site supervisor, tenant or landowner on whose property animals were released; and locations where animals were released. This report shall be made on or before January 20 and shall include all operations for the period from January 1 through December 31 of the previous year.
- g) Class D and E permittees shall maintain accurate records of services provided to clients under authority of this Section and submit an annual report to the Department on forms provided by the Department showing the following information for each property where services were rendered: site name (if any); street address, city and county where services were rendered; name, address and phone number of the landowner, tenant or property manager where activities occurred; and the species and number of nests, eggs or migratory birds destroyed. Reports shall be made on or before September 1 of each year and include activities conducted from September 2 through August 31 of the most recent 12-month period.

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- h) Reports and records required by this Section shall be available for inspection, upon request, by any officer or authorized employee of the Department, any sheriff or deputy sheriff, or any other peace officer at any reasonable time.

(Source: Added at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.75 Exceptions to Permit Requirements and Provisions**

- a) Activities performed in accordance with this Section do not require authorization from the Department or issuance of any permit by the Department.
- 1) Any person may capture a bat alive when found in the living quarters of a structure and immediately release it outdoors.
- 2) Any person may capture a bat alive when found in the living quarters of a structure and transport it to a local health department, animal control office, or veterinarian for submission to a laboratory if there is concern about human exposure to rabies. Examples of circumstances that warrant concern about exposure to rabies include:
- A) a person confirms he or she was bitten or scratched by a bat;
- B) a person confirms he or she had direct contact with a bat, such as handling it without gloves;
- C) at any time, a bat was present while a person was asleep, unconscious or intoxicated;
- D) at any time, a bat was present while a person unable to comprehend or communicate possible risk of exposure to rabies was alone.
- 3) Any owner or tenant of lands, including operations, associations and governmental bodies, and agents acting on their behalf, may scare or herd away migratory birds that are not incubating eggs or raising dependent young when the migratory birds are causing damage to property, risks to human health or safety, or nuisances. Approved methods of scaring include, but are not limited to:

## DEPARTMENT OF NATURAL RESOURCES

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- A) noise-making devices such as propane cannons, air horns, distress calls, whistles, blank shells, cracker shells, or pyrotechnic devices such as bangers and screamers used in accordance with federal regulations (27 CFR 555) and local ordinances;
  - B) visual methods such as flash tape, balloons, flags, vehicles, fencing, radio-controlled vehicles, dogs or nonharmful light-emitting devices; and
  - C) chemical repellants that are registered for the nonlethal control of birds by USEPA.
- 4) In accordance with federal regulations (50 CFR 21.43) and Section 525.35(d), any person who has written permission from the landlord or tenant may remove or destroy, by use of a shotgun, air gun or traps, and only on or over the threatened area, any red-winged blackbirds, Brewer's blackbirds, cowbirds, grackles and crows when they are causing serious injuries to agricultural crops, horticultural crops, livestock feed, or wildlife recognized by the Department or U.S. Fish and Wildlife Service as species that are endangered, threatened, candidates for listing, or of special concern, or when causing a health hazard or structural property damage.
  - 5) Subject to the Bald and Golden Eagle Protection Act (16 USC 668) and Section 3 of the Illinois Endangered Species Protection Act [520 ILCS 10], any landowner or tenant and his or her agents may destroy nests of birds that do not contain eggs or dependent young, provided that no possession occurs during destruction. This authority is limited to property owned or leased by the landowner or tenant.
  - 6) Any person may capture a migratory bird that is trapped inside a building or structure and immediately release it outdoors or, if the bird is injured, exhausted or ill, transfer it to a licensed wildlife rehabilitator in accordance with federal regulations (50 CFR 21.12).
  - 7) Any person may dispose of a dead migratory bird in accordance with Section 525.45(e).
- b) Drainage districts may control beavers in accordance with Section 2.37 of the Code.

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- c) Recipients of Nuisance Animal Removal Permits, Deer Removal Permits, and Deer Population Control Permits issued under Section 2.37 of the Code are exempt from this Part.

(Source: Added at 41 Ill. Reg. 8476, effective June 28, 2017)

**Section 525.80 Revocation and Suspension of Permits: Hearings and Appeals**

- a) In accordance with Sections 2.38 and Section 3.36 of the Wildlife Code [520 ILCS 5/3.36], failure to comply with the provisions of the Nuisance Wildlife Control Permit, Section 2.37 of the portions of the Wildlife Code of Illinois pertaining to Nuisance Wildlife Control Permits, federal regulations and this Part or providing false information to obtain a Nuisance Wildlife Control Permit shall result in suspension and revocation of the permit Nuisance Wildlife Control Permit. Suspension of the Nuisance Wildlife Control Permit shall be for a period of not less than one year.
- b) Applicants who photograph or otherwise reproduce the qualifying exam for a Class A or Class D permit shall be barred from obtaining a permit for a period of 5 years.
- c) Failure to submit an annual report to the Department by the due date shall result in a suspension of up to 60 days pending submission of the report. Failure to submit an annual report to the Department within 61 days after the due date shall result in revocation of the permit for a period of one year from the due date for reporting and require reapplication, including scoring at least 80% on a written examination, for issuance of Class A and Class D permits.
- d) Upon receiving three or more complaints about services rendered by a permittee, the Department shall review allegations and shall immediately suspend the permit of that permittee said person for a period not to exceed 6090 days pending an investigation.
- e) The procedure by which suspensions and revocations are made, the rights of permittees to notice and hearing, and the procedures governing thosesuch hearings are set forth in 17 Ill. Adm. Code 2530.

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(Source: Section 525.80 renumbered from Section 525.40 and amended at 41 Ill. Reg. 8476, effective June 28, 2017)

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**Section 525.EXHIBIT A Application for Nuisance Wildlife Control Permit**

Part 1. Personal Data

Name \_\_\_\_\_  
First Middle Initial Last

Date of Birth \_\_\_\_\_  
Month Day Year

Social Security Number \_\_\_\_\_

~~Representing the following company, organization or governmental body (if applicable):~~

Address \_\_\_\_\_  
Street  
\_\_\_\_\_  
City State Zip Code

Phone \_\_\_\_\_ - \_\_\_\_\_  
Area Code Number

~~Representing the following company, organization or governmental body (if applicable):~~ \_\_\_\_\_

Part 2. Type of permit applied for (check one):

- Class A (Commercial – Mammals and Game Birds)
- Class B\* (~~Zoos and Botanical Gardens or landowners and tenants applying for take of migratory birds on their property in accordance with a federal permit~~(~~Volunteer/Not For Profit Organizations\*~~)
- Class C (~~Governmental Bodies Only~~ – Mammals and Game Birds Only)
- Class D (Commercial – Migratory Birds)
- Class E (Governmental – Migratory Birds)

\* ~~Zoos and botanical garden~~~~Not for Profit Organizations~~ must attach a copy of their Internal Revenue Service tax-exempt status determination letter, professional accreditation, and a map or legal description of their properties where wildlife will be controlled; landowners and tenants desiring to take migratory birds on their property must attach a copy of

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their Federal permit.

Part 3. Work Area (Applicants for Class A and DB Permits only)

A list of permittees is distributed to District Wildlife Biologists and Conservation Police Officers so that they can refer complainants to permittees who service that area. Please list (in order of preference) up to four counties that you service. This list will be used strictly for referrals; your activities are not restricted to this area.

County 1 \_\_\_\_\_

County 2 \_\_\_\_\_

County 3 \_\_\_\_\_

County 4 \_\_\_\_\_

I certify that all information provided on this application is true and correct to the best of my knowledge.

\_\_\_\_\_  
Applicant's Signature

RETURN COMPLETED APPLICATIONS TO:

Illinois Department of Natural Resources  
Division of Wildlife Resources~~Program Development and Coordination~~  
One Natural Resources Way  
Springfield IL 62702-1271

(Source: Amended at 41 Ill. Reg. 8476, effective June 28, 2017)

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- 1) Heading of the Part: Landowner Permits
- 2) Code Citation: 17 Ill. Adm. Code 528
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
528.10	New Section
528.20	New Section
528.30	New Section
528.40	New Section
528.50	New Section
528.60	New Section
528.70	New Section
528.80	New Section
- 4) Statutory Authority: Implementing and authorized by Sections 2.11 and 2.26 of the Wildlife Code [520 ILCS 5].
- 5) Effective Date of Rule: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2362; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: In the Table of Contents, 528.20, 528.30 and 528.40, "/Tenant" has been added after "Landowner.

In Section 528.10, in the definition of "Landowner permits", "permits" has been changed to "permit", "tenant permit" or "property only hunting (POH) permit"; after "entity", "for purposes of hunting only on the property owned or leased by that individual or entity".

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In the Section headings of 528.20, 528.30 and 528.40, "/Tenant" has been added after "Landowner".

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? None were made.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part combines rules on landowner permits and makes changes to allow landowners to submit one application covering different seasons/types of permits and eliminates redundant documentation.
- 16) Information and questions regarding these adopted rules shall be directed to:

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

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TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 528  
LANDOWNER PERMITS

## Section

528.10	Definitions
528.20	Eligibility for Landowner/Tenant Permits
528.30	Landowner/Tenant Permits
528.40	Landowner/Tenant Permit Fees
528.50	Initial Application and Verification
528.60	Recertification
528.70	Permit Application or Recertification Deadline
528.80	Denial of a Permit

AUTHORITY: Implementing and authorized by Sections 2.11 and 2.26 of the Wildlife Code [520 ILCS 5].

SOURCE: Adopted at 41 Ill. Reg. 8513, effective June 28, 2017.

**Section 528.10 Definitions**

"Bona fide current income beneficiary" means, an individual who, at the time of application for a permit:

is entitled to income (whether income exists or not) from the trust that owns the land the applicant wishes to hunt with no condition precedent (such as surviving another person, reaching a certain age, etc.) other than the trustee distributing the income; and

is listed by name in the trust documents as an income beneficiary.

"Bona fide equity member" means an individual who:

became a member upon the formation of the limited liability company, or has purchased a distributional interest in a limited liability company for a value equal to the percentage of the appraised value of the limited liability

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company assets represented by the distributional interest in the limited liability company and subsequently becomes a member of the company pursuant to Article 30 of the Limited Liability Company Act [805 ILCS 180]; and

intends to retain the membership for at least 5 years.

"Bona fide equity partner" means an individual who:

became a partner, either general or limited, upon the formation of the partnership, or has purchased a distributional interest in the partnership or limited partnership for a value equal to the percentage of the appraised value of the partnership assets represented by the distributional interest in the partnership;

intends to retain ownership of the partnership for at least 5 years; and

is a resident of Illinois. Nonresident partners cannot receive permits under this Part.

"Bona fide equity shareholder" means an individual who:

purchased, for market price, publicly sold stock shares in a corporation, purchased shares of a privately-held corporation for a value equal to the percentage of the appraised value of the corporate assets represented by the ownership in the corporation, or is a member of a closely-held family-owned corporation and has purchased or been gifted with shares of stock in the corporation accurately reflecting his or her percentage of ownership; and

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

"Commercial agriculture" means utilization of land for the raising of hay, grain crops or livestock for profit. A hunting rights lease, or other nonagricultural lease, is not valid as a basis for obtaining a landowner or tenant permit.

"Immediate family of a landowner or tenant" means, and is limited to, the spouse, children and parents permanently residing on the same property as the landowner or tenant.

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"Landowner permit", "tenant permit" or "property only hunting (POH) permit" means any permit issued under this Part to any individual or entity for purposes of hunting only on the property owned or leased by that individual or entity.

"Tenant" means, for purposes of this Part, one who rents 40 acres or more of land for commercial agricultural purposes under an agreement with a landowner.

**Section 528.20 Eligibility for Landowner/Tenant Permits**

- a) Qualified applicants are limited to:
  - 1) Landowners of 40 acres or more of land and their immediate families, and resident tenants renting or leasing 40 acres or more of commercial agricultural land and their immediate families. If the property is owned or rented by more than one person, only one landowner (and immediate family) or one tenant (and immediate family) shall be issued a permit on a first-come, first-served basis for every 40 acres of owned or rented land. For example, if 3 persons own 90 acres, only 2 of the landowners and their immediate family may receive permits.
  - 2) Bona fide equity shareholders of corporations, bona fide equity members of limited liability companies, bona fide current income beneficiaries of trusts or bona fide partners of partnerships owning 40 or more acres of land in a county. For applicants eligible for permits under this Part:
    - A) Only one permit per 40 acres, for a maximum of 15 permits per county, for corporations, trusts and limited liability companies, and a maximum of 3 permits per county for partnerships, shall be issued based on ownership of lands by corporations, limited liability companies, trusts or partnerships.
    - B) Lands leased to corporations, limited liability companies, trusts or partnerships shall not be considered a basis for a permit for the shareholders, members, beneficiaries or partners of the lessee.
    - C) Lands held in trust by corporations, limited liability companies or partnerships shall not be considered a basis for a permit for the shareholders, members or partners of the trust.

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- b) For the purposes of calculating acreage, *the Department shall, after determining the total acreage of the applicable tract or tracts of land, round remaining fractional portions of an acre greater than or equal to half of an acre up to the next whole acre* [520 ILCS 5/2.11 and 2.26].
- c) A hunting rights lease, or other nonagricultural lease, is not valid as a basis for obtaining a landowner permit.

**Section 528.30 Landowner/Tenant Permits**

- a) Qualified applicants may apply for:
  - 1) Combination firearm deer permit (1 either-sex and 1 antlerless-only permit) (available only for counties open to firearm deer hunting);
  - 2) Combination archery deer permit (1 either-sex and 1 antlerless-only permit);
  - 3) 1 fall firearm turkey permit (available only for counties open to fall firearm turkey hunting);
  - 4) 1 fall archery turkey permit; and
  - 5) 1 spring turkey permit (valid for all 5 regular spring turkey seasons).
- b) Landowners need to submit only one permit application to apply for all permits listed in subsection (a).
- c) Landowner permits are not subject to the public lottery process.
- d) All landowner permits issued under this Part are valid on all properties owned by that permittee, regardless of in which county the property is located, so long as that county is open for the specific hunting season for which the permit is issued.
- e) All tenant permits issued under this Part are valid only on lands rented/leased for commercial agriculture in the counties open for the specified hunting season.
- f) All permits issued to a bona fide current income beneficiary, bona fide equity

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shareholder, bona fide equity member or bona fide equity partner are valid on all lands owned by the trust, corporation, limited liability company or partnership in the county for which it was issued.

- g) Illinois landowners or tenants who do not wish to hunt only on the land they own, rent or lease must apply for permits in the same manner as the applicant who is not a landowner or tenant.
- h) For hunting seasons that require a lottery for the initial distribution of non-landowner permits to hunters (firearm deer, fall firearm turkey, and spring turkey), individuals who have received a landowner permit, or who have submitted application for a landowner permit that is still pending, may not apply for additional permits in the First or Second Lottery Drawing for that season. Landowners who receive permits in the First or Second Lottery Drawing are not eligible for landowner permits. (See 17 Ill. Adm. Code 650, 710 and 715.)

**Section 528.40 Landowner/Tenant Permit Fees**

- a) Landowner permits are free to all qualified Illinois residents.
- b) Annual fees for nonresident Illinois landowner permits shall be as follows:
  - 1) Combination firearm deer permit (1 either-sex and 1 antlerless-only permit) – \$175
  - 2) Combination archery deer permit (1 either-sex and 1 antlerless-only permit) – \$210
  - 3) Fall firearm turkey permit – \$37.50
  - 4) Fall archery turkey permit – \$25
  - 5) Spring turkey permit – \$37.50

**Section 528.50 Initial Application and Verification**

- a) The first time an individual applies for landowner permits based on property ownership or for a farm-related tenancy agreement, the applicant must fill out and sign an application to identify the landowner/tenant (including the

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landowner's/tenant's tax parcel ID number), verify eligibility, and specify which permits are requested.

- b) For applications, proof of ownership must be provided by one of the following methods:
- 1) Submittal of a copy of property deed, recorded/file stamped by the County Recorder or County Clerk;
  - 2) Submittal of a copy of contract for deed, recorded/file stamped by the County Recorder or County Clerk;
  - 3) Submittal of a copy of the most recent real estate tax statement for the property that identifies the property acreage (upon which the landowner's name appears as landowner, or the person signing the application appears as landowner);
  - 4) Submittal of a copy of a current Farm Service Agency 156EZ form; or
  - 5) Submittal of a copy of a trust agreement that indicates the trust owns at least 40 acres and the applicant is a current income beneficiary of the trust.
- c) Tenant permit applicants are required to submit, in addition to the landowner certification and proof of ownership (see subsection (b)), a copy of one of the following:
- 1) A copy of a lease or a rental agreement, file stamped as recorded by the County Recorder or County Clerk, covering the current year. The agreement must contain the landowner's signature, tenant's signature, description of monetary consideration, specified period of the lease and acreage involved, and a statement that the lease is for agricultural purposes; or
  - 2) A copy of a current Farm Service Agency 156EZ form.
- d) For applications made based upon lands owned by a corporation, limited liability company, trust or partnership, the items listed in subsections (d)(1) and (d)(2) must be attached to the application upon submittal to the Permit Office.

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- 1) A duly authorized officer of the corporation, limited liability company, trust or partnership must sign a notarized statement authorizing the applicant to hunt on the corporate, company, trust or partnership lands for which a permit is being requested. This statement must:
  - A) identify the applicant as a bona fide equity shareholder, member, beneficiary or partner, as defined in Sections 528.10 and 528.20;
  - B) provide authorization to hunt; and
  - C) declare that no more than 15 authorizations will be requested per county for the corporation, limited liability company, or trust lands and no more than 3 authorizations will be requested per county for partnership lands.
- 2) In addition:
  - A) Corporation applicants must submit a copy of ownership interest in a for-profit corporation with a fully-executed stock certificate, articles of incorporation or corporate agreement.
  - B) Limited liability company applicants must submit a copy of the limited liability company's articles of organization or the operating agreement.
  - C) Limited partnerships, limited liability limited partners, and limited liability partnership applicants must submit a copy of the partnership agreement, certificate of partnership or statement of qualification.
  - D) General partnership applicants must submit a copy of the partnership agreement.
- e) Application forms are available on the Department's website at [www.dnr.illinois.gov](http://www.dnr.illinois.gov) and in person at One Natural Resources Way, Springfield IL.
- f) Applications and accompanying documentation must be mailed to the permit office at:

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Illinois Landowner Permit  
Illinois Department of Natural Resources  
P.O. Box 19227  
Springfield IL 62794-9227

**Section 528.60 Recertification**

- a) After receiving landowner permits:
  - 1) Illinois residents remain eligible for 5 years, if there is no change in ownership affecting the permittee's eligibility for landowner permits.
  - 2) Nonresident Illinois landowners remain eligible for one year, if there is no change in ownership affecting the permittee's eligibility for landowner permits.
- b) If there is any change in circumstance affecting the permittee's eligibility for landowner permits, the permittee must notify the Department of the change in circumstances by mailing notice to the address specified in Section 528.50(f).
- c) Any permits received after a permittee becomes ineligible for landowner permits shall be returned, unused, to the Department (with the notice required in subsection (b) of this Section), by mail to the address specified in Section 528.50(f).
- d) If the permittee eligibility period expires and there has been no change in circumstance affecting the permittee's eligibility for landowner permits, the permittee may reapply for landowner permits by certification without submitting the additional documentation required of an initial applicant.
  - 1) The recertification will include:
    - A) Information sufficient to identify the individual, the ownership right (including the owner's tax parcel ID number), and the specific permits requested.
    - B) A signed certification stating: I, \_\_\_\_\_, certify no circumstances have changed that could affect my eligibility to

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receive landowner permits. I understand providing false information on this document is a Class A misdemeanor (see 520 ILCS 5/2.38). I understand that, if circumstances have changed or do change in the future that affect my eligibility for landowner permits, I have an obligation to notify the Department of the change and return any permits for which I am no longer eligible. Based on my attestation that I still qualify for landowner permits, I am requesting the permits marked above.

- 2) The recertification form is available at the Department's website at [www.dnr.illinois.gov](http://www.dnr.illinois.gov) and in person at One Natural Resources Way, Springfield IL.
  - 3) The signed recertification form must be submitted within 90 days after the expiration date of the prior approved landowner permit. Failure to submit a timely recertification will not affect a landowner's eligibility for landowner permits, but landowners who do not submit a timely recertification must apply for permits in accordance with Section 528.50.
- e) Providing false information on a permit application or on the recertification is a Class A misdemeanor (see 520 ILCS 5/2.38).

**Section 528.70 Permit Application or Recertification Deadline**

To receive landowner permits for an upcoming season, the application or recertification required by Sections 528.50 and 528.60 must be received by:

- a) October 1 for fall turkey and fall deer permits; or
- b) March 9 for spring turkey permits.

**Section 528.80 Denial of a Permit**

- a) If a landowner's application or recertification is denied, the landowner will be issued a Notice of Denial through U.S. mail. An affidavit of mailing shall be proof that the notice was received. Notification will contain the factual and legal reason for the denial and shall be sent by standard U.S. mail.

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- b) Any person who is denied a landowner permit shall have the right to appeal by filing 2 copies of a Petition for Hearing.
  - 1) Both copies of the Petition for Hearing shall be mailed to or filed with:  
  
Office of Legal Counsel  
Illinois Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271
  - 2) Petitions must be sent to the Department and postmarked no later than 30 days after Notice of Denial was mailed for the petition to be considered.
- c) If no petition is mailed within 30 days to the Office of Legal Counsel, the denial will be considered final without further notice.
- d) The petition shall be styled "In Re the Landowner Permit Denial of (name), PETITION FOR HEARING". The petition shall contain sufficient facts in justification of a hearing and shall be signed by the Petitioner (person who was denied). The party filing the petition shall be designated the Petitioner. The Department shall be designated the Respondent.
- e) Procedure of the hearing will be according to the Department's rules for contested hearing at 17 Ill. Adm. Code 2530.

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- 1) Heading of the Part: Cock Pheasant, Hungarian Partridge, Bobwhite Quail, and Rabbit Hunting
- 2) Code Citation: 17 Ill. Adm. Code 530
- 3) Section Number: 530.110                      Adopted Action: Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.13, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.13, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29].
- 5) Effective Date of Rule: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the Illinois Register: 41 Ill. Reg. 2374; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.

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

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

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TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 530  
COCK PHEASANT, HUNGARIAN PARTRIDGE,  
BOBWHITE QUAIL, AND RABBIT HUNTING

Section	
530.10	Statewide General Regulations
530.20	Statewide Cock Pheasant, Hungarian Partridge, Bobwhite Quail, and Cottontail and Swamp Rabbit Regulations
530.30	Statewide Hungarian Partridge Regulations (Repealed)
530.40	Statewide Bobwhite Quail Regulations (Repealed)
530.50	Statewide Rabbit Regulations (Repealed)
530.60	Statewide Crow Regulations (Repealed)
530.70	Permit Requirements for Fee Hunting of Pheasant, Quail and Rabbit at Controlled Permit Hunting Sites
530.80	Regulations for Fee Hunting of Pheasant, Quail and Rabbit at Controlled Permit Hunting Sites
530.85	Youth Pheasant Hunting Permit Requirements
530.90	Illinois Youth Pheasant Hunting Sites Permit Requirements (Repealed)
530.95	Youth Pheasant Hunting Regulations
530.100	Illinois Youth Pheasant Hunting Regulations (Repealed)
530.105	Regulations for Fee Hunting of Pheasant, Hungarian Partridge, Quail and Rabbit at Controlled Daily Drawing Pheasant Hunting Sites (Repealed)
530.110	Regulations for Non-Fee Hunting of Cock Pheasant, Hungarian Partridge, Quail, and Rabbit at Various Department-Owned or -Managed Sites
530.115	Regulations for Hunting by Falconry Methods at Various Department-Owned or -Managed Sites
530.120	Regulations for Hunting Crow at Various Department-Owned or -Managed Sites (Repealed)

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.13, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.13, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29].

**SOURCE:** Adopted at 5 Ill. Reg. 8777, effective August 25, 1981; codified at 5 Ill. Reg. 10634; amended at 6 Ill. Reg. 10667, effective August 20, 1982; amended at 7 Ill. Reg. 10755, effective

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August 24, 1983; amended at 8 Ill. Reg. 21574, effective October 23, 1984; amended at 9 Ill. Reg. 15846, effective October 8, 1985; amended at 10 Ill. Reg. 15579, effective September 16, 1986; emergency amendment at 10 Ill. Reg. 18822, effective October 16, 1986, for a maximum of 150 days; emergency expired March 15, 1987; amended at 11 Ill. Reg. 10546, effective May 21, 1987; amended at 12 Ill. Reg. 12016, effective July 7, 1988; amended at 13 Ill. Reg. 12796, effective July 21, 1989; emergency amendment at 13 Ill. Reg. 12985, effective July 31, 1989, for a maximum of 150 days; emergency expired December 28, 1989; amended at 13 Ill. Reg. 17348, effective October 27, 1989; amended at 14 Ill. Reg. 10775, effective June 20, 1990; emergency amendment at 14 Ill. Reg. 18324, effective October 29, 1990, for a maximum of 150 days; emergency expired March 28, 1991; amended at 15 Ill. Reg. 9924, effective June 24, 1991; emergency amendment at 15 Ill. Reg. 16124, effective October 25, 1991, for a maximum of 150 days; emergency expired March 23, 1992; amended at 15 Ill. Reg. 18138, effective December 6, 1991; amended at 16 Ill. Reg. 12470, effective July 28, 1992; amended at 16 Ill. Reg. 18951, effective December 1, 1992; amended at 17 Ill. Reg. 15534, effective September 10, 1993; amended at 18 Ill. Reg. 12628, effective August 9, 1994; amended at 19 Ill. Reg. 12615, effective August 29, 1995; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 20 Ill. Reg. 12397, effective August 30, 1996; amended at 21 Ill. Reg. 9042, effective June 26, 1997; amended at 22 Ill. Reg. 14762, effective August 3, 1998; amended at 23 Ill. Reg. 9012, effective July 28, 1999; amended at 24 Ill. Reg. 12496, effective August 7, 2000; amended at 25 Ill. Reg. 11119, effective August 21, 2001; amended at 26 Ill. Reg. 16210, effective October 18, 2002; amended at 27 Ill. Reg. 15381, effective September 18, 2003; amended at 28 Ill. Reg. 12835, effective September 1, 2004; amended at 29 Ill. Reg. 13813, effective August 26, 2005; amended at 30 Ill. Reg. 14478, effective August 24, 2006; amended at 31 Ill. Reg. 9175, effective June 18, 2007; amended at 32 Ill. Reg. 17455, effective October 24, 2008; amended at 33 Ill. Reg. 13871, effective September 21, 2009; amended at 34 Ill. Reg. 16429, effective October 8, 2010; amended at 35 Ill. Reg. 15212, effective September 2, 2011; amended at 36 Ill. Reg. 14704, effective September 21, 2012; amended at 37 Ill. Reg. 16394, effective October 3, 2013; amended at 38 Ill. Reg. 22722, effective November 18, 2014; amended at 39 Ill. Reg. 11331, effective August 3, 2015; amended at 40 Ill. Reg. 10475, effective July 20, 2016; amended at 40 Ill. Reg. 15149, effective October 18, 2016; amended at 41 Ill. Reg. 8525, effective June 28, 2017.

**Section 530.110 Regulations for Non-Fee Hunting of Cock Pheasant, Hungarian Partridge, Quail, and Rabbit at Various Department-Owned or -Managed Sites**

- a) General Site Regulations
  - 1) All regulations in 17 Ill. Adm. Code 510 – General Hunting and Trapping

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– apply in this Section, unless this Section is more restrictive.

- 2) Only flu flu arrows may be used by bow and arrow hunters; broadheads are not allowed.
  - 3) On sites that are indicated by (1), hunters must check in and/or sign out. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (5).
  - 4) On sites that are indicated by (2), only nontoxic shot approved by the U.S. Fish and Wildlife Service of size #3 steel or tin, #4#5 bismuth shot or #5 tungsten-iron, tungsten-polymer, tungsten-matrix or smaller may be used or possessed ~~with a shot size of #3 steel or tin, #4 bismuth, #5 tungsten-iron, tungsten-polymer, tungsten-matrix or smaller may be used.~~
  - 5) Site specific rules or exceptions are noted in parentheses after each site.
- b) Site Specific Regulations
- 1) Statewide regulations apply at the following sites:
    - Alvah Borah State Habitat Area (5)
    - Anderson Lake State Conservation Area (1)
    - Apple River Canyon State Park – Salem and Thompson Units (rabbits only; closed during firearm deer hunting) (5)
    - Argyle Lake State Park (closed during firearm deer hunting) (5)
    - Banner Marsh State Fish and Wildlife Area (opens the day after the close of the central zone duck season) (1)
    - Big Bend State Fish and Wildlife Area (hunting for bobwhite quail will terminate at the close of legal shooting hours on December 14) (1)
    - Big River State Forest (closed during firearm deer hunting) (5)

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Buffalo Prairie Pheasant Habitat Area (site will be open to Youth Hunting Only (hunters ~~<18~~<16 years old accompanied by a non-hunting adult) for the first 2 weeks of the Upland Game Season; the site will be open to upland game hunting with statewide regulations after the first 2 weeks of season) (1) (2)

Cache River State Natural Area (1)

Campbell Pond State Wildlife Management Area (5)

Cape Bend State Fish and Wildlife Area (1)

Carlyle Lake State Lands and Waters (Corps of Engineers Managed Lands)

Carlyle Lake State Fish and Wildlife Area (subimpoundment area closed 7 days prior to and during the southern zone waterfowl season) (5)

Chauncey Marsh State Natural Area (5)

Clinton Lake State Recreation Area (4:00 p.m. daily closing) (5)

Copperhead Hollow State Fish and Wildlife Area (rabbit hunting only) (5)

Crawford County State Fish and Wildlife Area (1)

Cypress Pond State Natural Area (1)

Deer Pond State Natural Area (1)

Devil's Island State Fish and Wildlife Area

Dog Island State Wildlife Management Area (5)

Double T State Fish and Wildlife Area (opens the day after the close of the Central Illinois Zone goose season) (1)

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Eagle Creek State Park (open only January 16-22)

Eldon Hazlet State Park (north of Allen Branch and west of Peppenhorst Branch only) (5)

Embarras River Bottoms State Habitat Area (2) (5)

Ferne Clyffe State Park (1)

Fort de Chartres State Historic Site (hunting with muzzleloading shotgun or bow and arrow only) (1)

Ft. Massac State Park (5)

Fox Ridge State Park (4:00 p.m. daily closing; closed during firearm deer hunting) (5)

Giant City State Park (1)

Hamilton County State Conservation Area (5)

Hanover Bluff State Natural Area (closed during firearm deer hunting (rabbit only)) (5)

Hidden Springs State Forest (no hunting during firearm deer hunting; 4:00 p.m. daily closing) (5)

Horseshoe Lake State Conservation Area (Alexander County) (Public Hunting Area) (5)

Horseshoe Lake State Conservation Area (Controlled Hunting Area; closed prior to and during the Canada goose season) (1)

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein, Chouteau Island Unit (all hunters must obtain a free site permit)

Jim Edgar Panther Creek State Fish and Wildlife Area – Open Unit (5)

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Jim Edgar Panther Creek State Fish and Wildlife Area – Controlled Unit (rabbit hunting only open Monday following the close of the controlled pheasant hunting season through the close of rabbit season) (5)

Jubilee College State Park (hunting for pheasant and quail will terminate at sunset on the Sunday after Thanksgiving; closed during all site firearm deer hunting) (1) (2)

Kaskaskia River State Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 7 days prior to and during duck season; the defined Baldwin Lake Waterfowl Rest Area is closed) (1)

Kickapoo State Recreation Area (4:00 p.m. daily closing; closed during firearm deer hunting) (5)

Kinkaid Lake State Fish and Wildlife Area (1)

Marseilles State Fish and Wildlife Area (closed during all site firearm deer hunting; rabbit hunting closes at the end of the pheasant and quail season; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may only enter the site from designated parking lots) (1)

Marshall State Fish and Wildlife Area (closed during firearm deer hunting) (5)

Mazonia State Fish and Wildlife Area (upland season does not open until the day after the close of the site's waterfowl season; the site is closed Mondays, Tuesdays, Christmas Day and New Year's Day) (1)

Meeker State Habitat Area (5)

Mermet Lake State Fish and Wildlife Area (5)

Middle Fork State Fish and Wildlife Area (4:00 p.m. daily closing;

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closed during firearm deer hunting) (5)

Mississippi River Pools 16, 17, 18

Mississippi River State Fish and Waterfowl Management Area  
(Pools 25 and 26)

Mississippi River Pools 21, 22, 24

Moraine View State Park (rabbit hunting permitted Mondays and  
Tuesdays during the site controlled hunting season; hunting hours  
are 8:00 a.m. to 4:00 p.m. only) (5)

Mt. Vernon Game Propagation Center (hunting from January 1 to  
the end of season; rabbits only) [\(1\)](#)~~(5)~~

Nauvoo State Park (Max Rowe Unit only) (5)

Newton Lake State Fish and Wildlife Area (closed during firearm  
deer hunting) (5)

Oakford State Conservation Area

Peabody River King State Fish and Wildlife Area (West and North  
Subunits only) (1)

Pyramid State Park (5)

Pyramid State Park – Galum Unit (5)

Rall Woods State Natural Area (closed during firearm deer hunting  
(rabbit only)) (5)

Ramsey Lake State Park (8:00 a.m. to 4:00 p.m.; rabbits and quail  
only may be hunted on Mondays and Tuesdays during the fee  
pheasant season) (5)

Randolph County State Conservation Area (1)

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Ray Norbut State Fish and Wildlife Area (5)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (5)

Red Hills State Park (5)

Rend Lake Project Lands and Waters

Sahara Woods State Fish and Wildlife Area (5)

Saline County State Conservation Area (5)

Sam Dale Lake State Conservation Area (5)

Sam Parr State Park (8:00 a.m. to 4:00 p.m.) (1)

Sangamon County State Conservation Area

Sanganois State Fish and Wildlife Area (5)

Shawnee National Forest, Oakwood Bottoms (2)

Shelbyville State Fish and Wildlife Area (4:00 p.m. daily closing)  
(5)

Sielbeck Forest State Natural Area (5)

Siloam Springs State Park – Buckhorn Unit (opens December 5;  
closed during Late-Winter Deer Season) (5)

Skinner Farm State Habitat Area (1)

Snakeden Hollow State Fish and Wildlife Area (opens the day after  
the close of the Central Illinois zone goose season) (1) (2)

Spoon River State Forest (5)

Stephen A. Forbes State Park (8:00 a.m. to 4:00 p.m.) (5)

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Tapley Woods State Natural Area (closed during firearm deer hunting and muzzleloading rifle deer seasons; rabbit only) (5)

Ten Mile Creek State Fish and Wildlife Area (areas designated as Waterfowl Rest Areas are closed to all access during the regular Canada goose season only) (nontoxic shot only on posted waterfowl rest areas) (5)

Trail of Tears State Forest (1)

Turkey Bluffs State Fish and Wildlife Area (1)

Union County State Conservation Area (Firing Line Unit Management Area only) (1) (2)

Washington County State Conservation Area (1)

Weinberg-King State Park (5)

Weinberg-King State Park (Cecil White Unit) (5)

Weinberg-King State Park (Scripps Unit) (5)

Weinberg-King State Park (Spunky Bottoms Unit) (5)

Weldon Springs/Piatt County Unit (closed during first and second firearm deer hunting) (5)

Wildcat Hollow State Forest (5)

Winston Tunnel State Natural Area (closed during firearm deer hunting (rabbit only) (5)

Wise Ridge State Natural Area

Witkowsky State Wildlife Area (rabbit only; opens after second firearm deer hunting) (closed during firearm deer hunting) (5)

Wolf Creek State Park (open only January 16-22)

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- 2) Hunting is permitted on the following areas only on the dates listed in parentheses; or on sites indicated by (3), hunting will be permitted on the first and second day of the statewide upland game season and on each subsequent Wednesday and Saturday in November, and on each Thursday and Sunday in December, through December 24. On sites indicated by (4), hunting will be permitted on the first and second day of the statewide upland game season and on each subsequent Wednesday and Saturday in November and on each Thursday and Sunday in December, through December 24, except closed during the firearm deer seasons and open December 27 and 29. Daily hunting permits filled by drawing through DNR Permit Office. [Successful applicants will be sent confirmation and a printable permit via email or can access the Reservation Inquiry System to see if they were awarded a permit.](#) ~~Procedures for application and drawings will be publicly announced.~~ Illinois residents will have preference. Only one permit per person will be issued. Each permit authorizes the holder to bring the number of additional hunting partners listed in parentheses for the day's hunt. [The permit must be in possession while hunting on the site.](#) The ~~harvest permit~~ must be ~~returned and harvest~~ reported by February 15 [\(or two weeks after the season closes for those seasons ending after February 1\)](#) or permit holders will forfeit hunting privileges at the sites covered in this Section for the following year:

Birkbeck Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Bradford Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Clifton Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Coffeen Lake State Fish and Wildlife Area – Upland Management Area (open every Wednesday during the upland season; daily limit of bobwhite quail is 4; permits issued for dates after the close of the pheasant and quail season are for rabbit hunting only; each permit authorizes the holder to bring 3 hunting partners)

Dublin Highlands Pheasant Habitat Area (each permit authorizes

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the holder to bring 3 hunting partners) (3)

Eagle Creek State Park (each permit authorizes the holder to bring 3 hunting partners) (3)

Edward R. Madigan State Park (open on Mondays from the opening of upland game season until Christmas Day; each permit authorizes the holder to bring 3 hunting partners; check in required before hunting)

Finrock State Habitat Area (each permit authorizes the holder to bring 5 hunting partners) (3)

Freeman Mine Habitat Area (open every Wednesday in November and December starting with opening day of upland game season except during firearm deer hunting and December 24 and 25; each permit authorizes holder to bring 3 hunting partners; hunting hours 8 a.m. to 4 p.m.; daily bag limit is 2 cock pheasants, 4 quail, and 2 rabbits)

Franklin Creek State Natural Area – Nachusa Prairie Sand Farm (each permit authorizes the holder to bring 3 hunting partners) (3)

Gifford Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Green River State Wildlife Area (open every Monday, Wednesday and Thursday in November and December beginning with the Monday after the opening of the statewide upland season through the seventh Monday following; closed during the November and December firearm deer hunting; each permit authorizes the holder to bring 5 hunting partners) (1) (2)

Hallsville Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Harry "Babe" Woodyard State Natural Area (each permit authorizes the holder to bring 3 hunting partners; 8 a.m. to 4 p.m. hunting hours) (4)

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Herschel Workman Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Hindsboro Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Ilo Dillin State Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (2) (3)

Jim Edgar Panther Creek State Fish and Wildlife Area (Upland Game Management Area) (open every Tuesday and Saturday during the upland game season, starting with opening day of upland game season, except during firearm deer season and December 24 and 25; permits issued for dates after the close of the pheasant and quail season are for rabbit hunting only; each permit authorizes holder to bring 3 hunting partners)

Larry D. Closson Habitat Area (each permit authorizes the holder to bring 3 partners) (3)

Little Rock Creek Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Loda Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Mackinaw State Fish and Wildlife Area (each permit authorizes the holder to bring 5 hunting partners) (4)

Manito Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Mautino State Fish and Wildlife Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Maxine Loy Land and Water Reserve (open every Wednesday during the upland season; daily limit of bobwhite quail is 4; permits issued for dates after the close of the pheasant and quail

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season are for rabbit hunting only; each permit authorizes the holder to bring 3 hunting partners) (2)

Maytown Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Milks Grove Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Paul C. Burrus State Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (4)

Perdueville Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Pyramid State Park – Captain Unit (open every Saturday and Wednesday starting with opening day through the close of statewide quail season (South Zone); closed during firearm, muzzleloader and late winter deer seasons and any day that conflicts with a scheduled field trial; each permit authorizes the holder to bring 2 hunting partners)

Pyramid State Park – Denmark Unit (open every Saturday and Wednesday starting with opening day through the close of statewide quail season (South Zone); closed during firearm, muzzleloader and late winter deer seasons and any day that conflicts with a scheduled field trial; each permit authorizes the holder to bring 2 hunting partners)

Pyramid State Park – East Conant Unit (open every Saturday and Wednesday starting with opening day through the close of statewide quail season (South Zone); closed during firearm, muzzleloader and late winter deer seasons and any day that conflicts with a scheduled field trial; each permit authorizes the holder to bring 2 hunting partners)

Sand Prairie Pheasant Habitat Area (each permit authorizes the holder to bring 5 hunting partners) (3)

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Sand Ridge State Forest (Sparks Pond Land and Water Reserve Area) (open on Saturdays and Tuesdays from the opening of the upland game season through the end of December except during firearm deer hunting; each permit authorizes holder to bring 3 hunting partners)

Sangchris Lake State Park (open every Wednesday and Saturday in November and December after the opening day of upland game season except the Saturday of the second firearm deer season and December 24 and 25; each permit authorizes holder to bring 3 hunting partners; hunting hours 11:00 a.m. to sunset; check in required before hunting)

Saybrook Pheasant Habitat Area (each permit authorizes the holder to bring 5 hunting partners) (3)

Sibley Pheasant Habitat Area (each permit authorizes the holder to bring 5 hunting partners) (3)

Steward Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Victoria Pheasant Habitat Area (each permit authorizes the holder to bring 5 hunting partners) (3)

Whitefield Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Willow Creek State Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Wolf Creek State Park (each permit authorizes the holder to bring 3 hunting partners) (4)

- 3) The following sites will be open for pheasant, quail, rabbit and partridge hunting following the site's controlled pheasant hunting season; pheasants of either sex may be taken; all hen pheasants must be tagged by DNR before leaving sites; hunting hours are 8:00 a.m. to 4:00 p.m.; hunting dates are noted in parentheses:

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Chain O'Lakes State Park (open Wednesday through Friday following permit pheasant season) (1)

Des Plaines State Conservation Area (dates are 5 days following the close of the site's permit pheasant season excluding Mondays, Tuesdays and Christmas) (1)

Eldon Hazlet State Park (no quail or rabbit hunting; controlled pheasant hunting area and for 5 consecutive days only) (1)

Iroquois County State Wildlife Management Area (open Wednesday through Sunday following permit pheasant season, excluding Christmas and New Year's Day) (5)

Kankakee River State Park (no quail hunting)

Moraine View State Park (open Monday following the close of the controlled pheasant hunting season through the close of the North Zone season) (5)

Silver Springs State Park (dates are 5 days following the close of the site's permit pheasant season, excluding Mondays and Tuesdays) (1)

- c) Violation of a site regulation is a petty offense (see 520 ILCS 5/2.6, 2.7, 2.13 or 2.27).

(Source: Amended at 41 Ill. Reg. 8525, effective June 28, 2017)

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- 1) Heading of the Part: Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote, Bobcat and Woodchuck (Groundhog) Hunting
- 2) Code Citation: 17 Ill. Adm. Code 550
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
550.10	Amendment
550.20	Amendment
550.30	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.10, 2.1, 2.2, 2.30, 2.30b, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.10, 2.1, 2.2, 2.30, 2.30b, 2.33 and 3.5].
- 5) Effective Date of Rules: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2392; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No

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- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.
- 16) Information and questions regarding these adopted rules shall be directed to:

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

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

## PART 550

RACCOON, OPOSSUM, STRIPED SKUNK, RED FOX, GRAY FOX, COYOTE,  
BOBCAT AND WOODCHUCK (GROUNDHOG) HUNTING

## Section

550.10	General Regulations
550.20	Statewide Regulations
550.25	Permit and Tagging Requirements – Bobcat
550.30	Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote, Bobcat and Woodchuck (Groundhog) Hunting on Department-Owned, -Leased or -Managed Sites

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.10, 2.1, 2.2, 2.30, 2.30b, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.10, 2.1, 2.2, 2.30, 2.30b, 2.33 and 3.5].

SOURCE: 5 Ill. Reg. 8833, effective August 25, 1981; codified at 5 Ill. Reg. 10636; emergency amendment at 5 Ill. Reg. 11593, effective October 20, 1981, for a maximum of 150 days; emergency expired March 17, 1982; amended at 6 Ill. Reg. 10714, effective August 20, 1982; amended at 7 Ill. Reg. 10782, effective August 24, 1983; amended at 7 Ill. Reg. 16098, effective November 22, 1983; amended at 8 Ill. Reg. 21593, effective October 23, 1984; amended at 9 Ill. Reg. 16204, effective October 9, 1985; emergency amendment at 9 Ill. Reg. 18151, effective November 12, 1985, for a maximum of 150 days; emergency expired April 11, 1986; amended at 10 Ill. Reg. 16649, effective September 22, 1986; amended at 11 Ill. Reg. 9540, effective May 5, 1987; amended at 12 Ill. Reg. 11730, effective June 30, 1988; amended at 13 Ill. Reg. 10598, effective June 19, 1989; amended at 14 Ill. Reg. 10798, effective June 20, 1990; amended at 15 Ill. Reg. 11598, effective August 2, 1991; amended at 16 Ill. Reg. 11078, effective June 30, 1992; amended at 17 Ill. Reg. 10795, effective July 1, 1993; amended at 18 Ill. Reg. 10090, effective June 21, 1994; amended at 19 Ill. Reg. 11787, effective August 3, 1995; amended at 20 Ill. Reg. 10874, effective August 5, 1996; amended at 21 Ill. Reg. 9077, effective June 26, 1997; amended at 22 Ill. Reg. 14836, effective August 3, 1998; amended at 23 Ill. Reg. 9066, effective July 28, 1999; amended at 24 Ill. Reg. 8938, effective June 19, 2000; amended at 25 Ill. Reg. 9895, effective July 17, 2001; amended at 26 Ill. Reg. 14680, effective September 20, 2002; amended at 28 Ill. Reg. 11873, effective July 27, 2004; amended at 29 Ill. Reg. 12471, effective July 28, 2005; amended at 30 Ill. Reg. 12133, effective June 28, 2006; amended at 31 Ill. Reg. 13106, effective August 30, 2007; amended at 32 Ill. Reg. 10093, effective June 30, 2008;

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amended at 33 Ill. Reg. 9680, effective June 26, 2009; amended at 34 Ill. Reg. 12808, effective August 20, 2010; amended at 35 Ill. Reg. 13137, effective July 26, 2011; amended at 37 Ill. Reg. 20642, effective December 12, 2013; amended at 39 Ill. Reg. 11360, effective August 3, 2015; amended at 40 Ill. Reg. 8549, effective June 13, 2016; amended at 41 Ill. Reg. 8542, effective June 28, 2017.

**Section 550.10 General Regulations**

- a) It is unlawful to hunt raccoon, opossum, striped skunk, red fox, gray fox, coyote, bobcat and woodchuck (groundhog) in counties open for deer hunting during the firearm deer hunting season as specified in 17 Ill. Adm. Code 650.10, except coyotes may be taken by persons in possession of a valid unfilled firearms deer permit during hours and seasons specified in 17 Ill. Adm. Code 650.10 using hunting devices authorized by 17 Ill. Adm. Code 650.30. Violation is a Class B misdemeanor (see 520 ILCS 5/2.30).
- b) Hound running areas licensed pursuant to Section 3.26 of the Wildlife Code [520 ILCS 5/3.26] are exempt from this Part. ~~Game breeding and licensed hunting preserve areas licensed pursuant to Section 3.27 of the Wildlife Code [520 ILCS 5/3.27] and managed pursuant to Sections 3.28 and 3.29 of the Wildlife Code [520 ILCS 5/3.28 and 3.29] are also exempt from this Part.~~

(Source: Amended at 41 Ill. Reg. 8542, effective June 28, 2017)

**Section 550.20 Statewide Regulations**

- a) Raccoon, Opossum
  - 1) ~~Hunting Zones: The State of Illinois is divided by U.S. Rt. 36 (New Rt. 36) into a Northern Zone and Southern Zone. 2) Northern Zone hunting dates: November 10~~5~~ through the next following February 15~~10~~, except as noted in Section 550.10(a). Hunting outside the set season dates is a Class B misdemeanor (see 520 ILCS 5/2.30).~~
  - 3) ~~Southern Zone hunting dates: November 10 through the next following February 15, except as noted in Section 550.10(a). Hunting outside the set season dates is a Class B misdemeanor (see 520 ILCS 5/2.30).~~
  - 24) Hunting hours: Season begins ½ hour before sunrise on opening date and

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ends ½ hour after sunset on closing date. Hours for hunting raccoon and opossum with a gun are not restricted during intervening dates of the open season, except as noted in Section 550.10(a). During the archery deer season, hours for hunting raccoon and opossum with a bow and arrow shall coincide with hours for hunting deer with a bow and arrow, as specified in Section 2.26 of the Wildlife Code [520 ILCS 5]. Hunting prior to sunrise on opening day is a Class B misdemeanor (see 520 ILCS 5/2.30). Hunting prior to ½ hour before sunrise on opening day or during the archery deer season, or hunting after ½ hour after sunset during the archery deer season, is a Class A misdemeanor with a minimum \$500 fine, and a maximum \$5,000 fine, in addition to other statutory penalties (see 520 ILCS 5/2.33(y)).

~~35)~~ Daily limit and possession limit: None.

b) Red fox and gray fox

- 1) Hunting dates: November 10 through the next following ~~February 15~~~~January 31~~, except as noted in Section 550.10(a). Hunting outside the season dates is a Class B misdemeanor (see 520 ILCS 5/2.30).
- 2) Hunting hours: Season begins ½ hour before sunrise on opening date and ends ½ hour after sunset on closing date. Hours for hunting red fox and gray fox with a gun are not restricted during intervening dates of the open season, except as noted in Section 550.10(a). During the archery deer season, hours for hunting red fox and gray fox with a bow and arrow shall coincide with the hours for hunting deer with a bow and arrow as specified in Section 2.26 of the Wildlife Code. Hunting prior to sunrise on opening day is a Class B misdemeanor (see 520 ILCS 5/2.30). Hunting prior to ½ hour before sunrise on opening day or during the archery deer season, or hunting after ½ hour after sunset during the archery deer season, is a Class A misdemeanor with a minimum \$500 fine and a maximum \$5,000 fine, in addition to other statutory penalties (see 520 ILCS 5/2.33(y)).
- 3) Daily limit and possession limit: None.

c) Coyote and Striped Skunk

- 1) Hunting dates: Year around except as noted in Section 550.10(a).

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- 2) Hunting hours: One-half hour before sunrise to ½ hour after sunset, except from the opening date of the red fox and gray fox hunting season through March 15, when statewide hunting hours are unrestricted, and except during archery deer season when coyote and striped skunk bow hunting hours shall coincide with the statewide archery deer hunting hours, as specified in Section 2.26 of the Wildlife Code. Hunting before ½ hour prior to sunrise or after ½ hour after sunset is a Class A misdemeanor with a minimum \$500 fine and a maximum \$5,000 fine, in addition to other statutory penalties, except when hours are unrestricted (see 520 ILCS 5/2.33(y)).
  - 3) Daily limit and possession limit: None.
- d) Woodchuck (groundhog)
- 1) Hunting dates: June 1 through the next following March 31, except as noted in Section 550.10(a). Hunting outside the season dates is a Class B misdemeanor (see 520 ILCS 5/2.30).
  - 2) Hunting hours: One-half hour before sunrise to ½ hour after sunset. Hunting from ½ hour before sunrise to sunrise or from sunset to ½ hour after sunset is a Class B misdemeanor (see 520 ILCS 5/2.30). Hunting prior to ½ hour before sunrise or after ½ hour after sunset is a Class A misdemeanor with a minimum \$500 fine and a maximum \$5,000 fine, in addition to other statutory penalties (see 520 ILCS 5/2.33(y)).
  - 3) Daily limit and possession limit: None.
- e) Bobcat
- 1) Closed Zone: Taking bobcats is prohibited inside an area bounded by the Indiana State border from Lake Michigan southward to U.S. Route 36 (New Route 36), westward on U.S. Route 36 to U.S. Route 51, northward on U.S. Route 51 to the Wisconsin State border, and eastward on the Wisconsin State border to Lake Michigan. Bobcats may be taken in the remainder of the State in accordance with this Section.

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- 2) Hunting dates: November 10 through the next following February 15~~January 31~~, except as noted in Section 550.10(a)
- 3) Hunting hours: Season begins ½ hour before sunrise on opening date and ends ½ hour after sunset on closing date. Hours for hunting bobcat with a gun are not restricted during intervening dates of the open season, except as noted in Section 550.10(a). During the archery deer season, hours for hunting bobcat with a bow and arrow shall coincide with hours for hunting deer with a bow and arrow as specified in Section 2.26 of the Wildlife Code. Hunting from ½ hour before sunrise to sunrise or from sunset to ½ hour after sunset is a Class B misdemeanor (see 520 ILCS 5/2.30). Hunting prior to ½ hour before sunrise or after ½ hour after sunrise is a Class A misdemeanor with a minimum \$50 fine and a maximum \$5,000 fine, in addition to other statutory penalties (see 520 ILCS 5/2.33(y)).
- 4) Daily limit and possession limit: Not to exceed one bobcat per permittee per season for combined methods of take. Bobcats salvaged from roadways under authority of Section 2.30 of the Wildlife Code become part of the permittee's season limit and are subject to permit and tagging requirements. Possession limit for bobcat does not apply to fur buyers, fur tanners, taxidermists or manufacturers as defined by Sections 3.11, 3.12, 3.15, 3.16, 3.16a, 3.18 and 3.21 of the Wildlife Code.

(Source: Amended at 41 Ill. Reg. 8542, effective June 28, 2017)

**Section 550.30 Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote, Bobcat and Woodchuck (Groundhog) Hunting on Department-Owned, -Leased or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510 – General Hunting and Trapping apply in this Section, unless this Section is more restrictive.
- b) For sites where hunter quotas exist and permits are required a drawing shall be held prior to the opening of the season. The date of the drawing shall be announced by the Department by public announcement and the drawing shall be held at the site. The number of permits per site shall be determined pursuant to 17 Ill. Adm. Code 510.20. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (1).
- c) .22 caliber or smaller rimfire firearms permitted from sunset to sunrise unless

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otherwise specified; use of a shotgun with slugs to take furbearing mammals is prohibited except as provided in Section 550.10(a).

- d) Coyote and striped skunk season shall coincide with the statewide fox season unless otherwise specified.
- e) No woodchuck (groundhog) hunting allowed unless otherwise specified.
- f) Statewide regulations as provided for in this rule apply at the following sites (exceptions are in parentheses):

Alvah Borah State Habitat Area (1)

Anderson Lake State Conservation Area (all hunting to begin after the close of duck season)

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

Argyle Lake State Park (1)

Banner Marsh State Fish and Wildlife Area (coyote only; coyotes can be taken with archery equipment when the site is open to archery deer hunting during archery shooting hours; coyotes can be taken with shotguns, ~~no deer slugs allowed~~, on days when the site is open to upland hunting with upland shooting hours)

Big Bend State Fish and Wildlife Area (coyote season from August 1 through the following February 28)

Big River State Forest (1)

Burning Star State Fish and Wildlife Area (No hunting on Island Lake waterfowl rest area from November 1 through February 28) (1)

Cache River State Natural Area

Campbell Pond State Wildlife Management Area (1)

Cape Bend State Fish and Wildlife Area

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Carlyle Lake Lands and Waters – Corps of Engineers Management Lands

Carlyle Lake State Fish and Wildlife Area (subimpoundment area closed 7 days prior to and during the southern zone waterfowl season) (1)

Chauncey Marsh State Natural Area (1)

Clinton Lake State Recreation Area (1)

Coffeen Lake State Fish and Wildlife Area (coyote only; shotgun or bow and arrow; ~~open only during the statewide fox season~~) (1)

Copperhead Hollow State Wildlife Area (1)

Crawford County State Fish and Wildlife Area (1)

Cypress Pond State Natural Area

Deer Pond State Natural Area

Des Plaines State Fish and Wildlife Area (coyote may be taken with a shotgun ~~(shotshells only)~~ from the day after the archery deer season closes until February 28; pursuit of coyotes with dogs is prohibited; archery deer hunters may take coyotes during the archery deer season) (1)

Devil's Island State Fish and Wildlife Area

Dog Island State Wildlife Management Area (1)

Eagle Creek State Park (season opens day after second firearm deer season; closes December 20; hunting sunset to sunrise only; raccoon only) (1)

Eldon Hazlet State Park (north of Allen Branch and west of Peppenhorst Branch)

Embarras River Bottoms State Habitat Area (1)

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Ferne Clyffe State Park – Cedar Draper Bluffs Hunting Area

Fort de Chartres State Historic Site (muzzleloading firearms or bow and arrow only)

Fox Ridge State Park (1)

Freeman Mine (1)

Green River State Wildlife Area (skunk and coyote close the last day of February; .22 rimfire firearms permitted from 30 minutes after sunset until 30 minutes before sunrise) (1)

Hamilton County State Conservation Area (1)

Hanover Bluff State Natural Area (1)

Harry "Babe" Woodyard State Natural Area (1)

Hennepin Canal State Trail (archery only; coyote and raccoon only; season open only when the site archery deer season is open) (1)

Hidden Springs State Forest (1)

Horseshoe Lake State Conservation Area – Alexander County (Public Hunting Area except Controlled Hunting Area)

[Horseshoe Lake State Park – Madison County \(coyote only from February 1 through 28, hunting hours are ½ hour before sunrise to ½ hour after sunset; failure to report harvest by March 15 will result in loss of hunting privileges at the site for the following year\)](#)

Horseshoe Lake State Park – Madison County – Gabaret, Mosenthein, Chouteau Island Units (1)

Iroquois County State Wildlife Management Area (season opens the day after permit pheasant season) (1)

Jim Edgar Panther Creek State Fish and Wildlife Area (statewide seasons

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for coyote and striped skunk) (1)

Johnson Sauk Trail State Recreation Area (archery only; coyote and fox only; site coyote season runs concurrently with the site archery deer season; site fox season begins when the statewide fox season opens, runs concurrently with the site archery deer season, and closes the earlier of either the statewide fox season closing or the site archery deer season closing) (1)

Jubilee College State Park (coyote only; season runs concurrently with firearm deer season)

Kankakee River State Park (coyote, fox, skunk and opossum may be taken during their respective seasons that fall within the archery deer season by archery only; shotgun only hunting opens the day after the close of the site upland game season or archery deer season, whichever is later, and closes with the close of the statewide fox season) (1)

Kaskaskia River State Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 7 days prior to and during duck season; the defined Baldwin Lake Waterfowl Rest Area is closed)

Kickapoo State Recreation Area (1)

Kinkaid Lake State Fish and Wildlife Area

Lincoln Trail State Park (season opens day after first firearm deer season; closes December 20; hunting hours sunset to sunrise only; raccoon only) (1)

Marseilles State Fish and Wildlife Area (coyote only; November 5 through the first Thursday after January 10; hunting hours are 30 minutes before sunrise to 30 minutes after sunset; ~~shotgun with shotshells only~~; use of dogs is prohibited; ~~hunters must sign in/out and report harvest at check station~~; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters must enter the site only from designated parking lots)

Marshall State Fish and Wildlife Area (raccoon, opossum open to

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statewide regulations; skunk, red fox, gray fox, coyote and woodchuck open to archery during the archery deer season and statewide regulations after the close of archery deer season) (1)

Marshall State Fish and Wildlife Area – Duck Ranch Unit (raccoon and opossum only; opens the day after the close of duck season)

Matthiessen State Park (~~coyote only~~(~~raccoon and opossum may be taken from 30 minutes after sunset until 30 minutes before sunrise except during firearm and muzzleloader deer seasons, when site is closed to furbearer hunting; coyote may be taken~~ with a shotgun (~~shotshells only~~) from the date after the archery deer season closes until February 28; ~~use of pursuit of furbearers with~~ dogs is prohibited; archery deer hunters may take coyotes during the archery deer season) (1)

Mautino State Fish and Wildlife Area (archery only; coyote and raccoon only; season open only when the site archery deer season is open) (1)

Mazonia State Fish and Wildlife Area (archery only; coyote, fox, raccoon, skunk and opossum may be taken during their respective seasons that fall within the archery deer hunting season; statewide hours; ~~hunters must sign in/sign out and report harvest and effort at the check station~~)

Meeker State Habitat Area (1)

Mermet Lake State Fish and Wildlife Area (hunting limited to upland game area; hunting hours ½ hour before sunrise to ½ hour after sunset) (1)

Mississippi River State Fish and Waterfowl Management Area (Pools 25 and 26)

Mississippi River Pools 16, 17, 18, 21, 22 and 24 (groundhog hunting allowed)

Momence Wetlands State Natural Area (archery only; coyote, fox, raccoon, skunk and opossum may be taken during their respective seasons that fall within the archery deer hunting season; statewide hours; ~~hunters must sign in/sign out and report harvest and effort at check station~~)

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Moraine View State Park (coyote open concurrently with site archery deer hunting, archery only; raccoon opens the second Monday in December, night hunting only) (1)

Oakford State Conservation Area

Peabody River King State Fish and Wildlife Area (except South Subunit; shotgun or bow only; ~~no deer slugs allowed~~; coyote season open from August 1 through the following February 28 and during the spring turkey season to hunters with a valid, unfilled turkey permit; use of dogs for hunting coyotes is prohibited)

Pyramid State Park (1)

Pyramid State Park – Captain Unit (no hunting on waterfowl refuge) (1)

Pyramid State Park – Denmark Unit (no hunting on waterfowl refuge) (1)

Pyramid State Park – East Conant Unit (1)

Pyramid State Park – Galum Unit (1)

Rall Woods State Natural Area (1)

Randolph County State Conservation Area

Ray Norbut State Fish and Wildlife Area (1)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (opens day after second firearm deer season) (1)

Rend Lake Project Lands and Waters

Rivers Project Office – Corps of Engineers Managed Lands (1)

Sahara Woods State Fish and Wildlife Area (1)

Saline County State Fish and Wildlife Area (1)

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Sam Dale Lake State Fish and Wildlife Area (1)

Sam Parr State Park (1)

Sand Ridge State Forest (coyote and striped skunk seasons – opening of the statewide raccoon season until the day before opening of the statewide spring turkey season) (1)

Sangamon County State Conservation Area

Sanganois State Fish and Wildlife Area (statewide seasons for coyote and striped skunk) (1)

Sangchris Lake State Park (fox, coyote and striped skunk hunting only; statewide seasons for fox, coyote and striped skunk, except, during central zone duck and Canada goose season, hunters pursuing waterfowl or upland game may take fox, coyote and striped skunk with shotgun only in accordance with site-specific regulations set forth in 17 Ill. Adm. Code 530 and 590) (1)

Shawnee National Forest, Oakwood Bottoms and LaRue Scatters (season closes 7 days before opening of duck season and remains closed through the duck season; at Oakwood Bottoms non-toxic shot only)

Shelbyville State Fish and Wildlife Area (1)

Sielbeck Forest State Natural Area

Siloam Springs State Park (raccoon and bobcat only) (1)

Siloam Springs State Park – Buckhorn Unit (raccoon and bobcat only) (1)

Silver Springs State Fish and Wildlife Area (coyote may be taken with a shotgun ~~(shotshells only)~~ from the day after the archery deer season closes until February 28; pursuit of coyotes with dogs is prohibited; archery deer hunters may take coyotes during the archery deer season; ~~sign in/sign out and report of harvest required~~)

Skinner Farm State Habitat Area

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Spoon River State Forest (1)

Stephen A. Forbes State Park (1)

Tapley Woods State Natural Area (1)

Ten Mile Creek State Fish and Wildlife Area (statewide coyote, striped skunk and groundhog hunting allowed; .22 caliber or smaller rimfire firearms permitted 24 hours a day; designated Waterfowl Rest Areas closed during open season for Canada goose) (1)

Trail of Tears State Forest

Turkey Bluffs State Fish and Wildlife Area

Walnut Point State Park (raccoon hunting only)  
(1)

Washington County State Conservation Area

Weinberg-King State Park (raccoon and bobcat only) (1)

Weinberg-King State Park – Scripps Unit (use of dogs for hunting coyote is not allowed) (1)

Weinberg-King State Park – Spunky Bottoms Unit (1)

Wildcat Hollow State Forest (1)

Winston Tunnel State Natural Area (1)

Wise Ridge State Natural Area

Witkowsky State Wildlife Area (coyote only; season shall coincide with archery and firearm deer season at this site; archery only during the archery deer season at this site) (1)

Wolf Creek State Park (season opens day after second firearm deer

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season; closes December 20; hunting sunset to sunrise only; raccoon only)  
(1)

Woodford County State Fish and Wildlife Area (raccoon, opossum only;  
season opens after duck season) (1)

- g) Violation of a site-specific regulation is a Class B misdemeanor. Statewide regulations apply except that hunters must obtain a permit from the site; where hunter quotas exist, permits are allocated as described in subsection (b); permits must be in possession while hunting; the permit must be returned by February 15 or hunter will forfeit hunting privileges at that site the following year (exceptions are in parentheses):

Beaver Dam State Park (bow and arrow only; for hunters with a valid site issued archery deer permit only)

Horseshoe Lake State Park (Madison County) (coyote only, bow and arrow only; for hunters with a valid site issued archery deer permit only)  
Ramsey Lake State Park

- h) Violation of a site regulation is a Class B misdemeanor (see 520 ILCS 5/2.30).

(Source: Amended at 41 Ill. Reg. 8542, effective June 28, 2017)

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- 1) Heading of the Part: Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Badger, River Otter, Beaver, Bobcat and Woodchuck (Groundhog) Trapping
- 2) Code Citation: 17 Ill. Adm. Code 570
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
570.20	Amendment
570.30	Amendment
570.40	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 1.10, 2.1, 2.2, 2.30, 2.30b, 2.33, 2.33a and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 1.10, 2.1, 2.2, 2.30, 2.30b, 2.33, 2.33a and 3.5].
- 5) Effective Date of Rule: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2408; February 24, 2017
- 10) Has JCAR issued a Statement of Objections to this rulemaking? No
- 11) Differences between Proposal and Final Version: Section 570.40(b), in "Burning Star State Fish and Wildlife Area", "waterfowl rest area" has been capitalized.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No

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NOTICE OF ADOPTED AMENDMENTS

15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites and amend procedures at State sites.

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

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

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

## PART 570

MUSKRAT, MINK, RACCOON, OPOSSUM, STRIPED SKUNK, WEASEL,  
RED FOX, GRAY FOX, COYOTE, BADGER, RIVER OTTER, BEAVER, BOBCAT AND  
WOODCHUCK (GROUNDHOG) TRAPPING

## Section

570.10	Statewide Zones
570.15	Closed Zone – Bobcat Trapping
570.20	Statewide Season Dates
570.30	Statewide Hours, Daily Limit and Possession Limit
570.31	Permit and Tagging Requirements
570.35	Use of Rifles, Pistols and Airguns by Trappers During Deer Gun Season
570.40	Trapping Regulations on Department-Owned, -Leased or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 1.10, 2.1, 2.2, 2.30, 2.30b, 2.33, 2.33a and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 1.10, 2.1, 2.2, 2.30, 2.30b, 2.33, 2.33a and 3.5].

**SOURCE:** Adopted at 5 Ill. Reg. 9767, effective September 17, 1981; codified at 5 Ill. Reg. 10637; amended at 6 Ill. Reg. 10709, effective August 20, 1982; amended at 7 Ill. Reg. 10778, effective August 24, 1983; amended at 8 Ill. Reg. 21589, effective October 23, 1984; amended at 9 Ill. Reg. 15864, effective October 7, 1985; amended at 10 Ill. Reg. 16644, effective September 24, 1986; amended at 12 Ill. Reg. 12034, effective July 7, 1988; emergency amendments at 12 Ill. Reg. 16261, effective September 23, 1988, for a maximum of 150 days; emergency expired February 20, 1989; amended at 13 Ill. Reg. 10589, effective June 15, 1989; amended at 14 Ill. Reg. 14775, effective September 4, 1990; amended at 14 Ill. Reg. 19854, effective December 3, 1990; amended at 15 Ill. Reg. 11586, effective August 2, 1991; amended at 16 Ill. Reg. 11069, effective June 30, 1992; amended at 17 Ill. Reg. 10785, effective July 1, 1993; amended at 17 Ill. Reg. 18796, effective October 19, 1993; amended at 18 Ill. Reg. 10077, effective June 21, 1994; amended at 19 Ill. Reg. 12640, effective August 29, 1995; amended at 20 Ill. Reg. 12351, effective August 30, 1996; amended at 21 Ill. Reg. 9070, effective June 26, 1997; amended at 22 Ill. Reg. 14809, effective August 3, 1998; amended at 23 Ill. Reg. 9055, effective July 28, 1999; amended at 24 Ill. Reg. 8929, effective June 19, 2000; amended at 25 Ill. Reg. 9887, effective July 17, 2001; amended at 26 Ill. Reg. 13809, effective September 5, 2002; amended at 27 Ill. Reg. 749, effective January 6, 2003; amended at 28 Ill. Reg. 11883, effective July 27, 2004;

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amended at 29 Ill. Reg. 9643, effective June 27, 2005; amended at 30 Ill. Reg. 12143, effective June 28, 2006; amended at 31 Ill. Reg. 13117, effective August 30, 2007; amended at 32 Ill. Reg. 10104, effective June 30, 2008; amended at 33 Ill. Reg. 9691, effective June 26, 2009; amended at 34 Ill. Reg. 12820, effective August 20, 2010; amended at 35 Ill. Reg. 13149, effective July 26, 2011; amended at 36 Ill. Reg. 14408, effective September 5, 2012; amended at 37 Ill. Reg. 20659, effective December 12, 2013; amended at 39 Ill. Reg. 11373, effective August 3, 2015; amended at 40 Ill. Reg. 8568, effective June 13, 2016; amended at 41 Ill. Reg. 8558, effective June 28, 2017.

**Section 570.20 Statewide Season Dates**

- a) Muskrat, mink, raccoon, opossum, striped skunk, red fox, gray fox, coyote, badger, bobcat and weasel
- 1) ~~Trapping datesNorthern Zone:~~ November ~~10~~5 through the next following ~~February 15~~January 20.
- 2) ~~Southern Zone:~~ November 10 through the next following January 25.
- b) Beaver and River Otter
- 1) ~~TrappingNorthern Zone:~~ November ~~10~~5 through the next following March 31.
- 2) ~~Southern Zone:~~ November 10 through the next following March 31.
- c) Woodchuck (Groundhog)
- ~~Trapping datesNorthern and Southern Zones:~~ June 1 through the next following September 30.
- d) ~~Muskrat and Mink (Extended Spring Season)~~
- 1) ~~Northern Zone:~~ January 20 through the next following February 15.
- 2) ~~Southern Zone:~~ January 25 through the next following February 15.
- de) Trapping outside the set season dates is a Class B misdemeanor (see 520 ILCS 5/2.30).

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(Source: Amended at 41 Ill. Reg. 8558, effective June 28, 2017)

**Section 570.30 Statewide Hours, Daily Limit and Possession Limit**

- a) Muskrat, mink, raccoon, opossum, striped skunk, red fox, gray fox, coyote and weasel
  - 1) Trapping hours: ~~November 5 in the Northern Zone and November 10 in the Southern Zone~~ open for trapping at sunrise; ~~February 15~~ ~~January 20 in the Northern Zone and January 25 in the Southern Zone~~ closed for trapping after sunset; otherwise, hours are unrestricted.
  - 2) Daily and possession limit: None
- b) Beaver and River Otter
  - 1) Trapping hours: ~~November 5 in the Northern Zone and November 10 in the Southern Zone~~ open for trapping at sunrise; March 31 closed for trapping after sunset; otherwise, hours are unrestricted.
  - 2) Daily and possession limit: None for beaver; not to exceed 5 river otters per person, per season. Possession limit for river otter does not apply to fur buyers, fur tanners, taxidermists or manufacturers as defined by Section 3.11, 3.12, 3.15, 3.16, 3.16a, 3.18 and 3.21 of the Wildlife Code (Code) [520 ILCS 5]. River otters salvaged from roadways under Section 2.30 of the Code become part of the person's season limit of 5 river otters and are subject to permit and tagging requirements. Having more river otter than allowed is a Class B misdemeanor (see 520 ILCS 5/2.30).
- c) Woodchuck (Groundhog)
  - 1) Trapping hours: June 1 open for trapping at sunrise; September 30 closed for trapping after sunset; otherwise hours are unrestricted.
  - 2) Daily and possession limit: None
- d) Badger

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- 1) Trapping hours: ~~November 5 in the Northern Zone and November 10 in the Southern Zone~~ open for trapping at sunrise; ~~February 15 January 20 in the Northern Zone and January 25 in the Southern Zone~~ closed for trapping after sunset; otherwise, hours are unrestricted.
  - 2) Daily and possession limit: not to exceed two badgers per season in the Northern Zone zone and one badger per season in the Southern Zone. Badgers salvaged from roadways under authority of Section 2.30 of the Code become part of the person's season limit. Possession limits do not apply to fur buyers, fur tanners, taxidermists or manufacturers as defined by Sections 3.11, 3.12, 3.15, 3.16, 3.16a, 3.18 and 3.21 of the Code. Having more badger than allowed is a Class B misdemeanor (see 520 ILCS 5/2.30).
- e) ~~Muskrat and Mink (Extended Spring Season)~~
- 1) ~~Trapping hours: January 20 in the Northern Zone and January 25 in the Southern Zone open for trapping at sunset; February 15 closed for trapping after sunset; otherwise, hours are unrestricted.~~
  - 2) ~~Daily and possession limit: None~~
- ef) Bobcat
- 1) Trapping hours: ~~November 5 in the Northern Zone and November 10 in the Southern Zone~~, open for trapping at sunrise; ~~February 15 January 20 in the Northern Zone and January 25 in the Southern Zone~~, closed for trapping after sunset; otherwise, hours are unrestricted.
  - 2) Daily and possession limit: Not to exceed one bobcat per person, per season for combined methods of take. Bobcats salvaged from roadways under Section 2.30 of the Code become part of the person's season limit and are subject to permit and tagging requirements. Possession limits do not apply to fur buyers, fur tanners, taxidermists or manufacturers as defined by Sections 3.11, 3.12, 3.15, 3.16, 3.16a, 3.18 and 3.21 of the Code. Having more bobcat than allowed is a Class B misdemeanor (see 520 ILCS 5/2.30).
- fg) Trapping before specified hours on opening day or after specified hours on

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closing day is a Class B misdemeanor (see 520 ILCS 5/2.30).

(Source: Amended at 41 Ill. Reg. 8558, effective June 28, 2017)

**Section 570.40 Trapping Regulations on Department-Owned, -Leased or -Managed Sites**

- a) General Regulations
- 1) All the regulations in 17 Ill. Adm. Code 510 – General Hunting and Trapping apply in this Section, unless this Section is more restrictive.
  - 2) Trappers must stay within assigned areas.
  - 3) On sites where a drawing is required, it shall be held prior to the opening of the season. The date of the drawing shall be announced by the Department by public announcement (publicly announced means that the information referred to will be included on the Department's Internet Home Page at [www.dnr.illinois.gov](http://www.dnr.illinois.gov), provided to outdoor writers for newspapers, and placed on the Department's Toll Free Hotline) and the drawing shall be held at the site. Persons participating in the drawing must have either a current or previous year trapping license. The number of permits per site shall be determined pursuant to 17 Ill. Adm. Code 510.20. Permit applicants must submit name and address to the site prior to drawing. Permits must be in possession while trapping on the area. Sites that require a drawing are followed by (1). Sites that require use of windshield cards by trappers as specified in 17 Ill. Adm. Code 510.10 are followed by (2).
  - 4) All sites except Kinkaid Lake Fish and Wildlife Area, Mississippi River Pools 16, 17, 18, 21, 22, 24, and Rend Lake Wildlife Management Area require trappers to submit a harvest report to the site superintendent within 20 days following the close of the trapping season. Reports for sites that require use of windshield cards must be submitted online at the Department's website. Failure to report shall result in the trapper being ineligible to trap at that site for the following year.
  - 5) Body-gripping traps with a 10-inch jaw spread or larger must be totally submerged in water when set.

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- 6) Any person who violates the site specific regulations shall be guilty of a Class B Misdemeanor.
  - 7) No trapping is permitted in subimpoundments or designated waterfowl management units during duck season.
  - 8) .22 caliber or smaller rimfire firearms permitted unless otherwise specified.
- b) Statewide regulations as provided for in this Part apply at the following sites (exceptions in parentheses):

Alvah Borah State Habitat Area (2)

Beall Woods State Park (water sets only) (1)

[Burning Star State Fish and Wildlife Area \(no trapping in Island Lake Waterfowl Rest Area November 1 through February 28\) \(2\)](#)

Chauncey Marsh State Natural Area (obtain permit at Red Hills State Park headquarters) (1)

Crawford County State Fish and Wildlife Management Area (water sets only) (1)

Des Plaines Game Propagation Center (1)

Frank Holten State Park (water sets only; designated areas only)

Kinkaid Lake State Fish and Wildlife Area

Mississippi River Pools 16, 17, 18, 21, 22, 24 (USFWS trapping permit required on U.S. Fish and Wildlife Service National Wildlife Refuges in Pools 21 and 24; Quincy Bay Waterfowl Management Unit closed to trapping during the regular duck season)

[Pere Marquette State Park \(1\)](#)

Ray Norbut State Fish and Wildlife Area (1)

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Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (1)

Ray Norbut State Fish and Wildlife Area – East Hannibal Unit (1)

Rend Lake Project Lands and Waters (water sets only)

Sam Parr State Park (water sets only) (1)

Sielbeck Forest State Natural Area (water sets only) (2)

Siloam Springs State Park (1)

Siloam Springs State Park – Buckhorn Unit (1)

Siloam Springs State Park – Fall Creek Unit (1)

Snakeden Hollow State Fish and Wildlife Area (1)

Weinberg-King State Park (1) (2)

Weinberg-King State Park – Scripps Unit (1) (2)

Weinberg-King State Park – Spunky Bottoms Unit (1) (2)

- c) Statewide regulations as provided for in this Part apply at the following sites; in addition, a permit is required; only Egg Traps<sup>®</sup>, D-P (Dog-Proof) Traps<sup>®</sup>, [Lil Grizz Get'rz<sup>®</sup>](#), box traps, cage traps, and traps of similar design may be used for land sets (exceptions in parentheses):

[Big Bend Fish and Wildlife Area \(dog proof traps required\) \(1\) \(2\)](#)

Birkbeck Pheasant Habitat Area ([12](#))

Buffalo Prairie Pheasant Habitat Area (season begins at sunrise on December 26) (1) (2)

Butterfield Trail State Recreation Area (1) (2)

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- Cache River State Natural Area (no snares allowed) (1)
- Cape Bend State Fish and Wildlife Area (1)
- Carlyle Lake Lands and Waters – Corps of Engineers Managed Lands (1)
- Carlyle Lake State Wildlife Management Area (1)
- Clinton Lake State Recreation Area (1) (2)
- Cypress Pond State Natural Area (1)
- Deer Pond State Natural Area (1)
- Devil's Island State Fish and Wildlife Area (1)
- Eldon Hazlet State Park – north of Allen Branch and west of Peppenhorst Branch only (1)
- Embarras River Bottoms State Habitat Area (2)
- Ferne Clyffe State Park – Cedar Draper Bluffs Hunting Area (1)
- Finrock State Habitat Area (~~12~~)
- Fort de Chartres Historic Site (1)
- Hallsville Pheasant Habitat Area (~~12~~)
- Harry "Babe" Woodyard State Natural Area (1) (2)
- Herschel Workman Pheasant Habitat Area (2)
- Hindsboro Pheasant Habitat Area (2)
- Horseshoe Lake State Conservation Area (1)
- I & M Canal State Park (1)

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Kaskaskia River Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 7 days prior to duck season; the defined Baldwin Lake Waterfowl Rest Area is closed) (1) (2)

Kickapoo State Recreation Area (1) (2)

Kidd Lake State Natural Area (1)

Lake Murphysboro State Park (1)

Larry D. Closson State Habitat Area (2)

Lincoln Trail State Park (1) (2)

Lowden State Park – Kilbuck Creek Habitat Area (1)

Meeker State Habitat Area (1) (2)

Mermet Lake State Fish and Wildlife Area (1) (2)

Middle Fork State Fish and Wildlife Area (1) (2)

Mississippi River State Fish and Waterfowl Area (Pools 25, 26) (land sets accessed by land only allowed during duck season; water sets allowed after duck season closes) (1)

Moraine Hills State Park (water sets only; only body-gripping traps with a jaw spread of 5 inches or less may be used; no more than two persons may enter drawing on a single card) (1)

Moraine View State Park (no more than 2 persons may enter drawing on a single card) (1) (2)

Newton Lake State Fish and Wildlife Area (2)

Paul C. Burrus Habitat Area (2)

Peabody River King State Fish and Wildlife Area (east, west, and south subunits only) (1)

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Perdueville Pheasant Habitat Area (2)

~~Pere Marquette State Park (1)~~

Pyramid State Park (1) (2)

Pyramid State Park – East Conant Unit (1) (2)

Pyramid State Park – Galum Unit (1) (2)

Randolph County State Conservation Area (1)

Red Hills State Park (2)

Sand Ridge State Forest (1) (2)

Sanganois State Fish and Wildlife Area (1) (2)

Saybrook Pheasant Habitat Area (2)

Shelbyville State Fish and Wildlife Area (1) (2)

Sibley Pheasant Habitat Area (2)

~~South Shore State Park (1)~~

Ten Mile Creek State Fish and Wildlife Area (designated Waterfowl Rest Areas closed to trapping during open season for Canada goose) (2)

Turkey Bluffs State Fish and Wildlife Area (1)

Union County State Fish and Wildlife Area (1)

Victoria Pheasant Habitat Area (season opens at sunrise on December 26)  
(1) (2)

Walnut Point State Park (2)

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Washington County State Conservation Area (1)

Willow Creek State Habitat Area (2)

Wise Ridge State Natural Area (1)

World Shooting and Recreation Complex (designated areas only) (1)

- d) Statewide regulations as provided for in this Part apply at the following sites (exceptions in parentheses); in addition, a permit is required; only Egg Traps<sup>®</sup>, D-P (Dog-Proof) Traps<sup>®</sup>, [Lil Grizz Get'rz<sup>®</sup>](#), box traps, cage traps, and traps of similar design may be used for land sets; only body-gripping traps with a jaw spread of 5 inches or less, foothold traps with a jaw spread of 4½ inches or less and square body-gripping traps with a 10 inch jaw spread may be used for water sets; snares may be used for water sets:

Anderson Lake State Conservation Area (1)

Argyle Lake State Park (1) (2)

Banner Marsh State Fish and Wildlife Area (1)

Beaver Dam State Park (1)

Big Bend State Fish and Wildlife Area (after the close of rabbit season foothold traps with a jaw spread of 7½ inches or less may be used for water sets) (1)

Coffeen Lake State Fish and Wildlife Area (1)

Coleta Ponds (1)

Copperhead Hollow State Wildlife Area (1) (2)

Dog Island State Wildlife Management Area (1) (2)

Double T State Fish and Wildlife Area (1)

Giant City State Park (1)

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Hamilton County State Fish and Wildlife Area (closed during firearm deer season) (2)

Hanover Bluff State Natural Area (1)

Hennepin Canal Parkway including Sinnissippi Lake (trappers must register at park office; no floats may be set more than 14 days prior to the season and must be removed at the conclusion of the season; no land sets) (1)

Hidden Springs State Forest (1) (2)

Horseshoe Lake State Park – Madison County (1)

Horseshoe Lake State Park (Gabaret, Mosenthein and Chouteau Island Units (Madison County)) (1)

Ilo Dillin State Habitat Area (use of foothold traps prohibited during pheasant and quail season) (1)

Jim Edgar Panther Creek State Fish and Wildlife Area (~~only Egg Traps<sup>®</sup>, D-P (Dog Proof) Traps<sup>®</sup>, box traps, cage traps, traps of similar design, and homemade dog proof traps; homemade dog proof traps must be designed with a leg hold trap no larger than a number two size in an enclosed wood, metal or durable plastic container with a single access opening of no larger than 1½ inch diameter, and~~ body-gripping traps must be completely submerged) (1) (2)

Johnson-Sauk Trail State Park (no foothold water sets) (1)

Jubilee College State Park (1)

Kankakee River State Park (trappers must wear blaze orange while checking traps; no trapping adjacent to bike or horse trails; south of the Kankakee River, only dog proof type traps may be used until the close of the upland hunting season; no trapping on campground areas until closed) (1)

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Kishwaukee River State Fish and Wildlife Area (site trapping season ends on the last day of archery deer season) (1) (2)

Lake Le-Aqua-Na State Park (1)

Little Rock Creek State Habitat Area (1)

Mackinaw River State Fish and Wildlife Area (1)

Marshall County State Fish and Wildlife Area (1) (2)

Mautino State Fish and Wildlife Area (trappers must register at the Hennepin Canal office; no floats may be set more than 14 days prior to the season and must be removed at the conclusion of the season; no land sets) (1)

Morrison Rockwood State Park (1)

Pekin Lake State Fish and Wildlife Area (1)

Pyramid State Park – Captain Unit (no trapping on waterfowl refuge during waterfowl season; no foothold traps; body-gripping traps must be submerged) (1) (2)

Pyramid State Park – Denmark Unit (no trapping on waterfowl refuge during waterfowl season; no foothold traps; body-gripping traps must be submerged) (1) (2)

Ramsey Lake State Park (1)

Rice Lake State Fish and Wildlife Area (1)

Rock Cut State Park (1)

Saline County State Fish and Wildlife Area (1) (2)

Sam Dale Lake State Conservation Area (2)

Sahara Woods State Fish and Wildlife Area (1) (2)

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Sangchris Lake State Park (trapping rights for the opening day of the raccoon trapping season in the southern zone through January 25 are allocated by a drawing and restricted to designated areas; from February 1 through March 31, Sangchris Lake will be open to statewide trapping regulations) (1) (2)

Shabbona Lake State Park (1) (2)

Sparland State Fish and Wildlife Area (1)

Spoon River State Forest (1) (2)

Spring Lake State Fish and Wildlife Area (1)

Starved Rock/Matthiessen State Park (1)

Stephen A. Forbes State Park (1) (2)

Trail of Tears State Forest (1)

Weldon Springs State Park (1) (2)

- e) Trapping is prohibited on all other Department-owned, -leased or -managed sites except by special permit which shall be issued by the Department when it is determined that the harvest of a species would enhance the biological balance of the resource.
- 1) All regulations shall be according to species regulations as provided for in this Part.
  - 2) Permit application information and site specific regulations shall be announced publicly by the Department through the news media by September 1 of each year.
  - 3) Site specific regulations shall be listed on the application and permit and posted at the site.
- f) Violation of site specific regulations is a Class B misdemeanor (see Section 2.30

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of the Code).

(Source: Amended at 41 Ill. Reg. 8558, effective June 28, 2017)

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- 1) Heading of the Part: Duck, Goose and Coot Hunting
- 2) Code Citation: 17 Ill. Adm. Code 590
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
590.15	Amendment
590.20	Amendment
590.40	Amendment
590.60	Amendment
590.80	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7 and 3.8 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7 and 3.8] and Migratory Bird Hunting (50 CFR 20).
- 5) Effective Date of Rules: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2425; February 24, 2017
- 10) Has JCAR issued a Statement of Objections to this rulemaking? No
- 11) Differences between Proposal and Final Version: Section 590.15(e) has been changed to read as follows:
  - "e) Flood Rules
    - 1) In the event that State managed sites are flooded to the point that public waterfowl blinds cannot be constructed or waterfowl blinds are no longer usable during a flood, or if the receding flood water does not allow for

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Department blind inspection under subsection (b), the Department, by public announcement and/or posting, may permit waterfowl hunting under one of the following subsections:

- A) If the check station for that site is open, all rules apply, except that hunting will be allowed from boat, platform or floating blinds which must be located within 10 feet of the marked blind site.
  - B) If the check station is not operable, all rules apply except that hunting will be allowed from boat, platform or floating blinds which must be located within 10 feet of the marked blind site. Additionally, rules listed in Section 590.40(b)(1), (2), (3), (4) and (9) shall not be in force. Rules concerning blind claiming as listed in Section 590.50(b) shall apply.
  - C) If blind sites have not been marked and no check station is operable, the area will be open to hunting from platform, floating or boat blinds or by walk-in hunting, anywhere on the area except refuges and closed waterfowl rest areas. Preplacement of unattended decoys and/or unoccupied blinds or boat hides do not constitute lawful possession of a hunting site. All hunting parties must remain 200 yards apart and follow normal closing hours for the site.
  - D) In all above flood circumstances, regulations requiring the construction of a separate boat hide and regulations regarding the minimum standards for blind construction and inspection shall be suspended for that season.
- 2) Hunting locations allocated via public drawing shall be retained by blind registrants despite the lack of a completed blind.
- f) Violation of this Section is a petty offense (see 520 ILCS 5/2.20)."

Section 590.40(a)(6), "; except fasteners less than 12 inches, the use of any metal, chicken wire, carpet, plastic snow fence or mesh in the construction of waterfowl blinds is prohibited) has been deleted.

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- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.
- 16) Information and questions regarding these adopted rules shall be directed to:

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

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TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 590  
DUCK, GOOSE AND COOT HUNTING

## Section

590.10	Statewide Regulations
590.15	Duck, Goose and Coot General Hunting Regulations on Department-Owned and -Managed Sites Listed in Sections 590.40 and 590.50
590.20	Permit Controlled Department Sites Only – Duck, Goose and Coot Hunting
590.25	Illinois Youth Waterfowl Hunting Permit Requirements (Repealed)
590.26	Illinois Youth Duck Hunting Permit Requirements (Repealed)
590.30	Duck, Goose and Coot General Hunting Regulations on all Department-Owned and -Managed Sites (Repealed)
590.40	Check Station Department Sites Only – Duck, Goose and Coot Hunting
590.50	Non-Check Station Department Sites Only – Duck, Goose and Coot Hunting
590.60	Various Other Department Sites – Duck, Goose and Coot Hunting
590.70	Ohio River
590.80	Early and Late Goose (all species) Hunting Regulations on Department Sites
590.EXHIBIT A	The Non-Toxic Shot Zones of Illinois (Repealed)

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7 and 3.8 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7 and 3.8] and Migratory Bird Hunting (50 CFR 20).

SOURCE: Adopted at 5 Ill. Reg. 8857, effective August 25, 1981; emergency amendment at 5 Ill. Reg. 11386, effective October 14, 1981, for a maximum of 150 days; codified at 5 Ill. Reg. 10638; Part repealed at 6 Ill. Reg. 9647, effective July 21, 1982; new Part adopted at 6 Ill. Reg. 11865, effective September 22, 1982; amended at 7 Ill. Reg. 13229, effective September 28, 1983; emergency amendment at 7 Ill. Reg. 13948, effective October 6, 1983, for a maximum of 150 days; emergency expired March 3, 1984; amended at 8 Ill. Reg. 18968, effective September 26, 1984; amended at 9 Ill. Reg. 14242, effective September 5, 1985; peremptory amendment at 9 Ill. Reg. 15062, effective September 25, 1985; emergency amendment at 9 Ill. Reg. 15928, effective October 8, 1985, for a maximum of 150 days; emergency expired March 5, 1986; amended at 10 Ill. Reg. 16588, effective September 22, 1986; emergency amendment at 10 Ill. Reg. 17773, effective September 26, 1986, for a maximum of 150 days; emergency expired

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February 23, 1987; amended at 11 Ill. Reg. 10560, effective May 21, 1987; emergency amendment at 11 Ill. Reg. 15242, effective August 28, 1987, for a maximum of 150 days; emergency expired January 25, 1988; amended at 12 Ill. Reg. 12200, effective July 15, 1988; emergency amendment at 12 Ill. Reg. 16233, effective September 23, 1988, for a maximum of 150 days; emergency expired February 20, 1989; emergency amendment at 12 Ill. Reg. 22244, effective December 7, 1988, for a maximum of 150 days; emergency expired May 6, 1989; amended at 13 Ill. Reg. 10525, effective June 20, 1989; amended at 13 Ill. Reg. 14925, effective September 7, 1989; emergency amendment at 13 Ill. Reg. 16579, effective October 4, 1989, for a maximum of 150 days; emergency expired March 3, 1989; amended at 13 Ill. Reg. 17354, effective October 27, 1989; amended at 14 Ill. Reg. 638, effective January 2, 1990; amended at 14 Ill. Reg. 13529, effective August 13, 1990; emergency amendment at 14 Ill. Reg. 17029, effective September 26, 1990, for a maximum of 150 days; emergency expired February 23, 1991; amended at 15 Ill. Reg. 1487, effective January 22, 1991; amended at 15 Ill. Reg. 13293, effective September 3, 1991; emergency amendment at 15 Ill. Reg. 16745, effective November 5, 1991, for a maximum of 150 days; emergency expired April 3, 1992; amended at 16 Ill. Reg. 570, effective December 31, 1991; amended at 16 Ill. Reg. 12491, effective July 28, 1992; emergency amendment at 16 Ill. Reg. 16672, effective October 15, 1992, for a maximum of 150 days; emergency expired March 9, 1993; emergency amendment at 16 Ill. Reg. 18851, effective November 17, 1992, for a maximum of 150 days; emergency expired April 11, 1993; emergency amendment at 17 Ill. Reg. 1658, effective January 20, 1993, for a maximum of 150 days; emergency expired June 14, 1993; amended at 17 Ill. Reg. 16443, effective September 27, 1993; emergency amendment at 17 Ill. Reg. 18867, effective October 14, 1993, for a maximum of 150 days; emergency expired March 13, 1994; amended at 18 Ill. Reg. 10023, effective June 21, 1994; emergency amendment at 18 Ill. Reg. 15161, effective September 27, 1994, for a maximum of 150 days; emergency expired February 23, 1995; amended at 19 Ill. Reg. 13209, effective September 11, 1995; amended at 20 Ill. Reg. 754, effective December 29, 1995; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 20 Ill. Reg. 12417, effective August 30, 1996; amended at 21 Ill. Reg. 578, effective December 30, 1996; amended at 21 Ill. Reg. 11713, effective August 12, 1997; amended at 22 Ill. Reg. 2182, effective January 2, 1998; amended at 22 Ill. Reg. 15961, effective August 24, 1998; amended at 22 Ill. Reg. 21881, effective December 3, 1998; emergency amendment at 23 Ill. Reg. 3092, effective March 10, 1999, for a maximum of 150 days; emergency expired August 6, 1999; amended at 23 Ill. Reg. 11195, effective August 26, 1999; emergency amendment at 23 Ill. Reg. 14640, effective December 13, 1999, for a maximum of 150 days; emergency expired May 10, 2000; amended at 24 Ill. Reg. 12517, effective August 7, 2000; amended at 25 Ill. Reg. 14131, effective October 22, 2001; amended at 26 Ill. Reg. 16238, effective October 18, 2002; amended at 27 Ill. Reg. 15409, effective September 18, 2003; amended at 28 Ill. Reg. 13562, effective September 24, 2004; amended at 29 Ill. Reg. 9654, effective June 24, 2005; emergency amendment at 29 Ill. Reg.

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13900, effective August 30, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 18924, effective November 4, 2005; amended at 30 Ill. Reg. 15694, effective September 18, 2006; amended at 31 Ill. Reg. 13128, effective August 30, 2007; amended at 32 Ill. Reg. 14761, effective August 27, 2008; amended at 33 Ill. Reg. 14671, effective October 13, 2009; amended at 34 Ill. Reg. 16457, effective October 8, 2010; amended at 35 Ill. Reg. 13161, effective July 26, 2011; amended at 37 Ill. Reg. 19208, effective November 14, 2013; amended at 38 Ill. Reg. 22735, effective November 18, 2014; amended at 39 Ill. Reg. 11387, effective August 3, 2015; amended at 40 Ill. Reg. 10492, effective July 20, 2016; amended at 41 Ill. Reg. 8575, effective June 28, 2017.

**Section 590.15 Duck, Goose and Coot General Hunting Regulations on Department-Owned and -Managed Sites Listed in Sections 590.40 and 590.50**

- a) Definitions
- 1) Blind site – A position within 10 feet of numbered stake where blind must be constructed. Sites shall be located and marked by the Department.
  - 2) Blind builder – Person who has been assigned a blind site as a result of the drawing.
  - 3) Blind partner – Persons chosen by the builder to assist in construction and maintenance of the blind and to share its blind claiming and hunting privileges.
  - 4) Drawing – Procedure by which blind sites are assigned.
  - 5) Blind registration card – Card issued by the Department and tacked inside each blind listing names and addresses of blind builders.
  - 6) Complete blind – A blind with all framework and siding constructed and in readiness for use, including final brushing.
  - 7) Hunting party – An individual or group of hunters occupying a single boat, blind, or hunting site.
  - 8) Dog Hide – A compartment or area within or attached to a blind that houses a dog used to retrieve downed waterfowl.

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## b) Blind Construction

- 1) Blinds must be at least 4 feet x 8 feet, but no higher than 14 feet from the water surface at normal pool level, to the top of the shooting box, sturdy enough to withstand daily usage, and must be maintained in good condition by blind builders throughout the duck season. Blinds shall be numbered and that number shall be visible from the outside of the blinds. Blinds must be placed within 10 feet of assigned Department marked site.
- 2) Blinds built over water must be of platform construction with the platform constructed above normal water conditions or they may be floating blinds. At Mississippi River Pools [21, 22, 24, 25](#) and 26, river blinds located on the Mississippi and Illinois Rivers and at Batchtown management area located on the river side of the closing levee may also be pull-in boat hide blinds. Boat hide blind must have a minimum size of 18' x 7.5', be sturdy enough to withstand daily use considering conditions of the site, and be maintained in good condition throughout the season. Boat hide blinds shall be completed, including final brushing, by ~~three~~[four](#) weeks prior to the opening day of duck season [for pools 21, 22 and 24, by four weeks prior to opening day of duck season for other areas mentioned in this subsection \(b\)\(2\)](#). Failure to meet these standards shall result in forfeiture of the blind site.
- 3) Blinds must be completed, including final brushing, 3 weeks in advance of opening date of regular duck season (except at Mississippi River Area Pools 25 and 26 blinds and final brushing must be completed 4 weeks in advance of opening date of regular duck season) after which time the Department shall inspect all blinds and blind sites and issue Blind Registration Cards to those which pass inspection. Blind builders shall not gain access to Redwing Slough/Deer Lake State Natural Area until the day following Labor Day. Blind builders must post Blind Registration Card in the blind prior to the first day of regular duck season. If adverse weather or water conditions make compliance with this rule difficult the site superintendent or the District Wildlife Manager may grant extensions.
- 4) Sites on which blinds have not been built, as well as sites on which blinds of an unsatisfactory quality have been built, shall be reassigned to alternates selected at a drawing or by a first come-first served allocation held on a day publicly announced by the Department. All reassigned

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blinds must be completed, including final brushing, 7 days prior to the opening date of the duck season on sites posted as being closed to trespassing 7 days prior to regular duck season. At Mississippi River Area Pools 25 and 26 reassigned blinds must be completed by sunset of the Sunday immediately preceding the opening day of regular duck season. On all other sites reassigned blinds must be completed, including final brushing, by the day before the opening day of the regular duck season.

