

TABLE OF CONTENTS

June 21, 2019 Volume 43, Issue 25

PROPOSED RULES

BOARD OF HIGHER EDUCATION, ILLINOIS	
Joint Rules of the Board of Higher Education and Illinois Community	
College Board: Rules on Reverse Transfer of Credit	
23 Ill. Adm. Code 1065.....	7018
COMMUNITY COLLEGE BOARD, ILLINOIS	
Joint Rules of the Board of Higher Education and Illinois Community	
College Board: Rules on Reverse Transfer of Credit	
23 Ill. Adm. Code 1502.....	7021
ENVIRONMENTAL PROTECTION AGENCY, ILLINOIS	
Public Participation in the Air Pollution Control Permit Program	
35 Ill. Adm. Code 252.....	7028
HEALTHCARE AND FAMILY SERVICES, DEPARTMENT OF	
Specialized Health Care Delivery Systems	
89 Ill. Adm. Code 146.....	7047
NATURAL RESOURCES, DEPARTMENT OF	
Public Use of State Parks and Other Properties of the Department of	
Natural Resources	
17 Ill. Adm. Code 110.....	7079
PUBLIC HEALTH, DEPARTMENT OF	
Practice and Procedure in Administrative Hearings	
77 Ill. Adm. Code 100.....	7099

ADOPTED RULES

COMMERCE COMMISSION, ILLINOIS	
Reports of Accidents by Fixed Public Utilities Other Than Pipelines	
Transporting Liquids	
83 Ill. Adm. Code 220.....	7107
FINANCIAL AND PROFESSIONAL REGULATION, DEPARTMENT OF	
Private Detective, Private Alarm, Private Security, Fingerprint Vendor,	
and Locksmith Act of 2004	
68 Ill. Adm. Code 1240.....	7111
PUBLIC HEALTH, DEPARTMENT OF	
Access to Records of the Department of Public Health	
2 Ill. Adm. Code 1127.....	7144
AGENCY MODIFICATION IN RESPONSE TO A STATEMENT OF	
OBJECTION AND FILING PROHIBITION	
CAPITAL DEVELOPMENT BOARD	
Illinois Energy Conservation Code	
71 Ill. Adm. Code 600.....	7149
AGENCY WITHDRAWAL IN RESPONSE TO A STATEMENT OF	

OBJECTION	
SECRETARY OF STATE	
Public Use of the Capitol Complex and Springfield Facilities	
71 Ill. Adm. Code 2005.....	7150
SECOND NOTICES RECEIVED	
JOINT COMMITTEE ON ADMINISTRATIVE RULES	
Second Notices Received.....	7151
NOTICE OF WITHDRAWAL OF PROPOSED AMENDMENTS	
PUBLIC HEALTH, DEPARTMENT OF	
Certified Local Health Department Code	
77 Ill. Adm. Code 600.....	7153
OTHER INFORMATION REQUIRED BY LAW TO BE PUBLISHED IN THE ILLINOIS REGISTER	
POLLUTION CONTROL BOARD	
Notice of Public Information.....	7154
REGULATORY AGENDA	
PROPERTY TAX APPEAL BOARD	
Practice and Procedure for Appeals Before the Property Tax	
Appeal Board	
86 Ill. Adm. Code 1910.....	7156
EXECUTIVE ORDERS AND PROCLAMATIONS	
PROCLAMATIONS	
Bataan Day	
2019-56.....	7158
Illinois Innovation Day	
2019-57.....	7158
Middle Level Student Leadership Week	
2019-58.....	7159
Community Banking Week	
2019-59.....	7160
Education and Sharing Day	
2019-60.....	7161
Guru Nanak Dev Day	
2019-61.....	7162
Hemophilia Day	
2019-62.....	7163
Innovation and Technology Day	
2019-63.....	7164
Better Hearing and Speech Month	
2019-64.....	7164
Illinois Beef Month	
2019-65.....	7165
Illinois Innovation Day	
2019-66.....	7166

Lincoln Pilgrimage Weekend	
2019-67.....	7167
Medical Assistants Week	
2019-68.....	7168
Motorcycle Awareness Month	
2019-69.....	7169
Student Council Week	
2019-70.....	7170
Armenian Genocide Remembrance Day	
2019-71.....	7171
Brain Tumor Awareness Month	
2019-72.....	7171
Correctional Officers Week	
2019-73.....	7172
Emergency Medical Services for Children Day	
2019-74.....	7173
Endangered Species Day	
2019-75.....	7174
Foster Parent Appreciation Month	
2019-76.....	7174
Heterotaxy Syndrome Awareness Day	
2019-77.....	7175
Huntington's Disease Awareness Day	
2019-78.....	7176
Illinois Children's Mental Health Awareness Day	
2019-79.....	7177
Illinois Community College Month	
2019-80.....	7177
Internal Audit Awareness Month	
2019-81.....	7178
Public Works Week	
2019-82.....	7179
Save Abandoned Babies Month	
2019-83.....	7180
World Trade Month	
2019-84.....	7181
A Day of Remembrance of Mayor Bob Butler	
2019-85.....	7181
Fibromyalgia Awareness Day	
2019-86.....	7182
Apraxia Awareness Day	
2019-87.....	7183
Build, Inc. Day	
2019-88.....	7184

Childhood Drowning Prevention Month	
2019-89.....	7185
Emergency Medical Services Week	
2019-90.....	7186
Men's Health Month	
2019-91.....	7187
Municipal Clerks Week	
2019-92.....	7187
Older Americans Month	
2019-93.....	7188
Skilled Nursing Week	
2019-94.....	7189
Water Safety Month	
2019-95.....	7190
Ehlers-Danlos Syndrome Awareness Month	
2019-96.....	7191
Fallen Firefighter Memorial Day	
2019-97.....	7192
Flooding Disaster	
2019-98.....	7192
Mental Health Awareness Month and Trauma-Informed Awareness Day	
2019-99.....	7194
Career and Technical Education Month	
2019-100.....	7195
Asian Pacific American Heritage Month	
2019-101.....	7196
Crossing Guard Appreciation Day	
2019-102.....	7197
Food Allergy Awareness Week	
2019-103.....	7197
Safe Boating Week	
2019 104.....	7198
American Eagle Day	
2019-105.....	7199
Pollinator Week	
2019-106.....	7200
Poppy Day	
2019-107.....	7200
Preeclampsia Awareness Month	
2019-108.....	7201
Loyola University Medical Center Day	
2019-109.....	7202
Memorial Day	

2019-110.....	7202
Azerbaijan Republic Day	
2019-111.....	7203
Biafra Memorial Day	
2019-112.....	7204
Special Olympics Illinois Day	
2019-113.....	7205
Biomedical/Clinical Engineering Week	
2019-114.....	7206
Congenital Disorders of Glycosylation Awareness Day	
2019-115.....	7207
Elder Abuse Awareness Day	
2019-116.....	7207
Migraine and Headache Awareness Month	
2019-117.....	7208
Multiracial Heritage Week	
2019-118.....	7209
Philippine Independence Day	
2019-119.....	7210
Scoliosis Awareness Month	
2019-120.....	7211
Caribbean American Heritage Month	
2019-121.....	7212
Hidradenitis Suppurativa Awareness Week	
2019-122.....	7213
Immigrant Heritage Month	
2019-123.....	7213
Jane Addams Days of Service	
2019-124.....	7214
Trail of Tears Remembrance Week	
2019-125.....	7215

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
9	February 19, 2019	March 1, 2019
10	February 25, 2019	March 8, 2019
11	March 4, 2019	March 15, 2019
12	March 11, 2019	March 22, 2019
13	March 18, 2019	March 29, 2019
14	March 25, 2019	April 5, 2019
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

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Joint Rules of the Board of Higher Education and Illinois Community College Board: Rules on Reverse Transfer of Credit
- 2) Code Citation: 23 Ill. Adm. Code 1065
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1065.10	New Section
1065.20	New Section
1065.30	New Section
1065.40	New Section
1065.50	New Section
1065.60	New Section
1065.70	New Section
- 4) Statutory Authority: Implementing Sections 23(a), (b) and (c) and authorized by Section 23(e) of the Student Transfer Achievement Reform Act [110 ILCS 150].
- 5) A Complete Description of the Subjects and Issues Involved: The proposed rules will provide specific implementation procedures for reverse transfer in Illinois, pursuant to PA 100-824. Reverse transfer means that a former community college student who completed at least 15 hours of coursework at the community college and is now attending a public university may apply for an associate degree using requisite courses earned at the university. Through reverse transfer, these individuals have the potential to "transfer back" university courses that count toward an associate degree and earn that associate degree even while they are in progress to completing the baccalaureate degree.
- 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

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED RULES

- 11) Statement of Statewide Policy Objective: The proposed rulemaking does not create or expand a State mandate as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3].
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments should be filed within 45 days after the date of this issue of the *Illinois Register* with:

Karen Helland, Administrative Rules Coordinator
Illinois Board of Higher Education
1 N. Old State Capitol Plaza, Suite 333
Springfield IL 62701-1377

217/557-7358
fax: 217/782-8548
helland@ibhe.org
- 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) Small Business Impact Analysis: None
- 15) Regulatory Agenda on which this rulemaking was summarized: January 2019

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

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED RULES

TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER II: BOARD OF HIGHER EDUCATION

PART 1065

JOINT RULES OF THE BOARD OF HIGHER EDUCATION AND ILLINOIS COMMUNITY
COLLEGE BOARD: RULES ON REVERSE TRANSFER OF CREDIT

AUTHORITY: Implementing Sections 23(a), (b) and (c) and authorized by Section 23(e) of the Student Transfer Achievement Reform Act [110 ILCS 150].

SOURCE: Adopted at 43 Ill. Reg. _____, effective _____.

(Editor's Note: The text of this Joint Rule appears at 23 Ill. Adm. Code 1502.)

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Joint Rules of the Board of Higher Education and Illinois Community College Board: Rules on Reverse Transfer of Credit
- 2) Code Citation: 23 Ill. Adm. Code 1502
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1502.10	New Section
1502.20	New Section
1502.30	New Section
1502.40	New Section
1502.50	New Section
1502.60	New Section
1502.70	New Section
- 4) Statutory Authority: Implementing Sections 23(a), (b) and (c) and authorized by Section 23(e) of the Student Transfer Achievement Reform Act [110 ILCS 150].
- 5) A Complete Description of the Subjects and Issues Involved: The proposed rules will provide specific implementation procedures for reverse transfer in Illinois, pursuant to PA 100-824. Reverse transfer means that a former community college student who completed at least 15 hours of coursework at the community college and is now attending a public university may apply for an associate degree using requisite courses earned at the university. Through reverse transfer, these individuals have the potential to "transfer back" university courses that count toward an associate degree and earn that associate degree even while they are in progress to completing the baccalaureate degree.
- 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

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED RULES

- 11) Statement of Statewide Policy Objective: The proposed rulemaking does not create or expand a State mandate as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3].
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments should be filed within 45 days after the date of this issue of the *Illinois Register* with:

Illinois Community College Board
Attn: Matt Berry
401 East Capitol Avenue
Springfield IL 62701-1711

217/785-7411
fax: 217/524-4981
Matt.berry@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) Small Business Impact Analysis: None
- 15) Regulatory Agenda on which this rulemaking was summarized: January 2019

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

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED RULES

TITLE 23: EDUCATION AND CULTURAL RESOURCES
SUBTITLE A: EDUCATION
CHAPTER VII: ILLINOIS COMMUNITY COLLEGE BOARD

PART 1502

JOINT RULES OF THE BOARD OF HIGHER EDUCATION AND ILLINOIS COMMUNITY
COLLEGE BOARD: RULES ON REVERSE TRANSFER OF CREDIT

Section

1502.10	Purpose
1502.20	Definitions
1502.30	Student Eligibility
1502.40	Student Request
1502.50	Institutional Responsibilities
1502.60	Community College Determination to Award Degree
1502.70	Voluntary Participation by Others

AUTHORITY: Implementing Sections 23(a), (b) and (c) and authorized by Section 23(e) of the Student Transfer Achievement Reform Act [110 ILCS 150].

SOURCE: Adopted at 43 Ill. Reg. _____, effective _____.

Section 1502.10 Purpose

The purpose of this joint rule is to *foster the reverse transfer of credit for any student who has accumulated at least 15 hours of academic credit at a community college and a sufficient number of hours of academic credit at a State university in the prescribed courses necessary to meet a community college's requirements to be awarded an associate degree.* (Section 23 of the Act)

Section 1502.20 Definitions

"Act" means the Student Transfer Achievement Reform Act [110 ILCS 150].

"Admissions Office" means an office within a community college or State university responsible for recruiting and communicating with new and transfer students.

"Community College" means a public community college in this State. (Section 5

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED RULES

of the Act)

"Eligible Student" means a student who meets the criteria in Section 1502.30.

"Registrar's Office" means an office within a community college or State university responsible for registering students, keeping academic records, and corresponding with applicants and evaluating their credentials.

"Reverse Transfer of Credit" means the transfer of earned academic credit from a State university to a community college for the purpose of obtaining an associate degree at the community college. (Section 23 of the Act)

"Reverse Transfer Data Sharing Platform" means a national electronic data sharing and exchange platform that meets nationally accepted standards, conventions and practices, such as the National Student Clearinghouse or similar platform.

"Reverse Transfer Agreement" means an institutional agreement between one or more community colleges and a State university to share student transcripts when a student requests a reverse transfer of credit.

"Opt-in" means the student's decision to seek a reverse transfer of credit.

"State University" means a public university in this State. (Section 5 of the Act)

Section 1502.30 Student Eligibility

The reverse transfer of credit option is available to a student who is currently enrolled in a State university and has:

- a) Transferred to the State university from, or previously attended, a community college;
- b) Earned at least 15 credit hours of transferrable course work completed at a community college;
- c) Earned a cumulative total of at least 60 credit hours for transferrable course work successfully completed at previously attended postsecondary institutions; and

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED RULES

- d) Submitted a request to the State university at which the student is currently enrolled.

Section 1502.40 Student Request

A student who meets the eligibility criteria in Section 1502.30 may request a reverse transfer of credit from the State university to the community college previously attended.

- a) The opportunity to opt-in may be taken at enrollment or at any time thereafter while enrolled at the state university. The student shall provide the information required in Section 1502.30 (a), (b) and (c) and authorize the release of his or her transcript information, pursuant to State university procedures.
- b) In the event that the student has earned credit hours at more than one community college or State university, the student shall:
 - 1) Identify the community colleges and State universities at which any credit hours have been earned; and
 - 2) Authorize release of his or her transcript information from the community colleges and State universities to the community college identified for the purpose of earning an associate degree through a reverse transfer of credit.

Section 1502.50 Institutional Responsibilities

- a) Each State university and community college shall make available an opt-in process for the reverse transfer of credit, pursuant to this Part.
- b) Each State university shall notify students who meet the eligibility criteria in Section 1502.30 each academic year. The notification shall include information about the State university's process to reverse transfer of credit.
- c) State universities and community colleges shall comply with the following process:
 - 1) Information about reverse transfer of credit shall, at a minimum, be clearly identified on the institution's Internet website and printed in course catalogs. This information shall also be made available through the admissions office and the registrar's office.

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED RULES

- 2) After verifying student eligibility, the student information may be transferred through a reverse transfer data sharing platform or a reverse transfer agreement, or by contacting the institution directly.

Institutions are encouraged to use a Reverse Transfer Data Sharing Platform as a cost-effective method to exchange course level data. Any student information obtained from the platform must be accepted as official documentation of the student record.

- 3) Transcript fees assessed to prepare and send student transcripts to community colleges may be waived to help promote the reverse transfer of credit. Community colleges may waive fees assessed to conduct degree audits and to process graduation applications as part of the reverse transfer of credits.
- 4) After receiving the student information, the community college shall review the information and, if the community college determines the student has earned the credits required to receive an associate degree, may award the associate degree.
- 5) *No later than 30 business days after receiving an application for reverse transfer of credit and all required transcripts, a community college shall notify an applicant if he or she qualifies for an associate degree based on the total earned credits.* (Section 23 of the Act) The community college shall send the same notification to the State university.
- 6) In the event that the community college awards an associate degree pursuant to this Part, the community college shall send a student transcript to the State university. The transcript shall include the award of an associate degree.

Section 1502.60 Community College Determination to Award Degree

In awarding an associate degree, the community college shall evaluate the applicant's course work completed, along with the transfer credit earned, and shall determine whether the associate degree requirements have been met. (Section 23 of the Act) Nothing in this Part affects the ability of the community college to determine the course work required to earn an associate degree awarded by that institution.

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED RULES

Section 1502.70 Voluntary Participation by Others

This Part does not preclude private colleges and universities from voluntarily participating in the reverse transfer of credit.

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Public Participation in the Air Pollution Control Permit Program
- 2) Code Citation: 35 Ill. Adm. Code 252
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
252.101	Amendment
252.102	Renumbered/New Section
252.103	Renumbered; Amendment
252.104	Renumbered; Amendment
252.105	Renumbered; Amendment
252.106	Renumbered; Amendment
252.201	Amendment
252.202	Amendment
252.203	Amendment
252.204	Amendment
252.205	Amendment
252.206	Amendment
252.207	New Section
252.208	New Section
252.209	New Section
252.210	New Section
252.211	New Section
252.301	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 4, 9.1(d), 9.1(e), 39, 39(f)(2), 39.1(c) and 39.1(d) of the Environmental Protection Act [415 ILCS 5/4, 9.1(d), 9.1(e), 39, 39(f)(2), 39.1(c) and 39.1(d)].
- 5) A Complete Description of the Subjects and Issues Involved: These amendments to the public participation procedures will serve to accommodate a United States Environmental Protection Agency (USEPA) approved Prevention of Significant Deterioration (PSD) program in Illinois as part of Illinois' State Implementation Plan (SIP).
- 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

ENVIRONMENTAL PROTECTION AGENCY

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: These proposed rules establish procedures for notifying the public of an opportunity to comment on any proposed permit decision made by the Illinois EPA pursuant to a USEPA-approved PSD program in Illinois.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on the proposed amendments may submit them in writing by no later than 45 days after publication of this Notice to:

Sally Carter
Assistant Counsel
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Springfield IL 62794-9276

217/782-5544
sally.carter@illinois.gov

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: These amendments are not typically expected to affect the public participation procedures for small business, small municipalities, or not-for-profit corporations in Illinois. To the extent these entities would propose to construct a new major stationary source or a major modification of an existing stationary source subject to PSD permitting it would affect the Illinois EPA's public participation procedures for permitting such projects. However, these entities would not likely be affected by this rulemaking given the PSD program is a preconstruction permitting program that, when applicable to a proposed project, typically only applies to the largest of projects that are not routinely undertaken by these parties.
- B) Reporting, bookkeeping or other procedures required for compliance: None

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- C) Types of professional skills necessary for compliance: None
- 14) Small Business Impact Analysis: This rulemaking is not expected to affect small businesses.
- 15) Regulatory Agenda on which this rulemaking was summarized: January 2019

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

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE B: AIR POLLUTION
CHAPTER II: ENVIRONMENTAL PROTECTION AGENCYPART 252
PUBLIC PARTICIPATION IN THE
AIR POLLUTION CONTROL PERMIT PROGRAM

SUBPART A: INTRODUCTION

Section	Purpose
252.101	Purpose
252.102	Abbreviations and Acronyms
252.103 104	Definitions
252.104 102	Applicability
252.105 103	Application for a PSD Prevention of Significant Deterioration Permit
252.106 105	Consolidation

SUBPART B: PROCEDURES FOR PUBLIC REVIEW

Section	Purpose
252.201	Notice and Opportunity to Comment
252.202	Draft Permit
252.203	Project Summary , Fact Sheet and Statement of Basis, or Fact Sheet
252.204	Availability of Documents
252.205	Opportunity for Public Hearing
252.206	Procedures for Public Hearings
252.207	Obligation to Raise Issues and Provide Information During the Public Comment Period for PSD Permits
252.208	Reopening of the Public Comment Period for PSD Permits
252.209	Issuance of a Final PSD Permit Decision
252.210	Response to Comments for a Final PSD Permit Decision
252.211	Administrative Record for a Final PSD Permit Decision

SUBPART C: USEPA REVIEW AND OBJECTION PROCEDURES

Section	Purpose
252.301	USEPA Review of and Objection to Proposed CAAPP Permits

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

SUBPART D: AGENCY ACTION

Section
252.401 Final Permit Action

AUTHORITY: Implementing and authorized by Sections 4, 9.1(d), 9.1(e), 39, 39(f)(2), 39.1(c) and 39.1(d) of the Environmental Protection Act [415 ILCS 5].

SOURCE: Adopted at 4 Ill. Reg. 10, p. 246, effective February 22, 1980; former Part repealed and new Part adopted at 8 Ill. Reg. 8197, effective June 1, 1984; amended at 17 Ill. Reg. 9684, effective June 10, 1993; amended at 22 Ill. Reg. 19253, effective October 13, 1998; amended at 42 Ill. Reg. 15997, effective August 1, 2018; amended at 43 Ill. Reg. _____, effective _____.

SUBPART A: INTRODUCTION

Section 252.101 Purpose

This Part is~~These rules are~~ adopted to:

- a) Specify public participation procedures that shall ~~which must~~ accompany the processing of certain air pollution permit applications ~~for certain sources of air pollution~~ by the Illinois Environmental Protection Agency ~~(Agency)~~; and
- b) Provide the public with an opportunity to comment on certain proposed air pollution permits ~~for certain sources of air pollution~~ that may bear of public interest.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 252.102 Abbreviations and Acronyms

<u>ACS</u>	<u>Alternative Control Strategies</u>
<u>Act</u>	<u>Illinois Environmental Protection Act [415 ILCS 5]</u>
<u>Agency</u>	<u>Illinois Environmental Protection Agency</u>

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

<u>Board</u>	<u>Illinois Pollution Control Board</u>
<u>CAA</u>	<u>Clean Air Act (42 USC 7401 et seq.)</u>
<u>CAAPP</u>	<u>Clean Air Act Permit Program</u>
<u>HAPs</u>	<u>Hazardous Air Pollutants</u>
<u>MACT</u>	<u>Maximum Achievable Control Technology</u>
<u>MSSCAM</u>	<u>Major Stationary Sources Construction and Modification</u>
<u>NSR</u>	<u>New Source Review</u>
<u>NANSR</u>	<u>Nonattainment Area New Source Review</u>
<u>PSD</u>	<u>Prevention of Significant Deterioration of Air Quality</u>
<u>USEPA</u>	<u>United States Environmental Protection Agency</u>

(Source: Former Section 252.102 renumbered to Section 252.104 and new Section 252.102 adopted at 43 Ill. Reg. _____, effective _____)

Section ~~252.103~~252.104 Definitions

- a) NANSR means rules for MSSCAM at 35 Ill. Adm. Code 203.
- b) Other terms in this Part have the same meaning as ascribed in Sections 3 and 39.5(1) of the Act and the Board's rules on Air Pollution (35 Ill. Adm. Code: Subtitle B, Chapter I), as appropriate to the subject matter of the provisions. Terms in these rules have the same meaning as defined in Section 3 of the Act and the Pollution Control Board Rules and Regulations on Air Pollution, 35 Ill. Adm. Code: Subtitle B, Chapter I, as appropriate to the subject matter of the permit.

(Source: Former Section 252.103 renumbered to Section 252.105 and new Section 252.103 renumbered from Section 252.104 and amended at 43 Ill. Reg. _____, effective _____)

Section ~~252.104~~252.102 Applicability

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- a) This Part applies to all permit applications filed with the Agency for:
- 1) Permits for the construction of a new major stationary source or a major modification of a major stationary source pursuant to the NANSR Major Stationary Sources Construction and Modification, the New Source Review (NSR) rules, (35 Ill. Adm. Code 203), for major new sources and major modifications;
 - 2) Permits for the construction of a new major stationary source or a major modification of a major stationary source pursuant to the federal rules for Prevention of Significant Deterioration of Air Quality (PSD) rules (35 Ill. Adm. Code 204), 40 CFR 52.21, for construction of major new sources and major modifications;
 - 3) Permits for the construction of a source ~~sources~~ or a modification of a source ~~that modifications which~~ would constitute a major new major stationary source ~~sources~~ or a major modification of a major stationary source ~~modifications~~, subject to public participation ~~notice~~ pursuant to subsection ~~subsection~~ (a)(1) or (2) ~~above~~, if they were not accompanied by contemporaneous emissions decreases or if federally enforceable significant restrictions were not placed on the source or modification by the permit;
 - 4) Permits for the use of ~~Alternative Control Strategies (ACS)~~ pursuant to 35 Ill. Adm. Code 202;
 - 5) Permits to operate sources pursuant to CAAPP, Section 39.5 of the Environmental Protection Act (Act.) (the Clean Air Act Permit Program (CAAPP)) and significant modifications of any permit issued thereunder;
 - 6) Permits to operate sources that ~~which~~ contain federally enforceable conditions, including permits that ~~which~~ exclude sources from the applicability of the permitting requirements described in subsection (a)(1), (a)(2); or (a)(5) ~~above;~~
 - 7) Permits for the construction or; reconstruction, ~~or modification~~ of major sources of hazardous air pollutants (HAPs) that require a determination of case-by-case Maximum Achievable Control Technology (MACT),

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

pursuant to Sections 9.1(d) and 39(f) of the Act and ~~CAA section Section 112(g) and Section 112(j) of the Clean Air Act (CAA)~~ (42 USC 7412(g); ~~and (j)~~).

- 8) Permits for the construction of a source of public interest or emission units of public interest at a source, the criteria for which are outlined in subsection (b) ~~below; and~~
 - 9) Revisions to permits described in subsections (a)(1), (a)(2), (a)(3), (a)(4), (a)(5), (a)(6) and (a)(7) ~~above~~ as specified by applicable regulations. This Part shall apply to all revisions ~~that which~~: revise any standard established on a case-by-case basis; alter conditions imposed to meet requirements for emissions offsets; or relax testing, monitoring, recordkeeping, or reporting requirements.
- b) The Director of the Agency shall determine whether a source or an emission units ~~are unit is~~ of public interest. In making ~~this the~~ decision, the Director of the Agency shall consider:
- 1) The type of permit for which the application is made;
 - 2) The nature and amount of pollutants ~~that which~~ will be emitted by the source;
 - 3) Possible effects of the emissions on health and the environment;
 - 4) The location of the source;
 - 5) The interest in the source exhibited by the public, based on comments and inquiries received by the Agency;
 - 6) Other factors ~~that which~~ are distinctive to the source; and
 - 7) The proposed action by the Agency.

(Source: Former Section 252.104 renumbered to Section 252.103 and new Section 252.104 renumbered from Section 252.102 and amended at 43 Ill. Reg. _____, effective _____)

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

**Section ~~252.105~~252.103 Application for a PSD ~~Prevention of Significant Deterioration~~
Permit**

- a) ~~Applicable procedures of the Consolidated Permit Regulations, 40 CFR 124, shall be followed for the issuance of permits pursuant to the federal PSD rules for new major stationary sources and major modifications.~~
- b) ~~Applicable procedures of this Part shall also be followed for issuance of such permits.~~
- e) ~~The following shall apply regarding denials of PSD permit applications:~~
- a)1) ~~The procedures of this Part shall also apply if the Agency proposes to deny an application for a PSD permit. if the reasons for denial are those for which appeal to the Administrator of the United States Environmental Protection Agency (USEPA) would be necessary. Such reasons may relate to requirements of the PSD rule which have been subject to interpretation by USEPA, including but not limited to the methodology for performing air quality analyses, the need for gathering site specific ambient air quality data, the procedures for evaluating Best Available Control Technology (BACT), and the criteria used to establish BACT.~~
- b)2) ~~For those PSD permits for which public comment is required Forfor a proposed denial of an application for a PSDa permit pursuant to subsection (1) above, the following shall apply:~~
- 1i) ~~When ~~Where~~ the procedures of this Part refer to a draft permit, they shall ~~also~~ apply to a draft permit denial letter; and~~
- 2ii) ~~When ~~Where~~ the procedures of this Part refer to a notice of intent to issue, they shall ~~also~~ apply to a notice of intent to deny.~~
- 3) ~~Following a public comment period on the proposed denial of the permit, if the Agency determines that a permit should be issued, a public comment period shall be held on the proposed issuance of the permit.~~

(Source: Former Section 252.105 renumbered to Section 252.106 and new Section 252.105 renumbered from Section 252.103 and amended at 43 Ill. Reg. _____, effective _____)

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

Section ~~252.106~~~~252.105~~ Consolidation

- a) For a combined PSD and NANSR permit, the Agency shall consolidate the public participation activities.
- ba) For other permits subject to this Part, the~~The~~ Agency may consolidate the public participation activities for two or more permits ~~subject to these rules~~ when the operations to be permitted are similar, related, or in close geographical proximity, when ~~where~~ practicable.

(Source: Section 252.106 renumbered from Section 252.105 and amended at 43 Ill. Reg. _____, effective _____)

SUBPART B: PROCEDURES FOR PUBLIC REVIEW

Section 252.201 Notice and Opportunity to Comment

- a) The Agency shall issue a notice for the planned issuance of any permit described in Section ~~252.104, 252.102 of this Part and~~ renewal of any operating permit described in Section ~~252.104~~~~252.102 of this Part~~, and permit actions described in Section ~~252.105~~~~252.103 of this Part~~.
- b) The notice shall be given to:
- 1) The public, by prominent placement at a dedicated page on the Agency's website. The notice shall remain on the Agency's website for the duration of the public comment period. If the Agency's website is unavailable for a prolonged period of time, the comment period will be extended for an equivalent amount of time. Notice shall also be by advertisement in a newspaper of general circulation in the area where the source is located if either:
 - A) The Director of the Agency or his/her designee determines, for a particular permit, that additional notice would serve the interests of the public or of the Agency. In making this determination, the Agency shall consider public interest; or
 - B) Pursuant to the Act or other applicable law, notice is required to be published in a newspaper for the type of permit at issue;

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- 2) Local government air pollution control offices within Illinois that are in the area affected by the source;
 - 3) The chief executives of the municipality and county in which the source is to be located, including the mayor or president, clerk, county board chairman, county clerk, and state's attorney;
 - 4) Members of the General Assembly from the legislative district in which the source is located;
 - 5) Any state whose air quality may be affected and that is contiguous to Illinois or is within 50 miles of the source;
 - ~~6) Other officials and agencies identified in 40 CFR 51.24(g)(iv) (1983), for PSD sources only;~~
 - ~~67) The permit applicant; and~~
 - ~~78) Persons on the public participation mailing list for the air pollution control permit program;-~~
 - 8) For purposes of PSD permits, in addition to the notice given by means of subsections (b)(1) through (7), notice shall also be given to USEPA; any comprehensive regional land use planning agency for the area in which the source would be located; and any State Land Manager, Federal Land Manager, or Native American Governing Body whose lands may be affected by emissions from the regulated activity; and
 - 9) For purposes of CAAPP permits, in addition to the notice given by means of subsections (b)(1) through (7), the notice shall be given to USEPA when it is provided to the public.
- c) The notice shall include:
- 1) The name and address of the applicant and the source, and the name and address of the Agency;
 - 2) ~~The location of the source if different from the applicant's address;~~

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- ~~23~~) The activity or activities involved in the permit action;
- 4) ~~For a proposed significant modification, a description of the change in the amount or character of the emissions that may result from the modification;~~
- ~~35~~) The preliminary decision of the Agency to grant the permit;
- ~~46~~) For the proposed issuance of a PSD permit, the degree of ambient air increment consumed by the project;
- ~~57~~) For a case-by-case MACT determination pursuant to CAA section 112(g) and (j) ~~of the CAA~~, a description of the emission limitation or work practice standard in the draft permit that constitutes MACT;
- ~~68~~) The location of the documents available for public review;
- ~~79~~) A request for written comments on the Agency's draft ~~proposed~~ permit;
- ~~810~~) The date the comment period ~~close~~closed;
- ~~911~~) Instructions on how to request a public hearing if a decision to hold a hearing has not already been made pursuant to Section 252.205(a) or (b); and
- ~~1012~~) The name, address, and telephone number of the Agency contact person from whom the public may obtain additional information.

~~(Agency Note: Material properly claimed as trade secret or confidential pursuant to Sections 7 and 7.1 of the Act and 2 Ill. Adm. Code 1827 will not be subject to public disclosure under this Part. An applicant claiming a trade secret shall provide, in addition to the complete application, a copy of the application for public notice in which the material claimed as trade secret has been deleted.)~~

- d) The notice to the permit applicant shall also include the draft permit and project summary, fact sheet or statement of basis, or fact sheet required by Section 252.203.

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- e) The notice shall provide for a 30-day public comment period. The Agency may extend the comment period ~~upon~~ written request if any applicable statutory period for the Agency decision, as prescribed in Section 39 of the Act, allows for an extension.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 252.202 Draft Permit

The Agency shall prepare for public review a draft permit, ~~including with findings and~~ proposed conditions.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 252.203 Project Summary, ~~Fact Sheet and~~ Statement of Basis, ~~or Fact Sheet~~

- a) The Agency shall prepare a project summary or statement of basis~~fact sheet~~ to accompany the draft permit for a new major~~new~~ stationary source, ~~major existing source, or~~ major modification of a major stationary source, issuance or renewal of a CAAPP permit, or a significant modification of a CAAPP permit. The project summary or statement of basis~~fact sheet~~ shall describe the basis of the Agency's decision to grant the permit. For purposes of PSD permits, this description shall also include~~including~~ an explanation of the source's effect on ambient air quality.
- b) The Agency shall prepare a fact sheet~~statement of basis~~ for every draft permit for which a project summary or statement of basis~~fact sheet~~ is not prepared.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 252.204 Availability of Documents

- a) Copies of the following documents shall be made available for public inspection during the public comment period:
- 1) The public notice;
 - 2) The project summary, ~~fact sheet or~~ statement of basis, ~~or fact sheet~~;

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- 3) The draft permit; ~~and~~
 - 4) The permit application, including any compliance plans; ~~and~~.
 - 5) For purposes of a draft PSD permit, this shall also include any additional supporting data furnished by the applicant and other information the Agency relied upon in making its proposed decision.
- b) A copy of the draft permit shall be placed at a dedicated page on the Agency's website for the duration of the public comment period. Copies of the other documents listed in subsection (a) shall be available for review at:
- 1) The Bureau of Air's offices at 1021 North Grand Avenue East, Springfield, IL 62794-9276; and
 - 2) The Bureau of Air's regional office closest to the location of the source.
- c) All documents listed in subsection (a) shall also be available in accordance with 35 Ill. Adm. Code 130 and Sections 7 and 7.1 of the Act.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 252.205 Opportunity for Public Hearing

- a) A public hearing shall be held on any action subject to this Part ~~when these rules where~~-applicable law or rule provides the applicant opportunity for a hearing and the applicant makes a written request for a hearing.
- b) The Director of the Agency or his/her designee shall order that a hearing be held on a permit application subject to this Part ~~these rules~~-when the Agency has determined that a hearing would serve the interests of the public or of the Agency. In making this determination, the Agency shall consider:
 - 1) The level of public interest as indicated by the inquiries and comments received by the Agency on the draft permit;
 - 2) The opportunity to increase public understanding of the project and of the Agency's proposed decision by means of public hearing;

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- 3) Receipt by the Agency of a written request for a hearing citing material issues with respect to the terms and conditions of the draft permit from:
 - A) A significant number of persons, to be determined by the Director of the Agency, either individually or in a petition;
 - B) A member of the General Assembly representing the district in which the source is located; or
 - C) A chief executive officer from a county or municipality in which the source is located as described in Section 252.201(b)(3) ~~of this Part.~~

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 252.206 Procedures for Public Hearings

- a) Except as provided in subsection (b) ~~below~~, hearings shall be conducted in accordance with the Agency's "Procedures for Permit and Closure Plan Hearings" (35 Ill. Adm. Code 166: Subpart A; Informational Permit and Closure Plan Hearings).
- b) Hearings requested by the ACS permit applicant pursuant to Section 39.1(d) of the Act ~~The following types of hearings~~ shall be conducted in accordance with the Agency's "Procedures for Permit and Closure Plan Hearings" (35 Ill. Adm. Code 166: Subpart B; Contested Case Permit Hearings).
- 1) ~~Hearings requested by the applicant pursuant to Section 39(f)(3) of the Act on a proposed action which includes the Agency's determination with respect to BACT or LAER or case-by-case MACT;~~
 - 2) ~~Hearings requested by the ACS permit applicant pursuant to Section 39.1(d) of the Act.~~
- c) Notwithstanding subsection (b) ~~above~~, persons requesting hearings subject to ~~the Contested Case Permit Hearings~~ (35 Ill. Adm. Code 166: Subpart B) may waive their rights to the procedures of the Contested Case Permit Hearings by notifying the hearing officer to that effect. When ~~Where~~ persons waive their rights to Contested Case Permit Hearings, those ~~such~~ hearings shall be held in accordance

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

with ~~the procedures of Informational Permit and Closure Plan Hearings~~ (35 Ill. Adm. Code 166: Subpart A).

