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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 2019

Issue#	Rules Due Date	Date of Issue
1	December 26, 2018	January 4, 2019
2	December 31, 2018	January 11, 2019
3	January 7, 2019	January 18, 2019
4	January 14, 2019	January 25, 2019
5	January 22, 2019	February 1, 2019
6	January 28, 2019	February 8, 2019
7	February 4, 2019	February 15, 2019
8	February 11, 2019	February 22, 2019
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15	April 1, 2019	April 12, 2019
16	April 8, 2019	April 19, 2019
17	April 15, 2019	April 26, 2019
18	April 22, 2019	May 3, 2019
19	April 29, 2019	May 10, 2019
20	May 6, 2019	May 17, 2019
21	May 13, 2019	May 24, 2019
22	May 20, 2019	May 31, 2019

23	May 28, 2019	June 7, 2019
24	June 3, 2019	June 14, 2019
25	June 10, 2019	June 21, 2019
26	June 17, 2019	June 28, 2019
27	June 24, 2019	July 5, 2019
28	July 1, 2019	July 12, 2019
29	July 8, 2019	July 19, 2019
30	July 15, 2019	July 26, 2019
31	July 22, 2019	August 2, 2019
32	July 29, 2019	August 9, 2019
33	August 5, 2019	August 16, 2019
34	August 12, 2019	August 23, 2019
35	August 19, 2019	August 30, 2019
36	August 26, 2019	September 6, 2019
37	September 3, 2019	September 13, 2019
38	September 9, 2019	September 20, 2019
39	September 16, 2019	September 27, 2019
40	September 23, 2019	October 4, 2019
41	September 30, 2019	October 11, 2019
42	October 7, 2019	October 18, 2019
43	October 15, 2019	October 25, 2019
44	October 21, 2019	November 1, 2019
45	October 28, 2019	November 8, 2019
46	November 4, 2019	November 15, 2019
47	November 12, 2019	November 22, 2019
48	November 18, 2019	December 2, 2019
49	November 25, 2019	December 6, 2019
50	December 2, 2019	December 13, 2019
51	December 9, 2019	December 20, 2019
52	December 16, 2019	December 27, 2019

OFFICE OF THE SECRETARY OF STATE

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Commercial Driver Training Schools
- 2) Code Citation: 92 Ill. Adm. Code 1060
- 3) Section Number: 1060.130 Adopted Action: Amendment
- 4) Statutory Authority: 625 ILCS 5/6-411 & 419
- 5) Effective Date of Rule: March 8, 2019
- 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 by reference, is on file in the Department's Division of Driver's Services, and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 42 Ill. Reg. 20315, November 16, 2018
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Difference between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? 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 amendment removes the requirement that an applicant for an instructor at a commercial driver training school pass a vision screening and road test. Applicants are required to hold a valid driver's license, which requires a vision screening at renewal (unless renewed via the Safe Driver Renewal program) and requires a road exam at the time of initial licensure. Additionally, during the 24-month period prior to making application as a commercial driver training school instructor, an applicant may not have been convicted of three or more moving violations nor have been

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convicted of two or more violations that caused a traffic accident. Given the required "clean" driving record, no additional demonstration of driving need be required.

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

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

217/557-4462

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

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TITLE 92: TRANSPORTATION
CHAPTER II: SECRETARY OF STATEPART 1060
COMMERCIAL DRIVER TRAINING SCHOOLS

Section	
1060.5	Definitions
1060.10	Unlicensed Person May Not Operate Driver Training School
1060.20	Requirements for School Licenses
1060.30	Driver Training School Names
1060.40	Refund of Application Fees
1060.50	School Locations and Facilities
1060.60	Driver Training School Student Instruction Record
1060.70	Driver Training School Course of Instruction
1060.71	Adult Driver Education Course Certification
1060.72	Adult Driver Education Classroom Instruction
1060.80	Driver Training School Contracts
1060.90	Inspection of School Facilities
1060.100	Licenses
1060.110	Safety Inspection of Driver Training School Motor Vehicles
1060.120	Requirements to Obtain and Retain a Driver Training Instructor's License
1060.130	Examination for Driver Training Instructor
1060.140	Temporary Permit
1060.150	Driver Training School Responsibility for Employees
1060.160	Solicitation of Students and Pupils for Commercial Driver Training Instruction
1060.170	Hearings
1060.180	Teen Accreditation
1060.181	Teen Accreditation Classroom and Behind-the-Wheel Requirements
1060.190	Denial, Cancellation, Suspension, and Revocation of Commercial Driver Training School's License, Teen Accreditation, CDL Accreditation, and Instructor's License
1060.200	Commercial Driver's License and/or Endorsement and/or Accreditation
1060.210	Driver Training School Responsibility for Employees (Recodified)
1060.220	Solicitation of Students and Pupils for Commercial Driver Training Instruction (Recodified)
1060.230	Hearings (Recodified)
1060.240	Teen Accreditation (Recodified)
1060.250	Denial, Cancellation, Suspension, and Revocation of Commercial Driver Training