- 5) Not more than 3 persons shall be registered for assignment of any one blind site. Blind builders shall submit partner names on a blind registration form as designated at the site drawing. After the designated time, no changes shall be accepted. As directed by the information sheet available at each site, the registration form must be filled out and returned within 30 days after the blind drawing date. Failure to do so shall result in forfeiture of blind.
- 6) No person shall be allowed to be a blind builder or partner on more than one public waterfowl blind managed by the Department.
- 7) Boat hides are required, except as noted in Sections 590.40 and 590.50, and must have minimum inside dimensions of 18' x 6', except all blinds allocated and constructed after January 1, 2005 must have minimum dimensions of 18' x 7½'. Boat hides shall be sturdy enough to withstand daily use considering the conditions of the site, and must be maintained in good condition throughout the season, and shall be completed including final brushing by 3 weeks prior to the opening day of duck season, except at Mississippi River Area Pools 25 and 26 boat hides and final brushing must be completed 4 weeks prior to the opening day of duck season; failure to meet these standards shall result in forfeiture of blind site.
- 8) Previous year's blind builders shall have until 7 days after the next allocation period drawing to salvage materials from their blinds except as indicated in Sections 590.40(a) and (b) and 590.50(a) and (b).
- 9) Blinds must include a dog hide that is on the same level as the blind. The dog hide can either be incorporated into the blind by providing a hole at floor level that measures at least 20 inches high by 20 inches wide or by providing a separate compartment that is attached to the blind. Hides attached to the blind should have a minimum floor space that measures 2

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feet by 2 feet and should be at least 2.5 feet high with 2 openings. One opening should be between the blind and the dog hide, should measure at least 20 inches by 20 inches, and should be constructed at the same level as the blind floor. The water access opening should be at least 20 inches wide and 20 inches high. Hides either within the blind or attached should have an enforced ramp to water level that is at least 15 inches wide with cleats every 12 inches. Openings in the blind must be capable of being closed when not in use.

- c) Use of blinds
- 1) Attempts to claim blinds by any manner other than actual occupation shall be considered in violation of this Part and shall be cause for arrest. The insertion of a boat into the boat hide and/or the spreading of decoys before a blind shall not be considered legal occupation of a blind.
  - 2) No person shall hunt, or attempt to hunt, except from within a registered blind.
  - 3) Persons under 16 years of age shall not hunt, or attempt to hunt, unless accompanied by an adult due to safety factors.
  - 4) Blinds shall not be locked.
  - 5) Claiming or attempting to claim any blind which is legally occupied, and/or harassing, in any manner, the occupants of a blind which has been legally occupied, is unlawful.
  - 6) No person shall fish within 250 yards of an occupied blind within the hunting area.
  - 7) All hunting parties shall hunt over a spread of at least 12 decoys during duck season and Canada goose season. The decoys shall be staked, placed, or floating, be individually visible, be at least 8 inches long, and not be within a boat, blind or container.
  - 8) At sites where a manned check station is in operation, hunters are required to show their hunting license and Federal and State Migratory Waterfowl Stamp. Persons exempt by law from having a hunting license and an

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Illinois stamp must show valid photo identification (example: Firearm Owner's Identification Card, driver's license, etc.).

- 9) Cutting of vegetation greater than 4 inches diameter at breast height (d.b.h.) will result in loss of the blind for the current allocation period.
- d) Public Drawing
- 1) Time and place for all sites holding drawings shall be publicly announced by the Department.
  - 2) A registrant for a drawing must be at least 16 years of age and possess a current or preceding year's annual Illinois hunting license that allows the individual to hunt without additional supervision, a current or preceding year's Illinois Migratory Waterfowl Stamp unless exempted by law, [and a valid photo identification \(example: Firearm Owner's Identification Card, driver's license\)](#). Persons exempted by law from possessing a hunting license or waterfowl stamp must have valid photo identification (~~example: Firearm Owner's Identification Card, driver's license~~). In order to be an eligible applicant for the drawing, the participant must not at the time of the drawing have his/her hunting privileges suspended or revoked by the Department or any other jurisdiction. Applicants must be present for the registration and drawing to be eligible for allocation of blind sites.
  - 3) No person is eligible to draw for a waterfowl blind who has had his or her hunting privileges suspended by Illinois or any other state, or is prohibited from possessing a firearm due to a conviction for violation of a State or federal law, or is prohibited from possessing a firearm by action of law regardless of conviction status (such as homeland security, under order of protection, etc.). Any ineligible person who submits an application to draw for a waterfowl blind shall be refused, if known by the drawer at the time to be ineligible, or shall have his or her draw declared void upon discovery of ineligibility by the Department. A refused or voided application shall be referred to the appropriate State's Attorney for possible prosecution under the Criminal Code of 1961 [720 ILCS 5].
- e) Flood Rules
- 1) In the event that State managed sites are flooded to the point that public

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waterfowl blinds cannot be constructed or waterfowl blinds are no longer usable during a flood, or if the receding flood water does not allow for Department blind inspection under subsection (b), the Department, by public announcement and/or posting, may permit waterfowl hunting under one of the following subsections~~rules~~:

- A1) If the check station for that site is open, all rules apply, except that hunting will be allowed from boat, platform or floating blinds which must be located within 10 feet of the marked blind site.
- B2) If the check station is not operable, all rules apply except that hunting will be allowed from boat, platform or floating blinds which must be located within 10 feet of the marked blind site. Additionally, rules listed in Section 590.40(b)(1), (2), (3), (4) and (9) shall not be in force. Rules concerning blind claiming as listed in Section 590.50(b) shall apply.
- C3) If blind sites have not been marked and no check station is operable, the area will be open to hunting from platform, floating or boat blinds or by walk-in hunting, anywhere on the area except refuges and closed waterfowl rest areas. Preplacement of unattended decoys and/or unoccupied blinds or boat hides do not constitute lawful possession of a hunting site. All hunting parties must remain 200 yards apart and follow normal closing hours for the site.
- D4) In all above flood circumstances, regulations requiring the construction of a separate boat hide and regulations regarding the minimum standards for blind construction and inspection shall be suspended for that season.

2) Hunting locations allocated via public drawing shall be retained by blind registrants despite the lack of a completed blind.

f) Violation of this Section is a petty offense (see 520 ILCS 5/2.20).

(Source: Amended at 41 Ill. Reg. 8575, effective June 28, 2017)

**Section 590.20 Permit Controlled Department Sites Only – Duck, Goose and Coot Hunting**

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- a) Sites covered in this Section, which allow hunting by permit only, are:
- Anderson Lake State Fish and Wildlife Area
  - Banner Marsh State Fish and Wildlife Area
  - Clinton Lake State Recreation Area – Salt Creek Waterfowl Management Area (2)
  - Double T State Fish and Wildlife Area
  - Embarras River Bottoms State Habitat Area (2)
  - Horseshoe Lake State Fish and Wildlife Area
  - Kidd Lake State Natural Area (west of railroad tracks only)
  - Larry D. Closson State Habitat Area (2)
  - Marshall State Conservation Area – Duck Ranch Unit (2)
  - Rice Lake State Fish and Wildlife Area – Walk-in Units
  - Snakeden Hollow State Fish and Wildlife Area
  - Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit
  - Union County State Fish and Wildlife Area
- b) Permit Requirements
- 1) Permit applications shall be accepted starting August 16. Initial acceptance dates and methods for making applications will be publicly announced. A hunter can obtain up to 5 permits for duck hunting and 5 permits for goose hunting as follows: Only applications submitted by Illinois residents will be processed during the first lottery to apply for up to one duck permit and one goose permit. Non-residents and residents who did not receive a permit or did not apply in the first lottery will be eligible

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to participate in the second lottery to apply for their first duck and goose permit. Residents will have preference in the 2<sup>nd</sup> lottery. Residents and non-residents can apply for a 2<sup>nd</sup> permit for duck and goose hunting in the 3<sup>rd</sup> lottery. Residents will have preference in the 3<sup>rd</sup> lottery. Residents and non-residents can apply for a 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> duck and goose permit during the phone-in reservation period to be held after the 3<sup>rd</sup> lottery. Successful applicants will be sent confirmation via email or can access the Reservation Inquiry System to see if they were awarded a permit.

- 2) Permits shall be issued until the daily quota is filled. The daily quota is determined by the formula: one hunter per 10 to 40 huntable acres. Huntable acres are determined by, but not limited to, the biological studies on the number of the species available; the condition, topography, and configuration of the land at the site; the condition of the roads at the site; the number of employees available to work at the site; and the number of blinds which can be established on a site as set forth in Section 3.8 of the Wildlife Code [520 ILCS 5/3.8]. Hunting locations (blind or stake number) shall be assigned randomly by the permit office and listed on the permit at sites that do not have a check station, but have multiple hunting locations.
- 3) The permit shall be for the use of the entire blind or staked site/area.
  - A) It shall be the responsibility of the permit holder to bring one hunting partner or one non-hunting partner (non-hunting partners are defined as persons under 21 years of age accompanying the hunter in the blind) or 2 non-hunting partners (3 persons per blind but not more than 2 hunters per blind) for:
    - Snakeden Hollow State Fish and Wildlife Area
    - Horseshoe Lake State Fish and Wildlife Area
    - Union County State Fish and Wildlife Area
  - B) It shall be the responsibility of the permit holder to bring 2 partners (hunters or non-hunters; 3 persons per stake/area) for:
    - Rice Lake State Fish and Wildlife Area – Walk-in Unit

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Kidd Lake State Natural Area – units west of the railroad tracks only

- C) It shall be the responsibility of the permit holder to bring 3 partners (hunters or non-hunters; 4 persons per blind or staked site/area) for:

Anderson Lake State Fish and Wildlife Area

Banner Marsh State Fish and Wildlife Area

Double T State Fish and Wildlife Area

Embarras River Bottoms State Habitat Area

Larry D. Closson State Habitat Area

Marshall State Conservation Area – Duck Ranch Unit

Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit

Clinton Lake State Recreation Area – Salt Creek Waterfowl Management Area

Unallocated blinds shall be filled by a drawing at the sites.

- 4) Permits are not transferrable.
- 5) Permits will be issued from the Springfield Permit Office for permit-controlled sites. For other information write to:

Illinois Department of Natural Resources  
Permit Office – Waterfowl  
P.O. Box 19457  
Springfield IL 62794-9457

- c) General Regulations

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- 1) All use other than permit hunting as defined in subsection (b)(3) is prohibited at:
  - A) Snakeden Hollow State Fish and Wildlife Area from two weeks before duck season through close of Central Zone Canada goose season.
  - B) Double T State Fish and Wildlife Area from October 1 through the close of the Central Zone Duck hunting season.
- 2) Hours, Permits and Stamp Charges
  - A) Hunting hours are from legal opening time until 1:00 p.m., except at Horseshoe Lake State Fish and Wildlife Area and Union County State Fish and Wildlife Area, which close at 12 noon. Marshall State Fish and Wildlife Area – Duck Ranch Unit will have statewide hours for early and late goose seasons.
  - B) At Snakeden Hollow State Fish and Wildlife Area from opening day through November 30, all hunters must register at the check station by 5:00 a.m. Permits are void after 5:00 a.m. From December 1 through December 31, all hunters must register at the check station by 5:30 a.m. Permits are void after 5:30 a.m. From January 1 through the close of goose season, all hunters must register at the check station by 6:00 a.m. Permits are void after 6:00 a.m.
  - C) At Banner Marsh State Fish and Wildlife Area, Horseshoe Lake State Fish and Wildlife Area, Rice Lake State Conservation Area – Walk-in Units and Union County State Fish and Wildlife Area hunters with permit reservations are required to check in at the check station between 4:30 a.m. and 5:00 a.m. Permits are void after 5:00 a.m. A drawing shall be held to allocate blind sites at all sites.
  - D) At Anderson Lake State Fish and Wildlife Area and Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit, hunters are required to check in at the check station no later than one hour

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before legal shooting time; after that time, permits are void.

- E) At Double T State Fish and Wildlife Area, hunters must check in by 4:30 a.m. at the Rice Lake check station. Permits are void after 4:30 a.m. Check out is required at all sites listed in this Section.
- F) At Clinton Lake State Recreation Area – Salt Creek Waterfowl Management Area, hunting hours are from legal shooting time to 1:00 p.m.~~the same as those in effect statewide.~~ Permit hunters have sole access to the blind sites for the day and may occupy or leave the site as desired during legal access hours.
- G) At Kidd Lake State Natural Area, hunters may arrive at hunt sites 1 hour prior to legal shooting time until 1:00 p.m. when shooting must cease. Hunters must remove all hunting materials and vacate the area by 2:00 p.m. Only hunters with Public Duck and Goose Hunting Area Permits and their partners may hunt the site.
- H) A \$15 Daily Usage Stamp must be purchased at Snakeden Hollow State Fish and Wildlife Area. Partners between 16 and 20 years of age must pay daily usage stamp fee. Partners under 16 are not required to purchase a daily usage stamp.
- I) A \$10 Daily Usage Stamp must be purchased at Banner Marsh State Fish and Wildlife Area, Marshall State Conservation Area – Duck Ranch Unit, Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit, Horseshoe Lake State Fish and Wildlife Area, Union County State Fish and Wildlife Area. Non-hunting partners between 16 and 20 years of age must pay daily usage stamp fee. All partners under 16 are not required to purchase a daily usage stamp.
- J) At Embarras River Bottoms State Habitat Area, hunters may arrive at hunt sites 1 hour prior to legal shooting time until 1:00 p.m. when shooting must cease. Hunters must remove all hunting materials and vacate the area by 3:00 p.m. Only hunters with Public Duck and Goose Hunting Area Permits and their partners may hunt the site.

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- 3) Hunting shall be done from assigned locations (blinds, stakes, areas or pits) only and hunters shall not move from assigned location to another location or leave the assigned location and return.
- 4) Guns must be unloaded and encased at all times when not hunting. Except at Union County and Horseshoe Lake State Fish and Wildlife Areas, all hunting parties shall hunt over a spread of at least 12 decoys during duck season and Canada goose season. The decoys shall be staked, placed or floating, be individually visible, be at least 8 inches long, and not be within a boat, blind or container.
- 5) The legal hunting seasons for Horseshoe Lake State Fish and Wildlife Area and Union County State Fish and Wildlife Area are the dates of the South Zone duck and goose hunting seasons except that these areas shall be closed on Mondays, Tuesdays (except for the Illinois Youth Waterfowl Hunt) and December 24 through 28. (These sites shall be open only for the Illinois Youth Waterfowl Hunt on December 28, pursuant to Section 685.110.)
- 6) The legal hunting season at Snakeden Hollow State Fish and Wildlife Area is the dates of the Central Zone goose hunting season except that the area shall be closed on Mondays, Tuesdays, Wednesdays, and December 24, 25 and 26.
- 7) The legal hunting season at Banner Marsh State Fish and Wildlife Area and Rice Lake State Fish and Wildlife Area – Walk-in Units is the dates of the Central Zone duck hunting season.
- 8) The legal hunting season at Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit is the opening day of the Central Zone duck hunting season and every Tuesday, Thursday and Sunday of the Central Zone duck hunting season, except the second Sunday in November, which is closed due to the Youth Hunt.
- 9) The legal permit hunting season at Double T State Conservation Area will be every Wednesday, Saturday and Sunday of the Central Zone duck hunting season.
- 10) The legal hunting season at Marshall State Conservation Area – Duck

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Ranch Unit is every Tuesday, Thursday, Saturday and Sunday during the Central Zone duck season.

- 11) At Horseshoe Lake State Fish and Wildlife Area and Union County State Fish and Wildlife Area, during duck season hunters shall not possess more than 25 shot shells. When duck season is closed, hunters shall not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit. During the Conservation Order Light Goose Season hunters may possess 25 shot shells at Horseshoe Lake State Fish and Wildlife Area. At Snakeden Hollow State Fish and Wildlife Area, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit.
- 12) At Horseshoe Lake State Fish and Wildlife Area and Union County State Fish and Wildlife Area hunters may bring up to 3 dozen decoys per party. No full bodied or supermagnum shell decoys are allowed.
- 13) At Horseshoe Lake State Fish and Wildlife Area hunters cannot take guns from the blind to retrieve crippled waterfowl.
- 14) Hunters must be at least 16 years of age (except for the Illinois Youth Goose/Duck Hunt) to draw for a pit or blind. Each person under 16 years of age must be accompanied by a supervising adult.
- 15) At Rice Lake State Fish and Wildlife Area – Walk-in Units, hunting shall be by walk-in or boats without motors only.
- 16) The legal hunting season for Clinton Lake State Recreation Area – Salt Creek Waterfowl Management Area will be every Tuesday, Thursday and Saturday of the Central Zone regular duck and Canada goose season.
- 17) The permit dates for Anderson Lake State Fish and Wildlife Area will be every Tuesday, Thursday and Saturday of the waterfowl hunting zone the site is in (Central Zone). Permit holders will have first choice of West Point Walk-in area stakes or unclaimed yearly allocation blinds that would otherwise go in the daily drawing. All site specific regulations apply.
- 18) The legal hunting season for Larry D. Closson State Habitat Area will be every Sunday in October and November and every Saturday in December

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and January of the regular Illinois duck hunting season in the waterfowl hunting zone in which the site is located.

- 19) The legal hunting season for Kidd Lake State Natural Area – units west of the railroad tracks only will be every Tuesday, Thursday and Saturday of the regular Illinois duck hunting season in the waterfowl hunting zone in which the site is located.
- 20) The legal hunting season for Embarras River Bottoms State Habitat Area will be Tuesday, Thursday and Saturday of the regular Illinois duck hunting season (except for the youth waterfowl season) in the Waterfowl Hunting Zone in which the site is located. There will be no waterfowl hunting during shotgun deer and deer muzzleloader seasons.

d) Violation of this Section is a petty offense (see 520 ILCS 5/2.20).

(Source: Amended at 41 Ill. Reg. 8575, effective June 28, 2017)

**Section 590.40 Check Station Department Sites Only – Duck, Goose and Coot Hunting**

- a) The sites listed in this Section conform to Statewide Regulations (Section 590.10) and General Department Regulations (Section 590.15), except as noted in parentheses and in the remainder of this Section. Daily hunting hours close at 1:00 p.m. unless otherwise indicated in parentheses below.
  - 1) Anderson Lake State Conservation Area – All Management Units (the use of any metal, with the exception of fasteners less than 12 inches in length, carpet, felt paper, plastic snow fence or any mesh material will be prohibited in the construction of waterfowl blinds)
  - 2) Batchtown State Wildlife Management Area(3:30 p.m. closing) (except the last 3 days of duck season and the last 3 days of regular Canada goose season shall close at sunset; 3 year blind allocation period; all interior lakes and sloughs located on Turner Island will be noted as walk-in or boats without motors only; no permanent blinds are allowed; hunting parties shall not hunt over fewer than 12 decoys or more than 24 decoys in the walk-in area; decoys must be picked up daily; no vehicles are allowed in the walk-in area; walk-in shooting hours end at 12:00 p.m. CST daily)

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- 3) Calhoun Point State Wildlife Management Area (3:30 p.m. closing) (except the last 3 days of duck season and the last 3 days of regular Canada goose season shall close at sunset; 3 year blind allocation period)
- 4) The Glades State Wildlife Management Area (3:30 p.m. closing) (except the last 3 days of duck season and the last 3 days of regular Canada goose season shall close at sunset; 3 year blind allocation period; all interior lakes and sloughs located on 12 Mile Island will be noted as walk-in; only boats without motors are allowed in the management area; no permanent blinds are allowed; hunting parties shall not hunt over fewer than 12 decoys or more than 24 decoys; decoys must be picked up daily; no vehicles are allowed in the walk-in area; walk-in shooting hours end at 12:00 p.m. daily)
- 5) Godar-Diamond State Wildlife Management Area (3:30 p.m. closing) (except the last 3 days of duck season and the last 3 days of regular Canada goose season shall close at sunset; 3 year blind allocation period)
- 6) Horseshoe Lake State Park – Madison County (3:30 p.m. closing) (except the last 3 days of duck season and the last 3 days of regular Canada goose season shall close at sunset; 3 year blind allocation)
- 7) Lake DePue State Fish and Wildlife Area and Lake DePue Walk-in Unit (aka 3I)
- 8) Marshall State Fish and Wildlife Area (the use of any metal, with the exception of fasteners less than 12 inches in length, carpet and plastic snow fence or mesh will be prohibited in the construction of waterfowl blinds; previous year's blind builders shall have until February 1 to salvage blind materials; hunting hours for early and late goose seasons will end at sunset)
- 9) Mazonia State Fish and Wildlife Area (previous years blind builders shall have until February 1 to salvage blind materials; goose hunting prohibited before and after duck season; closed Mondays and Tuesdays)
- 10) Rice Lake State Fish and Wildlife Area (the use of any metal, with the exception of fasteners less than 12 inches in length, carpet, felt paper, plastic snow fence or any mesh material will be prohibited in the

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construction of waterfowl blinds; previous year's blind builders have until May 1 to remove their blinds)

- 11) Sanganois State Fish and Wildlife Area (check station and walk-in areas, hunters are not required to hunt from a blind site during goose seasons held after the duck season)
- 12) Spring Lake State Fish and Wildlife Area (the use of any metal, with the exception of fasteners less than 12 inches in length, carpet, felt paper, plastic snow fence or any mesh material will be prohibited in the construction of waterfowl blinds; waterfowl hunters will have the option to either construct a platform blind (4' x 8' with boat hide) or a boat hide blind no less than 7.5' x 18' in dimension and fully enclosed on all four sides, must include four shooting holes or ports and brushed (doors capable of being closed are permitted for boat access); hunters choosing to construct a boat type of blind will not be required to construct a dog hide; blind numbers 2, 5, 6, 7, 8, 9, 10, 11, 12 and 14 must be removed in their entirety ~~by May 1 no later than 10 days after the close of the Central Zone waterfowl season~~, but may be removed beginning November 21; blinds 1, 3, 4, 13, 15, 16, 17, 18, 19 and 20 must be removed in their entirety by the previous year's blind builder no later than 7 days after the next allocation period; hunting from boat blinds is permitted within 10 feet from any numbered stake if the blind has not been constructed, or beginning November 21, at locations where the blind has been dismantled; the maximum horsepower for motors on the lake is 25 h.p.; goose hunting prohibited prior to the regular duck season)
- 13) Stump Lake State Wildlife Management Area (3:30 p.m. closing) (except the last 3 days of duck season and the last 3 days of regular Canada goose season shall close at sunset; 3 year blind allocation period)
- 14) Woodford State Fish and Wildlife Area (the use of any metal, with the exception of fasteners less than 12 inches in length, carpet and plastic snow fence or mesh will be prohibited in the construction of waterfowl blinds; previous year's blind builders shall have until February 1 to salvage blind materials; hunting hours for early and late goose seasons will end at sunset; hunting at the Woodford State Fish and Wildlife Area – Forest Wetland Unit will take place every Wednesday and Saturday during the Central Zone duck hunting season; 2 blinds will be available by a drawing

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held at the site office 60 minutes prior to shooting hours (1½ hours before sunrise); hunters with disabilities classified under 15 ILCS 335/4A as P2a disabilities, as demonstrated by an Illinois Person with a Disability Identification Card, will draw for blinds first; blinds not claimed by hunters with disabilities may be drawn by other hunters)

- b) The following regulations apply to all sites listed in this Section under subsection (a):
- 1) All hunters must report to the check station to fill out information cards, show hunting licenses or valid photo identification (example: Firearm Owner's Identification Card, driver's license, etc.) and receive all required materials before proceeding to blinds. Beginning the day after duck season ends, when the check station is not operating, unclaimed blinds shall be allocated on a first come-first served basis, as per Section 590.50(b)(1), (2) and (3). Goose hunters must sign in prior to hunting and sign out and report their harvest at the end of each day's hunt.
  - 2) Registered blind builders or partners desiring to claim their blinds must report to the check station at least one hour before hunting hour each day and occupy that blind for at least one hour. Hunters wishing to move to another blind during their daily hunt must report back to the check station for reassignment.
  - 3) All hunting must be from registered blinds only and hunters must occupy their blinds within one hour after registering at the check station.
  - 4) All hunters must be checked out within one hour of the close of the legal hunting hours. To complete the check out process, all hunters must complete the hunter harvest card/sheet and deposit it in the box provided. At Mississippi River Area Pools 25 and 26, hunters must be checked out within one hour after leaving their blinds.
  - 5) It shall be unlawful to trespass upon the designated duck hunting area during the 7 days prior to the regular duck season as posted at the site. At Mississippi River Area Pools 25 and 26 and Horseshoe Lake State Park (Madison County) it shall be unlawful to trespass upon the designated duck hunting area between sunset of the Sunday immediately preceding opening day of regular duck season through the day before regular duck

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season as posted at the site.

- 6) It shall be unlawful to trespass upon areas designated as waterfowl rest areas or refuges from 2 weeks prior to the start of regular duck season through the close of regular duck and Canada goose season, except on areas of Mississippi River Area Pools 25 and 26, Batchtown State Wildlife Management Area, Crull Hollow and Godar Refuge State Wildlife Area, which reopen the day after regular duck season closes.
- 7) No more than 4 persons shall occupy a blind at one time, except on the statewide Youth Waterfowl Hunting Day, as authorized in Section 590.15(f), 5 persons may occupy a blind at one time only if the party is comprised of 2 youth hunters, their non-hunting parents and one non-hunting guide.
- 8) Blind sites shall be allocated for a period of one year unless otherwise noted in parentheses under subsection (a).
- 9) During duck season, blinds not claimed by the builder or partners by one hour before hunting time shall be assigned by a drawing at this time and during the hours from 8:00 a.m. to 11:00 a.m., except at Marshall State Fish and Wildlife Area and Woodford State Fish and Wildlife Area, any blinds left unclaimed after completion of the daily drawing will be assigned on a first come-first served basis up to 30 minutes after the drawing and from 8:00 a.m. to 11:00 a.m. Once 4 hunters have occupied a blind, all original occupants of the blind must check out at the check station before any additional hunters may occupy that blind. Blinds may be reallocated on a first-come, first-served basis or, if multiple parties arrive at the check station at 8:00 a.m., there will be a second drawing, except at Batchtown State Wildlife Management Area, Calhoun Point State Wildlife Management Area, The Glades State Wildlife Management Area, Godar-Diamond State Wildlife Management Area, Horseshoe Lake State Park (Madison County) and Stump Lake State Wildlife Management Area (9:00 a.m.-12:00 p.m.), after which time the area shall be closed to additional hunters.
- 10) Previous year's blind builders shall have until 7 days after the next allocation period drawing to salvage materials from their blinds, except as listed in parentheses under subsection (a). After this date, all materials

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become the property of the new blind builder or the Department.

- 11) For those sites listed in this subsection that have 3 year blind allocation periods, re-registration of blind sites during the non-draw years must be accomplished in person during a publicly announced period. Failure to re-register during the prescribed period will result in the loss of blind site. Registrants must present current year's Illinois hunting license and State waterfowl stamp for each blind builder. Blinds not re-registered will be allocated by a drawing. No waterfowl blind may be removed until after the close of the waterfowl season.
- 12) Any person who violates any provision of this Part shall be subject to arrest and/or removal from the premises under applicable statutes, including Section 21-5 of the Criminal Code (Criminal Trespass to State Supported Land).

c) Violation of this Section is a petty offense (see 520 ILCS 5/2.20).

(Source: Amended at 41 Ill. Reg. 8575, effective June 28, 2017)

**Section 590.60 Various Other Department Sites – Duck, Goose and Coot Hunting**

The sites listed in this Section conform to Statewide Regulations (Section 590.10) and the following regulations, except as noted.

- a) Regulations
  - 1) Hunting hours are from legal opening to 1:00 p.m., except hunting shall be permitted until sunset on those sites indicated by (1) following the location in subsection (b). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (2).
  - 2) No permanent blinds allowed, except for Department constructed blinds; all blinds must be of a portable nature and constructed with natural vegetation at the blind site and no pits can be dug. All materials must be removed or dismantled at the end on the day's hunt.
  - 3) Portable boat blinds must have been completed, including final brushing, before entering the water and must be removed at the end of the day's

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hunt.

- 4) Waterfowl hunters must maintain a distance of 200 yards between hunting parties, except for Department constructed blinds or staked locations.
  - 5) No hunting is permitted within 200 yards of developed recreation areas, public use facilities, and construction or industrial sites.
  - 6) No check station is operated nor is any check in/check out required, except as indicated in the remainder of this Section.
  - 7) It shall be unlawful to trespass upon areas designated as waterfowl rest areas or refuges from 2 weeks prior to the start of regular duck season through the close of regular duck and Canada goose season except as indicated in the remainder of this Section.
  - 8) It shall be unlawful to trespass upon the designated waterfowl hunting area during the 7 days prior to the regular duck season unless otherwise posted at the site.
- b) Site Specific Regulations
- 1) Boston Bay (Mississippi River Pool 18)  
No permanent blinds may be built; temporary blinds only; 200 yards apart.
  - 2) Cache River State Natural Area (hunters must sign in prior to hunting and sign out and report their harvest at the end of each day) (1)
  - 3) Campbell Pond State Wildlife Management Area (2)
  - 4) Cape Bend State Fish and Wildlife Area (1)
  - 5) Carlyle Lake Project Lands and Waters
    - A) No one may enter the subimpoundment area to hunt waterfowl before 4:30 a.m. each day of the waterfowl hunting season, or remain in the area after 3:00 p.m. each day of the waterfowl hunting season, except during the last 3 days of the Canada goose season and during any goose seasons that occur before or after

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Canada goose season, hunters must be out of the area by one hour after sunset and not return until 4:30 a.m. The subimpoundment area is defined as that area bordered by the Kaskaskia River on the east and south and extending north and west to the Carlyle Lake project boundary, and includes impoundment areas 1, 2, 3, and 4 and within the impoundments on the East Side Management Area located east of the Kaskaskia River.

- B) The waters of Carlyle Lake are defined as the lake and that portion of the Kaskaskia River, North Fork, East Fork, Peppenhorst Branch and Allen Branch north of the buoys only, and Hurricane Creek that are within the boundaries of the Carlyle Lake property.
- C) Walk-in hunting shall be permitted in subimpoundment areas. Boats with no motors are allowed in the subimpoundments. Department personnel will designate boat launching locations.
- D) When the water level in the subimpoundment area is too high (due to flooding) to allow walk-in hunting, Department personnel shall post that the area is open to boats with motors of 10 hp or less and will designate boat launching locations.
- E) Known eagle protection areas will be posted by the Site Superintendent and will be closed to waterfowl hunting.
- F) Each hunting party is required to hunt over a minimum of 12 decoys. Decoys shall not be left out unattended or after 3:00 p.m. each day of the waterfowl season, except during the last 3 days of the Canada goose season and during any goose seasons that occur after Canada goose season, decoys shall not be left out unattended or later than one hour after sunset.
- G) All waterfowl hunters must register prior to hunting each day of the waterfowl hunting season at the nearest accessible registration box. All hunters must sign out and record their harvest daily before they exit the area.
- H) The Army Corps of Engineers may build blinds on Corps managed lands and waters for management purposes only.

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- I) During the last 3 days of Canada goose season, hunting hours shall close at sunset daily.
- J) The following rules apply to North Allen Branch Waterfowl Management Area (Eldon Hazlet State Park) only:
  - i) Three designated blind sites are available on a first come-first served basis. Walk-in hunting only is permitted with a maximum of 4 hunters per site. All hunting must be from one blind site located between identically numbered stakes.
  - ii) Hunters must sign in prior to hunting, and sign out and report their harvest at the end of each day. All hunters must be checked out by 2:00 p.m. daily, except the last 3 days of the Canada goose season, and during any goose seasons that may occur after the Canada goose season, hunters must be checked out by one hour after sunset.
  - iii) Decoys shall not be left out unattended.
  - iv) When the lake floods this area and designated blind sites are not usable for walk-in hunting, the Department, by public announcement and/or posting, will open the affected area to hunting from boats per Carlyle Lake Project Lands and Waters' rules.
- 6) Chauncey Marsh State Natural Area (2)
- 7) Clinton Lake State Recreation Area (1) (2)
  - A) Except as described in subsections (b)(78)(C) and (D), hunting is allowed only from anchored portable blinds, except that no waterfowl hunting is permitted in the area extending from a line between the west side boat ramp and the southern-most point of the central peninsula to the Davenport Bridge.
  - B) Waterfowl hunting is also permitted from the shore in designated walk-in hunting areas on a first-come, first-served basis. Walk-in

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or boat hunting only. No more than 4 hunters per party are permitted.

- C) Hunting from permanent land-based blinds is permitted only from Disabled Hunting Program and Salt Creek Waterfowl Management Area blinds.
  - D) Each party must hunt over a minimum of 12 decoys. Decoys must be removed from the sites following each day's hunt. Decoys must not be left unattended.
  - E) Except for the Handicap Hunting Program facilities and Salt Creek Waterfowl Management Area, blinds must be portable or built from material brought in or available at the blind site. Blinds must be dismantled and removed at the end of each day's hunt. No trees or bushes may be cut.
  - F) There will be no hunting within 200 yards of developed areas or construction zones and 300 yards of electrical power lines.
  - G) Hunting within the Salt Creek Waterfowl Management Area will, on designated days, be available only through a drawing conducted by the Springfield Permit Office. Procedures for applying for a permit at the site will be publicly announced.
- 8) Coffeen Lake State Fish and Wildlife Area
- A) Hunters must sign in prior to hunting and sign out, reporting harvest at the end of each day.
  - B) Hunting from staked sites only.
  - C) No permanent blinds.
  - D) Hunting by boat access only.
  - E) No cutting vegetation on site.
  - F) Hunting north of railroad tracks only.

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- G) Hunting hours from legal opening to 1 p.m. Fishing allowed between the railroad tracks and the county road after 1:00 p.m.
  - H) Four hunters per blind site.
  - I) No hunting during firearm deer seasons.
  - J) All hunters must be checked out at sign in box by 2:00 p.m.
- 9) Copperhead Hollow State Wildlife Area (1) (2)
  - 10) Cypress Pond State Natural Area (1)  
Hunters must sign in prior to hunting and sign out reporting harvest at the end of each day.
  - 11) Deer Pond State Natural Area (1)  
Hunters must sign in prior to hunting and sign out reporting harvest at end of each day.
  - 12) Devil's Island State Fish and Wildlife Area (1)
  - 13) Dog Island State Wildlife Management Area (2)
  - 14) Donnelley State Wildlife Area
    - A) Hunting is prohibited on Tuesdays and Wednesdays except open on opening day and on the first Sunday immediately preceding the first firearm deer season as set forth in 17 Ill. Adm. Code 650.10 except as indicated in Section 590.25.
    - B) Goose hunting is prohibited after the close of the duck season.
    - C) All hunting shall be from designated blinds only. Refilling or changing blinds is not permitted.
    - D) All hunters must report to the check station to fill out an information card and turn in hunting licenses or valid photo identification (example: Firearm Owner's Identification Card,

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driver's license) before proceeding to blinds.

- E) A hunter may bring one or 2 hunting partners under the age of 21.
  - F) \$10 daily usage stamp must be purchased to hunt this area. Non-hunting partners between 16 and 20 years of age must pay daily usage stamp fee. Non-hunting partners under 16 are not required to purchase a daily usage stamp.
  - G) No outboard motors are allowed by public – only by authorized DNR personnel.
  - H) No more than 3 persons shall occupy a blind at any one time.
  - I) All parties are required to report to check station within one hour after termination of hunt or no later than 2:00 p.m.
  - J) All parties must hunt over a minimum of 12 decoys and a maximum of 48 decoys can be used, which must be removed upon the termination of the hunt.
  - K) The first weekend and the third Saturday of the regular duck season shall be designated as youth hunt days. This shall consist of youth or youths 15 and under plus one adult per blind. There shall be no charge for the youth on these days. Those blinds not allocated to youths shall be available to adults on those days.
  - L) One blind shall be made available by priority claim to "disabled" persons (as defined in Section 2.33 of the Wildlife Code).
- 15) Fort de Chartres State Historic Site (1)
- A) Hunting is allowed from anchored, portable boat blinds only on a first come-first served basis.
  - B) Each hunting party is required to hunt over a minimum of 12 decoys which must be removed at the end of each hunting day.
  - C) No hunting is allowed during firearm deer season.

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- 16) Fox Ridge State Park (1) (2)  
Hunting restricted to Embarras River and its flood waters.
- 17) Fox River (1)
  - A) Waterfowl hunting is prohibited on that portion of the Fox River running from the Kendall-Kane County line downstream to a line extending from the intersection of Route 71 and Douglas Street in Oswego, across the Fox River to the intersection of Hickory Lane and Riverview Drive.
  - B) Waterfowl hunting shall be from Department designated sites only on that portion of the Fox River downstream from the line extending from the intersection of Route 71 and Douglas Street in Oswego, across the Fox River to the intersection of Hickory Lane and Riverview Drive downstream to the Fox River Drive Bridge. Hunting at the designated sites will be on a first come-first served basis. Statewide regulations shall be in effect with no other Sections of this Part being applicable.
- 18) Fox River – Chain of Lakes (Lake and McHenry Counties) (1)  
Waterfowl blind regulations of the Fox Waterway Agency are in full force and effect on those public waters under their jurisdiction. Failure to comply with such regulations constitutes a violation of this Section.
- 19) Freeman Mine State Habitat Area  
Hunting regulations will be publicly announced.
- 20) Heidecke State Fish and Wildlife Area, Braidwood State Fish and Wildlife Area and Powerton Lake State Fish and Wildlife Area
  - A) Blind sites shall be allocated on a daily draw basis conducted at the check stations 60 minutes before hunting time. Hunters shall register as parties for the drawing; each party drawn shall be allowed to select blind site in order drawn; only those hunters registered in party shall be allowed to hunt with their party; no more than 3 hunters per party; persons under the age of 16 shall not be allowed to hunt unless accompanied by an adult.

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- B) Blind sites not selected during the drawing shall be allocated on a first come-first served basis. Vacant blind sites shall not be allocated after the drawing until one hour after legal hunting time. No blind sites shall be allocated after 10:00 a.m. Hunters wishing to move to another blind site must report this move to the check station attendant in person before such a move.
- C) Access to water blind sites must be by boat only and from designated boat launch sites.
- D) All hunting must be from portable boat blinds, within 10 yards of the assigned numbered stake or buoy. No more than 3 persons shall use one blind.
- E) Upon vacating blind sites, all hunters must report to the check station within one hour. At this time, waterfowl bagged must be checked in and displayed to the station operator and hunting licenses returned.
- F) Each hunting party is required to hunt over a minimum of 12 decoys. Decoys must be picked up immediately after the hunt is over.
- G) Heidecke Lake and Braidwood Lake shall be closed to all fishing and boat traffic except for legal waterfowl hunters from 10 days prior to regular duck season until the close of the regular duck and Canada goose season. Powerton Lake shall be closed to boat traffic from 7 days prior to opening of regular duck season until February 15, except for legal waterfowl hunters, and closed to all unauthorized entry during the regular duck season.
- H) No hunting on Monday and Tuesday at Heidecke and Braidwood Lakes. No hunting at Powerton Lake on Monday through Thursday except hunting permitted on State holidays.
- I) It is unlawful to hunt waterfowl on the water area in any watercraft less than 16 feet long and 60 inches in beam and without a gas-powered motor.

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- J) No guns may be carried from water blinds to retrieve waterfowl that fall on land.
  - K) Hunting is closed on Christmas Day and New Year's Day.
  - L) All water areas not posted with blind site numbers shall be refuge and are closed to all boat traffic except by authorized personnel.
  - M) It is unlawful to shoot across any dike.
  - N) Waterfowl hunting shall close with the conclusion of the duck season at Powerton Lake. At Heidecke and Braidwood Lakes, waterfowl hunting closes at the end of duck or goose season, whichever is later. No goose hunting is allowed prior to duck season.
- 21) Henderson Creek State Fish and Wildlife Area (2)
  - 22) Hidden Springs State Forest (hunting restricted to Richland Creek and its floodwaters) (1) (2)
  - 23) Horseshoe Lake (Alexander County) Public Hunting Area
    - A) Closed to waterfowl hunting on Mondays and Tuesdays.
    - B) When duck season is closed, goose hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit.
  - 24) Horseshoe Lake Refuge  
No hunting allowed, no boat motors except trolling motors will be allowed on Horseshoe Lake from October 15 to March 1.
  - 25) Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein, Chouteau Island Unit  
Site permit required.
  - 26) Jim Edgar Panther Creek State Fish and Wildlife Area

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- A) Waterfowl hunting on Prairie Lake will be allowed on Wednesdays and Saturdays beginning the opening day of the controlled pheasant hunting season until the close of the controlled pheasant hunting season starting November 1 each year and ending no later than January 15 of each year.
- B) Staked hunting sites shall be allocated on a daily draw basis conducted at 5:00 a.m. at the site office. Hunters shall register as parties for the drawing; each party drawn shall be allowed to select a hunt stake in order drawn; only those hunters registered in the party shall be allowed to hunt with the party; no more than 4 hunters per party; persons under the age of 16 shall not be allowed to hunt unless accompanied by an adult.
- C) Hunting hours will be legal opening shooting hours for Jim Edgar Panther Creek's respective Illinois waterfowl zone to 12:00 p.m.
- D) Access to water hunt stakes must be by boat only and from designated boat launch sites.
- E) Upon vacating hunt stakes, all hunters must report to the site office within one hour to sign out and report harvest.
- F) Each hunting party is required to hunt over a minimum of 12 decoys. Decoys must be picked up immediately after the hunt is over.
- G) Hunting shall take place from boats anchored within 10 yards of Department assigned hunt stakes only. Hunters must occupy hunt stakes within one hour after registering at the check station. No guns may be carried from hunt stakes to retrieve waterfowl that fall on land.
- H) Hunting is closed Christmas Day (December 25).
- I) Hunting parties may move to unoccupied hunting stakes after 10:00 a.m. Hunting location moves need to be recorded when hunters check out after the hunt.

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- J) When it is deemed necessary, the Department shall remove, move or close hunt stakes in order to carry out the operations of the overall management program.
- 27) Kaskaskia River State Fish and Wildlife Area (1)  
The last 3 days of both the duck season and the regular Canada goose season.
- A) No waterfowl hunters may remain in the area after 3:00 p.m. For those lands lying south of Illinois Route 154 and north of Illinois Route 13, the legal hunting hours shall be from statewide opening hour until statewide closing hour.
- B) All waterfowl hunting parties must use at least 12 decoys. Hunting is allowed on a first come-first served basis.
- C) It is unlawful to leave duck and goose decoys unattended. Decoys must be picked up at the end of each day's hunt.
- D) All waterfowl hunters must register prior to hunting each day of the waterfowl season at the nearest check station, and must sign out and record their harvest daily before they exit the area.
- E) The following regulations apply to the Doza Creek Waterfowl Management Area:
- i) No waterfowl hunters may enter the area before 4:30 a.m. each day of the waterfowl hunting season. No waterfowl hunters may remain in the area after 3:00 p.m.
- ii) Only waterfowl, coot, archery deer and fall archery turkey hunting (as provided by 17 Ill. Adm. Code 670 and 720) allowed in this area during the duck hunting season.
- iii) For the first 4 days of the duck season, all waterfowl hunting must occur within 10 yards of an assigned, numbered stake. Staked hunting locations shall be allocated on a daily draw basis at the Highway 154 Boat Ramp at

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4:00 a.m. Hunters shall register as parties for the drawing; each party drawn shall be allowed to select a staked location in order drawn; only those hunters registered in a party shall be allowed to hunt with their party; no less than 2 hunters and no more than 4 hunters per party; moving from staked location to staked location is not allowed. Staked locations not allocated during the drawing will not be hunted that day. Starting on day 5 and for the remainder of the waterfowl season, hunting is allowed on a first come-first served basis and hunting need not occur by a stake. Waterfowl hunters must maintain a distance of 200 yards between hunting parties.

- iv) Electric trolling motors only may be used. All other motors must be removed or made inoperable.
- F) Handicapped accessible waterfowl hunting blind (Dry Lake Access Area)
- i) Application for hunting dates should be received at the site office September 1-10 and will be allocated on a first request basis or via a drawing, if needed.
  - ii) Three hunters are allowed in the blind. At least one hunter must have a P-2 handicapped certification.
  - iii) Hunters must sign in/out and report harvest at check station after hunting.
- 28) Kickapoo State Recreation Area (2)
- A) Hunting permitted only from staked sites.
  - B) Hunters must register and hunt as parties. No more than 4 hunters per party are permitted. No non-hunting partners.
  - C) Each hunting party must hunt over a minimum of 12 decoys.
  - D) Waterfowl hunting is permitted only during the first 7 weekdays of

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the November portion of the Central Zone Canada goose season.

- E) Hunting from staked sites only. Hunting must be within 10 feet of the staked location. All hunting must be from one portable blind or one anchored boat blind. Electric motors only for all boats.
  - F) Blind material must be brought in and taken out each day. No vegetation may be cut at the site.
  - G) Hunting hours are from legal opening to 1:00 p.m. Hunters must be out of the field by 2:00 p.m.
  - H) Hunters wishing to move to another vacant blind location may do so on a first come-first served basis, provided they include the blind change on the harvest card and report their harvest for each blind.
- 29) Kinkaid Lake State Fish and Wildlife Area (1)
- 30) Lake Michigan (1)
- 31) Mermet Lake State Fish and Wildlife Area
- A) No fishing on the area during duck season.
  - B) Hunting hours are from legal opening until 1:00 p.m. each day, except the last 3 days of duck season, when hunting shall be allowed until sunset.
  - C) Manned check station will be closed Christmas Day and every Sunday and Monday during regular duck hunting season. Walk-in hunting will be allowed on Sundays and Mondays.
  - D) Blind/pool sites shall be allocated on a daily drawing basis at the manned waterfowl check station 90 minutes before legal hunting time (except Sunday and Monday when the manned check station is closed). One additional drawing will be held at the manned check station at 9 a.m. for any unoccupied waterfowl blinds/pools.

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- E) Hunters shall register as a party/group of up to 4 hunters for the drawing (except on the statewide youth waterfowl hunting day, as authorized in 17 Ill. Adm. Code 685.110(c) when 5 people may occupy a blind/pool at one time if the party includes 2 youth hunters); each party/group drawn shall be allowed to select a blind/pool in the order drawn; only those hunters registered in that party/group shall be allowed to hunt with the party.
- F) Upon allocation of blinds/pools, all hunting parties/hunters must accept and hunt the blind/pool chosen, or reject the allocation of the blind/pool immediately. All those rejecting the allocation of a blind/pool shall be ineligible to hunt within the blind/pool area for the remainder of that day. Individual hunters, or hunting parties, can only be allocated one blind/pool per day.
- G) Hunters must occupy their blinds/hunting area within one hour after registering at the manned check station.
- H) Waterfowl hunters must have their waterfowl hunting tag filled out with the date and blind/stake number or hunting location. The card must be in possession of the hunter while hunting. All waterfowl harvested must be reported on the waterfowl hunting tag and returned daily to the drop box at the hunter check station no later than 2:00 p.m.
- I) All hunters must park in designated areas only. All areas are marked with corresponding numbers or area designations. Only one vehicle per hunting party will be allowed, unless approval is granted by check station operator.
- J) Within the blind/pool area, a minimum of 12 decoys per hunting party are required while hunting waterfowl. No decoys are required within the walk-in areas. All decoys must be removed from the area at the end of the day's hunt.
- K) A 25 shotgun shell limit per hunter, per day, applies on this area. It is unlawful for a hunter to have in his or her possession more than 25 shotgun shells while on the site.

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- L) Hunting must be from allocated blind (or within 10 yards of blind) or pool location. Hunters may hunt other designated waterfowl hunting areas that do not have blinds or pools; however, they must maintain a minimum distance of 200 yards from the nearest blind/pool or other hunting parties.
  - M) Attempts to claim a blind/pool by any manner other than actual occupation shall be considered in violation of this Part and shall be cause for arrest. Insertion of a boat into a boat hide and/or the spread of decoys before a blind/pool shall not be considered legal occupation of a blind/pool.
  - N) Due to safety factors, persons under 16 years of age shall not hunt, or attempt to hunt, unless accompanied by a parent, legal guardian, or person designated by the parent or guardian who is 18 years of age or older.
  - O) Claiming or attempting to claim any blind/pool that is legally occupied and/or harassing, in any manner, the occupants of a blind/pool that is legally occupied is unlawful.
  - P) Boats without motors may be used within the walk-in areas.
- 32) Newton Lake State Fish and Wildlife Area
- A) Blind sites shall be allocated by a daily drawing to be conducted at 4:30 a.m. Blind sites not selected during the drawing (or in the event that personnel are not available to conduct drawing) shall be allocated on a first come-first served basis until one hour before shooting time; and then after 9:00 a.m. All hunters must register before entering the hunting area. Hunting hours end at 1:00 p.m.; all hunters must be off the water or out of the field by 2:30 p.m. daily.
  - B) Upon vacating their blinds, all hunters must place their completed harvest cards in the collection box located at the boat ramp or site headquarters.
  - C) There will be duly posted waterfowl refuges. These areas shall be

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closed to all boat traffic and boat fishing during the waterfowl season.

- D) No more than 4 persons shall occupy a blind at one time.
- E) The west arm of the lake shall be closed to all waterfowl hunting.
- F) Blind sites shall be determined by the Department of Natural Resources and marked with numbered stakes. When it is deemed necessary, the Department shall remove, move or close blind sites in order to carry out the operations of the overall management program.
- G) Hunters wishing to move to another vacant blind location may do so on a first come-first served basis, providing they include the blind change on the harvest card and report their kill for each blind. If hunters do not occupy the stake they have drawn by legal shooting time, they forfeit the right to the staked hunting location.
- H) Access to water blind sites shall be by boat only and from the east side boat ramps. Access to land sites shall be by walk-in only and from nearby hunter parking lots. No parking is allowed along county roads.
- I) All water hunting must be from one portable blind or one anchored portable boat blind located between the assigned numbered stakes, no more than 10 yards from shore. All land hunting must be done from a position within 50 feet of the assigned numbered stake.
- J) Crippled waterfowl that fall on land, other than areas designated as refuge, shall be retrieved by foot. However, no gun may be carried while attempting to recover such birds.
- K) Blind site water: A position between 2 like numbered stakes where a blind may be located. Blind site land: A position within 50 feet of numbered stakes where a hunter may set up or a temporary blind may be located.
- L) Fishing shall be prohibited in the east arm of the lake during the

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waterfowl season.

- M) Each party must hunt over a minimum of 12 decoys, and all decoys must be removed at the end of each day's hunt.
  - N) When it is deemed necessary for public safety reasons, such as flooding, high winds, or heavy fog, the Department will close the lake area to all fishing and all boating activity except for non-water hunting programs.
  - O) This site is closed to all users except firearm deer hunters during the firearms deer seasons.
  - P) During the last 3 days of Canada Goose season, hunting hours shall close at sunset daily.
- 33) Oakford State Conservation Area (2)
- 34) Pyramid State Park – Captain Unit (2)
- A) Hunting hours are from legal opening to 1:00 p.m.; hunters must be out of the field by 2:00 p.m.
  - B) Each hunting party is required to hunt over a minimum of 12 decoys; all decoys must be picked up at the end of each day's hunt.
  - C) Hunters participating in daily lottery must register as a group not to exceed 4 hunter names per card. Waterfowl hunters not hunting at a staked site allocated through daily lottery may not exceed 4 hunters per party. All hunters must register as a group not to exceed 4 names per card. A hunter's name may only appear on one lottery card.
  - D) Blind sites will be allocated by daily drawing during duck season only at the Galum Unit Office beginning at 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January. All hunting must occur within 10 yards of an assigned, numbered stake, except for stakes identified at the check station where hunters may hunt from any place in the wetland in which the stake is located. There will

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be no moving to staked locations after initial drawing.

- E) Successful participants must have their lottery card stamped with the date and blind number. The card must be in the possession of the hunter or group while hunting. Waterfowl harvested must be reported on blind selection card and returned daily to a hunter check station box.
  - F) Waterfowl hunters not participating in daily draw must report their harvest on site hunting permit by February 15.
  - G) Waterfowl hunters not participating in the daily lottery for staked sites may not access Pyramid State Park property until 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January.
  - H) Waterfowl hunters may not hunt on main lakes other than staked locations. Hunters may hunt crop fields and wetlands that have not been staked; however, they must be a minimum of 200 yards from the nearest staked location or another hunter.
  - I) No waterfowl hunting is allowed within 200 yards of the Captain Unit Waterfowl Rest Area or within 100 yards of any private property boundary.
  - J) The land and water portion of the Captain Unit Waterfowl Rest Area is closed to all entry from October 28 through February 28. The location of the Captain Unit Waterfowl Rest Area is described as follows: All land and water west of Panda Bear Road north to Northern Haul Road, then south on Beltline Road to Western Haul Road, then east on Pyatt-Cutler Road.
  - K) After duck season is closed and during the Canada goose hunting season, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag.
  - L) The area is closed to waterfowl hunting on Mondays and December 25.
- 35) Pyramid State Park – Denmark Unit (2)

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- A) Hunting hours are from legal opening to 1:00 p.m.; hunters must be out of the field by 2:00 p.m.
- B) Each hunting party is required to hunt over a minimum of 12 decoys; all decoys must be picked up at the end of each day's hunt.
- C) Hunters participating in daily lottery must register as a group not to exceed 4 hunter names per card. Waterfowl hunters not hunting at a staked site allocated through daily lottery may not exceed 4 hunters per party.
- D) Blind sites will be allocated by daily drawing during duck season only at the Galum Unit office beginning at 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January. All hunting must occur within 10 yards of an assigned, numbered stake, except for stakes identified at the check station where hunters may hunt from any place in the wetland in which the stake is located. There will be no moving to staked locations after initial drawing.
- E) Successful participants must have their lottery card stamped with the date and blind number. The card must be in the possession of the hunter or group while hunting. Waterfowl harvested must be reported on blind selection card and returned daily to a hunter check station box.
- F) Waterfowl hunters not participating in daily draw must report their harvest on site hunting permit by February 15.
- G) Waterfowl hunters not participating in the daily lottery for staked sites may not access Pyramid State Park property until 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January.
- H) Waterfowl hunters may not hunt on main lakes other than staked locations. Hunters may hunt crop fields and wetlands that have not been staked; however, they must be a minimum of 200 yards from the nearest staked location or another hunter.
- I) No waterfowl hunting within 200 yards of Denmark Unit

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Waterfowl Rest Area and 100 yards of any private property boundary.

- J) The land and water portion of the Denmark Unit Waterfowl Rest Area is closed to all entry from October 28 through February 28. The location of the Denmark Unit Waterfowl Rest Area is described as follows: All land and water east of field DM 72 following Pipestone Creek, north and then east along Seven Island Trust Property Boundary, then east to Eastern Haul Road, then north to Pyatt-Cutler Road.
  - K) After duck season is closed and during the Canada goose hunting season, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag.
  - L) The area is closed to waterfowl hunting on Mondays and December 25.
- 36) Pyramid State Park – East Conant Unit (2)
- A) Hunting hours are from legal opening to 1:00 p.m.; hunters must be out of the field by 2:00 p.m.
  - B) Each hunting party is required to hunt over a minimum of 12 decoys; all decoys must be picked up at the end of each day's hunt.
  - C) No more than 4 hunters to a party.
  - D) No waterfowl hunting within 100 yards from any private property boundary.
  - E) After duck season is closed and during the Canada goose hunting season, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag.
  - F) Waterfowl hunters may not access Pyramid State Park property until 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January.

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- G) Hunters may hunt crop fields and wetlands; however, they must be a minimum of 200 yards from the nearest staked location or another hunter.
  - H) The area is closed to waterfowl hunting on Mondays and December 25.
- 37) Pyramid State Park – Galum Unit (2)
- A) Hunting hours are from legal opening to 1:00 p.m.; hunters must be out of the field by 2:00 p.m.
  - B) Each hunting party is required to hunt over a minimum of 12 decoys; all decoys must be picked up at the end of each day's hunt.
  - C) Hunters participating in daily lottery must register as a group not to exceed 4 hunter names per card. Waterfowl hunters not hunting at a staked site allocated through daily lottery may not exceed 4 hunters per party.
  - D) Blind sites will be allocated by daily drawing during duck season only at the Galum Unit Office beginning at 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January. All hunting must occur within 10 yards of an assigned, numbered stake, except for stakes identified at the check station where hunters may hunt from any place in the wetland in which the stake is located. There will be no moving to staked locations after initial drawing.
  - E) Successful participants must have their lottery card stamped with the date and blind number. The card must be in the possession of the hunter or group while hunting. Waterfowl harvested must be reported on blind selection card and returned daily to a hunter check station box.
  - F) Waterfowl hunters not participating in daily draw must report their harvest on site hunting permit by February 15.
  - G) Waterfowl hunters not participating in the daily lottery for staked sites may not access Pyramid State Park property until 4:30 a.m. in

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November, 5:00 a.m. in December and 5:30 a.m. in January.

- H) Waterfowl hunters may not hunt on main lakes other than staked locations. Hunters may hunt crop fields and wetlands that have not been staked; however, they must be a minimum of 200 yards from the nearest staked location or another hunter.
  - I) No waterfowl hunting within 100 yards of any private property boundary.
  - J) After duck season is closed and during the Canada goose hunting season, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag.
  - K) The area is closed to waterfowl hunting on Mondays and December 25.
- 38) Ray Norbut State Fish and Wildlife Area (1) (2)
- 39) Rend Lake Project Lands and Waters
- A) All waterfowl hunters and all boats must be out of the Casey Fork and Big Muddy subimpoundments by 2:00 p.m. each day of the waterfowl season and not return until 4:30 a.m., except during the last 3 days of the Canada goose season, hunters must be out of the areas by one hour after sunset and not return until 4:30 a.m.
  - B) No hunting permitted from the subimpoundment dams.
  - C) While waterfowl hunting, no one may have in his/her possession any tool or device designed to cut brush or limbs, except common hunting knives and pocket knives.
  - D) No waterfowl hunting permitted within 200 yards of the refuge boundary, or within 100 yards of any private property boundary.
  - E) All boat traffic is prohibited from entering the subimpoundments from the closing of youth waterfowl season until opening day of regular waterfowl season.

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- F) All waterfowl hunters must sign in prior to hunting and sign out and report their harvest at the end of each day's hunt.
- G) Air boats will not be allowed in the Casey Fork Subimpoundment, the Big Muddy subimpoundment, and the impoundments on Corps of Engineers' managed areas such as Atchison Creek, Gun Creek and Rend City Wetland during the regular duck, [youth waterfowl](#) and Canada goose seasons. When ice conditions do not allow access at boat ramps by normal watercraft, then air boats can be used in the Casey Fork and Big Muddy subimpoundment.
- H) Permanent blinds at the Whistling Wings Access Area shall be regulated as follows:
- i) During goose season, a separate drawing will be held for the pits at Whistling Wings. This drawing will be held at the Cottonwood check station following the drawing for staked hunting sites. Hunters may not register for more than one drawing per day. Unsuccessful hunters in the drawing for Whistling Wings pits may select any unclaimed staked location after the drawings.
  - ii) Hunters who wish to hunt together must register as a hunting party and be present at the drawing.
  - iii) All hunters must have the registration card from the check station in their possession while hunting.
  - iv) Hunting parties can only hunt from the pit location that they chose in that day's drawing. No moving to or hunting from any other pit location is allowed.
  - v) No more than 6 dozen decoys may be used per pit.
  - vi) No more than 4 hunters will be allowed in a pit or hunting party.

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- I) Each hunting party is required to hunt over a minimum of 12 decoys at each blind site, and all decoys must be picked up at the end of each day's hunt.
- J) During the last 3 days of Canada goose season, hunting hours shall close at sunset daily.
- K) The land and water portion of the Rend Lake Refuge is closed to trespassing during waterfowl season. The location of the Rend Lake Refuge is described as follows:
- i) Bounded on the south by a buoy line, approximating the Jefferson-Franklin County Line.
  - ii) Bounded on the east by a buoy line and/or signs approximating the channel of the Casey Fork Creek.
  - iii) Bounded on the west by a buoy line and/or signs approximating the channel of the Big Muddy River.
  - iv) Bounded on the north portion of the Big Muddy River by a buoy line and/or signs approximating a line which would extend west from Ina, Illinois.
  - v) Bounded on the north portion of the Casey Fork Creek by the Casey Fork Subimpoundment Dam.
  - vi) Bounded on Nason Point by refuge boundary signs at project limits.
- L) After the close of regular duck season, goose hunters may not possess more than 5 shot shells for every Canada and white-front goose allowed in the daily bag limit.
- M) Staked Hunting Areas – Those areas designated as a staked hunting area will be publicly announced and the following regulations will apply:
- i) All hunting must occur within 10 yards of an assigned,

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numbered stake except for stakes identified at the check station where hunters may hunt from any place in the field in which the stake is located.

- ii) Stakes will be assigned via a daily drawing held at 4:00 a.m. during November, 4:30 a.m. in December and 5:00 a.m. in January.
- iii) Check station at the Bonnie Dam Access Area will be operated on a daily basis through the second weekend of the waterfowl season. Thereafter, Bonnie Dam check station will only be open on weekends and holidays as posted at the check station. Cottonwood Access Area will be operated on a daily basis throughout the waterfowl season for both Bonnie Dam and Cottonwood Hunting Areas. Hunters who wish to hunt together at a staked location must register as a hunting party and be present for the drawing. Only those persons in that party may hunt at the assigned stake. No more than 5 persons shall be in a hunting party.
- iv) All hunters must register at the check station. Hunters arriving at the check station after the initial draw will have the opportunity to select any stakes that are still available up to one hour before legal shooting time. Hunters may enter the subimpoundment up to ½ hour before legal shooting time or between 9:00 a.m. and 9:30 a.m.
- v) Hunting parties can only hunt from the staked hunting location that they chose in that day's drawing. No moving to or hunting from any other staked hunting location is allowed. Once a staked hunting location is killed out, no other hunting party may hunt from that stake for the remainder of that day.
- vi) When hunting parties have killed their legal daily bag limit of ducks (not including coots and mergansers) and/or Canada geese in respect to the legal hunting season dates they must vacate the hunting site.

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- vii) Hunters must sign in and out and report their harvest on the cards at the access area where they launch.
- 40) Saline County State Conservation Area (1) (2)
- A) Waterfowl hunting is allowed north of the township road only.
  - B) Walk-in hunting only.
- 41) Sam Dale Lake State Fish and Wildlife Area (1) (2)
- 42) Sand Ridge State Forest (Sparks Pond Land and Water Reserve) (2)
- A) Hunting is permitted on Tuesdays and Saturdays during the duck season.
  - B) Two hunters are allowed per blind. At least one hunter must have a P2a handicapped certification (see Section 590.40(a)(14)).
  - C) Hunters must report harvest to site office.
- 43) Sanganois State Fish and Wildlife Area
- A) Hunters using the main walk-in hunting area from opening day of the Central Zone duck season through the first Sunday of the Central Zone duck season must have a permit issued from the site office. Procedures for issuance of permits will be publicly announced.
  - B) Hunters using the walk-in area shall use the check station at the headquarters area located 8 miles northwest of Chandlerville just off Route 78 or the check station on the west side of the Illinois River one mile north of Browning near Route 100.
  - C) Walk-in waterfowl hunting shall be permitted only in the area posted for this purpose.
  - D) All hunters using a walk-in area must report to the check station to

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fill out information cards and to turn in hunting licenses or valid photo identification (example: Firearm Owner's Identification Card, driver's license) before proceeding to area.

- E) Topper's Hole is a walk-in area accessed by boat only, no check-in, check-out, no permanent blinds, hunting parties must stay at least 200 yards apart, hunting parties shall hunt over no less than 12 decoys, daily hunting hours are legal shooting hours through 1:00 p.m. CST.
- F) The Baker tract is a lottery-draw walk-in area with 4 separate hunting compartments. One party of hunters (up to 4 hunters per party) will be permitted to hunt in each hunting compartment. The allocation of the 4 Baker tract hunting compartments will be by drawing the morning of the hunt, 1 hour and 15 minutes prior to legal shooting hours on Tuesday, Thursday and Saturday of the Central Zone waterfowl season, except during firearm deer season, at which time the Baker tract is closed to waterfowl hunting. Parties must register for the draw together on the same card.
- G) Upon the completion of hunting, hunters must report to the check station within one hour.
- H) Fishing is prohibited in the impoundment areas during the duck season, except that walk-in only access for fishing from the bank is permitted after 1:00 p.m.
- I) No person shall trespass on the Barkhausen Refuge during the period from October 1 through end of goose season.
- J) No person shall trespass on the Marion-Pickerel Waterfowl Refuge during the period from October 1 through the last day of the waterfowl season, unless prior permission for a specific reason (such as access to private land or to retrieve dead or wounded game) is granted by the site superintendent.
- K) When the Central Zone goose season extends beyond the duck season, goose hunting shall be permitted with statewide hunting hours in effect. Hunters need not occupy a blind. All hunting

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must be conducted within non-refuge areas.

- L) No hunting permitted from the walk-in area subimpoundment levee.
  - M) Hunters may use boats without motors in the walk-in area; the construction and/or use of permanent blinds in the walk-in area is prohibited.
- 44) Sangchris Lake State Park
- A) During the last 3 days of the regularly scheduled Canada goose season, hunting hours will close at statewide closing.
  - B) Blind sites shall be allocated by a daily drawing to be conducted 90 minutes prior to hunting time. Blind sites not selected during the drawing (or in the event that personnel are not available to conduct the drawing) shall be allocated on a first come-first served basis. (During that portion of the Canada goose season which follows the duck season, the west side goose pit area, the west arm blind sites and east arm blind sites south of power lines shall be available for goose hunting and shall be allocated on a daily drawing basis to be held at 5:30 a.m. daily.)
  - C) During that portion of the light goose season which follows the regular Canada goose season, the west-side goose pit area blinds, and designated fields west of the west boat ramp shall be available daily on a first come-first served basis. Hunters must sign in at the appropriate parking area no earlier than 5 a.m.
  - D) All hunting must be from registered blind sites only and hunters must occupy their blinds within one hour after registering at the check station.
  - E) Upon vacating their blinds, hunters must place their completed harvest cards in the collection boxes located at either the east or west boatdock.
  - F) There will be a duly posted waterfowl refuge. These areas shall be

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closed to all boat traffic (except as allowed in subsection (b)(45)(K)) and boat fishing during the waterfowl season. Bank fishing along the dam shall be permitted.

- G) No more than 4 persons shall occupy a blind at one time.
- H) The center arm of the lake shall be closed to all waterfowl hunting.
- I) Blind sites shall be determined by the Department of Natural Resources and marked with a numbered stake. When it is deemed necessary, the Department of Natural Resources shall remove, move or close blind sites in order to carry out the operations of the overall management program.
- J) Hunters wishing to move to another blind location may do so after 10 a.m. providing they include the blind change on the harvest card and report their kill for each blind.
- K) Access to water blind sites shall be by boat only and from designated boat launch sites. Corridors located along the edges of the existing refuge will be established to provide access to all available blind sites as designated by site superintendent when conditions warrant.
- L) All hunting must be from one portable blind or one anchored portable boat blind located within a numbered cove and between the assigned numbered stakes or from one Department designated blind or pit.
- M) Crippled waterfowl that fall on land, other than areas designated as refuge, shall be retrieved by foot. However, no gun may be carried while attempting to recover such birds.
- N) No unauthorized pits or blinds shall be built on State managed land.
- O) Blind sites: A position between 2 like numbered stakes within a cove or other Department designated site where a blind may be located.

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- P) Fishing shall be prohibited in the east and west arms of the lake during the period from 10 days prior to the duck season through the end of the duck season, unless the youth waterfowl hunt is more than 10 days before the regular duck season, then the east and west arms will be closed to accommodate the youth waterfowl hunt. Fishing shall be prohibited in the west arm of the lake and the east arm of the lake south of the power lines during that portion of the Canada goose season that follows the duck season.
- Q) Each party must hunt over a minimum of 12 decoys, and all decoys must be removed at the end of each day's hunt.
- R) When it is deemed necessary for public safety reasons, such as flooding, high winds, or heavy fog, the Department of Natural Resources will close the lake area to all fishing and all boating activity except for non-water hunting programs.
- S) During flood conditions, waterfowl hunters may hunt the tailwaters of Sangchris Lake dam including Clear Creek and the South Fork of the Sangamon River. Decoys must be removed at the end of each day's hunt.
- T) West-side goose pit area blinds will be available every day each week except Tuesday and Wednesday, through the regular Canada goose season, except for the Tuesday and Wednesday preceding the last day of the Canada goose season.
- U) Hunters in the west-side goose pit area may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit after the close of the Central Zone duck season.
- V) All blinds will be closed during the first day of the second firearm deer season; hunting hours will be from statewide hunting hours until 10:00 a.m. the remaining days of the second firearm deer season.
- 45) Shawnee National Forest, Upper and Lower Bluff Lakes  
Goose hunting is prohibited at Lower Bluff Lake. Legal entry time is 4:30

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a.m. and exit time is 2:00 p.m. for all hunters in flooded management compartments.

- 46) Shawnee National Forest, LaRue Scatters  
All hunting must be by walking in or in boats without motors. Legal entry time is 4:30 a.m. and exit time is 2:00 p.m. for all hunters in flooded management compartments.
- 47) Shawnee National Forest, Oakwood Bottoms (Green Tree Reservoir west of the Big Muddy levee)
- A) All hunting must be by walking into the area.
  - B) Each hunting party must hunt over a minimum of 12 decoys in Compartments 19, 20 and 21.
  - C) No person shall tamper with or attempt to manipulate any of the gates, pumps or structures in the subimpoundment area.
  - D) Legal entry time is 4:30 a.m. and exit time is 2:00 p.m. for all hunters in flooded management compartments.
- 48) Shelbyville State Fish and Wildlife Area (2)
- A) Waterfowl hunting shall be permitted as described in this subsection (b)(49) except in duly posted restricted and "No Hunting" areas.
  - B) Waterfowl hunting in the Fish Hook, North Dunn, McGee, and Jonathan Creek Waterfowl Areas shall be allotted by a daily drawing for the first 2 days of the regular waterfowl season. Parties must register for drawings between 3:00 a.m. and 4:00 a.m. Central Standard Time at the check station on those days. Each party drawn shall be allowed to choose one of the staked sites in the waterfowl area. Parties must select sites in the order they are drawn. Maximum party size is 4 persons. In addition, the following regulations shall apply.

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- i) All parties must hunt within 10 yards of their assigned stake.
  - ii) All parties must be in place by ½ hour before hunting time.
  - iii) All parties are required to report their harvest by 2:00 p.m. following each hunt.
- C) Hunting in the Jonathan Creek, North Dunn and McGee Waterfowl Areas shall be restricted to designated, staked sites on a first come-first served basis except as noted in this subsection (b)(49)(C). Hunting in the Fish Hook Area shall be restricted to designated, staked sites on a first come-first served basis for the first 14 days of the Illinois Central Zone duck season, except as noted in this subsection (b)(49)(C). A hunting party must hunt within 10 yards of the stake.
- D) Each hunting party in the Fish Hook, Dunn, Jonathan Creek and McGee Waterfowl Areas is required to hunt over a minimum of 12 decoys.
- E) Motors of over 10 horsepower shall not be operated in the Fish Hook, Jonathan Creek, Dunn and McGee Waterfowl Areas.
- F) Waterfowl hunting only is permitted in the Fish Hook, Dunn, Jonathan Creek and McGee Waterfowl Areas during the regular waterfowl season, except that pheasant, rabbit and quail hunting is permitted after 1:00 p.m. daily beginning the day after the close of the Central Zone Duck Season.
- G) During the regular waterfowl season, only licensed waterfowl hunters with valid site waterfowl permits who are in the pursuit of waterfowl are permitted on the Kaskaskia River from the Strickland Boat Access north to the Illinois Central Railroad bridge from ½ hour before sunrise until 1:00 p.m.
- 49) Sielbeck Forest State Natural Area (1) (2)
- 50) Stephen A. Forbes State Recreation Area

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- A) On the main lake hunting is allowed from a boat blind only in the designated areas.
  - B) Only walk-in hunting is allowed in the subimpoundment.
  - C) Hunting shall be allowed on a first-come, first-served basis. All hunters must use 12 decoys, minimum.
  - D) Hunters must sign in and out and report harvest.
- 51) Ten Mile Creek State Fish and Wildlife Area (1) (2)
- A) Each hunting party is required to hunt over a minimum of 12 decoys at each blind site, and all decoys must be picked up at the end of each day's hunt.
  - B) Areas designated as Rest Areas are closed to all access during the Canada Goose Season only. ~~Rest Area designation has been given to that part of the Belle Rive unit that lies south of Auxier Creek and is posted as a Rest Area.~~
- 52) Turkey Bluffs State Fish and Wildlife Area (1)  
All hunters must sign in and out and report kill.
- 53) Union County State Fish and Wildlife Area (Firing Line Waterfowl Management Area)
- A) Blind sites shall be allocated on a daily draw basis at the site shop building 60 minutes prior to hunting time. Hunters shall register as parties for the drawing; each party drawn shall be allowed to select a blind site in order drawn; only those hunters registered in a party shall be allowed to hunt with their party; no less than 2 hunters and no more than 4 hunters per party; persons under the age of 16 shall not be allowed to hunt unless accompanied by an adult.
  - B) Blinds not allocated during the drawing will not be hunted that day. Moving from blind to blind is not allowed.

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- C) Access to blind sites is from Clear Creek Levee only.
  - D) Each hunting party must hunt over a minimum of 12 decoys. Decoys must be picked up immediately after the hunt is over.
  - E) Hunting hours end at 1:00 p.m. and all hunters must be out of the area by 2:00 p.m. Daily entry into the area is restricted until after the drawing for hunting sites.
  - F) When duck season is closed, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit.
- 54) Weinberg-King State Park – Spunky Bottoms Unit (1) (2)
- 55) Wise Ridge State Natural Area (1)

(Source: Amended at 41 Ill. Reg. 8575, effective June 28, 2017)

**Section 590.80 Early and Late Goose (all species) Hunting Regulations on Department Sites**

- a) During goose hunting seasons that begin before or extend beyond the regular duck season, statewide regulations and site specific regulations for goose hunting, as indicated in Sections 590.40, 590.50 and 590.60, shall apply to all sites (except those closed in subsections (c), (d), (e) and (f)) with the following exceptions:
  - 1) Check in and check out (or sign in and out) is required only at sites with an asterisk (\*). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (2).
  - 2) No fees will be charged for hunting for seasons before duck season or for seasons after the regular Canada goose season.
  - 3) No sites are closed to fishing during seasons before the regular duck season or for seasons after the regular Canada goose season.
  - 4) Hunting from a completed blind or staked site is waived during seasons held before the regular duck season or for seasons held after the regular Canada goose season at sites marked with an @.

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- 5) Hunting from a staked site (blind need not be completed) is required during seasons held before the regular duck season at sites marked with a #.
  - 6) During goose seasons held prior to regular duck season, no hunting is allowed in designated dove management fields or within 100 yards of such fields.
  - 7) During goose seasons held after the Canada goose season all restrictions regarding the use of decoys or the number of shotgun shells that hunters can possess are no longer in force.
  - 8) During goose seasons held after Canada goose season, statewide hunting hours apply.
- b) The following sites will be open to all goose hunting seasons:
- Cache River State Natural Area \*
  - Carlyle Lake Project Lands and Waters, including North Allen Branch Waterfowl Management Area \*
  - Chain O'Lakes State Park #
  - Chauncey Marsh State Natural Area (permit required, available at Red Hills State Park) (2)
  - Clinton Lake State Recreational Area – early season goose hunting in waterfowl hunting areas east of Parnell Bridge and North of Route 54 only. Any goose hunting seasons after the regular Canada goose seasons will close March 15. (2)
  - Des Plaines State Conservation Area (2) #
  - Devil's Island State Fish and Wildlife Area
  - Dog Island State Wildlife Management Area (2) \*
  - Embarras River Bottoms State Habitat Area (2)

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Fort de Chartres State Historic Site

Horseshoe Lake State Park (Madison County) (blind builders or partners must occupy their blinds by 1½ hour before opening hunting hour each day in order to claim their blind for the day; attempts to claim blinds by any manner other than actual occupation shall be considered in violation of this Part and shall be cause for arrest; the insertion of a boat into the boat hide and/or the spreading of decoys before a blind shall not be considered legal occupation of a blind) # \*

Kaskaskia River State Fish and Wildlife Area (Baldwin Lake Waterfowl Rest Area is closed to hunting) \*

Kinkaid Lake State Fish and Wildlife Area

Marshall State Fish and Wildlife Area – Sparland and Duck Ranch Units @ (2)

Marshall State Fish and Wildlife Area – Spring Branch and Marshall Units (hunters must report their harvest via the online windshield card system during early Canada goose and regular Canada goose season after duck hunting is closed)  
\* @

Meredosia Lake State Fish and Wildlife Area

Mississippi River State Fish and Waterfowl Management Area (Pools 25 and 26) (no hunting is allowed in the designated Batchtown Waterfowl Rest Area, Crull Hollow Rest Area and Godar Rest Area; blind builders or partners must occupy their blinds by ½ hour before opening hunting hour each day in order to claim their blind for the day; attempts to claim blinds by any manner other than actual occupation shall be considered in violation of this Part and shall be cause for arrest; the insertion of a boat into the boat hide and/or the spreading of decoys before a blind shall not be considered legal occupation of a blind) @

Mississippi River Pools 16, 17, and 18 @

Mississippi River Pools 21, 22, and 24 @

Oakford State Conservation Area (2)

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Ray Norbut State Fish and Wildlife Area \* (2)

Rend Lake Project Lands and Waters (waterfowl hunters must maintain a distance of 200 yards between hunting parties) @

Saline County State Conservation Area \* (2)

Sanganois State Fish and Wildlife Area \* @

Shawnee Forest, LaRue Scatters

Shawnee Forest, Oakwood Bottoms

Shawnee Forest, Upper Bluff Lake

Shelbyville State Fish and Wildlife Area (2)

Ten Mile Creek State Fish and Wildlife Area (rest areas open to hunting during goose season before and after the regular goose season) (2)

Turkey Bluffs State Fish and Wildlife Area \*

Weinberg-King State Park – Spunky Bottoms Unit \*

Woodford State Fish and Wildlife Area \* @ (2)

- c) The following sites will be open to any goose hunting seasons that occur before the regular duck season through the end of the regular Canada goose season:

Anderson Lake State Fish and Wildlife Area (closed after regular duck season) \* @

Coffeen Lake State Fish and Wildlife Area (hunting north of County Road N6<sup>th</sup> only; no fishing north of County Road N6<sup>th</sup> during this season) \* #

Lake Shelbyville – West Okaw and Kaskaskia State Fish and Wildlife Area (must have site specific permit)

Rice Lake State Fish and Wildlife Area (season opens with teal season; sunrise

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until 1:00 p.m.; closed after regular duck season) \* @

Siloam Springs State Park (open prior to regular duck season only; permit issued through on-site drawing) \* #

Starved Rock State Park #

- d) The following sites will be open to all goose hunting during any Canada goose hunting seasons that occur after the regular duck season:

Banner Marsh State Fish and Wildlife Area \* @

Braidwood State Fish and Wildlife Area (when duck season is closed, goose hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit) \*

Double T State Fish and Wildlife Area (hunters must check in and out at the self-check box on the site; hunting from stakes or pits only; 4 persons per stake; hunters cannot check in before 5:00 a.m. the day of the hunt; stakes or pots allocated on a first come-first served basis) \*

Freeman Mine State Habitat Area \*

Heidecke State Fish and Wildlife Area \*

Kankakee River State Park (2)

Lake DePue State Fish and Wildlife Area \*

Lake Sinnissippi State Fish and Wildlife Area

Mermet Lake State Fish and Wildlife Area \* @

Newton Lake State Fish and Wildlife Area (2) \*

Pekin Lake State Fish and Wildlife Area

Spring Lake State Fish and Wildlife Area (hunting from registered blinds or within 10 yards of staked blind sites is permitted after the close of the duck

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season) \*

William W. Powers State Conservation Area

- e) The following sites will be open to any goose hunting seasons that occur after the regular Canada goose hunting season:

Double T State Fish and Wildlife Area (from pits or staked blind sites only) \*

Freeman Mine State Habitat Area \*

Horseshoe Lake State Conservation Area (controlled hunting and public hunting areas) \* @

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein, Chouteau Island Units (site permit and harvest report required)

Jim Edgar Panther Creek State Fish and Wildlife Area (Open Unit, West Open Unit, Quail Management Unit only)

Peabody River King State Fish and Wildlife Area (East Subunit only; no hunting on or adjacent to lakes or within 200 yards of roads, developed recreation areas, public use facilities and construction or industrial sites; hunting is on a first come-first served basis; no entry before 4:30 a.m.; waterfowl hunters must maintain a distance of 200 yards between hunting parties; no permanent blinds allowed; all blinds must be of a portable nature and/or constructed with natural vegetation at the blind site; no pits can be dug; all materials must be removed or dismantled at the end of the day's hunt; all waterfowl hunting parties must use at least 12 decoys that must be attended at all times and must be picked up at the end of each day's hunt) \*

Pyramid State Park – Captain Unit (no hunting in Captain Unit Waterfowl Rest Area) @ (2)

Pyramid State Park – Denmark Unit (no hunting in Denmark Unit Waterfowl Rest Area) @ (2)

Pyramid State Park – East Conant Unit (2)

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Pyramid State Park – Galum Unit @ (2)

Sangchris Lake State Park \*

Stephen A. Forbes State Recreation Area \*

Snakeden Hollow State Fish and Wildlife Area (from pits only) \*

Union County State Fish and Wildlife Area (Firing Line and Controlled Hunting Area) \* @

- f) The following sites will be closed to all goose hunting seasons that occur outside the regular duck season dates:

Donnelley State Fish and Wildlife Area

Kidd Lake State Natural Area (units west of the railroad tracks only)

Mazonia State Fish and Wildlife Area \*

Powerton Lake State Fish and Wildlife Area

Redwing Slough/Deer Lake State Natural Area

- g) Violation of this Section is a petty offense (see 520 ILCS 5/2.20).

(Source: Amended at 41 Ill. Reg. 8575, effective June 28, 2017)

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- 1) Heading of the Part: White-Tailed Deer Hunting By Use of Firearms
- 2) Code Citation: 17 Ill. Adm. Code 650
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
650.20	Amendment
650.21	Amendment
650.50	Amendment
650.60	Amendment
650.67	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36].
- 5) Effective Date of Rules: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2490; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: In Section 650.20(a)(4), "or has a valid landowner firearm either sex permit" has been added.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No

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15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.

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

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 650  
WHITE-TAILED DEER HUNTING BY USE OF FIREARMS

## Section

650.10	Statewide Season and Permit Quotas
650.20	Statewide Deer Permit Requirements
650.21	Deer Permit Requirements – Landowner/Tenant Permits
650.22	Deer Permit Requirements – Special Hunts
650.23	Deer Permit Requirements – Group Hunt
650.30	Statewide Requirements for Hunting Devices
650.40	Statewide Deer Hunting Rules
650.45	Reporting Harvest
650.50	Rejection of Application/Revocation of Permits
650.60	Regulations at Various Department-Owned or -Managed Sites
650.65	Youth Hunt (Repealed)
650.66	Special Hunts for Young Hunters
650.67	Special Hunts for Disabled Hunters
650.70	Special Extended Season Firearm Deer Hunt (Repealed)

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36].

SOURCE: Adopted at 5 Ill. Reg. 9771, effective September 17, 1981; codified at 5 Ill. Reg. 10640; amended at 6 Ill. Reg. 10730, effective August 20, 1982; amended at 7 Ill. Reg. 10798, effective August 24, 1983; amended at 8 Ill. Reg. 21602, effective October 23, 1984; amended at 9 Ill. Reg. 16213, effective October 10, 1985; emergency amendment at 9 Ill. Reg. 20922, effective December 18, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 4223, effective February 25, 1986; amended at 10 Ill. Reg. 16665, effective September 22, 1986; amended at 11 Ill. Reg. 3044, effective February 3, 1987; amended at 11 Ill. Reg. 9564, effective May 5, 1987; amended at 12 Ill. Reg. 8003, effective April 25, 1988; amended at 12 Ill. Reg. 12055, effective July 11, 1988; amended at 13 Ill. Reg. 12853, effective July 21, 1989; amended at 14 Ill. Reg. 12430, effective July 20, 1990; amended at 14 Ill. Reg. 19869, effective December 3, 1990; amended at 15 Ill. Reg. 10038, effective June 24, 1991; emergency amendment at 15 Ill. Reg. 15790, effective October 22, 1991, for a maximum of 150 days; emergency expired March

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21, 1992; amended at 16 Ill. Reg. 11131, effective June 30, 1992; amended at 17 Ill. Reg. 13468, effective July 30, 1993; amended at 18 Ill. Reg. 5859, effective April 5, 1994; amended at 18 Ill. Reg. 13431, effective August 23, 1994; amended at 19 Ill. Reg. 6477, effective April 28, 1995; amended at 20 Ill. Reg. 7515, effective May 20, 1996; amended at 21 Ill. Reg. 5572, effective April 19, 1997; amended at 21 Ill. Reg. 9116, effective June 26, 1997; amended at 22 Ill. Reg. 8007, effective April 28, 1998; amended at 23 Ill. Reg. 5564, effective April 26, 1999; amended at 24 Ill. Reg. 8971, effective June 19, 2000; amended at 24 Ill. Reg. 10260, effective July 1, 2000; amended at 25 Ill. Reg. 7231, effective May 22, 2001; amended at 26 Ill. Reg. 9319, effective June 17, 2002; amended at 27 Ill. Reg. 10009, effective June 23, 2003; emergency amendment at 27 Ill. Reg. 17270, effective November 10, 2003, for a maximum of 150 days; Section 650.60 of the emergency rules expired April 8, 2004; amended at 28 Ill. Reg. 353, effective December 19, 2003; amended at 28 Ill. Reg. 8039, effective May 26, 2004; amended at 29 Ill. Reg. 9718, effective June 24, 2005; emergency amendment at 29 Ill. Reg. 13025, effective August 10, 2005, for a maximum of 150 days; emergency expired January 1, 2006; amended at 30 Ill. Reg. 12155, effective June 28, 2006; amended at 31 Ill. Reg. 8169, effective May 25, 2007; amended at 32 Ill. Reg. 9300, effective June 13, 2008; amended at 33 Ill. Reg. 11534, effective July 27, 2009; amended at 34 Ill. Reg. 4800, effective March 19, 2010; amended at 35 Ill. Reg. 10710, effective June 23, 2011; amended at 36 Ill. Reg. 13419, effective August 10, 2012; amended at 37 Ill. Reg. 14888, effective August 30, 2013; amended at 38 Ill. Reg. 22742, effective November 18, 2014; amended at 39 Ill. Reg. 7643, effective May 18, 2015; amended at 40 Ill. Reg. 10545, effective July 20, 2016; amended at 41 Ill. Reg. 8639, effective June 28, 2017.

**Section 650.20 Statewide Deer Permit Requirements**

- a) All deer hunters must have a current, valid Firearm Deer Permit. Fees for deer permits are as follows:
  - 1) Illinois Resident Permits (issued by Deer Permit Office):
    - Either-sex – \$25
    - Bonus antlerless-only – \$17.50
    - Antlerless only for Special Hunt Areas with antlerless-only hunts – \$25
  - 2) Nonresident Permits (issued by Deer Permit Office):
    - Either-sex – \$300
    - Bonus antlerless-only – \$25
    - Antlerless-only for Special Hunt Areas with antlerless-only hunts – \$300
  - 3) In addition to a Special Hunt Area Permit issued under subsection (a)(1) or

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(a)(2), a hunter may obtain additional Special Hunt Area Permits, issued by staff at the Special Hunt Area, when unfilled permits are available.

## Fees:

Either-sex (full, 1<sup>st</sup> or 2<sup>nd</sup> season) – \$25 regardless of residency

Antlerless-only (full, 1<sup>st</sup> or 2<sup>nd</sup> season) – \$17.50 regardless of residency

One-day standby permits – \$5 regardless of residency

- 4) Over-the-Counter Permits sold by license vendors pursuant to subsection (i) (all prices in this subsection (a)(4) include vendor's issuing fee):

Resident either-sex – \$25.50

Resident antlerless-only – \$18.00

Nonresident either-sex – \$300.50

Nonresident bonus antlerless-only (hunter has obtained, for the current year, a firearm either-sex permit or has a valid landowner firearm either-sex permit~~for the current year~~) – \$25.50

Nonresident antlerless-only (hunter has not obtained a firearm either-sex permit for the current year) – \$100.50

- b) A permit is issued for one county or special hunt area and is valid only in the county or special hunt area stated on the permit. During the First Lottery and Second Lottery, Only applicants who receive an either-sex permit in a county or special hunt area are eligible for a bonus~~a~~ antlerless-only permit for that county or special hunt area (with the exception of special hunt areas offering antlerless-only hunts). During, until the Third Lottery, Drawing, at which time antlerless-only permits remaining in the quota will be made available to resident applicants regardless of whether those applicants already possess an either-sex permit, but nonresident applicants must have a firearm either-sex permit in order to obtain an antlerless-only permit. For permit applications and other information write to:

Department of Natural Resources  
(Firearm or Landowner/Tenant or Non-Resident)  
Deer Permit Office  
P.O. Box 19227  
Springfield, Illinois 62794-9227

- c) Applications from Illinois residents for participation in the First Lottery Drawing will be accepted through April 30 of the current year. Nonresidents may not apply

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to participate in the First Lottery Drawing. Applications received after April 30 will not be included in this lottery. Permits will be allocated in a computerized random drawing. Permits will be issued as either sex, antlerless only, or antlered only. A maximum of one either-sex and one antlerless-only permit shall be issued per person. Applicants for free landowner/tenant permits ([see 17 Ill. Adm. Code 528](#)) are not eligible to participate in the First or Second Lottery Drawings. Landowners who receive permits in the First or Second Lottery Drawing are not eligible for landowner permits [for the firearm deer season during the hunt year](#). Lifetime licenses issued after August 15, 2006 shall not qualify a non-resident of Illinois for a resident deer permit.

- d) Applicants must complete all portions of the current year permit application form. Incomplete or incorrect applications will be returned along with the applicant's permit fee for correction or completion if received in the Permit Office prior to the deadline established in subsection (c).
- e) Applicants must check the second-season box if they agree to accept a second-season permit upon being rejected for a full-season permit.
- f) Applicants must check the antlerless-only box and provide the appropriate fee to apply for an additional antlerless-only permit. Antlerless-only permits will be issued until the antlerless-only quota is filled for a given county or special hunt area.
- g) Permits for counties and special hunt areas with unfilled quotas after the First Lottery Drawing will be allocated in a Second Lottery Drawing. This drawing is open only to nonresident applicants and to Illinois residents who were not previously issued firearm permits for the current hunting season. Illinois residents will be given preference for permits allocated in the Second Lottery Drawing. Applications for the Second Lottery Drawing will be accepted through June 30 of the current year. Applicants may also apply for remaining antlerless-only permits by checking the antlerless-only box and providing the appropriate fee. A list of unfilled counties and special hunt areas will be announced upon becoming available after the First Lottery Drawing. Applicants must apply on a current year Firearm Deer Permit application form. A maximum of one either-sex and one antlerless-only permit shall be issued per person.
- h) A Third Lottery Drawing will be held during which [any Illinois resident](#)~~anyone~~ (regardless of any other deer permit they may have) may apply for one or more

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either-sex and/or antlerless-only permits for counties or special hunt areas with unfilled quotas. Nonresidents may also apply, but must have an either-sex permit in order to obtain an antlerless-only permit in this drawing. Applications for the Third Lottery Drawing will be accepted through the third Friday in August of the current year. A list of unfilled counties and special hunt areas will be announced upon becoming available after the Second Lottery Drawing. Applicants must apply on a current year Firearm Deer Permit application form. All applications for the Third Lottery will be processed individually (i.e., no group applications will be processed).

- i) Permits remaining after the Third Lottery Drawing will be available over-the-counter (OTC) from agents designated by the Department (pursuant to 17 Ill. Adm. Code 2520) beginning the third Tuesday in October on a first-come, first-served basis. Permits will be sold until quotas are exhausted, or until the close of the firearm deer season, whichever occurs first. Persons may purchase one or more permits during this period, subject to availability. Persons purchasing OTC deer permits must supply all necessary applicant information to the agents in order to properly complete the permit.
  
- j) Hunter preference in obtaining a permit during the First Lottery Drawing will be given: to individuals that applied for an either-sex permit in the previous year's First Lottery Drawing who were rejected because the quota was depleted in their county choices; ~~or to applicants that received, in the previous year, a second season either sex permit in the First Lottery Drawing only. In order to be eligible for preference during the First Lottery Drawing, the second season box must have been checked on the application form of unsuccessful applicants when they were rejected.~~ Preference will not be granted to applicants who received a full-season either-sex permit but who did not receive an antlerless-only permit. Persons with lottery preference will have first chance at receiving available either-sex permits. The following criteria must be met to obtain a preference in the First Lottery Drawing:
  - 1) The applicant must apply using the official Department application.
  - 2) The applicant must be a resident of the State, be eligible to receive a Firearm Deer Permit, and not had deer hunting privileges revoked pursuant to Section 650.50.
  - 3) The applicant must apply for the same county choices that he/she listed on the previous year's application. Preference will not be granted for special

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hunt areas.

- k) Applications may be accepted at the counter window of the permit office; however, permits for the First Lottery, Second Lottery and Third Lottery Drawing will be mailed. In-person, mail-in and electronic applications will receive equal treatment in the drawings.
- l) Permits are not transferable. Refunds will not be granted, unless the Department of Natural Resources has erroneously issued the permit after the quota has been depleted or where the applicant was unsuccessful in obtaining a permit.
- m) A \$3 service fee will be charged for replacement permits issued by the Department, except when permits are lost in the mail, then there will be no charge. The procedures for obtaining a replacement license are detailed in 17 Ill. Adm. Code 2520.50. Monies derived from this source will be deposited in the Wildlife and Fish Fund.
- n) The periods for accepting applications for the First and Second Lottery periods may be extended if applications are not available to the public by April 1. A news release will announce the extension of the application periods.
- o) Hunting without a valid permit is a Class B misdemeanor (see 520 ILCS 5/2.24).

(Source: Amended at 41 Ill. Reg. 8639, effective June 28, 2017)

**Section 650.21 Deer Permit Requirements – Landowner/Tenant Permits**

Requirements and procedures for obtaining landowner/tenant permits are provided in 17 Ill. Adm. Code 528.

- a) ~~The immediate family of a landowner or tenant is defined as, and limited to, the spouse, children and parents permanently residing on the same property as the landowner or tenant.~~
- b) ~~A tenant for the purpose of this Part is one who rents 40 acres or more land for commercial agricultural purposes under an agreement with a landowner. Commercial agriculture shall be defined as utilization of land for the raising of hay, grain crops or livestock for profit.~~

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- e) ~~Resident Illinois landowners who own 40 acres or more of land and resident tenants renting or leasing 40 acres or more of commercial agricultural land, and members of their immediate family, may apply for a free either sex permit for their property only in counties open for firearm deer hunting. Recipients of the free either sex permit will also be given a free antlerless only permit for their property only. Nonresident Illinois landowners (of 40 acres or more land) are also eligible to apply for one either sex permit and one antlerless only permit for their property only. The fee to nonresident Illinois landowners (of 40 acres or more land) for permits for their property only shall be \$150 for the either sex permit and \$25 for the antlerless only permit. These applications will not be subject to the public lottery process. This deer hunting permit *shall be valid on all farmlands which the person to whom it is issued owns, leases or rents* [525 ILCS 5/2.26] in counties open for firearm deer hunting.~~
- d) ~~Bona fide Illinois landowners or tenants who do not wish to hunt only on the land they own, rent, or lease must apply for permits in the same manner as the applicant who is not a landowner or tenant. However, resident Illinois landowners who own 40 acres or more of land, and resident tenants leasing or renting 40 acres or more of commercial agricultural land, who apply during the First Lottery application period for a permit to hunt in the county in which they own or lease land and are rejected because the county quota is full, may apply for a county wide either sex paid landowner firearm deer permit to hunt in the county where the land is located. Members of the immediate family of the landowner or tenant are also eligible to apply for a county wide either sex paid landowner firearm deer permit if they were rejected in the First Lottery. Applications for county wide paid landowner deer permits will be accepted from August 1 through the last working day in August. Incomplete applications will be returned. The fee for a county wide either sex paid landowner deer permit shall be the same as for permits for hunters that are not landowners or tenants. Recipients of a county wide either sex paid landowner deer permit may also apply for a regular bonus antlerless only permit for that county, but will be issued such permit only if there are antlerless permits remaining in the county quota. Landowners and tenants, and their immediate families, who did not apply for permits in the First Lottery and subsequently fail to receive them, are not eligible to apply for or receive county wide paid landowner deer permits.~~
- e) ~~Property only hunting permit renewal and first time applications will be accepted as soon as they are available. The application deadline for all property only applications (both renewal and first time) is October 1.~~

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- f) ~~Landowners and resident tenants are not required to participate in the public drawing for permits in order to apply for and receive a property only permit.~~
- g) ~~Proof of ownership for all landowner or tenant applications must be provided by one of the following methods:~~
  - 1) ~~Submittal of a copy of property deed, recorded/file stamped by the County Recorder or County Clerk;~~
  - 2) ~~Submittal of a copy of contract for deed, recorded/file stamped by the County Recorder or County Clerk;~~
  - 3) ~~Submittal of a copy of the most recent real estate tax statement for the property that identifies the property acreage (upon which the landowner's name appears as landowner, or person signing application appears as landowner);~~
  - 4) ~~Submittal of a copy of a current Farm Service Agency 156EZ form; or~~
  - 5) ~~Submittal of a copy of a trust agreement which must indicate that the trust owns at least 40 acres and the applicant is a current income beneficiary of the trust.~~
- h) ~~Tenant permit applicants are required to submit, in addition to the landowner certification and proof of ownership, a copy of one of the following:~~
  - 1) ~~A copy of a lease or a rental agreement, file stamped as recorded by the County Recorder or County Clerk, covering the current year. The agreement must contain the landowner's signature, tenant's signature, description of monetary consideration, specified period of the lease and acreage involved, and a statement that the lease is for agricultural purposes; or~~
  - 2) ~~A copy of a current Farm Service Agency 156EZ form.~~
- i) ~~A hunting rights lease, or other non-agricultural lease, is not valid as a basis for obtaining a landowner or tenant permit.~~

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- j) ~~County wide permit holders are authorized to firearm deer hunt only in the county identified on the deer permit and only on property where permission to hunt has been obtained from the property owner.~~
- k) ~~If the property is owned or rented by more than one person: Only one landowner (and immediate family) or one tenant (and immediate family) shall be issued a permit on a first come, first served basis for every 40 acres of owned or rented land. For example, if 3 persons own 90 acres, only 2 of the landowners and their immediate family may receive deer permits.~~
- l) ~~Bona fide equity shareholders of corporations, bona fide equity members of limited liability companies, bona fide current income beneficiaries of trusts or bona fide partners of a partnerships owning 40 or more acres of land in a county may apply for one either sex permit to hunt the corporation, limited liability company, trust or partnership lands only. Only one permit per 40 acres, for a maximum number of 15 permits per county, for corporations, trusts and limited liability companies, and a maximum number of 3 permits per county for partnerships, shall be issued based on ownership of lands by corporations, limited liability companies, trusts or partnerships. Lands leased to corporations, limited liability companies, trusts or partnerships shall not be considered as a basis for a permit for the shareholders/members/beneficiaries/partners of the lessee. Lands held in trust by corporations, limited liability companies or partnerships shall not be considered as a basis for a permit by the shareholders/members/partners of the trustee. If application is made for a permit based upon lands owned by the corporation, limited liability company, trust or partnership, a duly authorized officer of the corporation, limited liability company, trust or partnership must sign a notarized statement authorizing the applicant to hunt on the corporate, company, trust or partnership lands for which a permit is being requested. This statement must identify the applicant as a bona fide equity shareholder, member, beneficiary or partner, as defined in this subsection, identify authorization to hunt and identify that no more than 15 authorizations will be requested per county for the corporation, limited liability company, or trust lands and no more than 3 authorizations will be requested per county for partnership lands.~~
- 1) In addition:
- A) ~~Corporation applicants must submit a copy of ownership interest in a for profit corporation with a fully executed stock certificate, articles of incorporation or corporate agreement;~~

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- B) ~~limited liability company applicants must submit a copy of the limited liability company's articles of organization or the operating agreement;~~
  - C) ~~limited partnerships, limited liability limited partners, and limited liability partnership applicants must submit a copy of the partnership agreement, certificate of partnership or statement of qualification; and~~
  - D) ~~general partnership applicants must submit a copy of the partnership agreement.~~
- 2) ~~These documents must be attached to the application upon submittal to the Permit Office. The shareholder/member/partner either sex permit shall be free to resident shareholders/members/partners, and the cost to nonresident shareholders/members shall be \$150. An antlerless-only shareholder/member/partner permit (free to resident shareholders/members/partners; \$25 to nonresident shareholders/members) will be made available if in the best interest of managing the deer herd. Nonresident partners cannot receive permits under this subsection.~~
- 3) ~~Bona fide equity shareholder means an individual who:~~
- A) ~~purchased, for market price, publicly sold stock shares in a corporation; purchased shares of a privately held corporation for a value equal to the percentage of the appraised value of the corporate assets represented by the ownership in the corporation; or is a member of a closely held family owned corporation and has purchased or been gifted with shares of stock in the corporation accurately reflecting his or her percentage of ownership; and~~
  - B) ~~intends to retain the ownership of the shares of stock for at least 5 years.~~
- 4) ~~Bona fide equity member means an individual who:~~
- A) ~~became a member upon the formation of the limited liability~~

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~~company; or has purchased a distributional interest in a limited liability company for a value equal to the percentage of the appraised value of the limited liability company assets represented by the distributional interest in the limited liability company and subsequently becomes a member of the company pursuant to Article 30 of the Limited Liability Company Act; and~~

- B) ~~intends to retain the membership for at least 5 years.~~
- 5) ~~Bona fide current income beneficiary means an individual who, at the time of application for a permit, is entitled to income (whether income exists or not) from the trust that owns the land the applicant wishes to hunt with no condition precedent (such as surviving another person, reaching a certain age, etc.) other than the trustee distributing the income, and is listed by name in the trust documents as an income beneficiary.~~
- 6) ~~Bona fide equity partner means an individual who:~~
- A) ~~became a partner, either general or limited, upon the formation of the partnership; or has purchased a distributional interest in the partnership or limited partnership for a value equal to the percentage of the appraised value of the partnership assets represented by the distributional interest in the partnership;~~
- B) ~~intends to retain ownership of the partnership for at least 5 years; and~~
- C) ~~is a resident of Illinois.~~
- m) ~~Landowners or tenants that apply for or receive property only landowner/tenant firearm deer permits may not apply for additional permits in the First or Second Lottery Drawing. Landowners or tenants that apply for county wide paid landowner firearm deer permits must have been rejected in the First Lottery drawing for a permit in the county in which they own or lease land, and they may not apply for additional permits in the Second Lottery Drawing.~~
- n) *For the purposes of calculating acreage under this Section, the Department shall, after determining the total acreage of the applicable tract or tracts of land, round remaining fractional portions of an acre greater than or equal to half of an acre*

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~~up to the next whole acre [520 ILCS 5/2.26].~~

- o) ~~Providing false information on an application is a Class A misdemeanor (see 520 ILCS 5/2.38).~~

(Source: Amended at 41 Ill. Reg. 8639, effective June 28, 2017)

**Section 650.50 Rejection of Application/Revocation of Permits**

- a) In the event that an applicant is in violation of one of the following subsections, the application shall be held in suspension, and the application fees shall be deposited, pending a determination by the permit office of whether or not the violation was knowing. If the permit office determines the violation was knowing, the application shall be rejected and the fee shall be retained by Natural Resources. The applicant may request a hearing on this decision pursuant to 17 Ill. Adm. Code 2530. Should it be determined that the violation was without the knowledge of the applicant, the permit office will process only the number of applications allowed by administrative rule with additional applications rejected and fees returned.
- 1) Using hunting rights lease or mineral rights lease or other lease for land which does not evidence a genuine farm tenancy to obtain a firearm deer permit. Violation is a Class A misdemeanor (see 520 ILCS 5/2.38).
  - 2) Submitting more applications in the same name or by the same person for Firearm Deer Permits than the number of legally authorized permits. Violation is a Class B misdemeanor (see 520 ILCS 5/2.24).
  - 3) Applying prior to the Second Lottery Drawing for a firearm deer permit if the applicant has already been issued a ~~free~~ landowner/tenant permit ([see 17 Ill. Adm. Code 528](#)), ~~or a paid landowner permit~~. Violation is a Class B misdemeanor (see 520 ILCS 5/2.24).
  - 4) Providing false and/or deceptive information on the deer permit application form. Violation is a Class A misdemeanor (see 520 ILCS 5/2.38).
  - 5) Submitting an application when the applicant has a license or permit currently revoked pursuant to Section 3.36 of the Wildlife Code [520

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ILCS 5/3.36]. Violation is a Class A misdemeanor (see 520 ILCS 5/2.38).