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 252.207 Obligation to Raise Issues and Provide Information During the Public Comment Period for PSD Permits

All persons, including applicants, who believe any condition of a draft PSD permit is inappropriate or that the Agency's tentative decision to prepare a draft PSD permit is inappropriate shall raise all reasonably ascertainable issues and submit all reasonably available arguments supporting their position by the close of the public comment period. Any supporting materials submitted shall be submitted in full and may not be incorporated by reference, unless they are already:

- a) Part of the administrative record in the same proceeding; or
- b) Consist of State or federal statutes and regulations, USEPA documents of general applicability, or other generally available reference materials.

(Source: Added at 43 Ill. Reg. _____, effective _____)

Section 252.208 Reopening of the Public Comment Period for PSD Permits

- a) The Agency may order the public comment period for PSD permits reopened. The public notice of any comment period under this Section shall be issued under Section 252.201 and shall define the scope of the reopening, including an identification of those issues to which the requirements of this Section apply.
- b) Comments filed during the reopened comment period shall be limited to the issues that are the subject of the reopened public comment period as set forth in the notice that caused its reopening under subsection (a). When the public comment period is reopened under this Section, all persons, including the applicant, who believe any relevant condition of a draft permit is inappropriate or that the Agency's decision to prepare a draft permit is inappropriate shall submit all reasonably available factual grounds supporting their position, including all supporting material, by the close of the public comment period.

(Source: Added at 43 Ill. Reg. _____, effective _____)

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

Section 252.209 Issuance of a Final PSD Permit Decision

After the close of the public comment period on a draft PSD permit under Section 252.201 or 252.208, the Agency shall provide notice of the final PSD permit decision to the applicant and each person who has submitted written comments or requested notice of the final permit decision. This notice shall include reference to the procedures for appealing a decision on the final PSD permit under Section 40.3 of the Act and 35 Ill. Adm. Code 105. For purposes of this Section, a final permit decision means a final decision to issue, deny or modify a PSD permit.

(Source: Added at 43 Ill. Reg. _____, effective _____)

Section 252.210 Response to Comments for a Final PSD Permit Decision

- a) By the date that any final PSD permit decision is issued, the Agency shall consider all written comments submitted by the close of the public comment period and all comments formally made at any public hearing. The Agency shall issue a response to comments that shall briefly describe and respond to all significant comments on the draft permit raised during the public comment period, or during any hearing. The Agency may group related comments together and provide one unified response for each issue raised; and
- b) Any documents, excluding statutory or regulatory references, cited in the response to comments shall be included in the administrative record for the final permit decision. If new points are raised or new material supplied during the public comment period, the Agency may, in addition to formally providing a written response to comments, document its response to those matters by adding new materials to the administrative record.

(Source: Added at 43 Ill. Reg. _____, effective _____)

Section 252.211 Administrative Record for a Final PSD Permit Decision

- a) The Agency shall base final PSD permit decisions on the administrative record as defined in subsection (b).
- b) In addition to the final permit decision, the administrative record for any final permit decision shall consist of:

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- 1) The application and any supporting data furnished by the applicant;
- 2) The draft permit or notice of intent to deny the application;
- 3) The project summary, statement of basis, or fact sheet;
- 4) All documents cited in the project summary, statement of basis, or fact sheet;
- 5) All comments received during the public comment period under Section 252.201 (including any reopening under Section 252.208);
- 6) The transcript of any hearing held under Section 252.205;
- 7) Any written materials submitted to the Hearing Officer at the hearing;
- 8) The response to comments required by Section 252.210 and any new material placed in the record under that Section; and
- 9) Any other information contained in the supporting file for the final permit decision and any other information the Agency relied upon in making its final decision.

(Source: Added at 43 Ill. Reg. _____, effective _____)

SUBPART C: USEPA REVIEW AND OBJECTION PROCEDURES

Section 252.301 USEPA Review of and Objection to Proposed CAAPP Permits

- a) ~~Notice shall be provided to USEPA at the same time it is provided to the public pursuant to Section 252.201 of this Part.~~
- ab) For ~~draft~~drafting CAAPP permits ~~subject to review under Section 39.5 of the Act,~~ following the public notice and comment period provided for by Section 252.201 ~~of this Part,~~ the Agency shall consider all comments received, and shall determine the contents of a proposed CAAPP permit. The proposed CAAPP permit shall be provided to USEPA for review and comment for a period of 45 days unless USEPA waives review.

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED AMENDMENTS

- be) If USEPA objects to the contents of a proposed CAAPP permit in writing and with a justification for its objections as provided in CAA Title V ~~of the Clean Air Act as amended (42 USC §7401 et seq.)~~ and regulations promulgated thereunder, the Agency shall respond to USEPA's objection. The Agency shall provide the applicant and any person who participated in the public comment process under this Part 10 days to submit written comments to the Agency contact person described at Section 252.201(c) ~~(1011) of this Part~~ regarding any revisions ~~which~~ the Agency is proposing to make in response to USEPA's objections. The Agency may then revise and resubmit the proposed CAAPP permit, without any further public participation, within 90 days after the date of the objection.
- cd) If USEPA does not object to the contents of a proposed CAAPP permit in writing and with a justification for its objections in accordance with procedures established under CAA Title V ~~of the Clean Air Act as amended~~, the Agency shall issue the proposed permit as the CAAPP permit without further change.
- de) If USEPA does not object in writing to issuance of a proposed CAAPP permit, any person may petition USEPA, within 60 days after expiration of the 45-day review period, to make an such objection in accordance with applicable procedures established under CAA Title V ~~of the Clean Air Act~~.
- ef) If the CAAPP permit has not yet been issued and USEPA objects to the proposed permit as a result of a petition, the Agency shall not issue the permit until USEPA's objection has been resolved. The Agency shall provide for a 10-day comment period as set forth in subsection ~~(be) above~~. A petition does not, however, stay the effectiveness of a permit or its requirements if the permit was issued after expiration of the 45-day review period and prior to a USEPA objection.
- fg) If the Agency has issued a CAAPP permit after expiration of the 45-day review period and prior to receipt of a USEPA objection, the Agency may, after receiving an objection from USEPA, revise and resubmit the permit to USEPA after providing for a 10-day comment period as set forth in subsection ~~(be) above~~. If the Agency fails to submit a revised permit in response to the objection, USEPA shall modify, terminate or revoke the permit, pursuant to the CAAClean Air Act as amended.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Specialized Health Care Delivery Systems
- 2) Code Citation: 89 Ill. Adm. Code 146
- 3) Section Numbers: Proposed Actions:
 146.205 Amendment
 146.215 Amendment
 146.220 Amendment
 146.235 Amendment
 146.245 Amendment
 146.265 Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-13]
- 5) A Complete Description of the Subjects and Issues Involved: These proposed amendments make updates to Supportive Living Facility program.
- 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? Yes

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citations:</u>
146.1000	New Section	42 Ill. Reg. 24603, December 28, 2018
146.1005	New Section	42 Ill. Reg. 24603, December 28, 2018
146.1010	New Section	42 Ill. Reg. 24603, December 28, 2018
146.1015	New Section	42 Ill. Reg. 24603, December 28, 2018
146.1020	New Section	42 Ill. Reg. 24603, December 28, 2018
146.1025	New Section	42 Ill. Reg. 24603, December 28, 2018
146.1030	New Section	42 Ill. Reg. 24603, December 28, 2018
146.1035	New Section	42 Ill. Reg. 24603, December 28, 2018
146.1040	New Section	42 Ill. Reg. 24603, December 28, 2018

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 11) Statement of Statewide Policy Objective: This rulemaking does not affect units of local government.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to:

Christopher Gange
Acting General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, 3rd Floor
Springfield IL 62763-0002

HFS.Rules@illinois.gov

The Department requests the submission of written comments within 45 days after the publication of this Notice. The Department will consider all written comments it receives during the first notice period as required by Section 5-40 of the Illinois Administrative Procedure Act [5 ILCS 100/5-40].

- 13) Initial Regulatory Flexibility Analysis:
 - A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
 - B) Reporting, bookkeeping or other procedures required for compliance: None
 - C) Types of professional skills necessary for compliance: None
- 14) Small Business Impact Analysis: None
- 15) Regulatory Agenda on which this Rulemaking was Summarized: January 2019

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

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES

CHAPTER I: DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

SUBCHAPTER d: MEDICAL PROGRAMS

PART 146

SPECIALIZED HEALTH CARE DELIVERY SYSTEMS

SUBPART A: AMBULATORY SURGICAL TREATMENT CENTERS

Section

146.100	General Description
146.105	Definitions
146.110	Participation Requirements
146.115	Records and Data Reporting Requirements
146.125	Covered Ambulatory Surgical Treatment Center Services
146.130	Reimbursement for Services

SUBPART B: SUPPORTIVE LIVING PROGRAM (SLP) SETTINGS

Section

146.200	General Description
146.205	Definitions
146.210	Structural Requirements
146.215	SLP Participation Requirements
146.220	Resident Participation Requirements
146.225	Reimbursement for Medicaid Residents
146.230	Services
146.235	Staffing
146.240	Resident Contract
146.245	Assessment and Service Plan and Quarterly Evaluation
146.250	Resident Rights
146.255	Discharge
146.260	Grievance Procedure
146.265	Records and Reporting Requirements
146.270	Quality Assurance Plan
146.275	Monitoring
146.280	Non-Compliance Action
146.285	Voluntary Surrender of Certification
146.290	Geographic Groups

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

146.295	Emergency Contingency Plan
146.300	Waivers
146.305	Reporting of Suspected Abuse, Neglect and Financial Exploitation
146.310	Facility Management of Resident Funds

SUBPART C: STATE HEMOPHILIA PROGRAM

Section	
146.400	Definitions
146.410	Patient Eligibility
146.420	Hemophilia Treatment Centers
146.430	Comprehensive Care Evaluation
146.440	Home Transfusion Arrangements
146.450	Obligations of the Department

SUBPART D: CHILDREN'S COMMUNITY-BASED HEALTH CARE CENTERS

Section	
146.500	General Description
146.510	Definitions
146.520	Participation Requirements
146.530	Records and Data Reporting Requirements
146.540	Covered Children's Community-Based Health Care Center Services
146.550	Reimbursement for Services
146.560	Individuals Eligible for Services Provided in a Children's Community-Based Health Care Center
146.570	Prior and Post Approval of Services

SUBPART E: SUPPORTIVE LIVING PROGRAM (SLP) SETTINGS
WITH DEMENTIA CARE UNITS

Section	
146.600	General Description
146.610	Structural Requirements
146.620	Participation Requirements
146.630	Resident Participation Requirements
146.640	Services
146.650	Reimbursement for Medicaid Residents
146.660	Staffing

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

146.670	Assessment and Service Plan and Quarterly Evaluation
146.680	Monitoring
146.690	Reporting Requirements
146.700	Resident Rights
146.710	Discharge

SUBPART F: BIRTH CENTERS

Section	
146.800	General Description
146.810	Participation Requirements
146.820	Record Requirements
146.830	Covered Birth Center Services
146.840	Reimbursement of Birth Center Services

SUBPART G: SPECIALIZED MENTAL HEALTH REHABILITATION FACILITIES

Section	
146.900	General Provisions
146.910	Reimbursement

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

SOURCE: Old Part repealed at 14 Ill. Reg. 13800, effective August 15, 1990; new Part adopted at 20 Ill. Reg. 4419, effective February 29, 1996; emergency amendment at 21 Ill. Reg. 13875, effective October 1, 1997, for a maximum of 150 days; amended at 22 Ill. Reg. 4430, effective February 27, 1998; emergency amendment at 22 Ill. Reg. 13146, effective July 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 19914, effective October 30, 1998; amended at 23 Ill. Reg. 5819, effective April 30, 1999; emergency amendment at 23 Ill. Reg. 8256, effective July 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 13663, effective November 1, 1999; amended at 24 Ill. Reg. 8353, effective June 1, 2000; emergency amendment at 26 Ill. Reg. 14882, effective October 1, 2002, for a maximum of 150 days; amended at 27 Ill. Reg. 2176, effective February 1, 2003; emergency amendment at 27 Ill. Reg. 10854, effective July 1, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 18671, effective November 26, 2003; emergency amendment at 28 Ill. Reg. 12218, effective August 11, 2004, for a maximum of 150 days; emergency amendment at 28 Ill. Reg. 14214, effective October 18, 2004, for a maximum of 150 days; amended at 29 Ill. Reg. 852, effective January 1, 2005; emergency amendment at 29 Ill. Reg. 2014, effective January 21, 2005, for a maximum of 150 days; amended at 29 Ill. Reg.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

4360, effective March 7, 2005; expedited correction at 29 Ill. Reg. 14127, effective March 7, 2005; amended at 29 Ill. Reg. 6967, effective May 1, 2005; amended at 29 Ill. Reg. 14987, effective September 30, 2005; amended at 30 Ill. Reg. 8845, effective May 1, 2006; amended at 31 Ill. Reg. 5589, effective April 1, 2007; emergency amendment at 31 Ill. Reg. 5876, effective April 1, 2007, for a maximum of 150 days; amended at 31 Ill. Reg. 11681, effective August 1, 2007; amended at 33 Ill. Reg. 11803, effective August 1, 2009; emergency amendment at 36 Ill. Reg. 6751, effective April 13, 2012, for a maximum of 150 days; amended at 36 Ill. Reg. 13885, effective August 27, 2012; amended at 37 Ill. Reg. 17624, effective October 28, 2013; expedited correction at 38 Ill. Reg. 4518, effective October 28, 2013; amended at 38 Ill. Reg. 13255, effective June 11, 2014; amended at 38 Ill. Reg. 13893, effective June 23, 2014; amended at 38 Ill. Reg. 15152, effective July 2, 2014; emergency amendment at 38 Ill. Reg. 15713, effective July 7, 2014, for a maximum of 150 days; amended at 38 Ill. Reg. 23768, effective December 2, 2014; emergency amendment at 39 Ill. Reg. 6945, effective May 1, 2015 through June 30, 2015; emergency amendment at 42 Ill. Reg. 13733, effective July 2, 2018, for a maximum of 150 days; emergency amendment to emergency rule at 42 Ill. Reg. 16311, effective August 13, 2018, for the remainder of the 150 days; emergency expired November 28, 2018; amended at 42 Ill. Reg. 16731, effective August 28, 2018; emergency amendment at 42 Ill. Reg. 17935, effective September 24, 2018, for a maximum of 150 days; emergency expired February 20, 2019; amended at 43 Ill. Reg. 6803, effective May 28, 2019; Subpart B and Subpart E recodified at 43 Ill. Reg. 7014; amended at 43 Ill. Reg. _____, effective _____.

SUBPART B: SUPPORTIVE LIVING PROGRAM (SLP) SETTINGS

Section 146.205 Definitions

For purposes of this Part, the following terms shall be defined as follows:

"Abuse" means the willful infliction of injury, unreasonable confinement, intimidation, or punishment with resulting physical harm, pain or mental anguish (42 CFR 488.301).

"Activities of Daily Living" or "ADL" means eating, bathing, dressing, transferring, toileting, walking and grooming.

"Advance Directive" means a power of attorney that gives a designated individual decision-making powers upon a person's incompetence. The Department of Public Health is required to make available a Uniform Do Not Resuscitate Advance Directive that may be used in all settings, the Statutory Will Declaration form, the Illinois Statutory Short Form Power of Attorney for Health Care, the

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

statutory Declaration of Mental Health Treatment Form, and the summary of advance directives law in Illinois (Section 2310-600 of the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois [20 ILCS 2310-600]).

"Bank Nursing Facility Beds" means a choice by SLF providers to participate by converting a distinct part of a nursing facility. Such facilities shall be allowed to retain the Certificate of Need for nursing beds that were converted.

"Complaint" means a phone call, letter or personal contact to the Department from a resident, family member, resident representative or any other interested person expressing a concern related to the health, safety or well-being of one or more SLPSLF residents.

"Comprehensive Resident Assessment Instrument" or "RAI" means the Department designated resident assessment instrument designed for use in SLP settingsSLFs.

"Declaration of Mental Health Treatment" means a document that lets a person state he or she wants to receive electroconvulsive treatment (ECT) or psychotropic medicine when the person has a mental illness and is unable to make decisions for himself or herself. It also allows a person to say whether he or she wishes to be admitted to a mental health facility if unable to make that decision.

"Department" means the Illinois Department of Healthcare and Family Services.

"Determination of Need" or "DON" means the assessment tool used by the Department or the Department's authorized representative to determine functional needs of a resident or prospective resident of the SLP in which the resident or prospective resident has been found to be in need of a nursing facility level of careSLF. A minimum score of 29 is required on the DON, which indicates a nursing facility level of care, before payment may be authorized for the SLPSLF resident.

"Developmental Disability" or "DD" means a disability that is attributable to a diagnosis of mental retardation or related condition such as cerebral palsy or epilepsy that results in impairment of general intellectual functioning or adaptive behavior. This condition is manifested before the age of 22 and is likely to continue indefinitely. It results in substantial functional limitations in three or

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

more areas of major life activities, such as self-care, understanding and use of language, learning, mobility, self-direction, and capacity for independent living.

"Direct Care Staff" means staff that provides professional nursing services, assistance with activities of daily living or other personal needs or maintenance, or general supervision and oversight of the physical and mental well being of an individual.

"Distinct Part" means a separate building or an entire wing or other physically identifiable space of an existing nursing facility licensed under the Nursing Home Care Act or the Hospital Licensing Act that is operated as an SLF distinguishable from the rest of the facility. The distinct part of a nursing facility will not be subject to provisions of the Nursing Home Care Act. The distinct part of a hospital will be subject to provisions of the Hospital Licensing Act while complying with provisions of this Subpart B. Distinct part does not include the conversion of an entire nursing facility or hospital.

"Do Not Resuscitate" or "DNR" means a medical treatment order that says cardiopulmonary resuscitation (CPR) will not be attempted if a person's heart and/or breathing stops.

"Durable Power of Attorney" means power of attorney given to a person designated as another person's agent giving broad powers to make health care decisions, including power to require, consent to or withdraw any type of personal care or medical treatment for any physical or mental condition, and to admit or discharge a person from any hospital, home or other institution.

"Financial Exploitation" means the act of obtaining control over a resident or his or her property and/or resources through deception or intimidation to the disadvantage of the resident and/or the profit of another and/or the intent of depriving the resident of the use, benefit or possession of his or her property and/or resources.

"Follow-up Care" means the response to, and documentation of, the service plan that is discussed with, and agreed to by, the resident and/or the resident's guardian. It may include, but is not limited to, physician referrals, revision of the service plan to incorporate nursing services, health promotion counseling and teaching self care in meeting health needs.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

"Freestanding Facility" means a separate building that is not part of an existing nursing facility or hospital. Freestanding facility includes new construction, an existing building or conversion of an entire nursing facility or hospital into an SLF.

"Immediate Jeopardy" means a situation in which a provider's noncompliance with one or more requirements of participation has caused, or is likely to cause, serious injury, harm, impairment or death to a resident (42 CFR 488.301).

"Instrumental Activities of Daily Living" or "IADL" means activities related to independent living and includes preparing meals, managing money, shopping for groceries or personal items, performing light or heavy housework, and using a telephone.

"Licensed Nurse" means a person whose services are paid for by an SLF and who is licensed as a ~~registered nurse~~, registered professional nurse, practical nurse or licensed practical nurse under the Nurse Practice Act [225 ILCS 65].

"Living Will" means a document that tells a person's health care professional whether the person wants death-delaying procedures used if the person has a terminal condition, and the person is unable to state his or her wishes. A terminal condition means an incurable and irreversible condition such that death is imminent, and the application of any death delaying procedures serves only to prolong the dying process. A living will allows for the administration of medication, sustenance, or the performance of any medical procedure deemed necessary by the person's attending physician to provide the person with comfort care.

"Mandated Reporter" is anyone identified in the Elder Abuse and Neglect Act [320 ILCS 20] that shall report suspected abuse while engaged in carrying out professional duties. A mandated reporter includes, but is not limited to, a professional or professional's designee while engaged in social services and the care of an adult age 60 and over. It also includes, but is not limited to, any occupation required to be licensed under the Dietetic and Nutrition Services Practice Act [225 ILCS 30], Nurse Practice Act, and Nursing Home Administrator Licensing and Disciplinary Act [225 ILCS 70], and field personnel of the Departments of Healthcare and Family Services, Public Health and Human Services and any county or municipal health department.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

"Medicaid" means the Department's Medical Assistance Program.

"Medicaid Resident" means a person with a [physical](#) disability (as determined by the Social Security Administration) age 22 years and over or a person who is age 65 years and over, who has been determined eligible for Medicaid payment for [SLPSLF](#) services. Eligibility for a person residing in an SLF shall be determined in accordance with 89 Ill. Adm. Code 120.10 and 120.61 (excluding subsection (f) of Section 120.61). Provisions for property transfers as described at 89 Ill. Adm. Code 120.387 shall apply to a person residing in an SLF. Provisions for the prevention of spousal impoverishment as described at 89 Ill. Adm. Code 120.379 shall apply to a person residing in an SLF.

"Medical Assistance Program" means the program administered under Article V of the Illinois Public Aid Code [305 ILCS 5/Art. V] or successor programs and Title XIX of the Social Security Act (42 USC 1396) and related federal and State rules and regulations.

"Medication Error" includes, but is not limited to, incorrect dosage, medication given at incorrect time, wrong medication given, wrong route used or missed medication.

~~"Mental Illness" or "MI" means a diagnosis of schizophrenia, delusional disorder, schizoaffective disorder, psychotic disorders not otherwise specified, bipolar disorder, and recurrent major depression resulting in substantial functional limitations.~~

"Neglect" means a failure by the [SLP provider](#)~~SLF~~ to notify the appropriate health care professional, to provide or arrange necessary services to avoid physical or psychological harm to a resident, or to terminate the residency of a resident whose needs can no longer be met by the [SLP provider](#)~~SLF~~, causing an avoidable decline in function. Neglect may be either passive (non-malicious) or willful.

"Personal Allowance" means the \$90 minimum protected monthly amount of a Medicaid-eligible resident's income that is retained by Medicaid-eligible residents for their personal use.

"Progress Notes" means notes used to document the decline or improvement in a resident's status.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

"Rehabilitated Nursing Facility" means the conversion of a distinct part of an existing nursing facility into an SLF.

"Related Parties" means affiliates of an [SLP providerSLF](#); entities for which investments are accounted for by the equity method by the entire enterprise; trusts for the benefit of employees, such as pensions and profit-sharing trusts that are managed by or under the trusteeship of management; any general partner; management of the [SLP settingSLF](#); members of the immediate families of principal owners of the [SLP settingSLF](#) or its management; and other parties with which the [SLP providerSLF](#) may deal if one party controls or can significantly influence management or operating policies of the other to an extent that one of the transacting parties might be prevented from fully pursuing its own separate interests. An entity or person shall be deemed by the Department to be a related party if it can significantly influence management or operating policies of the transacting parties or if it has an ownership interest in one of the transacting parties and can significantly influence the other to an extent that one or more of the transacting parties might be prevented from fully pursuing its own separate interests.

"Resident" means a person living in an [SLP settingSLF](#), including Medicaid residents as defined in this Section and individuals who are not eligible for Medicaid payment for [SLPSLF](#) services.

"Resident Assessment Instrument" or "RAI" or "Comprehensive Resident Assessment Instrument" means the Department designated resident assessment instrument designed for use in [SLP settingsSLFs](#).

"Room and Board" means the housing, utilities and meals provided under the resident contract. Unless otherwise specified in the resident contract, room and board does not include phone or cable charges.

"Security Deposit" means a payment used to secure the payment of rent or compensation for damage to property for residential property containing 25 units or more (see Security Deposit Interest Act [765 ILCS 715]). A security deposit may also include a pet deposit to secure payment for damage to the residential property. Damage to property shall not include normal wear and tear to an apartment or any other part of the [SLP settingSLF](#).

"Serious Mental Illness" means:

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

A diagnosis of a major mental illness, such as schizophrenia, schizoaffective disorder, bipolar disorder, major depression, panic disorders, obsessive compulsive disorder, and any other disorder that could lead to a chronic disability that is not a primary diagnosis of dementia. If the person has both a dementia diagnosis and another psychiatric condition, the symptoms of dementia must be significantly more progressed than symptoms of the co-occurring psychiatric condition;

A disorder for which the duration is a significant life disruption or that required major treatment episodes within the past two years. This does not necessarily mean that the individual was hospitalized; and

That the disability or Level of Impairment is characterized by active behavioral health symptoms, within the preceding six month period, that significantly interfere with the individual's ability to interact interpersonally, concentrate, follow through with goals or needs, and/or adapt effectively to change.

"Services" means the personal and health care related services provided by an SLP provider~~SLF~~ pursuant to Section 146.230.

"Service Plan" means the written plan of care on the Department designated form that is developed for each resident based upon the initial assessment, annual comprehensive resident assessment or quarterly evaluation.

"Significant Change" means that there has been a decline or improvement in a resident's status that will not normally resolve itself without intervention by staff or by implementing standard disease-related clinical interventions, and the decline or improvement impacts more than one area of the resident's health status and requires revision of the Service Plan.

~~"SLF" or "Supportive Living Facility" means a residential setting that meets the requirements of this Subpart B.~~

"SSI" means Supplemental Security Income under Title XVI of the Social Security Act.

"Subcontractor" means any person who assumes any duties and responsibilities

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

from an SLF for the performance of SLF services pursuant to Section 146.230.

"Supportive Living Program" or "SLP" means a residential setting that meets the requirements of this Subpart B or, for dementia care settings, the requirements of this Subpart B and Subpart E.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 146.215 ~~SLF~~ Participation Requirements

- a) Facilities or distinct parts of facilities that are certified in the SLPs ~~SLFs~~ and are in good standing with provisions contained in this Subpart B and, when applicable, Subpart E are exempt from the provisions of the Nursing Home Care Act [210 ILCS 45], the Illinois Health Facilities Planning Act [20 ILCS 3960] and the Assisted Living and Shared Housing Act [210 ILCS 9]. Nursing facilities rehabilitating a portion of the facility to conform with this Subpart B shall be allowed to retain their Certificate of Need for the nursing facility beds that were converted until the conclusion of the project or until the facility wishes to withdraw from the project and convert the SLF beds back to NF beds.
- b) An SLP setting ~~SLF~~ does not include:
- 1) A home, institution, or other place operated by the federal government or agency thereof, or by the State of Illinois;
 - 2) A "long term care facility" licensed by the Nursing Home Care Act or Hospital Licensing Act. However, a nursing facility licensed under the aforementioned Acts can convert a distinct part to an SLF;
 - 3) Any "facility for child care" as defined in the Child Care Act of 1969 [225 ILCS 10];
 - 4) Any "Community Living Facility" as defined in the Community Living Facilities Licensing Act [210 ILCS 35];
 - 5) Any "community residential alternative" as defined in the Community Residential Alternatives Licensing Act [405 ILCS 30];
 - 6) Any nursing home or sanitarium operated solely by and for persons who

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

rely exclusively upon treatment by spiritual means through prayer, in accordance with the creed of any well recognized church or religious denomination;

- 7) Any facility licensed by the Department of Human Services as a community-integrated living arrangement as defined in the Community Integrated Living Arrangements Licensure and Certification Act [210 ILCS 135];
 - 8) Any "Supportive Residence" licensed under the Supportive Residences Licensing Act [210 ILCS 65];
 - 9) Any freestanding hospice facility [210 ILCS 60];
 - 10) Any "life care facility" as defined in the Life Care Facilities Act [210 ILCS 40]; or
 - 11) Any "assisted living and shared housing establishment" licensed under the Assisted Living and Shared Housing Act [210 ILCS 9].
- c) In order to participate in the Supportive Living Program, ~~the building structure~~an SLF must be certified by the Department. To become certified, an SLP provider~~SLF~~ shall:
- 1) Submit an application to proceed toward certification.
 - A) Except in the case of a rehabilitated nursing facility, the Department shall only accept applications for sites where all apartments are devoted to SLP~~SLF~~ residents.
 - B) The Department shall evaluate each application according to factors including, but not limited to, geographic distribution, waiver limits, market feasibility, the needs of the population being served, the compliance histories of other facilities owned or operated in the State of Illinois by the applicant or a related party, community support from local government, environmental issues, operational experience with assisted living and financial stability. Applications that are found to be incomplete or inaccurate shall be returned to the applicant for completion and/or correction and must

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

be resubmitted before the Department will evaluate them. The Department shall notify the applicant in writing that the application has been approved.

- C) Direct and indirect owners of five percent or more of the entity designated as the operator shall be disclosed to the Department.
- D) A recognized environmental condition found as the result of a Phase 1 Environmental Site Assessment (ESA) report shall result in a Phase 2 ESA to determine if significant amounts and concentrations of contaminants exist on the property. If contamination is found in Phase 2, the Department, prior to certification, may request subsequent testing, feasibility studies, and/or remediation.
- E) The Department may withdraw approval of any application if the SLP building~~SLF~~ fails to become operational (i.e., ready to admit residents) within 24 months after the Department's approval of the application. Prior to the operational deadline, the applicant may make a written request, including documentation justifying the need for an extension, that the Department grant an extension to the operational deadline. A request for an extension shall not exceed 12 months from the original operational deadline. The Department may grant an extension to the operational deadline. The Department shall not grant more than one extension to an approved SLP~~SLF~~ applicant ~~when~~where construction has not begun.
- F) A phase-in for opening may be approved upon the written request of the SLP provider~~SLF~~. The request shall include the anticipated completion date of the phase-in, a plan to ensure the safety of residents during the phase-in, and the floors and areas of the SLP setting~~SLF~~ impacted by the phase-in. Additionally, the SLP provider~~SLF~~ shall assure that all services continue to be available during the phase-in. The Department shall approve no more than a single phase-in.
- G) At any time prior to or subsequent to certification, the applicant shall report to the Department in writing any change to the

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

application, as soon as such change becomes known to the applicant. These changes are subject to Department approval.

- 2) Submit a certificate of compliance signed by an architect that certifies that the project complies with applicable codes and all structural requirements found in Section 146.210.
- 3) Submit for approval prior to use a model of every type of resident contract to be used by the [SLP provider](#)~~SLF~~.
- 4) Submit for approval all policies that include, but are not limited to:
 - A) Waste removal plan pursuant to Section 146.210(t);
 - B) Participation criteria pursuant to Section 146.220;
 - C) Base rate services pursuant to Section 146.230;
 - D) Resident daily check plan pursuant to Section 146.230(n);
 - E) Employee hiring process pursuant to Section 146.235;
 - F) [SLP setting](#)~~SLF~~ manager experience pursuant to Section 146.235(b);
 - G) Staff training policy pursuant to Section 146.235(e);
 - H) Resident rights pursuant to Section 146.250;
 - I) Resident discharge policy pursuant to Section 146.255;
 - J) Grievance procedure pursuant to Section 146.260;
 - K) Quality assurance plan pursuant to Section 146.270;
 - L) Annual satisfaction survey policy pursuant to Section 146.270(a);
 - M) Emergency contingency plan pursuant to Section 146.295;

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- N) Prevention and reporting of abuse, neglect and financial exploitation policy pursuant to Section 146.305;
 - O) Staff and resident rules and responsibilities;
 - P) Infection control, including, but not limited to, hand-washing, proper handling and disposal of sharps, proper handling of linens soiled with body waste, and cleaning of floors that have been soiled;
 - Q) Water temperature plan pursuant to Section 146.210(s)(5); ~~and~~
 - R) Tuberculosis plan in accordance with the Control of Tuberculosis Code (77 Ill. Adm. Code 696);-
 - S) [Potential resident inquiry and application for admission policy pursuant to Section 146.220; and](#)
 - T) [Non-discrimination policy.](#)
- 5) Pass an on-site review, conducted by the Department, that includes review of documentation that demonstrates physical plant, health and sanitation, and food preparation compliance with local and county ordinances and regulations; compliance with State building codes for the respective building type; and compliance with Section 146.210.
- 6) Enroll to participate in the Medical Assistance Program in accordance with 89 Ill. Adm. Code 140.11 and execute a provider agreement with the Department.
- d) The [SLP providerSLF](#) shall accept the SSI rate (less the personal allowance) for room and board for Medicaid residents. If the [SLP providerSLF](#) charges a private pay rate higher than the Medicaid rate, the [SLP providerSLF](#) shall reserve not less than 25 percent of its apartments for Medicaid-eligible residents. Those [SLP settingsfacilities](#) that set a commensurate rate for both private pay and Medicaid-eligible residents are not required to reserve apartments for Medicaid-eligible residents but must accept Medicaid-eligible residents on a first come, first served basis.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- e) SLP~~SLF~~ certification is not transferable or applicable to any location, provider, management agent or ownership other than that indicated on the provider agreement.
- 1) An SLP provider~~SLF~~ shall notify the Department no fewer than 60 days prior to a change of ownership or management. The new owner shall complete an application for the Department's approval prior to the effective date of the change of ownership.
 - 2) Pursuant to 89 Ill. Adm. Code 140.11(f), an SLP provider~~SLF~~ whose investor ownership has changed by 50 percent or more shall be required to submit a new application for enrollment in the Medical Assistance Program.
 - 3) Pursuant to 89 Ill. Adm. Code 140.12(k), a new owner assumes liability for repayment to the Department of any overpayment made to the SLP provider~~SLF~~, regardless of whether the overpayment was incurred by a current or previous owner or operator.
 - 4) The Department has the right to terminate the provider agreement with an SLP provider~~SLF~~ if a change of ownership involves a barred Medicaid provider.
 - 5) The new owner shall comply with the applicable certification requirements found in subsection (c) ~~of this Section~~.
 - 6) The Department shall conduct an on-site certification review no later than at the date of the next annual certification review or within three months after the effective date of the change of ownership, whichever is earlier.
 - 7) SLP~~SLF~~ certification shall be deemed to extend to a new owner until the Department separately certifies the SLP setting~~SLF~~ under the approved new owner.
- f) SLP~~SLF~~ applicants with an application approved by the Department to proceed toward certification shall not change ownership without the approval of the Department. The approved applicant shall notify the Department no fewer than 60 days prior to a change of ownership or management. Direct and indirect owners of five percent or more of the entity designated as the operator shall be

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

disclosed to the Department. The new owner shall complete an application for the Department's approval prior to the effective date of the change of ownership.