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1060.260 School's License and Instructor's License (Recodified)
Commercial Driver's License and/or Endorsement and/or Restriction
Accreditation (Recodified)

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

SOURCE: Filed March 2, 1972; codified at 6 Ill. Reg. 12697; transferred from 23 Ill. Adm. Code 252.50 (State Board of Education) pursuant to Section 5-80(d) of the Illinois Administrative Procedure Act [5 ILCS 100/5-80(d)] and Section 6-411 of the Illinois Driver Licensing Law of the Illinois Vehicle Code [625 ILCS 5/6-411] at 11 Ill. Reg. 1631, effective December 31, 1986; amended at 11 Ill. Reg. 17244, effective October 13, 1987; amended at 12 Ill. Reg. 13203, effective August 1, 1988; amended at 12 Ill. Reg. 19756, effective November 15, 1988; amended at 14 Ill. Reg. 8658, effective May 18, 1990; recodified at 17 Ill. Reg. 20006, effective November 3, 1993; amended at 18 Ill. Reg. 7788, effective May 9, 1994; amended at 20 Ill. Reg. 3861, effective February 14, 1996; amended at 22 Ill. Reg. 22069, effective December 2, 1998; emergency amendment at 24 Ill. Reg. 8403, effective June 2, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 15443, effective October 5, 2000; amended at 25 Ill. Reg. 6409, effective April 26, 2001; amended at 26 Ill. Reg. 15020, effective October 1, 2002; emergency amendment at 28 Ill. Reg. 398, effective December 22, 2003, for a maximum of 150 days; emergency expired May 19, 2004; amended at 28 Ill. Reg. 11925, effective July 26, 2004; amended at 30 Ill. Reg. 11377, effective June 14, 2006; amended at 31 Ill. Reg. 16008, effective November 16, 2007; amended at 33 Ill. Reg. 15811, effective October 27, 2009; amended at 34 Ill. Reg. 19099, effective November 22, 2010; amended at 37 Ill. Reg. 4295, effective March 20, 2013; amended at 37 Ill. Reg. 18893, effective November 5, 2013; amended at 38 Ill. Reg. 12566, effective July 1, 2014; amended at 42 Ill. Reg. 16056, effective August 3, 2018; amended at 43 Ill. Reg. 3857, effective March 8, 2019.

Section 1060.130 Examination for Driver Training Instructor

- a) Each individual desiring to be licensed as a driver training instructor for a specific driver training school, must pass a written test, traffic control test, vision test, and a driving test which will be offered by the Department at periodic intervals.
 - 1) The written test shall consist of questions dealing with:
 - A) Chapter 625 of the Illinois Compiled Statutes;

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- B) Safe Driving Practices;
 - C) Operation of Motor Vehicles;
 - D) Teaching Methods; and
 - E) Commercial Driver Training Schools (92 Ill. Adm. Code 1060).
- 2) In order to pass the written test which consists of 100 true false and multiple choice questions, an individual shall answer at least 85 of the questions correctly.
- ~~3) The individual shall meet the criteria established in 92 Ill. Adm. Code 1030.70 in order to pass the vision test.~~
- ~~34) The individual shall meet the criteria established in 92 Ill. Adm. Code 1030.85 in order to pass the road test.~~ The Department shall not issue a driver training instructor's license to any person who is physically unable to safely operate a motor vehicle or to safety instruct or train others in the operation of a motor vehicle as determined by a licensed physician pursuant to Section 6-411(d) of the Illinois Driver Licensing Law of the Illinois Vehicle Code [625 ILCS 5/6-411(d)]. The physician's medical report shall contain medical information which relates to the driver's medical ability to safely operate a motor vehicle. The form shall also contain an indication of the person's eyesight, hearing, mental alertness, reflexes, and whether the person has normal use of his limbs and feet. The physician must also provide his address and the date and place of the examination. Those persons who are solely classroom instructors shall comply with Section 1060.120(d) of this Part.
- ~~45) The individual shall not miss any questions on the official traffic control device test in order to pass the test.~~
- ~~56) Commercial driver accredited instructor applicants must take an additional written test which consists of 25 multiple choice and true/false questions, with a pass rate of 21.~~
- b) Each applicant will be given a maximum of 3 opportunities in any 12 month period to pass the driver training instructor's examination. An applicant for a