- b) Any violation of the Wildlife Code [520 ILCS 5] or administrative rules of the Department (17 Ill. Adm. Code, Chapter I), in addition to other penalties, may result in revocation of deer hunting permits as per 17 Ill. Adm. Code 2530.

(Source: Amended at 41 Ill. Reg. 8639, effective June 28, 2017)

**Section 650.60 Regulations at Various Department-Owned or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510 – General Hunting and Trapping apply in this Section, unless this Section is more restrictive.
- b) It is unlawful to drive deer, or participate in a deer drive, on all Department-owned or -managed properties. A deer drive is defined as a deliberate action by one or more persons (whether armed or unarmed) whose intent is to cause deer to move within firearm range of one or more participating hunters.
- c) Only one tree stand or ground blind is allowed per deer permit holder. Tree stands and ground blinds must comply with restrictions listed in 17 Ill. Adm. Code 510.10(c)(3) and (c)(12) and must be portable. Tree stands and ground blinds must be removed at the end of each day with the exception that they may be left unattended from September 15-January 31 at those sites listed in this Section that are followed by a (1). Any tree stand or ground blind left unattended overnight must be legibly marked with the owner's name, address, and telephone number, or site assigned identification number.
- d) Check-in, check-out, and reporting of harvest is required at those sites listed in this Section that are followed by a (2). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by a (6).
- e) Only antlerless deer or antlered deer having at least four points on one side may be harvested at those sites listed in this Section that are followed by a (3).
- f) Only antlerless deer or antlered deer having at least five points on one side may be harvested at those sites listed in this Section that are followed by a (4).
- g) Statewide regulations shall apply at the following sites:

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Alvah Borah State Habitat Area (1) (6)

Big Grand Pierre Glade State Natural Area (1)

Cache River State Natural Area (1) (2)

Campbell Pond State Habitat Area (1) (6)

Cape Bend State Fish and Wildlife Area (1) (2)

Carlyle Lake Lands and Waters (Corps of Engineers managed lands except for Jim Hawn and East Spillway areas that are closed to firearm deer hunting)

Carlyle Lake State Fish and Wildlife Area (except subimpoundment area) (6)

Chauncey Marsh State Natural Area (1) (6)

Collier Limestone Glade State Natural Area (1)

Crawford County Fish and Wildlife Area (1) (6)

Cretaceous Hills State Natural Area (1) (6)

Cypress Creek National Wildlife Refuge

Cypress Pond State Natural Area (1) (2)

Deer Pond State Natural Area (1) (2)

Devil's Island State Wildlife Management Area

Dog Island State Wildlife Management Area (1) (6)

Ferne Clyffe State Park – Cedar/Draper Bluff Hunting Area (1) (2)

Fort de Chartres State Historic Site (muzzleloading rifles only; no in-line muzzleloading rifles or muzzleloaders with scopes allowed) (1) (2)

George S. Park Memorial Woods State Natural Area (2)

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Giant City State Park (1) (2)

Hamilton County State Conservation Area (1) (6)

Horseshoe Lake State Fish and Wildlife Area – Alexander County (all portions of the Public Hunting Area except the Controlled Goose Hunting Area) (1) (2)

Kaskaskia River State Fish and Wildlife Area, excluding Doza Creek Water Management Area and Baldwin Lake Rest Area (1) (2, except south of Highway 154 and north of Highway 13)

Kinkaid Lake State Fish and Wildlife Area (1) (2)

Lake Le Aqua Na State Park (standby hunting allowed during the first season if all blinds not filled by youth hunters)

Lusk Creek Canyon State Natural Area (1)

Meeker State Habitat Area (1) (6)

Mermet Lake State Conservation Area (1) (6)

Miller-Anderson Woods State Natural Area (Bureau County permit holders may hunt the Bureau County portion of the Area and Putnam County permit holders may hunt the Putnam County portion of the Area) (2)

Mississippi State Fish and Waterfowl Management Area – Pools 25 and 26 (Batchtown, Crull Hollow and Godar Waterfowl Rest Areas are closed to hunting beginning 14 days before the regular duck season; areas reopen to hunting the day after duck season closes; it is unlawful to trespass upon the designated duck hunting areas between sunset of the Sunday immediately preceding opening day of regular duck season through the day before regular duck season as posted at the site; no deer hunting is allowed within 200 yards of an occupied duck blind; during duck season only, deer hunters may not access the designated duck hunting areas by launching a boat at certain specifically posted boat ramps; boat ramps reopen to deer hunters the day after duck season closes; hunting is allowed at Red's Landing and Riprap Landing walk-in areas from 12:00 p.m. to ½ hour after sunset during duck season, statewide hours during remainder of the season) (1)

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Mississippi River Pool 16 (1)

Mississippi River Pools 17, 18 (1)

Mississippi River Pools 21, 22, 24 (1)

Oakford State Conservation Area

Pere Marquette State Park (1) (6)

Rend Lake State Fish and Wildlife Area and Corps of Engineers' managed areas of Rend Lake

Saline County State Fish and Wildlife Area (1) (6)

Sielbeck Forest State Natural Area (1) (6)

Skinner Farm State Habitat Area (1) (2)

Ten Mile Creek State Fish and Wildlife Area (areas designated as Waterfowl Rest Areas are closed to all access during the Canada Goose Season only) (1); ~~Belle Rive Unit only (3)~~ (6)

Trail of Tears State Forest (1) (2)

Turkey Bluffs State Fish and Wildlife Area (1) (2)

Union County State Fish and Wildlife Area (Firing Line Unit only) (1) (2)

Weinberg-King State Park – Spunky Bottoms Unit (6)

Wildcat Hollow State Forest (1) (6)

Wise Ridge State Natural Area (1)

- h) Statewide regulations shall apply at the following sites by special permit allocated through the regular statewide drawing. Season dates that differ from the statewide dates are in parentheses. Sites that offer standby hunting are followed

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by a (5). At sites offering standby hunting, permit holders must register at the check station by 5:00 a.m. each day of the hunt. Unvalidated permits are void after 5:00 a.m. Vacancies each day will be filled by a drawing held at 5:00 a.m. Vacancies may be filled by any person holding a valid hunting license, Habitat Stamp, and Firearm Owner Identification Card, unless exempt. Standby hunters will be issued a one-day site-specific deer permit at the check station, and charged a permit fee of \$5. All hunters must check out and report harvest. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (6). In the event that Department budget reductions or site staffing reductions make the operation of check stations or issuance of standby permits impractical, changes to check station procedures and standby permit issuance will be publicly announced and posted at the site.

Apple River Canyon State Park – Thompson and Salem Units (first or second season only) (6)

Argyle Lake State Park (2) (5) (6)

Big River State Forest (2) (5) (6)

Burning Star State Fish and Wildlife Area (6)

Butterfield Trail State Recreation Area (6)

Carlyle Lake State Fish and Wildlife Area – East Fork Unit in Clinton County

Castle Rock State Park (first or second season only) (1) (5) (6)

Cedar Glen State Natural Area (1) (6)

Chain O'Lakes State Park (first season permits only; hunting from elevated stands only, 6 feet minimum above the ground except for designated accessible blinds; firearms must be fully enclosed in a case, except while the hunter is in an elevated stand or as otherwise authorized by an employee of the Department; all hunters must attend a site lottery drawing for designated hunter stations) (1) (2) (5)

Clinton Lake State Recreation Area (only in the area between County Highway 14 and State Route 48 – both sides of lake) (6)

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- Coffeen Lake State Fish and Wildlife Area (6)
- Copperhead Hollow State Fish and Wildlife Area (1) (6)
- Des Plaines State Conservation Area (first season only) (2) (5)
- Embarras River Bottoms State Habitat Area (1) (6)
- Ferne Clyffe State Park – Ferne Clyffe Hunting Area (1) (2)
- Flag Pond State Natural Area (1) (6)
- Fort Massac State Park (6)
- Fox Ridge State Park (1) (6)
- Franklin Creek State Natural Area (first or second season only) (5) (6)
- French Bluff State Natural Area ([first or second season only](#)) (1) (6)
- Goose Lake Prairie State Natural Area/Heidecke State Fish and Wildlife Area (first or second season only) (2) (5)
- Green River State Wildlife Area (first or second season only) (1) (5) (6)
- Hanover Bluff State Natural Area (first or second season only) (6)
- Harry "Babe" Woodyard State Natural Area (3) (6)
- Henry Allan Gleason State Natural Area (2)
- Hidden Springs State Forest (1) (6)
- Horseshoe Lake State Fish and Wildlife Area – Refuge (Alexander County) (hunting only on the third Friday and Saturday of October) (2)
- Iroquois County State Conservation Area (first season only) (5) (6)
- Iroquois County State Conservation Area (second season only; no hunting in the

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controlled pheasant hunting area) (5) (6)

Jim Edgar Panther Creek State Fish and Wildlife Area (1) (3) (6)

Jubilee College State Park (first or second season only; hunting is prohibited in marked zones (handicapped hunt area and areas within 300 yards of an inhabited dwelling); tree stands may be erected the day before the first season and must be removed by the day after the end of the second season) (2) (5)

Kaskaskia River Fish and Wildlife Area (Baldwin Lake Rest Area; first or second season only; hunting from elevated stands only; six feet minimum above ground; hunting must occur within 20 yards of an assigned, numbered stake; an inhouse drawing will be held in mid-October for such assignments; hunters will be notified by mail of their hunting location; no hunters may enter the area before 5:00 a.m.); [any hunter that has filled the Springfield-issued permit may purchase additional antlerless-only tags at the site office](#) (1) (2) (5 – last 2 days of second season)

Kickapoo State Recreation Area (6)

Kishwaukee River State Fish and Wildlife Area (first or second season only) (6)

Lake Shelbyville State Fish and Wildlife Area (must have valid permit for Lake Shelbyville Project Lands – Moultrie County) (6)

Lowden-Miller State Forest (first or second season only) (1) (5) (6)

Mackinaw River State Fish and Wildlife Area (1) (2) (5)

Marseilles Fish and Wildlife Area (first or second season only) (all tree stands must be removed no later than the last day of the archery deer season; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may enter the site only from designated parking lots) (1) (2) (5)

Marshall State Fish and Wildlife Area (2) (5)

Middle Fork State Fish and Wildlife Area (6)

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Mississippi Palisades State Park (first [or second](#) season only) (1) (5) (6)

Momence Wetlands State Natural Area

Moraine Hills State Park (first or second season permits only; hunting from elevated stands only, 6 feet minimum above ground except for designated accessible blinds; firearms must be fully enclosed in a case, except while the hunter is in an elevated stand or as otherwise authorized by an employee of the Department) (2) (5)

Morrison-Rockwood State Park (first season only) (5)

Newton Lake State Fish and Wildlife Area (6)

Paul C. Burrus State Habitat Area (6)

Peabody River King State Fish and Wildlife Area ([any hunter that has filled the Springfield-issued permit may purchase additional antlerless-only tags at the site office](#))

Prairie Ridge State Natural Area (Jasper County) (6)

Pyramid State Park (3) (6)

Pyramid State Park – Captain Unit (3) (6)

Pyramid State Park – Denmark Unit (3) (6)

Pyramid State Park – East Conant Unit (3) (6)

Pyramid State Park – Galum Unit (3) (6)

Rall Woods State Natural Area (first or second season only) (6)

Ray Norbut State Fish and Wildlife Area (6)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (6)

Revis Hill Prairie State Natural Area (2)

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Sand Ridge State Forest (6)

Sangamon County State Conservation Area (6)

Sanganois State Wildlife Area (Ash Swale Waterfowl Rest Area will be closed to deer hunting during the waterfowl hunting season) (1) (6)

Siloam Springs State Park (3) (6)

Siloam Springs State Park – Buckhorn Unit (3) (6)

Spoon River State Forest (first or second season only) (1) (6)

Starved Rock State Park (first or second season only; permit includes Starved Rock State Park, Matthiessen State Park, Margery C. Carlson State Natural Area, Mitchell's Grove State Natural Area and Sandy Ford State Natural Area; all initial permits will be issued as antlerless only; hunters must take an antlerless deer during the current year firearm season on site before they can purchase an either-sex site-specific permit; hunters must check antlerless deer with site staff for verification to participate in bonus buck program; standby hunters may purchase up to 2 one-day site-specific antlerless-only permits each day) (2) (5)

Tapley Woods State Natural Area (first or second season only) (6)

Union County State Fish and Wildlife Area – Refuge (hunting only on the first Friday and Saturday of November) (2)

Vesely Land and Water Reserve/Wilmington Shrub Prairie Nature Preserve (first or second season only) (6)

Wards Grove State Nature Preserve (first or second season only; antlerless only) (6)

Weinberg-King State Park (6)

Weinberg-King State Park – Scripps Unit (6)

Weldon Springs State Park – Piatt County Unit (6)

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White Pines Forest State Park (Monday, Tuesday and Wednesday prior to the first statewide firearm deer season only) (5) (6)

White Pines Forest State Park (Monday, Tuesday and Wednesday prior to the second statewide firearm deer season only) (5) (6)

Winston Tunnel State Natural Area (first or second season only) (6)

Witkowsky State Wildlife Area (first or second season only) (6)

Wolf Creek State Park (participants in the Corps of Engineers special disabled hunt program are exempt from site's antler restrictions; for Corps of Engineers managed lands not managed by IDNR, contact Corps of Engineers, Lake Shelbyville office for specific deer hunting policy) (3) (6)

- i) Violations of site specific regulations are petty offenses (see 520 ILCS 5/2.20).

(Source: Amended at 41 Ill. Reg. 8639, effective June 28, 2017)

**Section 650.67 Special Hunts for Disabled Hunters**

- a) Statewide regulations shall apply; season dates shall be the Thursday, Friday, and Saturday immediately prior to the first firearm deer season, and the Thursday, Friday, and Saturday immediately following the second weekend of the regular firearm season unless otherwise noted in parentheses. Permit applications may be obtained from the appropriate site office, and completed applications must be returned to that office by the third Friday in October. Disabled hunters must possess a Class P2A disability card in order to be eligible for the drawing. All participating hunters must show proof of passing the Illinois Hunter Safety Course or an equivalent State program for nonresidents unless otherwise noted in parentheses. Additional regulations will be publicly announced.

Clinton Lake State Recreation Area (Mascoutin State Park) (2)

Horseshoe Lake State Conservation Area (first Saturday and Sunday of November; participants other than disabled hunters must take an antlerless deer before taking an antlered deer) (1) (2) (5)

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Jubilee College State Park (coincides with first firearm deer season; hunter safety course not required) (2) (5)

Jubilee College State Park (coincides with second firearm deer season; hunter safety course not required) (2) (5)

Rock Cut State Park (Thursday, Friday and Saturday prior to the first statewide firearm deer season) (2) (5)

Starved Rock State Park (coincides with first firearm deer season; permit applications may be obtained from the site office and completed applications must be returned to that office by the third Friday in October; all initial permits will be issued as antlerless only; hunters must take an antlerless deer during the current year firearm season on site before they can purchase an either-sex site-specific permit; hunters must check antlerless deer with site staff for verification to participate in bonus buck program; hunter safety course not required) (2) (5)

Starved Rock State Park (coincides with second firearm deer season; permit applications may be obtained from the site office and completed applications must be returned to that office by the third Friday in October; all initial permits will be issued as antlerless only; hunters must take an antlerless deer during the current year firearm season on site before they can purchase an either-sex site-specific permit; hunters must check antlerless deer with site staff for verification to participate in bonus buck program; hunter safety course not required) (2) (5)

Wayne Fitzgerald State Park (the first Friday, Saturday and Sunday in November; permit applications may be obtained from the site office and completed applications must be returned to that office by October 1; all initial permits will be issued as antlerless only; hunters must harvest an antlerless deer onsite before they can purchase an either-sex site-specific permit; hunters must check antlerless deer with site staff for verification to get the either-sex permit) (2) (5)

- b) Violation of this Section is a Class B misdemeanor (see 520 ILCS 5/2.24).

(Source: Amended at 41 Ill. Reg. 8639, effective June 28, 2017)

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- 1) Heading of the Part: White-Tailed Deer Hunting By Use of Muzzleloading Rifles
- 2) Code Citation: 17 Ill. Adm. Code 660
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
660.20	Amendment
660.21	Amendment
660.60	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36].
- 5) Effective Date of Rules: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2516; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: In Section 660.20, "POH" has been stricken.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No

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- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.
- 16) Information and questions regarding these adopted rules shall be directed to:

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 660  
WHITE-TAILED DEER HUNTING BY USE  
OF MUZZLELOADING RIFLES

## Section

660.10	Statewide Season and Permit Quotas
660.20	Statewide Deer Permit Requirements
660.21	Deer Permit Requirements – Landowner/Tenant Permits
660.22	Deer Permit Requirements – Special Hunts
660.25	Deer Permit Requirements – Group Hunt
660.30	Statewide Muzzleloading Rifle Requirements
660.40	Statewide Deer Hunting Rules
660.45	Reporting Harvest
660.50	Rejection of Application/Revocation of Permits
660.60	Regulations at Various Department-Owned or -Managed Sites

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36].

SOURCE: Adopted at 15 Ill. Reg. 4777, effective March 18, 1991; amended at 15 Ill. Reg. 11627, effective August 2, 1991; amended at 16 Ill. Reg. 11150, effective June 30, 1992; amended at 17 Ill. Reg. 10865, effective July 1, 1993; amended at 18 Ill. Reg. 5878, effective April 5, 1994; amended at 18 Ill. Reg. 13435, effective August 23, 1994; amended at 19 Ill. Reg. 6500, effective April 28, 1995; amended at 20 Ill. Reg. 6734, effective May 6, 1996; amended at 21 Ill. Reg. 5583, effective April 19, 1997; amended at 21 Ill. Reg. 9122, effective June 26, 1997; amended at 22 Ill. Reg. 8026, effective April 28, 1998; amended at 23 Ill. Reg. 5579, effective April 26, 1999; amended at 24 Ill. Reg. 10251, effective July 1, 2000; amended at 25 Ill. Reg. 6367, effective April 27, 2001; amended at 26 Ill. Reg. 9340, effective June 17, 2002; amended at 27 Ill. Reg. 10018, effective June 23, 2003; amended at 28 Ill. Reg. 8056, effective May 26, 2004; amended at 29 Ill. Reg. 9744, effective June 24, 2005; emergency amendment at 29 Ill. Reg. 13032, effective August 10, 2005, for a maximum of 150 days; emergency expired January 6, 2006; amended at 30 Ill. Reg. 12181, effective June 28, 2006; amended at 31 Ill. Reg. 8188, effective May 25, 2007; amended at 32 Ill. Reg. 9325, effective June 13, 2008; amended at 33 Ill. Reg. 11555, effective July 27, 2009; amended at 34 Ill. Reg. 4824, effective March 19,

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2010; amended at 35 Ill. Reg. 10728, effective June 23, 2011; amended at 36 Ill. Reg. 13436, effective August 10, 2012; amended at 37 Ill. Reg. 14913, effective August 30, 2013; amended at 38 Ill. Reg. 22748, effective November 18, 2014; amended at 39 Ill. Reg. 7666, effective May 18, 2015; amended at 40 Ill. Reg. 10564, effective July 20, 2016; amended at 41 Ill. Reg. 8664, effective June 28, 2017.

**Section 660.20 Statewide Deer Permit Requirements**

- a) All deer hunters must have a current, valid Muzzleloading Rifle Deer Permit. Fees for deer permits are as follows:
- 1) Illinois Resident Permits (issued by Deer Permit Office):  
Either-sex – \$25  
Bonus antlerless-only – \$17.50  
Antlerless only for Special Hunt Areas with antlerless-only hunts – \$25
  - 2) Nonresident Permits (issued by Deer Permit Office):  
Either-sex – \$300  
Bonus antlerless-only – \$25  
Antlerless-only for Special Hunt Areas with antlerless-only hunts – \$300
  - 3) In addition to a Special Hunt Area Permit issued under subsection (a)(1) or (a)(2), a hunter may obtain additional Special Hunt Area Permits, issued by staff at the Special Hunt Area, when unfilled permits are available.  
Fees:  
Either-sex (full, 1<sup>st</sup> or 2<sup>nd</sup> season) – \$25 regardless of residency  
Antlerless-only (full, 1<sup>st</sup> or 2<sup>nd</sup> season) – \$17.50 regardless of residency  
One-day standby permits – \$5 regardless of residency
  - 4) Over-the-Counter Permits sold by license vendors pursuant to subsection (h) (all prices in this subsection (a)(4) include vendor's issuing fee):  
Resident either-sex – \$25.50  
Resident antlerless-only – \$18.00  
Nonresident either-sex – \$300.50  
Nonresident bonus antlerless-only (hunter has obtained, for the current year, a muzzleloader either sex permit, or has a valid ~~POH~~ landowner firearm either-sex permit) – \$25.50  
Nonresident antlerless-only (hunter has not obtained the required either-

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sex permit) – \$100.50

- b) A permit is issued for one county or special hunt area and is valid only in the county or special hunt area stated on the permit. During the First Lottery and Second Lottery, Only applicants who receive an either-sex permit in a county or special hunt area are eligible for a bonus antlerless-only permit for that county or special hunt area (with the exception of special hunt areas offering antlerless-only hunts). During, until the Third Lottery, Drawing, at which time antlerless-only permits remaining in the quota will be made available to resident applicants regardless of whether those applicants already possess an either-sex permit, but nonresident applicants must have a muzzleloader either-sex permit or landowner firearm either-sex permit in order to obtain an antlerless-only permit. For permit applications and other information write to:

Department of Natural Resources  
(Muzzleloading Rifle)  
Deer Permit Office  
P.O. Box 19227  
Springfield IL 62794-9227

- c) Applications from Illinois residents for participation in the First Lottery Drawing shall be accepted through April 30 of the current year. Nonresidents may not apply to participate in the First Lottery Drawing. Applications received after April 30 shall not be included in this lottery. Permits shall be allocated in a computerized random drawing. Permits shall be issued as either-sex, antlerless-only or antlered only. A maximum of one either-sex and one antlerless-only permit shall be issued per person. Lifetime licenses issued after August 15, 2006 shall not qualify a non-resident of Illinois for a resident deer permit.
- d) Applicants must complete all portions of the current year permit application form. Incomplete or incorrect applications will be returned along with the applicant's permit fee for correction or completion if received in the Permit Office prior to the last weekday in April of the current year.
- e) Applicants must check the antlerless-only box and provide the appropriate fee to apply for an additional antlerless-only permit. Antlerless-only permits will be issued until the antlerless-only quota is filled for a given county or special hunt area.

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- f) Permits for counties and special hunt areas with unfilled quotas after the First Lottery Drawing shall be allocated in a Second Lottery Drawing. This drawing is open only to nonresident applicants and to Illinois residents who were not previously issued muzzleloader permits for the current hunting season. Illinois residents will be given preference for permits allocated in the Second Lottery Drawing. Applications for the Second Lottery Drawing will be accepted through June 30 of the current year. Applicants may also apply for remaining antlerless-only permits by checking the antlerless-only box and providing the appropriate fee. A list of unfilled counties shall be announced upon becoming available after the First Lottery Drawing. Applicants must apply on a current year Muzzleloading Rifle Deer Permit application form. A maximum of one either-sex and one antlerless-only permit shall be issued per person.
- g) A Third Lottery Drawing will be held during which any Illinois resident (regardless of any other deer permit he or she may have) may apply for one or more either-sex and/or antlerless-only permits for counties or special hunt areas with unfilled quotas. Nonresidents may also apply, but must have received a muzzleloader either-sex permit or landowner firearm either-sex permit in order to obtain an antlerless-only permit in this drawing. Applications for the Third Lottery Drawing will be accepted through the third Friday in August of the current year. A list of unfilled counties and special hunt areas will be announced upon becoming available after the Second Lottery Drawing. Applicants must apply on a current year Muzzleloading Rifle Deer Permit application form. All applications for the Third Lottery will be processed individually (i.e., no group applications will be processed).
- h) Permits remaining after the Third Lottery Drawing will be available over-the-counter (OTC) from agents designated by the Department (pursuant to 17 Ill. Adm. Code 2520) beginning the third Tuesday in October on a first-come, first-served basis. Permits will be sold until quotas are exhausted, or until the close of the muzzleloader deer season, whichever occurs first. Persons may purchase one or more permits during this period, subject to availability. Persons purchasing OTC deer permits must supply all necessary applicant information to the agents in order to properly complete the permit.
- i) Hunter preference in obtaining a muzzleloading rifle permit during the First Lottery Drawing shall be given to individuals that applied for an either-sex muzzleloading permit in the previous year's First Lottery Drawing who were rejected because the quota was depleted in their county choices. The following

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criteria must be met to obtain a preference in the muzzleloading rifle First Lottery Drawing:

- 1) The applicant must apply using the official agency application.
  - 2) The applicant must be a resident of the State, be eligible to receive a Muzzleloading Rifle Deer Permit, and not had deer hunting privileges revoked pursuant to Section 660.50.
  - 3) The applicant must apply for the same county choices that he/she listed on the previous year's application. Preference will not be granted for special hunt areas.
  - 4) Where applicants apply as a group, preference for the entire group shall apply as it does above for the individual. All county choices for the group must be identical.
- j) Applications shall be accepted at the counter window of the permit office; however, permits for the First Lottery, Second Lottery and Third Lottery Drawing shall be mailed. In-person, mail-in and electronic applications will receive equal treatment in the drawings.
- k) Permits are not transferable. Refunds shall not be granted unless the Department of Natural Resources has erroneously issued the permit after the quota has been depleted or where the applicant was unsuccessful in obtaining a permit.
- l) A \$3 service fee shall be charged for replacement permits issued by the Department, except when permits are lost in the mail, then there shall be no charge. The procedures for obtaining a replacement license are detailed in 17 Ill. Adm. Code 2520.50. Monies derived from this source shall be deposited in the Wildlife and Fish Fund.
- m) The period for accepting applications for the First and Second Lottery periods shall be extended if applications are not available to the public by April 1. A news release will announce the extension of the application period.
- n) Hunting without a permit is a Class B misdemeanor (see 520 ILCS 5/2.24). Providing false information on a permit application is a Class A misdemeanor (see 520 ILCS 5/2.38).

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## NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at 41 Ill. Reg. 8664, effective June 28, 2017)

**Section 660.21 Deer Permit Requirements – Landowner/Tenant Permits**

- a) Unfilled [POH](#) "~~property only hunting~~" firearm deer permits that authorize various types of property owners/tenants to hunt only on their owned or leased land, issued pursuant to 17 Ill. Adm. Code ~~528650.21~~, shall be valid only on lands owned/leased by the permit holder during the muzzleloading rifle season. However, the only valid weapon during the muzzleloading rifle season is a muzzleloading rifle which meets the requirements of Section 660.30.
- b) Violation of this Section is a Class B misdemeanor (see 520 ILCS 5/2.24).

(Source: Amended at 41 Ill. Reg. 8664, effective June 28, 2017)

**Section 660.60 Regulations at Various Department-Owned or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510 – General Hunting and Trapping apply in this Section, unless this Section is more restrictive.
- b) Only one tree stand or ground blind is allowed per deer permit holder. Tree stands and ground blinds must comply with restrictions listed in 17 Ill. Adm. Code 510(c)(3) and (c)(12), and must be portable. Tree stands and ground blinds must be removed at the end of each day with the exception that they may be left unattended from September 15-January 31 at those sites listed in this Section that are followed by a (1). Any tree stand or ground blind left unattended overnight must be legibly marked with the owner's name, address, and telephone number, or site assigned identification number.
- c) It is unlawful to drive deer or participate in a deer drive on all Department-owned or -managed properties. A deer drive is defined as a deliberate action by one or more persons (whether armed or unarmed) whose intent is to cause deer to move within firearm range of one or more participating hunters.
- d) Check-in, check-out and reporting of harvest is required at those sites listed in this Section that are followed by a (2). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by a (7).

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- e) Handicapped preferred hunting opportunities are provided at those sites listed in this Section that are followed by a (3).
- f) Only antlerless deer or antlered deer having at least four points on one side may be harvested at those sites listed in this Section that are followed by a (4).
- g) Only antlerless deer or antlered deer having at least five points on one side may be harvested at those sites listed in this Section that are followed by a (5).
- h) Statewide regulations shall apply at the following sites:
  - Alvah Borah State Habitat Area (1) (7)
  - Big Grand Pierre Glade State Natural Area (1)
  - Cache River State Natural Area (1) (2)
  - Campbell Pond State Fish and Wildlife Area (1) (7)
  - Cape Bend State Fish and Wildlife Area (1) (2)
  - Carlyle Lake State Fish and Wildlife Area except subimpoundment areas (7)
  - Carlyle Lake Lands and Waters – Corps of Engineers managed lands (closed to firearm deer hunting in the Jim Hawn and East Spillway Areas)
  - Chauncey Marsh State Natural Area (1) (7)
  - Collier Limestone Glade State Natural Area (1)
  - Copperhead Hollow State Wildlife Area (1) (7)
  - Crawford County State Fish and Wildlife Area (1) (7)
  - Cretaceous Hills State Natural Area (1) (7)
  - Cypress Creek National Wildlife Refuge
  - Cypress Pond State Natural Area (1) (2)

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Deer Pond State Natural Area (1) (2)

Devil's Island State Wildlife Management Area

Dog Island State Wildlife Management Area (1) (7)

Ferne Clyffe State Park (1) (2)

Fort de Chartres State Historic Site (no in-line muzzleloading rifles or muzzleloaders with scopes allowed) (1) (2)

George S. Park Memorial Woods State Natural Area (2)

Giant City State Park (1) (2)

Hamilton County State Fish and Wildlife Area (1) (7)

Horseshoe Lake Fish and Wildlife Area – Alexander County (all portions of the Public Hunting Area except the Controlled Goose Hunting Area) (1) (2)

Kaskaskia River State Fish and Wildlife Area (1) (2, except south of Highway 154 and north of Highway 13) (Doza Creek Waterfowl Management Area is closed during duck season)

Kickapoo State Recreation Area (closed during second firearm deer season) (1) (7)

Kinkaid Lake State Fish and Wildlife Area (1) (2)

Lusk Creek Canyon State Natural Area (1)

[Marshall State Fish and Wildlife Area \(1\) \(7\)](#)

Meeker State Habitat Area (1) (7)

Mernet Lake State Conservation Area (1) (7)

Middle Fork State Fish and Wildlife Area (closed during second firearm deer

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season) (1) (7)

Miller-Anderson Woods State Natural Area (Bureau County permit holders may hunt the Bureau County portion of the area and Putnam County permit holders may hunt the Putnam County portion of the area) (2)

Mississippi River Pool 16 (1)

Mississippi River Pool 17 (1)

Mississippi River Pool 18 (1)

Mississippi River Pools 21, 22, 24 (1)

Mississippi State Fish and Waterfowl Management Area – Pools 25 and 26 (Batchtown, Crull Hollow and Godar Waterfowl Rest Areas are closed to hunting beginning 14 days before the regular duck season; areas reopen to hunting the day after duck season closes; it is unlawful to trespass upon the designated duck hunting areas between sunset of the Sunday immediately preceding opening day of regular duck season through the day before regular duck season as posted at the site; no deer hunting is allowed within 200 yards of an occupied duck blind; during duck season only, deer hunters may not access the designated duck hunting areas by launching a boat at certain specifically posted boat ramps; boat ramps reopen to deer hunters the day after duck season closes; hunting is allowed at Red's Landing and Riprap Landing walk-in areas from 12:00 p.m. to ½ hour after sunset during duck season, statewide hours during remainder of the season) (1)

Oakford State Conservation Area

Pere Marquette State Park (hunting in designated area only) (1) (7)

Pyramid State Park (4) (7)

Pyramid State Park – East Conant Unit (4) (7)

Ray Norbut State Fish and Wildlife Area (closed during second firearm deer season) (7)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (closed during

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second firearm deer season) (7)

Rend Lake State Fish and Wildlife Area Corps of Engineers' managed areas of Rend Lake

Saline County State Fish and Wildlife Area (1) (7)

Sand Ridge State Forest (closed during second firearm deer season) (7)

Sielbeck Forest State Natural Area (1) (7)

Skinner Farm State Habitat Area (1) (7)

Ten Mile Creek State Fish and Wildlife Area (areas designated as Waterfowl Rest Areas are closed to all access during the Canada Goose Season only) (1) (7); ~~Belle Rive Unit only (4)~~

Trail of Tears State Forest (1) (2)

Turkey Bluffs State Fish and Wildlife Area (1) (2)

Union County State Fish and Wildlife Area (Firing Line Unit only) (1) (2)

Weinberg-King State Park (7)

Weinberg-King State Park – Scripps Unit (7)

Weinberg-King State Park – Spunky Bottoms Unit (7)

Wildcat Hollow State Forest (1) (7)

Wise Ridge State Natural Area (1)

- i) Statewide regulations shall apply at the following sites by special permit allocated through the regular statewide drawing. Season dates that differ from the statewide dates are in parentheses. Sites that offer standby hunting are followed by a (6). At sites offering standby hunting, permit holders must register at the check station by 5:00 a.m. each day of the hunt. Unvalidated permits are void after 5:00 a.m. Vacancies each day will be filled by a drawing held at 5:00 a.m.

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Vacancies may be filled by any person holding a valid hunting license, Habitat Stamp, and Firearm Owner Identification Card, if required. Standby hunters will be issued a one-day site-specific deer permit at the check station, and charged a permit fee of \$5. All hunters must check out and report harvest. In the event that Department budget reductions or site staffing reductions make the operation of check stations or issuance of standby permits impractical, changes to check station procedures and standby permit issuance will be publicly announced and posted at the site.

Apple River Canyon State Park – Thompson and Salem Units (closed during the second firearm deer season) (7)

Burning Star State Fish and Wildlife Area (7)

Butterfield Trail State Recreation Area (closed during the second firearm deer season) (7)

Carlyle State Fish and Wildlife Area – East Fork Unit in Clinton County

Castle Rock State Park (closed during second firearm season) (6) (7)

Cedar Glen State Natural Area (closed during the second firearm deer season) (1) (7)

Clinton Lake State Recreation Area (North Fork Management Unit, north of the county road at the North Fork boat ramp) (7)

Embarras River Bottoms State Habitat Area (closed during the second firearm deer season) (1) (7)

French Bluff State Natural Area (closed during the second firearm deer season) (1) (7)

Goose Lake Prairie State Natural Area/Heidecke Lake State Fish and Wildlife Area (closed during the second firearm deer season) (2) (6)

Hanover Bluff State Natural Area (closed during the second firearm deer season) (7)

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Hidden Springs State Forest (closed during second firearm deer season) (1) (7)

Horseshoe Lake State Park – Madison County (closed during second firearm deer season; antlerless only) (1)

Jim Edgar Panther Creek State Fish and Wildlife Area – Open Unit (closed during second firearm deer season) (1) (4) (7)

Jubilee College State Park (closed during the second firearm deer season; hunting is prohibited in marked zones) (1, except tree stands must be erected the day before the muzzleloading season and must be removed by the day after the muzzleloading season) (2) [\(6\)](#)

Lake Shelbyville Project Lands in Moultrie County (closed during the second firearm deer season; antlerless only; for Corps of Engineers managed lands not managed by IDNR, contact Corps of Engineers, Lake Shelbyville office for specific deer hunting policy) (1)

Lake Shelbyville Project Lands in Shelby County (closed during the second firearm deer season; antlerless only; for Corps of Engineers managed lands not managed by IDNR, contact Corps of Engineers, Lake Shelbyville office for specific deer hunting policy) (1)

Lake Shelbyville State Fish and Wildlife Area (closed during the second firearm deer season; antlerless-only; must have valid permit for Lake Shelbyville Project Lands – Moultrie County) (7)

Marseilles State Fish and Wildlife Area (closed during second firearm deer season) (all tree stands must be removed from this area no later than sunset of the last day of archery deer season; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may enter the site only from designated parking lots) (1) (2) (6)

Rall Woods State Natural Area (closed during the second firearm deer season) (7)

Sangchris Lake State Park (open to muzzleloading rifle hunting during the second firearm deer season only; antlerless deer only; hunting will begin the first day at legal shooting time and at 10:30 a.m. on all other days of the season) (1) (2)

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Sangamon County State Conservation Area (closed during second firearm deer season) (1)

Sanganois State Fish and Wildlife Area (Ash Swale Waterfowl Rest Area will be closed to deer hunting during the waterfowl hunting seasons) (1) (7)

Siloam Springs State Park (closed during second firearm deer season) (4) (7)

Spoon River State Forest (closed during second firearm deer season) (1) (7)

Starved Rock State Park (closed during the second firearm deer season; permit includes Starved Rock State Park, Matthiessen State Park, Margery C. Carlson State Natural Area, Mitchell's Grove State Natural Area and Sandy Ford State Natural Area; hunt is open in Zone A; all initial permits will be issued as antlerless only; hunters must take an antlerless deer on the site during the current year firearm or muzzleloader season before they will be issued an either-sex standby permit; hunters must check antlerless deer with site staff for verification to participate in the bonus buck program; standby hunters may purchase up to 2 one-day site-specific antlerless-only permits each day) (2) (6)

Tapley Woods State Natural Area (closed during the second firearm deer season) (7)

Wards Grove State Nature Preserve (closed during the second firearm deer season; antlerless deer only) (7)

Winston Tunnel State Natural Area (closed during the second firearm deer season) (7)

Witkowsky State Wildlife Area (closed during the second firearm deer season) (7)

- j) Violations of site specific regulations are petty offenses (see 520 ILCS 5/2.20).

(Source: Amended at 41 Ill. Reg. 8664, effective June 28, 2017)

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- 1) Heading of the Part: White-Tailed Deer Hunting By Use of Bow and Arrow
- 2) Code Citation: 17 Ill. Adm. Code 670
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
670.20	Amendment
670.21	Amendment
670.30	Amendment
670.60	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.5, 2.20, 2.24, 2.25, 2.26, 2.33, 3.5 and 3.36 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.5, 2.20, 2.24, 2.25, 2.26, 2.33, 3.5 and 3.36].
- 5) Effective Date of Rules: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2532; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: In Section 670.20(a), "property only" has been stricken.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No

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- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.
- 16) Information and questions regarding these adopted rules shall be directed to:

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

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TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 670  
WHITE-TAILED DEER HUNTING BY USE OF BOW AND ARROW

## Section

670.10	Statewide Open Seasons and Counties
670.20	Statewide Deer Permit Requirements
670.21	Deer Permit Requirements – Landowner/Tenant Permits
670.30	Statewide Legal Bow and Arrow
670.40	Statewide Deer Hunting Rules
670.50	Rejection of Application/Revocation of Permits
670.55	Reporting Harvest
670.60	Regulations at Various Department-Owned or -Managed Sites

AUTHORITY: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.5, 2.20, 2.24, 2.25, 2.26, 2.33, 3.5 and 3.36 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.5, 2.20, 2.24, 2.25, 2.26, 2.33, 3.5 and 3.36].

SOURCE: Adopted at 5 Ill. Reg. 8888, effective August 25, 1981; codified at 5 Ill. Reg. 10641; emergency amendment at 5 Ill. Reg. 11402, effective October 14, 1981, for a maximum of 150 days; emergency expired March 13, 1982; amended at 6 Ill. Reg. 10721, effective August 20, 1982; emergency amendment at 6 Ill. Reg. 15581, effective December 14, 1982, for a maximum of 150 days; emergency expired May 13, 1983; amended at 7 Ill. Reg. 10790, effective August 24, 1983; amended at 8 Ill. Reg. 19004, effective September 26, 1984; amended at 9 Ill. Reg. 14317, effective September 9, 1985; amended at 10 Ill. Reg. 16658, effective September 22, 1986; amended at 11 Ill. Reg. 2275, effective January 20, 1987; amended at 12 Ill. Reg. 12042, effective July 11, 1988; amended at 13 Ill. Reg. 12839, effective July 21, 1989; amended at 14 Ill. Reg. 14787, effective September 4, 1990; amended at 14 Ill. Reg. 19859, effective December 3, 1990; amended at 15 Ill. Reg. 10021, effective June 24, 1991; amended at 15 Ill. Reg. 16691, effective October 31, 1991; amended at 16 Ill. Reg. 11116, effective June 30, 1992; amended at 17 Ill. Reg. 286, effective December 28, 1992; amended at 17 Ill. Reg. 13452, effective July 30, 1993; amended at 18 Ill. Reg. 5842, effective April 5, 1994; amended at 19 Ill. Reg. 7560, effective May 26, 1995; amended at 19 Ill. Reg. 15411, effective October 26, 1995; amended at 20 Ill. Reg. 6723, effective May 6, 1996; amended at 21 Ill. Reg. 5561, effective April 19, 1997; amended at 22 Ill. Reg. 7995, effective April 28, 1998; amended at 23 Ill. Reg. 6829, effective May 20, 1999; amended at 24 Ill. Reg. 6908, effective April 20, 2000; amended at 25 Ill. Reg.

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7217, effective May 22, 2001; amended at 25 Ill. Reg. 11471, effective August 14, 2001; amended at 26 Ill. Reg. 9356, effective June 17, 2002; amended at 27 Ill. Reg. 10025, effective June 23, 2003; amended at 28 Ill. Reg. 9968, effective July 6, 2004; amended at 29 Ill. Reg. 9761, effective June 24, 2005; amended at 30 Ill. Reg. 12196, effective June 28, 2006; amended at 31 Ill. Reg. 8202, effective May 25, 2007; amended at 32 Ill. Reg. 9337, effective June 13, 2008; amended at 33 Ill. Reg. 11571, effective July 27, 2009; amended at 34 Ill. Reg. 4839, effective March 19, 2010; amended at 35 Ill. Reg. 10739, effective June 23, 2011; amended at 36 Ill. Reg. 13450, effective August 10, 2012; amended at 37 Ill. Reg. 14926, effective August 30, 2013; amended at 38 Ill. Reg. 22752, effective November 18, 2014; amended at 39 Ill. Reg. 10905, effective July 27, 2015; emergency amendment at 39 Ill. Reg. 13125, effective September 3, 2015, for a maximum of 150 days; amended at 39 Ill. Reg. 14568, effective October 20, 2015; amended at 40 Ill. Reg. 829, effective December 29, 2015; amended at 40 Ill. Reg. 10579, effective July 20, 2016; amended at 41 Ill. Reg. 8679, effective June 28, 2017.

**Section 670.20 Statewide Deer Permit Requirements**

- a) All archery deer hunters must have a current, valid Illinois archery deer permit. Archery deer permits (except landowner/tenant ~~property only~~ hunting ~~POH~~ permits and nonresident permits issued to clients of outfitters as detailed in Section 670.20(c)) will authorize the holder to hunt in any of the open counties of the State, on property where permission to hunt has been obtained from the property owner. Nonresident archery deer permits issued to outfitter clients who received a permit based on the preference given to outfitter clients are valid only on property controlled by the outfitter used to gain preference.
- b) Resident Permits
  - 1) Resident archery deer permits are available over-the-counter (OTC) from agents designated by the Department (pursuant to 17 Ill. Adm. Code 2520) as combination permits, each consisting of one either-sex permit and one antlerless-only permit, or as a single antlerless-only permit. The fee for a resident archery combination permit shall be \$25; a resident archery single antlerless-only permit shall be \$15. While there is no limit to the number of archery deer permits that an individual resident may purchase, no one may harvest more deer than allowed by the restrictions prescribed in Section 670.40. Lifetime licenses issued after August 15, 2006 shall not qualify a nonresident of Illinois for a resident deer permit.
  - 2) In addition to the permits listed in subsection (b)(1), resident hunters have

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the option of purchasing a maximum of one resident single either-sex permit for a fee of \$15. Applicants must submit an application to the Permit Office using the official current Resident Single Either-Sex Archery Deer Permit application form by September 1. Applications are available from the DNR website at <http://www.dnr.illinois.gov>. Applications submitted on forms from previous years will be returned. Applicants must complete all portions of the permit application form. Incomplete applications and fees will be returned. Each applicant must submit a personal check or money order with his/her individual application.

- c) Nonresident Permits
- 1) A limited number of nonresident archery deer permits is available as combination permits, each consisting of one either-sex permit and one antlerless-only permit. The fee for the nonresident combination archery deer permit shall be \$410. Nonresident hunters may apply ~~during the period~~ June 1 through June 30 via [DNR Direct Online License Sales at www.dnr.illinois.gov](http://www.dnr.illinois.gov) ~~telephone using DNR's telephone vendor system (1-888-673-7648)~~. Applicants may apply for and receive a maximum of one nonresident combination archery deer permit during a license year. (Note: Receiving nonresident landowner archery deer permits does not preclude the recipient from also applying for and receiving the regular nonresident combination archery deer permit.) The number of nonresident combination archery deer permits shall be limited to 25,000, with clients of outfitters currently permitted by the Department of Natural Resources given preference in the drawing for the first 7,500. Clients of permitted outfitters should contact the outfitter prior to applying to receive a certification number to be used in the application process to verify their outfitter client status. Permits will be allocated using a computerized, random lottery drawing conducted after June 30. If the number of eligible outfitter clients in the drawing is less than 7,500, all remaining permits will be allocated to the remaining applicants until the quota is reached. If the number of eligible outfitter clients in the drawing exceeds 7,500, those outfitter clients unsuccessful in obtaining one of the first 7,500 permits will compete against non-client applicants for the remaining permits. Up to six individuals may apply for nonresident combination archery permits as a group. Groups must identify a group leader, and all applicants must provide the same group leader information at the time of application. If

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applying for permits given preferentially to clients of outfitters, all group applicants must also provide the same outfitter certification number. Permits available after the lottery will be sold on a first-come, first-served basis to applicants who have not previously received a combination permit for the current deer season.

- 2) Nonresident single antlerless-only archery deer permits may be purchased as "bonus" permits for a fee of \$25 by nonresident hunters who have previously obtained either a nonresident combination archery deer permit or a nonresident landowner archery deer permit. The bonus nonresident single antlerless-only archery deer permit will be available over-the-counter (OTC) from license vendors for a fee of \$25. Eligible nonresident hunters may purchase these bonus permits without limit.
  - 3) Nonresident hunters who have not previously obtained a permit described in subsection (c)(2) may purchase nonresident single antlerless-only archery deer permits OTC from license vendors for a fee of \$100. Nonresident hunters may purchase these permits without limit.
  - 4) Nonresidents may not purchase a combination archery deer permit after September 30 if they have previously purchased any single antlerless-only archery deer permit for the current deer season.
- d) Hunters purchasing archery deer permits must supply all necessary applicant information to the license vendor in order to properly complete the permit.
- e) ~~Applications for landowner/tenant permits may be obtained by writing to:~~

~~Department of Natural Resources  
L/T Deer Permit  
P.O. Box 19227  
Springfield IL 62794-9227~~

~~To obtain a landowner/tenant permit, applicants must submit an application to the Permit Office using the official current archery deer permit application form. Applications submitted on forms from previous years will be returned. Applicants must complete all portions of the permit application form. Incomplete applications and fees will be returned. Each applicant must submit a personal check or money order for his/her individual application.~~

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- e) Permits are not transferable. Refunds will not be granted unless the Department has erroneously issued the permit.
- f) A \$3 service fee will be charged for replacement permits issued by DNR, except that there will be no charge for permits lost in the mail. The procedures for obtaining a replacement license are detailed in 17 Ill. Adm. Code 2520.50. Monies from this source will be deposited in the Wildlife and Fish Fund.
- g) Hunting without a valid permit is a Class B misdemeanor (see 520 ILCS 5/2.24). Providing false information on an application is a Class A misdemeanor (see 520 ILCS 5/2.38).

(Source: Amended at 41 Ill. Reg. 8679, effective June 28, 2017)

**Section 670.21 Deer Permit Requirements – Landowner/Tenant Permits**

Requirements and procedures for obtaining landowner/tenant permits are provided in 17 Ill. Adm. Code 528.

- a) ~~The immediate family of a landowner or tenant is defined as, and limited to, the spouse, children and parents permanently residing on the same property as the landowner or tenant.~~
- b) ~~A tenant for the purpose of this Part is one who rents 40 acres or more land for commercial agricultural purposes under an agreement with a landowner. Commercial agriculture shall be defined as utilization of land for the raising of hay, grain crops or livestock for profit.~~
- e) ~~Resident Illinois landowners who own 40 acres or more of land and resident tenants renting or leasing 40 acres or more of commercial agricultural land, and members of their immediate family, may apply for a free combination archery deer permit for their property only. Non resident Illinois landowners (of 40 acres or more) are also eligible to apply for a combination archery deer permit for their property only. The fee to non resident Illinois landowners owning 40 acres or more for a combination permit for their property only shall be \$210. This deer hunting permit shall be valid on all farm lands owned, leased, or rented by the person to whom it is issued.~~

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- d) ~~If property is owned or rented by more than one person, only one landowner (and his immediate family) or one tenant (and his immediate family) will be issued a permit for every 40 acres of owned or rented land. For example, if 3 persons own 90 acres, only 2 of the landowners and their immediate family may receive deer permits.~~
- e) ~~Proof of ownership for all landowner or tenant applications must be provided by one of the following methods:~~
- 1) ~~Submittal of a copy of property deed, recorded/file stamped by the County Recorder or County Clerk;~~
  - 2) ~~Submittal of a copy of contract for deed, recorded/file stamped by the County Recorder or County Clerk;~~
  - 3) ~~Submittal of a copy of the most recent real estate tax statement for the property that identifies the property acreage (upon which the landowner's name appears as landowner or the person signing the application appears as landowner);~~
  - 4) ~~Submittal of a copy of a current Farm Service Agency 156EZ form; or~~
  - 5) ~~Submittal of a copy of a trust agreement that must indicate that the trust owns at least 40 acres and the applicant is a current income beneficiary of the trust.~~
- f) ~~Tenant permit applicants are required to submit, in addition to the landowner certification and proof of ownership, a copy of one of the following:~~
- 1) ~~A copy of a lease or a rental agreement, file stamped as recorded by the County Recorder or County Clerk, covering the current year. The agreement must contain the landowner's signature, tenant's signature, description of monetary consideration, specified period of the lease and the acreage involved, and a statement that the lease is for agricultural purposes; or~~
  - 2) ~~A copy of a current Farm Service Agency 156EZ form.~~

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- g) ~~A hunting rights lease or other non-agricultural lease is not valid as a basis for obtaining a landowner or tenant permit.~~
- h) ~~Bona fide equity shareholders of corporations, bona fide equity members of limited liability companies, bona fide current income beneficiaries of trusts or bona fide partners of partnerships owning 40 or more acres of land in a county may apply for one either sex permit to hunt the corporation, limited liability company, trust or partnership lands only. Only one permit per 40 acres, for a maximum number of 15 permits per county for corporations, trusts, and limited liability companies and a maximum number of 3 permits per county for partnerships, shall be issued based on ownership of lands by corporations, limited liability companies, trusts or partnerships. Lands leased to corporations, limited liability companies, trusts or partnerships shall not be considered as a basis for a permit for the shareholders/members/beneficiaries/partners of the lessee. Lands held in trust by corporations, limited liability companies, or partnerships shall not be considered as a basis for a permit by the shareholders/members/partners of the trustee. If application is made for a permit based upon lands owned by the corporation, limited liability company, trust or partnership, a duly authorized officer of the corporation, limited liability company, trust or partnership must sign a notarized statement authorizing the applicant to hunt on the corporate, company, trust or partnership lands for which a permit is being requested. This statement must identify the applicant as a bona fide equity shareholder, member, beneficiary or partner, as defined in this subsection, identify authorization to hunt and identify that no more than 15 authorizations will be requested per county for the corporation, limited liability company, or trust lands and no more than 3 authorizations will be requested per county for partnership lands.~~
- 1) In addition:
- A) ~~Corporation applicants must submit a copy of ownership interest in a for-profit corporation with a fully executed stock certificate, articles of incorporation or corporate agreement;~~
  - B) ~~limited liability company applicants must submit a copy of the limited liability company's articles of organization or the operating agreement;~~
  - C) ~~limited partnerships, limited liability limited partners, and limited liability partnership applicants must submit a copy of the~~

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~~partnership agreement, certificate of partnership or statement of qualification; and~~

- ~~D) general partnership applicants must submit a copy of the partnership agreement.~~
- 2) ~~These documents must be attached to the application upon submittal to the Permit Office. The shareholder/member combination permit shall be free to resident shareholders/members/beneficiaries/ partners, and the cost to non-resident shareholders/members/beneficiaries shall be \$210. Non-resident partners cannot receive permits under this subsection.~~
- 3) ~~Bona fide equity shareholder means an individual who:~~
- A) ~~purchased, for market price, publicly sold stock shares in a corporation; purchased shares of a privately held corporation for a value equal to the percentage of the appraised value of the corporate assets represented by the ownership in the corporation; or is a member of a closely held family owned corporation and has purchased or been gifted with shares of stock in the corporation accurately reflecting his or her percentage of ownership; and~~
- B) ~~intends to retain the ownership of the shares of stock for at least 5 years.~~
- 4) ~~Bona fide equity member means an individual who:~~
- A) ~~became a member upon the formation of the limited liability company; or has purchased a distributional interest in a limited liability company for a value equal to the percentage of the appraised value of the limited liability company assets represented by the distributional interest in the limited liability company and subsequently becomes a member of the company pursuant to Article 30 of the Limited Liability Company Act; and~~
- B) ~~intends to retain the membership for at least 5 years.~~
- 5) ~~Bona fide current income beneficiary means an individual who, at the time of application for a permit, is entitled to income (whether income exists or~~

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~~not) from the trust that owns the land the applicant wishes to hunt with no condition precedent (such as surviving another person, reaching a certain age, etc.) other than the trustee distributing the income, and is listed by name in the trust documents as an income beneficiary.~~

- 6) ~~Bona fide equity partner means an individual who:~~
- A) ~~became a partner, either general or limited, upon the formation of the partnership; or has purchased a distributional interest in the partnership or limited partnership for a value equal to the percentage of the appraised value of the partnership assets represented by the distributional interest in the partnership;~~
  - B) ~~intends to retain ownership of the partnership for at least 5 years; and~~
  - C) ~~is a resident of Illinois.~~
- i) ~~Property only hunting permit renewal and first time applications will be accepted as soon as they are available. The application deadline for all property only applications (both renewal and first time) is October 1.~~
- j) ~~*For the purposes of calculating acreage under this Section, the Department shall, after determining the total acreage of the applicable tract or tracts of land, round remaining fractional portions of an acre greater than or equal to half of an acre up to the next whole acre [520 ILCS 5/2.26].*~~
- k) ~~Providing false information on a permit application is a Class A misdemeanor (see 520 ILCS 5/2.38).~~

(Source: Amended at 41 Ill. Reg. 8679, effective June 28, 2017)

**Section 670.30 Statewide Legal Bow and Arrow**

- a) The only legal hunting devices to take, or attempt to take, deer are:
- 1) Longbows, recurve bows or compound bows with minimum pull of 3040 pounds at some point within a 28-inch draw. Minimum arrow length is 20 inches. Any mechanical device capable of maintaining a drawn or

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partially drawn position on a bow without the hunter exerting full string tension is illegal.

- 2) Crossbows, so long as one or more of the following conditions are met:
  - A) *If the user is a person age 62 and older with a valid photo ID containing proof of age; or*
  - B) *If the user is a disabled person to whom the Department has issued a permit to use a crossbow as provided by 17 Ill. Adm. Code 760; or*
  - C) *If the date is between the second Monday following the Thanksgiving holiday through the last day of the archery deer hunting season (both inclusive) [520 ILCS 5/2.5]; or*
  - D) *If the user possesses a valid Youth Hunting License and archery deer hunting permit, and remains under the direct supervision of a parent, grandparent, or guardian who is 21 years of age or older and who possesses a valid Illinois hunting license and valid archery deer permit. [520 ILCS 5/2.5a and 3.1-9] Accompaniment by a parent, grandparent, or guardian shall serve as evidence that express permission of an adult was granted to obtain the deer permit.*
- b) Broadheads must be used for archery deer hunting. Broadheads may have fixed or expandable cutting surfaces, but they must be a minimum  $\frac{7}{8}$  inch in diameter when fully opened. Broadheads with fixed cutting surfaces must be metal or flint-, chert- or obsidian-knapped; broadheads with expandable cutting surfaces must be metal. Nothing in this subsection shall be construed to prohibit the possession of arrows with field tips or blunt tips for the purpose of legally taking small game or for target practice during the course of the hunt, but those arrows may not be used in any attempt to take deer.
- c) Specifications for legal crossbows and bolts are contained in 17 Ill. Adm. Code 760.

## DEPARTMENT OF NATURAL RESOURCES

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- d) All other hunting devices, including electronic arrow tracking devices utilizing radio telemetry, are illegal. It is unlawful to carry any firearm or sidearm while hunting deer with a bow and arrow.
- e) Use of an unlawful device is a Class B misdemeanor (see 520 ILCS 5/2.24), except that unlawful use of a crossbow is a Class A misdemeanor with a minimum \$500 and maximum \$5,000 fine, in addition to other statutory penalties (see 520 ILCS 5/2.33(o)).

(Source: Amended at 41 Ill. Reg. 8679, effective June 28, 2017)

**Section 670.60 Regulations at Various Department-Owned or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510 (General Hunting and Trapping) apply in this Section, unless this Section is more restrictive.
- b) It is unlawful to drive deer, or participate in a deer drive, on all Department-owned or -managed properties. A deer drive is defined as a deliberate action by one or more persons (whether armed or unarmed) whose intent is to cause deer to move within archery range of one or more participating hunters.
- c) Only one tree stand or ground blind is allowed per deer permit holder. Tree stands and ground blinds must comply with restrictions listed in 17 Ill. Adm. Code 510.10(c)(3) and (c)(12) and must be portable. Tree stands and ground blinds must be removed at the end of each day with the exception that they may be left unattended from September 15 through January 31 at those sites listed in this Section that are followed by a (1). Any tree stand or ground blind left unattended must be legibly marked with the owner's name, address, and telephone number, or site assigned identification number.
- d) Check-in, check-out, and reporting of harvest is required at those sites listed in this Section that are followed by a (2). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by a (6).
- e) Where standby hunters are used to fill quotas, a drawing will be held at sites indicated by a (3).
- f) Only antlerless deer or antlered deer having at least four points on one side may be harvested at those sites listed in this Section that are followed by a (4).

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- g) Only antlerless deer or antlered deer having at least five points on one side may be harvested at those sites listed in this Section that are followed by a (5).
- h) Statewide regulations shall apply at the following sites:
- Alvah Borah State Habitat Area (6)
  - \* Anderson Lake State Fish and Wildlife Area (1) (2)
  - Apple River Canyon State Park – Thompson and Salem Units (6)
  - Argyle Lake State Park (1) (6)
  - \* Banner Marsh State Fish and Wildlife Area ([statewide hunting hours except during the Central Zone duck season hunting hours 1:00 p.m. until ½ hour after sunset](#)) (1) (2)
  - \* Beall Woods State Park (1) (6)
  - \* Big Bend State Fish and Wildlife Area (1) (2)
  - Big Grand Pierre Glade State Natural Area (1)
  - Big River State Forest (1) (6)
  - [Bradford Pheasant Habitat Area \(October 1-31 only\)](#)
  - Buffalo Rock State Park/Blackball Mines Nature Preserve (2)
  - Burning Star State Fish and Wildlife Area (6)
  - Butterfield Trail State Recreation Area (6)
  - Cache River State Natural Area (1) (2)
  - Campbell Pond State Fish and Wildlife Area (1) (6)
  - Cape Bend State Fish and Wildlife Area (1) (2)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Carlyle Lake Lands and Waters (Corps of Engineers managed lands, except Jim Hawn and East Spillway Areas)

- \* Carlyle Lake Lands and Waters (Corps of Engineers managed lands – Jim Hawn and East Spillway Areas)

Carlyle Lake State Fish and Wildlife Area (except subimpoundment area is closed 7 days prior to and during the regular waterfowl season; lands bounded on the east by "C" levee, south by "D" levee, west by ACOE property line, and including the posted area west of parking lot #2, will be open the entire archery deer hunting season) (6)

Castle Rock State Park (submission of all deer heads within 48 hours after harvest on site is required to test for the presence of Chronic Wasting Disease) (1) (6)

Cedar Glen State Natural Area (no hunting after December 15) (1) (6)

Chauncey Marsh State Natural Area (permit obtained at Red Hills State Park headquarters) (1) (6)

Clinton Lake State Recreation Area (an antlerless deer must be taken on the site before an antlered deer is harvested) (6)

Coffeen Lake State Fish and Wildlife Area (6)

Collier Limestone Glade State Natural Area (1)

Copperhead Hollow State Wildlife Area (1) (6)

Crawford County State Conservation Area (1) (6)

Cretaceous Hills State Natural Area (1) (6)

Cypress Creek National Wildlife Refuge

Cypress Pond State Natural Area (1) (2)

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Deer Pond State Natural Area (1) (2)

Des Plaines Game Propagation Center (closed Saturdays and Sundays in October and Sundays in November, December and January) (2)

Des Plaines State Conservation Area (no hunting is permitted Wednesday through Sunday of the site's permit pheasant season) (6)

Devil's Island State Wildlife Management Area

Dixon Springs State Park (1) (6)

Dog Island State Wildlife Management Area (1) (6)

Dublin Highlands Pheasant Habitat Area (opens statewide opening date; however, site closes for archery deer hunting at the end of legal shooting hours the day preceding the opening of the North Zone upland season and reopens the day after the close of the North Zone upland season and runs until the statewide season closes) (1) (2)

\* Eagle Creek State Park (disabled hunters are exempt from site's antler restrictions; for Corps of Engineers managed lands not managed by DNR, contact Corps of Engineers, Lake Shelbyville office for specific deer hunting policy) (4) (6)

Eldon Hazlet State Park (archery hunting is closed in the designated controlled pheasant hunting area on days when the controlled pheasant hunting program is in operation) (6)

Embarras River Bottoms State Habitat Area (1) (6)

Ferne Clyffe State Park (1) (2)

Finrock State Habitat Area (October 1-31 only; eligible hunters required to obtain Clinton Lake State Recreation Area site hunting permit) (6)

Flag Pond State Natural Area (1)

Flatwoods State Natural Area (1) (6)

## DEPARTMENT OF NATURAL RESOURCES

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Fort de Chartres State Historic Site (1) (2)

\* Fort Kaskaskia State Historic Site (opens November 1) (2)

Fort Massac State Park (1) (6)

Fox Ridge State Park (1) (6)

Franklin Creek State Natural Area (submission of all deer heads within 48 hours after harvest on site is required to test for the presence of Chronic Wasting Disease) (6)

French Bluff State Natural Area (6)

George S. Park Memorial Woods State Natural Area (2)

Giant City State Park (1) (2)

Goose Lake Prairie State Natural Area/Heidecke State Fish & Wildlife Area (archery deer hunting is closed during the muzzleloader deer season) (6)

Green River State Wildlife Area (1) (6)

Hallsville State Habitat Area (October 1-31 only; eligible hunters will use Clinton Lake State Recreation Area site hunting permit) (1) (6)

Hamilton County State Conservation Area (1) (6)

Hanover Bluff State Natural Area (6)

Harry "Babe" Woodyard State Natural Area (4) (6)

Henry Allen Gleason State Natural Area (6)

Hidden Springs State Forest (1) (6)

Hindsboro State Habitat Area (October 1 through October 31 only) (6)

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Horseshoe Lake State Conservation Area – Alexander County (Controlled Goose Hunting Area – open from October 1-31; reopens with the close of the Quota Zone goose season through statewide closing; remainder of the Public Hunting Area open during statewide season) (1) (2)

Ilo Dillin State Habitat Area (hunting allowed during October only) (6)

Iroquois County State Wildlife Area/Hooper Branch only (1) (2)

Johnson-Sauk Trail State Park (statewide regulations apply, except that, on Wednesdays through Sundays of the site's permit pheasant season, hunting only allowed 2:00 p.m. until sunset) (1) (6)

Jubilee College State Park (2)

Kankakee River State Park (deer bow hunters must wear a cap and upper outer garment with at least 400 square inches of solid blaze orange between 9:00 a.m. and 3:00 p.m. on days when upland game hunting is allowed during the site's controlled hunting season; a limited hunting opportunity for persons with disabilities, Class P2A, exists at the Davis Creek Bike Trail Area; disabled hunters must register to hunt at the site office and must sign in and out daily; disabled hunters are required to hunt with a non-disabled partner who may also hunt from predetermined locations during the disabled hunting season (November 1 to the day before the first firearm deer season, except campground blinds will remain open until the close of the archery deer season and do not require a partner to hunt) (6)

Kaskaskia River State Fish and Wildlife Area (the State-owned portion of the defined waterfowl rest area is open until 2 weeks prior to the start of the regular duck season through the close of the regular duck and Canada goose seasons; no hunting within 50 yards of the Baldwin Lake Waterfowl Rest Area's main north-south road) (1) (2 – except south of Highway 154 and north of Highway 13)

Kickapoo State Recreation Area (6)

Kidd Lake State Natural Area (1)

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## NOTICE OF ADOPTED AMENDMENTS

Kinkaid Lake State Fish and Wildlife Area (1) (2)

Kishwaukee River State Fish and Wildlife Area; submission of all deer heads within 48 hours after harvest on site is required to test for the presence of Chronic Wasting Disease (6)

Lake Le Aqua Na State Park (antlerless deer only; November 1-30; hunting hours legal opening until 10:00 a.m.) (2)

Larry D. Closson Habitat Area (October 1-31 only) (1)

Lincoln Trail State Park (November 1 through the end of statewide season) (2)

Little Rock Creek State Habitat Area (opens statewide opening date; however, site closes for archery deer hunting at the end of legal shooting hours the day preceding the opening of the north zone upland season and reopens the day after the close of the north zone upland season and runs until the statewide season closes) (1) (2)

Lowden-Miller State Forest (submission of all deer heads within 48 hours after harvest on site is required to test for the presence of Chronic Wasting Disease) (1) (6)

Lowden State Park (in October, hunting allowed on Mondays, Tuesdays, Wednesdays and Thursdays only, excluding official State holidays; beginning November 1, archery hunting is allowed 7 days a week) (6)

Lusk Creek Canyon State Natural Area (1)

Mackinaw River State Fish and Wildlife Area (1) (6)

Marseilles State Fish and Wildlife Area (closed Friday, Saturday, and Sunday in October only; no hunting after the first Thursday after January 10; all tree stands must be removed from this area no later than the last day of the season; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may enter the site only from designated parking lots) (1) (2)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Marshall State Fish and Wildlife Area (Duck Ranch Unit closed 7 days prior to the duck season through the close of duck season) (6)

Mautino State Fish and Wildlife Area (1) (6)

[Maxine Loy Land and Water Reserve \(6\)](#)

Maytown Pheasant Habitat Area (hunting allowed during October only) (6)

Mazonia/Braidwood State Fish and Wildlife Area (2) (4)

Meeker State Habitat Area (1) (6)

Mermet Lake State Conservation Area (1) (6)

Middle Fork State Fish and Wildlife Area (6)

Midwin National Tallgrass Prairie (additional site hunting pass required) (2)

Miller-Anderson Woods State Natural Area (2)

Mississippi Palisades State Park (closed during the first firearm deer season) (1) (6)

Mississippi River Pool 16 (1)

Mississippi River Pools 17, 18 (1)

Mississippi River Pools 21, 22, 24 (1)

Mississippi State Fish and Waterfowl Management Area – Pools 25 and 26 (Batchtown, Crull Hollow and Godar Waterfowl Rest Areas are closed to hunting beginning 14 days before regular duck season; areas reopen to hunting the day after duck season closes; it is unlawful to trespass upon the designated duck hunting areas between sunset of the Sunday immediately preceding opening day of regular duck season through the

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

day before regular duck season as posted at the site; no deer hunting is allowed within 200 yards of an occupied duck blind; during duck season only, deer hunters may not access the designated duck hunting areas by launching a boat at certain specifically posted boat ramps; boat ramps reopen to deer hunters the day after duck season closes; hunting is allowed at Red's Landing and Riprap Landing walk-in areas from 12:00 p.m. to ½ hour after sunset during duck season, statewide hours during remainder of season) (1)

Mitchell's Grove State Nature Preserve (antlerless deer only in October; either-sex deer from November 1 until the end of the statewide season; closed during the muzzleloading deer season) (2)

Momence Wetlands State Natural Area (1) (6)

Moraine View State Park (archery deer hunting closed Wednesday through Sunday during the controlled pheasant season) (1) (6)

Morrison Rockwood State Park (opens on the day following the close of the first firearm deer season) (1) (2)

\* Mt. Vernon Propagation Center (1) (2)

Nauvoo State Park (Max Rowe Unit Only) (6)

Newton Lake State Fish and Wildlife Area (6)

Oakford State Conservation Area

Paul C. Burrus State Habitat Area (formerly Hurricane Creek State Habitat Area) (hunter quotas filled by drawing) (6)

\* Peabody River King State Fish and Wildlife Area (East subunit closes November 1) (1) (2)

\* Pekin Lake State Fish and Wildlife Area (1) (6)

Pere Marquette State Park (area east of Graham Hollow Road) (1) (6)

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Prairie Ridge State Natural Area (1) (6)

Pyramid State Park (4) (6)

Pyramid State Park – Captain Unit (4) (6)

Pyramid State Park – Denmark Unit (4) (6)

Pyramid State Park – East Conant Unit (4) (6)

Pyramid State Park – Galum Unit (4) (6)

Rall Woods State Natural Area (6)

\* Ramsey Lake State Park (6)

\* Randolph County State Conservation Area (1) (2)

Rauchfuss Hill State Recreation Area (1) (6)

Ray Norbut State Fish and Wildlife Area (6)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (6)

Ray Norbut State Fish and Wildlife Area – East Hannibal Unit (6)

\* Red Hills State Park (1) (6)

Rend Lake State Fish and Wildlife Area (refuge only (south of site headquarters) from October 1 through October 31; an antlerless deer must be taken on the site before an antlered deer is harvested) (2)

Rend Lake State Fish and Wildlife Area and Corps of Engineers managed areas of Rend Lake

Revis Hill Prairie State Natural Area (6)

\* Rice Lake State Fish and Wildlife Area [statewide hunting hours, except that, during the Central Zone duck season, hunting hours 1:00 p.m. until ½](#)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

[hour after sunset](#)) (1) (2)

- \* Rockton Bog State Natural Area (6)  
  
Sahara Woods State Fish and Wildlife Area (portions of site closed until November 1) (6)  
  
Saline County State Fish and Wildlife Area (1) (6)
- \* Sam Dale Lake State Fish and Wildlife Area (1) (6)
- \* Sam Parr State Park (1) (2)  
  
Sandy Ford State Natural Area (antlerless deer only in October; either-sex deer from November 1 until the end of the statewide season; archery deer hunting is closed during the muzzleloader deer season) (2)  
  
Sangamon County State Conservation Area (1)  
  
Sanganois State Wildlife Area (Ash Swale Waterfowl Rest Area will be closed to deer hunting during the waterfowl hunting seasons) (1) (6)  
  
Sand Ridge State Forest (6)
- \* Shabbona Lake State Park (submission of all deer heads within 48 hours after harvest on site is required to test for the presence of Chronic Wasting Disease) (6)  
  
Shelbyville State Fish and Wildlife Area (for Corps of Engineers managed lands not managed by DNR, contact Corps of Engineers, Lake Shelbyville office for specific deer hunting policy) (1) (6)  
  
Sielbeck Forest State Natural Area (1) (6)  
  
Siloam Springs State Park (4) (6)  
  
Siloam Springs State Park (Fall Creek Unit) (6)  
  
Siloam Springs State Park – Buckhorn Unit (resident hunters only) (4) (6)

## DEPARTMENT OF NATURAL RESOURCES

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- \* Silver Springs State Park (2)  
Skinner Farm State Habitat Area (1) (2)
- \* Snakeden Hollow State Fish and Wildlife Area (closed during goose season; tree stands must be removed no later than the last day of archery hunting on the site) (1) (6)
- \* ~~South Shore State Park (2)~~  
Sparks Pond State Natural Area (6)  
Spoon River State Forest (1) (6)
- \* Spring Lake State Fish and Wildlife Area (1) (6)
- \* Starved Rock State Park/Matthiessen State Park/Margery C. Carlson Nature Preserve (antlerless deer only in October; either-sex deer from November 1 until the end of the statewide season; deer bowhunters must wear a cap and upper outer garment with at least 400 square inches of solid blaze orange during the statewide firearm deer seasons; open to archery deer hunting during the statewide firearm deer season only in Zone A) (2)
- \* Stephen A. Forbes State Recreation Area (6)  
Tapley Woods State Natural Area (6)  
Ten Mile Creek State Fish and Wildlife Area (areas designated as refuge are closed to all access during Canada goose season only) (1) (6); ~~Belle Rive Unit only (4)~~  
Trail of Tears State Forest (1) (2)  
Turkey Bluffs State Fish and Wildlife Area (1) (2)  
Union County State Fish and Wildlife Area (Firing Line Unit open throughout statewide season; Controlled Public Hunting Area open

## DEPARTMENT OF NATURAL RESOURCES

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October 1 through October 31) (1) (2)

Vesely Land and Water Reserve/Wilmington Shrub Prairie Nature Preserve (6)

Walnut Point State Park (1) (6)

Wards Grove State Nature Preserve (closed during firearm deer hunting; antlerless deer only) (6)

\* Washington County State Conservation Area (1) (2)

Weinberg-King State Park (6)

Weinberg-King State Park – Cecil White Unit (6)

Weinberg-King State Park – Scripps Unit (resident hunters only) (6)

Weinberg-King State Park – Spunky Bottoms Unit (resident hunters only) (6)

Weldon Springs State Park – Piatt County Unit (an antlerless deer must be taken on the site before an antlered deer is harvested) (6)

Whitefield Pheasant Habitat Area (hunting allowed during October only) (6)

\* White Pines Forest State Park ( hunting allowed on Mondays, Tuesdays, Wednesdays and Thursdays only – excluding official State holidays in October. Beginning November 1, archery hunting is allowed 7 days a week, excluding the site's special firearm deer season) (6)

Wildcat Hollow State Forest (1) (6)

Willow Creek State Habitat Area (hunting permitted October 1-31) (1) (6)

Winston Tunnel State Natural Area (6)

Wise Ridge State Natural Area (1)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Witkowsky State Wildlife Area (opens October 15) (6)

Wolf Creek State Park (an antlerless deer must be taken on the site before an antlered deer is harvested; Illinois residents and non-residents are eligible for the drawing; for Corps of Engineers managed lands not managed by DNR, contact Corps of Engineers, Lake Shelbyville office, for specific deer hunting policy) (4) (6)

Woodford State Fish and Wildlife Area (opens at the close of duck season) (6)

- i) Statewide regulations shall apply at the following sites except that hunter quotas shall be filled by mail-in drawing:

Beaver Dam State Park (an antlerless deer must be taken on the site before an antlered deer is harvested; harvest reports are due to the site by December 31; failure to submit report shall result in the loss of hunting privileges at the site for the following year) (1)

Bohm Woods State Nature Preserve (an antlerless deer must be taken on the site before an antlered deer is harvested; harvest reports are due to the site by January 31; failure to submit report shall result in the loss of hunting privileges at the site for the following year) (1)

- \* Frank Holten State Park (opens November 1; crossing of Harding Ditch within confines of site allowed; no hunting from Harding Ditch right-of-way; drawing for weekly hunter quotas will be held prior to the season; display windshield card while hunting; harvest report due to site by January 31, failure shall result in ineligibility to hunt at the site the following year) (1, starting October 15) (6)

Goode's Woods State Nature Preserve (an antlerless deer must be taken on the site before an antlered deer is harvested; harvest reports are due to the site by January 31; failure to submit report shall result in the loss of hunting privileges at the site for the following year) (1)

- \* Horseshoe Lake State Park (Madison County) (hunting in designated areas only; an antlerless deer must be taken on the site before an antlered deer is

## DEPARTMENT OF NATURAL RESOURCES

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harvested; harvest reports are due to the site by December 31; failure to submit report shall result in the loss of hunting privileges at the site for the following year) (1)

Pere Marquette State Park (hunting allowed in group camping areas only; season begins the first weekday after camps close)

- j) State regulations shall apply except that hunters must obtain a free permit from the site office. This permit must be in possession while hunting and must be returned, and harvest reported, to the address indicated on the card before February 15. Failure to return the permit shall result in loss of hunting privileges at that site for the following year.

\* Horseshoe Lake State Park (Madison County – Gaberet, Mosenthein and Chouteau Island Units)

- k) Statewide regulations shall apply except that no hunting is permitted Wednesday through Sunday of the site's permit pheasant season.

Chain O'Lakes State Park (season opens Monday prior to opening of permit pheasant hunting season and closes Tuesday following the close of the permit pheasant hunting season; season reopens on December 26 till close of regular season) (3) (6)

Iroquois County State Conservation Area (6)

~~Johnson-Sauk Trail State Recreation Area (1) (6)~~

Wayne Fitzgerald State Recreation Area (no bowhunting during controlled hunts as posted at the site) (2)

- l) Statewide regulations shall apply at the following sites except that nonresident hunter quotas shall be filled by mail-in drawing. Information about specific drawing dates and application procedures will be publicly announced. Successful applicants will be issued a free permit from the site office. This permit must be in possession while hunting and must be returned and harvest reported to the address indicated on the card before February 15. Failure to return the permit shall result in loss of hunting privileges at that site for the following year.

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Jim Edgar Panther Creek State Fish and Wildlife Area ([Open Unit and West Open Unit closed to archery hunting during the Youth Deer Season](#))  
(1) (4) (6)

\* Sangchris Lake State Park (site will be closed to archery deer hunting during the second firearm deer season) (1) (4) (6)

m) Statewide regulations shall apply at this site except that hunter quotas for specific periods shall be filled by mail-in drawing. Only Illinois residents are eligible to apply. Information about drawing dates and application procedures will be publicly announced.

Hennepin Canal State Trail (hunters must stay in their designated zone; an antlerless deer must be taken on the site before an antlered deer may be taken) (1) (6)

Illinois Beach State Park, North Dunes Nature Preserve and Illinois Beach Nature Preserve (opens November 1; hunting assigned for one week periods; site-issued windshield card must be displayed while hunting; harvest report due to site by February 1, failure to report shall result in ineligibility to hunt at the site the following year)

James Pate Philip State Park and Heron Woods State Habitat Area

Moraine Hills State Park (6)

Volo Bog State Natural Area (6)

n) Violations of site specific regulations are petty offenses (see 520 ILCS 5/2.20).

(Source: Amended at 41 Ill. Reg. 8679, effective June 28, 2017)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Youth Hunting Seasons
- 2) Code Citation: 17 Ill. Adm. Code 685
- 3) Section Number: 685.110                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.24, 2.25, 2.26 and 3.36].
- 5) Effective Date of Rule: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2561; February, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.
- 16) Information and questions regarding this adopted rule shall be directed to:

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 685  
YOUTH HUNTING SEASONS

## Section

685.10	Statewide Season for White-Tailed Deer Hunting
685.20	Statewide Deer Permit Requirements
685.30	Statewide Firearm Requirements for Hunting the Youth Deer Season
685.40	Statewide Deer Hunting Rules
685.50	Reporting Harvest of Deer
685.60	Rejection of Application/Revocation of Deer Permits
685.70	Regulations at Various Department-Owned or -Managed Sites
685.80	Youth White-Tailed Deer Hunt (Repealed)
685.90	Heritage Youth Wild Turkey Hunt – Spring Season (Repealed)
685.100	Youth Pheasant Hunting (Repealed)
685.110	Youth Waterfowl Hunting
685.120	Youth Dove Hunting (Repealed)

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.24, 2.25, 2.26 and 3.36].

**SOURCE:** Adopted at 20 Ill. Reg. 12452, effective August 30, 1996; amended at 21 Ill. Reg. 14548, effective October 24, 1997; amended at 25 Ill. Reg. 6904, effective May 21, 2001; amended at 26 Ill. Reg. 4418, effective March 11, 2002; amended at 26 Ill. Reg. 13828, effective September 5, 2002; amended at 27 Ill. Reg. 14332, effective August 25, 2003; amended at 29 Ill. Reg. 20469, effective December 2, 2005; amended at 30 Ill. Reg. 12222, effective June 28, 2006; emergency amendment at 31 Ill. Reg. 12096, effective August 1, 2007, for a maximum of 150 days; amended at 31 Ill. Reg. 14829, effective October 18, 2007; amended at 32 Ill. Reg. 10115, effective June 30, 2008; amended at 33 Ill. Reg. 11609, effective July 27, 2009; amended at 34 Ill. Reg. 4863, effective March 19, 2010; amended at 35 Ill. Reg. 13228, effective July 26, 2011; amended at 37 Ill. Reg. 19277, effective November 14, 2013; amended at 38 Ill. Reg. 22772, effective November 18, 2014; amended at 39 Ill. Reg. 10932, effective July 27, 2015; amended at 39 Ill. Reg. 14574, effective October 20, 2015; amended at 40 Ill. Reg. 10612, effective July 20, 2016; amended at 41 Ill. Reg. 8707, effective June 28, 2017.

**Section 685.110 Youth Waterfowl Hunting**

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- a) Permit Requirements
- 1) Permit reservations shall be accepted starting in September. Initial acceptance dates shall be publicly announced. Applicants must be between the ages of 10-~~17~~<sup>15</sup> inclusive on the date of the hunt.
  - 2) Only one permit per person shall be issued for the hunt on December 28 at Horseshoe Lake State Fish and Wildlife Area (Alexander County) and Union County State Fish and Wildlife Area and on the Sunday immediately preceding the first firearm deer season as set forth in 17 Ill. Adm. Code 650.10 at Donnelley State Wildlife Area and on the second Sunday in November of the Illinois Central Zone Waterfowl season at Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit.
  - 3) The permit shall be for the use of the entire blind and it shall be the responsibility of the permit holder to bring one supervising adult who may also hunt. The supervising adult shall be criminally liable for the actions of the youth in the hunting party, and be subject to the criminal penalties provided by law. Each youth and supervising adult may be accompanied by a non-hunting guide. The maximum number of people in a blind is two hunting youth, two hunting adults and a non-hunting guide.
  - 4) Permit Reservations and Transferability
    - A) All duplicate permit reservations shall be rejected and the hunter shall forfeit his or her rights to a permit. Permits are not transferable. Previous participants are ineligible to apply for a permit.
    - B) For other information write to:

Illinois Department of Natural Resources  
Youth Waterfowl Hunt  
One Natural Resources Way  
P.O. Box 19457  
Springfield IL 62794-9457
  - 5) Permits for the Illinois Youth Waterfowl Hunt will be issued from the

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Springfield Permit Office.

- b) General Waterfowl Hunting Regulations at the Youth Waterfowl Hunting Areas
- 1) Hours, Permits and Stamp Charges
- A) Hunting hours at Horseshoe Lake State Conservation Area (Alexander County) and Union County are from legal opening until 12:00 Noon on the day of the Youth Waterfowl Hunt. Hunting hours at [Banner Marsh State Fish and Wildlife Area](#), [Clinton Lake State Recreation Area](#), Donnelley State [Fish and Wildlife Area](#), [Larry D. Closson State Habitat Area](#), [Marshall State Fish and Wildlife Area – Duck Ranch Unit](#) and Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit are from statewide opening to 1:00 p.m. on the days of the youth waterfowl hunts.
- B) At [Banner Marsh State Fish and Wildlife Area](#), Union County State Fish and Wildlife Area and Horseshoe Lake State Fish and Wildlife Area (Alexander County), hunters with Illinois Youth Waterfowl Hunt Permit reservations are required to check in at the check station between 4:30 a.m. and 5:00 a.m. Permits are void after 5:00 a.m. A drawing shall be held on the morning of the hunt to allocate blind sites.
- C) At Donnelley State [Fish and Wildlife Area](#), the first weekend (Saturday and Sunday) and the third Saturday of the duck season for the zone the site is located in shall be designated as Youth Hunt days open to hunters ~~10-17~~<sup>15</sup> years old ~~and under~~. Youth hunters must be accompanied by an adult. Blinds not allocated to youth hunters shall be available for adults. The blinds will be allocated by drawing the day of the hunt. Preference will be given to youth hunters who have not been drawn for a previous hunt at the site during the current season.
- D) At Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit, hunters with Illinois Youth Waterfowl Permit reservations are required to check-in at the check station no later than one hour before legal shooting time, after which time permits

## DEPARTMENT OF NATURAL RESOURCES

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are void. A drawing shall be held on the morning of the hunt to allocate blind sites.

- E) Larry D. Closson State Habitat Area will be open during the Central Zone Youth Waterfowl Hunting days. Only one party per day will be assigned to this site, consisting of the Youth Waterfowl Hunting Permit holder, up to three additional youth hunters, and up to two non-hunting adult chaperones. This site does not have any permanent blind structures. Hunters may construct temporary blinds that must be removed at the end of each day's hunt. There is no fee for the Illinois Youth Waterfowl Hunting Permit.
- F) At Marshall State Fish and Wildlife Area – Duck Ranch Unit, hunters with Illinois Youth Waterfowl Permit reservations are required to check in at the check station no later than one hour before legal shooting time, after which time permits are void. A drawing shall be held on the morning of the hunt to allocate blind sites. A standby drawing will be held immediately after the permit drawing for any unclaimed blinds by permit holders.
- G) There is no fee for the Illinois Youth Waterfowl Hunting Permit.
- 2) Hunting must be done from assigned blinds only and hunters, unless authorized, shall not move from blind to blind or leave the blind and return.
- 3) Shotguns must be unloaded and encased at all times when not hunting.
- 4) At Union County State Fish and Wildlife Area and Horseshoe Lake State Fish and Wildlife Area (Alexander County), each youth shall not possess more than 25 shells. Each adult shall not possess more than 5 shells for each Canada goose allowed in the daily bag. Hunters without their guns may leave the blind to retrieve crippled waterfowl.
- 5) At Rend Lake State Fish and Wildlife Area, hunters participating in the youth hunt must sign in and out, no entry into subimpoundments before 4:30 a.m. and must be out of subimpoundments by 2:00 p.m. A drawing will be held at 4:00 a.m. each day of the youth hunt for hunters wanting to hunt the Casey Fork impoundment. Drawing will be held at the

## DEPARTMENT OF NATURAL RESOURCES

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Cottonwood Access Area. [Airboats are not allowed in Casey Fork subimpoundment, Big Muddy subimpoundment, and the impoundments on Corps of Engineers managed areas during youth waterfowl season.](#)

- c) **Special Hunts**  
If, by regulation published in the Federal Register, the U.S. Fish and Wildlife Service sets any special dates for youth-only waterfowl hunting, the Department shall, by public announcement, open those Department sites that, under the circumstances prevailing at the time, the Department believes may be opened without unduly disturbing other Department programs. Open sites that require the use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 will be noted in the public announcement.
- d) Violations of this Section are Class B misdemeanors (see 520 ILCS 5/2.18), except that hunting prior to ½ hour before sunrise is a Class A misdemeanor with a minimum \$500 fine and a maximum \$5,000 fine in addition to other statutory penalties (see 520 ILCS 5/2.33(y)).

(Source: Amended at 41 Ill. Reg. 8707, effective June 28, 2017)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Squirrel Hunting
- 2) Code Citation: 17 Ill. Adm. Code 690
- 3) Section Number: 690.30                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.20, 2.28 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.20, 2.28 and 3.5].
- 5) Effective Date of Rule: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2568; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

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

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 690  
SQUIRREL HUNTING

## Section

690.10	Hunting Seasons
690.20	Statewide Regulations
690.30	Regulations at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.20, 2.28 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.20, 2.28 and 3.5].

**SOURCE:** Adopted at 5 Ill. Reg. 8017, effective July 24, 1981; codified at 5 Ill. Reg. 10642; emergency amendment at 5 Ill. Reg. 11382, effective October 14, 1981, for a maximum of 150 days; emergency expired March 12, 1982; amended at 6 Ill. Reg. 9642, effective July 21, 1982; amended at 7 Ill. Reg. 8809, effective July 15, 1983; emergency amendment at 7 Ill. Reg. 9690, effective August 1, 1983, for a maximum of 150 days; emergency expired December 29, 1983; amended at 8 Ill. Reg. 16789, effective August 30, 1984; amended at 9 Ill. Reg. 11614, effective July 16, 1985; amended at 10 Ill. Reg. 15601, effective September 16, 1986; amended at 11 Ill. Reg. 9549, effective May 5, 1987; amended at 12 Ill. Reg. 12246, effective July 15, 1988; amended at 13 Ill. Reg. 10606, effective June 15, 1989; amended at 14 Ill. Reg. 10816, effective June 20, 1990; amended at 15 Ill. Reg. 10012, effective June 24, 1991; amended at 16 Ill. Reg. 11087, effective June 30, 1992; amended at 17 Ill. Reg. 10842, effective July 1, 1993; amended at 18 Ill. Reg. 8624, effective May 31, 1994; amended at 19 Ill. Reg. 10664, effective July 1, 1995; amended at 20 Ill. Reg. 10882, effective August 5, 1996; amended at 21 Ill. Reg. 9095, effective June 26, 1997; amended at 22 Ill. Reg. 14844, effective August 3, 1998; amended at 23 Ill. Reg. 9074, effective July 28, 1999; amended at 24 Ill. Reg. 8947, effective June 19, 2000; amended at 25 Ill. Reg. 9903, effective July 17, 2001; amended at 26 Ill. Reg. 13845, effective September 5, 2002; amended at 27 Ill. Reg. 12640, effective July 21, 2003; amended at 28 Ill. Reg. 11893, effective July 27, 2004; amended at 29 Ill. Reg. 9786, effective June 27, 2005; amended at 30 Ill. Reg. 12229, effective June 28, 2006; amended at 31 Ill. Reg. 11700, effective July 27, 2007; amended at 32 Ill. Reg. 14819, effective August 27, 2008; amended at 33 Ill. Reg. 13900, effective September 21, 2009; amended at 34 Ill. Reg. 10802, effective July 16, 2010; amended at 35 Ill. Reg. 15247, effective September 2, 2011; amended at 37 Ill. Reg. 20674, effective December 12, 2013; amended at 39 Ill. Reg. 10939, effective July 27, 2015; amended at

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

40 Ill. Reg. 10618, effective July 20, 2016; amended at 41 Ill. Reg. 8714, effective June 28, 2017.

**Section 690.30 Regulations at Various Department-Owned or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510, General Hunting and Trapping on Department-Owned or Managed Sites, apply in this Part, unless this Part is more restrictive. Violation of a site specific regulation is a petty offense (see 520 ILCS 5/2.28).
- b) Hunting with .22 caliber or smaller rimfire firearms, [.25 caliber or smaller air rifles](#), or muzzleloading black powder rifles is allowed at those sites listed in the following subsections that are followed by a (1). [For sites that do not allow rimfire or muzzleloading firearms, hunting](#) with [.25 caliber or smaller air rifles](#) is allowed at those sites listed in the following subsections that are followed by a (3).
- c) Check-in, check-out and reporting of harvest is required at those sites listed in the following subsections that are followed by a (2). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (4).
- d) Statewide regulations apply at the following sites:
  - Alvah Borah State Fish and Wildlife Area (4)
  - Anderson Lake State Conservation Area (2)
  - Apple River Canyon State Park – Salem and Thompson Units (closed during firearm deer hunting) (4)
  - Argyle Lake State Park (4)
  - Beaver Dam State Park (statewide opening through September 30) (4)
  - Big Bend State Fish and Wildlife Area (2)
  - Big River State Forest (4)

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Burning Star State Fish and Wildlife Area (1) (4)

Butterfield Trail State Recreation Area (closed during all deer seasons) (1) (4)

Cache River State Natural Area (1) (2)

Campbell Pond State Wildlife Management Area (4)

Cape Bend State Fish and Wildlife Area (1) (2)

Carlyle Lake Lands and Waters – Corps of Engineers managed lands (1)

Carlyle Lake State Fish and Wildlife Area (subimpoundment area closes 7 days prior to the start of the waterfowl season for the zone in which Carlyle Lake is located) (1) (4)

Chain O'Lakes State Park (opens Wednesday after permit pheasant season for 5 consecutive days, except closed on Christmas Day; 8:00 a.m. to 4:00 p.m.; daily quota filled on first come-first served basis; DNR issued back patch must be worn while hunting; only shot size of No. 3 steel, No. 4 bismuth, No. 5 tungsten-iron, tungsten-matrix, tungsten-polymer or smaller may be used) (2)

Chauncey Marsh State Natural Area (1) (4)

Clinton Lake State Recreation Area – North Fork Management Area, North of the County Road at the North Fork Boat Ramp and handicapped upland game area (1) (4)

Coffeen Lake State Fish and Wildlife Area (statewide opening through September 30 and reopens the day after archery deer season closes and remains open until the end of the statewide season) (4)

Copperhead Hollow State Fish and Wildlife Area (1) (4)

Crawford County State Fish and Wildlife Area (1) (4)

Cypress Pond State Natural Area (1) (2)

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Deer Pond State Natural Area (1) (2)

Devil's Island State Fish and Wildlife Area

Dog Island State Wildlife Management Area (1) (4)

Eldon Hazlet State Park (north of Allen Branch (4); and west of Peppenhorst Branch only)

Embarras River Bottoms State Habitat Area (1) ~~(3)~~(4)

Ferne Clyffe State Park – Cedar Draper Bluffs Hunting Area (1) (2)

Flag Pond State Natural Area (1) ~~(3)~~(4)

Fort de Chartres State Historic Site (muzzleloading firearms or bow and arrow only) (1) (2)

Fort Massac State Park (4)

Fox Ridge State Park (1) (4)

French Bluff Natural Area (1) (4)

Hamilton County State Conservation Area (4)

Hanover Bluff State Natural Area (closed during firearm deer hunting) (4)

Harry "Babe" Woodyard State Natural Area (4)

Heidecke State Fish and Wildlife Area – Morris Wetlands Unit only  
(closes September 30) (3) (4)

Hidden Springs State Forest (1) (4)

Hindsboro Pheasant State Habitat Area (closes September 30) (1) (4)

Iroquois County State Wildlife Area (closed during all deer seasons) (1)

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(4)

Jim Edgar Panther Creek State Fish and Wildlife Area (the Quality Unit and Controlled Unit close October 31) (1) (4)

Jubilee College State Park (2) (3)

Kaskaskia River State Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 7 days prior to and during duck season; the defined Baldwin Lake Waterfowl Rest Area is closed) (1) (2) (3)

Kickapoo State Recreation Area (season opens the day after Labor Day) (4)

Kinkaid Lake State Fish and Wildlife Area (1)

Lake Shelbyville – Eagle Creek State Park (closes the opening day of site's pheasant season) (4)

Larry D. Closson State Habitat Area (closes September 30) (1) (4)

Lowden-Miller State Forest (hunting allowed from September 1 through September 30 only; hunting allowed only on the southern one-half of the site) (1) (3)-(4)

Marseilles State Fish and Wildlife Area (Monday through Thursday only through October 31; during August, hunting allowed west of E. 2450 Road only; open daily November 1 through the end of the site archery deer season; closed during the site firearm and muzzleloading deer seasons; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may only enter the site from designated parking lots) (2)

Marshall State Conservation Area (1) (4)

Meeker State Habitat Area (1) (4)

Mermet Lake State Conservation Area (non-toxic shot only in waterfowl areas; squirrel hunting closes after September 30, except in upland game

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area) (1) (4)

Middle Fork State Fish and Wildlife Area (season opens the day after Labor Day) (4)

Mississippi River State Fish and Waterfowl Management Area (Pools 25 and 26) (1) (3)

Mississippi River Pools 16, 17, 18 (1)

Mississippi River Pools 21, 22, 24 (1)

Moraine View State Park (closed during the controlled pheasant season, archery deer season and late winter deer season) (4)

Morrison Rockwood State Park (opens November 1 and closes the Thursday before the first statewide firearm deer season) (1) (2)

Nauvoo State Park (Max Rowe Unit only) (4)

Newton Lake State Fish and Wildlife Area (closed during site deer season) (4)

Oakford State Conservation Area (1)

Paul C. Burrus State Habitat Area (season closes September 30) (1) (4)

Peabody River King State Fish and Wildlife Area (east subunit closes November 1) (2)

Pere Marquette State Park (season opens the day after Labor Day) (1) (4)

Pyramid State Park (1) (4)

Pyramid State Park – Captain Unit (1) (4)

Pyramid State Park – Denmark Unit (1) (4)

Pyramid State Park – East Conant Unit (1) (4)

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Pyramid State Park – Galum Unit (1) (4)

Rall Woods State Natural Area (closed during firearm deer hunting) (4)

Ramsey Lake State Park (4)

Randolph County State Conservation Area (2)

Ray Norbut State Fish and Wildlife Area (1) (4)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit [\(1\)](#)(4)

Red Hills State Park (4)

Rend Lake Project Lands and Waters (1)

Sahara Woods State Fish and Wildlife Area (1) (4)

Saline County State Fish and Wildlife Area (1) (4)

Sam Dale Lake State Fish and Wildlife Area (4)

Sam Parr State Fish and Wildlife Area (2)

Sand Ridge State Forest (closed during the controlled pheasant season) (1)  
(4)

Sangamon County State Conservation Area

Sanganois State Fish and Wildlife Area (1) (4)

Shawnee National Forest – Oakwood Bottoms (non-toxic shot only) (1)

Shelbyville State Fish and Wildlife Area (1) (4)

Sielbeck Forest State Natural Area (1) (4)

[Siloam Springs State Park \(1\) \(4\)](#)

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- Siloam Springs State Park – Buckhorn Unit (1) (4)
- Skinner Farm State Habitat Area (2)
- Spoon River State Forest (1) ~~(3)~~(4)
- Stephen A. Forbes State Recreation Area (4)
- Tapley Woods State Natural Area (closed during firearm deer hunting) (4)
- Ten Mile Creek State Fish and Wildlife Area (1) ~~(3)~~(4)
- Trail of Tears State Forest (1) (2)
- Turkey Bluffs State Fish and Wildlife Area (1) (2) ~~(3)~~
- Walnut Point State Park (1) (4)
- Washington County State Conservation Area (2)
- Weinberg-King State Park (1) (4)
- Weinberg-King State Park – Cecil White Unit (4)
- Weinberg-King State Park – Scripps Unit (1) (4)
- Weinberg-King State Park – Spunky Bottoms Unit (1) (4)
- Wildcat Hollow State Forest (1) (4)
- Willow Creek State Habitat Area (closes September 30) (1) (4)
- Winston Tunnel State Natural Area (closed during firearm deer hunting)  
(4)
- Wise Ridge State Natural Area (1) ~~(3)~~
- Witkowsky State Wildlife Area (opens after second firearm deer season;

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closed during firearm deer hunting) (4)

- e) Season dates shall be the day following Labor Day through the end of the statewide season at the following sites:

Ferne Clyffe State Park – Ferne Clyffe Hunting Area (2)

Giant City State Park (rimfire cartridges allowed in Union County portion; no rimfire cartridges allowed in Jackson County portion only) (1) (2)

~~Siloam Springs State Park (4)~~

- f) Season dates shall be the day after Labor Day through September 30 at the following sites:

Johnson-Sauk Trail State Park (season reopens the day after the archery deer season closes and remains open until the end of the statewide season) (4)

~~Jubilee College State Park (season reopens the day after the archery deer season closes and remains open until the end of the statewide season) (2)~~  
(3)

Kankakee River State Park (4)

Momence Wetlands State Natural Area (4)

Sangchris Lake State Park (4)

Silver Springs State Park (2)

Spring Lake State Fish and Wildlife Area (season reopens the day after the archery deer season closes and remains open until the end of the statewide season) (3) (4)

- g) Statewide regulations apply at the following sites, except that hunters must obtain a free permit from the site and variations in season dates are in parentheses. Permits must be in possession while hunting. The permit must be returned and harvest reported by March 15 or the hunter will forfeit privileges at that site for

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

the following year:

Horseshoe Lake State Park – Gabaret, Mosenthein and Chouteau Island Units (Madison County)

Matthiessen State Park (season opens on statewide opening day and closes the day before the archery deer season opens; permits available at the Starved Rock State Park office; hunting in designated areas only)

- h) Season dates shall be statewide opening through September 30 at the following sites:

Castle Rock State Park (4)

~~French Bluff State Natural Area (1)-(4)~~

Mackinaw State Fish and Wildlife Area (season reopens the day after the archery deer season closes and remains open until the end of the statewide season) (1) ~~(3)~~(4)

Mt. Vernon Game Propagation Center (2)

Sandy Ford State Natural Area (2)

Weldon Springs State Park – Piatt County Unit (4)

Woodford County State Fish and Wildlife Area (4)

- i) Season dates shall be statewide opening through October 31 at the following sites:

Green River State Wildlife Area (4)

Horseshoe Lake State Conservation Area (season on the controlled goose hunting area shall close October 31, remainder of the public hunting area statewide season; non-toxic shot only) (1)

Union County State Conservation Area (season on the controlled goose hunting area closes October 31; firing line unit – statewide closing; non-toxic shot only) (1)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

(Source: Amended at 41 Ill. Reg. 8714, effective June 28, 2017)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

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

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
710.10	Amendment
710.22	Amendment
710.50	Amendment
710.70	Amendment
  - 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20].
  - 5) Effective Date of Rules: June 28, 2017
  - 6) Does this rulemaking contain an automatic repeal date? No
  - 7) Does this rulemaking contain incorporations by reference? No
  - 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
  - 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2581; February 24, 2017
  - 10) Has JCAR issued a Statement of Objection to this rulemaking? No
  - 11) Differences between Proposal and Final Version: None
  - 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
  - 13) Will this rulemaking replace an emergency rule currently in effect? No
  - 14) Are there any rulemakings pending on this Part? Yes
- |                         |                          |                                    |
|-------------------------|--------------------------|------------------------------------|
| <u>Section Numbers:</u> | <u>Proposed Actions:</u> | <u>Illinois Register Citation:</u> |
| 710.20                  | Amendment                | 41 Ill. Reg. 6427; June 9, 2017    |

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENTS

710.30                      Amendment                      41 Ill. Reg. 6427; June 9, 2017

15) Summary and Purpose of Rulemaking: This Part is being amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.