- g) A request for a change in the number of apartments in an operational or approved SLP setting~~SLF site~~ shall be made with an application to the Department for approval. A change in the number of apartments includes both a decrease and increase. The Department shall conduct an on-site review prior to issuing a new certificate for the change in the number of apartments. In the case of an increase in apartments, residents shall not be admitted to the apartments until an on-site review is conducted and the Department issues a revised certificate.
- h) The certificate issued by the Department shall include:
- 1) Name and address of the SLP setting~~SLF~~;
 - 2) Maximum number of residents to be served at any time; and
 - 3) Number of apartments certified in the SLP setting~~SLF~~.
- i) Providers certified as an SLP provider~~SLF~~ shall not operate or maintain SLP~~SLF~~ housing and SLP setting services in combination with a home health, home care, nursing home, hospital, residential care setting, congregate care setting or other type of residence or service agency unless those settings and services are licensed, maintained and operated as separate and distinct entities.
- j) At least annually, the Department shall conduct an on-site review to ensure that the SLP setting~~SLF~~ is in compliance with the requirements of certification, which includes review of:
- 1) Items listed in subsection (c)(5)~~of this Section~~.
 - 2) Comprehensive Resident Assessments, service plans and the provision of services required under Section 146.230.
 - 3) Staff sufficient in number to meet the needs of residents. Staff shall demonstrate capacity, within their job responsibilities, to provide covered services and perform tasks.
 - 4) Compliance with resident contracts and the Department's provider

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

agreement.

- 5) Protection of individual resident rights and involvement in directing their own care.
- 6) Resident satisfaction surveys as defined in Section 146.270.
- k) The SLP provider~~SLF~~ shall comply with all applicable enrollment and participation requirements set forth in Department rules, including, but not limited to, 89 Ill. Adm. Code 140.11 and 140.12.
- l) The SLP provider~~SLF~~ shall comply with the Americans With Disabilities Act of 1990.
- m) The SLP provider~~SLF~~ shall submit to the Department all marketing materials prior to their use. If the Department does not notify the SLP provider~~SLF~~ of approval or disapproval of submitted materials within 30 days after submission, the SLP provider~~SLF~~ may begin to use those materials. The Department reserves the right to disapprove any materials or require changes at any time, provided that any such changes are consistent with, or required by, applicable law.
- n) The SLP provider~~SLF~~ shall ensure that limited English speaking residents have meaningful and equal access to benefits and services. Steps to ensure access may include, but are not limited to:
 - 1) hiring bi-lingual staff;
 - 2) hiring staff interpreters;
 - 3) contracting for interpreter services;
 - 4) engaging community volunteers;
 - 5) contracting with a telephone interpreter service; and
 - 6) hiring staff proficient in American Sign Language.
- o) The SLP provider~~SLF~~ shall encourage families of residents with impairments that limit the resident's decision-making ability to arrange to have a responsible party

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

or guardian represent the resident's interests. The SLP providerSLF shall provide all residents with information about advance directives, including the Durable Power of Attorney for Health Care, Statement of Illinois Law on Advance Directives, Living Will, Declaration for Mental Health Treatment and Do Not Resuscitate Advance Directive. The SLP providerSLF shall maintain in a resident's file any of these documents authorized by the resident.

- p) Upon admission of a resident whose name appears on the United States Department of Justice Dru Sjodin National Offender Public Website, the Illinois State Police Sex Offender Registration website or the Illinois Department of Corrections registered sex offender database (see Section 146.220(a)(4)), the SLP providerSLF shall:
- 1) inform the Department and appropriate county and local law enforcement offices of the identity of the identified offenders being admitted to the SLP settingSLF;
 - 2) notify every SLPSLF resident and resident's guardian or family in writing that such offenders are residents of the SLP settingfacility;
 - 3) develop a service plan in accordance with Section 146.245; and
 - 4) ensure that the SLP settingSLF has qualified staff to meet the needs of the individual and required level of supervision at all times.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 146.220 Resident Participation Requirements

- a) The SLP settingSLF may admit or retain residents whose needs can be met through the services described in Section 146.230. The following criteria shall be met prior to admission to the SLP settingSLF:
- 1) Be age 22 years or over with a physical disability (as determined by the Social Security Administration) or elderly (age 65 years or over); ~~and~~
 - 2) Be screened by the appropriate Department on Aging contracted Care Coordination Unit (DoA CCU) or the Department of Human Services Division of Rehabilitation Services (DHS-DRS) ~~other State agency~~

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

screening agency entity and found to be in need of nursing facility level of care ~~and that SLP placement is appropriate to meet the needs of the individual.~~ A new Determination of Need (DON), or successor tool, screen is not needed for a resident who is transferring between SLP providers ~~SLFs~~ or comes from a nursing facility with no break in service. It is the admitting SLP provider's ~~SLF's~~ responsibility to ensure that a screening document is received from the transferring SLP setting ~~SLF~~ or nursing facility. If the individual is transferring directly from a nursing facility and has a history of a developmental disability or mental illness, as evidenced in the medical history accompanying the individual, the SLP provider must submit a referral for a specialized evaluation to be completed by the DHS Division of Developmental Disabilities (DHS-DDD) Independent Service Coordination (ISC) agency or the Division of Mental Health (DHS-DMH) Preadmission Screening Resident Review (PASRR) agency to evaluate for need for active treatment or the existence of serious functional risks and needs associated with the diagnosis to determine if they exceed the capacity of the SLP setting. Private pay individuals may choose to be admitted into the SLP setting ~~SLF~~ when the screening assessment does not justify nursing facility level of care; ~~and~~

- 3) If further evaluation is necessary due to the suspicion of a developmental disability or serious mental illness, the developmental disability or mental illness must be determined by a qualified DHS-DDD ISC agent or DHS-DMH preadmission screening (PAS) agent. The presence of a developmental disability does not automatically preclude admission to the SLP unless there is the need of continuous active treatment for which the individual should be considered for other DHS-DDD services not available through the SLP. The presence of a serious mental illness does not automatically preclude admission to the SLP unless the psychiatric symptoms, behavioral risk, and major treatment adherence/engagement problem persist at a sufficiently serious level that exceeds the service capabilities of the SLP provider. The evaluation and determination of whether the needs are within the SLP provider capability or beyond the SLP provider capacity is determined by the DHS-DDD ISC or DHS-DMH PAS agent. ~~Be without a primary or secondary diagnosis of developmental disability or serious and persistent mental illness. The developmental disability or mental illness must be determined by a qualified Department of Human Services screening agent; and~~

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 4) Have name checked against the United States Department of Justice Dru Sjodin National Offender Public Website at www.nsopr.gov, the Illinois Sex Offender Registration website at www.isp.state.il.us and the Illinois Department of Corrections registered sex offender database at www.idoc.state.il.us. Refer to Section 146.215 for facility requirements if a person whose name appears on either registry is admitted to an [SLP setting](#)~~SLF~~.
- b) [The SLP provider's assessment to determine if a potential resident's needs can be met by the SLP provider shall not occur until after the DON, or successor tool, assessment and other required PAS have been completed and determinations provided to the SLP provider.](#)
- cb) Private pay residents seeking to convert to Medicaid while residing in an [SLP setting](#)~~SLF~~ shall be screened by the Department using the DON [or successor tool](#), prior to the point of conversion and must be found to be in need of nursing facility level of care before Medicaid payment may be authorized.
- de) Each prospective resident shall have a tuberculin skin test in accordance with the Control of Tuberculosis Code (77 Ill. Adm. Code 696).
- ed) A Medicaid resident of the [SLP setting](#)~~SLF~~ shall not participate in any other federal Home and Community-Based Waiver Program.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 146.235 Staffing

- a) The [SLP setting](#)~~SLF~~ shall have a manager or a qualified designee present at the [SLP](#)~~SLF~~ during normal business hours plus whenever necessary to ensure attention to the management and administration of the resident contracts. Staff shall have access to the manager or the manager's designee at all times. The manager shall designate a qualified individual capable of acting in an emergency during his or her absence from the [SLP setting](#)~~SLF~~.
- b) The manager shall have at least five [years'](#)~~years~~ experience in providing health care services to adults with [physical](#) disabilities or the elderly population either in an assisted living program, inpatient hospital, long term care setting, adult day care or in a Department approved health related field. The manager shall also

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

have at least two years of management experience.

- c) The SLP setting~~SLF~~ shall have licensed and certified staff sufficient in number to meet the needs of the population being served.
- d) Licensed nurses or certified nursing assistants on duty in the SLP setting~~at the SLF~~ shall not be utilized in an adjoining or other part of the building not certified in the SLP setting~~as the SLF~~. This includes, but is not limited to, a nursing facility, assisted living facility, and independent living facility.
- e) Staff Training. All staff training materials shall be available for review by the Department. If required by the Department, the SLP setting~~SLF~~ shall make changes in the training materials.
 - 1) The SLP setting~~SLF~~ shall provide staff and subcontractors who provide direct care with:
 - A) training that takes place no later than 30 days after beginning employment and semi-annual training in areas related to their employment;
 - B) training that covers resident rights; infection control; crisis intervention; prevention and notification of abuse, neglect and financial exploitation; behavioral intervention; tuberculosis identification, prevention, control and reporting; ~~and~~ encouraging independence; potential resident inquiry and admission application policy; and non-discrimination policy (these subjects shall be trained as part of staff orientation and at least annually thereafter);
 - C) documented training performed by qualified individuals in their area or areas of responsibility;
 - D) training geared toward the manner in which services are to be performed;
 - E) training that includes techniques for working with persons with physical disabilities and the elderly populations; and

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- F) in the case of an SLP setting serving persons with physical disabilities, disability specific sensitivity training conducted by an outside entity familiar with working with persons with disabilities. The training shall occur for all staff initially prior to certification, at staff orientation for new staff, and at least annually thereafter.
- 2) In the case of subcontractors, training by the SLP provider is not required if the SLP provider can document that similar training is being provided through the subcontractor's employer.
- f) The SLP provider shall employ certified nursing assistants (CNAs) as follows:
- 1) **Qualifications:**
Must be 18 years of age or older and have successfully completed no later than 120 days after employment a nursing assistant training course or a Department of Public Health approved equivalent training and competency evaluation.
 - 2) Names of CNAs shall be checked against the Illinois Department of Public Health's Health Care Worker Registry prior to employment.
 - 3) Job responsibilities shall include, but not be limited to:
 - A) Follow and help carry out a resident's written service plan;
 - B) Provide personal care services for residents, including but not limited to bathing, eating, dressing, personal hygiene, grooming, toileting, ambulation and assistance with transfer;
 - C) Observe the resident's functioning, maintain written records of the observations and report any changes to the licensed nurse; and
 - D) Attend initial training, in-service training sessions and staff conferences.
- g) The SLP provider shall employ or contract with a dietitian. The dietitian shall comply with the following:

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 1) The dietitian shall be licensed under the Dietician Nutritionist~~Dietetic and Nutrition Services~~ Practice Act [225 ILCS 30].
 - 2) Job responsibilities shall include, but not be limited to, consultation and training in all food service procedures such as menu planning and review, food preparation, food storage, food service, safety, sanitation and management of therapeutic diets.
 - 3) The dietitian shall come on-site at least twice per quarter for a period of not less than a cumulative total of eight hours.
- h) The SLP provider~~SLF~~ shall employ a minimum of one cook who shall have at least one year of experience in commercial food preparation.
 - i) Twenty-four hour response staff shall be at least 18 years of age and possess at least a high school diploma or a GED. Response staff shall be certified in emergency resuscitation. The staff shall respond to scheduled or unpredictable needs and emergency calls from residents.
 - j) Nurses on staff, or subcontracted, shall be licensed by the State of Illinois and shall be responsible for nursing services set forth in Section 146.230.
 - k) The SLP provider~~SLF~~ shall designate a trained staff person to be responsible for planning and directing social and recreational activities. This person shall be at least 18 years of age and possess at least a high school diploma or a GED.
 - l) The SLP provider~~SLF~~ shall ensure that all employees who have or may have contact with residents or have access to the living quarters or the financial, medical or personal records of residents undergo a criminal history background check that conforms to the Health Care Worker Background Check Act [225 ILCS 46]. No SLP provider~~SLF~~ shall knowingly hire, employ or retain any individual in a position, with duties involving contact with residents, access to resident living quarters or access to the financial, medical or personal records of residents, who has been convicted of committing or attempting to commit one or more of the offenses defined under the Health Care Worker Background Check Act unless that individual has obtained a waiver issued by the Department of Public Health. An SLP provider~~SLF~~ may conditionally employ an applicant for up to three months pending the results of the criminal history record check.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- m) Each employee and volunteer shall have a tuberculin skin test in accordance with the Control of Tuberculosis Code (77 Ill. Adm. Code 696).

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 146.245 Assessment and Service Plan and Quarterly Evaluation

- a) Interview: The SLP provider~~SLF~~ shall conduct a standardized interview geared toward the resident's service needs at or before the time of occupancy but not before the DON, or successor tool, and other required PAS assessments are completed and determinations provided to the SLP provider.
- b) Initial Assessment: The SLP provider~~SLF~~ shall complete an initial assessment and service plan within 24 hours after admission that identifies needs and potential immediate problems. Each assessment shall be completed by, or co-signed by, a licensed practical nurse or a registered professional nurse.
- c) Comprehensive Resident Assessment: The SLP provider~~SLF~~ shall complete a Comprehensive Resident Assessment Instrument (RAI) within 14 days after admission, annually and upon a significant change in the resident's mental or physical status. Each RAI shall be completed by, or co-signed by, a registered professional nurse.
- d) Service Plan: Within seven days after completion of the RAI, a written service plan shall be developed by, or co-signed by, a registered professional nurse, with input from the resident and his or her designated representative. This includes coordination and inclusion of services being delivered to a resident by an outside entity. The service plan shall include a description of expected outcomes, approaches, frequency and duration of services provided and whether the services will be provided by licensed or unlicensed staff. The service plan must be individualized to address the health and behavior needs of each resident. The service plan shall document any services recommended by the SLP provider~~SLF~~ that are refused by the resident. The service plan shall be reviewed and updated in conjunction with the quarterly evaluation or as dictated by changes in resident needs or preferences.
- e) Quarterly Evaluation: A quarterly evaluation of the health and behavior status of each resident using a Department designated form shall be completed by, or co-signed by, a registered professional nurse.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- f) Service Plan for Identified Sex Offenders: Within seven days after completion of the RAI, a written service plan shall be developed by, or co-signed by, a registered professional nurse that addresses the following:
- 1) the amount of supervision required by the individual to ensure the safety of all residents, staff and visitors; and
 - 2) determination of approaches developed in the service plan are appropriate and effective in dealing with any behaviors specific to the identified offender.
- g) Progress Notes: Progress notes shall be completed at least monthly to document decline or improvement in resident status. A progress note does not have to be completed if there is no change in resident status. Any SLPSLF staff may write progress notes.
- h) The SLPSLF manager or licensed nursing staff shall alert the resident, his or her physician and his or her designated representative when a change in a resident's mental or physical status is observed by staff. Except in life-threatening situations, thesueh reporting shall be within 24 hours after the observation. Serious or life-threatening situations should be reported to the physician and the resident's designated representative immediately. The SLPSLF staff shall be responsible for reporting only those changes that should be apparent to observers familiar with the conditions of older persons or persons with disabilities.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 146.265 Records and Reporting Requirements

- a) An SLP provider~~SLF~~ shall develop and maintain confidential written records regarding each resident, which shall include, but are not limited to:
- 1) The Comprehensive Resident Assessment;
 - 2) The resident contract;
 - 3) The service plan;

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 4) The quarterly evaluation;
 - 5) Progress notes that shall be used to document decline or improvement in resident status;
 - 6) The resident satisfaction survey;
 - 7) Written documentation of the inquiry to the sex offender databases, including the result of the inquiry; and
 - 8) Documentation of a tuberculosis test administered in accordance with Section 146.220(~~de~~).
- b) An SLP provider~~SLF~~ shall develop and maintain confidential written personnel records that shall include, but are not limited to:
- 1) Job description;
 - 2) Educational preparation and work experience;
 - 3) Current licensure or certification, if applicable;
 - 4) Documentation that employee has received personnel policies and procedures;
 - 5) Documentation of on-going staff training;
 - 6) Documentation of a tuberculosis test administered in accordance with Section 146.235(m); and
 - 7) Results from the health care worker background check conducted in accordance with Section 146.235(l).
- c) An SLP provider shall develop and maintain confidential written records regarding each potential resident, which shall include, but are not limited to:
- 1) Results of the Determination of Need assessment;
 - 2) OBRA-1 Initial Screen;

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 3) [Standardized interview;](#)
 - 4) [Specialized mental health evaluation;](#)
 - 5) [Application for admission to the SLP setting;](#)
 - 6) [Documentation that supports the SLP provider's ability to meet the resident's needs.](#)
- de) Medication Error Report: The [SLP provider](#)~~SLF~~ shall record, and retain in a facility record, all medication errors identified and reported by staff. Errors shall be recorded on a Department designated form. Any medication error resulting in a hospitalization shall be reported to the resident's physician and to the Department within 24 hours after discovery.
- ed) Incident Report: Pursuant to Sections 146.295 and 146.305, the SLF shall notify the Department of suspected abuse, neglect or financial exploitation that results in contact with local law enforcement.
- fe) The [SLP provider](#)~~SLF~~ shall generate and submit to the Department the following reports in a format and medium designated by the Department and with the frequencies as specified:
- 1) Resident Identification Report, which shall be due monthly. The report shall be in two parts, one for Medicaid-eligible residents and one for private pay residents. Each part shall contain an alphabetical list of residents residing in the [SLP setting](#)~~SLF~~, including their names, case identification and recipient numbers for Medicaid-eligible residents or Department designated identifying numbers for private pay residents, dates of admission and dates of discharge.
 - 2) Cost Reports, which shall be submitted at any time upon request by the Department or when a significant change occurs in the [SLP provider's](#)~~SLF's~~ financial status/solvency, and annually not later than 90 days after the end of the [SLP provider's](#)~~SLF's~~ fiscal year. One extension up to 30 days shall be granted for circumstances that will not allow a cost report to be properly completed before the due date of the report. The written extension must be submitted to the Department's Bureau of Long

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

Term Care prior to the original due date. Each enrolled [SLP provider](#) shall file an annual report with the Department in accordance with the following requirements:

- A) All schedules contained in the cost report must be completed with the exception of those schedules specified in the cost report instructions as optional.
 - B) The cost report is not complete until all required schedules are filed and all inquiries to the provider are satisfactorily resolved.
 - C) If the cost report is prepared by other than the [SLP setting's facility's](#) manager or officer, the certification must be signed by the preparer as well as the officer or manager. The preparer's declaration is based upon all information of which the preparer has any knowledge.
 - D) All financial data contained in the cost report must be accounted for on the accrual basis of accounting.
 - E) Copies of all independent audits and reviews performed on the [SLP setting](#) by certified public accounting firms shall be provided to the Department with the cost report.
- 3) Cost Report for Change of Ownership. The new owner or lessee must file a cost report nine months after acquisition (covering the first six months of operation). A change of ownership is dated from the closing of the sale or from the date of the oldest lease agreement between the present incumbents of a lease. The facility must also file a cost report within 90 days after the close of its first complete fiscal year. A change of corporate stock ownership does not constitute a change of ownership.
 - 4) Cost Report for New Facility. A full cost report must be filed within nine months after opening the facility (covering at least the first six months of operation). The facility must also file a cost report within 90 days after the close of its first complete fiscal year.
- g) No funds shall be expended by the Department for the maintenance of any resident in an [SLP setting](#) that has failed to file an annual cost report.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

hg) The SLP provider~~An SLP~~ shall retain all records in accordance with provisions of 89 Ill. Adm. Code 140.28. The SLP provider~~SLP~~ shall provide the Department or its designee with access to financial and other records that pertain to covered services. The SLP provider~~SLP~~ shall keep fiscal records in accordance with acceptable accounting procedures.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Public Use of State Parks and Other Properties of the Department of Natural Resources
- 2) Code Citation: 17 Ill. Adm. Code 110
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
110.4	Amendment
110.5	New Section
110.20	Amendment
110.30	Amendment
110.40	Amendment
110.60	Amendment
110.70	Amendment
110.90	Amendment
110.100	Amendment
110.105	New Section
110.110	Amendment
110.120	Amendment
110.160	Amendment
110.180	Amendment
110.185	Amendment
- 4) Statutory Authority: Implementing and authorized by Section 8 of the State Forest Act [525 ILCS 40]; Sections 1, 2, 4 and 6 of the State Parks Act [20 ILCS 835]; Section 5 of the State Parks Designation Act [20 ILCS 840]; Sections 805-10, 805-520, 805-525, 805-330, 805-335 and 805-515 of the Civil Administrative Code of Illinois [20 ILCS 805]; and Section 5 of the Crematory Regulation Act [410 ILCS 18].
- 5) A Complete Description of the Subjects and Issues Involved: This Part is being amended to update and add new language on unlawful activities, scattering of cremated human remains, park hours of operation, outboard motor horsepower limits and no-wake policy.
- 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

DEPARTMENT OF NATURAL RESOURCES

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 does not affect units of local government.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Comments on the proposed rulemaking may be submitted in writing for a period of 45 days following publication of this Notice to:
- John Heidinger, Legal Counsel
Illinois Department of Natural Resources
One Natural Resources Way
Springfield IL 62702
- 217/785-6379
- 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) Small Business Impact Analysis: None
- 15) Regulatory Agenda on which this rulemaking was summarized: January 2019

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

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
SUBCHAPTER a: LANDSPART 110
PUBLIC USE OF STATE PARKS AND OTHER PROPERTIES OF THE
DEPARTMENT OF NATURAL RESOURCES

SUBPART A: GENERAL PROVISIONS

Section	
110.4	Fees and Charges
110.5	Unlawful Activities (Repealed)
110.20	Alcoholic Beverages – Possession, Consumption, Influence
110.30	Animals – Pets, Dogs, Cats, Equine; Noisy, Vicious, Dangerous Animals; Livestock; Animal Waste
110.40	Boats and Other Watercraft
110.45	Abandoned Watercraft
110.50	Capacity of Areas – Usage Limitation
110.60	Camping – Campfires – Firewood
110.70	Destruction of Property – Flora – Fauna – Man-Made and Inanimate Natural Objects-Collection of Artifacts
110.90	Group/Activity Permits
110.95	Demonstrations
110.100	Littering
110.105	Scattering of Cremated Human Remains
110.110	Prohibited Fishing Areas – Cleaning of Fish
110.120	Restricted Areas
110.140	Soliciting/Advertising/Renting/Selling
110.150	Swimming/Wading/Diving
110.160	Vehicles – Operation on Roadway – Speed – Parking – Weight Limit
110.165	Bicycles – Operation on Roadway – Designated Trails
110.170	Weapons and Firearms – Display and Use
110.175	Nudity Prohibited
110.180	Violation of Rule
110.185	Emergency Modification of Site Rules

SUBPART B: ADOPT-A-TRAIL

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Section	
110.200	Purpose
110.210	Definitions
110.215	Registration
110.220	Application
110.225	Agreements
110.230	Type of Work Permitted
110.235	Form of Submittal of Adopt-a-Trail Applications
110.240	Department Approval
110.245	Coordination
110.250	Volunteer Responsibilities

AUTHORITY: Implementing and authorized by Section 8 of the State Forest Act [525 ILCS 40]; Sections 1, 2, 4 and 6 of the State Parks Act [20 ILCS 835]; Section 5 of the State Parks Designation Act [20 ILCS 840]; Sections 805-10, 805-520, 805-525, 805-330, 805-335 and 805-515 of the Civil Administrative Code of Illinois [20 ILCS 805]; and Section 5 of the Crematory Regulation Act [410 ILCS 18].

SOURCE: Adopted at 4 Ill. Reg. 11, p. 59, effective March 4, 1980; emergency amendment at 5 Ill. Reg. 8933, effective August 25, 1981, for a maximum of 150 days; codified at 5 Ill. Reg. 10621; amended at 6 Ill. Reg. 7401, effective June 11, 1982; amended at 8 Ill. Reg. 9967, effective June 19, 1984; amended at 10 Ill. Reg. 9797, effective May 21, 1986; amended at 10 Ill. Reg. 13256, effective July 25, 1986; amended at 13 Ill. Reg. 3785, effective March 13, 1989; amended at 15 Ill. Reg. 14423, effective October 1, 1991; emergency amendment at 16 Ill. Reg. 7934, effective May 11, 1992, for a maximum of 150 days; emergency expired October 8, 1992; amended at 16 Ill. Reg. 15435, effective September 28, 1992; amended at 19 Ill. Reg. 6471, effective April 28, 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. 14832, effective August 3, 1998; amended at 24 Ill. Reg. 12556, effective August 7, 2000; emergency amendment at 25 Ill. Reg. 13786, effective October 12, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. 1206, effective January 16, 2002; amended at 26 Ill. Reg. 6534, effective May 1, 2002; amended at 27 Ill. Reg. 8866, effective May 19, 2003; amended at 28 Ill. Reg. 7061, effective May 3, 2004; amended at 29 Ill. Reg. 2268, effective January 28, 2005; emergency amendment at 30 Ill. Reg. 13536, effective July 27, 2006, for a maximum of 150 days; amended at 30 Ill. Reg. 19376, effective November 30, 2006; amended at 32 Ill. Reg. 174, effective December 19, 2007; amended at 37 Ill. Reg. 6652, effective May 1, 2013; amended at 43 Ill. Reg. 1624, effective January 17, 2019; amended at 43 Ill. Reg. _____, effective _____.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

SUBPART A: GENERAL PROVISIONS

Section 110.4 Fees and Charges

The following fees will be charged for use or reservation of designated facilities effective May 11, 1992, except that Illinois residents who are veterans and disabled or a former prisoner of war [20 ILCS 805/~~805-30563a23~~] shall be exempt from subsections (a) and (b) of this Section:

- a) All persons entering a designated swim beach area shall pay a ~~\$2\$1~~ fee unless otherwise posted. Illinois Beach State Park beaches are not designated swim beach fee areas.
- b) All individuals reserving a picnic shelter at sites participating in the Shelter Reservation Program shall pay ~~\$50\$25~~ each day a shelter is reserved. Reservations are non-refundable unless the area is closed by the Department. Checks are to be made payable to the Illinois Department of Natural Resources (site name). Reservations are not final until payment is received. Upon vacating the site, shelter users are required to remove all personal belongings and place all trash in the appropriate receptacles located at the site. Those who fail to do so will be charged a disposal fee of \$50. Shelter users who fail to pay the disposal fee will be denied future reservations until the fee is paid in full.
- c) All persons or groups seeking to host an event on Department property shall submit an activity permit application, on a form provided by the Department, and pay a \$25 non-refundable activity permit application fee at the time of submittal. If the event host intends to charge fees to participants, provide items for sale, or otherwise collect money or items as part of the event, then the Permit to Sell subsection of the application form shall also be completed, and all revenue generated from the event shall be subject to a 10% fee payable to the Department upon completion of the event.
- d) Failure to comply with the provisions of this Part is punishable as a Class B misdemeanor [20 ILCS 835/6].

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.5 Unlawful Activities ~~(Repealed)~~

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- a) It shall be unlawful for any person, on Department-owned, -leased or -managed property, to:
- 1) Engage in disorderly conduct or behavior/speech that provokes a breach of the peace or disrupts, intimidates, harasses or unreasonably interferes with others in the use or enjoyment of the Department-controlled property or any facility of that property.
 - 2) Provide false information to any Department employee or authorized representative engaged in the performance of his or her duties.
 - 3) Falsely represent himself or herself to any person as a Department employee, volunteer, campground host, or other authorized Department representative, or falsely claim or represent that he or she is acting on behalf of the Department, or wear or display without authority any uniform, badge, decal or insignia by which a Department employee or representative is distinguished.
 - 4) Have direct or indirect contact with a street gang member, as defined in Section 10 of the Illinois Street Gang Terrorism Omnibus Prevention Act [740 ILCS 147] after having been:
 - A) sentenced to probation, conditional discharge, or supervision for a criminal offense, with a condition of the sentence being that the person refrain from direct or indirect contact with a street gang member or members;
 - B) released on bond for any criminal offense with a condition of the bond being that the person refrain from direct or indirect contact with a street gang member or members;
 - C) ordered by a judge in any noncriminal proceeding to refrain from direct or indirect contact with a street gang member or members;
 - D) released from the Illinois Department of Corrections on a condition of parole or mandatory supervised release that he or she refrain from direct or indirect contact with a street gang member or members.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- 5) Possess, sell, deliver, bring onto Department-controlled property, or use any tobacco product, including electronic cigarettes and vaping devices if the person is under the age currently allowed by the Prevention of Tobacco Use By Minors and Sale and Distribution of Tobacco Products Act [720 ILCS 675], except in the performance of religious or tribal ceremonies taking place at a Department facility with prior written permission of the Director.
- b) Subsection (a)(4) does not apply to a person when the only street gang member or members he or she is with is a family or household member or members, as defined in Section 112A-3(a) of the Code of Criminal Procedure of 1963 [725 ILCS 5] and the street gang members are not engaged in any street gang related activity.

(Source: Former Section 110.5 repealed at 24 Ill. Reg. 12556, effective August 7, 2000 and new Section 110.5 added at 43 Ill. Reg. _____, effective _____)

Section 110.20 Alcoholic Beverages – Possession, Consumption, Influence

It shall be unlawful, on Department-owned, -leased or -managed property:

- a) Forfe~~r~~ any person to possess or consume intoxicating beverages, including beer or wine, in any Department-controlled property that~~which~~ is posted with signs indicating that thes~~ueh~~ possession or consumption is unlawful.
- b) For any person to distribute, provide or allow any person under 21 years of age to possess or consume alcohol.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.30 Animals – Pets, Dogs, Cats, Equine; Noisy, Vicious, Dangerous Animals; Livestock; Animal Waste

It shall be unlawful, on Department-owned, -leased or -managed property:

- a) For any person to allow an unleashed dog, cat or other domesticated animal on any area and further for any person to allow any dog, cat or other domesticated animal in any area, on a leash longer than 10 feet, except that:

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- 1) unleashed hunting dogs are allowed during the hunting season for all wildlife species except deer and wild turkey on any Department areas open to hunting and so posted;
 - 2) at field trials unleashed dogs are allowed at sites designated by the Department in accordance with 17 Ill. Adm. Code 910;
 - 3) unleashed hunting dogs are allowed by individual permit for dog training at sites designated by the Department in accordance with 17 Ill. Adm. Code 950;
 - 4) search and rescue dog training is allowed by activity permit. The permit will designate specific areas and times so as not to conflict with other site activities; and
 - 5) dogs on a maximum 50 foot leash being used to track wounded deer are allowed at sites in accordance with 520 ILCS 5/2.26 and 17 Ill. Adm. Code 510—~~General Hunting and Trapping on Department Owned or Managed Sites.~~
- b) For any leashed or tied animal to be left unattended and not under the specific physical control of the owner or person designated by the owner.
 - c) For any person to bring any domesticated animal onto Department lands without the animal being current on any required federal, State or local vaccinations or health certifications. Proof of required vaccinations or health certifications must be provided to any Department employee upon demand.
 - d) For any person to keep a noisy, ~~or~~ vicious, or dangerous dog or animal, or one ~~that~~which is disturbing to other persons, on Department ~~of Natural Resources~~ controlled properties, and to remain on the property~~therein~~ after being asked by the Site Superintendent or assigned employee to leave.
 - e) For any person to ride or lead any equine in any area, other than a designated equestrian trail or area, except horse drawn conveyances authorized by Department permit ~~by the Department of Natural Resources~~. The decision to grant or deny a permit will be based upon the impact upon the site and the public. Horse patrols of the Department in the performance of their duties are not excluded from any area under the control of the Department. Hikers on

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

equestrian trails must yield to equines.