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driver training instructor's license may be allowed to attempt the road test a second time in the same day during normal business hours of the Driver Services facility if he/she fails the first attempt to pass the road test. However, if the applicant demonstrates a danger to the public safety during his/her first attempt to pass a road test, he/she will not be allowed to make a second or subsequent attempt during the same day. An applicant will not be allowed to make a third attempt to pass a road test on the same day in which he/she failed the previous attempt. Individuals who have failed their third examination must wait at least 1 year from the date of the third failure before making a new application.

(Source: Amended at 43 Ill. Reg. 3857, effective March 8, 2019)

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received during the period of March 5, 2019 through March 11, 2019. These rulemakings are scheduled for the April 9, 2019 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>
4/18/19	<u>Department of Employment Security</u> , General Applications (56 Ill. Adm. Code 2712)	12/21/18 42 Ill. Reg. 23311	4/9/19
4/18/19	<u>Department of Employment Security</u> , Interstate and Federal Cooperation (56 Ill. Adm. Code 2714)	12/21/18 42 Ill. Reg. 23318	4/9/19
4/19/19	<u>Department of Employment Security</u> , Claims, Adjudication, Appeals and Hearings (56 Ill. Adm. Code 2720)	12/21/18 42 Ill. Reg. 23324	4/9/19
4/19/19	<u>Department of Employment Security</u> , Wages (56 Ill. Adm. Code 2730)	12/21/18 42 Ill. Reg. 23379	4/9/19
4/19/19	<u>Department of Employment Security</u> , Recovery of Benefits (56 Ill. Adm. Code 2835)	12/21/18 42 Ill. Reg. 23452	4/9/19
4/19/19	<u>Department of Employment Security</u> , Determination of Unemployment Contributions (56 Ill. Adm. Code 2770)	12/21/18 42 Ill. Reg. 23443	4/9/19
4/19/19	<u>Department of Employment Security</u> , Notices, Records, Reports (56 Ill. Adm. Code 2760)	12/21/18	4/9/19

		42 Ill. Reg. 23408	
4/19/19	<u>Department of Employment Security,</u> Employment (56 Ill. Adm. Code 2732)	12/21/18 42 Ill. Reg. 23386	4/9/19
4/19/19	<u>Department of Employment Security,</u> Administrative Hearings and Appeals (56 Ill. Adm. Code 2725)	12/21/18 42 Ill. Reg. 23370	4/9/19
4/19/19	<u>Department of Employment Security,</u> Claimant's Reason for Separation from Work (56 Ill. Adm. Code 2840)	12/21/18 42 Ill. Reg. 23457	4/9/19
4/19/19	<u>Department of Employment Security,</u> Claimant's Availability for Work, Ability to Work and Active Search for Work (56 Ill. Adm. Code 2865)	12/21/18 42 Ill. Reg. 23462	4/9/19
4/19/19	<u>Department of Employment Security, Alien</u> Status (56 Ill. Adm. Code 2905)	12/21/18 42 Ill. Reg. 23491	4/9/19
4/19/19	<u>Department of Employment Security, Academic</u> Personnel (56 Ill. Adm. Code 2915)	12/21/18 42 Ill. Reg. 23496	4/9/19
4/19/19	<u>Department of Employment Security,</u> Disqualifying Income and Reduced Benefits (56 Ill. Adm. Code 2920)	12/21/18 42 Ill. Reg. 23504	4/9/18
4/19/19	<u>Department of Employment Security, General</u> Provisions (56 Ill. Adm. Code 2960)	12/21/18 42 Ill. Reg. 23525	4/9/18
4/19/19	<u>Department of Employment Security, Payment</u> of Unemployment Contributions, Interest and Penalties (56 Ill. Adm. Code 2765)	12/21/18 42 Ill. Reg. 23419	4/9/18