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

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

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

## Section

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

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20].

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Reg. 9389; amended at 21 Ill. Reg. 3125, effective March 3, 1997; amended at 22 Ill. Reg. 2192, effective January 2, 1998; amended at 22 Ill. Reg. 19568, effective October 23, 1998; amended at 23 Ill. Reg. 11956, effective September 21, 1999; amended at 24 Ill. Reg. 7984, effective May 24, 2000; amended at 24 Ill. Reg. 17778, effective November 27, 2000; amended at 25 Ill. Reg. 14176, effective October 22, 2001; amended at 26 Ill. Reg. 18028, effective December 6, 2002; amended at 27 Ill. Reg. 17075, effective October 22, 2003; amended at 29 Ill. Reg. 3935, effective February 24, 2005; amended at 29 Ill. Reg. 20484, effective December 2, 2005; amended at 31 Ill. Reg. 1958, effective January 16, 2007; amended at 31 Ill. Reg. 16476, effective November 28, 2007; amended at 32 Ill. Reg. 19742, effective December 3, 2008; amended at 34 Ill. Reg. 4868, effective March 19, 2010; amended at 35 Ill. Reg. 3705, effective February 16, 2011; amended at 35 Ill. Reg. 20588, effective December 9, 2011; amended at 37 Ill. Reg. 1898, effective February 4, 2013; amended at 37 Ill. Reg. 20688, effective December 12, 2013; amended at 38 Ill. Reg. 22780, effective November 18, 2014; amended at 39 Ill. Reg. 10951, effective July 27, 2015; amended at 40 Ill. Reg. 10630, effective July 20, 2016; amended at 41 Ill. Reg. 85, effective December 22, 2016; amended at 41 Ill. Reg. 8727, effective June 28, 2017.

**Section 710.10 Hunting Seasons**

## a) Northern Zone Season Dates:

- 1<sup>st</sup> Season: Monday, April ~~16~~10-Friday, April ~~20~~14, ~~2018~~2017
- 2<sup>nd</sup> Season: Saturday, April ~~21~~15-Thursday, April ~~26~~20, ~~2018~~2017
- 3<sup>rd</sup> Season: Friday, April ~~27~~21-Wednesday, ~~May 2~~April 26, ~~2018~~2017
- 4<sup>th</sup> Season: Thursday, ~~May 3~~April 27-Wednesday, May ~~9~~3, ~~2018~~2017
- 5<sup>th</sup> Season: Thursday, May ~~10~~4-Thursday, May ~~17~~11, ~~2018~~2017

## b) Southern Zone Season Dates:

- 1<sup>st</sup> Season: Monday, April ~~9~~3-Friday, April ~~13~~7, ~~2018~~2017
- 2<sup>nd</sup> Season: Saturday, April ~~14~~8-Thursday, April ~~19~~13, ~~2018~~2017
- 3<sup>rd</sup> Season: Friday, April ~~20~~14-Wednesday, April ~~25~~19, ~~2018~~2017

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4<sup>th</sup> Season: Thursday, April ~~26~~<sup>20</sup>-Wednesday, ~~April 26,~~ May 2, 2018~~2017~~

5<sup>th</sup> Season: Thursday, ~~May 3~~<sup>April 27</sup>-Thursday, May ~~10,~~ 104, 2018~~2017~~

c) Open Counties:

NORTHERN ZONE

- Adams
- Boone
- Brown
- Bureau
- Calhoun
- Carroll
- Cass
- Champaign
- Christian
- Clark
- Coles
- Cumberland
- DeKalb
- DeWitt
- Douglas
- Edgar
- Ford
- Fulton
- Greene
- Grundy
- Hancock
- Henderson
- Henry
- Iroquois
- Jersey
- Jo Daviess
- Kane
- Kankakee
- Kendall
- Knox
- Lake

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La Salle  
Lee  
Livingston  
Logan  
Macon  
Macoupin  
Marshall-Putnam  
Mason  
McDonough  
McHenry  
McLean  
Menard  
Mercer  
Montgomery  
Morgan  
Moultrie  
Ogle  
Peoria  
Piatt  
Pike  
Rock Island  
Sangamon  
Schuyler  
Scott  
Shelby  
Stark  
Stephenson  
Tazewell  
Vermilion  
Warren  
Whiteside  
Will  
Winnebago  
Woodford

SOUTHERN ZONE

Alexander  
Bond  
Clay

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Clinton  
Crawford  
Edwards  
Effingham  
Fayette  
Franklin  
Hamilton  
Gallatin-Hardin  
Jackson  
Jasper  
Jefferson  
Johnson  
Lawrence  
Madison  
Marion  
Massac  
Monroe  
Perry  
Pope  
Pulaski  
Randolph  
Richland  
Saline  
St. Clair  
Union  
Wabash  
Washington  
Wayne  
White  
Williamson

(Source: Amended at 41 Ill. Reg. 8727, effective June 28, 2017)

**Section 710.22 Turkey Permit Requirements – Landowner/Tenant Permits**

Requirements and procedures for obtaining landowner/tenant permits are provided in 17 Ill. Adm. Code 528.

- a) ~~The "immediate family" is defined as, and limited to, the spouse, children, and~~

## DEPARTMENT OF NATURAL RESOURCES

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~~parents permanently residing on the same property as the landowner or tenant.~~

- b) ~~A tenant for the purpose of this Part is one who rents 40 acres or more land for commercial agricultural purposes under an agreement with a landowner. Commercial agriculture shall be defined as utilization of land for the raising of hay, grain crops or livestock for profit. A hunting rights lease, or other non-agricultural lease, is not valid for a landowner or tenant permit.~~
- e) ~~Resident landowners who own 40 acres or more of land, and resident tenants renting or leasing 40 acres or more of commercial agricultural land, and members of their immediate family may apply for one free turkey permit for their property only in counties open for turkey hunting. Non-resident Illinois landowners of 40 or more acres of land and members of their immediate family are eligible to receive a permit for their property only for a fee of \$37.50. All landowners/tenants who do not reside on the property must possess a valid hunting license.~~
- d) ~~Applicants for Landowner/Tenant permits must apply using the official application form. Applications for Landowner/Tenant wild turkey permits must be submitted to:~~
- ~~Illinois Department of Natural Resources  
POH Spring Wild Turkey Permit  
One Natural Resources Way  
P.O. Box 19227  
Springfield IL 62794-9227~~
- e) ~~Applications for Landowner/Tenant permits will be accepted as soon as they are available. The application deadline for all Landowner/Tenant permit applications (both renewal and first time) is February 27.~~
- f) ~~Landowners or tenants are not required to participate in the public drawing for permits. Landowner/tenant permits are valid for the entire 32 days encompassed by the 5 seasons, but allow the taking of only one wild turkey. This turkey hunting permit shall be valid on all lands the permit holder owns, leases, or rents in counties open for spring turkey hunting.~~
- g) ~~Recipients of Landowner/Tenant permits to hunt their owned or leased property may apply for a second permit in the third lottery (deadline: the first working day~~

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after February 8), and a third permit in the fourth lottery (deadline: the first working day after March 8). Fees for these additional permits shall be \$15 for residents and the maximum fee as allowed by Section 2.11 of the Wildlife Code [520 ILCS 5/2.11] for nonresidents.

- h) ~~Proof of ownership for all landowner or tenant applications must be provided by one of the following methods:~~
- ~~1) Submittal of a copy of property deed, recorded/file stamped by the County Recorder or County Clerk;~~
  - ~~2) Submittal of a copy of contract for deed, recorded/file stamped by the County Recorder or County Clerk;~~
  - ~~3) Submittal of copy of most recent real estate tax statement for the property that identifies the property acreage (upon which landowner's name appears as landowner or person signing application appears as landowner);~~
  - ~~4) Submittal of a current copy of a Farm Service Agency 156EZ form; or~~
  - ~~5) Submittal of a copy of trust agreement which must indicate that the trust owns at least 40 acres and the applicant is a current income beneficiary of the trust.~~
- i) ~~If you are applying for a tenant permit, you are required to submit, in addition to the landowner certification and proof of ownership, a copy of one of the following:~~
- ~~1) Submittal of a copy of a lease (not a hunting rights lease) or rental agreement, file stamped as recorded by the County Recorder or County Clerk, covering the current year. The agreement must contain the landowner's signature, tenant's signature, description of monetary consideration, specified period of the lease and acreage involved and a statement that the lease is for agricultural purposes; or~~
  - ~~2) Submittal of a current copy of a Farm Service Agency 156EZ form.~~
- j) ~~If the property is owned or rented by more than one person: Only one landowner (and his immediate family) or one tenant (and his immediate family) will be~~

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~~issued a permit for every 40 acres of owned or rented land. For example, if 3 persons own 90 acres, only 2 of the landowners and their immediate families may receive turkey permits.~~

k) ~~Shareholder/Member/Beneficiary/Partner Landowner Permits~~

1) ~~Bona fide equity shareholders of corporations, bona fide equity members of limited liability companies, current income beneficiaries of trusts and bona fide equity partners of general or limited partnerships owning 40 or more acres of land in a county may apply for a free permit to hunt the corporation, limited liability company, trust or partnership lands only. Only one permit per 40 acres, for a maximum number of 15 permits per county, shall be issued based on ownership of lands by corporations, trusts and limited liability companies. Only one permit for 40 acres, for a maximum of 3 permits per county, shall be issued based on ownership of lands by partnerships. Lands leased to corporations, limited liability companies, trusts or partnerships shall not be considered as a basis for a free permit for the shareholders/members/beneficiaries/partners of the lessee. Lands held in trust by corporations, limited liability companies or partnerships shall not be considered as a basis for a free permit by the shareholders/members/partners of the trustee. If application is made for a free permit based upon lands owned by the corporation, limited liability company, trust or partnership, a duly authorized officer of the corporation, limited liability company, trust or partnership must sign a notarized statement authorizing the applicant to hunt on the corporate, company, trust or partnership lands for which a permit is being requested. This statement must identify the applicant as a bona fide equity shareholder, member, beneficiary or partner as defined in subsections (k)(2), (3) and (4), identify authorization to hunt and identify that no more than 15 authorizations will be requested per county for the corporation, limited liability company, trust or partnership lands.~~

A) ~~In addition:~~

i) ~~Corporation applicants must submit a copy of ownership interest in a for-profit corporation with a fully-executed stock certificate, articles of incorporation or corporate agreement;~~

## DEPARTMENT OF NATURAL RESOURCES

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- ii) ~~limited liability company applicants must submit a copy of the limited liability company's articles of organization or the operating agreement;~~
  - iii) ~~limited partnerships, limited liability limited partners, and limited liability partnership applicants must submit a copy of the partnership agreement, certificate of partnership or statement of qualification; and~~
  - iv) ~~general partnership applicants must submit a copy of the partnership agreement.~~
- B) ~~These documents must be attached to the application upon submittal to the Permit Office. This shareholder/member/beneficiary/partner turkey permit shall be free to resident shareholders/members/beneficiaries/partners and the cost to nonresident shareholders and members shall be \$37.50. Nonresident partners are not eligible to receive permits for partnership lands.~~
- 2) ~~Bona fide equity shareholder means an individual who:~~
- A) ~~purchased, for market price, publicly sold stock shares in a corporation; purchased shares of a privately held corporation for a value equal to the percentage of the appraised value of the corporate assets represented by the ownership in the corporation; or is a member of a closely held family owned corporation and has purchased or been gifted with shares of stock in the corporation accurately reflecting his or her percentage of ownership; and~~
  - B) ~~intends to retain the ownership of the shares of stock for at least 5 years.~~
- 3) ~~Bona fide equity member means an individual who:~~
- A) ~~became a member upon the formation of the limited liability company; or has purchased a distributional interest in a limited liability company for a value equal to the percentage of the appraised value of the limited liability company assets represented~~

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~~by the distributional interest in the limited liability company and subsequently becomes a member of the company pursuant to Article 30 of the Limited Liability Company Act [805 ILCS 180].~~

- ~~B) intends to retain the membership for at least 5 years.~~
- 4) ~~Current income beneficiary means an individual who, at the time of application for a permit, is entitled to income (whether income exists or not) from the trust that owns the land the applicant wishes to hunt with no condition precedent (such as surviving another person, reaching a certain age, etc.) other than the trustee distributing the income, and is listed by name in the trust documents as an income beneficiary.~~
- 5) ~~Bona fide equity partner means an individual who:~~
- ~~A) became a partner, either general or limited, upon the formation of a partnership or limited partnership, or has purchased, acquired, or been gifted a partnership interest accurately representing his or her percentage distributional interest in the profits, losses, and assets of a partnership or limited partnership;~~
- ~~B) intends to retain ownership of the partnership interest for at least 5 years; and~~
- ~~C) is a resident of Illinois as defined in Section 2.26 of the Wildlife Code.~~
- l) ~~For the purpose of calculating acreage under this Section, the Department shall, after determining the total acreage of the applicable tract or tracts of land, round remaining fractional portions of an acre greater than or equal to half of an acre up to the next whole acre.~~
- m) ~~Providing false information on an application is a Class A misdemeanor (see 520 ILCS 5/2.38).~~

(Source: Amended at 41 Ill. Reg. 8727, effective June 28, 2017)

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

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- a) Hunters who intend to hunt Department sites and who have a physical disability that requires special accommodations must contact the site superintendent at least 10 days before the date they wish to hunt. The site superintendent shall make reasonable accommodations necessary to allow the disabled person to participate in the hunting experience at the site. Disabled hunters who require an aide or assistant with them during the hunt are responsible for providing the aide or assistant and notifying the site superintendent that an assistant will be present, and whether the assistant will also be hunting.
- b) Hunters must sign in/sign out at all sites that are followed by a (1). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by a (2).
- c) Statewide regulations shall apply for the following sites:
  - Alvah Borah State Habitat Area (2)
  - Anderson Lake State Conservation Area (1)
  - Argyle Lake State Park (2)
  - Cache River State Natural Area (1)
  - Campbell Pond State Wildlife Management Area (2)
  - Cape Bend State Fish and Wildlife Area (1)
  - Carlyle Lake State Fish and Wildlife Area (2)
  - Copperhead Hollow State Wildlife Area (2)
  - Cretaceous Hills State Natural Area (2)
  - Cypress Pond State Natural Area (1)
  - Deer Pond State Natural Area (1)
  - Devil's Island State Fish and Wildlife Area

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Dog Island State Wildlife Management Area (2)

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

Flag Pond State Natural Area

Fort de Chartres State Historic Site (muzzleloading shotgun or archery only; no in-line muzzleloading shotguns or muzzleloaders with scopes allowed) (1)

Fort Massac State Park (2)

Giant City State Park (1)

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

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein, Chouteau Island Units (all hunters must obtain a free site permit)

~~Jubilee State Park (archery only) (1)~~

Kaskaskia River State Fish and Wildlife Area (no hunting east of and within 50 yards of the defined Baldwin Lake Waterfowl Rest Area's main north-south road, within 100 yards of any house or building, or south of the Dry Lake access road; a hunter with a P-2 handicapped certification, accompanied by a non-hunting attendant, may hunt at the site's designated handicapped hunting spot within this closed area; the hunting spot will be allocated on a first come-first served basis or via a drawing, if needed, held at the site office) (1)

Kinkaid Lake State Fish and Wildlife Area (1)

Mark Twain National Wildlife Refuge, Gardner Division

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

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

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Nauvoo State Park (Max Rowe Unit only) (2)

Oakford State Conservation Area

Peabody River King State Fish and Wildlife Area (except South Subunit)  
(1)

Pere Marquette State Park (designated area only) (2)

Ray Norbut State Fish and Wildlife Area (2)

Rend Lake Project Lands and Waters except Wayne Fitzgerald State Park

Saline County State Fish and Wildlife Area (2)

Sanganois State Conservation Area (2)

Sielbeck Forest State Natural Area (2)

Skinner Farm State Habitat Area (1)

Trail of Tears State Forest (1)

Turkey Bluffs State Fish and Wildlife Area (1)

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

Weinberg-King State Park (2)

Weinberg-King State Park (Cecil White Unit) (2)

Weinberg-King State Park (Spunky Bottoms Unit) (2)

Wildcat Hollow State Habitat Area (2)

Wise Ridge State Natural Area

- d) Statewide regulations shall apply except that all hunting is allowed by

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site-specific permit only. The Department of Natural Resources allocates permits for these areas through the lottery process set forth in Section 710.20. This permit is only valid for the specific site and season indicated on the permit.

Apple River Canyon State Park – Thompson and Salem Units (2)

Beaver Dam State Park (2)

Big Bend State Fish and Wildlife Area (1)

Big River State Forest (2)

Burning Star State Fish and Wildlife Area (2)

Butterfield Trail State Recreation Area (2)

Carlyle Lake State Fish and Wildlife Area – East Fork Management Unit (2)

Castle Rock State Park (2)

Clinton Lake State Recreation Area (2)

Coffeen Lake State Fish and Wildlife Area (2)

Crawford County State Fish and Wildlife Area (2)

Dixon Springs State Park (youth under the age of 18 prior to the first day of the season~~youth ages 10-15~~ only) (1)

Eagle Creek State Park (first two seasons only) (2)

Eldon Hazlet State Park (2)~~South Shore State Park (2) (a single permit allows the permittee to hunt on either site)~~

Embarras River Bottoms State Habitat Area (2)

Ferne Clyffe State Park – Ferne Clyffe Hunting Area (1)

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Fort Massac State Park ([youth under the age of 18 prior to the first day of the season](#)~~Youth Ages 10-15~~ only) (1)

Fox Ridge State Park (2)

French Bluff State Natural Area (2)

Green River State Wildlife Area (2)

Hamilton County State Conservation Area (2)

Hanover Bluff State Natural Area (2)

Harry "Babe" Woodyard State Natural Area (2)

Hidden Springs State Forest (2)

Horseshoe Lake State Park (Madison County)

Iroquois County State Wildlife Area (2)

Jim Edgar Panther Creek State Fish and Wildlife Area (2)

Johnson-Sauk Trail State Park (2)

[Jubilee College State Park \(1\)](#)

Kankakee River State Park (hunting hours are from ½ hour before sunrise until 12:00 noon) (1)

Kickapoo State Park (2)

Kishwaukee River State Fish and Wildlife Area (2)

Lowden Miller State Forest (2)

Mackinaw River State Fish and Wildlife Area (2)

Marseilles State Fish and Wildlife Area (site is open to hunting Monday

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through Thursday only; hunting hours are from ½ hour before sunrise until 8:30 a.m. with potential additional hunting hours being posted by the site; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may only enter the site from designated parking lots) (1)

Marshall State Fish and Wildlife Area (2)

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

Mautino State Fish and Wildlife Area (2)

Meeker State Habitat Area (2)

Mermet Lake State Fish and Wildlife Area (2)

Middle Fork State Fish and Wildlife Management Area (2)

Mississippi Palisades State Park (closed during the fifth season) (2)

Momence Wetlands (1)

Moraine View State Park (no hunting on weekends during 4<sup>th</sup> and 5<sup>th</sup> season) (2)

Morrison Rockwood State Park (closed during the fifth season) (1)

Mt. Vernon Game Propagation Center

Newton Lake State Fish and Wildlife Area (2)

Paul C. Burrus State Habitat Area (must have Fox Ridge State Park permit) (2)

Pere Marquette State Park (Piasa, Quotoga, Potawatomi Camp Areas) (no hunting allowed on weekends) (2)

Pyramid State Park (2)

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Pyramid State Park – Captain Unit (2)

Pyramid State Park – Denmark Unit (2)

Pyramid State Park – East Conant Unit (2)

Pyramid State Park – Galum Unit (2)

Rall Woods State Natural Area (2)

Ramsey Lake State Park (2)

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

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (2)

Red Hills State Park (2)

Red Hills State Park/Chauncey Marsh (2)

Sahara Woods State Fish and Wildlife Area (2)

Sam Dale Lake State Fish and Wildlife Area (2)

Sam Parr State Fish and Wildlife Area (2)

Sand Ridge State Forest (2)

Sandy Ford State Natural Area

Sangamon County State Conservation Area

Sanganois State Conservation Area (Squirrel Timber Unit) (2)

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Sangchris Lake State Park

Shelbyville State Fish and Wildlife Area (2)

Siloam Springs State Park (2)

Siloam Springs State Park (Buckhorn Unit) (2)

Spoon River State Forest (2)

Starved Rock State Park (1)

Stephen A. Forbes State Park (2)

Tapley Woods State Natural Area (2)

Ten Mile Creek State Fish and Wildlife Area (2)

Vesely Land and Water Reserve

Washington County State Conservation Area (1)

Wayne Fitzgerald State Recreation Area

Weinberg-King State Park (Scripps Unit) (2)

Weldon Springs State Park – Piatt County Unit (2)

Winston Tunnel State Natural Area (2)

Witkowsky State Wildlife Area (2)

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

(Source: Amended at 41 Ill. Reg. 8727, effective June 28, 2017)

**Section 710.70 Spring Youth Turkey Hunt**

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- a) Hunting Dates: March 31 and April 1, 2018~~25-26, 2017~~ and April 7 and 8-2, 2018~~2017~~. The North Zone and South Zone are open concurrently for all 4 days.
- b) Open Counties: All counties listed in Section 710.10 are open to Spring Youth Turkey Hunting.
- c) Eligibility: The Spring Youth Turkey Hunt is open only to hunters who have not reached the age of 18 prior to the opening date of the youth season. Hunters must have an apprentice or youth hunting license, or they must have completed a State-approved Hunter Education course and have a hunting license, unless exempt. In addition, hunters must have a Habitat Stamp, unless exempt.
- d) Permit Requirements – Spring Youth Turkey Hunt
  - 1) All youth hunters must have a current, valid Youth Turkey Hunt Permit (\$10). Hunters are eligible to purchase only one Youth Turkey Hunt Permit. Hunting without a permit is a Class B misdemeanor (see 520 ILCS 5/2.9).
  - 2) For a county permit: Youth Turkey Hunt Permits valid for counties open to youth turkey hunting will be available for sale over-the-counter (OTC) from agents beginning the first Tuesday in March through the last day of the Youth Turkey Season.
  - 3) For a Special Hunt Area permit: Youth hunters may apply online (<http://dnr.state.il.us/admin/turkey.htm>) for a site-specific permit valid for one of the Special Hunt Areas. The application period begins the third Tuesday in January and ends the third Monday in February. Permits will be allocated via a lottery drawing in which Illinois residents will be given preference.
  - 4) The applicants must not have had their hunting privileges suspended or revoked in this State or any other state.
  - 5) A \$3 service fee will be charged for replacement permits issued by the Department, except when permits are lost in the mail, there will be no charge. Monies derived from this source will be deposited in the Wildlife and Fish Fund.

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- 6) The Youth Turkey Hunt Permit shall be valid only for the dates and counties/Special Hunt Area listed on the permit.
  - 7) A permit issued for the Youth Turkey Hunt will count toward the maximum number of permits (Section 710.20(j)(3)) an individual can receive for the Spring Wild Turkey Season.
- e) Youth Turkey Hunting Regulations
- 1) Each hunter participating in the Illinois Youth Turkey Hunt while using an Apprentice Hunter License or Youth Hunting License must be accompanied by a non-hunting, validly-licensed (Illinois hunting license) parent, guardian or grandparent. All other hunters (using other types of hunting licenses or license-exempt) participating in the Youth Turkey Hunt must each be accompanied by a non-hunting supervisor (parent, guardian or responsible adult) who has a valid Illinois hunting license or who has in his or her possession a valid Firearm Owners Identification (FOID) Card. An Illinois resident serving as a youth supervisor must have a valid FOID card regardless of whether he or she has a valid Illinois hunting license. FOID cards are not issued to non-residents, so non-residents serving as youth supervisors must have a valid Illinois hunting license. The non-hunting supervisor must remain with the hunting youth so as to have the youth under immediate control. Each supervisor may only accompany a single youth at any given time during the hunt. The supervising adult shall be criminally liable for the actions of the youth in the hunting party and shall be subject to the criminal penalties provided by law.
  - 2) All regulations prescribed by Section 710.30 apply during the Youth Turkey Hunt.
- f) The following sites will be open to holders of a valid Youth Turkey Hunt Permit for the county in which the site is located. Persons wishing to hunt one of the listed sites should contact that site prior to hunting for information about site regulations and restrictions. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by a (2).

Anderson Lake State Fish and Wildlife Area

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Apple River Canyon State Park – Thompson and Salem Units (2)

Argyle Lake State Park

Big Bend State Fish and Wildlife Area (Whiteside County)

Big River State Forest (2)

Cache River State Natural Area

Cape Bend State Fish and Wildlife Area

Carlyle Lake State Fish and Wildlife Area (2)

Carlyle Lake State Fish and Wildlife Area – East Fork Management Unit  
(2)

Copperhead Hollow State Wildlife Area (2)

Crab Orchard National Wildlife Refuge Public Hunting Area

Crawford County State Fish Wildlife Area

Cypress Pond State Natural Area

Deer Pond State Natural Area

Devil's Island State Fish and Wildlife Area

Dog Island State Wildlife Management Area

Ferne Clyffe State Park – Cedar Draper State Habitat Area

Giant City State Park

Green River State Wildlife Area (2)

Hanover Bluff State Natural Area (2)

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Horseshoe Lake State Conservation Area – Alexander County

Kaskaskia River State Fish and Wildlife Area

Kinkaid Lake State Fish and Wildlife Area

Lake Shelbyville Project Land (U.S. Army Corps of Engineers managed)  
– Moultrie County

Lake Shelbyville Project Land (U.S. Army Corps of Engineers managed)  
– Shelby County

Mackinaw River State Fish and Wildlife Area (2)

Marshall State Fish and Wildlife Area

Mermet Lake State Fish and Wildlife Area (2)

Moraine View State Park (2)

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

Mt. Vernon Game Propagation Center (1)

Nauvoo State Park (Max Rowe Unit Only) (2)

Newton Lake State Fish and Wildlife Area (2)

Pere Marquette State Park (open area east of Graham Hollow Road only)  
(2)

Pyramid State Park (2)

Pyramid State Park – East Conant Unit (2)

Rall Woods State Natural Area (2)

Ray Norbut State Fish and Wildlife Area (2)

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

Rend Lake State Fish and Wildlife Area

Sahara Woods State Fish and Wildlife Area (2)

Sam Parr State Fish and Wildlife Area (2)

Shelbyville State Fish and Wildlife Area (2)

Sielbeck Forest State Natural Area (2)

Siloam Springs State Park (2)

Siloam Springs State Park (Buckhorn Unit) (2)

Skinner Farm State Habitat Area

Spoon River State Forest (2)

Tapley Woods State Natural Area (2)

Trail of Tears State Forest

Ten Mile Creek State Fish and Wildlife Area

Turkey Bluffs State Fish and Wildlife Area

Union County State Conservation Area

Weinberg-King State Park (2)

Weinberg-King State Park (Cecil White Unit) (2)

Weinberg-King State Park (Scripps Unit) (2)

Weinberg-King State Park (Spunky Bottoms Unit) (2)

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Winston Tunnel State Natural Area (2)

Wise Ridge State Natural Area

Witkowsky State Wildlife Area (2)

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

Burning Star State Fish and Wildlife Area (2)

Butterfield Trail State Recreation Area (2)

Castle Rock State Park (2)

Clinton Lake State Recreation Area (2)

Coffeen Lake State Fish and Wildlife Area (2)

Crab Orchard National Wildlife Refuge (Closed Portion)

Eldon Hazlet State Park (2)

Embarras River Bottoms State Habitat Area (2)

Ferne Clyffe State Park – Ferne Clyffe Hunting Area

Harry "Babe" Woodyard State Natural Area (2)

Hidden Springs State Forest (2)

Iroquois County State Fish and Wildlife Area (2)

Jim Edgar Panther Creek State Fish and Wildlife Area

Kankakee River State Park

DEPARTMENT OF NATURAL RESOURCES

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Kickapoo State Recreation Area (2)

Middle Fork State Fish and Wildlife Area (2)

Momence Wetlands

Ramsey Lake State Park (2)

Sam Dale Lake State Fish and Wildlife Area (2)

Sand Ridge State Forest

Sangchris Lake State Park

~~South Shore State Park (must have Eldon Hazlet State Park permit)~~

Stephen A. Forbes State Park (2)

Wayne Fitzgerald State Recreation Area

Weldon Springs – Piatt County Unit (2)

(Source: Amended at 41 Ill. Reg. 8727, effective June 28, 2017)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: The Taking of Wild Turkeys – Fall Gun Season
- 2) Code Citation: 17 Ill. Adm. Code 715
- 3) Section Number: 715.25                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20].
- 5) Effective Date of Rule: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2609; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites and amend procedures at State sites.
- 16) Information and questions regarding this adopted rule shall be directed to:

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 715  
THE TAKING OF WILD TURKEYS – FALL GUN SEASON

## Section

715.10	Hunting Season, Open Counties and Permit Quotas
715.20	Statewide Turkey Permit Requirements
715.21	Turkey Permit Requirements – Special Hunts
715.25	Turkey Permit Requirements – Landowner/Tenant Permits
715.30	Turkey Hunting Regulations
715.40	Regulations at Various Department-Owned or -Managed Sites

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20].

SOURCE: Adopted at 13 Ill. Reg. 14950, effective September 6, 1989; amended at 14 Ill. Reg. 12421, effective July 20, 1990; amended at 15 Ill. Reg. 11618, effective August 2, 1991; amended at 16 Ill. Reg. 11101, effective June 30, 1992; amended at 17 Ill. Reg. 10858, effective July 1, 1993; amended at 18 Ill. Reg. 10013, effective June 21, 1994; amended at 19 Ill. Reg. 11806, effective August 3, 1995; amended at 20 Ill. Reg. 10898, effective August 5, 1996; amended at 21 Ill. Reg. 9110, effective June 26, 1997; amended at 22 Ill. Reg. 14866, effective August 3, 1998; amended at 23 Ill. Reg. 9091, effective July 28, 1999; amended at 24 Ill. Reg. 8965, effective June 19, 2000; amended at 25 Ill. Reg. 11460, effective August 14, 2001; amended at 26 Ill. Reg. 13855, effective September 5, 2002; amended at 27 Ill. Reg. 12650, effective July 21, 2003; amended at 28 Ill. Reg. 11904, effective July 27, 2004; amended at 29 Ill. Reg. 15542, effective September 27, 2005; amended at 29 Ill. Reg. 18938, effective November 4, 2005; amended at 30 Ill. Reg. 14518, effective August 24, 2006; amended at 31 Ill. Reg. 11711, effective July 27, 2007; amended at 32 Ill. Reg. 14830, effective August 27, 2008; amended at 33 Ill. Reg. 13911, effective September 21, 2009; amended at 34 Ill. Reg. 10814, effective July 16, 2010; amended at 35 Ill. Reg. 15259, effective September 2, 2011; amended at 37 Ill. Reg. 19283, effective November 14, 2013; amended at 39 Ill. Reg. 10983, effective July 27, 2015; amended at 40 Ill. Reg. 10654, effective July 20, 2016; amended at 41 Ill. Reg. 8754, effective June 28, 2017.

**Section 715.25 Turkey Permit Requirements – Landowner/Tenant Permits**

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Requirements and procedures for obtaining landowner/tenant permits are provided in 17 Ill. Adm. Code 528.

- a) ~~The "immediate family" of a landowner or tenant is defined as, and limited to, the spouse, children and parents permanently residing on the same property as the landowner or tenant.~~
- b) ~~A tenant for the purpose of this Part is one who rents 40 acres or more land for commercial agricultural purposes under an agreement with a landowner. Commercial agriculture shall be defined as utilization of land for the raising of hay, grain crops or livestock for profit. A hunting rights lease, or other non-agricultural lease, is not valid for a landowner or tenant permit.~~
- c) ~~Resident landowners who own 40 acres or more of land, and resident tenants renting or leasing 40 acres or more of commercial agricultural land, and members of their immediate family may apply for one free turkey permit for their property only in counties open for turkey hunting. Non-resident Illinois landowners of 40 or more acres of land and members of their immediate family are eligible to receive a permit for their property only for a fee of \$37.50. All landowners/tenants who do not reside on the property must possess a valid hunting license.~~
- d) ~~Applicants for Landowner/Tenant permits must apply using the official application form. Applications for Landowner/Tenant wild turkey permits must be submitted to:  
  
Illinois Department of Natural Resources  
POH Fall Shotgun Wild Turkey Permit  
One Natural Resources Way  
P.O. Box 19227  
Springfield IL 62794-9227~~
- e) ~~Applications for Landowner/Tenant permits will be accepted as soon as they are made available by the Department. The application deadline for all Landowner/Tenant permit applications (both renewal and first time) is October 1.~~
- f) ~~Landowners or tenants are not required to participate in the public drawing for permits and are not counted towards the total number of permits issued for a particular county.~~

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- g) ~~Recipients of Landowner/Tenant permits to hunt their owned or leased property may apply for one additional county wide permit in the third (final) lottery drawing from any permits remaining. Fees for this additional permit are set in Section 715.20(a).~~
- h) ~~Proof of ownership for all landowner or tenant applications must be provided by one of the following methods:~~
- ~~1) Submittal of a copy of property deed, recorded/file stamped by the County Recorder or County Clerk;~~
  - ~~2) Submittal of a copy of contract for deed, recorded/file stamped by the County Recorder or County Clerk;~~
  - ~~3) Submittal of a copy of the most recent real estate tax statement for the property that identifies the property acreage (upon which the landowner's name appears as landowner or the person signing the application appears as landowner);~~
  - ~~4) Submittal of a copy of a current Farm Service Agency 156EZ form; or~~
  - ~~5) Submittal of a copy of a trust agreement which must indicate that the trust owns at least 40 acres and the applicant is a current income beneficiary of the trust.~~
- i) ~~If applying for a tenant permit, applicants are required to submit, in addition to the landowner certification and proof of ownership, a copy of one of the following:~~
- ~~1) A copy of a lease or a rental agreement, file stamped as recorded by the County Recorder or County Clerk, covering the current year. The agreement must contain the landowner's signature, tenant's signature, description of monetary consideration, specified period of the lease and acreage involved, and a statement that the lease is for agricultural purposes; or~~
  - ~~2) A copy of the current Farm Service Agency 156EZ form.~~
- j) ~~A hunting rights lease or other non agricultural lease is not valid as a basis for~~

## DEPARTMENT OF NATURAL RESOURCES

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~~obtaining a landowner or tenant permit.~~

- k) ~~If the property is owned or rented by more than one person: Only one landowner (and immediate family) or one tenant (and immediate family) will be issued a permit for every 40 acres of owned or rented land. For example, if 3 persons own 90 acres, only 2 of the landowners and their immediate family may receive turkey permits.~~
- l) ~~Shareholder/Member/Partner Landowner Permits~~
- 1) ~~Bona fide equity shareholders of corporations, bona fide equity members of limited liability companies and bona fide equity partners of a general or limited partnership owning 40 or more acres of land in a county may apply for one permit to hunt the corporation, limited liability company or partnership lands only. Only one permit per 40 acres, for a maximum number of 15 permits per county, shall be issued based on ownership of lands by corporations and limited liability companies. Only one permit per 40 acres, for a maximum of 3 permits per county, shall be issued based on ownership of lands by partnerships. Lands leased to corporations, limited liability companies or partnerships shall not be considered as a basis for a permit for the shareholders/members/partners of the lessee. Lands held in trust by corporations, limited liability companies or partnerships shall not be considered as a basis for a permit by the shareholders/members/partners of the trustee. If application is made for a permit based upon lands owned by the corporation, limited liability company or partnership, a duly authorized officer of the corporation, limited liability company or partnership must sign a notarized statement authorizing the applicant to hunt on the corporate, company or partnership lands for which a permit is being requested. This statement must identify the applicant as a bona fide equity shareholder, member or partner as defined in subsections (1)(2), (3) and (4), identify authorization to hunt and identify that no more than 15 authorizations will be requested per county for the corporation, limited liability company or partnership lands. This document must be attached to the application upon submittal to the Permit Office. The shareholder/member/partner turkey permit shall be free to resident shareholders/members/partners and the cost to nonresident shareholders and members shall be \$37.50. Nonresident partners are not eligible to receive permits for partnership lands.~~

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 2) ~~Bona fide equity shareholder means an individual who:~~
- A) ~~purchased, for market price, publicly sold stock shares in a corporation; purchased shares of a privately held corporation for a value equal to the percentage of the appraised value of the corporate assets represented by the ownership in the corporation; or is a member of a closely held family owned corporation and has purchased or been gifted with shares of stock in the corporation accurately reflecting his or her percentage of ownership; and~~
  - B) ~~intends to retain the ownership of the shares of stock for at least 5 years.~~
- 3) ~~Bona fide equity member means an individual who:~~
- A) ~~became a member upon the formation of the limited liability company, or has purchased a distributional interest in an Illinois limited liability company for a value equal to the percentage of the appraised value of the limited liability company assets represented by the distributional interest in the limited liability company and subsequently became a member of the company pursuant to Article 30 of the Limited Liability Company Act;~~
  - B) ~~intends to retain the membership for at least 5 years; and~~
  - C) ~~is a member of a foreign LLC who includes a file stamped copy of his or her current annual filing with the Illinois Secretary of State as part of the application.~~
- 4) ~~Bona fide equity partner means an individual who:~~
- A) ~~became a partner, either general or limited, upon the formation of a partnership or limited partnership, or has purchased, acquired, or been gifted a partnership interest accurately representing his or her percentage distributional interest in the profits, losses, and assets of a partnership or limited partnership;~~
  - B) ~~intends to retain ownership of the partnership interest for at least 5 years; and~~

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- €) ~~is a resident of Illinois.~~
- m) ~~For the purposes of calculating acreage under this Section, the Department shall, after determining the total acreage of the applicable tract or tracts of land, round remaining fractional portions of an acre greater than or equal to half of an acre up to the next whole acre [520 ILCS 5/2.26].~~
- n) ~~Providing false or deceptive information is a Class A misdemeanor (see 520 ILCS 5/2.38).~~

(Source: Amended at 41 Ill. Reg. 8754, effective June 28, 2017)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: The Taking of Wild Turkeys – Fall Archery Season
- 2) Code Citation: 17 Ill. Adm. Code 720
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
720.25	Amendment
720.30	Amendment
720.40	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.9, 2.10, 2.11 and 2.20].
- 5) Effective Date of Rules: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2617; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENTS

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

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 720  
THE TAKING OF WILD TURKEYS – FALL ARCHERY SEASON

## Section

720.10	Hunting Seasons and Counties Open to Hunting
720.20	Statewide Turkey Permit Requirements
720.25	Turkey Permit Requirements – Landowner/Tenant Permits
720.30	Turkey Hunting Regulations
720.40	Regulations at Various Department-Owned or -Managed Sites
720.50	Releasing or Stocking of Turkeys (Repealed)

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.9, 2.10, 2.11 and 2.20].

SOURCE: Adopted and codified at 8 Ill. Reg. 7825, effective May 22, 1984; emergency amendments at 8 Ill. Reg. 20086, effective October 12, 1985, for a maximum of 150 days; emergency expired March 2, 1985; amended at 9 Ill. Reg. 14311, effective September 5, 1985; amended at 11 Ill. Reg. 9556, effective May 5, 1987; amended at 12 Ill. Reg. 12254, effective July 15, 1988; amended at 13 Ill. Reg. 12831, effective July 21, 1989; amended at 14 Ill. Reg. 12413, effective July 20, 1990; amended at 15 Ill. Reg. 11611, effective August 2, 1991; amended at 16 Ill. Reg. 11093, effective June 30, 1992; amended at 16 Ill. Reg. 15442, effective September 28, 1992; amended at 17 Ill. Reg. 281, effective December 28, 1992; amended at 17 Ill. Reg. 10850, effective July 1, 1993; amended at 18 Ill. Reg. 10104, effective June 21, 1994; amended at 19 Ill. Reg. 11799, effective August 3, 1995; amended at 20 Ill. Reg. 10890, effective August 5, 1996; amended at 21 Ill. Reg. 9102, effective June 26, 1997; amended at 22 Ill. Reg. 14856, effective August 3, 1998; amended at 23 Ill. Reg. 9082, effective July 28, 1999; amended at 24 Ill. Reg. 8956, effective June 19, 2000; amended at 25 Ill. Reg. 11448, effective August 14, 2001; amended at 26 Ill. Reg. 13867, effective September 5, 2002; amended at 27 Ill. Reg. 12658, effective July 21, 2003; amended at 28 Ill. Reg. 13612, effective September 24, 2004; amended at 29 Ill. Reg. 18345, effective August 26, 2005; amended at 29 Ill. Reg. 18944, effective November 4, 2005; amended at 30 Ill. Reg. 12240, effective June 28, 2006; amended at 31 Ill. Reg. 11723, effective July 27, 2007; amended at 32 Ill. Reg. 14843, effective August 27, 2008; amended at 33 Ill. Reg. 13918, effective September 21, 2009; amended at 34 Ill. Reg. 10821, effective July 16, 2010; amended at 35 Ill. Reg. 15268, effective September 2, 2011; amended at 37 Ill. Reg. 19297, effective November 14, 2013; amended at 39 Ill. Reg. 10997,

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

effective July 27, 2015; amended at 40 Ill. Reg. 10661, effective July 20, 2016; amended at 41 Ill. Reg. 8762, effective June 28, 2017.

**Section 720.25 Turkey Permit Requirements – Landowner/Tenant Permits**

Requirements and procedures for obtaining landowner/tenant permits are provided in 17 Ill. Adm. Code 528.

- a) ~~The "immediate family" of a landowner or tenant is defined as, and limited to, the spouse, children and parents permanently residing on the same property as the landowner or tenant.~~
- b) ~~A tenant for the purpose of this Part is one who rents 40 acres or more land for commercial agricultural purposes under an agreement with a landowner. Commercial agriculture shall be defined as utilization of land for the raising of hay, grain crops or livestock for profit. A hunting rights lease, or other non-agricultural lease, is not valid for a landowner or tenant permit.~~
- e) ~~Resident landowners who own 40 acres or more of land, and resident tenants renting or leasing 40 acres or more of commercial agricultural land, and members of their immediate family may apply for one free turkey permit for their property only in counties open for turkey hunting. Non-resident Illinois landowners of 40 or more acres of land and members of their immediate family are eligible to receive a permit for their property only for a fee of \$25. All landowners/tenants who do not reside on the property must possess a valid hunting license.~~
- d) ~~Applicants for landowner/tenant permits must apply using the official application form. Applications for landowner/tenant wild turkey permits must be submitted to:~~
  - ~~Illinois Department of Natural Resources  
POH Fall Archery Wild Turkey Permit  
One Natural Resources Way  
P.O. Box 19227  
Springfield IL 62794-9227~~
- e) ~~Applications for Landowner/Tenant permits will be accepted as soon as the Department makes the application form available. The application deadline for all Landowner/Tenant permit applications (both renewal and first time) is October~~

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- 1.
- f) ~~Proof of ownership for all landowner or tenant applications must be provided by one of the following methods:~~
  - 1) ~~Submittal of a copy of property deed, recorded/file stamped by the County Recorder or County Clerk;~~
  - 2) ~~Submittal of a copy of contract for deed, recorded/file stamped by the County Recorder or County Clerk;~~
  - 3) ~~Submittal of a copy of the most recent real estate tax statement for the property that identifies the property acreage (upon which the landowner's name appears as landowner or the person signing the application appears as landowner);~~
  - 4) ~~Submittal of a copy of a current Farm Service Agency 156EZ form; or~~
  - 5) ~~Submittal of a copy of trust agreement which must indicate that the trust owns at least 40 acres and the applicant is a current income beneficiary of the trust.~~
- g) ~~If applying for a tenant permit, applicants are required to submit, in addition to the landowner certification and proof of ownership, a copy of one of the following:~~
  - 1) ~~A copy of a lease or a rental agreement, file stamped as recorded by the County Recorder or County Clerk, covering the current year. The agreement must contain the landowner's signature, tenant's signature, description of monetary consideration, specified period of the lease and the acreage involved, and a statement that the lease is for agricultural purposes; or~~
  - 2) ~~A copy of the current Farm Service Agency 156EZ form.~~
- h) ~~A hunting rights lease or other non-agricultural lease is not valid as a basis for obtaining a landowner or tenant permit.~~
- e) ~~Applications for Landowner/Tenant permits will be accepted as soon as the i) If the property is owned or rented by more than one person: Only one landowner (and immediate family) or one tenant (and immediate family) will be issued a~~

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~~permit for every 40 acres of owned or rented land. For example, if 3 persons own 90 acres, only 2 of the landowners and their immediate family may receive turkey permits.~~

- j) ~~Shareholder/Member/Partner Landowner Permits~~
- 1) ~~Bona fide equity shareholders of corporations, bona fide equity members of limited liability companies and bona fide equity partners of a general or limited partnership owning 40 or more acres of land in a county may apply for one permit to hunt the corporation, limited liability company or partnership lands only. Only one permit per 40 acres, for a maximum number of 15 permits per county, shall be issued based on ownership of lands by corporations and limited liability companies. Only one permit per 40 acres, for a maximum of 3 permits per county, shall be issued based on ownership of lands by partnerships. Lands leased to corporations, limited liability companies or partnerships shall not be considered as a basis for a permit for the shareholders/members/partners of the lessee. Lands held in trust by corporations, limited liability companies or partnerships shall not be considered as a basis for a permit by the shareholders/members/partners of the trustee. If application is made for a permit based upon lands owned by the corporation, limited liability company or partnership, a duly authorized officer of the corporation, limited liability company or partnership must sign a notarized statement authorizing the applicant to hunt on the corporate, company or partnership lands for which a permit is being requested. This statement must identify the applicant as a bona fide equity shareholder, member or partner as defined in subsections (j)(2), (3) and (4), identify authorization to hunt and identify that no more than 15 authorizations will be requested per county for the corporation, limited liability company or partnership lands. This document must be attached to the application upon submittal to the Permit Office. The shareholder/member/partner turkey permit shall be free to resident shareholders/members/partners and the cost to nonresident shareholders and members shall be \$25. Nonresident partners are not eligible to receive permits for partnership lands.~~
- 2) ~~Bona fide equity shareholder means an individual who:~~
- A) ~~purchased, for market price, publicly sold stock shares in a corporation; purchased shares of a privately held corporation for a~~

## DEPARTMENT OF NATURAL RESOURCES

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

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

~~3) Bona fide equity member means an individual who:~~

~~A) became a member upon the formation of the limited liability company, or has purchased a distributional interest in an Illinois limited liability company for a value equal to the percentage of the appraised value of the limited liability company assets represented by the distributional interest in the limited liability company and subsequently became a member of the company pursuant to Article 30 of the Limited Liability Company Act;~~

~~B) intends to retain the membership for at least 5 years; and~~

~~C) is a member of a foreign LLC who includes a file stamped copy of his or her current annual filing with the Illinois Secretary of State as part of the application.~~

~~4) Bona fide equity partner means an individual who:~~

~~A) became a partner, either general or limited, upon the formation of a partnership or limited partnership, or has purchased, acquired, or been gifted a partnership interest accurately representing his or her percentage distributional interest in the profits, losses, and assets of a partnership or limited partnership;~~

~~B) intends to retain ownership of the partnership interest for at least 5 years; and~~

~~C) is a resident of Illinois.~~

~~k) For the purposes of calculating acreage under this Section, the Department shall,~~

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~~after determining the total acreage of the applicable tract or tracts of land, round remaining fractional portions of an acre greater than or equal to half of an acre up to the next whole acre [520 ILCS 5/2.26].~~

- ~~1) Providing false or deceptive information is a Class A misdemeanor (see 520 ILCS 5/2.38).~~

(Source: Amended at 41 Ill. Reg. 8762, effective June 28, 2017)

**Section 720.30 Turkey Hunting Regulations**

- a) It is unlawful:
- 1) to use live or electronic turkey decoys, recorded calls, dogs or bait. An area is considered as baited during the presence of and for 10 consecutive days following the removal of bait;
  - 2) to take, or attempt to take, more than 1 wild turkey per valid permit during the fall archery season (either sex may be harvested);
  - 3) to use any weapon except:
    - A) a long, recurved or compound bow with a minimum pull of ~~30~~40 pounds at some point within a 28 inch draw. Minimum arrow length is 20 inches, and broadheads must be used. Any mechanical device capable of maintaining a drawn or partially drawn position on a bow without the hunter exerting full string tension is illegal;
    - B) Crossbows, so long as one or more of the following conditions are met:
      - i) if the user is a person age 62 and older with a valid photo ID containing proof of age; or
      - ii) if the user is a disabled person to whom the Department has issued a permit to use a crossbow as provided by 17 Ill. Adm. Code 760; or
      - iii) if the date is between the second Monday following the

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Thanksgiving holiday through the last day of the archery deer hunting season (both inclusive);

- C) Broadheads may have fixed or expandable cutting surfaces, but they must have a minimum  $\frac{7}{8}$  inch diameter when fully opened. Broadheads with fixed blades must be metal or flint-, chert-, or obsidian-napped; broadheads with expandable cutting surfaces must be metal. All other bows and arrows, including electronic arrow tracking systems utilizing radio telemetry, are illegal;
  - 4) for any person having taken the limit of wild turkeys to further participate with a weapon in any hunting party for the purpose of taking additional turkeys;
  - 5) for any person to hunt wild turkeys without having a signed Archery Wild Turkey Hunting Permit in possession, except that a person without a weapon may accompany a turkey hunter as a caller or observer;
  - 6) to transport or leave a wild turkey without first affixing the turkey permit securely around the leg. Immediately upon kill and before the turkey is moved, transported or field dressed, the hunter must invalidate the leg tag and the tag must be affixed to the turkey (for over-the-counter permits the leg tag is invalidated by detaching it from the permit; for property only hunting (POH) landowner permits, the leg tag is invalidated by cutting out the designated notch on the tag); and
  - 7) to possess, while in the field during archery turkey season, any turkey permit issued to another person.
- b) Successful hunters must register their harvest by 10:00 p.m. on the same calendar day the turkey was taken by calling the toll-free telephone check-in system at 1-866-ILCHECK or by accessing the on-line check-in system at [www.dnr.illinois.gov](http://www.dnr.illinois.gov). Hunters must provide all information requested by the check-in system, and will be provided with a confirmation number to verify that they checked in their harvest. The confirmation number must be written by the hunter onto the leg tag. The leg tag must remain attached to the leg of the turkey until it is at the legal residence of the person who legally took or possessed the turkey and the turkey has been checked in. The turkey must remain whole (or field dressed) until it has been checked in.

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c) Violation of this Section is a Class B misdemeanor (see 520 ILCS 5/2.9).

(Source: Amended at 41 Ill. Reg. 8762, effective June 28, 2017)

**Section 720.40 Regulations at Various Department-Owned or -Managed Sites**

Statewide regulations shall apply for the following sites, except those sites designated below by asterisk (\*) shall be open to archery turkey hunting without regard to firearm deer season. Those sites followed by (1) require hunters to check in and check out. Violation of a site specific regulation is a Class B misdemeanor (see 520 ILCS 5/2.9). Those sites followed by a (2) require hunters to obtain a permit from the site before hunting. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (3).

Alvah Borah State Habitat Area (3)

\* Anderson Lake State Conservation Area (1)

Apple River Canyon State Park – Salem and Thompson Units (3)

Argyle Lake State Park (3)

Beaver Dam State Park (site specific archery deer permit hunters only; disabled hunting is available in the designated blind location upon request; Class P2A, disabled hunters, are required to be accompanied by a non-disabled hunter, who may also hunt from the same blind location) (2)

Big Bend State Fish and Wildlife Area (1)

Big River State Forest (3)

Butterfield Trail State Recreation Area (3)

Cache River State Natural Area (1)

Campbell Pond State Wildlife Management Area (3)

Cape Bend State Fish and Wildlife Area (1)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Carlyle Lake Lands and Waters – Corps of Engineers Managed Lands

Carlyle Lake State Fish and Wildlife Management Area (subimpoundment area closes 7 days prior to the start of the waterfowl season for the zone in which Carlyle Lake is located) (3)

Castle Rock State Park (3)

Chain O'Lakes State Park (closed Wednesday through Sunday of pheasant season; opens Monday prior to pheasant season and closes Tuesday following close of pheasant season; reopens December 26 through the close of regular season) (1)

Chauncey Marsh State Natural Area (3)

Clinton Lake State Recreation Area (3)

Coffeen Lake State Fish and Wildlife Area (3)

Copperhead Hollow State Fish and Wildlife Area (3)

Crawford County State Conservation Area (3)

Cypress Pond State Natural Area (1)

Deer Pond State Natural Area (1)

Devil's Island State Fish and Wildlife Area

Dixon Springs State Park (1)

Dog Island State Wildlife Management Area (3)

Eagle Creek State Park (3)

Eldon Hazlet State Park (archery hunting is closed in the designated controlled pheasant hunting area on days when the controlled pheasant hunting program is in operation) (3)

Embarrass River Bottoms State Habitat Area (3)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- Ferne Clyffe State Park (1)
- Flag Pond State Natural Area (3)
- Fort de Chartres State Historic Site
- \* Fort Kaskaskia State Historic Site (opens November 1) (1)
- Fort Massac State Park (1)
- Frank Holten State Park (opens November 1; crossing of Harding Ditch within confines of site allowed, no hunting from Harding Ditch right-of-way) (3)
- Franklin Creek State Park (hunting in designated area only) (3)
- French Bluff State Natural Area (3)
- Giant City State Park (1)
- Green River State Wildlife Area (3)
- Hamilton County State Conservation Area (3)
- Hanover Bluff State Natural Area (3)
- Harry "Babe" Woodyard State Natural Area (3)
- Hennepin Canal Parkway (open only to hunters with valid site deer permit and a valid archery turkey permit) (2)
- Horseshoe Lake State Conservation Area (Alexander County) (controlled goose hunting area closed 7 days prior to Quota Zone goose season through the close of the Quota Zone goose season; remainder of the public hunting area open during the statewide season) (1)  
(2)
- \* Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein and Chouteau Island Units (2)
- Iroquois County State Wildlife Area (3)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Jim Edgar Panther Creek State Fish and Wildlife Area (3)

Johnson-Sauk Trail State Park (closed Wednesday through Sunday during site's pheasant permit season) (3)

Jubilee College State Park (1)

Kaskaskia River State Fish and Wildlife Area (no hunting within 50 yards of the Baldwin Lake Waterfowl Rest Area's main north-south road; this defined waterfowl rest area is closed until the Columbus Day holiday) (1 – except south of Highway 154 and north of Highway 13)

Kickapoo State Recreation Area (3)

Kinkaid Lake State Fish and Wildlife Area

Kishwaukee River State Fish and Wildlife Area (3)

Lowden-Miller State Forest (3)

Mackinaw River State Fish and Wildlife Area (3)

Marseilles State Fish and Wildlife Area (fall archery turkey season closes the first Thursday after January 10; closed Friday, Saturday, and Sunday in October; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may only enter the site from designated parking lots) (1)

Marshall State Fish and Wildlife Area (Duck Ranch Unit closed 7 days prior to the duck season through the close of duck season) (3)

Mautino State Fish and Wildlife Area (3)

Meeker State Habitat Area (3)

Mermet Lake State Fish and Wildlife Area (3)

Middle Fork State Fish and Wildlife Area (3)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- Mississippi Palisades State Park (3)
- Mississippi River State Fish and Waterfowl Management Area (Pools 25 and 26)
- Mississippi River Pools 16, 17 and 18
- Mississippi River Pools 21, 22 and 24
- Moraine View State Park (closed Wednesday through Sunday during site's controlled pheasant season) (3)
- \* Mt. Vernon Propagation Center (1)
- Nauvoo State Park (Max Rowe Unit only) (3)
- Newton Lake State Fish and Wildlife Area (3)
- Oakford State Conservation Area
- Peabody River King State Fish and Wildlife Area (east subunit closed November 1) (1)
- Pere Marquette State Park (area east of Graham Hollow Road) (3)
- Pere Marquette State Park – Group Camp Area (2)
- Pyramid State Park (3)
- Pyramid State Park – East Conant Unit (3)
- Rall Woods State Natural Area (3)
- \* Ramsey Lake State Park (3)
- \* Randolph County State Conservation Area
- Rauchfuss Hill State Recreation Area (3)
- Ray Norbut State Fish and Wildlife Area (3)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- \* Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (3)
- Ray Norbut State Fish and Wildlife Area – East Hannibal Unit (3)
- Red Hills State Park (3)
- \* Rend Lake Project Lands and Waters
- Sahara Woods State Fish and Wildlife Area (3)
- Saline County State Conservation Area (3)
- \* Sam Dale Lake State Fish and Wildlife Area (3)
- \* Sam Parr State Fish and Wildlife Area (3)
- Sand Ridge State Forest (3)
- Sandy Ford State Natural Area (1)
- Sanganois State Fish and Wildlife Area (3)
- \* Sangchris Lake State Park (site will be closed to archery deer and turkey hunting during the second firearm deer season) (3)
- \* Shabbona Lake State Park (3)
- Shelbyville Lake – Corps of Engineers Managed Lands
- Shelbyville State Fish and Wildlife Management Area (3)
- Sielbeck Forest State Natural Area (3)
- Siloam Springs State Park (3)
- \* Siloam Springs State Park – Buckhorn Unit (resident hunters only) (3)
- Skinner Farm State Habitat Area (3)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- \* ~~South Shore State Park (3)~~
  - Spoon River State Forest (3)
- \* Spring Lake State Fish and Wildlife Area (3)
  - Starved Rock State Park/Matthiessen State Park (no turkey hunting in the nature preserves; open only in areas where archery deer hunting is allowed other than nature preserves; must have valid archery deer permit in possession to hunt turkeys; open concurrent with site archery deer season) (1)
- \* Stephen A. Forbes State Park (3)
  - Tapley Woods State Natural Area (3)
  - Ten Mile Creek State Fish and Wildlife Area (3)
  - Trail of Tears State Forest (1)
  - Turkey Bluffs State Fish and Wildlife Area
  - Union County State Conservation Area (Fire Line Unit open throughout statewide season; Controlled Hunting Area open October 1 through October 31) (1)
- \* Washington County State Conservation Area (1)
  - Wayne Fitzgerald State Park (no hunting during controlled hunts as posted at the site) (1)
  - Weinberg-King State Park (3)
  - Weinberg-King State Park – Cecil White Unit (3)
  - Weinberg-King State Park – Scripps Unit (resident hunters only) (3)
  - Weinberg-King State Park – Spunky Bottoms Unit (resident hunters only) (3)
  - Wildcat Hollow State Forest (3)
  - Winston Tunnel State Natural Area (3)

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DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENTS

Wise Ridge State Natural Area

Witkowsky State Wildlife Area (opens October 15) (3)

(Source: Amended at 41 Ill. Reg. 8762, effective June 28, 2017)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Dove Hunting
- 2) Code Citation: 17 Ill. Adm. Code 730
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
730.20	Amendment
730.40	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3 and 1.4 of the Wildlife Code [520 ILCS 5/1.3 and 1.4].
- 5) Effective Date of Rules: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2634; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: In Section 730.20(j)(3), "nonpermit" has been changed to "non-permit".
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENTS

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

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 730  
DOVE HUNTING

## Section

730.10	Statewide Regulations
730.20	Regulations at Various Department-Owned or -Managed Sites
730.30	Youth and Youth/Adult Dove Hunts at Various Department-Owned or -Managed Sites (Repealed)
730.40	Youth Dove Hunting

**AUTHORITY:** Implementing and authorized by Sections 1.3 and 1.4 of the Wildlife Code [520 ILCS 5/1.3 and 1.4].

**SOURCE:** Adopted at 5 Ill. Reg. 8792, effective August 25, 1981; codified at 5 Ill. Reg. 10644; amended at 6 Ill. Reg. 9631, effective July 21, 1982; emergency amendment at 6 Ill. Reg. 10040, effective August 2, 1982, for a maximum of 150 days; emergency expired December 30, 1982; amended at 7 Ill. Reg. 10767, effective August 24, 1983; emergency amendment at 7 Ill. Reg. 10999, effective August 24, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 13680, effective July 25, 1984; amended at 9 Ill. Reg. 11601, effective July 16, 1985; emergency amendment at 9 Ill. Reg. 14025, effective September 4, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 15590, effective September 16, 1986; amended at 11 Ill. Reg. 9526, effective May 5, 1987; amended at 11 Ill. Reg. 11346, effective June 10, 1987; amended at 12 Ill. Reg. 12186, effective July 15, 1988; amended at 13 Ill. Reg. 10513, effective June 15, 1989; amended at 14 Ill. Reg. 11193, effective June 29, 1990; amended at 15 Ill. Reg. 9951, effective June 24, 1991; amended at 16 Ill. Reg. 11041, effective June 30, 1992; amended at 17 Ill. Reg. 10761, effective July 1, 1993; amended at 18 Ill. Reg. 10009, effective June 21, 1994; amended at 19 Ill. Reg. 10588, effective July 1, 1995; amended at 20 Ill. Reg. 10861, effective August 5, 1996; amended at 21 Ill. Reg. 11700, effective August 12, 1997; amended at 22 Ill. Reg. 14792, effective August 3, 1998; amended at 23 Ill. Reg. 9043, effective July 28, 1999; amended at 24 Ill. Reg. 8911, effective June 19, 2000; amended at 25 Ill. Reg. 11373, effective August 14, 2001; amended at 26 Ill. Reg. 13590, effective September 3, 2002; amended at 27 Ill. Reg. 12666, effective July 21, 2003; amended at 28 Ill. Reg. 12865, effective September 1, 2004; amended at 29 Ill. Reg. 9797, effective June 24, 2005; amended at 30 Ill. Reg. 12251, effective June 28, 2006; amended at 31 Ill. Reg. 11738, effective July 27, 2007; amended at 32 Ill. Reg. 14857, effective August 27, 2008; amended at 33 Ill. Reg. 9702, effective June 26, 2009;

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

amended at 34 Ill. Reg. 12831, effective August 20, 2010; amended at 35 Ill. Reg. 13234, effective July 26, 2011; amended at 37 Ill. Reg. 20717, effective December 12, 2013; amended at 39 Ill. Reg. 11014, effective July 27, 2015; amended at 40 Ill. Reg. 10672, effective July 20, 2016; amended at 41 Ill. Reg. 8779, effective June 28, 2017.

**Section 730.20 Regulations at Various Department-Owned or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510 – General Hunting and Trapping apply in this Section, unless this Section is more restrictive.
- b) General Regulations
  - 1) Hunters shall possess only bismuth or lead shot size #7½, #8 or #9 or size #6 steel or smaller for taking of doves, except as noted under subsection (b)(2), and except these restrictions do not apply during the November portion of dove season.
  - 2) Only non-toxic shot (as defined by the U.S. Fish and Wildlife Service in 50 CFR 20), #6 steel shot or #7½ bismuth shot or smaller may be possessed on the following areas:
    - Anderson Lake State Conservation Area
    - Banner Marsh State Fish and Wildlife Area
    - Big Bend State Fish and Wildlife Area (#)
    - Big River State Forest
    - [Burning Star State Fish and Wildlife Area](#)
    - Cache River State Natural Area
    - Cape Bend State Fish and Wildlife Area
    - Carlyle Lake State Fish and Wildlife Area
    - Chain O'Lakes State Park

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Clinton Lake State Recreation Area (dove management fields only)

Des Plaines State Conservation Area

Double T State Fish and Wildlife Area

Eldon Hazlet State Park

Green River State Wildlife Area

Hennepin Canal Parkway State Park

Horseshoe Lake State Conservation Area (Alexander County)

Horseshoe Lake State Park (Madison County)

Horseshoe Lake State Park (Madison County) Gabaret, Mosenthein,  
Chouteau Island Unit

Johnson-Sauk Trail State Park

Jubilee College State Park

Kankakee River State Park

Kaskaskia River State Fish and Wildlife Area (designated areas)

Mackinaw River State Fish and Wildlife Area

Marshall State Fish and Wildlife Area

Matthiessen State Park

Mautino State Fish and Wildlife Area

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

Moraine View State Park

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Mt. Vernon Game Propagation Center

Peabody River King State Fish and Wildlife Area

Pyramid State Park – Captain Unit

Pyramid State Park – Denmark Unit

Pyramid State Park – East Conant Unit

Pyramid State Park – Galum Unit

Rend Lake State Fish and Wildlife Area and Corps of Engineers managed areas of Rend Lake

Rice Lake State Fish and Wildlife Area

Sam Parr State Fish and Wildlife Area

Sand Prairie Pheasant Habitat Area

Sanganois State Fish and Wildlife Area

Sangchris Lake State Park

Shabbona Lake State Park

Shelbyville State Fish and Wildlife Area (waterfowl management units and designated non-toxic shot units only)

Silver Springs State Fish and Wildlife Area

Snakeden Hollow State Fish and Wildlife Area/Victoria Pheasant Habitat Area

Spoon River State Forest

Starved Rock State Park

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Stephen A. Forbes State Recreation Area

Ten Mile Creek State Fish and Wildlife Area (areas posted as rest area on the Eads and Belle Rive Units)

Union County State Fish and Wildlife Area

- 3) On areas where hunters are required to hunt from marked or staked sites, hunters must hunt within 10 feet of the marked site.
  - 4) No hunting is allowed within 100 yards of a designated dove management field except for hunters who are part of the hunter quota for that field.
  - 5) At sites indicated by (#), hunters are required to check in and/or sign out as provided in 17 Ill. Adm. Code 510. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (1).
  - 6) At sites where additional regulations apply, they are noted in parentheses after the site name.
  - 7) Hunting hours and hunting dates at all sites that are open during the upland game season shall coincide with hunting hours and hunting dates listed for the respective sites listed in 17 Ill. Adm. Code 530.
- c) Statewide season regulations as provided for in this rule shall apply at the following sites:
- Argyle Lake State Park (season opens day after Labor Day) (1)
  - [Burning Star State Fish and Wildlife Area \(1\)](#)
  - Cache River State Natural Area (#)
  - Campbell Pond State Wildlife Management Area (1)
  - Cape Bend State Fish and Wildlife Area (#)
  - Carlyle Lake Lands and Waters – Corps of Engineers managed lands (#)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Carlyle Lake State Fish and Wildlife Area (1)

Chauncey Marsh State Natural Area (permit required; may be obtained at Red Hills State Park headquarters; permits must be returned by 15 February) (1)

Corps of Engineers managed areas of Rend Lake

Cypress Pond State Natural Area (#)

Deer Pond State Natural Area (#)

Devil's Island State Fish and Wildlife Area

Dog Island State Wildlife Management Area (1)

Ferne Clyffe State Park (#)

Ft. de Chartres State Historic Site (muzzleloading shotgun only) (#)

Ft. Massac State Park (1)

Freeman Mine (permit required)

Giant City State Park (#)

[Marseilles State Fish and Wildlife Area \(after Labor Day closed Friday, Saturday and Sunday through October\) \(#\)](#)

Marshall State Fish and Wildlife Area (1)

Meeker State Habitat Area (1)

Mermet Lake State Fish and Wildlife Area (1)

Mississippi River Pools 16, 17 and 18

Mississippi River Pools 21, 22, 24

## DEPARTMENT OF NATURAL RESOURCES

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Nauvoo State Park – Max Rowe Unit (1)

Oakford State Conservation Area

Ray Norbut State Fish and Wildlife Area (1)

Red Hills State Park (1)

Sahara Woods State Fish and Wildlife Area (1)

Sand Ridge State Forest (season open from opening day of dove season through October 31) (1)

Sangamon County State Conservation Area

Sanganois State Fish and Wildlife Area (1)

Sielbeck Forest State Natural Area (1)

Siloam Springs State Park (1)

Siloam Springs State Park – Buckhorn Unit (1)

Spoon River State Forest (1)

Trail of Tears State Forest (#)

Union County State Fish and Wildlife Area – Controlled Hunting Area (shooting hours from noon to 5 p.m., September 1-5 and sunrise to sunset from September 6-October 28) (#)

Weinberg-King State Park (1)

Weinberg-King State Park – Scripps and Spunky Bottoms Units (1)

Wildcat Hollow State Forest (1)

Wise Ridge State Natural Area

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- d) Statewide regulations as provided in this Part shall apply at the following sites except that hunting hours are 12 noon to 5 p.m. daily September 1-5; season closes September 30. A drawing will be held at 11 a.m. if more hunters show up than can be accommodated.

Banner Marsh State Fish and Wildlife Area (sunrise to noon daily September 1-5, drawing one hour before sunrise; black powder firearms only on September 2) (#)

Double T State Fish and Wildlife Area (sunrise to noon daily September 1-5, drawing one hour before sunrise) (#)

Hennepin Canal State Park (#)

Iroquois County State Wildlife Management Area (1)

Jubilee College State Park (hunting allowed only on opening day, Saturdays, Sundays, Wednesdays and holidays) (#)

Mautino State Fish and Wildlife Area (#)

Morrison Rockwood State Park (#)

Rice Lake State Fish and Wildlife Area (sunrise to noon daily September 1-5, drawing one hour before sunrise) (#)

Sam Dale Lake State Fish and Wildlife Area (1)

Snakeden Hollow State Fish and Wildlife Area/Victoria Pheasant Habitat Area

- e) Statewide regulations as provided for in this Part shall apply at the following sites, except that hunting hours are 12 noon to 5 p.m. daily September 1-5. A drawing will be held at 11 a.m. if more hunters show up than can be accommodated.

Anderson Lake State Conservation Area (#)

Big River State Forest (1)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Chain O'Lakes State Park (closes September 5)

Clinton Lake State Recreation Area (dove management fields only) (1)

Eldon Hazlet State Park (closes October 14) (1)

Fox Ridge State Park (dove management fields only) (1)

Harry "Babe" Woodyard State Natural Area (permit required) (1)

Hidden Springs State Forest (dove management fields only) (1)

Horseshoe Lake State Fish and Wildlife Area (Alexander County) (season closes at the end of the first statewide split season) (#)

Kaskaskia River State Fish and Wildlife Area (Doza Creek Waterfowl Management Area closes October 14; the defined Baldwin Lake Waterfowl Rest Area is closed) (#)

Kinkaid State Fish and Wildlife Area (#)

~~Marseilles State Fish and Wildlife Area (after Labor Day, site is closed on Fridays, Saturdays, and Sundays through October; hunters must leave their guns at the stake site when retrieving downed birds; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may only enter the site from designated parking lots) (#)~~

Middle Fork State Fish and Wildlife Area (dove management fields only) (1)

Moraine View State Park (dove management fields only; season closes October 14) (1)

Newton Lake State Fish and Wildlife Area (dove management units) (1)

Peabody River King State Fish and Wildlife Area (East Subunit closes October 14) (#)

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## NOTICE OF ADOPTED AMENDMENTS

Pyramid State Park (permit required; permit must be returned by February 15; no dove hunting is allowed September 1-5 within 200 yards of a designated dove management field, except for hunters who are part of the hunter quota for that field; all hunters must register as a group not to exceed 4 names per card; a hunter's name may only appear on one lottery card; the lottery card shall be in the possession of the hunter or group while hunting) (1)

Pyramid State Park – Captain Unit (permit required; permit must be returned by February 15; unsuccessful lottery participants and other hunters not participating in the lottery drawing may only hunt in designated areas during September 1-5 (i.e., all land west of the Western Haul Road and all land east of the Eastern Haul Road to the shore of Super Lake to South Haul Road); all hunters must register as a group not to exceed 4 names per card; a hunter's name may only appear on one lottery card; the lottery card shall be in the possession of the hunter or group while hunting) (1)

Pyramid State Park – Denmark Unit (permit required; permit must be returned by February 15; unsuccessful lottery participants and other hunters not participating in the lottery drawing may only hunt in designated areas during September 1-5 (i.e., all land south of Quonset Hut Road to Tangen Cemetery Road to Brushy Creek Road); all hunters must register as a group not to exceed 4 names per card; a hunter's name may only appear on one lottery card; the lottery card shall be in the possession of the hunter or group while hunting) (1)

Pyramid State Park – East Conant Unit (permit required; permit must be returned by February 15; no dove hunting is allowed September 1-5 within 200 yards of a designated dove management field except for hunters who are part of the hunter quota for that field; all hunters must register as a group not to exceed 4 names per card; a hunter's name may only appear on one lottery card; the lottery card shall be in the possession of the hunter or group while hunting) (1)

Pyramid State Park – Galum Unit (permit required; permit must be returned by February 15; no dove hunting is allowed September 1-5 within 200 yards of a designated dove management field except for hunters who are part of the hunter quota for that field; all hunters must register as a

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

group not to exceed 4 names per card; a hunter's name may only appear on one lottery card; the lottery card shall be in the possession of the hunter or group while hunting) (1)

Randolph County State Conservation Area (#)

Turkey Bluffs State Fish and Wildlife Area (#)

Washington County State Conservation Area (closes October 14) (#)

World Shooting and Recreation Complex (designated dove management fields only) (#)

- f) Statewide regulations as provided for in this Part shall apply at the following sites, except that hunting hours are 12 noon to 5 p.m. daily September 1-30. A drawing will be held at 11 a.m. if more hunters show up than can be accommodated.

Crawford County State Fish and Wildlife Area (1)

Hamilton County State Fish and Wildlife Area (1)

Lake Le Aqua Na State Park (#)

Sam Parr State Fish and Wildlife Area (1)

Shabbona Lake State Park (1)

Skinner Farm State Habitat Area (#)

Stephen A. Forbes State Recreation Area (season opens day after Labor Day) (1)

- g) Statewide regulations as provided for in this Part shall apply at the following sites, except that hunting hours are 12 noon to 5 p.m. daily. Hunting is allowed on opening day, Wednesday, and Saturday only. A drawing will be held at 11 a.m. if more hunters show up than can be accommodated.

Saline County State Fish and Wildlife Area (1)

- h) Statewide regulations apply except that hunting hours are 12 noon to 5 p.m. from

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

September 1-5; hunters must obtain a free permit from the Department; permits must be in possession while hunting on the site. Permit must be returned and harvest reported by February 15 or hunter will forfeit hunting privileges for that site for the following season.

Clinton Lake State Recreation Area (except dove management fields) (1)

Fox Ridge State Park (except dove management units; shooting hours after September 5 are 12 noon to sunset) (1)

Hidden Springs State Forest (except dove management fields) (1)

Kickapoo State Recreation Area (1)

Lake Shelbyville – Eagle Creek State Park (season opens day after Labor Day; closes October 14; shooting hours are 12 noon to sunset) (1)

Middle Fork State Fish and Wildlife Area (except dove management units) (1)

Moraine View State Park (except dove management fields; season closes October 14) (1)

Newton Lake State Fish and Wildlife Area (except dove management units) (1)

Shelbyville State Fish and Wildlife Area (hunters must hunt from designated stakes within dove management fields, with a maximum of 2 hunters per stake) (1)

Shelbyville State Fish and Wildlife Area – Kaskaskia and West Okaw Wildlife Management Areas (hunters must hunt from designated stakes within dove management fields, with a maximum of 2 hunters per stake) (1)

- i) Statewide regulations as provided for in this Part shall apply at the following sites, except that hunting hours are sunrise to 11:30 a.m. daily September 1-5; season closes September 30. A drawing will be held one hour before sunrise if more hunters show up than can be accommodated.

## DEPARTMENT OF NATURAL RESOURCES

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Mt. Vernon Game Propagation Center (#)

Ramsey Lake State Park (1)

Rend Lake State Fish and Wildlife Area (#)

Ten Mile Creek State Fish and Wildlife Area (season closes on statewide closing date) (1)

j) Permit Areas

1) Permit Season Regulations

A) Permit season dates shall be September 1-5 and hunting hours are 12 noon to 5 p.m. at the sites listed at the end of this subsection.

B) Permit Applications  
Permit applications will be accepted starting in June. Initial acceptance dates and methods for making applications will be publicly announced. A hunter can obtain up to 2 dove permits as follows: Only applications submitted by Illinois residents will be processed during the first lottery to apply for up to one dove permit. Non-residents and residents who did not receive a permit or did not apply in the first lottery will be eligible to participate in the second lottery to apply for their first dove permit. Residents will have priority in the 2<sup>nd</sup> lottery. Residents and non-residents can apply for a 2<sup>nd</sup> permit during the phone-in reservation period to be held after the lottery. Successful applicants will be sent confirmation via email or can access the Reservation Inquiry System to see if they were awarded a permit.

C) Drawings for permits at specific sites may be canceled at any time due to flooding, inclement weather, staff shortages or other adverse conditions beyond the Department's control. Hunters are urged to select a second choice of sites on their permit application.

D) Permits are not transferrable.

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- E) Permits will be issued from the Springfield Permit Office for permit controlled sites. For other information, go to [www.dnr.illinois.gov](http://www.dnr.illinois.gov).
  - F) Hunting at these areas is by special permit only for the first five days of the season; thereafter, no permits are required for hunting these sites, except at Jim Edgar Panther Creek State Fish and Wildlife Area as indicated in subsection (j)(3). All permits will be issued from Springfield and not from the site, except at Panther Creek State Fish and Wildlife Area as indicated in subsection (j)(3).
  - G) Check in time for registration shall be between 9 a.m. and 11 a.m. each day. Openings after 11 a.m. will be filled by drawing for standbys if more hunters register than there are vacancies.
  - H) All hunters must wear a DNR issued backpatch.
- 2) Non-Permit Season Regulations
- A) Non-permit season shall be September 6-30 except as indicated in parentheses.
  - B) Non-permit hunting hours shall be 12 noon to sunset except as indicated in parentheses.
  - C) No permits are required except as indicated in parentheses.
  - D) Check in and check out is required except as indicated in parentheses.
  - E) Hunter quotas will be filled on a first come-first served basis.
- 3) Sites
- Big Bend State Fish and Wildlife Area
- Coffeen Lake State Fish and Wildlife Area (non-permit hunting hours are 12 noon to 5:00 p.m.)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Des Plaines State Conservation Area

Edward R. Madigan State Park

Green River State Wildlife Area/Sand Prairie Habitat Area (non-permit hunting hours are sunrise to sunset) (1)

Horseshoe Lake State Park (Madison County) (non-permit hunting hours are 12 noon to 5 p.m.)

Horseshoe Lake State Park (Madison County) Gabaret, Mosenthein, Chouteau Island Unit (non-permit hunting hours are 12 noon to 5:00 p.m. September 6 through October 14)

Jim Edgar Panther Creek State Fish and Wildlife Area (for days 6 through 10 of the season, hunting hours are noon to 6:00 p.m. and hunters must check in and out at the site office; permit required as indicated in subsection (i) for days 11 through the end of the statewide dove season; hunting hours for days 11 through the end of the statewide dove season are sunrise to sunset; on the Controlled Unit only those hunters engaged in the controlled pheasant hunting program may take doves during the November portion of the dove season; on the Quail Management Unit only those hunters with Quail Management Unit Permits may take doves during the November portion of the dove season) (1)

Johnson Sauk Trail State Park (permit hunting hours are noon to 5:00 p.m.) (1)

Kankakee River State Park

Mackinaw River State Recreation Area (non-permit hunting hours sunrise to sunset; each permit authorizes the holder to bring one hunting partner) (1)

Matthiessen State Park

Sangchris Lake State Park (closed after Sunday of the third weekend in September; designated fields will be open from sunrise to 12 noon starting

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

the 6<sup>th</sup> day of the dove season)

Silver Springs State Park (closed during National Hunting and Fishing Day Weekend)

Snakeden Hollow State Fish and Wildlife Area/Victoria Pheasant Habitat Area ([non-permit hunting hours sunrise to sunset](#))

Starved Rock State Park

- k) Violation of a site specific regulation is a petty offense (see 520 ILCS 5/2.20).

(Source: Amended at 41 Ill. Reg. 8779, effective June 28, 2017)

**Section 730.40 Youth Dove Hunting**

- a) A one-day Youth Dove Hunt will be held the first weekend day in September or Labor Day, whichever comes first, at the following sites:

Horseshoe Lake State Park (Madison County)

Stephen A. Forbes State Park

- b) A one-day youth/adult dove hunt will be held the first weekend day in September or Labor Day, whichever comes first, where both the youth and adult will be permitted to hunt at the following sites:

Jubilee College State Park

Kankakee River State Park

Mackinaw River State Fish and Wildlife Area (only nontoxic shot, as defined by the U.S. Fish and Wildlife Service in 50 CFR 20, #6 steel shot or #7½ bismuth shot or smaller may be possessed)

Mt. Vernon Game Farm

Ramsey Lake State Park

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Sam Parr State Fish and Wildlife Area

Sangchris Lake State Park

Silver Springs State Fish and Wildlife Area

- c) Hunting hours are from 12:00 p.m. to 5:00 p.m. Check-in time is from 10:00 a.m. to 11:00 a.m.
- d) Hunter quota will be announced by public news release. Hunter quota is determined by the formula: one hunter per 10 to 40 huntable acres. Huntable acres are determined by, but not limited to, the biological studies on the number of the species available; the condition, topography, and configuration of the land at the site; and the number of employees available to work at the site.
- e) All hunters must have a hunting permit and wear a back patch while hunting. Stand-by permits will be available at the site by lottery drawing if vacancies occur.
- f) Applicants must be between the ages of 10-~~17~~<sup>15</sup> inclusive, with a valid Illinois hunting license.
- g) Each youth must be accompanied by a supervising adult. If the hunter does not have a valid Firearm Owner's Identification (FOID) card, the supervising adult is required to have a FOID card. Only one supervising adult in a hunting party is required to have a valid FOID card if the hunters in the hunting party stay under the immediate control (accompany youth hunters at all times) of the supervising adult possessing the valid FOID card. All adult hunters must have a valid FOID card. The supervising adults shall be criminally liable for the actions of the youth in the hunting party and be subject to the criminal penalties provided by law.
- h) Applicants must contact the Department to obtain a permit reservation. Starting dates and methods for making reservations will be publicly announced. Multiple reservations for the same person will not be accepted and that person will forfeit his right to acquire a reservation for the season.
- i) Violation of this Section is a Class B misdemeanor (see 520 ILCS 5/2.18).

(Source: Amended at 41 Ill. Reg. 8779, effective June 28, 2017)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Crow, Woodcock, Snipe, Rail and Teal Hunting
- 2) Code Citation: 17 Ill. Adm. Code 740
- 3) Section Number: 740.20                      Adopted Action: Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5] and Migratory Bird Hunting (50 CFR 20, August 25, 1987).
- 5) Effective Date of Rule: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2654; February 24, 2017
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: In Section 740.20(d), "1/2" has been stricken and replaced with "1" at Horseshoe Lake Park.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at State sites.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

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

Javonna Ackerman, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

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

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 740  
CROW, WOODCOCK, SNIPE, RAIL AND TEAL HUNTING

## Section

740.10 Statewide Regulations

740.20 Regulations at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5] and Migratory Bird Hunting (50 CFR 20, August 25, 1987).

**SOURCE:** Adopted at 5 Ill. Reg. 8896, effective August 25, 1981; codified at 5 Ill. Reg. 10645; amended at 6 Ill. Reg. 357, effective December 23, 1981; amended at 6 Ill. Reg. 9648, effective July 21, 1982; amended at 7 Ill. Reg. 8815, effective July 15, 1983; amended at 8 Ill. Reg. 16796, effective August 30, 1984; amended at 9 Ill. Reg. 11620, effective July 16, 1985; peremptory amendments at 9 Ill. Reg. 14383, effective September 5, 1985; amended at 10 Ill. Reg. 15607, effective September 16, 1986; amended at 11 Ill. Reg. 9575, effective May 5, 1987; emergency amendments at 11 Ill. Reg. 15253, effective August 28, 1987, for a maximum of 150 days; emergency expired January 25, 1988; amended at 12 Ill. Reg. 12261, effective July 15, 1988; amended at 13 Ill. Reg. 12869, effective July 21, 1989; amended at 14 Ill. Reg. 11207, effective June 29, 1990; amended at 15 Ill. Reg. 10057, effective June 24, 1991; amended at 16 Ill. Reg. 11162, effective June 30, 1992; amended at 17 Ill. Reg. 10877, effective July 1, 1993; amended at 18 Ill. Reg. 9998, effective June 21, 1994; amended at 19 Ill. Reg. 10577, effective July 1, 1995; amended at 20 Ill. Reg. 10851, effective August 5, 1996; amended at 21 Ill. Reg. 9061, effective June 26, 1997; amended at 22 Ill. Reg. 14782, effective August 3, 1998; amended at 23 Ill. Reg. 9033, effective July 28, 1999; amended at 24 Ill. Reg. 8901, effective June 19, 2000; amended at 25 Ill. Reg. 11364, effective August 14, 2001; amended at 26 Ill. Reg. 13605, effective September 3, 2002; amended at 28 Ill. Reg. 12882, effective September 1, 2004; amended at 29 Ill. Reg. 9814, effective June 27, 2005; amended at 30 Ill. Reg. 12267, effective June 28, 2006; amended at 31 Ill. Reg. 9199, effective June 18, 2007; amended at 32 Ill. Reg. 10125, effective June 30, 2008; amended at 33 Ill. Reg. 9719, effective June 26, 2009; amended at 34 Ill. Reg. 12848, effective August 20, 2010; amended at 35 Ill. Reg. 13254, effective July 26, 2011; amended at 37 Ill. Reg. 20735, effective December 12, 2013; amended at 39 Ill. Reg. 11461, effective August 3, 2015; amended at 40 Ill. Reg. 10690, effective July 20, 2016; amended at 41 Ill. Reg. 8798, effective June 28, 2017.

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

**Section 740.20 Regulations at Various Department-Owned or -Managed Sites**

- a) All the rules in 17 Ill. Adm. Code 510 apply in this Section, unless this Section is more restrictive. Violation of a site specific regulation is a petty offense (see 520 ILCS 5/2.20). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (1).
- b) Woodcock, snipe and rail hunting; statewide regulations as provided for in this Part shall apply at the following areas (exceptions are in parentheses):

Alvah Borah State Habitat Area (1)

Anderson Lake Conservation Area (closed 7 days before duck season)

Big Bend State Fish and Wildlife Area

Big River State Forest (1)

[Burning Star State Fish and Wildlife Area \(1\)](#)

Butterfield Trail State Recreation Area (1)

Cache River State Natural Area

Campbell Pond State Wildlife Management Area (1)

Cape Bend State Fish and Wildlife Area

Carlyle Lake Lands and Waters – Corps of Engineers managed lands

Carlyle Lake State Fish and Wildlife Area (sub-impoundment area closes 7 days prior to the start of the waterfowl season for the zone in which Carlyle Lake is located)

Chauncey Marsh State Natural Area (1)

Clinton Lake State Recreation Area (4:00 p.m. daily closing) (1)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Crawford County State Conservation Area (1)

Cypress Pond State Natural Area

Deer Pond State Natural Area

Devil's Island State Wildlife Management Area

Dog Island State Wildlife Management Area (1)

Eldon Hazlet State Park (North of Allen Branch and west of Peppenhorst Branch only) (1)

Ferne Clyffe State Park

Ft. de Chartres State Historic Site (hunting with muzzleloading shotgun only)

Ft. Massac State Park (1)

Fox Ridge State Park (woodcock only; 4:00 p.m. daily closings) (1)

Giant City State Park

Green River State Wildlife Area (1)

Hamilton County State Conservation Area (statewide hours until rabbit season, then 8:00 a.m. to 4:00 p.m.) (1)

Harry "Babe" Woodyard State Natural Area (woodcock only; closes October 31) (1)

Hidden Springs State Forest (4:00 p.m. daily closing) (1)

Horseshoe Lake State Fish and Wildlife Area (public hunting area except controlled goose hunting area) (Alexander County)

Iroquois County State Wildlife Management Area (season closes the day before permit pheasant season; 4:00 p.m. daily closing; sign in/out

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

required; closed to snipe hunting) (1)

Jim Edgar Panther Creek State Fish and Wildlife Area (hunters are restricted to the Open Units portion of the site during the controlled pheasant season, except those hunters who possess a valid free upland game permit) (1)

Jubilee College State Park (season coincides with Jubilee Upland season, 17 Ill. Adm. Code 530.110)

Kaskaskia River State Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 7 days prior to waterfowl season; the defined Baldwin Lake Waterfowl Rest Area is closed)

Kickapoo State Recreation Area (woodcock only; 4:00 p.m. daily closing; closed during firearm deer season) (1)

Kinkaid Lake State Fish and Wildlife Area

Lake Shelbyville – Eagle Creek State Park (woodcock only; 4:00 p.m. daily closing; closes opening day of site's pheasant season) (1)

Marshall State Fish and Wildlife Area – All Units (open during teal and early goose season only) (1)

Meeker State Habitat Area (1)

Mermet Lake State Fish and Wildlife Area (1)

Middle Fork State Fish and Wildlife Area (woodcock only; 4:00 p.m. daily closing; closed during firearm deer season) (1)

Mississippi River State Fish and Waterfowl Management Area (Pools 25 and 26)

Mississippi River Pools 16, 17, and 18

Mississippi River Pools 21, 22 and 24

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Moraine View State Park (woodcock only; 4:00 p.m. daily closing; season closes the day before site's controlled pheasant season) (1)

Newton Lake State Fish and Wildlife Area (woodcock only; closed during firearm deer season) (1)

Oakford State Conservation Area

Peabody River King State Fish and Wildlife Area (West subunit only; woodcock only)

Pyramid State Park (1)

Pyramid State Park – Captain Unit (open to hunters with a free upland game permit, daily draw waterfowl permit and windshield card) (1)

Pyramid State Park – Denmark Unit (open to hunters with a free upland game permit, daily draw waterfowl permit and windshield card) (1)

Pyramid State Park – East Conant Unit (open to hunters with a free upland game permit, daily draw waterfowl permit and windshield card) (1)

Pyramid State Park – Galum Unit (1)

Ramsey Lake State Park (statewide hours until rabbit season begins; then 8:00 a.m. to 4:00 p.m.) (1)

Randolph County State Conservation Area (woodcock only)

Ray Norbut State Fish and Wildlife Area (1)

Red Hills State Park (1)

Rend Lake State Fish and Wildlife Area and Corps of Engineers managed areas of Rend Lake

Rice Lake State Wildlife Area (season open during teal season only; sunrise until 1:00 p.m.)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Sahara Woods State Fish and Wildlife Area (1)

Saline County State Fish and Wildlife Area (1)

Sam Dale Lake State Fish and Wildlife Area (statewide hours until rabbit season, then 8:00 a.m. to 4:00 p.m.) (1)

Sam Parr State Fish and Wildlife Area (statewide hours until rabbit season, then 8:00 a.m. to 4:00 p.m.) (1)

Sand Ridge State Forest (During the controlled pheasant hunting season, hunters must abide by those portions of 17 Ill. Adm. Code 530.105 and 530.110 which pertain to Sand Ridge State Forest) (1)

Sanganois State Fish and Wildlife Area (1)

Shelbyville State Fish and Wildlife Area (4:00 p.m. daily closing) (1)

Sielbeck Forest State Natural Area (1)

Skinner Farm State Habitat Area

Snake Den Hollow State Fish and Wildlife Area/Victoria Pheasant Habitat Area (closes September 30) (1)

Spoon River State Forest (1)

Stephen A. Forbes State Recreation Area (statewide hours until rabbit season, then 8:00 a.m. to 4:00 p.m.) (1)

Ten Mile Creek State Fish and Wildlife Area (non-toxic shot only for woodcock hunting in waterfowl rest areas) (1)

Trail of Tears State Forest

Turkey Bluffs State Fish and Wildlife Area

Union County State Conservation Area (Firing Line Management Area only)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Washington County State Conservation Area (woodcock only)

Weinberg-King State Park (1)

Weinberg-King State Park – Spunky Bottoms Unit (1)

Wildcat Hollow State Forest

Wise Ridge State Natural Area

- c) Woodcock, snipe and rail hunting permitted, exceptions as noted in parentheses. Hunters must obtain a permit from site office and permit must be in possession while hunting. Failure to report harvest by February 15 will result in loss of hunting privileges at that site for the following year.

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein, Chouteau Island Unit (permit required)

- d) Teal hunting; statewide regulations as provided for in this Part shall apply on the following sites, except no permanent blinds allowed except as authorized in 17 Ill. Adm. Code 590.15, 590.20, 590.40 and 590.50 (exceptions are in parentheses):

Anderson Lake State Fish and Wildlife Area

[Burning Star State Fish and Wildlife Area \(1\)](#)

Cache River State Natural Area

Campbell Pond State Wildlife Management Area (1)

Cape Bend State Fish and Wildlife Area

Carlyle Lake Lands and Waters – Corps of Engineers managed lands (waters of Peppenhorst Branch and Allen Branch north of the buoys only)

Carlyle Lake State Fish and Wildlife Area

Chain O'Lakes State Park (hunting is allowed only from numbered blind

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

sites; the blinds need not be completed)

Chauncey Marsh State Natural Area (1)

Clinton Lake State Recreation Area (hunting in waterfowl areas East of Parnell Bridge and North of Route 54 only)

Coffeen Lake State Fish and Wildlife Area (hunters must sign in prior to hunting and sign out reporting harvest at the end of each day; hunting from staked sites only; no permanent blinds; hunting by boat access only; no cutting vegetation on site; hunting north of North 6<sup>th</sup> Avenue only; four hunters per blind site; no fishing north of North 6<sup>th</sup> Avenue during this season; shooting hours from legal opening to 9:00 a.m.; all hunters must be signed out by 10:00 a.m.)