- f) For any person to allow livestock to roam or graze on any Department-controlled lands except when authorized by proper lease, license or written agreement approved by the ~~Illinois~~ Department of ~~Natural Resources~~ in accordance with 17 Ill. Adm. Code 150.
- g) For any person responsible for an animal in a campground or day use area not to dispose of his animal's waste excrement directly into a Department garbage container with a tight fitting lid or have the excrement put into a closed water tight bag or water tight container with the lid closed and placed into an open Department trash container. At equestrian campgrounds, equestrians must deposit their animal's waste in a designated manure collection area.
- h) For any person to allow a dog, cat, or other domesticated animal on any area designated as "NO PETS", except for animals that are being utilized in conformance with the Americans With Disabilities Act (42 USC 12101). ~~This~~Such designation will be reserved for beach areas, concession areas, and certain areas within campgrounds and picnic areas where there are concentrations of large numbers of people or the presence of food or children.
- i) For any person to erect or use temporary corrals, except when there are insufficient hitching posts or tie line areas, there is a large enough open area that can be utilized for a corral without causing damage to State property, and permission has been obtained from the Site Superintendent for use of rope or gates. Electrified fences or wires are prohibited.
- j) To tether equines or canines to trees. Tie lines between trees are permissible if sites do not provide hitching posts, tie line posts or tethering structures within campgrounds, day use areas or rest areas. Tie lines, if used, must not allow animals to reach or otherwise do damage to either tree.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.40 Boats and Other Watercraft

For purposes of this Section, the term "watercraft" means a watercraft or vessel as defined in the Boat Registration and Safety Act [625 ILCS 45]. It shall be unlawful, on Department-owned, -leased or -managed property:

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- a) For any person to operate any ~~sailboat, rowboat, houseboat, pontoon boat or boat propelled by machinery or other~~ watercraft in any pond, lake, river, canal or other body of water where posting clearly indicates that certain specific boating usage is prohibited. However, Department ~~of Natural Resources~~ employees operating watercraft in carrying out official duties and personnel of cooperating agents or agencies operating watercraft as authorized by the Department ~~of Natural Resources~~ are exempt from boating regulations in this Section 110.40 or in specific site rules as determined by Department ~~of Natural Resources~~ supervisory managers in order to provide management actions for enhancing or saving the resource base or the safety and welfare of the using public.
- b) For any person to use a motor driven ~~watercraft~~~~boat~~ on any body of water under the jurisdiction of the Department that has less than 60 surface acres. However, this does not exclude the use of motor driven boats to gain access to duck blinds during blind building activities and during the waterfowl hunting season or electric trolling motors on these bodies of water. Watercraft operating under this Section must be operating at no wake speed.
- c) For any person to ~~operate~~~~use~~ a motor driven ~~watercraft at greater than no wake speed~~~~boat with a motor of a size larger than 10 H.P.~~ on any body of water ~~posted as no wake under the jurisdiction of the Department that has 60 or more surface acres of water area except:~~
- 1) ~~departmentally supervised waters of over 500 acres;~~
 - 2) ~~on the following lakes that are between 60-500 acres, motors of any size are allowed (10 H.P. and under may operate at full speed while motors larger than 10 H.P. must operate at no wake, idle speed):~~
 - ~~Argyle Lake—Argyle Lake State Park (McDonough County)~~
 - ~~Dawson Lake—Moraine View State Recreation Area (McLean County)~~
 - ~~Mermet Lake—Mermet Lake State Fish and Wildlife Area (Massac County)~~
 - ~~Pierce Lake—Rock Cut State Park (Winnebago County)~~

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

~~Prairie Lake—Jim Edgar Panther Creek State Fish and Wildlife Area (Cass County)~~

~~Wolf Lake—William W. Powers State Conservation Area (Cook County); and~~

- ~~d3)~~ ~~Horsepower restrictions~~portions of canals having specific regulations posted on boat motor size and boat use allowed and except that an outboard horsepower restriction shall not apply at posted boat launch ramps while loading or unloading a trailered watercraft; provided that the watercraft over the H.P. limit is operated at a no-wake speed within 150 feet of the loading ramp itself.
- ~~ed)~~ For any person to allow his ~~or her watercraft~~boat or other watercraft to remain on any of the public recreational and fishing areas under the jurisdiction of the Department beyond the date of December 1st of each year.
- ~~fe)~~ ~~For any person to~~ remain on any Department lake after posted closing time.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.60 Camping – Campfires – Firewood

It shall be unlawful, on Department-owned, -leased or -managed property:

- a) For any person to use a tent or trailer, or any other type of camping device, except in designated camping areas. ~~Persons, and persons~~ camping in ~~such~~ designated areas shall obtain a camping authorization slip from authorized site personnel as provided by 17 Ill. Adm. Code 130.
- b) For any person to build any fire:
- 1) in any area except in ~~camp stoves~~campstoves provided by the Department ~~of Natural Resources~~ or in charcoal or other types of metal grills ~~which are~~ furnished by the visitor at a specific designated campfire site; ~~designated~~ or
 - 2) where bans on open fires are posted by the Department ~~of Natural Resources~~.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- c) For any person to possess or discharge any type of fireworks or other explosive devices, including, but not limited to, model rockets or aerial displays, without a written permit issued by the Department. The decision to grant or deny a permit will be based upon public safety, legal considerations, the impact on public use/enjoyment of parks, and the potential impact on natural resources, such as fire or the disturbance of nesting or feeding patterns.
- d) For any person to bring or possess on Department ~~controlled-of Natural Resources~~ properties firewood from any geographical area where wood exportation has been prohibited by either State or federal quarantine, or any county adjacent to a county included in such a quarantine area, or to sell or distribute firewood on Department properties without prior written agreement with the Department pursuant to 17 Ill. Adm. Code 150—~~Regulations for the Letting of Concessions, Farm Leases, Sale of Buildings and Facilities, and Demolitions~~. Department staff may confiscate any firewood brought onto Department properties found to be in violation of this Part.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.70 Destruction of Property – Flora – Fauna – Man-Made and Inanimate Natural Objects – Collection of Artifacts

It shall be unlawful, on Department-owned, -leased or -managed property:

- a) For any person to injure or remove any animal, plant or part thereof, or attempt to disturb any agricultural crop, except:
- 1) as otherwise provided by permit, law or regulation;
 - 2) as provided by a Department-sponsored program or activity under the direct supervision of an authorized employee; and
 - 3) in the collection of edible fungi, nuts and berries (not including ginseng berries, removal of which will remain unlawful) on Department owned, -leased or -managed lands where ~~thesuch~~ collection would not be incompatible with resource management activities or recreational programs at the site; Collection shall not~~be~~ be in conflict with the

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Natural Areas Preservation Act [525 ILCS 30]; and shall occur only when ~~the where such~~ collection is for personal use only and not for re-sale.

- A) Collection hours for edible fungi, nuts and berries shall be allowed during the site's regular hours of operation only, except collection is not permitted at any site during the open hours of established hunting seasons at that site.
- B) Collection contests shall not be allowed on any State site.
- b) For any person to remove, take, alter, construct, mutilate, deface or destroy any natural or man-made property, equipment, improvement, sign, trail or building, except as otherwise provided by permit, law, regulation, or by Department program activity under the direct supervision of an authorized employee.
- c) For any person to collect or take artifacts and/or mutilate, destroy, deface or excavate any archaeological site, except as provided by permit issued according to 17 Ill. Adm. Code 370.
- d) For any person to withdraw or pump water from any Department-controlled lake, canal, wetland, river or stream, except as authorized by Department permit. The decision to grant or deny a permit will be based upon a balancing between the need of the permittee and the protected water level or flow.
- e) For any person to destroy, deface, paint, alter, change or remove any monument, stone marker, bench mark, stake, post, sign, or other marking that designates any boundary line, survey line, reference point, or trail owned or controlled by the Department.
- f) For any person to cut, break, mark upon, attach to or otherwise damage, destroy, vandalize or remove any post, building, shelter, picnic table, bridge, pier, drain, well, fountain, pump, telephone, lamp post, fence, gate, container or receptacle, exhibit, display, tool storage box, utility outlet, movie screen, flagpole, or any other structure, facility, equipment, apparatus, or parts thereof, owned or controlled by the Department.
- g) For any person to climb, stand, sit or walk on any structure, building, shelter, fence, gate, post, flagpole, picnic table, wall, refuse container, or parts thereof, or any equipment, object or apparatus owned by the Department that is not designed

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

or intended for that use.

- h) For any person to deface, destroy, cover, damage or remove any placard, notice or sign, or parts thereof, whether permanent or temporary, posted or exhibited by the Department.
- i) For any person to take, appropriate, excavate, injure, destroy or remove any historical or prehistorical ruin, or parts thereof, or any object or antiquity, without prior written permission of the Director.
- j) For any person to throw, carry, cast, drag, push or deposit any container or receptacle, picnic table, barricade or any other Department property into any waterway or upon the frozen waters, or otherwise move, stack or hide such property in a way that renders it unavailable to the general public for its intended use.
- k) For any person to occupy or inhabit, or cause to be occupied or inhabited, any house, barn, shelter, shed or other structure, or use for storage, or cause to be used for the storage of any goods, any house, barn, shelter, shed or other structure without approval of the Director.
- l) For any person to tamper with in any way, enter or climb upon, damage or remove anything from any Department vehicle, watercraft, cart, trailer, machine or equipment.
- m) For any person to misuse any refuse container or receptacle on Department-controlled property by depositing into it any hot or burning substances, unless the container has been clearly identified for that use.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.90 Group/Activity Permits

It shall be unlawful for groups of more than 25 persons to use Department ~~of Natural Resources~~ facilities unless written permission is obtained in advance from the Site's Superintendent or site manager. Further, for groups of persons under the age of 18, it is required that at least one adult (age 18 years or older) accompany no more than 15 of these minor individuals. Groups of more than 25 persons may be denied permission to gather if it is determined by the Site Superintendent that the site's physical layout and infrastructure is not suitable for the group activity or may be

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

detrimental to the public health and safety of other site visitors or the natural resources at the site. The Site Superintendent will evaluate the availability of parking, conflicts with other visitor uses, acreage, toilet facilities and suitable roadways in determining whether to grant permission for the requested group activity. The Department may also require groups of any size to provide protection against liability claims if the planned activity involves the consumption of alcoholic beverages or is a hazardous recreational activity as defined in Section 3-109 of the Local Government and Governmental Employees Tort Immunity Act [745 ILCS 10/3-109].

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.100 Littering

It shall be unlawful, on Department-owned, -leased or -managed property:

- a) For any person using Department-~~of Natural Resources~~ facilities to discard, abandon, place, or deposit on Department-~~of Natural Resources~~ properties, except in containers provided, any wire, cans, bottles, glass, shotgun shells, paper trash, rubbish, garbage, cardboard, wood boxes or other insoluble animal, vegetable, metal, or mineral materials; provided that, this prohibition shall not apply to the scattering of cremated human remains in accordance with a valid permit issued pursuant to Section 110.105.
- b) For any person to bring ~~onto~~into Department-~~of Natural Resources~~ property any of the items listed in subsection (a), with the express purpose of disposing, abandoning, or leaving any of these types of materials on Department property, whether they are left or placed in proper containers or not.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.105 Scattering of Cremated Human Remains

- a) The scattering of cremated human remains is prohibited, except pursuant to the terms and conditions of a permit issued by the Department. The scattering of cremated human remains shall not be permitted within 100 feet of archaeological sites, within Illinois nature preserves, Illinois land and water reserves, and Illinois Natural Areas Inventory sites, or at State Historic Sites, State Memorials, and Miscellaneous Properties designated pursuant to 20 ILCS 3405/6.
- b) A person seeking a permit for scattering cremated human remains shall submit an

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

application to the Department, on a form approved by the Department, at least 14 days before the requested scattering date, to allow for Department review of the proposed scattering location and to avoid significant archaeological sites and/or environmentally sensitive areas. Applications for a permit for scattering cremated human remains shall be available on the Department's website, at Department headquarters and regional offices, and at State park offices.

- c) The following conditions apply to the permitted scattering of cremated human remains, in addition to any terms and conditions specified in the permit:
- 1) The proposed scattering location must be out of sight of any public use areas, including, but not limited to, roads, walkways, trails, picnic areas, campgrounds and parking lots.
 - 2) The proposed scattering location must be at least 200 feet from any lake, stream, watercourse or creek bed (running or dry).
 - 3) Persons conducting the scattering of cremated human remains shall have a copy of the permit in their possession at all times during scattering activities.
 - 4) Scattering of cremated human remains shall be conducted so as not to disturb other park users.
 - 5) Ashes from cremated human remains must be spread over an area large enough to avoid leaving an identifiable accumulation or remains. The cremation identification disc must not be dispensed or left on site during or after scattering activity.
 - 6) No container, urn, cross, symbol or memorial markers of any kind may be left on Department property. The placement or planting of real or artificial flowers and/or memorial trees is also prohibited.
 - 7) Nothing in the permit shall relieve persons conducting the scattering of cremated human remains from the obligation to comply with any and all other applicable laws and regulations.
- d) Violation of the terms and conditions of a permit issued in accordance with this Section is prohibited and may result in the suspension or revocation of the permit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

in addition to any other applicable penalty.

(Source: Added at 43 Ill. Reg. _____, effective _____)

Section 110.110 Prohibited Fishing Areas – Cleaning of Fish

It shall be unlawful for any person to take fish from the waters of any Department-controlled area contrary to the rules and regulations of the Department in accordance with 17 Ill. Adm. Code 810, and further, any fish or parts of fish remaining from cleaning must be placed in a proper refuse container with a ~~tight-fitting~~tight-fitting lid or removed from the area upon leaving.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.120 Restricted Areas

It shall be unlawful, on Department-owned, -leased or -managed property:

- a) For any person not authorized by the Department to enter or remain in any area or on any trail when ~~that~~such area or trail has, in whole or in part, been closed to use by visitors. Site Superintendents and Law Enforcement Officers of the Department ~~of Natural Resources~~, as well as other peace officers, are authorized to prohibit the use of ~~such~~ closed areas, and it shall be unlawful for any person to disobey the rules and regulations posted relative to ~~the~~such closed area or the instruction/direction of authorized personnel.
- b) For any person to enter or remain on any portion of a dedicated nature preserve area where posted rules and regulations prohibit ~~such~~ entry to protect the natural fauna or flora within ~~the~~such area.
- c) For any person to operate a non-handheld metal or mineral detection device, ~~except that person may use hand-carried devices on Department of Natural Resources properties that are not classified or zoned as State Historical, Archaeological, Military or Nature Preserve sites. In addition, Persons~~ persons must obtain a permit from the Department through the Chief of Lands~~Site Superintendent~~, in advance, indicating the location where ~~handheld~~these devices ~~will~~shall be used. Further, only a small pen knife, ~~ice~~pick or screwdriver shall be used by the permittee to recover any find in the area designated. After completing detection activity, the permittee must return the work area to its original state. No shovels, picks or entrenching devices of any size shall be used.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- d) For any person to collect firewood or operate a chain saw or sound amplification system ~~that which~~ would draw on the site's electrical system in any area ~~that which~~ has been closed or posted to prohibit ~~that such~~ use. ~~Department Site Superintendents of the Department of Natural Resources~~ shall prohibit such use in any area that does not allow the collecting of firewood, ~~that~~ has experienced illegal cutting of timber, or at which the noise will disturb other site users.
- e) For any person to use electronic or electrical speakers ~~that which~~ emit sound into the use area of others at a volume ~~that which~~ is disturbing or annoying to a reasonable person, except as authorized by Department permit. The decision to grant or deny a permit will be based upon the reason for the request and the time, date and type of activity, balanced against public enjoyment of the park.
- f) For any person to ~~enter or~~ use shower buildings and/or restrooms other than as gender designated ~~on a State ID card~~ except those situations ~~in which where~~ parents or guardians may attend children or those with physical/mental challenges that need assistance.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.160 Vehicles – Operation on Roadway – Speed – Parking – Weight Limit

It shall be unlawful, ~~on Department-owned, -leased or -managed property~~:

- a) For any person to operate any motor vehicle other than on roadways ~~or trails designated for that activity specifically posted as trafficways by the Department of Natural Resources~~, except that Site Superintendents shall, if it is to the Department's benefit, grant written permission to individuals or contractors to operate vehicles on ~~areas~~ other than roadways specifically posted as trafficways. These exceptions ~~will~~ include, but ~~are not be~~ limited to, access by lessees to leased property or adjacent private property; access by contractors to the contract work sites; ~~and~~ access by volunteers to project or program areas ~~that which~~ assist the site.
- 1) For any person to operate a snowmobile in any area other than on posted trails, except that Site Superintendents shall, if it is to the Department's benefit, grant written permission to individuals to operate snowmobiles on other than posted trails. These exceptions ~~will~~ include, but ~~are not be~~

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

limited to, access by lessees to leased property or adjacent private property; access by contractors to the contract work sites; and access by volunteers to project or program areas ~~that~~which assist the site.

- 2) For any person to operate any motor driven bicycle, mini-bike, motorcycle or off-road vehicle unless it is on a roadway designated for vehicular use or on a designated area established by the Department for off-road vehicular use, except that Site Superintendents shall, if it is to the Department's benefit, grant written permission to individuals to operate ~~thesesueh~~ vehicles on areas other than those designated for off-road vehicular use. These exceptions ~~will~~ include, but are not ~~be~~ limited to, access by lessees to leased property or adjacent private property; access by contractors to the contract work sites; and access by volunteers to project or program areas ~~that~~which assist the site.
- b) For any person to operate or cause to be operated any motor vehicle (as defined by the Illinois Vehicle Code [625 ILCS 5/1-146] upon any road, path, drive or parking area in any manner that is greater than the posted speed limit (the speed limit shall ~~be exceed a speed of~~ 20 M.P.H. unless it is otherwise posted by sign on any paved, concrete, asphalt or other all-weather roadway, or ~~to exceed~~ 10 M.P.H. unless otherwise posted by sign on any unpaved, gravel or dirt roadway or in any parking area), or endangers the safety of persons or property, or at a speed that is greater than is reasonable and proper for the safe operation of the vehicle, with regard to traffic conditions and special hazards, such as trail crossings, entrances to parking areas or campgrounds, narrow or winding roads, hills, curves, weather or road conditions, and pedestrian, equestrian or bicycle traffic.
- c) For any person to disobey a traffic control device.
- d) For any person to park a motor vehicle in any area ~~that~~which is not posted as a parking area, or to park a vehicle in any area for the purpose of repair, except those immediate repairs necessary to remove the vehicle from the area immediately.
- e) For any person to exceed a combined vehicle and content weight limit of 20,000 lbs. (10 ton) unless it is otherwise posted by sign on any Department roadway, except that Site Superintendents shall, if it is to the Department's benefit, grant written permission to individuals or contractors to operate ~~thesesueh~~ vehicles on posted roadways. These exceptions ~~will~~ include, but are not ~~be~~ limited to, access

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

by lessees utilizing farm equipment to get to leased property or adjacent private property; access by contractors to the contract work sites; and access by vendors delivering materials.

- fe) For any person to operate a snowmobile in any portion of a park or recreation area with less than four inches of snow cover.
- gf) Except in cases of emergency, for any person to land or attempt to land any aircraft on Department property without prior authorization from the Department.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.180 Violation of Rule

- a) Any person who violates any provision of this Part shall be guilty of a Class B Misdemeanor unless State law provides for a lesser penalty, in which case the lesser penalty shall apply (see 20 ILCS 835/6).
- b) 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 of 1961 [720 ILCS 5/~~21-5~~] (~~Criminal Trespass to State Supported Land~~).
- c) No refunds will be granted in these cases.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

Section 110.185 Emergency Modification of Site Rules

In the event of a national or State emergency, declared as such by the federal or State government, that directly or indirectly affects the operations or programs at State parks or other properties of the Department, including leased properties, any site specific administrative regulations affected by the emergency situation may be modified by posting the modification at the site and by issuance of a public announcement. The modification shall not extend beyond the period of the declared emergency or disaster, unless adopted through amendment of Department rules underimplemented through the Illinois Administrative Code. ~~Rescission~~Reissioin of the modification shall be posted at the site and publicly announced.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Practice and Procedure in Administrative Hearings
- 2) Code Citation: 77 Ill. Adm. Code 100
- 3) Section Number: 100.13 Proposed Action: Amendment
- 4) Statutory Authority: Implementing and authorized by Section 5-10(a)(i) of the Illinois Administrative Procedure Act [5 ILCS 100/5-10(a)(i)] and Sections 55 through 55.63 of the Civil Administrative Code of Illinois [20 ILCS 2310/55 through 55.63].
- 5) A Complete Description of the Subjects and Issues Involved: The purpose of this rulemaking is to update the Department's hearing procedures.
- 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: This rulemaking does not create or expand a State Mandate.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this rulemaking within 45 days after the publication of the issue of the *Illinois Register* to:

Erin Conley
Rules Coordinator
Division of Legal Services
Illinois Department of Public Health
535 W. Jefferson St., 5th Floor
Springfield IL 62761

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENT

217/782-2043
dph.rules@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) Small Business Impact Analysis: No adverse impact is anticipated from this rulemaking.
- 15) Regulatory Agenda on which this rulemaking was summarized: This rulemaking was not included in either of the two most recent agendas because the Department did not anticipate the need.

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

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENT

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER a: GENERAL RULES

PART 100
PRACTICE AND PROCEDURE IN ADMINISTRATIVE HEARINGS

SUBPART A: APPLICABILITY AND DEFINITIONS

Section

- 100.1 Authority and Applicability
- 100.2 Definitions and Incorporated and Referenced Materials

SUBPART B: GENERAL HEARINGS

Section

- 100.3 Parties to Hearings
- 100.4 Appearance – Right to Counsel
- 100.5 Emergency Action
- 100.6 Hearings Requested by Complainants Pursuant to Section 3-702 of the Nursing Home Care Act or the ID/DD Community Care Act
- 100.7 Initiation of a Contested Case
- 100.8 Motions
- 100.9 Form of Papers
- 100.10 Service
- 100.11 Prehearing Conferences
- 100.12 Discovery
- 100.13 Hearings
- 100.14 Subpoenas
- 100.15 Administrative Law Judge's Report and Recommendations
- 100.16 Proposal for Decision (Repealed)
- 100.17 Final Orders
- 100.18 Records of Proceedings
- 100.19 Miscellaneous

SUBPART C: ADMINISTRATIVE HEARINGS UNDER
THE SMOKE FREE ILLINOIS ACT

Section

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENT

100.25	Initiation of a Hearing
100.35	Parties to Hearings
100.40	Right to Counsel
100.45	Prehearing Conference
100.50	Motions
100.55	Discovery
100.60	Hearings
100.70	Report and Recommendations
100.80	Final Order and Payment of Fines
100.90	Record of Hearing

AUTHORITY: Implementing and authorized by Section 5-10(a)(i) of the Illinois Administrative Procedure Act [5 ILCS 100] and Sections 55 through 55.63 of the Civil Administrative Code of Illinois [20 ILCS 2310].

SOURCE: Adopted at 2 Ill. Reg. 38, p. 91, effective September 23, 1978; amended and codified at 4 Ill. Reg. 43, p. 127, effective October 14, 1980; amended at 5 Ill. Reg. 14167, effective December 9, 1981; amended at 6 Ill. Reg. 2235, effective February 2, 1982; amended at 11 Ill. Reg. 1937, effective January 9, 1987; amended at 18 Ill. Reg. 5980, effective April 1, 1994; amended at 21 Ill. Reg. 3208, effective March 3, 1997; amended at 34 Ill. Reg. 11768, effective July 30, 2010; amended at 35 Ill. Reg. 7701, effective April 29, 2011; amended at 38 Ill. Reg. 19538, effective September 22, 2014; amended at 43 Ill. Reg. _____, effective _____.

SUBPART B: GENERAL HEARINGS

Section 100.13 Hearings

- a) All hearings conducted in any proceedings shall be open to the public.
- b) Hearings will be conducted by the Director or by an administrative law judge appointed by the Director. If the Director conducts the hearings, any reference in this Section to the administrative law judge shall be read to refer to the Director.
- c) The administrative law judge shall have the authority to conduct a hearing, take all necessary actions to avoid delay, maintain order, ensure the development of a clear and complete record and set reasonable limits on the scope of testimony or argument. He or she shall also have the authority to: administer oaths and ensure that all witnesses are duly sworn; issue subpoenas; hold informal conferences for the settlement, simplification or definition of issues; dispose of procedural

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENT

requests, motions and similar matters; continue the hearing from time to time when necessary; examine witnesses; and rule upon the admissibility of evidence.

- d) The administrative law judge shall direct all parties to enter their appearances on the record.
- e) Written opening arguments and written closing arguments shall not be permitted unless all parties so stipulate.
- f) Parties may by stipulation agree upon any facts involved in the proceeding. The facts stipulated shall be considered as evidence in the proceeding. The administrative law judge shall accept all stipulations as conclusive fact binding the stipulating parties, unless he or she makes a finding on the record that the stipulation is made in bad faith, together with the basis of the bad faith determination. Unless precluded by law, disposition may be made of any contested case by stipulation, agreed settlement, consent order, default or motion.
- g) At any stage of the hearing or after all parties have completed the presentation of their evidence, the administrative law judge may call for further testimony, subject to cross-examination by the parties.
- h) *The rules of evidence and privilege as applied in civil cases in the circuit courts of this State shall be followed. Evidence not admissible under those rules of evidence may be admitted, however, (except where precluded by statute) if it is of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs. Immaterial, irrelevant or unduly repetitious material shall be excluded. A copy of the whole or any part of an admissible book, record, paper or memorandum of the Department that is made by photostatic or other method of accurate and permanent reproduction shall be admitted in evidence at the hearing without further proof of the accuracy of the copy. Objections to evidentiary offers may be made and shall be noted in the record. (Section 10-40(a) of the IAPA)*
- i) *Official notice may be taken of matters of which the circuit courts of this State may take judicial notice. In addition, official notice may be taken of generally recognized technical or scientific facts within the Department's specialized knowledge. Parties shall be notified either before or during the hearing, or by reference in preliminary reports or otherwise, of the material noticed, including any staff memoranda or data, and they shall be afforded an opportunity to contest the material so noticed. The Department's experience, technical competence and*

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENT

specialized knowledge may be utilized in the evaluation of evidence. (Section 10-40(c) of the IAPA)

- j) A party may offer into evidence any of the following documents without foundation or other proof, provided that a copy of the document has been timely provided to all other parties in accordance with Section 100.12(b):
- 1) records and reports of health care facilities, doctors, nurses, physical therapists or other health care providers; however, these records and reports shall not include affidavits or other documents specifically prepared for litigation;
 - 2) investigation reports from governmental law enforcement agencies;
 - 3) the enforcing agency's inspection or investigative reports produced pursuant to Section 100.12(a).
- k) For good cause shown, including, but not limited to, age, infirmity or inability to travel due to ill health, evidentiary depositions shall be allowed.
- l) Absent a showing of good cause, no document shall be offered into evidence that was not disclosed in accordance with the requirements of Section 100.12(b), and no witness shall testify whose name was not provided pursuant to Section 100.12(c). For purposes of this subsection, a showing of good cause shall mean that a party, through no fault of its own, did not have knowledge of a document to be offered into evidence or the name of a witness within the timeframe necessary for compliance with Section 100.12(b) and (c).
- m) The Department will ~~arrange for a certified stenographic reporter (court reporter) to~~ make a stenographic record of the hearing in all administrative hearings under this Part. Any person may make arrangements to obtain a copy of the ~~stenographic record from the reporter.~~ The Department reserves the right to employ a certified stenographic reporter, and will do so when required by statute. ~~There shall be no audio or video taping apart from any made by the certified stenographic reporter employed for those purposes by the Department without the express consent of the administrative law judge and all parties to the hearing.~~ Unless an applicable statute expressly provides otherwise, the actual costs of the stenographic reporter's attendance, if one was employed, and the transcript or transcripts shall be shared equally among the parties whenever a party ~~Respondent~~

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENT

requests review of a Department decision by the circuit court. The ~~party~~Respondent shall provide payment prior to the Department's transmission of the transcript to the ~~circuit court~~.Circuit Court

- n) Corrections to the transcript of the record may be made by the Director or administrative law judge.
- o) If a party, or any person at the instance of or in collusion with a party, violates any ruling of the administrative law judge, the administrative law judge, on motion, may enter such orders as are just, including, among others, the following:
 - 1) that further proceedings be stayed until the order or rule is complied with;
 - 2) that the offending party be barred from filing any other pleadings relating to any issue to which the refusal or failure relates;
 - 3) that the offending party be barred from maintaining any particular claim or defense relating to that issue;
 - 4) that a witness be barred from testifying concerning that issue;
 - 5) that, as to claims or defenses asserted in any pleading to which that issue is material, an order of default be entered against the offending party or that his or her pleading be dismissed without prejudice; or
 - 6) that any portion of the offending party's pleadings relating to that issue be stricken and, if thereby made appropriate, judgment be entered as to the issue.
- p) At any time, the administrative law judge may order the removal of any person from the hearing room who is creating a disturbance, whether by physical actions, profanity or otherwise engaging in conduct that disrupts the hearing.
- q) At the request of any party, the administrative law judge may exclude all witnesses from the hearing room, except that each party or a representative of a party, in addition to legal counsel, shall be allowed to remain.
- r) All objections shall be raised using a short and concise statement of the basis for the objection.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENT

- s) The administrative law judge shall have the authority to conduct hearings on motions and other matters by telephonic or other electronic means, so long as all parties of record are afforded the option to attend using a similar electronic method. If the administrative law judge permits the use of electronic means, the administrative law judge and all parties may choose to participate from any location. However, if a controlling statute mandates the location of a hearing, all parties shall be afforded the option to attend from a statutorily mandated location.

(Source: Amended at 43 Ill. Reg. _____, effective _____)

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Reports of Accidents by Fixed Public Utilities Other Than Pipelines Transporting Liquids
- 2) Code Citation: 83 Ill. Adm. Code 220
- 3) Section Number: 220.60 Adopted Action: Amendment
- 4) Statutory Authority: Implementing Section 8-507 and authorized by Section 10-101 of the Public Utilities Act [220 ILCS 5/807 and 10-101].
- 5) Effective Date of Rule: June 4, 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 Commission's Springfield office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 42 Ill. Reg. 16785; September 21, 2018
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: No changes have been made.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? JCAR did not request that any changes be made.
- 13) Does this rulemaking replace any emergency rule currently in effect? No
- 14) Are there any other rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: The rulemaking amends Section 220.60, Instructions for Reporting, by increasing the monetary threshold in subsection (a) for required reports of accidents not involving death or personal injury. The amendment raises the dollar amount from \$1,000 in damages to the property of the utility to \$20,000 in damages to utility property, to reflect current costs of critical accidents.

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

- 16) Questions or requests for information about this adopted rule shall be directed to:

Brian W. Allen
Office of General Counsel
Illinois Commerce Commission
527 East Capitol Avenue
Springfield IL 62701

217/558-2387

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

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER b: PROVISIONS APPLICABLE TO
MORE THAN ONE KIND OF UTILITY

PART 220
REPORTS OF ACCIDENTS BY FIXED PUBLIC UTILITIES
OTHER THAN PIPELINES TRANSPORTING LIQUIDS

Section

220.5	Introduction
220.10	Reporting Accidents
220.20	Class of Utilities
220.30	Immediate Report
220.40	Periodical Reports
220.50	Report Blanks
220.60	Instructions for Reporting

AUTHORITY: Implementing Section 8-507 and authorized by Section 10-101 of the Public Utilities Act [220 ILCS 5/8-507 and 10-101].

SOURCE: Filed and effective October 1, 1947; amended at 6 Ill. Reg. 10552; effective August 13, 1982; codified at 8 Ill. Reg. 5145; amended at 15 Ill. Reg. 5056, effective April 1, 1991; amended at 38 Ill. Reg. 15903, effective July 11, 2014; amended at 43 Ill. Reg. 7107, effective June 4, 2019.

Section 220.60 Instructions for Reporting

- a) An accident ~~that~~~~which~~ causes no death or personal injury to any persons and ~~that~~~~which~~ causes not over ~~\$20,000~~~~one thousand dollars~~ (~~\$1,000~~) damage to the property of the utility should not be reported. Any traffic accident ~~that~~~~which~~ causes no death to any persons on public thoroughfares involving a utility operated motor vehicle should not be reported.
- b) In reporting damages to property, the amount may be stated in the nearest even dollars. Give an estimate if the actual amount is not known. Do not include sums paid or payable for death or personal injury.
- c) Accidents to persons resulting in immediate death, or in death within ~~twenty-four~~

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

~~(24)~~ hours from the time the accident occurred, should be reported as "killed." All other accidents to persons, including those resulting in death of the person injured, after an interval of more than ~~twenty-four (24)~~ hours from the time the accident occurred, should be reported as "injured-".

- d) Accidents to employees resulting in slight injury, which do not prevent the employee injured from performing his or her accustomed service for more than three days, in the aggregate, should not be reported. Accidents to "other persons," resulting in slight injury ~~when~~whereby the person injured is not incapacitated for more than one day, should not be reported. "Incapacitated" ~~means~~By "incapacitated" is meant an injury ~~that~~which prevents the person injured from following his or her accustomed vocation.
- e) In case of persons killed or injured, other than employees, give names and state whether killed or injured.
- f) Whenever an employee not on duty is killed or injured, the report should explain the occasion of the employee's presence at the place of the accident.

(Source: Amended at 43 Ill. Reg. 7107, effective June 4, 2019)

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004
- 2) Code Citation: 68 Ill. Adm. Code 1240
- 3)

<u>Section Numbers</u> :	<u>Adopted Actions</u> :
1240.500	Amendment
1240.505	Amendment
1240.520	Amendment
1240.530	Amendment
1420.535	Amendment
1240.550	Amendment
1240.565	Repealed
1240.570	Amendment
1240.585	Amendment
1240.600	Amendment
1240.610	Amendment
1240.700	Amendment
- 4) Statutory Authority: Implementing the Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004 [225 ILCS 447] and authorized by Sections 2105-15(7) and 2105-100(b) of the Civil Administrative Code of Illinois [20 ILCS 2105/2105-15(7) and 2105-100(b)].
- 5) Effective Date of Rules: June 21, 2019
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? Yes, in Section 1240.535(c)(2)(B).
- 8) 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 *Illinois Register*: 43 Ill. Reg. 1681; February 8, 2019
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 11) Differences between Proposal and Final Version: The North American Police Work Dog Association (NAPWDA) was added to Section 1240.700 (f) as an accepted certification standard. The United States Police Canine Association, Inc. (USPCA) revised their certification standards for 2018/2019 so references in the proposed rules to 2012 was outdated. Also, we decided not to remove language that was stricken in Section 1240.540 of the proposed version so there are no changes to that Section at all in the adopted version.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter 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 adopted rulemaking implemented a provision of PA 100-44 that moved the responsibility for Illinois State Police certification of fingerprint equipment from the fingerprint vendor (individual licensee) to the licensed agency. It also implemented a provision of PA 100-712 that active duty police officers who work a second job as a private armed security guard and who are therefore exempt from the requirement of having a firearm control card will continue to be exempt after they retire from or leave the police department. It also added a definition of "usher" and clarifies that active duty police officers who are working second jobs as unarmed or armed security guards or private investigators and who are exempt from the requirement to have a permanent employee registration card or firearm control card must be employed by this State, a political subdivision of this State, or a federal agency. The adopted rulemaking also included a list of the weapons that a firearm control card holder can carry as provided in Section 24-2 of the Criminal Code and clarified who may certify the firearm re-qualifications and that when agencies annually verify the current peace officer status of any of their employees, they must obtain a signed and dated letter from the officer's chief of police. It also updated the reference to the FBI's fingerprint guide from the old edition (2006) to the new edition (2014) and required fingerprint vendors to provide a transmission control receipt to the fingerprinted person. The rule also modified the requirement that an employee must report any arrests or convictions to the Division and their employer to just convictions and it eliminated the process and fees for obtaining duplicate licenses. The adopted rule clarified that the Division may accept alternative canine training if the training was conducted by a law enforcement agency, the military, or a training facility located outside of the State that is substantially similar to the training required under the rules.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

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

Department of Financial and Professional Regulation
Attention: Craig Cellini
320 West Washington, 3rd Floor
Springfield IL 62786

217/785-0813
fax: 217/557-4451

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

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 68: PROFESSIONS AND OCCUPATIONS

CHAPTER VII: DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1240

PRIVATE DETECTIVE, PRIVATE ALARM, PRIVATE SECURITY,
FINGERPRINT VENDOR, AND LOCKSMITH ACT OF 2004

SUBPART A: PRIVATE DETECTIVE

Section

- 1240.10 Application for Examination and Licensure – Private Detective
- 1240.20 Application for Licensure – Private Detective Agency

SUBPART B: PRIVATE ALARM

Section

- 1240.100 Application for Examination and Licensure – Private Alarm Contractor
- 1240.110 Application for Licensure – Private Alarm Contractor Agency

SUBPART C: PRIVATE SECURITY

Section

- 1240.200 Application for Examination and Licensure – Private Security Contractor
- 1240.210 Application for Licensure – Private Security Contractor Agency

SUBPART D: LOCKSMITH

Section

- 1240.300 Application for Examination and Licensure – Locksmith
- 1240.310 20-Hour Basic Training Course – Locksmith
- 1240.320 Recordkeeping Requirements – Locksmith (Repealed)
- 1240.330 Application for Licensure – Locksmith Agency

SUBPART E: PROPRIETARY SECURITY FORCE

Section

- 1240.400 Registration of Proprietary Security Force

SUBPART F: GENERAL

Section

- 1240.500 Definitions
- 1240.501 Licensee-in-charge

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

1240.502	Application for Branch Office License
1240.505	20-Hour Basic Training Course – Private Detective, Private Alarm Contractor, Private Security Contractor and Proprietary Security Force Employee
1240.510	Firearm Training Course
1240.515	Approval of Firearm Training Programs and Firearm Instructors
1240.520	Permanent Employee Registration Card
1240.525	Refusal to Issue Employee Registration Card or Firearm Control Card Due to Criminal History Record Information
1240.530	Firearm Control Cards
1240.535	Recordkeeping Requirements
1240.540	Reporting Requirements
1240.550	Renewals
1240.555	Endorsement (Repealed)
1240.560	Restoration
1240.561	Inactive Status
1240.565	Requests for Duplicate Certificates (Repealed)
1240.570	Fees
1240.575	Conduct of Hearings
1240.580	Investigation by the Division
1240.585	Granting Variances

SUBPART G: FINGERPRINT VENDOR

Section	
1240.600	Application for Licensure – Fingerprint Vendor
1240.610	Licensure – Fingerprint Vendor Agency
1240.620	Fingerprint Vendor – Standards, Unethical, Unauthorized, or Unprofessional Conduct
1240.630	Fingerprint Vendor – Training

SUBPART H: CANINE HANDLER

Section

1240.700	Canine Handler Training Course Requirements
1240.710	Canine Handler Authorization Card
1240.720	Canine Handler Training Program
1240.730	Canine Trainer Authorization Card
1240.740	Canine Handler and Canine Training Instructor – Unprofessional Conduct

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

AUTHORITY: Implementing the Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004 [225 ILCS 447] and authorized by Sections 2105-15(7) and 2105-100(b) of the Civil Administrative Code of Illinois [20 ILCS 2105/2105-15(7) and 2105-100(b)].