PROCLAMATIONS

2019-3**Flag Lowering – Jacob L. Ringering**

WHEREAS, all Illinois residents owe a debt of gratitude to the men and women firefighters who selflessly serve to protect our lives and keep our families and communities safe; and,

WHEREAS, every day, these men and women face great risks and put their lives in danger to save the lives of others; and,

WHEREAS, on Tuesday, March 5, 2019, 37-year-old Godfrey Fire Protection District Captain Jacob L. Ringering was killed in the line of duty when a brick structure collapsed during a building fire in which three other firefighters were also injured in Bethalto, Illinois; and,

WHEREAS, Captain Ringering began his service as an on-call firefighter in 2001 in East Alton, Illinois and became a career firefighter on December 20, 2005; he then moved to the Godfrey Fire Protection District in 2010, where he attained the rank of Lieutenant on March 27, 2013 and Captain on May 1, 2014; and,

WHEREAS, Captain Ringering also held leadership roles, serving as the technical rescue officer, respiratory protection officer and a lead instructor for the department, earning numerous Illinois Office of the State Fire Marshal certifications; and,

WHEREAS, Captain Ringering is survived by his wife, Allison; his three children, Nora Marie, Elaina Lynn, and Logan Jacob; his mother Robin (Ballard) Disney and her husband Reverend Stephen Disney; his father, Larry Ringering and his wife Jan; as well as many family and friends; and,

WHEREAS, a funeral service for Captain Ringering will be held on Tuesday, March 12, 2019 at St. Mary's Catholic Church in Alton, Illinois;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby order all persons or entities governed by the Illinois Flag Display Act to fly their flags at half-staff from sunrise on Sunday, March 10, 2019, until sunset on Tuesday, March 12, 2019, in honor and remembrance of Godfrey Fire Protection District Captain Jacob L. Ringering whose selfless service and sacrifice shall forever be an inspiration to the people of Illinois.

Issued by the Governor March 8, 2019

Filed by the Secretary of State March 8, 2019

PROCLAMATIONS

2019-4**Flag Lowering – Jacob Keltner**

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

WHEREAS, every day, these men and women face great risks and put their lives in danger to save the lives of others; and,

WHEREAS, on Thursday, March 7, 2019, 35-year-old McHenry County Sheriff's Office Deputy Jacob Howard Keltner, of Crystal Lake, was shot and killed in the line of duty while attempting to serve an arrest warrant with the U.S. Marshalls Great Lakes Regional Fugitive Task Force in Rockford, Illinois; and,

WHEREAS, Deputy Keltner served as a law enforcement officer with the McHenry County Sheriff's Office for nearly 13 years, after beginning his career in a civilian position with DuPage County Sheriff's Department; and,

WHEREAS, throughout his career, Deputy Keltner served in many valuable roles, including on patrol, in investigations as a detective, and seven years in narcotics on assignment to the United States Drug Enforcement Administration, and five years to the United States Marshal Great Lakes Regional Fugitive Task Force; and,

WHEREAS, Deputy Keltner knew from a young age that we wanted to serve as a police officer, studying law enforcement and justice administration at Western Illinois University; and,

WHEREAS, Deputy Keltner is survived by his wife, Rebecca, and their two sons Caleb and Carson; his parents, Helen and Howie Keltner; his brothers, Zachary (Latasha) Keltner and Lucas (Christine) Keltner; and by his grandmother Theresa Sekowski; as well as many family and friends; and,

WHEREAS, a funeral service for Deputy Keltner will be held on Wednesday, March 13, 2019 at Woodstock North High School in Woodstock, Illinois;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby order all persons or entities governed by the Illinois Flag Display Act to fly their flags at half-staff from sunrise on Monday, March 11, 2019, until sunset on Wednesday, March 13, 2019, in honor and remembrance of McHenry County Sheriff's Office Deputy Jacob Keltner whose selfless service and sacrifice shall forever be an inspiration to the people of Illinois.

PROCLAMATIONS

Issued by the Governor March 11, 2019

Filed by the Secretary of State March 11, 2019

ILLINOIS ADMINISTRATIVE CODE
Issue Index - With Effective Dates

Rules acted upon in Volume 43, Issue 12 are listed in the Issues Index by Title number, Part number, Volume and Issue. Inquiries about the Issue Index may be directed to the Administrative Code Division at (217) 782-7017/18.

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