Cypress Pond State Natural Area

Deer Pond State Natural Area

Des Plaines State Conservation Area (hunting is allowed only from numbered blind sites; the blinds need not be completed) (1)

Devil's Island State Wildlife Management Area

Dog Island State Wildlife Management Area (1)

Eldon Hazlet State Park – North Allen Branch Waterfowl Management Area (1)

Embarras River Bottoms State Habitat Area (1)

Ft. de Chartres State Historic Site (hunting is allowed from anchored, portable boat blinds only)

Horseshoe Lake State Fish and Wildlife Area – Public Hunting Area (Alexander County)

Horseshoe Lake State Park (Madison County) (hunting is allowed only from numbered blind sites; blind builders must claim their blinds 1½ hour

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

before shooting time each day or blind is open to the public; blinds need not be completed; hunters must sign in at the Main Office prior to hunting and sign out to report harvest after the hunt)

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein, Chouteau Island Unit (permit required)

Kaskaskia River State Fish and Wildlife Area (the defined Baldwin Lake Waterfowl Rest Area is closed)

Lake Shelbyville – Corps of Engineers Managed Lands and Waters

Lake Sinnissippi State Fish and Wildlife Area (hunting is allowed only from numbered blind sites; blind builders must claim their blinds ½ hour before shooting time each day or blind is open to the public; blinds need not be completed)

Marshall State Fish and Wildlife Area – all management units (1)

Meredosia Lake

Mississippi River State Fish and Waterfowl Management Area (Mississippi River Pools 25 and 26) (blind builders must claim their blinds ½ hour before shooting time or the blind is open for that day's hunt; no hunting allowed in the designated Batchtown waterfowl rest area, Crull Hollow waterfowl rest area and Godar waterfowl rest area)

Mississippi River Pools 16, 17 and 18

Mississippi River Pools 21, 22 and 24

Oakford State Conservation Area

Pyramid State Park – Captain Unit (hunting not allowed in Captain Unit waterfowl rest area) (1)

Pyramid State Park – Denmark Unit (hunting not allowed in Denmark Unit waterfowl rest area) (1)

## DEPARTMENT OF NATURAL RESOURCES

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Pyramid State Park – East Conant Unit (1)

Pyramid State Park – Galum Unit (1)

Ray Norbut State Fish and Wildlife Area (1)

Rend Lake State Fish and Wildlife Area and Corps of Engineers managed areas of Rend Lake (no trespassing or hunting allowed on Rend Lake Refuge during teal or early Canada goose seasons)

Rice Lake State Fish and Wildlife Area (check in and check out required; sunrise until 1:00 p.m.)

Saline County State Fish and Wildlife Area (1)

Sam Dale Lake State Conservation Area (1)

Sand Ridge State Forest (1)

Sanganois State Fish and Wildlife Area (1)

Shelbyville State Fish and Wildlife Area (1)

Snake Den Hollow State Fish and Wildlife Area/Victoria Pheasant Habitat Area

[Starved Rock State Park \(hunting allowed only from numbered blind sites; blinds need not be completed\)](#)

Stephen A. Forbes State Recreation Area (walk-in hunting in the subimpoundment only) (1)

Ten Mile Creek State Fish and Wildlife Area (1)

Turkey Bluffs State Fish and Wildlife Area

Union County State Fish and Wildlife Area (Controlled Hunting Area and Firing Line Unit only)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Weinberg-King State Park – Spunky Bottoms Unit (1)

Wise Ridge State Natural Area

Woodford State Fish and Wildlife Area (1)

e) Crow Hunting

- 1) Statewide regulations as provided for in this Part shall apply at the following sites (season dates in parentheses):

Alvah Borah State Habitat Area (1)

Anderson Lake State Conservation Area

Big Bend State Fish and Wildlife Area

Big River State Forest (1)

[Burning Star State Fish and Wildlife Area \(1\)](#)

Giant City State Park (January 1 through the statewide closing; hunters must sign in and out reporting harvest at the hunter check station)

Green River State Wildlife Area (January 1 through statewide closing) (1)

Hamilton County State Fish and Wildlife Area (1)

Jim Edgar Panther Creek State Fish and Wildlife Area (East and West Open Units) (1)

Mississippi River Pools 16, 17, 18

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

Pyramid State Park (1)

Pyramid State Park – Captain Unit (no hunting in waterfowl rest area) (1)

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Pyramid State Park – Denmark Unit (no hunting in waterfowl rest area)  
(1)

Pyramid State Park – East Conant Unit (1)

Pyramid State Park – Galum Unit (1)

Ray Norbut State Fish and Wildlife Area (1)

Rend Lake State Fish and Wildlife Area and Corps of Engineers managed  
areas of Rend Lake

Sam Dale Lake State Conservation Area (1)

Sand Ridge State Forest (1)

Sanganois State Fish and Wildlife Area (day after Canada goose season  
closes through statewide closing; nontoxic shot only (1))

Shelbyville State Fish and Wildlife Area (1)

Spoon River State Forest (1)

Stephen A. Forbes State Recreation Area (1)

Ten Mile Creek State Fish and Wildlife Area (non-toxic shot only for  
crow hunting in waterfowl rest areas) (1)

Weinberg-King State Park – Spunky Bottoms Unit (1)

Wise Ridge State Natural Area

- 2) Crow hunting permitted, exceptions as noted in parentheses. Hunters must obtain a permit from site office and permit must be in possession while hunting. Failure to report harvest by March 15 will result in loss of hunting privileges at that site for the following year:

Horseshoe Lake State Park (Madison County) (February 1-28)

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DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein,  
Chouteau Island Unit

- 3) All hunters must make a reasonable effort to retrieve downed birds. All crows must be removed from the site by the hunter.

(Source: Amended at 41 Ill. Reg. 8798, effective June 28, 2017)

## STATE BOARD OF EDUCATION

## NOTICE OF ADOPTED AMENDMENTS

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

<u>Section Numbers</u> :	<u>Adopted Actions</u> :
25.10	Amendment
25.15	Amendment
25.25	Amendment
25.48	Amendment
25.97	Amendment
25.100	Amendment
25.115	Amendment
25.120	Amendment
25.127	Amendment
25.235	Amendment
25.245	Amendment
25.337	Amendment
25.410	Amendment
25.425	Amendment
25.430	Amendment
25.485	Amendment
25.490	Amendment
25.550	Amendment
25.560	New Section
25.620	Amendment
25.710	Amendment
25.720	Amendment
25.755	Amendment
25.800	Amendment
25.840	Amendment
25.855	Amendment
25.865	Amendment
25.Appendix E	Amendment
- 4) Statutory Authority: Section 2-3.6 of the School Code [105 ILCS 5/2-3.6]
- 5) Effective Date of Rules: June 28, 2017
- 6) Does this rulemaking contain an automatic repeal date? No

## STATE BOARD OF EDUCATION

## NOTICE OF ADOPTED AMENDMENTS

- 7) Does this rulemaking contain incorporations by reference? Yes; see Section 25.120(a)(1)(C) and (D)
- 8) A statement that a copy of the adopted rules including any material incorporated by reference, is on file in the Agency's principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 41 Ill. Reg. 2800; March 10, 2017
- 10) Has JCAR issued a Statement of Objections to this rule? No
- 11) Differences between Proposal and Final Version: In Section 25.127(k), "annual" was removed to align the rules with the School Code, requiring ISBE to conduct audits of educator preparation programs. In Section 25.490(a)(1), the cross-reference to Section 21B-80(c) was changed to 21B-80(b). In Section 25.490(b), a reference to 21B-80(c) was added to clarify the offenses listed in that subsection are not eligible for review by the State Superintendent of Education. Several other technical changes were made for ease of reading and to align this Part with the rest of the Administrative Code.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citations:</u>
25.337	Amendment	41 Ill. Reg. 8310; July 14, 2017
25.430	Amendment	41 Ill. Reg. 8310; July 14, 2017

- 15) Summary and Purpose of Rulemaking: This rulemaking makes numerous changes to Part 25, including the following changes to align this Part with new Public Acts amending the School Code:
- Section 25.337: PA 99-623 extends the date from June 30, 2019 to June 30, 2021 for which individuals who have worked as school support personnel can apply for a principal endorsement

## STATE BOARD OF EDUCATION

## NOTICE OF ADOPTED AMENDMENTS

- Section 25.490: PA 99-667 requires the State Superintendent to suspend a Professional Educator License (PEL) or deny an application for a PEL of an individual convicted of a crime and sent to a correctional facility until seven years from the end of the sentence. This Section clarifies individuals must indicate whether they have any criminal charges pending against them.
- Section 25.800: PA 99-591 allows educator license holders to carry over professional development (PD) hours earned between April 1 and June 30 of the last year of his or her renewal cycle to be applied in the next renewal cycle.
- Section 25.10: Removes the requirement that not-for-profit entities must be approved by the Board of Higher Education as it no longer approves those entities.
- Section 25.15: Clarifies that holders of an educator license with stipulations endorsed for provisional career and technical educator do not need to pass the test of basic skills for renewal if the license was issued on or prior to January 1, 2015.
- Section 25.25: PEL applicants who were entitled at an institution of higher education must complete a program satisfaction survey in the Educator Licensure Information System (ELIS) before they receive their licenses.
- Section 25.48: Short-term emergency approvals in Special Education may be used for individuals with a PEL or a Learning Behavior Specialist I in order to teach in a different grade range.
- Section 25.97: Candidates who complete an elementary education preparation program before September 1, 2018 must apply for or be entitled to the elementary education endorsement by September 1, 2019.
- Section 25.100: Clarifies that reading specialist endorsement candidates may hold an educator license with stipulations endorsed for provisional educators.
- Section 25.115: Requires all educator preparation programs (EPP) to enter each candidate into ELIS in pre-completion status at the time the candidate enters into the program.

## STATE BOARD OF EDUCATION

## NOTICE OF ADOPTED AMENDMENTS

- Section 25.120: The State Educator Preparation and Licensure Board (SEPLB) will inform ISBE whether it approves or denies an EPP's initial approval to offer a program leading to licensure.
- Section 25.127: Makes the following changes:
  - State reauthorized EPPs must report impact and outcome measures as well as annual program reports by April 30. Additionally each EPP must provide its policy on plagiarism and cheating.
  - Beginning September 1, 2017, all EPPs must participate in a data collection pilot program. The two-year statewide pilot will replace the current State annual program report submission and will be used to inform ISBE's new yearly program reporting process, which is planned for full implementation in Spring 2020. The new reporting process will collect data on each preparation program's enrollees and completers, and be tied to employment, testing, and survey data collected by ISBE.
  - ISBE will conduct annual audits of licensure entitlements.
    - EPPs must provide a list of all individuals entitled within the last 12 months by July 30.
    - Audits will be performed at least once every five years and may include a site visit by ISBE staff.

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

Lindsay M. Bentivegna  
Agency Rules Coordinator  
Illinois State Board of Education  
100 North First Street, S-493  
Springfield IL 62777-0001

217/782-5270  
email: rules@isbe.net

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

## STATE BOARD OF EDUCATION

## NOTICE OF ADOPTED AMENDMENTS

## TITLE 23: EDUCATION AND CULTURAL RESOURCES

## SUBTITLE A: EDUCATION

## CHAPTER I: STATE BOARD OF EDUCATION

## SUBCHAPTER b: PERSONNEL

## PART 25

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

SOURCE: Rules and Regulations to Govern the Certification of Teachers adopted September 15, 1977; amended at 4 Ill. Reg. 28, p. 336, effective July 16, 1982; amended at 7 Ill. Reg. 5429,

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effective April 11, 1983; codified at 8 Ill. Reg. 1441; amended at 9 Ill. Reg. 1046, effective January 16, 1985; amended at 10 Ill. Reg. 12578, effective July 8, 1986; amended at 10 Ill. Reg. 15044, effective August 28, 1986; amended at 11 Ill. Reg. 12670, effective July 15, 1987; amended at 12 Ill. Reg. 3709, effective February 1, 1988; amended at 12 Ill. Reg. 16022, effective September 23, 1988; amended at 14 Ill. Reg. 1243, effective January 8, 1990; amended at 14 Ill. Reg. 17936, effective October 18, 1990; amended at 15 Ill. Reg. 17048, effective November 13, 1991; amended at 16 Ill. Reg. 18789, effective November 23, 1992; amended at 19 Ill. Reg. 16826, effective December 11, 1995; amended at 21 Ill. Reg. 11536, effective August 1, 1997; emergency amendment at 22 Ill. Reg. 5097, effective February 27, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 11767, effective June 25, 1998; amended at 22 Ill. Reg. 19745, effective October 30, 1998; amended at 23 Ill. Reg. 2843, effective February 26, 1999; amended at 23 Ill. Reg. 7231, effective June 14, 1999; amended at 24 Ill. Reg. 7206, effective May 1, 2000; emergency amendments at 24 Ill. Reg. 9915, effective June 21, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 12930, effective August 14, 2000; preemptory amendment at 24 Ill. Reg. 16109, effective October 12, 2000; preemptory amendment suspended at 25 Ill. Reg. 3718, effective February 21, 2001; preemptory amendment repealed by joint resolution of the General Assembly, effective May 31, 2001; emergency amendments at 25 Ill. Reg. 9360, effective July 1, 2001, for a maximum of 150 days; emergency expired November 27, 2001; emergency amendments at 25 Ill. Reg. 11935, effective August 31, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 16031, effective November 28, 2001; amended at 26 Ill. Reg. 348, effective January 1, 2002; amended at 26 Ill. Reg. 11867, effective July 19, 2002; amended at 26 Ill. Reg. 16167, effective October 21, 2002; amended at 27 Ill. Reg. 5744, effective March 21, 2003; amended at 27 Ill. Reg. 8071, effective April 28, 2003; emergency amendments at 27 Ill. Reg. 10482, effective June 26, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 12523, effective July 21, 2003; amended at 27 Ill. Reg. 16412, effective October 20, 2003; emergency amendment at 28 Ill. Reg. 2451, effective January 23, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 8556, effective June 1, 2004; emergency amendments at 28 Ill. Reg. 12438, effective August 20, 2004, for a maximum of 150 days; emergency expired January 16, 2005; amended at 29 Ill. Reg. 1212, effective January 4, 2005; amended at 29 Ill. Reg. 10068, effective June 30, 2005; amended at 29 Ill. Reg. 12374, effective July 28, 2005; emergency amendment at 29 Ill. Reg. 14547, effective September 16, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 15831, effective October 3, 2005; amended at 30 Ill. Reg. 1835, effective January 26, 2006; amended at 30 Ill. Reg. 2766, effective February 21, 2006; amended at 30 Ill. Reg. 8494, effective April 21, 2006; amended at 31 Ill. Reg. 10645, effective July 16, 2007; amended at 32 Ill. Reg. 3413, effective February 22, 2008; amended at 32 Ill. Reg. 13263, effective July 25, 2008; emergency amendment at 32 Ill. Reg. 18876, effective November 21, 2008, for a maximum of 150 days; amended at 33 Ill. Reg. 5462, effective March 24, 2009; amended at 34 Ill. Reg. 1582, effective January 12, 2010; amended at 34 Ill. Reg. 15357, effective September 21, 2010; amended at 35 Ill. Reg. 4315, effective

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February 23, 2011; preemptory amendment at 35 Ill. Reg. 14663, effective August 22, 2011; amended at 35 Ill. Reg. 16755, effective September 29, 2011; amended at 36 Ill. Reg. 2191, effective January 24, 2012; amended at 36 Ill. Reg. 12455, effective July 23, 2012; emergency amendment at 36 Ill. Reg. 12903, effective July 24, 2012, for a maximum of 150 days; amended at 37 Ill. Reg. 199, effective December 19, 2012; amended at 37 Ill. Reg. 8379, effective June 12, 2013; amended at 37 Ill. Reg. 16729, effective October 2, 2013; amended at 38 Ill. Reg. 11261, effective May 6, 2014; amended at 38 Ill. Reg. 18933, effective September 8, 2014; amended at 38 Ill. Reg. 21788, effective November 3, 2014; amended at 39 Ill. Reg. 6649, effective April 27, 2015; amended at 39 Ill. Reg. 13722, effective October 5, 2015; amended at 40 Ill. Reg. 4940, effective March 2, 2016; amended at 40 Ill. Reg. 12346, effective August 9, 2016; amended at 41 Ill. Reg. 8813, effective June 28, 2017; emergency amendment at 41 Ill. Reg. 8949, effective June 28, 2017, for a maximum of 150 days

## SUBPART A: DEFINITIONS

**Section 25.10 Accredited Institution**

As used in this Part, "institution" means either a regionally accredited institution of higher learning as specified in Section 21B-105 of the School Code [105 ILCS 5/~~21B-105~~] when referring to an institution located within the United States or a not-for-profit entity approved by the Illinois Board of Higher Education [105 ILCS 5/21B-105]. Accordingly, any coursework required for, or counted towards fulfilling the requirements for, a credential issued pursuant to this Part shall be completed at or accepted by a regionally accredited institution or an approved not-for-profit entity, and approval of preparation programs under Subpart C of this Part shall be available only to regionally accredited institutions or approved not-for-profit entities. Coursework completed in another country shall be subject to the provisions of Section 25.425 of this Part.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

## SUBPART B: LICENSES

**Section 25.15 Types of Licenses; Exchange**

Article 21B of the School Code [105 ILCS 5/~~Art. 21B~~] establishes a new system of educator licensure to be implemented on or before July 1, 2013 that will replace the system of certification set forth in Article 21 of the School Code [~~105 ILCS 5/Art. 21~~]. The requirements of this Section apply to the initial exchange of Illinois teaching, special, administrative, school service

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personnel and other types of educator certificates for the corresponding license and endorsement authorized under Article 21B of the School Code and this Part.

- a) The system of licensure to be established shall consist of the following licenses as set forth in Section 21B-20 of the School Code ~~[105 ILCS 5/21B-20]~~. The license that corresponds to each teaching, special, administrative, school service personnel or other types of educator certificates or approvals previously issued by the State Board of Education is as follows.
  - 1) Professional Educator License  
Any individual holding an initial, standard or master teaching certificate, special certificate, administrative certificate or school service personnel certificate prior to July 1, 2013 shall have that certificate converted to a professional educator license upon implementation of the new system of licensure.
    - A) Certificates subject to exchange are listed in Appendix C.
    - B) The current renewal and registration status of an individual's certificate (i.e., valid and active, valid and exempt, lapsed), as well as any sanctions (i.e., suspended or revoked) imposed on the certificate at the time of the exchange, shall be noted in the State Board of Education's electronic Educator Licensure Information System (ELIS) when the applicable endorsement is added to the professional educator license.
    - C) Each endorsement on a teaching or special certificate shall be recorded on the professional educator license issued pursuant to this Section.
      - i) Any individual holding an Illinois teaching certificate with approval in bilingual education, English as a Second Language or English as a New Language issued pursuant to 23 Ill. Adm. Code 1.780 (Standards for Teachers in Bilingual Education Programs) shall have that approval recorded on the professional educator license as a comparable endorsement indicating the grade levels to be served and, as applicable, the transitional bilingual language of instruction.

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- ii) Any individual holding an Illinois teaching certificate with approval issued under 23 Ill. Adm. Code 226.810 (Special Education Teaching Approval) for Learning Behavior Specialist I, early childhood special education or bilingual special education shall receive an approval letter that indicates the grade levels and age ranges of the students to be served.
  - iii) Any individual holding an Illinois teaching certificate and short-term emergency certification issued under Section 25.48 shall receive a short-term emergency approval letter.
  - iv) Any individual holding an Illinois teaching certificate and approval under 23 Ill. Code 226.820 for school social worker, school psychologist or school nurse intern shall receive an approval letter indicating the school support personnel area of approval.
- D) Each administrative or school service personnel certificate for which an endorsement will be issued pursuant to Section 21B-25 of the School Code shall be recorded on the professional educator license issued pursuant to this Section. As applicable, each endorsement issued on the administrative or school service personnel certificate also shall be recorded as a separate endorsement on the professional educator license.
- E) Any individual holding a master certificate issued under Section 21-2 of the School Code ~~[105 ILCS 5/21-2]~~ shall be issued a professional educator license with a National Board for Professional Teaching Standards (NBPTS) master teacher designation. (See 105 ILCS 5/21B-65.) An NBPTS master teacher designation shall not qualify a licensee to teach in a particular field except as provided in this subsection (a)(1)(E).
- i) *Any individual who, on or after July 1, 2012, has been issued a Master Certificate pursuant to Section 21-2 of the School Code ~~[105 ILCS 5/21-2]~~ or a National Board for Professional Teaching Standards designation on a*

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*Professional Educator License pursuant to Section 21B-65 of the School Code may work as a teacher only in an area for which he or she also holds the Illinois endorsement required for that position. (Section 21B-65 of the School Code)*~~[105 ILCS 5/21B-65]~~ Therefore, after July 1, 2012, the area of NBPTS certification obtained by an individual shall be noted on the master certificate as a "NBPTS master teacher designation", rather than an Illinois endorsement, and that designation shall automatically transfer to the professional educator license.

- ii) *Any individual who, prior to June 30, 2012, has been issued an endorsement for a particular area on a Master Certificate may work as a teacher in that area even without having been issued the Illinois endorsement required for that position. (Section 21B-65 of the School Code)*~~[105 ILCS 5/21B-65]~~ An Illinois endorsement placed on a master certificate previous to July 1, 2012 will be shown as an endorsement on the professional educator license.

2) Educator License with Stipulations

Any individual holding a provisional, alternative provisional (i.e., teaching or administrative), resident teacher, provisional vocational, temporary provisional vocational, transitional bilingual or visiting international certificate or holding approval to serve as a paraprofessional shall have that certificate or approval converted to an educator license with stipulations upon implementation of the new system of licensure. An educator license with stipulations shall be endorsed with one or more endorsements authorized under Section 21B-20(2) of the School Code ~~[105 ILCS 5/21B-20(2)]~~. Each endorsement shall correspond to the certificate or approval that the individual held prior to July 1, 2013. That is:

- A) An individual holding a provisional certificate issued under Section 21-10(B) of the School Code ~~[105 ILCS 5/21-10(B)]~~ shall be issued an educator license with stipulations endorsed for "provisional educator" and the area of endorsement (i.e., teaching, administrative or school support personnel) and, as applicable, for

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the grade levels and subject areas that are listed on the provisional certificate.

- i) In accordance with Section 21B-20(2)(A) of the School Code, *a provisional educator endorsement for principals may not be issued, nor may any person with a provisional educator endorsement serve as a principal in a public school in this State.* An individual with a provisional certificate or an educator license with stipulations endorsed for provisional educator (general administrative) who is employed as a principal for the 2012-13 school year may continue to serve in that capacity through the end of that school year.
  - ii) After July 1, 2013, an educator license with stipulations endorsed for provisional educator (general administrative) may be issued, but all deficiencies identified for the receipt of a professional educator license endorsed for general administrative shall be satisfied and an application submitted for the endorsement, by the deadlines set forth in Section 21B-20(2)(A) of the School Code. After that time, the requirements of Section 25.337 and 23 Ill. Adm. Code 30 (Programs for the Preparation of Principals in Illinois) shall apply for individuals seeking employment as principals or assistant principals.
- B) An individual holding an alternative provisional teaching certificate issued under Section 21-5b or 21-5c of the School Code ~~[105 ILCS 5/21-5b and 21-5c]~~ shall be issued an educator license with stipulations endorsed for "alternative provisional educator" and for the content areas and grade levels currently on the alternative provisional teaching certificate.
- C) An individual holding an alternative administrative certificate issued under Section 21-5d of the School Code ~~[105 ILCS 5/21-5d]~~ shall be issued an educator license with stipulations endorsed for "alternative provisional superintendent".

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- D) An individual holding a resident teacher certificate issued under Section 21-11.3 of the School Code ~~[105 ILCS 5/21-11.3]~~ shall be issued an educator license with stipulations endorsed for "resident teacher" and for the content areas and grade levels on the resident teacher certificate.
- E) An individual holding a provisional vocational certificate issued under Section 21-10(C)(1) of the School Code ~~[105 ILCS 5/21-10(C)(1)]~~ shall be issued an educator license with stipulations endorsed for "career and technical educator" and for the content areas and grade levels on the provisional vocational certificate.
- F) An individual holding a temporary provisional vocational certificate issued under Section 21-10(C)(2) of the School Code shall be issued an educator license with stipulations endorsed for "provisional career and technical educator" and for the content areas and grade levels on the temporary provisional vocational certificate.
- G) An individual holding a transitional bilingual certificate issued under Section 14C-8 of the School Code ~~[105 ILCS 5/14C-8]~~ shall be issued an educator license with stipulations endorsed for "transitional bilingual educator", as well as for the transitional bilingual language and grade levels indicated on the transitional bilingual certificate.
- H) An individual holding a visiting international teacher certificate issued under Section 25.92 shall be issued an educator license with stipulations endorsed for "visiting international educator", as well as for the transitional bilingual language, content area and foreign language on the visiting international teacher certificate.
- I) An individual holding a paraprofessional approval letter issued under Section 25.510 of this Part who either has an associate degree or has a minimum of 60 semester hours of college credit from a regionally accredited institution of higher education, or who has passed a test of basic skills required under Section 21B-30 of the School Code shall be issued an educator license with stipulations endorsed for "paraprofessional educator".

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- J) An individual holding paraprofessional approval issued under Section 25.510 who has fewer than 60 semester hours of college credit or has not passed a test of basic skills shall receive a paraprofessional approval letter issued by the State Superintendent of Education.
- 3) ~~Substitute Teaching License-~~  
Any individual holding a substitute teaching certificate issued under Section 21-9 of the School Code shall be issued a substitute teaching license.
- 4) An individual holding an interim certificate endorsed in a school support personnel area pursuant to Subpart D shall not be issued a license but shall receive an approval letter issued by the State Superintendent.
- 5) An individual holding an educational interpreter approval at the standard or master level issued pursuant to Section 25.550 shall receive an educational interpreter approval. An individual holding an educational interpreter approval at the initial level shall be issued an interim approval, which shall be valid for the period of time remaining in the validity period of the initial approval issued and shall not be renewed.
- b) The applicable license, any endorsements on that license and the status of those endorsements (see Section 25.15(a)(1)(B)) shall be recorded in ~~the State Board of Education's electronic Educator Licensure Information System (ELIS)~~ (see <http://www.isbe.net/certification/>). The licensee may view the certificate exchange in the ELIS; no paper copies of his or her license will be issued.
- c) The professional educator license or the educator license with stipulations received under this Section shall be valid for the period of time remaining in the validity period of the Illinois certificate that was exchanged for the license. After this initial validity period, provided that any conditions for renewal of the license are met:
- 1) *all professional educator licenses are valid until June 30 immediately following five years of being issued* ([Section 21B-20\(1\) of the School Code](#))~~{105 ILCS 5/21B-20(1)}~~; and

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- 2) each educator license with stipulations is valid for the period of time set forth in Section 21B-20(2) of the School Code for the specific endorsement.
- d) Applicability
- 1) The provisions of subsection (c) ~~of this Section~~ do not apply to:
    - A) A NBPTS' master designation on a professional educator license, which shall remain valid for the length of time that an individual's NBPTS certification is in effect (see Section 25.832 ~~of this Part~~);
    - B) A substitute teaching license issued under this Section, which shall be valid until June 30, 2018, and may be renewed provided the licensee has passed Illinois' test of basic skills required under Section 21B-30 of the School Code and Section 25.520 of this Part. *An individual who has passed a test of basic skills for the first licensure renewal is not required to retake the test for further renewals* (Section 21B-20(3) of the School Code);
    - C) An educator license with stipulations endorsed for provisional career and technical educator issued under this Section, which shall be valid until June 30, 2018, and may be renewed for one, five-year period provided the licensee ~~has passed Illinois' test of basic skills required under Section 21B-30 of the School Code and Section 25.720 of this Part and~~ *has completed a minimum of 20 semester hours of coursework from a regionally accredited institution* and as otherwise provided in Section 21B-20(2)(F) of the School Code and Section 25.72 of this Part;
    - D) Any educator license with stipulations endorsed for paraprofessional educator shall be valid until June 30 following five years of the license being issued pursuant to this Section.
  - 2) An educator educational interpreter approval shall be valid until June 30 following five years of the approval being issued pursuant to this Section; this subsection (d)(2) does not apply to any interim approval issued.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

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**Section 25.25 Requirements for the Professional Educator License**

Beginning July 1, 2013, the requirements of this Section shall apply to the issuance of professional educator licenses. All professional education and content-area coursework that forms part of an application for licensure, endorsement or approval submitted under this Part that is received on or after February 1, 2012 must have been passed with a grade no lower than "C" or equivalent in order to be counted towards fulfillment of the applicable requirements.

- a) Each applicant shall:
  - 1) hold a bachelor's degree;
  - 2) have completed an approved Illinois educator preparation program for the type of endorsement (i.e., teaching, administrative or school support personnel) sought on the professional educator license (see Subpart C), including coursework addressing:
    - A) *the psychology of, the identification of, and the methods of instruction for the exceptional child, including without limitation the learning disabled* ([Section 21B-20\(1\) of the School Code](#) [105 ILCS 5/~~21B-20(1)~~]), which shall focus on the characteristics and methods of instruction for cross-categorical special education students so that all teachers:
      - i) understand the impact that disabilities have on the cognitive, physical, emotional, social and communication development of an individual and provide opportunities that support the intellectual, social and personal development of all students;
      - ii) understand how students differ in their approaches to learning and create instructional opportunities that are adapted to diverse learners; and
      - iii) understand instructional planning and design instruction based on knowledge of the discipline, students, community and curriculum goal;

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- B) *methods of reading and reading in the content area* ([Section 21B-20\(1\) of the School Code](#))~~[105 ILCS 5/21B-20(1)]~~, which for teachers and administrators shall address each of the following standards:
- i) varied instructional approaches used before, during, and after reading, including those that develop word knowledge, vocabulary, comprehension, fluency, and strategy used in the content areas;
  - ii) the construction of meaning through the interactions of the reader's background knowledge and experiences, the information in the text, and the purpose of the reading situation;
  - iii) communication theory, language development, and the role of language in learning;
  - iv) the relationships among reading, writing and oral communication and understanding how to integrate these components to increase content learning;
  - v) the design, selection, modification and evaluation of a wide range of materials for the content areas and the reading needs of the student;
  - vi) variety of formal and informal assessments to recognize and address the reading, writing, and oral communication needs of each student; and
  - vii) varied instructional approaches that develop word knowledge, vocabulary, comprehension, fluency, and strategy use in the content areas; ~~and~~
- C) *methods of reading and reading in the content area* ([Section 21B-20\(1\) of the School Code](#))~~[105 ILCS 5/21B-20(1)]~~, which for school support personnel shall address each of the following standards:

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- i) understands how students acquire reading competency;
  - ii) understands reading deficits and reading levels, and how they contribute to a student's ability to succeed in kindergarten through grade 12;
  - iii) understands the correlation of behavior and classroom culture (discipline, management, control, influence on engagement) on reading development and reading acquisition; and
  - iv) uses the skills and strategies specific to their school support personnel specialty to support or enhance reading skill development, as applicable; and
- D) complete a program satisfaction survey on the State Board of Education's Educator Licensure Information System (ELIS) before receiving his or her professional educator license;
- 3) pursuant to Section 21B-35 of the School Code, have completed a comparable teaching or administrative preparation program in another state or country (see Section 25.425 of this Part), including:
- A) coursework *in the methods of instruction of the exceptional child* (Section 21B-35(a)(3) of the School Code) in cross-categorical special education that meets the requirements of subsection (a)(1)(A);
  - B) coursework *in methods of reading and reading in the content area* (Section 21B-35(a)(4) of the School Code) that meets the requirements of subsection (a)(1)(B); and
  - C) coursework *in instructional strategies for English language learners* (Section 21B-34(a)(5) of the School Code), which shall address bilingual education, English as a Second Language or English as a New Language methods;

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- 4) pursuant to Section 21B-35 of the School Code, have completed a comparable school support personnel preparation program in another state or country (see Section 25.425), including college coursework in:
  - A) *the methods of instruction of the exceptional child* (Section 21B-35(a)(3) of the School Code) in cross-categorical special education, which shall meet the requirements outlined in subsection (a)(1)(A);
  - B) *the methods of reading and reading in the content area* (Section 21B-35(a)(4) of the School Code), which shall meet the requirements outlined in subsection (a)(1)(C); and
  - C) *instructional strategies for English language learners* (Section 21B-35(a)(5) of the School Code), which shall align to standards for addressing second language acquisition and the diverse learner set forth in the Standards for the Speech-Language Pathologist (23 Ill. Adm. Code 28.230) or, for other school support personnel, the applicable standards in 23 Ill. Adm. Code 23 (Standards for School Support Personnel Endorsements).
- b) Each applicant for a professional educator license endorsed in a teaching field shall have completed:
  - 1) 32 semester hours, or a major as identified by the accredited institution on the individual's official transcript, in early childhood education, elementary education, or a field of specialization, as applicable to the type of endorsement sought on the professional educator license; and
  - 2) student teaching in conformance with the requirements of Section 25.620, except in the following circumstances:
    - A) Applicants awarded credit in student teaching on a transcript issued by a regionally accredited institution of higher education and presenting evidence of teaching experience, as verified by the employer, need not complete another student teaching experience, except as may be required under Section 25.37.

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- B) One full year's teaching experience on a valid certificate or license in the public schools shall be accepted in lieu of student teaching.
- c) For the purposes of this Part:
- 1) a "valid certificate or license" means a certificate or license endorsed in the specific teaching field and grade levels for which Illinois licensure is sought that is equivalent to an educator license with stipulations endorsed for provisional educator or an Illinois professional educator license ; and
  - 2) "one full year's teaching experience" means the equivalent of two semesters of scheduled full-time teaching, which may, however, be accumulated in any combination of increments. That is, it need not be accumulated through full-time teaching.
- d) Evidence of teaching experience, as may be required under this Part, may be satisfied in one of the following ways:
- 1) For teachers employed in Illinois public schools, verification of the teacher's experience obtained from ~~the State Board of Education's~~ ELIS may be used.
  - 2) The chief administrator or other designated official of the employing school district or nonpublic school (or other employing entity, if applicable to the holder of a professional educator license endorsed for early childhood; also see subsection (d)(4)) may submit a letter documenting the nature and duration of the applicant's teaching.
  - 3) A letter signed by an official of the state education agency in another state may be substituted for an employer's letter when the latter cannot be secured.
  - 4) Early childhood teaching experience shall be understood as contributing to the fulfillment of this requirement if gained in a position for which a professional educator license endorsed for early childhood was required pursuant to the rules of the State Board of Education at 23 Ill. Adm. Code 235 (Early Childhood Block Grant).

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- 5) Experience gained while teaching in a home school shall not be applicable to the fulfillment of this requirement.
- e) Each applicant for a professional educator license endorsed in an administrative or school support personnel field shall meet the applicable requirements of Subpart D or E, respectively.
- f) The professional educator license shall be endorsed in accordance with this Part.
- g) Each applicant shall be required to pass the tests required for the professional educator license as specified in Section 21B-30 of the School Code ~~105 ILCS 5/21B-30~~ and Section 25.720 of this Part.
- h) Nothing in this Section is intended to preclude an applicant from seeking the issuance of an educator license with stipulations endorsed for provisional educator in specific fields (i.e., teaching, administrative or school support personnel) and, as applicable, content areas and grade levels under Section 21B-20 of the School Code in the event that the individual has failed to meet one or more of the requirements for a professional educator license in his or her area of endorsement.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.48 Short-Term Emergency Approval in Special Education**

Beginning September 1, 2018, the short-term emergency approval shall no longer be issued. The provisions of this Section shall apply to school districts, special education cooperatives and joint agreements, regional superintendents of schools, nonpublic special education facilities approved by the State Board of Education pursuant to 23 Ill. Adm. Code 401 (Nonpublic Special Education Facilities) and certain other facilities pursuant to 23 Ill. Adm. Code 405 (Payments to Certain Facilities under Section 14-7.05 of the School Code).

- a) An individual who wishes to receive a short-term emergency approval shall:
  - 1) hold an Illinois professional educator license endorsed for a teaching field or an educator license with stipulations endorsed for transitional bilingual educator (which need not be valid for the grade levels to be taught under the temporary emergency approval as otherwise required by Appendix A to 23 Ill. Adm. Code 1 (Public Schools Evaluation, Recognition and

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Supervision) valid for teaching a different grade range than the grade range sought);

- 2) present evidence of having completed college-level coursework encompassing a "survey of exceptional children" as well as any one of the three other areas required pursuant to 23 Ill. Adm. Code 226.810(b); and
- 3) submit the required fee along with an application to the State Board of Education, on a form supplied by the Board, that:
  - A) includes a plan for the individual's acquisition of an LBS I endorsement valid for the grade range to be taught approval by completing a supervised clinical experience that qualifies for college credit, as well as coursework covering:
    - i) diagnosis of, and the characteristics of children with, all the disabilities encompassed by the LBS I credential,
    - ii) methods appropriate for teaching children with all the disabilities encompassed by the LBS I credential, and
    - iii) adaptations or modifications of the general curriculum to meet the needs of students with the disabilities encompassed by the LBS I credential; and
  - B) describes the supervision the individual will receive from an individual who holds a professional educator license endorsed for special education supervision pursuant to Section 25.497.
- b) Each applicant's plan shall be validated by an authorized representative of the college or university that operates the approved teacher preparation program under whose auspices the applicant will complete necessary coursework.
- c) Each applicant's plan shall be validated by an authorized representative of the employing entity. In addition to verifying that the required supervision will be provided, this representative shall verify that the employing entity has been unable to secure the services of an individual who is appropriately licensed for the teaching position in question and shall describe the entity's recruitment efforts in this regard.

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- d) Approval of an individual's application shall be specific to the teaching assignment and employer described in the application but shall be transferrable to a new employer, provided that the conditions of subsection (c) are met by the new employer.
- e) Upon approval of an application by the State Superintendent of Education, the individual shall have three years, beginning with the next academic term, in which to complete the coursework described in subsection (a)(3)(A) and receive the LBS I endorsement under Section 25.43 following passage of the content-area test required for the endorsement. This three-year period shall not include intervals during which any of the following circumstances apply:
  - 1) serious illness or the onset or exacerbation of a disability;
  - 2) care of an immediate family member during serious illness or disability;
  - 3) destruction of the licensee's dwelling; or
  - 4) other circumstances that cause the time the individual could otherwise devote to acquiring additional credentials to be taken up with other responsibilities that cannot be avoided without serious financial hardship or other family disruption (e.g., death of a spouse that results in the need to take a second job or assume operation of a business).
- f) An individual who experiences any of the circumstances discussed in subsection (e) may submit information to the State Superintendent of Education describing the situation. This information shall be accompanied by relevant evidence, such as a physician's statement, insurance claim or other applicable documentation of the facts. The State Superintendent shall issue a response indicating the period of time for which the three-year deadline shall toll, which shall take into account the relationship of the academic term to the individual's circumstances.
- g) The short-term emergency approval shall not be renewed.
  - 1) An individual who does not obtain the LBS I endorsement within the time allotted shall not be assigned to a special education teaching position.

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- 2) An individual who does obtain the LBS I endorsement shall become subject to the provisions of Section 25.47.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.97 Endorsement for Elementary Education (Grades 1 through 6)**

The requirements of 23 Ill. Adm. Code 1.710 (Requirements for Elementary Teachers) shall apply to the preparation of any candidate who completes a program approved in accordance with those provisions before September 1, 2018 and applies for or is entitled (that is, the approved programs, the basic skill and content area testing, and practica that are involved) for~~has~~ the elementary education endorsement ~~issued~~ by September 1, 2019. For candidates prepared in a program approved using the standards set forth at 23 Ill. Adm. Code 20 (Standards for Endorsements in Elementary Education), as well as those completing programs on or after September 1, 2018, the requirements of this Section shall apply.

- a) The endorsement for self-contained general elementary education in grades 1 through 6 shall be affixed to the professional educator license.
- b) Each candidate for an endorsement in self-contained general elementary education shall complete a 32 semester hour major in elementary education offered by an Illinois program approved for the preparation of elementary education teachers pursuant to Subpart C. The program shall include:
  - 1) coursework that addresses at least three areas of the sciences (i.e., physical, life, and earth and space);
  - 2) coursework that address at least four areas of the social sciences (i.e., (history, geography, civics and government, and economics of Illinois, the United States and the world); and
  - 3) a student teaching experience that meets the requirements of Section 25.620 for those candidates who will be receiving the professional educator license for the first time.
- c) Each candidate shall be required to pass the applicable tests, as required by Section 21B-30 of the School Code, subject to the provisions of Section 25.720 of this Part.

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- d) Additional elementary endorsements (e.g., elementary mathematics, elementary reading) may be added to the professional educator license endorsed for self-contained elementary education in accordance with the provisions of Section 25.37.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.100 Teaching Endorsements on the Professional Educator License**

Beginning July 1, 2013, the structure of teaching endorsements available on the Illinois professional educator license is changed. Appendix E provides a list of the available endorsements and shows for each endorsement the related endorsements that were previously issued. Any semester hours of credit presented toward fulfillment of the requirements of this Section shall be posted on the candidate's official transcript and may be taken in on-line or electronically-mediated courses, provided that college credit is provided for the coursework by a regionally accredited institution of higher education. All professional education and content-area coursework that forms part of an application for licensure, endorsement or approval that is received on or after February 1, 2012, must have been passed with a grade no lower than "C" or equivalent in order to be counted towards fulfillment of the applicable requirements.

- a) Content-specific endorsements (e.g., science – biology, social science – economics) shall be required in conjunction with some endorsements, as shown in Appendix E. Except in the case of foreign language, a licensee shall be authorized to teach all the subjects encompassed by a particular endorsement, regardless of the content-specific endorsement or endorsements received in conjunction with that endorsement. However, a licensee may not teach honors courses, as these are defined by the employing district, or Advanced Placement courses in a subject for which he or she does not hold the content-specific endorsement. For example, a secondary science teacher with a content-specific endorsement for science – biology may not teach honors physics or chemistry unless he or she holds a content-specific endorsement in science – physics or science – chemistry.
- b) The provisions of subsection (a) do not apply to endorsements in a particular content area available prior to July 1, 2004 that were not exchanged for the endorsement currently available. Individuals holding these endorsements shall teach only the specific content encompassed by the endorsement issued. For instance, an individual who holds an endorsement in biology (rather than "sciences" with a content-area endorsement in science – biology) shall teach only

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biology and no other science content. An individual who wishes to teach other subjects in the same field or grade levels shall be required to apply for the relevant new endorsement in keeping with Section 21B-40 of the School Code [\[105 ILCS 5\]](#) and meet the applicable requirements of this Section.

- c) Endorsements at Time of Issuance of the Professional Educator License
- 1) Pursuant to Section 21B-25 of the School Code ~~[105 ILCS 5/21B-25]~~, each professional educator license *shall be specifically endorsed by the State Board of Education for each content area and grade-level range for which the holder of the license is qualified to teach and for which application has been made.*
  - 2) The professional educator license issued shall be endorsed in keeping with the program completed and the related content-area test passed by the candidate and for any other subject in which the individual:
    - A) meets the requirements of subsection (d), (f), (g), (h), (i), (j) or (k);  
or
    - B) has accumulated 24 semester hours of college credit demonstrably related to the subject area, either as a subset of an approved program at an Illinois institution or from one or more regionally accredited institutions of higher education, with at least 12 semester hours at the upper-division or graduate level, as defined by the institution offering the coursework, and has passed the applicable content-area test.
- d) Certain endorsements or content-specific endorsements listed in Appendix E have no corresponding content-area test (see Section 25.710). The provisions of this subsection (d) shall apply to the issuance of these endorsements and content-specific endorsements.
- 1) For an applicant who is receiving an Illinois professional educator license endorsed for a teaching field, the institution that offered the approved program completed by the applicant shall indicate that the applicant has met the standards applicable to the endorsement or the particular content-specific endorsement, except that the requirements of subsection (k) shall apply to the issuance of endorsements in safety and driver

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education beginning with applications received on or after February 1, 2012.

- 2) An applicant prepared out of state, or an applicant who is already licensed in Illinois and is seeking to add a new endorsement or a content-specific endorsement in one of these subjects, other than an endorsement in safety and driver education, shall:
  - A) present verification from an institution with an approved educator preparation program that he or she is prepared in the area covered by the endorsement or content-specific endorsement sought; or
  - B) present evidence of completion of 24 semester hours of coursework (subject to further limitations as set forth in this Section) in the area covered by the endorsement or content-specific endorsement sought.
- 3) An applicant prepared out of state or an applicant who is already licensed in Illinois and is seeking to add a new endorsement in safety and driver education shall be subject to the requirements set forth in subsection (k).
- e) Addition of Endorsements to Currently Held Professional Educator Licenses  
Individuals seeking to endorse currently held professional educator licenses shall apply for the endorsements, using ELIS, and pay the fee required under Section 21B-40 of the School Code ~~[105 ILCS 5/21B-40]~~.
  - 1) When an applicant qualifies for an endorsement, its issuance shall be reflected on ELIS.
  - 2) An endorsement will be issued for any subject in which the individual:
    - A) meets the requirements of subsection (d), (f), (g), (h), (i), (j) or (k); or
    - B) for other content areas not referenced in subsection (e)(2)(A), has accumulated 24 semester hours of college credit demonstrably related to the subject area, either as a subset of an approved program at an Illinois institution or from one or more regionally accredited institutions of higher education (with at least 12

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semester hours at the upper-division or graduate level, as defined by the institution offering the coursework, for secondary endorsements) and has passed the applicable content-area test; any coursework to be considered (whether undergraduate or graduate level) shall be posted on the individual's official transcript.

- f) Special provisions shall apply to the issuance of endorsements in the sciences and social sciences. The requirements of subsections (f)(1) through (4) relate to endorsements and content-specific endorsements in these fields based on the standards found at 23 Ill. Adm. Code 27.140 through 27.260. (See Appendix E.)
- 1) An individual seeking to add an endorsement and a content-specific endorsement in either of these fields who does not already hold that endorsement with one of its other available content-specific endorsements shall be required to pass the content-area test for the content-specific endorsement sought and either:
- A) be recommended for the endorsement and the content-specific endorsement by an institution with an approved program in the subject area based on having completed coursework sufficient to address the applicable content-area standards; or
- B) present evidence of having accumulated 32 semester hours of college coursework in the field, from one or more regionally accredited institutions, that meets the following requirements:
- i) at least 12 semester hours of credit must have been earned in the subject area of the content-specific endorsement sought; and
- ii) some portion of the coursework completed must have addressed at least two additional content-specific endorsements within the field; and
- iii) in the case of the sciences, the coursework completed must have included both biological and physical science.
- 2) The requirement stated in subsection (f)(1) shall apply whenever an individual seeks to add his or her first endorsement in one of these fields.

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- 3) An individual may receive a subsequent content-specific endorsement in the same field if he or she has:
  - A) passed the applicable content-area test and completed 12 semester hours of coursework in the subject area of the content-specific endorsement; or
  - B) completed a major in the content area of the content-specific endorsement.
- 4) An individual who holds an endorsement in the sciences or social sciences under the structure that was in effect prior to July 1, 2004 may receive an endorsement and a content-specific endorsement in that field under the new structure by passing the content-area test for the content-specific endorsement sought and, effective with applications received on or after February 1, 2012, completing 12 semester hours of coursework in the subject area of the content-specific endorsement. He or she may then qualify for additional content-specific endorsements in the field pursuant to subsection (f)(3).
- g) Special provisions shall apply to the issuance of endorsements for reading teachers and reading specialists. A reading teacher is a teacher whose assignment involves teaching reading to students. A reading specialist is a teacher whose assignment involves the provision of technical assistance and/or professional development to other teachers and may also include teaching reading to students.
  - 1) Reading Teacher  
This endorsement shall not be issued alone as an individual's first teaching credential. An individual who holds an Illinois professional educator license and who receives an endorsement for some teaching field other than reading shall be eligible to receive this additional endorsement on that license when he or she presents evidence of:
    - A) having passed the applicable content-area test (i.e., reading teacher or reading specialist) and having been recommended for the endorsement by virtue of completing an approved reading teacher preparation program based on the standards set forth at 23 Ill. Adm. Code 27.110 that requires at least 24 semester hours of

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graduate or undergraduate coursework in reading (as posted on the individual's official transcript), including a practicum involving clinical experience with two or more students and at two or more grade levels, at an institution that is recognized to offer teacher preparation programs in Illinois; or

- B) having passed the applicable content-area test and having completed 24 semester hours of graduate or undergraduate coursework in reading (as posted on the individual's official transcript), including a practicum, at one or more regionally accredited institutions of higher education, provided that all the following areas were addressed:
- i) foundations of reading;
  - ii) content-area reading;
  - iii) assessment and diagnosis of reading problems;
  - iv) developmental and remedial reading instruction and support;
  - v) developmental and remedial materials and resources; and
  - vi) literature appropriate to students across all grade ranges.
- 2) Reading Specialist
- A) Each candidate for the reading specialist endorsement shall hold an Illinois professional educator license or an educator license with stipulations endorsed for provisional educator. The candidate also shall present evidence of two years of teaching experience either on an educator~~the professional educator~~ license in an Illinois school or on a comparable out-of-state certificate or license valid for teaching at any of the grade levels of early childhood, elementary, middle, secondary or special K-12. Each candidate shall be eligible to receive the reading specialist endorsement on the professional educator license when he or she presents evidence

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of having completed the teaching experience required under this subsection (g)(2)(A).

- B) Each candidate shall hold a master's degree or higher awarded by a regionally accredited institution of higher education.
  - C) Each candidate shall have completed a K-12 reading specialist preparation program approved pursuant to Subpart C, or a comparable program, as defined in Section 25.425(a), offered out of state, that includes clinical experiences with five or more students at both the elementary (i.e., kindergarten through grade 8) and secondary levels and leads to the issuance of a master's or higher degree, provided that a person who holds one master's degree shall not be required to obtain a second one. For purposes of the clinical experiences, a candidate shall work with at least one student enrolled in elementary grades and at least one student enrolled in secondary grades and may work with students one on one or in a group. Each candidate shall have been recommended for the endorsement by the institution offering the program.
  - D) Each candidate shall be required to pass the content-area test for reading specialist.
- h) Special provisions shall apply to endorsements and content-specific endorsements in foreign languages.
- 1) For individuals who are seeking a professional educator license for the first time, an endorsement for a specific foreign language may be placed on the license when an individual has completed a major area of concentration in the language, totaling 32 semester hours or as otherwise identified by a regionally accredited institution on the individual's official transcript and passed the applicable content-area test.
  - 2) For individuals who currently hold professional educator licenses with at least one endorsement for a foreign language, an endorsement for a different foreign language may be added when an individual has passed the applicable content-area test.

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- 3) For individuals who currently hold professional educator licenses endorsed in teaching fields other than foreign language, an endorsement for a foreign language may be added upon completion of 24 semester hours of college credit in the language, either as an approved program at an Illinois institution or from one or more regionally accredited institutions of higher education, and passage of the applicable content-area test. The endorsement issued shall be for only the grade levels for which the individual's professional educator license currently is endorsed. This subsection (h)(3) also is applicable to candidates seeking a professional educator license for the first time to be endorsed in a teaching field other than foreign language.
  - 4) Section 25.95 sets forth additional provisions for licensure in foreign languages under specified circumstances.
- i) Requirements for Elementary, Middle Grades and Bilingual Education
- 1) The requirements of Section 25.97, rather than the requirements of this Section, shall apply to credentials and assignments in the elementary grades.
  - 2) The requirements of Section 25.99, rather than the requirements of this Section, shall apply to credentials and assignments in the middle grades, except that Section 25.99 shall be read in conjunction with this Section with respect to reading and library information specialist assignments in the middle grades.
  - 3) The requirements of 23 Ill. Adm. Code 1.780, 1.781 and 1.782, rather than the requirements of this Section, shall apply to credentials and assignments in the areas of bilingual education and English as a Second (New) Language.
- j) An additional endorsement for "technology specialist" shall be issued only upon presentation of evidence that the applicant has completed at least 24 semester hours of college coursework demonstrably related to the subject area at one or more regionally accredited institutions of higher education that is aligned to 23 Ill. Adm. Code 27.470 (Technology Specialist), and has passed the relevant content-area test.

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- k) Beginning with applications received on or after February 1, 2012, an endorsement in safety and driver education shall be issued when the applicant provides evidence of having completed 24 semester hours of college credit in the field, with at least 12 semester hours at the upper-division or graduate level (as posted on the individual's official transcript), as defined by the institution offering the coursework, distributed as follows:
- 1) 3 semester hours in injury prevention or safety;
  - 2) 12 semester hours in driver education that include:
    - A) driving task analysis (introduction to driver education);
    - B) teaching driver education in the classroom;
    - C) teaching the laboratory portion of the driver education course, including:
      - i) on-street teaching under the supervision of a qualified driver education teacher;
      - ii) the equivalent of at least one semester hour of preparation in and use of driving simulation; and
      - iii) the equivalent of at least one semester hour of preparation in and use of multiple-car programs; and
    - D) advanced driver education and emergency evasive driving;
  - 3) 3 semester hours in first aid and cardiopulmonary resuscitation; and
  - 4) 6 semester hours chosen in any combination from:
    - A) the use of technology in instruction;
    - B) safety issues related to alcohol and other drugs;
    - C) driver education for students with disabilities; and

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- D) any other safety-related area.
- 1) Special provisions shall apply to the issuance of endorsements for gifted education teachers and gifted education specialists. A gifted education teacher is a teacher whose assignment involves teaching gifted students. A gifted education specialist is a teacher whose assignment involves the provision of technical assistance and/or professional development to other teachers and may also include teaching gifted students.
- 1) Gifted Education Teacher
- This endorsement shall not be issued alone as an individual's first teaching credential. An individual who holds an Illinois professional educator license endorsed at any of the grade levels of early childhood, elementary, middle, or secondary, or for special K-12, or who receives an endorsement for some field other than gifted education, shall be eligible to receive this additional endorsement on that license when he or she presents evidence of:
- A) having passed the applicable content-area test and having been entitled for the endorsement by virtue of completing an approved gifted education teacher preparation program that aligns to the standards set forth at 23 Ill. Adm. Code 27.490 (Gifted Education Teacher) that requires at least 24 semester hours of undergraduate or graduate coursework in gifted education at an institution that is recognized to offer teacher preparation programs in Illinois pursuant to Subpart C; or
  - B) having passed the applicable content-area test and having completed 24 semester hours of undergraduate or graduate coursework in gifted education (as posted on the individual's official transcript), including a practicum, at one or more regionally accredited institutions of higher education, provided that all the following areas were addressed:
    - i) characteristics of the field of gifted education as it pertains to gifted children, including their cognitive, creative and affective development;

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- ii) the wide range of ways in which a child is gifted; issues and practices in identifying and serving gifted children; and the manner in which assessment data shape decisions about identification, learning progress and outcomes; and
  - iii) theoretical and research-based data necessary for the development of programs, curriculum and instructional sequences for gifted children, especially those serving gifted students from diverse populations.
- 2) Gifted Education Specialist
- Each candidate for the gifted education specialist endorsement shall hold a professional educator license endorsed at any of the grade levels of early childhood, elementary, middle or secondary, or for special, and have at least two years of teaching experience on that license, or on a comparable out-of-state certificate or license, involving the education of gifted students. Each candidate shall be eligible to receive this endorsement on the professional educator license when he or she presents evidence of having completed the required teaching experience.
- A) Each candidate shall hold a master's degree or higher degree awarded by a regionally accredited institution of higher education.
  - B) Each candidate shall have completed a gifted education specialist preparation program for prekindergarten through grade 12 approved pursuant to Subpart C, or a comparable program, as defined in Section 25.425(a), offered out of state, that aligns to the standards set forth at 23 Ill. Adm. Code 27.495 (Gifted Education Specialist). The program shall include clinical experiences with five or more students in both prekindergarten through grade 8 and grades 9 through 12 and lead to the issuance of a master's or higher degree, provided that a person who holds one master's degree shall not be required to obtain a second one. For purposes of the clinical experiences, a candidate shall work with at least one student enrolled in prekindergarten through grade 8 and at least one student enrolled in grades 9 through 12 and may work with a student one on one or in a group. The clinical experience shall also include coaching or mentoring one or more teachers on the topic of

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gifted education. Each candidate shall have been entitled for the endorsement by the institution offering the program.

- C) Each candidate shall be required to pass the content-area test for gifted education specialist.
  - D) An individual who qualifies for the gifted education specialist endorsement may receive the endorsement on his or her professional educator license for assignment in any of prekindergarten through grade 12.
- m) Each individual, who is first assigned to teach a particular subject on or after July 1, 2004 based on completion of the minimum requirements for college coursework in that subject that are set forth at 23 Ill. Adm. Code 1.737(b), 1.745(b)(3), or 1.755(c), as applicable, but who has not met the requirements of this Section for an endorsement in that subject area, shall have three years after the date of first assignment to meet those requirements and receive the relevant endorsement. An individual who does not do so shall become ineligible to teach the subject in question in any subsequent semester, unless he or she later receives the endorsement.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

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

**Section 25.115 Educator Preparation Providers**

In order for an institution to offer one or more programs that prepare professional educators, that institution must be recognized, and the educator preparation provider (EPP) responsible for the programs must be recognized, by the State Board of Education in consultation with the State Educator Preparation and Licensure Board (SEPLB). Each program that is offered by a recognized institution must also be individually approved by the State Board of Education in consultation with SEPLB (see Section 25.120). Electronic transmission of written materials pursuant to this Subpart C is required.

- a) In order to be considered for recognition, a degree-granting institution of higher education shall:

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- 1) be regionally accredited;
  - 2) be approved by the Illinois Board of Higher Education to operate as a postsecondary degree-granting institution under the provisions of the Private College Act [110 ILCS 1005] and the Academic Degree Act [110 ILCS 1010] or, if the out-of-state institution is not required to seek authorization to operate from the Illinois Board of Higher Education, be approved to offer educator preparation programs by the state that granted it operating authority; and
  - 3) sponsor a course of study leading to a license issued under Article 21B of the School Code [105 ILCS 5/~~Art. 21B~~] and this Part.
- b) In order to be considered for recognition, an eligible not-for-profit EPP shall conduct or propose to conduct at least one approved program that will prepare professional educators and leads to a license issued pursuant to Article 21B of the School Code and this Part, and the not-for-profit EPP shall meet the definition of "institution" set forth in Section 25.110.
  - c) In the case of a not-for-profit entity, all advertising materials, candidate handbooks, catalogues, and candidate contracts shall display prominently the fact that the entity does not offer higher education credit and that there is no guarantee that the Illinois license or any endorsement affixed to that license earned by the candidate will be honored or accepted for exchange in another state.
  - d) The procedures set forth in this subsection (d) shall apply to initial recognition of an institution and the concurrent recognition of the EPP. The initial approval of the educator preparation programs within that institution shall follow the procedures set forth in Section 25.120.
- 1) An institution shall notify the State Board of Education of its desire to initiate the initial recognition process by submitting a letter of intent to the State Superintendent of Education. Within 30 days after receipt of the notification, the State Superintendent shall respond to the institution, identifying the staff member who will be responsible for assisting the institution and inviting the institution to submit an institutional report to that individual.

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- 2) The institution shall submit an institutional report to the State Superintendent of Education, in the quantity and format specified by the State Superintendent, that includes:
  - A) evidence indicating that the institution meets the conditions described in subsection (a) or (b);
  - B) a written description that addresses each of the components set forth in this subsection (d)(2)(B):
    - i) identification of the EPP; its mission, purposes or goals; its authority and responsibilities for professional education; and its coordination of the institution's various educator preparation programs;
    - ii) identification of the dean, chair or director who is officially designated to represent the EPP and is assigned the authority and responsibility for its overall administration and operation;
    - iii) evidence of the institution's commitment and resources for the proposed program, to include the EPP's operational budget and evidence that the institution's president or provost supports the educator programs being proposed;
    - iv) a chart of the administrative and organizational structure of the EPP;
    - v) the written policies and procedures that guide the operations of the EPP;
    - vi) the EPP's policies for monitoring and evaluating its operations, the quality of its offerings, performance of candidates and effectiveness of its graduates; and
    - vii) the EPP's published criteria for admission to and exit from all preparation programs for professional educators, and process for development and submission of summary

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reports of candidate performance at the time they exit the program.

- 3) State Board of Education staff shall review the institutional report and within 60 days either:
  - A) find the institutional report to be adequate and invite the institution to submit a proposal that meets the requirements of Section 25.120 for each of the programs the institution wishes to implement; or
  - B) find the institutional report not to be adequate, at which time no further review of the institution shall occur unless the institution submits a revised institutional report addressing the deficiencies identified.
- 4) The State Superintendent of Education may authorize the scheduling of an on-site review visit to the institution at the mutual convenience of the affected institution and State Board staff when the program proposal required under Section 25.120 is submitted and found adequate. If the program proposal is found not to be adequate, a site visit may be scheduled to determine if the deficiencies identified are such that it is unlikely the institution will be recognized.
  - A) For visits conducted in Illinois, the institution will be required to provide housing (including a work room) for the personnel conducting the review visit; or
  - B) For visits conducted out of state, the institution will be required to provide housing (including a work room), transportation and meals for the personnel conducting the review visit.
- e) From a pool of individuals (i.e., State Board staff or others external to the agency) who have been trained in the applicable standards and procedures, the State Superintendent shall empanel a team to conduct the review visit to verify the information provided by the institution as required by subsection (d)(2). If the team members are not employees of the State Board, a staff member of the State Board of Education or designee (individual who State Board staff requests to serve as a reviewer who is trained to perform duties that could constitute a

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conflict of interest for State Board staff) shall accompany the team to ensure that applicable standards, procedures, rules and statutes are addressed.

- f) The review team shall prepare a draft report about the onsite visit within 30 business days after the conclusion of the visit, and the institution shall have 30 business days to correct any factual errors. The team shall review the institution's suggested revisions and make appropriate changes. The review team shall provide the final report to the State Superintendent within 30 business days after receipt of the institution's suggested corrections. The State Superintendent shall provide the final report to the institution within 10 business days after receiving it.
- g) Within 30 business days after receipt of the final report, the institution shall submit to the State Superintendent either a letter stating agreement with the report's findings or a rejoinder to those findings.
  - 1) The rejoinder must indicate the grounds for disagreement with one or more of the review team's findings and include documentation to support the institution's position.
  - 2) All documentation must describe conditions that existed at the time of the review visit. (Changes made by the EPP after the visit will not be considered.)
  - 3) All documentation must relate directly to the standards and procedures that applied at the time of the review visit.
- h) Staff of the State Board of Education shall convey to SEPLB a recommendation, accompanied by the review team's final report; the institution's letter of agreement or rejoinder; a response to that rejoinder provided by the review team; and any other relevant documentation that was available to the staff.
- i) SEPLB, after reviewing all the relevant materials, shall convey its recommendation to the State Superintendent that the State Board of Education:
  - 1) Recognize the institution and EPP, and approve one or more proposed educator preparation programs, thereby authorizing the institution to conduct the approved programs and to recommend candidates for licensure by entitlement; or

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- 2) Recognize the institution and the EPP, and deny approval of one or more proposed educator preparation programs, thereby authorizing the institution to conduct the approved programs and to recommend candidates for licensure by entitlement for the approved programs and prohibit the conduct of the proposed programs denied approval. Programs denied approval may resubmit a request for program approval at a later date; or
- 3) Deny recognition of the institution and EPP, and deny approval of one or more educator preparation programs, thereby prohibiting the conduct of the proposed programs.
- j) Actions following upon the recommendation of SEPLB to the State Superintendent of Education shall be as described in Section 25.160.
- k) Recognition of the institution and EPP shall be for a period of seven years. The process for State reauthorization beyond the seven-year period shall be as set forth in Sections 25.125 and 25.127.
- l) EPPs shall enter each candidate for licensure into the Educator Licensure Information System (ELIS) upon entry into the preparation program. Candidates shall be placed in a pre-completion status until recommended for licensure.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.120 Initial Approval of Educator Preparation Programs by the State Board of Education**

The procedures set forth in this Section shall apply to the initial approval or redesign of educator preparation programs established by institutions that are already recognized, including those that have been granted initial recognition under Section 25.115. Additional considerations for approval of programs for foreign language are stated in Section 25.147.

- a) The institution shall submit to the State Superintendent of Education a program proposal meeting the requirements set forth in this subsection (a). As applicable to the program being proposed, requirements in addition to this subsection (a) may be found in 23 Ill. Adm. Code 30 (Programs for the Preparation of Principals in Illinois) and 23 Ill. Adm. Code 33 (Programs for the Preparation of Superintendents in Illinois).

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- 1) Evidence that the proposed program meets the applicable professional education and content-area standards established by the State Board of Education; the standards shall include:
  - A) the national content standards accepted by the State Board of Education and listed on the State Board of Education's website at [www.isbe.net](http://www.isbe.net);
  - B) the applicable content standards set forth at 23 Ill. Adm. Code 20, 21, 23, 26, 27, 28 or 29;
  - C) the standards set forth at 23 Ill. Adm. Code 24 (Standards for All Illinois Teachers) or the Educational Leadership Policy Standards: ISLLC 2008, adopted by the National Policy Board for Educational Administration and posted at [http://www.ccsso.org/Documents/2008/Educational\\_Leadership\\_Policy\\_Standards\\_2008.pdf](http://www.ccsso.org/Documents/2008/Educational_Leadership_Policy_Standards_2008.pdf) (no later additions to or editions of these standards are incorporated), as applicable;
  - D) the State Board of Education's Social and Emotional Learning Standards set forth at 23 Ill. Adm. Code 555.Appendix A to the extent that educators understand the standards and how they apply to students in kindergarten through grade 12; and
  - E) the CAEP 2013 Accreditation Standards posted at <http://caepnet.org/> (no later amendments to or editions of these standards are incorporated).
- 2) A description of the criteria for admission to, retention in and exit from the program, including the required grade point average and minimum grade requirements for the institution.
- 3) A description of the program assessments to be used, as relevant to the program being proposed, and how the faculty will collect, analyze and use the data from the assessments used.

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- 4) Identification of the faculty members with primary responsibility for preparing professional educators in the program and faculty members' qualifications for their positions.
  - 5) A description of the course of study, field experiences and clinical practice. The descriptions of field experiences and clinical practices shall include:
    - A) the criteria and measures taken to ensure candidates gain experience in diverse settings and with students with varying demographic characteristics;
    - B) the measures taken to ensure that candidates gain experience with technology relevant to the profession; and
    - C) the program's requirements for faculty supervision of field experiences and clinical practice.
  - 6) A description and the proportion of coursework offered by distance learning or video-conferencing technology.
- b) After consideration of the proposal, SEPLB shall inform the State Board of Education that SEPLB convey to the State Superintendent its recommendation that the State Board of Education either:
- 1) ApprovesApprove the proposed new educator preparation programs, thereby authorizing the EPP to conduct the programs and to recommend candidates for licensure by entitlement; or
  - 2) DeniesDeny approval of the proposed programs, thereby prohibiting the conduct of the affected programs (a program denied by the State Board of Education will be allowed to resubmit its program proposal for reconsideration at a later time or, after notification of a denial recommendation, a program may withdraw its proposal from consideration within the timelines set forth in Section 25.160(b), at which time no denial action will be taken).
- c) Actions following upon the decisionrecommendation of SEPLB to the State Superintendent of Education shall be as described in Section 25.160.

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(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.127 Reporting; Review of State Reauthorized Educator Preparation Providers and Individual Programs; and Entitlement Audits**

- a) Annual Reporting for State Reauthorized EPPs  
Each EPP shall submit to the State Board the reports set forth in this subsection (a) annually by the deadlines indicated. The data and information contained in the reports shall be used by the State Board as part of its review of an EPP and its programs for State reauthorization. Upon establishment of a State agreement with CAEP, CAEP-accredited EPPs are subject to the review and reporting requirements enumerated at <http://caepnet.org/> rather than the reporting required under this subsection (a).
- 1) No later than ~~April~~November 30 annually, each State reauthorized EPP shall submit data and other information relative to the measures listed in subsections (a)(1)(A) and (B) for the prior reporting year (i.e., September 1 through August 31).
- A) Impact Measures
- i) Student learning and development in the prekindergarten through grade 12 setting;
- ii) Observations of teaching effectiveness;
- iii) Employer satisfaction; and
- iv) Completer satisfaction (i.e., completer survey results).
- B) Outcome Measures
- i) Completer rate;
- ii) Graduation rate;
- iii) Licensure rate; and

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- iv) Employment rate (in a position for which licensure is sought).
- 2) No later than April 1 of each year, each institution shall submit to the State Superintendent of Education, using a form supplied by the State Superintendent, its program completers' pass rates on the tests required for receipt of the professional educator license pursuant to this Part and other information required by Title II of the Higher Education Act (20 USC 1027). Further, each institution shall make this information readily available to the public on an annual basis and shall include it in or with publications routinely sent to potential applicants, school counselors and prospective employers of the institution's program completers.
- 3) Each EPP shall submit a separate annual program report for each State reauthorized program to the State Superintendent of Education, in a format defined by the State Superintendent, no sooner than ~~February~~~~October~~ 1 and no later than ~~April~~~~November~~ 30. Content-specific endorsements (see Section 25.100(a)) shall be considered separate programs for reporting purposes. The annual program report shall:
- A) update any information previously provided;
  - B) summarize data about the program's overall structure, faculty and candidates;
  - C) provide the results of the applicable content-area test and the Teacher Performance Assessment (TPA):
    - i) If at least ~~80% percent~~ of an institution's teacher preparation program completers have passed the content area test in each of the preceding three years, the institution shall be deemed to be adequately addressing the Standards for All Illinois Teachers set forth at 23 Ill. Adm. Code 24;
    - ii) If at least ~~80% percent~~ of an institution's administrative endorsement program completers have passed the applicable content-area tests for administrative endorsement in each of the preceding three years, the

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institution shall be deemed to be adequately addressing the standards set forth in subsection (e)(2); and

- iii) beginning with reports submitted in October 2016, if at least ~~80% percent~~ of candidates during their student teaching experience have passed the TPA, the institution shall be deemed to be adequately addressing the standards set forth in Section 25.120;
  - 4) An indication of completer effectiveness from the performance evaluations conducted under Article 24A of the School Code [105 ILCS 5/Art. 24A] shall be provided for principals beginning in 2014 and for teachers beginning in 2018; and
  - 5) As relevant to the institution, a report on all programs provided by the institution that have been approved as an alternative route to licensure under Sections 25.65 and 25.67 (through September 30, 2016) or Section 25.60 (beginning January 1, 2013), and Section 25.311 (beginning January 1, 2013) shall be submitted.
- b) Annual Reporting for CAEP-Accredited EPPs
- 1) An EPP accredited by CAEP shall undergo CAEP's annual reporting process.
  - 2) No later than April 1 of each year, each institution shall submit to the State Superintendent of Education, using a form supplied by the State Superintendent, its program completers' pass rate on the tests required for receipt of the professional educator license pursuant to this Part and other information required by Title II of the Higher Education Act (20 USCA 1027). Further, each institution shall make this information readily available to the public on an annual basis and shall include it in or with publications routinely sent to potential applicants, school counselors and prospective employers of the institution's program completers.
- c) Each EPP shall include in its annual report to ISBE its policy on Teacher Performance Assessment plagiarism and cheating, including the EPP's options for disciplinary action.

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- d) Additional Reporting for State Reauthorized EPPs Through ~~April 20, 2019~~November 30, 2018
- In addition to the reports required under subsection (a), each EPP shall submit a report to the State Superintendent, in a format specified by the State Superintendent, no sooner than ~~February~~October 1 and no later than ~~April~~November 30 of the academic year (i.e., September 1 through August 31) in which a review pursuant to subsection (c) is scheduled. The report shall include:
- 1) a description of how the EPP has addressed any concerns about applicable standards identified in any of the program reports produced pursuant to subsection (a) submitted in each of the last seven years preceding the review;
  - 2) any changes in the institution or in the EPP that affects the operation of the EPP;
  - 3) any new programs approved in the last seven years;
  - 4) the percentage of individuals in the last seven years who completed the program and received a license or endorsement who were hired into a related school position in the field for which the license or endorsement was issued; and
  - 5) aggregated data regarding the effectiveness of the completers of the program from the performance evaluations conducted under Article 24A of the School Code (to be provided for principals beginning in 2014 and for teachers beginning in 2018).
- e) Data Collection Pilot Program  
Beginning September 1, 2017, all EPPs must participate in a two-year Statewide data collection pilot program as part of their annual reporting requirement. The pilot program will replace the current State annual program report submission and will be used to inform the State Board's new yearly program reporting process. The pilot program will collect data on each preparation program's enrollees and completers and be tied to employment, testing and survey data collected by the State Board.
- f) Periodic Review of State Reauthorized EPPs Through ~~April~~November 30, 2019  
2018

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The recognition of an EPP shall be subject to review every seven years through State reauthorization or CAEP accreditation. This cycle shall begin in accordance with a timeline established by the State Superintendent of Education or designee. The approval of the EPP's programs shall be subject to review in each year after the EPP receives initial State recognition. Actions taken as a result of these reviews shall be as set forth in Section 25.130.

- ge) Review of State Reauthorized EPPs Starting December 1, 2018
- 1) An EPP planning to be accredited by CAEP shall undergo CAEP's initial or continuing accreditation process for Specialty Professional Association Review with National Recognition or Program Review with Feedback developed by CAEP (see <http://caepnet.org/>). The EPP shall notify the State Board in writing of its continuing accreditation status no later than 30 days after receiving CAEP's notification.
  - 2) A State reauthorized EPP shall undergo CAEP's Program Review with Feedback process (see <http://caepnet.org/>) and submit data and information required to the State Superintendent of Education for consideration.
- hf) State Board of Education staff may visit a recognized institution at any time with one day's advance notice and may ask to speak with faculty, candidates or administrators. All records shall be made available to State Board of Education staff upon request.
- ig) Changes to State Reauthorized Programs
- 1) Using a format identified by the State Superintendent of Education, a State reauthorized institution may request changes to one or more currently approved programs by submitting documentation of the proposed changes no later than 60 days prior to the date upon which the changes will take effect.
  - 2) State Board staff shall review the proposed changes and make a recommendation to SEPLB, which ~~shall submit its recommendation to the State Superintendent. The State Superintendent~~ may accept, modify or reject any of the recommendations of ~~State Board staff~~ SEPLB issued in accordance with this subsection (if). In cases in which ~~SEPLB's~~ the State

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~~Superintendent's~~ modification or rejection results in an action that has negative consequences for the program, the actions to be taken shall be as described in Section 25.160.

- j~~h~~) An EPP that decides to change from State reauthorization to CAEP accreditation, or vice versa, must notify the State Board of Education.
- k) Audit of Licensure Entitlements
- 1) Pursuant to Section 21B-25 of the School Code [105 ILCS 5], the State Board of Education shall conduct audits of recognized institution licensure entitlements.
  - 2) Each institution recognized under this Subpart C shall submit to the State Board annually a list of all individuals entitled by the institution in the previous 12 months. For each individual, the institution shall submit the name, Illinois Educator Identification Number (IEIN) and areas in which the individual was licensed or endorsed.
    - A) Each institution shall submit to the State Board of Education by June 30 any data and other information that responds to the requirements of Section 21B-25 of the School Code.
    - B) An audit of each institution shall be conducted at least once every five years in accordance with Section 21B-25 of the School Code. Data and information from the audits shall be used to determine if the EPP has met the requirements of Section 21B-100 of the School Code and this Subpart.
      - i) Institutions undergoing an entitlement audit must submit requested documentation to the State Board of Education within six weeks after the request is made.
      - ii) In the event that a determination is made that the requirements set forth in Section 21B-100 of the School Code or this Part have not been met, the provisions of Section 25.130 of this Part shall apply.

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- iii) State Board staff may visit a recognized institution at any time with one day's advance notice and may ask to speak with licensure officers, candidates or administrators if they find a deficiency or other problem during the audit that needs to be addressed. All records shall be made available to the State Board of Education staff upon request.
- iv) Institutions identified as in violation of Section 21B-100 of the School Code must submit a remediation plan within 60 days after a written notice has been received by the institution.
- The plan shall include remedies identified by State Board of Education staff and SEPLB, as well as internal procedures for improvement;
  - The plan shall include a timeline for implementation; and
  - The plan and timeline shall be approved by State Board of Education staff prior to implementation.
- v) When subsection (k)(2)(B)(iv) is applicable, an institution shall not enter any additional entitlements until evidence that remedies identified by State Board of Education staff and SEPLB have been implemented.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

## SUBPART D: SCHOOL SUPPORT PERSONNEL

**Section 25.235 Endorsement for School Psychologists**

- a) Each candidate for the school support personnel endorsement for school psychologist shall hold a master's or higher degree in psychology or educational psychology with a specialization in school psychology.
- b) Each candidate shall have completed an Illinois program approved for the preparation of school psychologists pursuant to Subpart C or a comparable

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approved program in another state or country or hold a comparable certificate or license issued by another state or country (see Section 25.425).

- c) Each candidate shall have completed both a supervised field experience of at least 250 hours in a school setting and/or child study center and either:
- 1) ~~either~~ a one-year, full-time internship under the direction of an intern supervisor; or
  - 2) one year of full-time work experience as a school psychologist on a valid out-of-state school psychology certificate or license or on an Illinois educator license with stipulations endorsed for provisional educator with a school support personnel endorsement for school psychologist.
- d) Each candidate shall be required to pass the applicable content-area test (see Section 25.710 of this Part), as well as the test of basic skills, subject to the provisions of Section 25.720 and the timeline for the passage of each test set forth in Section 21B-30 of the School Code. (See also 23 Ill. Adm. Code 23.130.)
- e) Nothing in this Section is intended to preclude the candidate from seeking the issuance of an educator license with stipulations endorsed for provisional educator under Section 21B-20 of the School Code [105 ILCS 5/21B-20] in the event that the individual has failed to meet one or more of the requirements for a professional educator license endorsed for school psychologist.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.245 Endorsement for School Nurses**

- a) Each candidate for the school support personnel endorsement for school nursing shall hold a bachelor's degree or higher.
- b) Each candidate shall be licensed as a registered professional nurse in Illinois pursuant to the Nursing and Advanced Practice Nursing Act [225 ILCS 65].
- c) Each candidate shall have completed an Illinois program approved for the preparation of school nurses pursuant to Subpart C or a comparable approved program in another state or country or hold a comparable certificate or license issued by another state or country.

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- d) Each candidate shall have met the requirements of either subsection (d)(1) or subsection (d)(2).
- 1) Completion of an internship that:
    - A) was determined by the approved program to be sufficient in length for the candidate to meet the standards set forth at 23 Ill. Adm. Code 23.120, but in no case consisted of fewer than 300 hours of experiences; and
    - B) was supervised by a school nurse who holds an endorsement issued under this Section with at least two full school years of full-time experience as a school nurse and at least one full school year of full-time experience with the current employer.
  - 2) Completion of two years of experience as a school nurse prior to July 1, 1972.
- e) Each candidate shall be required to pass the applicable content-area test (see Section 25.710), as well as the test of basic skills, subject to the provisions of Section 25.720 and the timeline for the passage of each test set forth in Section 21B-30 of the School Code. (See also 23 Ill. Adm. Code 23.120.)
- f) Nothing in this Section is intended to preclude the candidate from seeking the issuance of an educator license with stipulations endorsed for provisional educator under Section 21B-20 of the School Code [105 ILCS 5/~~21B-20~~] in the event that the individual has failed to meet one or more of the requirements for a professional educator license endorsed for school nurse.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

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

**Section 25.337 Principal Endorsement (2013)**

- a) This endorsement is required for principals and assistant principals.

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- b) A principal endorsement shall be affixed to a professional educator license provided that the candidate holds a master's degree or equivalent (e.g., juris doctor (J.D.), doctor of philosophy (Ph.D.), doctor of education (Ed.D.)) and either successfully completes each of the requirements specified in 23 Ill. Adm. Code 30 (Programs for the Preparation of Principals in Illinois) or meets each of the requirements specified in Section 21B-35(b-5) of the School Code (also see Section 25.425 of this Part).
- c) Each candidate shall have:
- 1) *four years of teaching experience or, until June 30, ~~2021~~2019, working in the capacity of school support personnel in a public school or nonpublic school recognized by the State Board of Education [105 ILCS 5/21B-25] in accordance with 23 Ill. Adm. Code 425 (Voluntary Registration and Recognition of Nonpublic Schools), which must have been accrued while the individual held a valid professional educator license endorsed in a teaching field or, until June 30, ~~2021~~2019, a school support personnel area (i.e., school counselor, school psychologist, speech language pathologist (non-teaching), school nurse, school social worker, school marriage and family counselor); or*
  - 2) four years of experience, which must have been accrued while the individual held a valid teaching or, until June 30, 2019, school support personnel certificate or license issued by another state authorizing employment in an out-of-state public school or in an out-of-state nonpublic school meeting out-of-state recognition standards comparable to those set forth by the State Board of Education at 23 Ill. Adm. Code 425.
- d) For the purposes of Section 21B-25(2)(B) of the School Code [105 ILCS 5/21B-25(2)(B)], a candidate may qualify for the principal endorsement with *fewer than 4 years of experience* upon presentation of certain performance evaluation ratings that incorporate data and indicators of student growth (see Article 24A of the School Code [105 ILCS 5/Art. 24A] and 23 Ill. Adm. Code 50 (Evaluation of Educator Licensed Employees under Articles 24A and 34 of the School Code)).
- 1) A candidate may qualify with three years of experience if he or she has received at least a "proficient" performance evaluation rating in his or her three annual performance evaluations conducted.

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- 2) A candidate may qualify with two years of experience if he or she has received an "excellent" performance evaluation rating in his or her two annual performance evaluations conducted.
- e) Each candidate shall be required to pass the applicable content-area test (see Section 25.710), as well as the test of basic skills, pursuant to Section 25.720, except that individuals who received their initial teaching or school support personnel certificate prior to July 1, 1988 are not subject to the requirement to pass the test of basic skills.
- f) An individual holding a general administrative endorsement issued pursuant to Section 25.335 of this Part may have that endorsement converted to a principal endorsement in accordance with the process set forth in Section 21B-25 of the School Code.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

## SUBPART F: GENERAL PROVISIONS

**Section 25.410 Reporting Requirements for Revoked or Suspended Licenses; License Application Denials**

- a) When a license is suspended or revoked in Illinois or an application for an Illinois educator license is denied, all other states and possessions of the United States shall be informed of this action [through a report to the NASDTEC Educator Identification Clearinghouse maintained by the National Association of State Directors of Teacher Education and Certification](#).
- b) The license of an individual who voluntarily surrenders that license shall be treated as a revoked license. (See Section 21B-45 of the School Code [\[105 ILCS 5\]](#).) An individual who voluntarily surrenders his or her professional educator license or educator license with stipulations also surrenders all of the endorsements on that license. (Also see Section 25.411 of this Part.)

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.425 Individuals Prepared in Out-of-State Institutions**

- a) In accordance with Section 21B-35 of the School Code [\[105 ILCS 5\]](#), an applicant

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who has completed *a comparable state-approved education program* of another state or country may be granted an Illinois professional educator license endorsed in the area (i.e., teaching, administrative or school support personnel) that corresponds to the completed program if he or she meets all the generally applicable requirements of Article 21B of the School Code (e.g., age and good character) and the requirements for the license and the endorsement sought, as specified in the applicable Sections of this Part. As used in each of those Sections, a "comparable program" is one that leads to eligibility for service in the same specific capacity in the public schools of the state where the program was completed and is aligned to the standards set forth in Section 25.115(e). A program completed in the United States shall be considered comparable only if it was offered by a regionally accredited institution of higher education or a not-for-profit entity recognized under Subpart C.

- 1) The individual shall hold a bachelor's *degree* or higher *from a regionally accredited institution of higher education and the degreed major or a constructed major must directly correspond to the license or endorsement sought* ~~and meet the requirements for that endorsement as set forth in Section 25.100.~~ (Section 21B-35(a)(2) of the School Code)
- 2) Each applicant for an Illinois professional educator license endorsed in a teaching field *who has not been entitled by an Illinois-approved institution of higher education* must have completed a program that met the following requirements.
  - A) For those who have completed traditional preparation programs, these requirements include:
    - i) college coursework in professional education, including pre-student teaching clinical experiences or equivalent experience, and student teaching or equivalent experience;
    - ii) coursework *in the methods of instruction of the exceptional child* in cross-categorical special education (Section 21B-35(a)(3) of the School Code), which shall meet the requirements outlined in Section 25.25(a)(1)(A) of this Part;

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- iii) *coursework in the methods of reading and reading in the content area* (Section 21B-35(a)(4) of the School Code), which shall meet the requirements outlined in Section 25.25(a)(1)(B) of this Part; and
  - iv) *coursework in instructional strategies for English language learners*, which shall address bilingual education, English as a Second Language or English as a New Language methods (Section 21B-35(a)(5) of the School Code).
- B) For those who have completed preparation programs in a school support personnel field listed in Subpart D, these requirements include college coursework in:
- i) professional education, including an internship or equivalent experience;
  - ii) *the methods of instruction of the exceptional child* in cross-categorical special education (Section 21B-35(a)(3) of the School Code), which shall meet the requirements outlined in Section 25.25(a)(1)(A) of this Part;
  - iii) *the methods of reading and reading in the content area* (Section 21B-35(a)(4) of the School Code), which shall meet the requirements outlined in Section 25.25(a)(1)(C); and
  - iv) *instructional strategies for English language learners* (Section 21B-35(a)(5) of the School Code), which shall align to standards for addressing second language acquisition and the diverse learner set forth in the Standards for the Speech-Language Pathologist (23 Ill. Adm. Code 28.230) or, for other school support personnel, the applicable standards in 23 Ill. Adm. Code 23 (Standards for School Support Personnel Endorsement).
- C) For those who are seeking an endorsement for principal, the applicant's preparation shall be evaluated in accordance with the criteria specified in Section 25.337.

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- D) For those who have completed alternative certification or licensure programs, these requirements include graduation from a regionally accredited institution with a bachelor's degree that directly corresponds to the endorsement sought and meets the requirements for that endorsement as set forth in Section 25.100, an intensive course of study approved by that state for this purpose, and student teaching or another structured teaching experience that forms part of the approved alternative program, as well as the coursework specified in subsection (a)(2)(A).
- 3) Each out-of-state applicant shall have passed each of the Illinois tests required for the professional educator license and the endorsement sought, as set forth in Section 21B-30 of the School Code ~~[105 ILCS 5/21B-30]~~ and Section 25.720.
- 4) In accordance with Section 21B-30(f) of the School Code, beginning July 1, 2015, each applicant who has not been entitled by an Illinois-approved institution of higher education for a professional educator license endorsed in a teaching field shall pass the TPA (see Section 25.720(e) of this Part). Any applicant who completed student teaching by August 31, 2015 may pass the Assessment of Professional Teaching (APT) instead (see Section 25.720(d)). If the applicant has not met the requirement to pass the TPA and is not eligible to take the APT, he or she may:
- A) apply for an educator license with stipulations endorsed for the grade levels and content area of the endorsement sought, provided he or she holds a valid, comparable certificate or license from another state and has passed the test of basic skills and applicable content-area test required by Section 21B-30 of the School Code and Section 25.720 of this Part, and complete the TPA while employed as a teacher in an Illinois school district; or
- B) enroll in the student teaching portion of an educator preparation program offered by an Illinois institution of higher education approved to offer a program pursuant to Subpart C, during which time the TPA shall be completed; or

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- C) for purposes of meeting both the requirements of Section 21B-30(f) of the School Code and this subsection (a)(4), an applicant who provides evidence with his or her application of having at least one year of full-time teaching experience and having achieved a "proficient" or higher rating, or the equivalent, on his or her most recent performance evaluation shall not be required to pass the TPA.
- b) An individual may receive additional endorsements on a professional educator license endorsed for teaching by meeting the applicable requirements of Sections 25.37 and 25.100.
- c) A candidate whose credentials were earned at an institution outside the United States shall submit the documents prepared by the foreign institution to a service whose evaluations are accepted by the State Board pursuant to subsection (d) to determine if the candidate has met the requirements of Section 21B-35(b) of the School Code, including the coursework required under subsection (a)(2)(A).
- 1) After reviewing the documents submitted, the service shall provide to the State Superintendent of Education a statement identifying the degree held by the individual and indicating whether or not the individual has been prepared as an educator. The service shall also provide a list of the courses completed, with the credits earned equated to semester hours.
  - 2) The transcript provided by the service pursuant to subsection (c)(1) shall be reviewed to determine whether the individual qualifies for a professional educator license and the endorsements for which application was made; if so, he or she shall receive the license and the endorsements indicated by the coursework completed.
  - 3) If the review of the individual's transcript indicates that he or she does not qualify for a professional educator license and the endorsements for which application was made, he or she shall receive a notification of the deficiencies for the license and the endorsement requested.
- d) Evaluation services shall be approved to review foreign credentials for purposes of Illinois licensure if they demonstrate experience working on behalf of either the National Association of Foreign Student Affairs or the American Association of Collegiate Registrars and Admissions Officers. However, the State Board of

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Education may discontinue acceptance of evaluations from any service based on evidence of material inconsistencies in reviews. The State Board shall maintain an up-to-date list of all organizations whose reviews are being accepted and shall make this list readily available.

- e) If either a candidate who has not been entitled by an Illinois-approved institution of higher education or an applicant from another country has not met one or more of the criteria to receive a professional educator license and endorsements for which he or she has applied, the candidate may apply and qualify for an educator license with stipulations endorsed for provisional educator if he or she meets the requirements of Section 21B-20(2)(A) of the School Code, including passage of the Illinois test of basic skills and any Illinois content-area test required for each endorsement sought, as required by Section 21B-30 of the School Code and Section 25.720 of this Part, *either prior to or within one year after issuance of the educator license with stipulations endorsed for provisional educator.* (See Section 21B-20(2)(A) of the School Code.)
- 1) *Applicants who have not been entitled by an Illinois-approved educator preparation program at an Illinois institution of higher education shall not receive a provisional educator endorsement on the educator license with stipulations if the person completed an alternative licensure program in another state, unless the program has been determined to be equivalent to Illinois program requirements.* (Section 21B-20(2)(A) of the School Code)
  - 2) Applicants shall be eligible for an educator license with stipulations endorsed for provisional educator, principal or superintendent, provided that they meet the requirements of Section 21B-35(b-5)(1) and (3) of the School Code regarding completion of a program approved by another state or country and issuance of a certificate or license in a teaching field.
  - 3) The educator license with stipulations endorsed for provisional educator shall be issued only once, valid until June 30 immediately following two years after the license being issued, unless the licensee, during the time in which he or she held the provisional endorsement:
    - A) passed the test of basic skills and the applicable content-area test, as required under Section 21B-20(2)(A)(ii) of the School Code; and

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- B) did not work in a public school or nonpublic school recognized by the State Board of Education pursuant to 23 Ill. Adm. Code 425 (Voluntary Registration and Recognition of Nonpublic Schools) at any time during the validity period of the educator license with stipulations endorsed for provisional educator.
- 4) An applicant may request one or more endorsements when he or she initially applies for the professional educator license and pays only one fee required under Section 21B-40 of the School Code. Applications shall be evaluated for only those endorsements requested by the applicant. For those individuals not qualifying for the professional educator license, additional endorsements may be requested following issuance of the educator license with stipulations upon application and payment of the fee required under Section 21B-40; however, the date of approval of any additional endorsements shall not extend the validity period of the educator license with stipulations.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.430 Short-Term Authorization for Positions Otherwise Unfilled**

Subject to the provisions of this Section, an entity that is required to employ educator licensed teachers may receive short-term authorization to employ an individual who does not hold the qualifications required for certain vacant teaching positions when the employing entity has been unable to recruit a fully qualified candidate for that position.

- a) Applicability
- 1) The short-term authorization described in this Section shall be available:
- A) with respect to:
- iA) individuals who lack full qualifications in a content area; or
- iiB) until January 31, 2018, individuals who have not completed the six semester hours of coursework specified at 23 Ill. Adm. Code 1.720 for teachers of middle grades (see Section 1.720(a)(2)(A) and (B)); and

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- B) in situations in which the employing entity's need for short-term authorization has arisen due to the unforeseen departure of a teacher who was fully qualified for the assignment in question.
- 2) The short-term authorization described in this Section shall not be available with respect to:
- A) special education teaching positions;
  - B) driver's education positions~~individuals who lack the required grade level endorsements for the assignment in question;~~ or
  - C) individuals who lack the required grade level endorsements for the assignment in question.~~situations in which the employing entity's need for short-term authorization has arisen due to the unforeseen departure of a teacher who was fully qualified for the assignment in question.~~
- b) The employing entity shall apply for short-term authorization by filing with the regional superintendent:
- 1) a description of the vacant position, including the subject area and the grade level;
  - 2) evidence of the entity's inability to fill the position with a fully qualified individual, except as limited by subsection (a)(2)(C);
  - 3) a statement that the employing entity has not honorably discharged anyone in the past year who was fully qualified for the position;
  - 4) the name and Illinois Educator Identification Number (IEIN) of the individual the entity wishes to employ for the position, as well as a list of the license numbers and content-area and grade level endorsements held by that individual;
  - 5) a written assurance that the district will provide the teacher to be employed with mentoring and high-quality professional development each year in the subject area to be taught;

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- 6) one of the following:
    - A) a written assurance from an institution of higher education that operates a program approved pursuant to Subpart C that leads to educator licensure in the content area to be taught that the individual who will be employed is enrolled in coursework that is designed to meet the standards applicable to that subject area~~;~~ ~~or~~
    - B) a written assurance from the licensure officer of another institution of higher education that offers one or more approved educator preparation programs that the individual is enrolled in courses that will enable him or her to qualify for the endorsement~~;~~ ~~or~~
    - C) other evidence of enrollment in relevant coursework supplied by the individual who will be employed~~;~~ or
    - D) a written assurance signed by the individual who will be employed, indicating his or her intention to enroll in one or more identified courses at a specified institution of higher education in the next semester; and
  - 7) a statement of intent, signed and dated by the individual who will be employed, stipulating that he or she will complete all requirements for an endorsement in the subject to be taught (see Section 25.100) within three school years after the issuance of authorization under this Section.
- c) Short-term authorization pursuant to this Section shall be issued only when the individual identified by the employing entity:
- 1) holds a professional educator license that is valid for the grade level of the proposed assignment;
  - 2) has successfully completed at least nine semester hours of college coursework in the subject area to be taught; and
  - 3) has filed the statement of intent required under subsection (b)(7).

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- d) When the requirements of this Section have been met, the State Superintendent of Education shall issue to the employing entity a letter granting short-term authorization for the named individual to teach in the specific position for which the application was made.
  - 1) The letter shall constitute an authorization to the employing entity and not a credential issued to the individual. As such, it shall not be transferable to any other individual, employing entity or teaching assignment.
  - 2) Each employing entity that receives an authorization pursuant to this Section shall maintain the State Superintendent's letter on file and make it available for inspection by representatives of the State Board of Education upon request.
- e) Short-term teaching authorization issued pursuant to this Section shall be issued with respect to a specific school year and shall expire on June 30 immediately following the third full year after the authorization was issued.
- f) After the end of the validity of authorization received under this Section, the individual shall not be eligible to teach in the content area for which approval was granted unless he or she has received an endorsement for that content area.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.485 Licensure of Persons with Prior Certificate or License Sanctions**

A previous denial of licensure or another action against an individual's license may indicate that issuance, renewal, reinstatement or registration of a license would also currently be inappropriate. Accordingly, each applicant for the issuance, renewal, reinstatement or registration of an Illinois professional educator license, an educator license with stipulations or substitute teaching license or for the addition of another credential (e.g., endorsement, approval, designation), including any credential issued under Subpart G, shall be required to indicate on the relevant form whether he or she has ever had a certificate or license denied, suspended or revoked in Illinois or any other state.

- a) Each individual providing an affirmative response to this question shall be required to submit a copy of the notice issued by the responsible agency in the state where the action occurred that includes:

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- 1) the date of the action;
  - 2) the reasons for the action;
  - 3) any penalties that were imposed; and
  - 4) the ending date of each penalty, if applicable.
- b) Subject to subsection (c) or (d), the State Superintendent of Education shall review the information submitted pursuant to subsection (a) and shall determine whether issuance, renewal, reinstatement or registration of a license or issuance of one or more additional credentials, as applicable, is appropriate in light of the circumstances surrounding the previous denial or suspension (including the applicant's age and the background of the applicant at the time of the action), any penalty that was imposed, and any evidence the applicant has provided concerning his or her good character that may mitigate the defect in his or her record. (Also see Section 25.480(b).)
- c) The State Superintendent may review any other license held by the applicant to determine if, based on the severity of the misrepresentation, suspension or revocation is warranted.
- d) An application shall not be evaluated from an individual whose previous denial occurred five or fewer years from the date of application.
- e) An application from an individual who has had a license revoked either in Illinois or another state shall not be considered except that the provisions of this subsection shall not apply to any individual who voluntarily surrendered his or her license pursuant to Section 21B-45 of the School Code [105 ILCS 5]/~~21B-45~~, provided that the voluntary surrender was unrelated to ~~a finding of~~ misconduct.
- f) An application from an individual whose license had been suspended shall not be evaluated for a period of time that is equal to the length of the suspension. The start date of this waiting period shall begin on the day following the date on which the suspension was lifted. The provisions of this subsection (f) shall not apply to:
- 1) any application to register or renew the license that was subject to the suspension, provided that the license was maintained as valid during the term of the suspension; and

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- 2) any application to renew another license that was not subject to the suspension.
- g) Submission of the application following the time period specified in subsection (e) or (f) is not a guarantee that the application will be approved and a license, endorsement, approval or designation issued. An individual may appeal the decision to deny the application in accordance with procedures set forth in the Illinois Administrative Procedure Act [5 ILCS 100/Art. 10].
- h) An individual shall not be entitled to a refund of the application fee in the event that his or her application is subsequently denied.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.490 Licensure of Persons Who Have Been Convicted of a Crime**

Convictions related to certain offenses, other than those listed in Section 21B-80(c) of the School Code [105 ILCS 5/~~21B-80~~] that result in automatic revocation or denial of licensure, may lead to denial of licensure if they demonstrate that the applicant is not of good character as required by Section 21B-15 of the School Code. Accordingly, each applicant for the issuance, registration, reinstatement or renewal of an Illinois professional educator license, educator license with stipulations or substitute teaching license or for the addition of another credential (e.g., endorsement, approval, designation), including any credential issued under Subpart G of this Part, shall be required to indicate on the relevant form whether he or she has ever been convicted of, or is subject to pending criminal charges for, a felony or ~~of~~ any sex, narcotics, or drug offense (whether felony or misdemeanor) in Illinois or any other state.

- a) Each individual providing an affirmative response to this question shall be ineligible to receive, register, reinstate or renew a license or to receive an additional credential if the offense was one of those enumerated in Section 21B-80(c) of the School Code or, if the offense was not one of those enumerated, until he or she provides to the State Superintendent of Education:
  - 1) a certified court record of the conviction, to include sentencing information;
  - 2) evidence that at least one year has elapsed since the end of the sentence for the criminal offense, when where "sentence" includes any period of

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supervision or probation that was imposed either alone or in combination with a period of incarceration or, for criminal offenses enumerated in Section 21B-80(b) of the School Code, evidence that at least seven years have elapsed;

- 3) a personal statement that meets the requirements outlined in Section 25.480(a); and
  - 4) character references that meet the requirements outlined in Section 25.480(b) of this Part, in which the authors clearly indicate that they have knowledge of the conviction but can also attest to the individual's good character, as defined in Section 21B-15 of the School Code, and rehabilitation.
- b) The State Superintendent shall review the information submitted pursuant to subsection (a) of this Section and determine whether licensure, license registration, license renewal, license reinstatement or issuance of one or more additional credentials, as applicable, is appropriate, based on whether the offense was one of those enumerated in Section 21B-80 of the School Code, except for subsection (c) of that Section, and, if not, whether the evidence of good character, as defined in Section 21B-15 of the School Code, and rehabilitation provided is convincing when taken together with the gravity of the offense, the individual's age and background at the time of the offense, and any criminal penalty that was imposed.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

## SUBPART G: PARAPROFESSIONALS; OTHER PERSONNEL

**Section 25.550 Approval of Educational Interpreters**

Each educational interpreter who serves students with hearing loss in the public schools shall be of good character, as defined in Section 21B-15 of the School Code [105 ILCS 5]. Each educational interpreter shall be subject to that portion of Section 24-5 of the School Code that requires physical fitness and freedom from tuberculosis as may be required under rules of the Illinois Department of Public Health at 77 Ill. Adm. Code 696 (Control of Tuberculosis Code). Each educational interpreter shall hold a statement of approval from the State Superintendent of Education, which shall be identified as valid either for sign language interpreting or oral transliteration. Each individual who is required to hold a statement of approval shall submit an

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application to the State Superintendent, along with the fee required under Section 21B-40 of the School Code for those applicants who hold a professional educator license and evidence that he or she meets the requirements applicable to the type of approval sought.