SOURCE: Rules and Regulations Promulgated for the Administration of the Illinois Detective Act, effective October 7, 1975; amended at 4 Ill. Reg. 22, p. 251, effective May 15, 1980; codified at 5 Ill. Reg. 11032; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; amended at 6 Ill. Reg. 8208, effective July 15, 1982; emergency amendment at 8 Ill. Reg. 903, effective January 6, 1984, for a maximum of 150 days; Part repealed and new Part adopted at 9 Ill. Reg. 18512, effective November 15, 1985; transferred from Chapter I, 68 Ill. Adm. Code 240 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1240 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2967; amended at 12 Ill. Reg. 20143, effective November 18, 1988; amended at 15 Ill. Reg. 3051, effective February 11, 1991; amended at 17 Ill. Reg. 1579, effective January 26, 1993; amended at 19 Ill. Reg. 954, effective January 17, 1995; amended at 19 Ill. Reg. 11473, effective July 28, 1995; emergency amendment at 19 Ill. Reg. 13460, effective September 8, 1995, for a maximum of 150 days; amended at 20 Ill. Reg. 3191, effective February 2, 1996; emergency amendment at 20 Ill. Reg. 14924, effective October 31, 1996, for a maximum of 150 days; amended at 21 Ill. Reg. 3135, effective March 4, 1997; amended at 24 Ill. Reg. 587, effective December 31, 1999; emergency amendment at 27 Ill. Reg. 1307, effective January 13, 2003, for a maximum of 150 days; emergency expired June 11, 2003; amended at 27 Ill. Reg. 9587, effective June 13, 2003; old Part repealed, new Part adopted at 28 Ill. Reg. 16209, effective December 2, 2004; amended at 36 Ill. Reg. 1486, effective February 3, 2012; amended at 36 Ill. Reg. 9938, effective July 13, 2012; amended at 38 Ill. Reg. 7879, effective March 25, 2014; amended at 43 Ill. Reg. 7111, effective June 21, 2019.

SUBPART F: GENERAL

Section 1240.500 Definitions

"Act" means Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004 [225 ILCS 447].

"Board" means the Private Detective, Private Alarm, Private Security, Fingerprint Vendor and Locksmith Board.

"Department" means the Department of Financial and Professional Regulation.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

"Director" means the Director of the Division of Professional Regulation with the authority delegated by the Secretary.

"Division" means the Department of Financial and Professional Regulation-Division of Professional Regulation.

"ISP" means the Illinois State Police.

"Qualified Instructor" – An individual employed or retained by a licensed agency under the Act who can provide the basic training as outlined in the Act. This shall include:

A licensed private detective, private alarm contractor, private security contractor or locksmith active and in good standing;

A registered employee, retained or employed by a licensed agency, who has a minimum of 5 years experience in the discipline being taught;

Registered employees of licensed agencies with a least 3 years full-time supervisory experience in the area in which the individual will conduct training;

Full time or part-time faculty employed by an institution under the jurisdiction of the Illinois Board of Higher Education or the Illinois Community College Board to teach firearms training courses or security training courses.

A registered employee, retained or employed by a licensed agency, who has a baccalaureate degree in education, business, law enforcement or other related degree to provide training in the discipline to be taught or has 3 years previous experience as a corporate trainer or equivalent in another industry.

For private alarm contractors, a qualified instructor may also include factory trained and certified personnel on the types of systems or work being trained; National Institute of Certification in Engineering Technologies (NICET) certified personnel; or a Certified Protection Professional (CPP) as designated by the American Society for Industrial Security.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

"Related to" – The immediate family living in the same household.

"Restored" – A court has declared an individual to be competent, as referenced in Section 35-30 of the Act.

"Secretary" means the Secretary of the Department of Financial and Professional Regulation.

"Traffic Offense" – As used in Section 35-30(1)(C) of the Act, means a minor offense concerning the operation and use of a motor vehicle or is related to motor vehicles and that does not rise to the level of a felony or misdemeanor.

"Usher" means a person who escorts or directs people to their seats, as in a theater, church or stadium, or acts as a doorkeeper or ticket taker but does not perform any of the functions of a private security contractor as defined in Section 5-10 of the Act.

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

Section 1240.505 20-Hour Basic Training Course – Private Detective, Private Alarm Contractor, Private Security Contractor and Proprietary Security Force Employee

- a) Every person employed as a registered employee of a private detective, private alarm or private security agency certified under the Act or as an armed employee of a proprietary security force shall complete, within 30 days after commencing employment, a course of basic training. The training shall be a minimum of 20 hours of ~~classroom~~ basic training related to the employment and shall be certified to by the employer basic training for persons employed as a registered employee of a private security agency or as an armed employee of a proprietary security force shall be limited to classroom instruction. For purposes of this Section, "classroom instruction" shall mean instruction that takes place in a setting where those individuals receiving the training learn through lectures, study papers, class discussion, textbook study or other means of organized formal education techniques (i.e., video or closed-circuit instruction but not including on-line courses or instruction), as distinguished from on-the-job training.
- b) Registered employees of a private security contractor agency who provide guarding or other private security related functions, in addition to the classroom

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

training required under subsection (a), within 6 months after their employment, shall complete an additional 8 hours of training on subjects to be determined by the employer. This training may be site-specific and may be conducted on the job.

- c) In addition to the basic training provided for in subsections (a) and (b), registered employees of a private security contractor agency who provide guarding or other private security related functions shall complete an additional 8 hours of refresher training on subjects to be determined by the employer each calendar year commencing with the calendar year following the employee's first employment anniversary date. The refresher training may be site-specific and may be conducted on the job.
- d) Upon successful completion of the training prescribed in subsections (a) through (c), each individual shall be issued, by the employer or the instructor, a Certification of Completion of Basic Training and/or refresher training courses signed by the instructor or the employer. The licensee-in-charge shall be responsible for the documentation of the training. Documentation of the refresher training shall consist of the date and location of the training, the subject matter covered and instructor or employee who administered the training. The Certificate of Completion of Basic Training and/or refresher training courses may be reproduced digitally provided the form is printed out and signed and the printed form is a virtual identical copy of the current form in use by the Division.
- e) The Certification shall be the permanent record of training and shall be retained by the individual as proof of the training. During the term of the individual's employment with an agency licensed by the Division, the Certification or a certified copy shall be filed by the employer with the employee statement required by Section 35-30(b) of the Act and shall remain in the file during the term of employment. Upon termination of employment, the original Certification shall be returned to the employee.
- f) In the case of an employee who is employed by more than one employer, a notarized copy of the Certification of Completion of Basic and/or Refresher Training shall be kept with the employee statement required by Section 35-30(b) of the Act in lieu of the original Certification.
- g) Copies of basic training, additional training, site-specific training and refresher training materials shall be made available to Division personnel upon request.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

Section 1240.520 Permanent Employee Registration Card

- a) Any person seeking employee registration under Section 35-30 of the Act shall file an application with the Division, on forms provided by the Division, along with the following:
 - 1) One of the following:
 - A) Copy of the verification of fingerprint processing from ISP or from one of the ISP live scan vendors whose equipment has been certified by ISP or a fingerprint vendor agency licensed by the Division;
 - B) Out-of-state residents unable to utilize the ISP electronic fingerprint process may submit to ISP one fingerprint card issued by ISP, accompanied by the fee specified by ISP; or
 - C) In lieu of fingerprints, verification, on forms provided by the Division, of proof of retirement as a peace officer, as defined in Section 5-10 of the Act, within 12 months prior to application. The verification shall be signed by the applicant's employer;
 - 2) The required registration fee specified in Section 1240.570.
- b) An agency may employ an applicant in a temporary capacity in accordance with Section 35-30(k) of the Act by:
 - 1) submitting the required application in accordance with subsection (a) on behalf of the person or verifying with the Division that an application has been submitted for the individual;
 - 2) verifying on the Division's website (www.idfpr.com) that the applicant has no criminal conviction pursuant to the ISP criminal history check;
 - 3) maintaining a separate roster of the names of all employees whose applications are pending; and

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 4) meeting any other requirements set forth in this Part or the Act.
- c) If no record is found relating to the fingerprints and the applicant is otherwise qualified under the Act, the Division shall issue to the applicant a permanent employee registration card that shall be valid for the period specified on the face of the card and shall be renewable upon the conditions set forth in Section 1240.550 ~~of this Part~~.
- d) A valid permanent employee registration card shall serve as proof to an employer that the bearer is eligible for employment.
- e) Exempt employees are as follows:
 - 1) Private Detective. Persons who have no access to confidential or detective related information and who otherwise do not provide traditional detective related services are exempt from employee registration. Examples of exempt employees include reception personnel. Confidential or detective related information is that which pertains to employee files, scheduling, client contracts or technical data.
 - 2) Private Alarm Contractor. Persons who have no access to confidential or alarm related information and who otherwise do not provide traditional alarm related services are exempt from employee registration. Examples of exempt employees include, but are not limited to, employees working in the capacity of reception personnel. Confidential or security information is that which pertains to employee files, scheduling, client contracts or technical alarm data.
 - 3) Private Security Contractor. Persons who have no access to confidential or security information and who otherwise do not provide traditional security services are exempt from employee registration. Examples of exempt employees include, but are not limited to, employees working in the capacity of ticket takers, cashiers, drivers, ushers and reception personnel. Confidential or security information is that which pertains to employee files, scheduling, client contracts or technical security data.
 - 4) Locksmith. *Persons who have no access to confidential or security information and who otherwise do not provide traditional locksmith*

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

services, as defined in this Act, are exempt from employee registration. Examples of exempt employees include, but are not limited to, employees working in the capacity of key cutters, cashiers, drivers, and reception personnel. Confidential or security information is that which pertains to employee files, scheduling, client contracts, master key charts, access codes, or technical security and alarm data. (Section 30-5(10) of the Act)

- 5) Fingerprint Vendor
 - A) Persons who have no access to confidential or security information and who otherwise do not provide or operate fingerprint equipment or other equipment designed to obtain fingerprint images for the purpose of providing fingerprint images and associated demographic data to ISP are exempt from employee registration. Examples of exempt employees include, but are not limited to, employees working in the capacity of cashiers, ushers and reception personnel. Confidential or security information is that which pertains to employee files, scheduling, client contracts or technical security data.
 - B) *No registered employee of a licensed fingerprint vendor agency may operate live scan fingerprint equipment or other equipment designed to obtain fingerprint images for the purpose of providing fingerprint images and associated demographic data to ISP. (Section 31-20(d) of the Act)*
- 6) Individuals currently employed [by this State, a political subdivision of this State, or a federal agency](#) as peace officers, as defined in Section 5-10 of the Act, who are in good standing are not required to obtain permanent employee registration cards. If the individual ceases to be employed as a peace officer, then the agency is required to obtain a permanent employee registration card in accordance with this Section.
- 7) All employees of any agency licensed under the Act who reside outside of Illinois and who perform no duties in Illinois.
- 8) Clerical or administrative personnel who do not perform services for clients but prepare or assist in the preparation of reports, memoranda,

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

correspondence or other documents or records that contain confidential information are not exempt from employee registration.

- f) A registered employee of a private detective agency shall not hold himself or herself out as a private detective or use the title "private detective", but may use the title "private investigator" provided that he or she reports the name of the private detective agency that employs him or her.

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

Section 1240.530 Firearm Control Cards

- a) Each employer shall make a request to the Division, on forms supplied by the Division, for the issuance of a firearm control card for each licensee or employee whose duties include the use, carrying or possession of a firearm. Each employee shall have an active permanent employee registration card issued in accordance with Section 1240.520 prior to applying for a firearm control card unless employed by a proprietary security force in accordance with Section 1240.400.
- b) Upon verification by the Division that the individual licensees or employees have completed the required firearm training course within the 2 years preceding the request for a firearm control card, and meet all the requirements of the Act for issuance of a firearm control card, the Division shall issue a card to the employer for each licensee or employee. If the licensee's or employee's firearm training was completed more than 2 years before the request for a firearm control card, the employer shall submit evidence that the licensee or employee has requalified on the firing range within one year preceding the request.
- c) The firearm control card shall be retained by the licensee or employee for the term of employment. Upon termination of employment, the card and any copies shall be returned to the ~~Division by the employer, and the employer shall terminate the firearm control card in the Division's online system.~~ In the event a licensee or employee fails to return a firearm control card to the employer, the employer shall notify the Division in writing of the failure and the reason why the card was not returned.
- d) No licensee or employee may carry a firearm until the requirements of this Section have been satisfied. A licensee or employee who has been issued a license to carry a concealed firearm under the Firearm Concealed Carry Act [430 ILCS

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

66] is not exempt from compliance with the requirements of this Section. An armed licensee or employee shall be in possession of a valid firearm control card or otherwise be in compliance with this Section at all times that he or she is engaged in employment related duties.

- e) If a licensee or employee is employed by more than one agency, regardless of whether the agencies are owned or operated by the same person or different persons, that licensee or employee must possess a separate firearm control card for each agency.
- f) Individuals employed by this State, a political subdivision of this State, or a federal agency as peace officers, as defined in Section 5-10 of the Act, who are in good standing are not required to obtain firearm control cards. If the individual ceases to be employed as a peace officer, then the individual is required to obtain a firearm control card in accordance with this Section, unless the individual obtains a permanent employee registration card, possesses a valid Firearm Owner's Identification card, and is in compliance with the federal Law Enforcement Officers Safety Act of 2004 (18 USC 926B and 926C). If the former peace officer will be carrying a firearm under these latter conditions, the agency employing the individual shall submit a notice to the Division, on forms provided by the Division, with the fee required under Section 1240.570. The employing agency shall resubmit the notice every 2 years thereafter. If the individual ceases employment with the agency, the employing agency shall give notice to the Division within 14 days.
- g) A person licensed as a fingerprint vendor or any employee of a licensed fingerprint vendor agency may not possess or carry a firearm in the course of providing fingerprinting services. This subsection shall not apply to an active duty sworn peace officer acting within the scope of his or her duties.
- h) The Division shall not grant or authorize the issuance of a firearm control card to a fingerprint vendor or any employee of a licensed fingerprint vendor agency unless:
 - 1) the individual is licensed as a private detective, private alarm contractor or private security contractor; ~~or~~
 - 2) the individual is employed by a private detective agency, private alarm contractor agency or private security agency licensed under the Act who

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

carries a weapon while engaged in the performance of his or her official duties providing detective, private security contracting or alarm contractor services within the course and scope of his or her employment during the hours and times the employee is scheduled to work or is commuting between his or her home or place of employment, provided that the individual is not providing fingerprinting services while possessing or carrying a firearm; or

- 3) the person is employed by an armed proprietary security force registered under this Act who carries a weapon while engaged in the performance of his or her official duties within the course and scope of his or her employment during the hours and times the employee is scheduled to work or is commuting between his or her home or place of employment, provided that the individual is not providing fingerprinting services.

A) The firearm control card shall authorize the holder to carry one or more of the following weapons: revolver, semi-automatic handgun, rifle or shotgun. The firearm control card shall specify which of these weapons the holder is authorized to carry. Any holder of a firearm control card may carry a stun or taser, tear gas gun projector, or billy club or similar device.

B) Any firearm requalification required under the Act or this Part shall be certified by a registered firearm instructor, the licensee-in-charge of the agency employing the firearm control card holder, or, for a member of an armed proprietary security force, its security director.

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

Section 1240.535 Recordkeeping Requirements

- a) Each employer licensed under the Act shall maintain a file on each employee pursuant to Section 35-30 of the Act. The employee file shall be maintained by the agency for 5 years after termination of the employee, shall be accessible to duly authorized representatives of the Division with 24 hours prior notice (72 hours notice for files more than 2 years old), and shall contain the following information:

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 1) A photograph of the employee taken within 10 days after the date the employee commences employment. The photo shall be replaced every 3 calendar years;
- 2) The employee's statement required in Section 35-30(b) of the Act;
- 3) All correspondence or documents related to the character and integrity of the employee received by the employer from an official source or law enforcement;
- 4) The employee identification card of a terminated employee pursuant to Section 35-30(h);
- 5) A copy of the weapons discharge report, if applicable, during the course of the employee's duties or activities;
- 6) Application for employment;
- 7) Certification of Completion of Basic Training and/or refresher training courses as provided in Section 1240.505 ~~of this Part~~;
- 8) Certificate of Firearm Training, if applicable (or notarized copy as provided in Section 1240.510 ~~of this Part~~) verified by the licensee in charge;
- 9) Copy of employee's permanent employee registration card and firearm control card and active Firearm Owner's Identification Card (FOID), if applicable;
- 10) Certification or certified copy of requalification (Section 1240.510);
- 11) Copy of employee's certification of completion of canine handler training, canine handler authorization card and canine trainer authorization card, if applicable;
- 12) Copy of the verification of fingerprint processing from ISP or from one of the ISP live scan vendors whose equipment has been certified by ISP or a fingerprint vendor agency licensed by the Division;

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 13) A copy of the Division's webpage (www.idfpr.com) showing that an applicant has no criminal conviction pursuant to the ISP criminal history check for individuals employed prior to issuance of the permanent employee registration card; and
 - 14) For active peace officers, the agency employee file shall include a copy of the current police identification card and, within 14 days after employment a signed and dated letter from the peace officer's chief of police or his/her designee (or Division verification of employment form) indicating current status as a peace officer, as well as items set forth in subsections (a)(1), (4), (5) and (6). The agency shall annually re-verify by obtaining another signed and dated letter from the peace officer's chief of police or his/her designee indicating current status as a peace officer and maintain proof of the employee's qualifications for the peace officer exemption.
- b) Private alarm contractors who provide monitoring services shall maintain a separate roster of the names of all licensed agencies and/or individuals, including license number, from whom they accept monitoring contracts or assignments. The roster shall be made available to the Division upon 24 hours notice. It shall be considered unprofessional conduct, subject to discipline by the Division, for a licensed alarm contractor or agency to accept monitoring contracts or assignments from an unlicensed entity.
- c) Fingerprint Vendors Records
- 1) A fingerprint vendor or fingerprint vendor agency shall document in the form of a work order the date, time and location where each and every fingerprint service is provided;
 - 2) The fingerprint vendor shall require each individual seeking to be fingerprinted to present a Primary, Secondary or Requesting Agency authorized form of identification in order to be fingerprinted by the fingerprint vendor. The work order shall describe the form of identification presented by the individual seeking to be fingerprinted.
 - A) Primary Identification – The work order shall include the name, address, date of birth, aliases, telephone number and driver's license number or Secretary of State issued State identification number from a valid driver's license or Secretary of State issued

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

State identification card of the person requesting to be fingerprinted, the signature of that person, and the Transaction Control Number (TCN) for that fingerprint request.

- B) Secondary Identification – The work order shall include all of the information set forth in subsection (c)(2)(A). In the absence of a driver's license or State identification number, the work order shall contain verification that the individual seeking to be fingerprinted provided at least ~~two~~ forms of identity verification described within the Identity Verification Program Guide (~~20142006~~) developed and available from the National Crime Prevention and Privacy Compact Council at the Federal Bureau of Investigation's website (<http://www.fbi.gov/services/cjis/compact-council/identity-verification-program-guide-booklet> ~~http://www.fbi.gov/about-us/cjis/ce~~), no later amendments or editions apply. A copy of the documentation used to establish identity verification shall be attached as part of the work order.
- C) Requesting Agency Authorized Identification – The work order shall include all of the information set forth in subsection (c)(2)(A). If the individual is unable to provide a driver's license, Secretary of State issued State identification or any identity verification set forth in subsection (c)(2)(B), the agency requesting the individual to be fingerprinted must authorize an alternative form of identification to be used to verify the identity of the individual seeking to be fingerprinted. The work order must contain documentation confirming that the requesting agency authorized the use of an alternative form of identification in the absence of a Primary or Secondary form of identity verification. A copy of the requesting agency authorized identity verification documentation shall be attached as part of the work order;
- 3) All work orders shall contain the name and license number of the licensed fingerprint vendor who performed the services;
- 4) If a licensee is employed by more than one fingerprint vendor agency, the employer that the licensed employee is providing fingerprint services for must be identified on the work order by the agency license number;

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 5) All work orders, including fee applicant submissions, shall be maintained for a minimum of ~~two~~ years from the date of printing. The records may be maintained in an electronic format so long as the records cannot be altered. Corrections may be made but must be noted in the record;
- 6) Each fee applicant submission shall contain the originating identifier (ORI) number of the agency requesting the fingerprints;
- 7) Beginning January 1, 2014, all work orders, including fee applicant submissions, must contain a photograph of the individual who was fingerprinted. The photos shall be maintained in an electronic format and shall be forwarded to ISP along with any request for criminal history record information or other information;
- 8) A licensed fingerprint vendor must develop a written policy, made available to the public, establishing a retention schedule and guidelines for permanently destroying identifiers and other biometric information when the initial purpose for collecting or obtaining the identifiers or information has been satisfied or after 3 years from the individual's last interaction with the licensed fingerprint vendor, whichever occurs first. Absent a valid warrant or subpoena issued by a court of competent jurisdiction, a private entity in possession of biometric identifiers or biometric information must comply with its established retention schedule and destruction guidelines;
- 9) Work order forms, including fee applicant submissions, required to be kept under this Section shall be available for inspection by the Division or by ISP at the discretion of the Division or ISP, respectively. The Division shall have the right to audit records of a licensed fingerprint vendor to ensure compliance with the Act and this Part;
- 10) A licensed fingerprint vendor shall provide and obtain a signed consent form from the applicant prior to the fingerprinting of any individual fingerprinted for all civil submissions (i.e., passport, adoption and employment related criminal background checks, etc.). The privacy statement within the consent form must be pre-approved by ISP;
- 11) [A licensed fingerprint vendor shall provide to a fingerprinted individual a transmission control receipt that includes the transaction control number](#)

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

and the name and license number of the licensed fingerprint vendor taking the fingerprints.

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

Section 1240.550 Renewals

- a) Beginning with the May 1999 renewal, every individual license issued under the Act shall expire on May 31 every 3 years. The holder of a license may renew such license during the month preceding the expiration date by paying the required fee set forth in Section 1240.570 and providing proof of liability insurance as evidenced by a certificate of insurance from the insurer.
- b) Beginning with the May 1999 renewal, every certificate of registration for an agency and every branch office and proprietary security force certificate issued under the Act shall expire on August 31 every 3 years. The holder of a certificate of registration may renew such certificate during the month preceding the expiration date by paying the required fee.
- c) Beginning with the May 2000 renewal, every employee registration card issued under the Act shall expire on May 31 every 3 years. The holder of the card may renew the card during the month preceding the expiration date by submitting the required fee to the Division.
- d) It is the responsibility of each licensee and employee registration card holder to notify the Division of any change of address. Failure to receive a renewal form from the Division shall not constitute an excuse for failure to renew one's license or employee registration card or to pay the renewal fee. Practicing on an expired license or employee registration card is unlicensed practice and subject to discipline under Section 45-10 of the Act.
- e) Every firearm control card shall expire on the date specified on the face of the card. The card shall be renewed upon proof that:
 - 1) The employee has been requalified on the firing range within one year preceding the renewal date; and
 - 2) The employee continues to be employed by the agency to which the card was issued.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- f) No employer shall, after the expiration of a firearm control card, employ the holder of the card in an armed capacity.
- g) In addition to the other requirements of this Section, fingerprint vendor and/or fingerprint vendor agency licensees, as applicable, shall provide the following in order to renew:
- 1) verification by the fingerprint vendor agency that the applicant's fingerprinting equipment and software meets all specifications outlined in Section 1240.600 and that the equipment has been scheduled for recertification if required by ISP, or the licensee has received notice from ISP that recertification is not required at the time of renewal. The licensed agency vendor shall maintain all correspondence or notices related to recertification of equipment that have been received from ISP for a period of 6 years since the last renewal of the vendor's license. The correspondence or notices shall be made available to the Division upon request. Current certification with ISP is a continuing requirement of licensure. The requirements of this subsection (g)(1) shall apply to a fingerprint vendor under the conditions specified in Section 1240.600;
 - 2) verification that the fingerprint vendor licensee or a fingerprint vendor agency on behalf of the fingerprint vendor currently maintains insurance in the type and amounts required in Section 1240.600. Insurance in the type and amounts required in Section 1240.600 shall be a continuing requirement for licensure;
 - 3) the licensee shall provide proof, acceptable to the Division, that the requirements of subsections (g)(1) and (2) have been met.

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

Section 1240.565 Requests for Duplicate Certificates (Repealed)

- a) ~~Requests for duplicate certificates to replace ones that have been lost, stolen or destroyed shall be made in writing to the Division and shall be made by the individuals to whom the certificates were issued.~~

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- b) ~~Any person requesting a duplicate firearm control card shall first file a report with the local police authority that specifies the circumstances under which the firearm control card was lost, stolen or destroyed.~~
- e) ~~Requests for a duplicate firearm control card shall be accompanied by an affidavit from the person making the request, specifying the date and with what police authority the above mentioned police report was filed, and summarizing the circumstances under which the firearm control card was lost, stolen or destroyed. The fee, as required by Section 1240.570, shall also accompany the request.~~
- d) ~~For purposes of this Section, the word "certificates" shall mean and include the following:~~
 - 1) ~~Individual licenses (private detective, private security contractor, private alarm contractor, fingerprint vendor and locksmith)~~
 - 2) ~~Certificate of Registration for an agency~~
 - 3) ~~Licensee Pocket Cards~~
 - 4) ~~Permanent Employee Registration Cards~~
 - 5) ~~Certification of Completion of Firearm Training~~
 - 6) ~~Firearm Control Card~~
 - 7) ~~Canine Handler Authorization Card~~
 - 8) ~~Canine Trainer Authorization Card~~

(Source: Repealed at 43 Ill. Reg. 7111, effective June 21, 2019)

Section 1240.570 Fees

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

- a) Application Fees

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 1) The fee for application for a license as a private detective, security contractor, alarm contractor, or locksmith is \$500. In addition, applicants for an examination shall be required to pay, either to the Division or to the designated testing service, a fee covering the cost of providing the examination. Failure to appear for the examination on the scheduled date, at the time and place specified, after the applicant's application for examination has been received and acknowledged by the Division or the designated testing service, shall result in the forfeiture of the examination fee.
- 2) The fee for application for a license as a fingerprint vendor is \$150.
- 3) The fee for application for an agency license is \$500.
- 4) The fee for application for a branch office license is \$200.
- 5) The fee for issuance of a permanent employee registration card is \$55.
- 6) The fee for issuance of a firearm control card is \$75.
- 7) The fee for issuance of an armed proprietary security force registration is \$300.
- 8) The fee for the ISP fingerprint training course is the fee, if any, charged by ISP.
- 9) The fee for ISP equipment certification or recertification is the fee, if any, charged by ISP.
- 10) The fee for certification as a firearm instructor is \$75.
- 11) The fee for issuance of a canine handler authorization card is \$75.
- 12) The fee for issuance of a canine trainer authorization card is \$100.
- ~~13) The fee for issuance of a duplicate/replacement canine handler authorization card or a canine trainer authorization card is \$20.~~

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- ~~14)~~ ~~The fee for reissuance of a canine handler authorization card to an agency that has changed its name is \$10.~~
- ~~13)~~~~15)~~ The fee for approval of a canine handler training program is \$100.
- ~~14)~~~~16)~~ The fee for approval of a canine instructor training program is \$100.
- 15) The fee for filing a notice pursuant to Section 1240.530(f) (former peace officer serving in an armed capacity) is \$25.

b) Renewal Fees

- 1) The fee for the renewal of a private detective, private alarm contractor, private security contractor or locksmith license shall be calculated at the rate of \$150 per year.
- 2) The fee for the renewal of a fingerprint vendor license shall be calculated at the rate of \$50 per year.
- 3) The fee for the renewal of an agency license is \$450 for the renewal period.
- 4) The fee for the renewal of a branch office license is \$200 for the renewal period.
- 5) The fee for the renewal of a permanent employee registration card is \$45 for the renewal period.
- 6) The fee for the renewal of a firearm control card is \$45 for the renewal period.
- 7) The fee for the renewal of an armed proprietary security force registration is \$200 for the renewal period.
- 8) The fee for renewal of certification as a firearm instructor is \$45.
- 9) The fee for renewal of a canine handler authorization card is \$45.
- 10) The fee for renewal of a canine trainer authorization card is \$45.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- c) General Fees
- 1) The fee for the restoration of a license other than from inactive status is \$50 plus payment of all lapsed renewal fees; the fee for restoration from inactive status is the current renewal fee.
 - ~~2) The fee for the issuance of a duplicate/replacement license, agency certificate of registration, permanent employee registration card, Certification of Firearm Training, firearm control card, or a certificate issued for a change of name or address, other than during the renewal period, is \$20. No fee is required for name and address changes on Division records when no duplicate license is issued.~~
 - ~~3) The fee for reissuance of a firearm control card to an agency that has changed its name is \$10.~~
 - ~~2)4) The fee for electronic fingerprint processing by ISP or one of the ISP live scan vendors whose equipment has been certified by ISP or a fingerprint vendor agency licensed by the Division is the cost of processing that shall be made payable to the vendor.~~
 - ~~3)5) The fee for a certification of a licensee's record for any purpose is \$20.~~
 - ~~4)6) The fee to have the scoring of an examination administered by the Division reviewed and verified is \$20, plus any fee charged by the testing service.~~
 - ~~7) The fee for a wall certificate showing licensure shall be the actual cost of producing the certificate.~~
 - ~~8) The fee for a roster of licensees or registrants shall be the actual cost of producing the roster.~~
 - ~~5)9) The fee for approval of a firearm training program is \$100.~~

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

Section 1240.585 Granting Variances

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

~~a)~~The Director may grant variances from this Part in individual cases where he/she finds that:

- ~~a)1)~~ The provision from which the variance is granted is not statutorily mandated;
- ~~b)2)~~ No party will be injured by the granting of the variance; and
- ~~c)3)~~ The rule from which the variance is granted would, in the particular case, be unreasonable or unnecessarily burdensome.
- ~~b)~~ ~~The Director shall notify the Board of the granting of such variance, and the reasons therefor, at the next meeting of the Board.~~

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

SUBPART G: FINGERPRINT VENDOR

Section 1240.600 Application for Licensure – Fingerprint Vendor

- a) An applicant for licensure as a fingerprint vendor shall submit an application, on forms supplied by the Division, that shall include the following:
 - 1) verification that the applicant is at least 18 years of age.
 - 2) one of the following:
 - A) Copy of the verification of fingerprint processing from ISP or from one of the ISP live scan vendors whose equipment has been certified by ISP or a fingerprint vendor agency licensed by the Division. Applicants shall not take fingerprints of themselves for processing;
 - B) Out-of-state residents unable to utilize the ISP electronic fingerprint process may submit to ISP one fingerprint card issued by ISP, accompanied by the fee specified by ISP at 20 Ill. Adm. Code 1215.50; or
 - C) In lieu of fingerprints, verification, on forms provided by the Division, of proof of retirement as a peace officer, as defined in

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

Section 5-10 of the Act, within 12 months prior to application.
The verification shall be signed by the applicant's employer.

- 3) certification issued by ISP that the applicant has successfully completed a fingerprint vendor training course conducted or authorized by ISP.
 - 4) proof of at least \$1,000,000 of general liability insurance held by the applicant as evidenced by a certificate of insurance from the insurer. A fingerprint vendor employed by a licensed fingerprint vendor agency may provide proof that his or her actions as a fingerprint vendor are covered by the liability insurance of his or her employer.
 - 5) the required fees specified in Section 1240.570.
 - 6) certification issued by ISP that the applicant's fingerprinting equipment and software meets all specifications of ISP if the applicant is not employed by a fingerprint vendor agency or is not required to obtain a fingerprint vendor agency license. Compliance with the ISP fingerprinting equipment and software specifications is a continuing requirement for licensure and shall be provided to Division personnel upon request.
 - 7) proof that the applicant maintains an office location in Illinois and attestation that the applicant will operate from that location when providing fingerprint services unless authorized to provide services from a location other than the stated office location.
 - 8) all other information the Division deems relevant to determine the applicant's qualifications under the Act and this Part.
- b) Failure to maintain general liability insurance and failure to provide the Division with written proof of the insurance, upon request, shall result in cancellation of the license without a hearing.
- c) In addition to any other requirements, an applicant for licensure shall meet the following:
- 1) Has not been convicted of any felony in any jurisdiction or at least 10 years have elapsed since the time of full discharge from a sentence imposed for a felony conviction;

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 2) Is of good moral character. Good moral character is a continuing requirement of licensure. Conviction of crimes other than felonies may be used in determining moral character, but shall not constitute an absolute bar to licensure, except when the applicant is a registered sex offender;
 - 3) Has not been declared by any court of competent jurisdiction to be incompetent by reason of mental or physical defect or disease, unless a court has subsequently declared him or her to be competent;
 - 4) Is not suffering from dependence on alcohol or from narcotic addiction or dependence;
 - 5) Has not been dishonorably discharged from the armed forces of the United States;
 - 6) Submits his or her fingerprints, in accordance with the provisions of the Act and this Part, including but not limited to the payment of any required fees;
 - 7) Has not violated any provision of the Act or this Part;
 - 8) Pays all required licensure fees.
- d) A person licensed as a fingerprint vendor or any employee of a licensed fingerprint vendor agency may not possess or carry a firearm in the course of providing fingerprinting services. This subsection shall not apply to an active duty sworn peace officer acting within the scope of his or her duties.
- e) The Division shall not grant or authorize the issuance of a firearm control card to a fingerprint vendor or any employee of a licensed fingerprint vendor agency unless the person is authorized to carry a firearm under the Act or authorized in accordance with Section [1240.530\(h\)](#)-~~1240.530(h)~~.
- f) Upon certification of the applicant's fingerprinting equipment by ISP as provided in subsection (a)(6) or in Section 1240.610(c), an unlicensed person may operate the fingerprinting equipment and otherwise take and submit fingerprints provided that the unlicensed person submits to the Division an application for licensure as a fingerprint vendor within 30 days after the ISP certification. In addition, the

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

unlicensed person must have successfully completed a fingerprint vendor training course conducted or authorized by ISP. In the event the Division denies the application, the applicant shall cease operating the fingerprinting equipment and otherwise taking or submitting fingerprints.