- a) Approval Criteria
  - 1) Each applicant for approval as an educational interpreter either for sign language interpreter or oral transliteration shall:
    - A) have completed 60 semester hours of college credit from one or more regionally accredited institutions of higher education; ~~or~~
    - B) hold an associate's degree issued by a regionally accredited institution of higher education; ~~or~~
    - C) hold a high school diploma or its recognized equivalent and have achieved the score identified as passing by the Illinois State Board of Education on one of the examinations for paraprofessionals discussed in Section 25.510(b); or
    - D) hold a high school diploma or its recognized equivalent and have passed the written examination administered by the Registry of Interpreters for the Deaf (RID).
  - 2) Each applicant for approval as a sign language interpreter also shall have:
    - A) attained a rating of Level 3.5 or above on the Educational Interpreter Performance Assessment (EIPA); ~~or~~
    - B) maintained a valid certification from the RID; or
    - C) maintained a valid Illinois Board for Evaluation of Interpreters (IL BEI) Basic Certification or higher issued by the Illinois Deaf and Hard of Hearing Commission.
  - 3) Each applicant for approval for oral transliteration also shall have attained Transliteration Skills Certification at Level 3 or above.

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- 4) If the applicant is unable to provide evidence of meeting one of the criteria set forth in subsection (a)(2), a one-time, interim approval shall be granted if each of the following conditions are met. The interim approval is valid until June 30 following two years of the approval being issued. The provisions of this subsection (a)(4) shall not apply to individuals who held initial approval issued prior to June 30, 2013.
  - A) The applicant shall provide evidence of meeting one of the criteria listed in subsection (a)(1).
  - B) The applicant shall have attained a rating of at least Level 3.0 on the EIPA.
- b) **Validity; Renewal**

Approval shall be valid for five years, subject to the provisions of Section 21B-20 of the School Code, and shall be renewable upon presentation of evidence that, during the five-year period of the approval's validity, the individual has completed 50 clock hours of professional development activities. Sign language interpreter approvals shall be renewed between April 1 and June 30 of each renewal cycle. If the approval is not renewed during this time period it will expire.
- c) **Continuing Professional Development**
  - 1) An individual may accrue clock hours of professional development by participating in conferences, workshops, institutes, seminars, symposia, or other, similar training events that:
    - A) are designed to improve the skills and knowledge of interpreters for the deaf; or
    - B) are organized by an entity that is approved pursuant to Section 25.855 and address educational concerns.
  - 2) An individual may accrue the required clock hours for continuing professional development by completing college coursework that is part of an interpreter training program offered by a regionally accredited institution of higher education or an Illinois community college. Clock hours will be credited based on 1 semester hour of college coursework being equivalent to 15 clock hours of professional development activities.

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- 3) Evidence of Completion
- A) Each individual who will be required to complete professional development as a condition of renewal shall electronically sign a statement of assurance in ELIS attesting to completion of the required activities. For any activity completed under subsection (c)(1), the individual shall retain the evidence of completion form provided by the entity organizing the event.
  - B) As evidence of completion of college coursework, the individual shall retain a grade report or official transcript issued by the institution indicating that he or she has passed the course or courses.
  - C) An educational interpreter who earned continued professional development units (CPDUs) on or before June 30, 2014 shall have those CPDUs converted to clock hours in accordance with Section 25.800(d).
- d) Revocation or Suspension of Approval or other Permissible Sanction  
The provisions of Section 25.510(e) shall apply to the revocation or suspension of approval or other permissible sanction for educational interpreters.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.560 Approval of Interveners for Students Who Are Deaf-Blind**

Each intervener who serves students with Deaf-Blindness in the public schools shall be of good character, as defined in Section 21B-15 of the School Code [105 ILCS 5]. Each intervener shall be subject to that portion of Section 24-5 of the School Code that requires physical fitness and freedom from tuberculosis as may be required under rules of the Illinois Department of Public Health (77 Ill. Adm. Code 696; Control of Tuberculosis Code). Each intervener shall hold a high school diploma or its recognized equivalent and a statement of approval from the State Superintendent of Education, which shall be identified as a valid intervener. Each individual who is required to hold a statement of approval shall submit an application to the State Superintendent, accompanied by the fee required by Section 21B-40 of the School Code and evidence that he or she meets the requirements applicable to the type of approval sought.

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a) Approval Criteria

- 1) Each applicant for approval as an intervener shall:
  - A) have completed 60 semester hours of college credit from one or more regionally accredited institutions of higher education;
  - B) hold an associate's degree issued by a regionally accredited institution of higher education; or
  - C) have achieved the score identified as passing by the State Board of Education on one of the examinations for paraprofessionals discussed in Section 25.510(b).
- 2) Each applicant for intervener shall also demonstrate nationally recognized intervener knowledge and skills competencies by holding a National Intervener Credential/Certificate.

b) Validity; Renewal

Approval shall be valid for five years, subject to the provisions of Section 21B-20 of the School Code, and shall be renewable upon presentation of evidence that, during the five-year period of the approval's validity, the individual has completed 50 professional development (PD) hours. The number of PD hours to be awarded for completion of specific activities shall be as set forth in Section 25.875 of this Part, as applicable. The approval shall be renewed between April 1 and June 30 of each renewal cycle. If the approval is not renewed during this time period it will expire.

c) Continuing Professional Development

- 1) An individual may accrue units of PD in accordance with the provisions of Section 25.875(k) by participating in conferences, workshops, institutes, seminars, symposia or other similar events that:
  - A) are designed to improve the skills and knowledge of interveners; or
  - B) are organized by an entity that is approved pursuant to Section 25.855 or 25.860 and address educational concerns.

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- 2) An individual may accrue the required credit for professional development in accordance with the provisions of Section 25.875(i) by completing college coursework that is part of an intervener training program offered by a regionally accredited institution of higher education or an Illinois community college.
- 3) Evidence of Completion
- A) Along with his or her statement of approval, each individual who will be required to complete PD as a condition of renewal shall record activities completed in ELIS. For any activity completed under subsection (c)(1), the individual shall present the attendance form provided by the entity organizing the event.
- B) As evidence of completion for college coursework, the individual shall present a grade report or official transcript issued by the institution indicating that he or she has passed the course or courses.
- d) Revocation or Suspension of Approval or Other Permissible Sanction  
The provisions of Section 25.510(e) shall apply to the revocation or suspension of approval or other permissible sanctions for interveners.

(Source: Added at 41 Ill. Reg. 8813, effective June 28, 2017)

## SUBPART H: CLINICAL EXPERIENCES

**Section 25.620 Student Teaching**

- a) The SEPLB recognizes and accepts student teaching only when it is earned during the candidate's final year of his or her educator preparation program and conducted in a public school, ~~or~~ a nonpublic school recognized or seeking recognition pursuant to 23 Ill. Adm. Code 425 (Voluntary Registration and Recognition of Nonpublic Schools), or an out-of-state or international school.
- b) Student teaching shall be structured as part of comprehensive field experiences and clinical practice, as a supervised part of a teacher preparation program approved pursuant to Subpart C, and in accordance with the standards referred to in Section 25.115(d).

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- c) Student teaching shall be completed within the grade range and in the area of specialization appropriate to the endorsement sought on the professional educator license. Additional student teaching may occur in areas for which the candidate meets the relevant requirements related to staff qualifications in 23 Ill. Adm. Code 1.
- d) Beginning with student teaching conducted in the 2014-15 school year, student teaching must be done under the active supervision of a cooperating teacher who is licensed and qualified to teach in the area, has three years of teaching experience ~~in a public school or nonpublic school recognized or seeking recognition pursuant to 23 Ill. Adm. Code 425~~, has received a proficient or above performance rating in his or her most recent evaluation, and is directly engaged in teaching subject matter or conducting learning activities in the area of student teaching. The requirements of this subsection (d) do not apply in cases in which the student teacher:
- 1) is serving on an educator license with stipulations endorsed for transitional bilingual educator; or
  - 2) is working in a school that is not legally required to employ teachers with licensure and either has two years of teaching experience at that school or presents to the employer the evidence described in Section 25.25(b) documenting that he or she has two years of teaching experience in one or more other schools in which the chief administrator is required to hold a professional educator license endorsed for either general administrative or principal and the majority of teachers are required to hold a professional educator license endorsed for the grade levels and in the content area in which they are employed; or
  - 3) holds a substitute teaching license and is not subject to the limitations of Section 21B-20(3) of the School Code [105 ILCS 5/~~21B-20(3)~~].
- e) In order for a recognized Illinois teacher education institution to award credit for student teaching, the following requirements must be met.
- 1) The student teacher must be enrolled in a student teaching course at the institution.

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- 2) The school district or nonpublic school and the institution of higher education shall jointly agree to the student teaching placement and the responsibilities of each person to be involved.
  - 3) The school district or nonpublic school shall ensure the requirements of Section 2-3.25o, 10-21.9 or 34-18.5, as applicable to the school district or nonpublic school, have been met.
- f) An individual may receive credit for student teaching or pre-student teaching clinical experiences that are completed during the time for which the individual is paid as a teacher only when the individual:
- 1) holds no educator license issued pursuant to Article 21B of the School Code ~~[105 ILCS 5/Art. 21B]~~ and performs the student teaching or pre-student teaching clinical experiences in a charter school established under Article 27A of the School Code or a nonpublic school recognized or seeking recognition pursuant to 23 Ill. Adm. Code 425; ~~or~~
  - 2) is subject to the authorization for payment stated in Section 25(g) of the Grow Your Own Teacher Education Act [110 ILCS 48/25(g)]; ~~or~~
  - 3) has at least one year of experience in a school or community-based early childhood setting and the student teaching is conducted with his or her current employer and meets the requirements of his or her preparation program; ~~or~~
  - 4) holds an educator license with stipulations endorsed for transitional bilingual educator, career and technical educator, or provisional career and technical educator and works in a school district; or
  - 5) holds only a substitute teaching license and, as an employee of a school district operating under Article 34 of the School Code ~~[105 ILCS 5/Art. 34]~~, is not subject to the limitations of Section 21B-20(3) of the School Code regarding the number of days a substitute teacher may be employed.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

## SUBPART I: ILLINOIS LICENSURE TESTING SYSTEM

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**Section 25.710 Definitions**

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

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

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

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

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

"Scaled score" is the person's test score after the mathematical transformation of the number of test items the person answered correctly to a scale of numbers on which the minimum score, the maximum score, and the passing score are set. For the content-area tests and tests of language proficiency, the minimum scaled score is 100, the maximum score 300, and the passing score 240. For the assessment of professional teaching, the basic skills test and any new content-area test first administered after December 31, 2002, the minimum scaled score is 100, the maximum score 300, and the passing score 240.

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

"Test" or "Tests" refers to the test of basic skills, the assessment of professional teaching, the language proficiency tests, the content-area tests and the teacher performance assessment for the Illinois Licensure Testing System (ILTS).

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The Illinois Licensure Testing System shall consist of the following tests. Beginning with score reports issued after September 30, 2010, "test" or "tests" will also refer to subtests (reading comprehension, writing, language arts and mathematics) of the basic skills test.

## Agricultural Education

Assessment of Professional Teaching (prekindergarten through grade 12) (through August 31, 2020)

Basic Skills (through April 2012)

Reading Comprehension

Language Arts

Mathematics

Writing

Business, Marketing, and Computer Education

Chief School Business Official

Computer Science

Dance

Director of Special Education (~~required beginning July 1, 2005~~)

Drama/Theatre Arts

Early Childhood Education

Early Childhood Special Education

Elementary/Middle Grades (K-9) (through August 31, ~~2018~~2017)

Elementary Education (1-6) (February 2016)

Language and Literacy

Mathematics

Science and Social Science

Fine Arts, Physical Development and Health

English Language Arts

English Language Proficiency

English as a New Language

Family and Consumer Sciences

Foreign Languages

Arabic (~~available in September 2008~~)

Chinese (Cantonese or Mandarin)

French

German

Hebrew

Italian

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Japanese

Korean

Latin

Russian

Spanish

General Administrative (Principal) (through June 30, 2014)

Gifted Education Teacher (beginning September 2014)

Gifted Education Specialist (beginning September 2014)

Guidance (~~through June 30, 2005~~)

Health Education

Health Careers

Learning Behavior Specialist I

Learning Behavior Specialist II/Behavior Intervention Specialist

Learning Behavior Specialist II/Bilingual Special Education Specialist

Learning Behavior Specialist II/Curriculum Adaptation Specialist

Learning Behavior Specialist II/Deaf/Blind Specialist

Learning Behavior Specialist II/Multiple Disabilities Specialist

Learning Behavior Specialist II/Technology Specialist

Learning Behavior Specialist II/Transition Specialist

Library Information Specialist

Mathematics

Middle Grades (5-8) (February 2017)

Middle Grades (5-8) Language Arts (February 2017)

Middle Grades (5-8) Mathematics (February 2017)

Middle Grades (5-8) Social Science (February 2017)

Middle Grades (5-8) Science (February 2017)

Music

Physical Education

Principal (beginning May 1, 2013)

Reading Teacher

Reading Specialist

School Counselor (~~beginning July 1, 2005~~)

School Nurse

School Psychologist

School Social Worker

Sciences

Biology

Chemistry

Earth and Space Science

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Environmental Science  
Physics  
Social Sciences  
Economics  
Geography  
History  
Political Science  
Psychology  
Sociology and Anthropology  
Special Education General Curriculum ([available May 1, 2005](#))  
Speech-Language Pathologist: Nonteaching  
Speech-Language Pathologist: Teaching  
Superintendent  
Teacher of Students who are Blind or Visually Impaired  
Teachers of Students who are Deaf or Hard of Hearing  
Technology Education  
Technology Specialist  
Test of Academic Proficiency (i.e., Illinois' test of basic skills)  
(February 2012)  
Reading Comprehension  
Language Arts  
Mathematics  
Writing  
TPA (required beginning September 1, 2015)  
Transitional Bilingual Education – Language Proficiency  
Arabic  
Assyrian  
Bosnian  
Bulgarian  
Burmese  
Cantonese  
Filipino  
Greek  
Gujarati  
Hindi  
Japanese  
Korean  
Lao  
Lithuanian

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Malayalam  
Mandarin  
Nepali  
Polish  
Russian  
Serbian  
Spanish  
Telegu (Telugu)  
Ukrainian  
Urdu  
Vietnamese  
Visual Arts

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

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

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

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.720 Applicability of Testing Requirement and Scores**

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

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Except as provided in subsections (b)(1) and (2), each candidate seeking an Illinois license (professional educator license or certain educator licenses with stipulations), whether it is his or her first license or a subsequent license, shall be required to pass a test of basic skills authorized under Section 21B-30 of the School Code [105 ILCS 5/~~21B-30~~]. Further, Section 21B-30(c) of the School Code requires candidates in teacher preparation or school support personnel preparation programs to pass this test prior *to starting their student teaching or starting the final semester of their internship*.

- 1) A person who has passed the Illinois test of basic skills as a condition of admittance to an Illinois preparation program approved pursuant to Subpart C or as a condition of participation in student teaching or an internship shall not be required to retake that test when seeking any subsequent endorsements or other educator licenses.
- 2) A person who has passed the Illinois test of basic skills and has been issued an Illinois educator license or any subsequent endorsement on the basis of the test shall not be required to retake the basic skills test when seeking any subsequent endorsements or other educator licenses.
- 3) A person who has passed another state's or country's test of basic skills as a condition of educator certification or licensure in that state or country or admission to a teacher preparation program approved by that state or country shall not be required to take the Illinois basic skills test before receiving a license. (See Section 21B-35 of the School Code.)
- 4) The Illinois test of basic skills will be administered as four separate subtests: reading comprehension, language arts, mathematics and writing.
  - A) Individuals may take all four subtests or any combination of the individual subtests during a single test administration.
  - B) Scores on basic skills subtests can be "banked", and an individual will not be required to take a subtest again once he or she has achieved a passing score on that subtest.
- 5) In lieu of passing the Illinois test of basic skills, a candidate in an Illinois educator preparation program or applicant for an educator license may

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submit for consideration his or her composite score either from the ACT<sup>®</sup> or the SAT<sup>®</sup>, provided that either test must include a writing component.

- A) The State Superintendent shall announce and post on the State Board's website the minimum composite score on each test that will be accepted under this subsection (b)(5).
- i) The minimum composite score to be used for the ACT<sup>®</sup> shall be the average of the college-readiness benchmarks established by ACT<sup>®</sup>, rounded up to the next whole number, or at least 22.
  - ii) The minimum writing score for the ACT<sup>®</sup> administered no later than August 31, 2015 shall be the combined English/Writing score of at least 19. For tests administered September 1, 2015 or later, a writing score shall be a minimum of 16.
  - iii) The minimum writing score for the ACT<sup>®</sup> administered on or after September 10, 2016 shall be 6.
  - iviii) Before March 5, 2016, the~~The~~ minimum composite score for the SAT<sup>®</sup> shall be 1030 and the minimum writing score shall be 450.
  - viiv) On and after March 6, 2016, the minimum composite score (evidence-based reading and writing plus mathematics) for the SAT<sup>®</sup> shall be 1110 and the minimum writing and language test score shall be 26~~The minimum writing score for the SAT<sup>®</sup> shall be 450.~~
- B) The candidate or applicant may apply to the State Board of Education for consideration of his or her ACT<sup>®</sup> or SAT<sup>®</sup> results, using a form provided by the State Superintendent of Education for this purpose. The candidate or applicant shall direct ACT<sup>®</sup> or the College Board to send an official score report of his or her composite score and English/Writing or single writing score, as applicable, to the address provided on the application form.

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C) [A minimum composite score for either the ACT® or SAT® may be achieved by combining multiple subscores from one or multiple test administrations.](#)

- c) Content-Area Tests
- 1) Each candidate seeking an Illinois professional educator license or endorsement on that license, whether his or her first license or endorsement or a subsequent license or endorsement, shall be required to pass a content-area test for each endorsement area for which there is an applicable test (see Section 21B-30(d) of the School Code; also see Section 25.710). Further, Section 21B-30(d) of the School Code requires passage of this test before a candidate begins student teaching or begins serving as a teacher of record. No waivers or exemptions are available.
  - 2) A person who has passed a test of language proficiency, authorized under Section 21B-30 of the School Code, in order to qualify for an educator license with stipulations endorsed for transitional bilingual educator, and received that license shall not be required to retake that test in order to qualify for a bilingual education credential on another professional educator license received later. A person who has passed a test of language proficiency as a condition of admission to an Illinois preparation program also shall not be required to retake that test.
- d) Assessment of Professional Teaching (APT) (Through August 31, 2020)  
In order to complete an educator preparation program, each candidate or out-of-state applicant who has completed his or her student teaching by August 31, 2015 and is seeking his or her first Illinois professional educator license endorsed in a teaching field shall be required to pass the APT relevant to the endorsement sought (see Section 25.710) or, in lieu of passing the APT, may provide evidence of meeting the requirements of subsection (e).
- e) Teacher Performance Assessment (TPA)  
Beginning September 1, 2015, each candidate or out-of-state applicant completing an educator preparation program in a teaching field shall be required to pass the TPA, except as otherwise provided in subsection (d) (see Section 21B-30(f) of the School Code).

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- 1) Each recognized institution offering approved teacher preparation programs shall administer the TPA during a candidate's student teaching experience.
- 2) A person who has *successfully completed an evidence-based assessment of teacher effectiveness*, as required under this subsection (e), *at the time of initial certification or licensure in another state or country shall not be required to complete* the TPA. (See Section 21B-35 of the School Code.)
- f) Except as provided in subsection (c)(2), for each person seeking an Illinois license, no passing score on a content area test or the APT may be more than 10 years old at the time application is made. (See Section 21B-30 of the School Code.) The 10-year period shall be calculated from the date the test was taken to the date of receipt of the application by the State Board of Education. Scores more than 10 years old will not be accepted as part of an application. The 10-year period discussed in this subsection (f) shall apply to each score that forms part of an application received on or after July 16, 2015, as well as any applications pending on, or for which an evaluation is valid as of, that date.
- g) Subject to registration in accordance with the provisions of this Subpart I and the provisions of Section 25.755(g)(1), an individual who has taken a paper-and-pencil test may retake that test during any subsequent, regularly scheduled administration of that test in paper-and-pencil format and may retake that test by computer during any subsequent computer-based test administration.
- h) Subject to registration in accordance with the provisions of this Subpart I and the provisions of Section 25.755(g)(1), an individual who has taken a computer-based test or subtest of the Illinois test of basic skills may retake that test or specific subtest by computer after no fewer than 30 days but also may retake that test or specific subtest during any subsequent, regularly scheduled administration of the test or subtest in paper-and-pencil format.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.755 Cancellation of Scores; Voiding of Scores**

- a) A person shall have the right to cancel his/her test scores. A cancellation request must be submitted in writing and received by the State Superintendent of Education within seven calendar days after the date of the test. However, a

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person's right to cancel his or her scores shall be superseded by the right of the State Superintendent of Education to void scores when subsection (b) or (c) applies.

- b) A person's scores will be voided by the State Superintendent ~~of Education~~ due to violation by the person of any of the conditions of testing enumerated in Section 25.750(g) and (k).
- c) The State Superintendent ~~of Education~~ will also void any affected test score in situations such as, but not limited to, the following:
  - 1) any person taking the test violates any of the rules of test participation or terms, conditions, or policies stated in the current ILTS registration bulletin and website, having the purpose or effect of:
    - A) giving any person taking the test an unfair advantage over other examinees;
    - B) affecting, either positively or negatively, the performance of any person taking the test; or
    - C) representing the performance of the named registered examinee by the performance of another person;
  - 2) there is any testing irregularity that calls into question:
    - A) the accuracy of the test scores as measures of the actual performances of the examinees; or
    - B) the validity of the test scores as measures of the performances of the examinees in light of the conditions and circumstances under which the test was administered.
- d) The State Superintendent ~~of Education~~ shall notify the person of the action taken within six weeks after the test date. If any person's test materials reveal irregularities that warrant further investigation, the State Superintendent shall forward those materials, including the person's thumbprint, fingerprint, or palm print, as applicable, to the appropriate law enforcement authority and shall notify the affected person within ten days after taking that action. The State

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Superintendent ~~of Education~~ may require the person to provide a thumbprint or alternate print, if applicable, to the appropriate law enforcement authority for comparison with that provided on the personalized answer document and may void the test score earned by a person who refuses to do so.

- e) No refund will be given to any person whose score is cancelled or voided.
- f) If a score is cancelled or voided for any reason, it will not be reported or entered on any records. Cancellation of an individual's score shall not limit his or her right to retake the test. Voiding of an individual's score shall not limit his or her right to retake the test unless subsection (g) applies.
- g) In some instances, scores are voided for reasons that render individuals ineligible for licensure in Illinois. When an individual is found to have violated a condition of testing with the intent of falsifying his or her identity or unfairly affecting his or her performance in the current or a future test administration, the violation shall be taken as evidence that the individual is not of good character as required by Section 21B-15 of the School Code [105 ILCS 5/~~21B-15~~].
  - 1) In addition to voiding of the person's score on the test at which the violation occurred, any other score achieved by the person during the same test administration shall be voided, and the individual shall be ineligible for any future licensure testing in Illinois.
  - 2) A person who is subject to this subsection (g) shall be ineligible to receive any educator license in Illinois.
  - 3) If a person who is the subject to this subsection (g) already holds an Illinois license, the State Superintendent ~~of Education~~ may initiate the suspension or revocation of that license as provided in Section 21B-75 of the School Code [~~105 ILCS 5/21B-75~~].
  - 4) For violations of subsection (g)(1) or (g)(2) occurring on or after March 1, 2017, a person subject to this subsection (g) may appeal those prohibitions to the State Superintendent in writing. The person will be required to submit supplemental documentation for review as set forth in Section 25.480 and shall be subject to the credibility hearing process in that Section. A review conducted for this purpose shall make conclusions whether the person shall be allowed to participate in future licensure

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testing in Illinois and whether the person shall be eligible to receive an educator license in Illinois.

- h) In the instances described in subsection (g), records of the individuals' test responses may be maintained by the testing contractor and by the State Board of Education~~ISBE~~ for further investigation. In all other cases when scores are cancelled or voided, examinees' answer documents, including electronic media, will be destroyed and will be irretrievable.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

## SUBPART J: RENEWAL OF PROFESSIONAL EDUCATOR LICENSES

**Section 25.800 Professional Development Required (Beginning July 1, 2014)**

- a) Pursuant to Section 21B-45 of the School Code [105 ILCS 5/21B-45], renewal of professional educator licenses endorsed in a teaching, administrative or school support personnel field or an educator license with stipulations endorsed for chief school business official (see Section 21B-20 of the School Code) is contingent upon licensees' presentation of proof of professional development activities. For the purposes of this Subpart J, "5-year renewal cycle" for any license shall include July 1 following the license's issuance through~~the time from the date the license was initially issued to~~ June 30 following five years of the license being issued and every five years thereafter, regardless of whether the total validity period exceeds five years. Any portion of an additional year beyond five years that is included in the 5-year renewal cycle shall not increase the amount of professional development that a licensee is required to complete. If a licensee earns more than the required number of professional development hours during a renewal cycle, the additional hours earned between April 1 and June 30 of the last year of the renewal cycle may be carried over and applied to the next renewal cycle. Illinois Administrators' Academy courses or hours earned in those courses may not be carried over.
- b) Except as provided in Section 25.880 and in subsection (c) of this Section, renewal of an individual's professional educator license shall require the licensee's completion of professional development activities sufficient to satisfy the requirements of Section 21B-45 of the School Code. Each licensee shall:

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- 1) enter the information required by Section 21B-45(e) of the School Code into [the Educator Licensure Information System \(ELIS\)](#)~~ELIS~~ prior to renewal for each activity completed; and
  - 2) present the evidence of completion upon request by the regional superintendent or a representative of the State Board of Education or if required as part of an appeal under this Subpart J.
- c) Professional Educator License Endorsed for School Support Personnel
- 1) Any licensee who holds a professional educator license endorsed for school support personnel *who is employed and performing services in Illinois public schools and who holds an active and current professional license issued by the Department of Financial and Professional Regulation related to his or her school support personnel endorsement area* may renew his or her professional educator license by paying only the registration fees required under Section 21B-40 of the School Code. (See Section 21B-45(l) of the School Code.) For purposes of this subsection (c), "related to" a school support personnel area shall be:
    - A) for a school counselor, a license issued under the Professional Counselor and Clinical Professional Counselor Licensing and Practice Act [225 ILCS 107];
    - B) for a marriage and family therapist, a license issued under the Marriage and Family Therapist Licensing Act [225 ILCS 55];
    - C) for a school psychologist, a license issued under the Clinical Psychologist Licensing Act [225 ILCS 15];
    - D) for a school speech and language pathologist (school support personnel endorsement only (i.e., nonteaching)), a license issued under the Illinois Speech-Language Pathology and Audiology Practice Act [225 ILCS 110];
    - E) for a school nurse, a license issued under the Nurse Practice Act [225 ILCS 65]; and

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- F) for a school social worker, a license issued under the Clinical Social Work and Social Work Practice Act [225 ILCS 20].
- 2) Upon application for renewal of a professional educator license endorsed in school support personnel, the licensee shall indicate in ELIS whether he or she holds a current and active professional license listed in subsection (c)(1) and electronically sign an assurance that the professional development requirements for that license were met.
- 3) Any licensee who holds the professional educator license endorsed for school support personnel and does not hold one of the other professional licenses listed in subsection (c)(1) shall complete 120 hours of professional development activities and meet all other requirements for educator licensure renewal set forth in this Subpart J.
- 4) Any licensee who holds a professional educator license endorsed in a teaching field and for speech-language pathologist but does not hold a school support personnel endorsement shall complete 120 hours of professional development activities and meet all other requirements for educator licensure renewal set forth in this Subpart J regardless of whether he or she also holds a current and active professional license identified in subsection (c)(1)(D).
- d) Credit for CPDUs Earned Prior to July 1, 2014  
Any licensee who earned continuing professional development units (CPDUs) by completing any of the activities listed in Section 25.875 prior to July 1, 2014 shall have those CPDUs converted to clock hours as set forth in this subsection (d) and have those CPDUs credited to the 5-year renewal cycle during which the CPDUs were completed. For each subsequent 5-year renewal cycle, the licensee shall meet the applicable requirements of Section 25.805. Any licensee who earned CPDUs prior to July 1, 2014 and has not entered those into ELIS shall do so by using the conversion set forth in this subsection (d).
- 1) One CPDU earned shall equal one clock hour of professional development activities.
- 2) One semester hour of college coursework related to education from a regionally accredited institution (i.e., completion of an advanced degree, receipt of a subsequent endorsement, completion of coursework in an

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undergraduate or graduate program) shall equal 15 clock hours of professional development activities.

- 3) Except as provided in subsection (e)(7) or (e)(8), if the total credit received in the conversion from CPDUs to clock hours is fewer than 120 clock hours, the licensee shall complete a sufficient number of professional development activities, as required under Section 21B-45 of the School Code and this Subpart J, as may be necessary to reach 120 clock hours before the end of his or her 5-year renewal cycle.
- e) Credit for Certain Activities Completed Prior to September 1, 2014  
Certain activities completed before August 31, 2014 shall qualify a licensee as meeting all or a portion of the 120 clock hours of professional development required and shall be attributed to the 5-year renewal cycle in which the activity was completed. For each subsequent 5-year renewal cycle, the licensee shall meet the applicable requirements of Section 25.805. Any licensee who earned credit for activities completed prior to September 1, 2014 shall enter his or her completed credit into ELIS by noting the activity completed and the credit earned, as set forth in this subsection (e).
- 1) Completion of all requirements for an advanced degree from a regionally accredited institution in an education-related field may be used to fulfill 120 clock hours of professional development. The degree must be conferred no later than December 31, 2014 in order to qualify under this subsection (e)(1).
  - 2) Completion of all required activities in pursuit of certification or recertification by the National Board for Professional Teaching Standards (NBPTS) may be used to fulfill 120 clock hours of professional development.
  - 3) Receipt of a subsequent Illinois endorsement on a professional educator license may be used to fulfill 120 clock hours of professional development. The endorsement must be issued no later than December 31, 2014 to qualify under this subsection (e)(3).
  - 4) Becoming "highly qualified" in an additional teaching area may be used to fulfill 120 clock hours of professional development. The criteria applicable to Illinois teachers and the required evidence of completion

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shall be as set forth in Appendix D. Each individual using this option shall have completed at least some portion of the requirements in the additional field during the 5-year renewal cycle to which the professional development credit is attributed.

- 5) Successful completion of four semester hours of graduate-level coursework on the assessment of one's own performance in relation to the Illinois Professional Teaching Standards may be used to fulfill 120 hours of professional development, provided that the coursework was approved by the State Superintendent of Education; offered by a regionally accredited institution of higher education, either in partnership with a teachers' association or union or with a regional office of education, or by another entity authorized to issue college credit; and included demonstration of performance through the activities listed in this subsection (e)(5) for each of the Illinois Professional Teaching Standards set forth in 23 Ill. Adm. Code 24 (Standards for Illinois Teachers).
  - A) Observation, by the course instructor or another experienced teacher, of the teacher's classroom practice for the purpose of identifying and describing how the teacher:
    - i) made content meaningful for students;
    - ii) motivated individuals and the group and created an environment conducive to positive social interactions, active learning and motivation;
    - iii) used instructional strategies to encourage students' development of critical thinking, problem-solving and performance;
    - iv) communicated using written, verbal, nonverbal and visual communication techniques; and
    - v) maintained standards of professional conduct and provided leadership to improve students' learning.
  - B) Review and analysis by the course instructor or another experienced teacher of written documentation prepared by the

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teacher for at least two lessons that provides evidence of classroom performance related to the Illinois Professional Teaching Standards, with an emphasis on how the teacher:

- i) used his or her understanding of students, assessment data and subject matter to determine learning goals;
  - ii) designed or selected activities and instructional materials and aligned instruction to the relevant Illinois Learning Standards set forth in 23 Ill. Adm. Code 1.Appendix D;
  - iii) adapted or modified curriculum to meet individual students' needs; and
  - iv) sequenced instruction and designed or selected student assessment strategies.
- C) Demonstration of professional expertise on the part of the teacher in reflecting on his or her practice in terms of teaching strengths, weaknesses and implications for improvement according to the Illinois Professional Teaching Standards.
- 6) Successful completion of four semester hours of graduate-level coursework in preparation for meeting the requirements for certification by the National Board for Professional Teaching Standards (NBPTS) may be used to fulfill 120 clock hours of professional development, provided that the coursework was approved by the State Superintendent of Education; offered by a regionally accredited institution of higher education, either in partnership with a teachers' association or union or with a regional office of education, or by another entity authorized to issue college credit; and addressed the five core propositions of NBPTS and relevant standards through the activities described in subsection (e)(5), except that references to the Illinois Professional Teaching Standards shall be understood to mean NBPTS.
- 7) A licensee who holds a master's degree in an education-related field reduces the 120 clock hours of professional development required by 40 clock hours.

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- 8) A licensee who holds a second master's degree, an education specialist or a doctorate in an education-related field or who has attained NBPTS master teacher designation reduces the 120 clock hours of professional development required by 80 clock hours.
- 9) A licensee with a school support personnel endorsement who holds one of the certifications specified in this subsection (e)(9) shall be deemed to have satisfied the continuing professional development requirements.
- A) Nationally Certified School Psychologist from the National School Psychologist Certification Board;
  - B) Nationally Certified School Nurse from the National Board for Certification of School Nurses;
  - C) Nationally Certified Counselor from the National Board for Certified Counselors; or
  - D) Certificate of Clinical Competence from the American Speech-Language-Hearing Association.
- f) Holders of a professional educator license who are working solely in a substitute teaching capacity are not subject to the requirements of Section 21B-45 of the School Code or this Subpart J.
- g) The ending date of the licensee's 5-year renewal cycle in effect on July 1, 2014 is not changed by the provisions of this Subpart J.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.840 Appeals to the State Educator Preparation and Licensure Board**

- a) A licensee may appeal the lapse of his or her license for~~The State Superintendent's decision to not renew a license due to the licensee's failure to complete renewal requirements may be appealed to the SEPLB. 1)The notice of nonrenewal shall be sent to the licensee by certified mail, return receipt requested.2)The licensee shall submit his or her request for an appeal by certified mail, return receipt requested, no later than~~ September 30 of the year the license lapsed~~days after the date of receipt of the notice of nonrenewal.~~ The appeal

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request shall be sent to the State Educator Preparation and Licensure Board, 100 North First Street, Springfield, Illinois 62777-0001.

- b) Within 90 days after receipt of an appeal submitted pursuant to subsection (a), the SEPLB may hold an appeal hearing or make a recommendation based on a review of the record, as enumerated in Section 21B-45(m) of the School Code. If a hearing is to be held, the Board shall notify the licensee of the date, time and place of the hearing.
- 1) The licensee shall submit to the SEPLB any additional information as the SEPLB determines is necessary to decide the appeal.
  - 2) If a hearing is held, the SEPLB may request that the licensee appear before it. The licensee shall be given at least ten days' notice of the date, time and place of the hearing.
  - 3) In verifying whether the licensee has met the renewal criteria set forth in Section 21B-45 of the School Code and this Subpart J, the SEPLB shall consider:
    - A) *the regional superintendent of education's rationale for recommending nonrenewal of the license, if applicable;*
    - B) *any evidence submitted to the State Superintendent along with the individual's electronic statement of assurance for renewal provided in ELIS; and*
    - C) *the State Superintendent's rationale for nonrenewal of the license. (See Section 21B-45(m)(2) of the School Code.)*
- c) The SEPLB shall notify the licensee of its decision regarding license renewal no later than 30 days after reaching a decision as set forth in Section 21B-45(m) of the School Code. Upon receipt of notification of renewal, the licensee, using ELIS, shall pay the applicable registration fee. If the decision is not to renew the individual's license, the notification shall state the reasons for that decision.
- d) An individual whose license is not renewed because of his or her failure to complete professional development in accordance with this Subpart J may reinstate the license once that license has lapsed (i.e., September 1 of the year in

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which the license expired) if he or she has;

- 1) paid any accumulated registration fees, including registration fees owed;
  - 2) either paid the penalty or completed the coursework required under Section 21B-45 of the School Code, the latter of which shall not be counted as both satisfying the penalty and meeting the professional development owed; and
  - 3) presented evidence of completing the balance of the professional development activities that were required for renewal of the license previously held.
- e) The SEPLB shall not renew any license if information provided on the application makes the holder subject to the requirements of any of Sections 25.485 through 25.491 of this Part. Any disciplinary action taken against a licensee under any of those Sections shall be in accordance with the rules of the State Board of Education for Contested Cases and Other Formal Hearings (23 Ill. Adm. Code 475). The decision of the State Board of Education is a final administrative decision and shall be subject to administrative review as set forth in Section 21B-90 of the School Code ~~[105 ILCS 5/21B-90]~~.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.855 Approval of Professional Development Providers**

A licensee may not receive credit for professional development activities completed for the purpose of renewing the professional educator license with respect to activities offered by entities that are not approved under Section 21B-45(g) of the School Code [\[105 ILCS 5\]](#) or this Subpart J. The State Superintendent of Education shall post by July 1 of each year a list of the entities approved for this purpose.

- a) Any provider, other than those listed in subsection (b), that received approval to offer educator preparation programs prior to July 1, 2014 may continue to offer professional development activities until December 31, 2014, provided those activities conform to the requirements of Section 21B-45 of the School Code and this Subpart J. Starting January 1, 2015, a provider meeting the requirements of subsection (c) must be granted approval under this Section in order to continue to serve as an approved provider for license renewal purposes.

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- b) In accordance with Section 21B-45(g), the entities listed in this subsection (b) are deemed approved to provide professional development activities for the renewal of the professional educator license. No further approval is necessary.
- 1) The State Board of Education;
  - 2) Regional offices of education and intermediate service centers;
  - 3) Regionally accredited institutions of higher education that have been approved under Subpart C to offer educator preparation programs;
  - 4) Illinois public school districts;
  - 5) Charter schools authorized under Article 27A of the School Code ~~[105 ILCS 5/Art. 27A]~~;
  - 6) Joint education programs established under Article 10 of the School Code ~~[105 ILCS 5/Art. 10]~~ for the purposes of providing special education services or career and technical education; and
  - 7) Any other entity as identified in Section 21B-45(g) of the School Code.
- c) An Illinois professional association that represents one of the groups of educators listed in this subsection (c) may be approved as a provider under this Section. (See Section 21B-45(g)(3) of the School Code.) For purposes of this subsection (c), "represents" means advocating for a group or advocating for or representing a group's interests in local, State or federal legislative processes; acting for, in place of, or on behalf of a group; and/or serving as a spokesman, proxy or attorney for a group. "Represent" also shall refer to Illinois professional associations whose primary purpose is to provide support to or promote the goals of a group of educators or conduct research about issues of interest to a group. An eligible Illinois professional association shall represent one or more of the following:
- 1) School administrators holding Illinois educator licensure;
  - 2) Principals holding Illinois educator licensure;
  - 3) School business officials serving in Illinois public schools;

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- 4) Teachers holding Illinois educator licensure (e.g., special education teachers, bilingual education teachers, early childhood teachers, career and technical educators, teachers in various content areas);
  - 5) Boards of education established under Article 10 or Article 34 of the School Code;
  - 6) Illinois public school districts;
  - 7) Parents of students enrolled in Illinois public schools; or
  - 8) School support personnel holding Illinois educator licensure.
- d) Each association eligible under subsection (c) wishing to receive approval shall submit an application in a format specified by the State Board of Education that shall include:
- 1) evidence that the professional development activities to be provided will align to the Standards for Professional Learning (2011) promulgated by Learning Forward, 504 South Locust Street, Oxford OH 45056 and posted at <http://learningforward.org/>;
  - 2) a description of the intended offerings in terms of relevant State learning standards to be addressed, including identification of the expected effect on student achievement or school improvement that will result from the skills and knowledge the licensee is expected to acquire from the activity;
  - 3) a description linking the professional development activities to one or more of the purposes listed in Section 21B-45(h) of the School Code, which are to:
    - A) *increase the knowledge and skills of school and district leaders who guide continuous professional development;*
    - B) *improve the learning of students;*
    - C) *organize adults into learning communities, the goals of which are aligned to those of the school and district;*

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- D) *deepen educator's content knowledge;*
  - E) *provide educators with research-based instructional strategies to assist students in meeting rigorous academic standards;*
  - F) *prepare educators to appropriately use various types of classroom assessments;*
  - G) *use learning strategies appropriate to the intended goals;*
  - H) *provide educators with the knowledge and skills to collaborate;*  
and
  - I) *prepare educators to apply research to decision-making;*
- 4) the qualifications and experience the provider will require of presenters to be assigned in each area;
  - 5) the mode of delivery of the professional development; and
  - 6) assurances that the requirements of subsection (e) will be met.
- e) Each provider approved to issue credit for professional development activities under Section 21B-45 of the School Code and this Section shall:
- 1) verify attendance at its professional development activities, provide to participants the standard forms referred to in Section 25.865, and require completion of the evaluation form;
  - 2) maintain participants' evaluation forms for a period of not less than ~~six~~three years and make them available for review upon request by staff of the State Board of Education; and
  - 3) maintain attendance records for each event or activity it conducts for a period of not less than six years.
- f) Applicants may be asked to clarify particular aspects of their materials.

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- g) The State Superintendent of Education shall respond to each application for approval no later than 45 days after receiving it.
- h) A provider shall be approved to issue credit for clock hours completed in increments of at least a quarter hour for a given type of activity only if the provider's application provides evidence that:
- 1) the activities it sponsors or conducts will be developed and presented by persons with education and experience in the applicable content areas; and
  - 2) there is an apparent correlation between the proposed content of the professional development activities, the relevant standards set forth in Section 25.115(e), and one or more of the criteria set forth in Section 21B-45(d) of the School Code and Section 25.805(a) of this Part.
- i) A provider not approved under this Section may work with any provider listed under subsection (b) to offer professional development activities.
- j) Approval of a provider shall be valid until June 30 following the approval's being in effect for ~~five~~<sup>two</sup> years. Continuation of that approval in year ~~5~~<sup>2</sup> shall be contingent upon the State Superintendent receiving no evidence of noncompliance with the requirements of this Subpart J.
- ~~k) To request renewal of approval, a provider shall, by no later than March 1 of the year of expiration, submit an application in a format specified by the State Board of Education containing:~~
- ~~1) a description of any significant changes in the material submitted as part of its approved application, which shall include changes in the courses' sequence, content, materials used, assessments, outcomes or purpose; or~~
  - ~~2) a certification that no significant changes of the type outlined in subsection (k)(1) have occurred.~~

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

**Section 25.865 Awarding of Credit for Activities with Providers**

The State Board of Education shall develop the requirements for standard forms that shall be

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used by approved providers. These forms shall serve two purposes: evaluation of the activity by the licensee and evidence of completion for the licensee with respect to the activity. The State Board of Education shall make available information about the required format and contents of these forms so that providers may generate them for their own use.

- a) This form shall be provided to each participant who completes the activity, who shall maintain it as evidence of completion of the professional development activity. In the case of a conference, workshop or other event having more than one session, the sessions in whole~~each session~~ shall be considered an "activity" for purposes of this Section. The providers shall maintain sign-in sheets for each activity.
- b) The provider shall complete the standard form to indicate the title, time, date, location, nature of the event and clock hours of credit earned (i.e., in increments of a quarter hour). Alternately, a provider may accept an official transcript in place of the standard form as evidence of completion of coursework at a regionally accredited institution of higher education that is not approved under Section 25.855.
- c) If the licensee's records are audited pursuant to Section 21B-45(j) of the School Code and Section 25.860 of this Part, credit for professional development activities claimed shall be affirmed only when the standard form is presented.

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

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**Section 25.APPENDIX E Endorsement Structure Beginning July 1, 2013**

Section 25.100 explains the endorsements issued on the professional educator license and the availability of any content-specific endorsements (previously called "designations"). The relevant provisions of Section 25.100(d) shall apply in cases in which no test is available (see Section 25.710). Any individual holding only an endorsement available prior to July 1, 2004 that was not exchanged for an endorsement available after that date, and, as applicable, content-area endorsement, is limited to teaching only the content encompassed by the endorsement issued prior to July 1, 2004.

Endorsements Currently Available	Content-specific Endorsements Currently Available	Endorsements, with Designations, as applicable, Issued July 1, 2004 until July 1, 2013	Endorsements Issued Prior to July 1, 2004
Fundamental Learning Areas			
English Language Arts	None	English Language Arts	English Journalism Language Arts Speech
Reading Teacher	None	Reading Teacher	Reading
Reading Specialist	None	Reading Specialist	Reading
Mathematics	None	Mathematics	Mathematics
Science – Content-specific Endorsement Required	Science – Biology Science – Chemistry Science – Earth and Space Science Science – Environmental Science Sciences – Physics	Science endorsement with designations for:  Biology Chemistry Earth and Space Science Environmental Science Physics	Biological Science/Biology Botany Physiology Zoology Chemistry Aerospace Astronomy Earth Science Geology Physical Geography/

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Endorsements Currently Available	Content-specific Endorsements Currently Available	Endorsements, with Designations, as applicable, Issued July 1, 2004 until July 1, 2013	Endorsements Issued Prior to July 1, 2004
			Physiography Biological Science Physical Science General Science Physics
Social Sciences – Content-specific Endorsement Required	Social Sciences – Economics Social Sciences – Geography Social Sciences – History Social Sciences– Political Science Social Sciences – Psychology Social Sciences – Sociology and Anthropology	Social Sciences endorsement with designations for:  Economics Geography History Political Science Psychology Sociology and Anthropology	Economics Geography U.S. History World History Political Science Psychology Anthropology Sociology
Physical Education	None	Physical Education	Physical Education
Health Education	None	Health Education	Health Education
Dance	None	Dance	Dance
Drama/Theatre Arts	None	Drama/Theatre Arts	Theatre and Drama
Music	None	Music	Music Instrumental Music Vocal Music
Visual Arts	None	Visual Arts	Art
Foreign Languages – Content-specific Endorsement Required	Foreign Languages – Arabic Foreign Languages – Chinese (Cantonese or Mandarin) Foreign Languages –	Foreign Languages endorsement with designations for:  Arabic <del>(2008)</del>	Arabic Cantonese, Mandarin French German Hebrew Italian

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Endorsements Currently Available	Content-specific Endorsements Currently Available	Endorsements, with Designations, as applicable, Issued July 1, 2004 until July 1, 2013	Endorsements Issued Prior to July 1, 2004
	French Foreign Languages – German Foreign Languages – Hebrew Foreign Languages – Italian Foreign Languages – Japanese Foreign Languages – Korean Foreign Languages – Latin Foreign Languages – Russian Foreign Languages – Spanish  Other foreign languages, provided the candidate meets the requirements of Section 25.100(i).	Chinese (Cantonese or Mandarin) French German Hebrew Italian Japanese Korean Latin Russian Spanish  Other foreign languages, provided the candidate completed a major in the foreign language designated.	Japanese Korean Latin Russian Spanish  Other foreign languages, as applicable
Additional Teaching Fields			
Agricultural Education	None	Agricultural Education	Agricultural Business and Management Agriculture Agricultural Power and Machinery Horticulture Agricultural Resources

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Endorsements Currently Available	Content-specific Endorsements Currently Available	Endorsements, with Designations, as applicable, Issued July 1, 2004 until July 1, 2013	Endorsements Issued Prior to July 1, 2004
Business, Marketing, and Computer Education – Content-specific Endorsement Optional	Business Computer Programming	Business, Marketing, and Computer Education endorsement with a designation for:  Business Computer Programming	Accounting Basic Business Business Computer Programming Business/Marketing/Management Information Processing Information Processing/Secretarial Marketing
Computer Applications	None	Computer Applications	Computer Applications
Computer Science	None	Computer Science	Computer Science
Family and Consumer Sciences – Content-specific Endorsement Required	Family and Consumer Sciences – Apparel and Textiles Family and Consumer Sciences – Living Environments Family and Consumer Sciences – Nutrition, Wellness, and Hospitality	Family and Consumer Sciences endorsement with designations for:  Apparel and Textiles Living Environments Nutrition, Wellness, and Hospitality	Child and Day Care Services Consumer Education and Resource Management Fashion and Clothing Services Food and Nutrition Services Home Economics Institutional and Home Management Services Interior Furnishings Services/Living Environments Interpersonal, Family Relationships, Parenting

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Endorsements Currently Available	Content-specific Endorsements Currently Available	Endorsements, with Designations, as applicable, Issued July 1, 2004 until July 1, 2013	Endorsements Issued Prior to July 1, 2004
Health Careers	None	Health Careers	Health Occupations
Gifted Education Teacher	None	None	None
Gifted Education Specialist	None	None	None
Teacher Leader	None	Teacher Leader	None
Technology Education	None	Technology Education	Industrial Technology Education Construction Electronics Graphic Communications Transportation Manufacturing Industrial Technology Public Service Drafting/Design Autobody Repair Heating, Ventilation, and Air Conditioning
Technology Specialist	None	Technology Specialist	Computer Technology Instructional Technology
Library Information Specialist	None	Library Information Specialist	Media
Safety and Driver Education	None	Safety and Driver Education	Safety and Driver Education
Bilingual Education	Bilingual Education – Target Language	Bilingual Education endorsement with a designation for:  Target Language	Bilingual Education with a Target Language Designation

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Endorsements Currently Available	Content-specific Endorsements Currently Available	Endorsements, with Designations, as applicable, Issued July 1, 2004 until July 1, 2013	Endorsements Issued Prior to July 1, 2004
English as a New Language (ENL) – Content-specific Endorsement Optional (secondary or K-12)	ENL – Bilingual Education (language-specific)	ENL endorsement with a designation for:  Bilingual Education (language-specific)	Bilingual Education English as a Second Language
English as a Second Language (ESL)	None	ESL	ESL
Middle School (departmentalized)	Subject-specific	Middle School endorsement with subject specific designations	Middle-Grades Junior High School
Middle Grades (grades 5-8) (February 2018)	Subject-specific	Middle School (departmentalized)	Middle Grades Junior High School
Elementary			
Self-Contained General Education (grades K-9)	None	Self-Contained General Education	Self-Contained General Education
Self-Contained General Education (grades 1-6)	None	None	None
Early Childhood			
Early Childhood Special Education	None	Early Childhood Special Education	
Early Childhood Prekindergarten and Self-Contained General Education	None	Early Childhood Self-Contained General Education	Early Childhood

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Endorsements Currently Available	Content-specific Endorsements Currently Available	Endorsements, with Designations, as applicable, Issued July 1, 2004 until July 1, 2013	Endorsements Issued Prior to July 1, 2004
(kindergarten-grade 3)			
Special Education			
Learning Behavior Specialist I (LBS I)	None	LBS I	LBS I
Learning Behavior Specialist II – Content-specific Endorsement Required	LBS II/Transition Specialist LBS II/Technology Specialist LBS II/Bilingual Special Education Specialist LBS II/Deaf-Blind Specialist LBS II/Behavior Intervention Specialist LBS II/Curriculum Adaptation Specialist LBS II/Multiple Disabilities Specialist	An LBS II endorsement with designations for:  LBS II/Transition Specialist LBS II/Technology Specialist LBS II/Bilingual Special Education Specialist LBS II/Deaf-Blind Specialist LBS II/Curriculum Adaptation Specialist LBS II/Multiple Disabilities Specialist	LBS II/Transition Specialist LBS II/Technology Specialist LBS II/Bilingual Special Education Specialist LBS II/Deaf-Blind Specialist LBS II/Behavior Intervention Specialist LBS II/Curriculum Adaptation Specialist LBS II/Multiple Disabilities Specialist
Speech-Language Pathologist (teaching)	None	Speech-Language Pathologist	Speech-language impaired
Teacher of Blind or Visually Impaired	None	Blind or Visually Impaired	Blind or partially sighted
Teacher of Deaf or Hard of Hearing	None	Deaf or Hard of Hearing	Hearing Impaired

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Endorsements Currently Available	Content-specific Endorsements Currently Available	Endorsements, with Designations, as applicable, Issued July 1, 2004 until July 1, 2013	Endorsements Issued Prior to July 1, 2004
Administrative			
Chief School Business Official	None	Chief School Business Official	Chief School Business Official
Director of Special Education	None	Director of Special Education	Director of Special Education
General Administrative (through June 30, 2014)	None	General Administrative	General Administrative
Principal (2013)	None	General Administrative	General Administrative
Superintendent	None	Superintendent	Superintendent
<u>Supervisory – endorsement area (special education only and school support personnel)</u>	<u>None; see Section 25.497 of this Part</u>	<u>Supervisory – endorsement area</u>	<u>Supervisory</u>
Teacher Leader	None	Teacher Leader	None
School Support Personnel			
School Counselor	None	School Counselor	Guidance
School Nurse	None	School Nurse	School Nurse
School Psychologist	None	School Psychologist	School Psychologist
School Social Worker	None	School Social Worker	School Social Worker
Speech-Language Pathologist (non-teaching)	None	Non-Teaching Speech-Language Pathologist	Non-Teaching Speech-Language Pathologist
<u>Supervisory – endorsement area (special education</u>	<u>None; see Section 25.497 of this Part.</u>	<u>Supervisory – endorsement area</u>	<u>Supervisory</u>

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Endorsements Currently Available	Content-specific Endorsements Currently Available	Endorsements, with Designations, as applicable, Issued July 1, 2004 until July 1, 2013	Endorsements Issued Prior to July 1, 2004
<del>only and school support personnel)</del>			

(Source: Amended at 41 Ill. Reg. 8813, effective June 28, 2017)

## DEPARTMENT OF HUMAN SERVICES

## NOTICE OF EMERGENCY AMENDMENT

- 1) Heading of the Part: Maternal and Child Health Services Code
- 2) Code Citation: 77 Ill. Adm. Code 630
- 3) Section Number: 630.130                      Emergency Action: Amendment
- 4) Statutory Authority: Implementing the Developmental Disability Prevention Act [410 ILCS 250], the Lead Poisoning Prevention Act [410 ILCS 45], the Phenylketonuria Testing Act [410 ILCS 240], the Autopsy Act [410 ILCS 505], the Infant Mortality Reduction Act [410 ILCS 220], the Problem Pregnancy Health Services and Care Act [410 ILCS 230], and the Illinois Family Case Management Act [410 ILCS 212], and authorized by Section 2310-25 of the Civil Administrative Code of Illinois [20 ILCS 2310/2310-25].
- 5) Effective Date of Rule: June 28, 2017
- 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: This emergency amendment will expire at the end of the 150-day period, or upon adoption of permanent rules, whichever comes first.
- 7) Date Filed with the Index Department: June 28, 2017
- 8) A copy of the adopted rule, including any material incorporated by reference, is on file in the Agency's principal office and is available for public inspection.
- 9) Reason for Emergency: The emergency rulemaking will allow for providers to continue serving the target population. Indirect costs can constitute a significant portion of a provider's budget. Due to ongoing budgetary constraints, providers are struggling to maintain their services due to the lack of reimbursement for indirect costs. The Department finds that the rule as it currently exists, not to allow reimbursement for indirect costs, is a threat to health, safety, and public interest because providers may stop serving the target population. If the Part is not revised by July 1, 2017, then an almost 3000-4000 eligible pregnant women, infants, and children could be affected by the Family Case Management program. Also, 126 pregnant women could be impacted and denied services by the Better Birth Outcomes program.
- 10) A Complete Description of the Subject and Issues Involved: 77 Ill. Adm. Code 630.130 specifies what costs are allowable and not allowable by providers of Maternal and Child

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Health Services. The providers include County Health Departments, City and District Health Departments, Federally Qualified Health Centers, Community Based Organizations, Universities, and Hospitals. These providers coordinate services under the Family Case Management and Better Birth Outcome programs. The Family Case Management program provides services to Medicaid pregnant women and infants; high risk children ages 0 to 24 months, and eligible DCFS pregnant and parental wards and children ages 0 – 5 years. Better Birth Outcomes serves pregnant women identified by HFS as having previous history of high cost births with pregnancy complications and, or poor birth outcomes where case management interventions will/could impact current pregnancy outcomes. 77 Ill. Adm. Code 630.130(b)(5) does not allow these providers to submit indirect costs for reimbursement. The rulemaking will allow providers to submit indirect costs for reimbursement.

- 11) Are there any other rulemakings pending on this Part? No
- 12) Statement of Statewide Policy Objective: This rulemaking does not create or expand a State mandate.
- 13) Information and questions regarding this emergency rule shall be directed to:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue East  
Harris Bldg., 3rd Floor  
Springfield IL 62762

217/785-9772

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

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

DEPARTMENT OF HUMAN SERVICES

NOTICE OF EMERGENCY AMENDMENT

TITLE 77: PUBLIC HEALTH  
CHAPTER X: DEPARTMENT OF HUMAN SERVICES  
SUBCHAPTER i: MATERNAL AND CHILD HEALTH

PART 630  
MATERNAL AND CHILD HEALTH SERVICES CODE

SUBPART A: GENERAL

- Section  
630.10 Legislative Base  
630.20 Administration  
630.25 Incorporated Materials

SUBPART B: PRENATAL AND NEWBORN CARE PROGRAM

- Section  
630.30 Health Services for Women of Reproductive Age  
630.40 Health Services for Children in the First Year of Life

SUBPART C: CHILD HEALTH CARE PROGRAM

- Section  
630.50 Health Services for Children from One Year of Age to Early Adolescence  
630.60 Health Services for Adolescents

SUBPART D: ADMINISTRATIVE REQUIREMENTS

- Section  
630.70 Definitions  
630.80 Standards  
630.90 Records  
630.100 Reports  
630.110 In-Service Training  
630.120 Evaluation  
630.130 Use of Project Funds  
EMERGENCY  
630.140 Program Income  
630.150 Eligibility for Services

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630.160	Availability of Services
630.170	Utilization of Community Resources
630.180	Abortions and Sterilizations
630.190	Reasonable Cost
630.200	Preparation of Applications
630.210	Review under Administrative Review Law
630.220	Outreach and Case Management
630.APPENDIX A	MCH Grant Proposal Review Form
630.APPENDIX B	Illinois Department of Human Services Reimbursement Certification Form
630.APPENDIX C	Instructions for Completing Reimbursement Certification Form
630.APPENDIX D	Plans to Achieve Objectives
630.APPENDIX E	Application and Plan for Human Services Program Grant

**AUTHORITY:** Implementing the Developmental Disability Prevention Act [410 ILCS 250], the Lead Poisoning Prevention Act [410 ILCS 45], the Phenylketonuria Testing Act [410 ILCS 240], the Autopsy Act [410 ILCS 505], the Infant Mortality Reduction Act [410 ILCS 220], the Problem Pregnancy Health Services and Care Act [410 ILCS 230], and the Illinois Family Case Management Act [410 ILCS 212], and authorized by Section 2310-25 of the Civil Administrative Code of Illinois [20 ILCS 2310/2310-25].

**SOURCE:** Adopted and codified at 6 Ill. Reg. 5566, effective April 20, 1982; amended at 7 Ill. Reg. 16422, effective November 23, 1983; amended at 14 Ill. Reg. 11219, effective July 1, 1990; amended at 15 Ill. Reg. 13874, effective September 27, 1991; amended at 17 Ill. Reg. 3013, effective February 22, 1993; amended at 18 Ill. Reg. 4384, effective March 5, 1994; recodified by changing Department of Public Health to Department of Human Services at 21 Ill. Reg. 9323; amended at 26 Ill. Reg. 14991, effective October 1, 2002; amended at 35 Ill. Reg. 452, effective December 22, 2010; emergency amendment at 41 Ill. Reg. 8925, effective June 28, 2017, for a maximum of 150 days.

## SUBPART D: ADMINISTRATIVE REQUIREMENTS

**Section 630.130 Use of Project Funds****EMERGENCY**

- a) When approved in the plan and budget, funds may be used for the direct costs of operating and maintaining the project. The following direct costs may be incurred:

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- 1) Salaries, including fringe benefits for full or part-time personnel employed for the project. The rates for personal services and fringe benefits shall be comparable to that paid to other employees of the agency.
- 2) Fees for consultants and specialists.
- 3) Travel of personnel, consultants, and specialists in carrying out the activities approved in the plan. Reimbursement shall be made in accordance with established delegate agency policies.
- 4) Transportation of patients at the usual rates for the mode of travel that is consistent with the needs of the patient.
- 5) Supplies, including biologics, drugs, blood, oxygen, X-rays, laboratory services, etc., as required in the operation of the project. The cost of supplies shall not exceed the lowest charge levels at which they are generally available in the area.
- 6) Rental of privately owned facilities where adequate space cannot be provided by the grantee agency. Rental charges shall not exceed the lowest rate for comparable space within the community as supported by bids.
- 7) Purchase of outpatient care including services from other community resources such as homemaker, visiting nurses, etc. For all grantees whose projects provide for payment of medical care or appliances the grantee must provide these services at Public Aid rates established pursuant to The Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, par. 1-1 et seq.) and must have assurance that the vendor accepts this as payment in full for financially eligible clients.
- 8) Purchase of hospital inpatient care services for high risk women and infants, in designated perinatal centers.
- 9) Equipment used in the operation of the project excluding the purchase of vehicles.
- 10) Other expenditures directly related to the provision of project services

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such as telephone service, mimeographing, utilities, etc. Purchases of items or services that do not vary significantly in quality from one supplier to another shall not exceed the lowest charge levels at which they are available in the area. A description for prorating costs must be provided.

- b) Project funds shall not be used to pay the following:
- 1) Inpatient care services other than inpatient services provided to high risk women and infants and to crippled children, except when determined to be in the best interest of the projects by the Chief of the Division of Family Health. Request must be in writing and approved in advance.
  - 2) Purchase, construction, or renovation of buildings.
  - 3) Dues to societies, organizations, or federations.
  - 4) Entertainment costs.
  - ~~5) Indirect costs. (This is not meant to preclude the charging of administrative costs but simply requires that those costs charged be demonstrably related to the project and budgeted.)~~
  - ~~56)~~ Cash payments to intended recipients of health services.
  - ~~67)~~ Abortions.
  - ~~78)~~ Purchase or repair of vehicles.
  - ~~89)~~ Lobbying.
  - ~~910)~~ Any other costs not approved in the plan and budget.
- c) Administrative costs shall not exceed 15% of the total grant award. For grants requiring a medical component, that component should be at least 45% of grant award. Any deviation from this must be approved in writing by the Director of the Illinois Department of Public Health after a review of the circumstances which would require such an exception. The Department will consider the following in determining whether to grant an exception: the nature of the project, ability to find resources in the community which will meet part of the needs of the project

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and thus invalidate the percentages, a targeting of the resources toward one particular component or identified unmet need by the grantee which clearly will inhibit the ability of the grantee to carry out the project.

(Source: Amended by emergency rulemaking at 41 Ill. Reg. 8925, effective June 28, 2017, for a maximum of 150 days)

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

<u>Section Numbers</u> :	<u>Emergency Actions</u> :
1.710	Amendment
7.720	Amendment
1.737	Amendment
- 4) Statutory Authority: Implementing Article 21B and authorized by Section 2-3.6 of the School Code [105 ILCS 5/Art. 21B, and 2-3.6].
- 5) Effective Date of Rules: June 28, 2017
- 6) If this emergency rule is to expire before the end of the 150-day period, please specify the date on which it is to expire: No
- 7) Date Filed with the Index Department: June 28, 2017
- 8) A statement that a copy of the adopted rule, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Reason for Emergency: In recent State Board of Education meetings, district superintendents have testified that they are unable to locate and hire appropriately licensed staff for a number of teaching positions. Identified statewide teacher shortages, as well as local and regional shortages, have placed school districts in the impossible position of offering required coursework while ensuring that teachers in these positions are appropriately qualified. In some cases, school districts have been unable to offer coursework due to shortages. These rules are necessary insofar as many students are unable to access opportunities due to a shortage of appropriately endorsed teachers. Put differently, the teacher shortage has impacted the availability of opportunities for each and every child in Illinois. Insofar as schooling is a primary way in which young people are introduced to content areas of which they may not otherwise be aware, the teacher shortage has impact on the public interest generally and welfare of students in particular.

While the teacher shortage is a concern nationwide, ISBE can assist districts by allowing currently licensed teachers the opportunity to be placed immediately in the classroom while they work to earn endorsements for those assignments, provided they pass the

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content area test for the assignment. In practical terms, affording educators this opportunity can increase the diversity of courses a district may offer.

- 10) A Complete Description of the Subjects and Issues Involved: Portions of rules in Parts 1, 25, and 30 that are being modified focus on assignment (what a district needs to do in order to legally assign a teacher) and receipt of the endorsement.

In Part 1, portions of the rules that focus on assignment are modified to state that a teacher who successfully completes a content test will be able to be assigned to teach in that content area for three years during which time the individual can complete the required coursework for the endorsement by including a cross-reference to 25 Ill. Adm. Code 25.430. Additionally, required semester hours for certain content areas are reduced to nine hours from 20 or 24 hours. Finally, these rules removed an obsolete reference to highly-qualified teachers.

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

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citations:</u>
1.710	Amendment	41 Ill. Reg. 8308, effective June 28, 2017
7.720	Amendment	41 Ill. Reg. 8308, effective June 28, 2017
1.737	Amendment	41 Ill. Reg. 8308, effective June 28, 2017

- 12) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a State mandate.
- 13) Information and questions regarding this rule shall be directed to:

Lindsay M. Bentivegna  
 Agency Rules Coordinator  
 Illinois State Board of Education  
 100 North First Street, S-493  
 Springfield IL 62777-0001

217/782-5270  
 email: rules@isbe.net

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

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## TITLE 23: EDUCATION AND CULTURAL RESOURCES

## SUBTITLE A: EDUCATION

## CHAPTER I: STATE BOARD OF EDUCATION

## SUBCHAPTER a: PUBLIC SCHOOL RECOGNITION

## PART 1

## PUBLIC SCHOOLS EVALUATION, RECOGNITION AND SUPERVISION

## SUBPART A: RECOGNITION REQUIREMENTS

## Section

- 1.10 Public School Accountability Framework
- 1.20 Operational Requirements
- 1.30 State Assessment
- 1.40 Adequate Yearly Progress
- 1.50 Calculation of Participation Rate
- 1.60 Subgroups of Students; Inclusion of Relevant Scores
- 1.70 Additional Indicators for Adequate Yearly Progress
- 1.75 Student Information System
- 1.77 Educator Licensure Information System (ELIS)
- 1.79 School Report Card
- 1.80 Academic Early Warning and Watch Status
- 1.85 School and District Improvement Plans; Restructuring Plans
- 1.88 Additional Accountability Requirements for Districts Serving Students of Limited English Proficiency under Title III
- 1.90 System of Rewards and Recognition – The Illinois Honor Roll
- 1.95 Appeals Procedure
- 1.97 Survey of Learning Conditions
- 1.100 Waiver and Modification of State Board Rules and School Code Mandates
- 1.110 Appeal Process under Section 22-60 of the School Code

## SUBPART B: SCHOOL GOVERNANCE

## Section

- 1.210 Approval of Providers of Training for School Board Members under Section 10-16a of the School Code
- 1.220 Duties of Superintendent (Repealed)
- 1.230 Board of Education and the School Code (Repealed)
- 1.240 Equal Opportunities for all Students

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- 1.242 Temporary Exclusion for Failure to Meet Minimum Academic or Attendance Standards
- 1.245 Waiver of School Fees
- 1.250 District to Comply with 23 Ill. Adm. Code 180 (Repealed)
- 1.260 Commemorative Holidays to be Observed by Public Schools (Repealed)
- 1.270 Book and Material Selection (Repealed)
- 1.280 Discipline
- 1.285 Requirements for the Use of Isolated Time Out and Physical Restraint
- 1.290 Absenteeism and Truancy Policies

## SUBPART C: SCHOOL DISTRICT ADMINISTRATION

## Section

- 1.310 Administrative Qualifications and Responsibilities
- 1.320 Evaluation of Licensed Educators
- 1.330 Toxic Materials Training

## SUBPART D: THE INSTRUCTIONAL PROGRAM

## Section

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

## SUBPART E: SUPPORT SERVICES

## Section

- 1.510 Transportation

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- 1.515 Training of School Bus Driver Instructors
- 1.520 Home and Hospital Instruction
- 1.530 Health Services
- 1.540 Undesignated Epinephrine Auto-injectors; Opioid Antagonists

## SUBPART F: STAFF LICENSURE REQUIREMENTS

## Section

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

## SUBPART G: STAFF QUALIFICATIONS

## Section

- 1.700 Requirements for Staff Providing Professional Development
- 1.705 Requirements for Supervisory and Administrative Staff
- 1.710 Requirements for Elementary Teachers
- EMERGENCY
- 1.720 Requirements for Teachers of Middle Grades
- EMERGENCY
- 1.730 Minimum Requirements for Secondary Teachers and Specified Subject Area Teachers in Grades 6 and Above through June 30, 2004
- 1.735 Requirements to Take Effect from July 1, 1991, through June 30, 2004
- 1.736 Requirements to Take Effect from July 1, 1994, through June 30, 2004
- 1.737 Minimum Requirements for the Assignment of Teachers in Grades 9 through 12 Beginning July 1, 2004
- EMERGENCY
- 1.740 Standards for Reading through June 30, 2004
- 1.745 Requirements for Reading Teachers and Reading Specialists at all Levels as of July 1, 2004
- 1.750 Standards for Media Services through June 30, 2004
- 1.755 Requirements for Library Information Specialists Beginning July 1, 2004
- 1.760 Standards for School Support Personnel Services
- 1.762 Supervision of Speech-Language Pathology Assistants

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- 1.770 Standards for Special Education Personnel
- 1.780 Standards for Teachers in Bilingual Education Programs
- 1.781 Requirements for Bilingual Education Teachers in Prekindergarten, Kindergarten and any of Grades 1-12
- 1.782 Requirements for Teachers of English as a Second Language in Prekindergarten, Kindergarten and any of Grades 1-12
- 1.783 Requirements for Administrators of Bilingual Education Programs
- 1.790 Substitute Teacher
  
- 1.APPENDIX A Professional Staff Educator Licensure
- 1.APPENDIX B Certification Quick Reference Chart (Repealed)
- 1.APPENDIX C Glossary of Terms (Repealed)
- 1.APPENDIX D State Goals for Learning
- 1.APPENDIX E Evaluation Criteria – Student Performance and School Improvement Determination (Repealed)
- 1.APPENDIX F Criteria for Determination – Student Performance and School Improvement (Repealed)
- 1.APPENDIX G Criteria for Determination – State Assessment (Repealed)

AUTHORITY: Implementing Sections 2-3.25, 2-3.25g, 2-3.44, 2-3.96, 2-3.159, 10-17a, 10-20.14, 10-21.4a, 10-22.43a, 21B-5, 21B-20, 22-30, 22-60, 24-24, 26-13, 27-3.5, 27-12.1, 27-13.1, 27-20.3, 27-20.4, 27-20.5, 27-22, 27-23.3 and 27-23.8 and authorized by Section 2-3.6 of the School Code [105 ILCS 5/2-3.6, 2-3.25, 2-3.25g, 2-3.44, 2-3.96, 2-3.159, 10-17a, 10-20.14, 10-21.4a, 10-22.43a, 21B-5, 21B-20, 22-30, 22-60, 26-13, 27-3.5, 27-12.1, 27-13.1, 27-20.3, 27-20.4, 27-20.5, 27-22, 27-23.3 and 27-23.8].

SOURCE: Adopted September 21, 1977; codified at 7 Ill. Reg. 16022; amended at 9 Ill. Reg. 8608, effective May 28, 1985; amended at 9 Ill. Reg. 17766, effective November 5, 1985; emergency amendment at 10 Ill. Reg. 14314, effective August 18, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 3073, effective February 2, 1987; amended at 12 Ill. Reg. 4800, effective February 26, 1988; amended at 14 Ill. Reg. 12457, effective July 24, 1990; amended at 15 Ill. Reg. 2692, effective February 1, 1991; amended at 16 Ill. Reg. 18010, effective November 17, 1992; expedited correction at 17 Ill. Reg. 3553, effective November 17, 1992; amended at 18 Ill. Reg. 1171, effective January 10, 1994; emergency amendment at 19 Ill. Reg. 5137, effective March 17, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 6530, effective May 1, 1995; amended at 19 Ill. Reg. 11813, effective August 4, 1995; amended at 20 Ill. Reg. 6255, effective April 17, 1996; amended at 20 Ill. Reg. 15290, effective November 18, 1996; amended at 22 Ill. Reg. 22233, effective December 8, 1998; emergency amendment at 24 Ill. Reg. 6111, effective March 21, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 12985, effective

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August 14, 2000; amended at 25 Ill. Reg. 8159, effective June 21, 2001; amended at 25 Ill. Reg. 16073, effective November 28, 2001; amended at 26 Ill. Reg. 1157, effective January 16, 2002; amended at 26 Ill. Reg. 16160, effective October 21, 2002; amended at 28 Ill. Reg. 8486, effective June 1, 2004; emergency amendment at 28 Ill. Reg. 13637, effective September 27, 2004, for a maximum of 150 days; amended at 29 Ill. Reg. 1891, effective January 24, 2005; amended at 29 Ill. Reg. 11811, effective July 13, 2005; amended at 29 Ill. Reg. 12351, effective July 28, 2005; amended at 29 Ill. Reg. 15789, effective October 3, 2005; amended at 29 Ill. Reg. 19891, effective November 23, 2005; amended at 30 Ill. Reg. 8480, effective April 21, 2006; amended at 30 Ill. Reg. 16338, effective September 26, 2006; amended at 30 Ill. Reg. 17416, effective October 23, 2006; amended at 31 Ill. Reg. 5116, effective March 16, 2007; amended at 31 Ill. Reg. 7135, effective April 25, 2007; amended at 31 Ill. Reg. 9897, effective June 26, 2007; amended at 32 Ill. Reg. 10229, effective June 30, 2008; amended at 33 Ill. Reg. 5448, effective March 24, 2009; amended at 33 Ill. Reg. 15193, effective October 20, 2009; amended at 34 Ill. Reg. 2959, effective February 18, 2010; emergency amendment at 34 Ill. Reg. 9533, effective June 24, 2010, for a maximum of 150 days; amended at 34 Ill. Reg. 17411, effective October 28, 2010; amended at 35 Ill. Reg. 1056, effective January 3, 2011; amended at 35 Ill. Reg. 2230, effective January 20, 2011; amended at 35 Ill. Reg. 12328, effective July 6, 2011; amended at 35 Ill. Reg. 16743, effective September 29, 2011; amended at 36 Ill. Reg. 5580, effective March 20, 2012; amended at 36 Ill. Reg. 8303, effective May 21, 2012; amended at 38 Ill. Reg. 6127, effective February 27, 2014; amended at 38 Ill. Reg. 11203, effective May 6, 2014; amended at 39 Ill. Reg. 2773, effective February 9, 2015; emergency amendment at 39 Ill. Reg. 12369, effective August 20, 2015, for a maximum of 150 days; amended at 39 Ill. Reg. 13411, effective September 24, 2015; amended at 40 Ill. Reg. 1900, effective January 6, 2016; amended at 40 Ill. Reg. 2990, effective January 27, 2016; amended at 40 Ill. Reg. 4929, effective March 2, 2016; amended at 40 Ill. Reg. 12276, effective August 9, 2016; emergency amendment at 40 Ill. Reg. 15957, effective November 18, 2016, for a maximum of 150 days; amended at 41 Ill. Reg. 126, effective December 27, 2016; amended at 41 Ill. Reg. 4430, effective April 5, 2017; amended at 41 Ill. Reg. 6924, effective June 2, 2017; amended at 41 Ill. Reg. 8308, effective June 28, 2017; emergency amendment at 41 Ill. Reg. 8932, effective June 28, 2017, for a maximum of 150 days.

## SUBPART G: STAFF QUALIFICATIONS

**Section 1.710 Requirements for Elementary Teachers****EMERGENCY**

- a) Except as otherwise allowed in this Section, each~~Each~~ elementary teacher shall hold a valid professional educator license endorsed in a teaching field for the grade level or levels to be taught.

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- b) Each elementary teacher first assigned to an elementary position on or after September 1, 1978 shall have formal training in each basic instructional area to be taught.
- c) The endorsement for self-contained general education shall be issued when an individual whose application is received on or before June 30, 2005 demonstrates that he or she has completed the coursework listed in this subsection (c) and passed the content-area test and, if he or she has not already passed the test of basic skills and received an educator license based on it, that test as well. For applications received on or after July 1, 2013, the requirements of 23 Ill. Adm. Code 25.37(b) shall apply.
- 1) Language Arts
  - 2) Mathematics
  - 3) Science
  - 4) Social Science
  - 5) Physical Education
  - 6) Health
  - 7) Fine Arts
  - 8) General Elementary Teaching Methods
  - 9) Elementary Reading Teaching Methods
- d) No teacher may be assigned to teach self-contained general education at the elementary level unless he or she holds a professional educator license ~~valid for the grade level or levels to be taught~~ and:
- 1) holds the applicable endorsement; or

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- 2) met the requirements of this Section or their predecessor requirements at a time when they were applicable, as confirmed by the employing district's verification of the individual's qualifications; ~~or~~
  - 3) beginning no later than September 1, 2017, meets the requirements of 23 Ill. Adm. Code 25.97 (Endorsement for Elementary Education (Grades 1-6)); ~~or~~
  - 4) [is assigned pursuant to 23 Ill. Adm. Code 25.430 \(Short-Term Approval for Teachers at all Grade Levels\).](#)
- e) Assignments in reading at the elementary level shall be subject to the provisions of Section 1.745.
- f) Additional requirements may apply to holders of elementary education endorsements on professional educator licenses issued pursuant to 23 Ill. Adm. Code 26 (Standards for Endorsements in Early Childhood Education and in Elementary Education) who teach in grades 5 through 8; see Section 1.720.

(Source: Amended by emergency rulemaking at 41 Ill. Reg. 8932, effective June 28, 2017, for a maximum of 150 days)

**Section 1.720 Requirements for Teachers of Middle Grades****EMERGENCY**

The provisions of subsections (a), (b) and (d) shall be subject to the exception stated in subsection (e) with respect to any school in which the instructional format for any of grades 6 through 8 is being changed from a self-contained to a departmentalized configuration. Additional requirements shall apply to middle-grades assignments and endorsements beginning February 1, 2012 (see subsection (f)).

- a) The requirements of this Section apply to teachers first employed after September 1, 1973, in departmentalized grades 6 through 8 ("middle-grade teachers"). Teachers first employed in grades 6 through 8 prior to September 1, 1973, or employed in non-departmentalized grades 6 through 8 and who hold a kindergarten-through-grade-9 elementary education endorsement issued by September 1, 2019, are subject to the requirements of Section 1.710.
- b) Until February 1, 2018, to qualify as a middle-grade teacher, the teacher must

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have completed either the coursework identified in subsection (b)(1) prior to July 1, 1997 or completed the coursework identified in subsection (b)(2). The "major teaching assignment" is the subject taught for more time than any other subject. In mathematics and reading and for library information specialists, specific coursework must be included among the 18 semester hours to be earned; see subsections (b)(3), (4) and (5).

- 1) 18 semester hours in the content area of major teaching assignment (e.g., language arts, mathematics, general science, social science, music), unless the subject taught is a foreign language and Section 25.100 of the State Board's rules for Educator Licensure (23 Ill. Adm. Code 25) applies. When a teacher is assigned to deliver instruction in two or more areas (e.g., English and social science or mathematics and science), the teacher shall meet the requirements of this subsection (b)(1) for the major teaching assignment and have no fewer than 5 semester hours in each other subject taught.
- 2) 18 semester hours in the content area of major teaching assignment (e.g., language arts, mathematics, general science, social science, music), unless the subject taught is a foreign language and Section 25.100 of the State Board's rules for Educator Licensure applies. When a middle-grade teacher is assigned to deliver instruction in two or more areas (e.g., English and social science or mathematics and science), the teacher shall meet the requirements of this subsection (b)(2) for the major teaching assignment and have no fewer than 6 semester hours in each other subject taught. In addition:
  - A) 3 semester hours of coursework, approved by the college of education or other institutional unit governing teacher education, that includes middle-grade philosophy, middle-grade curriculum and instruction, and instructional methods for designing and teaching developmentally appropriate programs (i.e., addressing the cognitive, emotional and physical development of each child) in the middle grades, including content area (e.g., science, social sciences) reading instruction.
  - B) 3 semester hours of coursework, approved by the college of education or other institutional unit governing teacher education, that includes educational psychology focusing on the

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developmental characteristics of early adolescents, the nature and needs of early adolescents, and the role of the middle-grade teacher in assessment, coordination and referral of students to health and social services.

- 3) **Mathematics**  
For teachers of mathematics in grades 6 through 8 first employed on or after September 1, 1985, the required 18 semester hours in the field shall include 3 semester hours in the methods of teaching mathematics in those grades and 15 semester hours to be selected from four of the following areas:
- A) Math content courses for elementary teachers;
  - B) Calculus;
  - C) Modern algebra or number theory;
  - D) Geometry;
  - E) Computer science;
  - F) Probability and statistics; and
  - G) History of mathematics.
- 4) **Reading**  
For major assignments in reading in any of departmentalized grades 6 through 8:
- A) persons first employed on or after September 1, 1978 but before July 1, 2004 are required to have completed the 18 semester hours described in Section 1.740;
  - B) persons first employed on or after July 1, 2004 shall be required to have completed either the 18 semester hours described in Section 1.740 or 18 semester hours in the field that include a practicum and address at least five of the six topics listed at 23 Ill. Adm. Code 25.100(g), provided that:

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- i) the individual completes all the required coursework on or before June 30, 2006; or
    - ii) the individual applies for the reading endorsement on or before June 30, 2006 and completes any coursework identified on a related deficiency statement no later than one year after the date of that statement; and
  - C) new requirements for an endorsement in this field apply to persons who have not met the requirements of either subsection (b)(4)(A) or (B); see also 23 Ill. Adm. Code 25.100(g) and Section 1.745 of this Part.
- 5) **Library Information Specialist**  
Persons first employed on or after September 1, 1978 as media professionals or library information specialists serving any of grades 6 through 8 are required to have completed 18 semester hours in the field that address administration, organization (cataloging and classification), reference, and selection of materials, provided that the individual completes all the required coursework on or before June 30, 2006, or has applied for the endorsement on or before June 30, 2006, and completes any coursework identified on a related deficiency statement no later than one year after the date of that statement. New requirements for an endorsement in this field apply to persons who have not qualified on the basis of 18 semester hours; see also 23 Ill. Adm. Code 25.100 and Section 1.755. The provisions of subsection (b)(2) notwithstanding, no individual who has completed only 9 semester hours in the field may serve in this capacity.
- c) On or after February 1, 2018, any individual first assigned to teach in grade 7 or 8, whether departmentalized or self-contained, or in departmentalized grade 6 shall meet the requirements of 23 Ill. Adm. Code 25.99 (Endorsement for the Middle Grades (Grades 5 through 8)) for the major teaching assignment and have no fewer than 6 semester hours in each other subject taught, subject to the exception stated in subsection (a) for assignment in self-contained grades 6 through 8. The requirements of this subsection (c) do not apply to individuals who are first endorsed in agricultural education; business, marketing, and computer education; business, marketing, and computer education (computer

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programming); computer applications; computer science; family and consumer sciences; health science technology; and technology education on or after February 1, 2018.

- d) No individual may be assigned to teach in departmentalized grades 6 through 8 unless he or she holds a professional educator license ~~that is endorsed and valid for the grade level or levels to be taught~~ and:
- 1) holds a middle-grades endorsement applicable to the content area; or
  - 2) meets the relevant requirements of this Section; or
  - 3) met the requirements of this Section or their predecessor requirements at a time when they were applicable, as confirmed by the employing district's verification of the individual's qualifications; or
  - 4) is assigned pursuant to Section 1.745(b)(3) or 1.755(c); or
  - 5) has received an elementary endorsement issued pursuant to 23 Ill. Adm. Code 25.97 (Endorsement for Elementary Education (Grades 1 through 6)) and has met the relevant requirements of subsection (b) of this Section on or before January 31, 2018; ~~or-~~
  - 6) is assigned pursuant to 23 Ill. Adm. Code 25.430 (Short-Term Approval for Teachers at all Grade Levels).
- e) A school district may also assign certain other teachers to departmentalized positions in any of grades 6 through 8 for the 2009-10 school year and thereafter as described in this subsection (e). The provisions of this subsection (e) are no longer applicable starting February 1, 2018; however, any teachers assigned to departmentalized positions in grades 6 through 8 under the provisions of this subsection (e) before that date shall not be affected.
- 1) A teacher who was employed in the district during the school year immediately preceding the year when the instructional format in that teacher's school is changed to a departmentalized configuration and who was appropriately licensed for his or her position but does not meet the requirements of subsection (b) or (c) may be assigned to a departmentalized position in any of grades 6 through 8 for a period not to

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exceed three school years, provided that he or she has already completed at least 9 semester hours of coursework in the content area of the major teaching assignment. If specific coursework is required for the major teaching assignment under subsection (b), the teacher shall have completed 9 semester hours that will count toward an endorsement in that content area.

- 2) The school district shall notify the responsible regional superintendent of schools of all assignments made pursuant to this subsection (e) no more than 30 days after they occur. Further, the school district shall maintain on file for each teacher assigned in accordance with this subsection (e) a plan that:
  - A) includes a statement of intent signed by the individual, stipulating that he or she will complete all requirements for the middle-grades endorsement in the content area of his or her major teaching assignment;
  - B) provides a list of the coursework and experiences that the individual will complete in order to qualify; and
  - C) identifies the institution of higher education where the individual will complete the requirements.
- 3) No individual may be assigned for more than three school years without attaining the relevant endorsement, and no individual may be assigned for a third school year unless he or she has completed the six semester hours required under subsection (b)(2).
- 4) If an individual is assigned to deliver instruction in two or more content areas, he or she shall have completed no fewer than 9 semester hours in each content area. If subsection (b) requires specific coursework for any of the content areas taught, the teacher shall have completed 9 semester hours that will count toward an endorsement in that content area.
- f) **New Requirements Applicable in 2012**  
All coursework that forms part of an application for a middle-grades endorsement received on or after February 1, 2012 or that is used in determining the eligibility of an individual to be first assigned to teach a particular subject in the middle

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grades on or after that date, must have been passed with a grade no lower than "C" or equivalent in order to be counted towards fulfillment of the applicable requirements.

(Source: Amended by emergency rulemaking at 41 Ill. Reg. 8932, effective June 28, 2017, for a maximum of 150 days)

**Section 1.737 Minimum Requirements for the Assignment of Teachers in Grades 9 through 12 Beginning July 1, 2004**

**EMERGENCY**

- a) Beginning July 1, 2004, no teacher may be assigned to teach a particular content area in any of grades 9 through 12 unless he or she holds a professional educator license in a teaching field ~~that is valid for the grade level or levels to be taught~~ and:
- 1) holds the applicable endorsement for the ~~assignment~~~~content area~~ (and, in the case of the educator license with stipulations endorsed for career and technical educator, has also completed the work experience required pursuant to subsection (c));
  - 2) met the requirements of Section 1.730, 1.735, or 1.736, or their predecessor requirements, at a time when they were applicable to that assignment, as confirmed by the employing district's verification of the individual's qualifications; or
  - 3) meets the minimum requirements for that assignment identified in subsection (b) and has not exhausted the three-year period of eligibility available pursuant to 23 Ill. Adm. Code 25.100(m); or
  - 4) meets the requirements of Section 1.745, if applicable; ~~or;~~
  - 5) is assigned pursuant to 23 Ill. Adm. Code 25.430 (Short-Term Approval for Teachers at all Grade Levels).
- b) Beginning July 1, 2004, the provisions of this Section shall replace those of Sections 1.730, 1.735, and 1.736 as one basis upon which school districts and other entities subject to this Part may assign individuals to teach specific content areas. The qualifications identified in this subsection (b) are not the same as those

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for the respective endorsements. ~~nor are they intended to match the requirements for identification as a "highly qualified" teacher in any particular content area.~~ Each individual who is first assigned to a subject area based upon the qualifications delineated in this subsection (b) shall be subject to the requirement for acquiring an endorsement in the respective field within three years after the date of assignment, in accordance with 23 Ill. Adm. Code 25.100(m). For purposes of the applicability of this requirement, an individual shall be considered "first assigned" to any field in which he or she has not taught in Illinois prior to July 1, 2004.

- 1) For agricultural education; visual or drama/theater arts; business, marketing, and computer education; dance; English language arts; health education; health careers; family and consumer sciences; technology education; mathematics; music; physical education; reading; biology; chemistry; earth and space science; environmental science; physics; economics; geography; history; political science; psychology; sociology and anthropology; and for library information specialists: ~~924~~ semester hours in the field.
  - 2) For foreign language: ~~920~~ semester hours in the language.
  - 3) For safety and driver education: The 16 semester hours in the field that are specified in Section 1.730(q) of this Part shall continue to apply through January 31, 2012. Each individual first assigned to teach safety and driver education on or after February 1, 2012 shall be required to hold a professional educator license endorsed for the secondary grades and an endorsement received pursuant to 23 Ill. Adm. Code 25.100(k).
- c) Additional Requirements for Career and Technical Education
- 1) Assignments at the "skill-level" (grades 11 and 12) in reimbursable career and technical education generally require 2,000 hours of work experience in the area to be taught or, for more than one area, a total of 2,000 hours with no fewer than 250 hours in each area taught. A district may, however, employ an individual who holds a professional educator license endorsed for the secondary grades with the appropriate career and technical education endorsement but who has not completed 2,000 hours of work experience in the occupational area to be taught, provided that the individual acquires this experience in paid employment outside the

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teaching profession within four years after the date of first assignment. The employing entity shall maintain records to substantiate this experience, which may include written statements from former supervisors who can be reached for verification or, in cases in which supervisors are no longer available to verify the individual's employment, affidavits by the applicant's instructors describing the work experience.

- 2) A teacher who is eligible under this Section to provide skill-level instruction in a particular area shall also be eligible to serve as a coordinator of either a specific cooperative education program or interrelated cooperative education, provided that he or she has also completed 6 semester hours of coursework in the organization and administration of cooperative education.
- 3) A teacher serving as a coordinator of cooperative education for special education students shall be required to meet the requirements for assignment as a special education teacher rather than those for assignment as a teacher of career and technical education, except that an individual serving in this capacity shall be required to have completed 2,000 hours of work experience as provided in subsection (c)(1) and 6 semester hours of coursework in the organization and administration of cooperative education.

(Source: Amended by emergency rulemaking at 41 Ill. Reg. 8932, effective June 28, 2017, for a maximum of 150 days)

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

<u>Section Numbers:</u>	<u>Emergency Actions:</u>
25.337	Amendment
25.430	Amendment
- 4) Statutory Authority: Implementing Article 21B and authorized by Section 2-3.6 of the School Code [105 ILCS 5/Art. 21B, and 2-3.6].
- 5) Effective Date of Rules: June 28, 2017
- 6) If this emergency rule is to expire before the end of the 150-day period, please specify the date on which it is to expire: No
- 7) Date Filed with the Index Department: June 28, 2017
- 8) A statement that a copy of the adopted rule, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Reason for Emergency: In recent State Board of Education meetings, district superintendents have testified that they are unable to locate and hire appropriately licensed staff for a number of teaching positions. Identified statewide teacher shortages, as well as local and regional shortages, have placed school districts in the impossible position of offering required coursework while ensuring that teachers in these positions are appropriately qualified. In some cases, school districts have been unable to offer coursework due to shortages. These rules are necessary insofar as many students are unable to access opportunities due to a shortage of appropriately endorsed teachers. Put differently, the teacher shortage has impacted the availability of opportunities for each and every child in Illinois. Insofar as schooling is a primary way in which young people are introduced to content areas of which they may not otherwise be aware, the teacher shortage has impact on the public interest generally and welfare of students in particular.

While the teacher shortage is a concern nationwide, ISBE can assist districts by allowing currently licensed teachers the opportunity to be placed immediately in the classroom while they work to earn endorsements for those assignments, provided they pass the

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content area test for the assignment. In practical terms, affording educators this opportunity can increase the diversity of courses a district may offer.

- 10) A Complete Description of the Subjects and Issues Involved: Portions of rules in Parts 1, 25, and 30 that are being modified focus on assignment (what a district needs to do in order to legally assign a teacher) and receipt of the endorsement.

In Part 25, ISBE has modified the current rules on short term assignments. Section 25.430 states that a teacher with nine credit hours in a content area may teach in that content area and has three years to complete the coursework requirements for the endorsement. The emergency rules for this Section include test only (and no coursework) for the purposes of assignability and state that an individual has three years to complete the requirements for the endorsement. In order to ensure that districts have the greatest flexibility, districts can either use the nine hour requirement or successful completion of an appropriate content test.

Special Education and those areas which do not currently have an available test are outside the scope of the emergency rulemaking. Special Education already has a process for short term approval and other areas such as Driver's Education, ESL and computer applications do not currently have a content exam.

Section 25.337 has been modified to clarify the requirements for the receipt of the principal endorsement.

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

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citations:</u>
25.337	Amendment	41 Ill. Reg. 8310; June 28, 2017
25.430	Amendment	41 Ill. Reg. 8310; June 28, 2017

- 12) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a State mandate.

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

Lindsay M. Bentivegna  
Agency Rules Coordinator  
Illinois State Board of Education

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100 North First Street, S-493  
Springfield IL 62777-0001

217/782-5270  
email: [rules@isbe.net](mailto:rules@isbe.net)

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

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## TITLE 23: EDUCATION AND CULTURAL RESOURCES

## SUBTITLE A: EDUCATION

## CHAPTER I: STATE BOARD OF EDUCATION

## SUBCHAPTER b: PERSONNEL

## PART 25

## EDUCATOR LICENSURE

## SUBPART A: DEFINITIONS

## Section

25.10 Accredited Institution

## SUBPART B: LICENSES

## Section

25.11 New Certificates (February 15, 2000) (Repealed)  
25.15 Types of Licenses; Exchange  
25.20 Requirements for the Elementary Certificate (Repealed)  
25.22 Requirements for the Elementary Certificate (2004) (Repealed)  
25.25 Requirements for the Professional Educator License  
25.30 Endorsement in Teacher Leadership (Through December 31, 2012) (Repealed)  
25.32 Teacher Leader Endorsement (Beginning September 1, 2012)  
25.35 Acquisition of Subsequent Certificates; Removal of Deficiencies (Repealed)  
25.37 Acquisition of Subsequent Teaching Endorsements on a Professional Educator License  
25.40 Grade-Level Endorsements  
25.42 Requirements for the Special Certificate (2004) (Repealed)  
25.43 Standards for Licensure of Special Education Teachers  
25.45 Standards for the Initial Special Preschool-Age 12 Certificate – Speech and Language Impaired (Repealed)  
25.46 Special Provisions for the Learning Behavior Specialist I Endorsement  
25.47 Special Provisions for the Learning Behavior Specialist I Approval  
25.48 Short-Term Emergency Approval in Special Education  
25.50 General Certificate (Repealed)  
25.60 Alternative Educator Licensure Program for Teachers (Beginning January 1, 2013)  
25.65 Alternative Educator Licensure

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- 25.67 Alternative Route to Teacher Licensure
- 25.70 Endorsement for Career and Technical Educator
- 25.72 Endorsement for Provisional Career and Technical Educator
- 25.75 Part-time Provisional Certificates (Repealed)
- 25.80 Endorsement for Part-time Provisional Career and Technical Educator
- 25.82 Requirements for the Early Childhood Certificate (2004) (Repealed)
- 25.85 Special Provisions for Endorsement in Foreign Language for Individuals Currently Certified (Repealed)
- 25.86 Special Provisions for Endorsement in Foreign Language for Individuals Prepared as Teachers But Not Currently Certified (Repealed)
- 25.90 Endorsement for Transitional Bilingual Educator
- 25.92 Endorsement for Visiting International Educator
- 25.95 Language Endorsement for the Transitional Bilingual Educator
- 25.96 Endorsement for Early Childhood Education (Birth through Grade 2)
- 25.97 Endorsement for Elementary Education (Grades 1 through 6)
- 25.99 Endorsement for the Middle Grades (Grades 5 through 8)
- 25.100 Teaching Endorsements on the Professional Educator License
- 25.105 Temporary Substitute Teaching Permit (Repealed)

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

- Section
- 25.110 Definitions
- 25.115 Educator Preparation Providers
- 25.120 Initial Approval of Educator Preparation Programs by the State Board of Education
- 25.125 Accreditation of Educator Preparation Providers and Approval of Educator Preparation Programs through CAEP
- 25.127 Reporting; Review of State Reauthorized Educator Preparation Providers and Individual Programs
- 25.130 Interventions by the State Board of Education and State Educator Preparation and Licensure Board
- 25.135 Interim Provisions for Continuing Accreditation and Approval – July 1, 2000, through Fall Visits of 2001 (Repealed)
- 25.136 Interim Provisions for Continuing Accreditation – Institutions Visited from Spring of 2002 through Spring of 2003 (Repealed)
- 25.137 Interim Provisions for Continuing Accreditation and Approval – July 1, 1999,

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- through June 30, 2000 (Repealed)
- 25.140 Requirements for the Institution's Educational Unit Assessment Systems (Repealed)
- 25.142 Assessment Requirements for Individual Programs (Repealed)
- 25.145 Approval of New Programs Within Recognized Institutions (Repealed)
- 25.147 Approval of Programs for Foreign Language
- 25.150 The Periodic Review Process (Repealed)
- 25.155 Procedures for the Initial Recognition of an Institution as an Educator Preparation Institution and Its Educational Unit (Repealed)
- 25.160 Notification of Recommendations; Decisions by State Board of Education
- 25.165 Discontinuation of Programs

## SUBPART D: SCHOOL SUPPORT PERSONNEL

## Section

- 25.200 Relationship Among Endorsements in Subpart D
- 25.210 Requirements for the Certification of School Social Workers (Repealed)
- 25.215 Endorsement for School Social Workers
- 25.220 Requirements for the Certification of Guidance Personnel (Repealed)
- 25.225 Endorsement for School Counselors
- 25.227 Interim Approval for School Counselor Interns
- 25.230 Nationally Certified School Psychologist
- 25.235 Endorsement for School Psychologists
- 25.240 Standard for School Nurse Endorsement (Repealed)
- 25.245 Endorsement for School Nurses
- 25.250 Standards for Non-Teaching Speech-Language Pathologists
- 25.252 Endorsement for Non-Teaching Speech-Language Pathologists
- 25.255 Interim Approval for Speech-Language Pathologist Interns
- 25.275 Renewal of the Professional Educator License Endorsed for School Support Personnel (Repealed)

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ADMINISTRATIVE AND SUPERVISORY STAFF

## Section

- 25.300 Relationship Among Credentials in Subpart E
- 25.310 Definitions (Repealed)
- 25.311 Alternative Route to Superintendent Endorsement (Beginning January 1, 2013)

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- 25.313 Alternative Route to Administrative Endorsement (Through August 31, 2013)  
(Repealed)
- 25.314 Alternative Route to Administrative Certification for Teacher Leaders (Repealed)
- 25.315 Renewal of Administrative Endorsement (Repealed)
- 25.320 Application for Approval of Program (Repealed)
- 25.322 General Supervisory Endorsement (Repealed)
- 25.330 Standards and Guide for Approved Programs (Repealed)
- 25.333 General Administrative Endorsement (Repealed)
- 25.335 General Administrative Endorsement (Through June 30, 2016)
- 25.337 Principal Endorsement (2013)

EMERGENCY

- 25.338 Designation as Master Principal (Repealed)
- 25.344 Chief School Business Official Endorsement (Repealed)
- 25.345 Endorsement for Chief School Business Official
- 25.355 Endorsement for Superintendent (Beginning September 1, 2016)
- 25.360 Endorsement for Superintendent (Through August 31, 2019)
- 25.365 Endorsement for Director of Special Education

## SUBPART F: GENERAL PROVISIONS

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- 25.400 Registration of Licenses; Fees
- 25.405 Military Service; Licensure
- 25.410 Reporting Requirements for Revoked or Suspended Licenses; License Application  
Denials
- 25.411 Voluntary Removal of Endorsements
- 25.415 Credit in Junior College (Repealed)
- 25.420 Psychology Accepted as Professional Education (Repealed)
- 25.425 Individuals Prepared in Out-of-State Institutions
- 25.427 Limitation on Evaluation or Entitlement
- 25.430 Short-Term Approval for Teachers at all Grade Levels~~Authorization for Positions  
Otherwise Unfilled~~

EMERGENCY

- 25.435 School Service Personnel Certificate – Waiver of Evaluations (Repealed)
- 25.437 Equivalency of General Education Requirements (Repealed)
- 25.440 Master of Arts NCATE (Repealed)
- 25.442 Illinois Teacher Corps Programs (Through August 31, 2013) (Repealed)
- 25.444 Illinois Teaching Excellence Program

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- 25.445 College Credit for High School Mathematics and Language Courses (Repealed)
- 25.450 Lapsed Licenses
- 25.455 Substitute Certificates (Repealed)
- 25.460 Provisional Special and Provisional High School Certificates (Repealed)
- 25.464 Short-Term Authorization for Positions Otherwise Unfilled (Repealed)
- 25.465 Credit (Repealed)
- 25.470 Meaning of Experience on Administrative Certificates (Repealed)
- 25.475 Renewal Requirements for Holders of Multiple Types of Endorsements on a Professional Educator License (Repealed)
- 25.480 Supplemental Documentation and Review of Certain License Applications
- 25.485 Licensure of Persons with Prior Certificate or License Sanctions
- 25.486 Licensure of Persons Who Are Delinquent in the Payment of Child Support
- 25.487 Licensure of Persons with Illinois Tax Noncompliance
- 25.488 Licensure of Persons Named in Reports of Child Abuse or Neglect
- 25.489 Licensure of Persons Who Are in Default on Student Loans
- 25.490 Licensure of Persons Who Have Been Convicted of a Crime
- 25.491 Licensure of Persons with Unsatisfactory Performance Evaluation Ratings
- 25.493 Part-Time Teaching Interns (Repealed)
- 25.495 Approval of Out-of-State Institutions and Programs (Repealed)
- 25.497 Supervisory Endorsements

## SUBPART G: PARAPROFESSIONALS; OTHER PERSONNEL

- Section
- 25.510 Endorsement for Paraprofessional Educators
- 25.520 Substitute Teaching License
- 25.530 Specialized Instruction by Noncertificated Personnel (Repealed)
- 25.540 Approved Teacher Aide Programs (Repealed)
- 25.550 Approval of Educational Interpreters

## SUBPART H: CLINICAL EXPERIENCES

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

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25.705	Purpose – Severability
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25.725	Applicability of Scores (Repealed)
25.728	Use of Test Results by Institutions of Higher Education
25.730	Registration – Paper-and-Pencil Testing
25.731	Registration – Computer-Based Testing
25.732	Late Registration
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25.745	Special Test Dates
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25.755	Cancellation of Scores; Voiding of Scores
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## SUBPART J: RENEWAL OF PROFESSIONAL EDUCATOR LICENSES

## Section

25.800	Professional Development Required (Beginning July 1, 2014)
25.805	Continuing Professional Development Options
25.807	Additional Specifications Related to Professional Development Activities of Special Education Teachers (Repealed)
25.810	State Priorities (Repealed)
25.815	Submission and Review of the Plan (Repealed)
25.820	Requirements for Coursework on the Assessment of One's Own Performance (Repealed)
25.825	Requirements for Coursework Related to the National Board for Professional Teaching Standards (NBPTS) (Repealed)
25.830	Verification of Completed Activities; Renewal Process

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- 25.832 Validity and Renewal of NBPTS Master Teacher Designation
- 25.835 Request for Extension
- 25.840 Appeals to the State Educator Preparation and Licensure Board
- 25.845 Responsibilities of School Districts (Repealed)
- 25.848 General Responsibilities of LPDCs (Repealed)
- 25.850 General Responsibilities of Regional Superintendents (Repealed)
- 25.855 Approval of Professional Development Providers
- 25.860 Reporting by and Audits of Providers
- 25.865 Awarding of Credit for Activities with Providers
- 25.870 Continuing Education Units (CEUs) (Repealed)
- 25.872 Special Provisions for Interactive, Electronically Delivered Continuing Professional Development (Repealed)
- 25.875 Continuing Professional Development Units (CPDUs) (Through June 30, 2014)
- 25.880 "Valid and Exempt" Licenses; Proportionate Reduction; Part-Time Teaching Funding; Expenses (Repealed)
- 25.885

SUBPART K: REQUIREMENTS FOR RECEIPT OF  
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- 25.900 Applicability of Requirements in this Subpart (Repealed)
- 25.905 Choices Available to Holders of Initial Certificates (Repealed)
- 25.910 Requirements for Induction and Mentoring (Repealed)
- 25.915 Requirements for Coursework on the Assessment of One's Own Performance (Repealed)
- 25.920 Requirements for Coursework Related to the National Board for Professional Teaching Standards (NBPTS) (Repealed)
- 25.925 Requirements Related to Advanced Degrees and Related Coursework (Repealed)
- 25.930 Requirements for Continuing Professional Development Units (CPDUs) (Repealed)
- 25.935 Additional Activities for Which CPDUs May Be Earned (Repealed)
- 25.940 Examination (Repealed)
- 25.942 Requirements for Additional Options (Repealed)
- 25.945 Procedural Requirements (Repealed)
  
- 25.APPENDIX A Statistical Test Equating – Licensure Testing System
- 25.APPENDIX B Certificates Available Effective February 15, 2000 (Repealed)
- 25.APPENDIX C Exchange of Certificates for Licenses (July 1, 2013)

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- 25.APPENDIX D Criteria for Identification of Teachers as "Highly Qualified" in Various Circumstances
- 25.APPENDIX E Endorsement Structure Beginning July 1, 2013

**AUTHORITY:** Implementing Articles 21 and 21B and authorized by Section 2-3.6 of the School Code [105 ILCS 5/Art. 21, Art. 21B, and 2-3.6].

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

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amended at 29 Ill. Reg. 10068, effective June 30, 2005; amended at 29 Ill. Reg. 12374, effective July 28, 2005; emergency amendment at 29 Ill. Reg. 14547, effective September 16, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 15831, effective October 3, 2005; amended at 30 Ill. Reg. 1835, effective January 26, 2006; amended at 30 Ill. Reg. 2766, effective February 21, 2006; amended at 30 Ill. Reg. 8494, effective April 21, 2006; amended at 31 Ill. Reg. 10645, effective July 16, 2007; amended at 32 Ill. Reg. 3413, effective February 22, 2008; amended at 32 Ill. Reg. 13263, effective July 25, 2008; emergency amendment at 32 Ill. Reg. 18876, effective November 21, 2008, for a maximum of 150 days; amended at 33 Ill. Reg. 5462, effective March 24, 2009; amended at 34 Ill. Reg. 1582, effective January 12, 2010; amended at 34 Ill. Reg. 15357, effective September 21, 2010; amended at 35 Ill. Reg. 4315, effective February 23, 2011; peremptory amendment at 35 Ill. Reg. 14663, effective August 22, 2011; amended at 35 Ill. Reg. 16755, effective September 29, 2011; amended at 36 Ill. Reg. 2191, effective January 24, 2012; amended at 36 Ill. Reg. 12455, effective July 23, 2012; emergency amendment at 36 Ill. Reg. 12903, effective July 24, 2012, for a maximum of 150 days; amended at 37 Ill. Reg. 199, effective December 19, 2012; amended at 37 Ill. Reg. 8379, effective June 12, 2013; amended at 37 Ill. Reg. 16729, effective October 2, 2013; amended at 38 Ill. Reg. 11261, effective May 6, 2014; amended at 38 Ill. Reg. 18933, effective September 8, 2014; amended at 38 Ill. Reg. 21788, effective November 3, 2014; amended at 39 Ill. Reg. 6649, effective April 27, 2015; amended at 39 Ill. Reg. 13722, effective October 5, 2015; amended at 40 Ill. Reg. 4940, effective March 2, 2016; amended at 40 Ill. Reg. 12346, effective August 9, 2016; amended at 41 Ill. Reg. 8813, effective June 28, 2017; emergency amendment at 41 Ill. Reg. 8949, effective June 28, 2017, for a maximum of 150 days.

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

**Section 25.337 Principal Endorsement (2013)**

- a) This endorsement is required for principals and assistant principals.
- b) A principal endorsement shall be affixed to a professional educator license provided that the candidate holds a master's degree or equivalent (e.g., juris doctor (J.D.), doctor of philosophy (Ph.D.), doctor of education (Ed.D.)) and either successfully completes each of the requirements specified in 23 Ill. Adm. Code 30 (Programs for the Preparation of Principals in Illinois) or meets each of the requirements specified in Section 21B-35(b-5) of the School Code (also see Section 25.425 of this Part).

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- c) Each candidate shall have:
- 4 total years of teaching or, until June 30, 2021, 4 total years of working in the capacity of school support personnel in an Illinois public school or nonpublic school recognized by the State Board of Education [105 ILCS 5/21B-25] in accordance with 23 Ill. Adm. Code 425 (Voluntary Registration and Recognition of Nonpublic Schools) or in an out-of-state public school or out-of-state nonpublic school meeting out-of-state recognition standards comparable to those approved by the State Superintendent of Education [105 ILCS 5/21B-25].* ~~1) four years of teaching experience or, until June 30, 2019, working in the capacity of school support personnel in a public school or nonpublic school recognized by the State Board of Education [105 ILCS 5/21B-25] in accordance with 23 Ill. Adm. Code 425 (Voluntary Registration and Recognition of Nonpublic Schools), which must have been accrued while the individual held a valid professional educator license endorsed in a teaching field or, until June 30, 2019, a school support personnel area (i.e., school counselor, school psychologist, speech language pathologist (non-teaching), school nurse, school social worker, school marriage and family counselor); or~~
- 2) ~~four years of experience, which must have been accrued while the individual held a valid teaching or, until June 30, 2019, school support personnel certificate or license issued by another state authorizing employment in an out-of-state public school or in an out-of-state nonpublic school meeting out-of-state recognition standards comparable to those set forth by the State Board of Education at 23 Ill. Adm. Code 425.~~
- d) For the purposes of Section 21B-25(2)(B) of the School Code [105 ILCS 5/21B-25(2)(B)], a candidate may qualify for the principal endorsement with *fewer than 4 years of experience* upon presentation of certain performance evaluation ratings that incorporate data and indicators of student growth (see Article 24A of the School Code [105 ILCS 5/~~Art. 24A~~] and 23 Ill. Adm. Code 50 (Evaluation of Educator Licensed Employees under Articles 24A and 34 of the School Code)).
- 1) A candidate may qualify with three years of experience if he or she has received at least a "proficient" performance evaluation rating in his or her three annual performance evaluations conducted.

## STATE BOARD OF EDUCATION

## NOTICE OF EMERGENCY AMENDMENTS

- 2) A candidate may qualify with two years of experience if he or she has received an "excellent" performance evaluation rating in his or her two annual performance evaluations conducted.
- e) Each candidate shall be required to pass the applicable content-area test (see Section 25.710), as well as the test of basic skills, pursuant to Section 25.720, except that individuals who received their initial teaching or school support personnel certificate prior to July 1, 1988 are not subject to the requirement to pass the test of basic skills.
- f) An individual holding a general administrative endorsement issued pursuant to Section 25.335 of this Part may have that endorsement converted to a principal endorsement in accordance with the process set forth in Section 21B-25 of the School Code.

(Source: Amended by emergency rulemaking at 41 Ill. Reg. 8949, effective June 28, 2017, for a maximum of 150 days)

## SUBPART F: GENERAL PROVISIONS

**Section 25.430 Short-Term Approval for Teachers at all Grade Levels~~Authorization for Positions Otherwise Unfilled~~**

Subject to the provisions of this Section, an individual ~~entity that is required to employ educator licensed teachers~~ may receive short-term approval for assignment in a position in which he or she does not hold necessary qualifications. Nothing in this Section is intended to modify existing endorsement requirements pursuant to Section 25.100~~authorization to employ an individual who does not hold the qualifications required for certain vacant teaching positions when the employing entity has been unable to recruit a fully qualified candidate for that position.~~

- a) Applicability
  - 1) The short-term approvals ~~authorization~~ described in this Section shall be available ~~:A)~~ with respect to:
    - Ai) individuals who lack full qualifications in a content area; ~~or~~

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- Bii) individuals who lack the required grade level endorsements for an assignment; or until January 31, 2018, individuals who have not completed the six semester hours of coursework specified at 23 Ill. Adm. Code 1.720 for teachers of middle grades (see Section 1.720(a)(2)(A) and (B)); and
- C) positions in which there is not a content area test for the endorsement.
- 2B) The short-term approval shall be available in situations in which the employing entity's need for short-term authorization has arisen due to the unforeseen departure of a teacher who was fully qualified for the assignment in question.
- 32) The short-term authorization described in this Section shall not be available with respect to:
- A) special education teaching positions;
  - B) driver's education positions; or
  - C) individuals who lack the required grade level endorsements for the assignment in question.
- b) Application Procedures and Validity
- 1) A licensed teacher seeking short-term approval under this Section shall file an application in the Educator Licensure Information System.
  - 2) The application for short-term approval shall be approved by the State Superintendent if the applicant provides proof of completion of nine semester hours of college coursework in the content area of assignment or provides proof of passing the content area test for the assignment.
  - 3) Short-term approvals issued pursuant to this Section shall expire on June 30 immediately following the third full fiscal year after the approval was issued and shall not be renewed.

## STATE BOARD OF EDUCATION

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- 4) Prior to expiration of the approval, individuals must apply for and receive the applicable endorsement pursuant to Section 25.100 of this part to continue teaching in the assigned area.

c) Filing of Information by School Districts

The employing entity hiring an individual under this Section shall file the following apply for short term authorization by filing with the regional superintendent in a format designed by the State Superintendent:

- 1) a description of the vacant position, including the subject area and the grade level;
- 2) a description evidence of the entity's inability to fill the position with a fully qualified individual, ~~except as limited by subsection (a)(2)(C);~~
- 3) a statement of assurance that the employing entity has not honorably discharged anyone in the past year who was fully qualified for the position;
- 4) ~~the name and Illinois Educator Identification Number (IEIN) of the individual the entity wishes to employ for the position, as well as a list of the license numbers and content area and grade level endorsements held by that individual;~~
- 45) a statement of assurance that the district will provide the teacher to be employed with mentoring and high-quality professional development each year in the subject area to be taught.~~a written assurance that the district will provide the teacher to be employed with mentoring and high quality professional development each year in the subject area to be taught;~~
- 6) one of the following:
  - A) ~~a written assurance from an institution of higher education that operates a program approved pursuant to Subpart C that leads to educator licensure in the content area to be taught that the individual who will be employed is enrolled in coursework that is designed to meet the standards applicable to that subject area;~~

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- ~~B) a written assurance from the licensure officer of another institution of higher education that offers one or more approved educator preparation programs that the individual is enrolled in courses that will enable him or her to qualify for the endorsement;~~
  - ~~C) other evidence of enrollment in relevant coursework supplied by the individual who will be employed; or~~
  - ~~D) a written assurance signed by the individual who will be employed, indicating his or her intention to enroll in one or more identified courses at a specified institution of higher education in the next semester; and~~
- 7) ~~a statement of intent, signed and dated by the individual who will be employed, stipulating that he or she will complete all requirements for an endorsement in the subject to be taught (see Section 25.100) within three school years after the issuance of authorization under this Section.~~
- d) Each regional superintendent overseeing the entity that employs an individual for a position under this Section shall upload the information specified in subsection (b)(1) through (4) on a form supplied by the State Superintendent into the Educator Licensure Information System account of the employed individual within ten business days of the individual being hired.
- e) ~~Short term authorization pursuant to this Section shall be issued only when the individual identified by the employing entity:~~
- ~~1) holds a professional educator license that is valid for the grade level of the proposed assignment;~~
  - ~~2) has successfully completed at least nine semester hours of college coursework in the subject area to be taught; and~~
  - ~~3) has filed the statement of intent required under subsection (b)(7).~~
- d) ~~When the requirements of this Section have been met, the State Superintendent of Education shall issue to the employing entity a letter granting short term~~

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~~authorization for the named individual to teach in the specific position for which the application was made.~~

- ~~1) The letter shall constitute an authorization to the employing entity and not a credential issued to the individual. As such, it shall not be transferable to any other individual, employing entity or teaching assignment.~~
- ~~2) Each employing entity that receives an authorization pursuant to this Section shall maintain the State Superintendent's letter on file and make it available for inspection by representatives of the State Board of Education upon request.~~
- ~~e) Short term teaching authorization issued pursuant to this Section shall be issued with respect to a specific school year and shall expire on June 30 immediately following the third full year after the authorization was issued.~~
- ~~f) After the end of the validity of authorization received under this Section, the individual shall not be eligible to teach in the content area for which approval was granted unless he or she has received an endorsement for that content area.~~

(Source: Amended by emergency rulemaking at 41 Ill. Reg. 8949, effective June 28, 2017, for a maximum of 150 days)

## STATE BOARD OF EDUCATION

## NOTICE OF EMERGENCY AMENDMENT

- 1) Heading of the Part: Programs for the Preparation of Principals in Illinois
- 2) Code Citation: 23 Ill. Adm. Code 30
- 3) Section Number: 30.70                      Emergency Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Section 21B-60 of the School Code [105 ILCS 5/21B-60].
- 5) Effective Date of Rule: June 28, 2017
- 6) If this emergency rule is to expire before the end of the 150-day period, please specify the date on which it is to expire: No
- 7) Date Filed with the Index Department: June 28, 2017
- 8) A statement that a copy of the adopted rule, including any material incorporated by reference, is on file in the Agency's principal office and is available for public inspection.
- 9) Reason for Emergency: In recent State Board of Education meetings, district superintendents have testified that they are unable to locate and hire appropriately licensed staff for a number of teaching positions. Identified statewide teacher shortages, as well as local and regional shortages, have placed school districts in the impossible position of offering required coursework while ensuring that teachers in these positions are appropriately qualified. In some cases, school districts have been unable to offer coursework due to shortages. These rules are necessary insofar as many students are unable to access opportunities due to a shortage of appropriately endorsed teachers. Put differently, the teacher shortage has impacted the availability of opportunities for each and every child in Illinois. Insofar as schooling is a primary way in which young people are introduced to content areas of which they may not otherwise be aware, the teacher shortage has impact on the public interest generally and welfare of students in particular.

While the teacher shortage is a concern nationwide, ISBE can assist districts by allowing currently licensed teachers the opportunity to be placed immediately in the classroom while they work to earn endorsements for those assignments, provided they pass the content area test for the assignment. In practical terms, affording educators this opportunity can increase the diversity of courses a district may offer.

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- 10) A Complete Description of the Subjects and Issues Involved: Portions of Parts 1, 25, and 30 that are being modified focus on assignment (what a district needs to do in order to legally assign a teacher) and receipt of the endorsement.

Part 30 has been modified to clarify the requirements for the receipt of the principal endorsement. Specifically, the rules removed the requirement that candidates must have a professional educator license endorsed in a teaching field or in school support personnel in order to be admitted into a principal preparation program.

- 11) Are there any other rulemakings to this Part pending? No
- 12) Statement of Statewide Policy Objective: This rulemaking will not create or enlarge a State mandate.
- 13) Information and questions regarding this emergency rule shall be directed to:

Lindsay M. Bentivegna  
Agency Rules Coordinator  
Illinois State Board of Education  
100 North First Street, S-493  
Springfield IL 62777-0001

217/782-5270  
rules@isbe.net

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

## STATE BOARD OF EDUCATION

## NOTICE OF EMERGENCY AMENDMENT

TITLE 23: EDUCATION AND CULTURAL RESOURCES  
SUBTITLE A: EDUCATION  
CHAPTER I: STATE BOARD OF EDUCATION  
SUBCHAPTER b: PERSONNELPART 30  
PROGRAMS FOR THE PREPARATION OF PRINCIPALS IN ILLINOIS

## Section

- 30.10 Definitions
- 30.20 Purpose and Applicability
- 30.30 General Program Requirements
- 30.40 Internship Requirements
- 30.45 Assessment of the Internship
- 30.50 Coursework Requirements
- 30.60 Staffing Requirements
- 30.70 Candidate Selection

EMERGENCY

- 30.80 Program Approval and Review

## 30.APPENDIX A Internship Assessment Rubric

**AUTHORITY:** Implementing and authorized by Section 21B-60 of the School Code [105 ILCS 5/21B-60].

**SOURCE:** Old Part repealed at 29 Ill. Reg. 18439, effective October 31, 2005; new Part adopted at 35 Ill. Reg. 9060, effective June 1, 2011; amended at 36 Ill. Reg. 6819, effective April 23, 2012; amended at 37 Ill. Reg. 4258, effective March 25, 2013; amended at 38 Ill. Reg. 11360, effective May 6, 2014; amended at 39 Ill. Reg. 4009, effective February 24, 2015; amended at 40 Ill. Reg. 3055, effective January 27, 2016; amended at 40 Ill. Reg. 13658, effective September 15, 2016; emergency amendment at 41 Ill. Reg. 8967, effective June 28, 2017, for a maximum of 150 days; amended at 41 Ill. Reg. 8967, effective June 28, 2017.

**Section 30.70 Candidate Selection**EMERGENCY

Candidates admitted to a program for principal preparation shall be selected through an in-person interview process. Each candidate must meet the following minimum requirements.

## STATE BOARD OF EDUCATION

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- a)  ~~Holds either:~~
- ~~1) a valid and current Illinois professional educator license endorsed in a teaching field (i.e., early childhood, elementary, secondary, special K-12 or special preschool age 21) or, until June 30, 2019, endorsed in a school support personnel area (i.e., school counselor, school psychologist, speech language pathologist (non-teaching), school nurse, school social worker, school marriage and family counselor); or~~
  - ~~2) a valid and current teaching or, until June 30, 2019, school support personnel, certificate, license or endorsement issued by another state authorizing employment in an out-of-state public school or in an out-of-state nonpublic school meeting out-of-state recognition standards comparable to those set forth by the State Board of Education at 23 Ill. Adm. Code 425 (Voluntary Registration and Recognition of Nonpublic Schools).~~
- ab) Passage of the test of basic skills if the candidate had not been required to take the test for receipt of his or her Illinois professional educator license or previously issued teaching certificate or school support personnel endorsement (see 23 Ill. Adm. Code 25.720(b)).
- be) Submission of a portfolio that presents evidence of a teacher candidate's achievements.
- 1) Evidence of teaching experience in each of the following categories:
    - A) Support of all students in the classroom to achieve high standards of learning;
    - B) Accomplished classroom instruction, which shall include data providing evidence of two years of student growth and learning within the last five years;
    - C) Significant leadership roles in the school (e.g., curriculum development, discipline, team teaching assignment, mentoring);
    - D) Strong oral and written communication skills;

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- E) Analytic abilities needed to collect and analyze data for student improvement;
  - F) Demonstrated respect for family and community;
  - G) Strong interpersonal skills; and
  - H) Knowledge of curriculum and instructional practices.
- 2) For purposes of this subsection (c), "evidence" includes, but is not limited to:
- A) Evaluations of the candidate's teaching abilities from supervisors that attest to students' academic growth;
  - B) Evidence of leadership roles held and descriptions of the impact the candidate has had on the classroom, school or district, or the constituents served;
  - C) An analysis of classroom data (student scores) that describes how the data were used to inform instructional planning and implementation, including an explanation of what standards were addressed, the instructional outcomes and steps taken when expected outcomes did not occur;
  - D) Information on the candidate's work with families and/or community groups and a description of how this work affected instruction or class activities;
  - E) Examples of the candidate's analytical abilities as evidenced by a description of how he or she used the results from student assessments to improve student learning; and
  - F) Evidence of curriculum development, student assessments, or other initiatives that resulted from the candidate's involvement on school committees.
- c) Submission of a portfolio that presents evidence of a school support personnel candidate's achievements.

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- 1) Evidence of experience in each of the following categories:
  - A) Support within the candidate's service area for all students that contributes to the students' personal growth and development, and high standards of learning;
  - B) Effective support of all students, which shall include data providing evidence of two years of success within their service area in the last five years;
  - C) Significant leadership roles in the school (e.g., curriculum development, discipline, collaboration or consultation with classroom teachers and administrators, mentoring);
  - D) Strong oral and written communication skills;
  - E) Analytic abilities needed to collect and analyze data for student improvement;
  - F) Demonstrated respect for family and community;
  - G) Strong interpersonal skills; and
  - H) Knowledge of academic, social, emotional and behavioral supports that meet the needs of all students.
- 2) For purposes of this subsection (d), "evidence" includes, but is not limited to:
  - A) Evaluations of the candidate's abilities in his or her service area from supervisors that attest to students' academic growth, and social and emotional development;
  - B) Evidence of leadership roles held and descriptions of the impact the candidate has had on the classroom, school or district, or the constituents served;

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- C) An analysis of data (e.g., psychological testing, grades, attendance information, disciplinary referrals, course enrollment) that describes how the data were used to provide support, assistance, collaboration or intervention, including an explanation of the student priorities addressed; the academic, social, emotional and/or behavioral outcomes; and the steps taken when expected outcomes did not occur;
  - D) Information on the candidate's work with families and/or community groups and a description of how this work affected students' academic, social, emotional and/or behavioral outcomes;
  - E) Examples of the candidate's analytical abilities as evidenced by a description of how he or she used the results from student assessments to improve student learning; and
  - F) Evidence of curriculum development, student assessments or other initiatives that resulted from the candidate's involvement on school committees.
- de) Each applicant shall interview with no fewer than two of the program's full-time faculty members and shall, at a minimum, discuss the contents of his or her portfolio and complete on site a written response to a scenario presented by the interviewers.

(Source: Amended by emergency rulemaking at 41 Ill. Reg. 8967, effective June 28, 2017, for a maximum of 150 days)

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received during the period of June 27, 2017 through July 3, 2017. The following rulemakings are scheduled for review at the Committee's July 18, 2017 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rulemaking should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield IL 62706.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>JCAR Meeting</u>
8/12/17	<u>Department of Public Health</u> , AIDS Drug Assistance Program (77 Ill. Adm. Code 692)	5/12/17 41 Ill. Reg. 4964	7/18/17
8/12/17	<u>Department of Public Health</u> , Skilled Nursing and Intermediate Care Facilities Code (77 Ill. Adm. Code 300)	3/31/17 41 Ill. Reg. 3761	7/18/17
8/12/17	<u>Department of Public Health</u> , Sheltered Care Facilities Code (77 Ill. Adm. Code 330)	3/31/17 41 Ill. Reg. 3775	7/18/17
8/12/17	<u>Department of Public Health</u> , Illinois Veterans' Homes Code (77 Ill. Adm. Code 340)	3/31/17 41 Ill. Reg. 3787	7/18/17

CHIEF PROCUREMENT OFFICER FOR PUBLIC INSTITUTIONS  
OF HIGHER EDUCATION

NOTICE OF PUBLIC INFORMATION

NOTICE OF CAMPAIGN CONTRIBUTION VIOLATION OF PROCUREMENT CODE

1. Statutory Authority: Section 50-37 of the Illinois Procurement Code, 30 ILCS 500/50-37, prohibits business entities with contracts and solicitations worth in excess of \$50,000 in combined annual value pending with a given officeholder responsible for awarding the contracts from making campaign contributions to campaign committees established to promote the candidacy of the officeholder or any other declared candidate for that office. The prohibition also extends to contributions made by various affiliated persons and businesses of a business entity that is subject to the prohibition. Section 50-37 requires that notice of violation of the prohibition and the penalty imposed is to be published in the *Illinois Register*.
2. Name of Contributor: Gordon Food Service, Inc.
3. Date of Violation: December 19, 2013
4. Description of Violation: Gordon Food Service, Inc. made a contribution of \$2,500.00 to "Tracy for Lt. Governor", a campaign committee established to support the election of Jill Tracy to public office. Jill Tracy was a declared candidate for Lieutenant Governor on November 25, 2013. At the time that Gordon Food Service, Inc. made the contribution it was prohibited from doing so on the basis of its contracts, bids and/or offers exceeding the \$50,000 annual total.
5. Summary of Action Taken by the Agency: Section 50-37 provides that State contracts with a business entity that violates the campaign contribution prohibition are voidable at the discretion of the chief procurement officer. The Chief Procurement Officer for Public Institutions of Higher Education has notified Gordon Food Service, Inc. of the apparent violation, reviewed responsive material provided by Gordon Food Service, Inc. and has considered the value, status, and necessity of the contracts. In addition, the Officer has taken into consideration the recognition by Gordon Food Service, Inc. of the violation and their understanding of the necessity to avoid such situations in the future. We find that voiding affected contracts, bids or proposals would not be in the best interest of the State.

As required by Section 50-37(e) of the Procurement Code, Tracy for Lt. Governor, is required to pay to the State an amount equal to the value of the contribution within 30 days of the publication of this notice.

## POLLUTION CONTROL BOARD

## NOTICE OF PUBLIC INFORMATION ON PROPOSED AMENDMENT

## NOTICE PURSUANT TO 415 ILCS 5/7.2(b)

Section 17.5 of the Environmental Protection Act (Act) [415 ILCS 5/17.5] requires the Board to adopt regulations that are “identical in substance” to U.S. Environmental Protection Agency (USEPA) drinking water rules adopted pursuant to Sections 1412(b), 1414(c), 1417(a), and 1445(a) of the federal Safe Drinking Water Act (SDWA) (42 U.S.C. §§ 300g-1(a), 300g-3(c), 300g-6(a), and 300j-4(a) (2015)). These Illinois rules are contained in 35 Ill. Adm. Code 611, which is to be amended in Board docket R17-12.

Section 7.2(a) of the Act requires the Board to complete its identical-in-substance rulemaking actions within one year after the date of the USEPA action on which they are based. Section 7.2(b) allows the Board to extend the deadline for adoption by publication of a notice of reason for delay in the *Illinois Register*.

On June 22, 2017, the Pollution Control Board adopted an opinion and order in docket R17-12 that proposed amendments to 35 Ill. Adm. Code 611 for public comment. A segment of that opinion and order set forth reasons for delay in the 35 Ill. Adm. Code 611 update. In that order, the Board stated as follows:

**TIMETABLE FOR COMPLETION OF THIS RULEMAKING**

## POLLUTION CONTROL BOARD

## NOTICE OF PUBLIC INFORMATION ON PROPOSED AMENDMENT

Under Section 7.2(b) of the Act (415 ILCS 5/7.2(b) (2016)), the Board must complete this rulemaking within one year after the corresponding federal action. Based on the date USEPA approved additional methods, the Board's deadline to adopt rules in this docket is July 19, 2017.

The Board has encountered unavoidable delay in preparing this proposal. The Board exerted considerable time and effort reviewing the Primary Drinking Water Regulations to prepare this proposal for public comment. This has included removing past implementation dates and obsolete provisions, making conforming revisions and correcting errors in analytical methods and incorporations by reference, and making stylistic revisions of the kind routinely requested by JCAR. For these reasons, the Board finds that the one-year period for adopting identical-in-substance amendments is insufficient to complete this rulemaking.

Having found the one-year period insufficient, the Board specifies a new due date. See 415 ILCS 5/7.2(b) (2016). Adoption of this proposal for public comment today will allow completion of the present amendments before the end of October 2017, barring unforeseen delays. The Board will adhere the following schedule to complete this proceeding:

<b>Date of Board vote to propose amendments:</b>	<b>June 22, 2017</b>
Submission for <i>Illinois Register</i> publication:	July 3, 2017
Probable <i>Illinois Register</i> publication date:	July 14, 2017
Probable End of 45-day public comment period:	August 28, 2017
<b>Date of Board vote to adopt amendments:</b>	<b>September 21, 2017</b>
Possible filing and effective date:	October 2, 2017
Possible <i>Illinois Register</i> publication date:	October 13, 2017

This timetable includes a slight amount of extra time to allow for unforeseen delays. The Board expects to complete this rulemaking no later than October 31, 2017.

## DEPARTMENT ON AGING

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citation): Public Information, Rulemaking and Organization (2 Ill. Adm. Code 725)

1) Rulemaking:

- A) Description: In Sections 725.10, 725.20, and 725.120, the Department on Aging will correct the address listing for its central office location in Springfield, Illinois.
- B) Statutory Authority: 5 ILCS 100/5-15 and 20 ILCS 105/4.01(11)
- C) Scheduled meeting/hearing dates: No meetings or hearings are scheduled or anticipated.
- D) Date Agency anticipates First Notice: The Department on Aging anticipates filing this proposed rulemaking project during the next six months of this year.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Karen Alice Kloppe  
Deputy General Counsel  
Illinois Department on Aging  
One Natural Resources Way, Suite 100  
Springfield IL 62702-1271
- 217/785-3346
- G) Related Rulemakings and other pertinent information: None

- b) Part (Heading and Code Citation): Access to Information of the Department on Aging (2 Ill. Adm. Code 726)

1) Rulemaking:

## DEPARTMENT ON AGING

## JULY 2017 REGULATORY AGENDA

- A) Description: The Department on Aging will amend Part 726 with updated provisions to reflect changes in the Freedom of Information Act. In Sections 726.110, 726.310, and Appendix A, the Department on Aging will correct the address listing for its central office location in Springfield, Illinois.
- B) Statutory Authority: 5 ILCS 100/5-15; 5 ILCS 140/3(h); and 20 ILCS 105/4.01(11)
- C) Scheduled meeting/hearing dates: No meetings or hearings are scheduled or anticipated.
- D) Date Agency anticipates First Notice: The Department on Aging anticipates filing this proposed rulemaking project during the next six months of this year.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Karen Alice Kloppe  
Deputy General Counsel  
Illinois Department on Aging  
One Natural Resources Way, Suite 100  
Springfield IL 62702-1271
- 217/785-3346
- G) Related Rulemakings and other pertinent information: None
- c) Part (Heading and Code Citation): Americans With Disabilities Act and Civil Rights Program Grievance Procedure (4 Ill. Adm. Code 1725)
- 1) Rulemaking:
- A) Description: In Section 1725.10 and Appendix A, the Department on Aging will correct the address listings for its central office location in Springfield, Illinois.

## DEPARTMENT ON AGING

## JULY 2017 REGULATORY AGENDA

- B) Statutory Authority: 20 ILCS 105/4.01(11)
- C) Scheduled meeting/hearing dates: No meetings or hearings are scheduled or anticipated.
- D) Date Agency anticipates First Notice: The Department on Aging anticipates filing this proposed rulemaking project during the next six months of this year.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Karen Alice Kloppe  
Deputy General Counsel  
Illinois Department on Aging  
One Natural Resources Way, Suite 100  
Springfield IL 62702-1271
- 217/785-3346
- G) Related Rulemakings and other pertinent information: None
- d) Part (Heading and Code Citation): General Programmatic Requirements (89 Ill. Adm. Code 220)
- 1) Rulemaking:
- A) Description: Part 220 will be amended or repealed as necessary in order to: (1) eliminate provisions that will become redundant once the Department formally incorporates comprehensive care coordination/person-centered planning into the existing case management system for older adult services in Illinois; (2) update the rules regarding conflicts, confidentiality, disclosure of information, and the appeals process for programs administered by the Department; and (3) correct the address listing in Section 220.503 for the central office location of the Department in Springfield, Illinois.

## DEPARTMENT ON AGING

## JULY 2017 REGULATORY AGENDA

- B) Statutory Authority: 20 ILCS 105/4, 4.01(4), 4.01(11), and 4.02
- C) Scheduled meeting/hearing dates: No meetings or hearings are scheduled or anticipated.
- D) Date Agency anticipates First Notice: The Department on Aging anticipates filing this proposed rulemaking project during the next six months of this year.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Entities serving as Care Coordination Units and service provider agencies for the Department on Aging under the Community Care Program.
- F) Agency contact person for information:

Karen Alice Kloppe  
Deputy General Counsel  
Illinois Department on Aging  
One Natural Resources Way, Suite 100  
Springfield IL 62702-1271

217/785-3346

- G) Related Rulemakings and other pertinent information: None

e) Part (Heading and Code Citation): Community Care Program (89 Ill. Adm. Code 240)

1) Rulemaking:

- A) Description: Part 240 will be amended as necessary in order to (1) update provisions regarding prescreenings conducted by Care Coordination Units for nursing facility placements based on PA 99-857; (2) update provisions to reflect federal policy changes regarding the 1915(c) Medicaid Waiver for the Elderly; (3) eliminate provisions that will become redundant once the Department on Aging formally incorporates comprehensive care coordination/person-centered planning into the existing case management system for older adults in Illinois; (4) incorporate federal integrated setting

## DEPARTMENT ON AGING

## JULY 2017 REGULATORY AGENDA

requirements and other changes to open certification opportunities for facilities providing adult day care services; (5) update provisions regarding conflicts and the appeals process to improve health, safety, and welfare of program participants and the delivery of coordinated care for individuals transitioning between programs administered by the human service agencies; and (6) correct the address listings in Sections 240.1420, 240.1520, 240.1661, and 240.1970 for the central office location of the Department on Aging in Springfield, Illinois.

- B) Statutory Authority: 20 ILCS 105/4.01(11) and 4.02
- C) Scheduled meeting/hearing dates: No meetings or hearings are scheduled or anticipated.
- D) Date Agency anticipates First Notice: The Department on Aging anticipates filing this proposed rulemaking project during the next six months of this year.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Entities serving as Care Coordination Units and Adult Day Service Provider Agencies for the Department on Aging under the Community Care Program.
- F) Agency contact person for information:

Karen Alice Kloppe  
Deputy General Counsel  
Illinois Department on Aging  
One Natural Resources Way, Suite 100  
Springfield IL 62702-1271

217/785-3346

- G) Related Rulemakings and other pertinent information: None
- f) Part (Heading and Code Citation): Long-Term Care Insurance Partnership Program (89 Ill. Adm. Code 260)
- 1) Rulemaking:

## DEPARTMENT ON AGING

## JULY 2017 REGULATORY AGENDA

- A) Description: Repeal Part 260
- B) Statutory Authority: 20 ILCS 105/4.01(11) and 215 ILCS 132
- C) Scheduled meeting/hearing dates: No meetings or hearings are scheduled or anticipated.
- D) Date Agency anticipates First Notice: The Department on Aging anticipates filing this proposed rulemaking project during the next six months of this year.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Karen Alice Kloppe  
Deputy General Counsel  
Illinois Department on Aging  
One Natural Resources Way, Suite 100  
Springfield IL 62702-1271

217/785-3346

- G) Related Rulemakings and other pertinent information: None

g) Part (Heading and Code Citation): Adult Protection and Advocacy Services (89 Ill. Adm. Code 270)

1) Rulemaking:

- A) Description: Part 270 will be amended or repealed as necessary to: (1) update confidentiality provisions relating to individuals who are authorized to access confidential records under the Adult Protective Services Program based on PA 99-287 and PA 99-547; and (2) address self-neglect under the Adult Protective Services Program; (3) establish the Adult Protective Service Registry to protect individuals receiving in-home and community-based services; and (4) update the rules for the Long Term

## DEPARTMENT ON AGING

## JULY 2017 REGULATORY AGENDA

Care Ombudsman Program to improve consistency with changes in federal policy for advocacy services on behalf of residents of long term care facilities and individuals residing in their own homes or community-based settings who receive home care and community-based care under a medical assistance waiver administered by the State or from a managed care organization providing care coordination and other services for the State.

- B) Statutory Authority: 20 ILCS 105/4.01(11) and 4.04; 320 ILCS 20/3(d) 7.5(g), and 10
- C) Scheduled meeting/hearing dates: No meetings or hearings are scheduled or anticipated.
- D) Date Agency anticipates First Notice: The Department on Aging anticipates filing these proposed rulemaking projects during the next six months of this year.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Entities serving as provider agencies for the Department on Aging under the Adult Protective Services Program by the first three rulemakings. Entities serving as provider agencies for the Department on Aging under the Long Term Care Ombudsman Program will be affected by the last rulemaking.
- F) Agency contact person for information:
- Karen Alice Kloppe  
Deputy General Counsel  
Illinois Department on Aging  
One Natural Resources Way, Suite 100  
Springfield IL 62702-1271
- 217/785-3346
- G) Related Rulemakings and other pertinent information: None
- h) Heading and Code Citations: Board and Care Homes Registration (89 Ill. Adm. Code 290)

## DEPARTMENT ON AGING

## JULY 2017 REGULATORY AGENDA

- 1) Rulemaking:
  - A) Description: Repeal Part 290
  - B) Statutory Authority: 20 ILCS 105/4.01(11) and 225 ILCS 7
  - C) Scheduled meeting/hearing dates: No meetings or hearings are scheduled or anticipated.
  - D) Date Agency anticipates First Notice: The Department anticipates filing this rulemaking during the next six months of this year.
  - E) Effect on small businesses, small municipalities or not-for-profit corporations: None
  - F) Agency contact person for information:

Karen Alice Kloppe  
Deputy General Counsel  
Illinois Department on Aging  
One Natural Resources Way, Suite 100  
Springfield IL 62702-1271

217/785-3346
  - G) Related Rulemakings and other pertinent information: None

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citations): Government Contracts, Grantmaking, Procurement and Property Management (44 Ill. Adm. Code 5010)
- 1) Rulemaking: Proposed Amendments
- A) Description: Projected amendments include revisions to the following sections:
- In Section 5010.400, the revisions amend the required time frame for reporting certain inventory.
- In 5010.710, the revisions are to the determination of the appraised value of equipment sold to certain units of local government and charitable organizations.
- B) Statutory Authority: Implementing and authorized by Sections 67.15 and 67.22 of the Civil Administrative Code of Illinois [20 ILCS 405/67.15 and 67.22] and Sections 1 through 7, 8 and 9 of the State Property Control Act [30 ILCS 605/1-7, 8 and 9].
- C) Scheduled meeting/hearing dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Department of Central Management Services in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: These amendments do not set out guidelines that are to be followed by local or other jurisdictional bodies within the State.
- F) Agency contact person for information:

Ms. Kelly Weston  
Finance and Administration Counsel  
Department of Central Management Services  
720 William G. Stratton Building  
401 S. Spring Street  
Springfield IL 62706

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## JULY 2017 REGULATORY AGENDA

217/524-7518

email: kelly.weston@illinois.gov

- G) Related Rulemakings and other pertinent information: Other amendments may be necessary based on emergent issues regarding State inventory policies.
- b) Part (Heading and Code Citations): Pay Plan 80 Ill. Adm. Code 310
- 1) Rulemaking: Proposed and Peremptory Amendments
- A) Description: Projected amendments to the Department of Central Management Services' Pay Plan include revisions to the following sections:
- In Section 310.47, the revisions are to in-hiring rates based on bargaining unit agreements or trainee programs.
- In Section 310.Appendix A, the revisions are to negotiated rate tables based on bargaining unit agreements that are signed before mid-December 2017.
- In Section 310.410, the revisions are to include MS-salary range assignments to newly established classifications or to existing classifications when bargaining unit negotiations are complete.
- In various sections, the revisions are to include provisions contained within bargaining unit agreements.
- In various sections, the revisions are to classifications established, revised or abolished with the approval of the Civil Service Commission.
- In various sections, the revisions are to the format of the Pay Plan to reduce duplicate information and provide easier access to information contained within the Pay Plan.
- B) Statutory Authority: Authorized by Sections 8, 8a and 9(7) of the Personnel Code [20 ILCS 415/8, 20 ILCS 415/8a, 20 ILCS 415/8c, 20 ILCS 415/8e, 20 ILCS 415/9(7) and 20 ILCS 415/9(14)], subsection (d) of

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## JULY 2017 REGULATORY AGENDA

Section 1-5 of the Illinois Administrative Procedure Act [5 ILCS 100/1-5(d)] and by Sections 4, 6, 15 and 21 of the Illinois Public Labor Relations Act [5 ILCS 315/4, 5 ILCS 315/6, 5 ILCS 315/15 and 5 ILCS 315/21].

- C) Scheduled meeting/hearing dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Department of Central Management Services in writing during the First Notice Period of the Pay Plan amendments.
- D) Date Agency anticipates First Notice: Peremptory amendments based on new memoranda of understanding or other bargaining unit agreements will be filed as negotiations are completed.

Proposed amendments based on new, revised, or abolished classifications not represented by the bargaining units will be filed as the classification actions are approved by the Civil Service Commission.

Proposed amendments for the other revisions will be filed as the policies are prepared by the CMS Director after consultation with operating agency heads and the Director of the Governor's Office of Management and Budget, and approved by the Governor.

- E) Effect on small businesses, small municipalities or not-for-profit corporations: These amendments to the Pay Plan pertain only to state employees subject to the Personnel Code under the Governor. They do not set out guidelines that are to be followed by local or other jurisdictional bodies within the State.
- F) Agency contact person for information:

Mr. Jason Doggett  
Manager  
Compensation Section  
Division of Technical Services  
Bureau of Personnel  
Department of Central Management Services  
503 William G. Stratton Building  
Springfield IL 62706

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

JULY 2017 REGULATORY AGENDA

217/524-1055

fax: 217/558-4497

email: CMS.PayPlan@Illinois.gov

- G) Related Rulemakings and other pertinent information: Other amendments may be necessary based on emergent issues regarding state employee salary rates and policies.

## CHIEF PROCUREMENT OFFICER FOR THE CAPITAL DEVELOPMENT BOARD

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citations): Chief Procurement Officer for the Capital Development Board, (44 Ill. Adm. Code 8)
- 1) Rulemaking:
- A) Description: The Chief Procurement Officer for the Capital Development Board anticipates amendments to address legislative changes made by the 100th General Assembly.
- B) Statutory Authority: Illinois Procurement Code [30 ILCS 500]
- C) Scheduled meeting/hearing dates: None have been scheduled.
- D) Date Agency anticipates First Notice: October 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The proposals may affect small businesses that contract with the State of Illinois.
- F) Agency contact person for information:
- Van Austin  
Rules Coordinator  
Chief Procurement Office for Capital Development Board  
401 S. Spring Street  
Room 318 Stratton Office Building  
Springfield IL 62706
- 217/836-2008
- G) Related Rulemakings and other pertinent information: None

## CHIEF PROCUREMENT OFFICER FOR GENERAL SERVICES

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citations): Chief Procurement Officer for General Services Standard Procurement, (44 Ill. Adm. Code 1)
- 1) Rulemaking:
- A) Description: The Chief Procurement Officer for General Services anticipates amendment to the standard procurement rules to implement the changes made by PA 98-1076, PA 98-1038, and to address other legislative changes made by the 98th, 99th and 100th General Assembly. Additionally, the Chief Procurement Officer for General Services anticipates amendment to the standard procurement rules to implement the Joint Governmental Purchasing Act, including but not limited to application to purchases made with consortiums of governmental entities.
- B) Statutory Authority: The Illinois Procurement Code [30 ILCS 500]; The Small Business Contracts Act [30 ILCS 503]; The Governmental Joint Purchasing Act [30 ILCS 525]
- C) Scheduled meeting/hearing dates: None have been scheduled.
- D) Date Agency anticipates First Notice: The Chief Procurement Officer for General Services anticipates filing the proposed rulemaking during the next six months of this year.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The proposals may affect small businesses that contract with the State of Illinois.
- F) Agency contact person for information:
- Michelle Casey  
Special Advisor and State Purchasing Officer  
Chief Procurement Office for General Services  
712 Stratton Office Building  
Springfield IL 62706
- 217/494-5577
- G) Related rulemakings and other pertinent information: None

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DRYCLEANER ENVIRONMENTAL RESPONSE TRUST FUND  
COUNCIL OF ILLINOIS

JULY 2017 REGULATORY AGENDA

a) Part (Headings and Code Citations): General Program (35 Ill. Adm. Code 1500)

1) Rulemaking:

- A) Description: 35 Ill. Adm. Code 1500.50 contains the Fund's general program rules related to insurance program requirements. The Council will be amending these regulations to define the operational and reporting requirements of a Council approved compliance program.
- B) Statutory Authority: Implementing and authorized by Section 20 of the Drycleaner Environmental Response Trust Fund Act [415 ILCS 135/20(a)].
- C) Scheduled meeting/hearing dates: Public hearings are not required to prescribe the compliance program requirements.
- D) Date Agency anticipates First Notice: The Council anticipates First Notice publication of the proposed rules in the *Illinois Register* in September of 2017.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Four hundred thirty three (433) active drycleaning facilities which are insured by the Fund Council are subject to participation in a Council approved compliance program. There should be no effect on these drycleaning facilities. There should be no effect on small municipalities or not-for-profit corporations.
- F) Agency contact person for information:

H. Patrick Eriksen  
Drycleaner Environmental Response Trust Fund Council  
PO Box 480  
Bensenville IL 60106-0480

630/741-0022  
Fax: 630/741-0026  
email: hpe@willconsult.com

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DRYCLEANER ENVIRONMENTAL RESPONSE TRUST FUND  
COUNCIL OF ILLINOIS

JULY 2017 REGULATORY AGENDA

- G) Related rulemakings and other pertinent information: There are no other related rulemakings.

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citation): Political Subdivision Emergency Services and Disaster Agencies (29 Ill. Adm. Code 301)
- 1) Rulemaking: Proposed Amendment
- A) Description: The Agency will propose amendments to emergency operations plan, exercise and accreditation requirements and the emergency management grant program. The amendments will provide clarification of and updates to current procedures. In addition, some timing requirements will be removed.
- B) Statutory Authority: Authorized by and implementing the Illinois Emergency Management Agency Act [20 ILCS 3305].
- C) Scheduled meeting/hearing dates: A webinar is currently being scheduled. Affected entities should watch for notification from the Agency regarding the webinar date.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The Agency believes this rulemaking will not affect small businesses or not-for-profit corporations. Small municipalities may be affected if they have an emergency management program.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: None

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

- b) Part (Heading and Code Citation): Emergency and Written Notification of an Incident or Accident Involving a Reportable Hazardous Material or Extremely Hazardous Substance (29 Ill. Adm. Code 430)
- 1) Rulemaking: Proposed Repealer
- A) Description: The Agency will propose to repeal this regulation because requirements for reporting hazardous spills is included in both 29 Ill. Adm. Code 430 and 29 Ill. Adm. Code 620. Merging the requirements into one regulation will streamline requirements and alleviate public confusion.
- B) Statutory Authority: Implementing Section 304 of Title III of the Superfund Amendments and Reauthorization Act of 1986 (42 USC 11004) and authorized by Section 5(c) of the Illinois Emergency Management Agency Act [20 ILCS 3305/5(c)].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The Agency anticipates that this rulemaking could alleviate duplicative regulatory burdens for businesses in the State.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: The Agency anticipates amending 29 Ill. Adm. Code 620, Emergency Planning and

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

Community Right-to-Know, and possibly repealing 29 Ill. Adm. Code 610, Development, Annual Review, Coordination of Chemical Safety Contingency Plans.

- c) Part (Heading and Code Citation): Development, Annual Review, Coordination of Chemical Safety Contingency Plans (29 Ill. Adm. Code 610)
- 1) Rulemaking: Proposed Repealer
- A) Description: The Agency will propose repealing 29 Ill. Adm. Code 610 to reduce duplicative requirements with 29 Ill. Adm. Code 620. Merging the requirements into one regulation will assist with eliminating public confusion.
- B) Statutory Authority: Implementing the Illinois Chemical Safety Act (Ill. Rev. Stat. 1985, ch. 111½, pars. 951 et. seq.) and authorized by Section 7(c)(1) of the Illinois Emergency Services and Disaster Agency Act of 1975 [Ill. Rev. Stat. 1985, ch. 127, par. 1107 (c)(1)].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The Agency anticipates that this will alleviate a duplicative regulatory burden for businesses in the State.
- F) Agency contact person for information:

Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704

217/524-0770  
fax: 217/524-3698

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

- G) Related Rulemakings and other pertinent information: The Agency also anticipates repealing 29 Ill. Adm. Code 430 and amending 29 Ill. Adm. Code 620.
- d) Part (Heading and Code Citation): Emergency Planning and Community Right-To-Know (29 Ill. Adm. Code 620)
- 1) Rulemaking: Proposed Amendment
- A) Description: The Agency will propose amendments to reflect recent changes in federal requirements and to update antiquated references and procedures. The Agency also plans to merge requirements in 29 Ill. Adm. Code 430 and, possibly, 610 into this regulation.
- B) Statutory Authority: Implementing Title III of the Superfund Amendments and Reauthorization Act of 1986 (P.L. 99-499) and the Illinois Emergency Planning and Community Right to Know Act [430 ILCS 100] and authorized by Section 5(c) of the Illinois Emergency Management Agency Act [20 ILCS 3305/5c].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The Agency anticipates that this rulemaking could alleviate duplicative regulatory burdens for businesses in the State.
- F) Agency contact person for information:

Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704

217/524-0770  
fax: 217/524-3698

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

- G) Related Rulemakings and other pertinent information: The Agency also anticipates repealing 29 Ill. Adm. Code 430 and, possibly, 610 merging those requirements into Part 620.
- e) Part (Heading and Code Citation): Administrative Hearings (32 Ill. Adm. Code 200)
- 1) Rulemaking: Proposed Amendment
- A) Description: The Agency anticipates proposing amendments to the Agency's hearing regulations to include hearing procedures for all programs of the Agency and procedures for quashing subpoenas.
- B) Statutory Authority: Implementing and authorized by the Illinois Administrative Procedure Act [5 ILCS 100], Illinois Grant Funds Recovery Act [30 ILCS 705] and the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Fall 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The Agency does not anticipate these entities will be affected unless they have a hearing before the Agency.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: None

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

- f) Part (Heading and Code Citation): General Provisions for Radiation Protection (32 Ill. Adm. Code 310)
- 1) Rulemaking: Proposed Amendment
- A) Description: The Agency will propose amendments to clarify the definition of dosimetry processor to include new technologies, such as direct ion storage, for obtaining and storing dosimetry results. In addition, the Agency is proposing to delete duplicative language.
- B) Statutory Authority: Implementing and authorized by Section 10 of the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time but, if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This change will benefit all businesses with a radioactive material license by giving them an alternate method of measuring and reporting occupational doses to workers.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: None
- g) Part (Heading and Code Citation): Standards for Protection Against Laser Radiation (32 Ill. Adm. Code 315)

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

- 1) Rulemaking: Proposed Amendment
  - A) Description: The Agency will propose amendments to update references and charts currently in Part 315.
  - B) Statutory Authority: Implementing and authorized by the Laser System Act of 1997 [420 ILCS 56].
  - C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
  - D) Date Agency anticipates First Notice: Fall/Winter 2017
  - E) Effect on small businesses, small municipalities or not-for-profit corporations: These entities will only be affected if they possess lasers. The effect should be minimal as the Agency will only be updating its requirements to meet national standards.
  - F) Agency contact person for information:

Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704

217/524-0770  
fax: 217/524-3698
  - G) Related Rulemakings and other pertinent information: None
- h) Part (Heading and Code Citation): Licensing of Radioactive Material (32 Ill. Adm. Code 330)
  - 1) Rulemaking: Proposed Amendment
    - A) Description: The Agency plans to propose an amendment to Section 330.40(d) to remove the exemption for water treatment residuals from this

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

Part. Revised regulations for water treatment residuals will be provided in a new rule being proposed by the Agency.

- B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time but, if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Fall 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The Agency anticipates that businesses, small and some not-for-profit corporations will be affected if they are producing or in possession of water treatment residuals.
- F) Agency contact person for information:  

Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704

217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: See information regarding the proposal of 32 Ill. Adm. Code 622.

2) Rulemaking: Proposed Amendment

- A) Description: The Agency will propose amendments to Section 330.310 (i)(1) to include sealed sources in the two year storage restriction for radioactive material that is not being used and Section 330.310(c) to add a time limitation on submittal of information for transfer of ownership for licenses. IEMA needs to have a written request in hand 90 days prior to transfer in order to make sure all the licensing requirements are met and that the new owner is legally bound to adhere to those requirements.

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

IEMA plans to eliminate duplicative language and outdated cross-references.

- B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time but, if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: These proposed amendments may affect these entities if they have licensed radioactive material in storage. The amendment would increase the level of oversight of material and may result in costs for disposal of unwanted material. In addition, these entities may be affected if they transfer ownership of their license. This change will benefit all entities as it ensures that regulatory requirements are met with no delay in production for businesses.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: The source storage regulation already exists in 32 Ill. Adm. Code 330.220(a)(6) for generally licensed sources.
- i) Part (Heading and Code Citation): Fees for Radioactive Material Licensees (32 Ill. Adm. Code 331)
- 1) Rulemaking: Proposed Amendment

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

- A) Description: The Agency will propose amendments to add clarifying language to ensure that fees are required unless the licensee has submitted a termination request and disposed of licensed radioactive material prior to September 30th and to ensure consistency of billing with recovery and remediation fees and reciprocity fees.
- B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: These proposed amendments could affect small businesses or not-for-profit corporations if they hold a radioactive material license. The effect should be minimal and will help prevent unnecessary billing to the licensee.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: None
- j) Part (Heading and Code Citation): Medical Use of Radioactive Material (32 Ill. Adm. Code 335)
- 1) Rulemaking: Proposed Amendment

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

- A) Description: The Agency will propose amendments to clarify the language in Section 335.1060(a)(3) so that only authorized users can interpret the 'final' results of tests, studies and treatments.
- B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This will mainly affect not-for-profit corporations such as hospitals. These amendments will clarify that the authorized user named on the license must be the physician of record on medical tests, studies and treatments involving radioactive material. It also benefits hospitals as it allows them to use off-site radiology firms to provide medical interpretations on a consulting basis to on-site authorized users.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: None
- k) Part (Heading and Code Citation): Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material (32 Ill. Adm. Code 337)
- 1) Rulemaking: Proposed Amendment

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

- A) Description: The Agency will propose amendments to make changes required by the U.S. Nuclear Regulatory Commission under RATS ID 2013-1 and 2015-2 and to fix clerical errors.
- B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: These entities will only be affected if they possess Category 1 or 2 quantities of radioactive material. The effect should be minimal as most requirements are already being followed by current licensees.
- F) Agency contact person for information:

Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704

217/524-0770  
fax: 217/524-3698

- G) Related Rulemakings and other pertinent information: None
- 1) Part (Heading and Code Citation): Standards for Protection Against Radiation (32 Ill. Adm. Code 340)
- 1) Rulemaking: Proposed Amendment
- A) Description: The Agency will propose amendments to change a reference for obtaining instructions for completing waste manifests from our federal counterparts at U.S. NRC. This is a compatibility requirement change under U.S. NRC agreement in accordance with RATS 2015-5; to change

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

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the requirement for securing portable gauges under two locks when not under the control of the licensee to include all portable devices. Recent events have demonstrated that this additional layer of protection is necessary for public health and safety.

- B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This may affect small businesses in possession of a portable gauge; however, the cost should be minimal to introduce another lock or locking container into their storage and transportation procedures. This requirement will benefit both the licensee and the public by ensuring the radioactive material is secured from theft, sabotage or loss.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: None

m) Part (Heading and Code Citation): Radioactive Materials Transportation (32 Ill. Adm. Code 341)

1) Rulemaking: Proposed Amendment

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- A) Description: The Agency will propose an amendment to change a date reference in subsection 341.10 to maintain compatibility, pursuant to RATS ID 2015-3, with the U.S. Nuclear Regulatory Commission and 10 CFR 71.
- B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The Agency believes that this rulemaking will have no direct impact on any small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: None
- n) Part (Heading and Code Citation): Radiation Safety Requirements for Industrial Radiographic Operations (32 Ill. Adm. Code 350)
- 1) Rulemaking: Proposed Amendment
- A) Description: The Agency will propose amendments to Part 350 adding a requirement that devices must be stored and transported under a two lock

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security system and to allow use of the latest electronic dosimeters based on new technology.

- B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This may affect small businesses; however, the cost should be minimal to include another lock or locking container into their storage and transportation procedures. This will benefit the licensee and the public by ensuring radioactive material is secured from loss, theft or sabotage. The change to dosimetry will allow licensees to use the latest technology and add other options for their dosimetry needs.
- F) Agency contact person for information:

Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704

217/524-0770  
fax: 217/524-3698

- G) Related Rulemakings and other pertinent information: A similar regulation was adopted in 32 Ill. Adm. Code 340.810(g) for portable gauges.
- o) Part (Heading and Code Citation): Radiation Safety Requirements for Wireline Service Operations and Subsurface Tracer Studies (32 Ill. Adm. Code 351)
- 1) Rulemaking: Proposed Amendment

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- A) Description: The Agency will propose amendments to Part 351 to add a requirement that devices must be stored and transported under a two lock security system and to allow use of the latest electronic dosimeters based on new technology.
- B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This may affect small businesses; however, the cost should be minimal to introduce another lock or locking container into their storage and transportation procedures. This requirement will benefit both the licensee and the public by ensuring the radioactive material is secured from theft, sabotage or loss. The change to dosimetry will allow licensees to use the latest technology and add other options for their dosimetry needs.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: A similar rule in 32 Ill. Adm. Code 340.810(g) for portable gauges has been in existence since 2007.
- p) Part (Heading and Code Citation): Notices, Instructions and Reports to Workers; Inspections (32 Ill. Adm. Code 400)

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

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- 1) Rulemaking: Proposed Amendment
  - A) Description: The Agency will propose amendments to Section 400.120 adding a requirement to maintain records of training for 5 years so that these can be verified during inspections. The amendment would also clarify that signatures are not required for on-line training if identity can be verified.
  - B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
  - C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
  - D) Date Agency anticipates First Notice: Summer 2017
  - E) Effect on small businesses, small municipalities or not-for-profit corporations: This could affect all these entities if they have a radioactive material license with the Agency. They will have to ensure that documented evidence of training is maintained. The effect should be minimal since most licensees already have this in place. It will also allow larger institutions such as universities to use on-line training without securing actual signatures from every user.
  - F) Agency contact person for information:  

Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704

217/524-0770  
fax: 217/524-3698
  - G) Related Rulemakings and other pertinent information: None

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

## JULY 2017 REGULATORY AGENDA

- q) Part (Heading and Code Citation): Regulations for Radon Service Providers (32 Ill. Adm. Code 422)
- 1) Rulemaking: Proposed Amendment
- A) Description: The Agency will propose amendments to update references and to update its regulation to align with the national AARST/ANSI standards recognized by the U.S. Environmental Protection Agency.
- B) Statutory Authority: Implementing and authorized by the Radon Industry Licensing Act [420 ILCS 44] and the Radon Resistant Construction Act [420 ILCS 52].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Fall/Winter 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Small businesses may be affected if employees hold a radon professional or technician license and perform radon measurements or mitigations.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: None
- r) Part (Heading and Code Citation): Status Signals for Nuclear Power Reactors (32 Ill. Adm. Code 504)

## ILLINOIS EMERGENCY MANAGEMENT AGENCY

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- 1) Rulemaking: Proposed Amendment
  - A) Description: The Agency will propose to amend Part 504 to update definitions to current language and change timeframes to more accurately reflect current process.
  - B) Statutory Authority: Implementing and authorized by Section 8(c) of the Illinois Nuclear Safety Preparedness Act [420 ILCS 5/8(c)].
  - C) Scheduled meeting/hearing dates: None are scheduled at this time but, if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
  - D) Date Agency anticipates First Notice: Summer 2017
  - E) Effect on small businesses, small municipalities or not-for-profit corporations: This proposed rulemaking is not anticipated to affect these three entities.
  - F) Agency contact person for information:

Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704

217/524-0770  
fax: 217/524-3698
  - G) Related Rulemakings and other pertinent information: None
- s) Part (Heading and Code Citation): Water Treatment Residuals (32 Ill. Adm. Code 622)
  - 1) Rulemaking: Proposed New Rule
    - A) Description: The Agency anticipates proposing a new rule that provides requirements and guidance for those entities possessing water treatment residuals. These requirements are currently located in 32 Ill. Adm. Code 330.40(d) as an exemption to radioactive material licensing.

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- B) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].
- C) Scheduled meeting/hearing dates: None are scheduled at this time, but if scheduled, dates and times will be announced on the Agency's website or in the *Illinois Register*.
- D) Date Agency anticipates First Notice: Fall/Winter 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Small municipalities and not-for-profit corporations may be affected if they possess water treatment residuals. Most are in compliance with the current exemption and will see little to no effect. Some may see a reduction in regulatory burden.
- F) Agency contact person for information:
- Traci Burton  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield IL 62704
- 217/524-0770  
fax: 217/524-3698
- G) Related Rulemakings and other pertinent information: See also information under proposed amendment to 32 Ill. Adm. Code 330.40(d).

## EXECUTIVE ETHICS COMMISSION

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citations): Organization, Information, Rulemaking and Hearings, (2 Ill. Adm. Code 1620)
- 1) Rulemaking:
- A) Description: The amendments will consist of various technical clean-up.
- B) Statutory Authority: State Officials and Employees Ethics Act [5 ILCS 430]
- C) Scheduled meeting/hearing dates: None have been scheduled.
- D) Date Agency anticipates First Notice: The Commission anticipates filing the proposed rulemaking during the next six months of this year.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Chad Fornoff  
Executive Director  
Executive Ethics Commission  
401 S. Spring St.  
513 William Stratton Building  
Springfield IL 62706
- 217/558-1393
- G) Related Rulemakings and other pertinent information: None

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

## JULY 2017 REGULATORY AGENDA

**I. DIVISION OF PROFESSIONAL REGULATION**

- a) Part (Heading and Code Citation): Administrative Procedures for General Professional Regulation Under the Administrative Code (68 Ill Adm. Code 1130)
- 1) Rulemaking:
- A) Description: Rules will need to be promulgated to address the provisions of PA 98-659, which provides IDFPR-Division of Professional Regulation (DPR) with the authority to grant volunteer licenses to licensed health care professionals. The Act defines "volunteer practice" and provides that a health care professional practicing under a volunteer license shall engage only in volunteer practice. It further provides that a volunteer license shall be granted in accordance with the requirements of the licensing Act that applies to the health care professional's given field of health care practice and that the licensure fee shall be waived.
- There could also be additional rulemakings for this Part per other more recently-passed legislation.
- B) Statutory Authority: Illinois Administrative Code [20 ILCS 2105]
- C) Scheduled meeting/hearing date: No meetings or hearings have been scheduled.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Several licensed health care professionals may be affected.
- F) Agency contact person for information:

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

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

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

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G) Related rulemakings and other pertinent information: None

b) Part (Heading and Code Citation): Professional Counselor and Clinical Professional Counselor Licensing Act (68 Ill. Adm. Code 1375)

1) Rulemaking:

A) Description: Various sections may be amended to address changes as a result of the sunset reauthorization of the Act among other legislative changes since then. Technical clean-up changes may also be made.

B) Statutory Authority: Professional Counselor and Clinical Professional Counselor Licensing Act [225 ILCS 107]

C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.

D) Date Agency anticipates First Notice: Unknown

E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed professional counselors may be affected.

F) Agency contact person for information:

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

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

G) Related rulemakings and other pertinent information: None

c) Part (Heading and Code Citation): Illinois Dental Practice Act (68 Ill Adm. Code 1220).

1) Rulemaking:

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

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- A) Description: Structured course curriculum for dental hygienists is being developed pursuant to PA 99-492
- B) Statutory Authority: Illinois Dental Practice Act [225 ILCS 25]
- C) Scheduled meeting/hearing date: No meetings or hearings have been scheduled.
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed dentists, dental hygienists and dental assistants may be affected.
- F) Agency contact person for information:

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

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

- G) Related rulemakings and other pertinent information: None

d) Part (Heading and Code Citation): Genetic Counselor Licensing Act (68 Ill. Adm. Code 1251)

1) Rulemaking:

- A) Description: Various sections may be amended to address changes as a result of the sunset reauthorization of the Act (PA 98-813).
- B) Statutory Authority: Genetic Counselor Licensing Act [225 ILCS 135]
- C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

## JULY 2017 REGULATORY AGENDA

- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed genetic counselors may be affected.
- F) Agency contact person for information:
- Department of Financial and Professional Regulation  
Attention: Craig Cellini  
320 West Washington, 3rd Floor  
Springfield IL 62786
- 217/785-0813  
fax: 217/557-4451
- G) Related rulemakings and other pertinent information: None
- e) Part (Heading and Code Citation): Home Medical Equipment and Services Provider License Act (68 Ill. Adm. Code 1253)
- 1) Rulemaking:
- A) Description: General updates and technical clean up language including changes reflecting the consolidation of the Department of Financial and Professional Regulation are needed.
- B) Statutory Authority: Home Medical Equipment and Services Provider License Act [225 ILCS 51]
- C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed home medical equipment providers may be affected.
- F) Agency contact person for information:

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

## JULY 2017 REGULATORY AGENDA

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

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

G) Related rulemakings and other pertinent information: None

f) Part (Heading and Code Citation): Illinois Professional Land Surveyor Act of 1989 (68 Ill Adm. Code 1270).

1) Rulemaking:

A) Description: Removal of annual reporting requirement for design firms. Some categories of design firms are required to submit an annual report to the Department-Division of Professional Regulation. The Department considers this to be an unnecessary and redundant requirement as corporations are already required to submit annual report to SOS. This is pursuant to Executive Order 2016-13, issued by Governor Rauner on October 17, 2016, under the "Cutting the Red Tape Initiative". The purpose of the Executive Order is to make certain that our regulatory standards are up to date, use plain language where appropriate, provide continuity across the balance of our administrative rules, are not unduly burdensome to businesses or social service providers or recipients and are statutorily authorized. The rule will also provide necessary clarification of the frequently updated National Council of Examiners for Engineering and Surveying (NCEES) standards.

B) Statutory Authority: Illinois Professional Land Surveyor Act of 1989 [225 ILCS 330]

C) Scheduled meeting/hearing date: No meetings or hearings have been scheduled.

D) Date Agency anticipates First Notice: September 2017

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

## JULY 2017 REGULATORY AGENDA

E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed professional land surveyors may be affected.

F) Agency contact person for information:

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

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

G) Related rulemakings and other pertinent information: None

g) Part (Heading and Code Citation): Marriage and Family Therapy Licensing Act (68 Ill. Adm. Code 1283)

1) Rulemaking:

A) Description: Certain sections may be amended as a result of HB 2577, which has been sent to the Governor and is the sunset reauthorization of the Act, to include technical clean up changes/updates such as recent changes in education standards.

B) Statutory Authority: Marriage and Family Therapy Licensing Act [225 ILCS 55]

C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.

D) Date Agency anticipates First Notice: November 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed marriage and family therapists may be affected.

F) Agency contact person for information:

Department of Financial and Professional Regulation

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

## JULY 2017 REGULATORY AGENDA

Attention: Craig Cellini  
320 West Washington, 3rd Floor  
Springfield IL 62786

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

G) Related rulemakings and other pertinent information: None

h) Part (Heading and Code Citation): Massage Licensing Act (68 Ill Adm. Code 1284)

1) Rulemaking:

A) Description: Several sections of these rules are to be amended including a new section being added for Unprofessional Conduct

B) Statutory Authority: Massage Licensing Act [225 ILCS 57]

C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.

D) Date Agency anticipates First Notice: November 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed massage therapists may be affected.

F) Agency contact person for information:

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

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

G) Related rulemakings and other pertinent information: None

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

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i) Part (Heading and Code Citation): Medical Practice Act of 1987 (68 Ill. Adm. Code 1285)

1) Rulemaking:

A) Description: Updates and/or changes to the rules may be required per several recently-passed bills/laws amending various sections of the Act.

B) Statutory Authority: Medical Practice Act of 1987 [225 ILCS 60]

C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.

D) Date Agency anticipates First Notice: Unknown

E) Effect on small businesses, small municipalities or not-for-profit corporations: Those licensed to practice medicine as well as entities conducting business within the medical field may be affected.

F) Agency contact person for information:

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

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

G) Related rulemakings and other pertinent information: None

j) Part (Heading and Code Citation): Nurse Practice Act (68 Ill Adm. Code 1300)

1) Rulemaking:

A) Description: HB 313, which has been sent to the Governor, amended the Nurse Practice Act to provide full practice authority for advance practice registered nurses (APRNs) who have filed a notarized attestation with IDFPFR of successful completion of 250 hours of continuing education or

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training and at least 4,000 hours of clinical experience working with a collaborating physician or in a hospital, hospital affiliate, ambulatory surgical treatment center after first obtaining national certification. APRNs with full practice authority would be able to practice without a written collaborative agreement with a physician. APNs with full practice authority would be able to prescribe medications, including Schedule II through V controlled substances. Additionally, HB 313 is also the sunset reauthorization of the Act so several various sections will need to be amended and updated.

- B) Statutory Authority: Nurse Practice Act [225 ILCS 65]
- C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Individuals applying for licensure or licensed under this Act may be affected.
- F) Agency contact person for information:

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

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

- G) Related rulemakings and other pertinent information: None
- k) Part (Heading and Code Citation): Illinois Physical Therapy Practice Act (68 Ill. Adm. Code 1340)
- 1) Rulemaking:

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

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- A) Description: Rules will likely need to be amended to address the provisions of SB 898, which has been sent to the Governor and expands the definition of "physical therapy" to include the practice of dry needling.
- B) Statutory Authority: Illinois Physical Therapy Practice Act [225 ILCS 90]
- C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed physical therapists may be affected.
- F) Agency contact person for information:

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

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

- G) Related rulemakings and other pertinent information: None
- l) Part (Heading and Code Citation): Physician Assistant Practice Act of 1987 (68 Ill. Adm. Code 1350)
- 1) Rulemaking:
- A) Description: Certain sections may be amended as a result of SB 1585, the sunset reauthorization of the Act, which has been sent to the Governor. Technical clean up changes/updates may also be made.
- B) Statutory Authority: Physician Assistant Practice Act of 1987 [225 ILCS 95]
- C) Scheduled meeting/hearing date: No hearings have been scheduled.

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## JULY 2017 REGULATORY AGENDA

- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed physician assistants may be affected.
- F) Agency contact person for information:

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

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

- G) Related rulemakings and other pertinent information: None

m) Part (Heading and Code Citation): Podiatric Medical Practice Act of 1987 (68 Ill. Adm. Code 1360)

- 1) Rulemaking:
  - A) Description: In accordance with PA 99-225, the duration of a temporary license will be changed from one year to three years. Other technical changes/updates will also be made, including removal of the work history requirement.
  - B) Statutory Authority: Podiatric Medical Practice Act of 1987 [225 ILCS 100]
  - C) Scheduled meeting/hearing date: No hearings have been scheduled.
  - D) Date Agency anticipates First Notice: September 2017
  - E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed podiatrists may be affected.

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

## JULY 2017 REGULATORY AGENDA

F) Agency contact person for information:

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

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

G) Related rulemakings and other pertinent information: None

n) Part (Heading and Code Citation): Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004 (68 Ill. Adm. Code 1240)

1) Rulemaking:

- A) Description: Modification of rule to provide other options for obtaining approved training for canine handlers or recognizing other training received from other sources as meeting requirements. This is pursuant to Executive Order 2016-13, issued by Governor Rauner on October 17, 2016, under the "Cutting the Red Tape Initiative". The purpose of the Executive Order is to make certain that our regulatory standards are up to date, use plain language where appropriate, provide continuity across the balance of our administrative rules, are not unduly burdensome to businesses or social service providers or recipients and are statutorily authorized.
- B) Statutory Authority: Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004 [225 ILCS 447]
- C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.
- D) Date Agency anticipates First Notice: August 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Businesses using canine handlers and trainers may be affected.

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

## JULY 2017 REGULATORY AGENDA

F) Agency contact person for information:

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

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

G) Related rulemakings and other pertinent information: Noneo) Part (Heading and Code Citation): Professional Engineering Practice Act of 1989 (68 Ill Adm. Code 1380)1) Rulemaking:

A) Description: Removal of annual reporting requirement for design firms. Some categories of design firms are required to submit an annual report to the Department-Division of Professional Regulation. The Department considers this to be an unnecessary and redundant requirement as corporations are already required to submit annual report to SOS. This is pursuant to Executive Order 2016-13, issued by Governor Rauner on October 17, 2016, under the "Cutting the Red Tape Initiative". The purpose of the Executive Order is to make certain that our regulatory standards are up to date, use plain language where appropriate, provide continuity across the balance of our administrative rules, are not unduly burdensome to businesses or social service providers or recipients and are statutorily authorized. The rule will also provide necessary clarification of the frequently updated National Council of Examiners for Engineering and Surveying (NCEES) standards.

B) Statutory Authority: Professional Engineering Practice Act of 1989 [225 ILCS 325]

C) Scheduled meeting/hearing date: No meetings or hearings have been scheduled.

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

## JULY 2017 REGULATORY AGENDA

- D) Date Agency anticipates First Notice: September 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed professional engineers may be affected.
- F) Agency contact person for information:
- Department of Financial and Professional Regulation  
Attention: Craig Cellini  
320 West Washington, 3rd Floor  
Springfield IL 62786
- 217/785-0813  
fax: 217/557-4451
- G) Related rulemakings and other pertinent information: None
- p) Part (Heading and Code Citation): Illinois Public Accounting Act (68 Ill. Adm. Code 1420)
- 1) Rulemaking:
- A) Description: SB 899, which has been sent to the Governor, amended several Sections of the Illinois Public Accounting Act including allowing an out-of-state certified public accountant (CPA) firm to have all the privileges of a CPA firm licensed under the Act without the need to obtain a license from the Department if the CPA firm complies with specified substantial equivalency requirements, implements Full Continuing Professional Education (CPE) Reciprocity, which allows out of state CPAs to be deemed compliant with Illinois CPE requirements as they long adhere to the CPE requirements of their home state and provides that a CPA firm or sole practitioner shall comply with Department rules and notify the Peer Review Administrator within 30 days after accepting an engagement for services requiring a license and to undergo a peer review within 18 months after the end of the period covered by the engagement.
- Rules will likely need to be promulgated to address certain provisions of this soon-to-be new law.

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- B) Statutory Authority: Illinois Public Accounting Act [225 ILCS 450]
- C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Certified public accountants may be affected.
- F) Agency contact person for information:
- Department of Financial and Professional Regulation  
Attention: Craig Cellini  
320 West Washington, 3rd Floor  
Springfield IL 62786
- 217/785-0813  
fax: 217/557-4451
- G) Related rulemakings and other pertinent information: None
- q) Part (Heading and Code Citation): Clinical Social Work and Social Work Practice Act (68 Ill. Adm. Code 1470)
- 1) Rulemaking:
- A) Description: Certain sections will need to be amended as a result of SB 768, the sunset reauthorization of the Act including date references for ethics the handbook and technical updates/clean-up.
- B) Statutory Authority: Clinical Social Work and Social Work Practice Act [225 ILCS 20]
- C) Scheduled meeting/hearing date: No meetings or hearings have been scheduled.
- D) Date Agency anticipates First Notice: Unknown

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed social workers and clinical social workers may be affected.
- F) Agency contact person for information:
- Department of Financial and Professional Regulation  
Attention: Craig Cellini  
320 West Washington, 3rd Floor  
Springfield IL 62786
- 217/785-0813  
fax: 217/557-4451
- G) Related rulemakings and other pertinent information: None
- r) Part (Heading and Code Citation): The Structural Engineering Practice Act of 1989 (68 Ill Adm. Code 1480).
- 1) Rulemaking:
- A) Description: Clarification of the frequently updated National Council of Examiners for Engineering and Surveying (NCEES) standards is needed.
- B) Statutory Authority: Structural Engineering Practice Act of 1989 [225 ILCS 340]
- C) Scheduled meeting/hearing date: No meetings or hearings have been scheduled.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed structural engineers may be affected.
- F) Agency contact person for information:
- Department of Financial and Professional Regulation  
Attention: Craig Cellini

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

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320 West Washington, 3rd Floor  
Springfield IL 62786

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

- G) Related rulemakings and other pertinent information: None
- s) Part (Heading and Code Citation): Wholesale Drug Distribution Licensing Act (68 Ill. Adm. Code 1510)
- 1) Rulemaking:
- A) Description: Various updates and clean-up provisions may occur.
- B) Statutory Authority: Wholesale Drug Distribution Licensing Act [225 ILCS 120]
- C) Scheduled meeting/hearing date: No hearings or meetings have been scheduled.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Licensed wholesale drug distributors and applicants for licensure may be affected.
- F) Agency contact person for information:
- Department of Financial and Professional Regulation  
Attention: Craig Cellini  
320 West Washington, 3rd Floor  
Springfield IL 62786
- 217/785-0813  
fax: 217/557-4451
- G) Related rulemakings and other pertinent information: None

## DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

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**II. DIVISION OF REAL ESTATE**

t) Part (Heading and Code Citation): Appraisal Management Company Registration Act (68 Ill. Adm. Code 1452)

1) Rulemaking:

A) Description: The proposed amendments will update references to the new USPAP Standards edition, amend various provisions to coincide with federal regulatory guidelines at the request of the Appraisal Subcommittee, amend rule language to comply with new statutory framework, and correct minor typographical errors.

B) Statutory Authority: Appraisal Management Company Registration Act, [225 ILCS 459]

C) Scheduled meeting/hearing date: No meetings or hearings have been scheduled.

D) Date Agency anticipates First Notice: Unknown

E) Effect on small businesses, small municipalities or not-for-profit corporations: The Department does not anticipate that the rule amendments will have any significant effect on small businesses, municipalities or not-for-profits.

F) Agency contact person for information:

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

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

G) Related rulemakings and other pertinent information: None

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- u) Part (Heading and Code Citation): Condominium and Common Interest Community Ombudsperson Act (68 Ill. Adm. Code 1443)
- 1) Rulemaking:
- A) Description: The Act creates the Office of the Condominium and Common Interest Community Ombudsperson ("Ombudsperson") within the Division of Real Estate of the Illinois Department of Financial and Professional Regulation. The Ombudsperson will seek to educate unit owners, condominium associations and boards of managers as to their legal rights and obligations in order to reduce the severity of perceived problems within a condominium or common interest community. The Ombudsperson is charged by statute with: (1) creating, no later than July 1, 2017, a website on which the Ombudsperson must maintain certain statutes and administrative rules as well as other information relevant to the operation and management of a condominium association or common interest community association; (2) on a discretionary basis beginning January 1, 2017, making available a toll-free telephone number to provide information and resources on matters relating to condominium property and common interest community property and (3) beginning on July 1, 2020 (subject to appropriation), accepting requests for resolution of disputes between a unit owner and an association that involves a violation of the Condominium Property Act or the Common Interest Community Association Act. The Act requires condominium and common interest community associations, no later than January 1, 2019, to establish and adopt a written policy for resolving complaints made by unit owners. The Act does not require that these policies be filed with the Ombudsperson or that associations register with the Ombudsperson.
- B) Statutory Authority: Condominium and Common Interest Community Ombudsperson Act [765 ILCS 615]
- C) Scheduled meeting/hearing date: No meetings or hearings have been scheduled.
- D) Date Agency anticipates First Notice: August 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The rulemaking will have little, if any, impact on small

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businesses or municipalities. The rule may have some regulatory effect on not-for-profit corporations that operate as condominium and common interest community associations, requiring the implementation of a written complaint policy, timely resolution of unit owner disputes, voluntary education, and perhaps subject them to dispute resolution programs at the Department.

F) Agency contact person for information:

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

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

G) Related rulemakings and other pertinent information: Nonev) Part (Heading and Code Citation): Community Association Manager Licensing and Disciplinary Act (68 Ill. Adm. Code 1445)1) Rulemaking:

A) Description: The proposed amendments will address the implementation of two new license designations: Supervisory Community Association Manager and Community Association Management Firm. In addition, Sections 1445.63 & 1445.65 set forth the required hours and curriculum for continuing education for community association managers and supervising community association managers. Sections 1445.93 & 1445.95 set forth a supervising community association manager's areas of supervision and responsibilities. Fees for certification and renewal, as well as general processing fees, are set forth in Section 1445.100. Section 1445.105 sets forth the requirement for fidelity insurance. These proposed amendments will also set forth the requirements for maintaining association accounts in Section 1445.120. Section 1445.125 sets forth the procedure for the Division's audits of association accounts by outside auditors.

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- B) Statutory Authority: Community Association Manager Licensing and Disciplinary Act [225 ILCS 427]
- C) Scheduled meeting/hearing date: No meetings or hearings have been scheduled.
- D) Date Agency anticipates First Notice: September 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: These amendments are anticipated to have no effect on municipalities. There will be some impact on private business, as these amendments will implement new supervisory CAM, as well as CAM Firm licensure requirements.
- F) Agency contact person for information:
- Department of Financial and Professional Regulation  
Attention: Craig Cellini  
320 West Washington, 3rd Floor  
Springfield IL 62786
- 217/785-0813  
fax: 217/557-4451
- G) Related rulemakings and other pertinent information: None
- w) Part (Heading and Code Citation): Real Estate Appraiser Licensing (68 Ill. Adm. Code 1455)
- 1) Rulemaking:
- A) Description: The proposed amendments will update references to the new USPAP Standards edition, amend various provisions to coincide with federal regulatory guidelines at the request of the Appraisal Subcommittee, and correct minor typographical errors.
- B) Statutory Authority: Real Estate Appraiser Licensing Act of 2002 [225 ILCS 458]

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- C) Scheduled meeting/hearing date: No meetings or hearings have been scheduled.
- D) Date Agency anticipates First Notice: July 15, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The Department does not anticipate that the rule changes will have a substantial effect on small businesses, municipalities or not-for-profit entities.
- F) Agency contact person for information:
- Department of Financial and Professional Regulation  
Attention: Craig Cellini  
320 West Washington, 3rd Floor  
Springfield IL 62786
- 217/785-0813  
fax: 217/557-4451
- G) Related rulemakings and other pertinent information: None

## DEPARTMENT OF HUMAN SERVICES

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- a) Part (Heading and Code Citation): Office of Inspector General Investigations of Alleged Abuse or Neglect in State-Operated Facilities and Community Agencies (59 Ill. Adm. Code 50)
- 1) Rulemaking:
- A) Description: This rulemaking will amend 50.70(b)(1) to require OIG to distribute completed investigative reports with unsubstantiated findings to the Secretary and to the director of the facility or agency where the abuse, neglect or financial exploitation occurred. The director of the facility or agency shall be responsible for maintaining confidentiality of the investigative reports consistent with state and federal law.
- B) Statutory Authority: SB 1748
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: September, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related Rulemakings and other pertinent information: None

## DEPARTMENT OF HUMAN SERVICES

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b) Part (Heading and Code Citation): Administration of Medication in Community Settings (59 Ill. Adm. Code 116)

1) Rulemaking:

A) Description: Legislation is pending that would allow medication administration by authorized, unlicensed direct care staff in day programs for persons with developmental disabilities. If the legislation is enacted into law, this rule will be amended accordingly.

B) Statutory Authority: Implementing and authorized by Section 15.4 of the Mental Health and Developmental Disabilities Administrative Act [20 ILCS 1705/15.4]; HB 2383; SB 1226.

C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].

D) Date Agency anticipates First Notice: December, 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will affect small businesses and not-for-profit corporations that provide developmental disabilities services in community-based and institutional residential settings of 16 persons or fewer.

F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

G) Related Rulemakings and other pertinent information: None

## DEPARTMENT OF HUMAN SERVICES

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- c) Part (Heading and Code Citation): Minimum Standards for Certification of Developmental Training Programs (59 Ill. Adm. Code 119)
- 1) Rulemaking:
- A) Description: This rulemaking updates the language to be consistent with new federal HCBS waiver regulations which add flexibility to help increase integration into community-based day programs.
- B) Statutory Authority: Implementing Section 15.2 of the Mental Health and Developmental Disabilities Administrative Act [20 ILCS 1705/15.2] and the Health Care Worker Background Check Act [225 ILCS 46] and authorized by Section 15.2 of the Mental Health and Developmental Disabilities Administrative Act.
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Yes, this rulemaking will affect small businesses that provide developmental disability services in community-based day programs.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related Rulemakings and other pertinent information: None

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- d) Part (Heading and Code Citation): Medicaid Community Mental Health Services Program (59 Ill. Adm. Code 132)
- 1) Rulemaking:
- A) Description: The Department is preparing a new rule to certify community mental health centers. The rule will be amended to continue existing certifications for one year.
- B) Statutory Authority: Implementing and authorized by the Community Services Act [405 ILCS 30] and Section 15.3 of the Mental Health and Developmental Disabilities Administrative Act [20 ILCS 1705/15.3].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will affect small businesses and not-for-profit corporations that provide community mental health services.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related Rulemakings and other pertinent information: None
- e) Part (Heading and Code Citation): Individual Care Grants for Mentally Ill Children (59 Ill. Adm. Code 135)

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- 1) Rulemaking:
- A) Description: Pursuant to PA 99-479, the Individual Care Grants program was transferred to the Department of Healthcare and Family Services. This rulemaking is necessary to repeal the section.
- B) Statutory Authority: Implementing Section 7.1 of the Mental Health and Developmental Disabilities Administrative Act [20 ILCS 1705/7.1] and authorized by Section 5-104 of the Mental Health and Developmental Disabilities Code [405 ILCS 5/5-104] and Section 5 of the Mental Health and Developmental Disabilities Administrative Act [20 ILCS 1705/5]; PA 99-479.
- C) Scheduled Meeting/Hearing Date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will affect small businesses and not-for-profit corporations that are Individual Care Grant providers.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related Rulemakings and other pertinent information: None
- f) Part (Heading and Code Citation): Award and Monitoring of Funds (77 Ill. Adm. Code 2030)

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1) Rulemaking:

- A) Description: This rulemaking is necessary to repeal Part 2030 as it no longer contains relevant regulations for DASA funding. Many Sections have already been repealed and what remains has now been replaced by the Grant Accountability and Transparency Act (GATA).
- B) Statutory Authority: Authorized by the Illinois Alcoholism and Other Drug Abuse and Dependency Act [20 ILCS 301].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

- G) Related rulemakings and other pertinent information: None

g) Part (Heading and Code Citation): Compulsive Gambling (77 Ill. Adm. Code 2059)1) Rulemaking:

- A) Description: This rulemaking will repeal 77 Ill. Adm. Code 2059 and all Sections will be incorporated into 77 Ill. Adm. Code 2060 as a new

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Medicaid Section. The repeal will occur simultaneously with the amendment to 77 Ill. Adm. Code 2060.

- B) Statutory Authority: Implementing and authorized by Section 10.7 of the Illinois Lottery Law [20 ILCS 1605/10.7], Section 4.3 of the Illinois Bingo License and Tax Act [230 ILCS 25/4.3], Section 8.1 of the Illinois Gaming Act [230 ILCS 30/8.1], Section 34.1 of the Illinois Horse Racing Act [230 ILCS 5/34.1] and Section 13.1 of the Riverboat Gambling Act [230 ILCS 10/13.1].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related Rulemakings and other pertinent information: 77 Ill. Adm. Code 2059 will be repealed at the same time that 77 Ill. Adm. Code 2060 is amended.
- h) Part (Heading and Code Citation): Alcoholism and Substance Abuse Treatment and Intervention Licenses (77 Ill. Adm. Code 2060)
- 1) Rulemaking:

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- A) Description: This rulemaking will incorporate 77 Ill. Adm. Code 2059 and 77 Ill. Adm. Code 2090 into a new Medicaid Section. This rulemaking will also update all technical references, definitions and other outdated language.
- B) Statutory Authority: Implementing and authorized by the Illinois Alcoholism and Other Drug Abuse and Dependency Act [20 ILCS 301].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will affect small businesses and not-for-profit corporations who are licensed providers.
- F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

- G) Related Rulemakings and other pertinent information: The repeal of 77 Ill. Adm. Code 2059 and 77 Ill. Adm. Code 2090 will take place simultaneously with amendments to 77 Ill. Adm. Code 2060.

i) Part (Heading and Code Citation): Research (77 Ill. Adm. Code 2075)

1) Rulemaking:

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- A) Description: This rulemaking will repeal 77 Ill. Adm. Code 2075. This rule has never been used and is not relevant due to new laws and requirements of other State agencies.
- B) Statutory Authority: Implementing and authorized by the Illinois Alcoholism and Other Drug Abuse and Dependency Act [20 ILCS 301].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related Rulemakings and other pertinent information: None
- j) Part (Heading and Code Citation): Electronic Prescription Monitoring Program (77 Ill. Adm. Code 2080)
- 1) Rulemaking:
- A) Description: This rulemaking is necessary to update the Prescription Monitoring Program to reflect current law and program needs.

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- B) Statutory Authority: Implementing and authorized by Sections 316, 317, 318, 319, 320 and 321 of Article III of the Illinois Controlled Substances Act [720 ILCS 570/316, 317, 318, 319, 320 and 321].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will affect small businesses and not-for-profit corporations that provide services under the Electronic Prescription Monitoring Program.
- F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

- G) Related Rulemakings and other pertinent information: None

k) Part (Heading and Code Citation): Research (77 Ill. Adm. Code 2085)

1) Rulemaking:

- A) Description: This rulemaking will repeal 77 Ill. Adm. Code 2085. This rule has never been used and is not relevant due to new laws and requirements of other State agencies.
- B) Statutory Authority: Implementing and authorized by the Illinois Alcoholism and Other Drug Abuse and Dependency Act [20 ILCS 301].

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- C) Scheduled Meeting/Hearing Date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related rulemakings and other pertinent information: None
- l) Part (Heading and Code Citation): Subacute Alcoholism and Substance Abuse Treatment Services (77 Ill. Adm. Code 2090)
- 1) Rulemaking:
- A) Description: This rulemaking will repeal 77 Ill. Adm. Code 2090 and all Sections will be incorporated into 77 Ill. Adm. Code 2060 as a new Medicaid Section. The repeal will occur simultaneously with the amendment to 77 Ill. Adm. Code 2060.
- B) Statutory Authority: Implementing and authorized by the Illinois Alcoholism and Other Drug Abuse and Dependency Act [20 ILCS 301].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be

## DEPARTMENT OF HUMAN SERVICES

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held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].

- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.

- F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

- G) Related Rulemakings and other pertinent information: The repeal of 77 Ill. Adm. Code 2090 will take place simultaneously with amendments to 77 Ill. Adm. Code 2060.

- m) Part (Heading and Code Citation): Child Care (89 Ill. Adm. Code 50)

- 1) Rulemaking:

- A) Description: This rulemaking revises the provisions of 12-Month Eligibility to require parents and/or guardians to report within 30 calendar days of the following changes:

Change in family income where the income is at or above 50% SMI for a minimum of the two most recent consecutive pay periods.

Change in activity that is not temporary 90-calendar days or more

Request for change in child care provider

There is no longer a need for CCAP

## DEPARTMENT OF HUMAN SERVICES

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Family moves out of the state of Illinois

Contact information

Change in head of household

- B) Statutory Authority: Implementing Articles I through IXA and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. I through IXA and 12-13]; 45 CFR 98.
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: August, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

- G) Related rulemakings and other pertinent information: None

2) Rulemaking:

- A) Description: This rulemaking will add language to allow internal controls to investigate and recover fraudulent payments and impose sanctions on clients or providers for misuse of CCDF program funds. This amendment

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also removes language that references reduction in future payments or public assistance benefits as the Department no longer utilizes this method.

B) Statutory Authority: Implementing Articles I through IXA and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. I through IXA and 12-13]; 45 CFR 98.

C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].

D) Date Agency anticipates First Notice: August, 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will affect small businesses and not-for-profit corporations that provide child care services.

F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

G) Related Rulemakings and other pertinent information: None

3) Rulemaking:

A) Description: This rulemaking will clarify language to ensure that Working Families with a special needs child are included in the priority service group.

## DEPARTMENT OF HUMAN SERVICES

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- B) Statutory Authority: Implementing Articles I through IXA and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. I through IXA and 12-13].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: August, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

- G) Related Rulemakings and other pertinent information: None

4) Rulemaking:

- A) Description: This rulemaking will clarify language to include a 30-calendar day notice period for reporting loss of employment or a break in approved activity.
- B) Statutory Authority: Implementing Articles I through IXA and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. I through IXA and 12-13].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be

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held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].

- D) Date Agency anticipates First Notice: August, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

- G) Related Rulemakings and other pertinent information: None

5) Rulemaking:

- A) Description: This rulemaking will update and re-index the Maximum Income and Parent Fee by Family Size and Income Level based on the most recent Federal Poverty Levels.
- B) Statutory Authority: Implementing Articles I through IXA and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. I through IXA and 12-13].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: August, 2017

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related Rulemakings and other pertinent information: None
- 6) Rulemaking:
- A) Description: This rulemaking will remove language referencing pending criminal charges.
- B) Statutory Authority: Implementing Articles I through IXA and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. I through IXA and 12-13].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: August, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief

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Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

G) Related Rulemakings and other pertinent information: None

7) Rulemaking:

A) Description: This rulemaking will amend language related to early childhood care and education for providers that are exempt from licensing to include completion of annual health and safety training and monitoring inspections.

B) Statutory Authority: 45 CFR 98

C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].

D) Date Agency anticipates First Notice: July, 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: Yes, this rulemaking will affect small businesses and not-for-profit corporations that provide child care services.

F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

## DEPARTMENT OF HUMAN SERVICES

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- G) Related Rulemakings and other pertinent information: None
- n) Part (Heading and Code Citation): Temporary Assistance for Needy Families (89 Ill. Adm. Code 112)
- 1) Rulemaking:
- A) Description: This rulemaking will revise language to exclude funds in an Achieving a Better Life Experience (ABLE) account from consideration as unearned income in determining eligibility and level of assistance payment.
- B) Statutory Authority: Tax Increase Prevention Act of 2014 and ABLE Account Program [15 ILCS 505/16.6]
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: September, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related Rulemakings and other pertinent information: None

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- o) Part (Heading and Code Citation): Aid to the Aged, Blind or Disabled (89 Ill. Adm. Code 113)
- 1) Rulemaking:
- A) Description: This rulemaking will revise language to exclude funds in an Achieving a Better Life Experience (ABLE) account from consideration as unearned income in determining eligibility and level of assistance payment.
- B) Statutory Authority: Tax Increase Prevention Act of 2014 and ABLE Account Program [15 ILCS 505/16.6]
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: September, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related Rulemakings and other pertinent information: None
- p) Part (Heading and Code Citation): Supplemental Nutrition Assistance Program (SNAP) (89 Ill. Adm. Code 121)

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1) Rulemaking:

- A) Description: This rulemaking will revise language to exclude funds in an Achieving a Better Life Experience (ABLE) account from consideration as income and as a resource in determining eligibility for SNAP.
- B) Statutory Authority: Tax Increase Prevention Act of 2014 and ABLE Account Program [15 ILCS 505/16.6]
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: September, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

- G) Related Rulemakings and other pertinent information: None

2) Rulemaking:

- A) Description: This rulemaking will revise the Air Conditioning/Heating Standard, the Limited Utility Standard, the Single Utility Standard and the Telephone Standard if the annual review of these standards determines that an increase or decrease in these standards is needed. This rulemaking will revise the Net Monthly Income Eligibility Standards, the Gross

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Monthly Income Eligibility Standards and the Deduction from Monthly Income for SNAP.