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

Section 1240.610 Licensure – Fingerprint Vendor Agency

- a) An applicant for licensure as a fingerprint vendor agency shall, in accordance with Section 31-15 of the Act, file an application with the Division, on forms provided by the Division, together with the following:
 - 1) Business name and address of the fingerprint vendor agency. If fingerprint services are provided at a location other than the business address, a branch office license shall not be necessary;
 - 2) Anyone doing business as (d/b/a) names used by the fingerprint vendor agency and proof of legal authorization to use that name;
 - 3) The type of business (sole proprietorship, partnership, corporation, etc.):
 - A) If a partnership, a listing of all partners and their addresses;
 - B) If a corporation, a copy of the Articles of Incorporation and a listing of all members of the board of directors. If the corporation is a foreign corporation, a copy of the authorization to conduct business in Illinois and a list of all members of the board of directors shall be submitted;
 - C) If a limited liability company, a copy of the Articles of Organization and a listing of all members of the board of directors;
 - 4) The name of the licensed fingerprint vendor who is and who shall remain responsible for the daily activities of the fingerprint vendor agency;
 - 5b) The device identification number (ID number) of all fingerprinting machines utilized by the fingerprint vendor agency and their locations;

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 6) Certification issued by ISP that the applicant's fingerprinting equipment and software meets all specifications of ISP. Compliance with the ISP fingerprinting equipment and software specifications is a continuing requirement for licensure. The certification shall be provided to Division personnel upon request.
- b)e) An applicant for a fingerprint vendor agency shall name at least one officer or executive employee who is a licensed fingerprint vendor under the Act who is responsible for the daily activities of the fingerprint vendor agency, and any unlicensed officers or directors of the corporation or limited liability company who have been determined by the Division to be persons of good moral character. Maintaining at least one officer or executive employee who is a licensed fingerprint vendor under the Act who shall be responsible for the daily activities of the fingerprint vendor agency shall be a continuing requirement of licensure.
- c)d) When the accuracy, relevance or sufficiency of any submitted documentation or information is questioned by the Division because of lack of information, discrepancies or conflicts in information given, or a need for clarification, the applicant seeking licensure shall be requested to:
- 1) Provide information as may be necessary; and/or
 - 2) Appear for an interview before the Board to explain the accuracy, relevance or sufficiency of any submitted documentation or information or lack of information, discrepancies or conflicts in information given.

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

SUBPART H: CANINE HANDLER

Section 1240.700 Canine Handler Training Course Requirements

- a) No licensed private detective, licensed private security contractor, or registered employee of a private detective agency or private security contractor agency shall use or handle a trained canine to protect persons or property or to conduct investigations until that person has satisfactorily completed a canine handler training course approved by the Division and has been issued a canine handler authorization card by the Division. The canine handler training course shall

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

consist of basic training and specialized training and shall include both classroom instruction and practical field experience as set forth in this Section.

- b) Basic training shall consist of a minimum of 100 hours and shall include:
 - 1) canine handling safety procedures;
 - 2) basic veterinary health and wellness principles, including canine first aid;
 - 3) principles of canine conditioning;
 - 4) canine obedience techniques;
 - 5) search patterns and techniques; and
 - 6) legal guidelines affecting canine odor detection operations.
- c) Specialized training shall consist of a minimum of 80 hours of additional training related to the particular canine discipline or disciplines in which the canine and canine handler are to be used and may include, without limitation:
 - 1) patrol;
 - 2) narcotics odor detection;
 - 3) explosives odor detection;
 - 4) cadaver odor detection; or
 - 5) any other specialized detection discipline in which the canine and canine handler are to be used.
- d) All odor detection certification conducted with the canines shall use the actual explosive materials, controlled substances, fire accelerants, or sample human tissue to which the canine is being trained to identify and respond.
- e) All training facilities shall be maintained in a safe and good working condition. The Division may conduct on-site inspections and may consider the following factors:

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 1) display of all required licenses under the Act and any other licenses required under federal or State law;
 - 2) safety of persons and property in the area;
 - 3) operational rules and policies;
 - 4) canine training logs;
 - 5) display of canine care logs;
 - 6) storage of training materials;
 - 7) training documentation and records; and
 - 8) kennel facility compliance with United States Department of Agriculture animal welfare guidelines.
- f) Upon completion of the training, each canine handler must successfully complete a written and practical examination. The canine training facility shall make a copy of the examination or a copy of any person's examination or related records available to the Division upon request. Passage of the written examination shall require a score of 70%. Passage of the field examination shall be determined by the canine training facility in accordance with [certification standards established by the United States Police Canine Association, Inc. \(USPCA\) \(2018/2019\), North American Police Work Dog Association \(NAPWDA\) \(2017\) Certification Standards \(2012\)](#), no later editions or amendments included, or other nationally recognized [and substantially similar](#) standards. Every canine handler and canine shall be required to recertify annually according to the USPCA [or NAPWDA Certification Standards](#) [or the certification standards of another nationally recognized canine association accepted by the Division](#).
- g) Each canine trainer shall issue a certification of completion of canine handler training for each person who successfully completes the course. This certification shall include the name of the canine handler, the name or identification of the canine with which he or she is certified to work, the patrol and/or detection specialty or specialties the canine handler and canine are certified to perform, the name of the canine instructor, and the name of the agency employing the canine

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

instructor. This certification shall be the permanent record of canine handler training and shall be retained by the canine handler as proof of the training. During the term of a canine handler's employment with an agency licensed by the Division, the certification or a copy of the certification shall remain in the employee's file as maintained by the employer. Upon termination of employment, an original certification shall be returned to the employee.

- h) Upon application to the Division prior to 7/1/14, any canine handler who completed training from a canine training facility prior to the effective date of this Subpart and whose course syllabus meets or exceeds the requirements of this Section, shall be deemed by the Division to have complied with the requirements of this Section.
- i) The training requirements of this Section shall be waived for a person who holds an active canine trainer authorization card issued by the Division.
- j) The Division may accept other training as meeting the requirements of this Section if the training was conducted by a law enforcement agency, the military, or a training facility located outside of the State of Illinois and is substantially similar to the training required under this Section.

(Source: Amended at 43 Ill. Reg. 7111, effective June 21, 2019)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Access to Records of the Department of Public Health
- 2) Code Citation: 2 Ill. Adm. Code 1127
- 3) Section Number: 1127.301 Adopted Action:
Amendment
- 4) Statutory Authority: Implementing and authorized by Section 3(h) of the Freedom of Information Act [5 ILCS 140/3(h)] and authorized by Section 2310-195 of the Department of Public Health Powers and Duties Law [20 ILCS 2310/2310-195] and Section 5-15 of the Illinois Administrative Procedure Act [5 ILCS 100/5-15].
- 5) Effective Date of Rule: June 7, 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 Agency's principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: This rulemaking is being filed as an adopted rule under Section 5-15 of the Illinois Administrative Procedures Act
- 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? Not applicable
- 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 updates the Department's procedures for filing a Freedom of Information Act request.
- 16) Information and questions regarding this adopted rule shall be directed to:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENT

Erin Conley
Rules Coordinator
Division of Legal Services
Illinois Department of Public Health
535 W. Jefferson St., 5th floor
Springfield IL 62761

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

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

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENT

TITLE 2: GOVERNMENTAL ORGANIZATION
SUBTITLE D: CODE DEPARTMENTS
CHAPTER XVIII: DEPARTMENT OF PUBLIC HEALTH

PART 1127

ACCESS TO RECORDS OF THE DEPARTMENT OF PUBLIC HEALTH

SUBPART A: INTRODUCTION

Section

- 1127.101 Summary and Purpose
- 1127.102 Definitions

SUBPART B: CLASSIFICATION OF RECORDS

Section

- 1127.201 Records that Shall Be Disclosed
- 1127.202 Records that Shall Be Withheld from Disclosure
- 1127.203 Statutory Exemptions

SUBPART C: PROCEDURES FOR REQUESTING RECORDS FROM THE AGENCY

Section

- 1126.301 Submittal of Requests for Records
- 1126.302 Information To Be Provided in Requests for Records
- 1126.303 Requests for Records for Commercial Purposes

SUBPART D: AGENCY RESPONSE TO REQUESTS FOR RECORDS

Section

- 1127.401 Timeline for Agency Response
- 1127.402 Requests for Records that the Agency Considers Unduly Burdensome
- 1127.403 Requests for Records that Require Electronic Retrieval
- 1127.404 Denials of Requests for Records
- 1127.405 Requests for Review of Denials – Public Access Counselor
- 1127.406 Circuit Court Review
- 1127.407 Administrative Review

SUBPART E: PROCEDURES FOR PROVIDING RECORDS TO REQUESTERS

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENT

Section

1127.501 Inspection and Copying of Records

1127.502 Fees for Records

1127.503 Reduction and Waiver of Fees

1127.APPENDIX A Fee Schedule for Duplication of Records

AUTHORITY: Implementing and authorized by Section 3(h) of the Freedom of Information Act [5 ILCS 140/3(h)] and authorized by Section 2310-195 of the Department of Public Health Powers and Duties Law [20 ILCS 2310/2310-195] and Section 5-15 of the Illinois Administrative Procedure Act [5 ILCS 100/5-15].

SOURCE: Adopted at 34 Ill. Reg. 7303, effective May 7, 2010; amended at 43 Ill. Reg. 7144, effective June 7, 2019.

SUBPART C: PROCEDURES FOR REQUESTING RECORDS FROM THE AGENCY

Section 1127.301 Submittal of Requests for Records

Requests for public records shall be submitted to the Freedom of Information Officer of the Agency. Requests shall be submitted by one of three methods:

- a) By mail to the following address:

Freedom of Information Officer
Illinois Department of Public Health
535 West Jefferson
Springfield, Illinois 62761

- b) By [an electronic submission form located at](#) ~~mail to:~~

<http://www.dph.illinois.gov/foia> ~~DPH.FOIA@illinois.gov~~

Supportive documents shall be scanned and attached to the ~~form~~ [mail](#).

- c) By telefax to:

Freedom of Information Officer

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENT

217/782-3987

(Source: Amended at 43 Ill. Reg. 7144, effective June 7, 2019)

CAPITAL DEVELOPMENT BOARD

NOTICE OF MODIFICATION TO MEET THE OBJECTION AND FILING PROHIBITION
OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1) Heading of the Part: Illinois Energy Conservation Code
- 2) Code Citation: 71 Ill. Adm. Code 600
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
600.100	Amendment
600.110	Amendment
600.120	Amendment
600.200	Amendment
600.210	Amendment
600.220	Amendment
600.300	Amendment
600.310	Amendment
600.340	Amendment
600.400	Amendment
600.420	Amendment
600.440	Amendment
600.Appendix A	Amendment
- 4) Date Notice of Proposed published in the *Illinois Register*: 42 Ill. Reg. 21491; December 7, 2018
- 5) Date JCAR Statement of Objection published in the *Illinois Register*: 43 Ill. Reg. 6694; May 31, 2019
- 6) Summary Action Taken by the Agency: The Capital Development Board (CDB) presented this rulemaking to the CDB Board for reconsideration at its May 14, 2019 meeting, at which both proponents and opponents attended and provided comment. The Board voted to reflect in this rulemaking provisions initially recommended by the Illinois Energy Conservation Advisory Council but removed by the previous CDB Board. CDB plans to submit Modifications to JCAR in response to the May 14, 2019 JCAR Objection and Filing Prohibition and requests that the Filing Prohibition be withdrawn.

OFFICE OF THE SECRETARY OF STATE

NOTICE OF WITHDRAWAL TO MEET THE OBJECTION
OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1) Heading of the Part: Public Use of the Capitol Complex and Springfield Facilities
- 2) Code Citations: 71 Ill. Adm. Code 2005
- 3)

<u>Section Numbers</u> :	<u>Proposed Actions</u> :
2005.30	Amendment
2005.40	Amendment
- 4) Date Notice of Proposed published in the *Illinois Register*: 42 Ill Reg. 24819; December 28, 2018
- 5) Date JCAR Statement of Objection published in the *Illinois Register*: 43 Ill Reg. 4028; March 29, 2019
- 6) Summary Action Taken by the Agency: The Illinois Secretary of State has determined the Agency shall withdraw the proposed rulemaking.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received during the period of June 4, 2019 through June 10, 2019. These rulemakings are scheduled for the July 16, 2019 meetings. 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>
7/18/19	<u>Public Health</u> , Home Health, Home Services, and Home Nursing Agency Code (77 Ill. Adm. Code 245)	3/15/19 43 Ill. Reg. 3321	7/16/19
7/19/19	<u>Racing Board</u> , Horse Health (11 Ill. Adm. Code 605)	4/12/19 43 Ill. Reg. 4369	7/16/19
7/19/19	<u>Racing Board</u> , Time and Records (11 Ill. Adm. Code 1324)	4/12/19 43 Ill. Reg. 4373	7/16/19
7/19/19	<u>Insurance</u> , Unclaimed Life Insurance Benefits (50 Ill. Adm. Code 920)	11/2/18 42 Ill. Reg. 19362	7/16/19
7/19/19	<u>Pollution Control Board</u> , Board Introduction (35 Ill. Adm. Code 601)	8/10/18 42 Ill. Reg. 14474	7/16/19
7/19/19	<u>Pollution Control Board</u> , Permits (35 Ill. Reg. 602)	8/10/18 42 Ill. Reg. 14494	7/16/19
7/19/19	<u>Pollution Control Board</u> , Design, Operation and Maintenance (35 Ill. Adm. Code 604)	8/10/18	7/16/19

		42 Ill. Reg. 14523	
7/19/19	<u>Pollution Control Board</u> , Operation and Record Keeping (Repealer) (35 Ill. Adm. Code 607)	9/7/18 42 Ill. Reg. 16472	7/16/19
7/19/19	<u>Pollution Control Board</u> , Primary Drinking Water Standards (35 Ill. Adm. Code 611)	8/10/18 42 Ill. Reg. 14663	7/16/19

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF WITHDRAWAL OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Certified Local Health Department Code
- 2) Code Citation: 77 Ill. Adm. Code 600
- 3)

<u>Section Numbers</u> :	<u>Proposed Actions</u> :
600.100	Repealed
600.110	Amendment
600.120	Repealed
600.200	Repealed
600.210	Amendment
600.300	Amendment
600.330	Amendment
600.340	New Section
600.400	Amendment
600.410	Repealed
- 4) Date Notice of Proposed Amendments published in the *Illinois Register*: 42 Ill. Reg. 16622; September 14, 2018
- 5) Reason for the Withdrawal: The Department has decided that the topic matter in this rulemaking needs more review before proceeding with regulatory amendments. We are withdrawing the current rulemaking and will revisit this subject at a later date.

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION

NOTICE PURSUANT TO 415 ILCS 5/28.1(d)(3)

LISTINGS OF ADJUSTED STANDARDS AND COMBINED SEWER OVERFLOW
EXCEPTIONS GRANTED BY THE BOARD DURING FISCAL YEAR 2019

Section 28.1(d)(3) of the Environmental Protection Act (Act) (415 ILCS 5/28.1(d)(3) (2016)) requires the Board to annually publish in the Illinois Register and Environmental Register a listing of all determinations made pursuant to Section 28.1 at the end of each fiscal year. This notice sets forth all adjusted standard and combine sewer overflow exception determinations made by the Board during the fiscal year 2019.

Final Actions Taken by the Pollution Control Board in Adjusted Standards Proceedings During
Fiscal Year 2019 (July 1, 2018 through June 30, 2019)Docket/Docket TitleFinal Determination

In the Matter of: Petition of Peoria
Disposal Company for Modification of
Delisting Adjusted Standard Order for
Electric Arc Furnace Dust Stabilized
Residue (AS 2008-10),
AS 18-1 (November 1, 2018)

Peoria Disposal Company (petitioner) requested that the Board modify an adjusted standard granted in 2009 to remove testing requirements and delisting levels for dioxins/furans. On November 1, 2018, the Board denied the adjusted standard.

Final Actions Taken by the Pollution Control Board in Combine Sewer Overflow Exception
Proceedings During Fiscal Year 2019 (July 1, 2018 through June 30, 2019)

The Board took no action in combined sewer overflow exception proceedings, as none were filed with the Board or pending during fiscal year 2019.

Dockets are available on the Pollution Control Board's website www.pcb.illinois.gov.
For assistance, please contact:

Don Brown, Clerk
Pollution Control Board
100 West Randolph Street, Suite 11-500
Chicago IL 60601

312/814-3461

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION

Don.Brown@illinois.gov

Address questions concerning this notice, noting the appropriate docket number, to:

Carol Webb
Pollution Control Board
1021 North Grand Avenue East
Springfield IL 62794-9274

217/524-8509
Carol.Webb@illinois.gov

PROPERTY TAX APPEAL BOARD

JULY 2019 REGULATORY AGENDA

- a) Part (Heading and Code Citation): Practice and Procedure for Appeals Before the Property Tax Appeal Board (86 Ill. Adm. Code 1910)

1) Rulemaking:

- A) Description: The Property Tax Appeal Board anticipates amending the following rules:

Section 1910.10(g) – Limit the maximum number of days for the granting of an extension to an appellant to submit evidence to 120 days.

Section 1910.10(m) – To provide that when an interested taxing body files an appeal it must furnish the name and address of the property owner, the name and address of the taxpayer of the property if different than the owner, the name and address of the registered agent of the corporate owner or taxpayer, or the name and address of the any partner or registered agent of a partnership owner or taxpayer. Provide that when an interested taxing body files an appeal on property owned by a corporation it must serve a copy of the appeal petition with the registered agent of the corporation by mail. Provide that when an interested taxing body files an appeal on property owned by a partnership it must serve a copy of the appeal petition with any partner or the registered agent of the partnership by mail.

Section 1910.10 – Add a provision for the collection of filing fees.

Section 1910.40(c) - Limit the maximum number of days for the granting of an extension to the board of review to submit evidence to 120 days in counties of less than 3,000,000 inhabitants and 150 days in counties of 3,000,000 or more inhabitants.

Section 1910.60(f) - Limit the maximum number of days for the granting of an extension to an intervening party to submit evidence to 120 days.

Section 1910.67 – To allow any party to attend and participate in a hearing before the Property Tax Appeal Board through an interactive video-teleconference.

PROPERTY TAX APPEAL BOARD

JULY 2019 REGULATORY AGENDA

- B) Statutory Authority: 35 ILCS 200/Art. 7 and 35 ILCS 200/16-160 through 16-195.
- C) Scheduled meeting/hearing dates: None
- D) Date Agency anticipates First Notice: Fall 2019
- E) Effect on small businesses, small municipalities or not-for-profit corporations: None
- F) Agency contact person for information:
- Mauro Glorioso
Executive Director & General Counsel
Property Tax Appeal Board
Suburban North Regional Office
9511 W. Harrison St., Suite LL-54
Springfield IL 62706
- 847/294-4121
fax: 847/294-4799
Mauro.glorioso@illinois.gov
- G) Related rulemakings and other pertinent information: None

PROCLAMATIONS

**2019-56
Bataan Day**

WHEREAS, since the birth of this great nation, America has been blessed with a population of brave men and women who courageously answered the call to defend their country's ideals of freedom and democracy; and,

WHEREAS, many of the brave Americans who answered their country's call to service were captured by hostile forces or listed as missing while performing their duties; and,

WHEREAS, the harsh conditions of enemy captivity are an unfortunate reality soldiers and their allies experience firsthand; and,

WHEREAS, during World War II, American and Filipino prisoners of war experienced some of the cruelest treatment of the war, forced to participate in what has become known as the "Bataan Death March"; and,

WHEREAS, thousands of American and Filipino soldiers lost their lives, and the survivors were placed into forced labor camps; and,

WHEREAS, each of these individuals deserves honor for their strength of character and for the difficulties they and their families endured; and,

WHEREAS, by answering the call of duty and risking their lives to protect others, these proud patriots continue to inspire us as we work with our allies to extend peace, liberty, and opportunity to people around the world;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 9, 2019 as **BATAAN DAY** in Illinois and encourage all citizens to take a moment to honor and remember the men and women who suffered the hardships of enemy captivity while courageously serving their country.

Issued by the Governor April 11, 2019
Filed by the Secretary of State June 7, 2019

**2019-57
Illinois Innovation Day**

WHEREAS, Illinois' world-class research institutions, entrepreneurship community, and strong technology talent pool provide opportunities to increase business competitiveness and create new products, companies, and jobs; and

PROCLAMATIONS

WHEREAS, Illinois is positioned to be a national and global leader in industries vital to the state's economy – including manufacturing, healthcare, information technology and computing, energy, and agriculture; and

WHEREAS, technology incubation efforts stemming from the state's universities and network of incubators, accelerators and co-working spaces turn ideas into commercialized technologies by connecting innovators with space, training, mentorship, networking, capital, and customer feedback; and

WHEREAS, integrating technology and talent pipelines with private sector needs will drive industry growth and strengthen retention of people, ideas and R&D within our borders; and

WHEREAS, Illinois' diverse economy is a key differentiator from other top innovative states and will help spur the continued development of cluster strategies and strategic integration of business, research, entrepreneurship, and workforce activities around key sectors across Illinois' dynamic regions; and

WHEREAS, Science, Technology, Engineering, and Math (STEM) initiatives that build interest in high-skilled, high-wage technology careers generate more diversity and inclusion, and help our talent pipeline develop industry-relevant skills, are key priorities for regional economic development, educational, and private sector institutions; and

WHEREAS, on Friday, April 12, 2019, the Illinois Department of Commerce and Economic Opportunity, Illinois Department of Innovation & Technology, Illinois Science & Technology Coalition, Clean Energy Trust, Illinois Manufacturers Association, Illinois Technology Association, Illinois Biotechnology Industry Organization, Illinois Chamber of Commerce, Chicagoland Chamber of Commerce, and Illinois Venture Capital Association have convened innovation leaders from across the state to identify opportunities to catalyze regional prosperity through innovation.

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 12, 2019 as **ILLINOIS INNOVATION DAY** in Illinois, and encourage everyone in the Land of Lincoln to recognize the important role that innovation plays in creating new businesses and increasing the productivity and competitiveness of established firms across the state from Rockford to Carbondale.

Issued by the Governor April 11, 2019

Filed by the Secretary of State June 7, 2019

PROCLAMATIONS

Middle Level Student Leadership Week

WHEREAS, student council provides a hands-on experience that teaches students the fundamentals of leadership; and,

WHEREAS, students learn the leadership process from start to finish by first establishing a vision that others share and are willing to invest their personal resources toward; and,

WHEREAS, students then lay the groundwork for how to meet goals successfully through communication, teamwork, and perseverance; and,

WHEREAS, through this process, students learn that leadership is about finding common ground, building consensus, and inspiring cooperation while trying to achieve a goal; and,

WHEREAS, good leaders are those who understand this, and the best leaders are those whose results support their vision; and,

WHEREAS, student council is a civics lesson in motion and, in the process, members also promote school spirit, raise money for charity, and volunteer time to community service, providing benefits to students, schools, and communities; and,

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 14-20, 2019 as **MIDDLE LEVEL STUDENT LEADERSHIP WEEK** in Illinois and encourage our future leaders to share and apply their leadership skills to improve their school and communities.

Issued by the Governor April 11, 2019

Filed by the Secretary of State June 7, 2019

2019-59**Community Banking Week**

WHEREAS, for more than a century, Illinois community banks and thrifts have acted as a community partner for local business, industry, and individuals; and,

WHEREAS, more than 400 locally owned and/or operated community banks and thrifts with thousands of banking offices in Illinois have upheld a tradition to give back to their communities; and,

WHEREAS, Illinois community banks and thrifts employ more than 30,000 workers across the state; and,

PROCLAMATIONS

WHEREAS, on the average, more than 95 percent of a community financial institution's loan portfolio is reinvested in the local area as farm, commercial, small-business, and residential loans; and,

WHEREAS, the Community Bankers Association of Illinois is celebrating its 45th year of serving Illinois community banks;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 7-13, 2019 as **COMMUNITY BANKING WEEK** in Illinois in recognition of community banks' contributions to the economic vitality of the State of Illinois and their continuing dedication to fulfilling the credit needs of citizens throughout the state.

Issued by the Governor April 12, 2019

Filed by the Secretary of State June 7, 2019

2019-60**Education and Sharing Day**

WHEREAS, one shining example for all people of what education ought to be was provided by the Rebbe, Rabbi Menachem Schneerson, of righteous memory, a global spiritual leader who dedicated his life to the betterment of mankind; and,

WHEREAS, a tireless advocate for youth around the world, the Rebbe emphasized the importance of education and good character, and instilled the hope for a brighter future into the lives of countless people in America and across the globe; and,

WHEREAS, the Rebbe taught that education, in general, should not be limited to the acquisition of knowledge and preparation for a career, nor should its sole focus be on making a better living; and,

WHEREAS, the educational system must also focus on building character by emphasizing the cultivation of universal moral and ethical values that have been the bedrock of society from the dawn of civilization, including the values known as the Seven Noahide Laws, which have often been cited as a guarantee of fundamental human rights; and,

WHEREAS, the character of our young people is strengthened by serving a cause greater than self and by the anchor of virtues, including courage and compassion. By instilling a spirit of service in our children, we create a more optimistic future for them and our state;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 16, 2019, as **EDUCATION AND SHARING DAY** in Illinois.

PROCLAMATIONS

Issued by the Governor April 12, 2019
Filed by the Secretary of State June 7, 2019

2019-61
Guru Nanak Dev Day

WHEREAS, Sikhs have been living in the United States for more than 100 years, and during the early 20th century, thousands of Sikh Americans worked on farms, in lumber mills and mines, and on the Oregon, Pacific & Eastern Railroad; and,

WHEREAS, the Sikhs constitute a well-established religious, social, and ethnic group among the people who have immigrated to Illinois and the United States of America; and,

WHEREAS, Sikh immigrants have greatly added, both culturally and economically, to the State of Illinois and the United States, while simultaneously continuing to maintain their own culture and traditions; and,

WHEREAS, Sikh Americans pursue diverse professions and make rich contributions to the social, cultural, and economic vibrancy of the State of Illinois and United States, including service as members of the United States Armed Forces and significant contributions to our great nation in agriculture, information technology, small businesses, the hotel industry, trucking, medicine, and technology; and,

WHEREAS, Sikhism is the fifth largest religion in the world, and, today, there are more than 30 million Sikhs worldwide, an estimated 500,000 Sikh Americans, and 25,000 in the State of Illinois; and,

WHEREAS, Sikh Americans distinguished themselves by fostering respect among all people through faith and service; and,

WHEREAS, the State of Illinois is committed to educating citizens about the world's religions, the value of religious diversity, tolerance grounded in First Amendment principles, a culture of mutual understanding, and the diminution of violence; and,

WHEREAS, the State of Illinois seeks to further the diversity of its community and afford all residents the opportunity to better understand, recognize, and appreciate the rich history and shared experiences of Sikh Americans; and,

WHEREAS, the State of Illinois honors the many ways that Sikh Americans have influenced American History, achievement, culture, innovation, and more; and,

PROCLAMATIONS

WHEREAS, Guru Nanak Dev Ji, the founder of Sikhism was born in 1469 and the followers of Sikh religion in Illinois and worldwide are celebrating his 550th birth anniversary on April 14, 2019;

THEREFORE, I, J.B. Pritzker, Governor of the State of Illinois, do hereby proclaim April 14, 2019 to be **GURU NANAK DEV DAY** in Illinois.

Issued by the Governor April 12, 2019

Filed by the Secretary of State June 7, 2019

2019-62**Hemophilia Day**

WHEREAS, hemophilia and related bleeding disorders are genetic conditions affecting thousands of people in the State of Illinois characterized by the absence of one of several clotting factors necessary to control bleeding; and,

WHEREAS, without treatment, people with hemophilia and other related bleeding disorders face frequent, spontaneous bleeding episodes in their joints, causing swelling in the joint, muscles, internal organs, and brain, that can lead to permanent damage, disability, and even death; and,

WHEREAS, severe bleeding episodes result in lost time at work and school, decreased quality of life, and the inability to perform basic living activities; however, with proper care and access to comprehensive medical resources, persons with hemophilia and other related bleeding disorders can control bleeding episodes and can lead productive lives; and,

WHEREAS, the State of Illinois is committed to proper care and treatment of children and adults with hemophilia and other related bleeding disorders through previously enacted legislation; and,

WHEREAS, hemophilia and other related bleeding disorders and their complications are not well understood by the general public;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 17, 2019 as **HEMOPHILIA DAY** in Illinois and encourage efforts to promote the understanding of hemophilia and other related bleeding disorders so that they are treated properly.

Issued by the Governor April 12, 2019

Filed by the Secretary of State June 7, 2019

PROCLAMATIONS

2019-63**Innovation and Technology Day**

WHEREAS, innovation and technology are valuable industry sectors in Illinois, contributing to the state's economy and growth; and,

WHEREAS, Illinois is committed to the advancement of STEM, broadband, and innovation; and,

WHEREAS, the State of Illinois will explore opportunities to advance and encourage STEM careers and promote diversity in that effort; and,

WHEREAS, the State of Illinois is committed to the pursuit of digital equity and to the expansion of broadband service to all areas of the state; and,

WHEREAS, the State of Illinois will strive to grow innovation across the state and collaborate across sectors and industries toward that common objective;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 22, 2019 as **INNOVATION and TECHNOLOGY DAY** in Illinois in celebration of the important work being done by IT professionals statewide and to encourage organizations throughout the state to promote innovation and technology to strengthen the state's economy and workforce.

Issued by the Governor April 12, 2019

Filed by the Secretary of State June 7, 2019

2019-64**Better Hearing and Speech Month**

WHEREAS, founded in 1960, the Illinois Speech-Language-Hearing Association (ISHA) is a non-profit organization representing more than 4,000 licensed professionals with advanced degrees in speech-language pathology and audiology; and,

WHEREAS, specializing in normal and disordered human communication, speech-language pathologists and audiologists are professionals who serve people with communicative disorders; and,

WHEREAS, speech-language pathologists are specialists trained to identify, evaluate, and remediate communication or swallowing problems, and to determine the best treatment solutions; and,

PROCLAMATIONS

WHEREAS, speech-language pathologists work with people of all ages, from infants to the elderly, providing treatment to improve language, voice, stuttering, articulation, memory, literacy, and swallowing; and,

WHEREAS, audiologists specialize in the prevention, identification, and evaluation of hearing and balance disorders, and the habilitation/rehabilitation of individuals with hearing impairment; and,

WHEREAS, ISHA has three main goals: to make the public aware of services available to persons with speech, language, and hearing disorders; to advocate for quality hearing services throughout the state; and to support the scientific study of human communication and its disorders; and,

WHEREAS, approximately 46 million Americans are affected by communicative disorders, including 28 million individuals with hearing loss and 16 million individuals with a speech and/or language disorder; and,

WHEREAS, 45 percent of individuals reported to have a chronic speech and/or language disorder are younger than the age of 18; and,

WHEREAS, speech-language pathologists and audiologists serve these individuals in a wide variety of settings, including hospitals, nursing homes/extended care facilities, rehabilitation centers, private practice home health agencies, parent-infant centers, pre-schools, public and private schools, college and university speech-language and hearing clinics, government facilities, and research laboratories;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **BETTER HEARING AND SPEECH MONTH** in Illinois to raise awareness of the contributions of speech-language pathologists and audiologists and the help that is available to those individuals with a speech, language, or hearing problem.

Issued by the Governor April 17, 2019

Filed by the Secretary of State June 7, 2019

2019-65

Illinois Beef Month

WHEREAS, agriculture is one of the State of Illinois' largest and most important economic drivers, accounting for more than 400,000 jobs or about 1 in every 17 jobs in the state; and,

PROCLAMATIONS

WHEREAS, agriculture is a diverse industry, both in terms of the commodities it produces and the businesses it supports; and,

WHEREAS, a major facet of the agricultural landscape of Illinois is the beef industry, which currently produces 534 million pounds of beef each year; and,

WHEREAS, Illinois beef, the foundation of which is the Illinois farmer, contributes more than \$800 million annually to our state's economy in addition to generating more than \$63 million in taxes and supports more than 8,000 jobs throughout the state, an impact that stretches from rural farm fields to urban communities; and,

WHEREAS, Illinois beef is not only found on Illinois plates, but is a supplier of choice to customers around the world; and,

WHEREAS, leading up to the summer grilling season, the Illinois Beef Association will begin many regional, state, and national efforts to promote beef in order to develop and maintain a profitable and sustainable beef industry;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **ILLINOIS BEEF MONTH** and encourage all residents of the Land of Lincoln to support local farmers and our beef industry by recognizing its contributions to the social, cultural, and economic landscape of our state.

Issued by the Governor April 17, 2019

Filed by the Secretary of State June 7, 2019

2019-66**Illinois Innovation Day**

WHEREAS, Illinois' world-class research institutions, entrepreneurship community, and strong technology talent pool provide opportunities to increase business competitiveness and create new products, companies, and jobs; and

WHEREAS, Illinois is positioned to be a national and global leader in industries vital to the state's economy – including manufacturing, healthcare, information technology and computing, energy, and agriculture; and

WHEREAS, technology incubation efforts stemming from the state's universities and network of incubators, accelerators and co-working spaces turn ideas into commercialized technologies by connecting innovators with space, training, mentorship, networking, capital, and customer feedback; and

PROCLAMATIONS

WHEREAS, integrating technology and talent pipelines with private sector needs will drive industry growth and strengthen retention of people, ideas and R&D within our borders; and

WHEREAS, Illinois' diverse economy is a key differentiator from other top innovative states and will help spur the continued development of cluster strategies and strategic integration of business, research, entrepreneurship, and workforce activities around key sectors across Illinois' dynamic regions; and

WHEREAS, Science, Technology, Engineering, and Math (STEM) initiatives that build interest in high-skilled, high-wage technology careers generate more diversity and inclusion, and help our talent pipeline develop industry-relevant skills, are key priorities for regional economic development, educational, and private sector institutions; and

WHEREAS, on Friday, April 12, 2019, the Illinois Department of Commerce and Economic Opportunity, Illinois Department of Innovation & Technology, Illinois Science & Technology Coalition, Clean Energy Trust, Illinois Manufacturers Association, Illinois Technology Association, Illinois Biotechnology Industry Organization, Illinois Chamber of Commerce, Chicagoland Chamber of Commerce, and Illinois Venture Capital Association have convened innovation leaders from across the state to identify opportunities to catalyze regional prosperity through innovation.

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 12, 2019 as **ILLINOIS INNOVATION DAY** in Illinois, and encourage everyone in the Land of Lincoln to recognize the important role that innovation plays in creating new businesses and increasing the productivity and competitiveness of established firms across the state from Rockford to Carbondale.

Issued by the Governor April 17, 2019

Filed by the Secretary of State June 7, 2019

2019-67**Lincoln Pilgrimage Weekend**

WHEREAS, in 1926 R. Allan Stephens, a former Boy Scouts of America Commissioner of Springfield, Illinois, originated the idea of a Lincoln Trail Hike; believing that the youth members of the Boy Scouts of America would acquire a greater appreciation of the obstacles Abraham Lincoln overcame to better himself in study of law which led him on the path to his presidency if they also walked the same 20-mile route followed by Lincoln from New Salem to Springfield; and,

PROCLAMATIONS

WHEREAS, Lincoln's outstanding example of perseverance caused Mr. Stephens to propose that the members of the Boy Scouts of America be encouraged to walk in Lincoln's steps from New Salem to Springfield and that an award be made to those who successfully completed the trail; and,

WHEREAS, the trail is scenic and historically correct; and the members of the Boy Scouts of America foster environmental stewardship by picking up litter along the scenic roadway; and,

WHEREAS, the Illinois National Guard and Sangamon Valley Radio Club amateur radio operators support the Lincoln Trail Hike by volunteering their services to assist during the Hike; and,

WHEREAS, the Abraham Lincoln Council, Boy Scouts of America partners with multiple local organizations to prepare young people to make ethical and moral choices over their lifetimes by instilling in them the values of the Scout Oath and Law; and,

WHEREAS, the Lincoln Trail Hike is one of a series of events, collectively known as the Lincoln Pilgrimage, honoring the life, achievements and ideals of the 16th President; and,

WHEREAS, the 2019 Pilgrimage commemorates the two hundred and tenth anniversary of the birth of Abraham Lincoln; and,

WHEREAS, in 2019, thousands of members of the Boy Scouts of America will participate in the 74th Annual Lincoln Pilgrimage;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 27 - 28, 2019, as **LINCOLN PILGRIMAGE WEEKEND** in the State of Illinois.

Issued by the Governor April 17, 2019

Filed by the Secretary of State June 7, 2019

2019-68**Medical Assistants Week**

WHEREAS, medical assistants are multi-skilled health care professionals who perform clinical and administrative functions; and,

WHEREAS, medical assistants help ensure the health and well-being of Illinois residents acting as liaisons between physician and other health care workers and their patients; and,

PROCLAMATIONS

WHEREAS, the medical assistant occupation is projected to be one of the fastest growing professions in the medical field during the next decade; and,

WHEREAS, medical assistants provide the necessary support to keep doctors' offices functioning and running smoothly; and,

WHEREAS, medical assistants improve their knowledge and skills through educational programs offered by professional organizations such as the Illinois Society of Medical Assistants;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim October 21 - 25, 2019, as **MEDICAL ASSISTANTS WEEK** in Illinois in recognition of medical assistants' commitment and dedication to the medical profession and to the well-being of patients.

Issued by the Governor April 17, 2019

Filed by the Secretary of State June 7, 2019

2019-69**Motorcycle Awareness Month**

WHEREAS, the Illinois Department of Transportation and its partners are committed to improving traffic safety and working together to reduce the number of traffic fatalities in Illinois; and,

WHEREAS, the Illinois Department Transportation is a national leader in motorcycle safety and education, training more than 400,000 riders since the Illinois Cycle Rider Safety Training Program began in 1976; and,

WHEREAS, as the number of female riders in Illinois is expected to increase to approximately 19 percent, even more riders will receive training through this program; and,

WHEREAS, preliminary statistics indicate motorcycle fatalities claimed 119 lives in 2018, continuing a trend of motorcycle fatalities accounting for 11.5 percent of all traffic fatalities in Illinois, even though motorcycles account for only 3 percent of all vehicle registrations; and,

WHEREAS, the spring and summer months are motorcycle season in Illinois, and motorists can expect to see more motorcyclists on the roads; and,

WHEREAS, motorcycles have rightful access to the same roads as any other vehicle; and,

WHEREAS, increased motorcycle awareness leads to improved safety for all travelers;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **MOTORCYCLE AWARENESS MONTH** in Illinois and encourage all motorists to keep our highways safe.

Issued by the Governor April 17, 2019
Filed by the Secretary of State June 7, 2019

2019-70
Student Council Week

WHEREAS, student councils provide a terrific opportunity for young leaders of tomorrow; and,

WHEREAS, student council is a hands-on experience that teaches students the fundamentals of leading; and,

WHEREAS, an important part of leadership is establishing a vision that others share and are willing to invest their personal resources toward; and,

WHEREAS, finding a common ground, building consensus, and inspiring cooperation to achieve a goal is the core of leadership; and,

WHEREAS, student council is a civics lesson in motion, and in the process, members also promote school spirit, raise money for charity, and volunteer their time to community service; and,

WHEREAS, student council benefits students, school, and their entire community; and,

WHEREAS, this year, the 85th Annual Illinois Association of Student Councils State Convention will be held from May 2-4, 2019, in Lombard; and,

WHEREAS, the conference will attract students from all across the state who will participate in seminars and workshops to exchange ideas to help them become better leaders;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim the week of April 29-May 4, 2019 as **STUDENT COUNCIL WEEK** in the State of Illinois in support of student council, and to encourage future leaders attending the Illinois Association of Student Councils State Convention to apply what they learn.

Issued by the Governor April 17, 2019
Filed by the Secretary of State June 7, 2019

PROCLAMATIONS

2019-71**Armenian Genocide Remembrance Day**

WHEREAS, the murder of 1.5 million Armenians and the forced deportation of countless others between the years of 1915 and 1923 by the Ottoman Turks is known as the Armenian Genocide; and,

WHEREAS, during this same period, hundreds of thousands of Greeks and Assyrians in the Ottoman Empire were also victims of genocide; and,

WHEREAS, after being forced to witness the massacre of their relatives and suffering the loss of their ancestral homeland, survivors of this genocide and their descendants found refuge and began new lives in Illinois; and,

WHEREAS, many of the 20,000 Armenian-Americans in Illinois are descendants of survivors of the Armenian genocide, and have been forthright in their efforts to preserve their culture, heritage, and language, while making significant contributions in all areas of American life, including education, medicine, science, business, arts, government, and public service in Illinois; and,

WHEREAS, the State of Illinois has affirmed, through the establishment of a Holocaust and Genocide Commission and the creation of a public school genocide education curriculum mandate, that raising awareness of the Armenian Genocide and other such atrocities is crucial in the prevention of future crimes against humanity; and,

WHEREAS, the Armenian-American community, and people of good conscience around the world, will commemorate the 104th Anniversary of the Armenian Genocide on April 24, 2019;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 24, 2019 as **ARMENIAN GENOCIDE REMEMBRANCE DAY** in Illinois in honor of the 1.5 million victims of the Armenian Genocide.

Issued by the Governor April 25, 2019

Filed by the Secretary of State June 7, 2019

2019-72**Brain Tumor Awareness Month**

WHEREAS, nearly 700,000 Americans live with a primary brain tumor; and,

PROCLAMATIONS

WHEREAS, brain tumors are the leading cause of cancer deaths in children and adolescents under the age of 20; and,

WHEREAS, common types of brain tumors include glioma, meningioma, medulloblastoma, ependymoma, and diffuse intrinsic pontine glioma, which can have life-altering psychological, cognitive, behavioral, and physical effects; and,

WHEREAS, 568 Illinoisans die annually from a primary brain tumor and, in 2017, approximately 3,380 people in Illinois were diagnosed with a primary brain tumor; and,

WHEREAS, there have been few developments in the past 40 years to treat and cure brain tumors and public awareness is needed to educate leaders on the needs of those effected by brain tumors; and,

WHEREAS, it is critical for patients, families, and individuals to become more informed about brain tumors and their symptoms, treatment options, and considerations for caregivers, alongside policy, trends, and research initiatives;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **BRAIN TUMOR AWARENESS MONTH** in Illinois and urge all residents to support the courageous families and individuals with brain tumors in Illinois as we continue to work toward better care and a cure.

Issued by the Governor April 25, 2019

Filed by the Secretary of State June 7, 2019

2019-73**Correctional Officers Week**

WHEREAS, every day, the men and women who work in our state and county correctional facilities face great risks and, in many cases, put their safety on the line as they perform their duties; and,

WHEREAS, correctional officers are skilled professionals who must act as counselors, communicators, and crisis intervention experts; and,

WHEREAS, correctional officers must maintain professional demeanor while facing hostile, aggressive, and intimidating behavior from prison inmates; and,

PROCLAMATIONS

WHEREAS, we could not operate Illinois' prisons, correctional camps, transitional houses, and county facilities without the hard-work and sacrifices made each day by our correctional officers and their families; and,

WHEREAS, it is important that we recognize correctional officers for playing an integral role in the State of Illinois, by working hard to ensure the safety of inmates and of residents in our communities;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 5-11, 2019 as **CORRECTIONAL OFFICERS WEEK** in Illinois, and encourage all residents to pay special tribute to these men and women who serve faithfully, often with little thanks or recognition in serving to protect others.

Issued by the Governor April 25, 2019
Filed by the Secretary of State June 7, 2019

2019-74**Emergency Medical Services for Children Day**

WHEREAS, Emergency Medical Services (EMS) for Children recognizes that children have unique physiological responses to illness and injury; and,

WHEREAS, EMS for Children promotes a specialized approach to pediatric care; and,

WHEREAS, Illinois' emergency medical services system strives to integrate pediatric emergency care needs across a wide spectrum; and,

WHEREAS, in Illinois there are 62 EMS resource hospitals, 67 trauma centers, 159 stroke centers, 101 emergency departments approved for pediatrics, and 10 pediatric critical care centers; 590 ambulance providers and 3,116 ambulances; 15,356 emergency medical responders; 19,862 EMTs, 534 Intermediate/Advanced EMTs, 15,761 paramedics; 4,948 emergency communications registered nurses; 2,735 trauma nurse specialists; 505 pre-hospital registered nurses; 3,116 emergency medical dispatchers, and 1,406 lead instructors selflessly providing 24-hour service to the people of Illinois; and,

WHEREAS, Illinois champions EMS for Children's commitment to reduce childhood morbidity and mortality associated with severe illness and trauma;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 22, 2019, as **EMERGENCY MEDICAL SERVICES FOR CHILDREN DAY** in Illinois.

PROCLAMATIONS

Issued by the Governor April 25, 2019
Filed by the Secretary of State June 7, 2019

2019-75
Endangered Species Day

WHEREAS, Illinois is home to a diverse range of unique animals and plants, including several rare and endangered species; and,

WHEREAS, the State of Illinois is very supportive of the protection of endangered species and the places they call home; and,

WHEREAS, Illinois' environmental organizations, universities, concerned citizens, and others are committed to habitat and species protection; and,

WHEREAS, it is critical that people of all ages learn about the importance of protecting endangered species and everyday actions they can take to help protect them; and,

WHEREAS, the Great Lakes Wildlife Alliance raises awareness to help preserve endangered species and their habitats; and,

WHEREAS, the United States Senate has unanimously declared May 17th, 2019 as National Endangered Species Day, and the Endangered Species Coalition has organized several events throughout the State of Illinois;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 17, 2019 as **ENDANGERED SPECIES DAY** in Illinois.

Issued by the Governor April 25, 2019
Filed by the Secretary of State June 7, 2019

2019-76
Foster Parent Appreciation Month

WHEREAS, each year more than 4,000 children who have been abused or neglected cannot remain with their families safely, and these children need and deserve the temporary safe-haven of a family home where they can be protected, nurtured, and loved; and,

WHEREAS, without volunteer foster families, the Illinois Department of Children and Family Services would not be able to fulfill its mission to provide for the well-being of the 15,500 children currently in its care; and,

PROCLAMATIONS

WHEREAS, the department and its nonprofit partners provide a wide range of supports to assist foster families in meeting not only children's basic physical needs, but also their educational, emotional, and social needs; and,

WHEREAS, foster families answer a noble calling and devote their time and energy to children's well-being, to reuniting families when possible, to supporting other permanency options, and to creating opportunities for a successful launch to adulthood; and,

WHEREAS, foster families provide children with the one thing they need the most, love, which cannot come from a government or nonprofit agency, but only from the heart of another human being; and,

WHEREAS, it is impossible to quantify the ways foster parents change lives, and they deserve the utmost respect and gratitude for the lasting impact they have in the life of a child, in their communities, and on the future prosperity of this state;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **FOSTER PARENT APPRECIATION MONTH** in Illinois and encourage all to consider joining foster parents in their noble service to children, communities, and our state.

Issued by the Governor April 25, 2019

Filed by the Secretary of State June 7, 2019

2019-77

Heterotaxy Syndrome Awareness Day

WHEREAS, heterotaxy syndrome is a congenital condition that affects the development, placement, and presence of internal organs; and,

WHEREAS, the public, including many medical professionals, is unaware of heterotaxy syndrome; and,

WHEREAS, heterotaxy syndrome affects numerous body systems and requires a team of specialists for treatment; and,

WHEREAS, families struggle to educate medical teams and are often the only common thread between medical specialties; and,

WHEREAS, the mortality rate for heterotaxy syndrome is high, but due to lack of tracking and research, the exact numbers are unclear; and,

PROCLAMATIONS

WHEREAS, those with heterotaxy syndrome who survive to adulthood find their condition largely unknown to the community; and,

WHEREAS, there is minimal funding for research on the causes of heterotaxy syndrome and holistic treatment for the condition; and

WHEREAS, it is important for families whose lives have been affected by heterotaxy syndrome to have the opportunity to celebrate life and remember loved ones lost, to thank dedicated health professionals, and to meet others affected and know they are not alone; and,

WHEREAS, it is critical that those affected can share experiences and information with the public and the media, in order to raise public awareness about heterotaxy syndrome;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 4, 2019 as **HETEROTAXY SYNDROME AWARENESS DAY** in Illinois and encourage all residents to learn more about the condition and pay tribute to the lives lost.

Issued by the Governor April 25, 2019

Filed by the Secretary of State June 7, 2019

2019-78**Huntington's Disease Awareness Day**

WHEREAS, Huntington's Disease is a progressive, degenerative, neurological disease that causes total physical and mental deterioration over a twelve to fifteen-year period; and,

WHEREAS, currently, Huntington's Disease affects approximately 30,000 patients and there are more than 250,000 genetically "at risk" individuals in the United States; and,

WHEREAS, in the State of Illinois, there are over 1500 families that suffer every day from Huntington's Disease; and,

WHEREAS, since the discovery of the gene that causes Huntington's Disease in 1993, the pace of research has accelerated; and,

WHEREAS, although no effective treatment or cure currently exists, scientists and researchers are hopeful that breakthroughs will be forthcoming; and,

WHEREAS, researchers are conducting important research projects involving Huntington's Disease; and,

PROCLAMATIONS

WHEREAS, the Huntington's Disease Society of America (HDSA) dedicates its tireless efforts to advocating for families, educating the public, and providing support and services to affected families living with this disease; and,

WHEREAS, on May 19, 2019, the Illinois Chapter of HDSA will hold its 15th Annual Team Hope Walk to raise funds for research into a cure or treatment for Huntington's Disease;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 19, 2019 as **HUNTINGTON'S DISEASE AWARENESS DAY** in Illinois.

Issued by the Governor April 25, 2019

Filed by the Secretary of State June 7, 2019

2019-79**Illinois Children's Mental Health Awareness Day**

WHEREAS, addressing the complex mental health needs of children, youth, and families today is fundamental to the future of the State of Illinois; and,

WHEREAS, the need for comprehensive, coordinated mental health services for children, youth, young adults, and families places upon our community a critical responsibility; and,

WHEREAS, it is appropriate that a day should be set apart each year for the direction of our thoughts toward our children's mental health and well-being;

WHEREAS, Youth & Family Peer Support Alliance, through its unique approach to serving children, youth, young adults, and young adults with mental health or substance use disorders, is effectively caring for the mental health needs of children, youth, young adults, and their families in our community;

THEREFORE, I, Governor, JB Pritzker, do hereby proclaim May 9, 2019, to be **ILLINOIS CHILDREN'S MENTAL HEALTH AWARENESS DAY** and urge residents and all agencies and organizations interested in meeting every child's mental health needs to unite around the fundamental necessity of a year-round program for children, youth, and young adults with mental health or substance use disorders and their families.

Issued by the Governor April 25, 2019

Filed by the Secretary of State June 7, 2019

2019-80

PROCLAMATIONS

Illinois Community College Month

WHEREAS, America's first public community college was established in Joliet, Illinois, in 1901; and,

WHEREAS, today the Illinois Community College System is the third largest in the nation, with 48 community colleges and 39 college districts located throughout the state; and,

WHEREAS, Illinois community colleges educate 60 percent of the students enrolled in Illinois public higher education; and,

WHEREAS, Illinois is #1 in the nation in bachelor's degree completion rates among community college students who transfer; and,

WHEREAS, nine out of 10 of the state's community college graduates live, work, pay taxes, and raise their families in Illinois; and,

WHEREAS, earning an Associate of Applied Science or long-term certificate from an Illinois community college adds more than \$570,000 in lifetime earnings; and,

WHEREAS, nearly 74 percent of Illinois employers have hired a community college graduate; and,

WHEREAS, Illinois community colleges have partnered with local school districts to offer 10,994 dual credit courses to 58,000 high school students; and,

WHEREAS, Illinois community colleges share a common mission to prepare people for the workforce, to transfer students to other colleges and universities, and to continually respond to the communities they serve through adult literacy and continuing education services;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2019 as **ILLINOIS COMMUNITY COLLEGE MONTH** in honor of the Illinois Community College System and the significant contribution these institutions are making to the strength, vitality, and prosperity of our state.

Issued by the Governor April 25, 2019

Filed by the Secretary of State June 7, 2019

2019-81

Internal Audit Awareness Month

PROCLAMATIONS

WHEREAS, internal auditing is a vital part of strengthening organizations and protecting stakeholders of both the public and private sectors; and,

WHEREAS, internal auditing helps identify and manage an organization's risks and ensure policies, procedures, and controls are in place and working appropriately; and,

WHEREAS, internal auditing is an increasingly sophisticated and complex activity requiring specialized knowledge, training, and education; and,

WHEREAS, internal auditing is an established profession with a globally recognized code of ethics and International Standards for the Professional Practice of Internal Auditing; and,

WHEREAS, historically, the global internal audit profession promotes awareness about its value during the month of May each year; and,

WHEREAS, the contributions of internal auditors to the success of organizations and the global economy at large deserve our recognition and commendations;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim the month of May 2019 as **INTERNAL AUDIT AWARENESS MONTH** in Illinois, and invite all residents of Illinois to join me in recognizing professional internal auditors for their contributions to society.

Issued by the Governor April 25, 2019

Filed by the Secretary of State June 7, 2019

2019-82**Public Works Week**

WHEREAS, public works professionals focus on infrastructure, facilities, and services that are of vital importance to sustainable and resilient communities and to the public health, high quality of life, and well-being of the people of the State of Illinois; and,

WHEREAS, these infrastructure, facilities, and services could not be provided without the dedicated efforts of public works professionals, who are engineers, managers, and employees at all levels of government and the private sector; and,

WHEREAS, public works professionals are responsible for rebuilding, improving, and protecting our nation's transportation, water supply, water treatment, and solid waste systems, public buildings, and other structures and facilities essential for our citizens; and,

PROCLAMATIONS

WHEREAS, it is in the public interest for the citizens, civic leaders, and children in the State of Illinois to gain knowledge of and to maintain a progressive interest and understanding of the importance of public works and public works programs in their respective communities; and,

THEREFORE, I, Governor, JB Pritzker, do hereby proclaim May 19 – 25, 2019 as **PUBLIC WORKS WEEK** and urge all residents to join with representatives of the American Public Works Association and government agencies in activities, events, and ceremonies designed to pay tribute to our public works professionals, engineers, managers, and employees and to recognize the substantial contributions they make to protecting our national health, safety, and quality of life.

Issued by the Governor April 25, 2019

Filed by the Secretary of State June 7, 2019

2019-83**Save Abandoned Babies Month**

WHEREAS, the Illinois Abandoned Newborn Infant Protection Act allows parents to relinquish a newborn infant at a local hospital, police station, fire station, emergency medical facility, or college or university police station anonymously and free from prosecution; and,

WHEREAS, relinquished babies are initially in the custody of the state and then they are placed in a responsible and nurturing safe-haven; and,

WHEREAS, the Illinois Abandoned Newborn Infant Protection Act provides a safe alternative to abandonment for Illinois parents who feel they cannot cope with the responsibility of caring for a newborn baby; and,

WHEREAS, the State of Illinois hopes, as awareness of this Act increases, to stop the abandonment of newborn infants, a practice that has led to healthy babies being found harmed, deceased, or in unsafe places; and,

WHEREAS, since the signing of the Illinois Abandoned Newborn Protection Act, numerous newborn babies have been safely relinquished; and,

WHEREAS, the Illinois Abandoned Newborn Infant Protection Act is a critical statute in the State of Illinois, as it affords the chance of a better life for abandoned newborn babies; and,

WHEREAS, a continued public awareness of the Act is necessary to fulfill the goals of protecting all newborn infants and providing parents with a responsible and safe way to relinquish a newborn infant;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2019 as **SAVE ABANDONED BABIES MONTH** in Illinois and encourage all citizens to recognize the importance of protecting abandoned infants and giving them the proper care they deserve.

Issued by the Governor April 25, 2019
Filed by the Secretary of State June 7, 2019

2019-84**World Trade Month**

WHEREAS, Illinois is the premier exporting state in the Midwest and nationally ranked fifth in international exports; and,

WHEREAS, Illinois exports totaled over \$65 billion in 2018; and,

WHEREAS, Illinois exports support nearly 1 million jobs in Illinois; and,

WHEREAS, 95 percent of global consumers are outside of the United States; and,

WHEREAS, small and medium-sized businesses account for 98 percent of United States exporters, but still represent less than one-third of the total United States export value; and,

WHEREAS, the Illinois Department of Commerce Office of Trade & Investment (OTI) provides export assistance services to help companies succeed in global markets; and,

WHEREAS, Illinois is dedicated to helping small and medium-sized businesses expand their reach and grow exports;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **WORLD TRADE MONTH** in Illinois and encourage more Illinois small and medium-sized businesses to explore and pursue international exporting opportunities.

Issued by the Governor April 25, 2019
Filed by the Secretary of State June 7, 2019

2019-85**A Day of Remembrance of Mayor Bob Butler**

WHEREAS, Former Marion Mayor Robert L. "Bob" Butler, a loyal and dedicated public servant to Illinois, passed away on Monday, April 22, 2019. He was 92; and,

PROCLAMATIONS

WHEREAS, Mayor Bob Butler was born on January 23, 1927 in Marion, Illinois, the son of Homer and Eva Butler; and,

WHEREAS, Mayor Bob Butler, first elected in 1963, served as Mayor of Marion for more than 50 years, and at the time of his retirement on January 31, 2018 was the longest serving Mayor in Illinois; and,

WHEREAS, Mayor Bob Butler served in the Army Counter Intelligence Corps, graduated from the University of Illinois College of Law, and served as a delegate to the 1970 Illinois Constitutional Convention; and,

WHEREAS, Mayor Bob Butler's years of service have made the State of Illinois a better place and have left behind a legacy that will continue to resonate for many years to come; and,

WHEREAS, Mayor Bob Butler is survived by his wife, Louetta; his daughter, Beth; his brother James William "Bill", as well as many family members, friends, and constituents who are grateful for his many years of service to the City of Marion; and,

WHEREAS, a public Memorial Service honoring Mayor Bob Butler will be held at 1:30pm on Tuesday, April 30, 2019 at the Marion Cultural and Civic Center in Marion, Illinois;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 30, 2019 as **A DAY OF REMEMBRANCE OF MAYOR BOB BUTLER** in Illinois.

Issued by the Governor April 26, 2019

Filed by the Secretary of State June 7, 2019

2019-86**Fibromyalgia Awareness Day**

WHEREAS, an estimated 10 million people in the United States and millions of people worldwide have been diagnosed with fibromyalgia, a disease for which there is no known cause or cure; and,

WHEREAS, it often takes an average of five years to receive a diagnosis of fibromyalgia, and medical professionals frequently are inadequately educated on the diagnosis and treatment of fibromyalgia; and,

PROCLAMATIONS

WHEREAS, fibromyalgia is a chronic pain disorder – becoming an increasingly common diagnosis and taking a toll emotionally, financially and socially on patients, their family, friends, co-workers and community; and,

WHEREAS, the chronically ill place a larger burden on the health care and insurance industries and businesses that must cover the costly expenses associated with their treatment, medications and sometimes hospitalizations; and,

WHEREAS, increased awareness and expanded knowledge of the realities of life with fibromyalgia will allow the community at large to better support patients and their family, friends, co-workers and employers who struggle with the challenges of this chronic pain disorder; and,

WHEREAS, Fibromites Unite, the National Fibromyalgia & Chronic Pain Association, the Fibromyalgia International Coalition, and other groups around our country have joined together to promote fibromyalgia awareness and support - including improved education, diagnosis, research and treatment;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 12, 2019 as **FIBROMYALGIA AWARENESS DAY** in Illinois and urge all of our residents to support the search for a cure and assist those individuals and families who deal with this devastating disorder on a daily basis.

Issued by the Governor April 26, 2019

Filed by the Secretary of State June 7, 2019

2019-87**Apraxia Awareness Day**

WHEREAS, May 14th 2019 marks the fifth annual Childhood Apraxia of Speech Day during which awareness will be raised throughout Illinois about Childhood Apraxia of Speech, an extremely challenging speech disorder in children; and,

WHEREAS, Childhood Apraxia of Speech (CAS) causes children to have significant difficulty learning to speak and is among the most severe speech deficits in children; and,

WHEREAS, the act of learning to speak comes effortlessly to most children, those with apraxia endure an incredible and lengthy struggle; and,

PROCLAMATIONS

WHEREAS, without appropriate speech therapy intervention, children with apraxia are placed at high risk for secondary impacts in reading, writing, spelling, and other school-related skills; and,

WHEREAS, funders such as insurance providers, schools, policy makers are encouraged to recognize the critical need to provide adequate speech therapy and other services so that the impact of this disorder is minimized and so that thousands of affected children can grow into productive, contributing adult citizens; and,

WHEREAS, our highest respect goes to these children, as well as their families, for their effort, determination and resilience in the face of such obstacles;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 14, 2019 as **APRAXIA AWARENESS DAY** in Illinois, and encourage all residents to work within their communities to increase awareness and understanding of Childhood Apraxia of Speech.

Issued by the Governor April 29, 2019

Filed by the Secretary of State June 7, 2019

2019-88**Build, Inc. Day**

WHEREAS, BUILD began its work in 1969 as Chicago's first street gang intervention and outreach program; and,

WHEREAS, BUILD's mission is to engage at-risk youth in the schools and on the streets, so they can realize their educational and career potential and contribute to the stability, safety, and well-being of our communities; and,

WHEREAS, BUILD is committed to reducing violence in some of Chicago's toughest neighborhoods serving over 100,000 of Chicago's youth; and,

WHEREAS, BUILD celebrates 50 years of service, we honor the hard work of the board that has supported and nurtured the organization from its inception and we honor the hard work of the staff who pour out their best into each young person every day; and,

WHEREAS, BUILD looks to the future of service, innovation, building relationships, and helping to transform youth and community alike, we celebrate 50 years of incredible service;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 3, 2019, as **BUILD, INC. DAY** in Illinois, in honor of the organization's 50-year legacy of service and support to Chicago's children and youth.

Issued by the Governor April 29, 2019

Filed by the Secretary of State June 7, 2019

2019-89**Childhood Drowning Prevention Month**

WHEREAS, drowning is the leading cause of accidental death for children ages one through four, accounting for nearly one-third of all accidental deaths of toddlers and pre-school children; and,

WHEREAS, drowning is the second leading cause of death for children ages one through 14 and claims the life of an average of two children per day in the United States; and,

WHEREAS, child drowning can occur in seconds in pools, bathtubs, hot tubs, decorative garden ponds and even buckets that contain as little as two inches of water; and,

WHEREAS, 23 Illinois children lost their lives to accidental drowning in 2018: 11 in pools, one in a bathtub, seven in lakes, one in a pond two in a river and one in a bucket; and,

WHEREAS, for every child that drowns, five more are victims of near-drowning that require emergency medical care, often leading to hospitalization and causing long-term brain damage that can include: memory loss, learning disabilities and permanent loss of basic functioning that results in a permanent vegetative state; and,

WHEREAS, inadequate supervision of children, which includes neglect that results in drowning, is the third-leading cause of all child deaths indicated by the Illinois Department of Children and Family Services; and,

WHEREAS, it is important to recognize that constant adult supervision is needed when children are near or in water; and,

WHEREAS, the use of floatation devices and inflatable toys cannot replace parental supervision because such devices can suddenly shift position, lose air or slip out from underneath, leaving the child in a dangerous situation; and,

WHEREAS, adults need to practice "Reach Supervision" by staying within an arm's length reach of young children and not rely on substitutes; and,

PROCLAMATIONS

WHEREAS, the state's "Get Water Wise...Supervise!" campaign urges the public to prevent childhood drowning and life-altering near-drowning by providing adult supervision whenever children are near or in water; and,

WHEREAS, the Illinois Department of Children and Family Services, the Illinois Child Death Review Team and other community partners recognize that childhood drowning is preventable if proper adult supervision is provided;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **CHILDHOOD DROWNING PREVENTION MONTH** in Illinois, and encourage all parents and caregivers to learn and practice proven child water safety precautions, ensuring the safety of all Illinois children.

Issued by the Governor April 29, 2019

Filed by the Secretary of State June 7, 2019

2019-90**Emergency Medical Services Week**

WHEREAS, emergency medical services (EMS) embody the true concept of teamwork by recognizing the interdependent relationship among trauma centers; EMS system hospitals; ambulance providers; emergency and trauma physicians; emergency nurses; emergency medical responders, emergency medical technicians (EMTs), basic, intermediate, and paramedic-pre-hospital registered nurses, emergency communication nurses, trauma nurse specialists, and emergency medical dispatchers, and who are dedicated to saving lives; and,

WHEREAS, in Illinois there are 62 EMS resource hospitals, 67 trauma centers, 159 stroke centers, 101 emergency departments with pediatric capabilities, and 10 pediatric critical care centers; 590 ambulance providers and 3,116 ambulances; 15,356 emergency medical responders; 19,862 EMTs, 534 Intermediate/Advanced EMTs, 15,761 paramedics; 4,948 emergency communications registered nurses; 2,735 trauma nurse specialists; 505 pre-hospital registered nurses; 3,116 emergency medical dispatchers, and 1,406 lead instructors selflessly providing 24-hour service to the people of Illinois; and,

WHEREAS, this year's national theme, "EMS STRONG: Beyond the Call" underscores the dedication, commitment, and hard work of those involved in the EMS community;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 19-25, 2019, as **EMERGENCY MEDICAL SERVICES WEEK** in Illinois and call this observance to the attention of all Illinois residents.

PROCLAMATIONS

Issued by the Governor April 29, 2019
Filed by the Secretary of State June 7, 2019

2019-91
Men's Health Month

WHEREAS, despite advances in medical technology and research, men continue to live an average of five years less than women with Native American and African-American men having the lowest life expectancy; and,

WHEREAS, educating the public and health care providers about the importance of a healthy lifestyle and early detection of male health problems will result in reducing rates of mortality from disease; and,

WHEREAS, men who are educated about the value that preventive health can play in prolonging their lifespan and their role as productive family members will be more likely to participate in health screenings; and,

WHEREAS, the Men's Health Network worked with Congress to develop a national men's health awareness period as a special campaign to help educate men, boys, and their families about the importance of positive health attitudes and preventative health practices; and,

WHEREAS, Men's Health Month will focus on a broad range of men's health issues, including heart disease, mental health, diabetes, and prostate, testicular and colon cancer; and,

WHEREAS, Illinois residents are encouraged to increase awareness of the importance of a healthy lifestyle, regular exercise, and medical check-ups;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June as **MEN'S HEALTH MONTH** in Illinois, and encourage all residents to pursue preventative health practices and early detection efforts.

Issued by the Governor April 29, 2019
Filed by the Secretary of State June 7, 2019

2019-92
Municipal Clerks Week

WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and,

PROCLAMATIONS

WHEREAS, the Office of the Municipal Clerk is the oldest among public servants; and,

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and,

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and,

WHEREAS, the Municipal Clerk serves as the information center on functions of local government and community; and,

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations; and,

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do proclaim May 5 - 11, 2019 as **MUNICIPAL CLERKS WEEK** in Illinois, and further extend appreciation to all Municipal Clerks serving in the State of Illinois for the vital services they perform and their exemplary dedication to the communities they represent.

Issued by the Governor April 29, 2019

Filed by the Secretary of State June 7, 2019

2019-93**Older Americans Month**

WHEREAS, the State of Illinois is home to more than two and a half million residents aged 60 years or older who richly contribute to our communities; and,

WHEREAS, older adults are members of our communities entitled to dignified, independent lives free from fears, myths, and misconceptions about aging; and,

WHEREAS, each community in the United States must strive to recognize, understand, and address the evolving needs of older adults, and support their caregivers; and,

PROCLAMATIONS

WHEREAS, the State of Illinois is committed to supporting older adults as they take charge of their health, explore new opportunities and activities, and focus on independence; and,

WHEREAS, the State of Illinois can provide opportunities to enrich the lives of individuals of all ages by involving older adults in the redefinition of aging in our communities, promoting home- and community-based services that support independent living, encouraging older adults to speak up for themselves and others, and providing opportunities for older adults to share their experiences; and,

WHEREAS, older adults in our state deserve to be recognized for the contributions they have made and will continue to make to the culture, economy, and character of our community and our nation; and,

WHEREAS, this year's Older Americans Month theme, "Engage at Every Age", emphasizes that you are never too old or too young to take part in activities that can enrich your physical, mental, and emotional well-being. It also celebrates the many ways in which older adults make a difference in our communities;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **OLDER AMERICANS MONTH** in Illinois, and encourage all older adults to connect, create, and contribute to their communities across the State of Illinois.

Issued by the Governor April 29, 2019

Filed by the Secretary of State June 7, 2019

2019-94
Skilled Nursing Week

WHEREAS, "Living Soulfully" is this year's theme for National Skilled Nursing Care Week; and,

WHEREAS, "Living Soulfully" will celebrate skilled nursing centers, and their residents and staff, by showcasing how they achieve happy minds and healthy souls; and,

WHEREAS, during this week, we recognize all the people who play important roles in the successful quality care performed at nursing facilities; and,

WHEREAS, during this week it is urged that all residents visit a loved one, family member or friend residing in any care setting and offer a kind word, a personal touch, and spend time participating in various activities to unite those from all walks of life in need of our continuing love and support; and,

PROCLAMATIONS

WHEREAS, elderly and developmentally challenged residents of long-term care facilities have led exceptional and extraordinary lives which have helped enhance the quality of life in this great state; and,

WHEREAS, long-term care facilities in Illinois provide the finest in health care and rehabilitation for our convalescent, aged, and developmentally challenged residents; and,

WHEREAS, this dedication has been forcefully demonstrated through continual striving to upgrade standards of care and improve service; and,

WHEREAS, National Skilled Nursing Care Week is an opportunity to celebrate this focus on quality care with residents, staff, families, volunteers, and members of our communities; and,

WHEREAS, the Illinois Health Care Association is contributing to activities in observance of National Skilled Nursing Care Week, beginning May 12, 2019;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 12-18, 2019, as **SKILLED NURSING WEEK** in Illinois and encourage all residents to recognize all the individuals who continually commit themselves to quality care and services in our state's long-term care facilities.