- B) Statutory Authority: Implementing and authorized by 7 CFR 273.9.
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: October, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

- G) Related Rulemakings and other pertinent information: None

q) Part (Heading and Code Citation): Vending Facility Program for the Blind (89 Ill. Adm. Code 650)

1) Rulemaking:

- A) Description: The rules that govern the Business Enterprise Program for the Blind will be put in sequential order. Furthermore, amendments to the following sections will also be made: Definitions, Rights and Responsibilities of Vendors in the Program, Training, Certification of Vendors, Awarding of Facilities, and Disciplinary Procedures for Vendors.

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- B) Statutory Authority: Implementing the Randolph-Sheppard Vending Stand Act [20 USC 107] and authorized by the Blind Persons Operating Vending Facilities Act [20 ILCS 2420].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:

Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762

217/785-9772

- G) Related Rulemakings and other pertinent information: None

r) Part (Heading and Code Citation): Illinois Center for Rehabilitation and Education/Community Residential Services for the Blind and Visually Impaired (89 Ill. Adm. Code 730)

1) Rulemaking:

- A) Description: This rulemaking will update and/or add new language regarding eligibility criteria and available programs and will also remove language regarding medical services, equipment loans, telephone services, dietary services and transportation services.

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- B) Statutory Authority: Implementing and authorized by Sections 3(b), (f) and (k) and 12 of the Disabled Persons Rehabilitation Act [20 ILCS 2405/3(b), (f), (k) and 12].
- C) Scheduled meeting/hearing date: The public will have an opportunity to comment on these rules during the First Notice Period. Hearings will be held if necessary as required by the Illinois Administrative Procedure Act [5 ILCS 100].
- D) Date Agency anticipates First Notice: December, 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not have an effect on small businesses, small municipalities or not-for-profit corporations.
- F) Agency contact person for information:
- Tracie Drew, Bureau Chief  
Bureau of Administrative Rules and Procedures  
Department of Human Services  
100 South Grand Avenue, East  
Springfield IL 62762
- 217/785-9772
- G) Related Rulemakings and other pertinent information: None

## DEPARTMENT OF INSURANCE

## JULY 2017 REGULATORY AGENDA

a) Part (Heading and Code Citation): Illinois Insurance Exchange Annual Statement (50 Ill. Adm. Code 551)

1) Rulemaking:

- A) Description: The statute implemented by the rule was repealed. Therefore, the rule is also being repealed.
- B) Statutory Authority: Implementing Sections 107.12, 107.13, 107.20 and 107.21 and authorized by Section 401(a) of the Illinois Insurance Code (Ill. Rev. Stat. 1981, ch. 73, pars. 719.12, 719.13, 719.20, 719.21 and 1013).
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown
- F) Agency contact person for information:

Marcy Savage, Assistant Deputy Director  
Corporate Regulation Section  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767

217/524-0016

- G) Related Rulemakings and other pertinent information: None

b) Part (Heading and Code Citation): Rules and Rate Filings (50 Ill. Adm. Code 754)

1) Rulemaking:

- A) Description: Part 754 will be amended to make explicit that using unfiled rates and rules that are required to be filed under Section 754.10 is a violation of the Department rules and the Insurance Code. The

## DEPARTMENT OF INSURANCE

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amendment merely clarifies the rule as historically applied by the Department.

- B) Statutory Authority: Implementing Articles VIIA and XXVI of the Illinois Insurance Code [215 ILCS 5/Art. VIIA and XXVI] and authorized by Section 401(a) of the Illinois Insurance Code [215 ILCS 5/401(a)].
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None. The amendment merely clarifies the rule as historically applied by the Department.
- F) Agency contact person for information:

Michael P. Rohan  
Deputy Director, Consumer Education and Protection  
Illinois Department of Insurance  
122 S. Michigan Ave, 19th Fl.  
Chicago IL 60603

312/814-8206

- G) Related Rulemakings and other pertinent information: None

c) Part (Heading and Code Citation): Internal Security Standard and Fidelity Bonds (50 Ill. Adm. Code 904)

1) Rulemaking:

- A) Description: Due to the fact that most investment transfers are done electronically, and with the amount of transactions that a company can make, it is not practical to require two actual signatures for each transaction. No one is manually exchanging funds for security transactions. Therefore, Part 904.20(b) will be amended so that in place of the requirement that securities transactions shall include the signature of at least two officers or employees who shall have been so authorized by the

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Board of Directors, or by a committee of the Board charged with the duty of supervising investments and loans, the Department will verify that sufficient internal controls were a component of the transaction's approval.

- B) Statutory Authority: Implementing and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/401].
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The amendments will reduce the regulatory burden by removing the requirement for two signatures for each security transaction.
- F) Agency contact person for information:

Ginny Godek  
Financial Examination Section  
Illinois Department of Insurance  
122 S. Michigan Ave, 19th Fl.  
Chicago IL 60603

312/814-5449

- G) Related Rulemakings and other pertinent information: None
- d) Part (Heading and Code Citation): Improper Claims Practice (50 Ill. Adm. Code 919)
- 1) Rulemaking:
    - A) Description: The purpose of this rule is to set forth minimum standards for insurers when investigating claims arising under contracts and certificates issued to residents of Illinois. It provides criteria for the Director to determine what companies and areas are to be examined and provides the minimum standards for recordkeeping to aid the companies in compliance. It has been a significant period of time since the rule has been updated; the amendments to Part 919 will modernize its provisions and practices. Some of the anticipated amendments include adding

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definitions of "claim", "unreasonable cap or limits on paint materials", and "written notice"; listing additional criteria that would constitute improper practices or procedures if conducted by an insurance company; providing more detail and guidance in regard to unresolved claims; and providing further guidance in regard to unreasonable delays, the imposition of towing charges and betterment deductions.

- B) Statutory Authority: Sections 154.5, 154.6 and 401 of the Illinois Insurance Code [215 ILCS 5/154.5, 154.6 and 401], Section 10 of the Voluntary Health Services Plans Act [215 ILCS 165/10], Section 25 of the Dental Service Plan Act [215 ILCS 110/25] and Section 5-3 of the Health Maintenance Organization Act [215 ILCS 125/5-3].
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Difficult to determine at this time.
- F) Agency contact person for information:

C.J. Metcalf, P&C Compliance Analyst  
Illinois Department of Insurance  
320 W. Washington St.  
Springfield IL 62767-0001

217/558-0853

- G) Related Rulemakings and other pertinent information: None
- e) Part (Heading and Code Citation): The Minimum Mortality Standard for Valuation of Annuity and Pure Endowment Contracts (50 Ill. Adm. Code 935)
- 1) Rulemaking:
    - A) Description: The proposed amendment terminates Part 935's applicability to annuity and pure endowment contracts issued on or after January 1, 2017 to avoid a statutory conflict. 215 ILCS 5/223 was recently amended

## DEPARTMENT OF INSURANCE

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to establish the NAIC Valuation Manual as the source for actuarial valuation standards regarding such contracts. Mortality, interest and methodology standards are maintained in the Valuation Manual beginning January 1, 2017, but the Manual does not provide such standards for contracts issued before that date. Accordingly, Part 935 must be amended so that it does not apply to contracts issued on or after January 1, 2017 but continues to provide standards for contracts not covered by the Valuation Manual.

- B) Statutory Authority: 215 ILCS 5/223
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown
- F) Agency contact person for information:  
  
Bruce Sartain, FSA, MAAA  
Life Actuary  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767  
  
217/785-0903
- G) Related Rulemakings and other pertinent information: Parts 1407, 1408, 1409, 1410, 1411, 1412, 1413, 1414, and 2004

f) Part (Heading and Code Citations): Construction and Filing of Life Insurance and Annuity Forms (50 Ill. Adm. Code 1405)

1) Rulemaking:

- A) Description: Currently, 1405.40(q) includes the final sentence stating "All individual policies submitted must contain a premium breakdown as to coverage and contain a provision to allow for separation of either part."

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The very last part ("and contain a provision to allow for separation of either part.") means that if a life insurer sells a policy to a customer that includes a rider for another type of coverage, the insurance carrier must continue to offer coverage under the rider even if the policy to which the rider was attached lapses. The requirement creates an unnecessary regulatory burden as the ancillary coverage can be obtained by the consumer from another carrier. The rule will be amended to remove this language.

In addition, as noted on the January 2017 Regulatory Agenda, Section 1405.70 will be amended by adding clarifying language consistent with Illinois law. Several housekeeping changes will also be made.

- B) Statutory Authority: 215 ILCS 5/444 and 5/444.1
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Mike Chrysler  
Deputy Director, Life & Annuity Products  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767

217/558-2744

- G) Related Rulemakings and other pertinent information: None

g) Part (Heading and Code Citation): Accelerated Life Benefit/Terminal Illness/Qualified Conditions (50 Ill. Adm. Code 1407)

- 1) Rulemaking:

## DEPARTMENT OF INSURANCE

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- A) Description: The proposed amendment removes an inconsistency caused by recent statutory changes. 215 ILCS 5/223 was recently amended to establish the NAIC Valuation Manual as the source for actuarial opinion and memorandum standards regarding legal reserve life insurance. Part 1408 will be repealed as of the operative date of the Valuation Manual because the Manual has been established as the source for the actuarial opinion and memorandum requirements rather than Part 1408. Part 1407 contains a citation to Part 1408 that will need to be removed and replaced with the appropriate reference to 215 ILCS 5/223.
- B) Statutory Authority: 215 ILCS 5/4
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown
- F) Agency contact person for information:
- Bruce Sartain, FSA, MAAA  
Life Actuary  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767
- 217/785-0903
- G) Related Rulemakings and other pertinent information: Parts 935, 1408, 1409, 1410, 1411, 1412, 1413, 1414, and 2004
- h) Part (Heading and Code Citation): Valuation of Life Insurance Policies Including the use of Select Mortality Factors (50 Ill. Adm. Code 1409)
- 1) Rulemaking:
- A) Description: The proposed amendment negates Part 1409's applicability to companies that are statutorily required to use a principle-based

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valuation. 215 ILCS 5/223 was recently amended to establish the NAIC Valuation Manual as the source for valuation standards for life insurance policies effective January 1, 2017. Section 223(8)(d)(ii) now provides that the Valuation Manual shall determine which policies are subject to the requirements of a principle-based valuation. Because Part 1409 provides standards that do not apply when a company uses a principle-based valuation, Part 1409 must be amended so as not to apply when Section 223 requires a principle-based valuation through the Valuation Manual. Part 1409 will continue to apply when a principle-based valuation is not required, lest there be no standards in place at all under those circumstances. Additionally, because we are proposing to repeal 50 Ill. Adm. Code 1408 for obsolescence based on the adoption of the Valuation Manual in 215 ILCS 5/223(1b), we need to revise references to Part 1408 that are contained in Part 1409 so that they continue to perform a similar function as before.

- B) Statutory Authority: 215 ILCS 5/223
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown
- F) Agency contact person for information:  
  
Bruce Sartain, FSA, MAAA  
Life Actuary  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767  
  
217/785-0903
- G) Related Rulemakings and other pertinent information: Parts 935, 1407, 1408, 1410, 1411, 1412, 1413, 1414, and 2004

## DEPARTMENT OF INSURANCE

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i) Part (Heading and Code Citation): Modified Guaranteed Annuity (MGA) Contracts (50 Ill. Adm. Code 1410)

1) Rulemaking:

- A) Description: The proposed amendments remove inconsistencies caused by recent statutory changes. 215 ILCS 5/223 was recently amended to establish the NAIC Valuation Manual as the source for actuarial opinion and memorandum standards. Part 1410 currently contains a reference to Part 1408, the existing source for actuarial opinion and memorandum requirements, but the Department has proposed to repeal Part 1408 as of the operative date of the Valuation Manual. The proposed changes to Part 1410 will delete the obsolete reference to Part 1408.

Additionally, the proposed amendments substitute the term "Modified Guaranteed Annuity" with "General Account Modified Guaranteed Annuity" to distinguish the insurance product regulated by Part 1410 from the "Modified Guaranteed Annuity" addressed in the Valuation Manual, which is a substantively different product. This includes a change to the titles of Part 1410 and Section 1410.60.

Finally, the Department has discovered that references to 215 ILCS 5/229.4 currently found in Part 1410 became obsolete when that statute was repealed and replaced with 215 ILCS 5/229.4a. The proposed changes to Part 1410 will replace references to 215 ILCS 5/229.4 with the appropriate references to the corresponding provisions of 215 ILCS 5/229.4a. They also will incorporate the definitions of "appointed actuary" and "qualified actuary" from the recently amended statute at 215 ILCS 5/223(13).

- B) Statutory Authority: 215 ILCS 5/223
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown

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F) Agency contact person for information:

Bruce Sartain, FSA, MAAA  
Life Actuary  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767

217/785-0903

G) Related Rulemakings and other pertinent information: Parts 935, 1407, 1408, 1409, 1411, 1412, 1413, 1414, and 2004j) Part (Heading and Code Citation): Universal Life Insurance (50 Ill. Adm. Code 1411)1) Rulemaking:

A) Description: The proposed amendment terminates Part 1411's applicability to life insurance policies issued on or after January 1, 2017 to avoid a statutory conflict. 215 ILCS 5/223 was recently amended to establish the NAIC Valuation Manual as the source for valuation standards effective January 1, 2017. Valuation standards will be maintained in the Valuation Manual for universal life insurance policies and group certificates issued from that date onward. Part 1411 currently provides valuation standards of its own for policies and group certificates of universal life insurance, so it must be amended to cease applicability to policies issued from January 1, 2017 onward while continuing to provide standards for policies not covered by the Valuation Manual.

B) Statutory Authority: 215 ILCS 5/223

C) Scheduled meeting/hearing dates: None are scheduled.

D) Date Agency anticipates First Notice: July 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown

F) Agency contact person for information:

## DEPARTMENT OF INSURANCE

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Bruce Sartain, FSA, MAAA  
Life Actuary  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767

217/785-0903

- G) Related Rulemakings and other pertinent information: Parts 935, 1407, 1408, 1409, 1411, 1412, 1413, 1414, and 2004
- k) Part (Heading and Code Citation): Recognition of the 2001 CSO Mortality Table for use in Determining Minimum Reserve Liabilities and Nonforfeiture Benefits (50 Ill. Adm. Code 1412)
- 1) Rulemaking:
- A) Description: The proposed amendments terminate Part 1412's applicability to life insurance policies issued on or after January 1, 2017 to avoid a statutory conflict. 215 ILCS 5/223 was recently amended to establish the NAIC Valuation Manual as the source for actuarial valuation standards regarding legal reserve life insurance. Mortality, interest and methodology standards are maintained in the Valuation Manual beginning January 1, 2017. 215 ILCS 5/229.2(4c)(h)(vi) was also amended to have the Valuation Manual provide the applicable mortality table to determine minimum nonforfeiture benefit standards for policies issued on or after January 1, 2017. Because Part 1412 currently prescribes the standards for the use of mortality tables, this Part will be amended to cease applicability to policies issued on or after January 1, 2017 while continuing to provide standards for policies not covered by the Valuation Manual.
- B) Statutory Authority: 215 ILCS 5/223
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown
- F) Agency contact person for information:
- Bruce Sartain, FSA, MAAA  
Life Actuary  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767
- 217/785-0903
- G) Related Rulemakings and other pertinent information: Parts 935, 1407, 1408, 1409, 1410, 1411, 1413, 1414, and 2004
- l) Part (Heading and Code Citation): Recognition of the 2001 CSO Preferred Class Structure Mortality Tables for use in Determining Minimum Reserve Liabilities (50 Ill. Adm. Code 1413)
- 1) Rulemaking:
- A) Description: The proposed amendment terminates Part 1413's applicability to life insurance policies issued on or after January 1, 2017 to avoid a statutory conflict. 215 ILCS 5/223 was recently amended to establish the NAIC Valuation Manual as the source for actuarial valuation standards regarding legal reserve life insurance. Mortality, interest and methodology standards will be maintained in the Valuation Manual beginning January 1, 2017. Because Part 1413 currently prescribes certain standards for the use of mortality tables, this Part will be amended to cease applicability to policies issued on or after January 1, 2017 while continuing to provide standards for policies not covered by the Valuation Manual.
- B) Statutory Authority: 215 ILCS 5/223
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown
- F) Agency contact person for information:
- Bruce Sartain, FSA, MAAA  
Life Actuary  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767
- 217/785-0903
- G) Related rulemakings and other pertinent information: Parts 935, 1407, 1408, 1409, 1410, 1411, 1412, 1414, and 2004
- m) Part (Heading and Code Citation): Preneed Life Insurance Minimum Standards for Determining Reserve Liabilities and Nonforfeiture Values (50 Ill. Adm. Code 1414)
- 1) Rulemaking:
- A) Description: The proposed amendments terminate Part 1414's applicability to preneed life insurance policies issued on or after January 1, 2017 to avoid a statutory conflict. 215 ILCS 5/223 was recently amended to establish the NAIC Valuation Manual as the source for actuarial valuation standards regarding legal reserve life insurance. Mortality, interest and methodology standards will be maintained in the Valuation Manual beginning January 1, 2017. Because Part 1414 currently prescribes minimum valuation mortality standards for preneed insurance contracts, this Part will be amended to cease applicability to contracts issued on or after January 1, 2017 while continuing to provide standards for contracts not covered by the Valuation Manual.
- B) Statutory Authority: 215 ILCS 5/223
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown
- F) Agency contact person for information:  
  
Bruce Sartain, FSA, MAAA  
Life Actuary  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767  
  
217/785-0903
- G) Related Rulemakings and other pertinent information: Parts 935, 1407, 1408, 1409, 1410, 1411, 1412, 1413, and 2004
- n) Part (Heading and Code Citation): Required Benefits for Mental, Emotional or Nervous Disorders (50 Ill. Adm. Code 2006)
- 1) Rulemaking:
- A) Description: Part 2006 was adopted in 1977 to provide a definition of "registered clinical psychologist" (now "licensed clinical psychologist") following the enactment of provisions now codified in Section 370(c)(2) of the Insurance Code. Because it is no longer necessary to provide this definition in the Department's rules, Part 2006 is being repealed.
- B) Statutory Authority: Implementing Section 370(c) and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1981, ch. 73, pars. 982(c) and 1013).
- C) Scheduled meeting/hearing dates: None
- D) Date agency anticipates First Notice: Summer 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown

## DEPARTMENT OF INSURANCE

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F) Agency contact person for information:

Paulette Dove, General Counsel  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767

217/785-5044

G) Related rulemakings and other pertinent information: Noneo) Part (Heading and Code Citation): Required Procedures for Group Inland Marine Insurance (50 Ill. Adm. Code 2302)1) Rulemaking:

A) Description: The rule is being updated to reflect the Department's use of the National Association of Insurance Commissioners (NAIC) System for Electronic Rate and Form Filing (SERFF). This is just a housekeeping change to reflect current practice. Since 2012, DOI has required insurance companies to submit policy form filings electronically.

B) Statutory Authority: Implementing Section 400.1 and authorized by Section 401 of the Illinois Insurance Code (215 ILCS 5/400.1 and 401).

C) Scheduled meeting/hearing dates: None

D) Date Agency anticipates First Notice: Summer 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: Unknown

F) Agency contact person for information:

Keith Fanning, Assistant Deputy Director  
Policy Forms Filings Section  
Illinois Department of Insurance  
320 West Washington Street, 5th Floor  
Springfield IL 62767-0001

## DEPARTMENT OF INSURANCE

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217/782-1792

G) Related Rulemakings and other pertinent information: Nonep) Part (Heading and Code Citation): Privacy of Personal Information (50 Ill. Adm. Code 4001)1) Rulemaking:A) Description: Part 4001 duplicates Part 4002, with the exception of effective date information, and is no longer needed. Therefore it is being repealed.B) Statutory Authority: Implementing Article XL of the Illinois Insurance Code [215 ILCS 5/1001 THROUGH 1024] and Title V of the Gramm-Leach-Bliley Act (15 USC 6801 through 6827) and authorized by Section 401 and Article XL of the Illinois Insurance Code [215 ILCS 5/401 and Art. XL].C) Scheduled meeting/hearing dates: NoneD) Date Agency anticipates First Notice: Summer 2017E) Effect on small businesses, small municipalities or not-for-profit corporations: UnknownF) Agency contact person for information:

Anne Marie Skallerup, Deputy General Counsel  
Illinois Department of Insurance  
122 S. Michigan Ave, 19th Fl  
Chicago IL 60603

312/814-5410  
fax: 312/814-2862

G) Related Rulemakings and other pertinent information: None

## DEPARTMENT OF INSURANCE

## JULY 2017 REGULATORY AGENDA

- q) Part (Heading and Code Citation): Payment of Annual Compliance Fees for Pension Funds (50 Ill. Adm. Code 4415)
- 1) Rulemaking:
- A) Description: Section 4415.90 will be amended to remove the requirement for a "good cause" hearing, pursuant to Notice of Noncompliance provisions for late filing of compliance fee, to streamline the process and save money for pension funds. Funds that are late in paying their compliance fee currently have to go through a hearing process to pay any late penalties, rather than simply paying the compliance fee and the late fee that is outlined in statute. This creates unnecessary administrative hearing level litigation including legal fees.
- B) Statutory Authority: Implementing Sections 1A-113(a), (b) and (c) of the Illinois Pension Code [40 ILCS 5/1A-113(a)-(c)] pursuant to the authority found in Section 1A-103 of the Illinois Pension Code [40 ILCS 5/1A-103].
- C) Scheduled meeting/hearing dates: None are scheduled.
- D) Date Agency anticipates First Notice: July 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Deputy Director, Pensions Division  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767
- G) Related Rulemakings and other pertinent information: Part 4435
- r) Part (Heading and Code Citation): Navigator, In-Person Counselor and Certified Application Counselor Certification (50 Ill. Adm. Code 4515)
- 1) Rulemaking:

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- A) Description: In Section 4515.50, the amendments to paragraphs (f), (g), and (h) remove textual redundancy, as the requirements currently provided in Section 4515.50(f) and (g) are already wholly incorporated in Section 4515.50(h). Amendments throughout the rule remove provisions applicable to training providers and courses that are certified by the State of Illinois, as those provisions have become obsolete now that the State no longer offers that programming. The amendments also add requirements for federal training to comply with federal law. The amendments indicate that the Department will designate federal training courses provided online for Navigators, In-Person Counselors, and Certified Application Counselors to satisfy their initial training and continuing education requirements.
- B) Statutory Authority: Implementing and authorized by the Navigator Certification Act [215 ILCS 121]; 42 USC 300gg-22; and 45 CFR 150.101(b)(2) and 150.201.
- C) Scheduled meeting/hearing dates: None scheduled.
- D) Date Agency anticipates First Notice: July 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The financial impact is difficult to determine at this time.
- F) Agency contact person for information:  
  
Tommie Collier, Supervisor  
Producer Licensing  
Illinois Department of Insurance  
320 West Washington  
Springfield IL 62767  
  
217/785-1200
- G) Related Rulemakings and other pertinent information: Part 4515 was recently recodified and renumbered from Part 3125.

## DEPARTMENT OF NATURAL RESOURCES

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- a) Part (Heading and Code Citation): General hunting and Trapping on Department-Owned or –Managed Sites (17 Ill. Adm. Code 510)

1) Rulemaking:

- A) Description: This Part will be amended to include updates to the list of State-owned or –managed sites open for hunting and updates to site-specific regulations at these sites.
- B) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 1.13, 1.20, 2.1, 2.2, 2.6, 2.7, 2.9, 2.13, 2.18, 2.20, 2.24, 2.25, 2.26, 2.27, 2.28, 2.30, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 1.13, 1.20, 2.1, 2.2, 2.6, 2.7, 2.9, 2.13, 2.18, 2.20, 2.24, 2.25, 2.26, 2.27, 2.28, 2.30, 2.33 and 3.5] and by Section 805-515 of the Civil Administrative Code of Illinois [20 ILCS 805/805-515].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:  
  
Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271  
  
217/782-1809
- G) Related Rulemakings and other pertinent information: None

- b) Part (Heading and Code Citation): Scientific Permits (17 Ill. Adm. Code 520)

1) Rulemaking:

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- A) Description: This Part will be amended to clarify new permits and simplify old permit regulations.
- B) Statutory Authority: Implementing and authorized by Sections 1-120, 1-135 and 20-100 of the Fish and Aquatic Life Code [515 ILCS 5/1-120, 1-135, 20-100] and Sections 1.2, 1.3, 2.1, 2.4, 3.22, and 3.26 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 2.1, 2.4, 3.22 and 3.26].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This Part will be amended to identify additional permits for the take of wildlife and to reduce the confusion on types of permits needed.
- F) Agency contact person for information:
- Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271
- 217/782-1809
- G) Related Rulemakings and other pertinent information: None
- c) Part (Heading and Code Citation): Cock Pheasant, Hungarian Partridge, Bobwhite Quail and Rabbit Hunting (17 Ill. Adm. Code 530)
- 1) Rulemaking:
- A) Description: This Part will be amended to include updates to the list of State-owned or –managed sites open for hunting and updates to site-specific regulations at these sites and to update the controlled pheasant hunting sites.

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- B) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.13, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.13, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271
- 217/782-1809
- G) Related Rulemakings and other pertinent information: None
- d) Part (Heading and Code Citation): Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote, Bobcat and Woodchuck (Groundhog) Hunting (17 Ill. Adm. Code 550)
- 1) Rulemaking:
- A) Description: This Part will be amended to update State-owned or – managed sites open for hunting and updates to site-specific regulations at these sites.
- B) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29].
- C) Scheduled meeting/hearing dates: None

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- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:  
  
Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271  
  
217/782-1809
- G) Related Rulemakings and other pertinent information: None
- e) Part (Heading and Code Citation): Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Badger, River Otter, Beaver, Bobcat and Woodchuck (Groundhog) Trapping (17 Ill. Adm. Code 570)
- 1) Rulemaking:
- A) Description: This Part will be amended to update State-owned or – managed sites open for hunting and updates to site-specific regulations at these sites.
- B) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 2.30, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 2.30, 2.33 and 3.5].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

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Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

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- G) Related Rulemakings and other pertinent information: None
- f) Part (Heading and Code Citation): Duck, Goose and Coot Hunting (17 Ill. Adm. Code 590)
- 1) Rulemaking:
- A) Description: This Part will be amended to make statewide program changes, open and close state-owned or –managed sites, and amend procedures at these sites.
- B) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7 and 3.8 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6 and 3.8] and Migratory Bird Hunting (50 CFR 20).
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271
- 217/782-1809
- G) Related Rulemakings and other pertinent information: None

## DEPARTMENT OF NATURAL RESOURCES

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- g) Part (Heading and Code Citation): Outfitter Regulations (17 Ill. Adm. Code 640)
- 1) Rulemaking:
- A) Description: This Part is being amended to clarify those who do and do not need to apply for an outfitter license.
- B) Statutory Authority: Implementing and authorized by Sections 2.9, 2.10, 2.11, 2.24, 2.25, 2.26 and 3.1-3 of the Wildlife Code [520 ILCS 5/2.9, 2.10, 2.11, 2.24, 2.25, 2.26 and 3.1-3].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: August 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This amendment will lessen the burden of getting an outfitter license for a handful of businesses.
- F) Agency contact person for information:
- Renee Snow, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271  
  
217/782-1809
- G) Related Rulemakings and other pertinent information: None
- h) Part (Heading and Code Citation): White-Tailed Deer Hunting By Use of Firearms (17 Ill. Adm. Code 650)
- 1) Rulemaking:
- A) Description: This Part will be amended to include updating open seasons and counties, sites and site-specific information, hunting regulations, permit requirements and harvest reporting requirements.

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- B) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

- G) Related Rulemakings and other pertinent information: None

i) Part (Heading and Code Citation): White-Tailed Deer Hunting by Use of Muzzleloading Rifles (17 Ill. Adm. Code 660)

1) Rulemaking:

- A) Description: This Part will be amended to include updating open seasons and counties, sites and site-specific information, hunting regulations, permit requirements and harvest reporting requirements.
- B) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.24, 2.25, 2.26, 2.33 and 3.36].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:  
  
Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271  
  
217/782-1809
- G) Related Rulemakings and other pertinent information: None
- j) Part (Heading and Code Citation): White-Tailed Deer Hunting by Use of Bow and Arrow (17 Ill. Adm. Code 670)
- 1) Rulemaking:
- A) Description: This Part will be amended to include updating open seasons and counties, sites and site-specific information, hunting regulations, permit requirements and harvest reporting requirements.
- B) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33 3.5 and 3.36 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33, 3.5 and 3.36].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:  
  
Javonna Ackerman, Legal Counsel  
One Natural Resources Way

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G) Related Rulemakings and other pertinent information: Nonek) Part (Heading and Code Citation): Special White-Tailed Deer Season for Disease Control (17 Ill. Adm. Code 675)1) Rulemaking:A) Description: This Part will be amended to include updating open seasons and counties, sites and site-specific information, hunting regulations, permit requirements and harvest reporting requirements.B) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33 3.5 and 3.36 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33, 3.5 and 3.36].C) Scheduled meeting/hearing dates: NoneD) Date Agency anticipates First Notice: December 2017E) Effect on small businesses, small municipalities or not-for-profit corporations: NoneF) Agency contact person for information:Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

G) Related Rulemakings and other pertinent information: Nonel) Part (Heading and Code Citation): Late-Winter Deer Hunting Season (17 Ill. Adm. Code 680)

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- 1) Rulemaking:
  - A) Description: This Part will be amended to include updating Statewide requirements, permit requirements and hunting regulations.
  - B) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36].
  - C) Scheduled meeting/hearing dates: None
  - D) Date Agency anticipates First Notice: December 2017
  - E) Effect on small businesses, small municipalities or not-for-profit corporations: None
  - F) Agency contact person for information:

Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271  
  
217/782-1809
  - G) Related Rulemakings and other pertinent information: None
- m) Part (Heading and Code Citation): Youth Hunting Seasons (17 Ill. Adm. Code 685)
  - 1) Rulemaking:
    - A) Description: This Part will be amended to update the list of State-owned or –managed sites open for hunting and update site-specific regulations at these sites.
    - B) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.24, 2.25, 2.26 and 3.36].

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- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

- G) Related Rulemakings and other pertinent information: None

n) Part (Heading and Code Citation): Squirrel Hunting (17 Ill. Adm. Code 690)

1) Rulemaking:

- A) Description: This Part will be amended to include updates to the list of State-owned or –managed sites open for hunting and updates to site-specific regulations at these sites.
- B) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.28 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.28 and 3.5].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

## DEPARTMENT OF NATURAL RESOURCES

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Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

G) Related Rulemakings and other pertinent information: None

o) Part (Heading and Code Citation): The Taking of Wild Turkeys – Spring Season (17 Ill. Adm. Code 710)

1) Rulemaking:

A) Description: This Part will be amended to update the list of State-owned or –managed sites open for hunting and update site-specific regulations at these sites.

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

C) Scheduled meeting/hearing dates: None

D) Date Agency anticipates First Notice: December 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: None

F) Agency contact person for information:

Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

G) Related Rulemakings and other pertinent information: None

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- p) Part (Heading and Code Citation): The Taking of Wild Turkeys – Fall Gun Season (17 Ill. Adm. Code 715)
- 1) Rulemaking:
- A) Description: This Part will be amended to update the list of State-owned or –managed sites open for hunting and update site-specific regulations at these sites.
- B) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10 and 2.11 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10 and 2.11].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271
- 217/782-1809
- G) Related Rulemakings and other pertinent information: None
- q) Part (Heading and Code Citation): The Taking of Wild Turkeys – Fall Archery Season (17 Ill. Adm. Code 720)
- 1) Rulemaking:

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- A) Description: This Part will be amended to make statewide program changes, open and close State-owned or -managed sites, and amend procedures at these sites.
- B) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 2.9, 2.10 and 2.11 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.9, 2.10 and 2.11].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

- G) Related Rulemakings and other pertinent information: None

r) Part (Heading and Code Citation): Dove Hunting (17 Ill. Adm. Code 730)

1) Rulemaking:

- A) Description: This Part will be amended to update the list of State-owned or -managed sites open for hunting and update site-specific regulations at these sites.
- B) Statutory Authority: Implementing and authorized by Sections 1.3 and 1.4 of the Wildlife Code [520 ILCS 5/1.3 and 1.4].
- C) Scheduled meeting/hearing dates: None

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- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271
- 217/782-1809
- G) Related Rulemakings and other pertinent information: None
- s) Part (Heading and Code Citation): Crow, Woodcock, Snipe, Rail and Teal Hunting (17 Ill. Adm. Code 740)
- 1) Rulemaking:
- A) Description: This Part will be amended to update the list of State-owned or –managed sites open for hunting and update site-specific regulations at these sites.
- B) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5] and Migratory Bird Hunting (50 CFR 20, August 25, 1987).
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

## DEPARTMENT OF NATURAL RESOURCES

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Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

- G) Related Rulemakings and other pertinent information: None
- t) Part (Heading and Code Citation): Crossbow and Standing Vehicle Hunting Authorizations (17 Ill. Adm. Code 760)
- 1) Rulemaking:
- A) Description: This Part is being amended to update the permit process to use a crossbow.
- B) Statutory Authority: Implementing and authorized by Sections 2.25, 2.26 and 2.33 of the Wildlife Code [520 ILCS 5/2.25, 2.26 and 2.33].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: August 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271
- 217/782-1809
- G) Related Rulemakings and other pertinent information: None
- u) Part (Heading and Code Citation): Commercial Fishing in Lake Michigan (17 Ill. Adm. Code 850)

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- 1) Rulemaking:
  - A) Description: This Part is being amended to add sites and update site regulations.
  - B) Statutory Authority: Implementing and authorized by Sections 1-60, 1-65, 1-120, 10-120, 15-35, 15-40, 20-35 and 25-5 of the Fish and Aquatic Life Code [515 ILCS 5/1-60, 1-65, 1-120, 10-120, 15-35, 15-40, 20-35 and 25-5].
  - C) Scheduled meeting/hearing dates: None
  - D) Date Agency anticipates First Notice: October 2017
  - E) Effect on small businesses, small municipalities or not-for-profit corporations: None
  - F) Agency contact person for information:

Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271  
  
217/782-1809
  - G) Related Rulemakings and other pertinent information: None
- v) Part (Heading and Code Citation): Field Trials on Department-Owned or -Managed Sites (17 Ill. Adm. Code 910)
  - 1) Rulemaking:
    - A) Description: This Part is being updated.
    - B) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 2.34, 3.1 and 3.5 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.34, 3.1 and 3.5].

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- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: September 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This Part governs the activities of not-for-profit field trial clubs and organizations conducting field trials on Department sites.
- F) Agency contact person for information:  
  
Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271  
  
217/782-1809
- G) Related Rulemakings and other pertinent information: None
- w) Part (Heading and Code Citation): Consultation Procedures for Assessing Impacts of Agency Actions on Endangered and Threatened Species and Natural Areas (17 Ill. Adm. Code 1075)
- 1) Rulemaking:
- A) Description: This Part is being amended to restate and clarify the purpose of consultation; adds, removes and clarifies stipulative definitions of terms; alters and clarifies actions “exempt” from the consultation process; implements electronic filing of consultation applications, describes the amended process leading to recommendations.
- B) Statutory Authority: Implementing and authorized by Section 11(b) of the Illinois Endangered Species Protection Act [520 ILCS 10/11] and Section 17 of the Illinois Natural Areas Preservation Act [525 ILCS 30/17].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: December 2017

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Renee Snow, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271
- 217/782-1809
- G) Related Rulemakings and other pertinent information: None
- x) Part (Heading and Code Citation): Forest Management Plan (17 Ill. Adm. Code 1537)
- 1) Rulemaking:
- A) Description: This Part is being amended to update and clarify
- B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: September 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Javonna Ackerman, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271
- 217/782-1809

## DEPARTMENT OF NATURAL RESOURCES

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- G) Related Rulemakings and other pertinent information: None
- y) Part (Heading and Code Citation): Construction in Floodways of Rivers, Lakes and Streams (17 Ill. Adm. Code 3700)
- 1) Rulemaking:
- A) Description: This Part is being amended pursuant to 2014 House Joint Resolution HJR0095 to change the “worst case analysis” for floodwalls and levees to reflect limiting our regulatory authority to the 100-year frequency flood event profile. Statewide Permits Section has been eliminated to reflect the eventual elimination of existing Statewide Permits which are intended to be generally covered as exemptions to the rules. Additional amendments will be proposed to update, clarify or simplify the current rules.
- B) Statutory Authority: Implementing and authorized by Sections 23, 29a, 30 and 35 of the Rivers, Lakes and Streams Act [615 ILCS 5/23, 29a, 30 and 35].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: October 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The changes proposed are also intended to provide consistency with other existing state water resources regulations. The elimination of existing Statewide Permits which would be covered as exemptions to the rules will eliminate unnecessary bureaucracy for small businesses, small municipalities and not for profit corporations.
- F) Agency contact person for information:

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

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G) Related Rulemakings and other pertinent information: None

z) Part (Heading and Code Citation): Floodway Construction in Northeastern Illinois (17 Ill. Adm. Code 3708)

1) Rulemaking:

A) Description: This Part is being amended to change/simplify the permit application review fee provisions and public notice publication requirements.

B) Statutory Authority: Implementing and authorized by Sections 18g and 35 of the Rivers, Lakes and Streams Act [615 ILCS 5/18g and 35].

C) Scheduled meeting/hearing dates: None

D) Date Agency anticipates First Notice: January 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: None

F) Agency contact person for information:

Robert G. Mool, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

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G) Related Rulemakings and other pertinent information: None

aa) Part (Heading and Code Citation) Regulation of Public Waters (17 Ill. Adm. Code 3704)

1) Rulemaking:

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- A) Description: This Part is being amended to change/simplify the permit application review fee provisions and public notice publication requirements.
- B) Statutory Authority: Implementing and authorized by the Rivers, Lakes and Streams Act [615 ILCS 5].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: January 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Robert G. Mool, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

- G) Related Rulemakings and other pertinent information: None

bb) Part (Heading and Code Citation): Construction and Maintenance of Dams (17 Ill. Adm. Code 3702)

1) Rulemaking:

- A) Description: This Part is being amended to change/simplify the permit application review fee provisions and public notice publication requirements.
- B) Statutory Authority: Implementing and authorized by Sections 23 and 23a of the Rivers, Lakes and Streams Act [615 ILCS 5/23, 23a, and 35].
- C) Scheduled meeting/hearing dates: None

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- D) Date Agency anticipates First Notice: January 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Robert G. Mool, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

- G) Related Rulemakings and other pertinent information: None

cc) Part (Heading and Code Citation): The Illinois Oil and Gas Act (62 Ill. Adm. Code 240)

1) Rulemaking:

- A) Description: This Part will be amended to implement recent amendments to the Illinois Oil and Gas Act, 225 ILCS 725/1 et. al, to ensure that the Rule is consistent with current Department policies, to increase protections to the People and environment of Illinois, to account for changes in industry practices and activities, and to streamline oil and gas permitting procedures to increase efficiency.
- B) Statutory Authority: Implementing and authorized by the Illinois Oil and Gas Act [225 ILCS 725].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: September 2016
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

## DEPARTMENT OF NATURAL RESOURCES

## JULY 2017 REGULATORY AGENDA

John Heidinger, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

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G) Related Rulemakings and other pertinent information: None

dd) Part (Heading and Code Citation): General Definitions (62 Ill. Adm. Code 1701)

1) Rulemaking:

A) Description: Definitions are being added, revised or deleted to comport with the federal regulations found at 30 CFR 701.5

B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].

C) Scheduled meeting/hearing dates: None

D) Date Agency anticipates First Notice: September 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: None

F) Agency contact person for information:

Nick San Diego, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

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G) Related Rulemakings and other pertinent information: None

ee) Part (Heading and Code Citation): Areas Designated by Act of Congress (62 Ill. Adm. Code 1761)

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- 1) Rulemaking:
  - A) Description: This part will be amended to correct an administrative rule cross-reference affected by proposed amendments to 62 Ill. Adm. Code 1773,
  - B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].
  - C) Scheduled meeting/hearing dates: None
  - D) Date Agency anticipates First Notice: September 2017
  - E) Effect on small businesses, small municipalities or not-for-profit corporations: None
  - F) Agency contact person for information:

Nick San Diego, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271  
  
217/782-1809
  - G) Related Rulemakings and other pertinent information: None
- ff) Part (Heading and Code Citation): Requirements for Permits and Permit Processing (62 Ill. Adm. Code 1773)
  - 1) Rulemaking:
    - A) Description: This Part is being amended to comport with changes made to the federal Office of Surface Mining's regulations and to incorporate changes to public participation in permit processing as a result of a settlement agreement between the Department and the Illinois Attorney General.

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- B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: September 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Nick San Diego, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

- G) Related Rulemakings and other pertinent information: None

gg) Part (Heading and Code Citation): Revision; Renewal; and Transfer, Assignment, or Sale of Permit Rights (62 Ill. Adm. Code 1774)

1) Rulemaking:

- A) Description: This Part is being amended to provide further clarification as to what reclamation plan land use changes require an application for significant revision and to incorporate changes to public participation in permit processing as a result of a settlement agreement between the Department and the Illinois Attorney General.
- B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: September 2017

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:  
  
Nick San Diego, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271  
  
217/782-1809
- G) Related Rulemakings and other pertinent information: None
- hh) Part (Heading and Code Citation): General Content Requirements for Permit Applications (62 Ill. Adm. Code 1777)
- 1) Rulemaking:
- A) Description: This Part is being amended to incorporate changes to public participation in permit processing as a result of a settlement agreement between the Department and the Illinois Attorney General.
- B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: September 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:  
  
Nick San Diego, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

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G) Related Rulemakings and other pertinent information: Noneii) Part (Heading and Code Citation): Permit Applications – Minimum Requirements for Legal, Financial, Compliance, and Related Information (62 Ill. Adm. Code 1778)1) Rulemaking:A) Description: This Part is being amended to comport with federal regulations at 30 CFR 778.9.B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].C) Scheduled meeting/hearing dates: NoneD) Date Agency anticipates First Notice: September 2017E) Effect on small businesses, small municipalities or not-for-profit corporations: NoneF) Agency contact person for information:Nick San Diego, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

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G) Related Rulemakings and other pertinent information: Nonejj) Part (Heading and Code Citation): Small Operator Assistance (62 Ill. Adm. Code 1795)1) Rulemaking:

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- A) Description: This Part will be amended to correct an administrative rule cross-reference affected by proposed amendments to 62 Ill. Adm. Code 1773.
- B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: September 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Nick San Diego, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271  
  
217/782-1809
- G) Related Rulemakings and other pertinent information: None

kk) Part (Heading and Code Citation): Department Inspections (62 Ill. Adm. Code 1840)

1) Rulemaking:

- A) Description: This Part will be amended to correct an administrative rule cross-reference affected by proposed amendments to 62 Ill. Adm. Code 1773.
- B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: September 2017

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Nick San Diego, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271
- 217/782-1809
- G) Related Rulemakings and other pertinent information: None
- II) Part (Heading and Code Citation): Administrative and Judicial Review (62 Ill. Adm. Code 1847)
- 1) Rulemaking:
- A) Description: This Part will be amended to incorporate changes to public participation in the administrative appeal of permit issuance decisions as a result of a settlement agreement between the Department and the Illinois Attorney General as well as to implement the authority of hearing officers to issue interim orders in permit appeals, pursuant to PA 097-0934.
- B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: September 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Nick San Diego, Legal Counsel

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One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

G) Related Rulemakings and other pertinent information: None

mm) Part (Heading and Code Citation): General Rules Relating to Procedure and Practice (62 Ill. Adm. Code 1848)

1) Rulemaking:

A) Description: This Part will be amended to incorporate changes to public participation in permit processing as a result of a settlement agreement between the Department and the Illinois Attorney General as well as to implement the objectives of PA 097-0934.

B) Statutory Authority: Implementing and authorized by the Surface Coal Mining Land Conservation and Reclamation Act [225 ILCS 720].

C) Scheduled meeting/hearing dates: None

D) Date Agency anticipates First Notice: September 2017

E) Effect on small businesses, small municipalities or not-for-profit corporations: None

F) Agency contact person for information:

Nick San Diego, Legal Counsel  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

G) Related Rulemakings and other pertinent information: None

## OFFICE OF THE STATE FIRE MARSHAL

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citations): Fire Drills in Schools (41 Ill. Adm. Code 110)
- 1) Rulemaking:
- A) Description: This rulemaking will repeal outdated regulations on fire drills in schools. These rules were adopted under the authority of "An Act relating to school fire drills" [Ill. Rev. Stat. 1979, ch. 122, par. 842] which has been repealed and superseded by the School Safety Drill Act [105 ILCS 128]. Rules to implement the School Safety Drill Act were adopted in 2006 as joint rules of the Office of the State Fire Marshal and the Illinois State Board of Education at 29 Ill. Adm. Code Part 1500.
- B) Statutory Authority: Authorized by Section 2 of "An act relating to school fire drills" [Ill. Rev. Stat. 1979, ch. 122, par. 842] and the School Safety Drill Act [105 ILCS 128].
- C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.
- D) Date Agency anticipates First Notice: Summer or Fall 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will not impact any small businesses. There should be no impact on small schools districts as they will continue to be subject to the requirements of the School Safety Drill Act [105 ILCS 128] and its implementing regulations.
- F) Agency contact person for information:
- Dale Simpson  
Manager  
Division of Fire Prevention  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield IL 62703
- 217/558-0639
- G) Related rulemakings and other pertinent information: None

## OFFICE OF THE STATE FIRE MARSHAL

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- b) Part (Heading and Code Citations): Policy and Procedures Manual for Fire Protection Personnel (41 Ill. Adm. Code 141)
- 1) Rulemaking:
- A) Description: A third phase of amendments to this Part will focus on updates to Subpart B (Training Facilities) and Subpart C (Examination). This proposal will also include any updates to certifications approved by the certification subcommittees established by the Fire Advisory Commission.
- B) Statutory Authority: Implementing and authorized by Sections 8 and 11 of the Fire Protection Training Act [50 ILCS 740/8] and the Peace Officer Fire Investigation Act [20 ILCS 2910].
- C) Scheduled meeting/hearing dates: None Scheduled
- D) Date Agency anticipates First Notice: Fall or Winter 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking may impact small municipalities or fire protection districts that elect to participate in the Office of the State Fire Marshal's voluntary certification program and seek reimbursement for training expenditures from funds appropriated to the Office for these reimbursements. Streamlined procedural rules are expected to speed the curriculum approval time and decrease administrative burdens on participants.
- F) Agency contact person for information:

Mitzi Woodson  
Manager  
Division of Personnel Standards and Education  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield IL 62703

217/785-1003

## OFFICE OF THE STATE FIRE MARSHAL

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- G) Related rulemakings and other pertinent information: The first phase of amendments to this Part was published for First Notice on April 1, 2016 (40 Ill. Reg. 5366), received a Certification of No Objection from JCAR and was adopted, effective March 27, 2017. The second phase was published for First Notice on November 18, 2016 (40 Ill. Reg. 15482), received a Certification of No Objection from JCAR and was adopted, effective August 1, 2017
- c) Parts (Heading and Code Citations): Storage, Transportation, Sale and Use of Gasoline and Volatile Oils: Rules and Regulations\ Relating to General Storage (41 Ill. Adm. Code 160); Storage, Transportation, Sale and Use of Gasoline and Volatile Oils (41 Ill. Adm. Code 180)
- 1) Rulemaking:
- A) Description: This rulemaking will update the agency's rules applicable to aboveground storage tanks (ASTs). This includes two primary rule Parts: 41 Ill. Adm. Code 160 and 41 Ill. Adm. Code 180 that are applicable to ASTs used for both dispensing and non-dispensing purposes. Part 160 rules primarily address the use of ASTs for bulk storage of flammable or combustible liquids (storage for other than dispensing purposes). Part 180 rules primarily address the use of ASTs for flammable or combustible liquids used to dispense fuel into vehicles or portable containers. The primary focus of the rules will be to replace the currently outdated rules with references to nationally recognized standards for ASTs.
- B) Statutory Authority: Implementing and authorized by Section 2 of the Gasoline Storage Act [430 ILCS 15/2].
- C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The rules will impact any small business, municipality or not-for-profit corporations that install or relocate an AST containing flammable or combustible liquids. The proposed rules are not anticipated to impose further restrictions upon ASTs that are already in-place.

## OFFICE OF THE STATE FIRE MARSHAL

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F) Agency contact person for information:

Cathy Stashak  
Technical Services Division  
Office of the State Fire Marshal  
100 W. Randolph St., Suite 4-600  
Chicago IL 60601

312/814-2425

G) Related rulemakings and other pertinent information: The proposed changes to 41 Ill. Adm. Code 160 are related to the proposed changes to 41 Ill. Adm. Code 180.d) Parts (Heading and Code Citations): Storage, Transportation, Sale and Use of Gasoline and Volatile Oils: Rules and Regulations\ Relating to General Storage (41 Ill. Adm. Code 160); Storage, Transportation, Sale and Use of Gasoline and Volatile Oils (41 Ill. Adm. Code 180)1) Rulemaking:

A) Description: This rulemaking would be filed separately from the one described in paragraph c) above and will amend the agency's rules applicable to aboveground storage tanks (ASTs) in two primary rule Parts: 41 Ill. Adm. Code 160 and 41 Ill. Adm. Code 180. The primary focus of the rulemaking will be to amend the provisions pertaining to the maximum number of storage or dispensing ASTs and maximum allowable capacity for storage or dispensing ASTs at facilities used for fleet dispensing as described in Section 180.20(a)(2).

B) Statutory Authority: Implementing and authorized by Section 2 of the Gasoline Storage Act [430 ILCS 15/2].

C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.

D) Date Agency anticipates First Notice: Unknown

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: The rules will impact any small business, municipality or not-for-profit corporations that install or relocate an AST containing flammable or combustible liquids. The proposed rules are not expected to create more stringent restrictions upon ASTs.
- F) Agency contact person for information:
- Cathy Stashak  
Technical Services Division  
Office of the State Fire Marshal  
100 W. Randolph St., Suite 4-600  
Chicago IL 60601
- 312/814-2425
- G) Related rulemakings and other pertinent information: The proposed changes to 41 Ill. Adm. Code 160 are related to the proposed changes to 41 Ill. Adm. Code 180.
- e) Part (Heading and Code Citations): Petroleum Equipment Contractor Licensing (41 Ill. Adm. Code 172)
- 1) Rulemaking:
- A) Description: This rulemaking will update certification and licensure rules for petroleum equipment contractors doing work on underground storage tanks as a result of changes to the program made by P.A. 97-0428. The rulemaking will address inconsistencies between the rules and the statute raised in internal audit findings. It will also update cross-references to OSFM rules for which the numbering has changed from Part 170 to Parts 174, 175 and 176.
- B) Statutory Authority: Petroleum Equipment Contractor Licensing Act [225 ILCS 729/25, 35(a)(4), and 35(b)(7)].
- C) Scheduled meeting/hearing dates: None scheduled yet.
- D) Date Agency anticipates First Notice: Unknown

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- E) Effect on small businesses, small municipalities or not-for-profit corporations: This rulemaking will have a minimal impact on small businesses that conduct permitted work on underground storage tanks.
- F) Agency contact person for information:
- Fred Schneller  
Manager  
Division of Petroleum and Chemical Safety  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield IL 62603
- 217/557-3131
- G) Related rulemakings and other pertinent information: None
- f) Parts (Heading and Code Citations): General Requirements for Underground Storage Tanks and the Storage, Transportation, Sale and Use of Petroleum and Other Regulated Substances (41 Ill. Adm. Code 174); Technical Requirements for Underground Storage Tanks and the Storage, Transportation, Sale and Use of Petroleum and Other Regulated Substances (41 Ill. Adm. Code 175); Administrative Requirements for Underground Storage Tanks and the Storage, Transportation, Sale and Use of Petroleum and Other Regulated Substances (41 Ill. Adm. Code 176)
- 1) Rulemaking:
- A) Description: This rulemaking will revise the Illinois technical requirements for underground storage tank systems ("USTs") to conform to new federal regulatory requirements that became effective on October 13, 2015. These changes would include requiring federally acceptable proofs of compatibility for underground storage tanks, piping and all related system components whenever such systems store or dispense ethanol blends above 10% ethanol (E10) for gasoline or above 20% biodiesel (B20) for diesel. Federally required changes will also include monthly walkthrough inspections by Certified Operators, tightness testing of spill buckets and piping containments every three years, inspection of overfill prevention equipment every three years, prohibition of ball float

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vent valves at time of installation or replacement, full regulation of airport hydrant fueling systems, and full regulation of field constructed tanks. This rulemaking will also update these rules to incorporate and streamline current practices, including the electronic submission of reporting forms and permit applications. This rulemaking will also address an unsafe product piping set-up caused when formerly separate regular, midgrade and premium gasoline product piping lines are installed so that two products are mixed at the dispenser to create the midgrade product. When done incorrectly, this piping set-up may lead to an open pipe end and the release of product if the dispenser is struck by a vehicle and the piping is broken.

- B) Statutory Authority: Section 2 of the Gasoline Storage Act [430 ILCS 15/2]
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: Unknown
- E) Affect on small businesses, small municipalities or not-for-profit corporations: Some of the federal requirements will increase costs of UST operation. Other federal requirements will have no fiscal impact on owners and operators of USTs. Other federal requirements have been previously implemented. (Examples: Operator Training, double-wall design requirements, leak detection for emergency power generator USTs, replacement of tanks failing their internal lining inspection, various aspects of annual leak detection testing, and requirements for under-dispenser containment sumps.) Other changes will decrease costs and increase the flexibility and convenience of compliance, for example, streamlining forms and implementing electronic submission of reporting forms and permit applications. Allowing new third-party (UL) listed tank replacement technologies is likely to reduce costs when a tank fails. These last two items will likely help those small businesses, small municipalities and not-for-profit entities that own and operate underground storage tanks.
- F) Agency contact person for information:

Fred Schneller

## OFFICE OF THE STATE FIRE MARSHAL

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Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield IL 62703

217/557-3131

G) Related rulemakings and other pertinent information: None

g) Part (Heading and Code Citations): Storage, Transportation, Sale and Use of Liquefied Petroleum Gas (41 Ill. Adm. Code 200)

1) Rulemaking:

- A) Description: This rulemaking will update the agency's rules applicable to liquefied petroleum gas (LPG) tanks. The primary focus of the rules will be to update the reference to a national standard: NFPA 58 Liquefied Petroleum Gas Code. The rule currently references to the 2011 edition of NFPA 58 and the OSFM intends to update that reference to the latest published edition of NFPA 58 (2017 edition) in order to remain current with industry practices. The statute requires that OSFM rules on this topic be in substantial conformity with the national codes published by the National Fire Protection Association (NFPA).
- B) Statutory Authority: Liquefied Petroleum Gas Regulation Act [430 ILCS 5/3]
- C) Scheduled meeting/hearing dates: None scheduled
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The rules will impact any small business, municipality or not-for-profit corporation that installs or relocates a LPG (including propane) storage tank. The proposed rules are not anticipated to impose further restrictions upon existing LPG tanks.
- F) Agency contact person for information:

Cathy Stashak

## OFFICE OF THE STATE FIRE MARSHAL

## JULY 2017 REGULATORY AGENDA

Technical Services Division  
Office of the State Fire Marshal  
100 W. Randolph St., Suite 4-600  
Chicago IL 60601

312/814-2425

- G) Related rulemakings and other pertinent information: None
- h) Part (Heading and Code Citations): Appeals and Enforcement Proceedings (41 Ill. Adm. Code 210)
- 1) Rulemaking:
- A) Description: This Part will be amended to delineate and clarify the appeal process utilized during certain OSFM administrative enforcement proceedings. Amendments will include, among other things, clarification concerning the duties of the respective parties, the initiation of contested hearings, pleadings, motions, discovery, the burden and standard of proof, the applicable rules of evidence, the consequences of failing to appear, and default procedures.
- B) Statutory Authority: Implemented and authorized by Section 10-5 of the Illinois Administrative Procedures Act [5 ILCS 100/10-5].
- C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None Anticipated.
- F) Agency contact person for information:

Matt Taksin  
General Counsel – Legal Division  
Office of the State Fire Marshal  
1035 Stevenson Drive

## OFFICE OF THE STATE FIRE MARSHAL

## JULY 2017 REGULATORY AGENDA

Springfield IL 62703

312/814-6322

G) Related rulemakings and other pertinent information: Nonei) Part (Heading and Code Citations): Pyrotechnic Distributor and Operator Licensing Rules (41 Ill. Adm. Code 230)1) Rulemaking:

- A) Description: This rulemaking will update referenced industry technical standards and incorporate recent federal requirements relating to OSFM Pyrotechnic Distributor and Operator Licensing Rules. It will also update or delete references to the Music Entertainment Task Force because its work has concluded. It will also develop an expedited licensing protocol for out-of-state production companies with an appropriate fee schedule and require cover license operators to identify out-of-state touring pyrotechnic participants on the display report that summarizes the pyrotechnic event. This will also require that distributors identify certain business information on the regulatory application, for example, any assumed name being used as well as the full legal name for the legal entity submitting the application. Finally, this will add a fee of \$30 for per pyrotechnic assistant at time of registration renewal (every three years).
- B) Statutory Authority: Implemented and authorized by Section 30 of Pyrotechnic Distributor and Operator Licensing Act [225 ILCS 227/30].
- C) Scheduled meeting/hearing dates: None scheduled yet.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: A new fee (\$30) would be required for an assistant's registration renewal.
- F) Agency contact person for information:

Dale Simpson

## OFFICE OF THE STATE FIRE MARSHAL

## JULY 2017 REGULATORY AGENDA

Manager  
Division of Fire Prevention  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield IL 62703

217/558-0639

- G) Related rulemakings and other pertinent information: None
- j) Part (Heading and Code Citations): Pyrotechnic and Consumer Display Permitting Rules (41 Ill. Adm. Code 235)
- 1) Rulemaking:
- A) Description: This rulemaking will update referenced industry technical standards and incorporate recent federal requirements relating to OSFM Pyrotechnic Distributor and Operator Licensing Rules. It will also require local permitting authorities to maintain certain minimum records.
- B) Statutory Authority: Implementing and authorized by Section 4.1 of the Fireworks Use Act [425 ILCS 35/5].
- C) Scheduled meeting/hearing dates: None scheduled yet.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None anticipated.
- F) Agency contact person for information:

Dale Simpson  
Manager  
Division of Fire Prevention  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield IL 62703

## OFFICE OF THE STATE FIRE MARSHAL

## JULY 2017 REGULATORY AGENDA

217/558-0639

- G) Related rulemakings and other pertinent information: Proposed revisions to 41 Ill. Adm. Code 230's requirements for Flame Effect Licensure and Permit requirements.
- k) Parts (Heading and Code Citations): Fire Equipment Distributor and Employee Standards (41 Ill. Adm. Code 251); and Fire Equipment Administrative Procedures (41 Ill. Adm. Code 280)
- 1) Rulemaking:
- A) Description: This proposed rulemaking will update the OSFM's rules applicable to fire equipment distributor and employee licensing, and will consider combining the Part 251 and Part 280 rules into one document to address procedures for administering the fire equipment contractor and employee licensing programs. This proposed rulemaking will require a photo or electronic copy of a driver's license or State identification for each employee being licensed. This proposed rulemaking will update rule references to cite the updated statutory authority which is now known as the Fire Equipment Distributor and Employee Regulation Act of 2011 [225 ILCS 217]. This proposed rulemaking will also define the procedures for the citation authority provided in Section 83 of this Act [225 ILCS 217/83]. Finally, this rulemaking will implement statutory changes that eliminated the Fire Equipment Distributor and Employee Advisory Board and divided Class II employees into separate classes for pre-engineered industrial fire suppression systems versus kitchen hood fire suppression systems.
- B) Statutory Authority: Implementing and authorized by the Fire Equipment Distributor and Employee Regulation Act of 2011 [225 ILCS 217].
- C) Scheduled meeting/hearing dates: The agency has not yet scheduled meetings or hearings on this proposal.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Any small business, small municipality or not-for-profit

## OFFICE OF THE STATE FIRE MARSHAL

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corporation that may be licensed by the OSFM as a fire equipment distributor or may be involved in the servicing of portable fire extinguishers and/or fixed fire suppression systems other than water-based systems. By clarifying standards and procedures and providing an enforcement mechanism authorized by statute, this will make compliance simpler and more efficient and reliable for the regulated community, including small businesses, small municipalities, and not-for-profit entities. Fire equipment companies will need to ensure their employees have the correct National Association of Fire Equipment Distributors (NAFED) certification to work on and service these systems, and the correct National Institute for Certification in Engineering Technologies (NICET) certification to design the appropriate systems.

F) Agency contact person for information:

Dale Simpson  
Manager  
Division of Fire Prevention  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield IL 62703

217/558-0639

G) Related rulemakings and other pertinent information: Nonel) Part (Heading and Code Citations): Ambulance Revolving Loan Program (41 Ill. Adm. Code 292)1) Rulemaking:

A) Description: The Office of the Illinois State Fire Marshal (OSFM) and the Illinois Finance Authority (IFA) have authority to jointly administer a program to provide loans for the purchase of an ambulance or ambulances by a not-for-profit ambulance service or a unit of local government (fire department, fire protection district or township fire department) in Illinois that provides emergency medical service within a geographical area. This rulemaking would increase the maximum loan amount from \$100,000 to \$200,000, per the terms of House Bill 3108 (which increased the

## OFFICE OF THE STATE FIRE MARSHAL

## JULY 2017 REGULATORY AGENDA

maximum amount to \$200,000 and passed out of both houses on May 25 and was then sent to the Governor for signature on June 23, 2017).

- B) Statutory Authority: Implementing and authorized by the Illinois Finance Authority Act, Ambulance Revolving Loan Program [20 ILCS 3501/825-85].
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: Fall or Winter 2017.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: This program provides no interest and low-interest loans for the purchase of ambulances. Fire departments, fire protection districts, township fire departments and not-for-profit ambulance services would benefit being able to borrow additional funds at no or low interest rates. Loan awards are based on equipment need, financial need, and how recently the applicant has received a previous loan under this program. Assuming the Governor will sign HB 3108, recipients may be eligible for a loan up to \$200,000 with a 10-year repayment period for the purchase of an ambulance.
- F) Agency contact person for information:

Ronny J. Wickenhauser  
Chief Fiscal Officer  
Office of the Illinois State Fire Marshal  
1035 Stevenson Drive  
Springfield IL 62703

217/558-0577

- G) Related rulemakings and other pertinent information: None
- m) Part (Heading and Code Citations): Furniture Fire Safety Regulations (41 Ill. Adm. Code 300)
- 1) Rulemaking:

## OFFICE OF THE STATE FIRE MARSHAL

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- A) Description: As required by statute [425 ILCS 45], this rulemaking will update referenced standards to the current "bulletins" (standards) used by the State of California's Department of Consumer Affairs: Bureau of Home Furnishings and Thermal Insulation for descriptions of the tests that are required to be performed on upholstered furniture components.
- B) Statutory Authority: Implementing and authorized by Section 15 of the Furniture Fire Safety Act [425 ILCS 45/15].
- C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.
- D) Date Agency anticipates First Notice: Unknown
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Any small business or not-for-profit corporation that manufactures upholstered seating furniture used in public occupancies or public assembly areas, or any small business, small municipality or not-for-profit that owns or maintains a public occupancy or public assembly area that contains stuffed or upholstered furniture for specified occupancies. These include assembly occupancies; day care centers; health care occupancies; detention and correctional facilities; and public assembly areas of hotel and motels that contain seating for more than 10 (individual guest rooms are not included). These proposed rules are not anticipated to impose further restriction upon regulated furniture.
- F) Agency contact person for information:
- Cathy Stashak  
Technical Services Division  
Office of the State Fire Marshal  
100 W. Randolph St., Suite 4-600  
Chicago IL 60601
- 312/814-2425
- G) Related rulemakings and other pertinent information: None

## OFFICE OF THE STATE FIRE MARSHAL

## JULY 2017 REGULATORY AGENDA

- n) Part (Heading and Code Citations): Illinois Elevator Safety Rules (41 Ill. Adm. Code 1000)
- 1) Rulemaking:
- A) Description: Incorporate nationally recognized safety codes which were published on November 30, 2016. Pursuant to statute, the Elevator Safety Board is given 12 months after the effective date of a new standard to adopt any new safety code cited in the statute.
- B) Statutory Authority: Authorized by Section 35 of the Elevator Safety and Regulation Act [225 ILCS 312/35].
- C) Scheduled meeting/hearing dates: The Agency has not yet scheduled meetings or hearings on this proposal.
- D) Date Agency anticipates First Notice: Summer or Fall, 2017.
- E) Effect on small businesses, small municipalities or not-for-profit corporations: All new conveyances and conveyances being modernized will be required to conform to the new codes. Municipalities would also be required to enforce these new codes locally, per their municipal elevator agreements with OSFM.
- F) Agency contact person for information:
- Bob Capuani  
Elevator Safety Division  
Office of the Illinois State Fire Marshal  
James R. Thompson Center  
100 W. Randolph Street  
Suite 4-600  
Chicago IL 60601
- 312/814-8734
- G) Related rulemakings and other pertinent information: None

## OFFICE OF THE STATE FIRE MARSHAL

## JULY 2017 REGULATORY AGENDA

- o) Part (Heading and Code Citations): Boiler and Pressure Vessel Safety (41 Ill. Adm. Code 2120)
- 1) Rulemaking:
- A) Description: Incorporate nationally recognized safety codes which were recently published and are required by the Boiler and Pressure Vessel Safety Act to be incorporated into the rules promulgated under that Act.
- B) Statutory Authority: Section 2 of the Boiler and Pressure Vessel Safety Act [430 ILCS 75/2]
- C) Scheduled meeting/hearing dates: None scheduled yet.
- D) Date Agency anticipates First Notice: Fall or Winter 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: No significant impact anticipated.
- F) Agency contact person for information:
- Mike Vogel  
Chief Inspector  
Division of Boiler and Pressure Vessel Safety  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield IL 62703  
  
217/785-1008
- G) Related rulemakings and other pertinent information: None
- p) Part (Heading and Code Citations): Boiler and Pressure Vessel Repairer Regulations (41 Ill. Adm. Code 2121)
- 1) Rulemaking:
- A) Description: Update and streamline the licensing application process for the licensing of boiler and pressure repairers regulated under the Boiler

## OFFICE OF THE STATE FIRE MARSHAL

## JULY 2017 REGULATORY AGENDA

and Pressure Vessel Repairer Regulation Act [225 ILCS 203/1 et. seq.]. Specifically, this rulemaking will reduce some of the application documentation from that currently required and also recognize newer types of business entities being formed and utilized by boiler and pressure repairers.

- B) Statutory Authority: Section 25 of the Boiler and Pressure Vessel Repairer Regulation Act [225 ILCS 203/25]
- C) Scheduled meeting/hearing dates: None scheduled yet.
- D) Date Agency anticipates First Notice: Fall or Winter 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: No significant impact anticipated, though it will make it easier to apply for a license.
- F) Agency contact person for information:  

Mike Vogel  
Chief Inspector  
Division of Boiler and Pressure Vessel Safety  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield IL 62703  
  
217/785-1008
- G) Related rulemakings and other pertinent information: None

## OFFICE OF THE TREASURER

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citations): Rules for Charitable Trust Stabilization Committee, 74 Ill. Adm. Code 650
- 1) Rulemaking:
- A) Description: This rulemaking will update the grant application process for the Charitable Trust Stabilization Program, which awards grants to help small community-based organizations and non-profits operating in Illinois. The supporting documentation requirements are being updated in order to better reflect the documents needed for consideration of an application and to expand the pool of qualified applicants.
- B) Statutory Authority: Charitable Trust Stabilization Act [30 ILCS 790]
- C) Scheduled meeting/hearing dates: None
- D) Date agency anticipates First Notice: July 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The Charitable Trust Program is funded by non-profits and exists to help other non-profits with annual budgets of \$1 million or less. The purpose of the Program is to offer grants of up to \$25,000 to small non-profits in Illinois. These changes will allow more non-profits to meet the application requirements and result in a larger pool from which the Charitable Trust Stabilization Committee can select grantees.
- F) Agency contact person for information:
- Laura Pavlik  
Assistant General Counsel  
Illinois State Treasurer  
100 W. Randolph, Suite 15-600  
Chicago IL 60601
- 312/814-3573  
fax: 217/785-2777  
e-mail: LPavlik@illinoistreasurer.gov
- G) Related rulemakings and other pertinent information: None

## OFFICE OF THE TREASURER

## JULY 2017 REGULATORY AGENDA

b) Part (Heading and Code Citations): E-Pay Program, 74 Ill. Adm. Code 7351) Rulemaking:

- A) Description: PA 99-856, effective August 19, 2016, authorizes the State Treasurer to establish and administer the E-Pay program. This program allows governmental agencies to accept payments 24 hours a day, seven days per week, utilizing credit card and electronic payment options. This rule will provide clarification for the implementation and administration of the program by the Treasurer's Office.
- B) Statutory Authority: Section 17 of the State Treasurer Act [15 ILCS 505/17]
- C) Scheduled meeting/hearing dates: None
- D) Date agency anticipates First Notice: August 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The purpose of the E-Pay program is to offer local and state government agencies a convenient, secure and affordable electronic payments processing option for the acceptance of credit card, debit card, and E-check payments from constituents. The program allows the Office to achieve economies of scale and save on costs for state agencies and local governmental units.
- F) Agency contact person for information:

G. Allen Mayer  
Deputy General Counsel  
Illinois State Treasurer  
219 State House  
Springfield IL 62706

217/557-2673  
fax: 217/785-2777  
e-mail: AMayer@illinoistreasurer.gov

## OFFICE OF THE TREASURER

## JULY 2017 REGULATORY AGENDA

- G) Related rulemakings and other pertinent information: None
- c) Part (Heading and Code Citations): Secure Choice Savings Program, 74 Ill. Adm. Code 721
- 1) Rulemaking:
- A) Description: The Secure Choice Savings Program Act (820 ILCS 80), which was signed into law on January 5, 2015, establishes a retirement savings program to be administered by the Secure Choice Savings Board for the purpose of providing retirement savings options to 1.2 million private-sector employees in Illinois. The Act allows the Board to delay implementation of the program due to lack of adequate funding and the Board is planning to implement this program in 2018. The rules adopted in this Part will provide clarification for the implementation and administration of the program by the Treasurer's Office and the Secure Choice Savings Board.
- B) Statutory Authority: Illinois Secure Choice Savings Program Act [820 ILCS 80/90]
- C) Scheduled meeting/hearing dates: None
- D) Date agency anticipates First Notice: November 2017
- E) Effect on small businesses, small municipalities or not-for-profit corporations: Secure Choice applies to businesses that have 25 or more employees, have been in operation for two years or more, and do not offer a qualified savings plan to their employees. Not-for-profits that meet those three criteria are also included. Municipalities will not be impacted. Businesses and not-for-profits that participate in Secure Choice will be required to facilitate the payroll deduction in the program for each of their employees, but will not have any managerial responsibilities and will not contribute to the retirement program or individual employee accounts.
- F) Agency contact person for information:

Sandi Raphael  
Deputy General Counsel

OFFICE OF THE TREASURER

JULY 2017 REGULATORY AGENDA

Illinois State Treasurer  
100 W. Randolph Street, Suite 15-600  
Chicago IL 60601

312/814-2985  
fax: 217/785-2777  
e-mail: [SRaphael@illinoistreasurer.gov](mailto:SRaphael@illinoistreasurer.gov)

- G) Related rulemakings and other pertinent information: None

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

a) Part (Heading and Code Citations): The Illinois Liquor Control Commission, 11 Ill. Adm. Code 100

1) Rulemaking:

A) Description: Amendments will be made to update the Liquor Control regulations to reflect new statutory developments, decisional law and Department policies.

B) Statutory Authority: 235 ILCS 5

C) Scheduled meeting/hearing dates: No schedule has been established at this time.

D) Date Agency anticipates First Notice: As noted above, there will be a number of rulemakings proposed with respect to Part 100 over the next six months. We anticipate filing rulemakings amending Part 100 on a regular basis during the next six months of this year.

E) Effect on small business, small municipalities or not-for-profit corporations: These rulemakings will affect any business that owes liquor tax or must obtain requisite licensing.

F) Agency contact person for information:

Sean O'Leary  
General Counsel  
Liquor Control Commission  
100 W. Randolph, 7-801  
Chicago IL 60601

312/814-2206

G) Related rulemakings and other pertinent information: None

b) Part (Heading and Code Citations): Income Tax, 86 Ill. Adm. Code 100

1) Rulemaking:

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

- A) Description: New rules will be added to Part 100 concerning the tax credit for Tech Prep Youth Vocational Programs (IITA Section 209); the reallocation of items under IITA Section 404; pass-through of investment credits from partnerships and Subchapter S corporations to their partners and shareholders; filing of refund claims and other collection matters, and interest computations.

Part 100 will be amended by adding rules and amending existing rules governing the computation of base income under Article 2 of the IITA, the allocation and apportionment of base income under Article 3 of the IITA, and the filing of returns and payment of taxes under Articles 5 and 6 of the IITA.

Part 100 will be amended to update the provisions defining unitary business groups and computing the combined tax liability of unitary business groups.

Part 100 will be amended by adding rules providing guidance on the addition and subtraction modifications allowed in IITA Section 203, on the credit for residential property taxes paid in IITA Section 208, on the acceptance of substitute W-2s, electronic filing of returns, and rounding amounts on returns to the nearest dollar.

Part 100 will be amended to clarify definitions of terms in IITA Section 1501(a).

Part 100 will be amended to implement legislation enacted in 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, and 2017, including the historic preservation and hospital credits, the credits and subtractions allowed with respect to enterprise zones, credits for hiring veterans and ex-felons, bonus depreciation adjustments, withholding by employers, partnerships, Subchapter S corporations and trusts, changes to apportionment formulas and taxation of real estate investment trusts and their investors, recoveries of itemized deductions, special net loss rules for cooperatives, recipients of nondeductible dividends from controlled foreign corporations, and holders of residual interests in real estate mortgage investment companies, appeals to the Tax Tribunal, and the Illinois Secure Choice Savings Program Act.

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

Part 100 will be amended to provide additional guidance on nexus and on the Illinois income tax consequences of changes in federal income tax laws.

Finally, the Department will continue the updating and correction of Part 100.

- B) Statutory Authority: 35 ILCS 5/101 and 35 ILCS 5/1401
- C) Scheduled meeting/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: As noted above, there will be a number of rulemakings proposed with respect to Part 100 over the next six months. We anticipate filing rulemakings amending Part 100 on a regular basis during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: These rulemakings will affect any business that incurs an income tax filing obligation.
- F) Agency contact person for information:  
  
Brian Stocker  
Staff Attorney  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794  
  
217/782-2844
- G) Related rulemakings and other pertinent information: None

c) Part (Heading and Code Citations): Retailers' Occupation Tax, 86 Ill. Adm. Code 130

1) Rulemaking:

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

- A) Description: Amendments will be made to update the Retailers' Occupation Tax regulations to reflect new statutory developments, decisional law and Department policies. Rulemakings are also promulgated as part of the Department's continuing effort to codify policies contained in various letter rulings.

New rules will be added to Part 130 provide guidance regarding the documentation requirement for sales by retailers to exempt organizations holding active exemption numbers issued by the Department; to describe how "deal of the day" types of transactions are taxed and to provide examples regarding those transactions; to implement PA 98-1058 regarding the furnishing of financial information to a municipality, including confidentiality requirements.

Section 130.2007 will be amended to explain the proper use by an exempt organization of its exemption identification number issued by the Department and consequences of an organization's failure to use ordinary care to ensure that the exemption identification number is not improperly utilized. Consequences include revocation of the exemption identification number.

Sections 130.455 and 130.2013 will be amended to implement the provisions of PA 98-628 and PA 98-1080, which change the method of determining the "selling price" for first division and certain types of second division motor vehicles that are leased for defined periods in excess of one year.

Sections 130.501 and 130.745 will be amended to reflect changes made as a result of PA 98-0496, which authorizes the Department to disallow the vendor's discount under certain circumstances.

Section 130.910 will be amended in response to enactment of PA 98-0352, which prohibits the sale, possession and use of automated sales suppression devices, or zappers. This section will also be amended in response to enactment of PA 97-1074, which added the criminal offense of sales tax evasion.

## DEPARTMENT OF REVENUE

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Section 130.450 will be amended to clarify the documentation required to demonstrate a separate agreement between the seller and purchaser for installation, alteration and special service charges.

- B) Statutory Authority: 35 ILCS 120/12
- C) Scheduled meetings/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: As noted above, there will be a number of rulemakings proposed with respect to Part 130 over the next six months. We anticipate filing rulemakings amending Part 130 on a regular basis during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: Small businesses that sell tangible personal property at retail will be affected by these regulations. Tax exempt organizations will be affected by the changes proposed to Section 130.2005, 130.2007, and the new section providing guidance on how to document exempt sales to those organizations.
- F) Agency contact person for information:

Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794

217/782-2844

- G) Related rulemakings and other pertinent information: None

d) Part (Heading and Code Citations): Use Tax, 86 Ill. Adm. Code 150

- 1) Rulemaking:

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

- A) Description: Amendments will be made to update the Use Tax regulations to reflect new statutory developments, decisional law and Department policies.

Section 150.401 will be amended to clarify when out-of-state retailers attending trade shows in this State are not considered to have a Use Tax collection on remote sales to Illinois customers and to provide guidance on other issues presented by retailer presence at trade shows in Illinois.

Section 150.1015 will be amended to add new provisions in response to PA 98-0352, which prohibits the sale, possession and use of automated sales suppression devices, or zappers

- B) Statutory Authority: 35 ILCS 105/12
- C) Scheduled meetings/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rulemakings amending Part 150 during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: These amendments will affect persons subject to the Use Tax.
- F) Agency contact person for information:

Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794

217/782-2844

- G) Related rulemakings and other pertinent information: None

- e) Part (Heading and Code Citations): Taxpayer Rights, 86 Ill. Adm. Code 205

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

- 1) Rulemaking:
  - A) Description: Repeals 86 Ill. Adm. Code 205.10 to reflect the repeal by PA 87-860 of Section 3 of the Taxpayers' Bill of Rights (20 ILCS 2520/3), which authorized the office of the taxpayer ombudsman.
  - B) Statutory Authority: 20 ILCS 2505/2505-795
  - C) Scheduled meeting/hearing dates: No schedule has been established at this time.
  - D) Date Agency anticipates First Notice: We anticipate filing rulemakings during the next six months of this year.
  - E) Effect on small business, small municipalities or not-for-profit corporations: None
  - F) Agency contact person for information:

Brian Stocker  
Staff Attorney  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794

217/782-2844
  - G) Related rulemakings and other pertinent information: There are no related rulemakings.
- f) Part (Heading and Code Citations): Bingo License and Tax Act, 86 Ill. Adm. Code 430
  - 1) Rulemaking:
    - A) Description: Regulations will be updated to reflect the provisions of Public PA 93-742, which authorizes the Department to issue 3-year bingo licenses, including regular licenses, limited licenses or senior citizen restricted

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## JULY 2017 REGULATORY AGENDA

licenses, the amendments in PA 95-228, dealing with licensing, the amendments in PA 97-1150, implementing the Criminal Code of 2012. The regulations will also be amended to clarify definitions, record keeping requirements and the documentation required for a license application, and the amendments in PA 99-177 regarding special permits.

- B) Statutory Authority: 230 ILCS 25/1
- C) Scheduled meeting/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rulemakings during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: Entities eligible for bingo licenses will be affected by this rulemaking.
- F) Agency contact person for information:  
  
Brian Stocker  
Staff Attorney  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794  
  
217/782-2844
- G) Related rulemakings and other pertinent information: There are no related rulemakings.

g) Part (Heading and Code Citations): Pull Tabs and Jar Games Act, 86 Ill. Adm. Code 432

1) Rulemaking:

- A) Description: Regulations will be amended to implement the amendments in PA 95-228 dealing with licensing and to clarify record keeping requirements and the documentation required for a license application and the amendments in PA 97-1150, implementing the Criminal Code of 2012.

## DEPARTMENT OF REVENUE

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- B) Statutory Authority: 230 ILCS 20/1
- C) Scheduled meeting/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rulemakings during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: Entities eligible for pull tabs and jar games licenses will be affected by this rulemaking.
- F) Agency contact person for information:

Brian Stocker  
Staff Attorney  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794

217/782-2844

- G) Related rulemakings and other pertinent information: There are no related rulemakings.

h) Part (Heading and Code Citations): Hydraulic Fracturing Tax, 86 Ill. Adm. Code 475

1) Rulemaking:

- A) Description: A new Part will be promulgated in response to enactment of PA 98-0022 and PA 98-0023 (Hydraulic Fracturing Regulatory Act, including the Illinois Hydraulic Fracturing Tax).
- B) Statutory Authority: 35 ILCS 450/2-65
- C) Scheduled meetings/hearing dates: No schedule has been established at this time.

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

- D) Date Agency anticipates First Notice: We anticipate filing rulemakings during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: Small businesses may be included in the persons required to file returns, pay taxes and maintain books and records.
- F) Agency contact person for information:
- Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794
- 217/782-2844
- G) Related rulemakings and other pertinent information: There are no related rulemakings.
- i) Part (Heading and Code Citations): Uniform Penalty and Interest Act, 86 Ill. Adm. Code 700
- 1) Rulemaking:
- A) Description: The Department will amend the regulations in Part 700 to reflect recent amendments to the Uniform Penalty and Interest Act and Department policies.
- B) Statutory Authority: 20 ILCS 2505/2505-795
- C) Scheduled meeting/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rulemakings during the next six months of this year.

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

- E) Effect on small business, small municipalities and not-for-profit corporations: These rulemakings will provide guidance for any business or not-for-profit corporation that incurs tax liabilities potentially subject to penalty or interest obligations under the Uniform Penalty and Interest Act.
- F) Agency contact person for information:
- Brian Stocker  
Associate Counsel, Income Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794
- 217/782-2844
- G) Related rulemakings and other pertinent information: None
- j) Part (Heading and Code Citations): Home Rule Municipal Retailers' Occupation Tax, 86 Ill. Adm. Code 270
- 1) Rulemaking:
- A) Description: Section 270.115 will be amended to reflect the provisions of PA 99-0216, which changes the manner in which conditional sales are sourced. The amendments specify that a retailer selling tangible personal property to a nominal lessee or bailee pursuant to a lease with a dollar or other nominal option to purchase is engaged in the business of selling at the location where the property is first delivered to the lessee or bailee for its intended use.
- B) Statutory Authority: 35 ILCS 120/2-12
- C) Scheduled meeting/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rules within the next six months of the year.

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

- E) Effect on small business, small municipalities or not-for-profit corporations: These rulemakings will affect any business that operates at retail and makes conditional sales.
- F) Agency contact person for information:  
  
Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson Street, 5-500  
Springfield IL 62794  
  
217/782-2844
- G) Related rulemakings and other pertinent information: Similar rulemakings will be promulgated for other local taxes administered by the Department.
- k) Part (Heading and Code Citations): Service Use Tax, 86 Ill. Adm. Code 160
- 1) Rulemaking:
- A) Description: Amendments will be made to update the Service Use Tax regulations to reflect new statutory developments, decisional law and Department policies.
- B) Statutory Authority: 35 ILCS 110/12
- C) Scheduled meetings/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rulemakings amending Part 160 during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: These amendments will affect servicemen and service customers in Illinois.
- F) Agency contact person for information:

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794

217/782-2844

G) Related rulemakings and other pertinent information: None

1) Part (Heading and Code Citations): Service Occupation Tax, 86 Ill. Adm. Code 140

1) Rulemaking:

- A) Description: Amendments will be made to update the Service Occupation Tax regulations to reflect new statutory developments, decisional law and Department policies.
- B) Statutory Authority: 35 ILCS 115/12
- C) Scheduled meetings/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rulemakings amending Part 140 during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: These amendments will affect servicemen and service customers in Illinois.
- F) Agency contact person for information:

Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

217/782-2844

G) Related rulemakings and other pertinent information: Nonem) Part (Heading and Code Citations): Motor Fuel Tax, 86 Ill. Adm. Code 5001) Rulemaking:A) Description: Amendments will be made to update the Motor Fuel Tax regulations to reflect new statutory developments, decisional law and Department policies.B) Statutory Authority: 35 ILCS 505/14C) Scheduled meetings/hearing dates: No schedule has been established at this time.D) Date Agency anticipates First Notice: We anticipate filing rulemakings amending Part 500 during the next six months of this year.E) Effect on small business, small municipalities or not-for-profit corporations: These amendments will affect persons subject to the Motor Fuel Tax, the Motor Fuel Use Tax (IFTA) and the 1.1 cent per gallon tax on receivers of fuel.F) Agency contact person for information:

Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794

217/782-2844

G) Related rulemakings and other pertinent information: None

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

n) Part (Heading and Code Citations): Environmental Impact Fee, 86 Ill. Adm. Code 501

1) Rulemaking:

A) Description: Amendments will be made to update the Environmental Impact Fee regulations to reflect new statutory developments, decisional law and Department policies.

B) Statutory Authority: 415 ILCS 125/325

C) Scheduled meetings/hearing dates: No schedule has been established at this time.

D) Date Agency anticipates First Notice: We anticipate filing rulemakings amending Part 501 during the next six months of this year.

E) Effect on small business, small municipalities or not-for-profit corporations: These amendments will affect persons subject to the Environmental Impact Fee.

F) Agency contact person for information:

Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794

217/782-2844

G) Related rulemakings and other pertinent information: None

o) Part (Heading and Code Citations): Cigarette Tax Act, 86 Ill. Adm. Code 440

1) Rulemaking:

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

- A) Description: Amendments will be made to update the Cigarette Tax Act regulations to reflect new statutory developments, decisional law and Department policies.
- B) Statutory Authority: 35 ILCS 130/8
- C) Scheduled meetings/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rulemakings amending Part 440 during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: These amendments will affect persons subject to the Cigarette Tax Act and retailers selling cigarettes.
- F) Agency contact person for information:

Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794

217/782-2844

- G) Related rulemakings and other pertinent information: None

p) Part (Heading and Code Citations): Cigarette Use Tax Act, 86 Ill. Adm. Code 450

1) Rulemaking:

- A) Description: Amendments will be made to update the Cigarette Use Tax Act regulations to reflect new statutory developments, decisional law and Department policies.
- B) Statutory Authority: 35 ILCS 135218

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

- C) Scheduled meetings/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rulemakings amending Part 450 during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: These amendments will affect persons subject to the Cigarette Use Tax Act.
- F) Agency contact person for information:
- Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794
- 217/782-2844
- G) Related rulemakings and other pertinent information: None
- q) Part (Heading and Code Citations): Telecommunications Excise Tax, 86 Ill. Adm. Code 495
- 1) Rulemaking:
- A) Description: Amendments will be made to update the Telecommunications Excise Tax Act regulations to reflect new statutory developments, decisional law and Department policies.
- B) Statutory Authority: 35 ILCS 630/17
- C) Scheduled meetings/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rulemakings amending Part 495 during the next six months of this year.

## DEPARTMENT OF REVENUE

## JULY 2017 REGULATORY AGENDA

- E) Effect on small business, small municipalities or not-for-profit corporations: These amendments will affect persons subject to the Telecommunications Excise Tax Act.
- F) Agency contact person for information:
- Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794
- 217/782-2844
- G) Related rulemakings and other pertinent information: None
- r) Part (Heading and Code Citations): Hotel Operators' Occupation Tax, 86 Ill. Adm. Code 480
- 1) Rulemaking:
- A) Description: Amendments will be made to update the Hotel Operators' Occupation Tax Act regulations to reflect new statutory developments, decisional law and Department policies.
- B) Statutory Authority: 35 ILCS 145/7
- C) Scheduled meetings/hearing dates: No schedule has been established at this time.
- D) Date Agency anticipates First Notice: We anticipate filing rulemakings amending Part 480 during the next six months of this year.
- E) Effect on small business, small municipalities or not-for-profit corporations: These amendments will affect hotel operators and their guests.

DEPARTMENT OF REVENUE

JULY 2017 REGULATORY AGENDA

F) Agency contact person for information:

Jerilynn Troxell Gorden  
Deputy General Counsel, Sales and Excise Tax  
Illinois Department of Revenue  
101 W. Jefferson, 5-500  
Springfield IL 62794

217/782-2844

G) Related rulemakings and other pertinent information: None

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citation): Illinois Racing Board, 11 Ill. Adm. Code 200
- 1) Rulemaking:
- A) Description: In an on-going effort to make the Board rules more current and better organized, the Board will propose changing the heading of Part 200 to Racing Board Policy and Procedures. Sections currently found in Parts 204, 206, 208, 210, 213, and 423 will be incorporated into Part 200 by renumbering and amending them.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601
- 312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov
- G) Related rulemakings and other pertinent information: None
- b) Part (Heading and Code Citation): Hearings and Enforcement Proceedings, 11 Ill. Adm. Code 204

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

1) Rulemaking:

- A) Description: The Board will propose moving all sections contained in Part 204 to Part 200 (Section 200.80). The renumbered sections will also be amended to reflect current practices and model rules for administrative hearings.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601

312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov

- G) Related rulemakings and other pertinent information: None

c) Part (Heading and Code Citation): Board Meetings, 11 Ill. Adm. Code 2061) Rulemaking:

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

- A) Description: The Board will propose moving all sections contained in Part 206 to Part 200 (Section 200.20). The renumbered sections will also be amended to reflect current practices and ensure compliance with the Illinois Open Meetings Act.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601

312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov

- G) Related rulemakings and other pertinent information: None

d) Part (Heading and Code Citation): Charitable Funds, 11 Ill. Adm. Code 208

1) Rulemaking:

- A) Description: The Board will propose moving all sections contained in Part 208 to Part 200 (Section 200.60). The renumbered sections will also be amended to reflect current practices.

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601

312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov

- G) Related rulemakings and other pertinent information: None

e) Part (Heading and Code Citation): Definitions, 11 Ill. Adm. Code 210

1) Rulemaking:

- A) Description: The Board will propose moving Section 210.10 to Part 200 (Section 200.10). The renumbered section will also be amended to remove duplicative and unnecessary definitions.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601

312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov

- G) Related rulemakings and other pertinent information: None

f) Part (Heading and Code Citation): Purse Recapture, 11 Ill. Adm. Code 213

1) Rulemaking:

- A) Description: The Board will propose moving all sections contained in Part 213 to Part 200 (Section 200.50). The renumbered sections will also be amended to reflect current practices.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601

312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov

- G) Related rulemakings and other pertinent information: None

g) Part (Heading and Code Citation): Advance Deposit Wagering (ADW), 11 Ill. Adm. Code 325

1) Rulemaking:

- A) Description: The Board anticipates amendments to Part 325 to effectively and efficiently regulate advance deposit wagering. ADW companies licensed by the Board offer wagering on web-based platforms, phone, and mobile devices.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601
- 312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov
- G) Related rulemakings and other pertinent information: None
- h) Part (Heading and Code Citation): Concessionaire Rules, 11 Ill. Adm. Code 402
- 1) Rulemaking:
- A) Description: The Board anticipates amending various sections to reflect current practices.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601

312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov

G) Related rulemakings and other pertinent information: None

i) Part (Heading and Code Citation): Uniform System of Accounts, 11 Ill. Adm. Code 412

1) Rulemaking:

- A) Description: The Board will amend Part 412 in an on-going effort to make rules more current and better organized.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov

G) Related rulemakings and other pertinent information: None

j) Part (Heading and Code Citation): Prohibited Conduct, 11 Ill. Adm. Code 423

1) Rulemaking:

- A) Description: The Board will propose moving Sections 423.10 and 423.20 to Part 200 (Sections 200.40 and 200.70). The renumbered sections will also be amended to reflect current practices. Section 423.30 will be repealed because it is lawful for organization licensees and concessionaires to make political contributions.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601

312/814-5017

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

fax: 312/814-5062  
mickey.ezzo@illinois.gov

G) Related rulemakings and other pertinent information: None

k) Part (Heading and Code Citation): Licensing, 11 Ill. Adm. Code 502

1) Rulemaking:

- A) Description: The Board will amend various sections to be consistent with racing industry standards.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601

312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov

G) Related rulemakings and other pertinent information: None

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

- l) Part (Heading and Code Citation): Substance Abuse, 11 Ill. Adm. Code 508
- 1) Rulemaking:
- A) Description: The Board may amend various sections to include testing that utilizes current and future, more reliable and less invasive technologies.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601
- 312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov
- G) Related rulemakings and other pertinent information: None
- m) Part (Heading and Code Citation): Medication, 11 Ill. Adm. Code 603
- 1) Rulemaking:

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

- A) Description: The Board will amend various sections to reflect the Association of Racing Commissioners International (ARCI) model rules for drug testing standards and guidelines for foreign substances and therapeutic medications.
- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601

312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov

- G) Related rulemakings and other pertinent information: None

n) Part (Heading and Code Citation): Horse Health, 11 Ill. Adm. Code 605

1) Rulemaking:

- A) Description: The Board anticipates consolidating Part 605 with Part 603, Medication.

## ILLINOIS RACING BOARD

## JULY 2017 REGULATORY AGENDA

- B) Statutory Authority: Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)]
- C) Scheduled Meeting/Hearing Dates: Interested persons may send specific criticisms, suggestions, and/or comments to the Illinois Racing Board in writing during the First Notice Period.
- D) Date Agency anticipates First Notice: Not yet scheduled
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Mickey Ezzo  
Illinois Racing Board  
100 W. Randolph Street  
Suite 5-700  
Chicago IL 60601
- 312/814-5017  
fax: 312/814-5062  
mickey.ezzo@illinois.gov
- G) Related rulemakings and other pertinent information: None

## SECRETARY OF STATE

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citations): Local Records Commission (44 Ill. Adm. Code 4000).
- 1) Rulemaking: Proposed Amendment
- A) Description: Proposed amendments will update and will add greater detail to existing procedures for the disposal of records.
- B) Statutory Authority: Local Records Act (50 ILCS 205)
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: January 2018
- E) Effect on small businesses, small municipalities or not-for-profit corporations: These amendments apply to local units of government, including municipalities. There will be no fiscal impact on the municipalities. The amendments seek to update existing procedures.
- F) Agency contact person for information:
- David A. Joens, Director  
Illinois State Archives  
2 W Norton Building  
Springfield IL 62756
- 217/782-3492  
fax: 217/524-3930  
email: djoens@ilsos.net
- G) Related Rulemakings and other pertinent information: None
- b) Part (Heading and Code Citations): Local Records Commission of Cook County (44 Ill. Adm. Code 4500)
- 1) Rulemaking: Proposed Amendment

## SECRETARY OF STATE

## JULY 2017 REGULATORY AGENDA

- A) Description: Proposed amendments will update and will add greater detail to existing procedures for the disposal of records.
- B) Statutory Authority: Local Records Act (50 ILCS 205)
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: January 2018
- E) Effect on small businesses, small municipalities or not-for-profit corporations: These amendments apply to local units of government, including municipalities. There will be no fiscal impact on the municipalities. The amendments seek to update existing procedures.
- F) Agency contact person for information:

David A. Joens, Director  
Illinois State Archives  
2 W Norton Building  
Springfield, IL 62756

217/782-3492  
fax: 217/524-3930  
email: djoens@ilsos.net

- G) Related Rulemaking or other pertinent information: None

c) Part (Heading and Code Citations): State Records Commission (44 Ill. Adm. Code 4400)

1) Rulemaking: Proposed Amendments

- A) Description: Proposed amendments will update and will add greater detail to existing procedures for the disposal of records.
- B) Statutory Authority: State Records Act (5 ILCS 160)
- C) Scheduled meeting/hearing dates: None

## SECRETARY OF STATE

## JULY 2017 REGULATORY AGENDA

- D) Date Agency anticipates First Notice: January 2018
- E) Effect on small businesses, small municipalities or not-for-profit corporations: The rule applies only to state agencies.
- F) Agency contact person for information:

David A. Joens, Director  
Illinois State Archives  
2 W Norton Building  
Springfield IL 62756

217/782-3492  
fax: 217/524-3930  
email: djoens@ilsos.net

- G) Related Rulemaking or other pertinent information: None

d) Part (Heading and Code Citations): Issuance of Licenses (92 Ill. Adm. Code 1030)

1) Rulemaking: Proposed New Section

- A) Description: This Section is being created in accordance to PA 99-659 (SB2524) to address the requirements of 15 ILCS 335/1A and 15ILCS 335/12, which requires the Secretary of State upon the effective date of this legislation to provide acceptance of application and fee for a first Identification Card issued to a youth for whom the Department of Children and Family Services is legally responsible for or foster children upon turning the age of 16 years old until they reach the age of 21 years old.
- B) Statutory Authority: 625 ILCS 5/2-104.
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: July 28, 2017

SECRETARY OF STATE

JULY 2017 REGULATORY AGENDA

E) Effect on small businesses, small municipalities or not-for-profit corporations: None

F) Agency contact person for information:

Illinois Secretary of State  
Driver Services Department  
Jennifer Egizii  
c/o Director's Office  
2701 South Dirksen Parkway  
Springfield IL 62723

217/557-4462

G) Related Rulemakings and other pertinent information: None

## STATE EMPLOYEES' RETIREMENT SYSTEM

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citations): The Administration and Operation of the State Employees' Retirement System of Illinois; 80 Ill. Adm. Code 1540
- 1) Rulemaking:
- A) Description: The System is considering a rule that corrects a current rule provision related to lump sum payments that can be interpreted in a way that is contrary to statute. If HB 2496 becomes law, the System is considering a rule that updates relevant rules to reflect such provisions of that legislation.
- B) Statutory Authority: [40 ILCS 5/14-103.10], [40 ILCS 5/14-123], [40 ILCS 5/14-123.1], [40 ILCS 5/14-124], and [40 ILCS 5/14-135.03]
- C) Scheduled meeting/hearing dates: There is no proposed schedule of dates for meetings/hearings at this time.
- D) Date Agency anticipates First Notice: Within 6 months
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Jeff Houch, Senior Public Service Administrator  
State Employees' Retirement System  
2101 South Veterans Parkway  
P.O. Box 19255  
Springfield IL 62794-9276
- 217-524-8105
- G) Related rulemakings and other pertinent information: None

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## JULY 2017 REGULATORY AGENDA

- a) Part (Heading and Code Citations): General Provisions (23 Ill. Adm. Code 2700)
- 1) Rulemaking:
- A) Description: Based on HB 3211, ISAC would add a requirement that Illinois institutions that participate in the Monetary Award Program (MAP) provide an awareness notice, created by ISAC, to all students who are enrolled or accepted for enrollment, and are flagged by ISAC as potentially eligible for Supplemental Nutrition Assistance Program (SNAP) benefits.
- B) Statutory Authority: Implementing the Higher Education Student Assistance Act [110 ILCS 947]; Title IV of the Higher Education Act of 1965, as amended (20 USC 1070 et seq., as amended by P.L. 105-244); and authorized by Section 20(f) of the Higher Education Student Assistance Act [110 ILCS 947/20(f)].
- C) Scheduled meeting/hearing dates: At this time, ISAC has not scheduled a hearing or a meeting specifically to solicit comments on this anticipated rulemaking. Nonetheless, members of the public may submit views or comments in writing to the individual identified in item F, below.
- D) Date Agency anticipates First Notice: Bill passed both Houses; sent to the governor.
- E) Affect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:

Lynn Hynes  
Agency Rules Coordinator  
Illinois Student Assistance Commission  
1755 Lake Cook Road  
Deerfield IL 60015

847/948-8500, ext. 18032  
email: [lynn.hynes@isac.illinois.gov](mailto:lynn.hynes@isac.illinois.gov)

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ILLINOIS STUDENT ASSISTANCE COMMISSION

JULY 2017 REGULATORY AGENDA

- G) Related rulemakings and other pertinent information: None

**ILLINOIS ADMINISTRATIVE CODE**  
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