Issued by the Governor April 29, 2019

Filed by the Secretary of State June 7, 2019

2019-95**Water Safety Month**

WHEREAS, swimming and aquatic-related activities can play a role in good physical and mental health and enhance the quality of life for all people; and,

WHEREAS, water safety education plays an important role in preventing drowning and recreational water-related injuries; and,

WHEREAS, the recreational water industry, as represented by the organizations involved in the National Water Safety Month Coalition, work to develop safe swimming facilities, aquatic programs, home pools and spas, and related activities; and,

WHEREAS, these organizations provide healthy places to recreate; learn and grow; and build self-esteem, confidence, and a sense of self-worth which contributes to the quality of life in our communities; and,

PROCLAMATIONS

WHEREAS, the pool, spa, water park, recreation, and parks industries support ongoing efforts and commitments to educate the public on pool and spa safety issues and initiatives; and,

WHEREAS, the residents of Illinois understand the vital importance of communicating water safety rules and programs to families and individuals of all ages, whether owners of private pools, users of public swimming facilities, or visitors to water parks;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby declare May 2019 as **WATER SAFETY MONTH** in Illinois.

Issued by the Governor April 29, 2019

Filed by the Secretary of State June 7, 2019

2019-96**Ehlers-Danlos Syndrome Awareness Month**

WHEREAS, Ehlers-Danlos syndrome represents multiple genetic disorders involving mutations in connective tissue that are characterized by joint hypermobility, skin hyperextensibility, and tissue fragility; and,

WHEREAS, there are fifteen types of Ehlers-Danlos syndrome that are characterized by distinctive features, with vascular Ehlers-Danlos syndrome being the most severe; and,

WHEREAS, it is estimated that the prevalence of all types of the syndrome affect at least one in 5,000 people worldwide; and,

WHEREAS, a network of Ehlers-Danlos syndrome support groups can help connect those managing life with the disease as well as better inform the healthcare community and the public; and,

WHEREAS, early and accurate diagnosis can provide the opportunity to create life-saving medical plans and ensure a better quality of life; and,

WHEREAS, there is currently no treatment for the Ehlers-Danlos Syndromes and no known cure; and,

WHEREAS, further medical research and awareness can bring hope for treatment and a cure;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **EHLERS-DANLOS SYNDROME AWARENESS MONTH** in Illinois.

PROCLAMATIONS

Issued by the Governor May 1, 2019
Filed by the Secretary of State June 7, 2019

2019-97**Fallen Firefighter Memorial Day**

WHEREAS, the Illinois Firefighter Memorial honors the firefighters of Illinois who gave their lives in the line of duty and those who heroically serve with courage and pride; and,

WHEREAS, the Memorial stands on the lawn of the Illinois State Capitol, symbolizing our gratitude to the men and women who risk their lives every day to protect people and their property; and,

WHEREAS, at the site of the Memorial, final respects will be paid to the one firefighter who lost his life in the line of duty in 2018; and,

WHEREAS, the Fire Fighting Medal of Honor Committee offers every fire department in Illinois the opportunity to be part of this honored event; and,

WHEREAS, immediately following the ceremony, the Medal of Honor Committee will honor some of the bravest and most heroic firefighters in Illinois during the 26th Annual Fire Fighting Medal of Honor Awards Ceremony at the Bank of Springfield Center; and,

WHEREAS, members, families, and friends of the Illinois fire service are invited and encouraged to attend the Fallen Firefighter Memorial Service on Tuesday, May 14, 2019;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 14, 2019, as **FALLEN FIREFIGHTER MEMORIAL DAY** in Illinois.

Issued by the Governor May 1, 2019
Filed by the Secretary of State June 7, 2019

2019-98**Flooding Disaster**

WHEREAS, beginning on April 23, 2019, multiple waves of storms generating moderate to heavy rainfall moved through Illinois, causing ground saturation, flash flooding and river flooding; and

PROCLAMATIONS

WHEREAS, already-elevated river levels across the State caused by excessive rain totals and significant snowmelt in recent months have been exacerbated by these recent storms; and

WHEREAS, the Mississippi and Illinois Rivers are experiencing record and near-record crests in some locations and major flooding along the entire length of the Mississippi River in Illinois, as well as along most of the Illinois River, is expected; and

WHEREAS, on May 2, the Mississippi River reached an all-time record crest at Rock Island of 22.64 feet, surpassing the historic flood levels of the Great Flood of 1993; and

WHEREAS, the Louisiana river gauge along the Mississippi River reflects that the water level rose nearly six feet over an eight-day period; and

WHEREAS, the flooding has necessitated evacuations across the State, caused widespread impacts to residential and commercial properties, resulted in costly emergency protective measures, and damaged public works infrastructure; and

WHEREAS, the flooding of transportation routes has triggered the closure of hundreds of state and local roadways, resulting in a disruption of essential services and threatening public health and safety, and

WHEREAS, based on reports received by the Illinois Emergency Management Agency, local resources and capabilities have been exhausted, and state resources are needed and have been deployed across the State to respond to and recover from the effects of the severe storms and flooding; and

WHEREAS, these conditions provide legal justification under section 7 of the Illinois Emergency Management Act for the issuance of a proclamation of disaster.

THEREFORE, in the interest of aiding the people of Illinois and the local governments responsible for ensuring public health and safety, I, JB Pritzker, Governor of the State of Illinois, hereby proclaim as follows:

SECTION 1: Pursuant to the provisions of Section 7 of the Illinois Emergency Management Agency Act, 20 ILCS 3305/7, I find that a disaster exists within the State of Illinois and specifically declare Adams, Alexander, Brown, Bureau, Calhoun, Carroll, Cass, Fulton, Greene, Grundy, Hancock, Henderson, Jackson, Jersey, Jo Daviess, LaSalle, Madison, Marshall, Mason, Mercer, Monroe, Morgan, Peoria, Pike, Putnam, Randolph, Rock Island, Schuyler, Scott, St. Clair, Tazewell, Union, Whiteside and Woodford Counties as disaster areas.

PROCLAMATIONS

SECTION 2: The Illinois Emergency Management Agency is directed to continue implementation of the State Emergency Operations Plan and to coordinate State resources to support local governments in disaster response and recovery operations.

SECTION 3: To aid with emergency purchases necessary for response and other emergency powers as authorized by the Illinois Emergency Management Agency Act, the provisions of the Illinois Procurement Code that would in any way prevent, hinder or delay necessary action in coping with the disaster are suspended to the extent they are not required by federal law.

SECTION 4: In order to alleviate any impediments to flood-fighting activities in these counties, the provisions of 17 Illinois Administrative Code Parts 3700 and 3704 related to levees and floodwalls are suspended.

SECTION 5: This proclamation can facilitate a request for Federal disaster assistance if a complete and comprehensive assessment of damage indicates that effective recovery is beyond the capabilities of the State and affected local governments.

SECTION 6: This proclamation shall be effective immediately and remain in effect for 30 days.

Issued by the Governor May 3, 2019

Filed by the Secretary of State June 7, 2019

2019-99**Mental Health Awareness Month and Trauma-Informed Awareness Day**

WHEREAS, addressing the effects of trauma in children, youth, adults and families today is fundamental to the future of Illinois; and,

WHEREAS, research has long shown that the effects of trauma cause disparity in physical health, addiction, mental health conditions, suicide rates, economic vulnerability, educational attainment, violence of all types, and that these disparities are passed from generation to generation; and,

WHEREAS, a trauma-informed Illinois aimed at recognizing strengths and resiliency enhances the ability of children and adults to adapt, cope and thrive despite difficult times, supporting the mental well-being of everyone in our state; and,

WHEREAS, the State of Illinois' officers, agencies and employees whose responsibilities impact children and adults, will become aware of evidence-based and trauma-informed care practices, tools, and interventions that promote healing and resiliency; and,

PROCLAMATIONS

WHEREAS, improving the lives of those affected by trauma improves the lives of future generations, the overall success of Illinoisans, and reduces the financial costs associated with long-term effects of trauma;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **MENTAL HEALTH AWARENESS MONTH** and May 15, 2019 to be **TRAUMA INFORMED AWARENESS DAY** in Illinois.

Issued by the Governor May 3, 2019

Filed by the Secretary of State June 7, 2019

2019-100**Career and Technical Education Month**

WHEREAS, a commitment to career and technical education helps ensure Illinois has a strong, well-trained workforce that enhances productivity in business and industry, and solidifies the state's leadership in national and international marketplaces; and,

WHEREAS, providing residents with career and technical education stimulates growth of businesses and industries by preparing workers for the occupations forecasted to experience the fastest growth in the next decade; and,

WHEREAS, residents benefit from career and technical education because it enables individuals to pursue satisfying careers suited to personal skills and interests; provides the technical knowledge necessary for professional success; and teaches leadership skills that are useful on the job, at home, and in the community; and,

WHEREAS, for more than 85 years, the Illinois Association for Career and Technical Education (IACTE) has been committed to the betterment of the profession and to providing visibility and assistance for career and technical education; and,

WHEREAS, each year in the month of February, the IACTE celebrates Career and Technical Education Month to promote the advancement of career and technical education professions in the state. The theme for this year's month-long celebration is "Celebrate Today, Own Tomorrow!";

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim February 2019 as **CAREER AND TECHNICAL EDUCATION MONTH** in Illinois, and encourage all residents to become familiar with the services and benefits offered by career and technical education programs in our state and to support and participate in these programs to enhance individual work skills and productivity.

PROCLAMATIONS

Issued by the Governor May 7, 2019

Filed by the Secretary of State June 7, 2019

2019-101**Asian Pacific American Heritage Month**

WHEREAS, in June 1977, Congressmen Frank Horton of New York and Norman Y. Mineta of California introduced a House resolution calling upon the President to proclaim the first 10 days of May as Asian/Pacific Heritage Week. The following month, Senators Daniel Inouye and Spark Matsunaga introduced a similar bill in the Senate. Both were passed; and,

WHEREAS, on Oct. 5, 1978, President Jimmy Carter signed a joint resolution designating the annual celebration; and,

WHEREAS, in May 1990, the holiday was further expanded when President George H.W. Bush designated May to be Asian Pacific American Heritage Month; and,

WHEREAS, May was chosen to commemorate the immigration of the first Japanese immigrants to the United States in 1843; and,

WHEREAS, many immigrants of Asian heritage came to the United States during the nineteenth century to work in the transportation industry; and,

WHEREAS, in 1869, laboring under very difficult conditions, Asian immigrants helped construct the transcontinental railroad, which vastly expanded economic growth and development across the country; and,

WHEREAS, Asian Pacific American Heritage Month is celebrated annually with community festivals, government-sponsored events and educational activities for students; and,

WHEREAS, Asian Pacific Americans have made valuable contributions to the history and growth of the United States and have achieved at a high level in a variety of disciplines, including government, business, science, technology and the arts;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2019 as **ASIAN PACIFIC AMERICAN HERITAGE MONTH** in Illinois, in recognition of the contributions made to our economy and culture by Asian Pacific Americans, and in tribute to all Asian Pacific Americans who call Illinois home.

Issued by the Governor May 15, 2019

PROCLAMATIONS

Filed by the Secretary of State June 7, 2019

2019-102**Crossing Guard Appreciation Day**

WHEREAS, approximately 420 pedestrians ages 8 to 14 are hurt in vehicle-related incidents each year in Illinois; and,

WHEREAS, many of these injuries could be avoided if children had supervision while crossing streets; and,

WHEREAS, approximately 12% of students walk or bike to school; and,

WHEREAS, crossing guards help children cross busy streets as they travel to and from school in communities throughout Illinois; and,

WHEREAS, crossing guards assist students in every form of weather and put themselves at risk of accident and injury to safeguard students; and,

WHEREAS, crossing guards help children develop safer pedestrian and bicycling habits, such as looking both ways before crossing roads, navigating intersections, and using crosswalks; and,

WHEREAS, the Illinois Department of Transportation commends crossing guards for their hard work and dedication to promoting a healthy and environmentally friendly option for traveling to school;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 21, 2019 as **CROSSING GUARD APPRECIATION DAY** in Illinois in recognition of the thousands of dedicated men and women working to keep Illinois students safe.

Issued by the Governor May 15, 2019

Filed by the Secretary of State June 7, 2019

2019-103**Food Allergy Awareness Week**

WHEREAS, as many as 32 million Americans have food allergies, and nearly 6 million are children under the age of 18; and,

WHEREAS, research shows that the prevalence of a food allergy is increasing among children and adults; and,

PROCLAMATIONS

WHEREAS, eight foods cause the majority of all food allergy reactions in the U.S.: shellfish, fish, milk, eggs, tree nuts, peanuts, soy, and wheat; and,

WHEREAS, symptoms of a food-allergic reaction can range from mild to severe and can include anaphylaxis, a serious allergic reaction that is rapid in onset and may cause death; and,

WHEREAS, reactions to food allergies typically occur when an individual unknowingly eats a food containing an ingredient to which they are allergic; and,

WHEREAS, food allergies result in more than 200,000 emergency department visits each year; and,

WHEREAS, the number of food allergy reactions requiring emergency treatment is up sharply over the past decade, with a 377 percent rise in insurance claim lines with diagnoses of anaphylactic food reactions between 2007 and 2016; and,

WHEREAS, Food Allergy Research & Education (FARE) is a national, nonprofit organization dedicated to improving the quality of life and the health of individuals with food allergies and to providing them hope through the promise of new treatments;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 12-18, 2019 as **FOOD ALLERGY AWARENESS WEEK** in Illinois and encourage all residents to increase understanding and awareness of food allergies and anaphylaxis.

Issued by the Governor May 15, 2019

Filed by the Secretary of State June 7, 2019

2019-104**Safe Boating Week**

WHEREAS, for nearly 100 million Americans, boating continues to be a popular recreational activity; from coast to coast, and everywhere in between, people are taking to the water and enjoying time together boating, sailing, paddling and fishing; and,

WHEREAS, on average, 650 people die each year in boating-related accidents in the U.S.; 76 percent of these are fatalities due to drowning; and,

WHEREAS, the vast majority of these accidents are caused by human error or poor judgment and not by the boat, equipment or environmental factors; and,

PROCLAMATIONS

WHEREAS, a significant number of boaters who lose their lives by drowning each year would be alive today had they worn their life jackets; and,

WHEREAS, through basic boating safety procedures – carrying lifesaving emergency distress and communications equipment, wearing life jackets, attending safe boating courses, participating in free boat safety checks, and staying sober when navigating – can help ensure boaters on America's coastal, inland, and offshore waters stay safe throughout the season;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 18-24, 2019 as **SAFE BOATING WEEK** and encourage all boaters to explore and enjoy Illinois's beautiful waters responsibly.

Issued by the Governor May 15, 2019

Filed by the Secretary of State June 7, 2019

2019-105**American Eagle Day**

WHEREAS, the bald eagle was designated as the United States of America's national emblem on June 20, 1782, by the founding fathers at the Second Continental Congress; and,

WHEREAS, the bald eagle is unique to North America and represents such American values and attributes as freedom, courage, strength, spirit, justice, equality, and excellence; and,

WHEREAS, the bald eagle is the central image used in the Great Seal of the United States and in the logos of many branches of the U.S. government, including the Presidency; Congress; Departments of Commerce, Defense, Justice, State, and Treasury; and U.S. Postal Service; and,

WHEREAS, the bald eagle was federally classified as an "endangered species" in the lower 48 states under the Endangered Species Act in 1973, was upgraded to a less imperiled "threatened" status under that Act in 1995, and is currently making a gradual comeback to America's skies; and,

WHEREAS, the Department of Interior and U.S. Fish and Wildlife Service delisted the bald eagle from Endangered Species Act protection in 2007, but the bald eagle continues to be protected under the Bald and Golden Eagle Act of 1940 and the Migratory Bird Treaty Act of 1918;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June 20, 2019, as **AMERICAN EAGLE DAY** in Illinois and encourage all residents to join in support of

PROCLAMATIONS

the majestic bald eagle's continuing recovery and protection of its precious natural habitat, and in commemorating the living and symbolic presence of our national bird.

Issued by the Governor May 16, 2019

Filed by the Secretary of State June 7, 2019

2019-106
Pollinator Week

WHEREAS, pollinator species such as birds and insects are essential partners of farmers and ranchers in producing much of our food supply; and,

WHEREAS, pollination plays a vital role in the health of our national forests and grasslands, providing forage, fish and wildlife, timber, water, mineral resources, and recreational opportunities as well as enhanced economic development opportunities for communities; and,

WHEREAS, pollinator species provide significant environmental benefits necessary to maintain healthy, biodiverse ecosystems; and,

WHEREAS, the State of Illinois has managed wildlife habitats and public lands, such as state forests and grasslands, for decades; and,

WHEREAS, the State of Illinois provides producers with conservation assistance to promote wise conservation stewardship, including the protection and maintenance of pollinators and their habitats on working lands and wild lands;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June 17-23, 2019, as **POLLINATOR WEEK** in Illinois.

Issued by the Governor May 16, 2019

Filed by the Secretary of State June 7, 2019

2019-107
Poppy Day

WHEREAS, America is the land of freedom, preserved and protected willingly and freely by citizen soldiers; and,

WHEREAS, Millions who have answered the call to arms have died on the field of battle; and,

PROCLAMATIONS

WHEREAS, A nation at peace must be reminded of the price of war and the debt owed to those who have died in war; and,

WHEREAS, The red poppy has been designated as a symbol of the sacrifice of lives in all wars; and,

WHEREAS, The American Legion Auxiliary has pledged to remind America annually of this debt through the distribution of the memorial flower;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois do hereby proclaim May 24, 2019, as **POPPY DAY** and ask that all residents pay tribute to those who have made the ultimate sacrifice in the name of freedom by wearing the Memorial Poppy on this day.

Issued by the Governor May 16, 2019

Filed by the Secretary of State June 7, 2019

2019-108**Preeclampsia Awareness Month**

WHEREAS, preeclampsia is a dangerous condition of pregnancy that can, in its severest form, lead to maternal and/or infant mortality or premature birth with significant health risks for the mother and baby; and,

WHEREAS, more than 350,000 cases of preeclampsia are diagnosed in America every year with 25% classified as severe; and,

WHEREAS, every 6 minutes of every day in America, a pregnant woman and her baby face life threatening consequences because of preeclampsia; and,

WHEREAS, globally, preeclampsia and other hypertensive disorders of pregnancy are a leading cause of maternal and infant illness and death, with conservative estimates claiming these disorders are responsible for 76,000 maternal and 500,000 infant deaths each year; and,

WHEREAS, public awareness of the symptoms of preeclampsia (spikes in maternal blood pressure, sudden swelling of face, feet, and hands, severe upper abdominal pain, blurred vision) can help women recognize the condition and seek appropriate medical care; and,

WHEREAS, many citizens of Illinois have joined with the Preeclampsia Foundation to raise public awareness in order to minimize maternal and infant illness and death due to preeclampsia;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois do hereby proclaim May 2019 **PREECLAMPSIA AWARENESS MONTH** in Illinois.

Issued by the Governor May 16, 2019

Filed by the Secretary of State June 7, 2019

2019-109**Loyola University Medical Center Day**

WHEREAS, Loyola University Medical Center established Chicago's first heart transplant program in 1984 and first lung transplant program in 1988; and,

WHEREAS, in 2004, Loyola's neonatal intensive care unit cared for the then world's smallest surviving baby girl, weighing 9.2 lbs; and,

WHEREAS, Loyola was the first center in Illinois to have an entire interventional cardiology staff on site 24/7 to perform emergency procedures on heart attack patients; and,

WHEREAS, Loyola was the first in Illinois to offer a noninvasive test for coronary artery disease called HeartFlow® and a groundbreaking MRI-guided radiation therapy called MRIdian® that targets tumors with millimeter precision; and,

WHEREAS, Loyola was among the first centers to offer a minimally invasive heart valve replacement procedure that does not require open heart surgery; and,

WHEREAS, Loyola performed the first double-lung transplant in Illinois in 1990 and a double-lung-and-kidney transplant in 2007; and,

WHEREAS, in 2019, Loyola performed its 1,000th lung transplant – more than all other Illinois transplant centers combined;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois do hereby proclaim May 21, 2019 as **LOYOLA UNIVERSITY MEDICAL CENTER DAY** in recognition of the Center's 50th anniversary and all the substantial medical advancements and service Loyola University Medical Center has provided to Illinois families and patients.

Issued by the Governor May 20, 2019

Filed by the Secretary of State June 7, 2019

2019-110**Memorial Day**

PROCLAMATIONS

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

WHEREAS, every day, the men and women of the Armed Forces face great risks and, in many cases, put their safety on the line to perform their duties; and,

WHEREAS, members of the United States Military are highly skilled professionals who perform numerous activities around the world that enrich the lives of our global society; and,

WHEREAS, members of the Armed Forces have given the ultimate sacrifice while serving their country; and,

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

WHEREAS, Congress, by Public Law 106-579, designated 3:00 p.m. local time on Memorial Day as a time for all Americans to observe, in their own way, the National Moment of Remembrance;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim Monday, May 27, 2019, as **MEMORIAL DAY** in Illinois, and order all persons or entities governed by the Illinois Flag Display Act to fly their flags at half-staff from sunrise to noon on this day in honor of the heroism of all our military officers, especially those who have given their lives so that others might live.

Issued by the Governor May 24, 2019

Filed by the Secretary of State June 7, 2019

2019-111
Azerbaijan Republic Day

WHEREAS, since its establishment the Azerbaijan Center of Midwest America (ACMA) has worked to promote cross cultural understanding between Chicago and Azerbaijan; and,

WHEREAS, there are more than 46 million Azerbaijani people around the world and for the last 101 years, they have observed May 28 as Azerbaijani Republic Day to remember the contributions of their forefathers; and,

PROCLAMATIONS

WHEREAS, the Republic of Azerbaijan was one of the first nation states to grant universal suffrage rights, and was recognized by other democratic nations, including the United States of America; and,

WHEREAS, May 28 not only marks the anniversary of the establishment of the Azerbaijan Democratic Republic in 1918, but it also provides an opportunity to honor the bonds between the United States of America and the Republic of Azerbaijan; and,

WHEREAS, the Republic of Azerbaijan is an ally and strategic partner of the United States, it continues the beliefs of its founders guiding principles and educates others on the common values of humanity and democracy;

THEREFORE, I, Governor, JB Pritzker, do hereby proclaim May 28, 2019 to be **AZERBAIJAN REPUBLIC DAY** in Illinois and encourage all residents to join in celebrating the many contributions of the Azerbaijani people.

Issued by the Governor May 28, 2019

Filed by the Secretary of State June 7, 2019

2019-112**Biafra Memorial Day**

WHEREAS, the Biafra War was a tragic conflict between the Republic of Nigeria and the Republic of Biafra from May 30, 1967, to January 15, 1970; and,

WHEREAS, millions of Biafrans were murdered and displaced due to economic, ethnic, cultural, religious, and political reasons; and,

WHEREAS, the history of the Biafra War offers an opportunity to reflect on the moral responsibilities of individuals, societies, and government; and,

WHEREAS, the people of the State of Illinois should always remember the terrible events of the Biafra War and remain vigilant against hatred, persecution, and tyranny; and,

WHEREAS, we should actively rededicate ourselves to the principles of peace, prosperity, and individual freedom in a just society;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 30, 2019, as **BIAFRA MEMORIAL DAY** in Illinois in memory of the victims of the Biafra War and urge all residents to strive to overcome hatred and indifference through learning, tolerance, and remembrance.

PROCLAMATIONS

Issued by the Governor May 29, 2019
Filed by the Secretary of State June 7, 2019

2019-113
Special Olympics Illinois Day

WHEREAS, Special Olympics began in Illinois with the first games at Soldier Field in July 1968; and,

WHEREAS, Special Olympics transforms the lives of people with intellectual disabilities, allowing them to realize their full potential in sports and in life; and,

WHEREAS, programs offered enhance physical fitness, motor skills, self-confidence, and social skills and encourage family and community support; and,

WHEREAS, Special Olympics Illinois provides year-round sports training and athletic competition in a variety of Olympic-type sports for children and adults with intellectual disabilities, giving them continuing opportunities to develop physical fitness, demonstrate courage, experience joy and participate in a sharing of gifts, skills, and friendship with their families, other Special Olympics athletes, and the community; and,

WHEREAS, Special Olympics Illinois has 23,197 athletes with intellectual disabilities, 17,233 young athletes ages 2-7 with and without intellectual disabilities, 43,100 volunteers and coaches, 200 competitions each year, and 18 Olympic-type sports; and,

WHEREAS, Special Olympics Illinois promotes the overall well-being of people with intellectual disabilities via programs that ensure ongoing access to quality, community-based health care services, highlighted by free health screenings at Special Olympics competitions, games and other venues; and,

WHEREAS, Special Olympics Illinois affords the opportunity to athletes to achieve athletic accomplishments locally, nationally and most recently, internationally at the Special Olympics World Games Abu Dhabi 2019, where 7 athletes and 2 Unified Partners competed as part of team Special Olympics USA and brought home 24 medals and ribbons; and,

WHEREAS, Special Olympics Illinois aims to inspire action and ultimately end discrimination for people with intellectual disabilities in the state of Illinois and beyond; and,

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 29, 2019 as **SPECIAL OLYMPICS ILLINOIS DAY** in Illinois in recognition of Special Olympics

PROCLAMATIONS

Illinois' leadership in building inclusive communities, and transforming the lives of people with intellectual disabilities, allowing them to realize their full potential in sports and in life.

Issued by the Governor May 29, 2019

Filed by the Secretary of State June 7, 2019

2019-114**Biomedical/Clinical Engineering Week**

WHEREAS, as medical technology advances, healthcare facilities must keep pace by providing quality, well-trained professionals capable of understanding the complexity of medical equipment operation and applications; and,

WHEREAS, the complexity of medical technology today and in the future makes it essential that those individuals responsible for the care, safety, and accuracy of this equipment are recognized as an invaluable resource to the healthcare industry; and,

WHEREAS, biomedical equipment technicians, clinical engineers, and other medical technology professionals uniquely serve patients, the medical community, and new technology development to improve the quality of today's healthcare; and,

WHEREAS, these professionals research, recommend, install, inspect, and repair medical devices and other complicated medical systems, as well as advise and train others concerning the safe and effective use of medical devices, thereby controlling healthcare costs and improving patient safety; and,

WHEREAS, the Association for the Advancement of Medical Instrumentation (AAMI) is a unique alliance of almost 7,000 members united by a common goal: to increase the understanding and beneficial use of healthcare instrumentation; and,

WHEREAS, AAMI's Technology Management Council (TMC) seeks to advance the interests of biomedical equipment technicians, clinical engineers, and other medical technology professionals; and,

WHEREAS, it is important to promote awareness of, and appreciation for, biomedical equipment technicians, clinical engineers, and all other technology professionals;

THEREFORE, I JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 19-25 2019 as **BIOMEDICAL/CLINICAL ENGINEERING WEEK** in Illinois and encourage all residents to recognize these dedicated professionals for their contributions to improving the healthcare system and patient outcomes in our state.

PROCLAMATIONS

Issued by the Governor May 31, 2019
Filed by the Secretary of State June 7, 2019

2019-115**Congenital Disorders of Glycosylation Awareness Day**

WHEREAS, Congenital Disorders of Glycosylation (CDG) are a group of rare metabolic disorders that affect normal organ development and the neurological system, leaving children, adolescents and adults impaired with significant physical and developmental disability; and,

WHEREAS, CDG is severely under-diagnosed and misdiagnosed with only approximately 1,000 cases diagnosed globally and only 180 cases currently reported in the United States; and,

WHEREAS, lack of public awareness and visibility of CDG contributes to under-diagnosis and difficulties in accessing specialized services and proper rehabilitation and support; and,

WHEREAS, early diagnosis of CDG is important to ensure timely management of clinical complications, genetic counseling, and, when available, treatment and therapeutic remedies; and,

WHEREAS, it is important to raise awareness and increase the accurate and timely diagnosis of this rare group of inherited metabolic disorders, known as CDG;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 16, 2019 as **CONGENITAL DISORDERS OF GLYCOSYLATION AWARENESS DAY** in Illinois.

Issued by the Governor May 31, 2019
Filed by the Secretary of State June 7, 2019

2019-116**Elder Abuse Awareness Day**

WHEREAS, protecting adults and those with disabilities is an important undertaking conducted admirably by the Illinois Department on Aging, its Office of Adult Protective Services, and providers throughout the state; and,

WHEREAS, in 2018 the Department responded to more than 17,000 reports of abuse of adults age 60 and older and persons ages 18-59 with a disability, though the crisis remains vastly under-identified and under-reported; and,

PROCLAMATIONS

WHEREAS, abuse may take many forms, including financial exploitation, emotional abuse, passive neglect, physical abuse, willful deprivation, confinement, and sexual abuse, and these often occur in tandem; and,

WHEREAS, victims are often abused by family members or other relatives; and,

WHEREAS, abuse, neglect, and exploitation of any individual is an affront to human rights in Illinois and around the world; and,

WHEREAS, the Adult Protective Services Act is a law created in Illinois to help this vulnerable population by stopping abuse and putting in protective barriers and services in place to achieve safety; and,

WHEREAS, it is important for all Americans and all Illinoisans to learn to recognize and report any signs of mistreatment and to redouble our efforts to build communities that safeguard our elders and persons with disabilities; and,

WHEREAS, suspected abuse, neglect, or financial exploitation of an eligible adult should be reported to the statewide 24-hour Abuse Hotline at 866-800-1409; and,

WHEREAS, abuse of adults is a worldwide problem. Elder Abuse Awareness Day began 13 years ago at the United Nations by the International Network for the Prevention of Elder Abuse and the World Health Organization;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June 15, 2019 as **ELDER ABUSE AWARENESS DAY** in Illinois.

Issued by the Governor May 31, 2019

Filed by the Secretary of State June 7, 2019

2019-117**Migraine and Headache Awareness Month**

WHEREAS, there are more than 300 different headache disorders that occur on a spectrum of severity; and,

WHEREAS, in the United States, more than 90% of Americans experience headaches every year, and the annual economic cost of headache disorders is conservatively estimated at over \$30 billion; and,

PROCLAMATIONS

WHEREAS, the World Health Organization states that headache disorders are the third highest cause of global disability; and,

WHEREAS, migraine is a genetic, neurological disease that impacts all systems of the body and is characterized by episodes called attacks; and,

WHEREAS, attacks last for 4 to 72 hours on average with symptoms that include pain, nausea, sensitivity to light and sound, visual disturbances, tinnitus, chills, fatigue, impaired cognitive function, numbness, and weakness; and,

WHEREAS, approximately 36 to 40 million Americans have migraine disease, of which 4 million have chronic migraine, experiencing 15 or more migraine days each month; and,

WHEREAS, cluster headache, considered the most painful of all the headache disorders, affects over 500,000 Americans and is frequently misdiagnosed, under-treated, and highly stigmatized; and,

WHEREAS, cluster headache, while rarer than migraine disease, involves attacks that are so excruciatingly painful, disabling, and distressing that they sometimes lead to suicide; and,

WHEREAS, there is no cure yet for headache disorders and those with invisible illnesses are often stigmatized and isolated; and,

WHEREAS, public education leads to increased understanding, more research and improved treatment for those with headache disorders; and,

WHEREAS, the United States Department of Health and Human Services officially recognizes June as National Migraine and Headache Awareness Month;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June 2019 as **MIGRAINE AND HEADACHE AWARENESS MONTH** in Illinois.

Issued by the Governor May 31, 2019

Filed by the Secretary of State June 7, 2019

2019-118**Multiracial Heritage Week**

WHEREAS, according to Pew Research, America has a multiracial population of 17 million people, representing 6.9 percent of the nation's population, and this population is increasingly growing in our state; and,

PROCLAMATIONS

WHEREAS, if current trends continue – and evidence suggests they may accelerate – the Census Bureau projects that the multiracial population will triple by 2060; and,

WHEREAS, our great state can help promote the facilitation of honoring the multiracial population; and,

WHEREAS, today's parents are more likely to have talked to their own children about being multiracial and our state can facilitate further positive discussions through community recognition of multiracial children; and,

WHEREAS, Project RACE (Reclassify All Children Equally) is a national organization advocating for multiracial children, teens, adults, and families that has an active membership in all 50 states and a large presence in Illinois; and,

WHEREAS, our state is a true melting pot of race and ethnicity, and honors many different cultures with days, weeks, or months that celebrate the diversity of the state's heritage;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June 7-14, 2019 as **MULTIRACIAL HERITAGE WEEK** in Illinois.

Issued by the Governor May 31, 2019

Filed by the Secretary of State June 7, 2019

2019-119**Philippine Independence Day**

WHEREAS, one of the most significant dates in the history of the Philippines is Independence Day, which marks the date of the nation's independence from Spanish rule on June 12, 1898; and,

WHEREAS, in 1898 the Philippine Declaration of Independence was signed and publicly read by Ambrosio Rianzares Bautista, declaring a free, sovereign, and democratic Philippines; and,

WHEREAS, the Philippines' flag was raised and its national anthem was played for the first time in 1898; and,

WHEREAS, the annual June 12th observance of Philippine Independence Day came into effect after past-President Diosdado Macapagal signed the Republic Act No. 4166 on August 4, 1964; and,

PROCLAMATIONS

WHEREAS, this year marks the 121st anniversary of Philippine Independence, and Illinois is proud that thousands of Filipino Americans call our state home; and,

WHEREAS, the contributions of Filipino Americans to the social, economic, and cultural landscape of this State greatly increase the quality of life for all Illinois residents; and,

WHEREAS, our state's thriving Filipino American population is well-served by the Consulate General of the Philippines in Chicago, and it is important that we commend the valuable Filipino community organizations across the Land of Lincoln;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June 12, 2019 as **PHILIPPINE INDEPENDENCE DAY** in Illinois.

Issued by the Governor May 31, 2019
Filed by the Secretary of State June 7, 2019

2019-120
Scoliosis Awareness Month

WHEREAS, it is important to increase the public's awareness of scoliosis and help children, parents, adults, and healthcare providers understand, recognize, and treat the complexities of spinal deformities such as Scoliosis; and,

WHEREAS, Scoliosis, an abnormal curvature of the spine, with no known cause (idiopathic), is a condition affecting 2-3% of the population, or an estimated 7 million people in the United States; and,

WHEREAS, Scoliosis is a condition which strikes without regard to gender, race, age or economic status; and,

WHEREAS, an estimated one million scoliosis patients utilize healthcare yearly, with approximately one of every six children being diagnosed with this condition eventually being required to receive active medical treatment; and,

WHEREAS, the primary age of onset for scoliosis is between ten and fifteen with females being five times more likely to progress to a curve magnitude that requires treatment; and,

WHEREAS, screening programs allow for early detection and for treatment opportunities, which may alleviate the worst effects of the condition;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June 2019 as **SCOLIOSIS AWARENESS MONTH** in Illinois and urge residents to continue raising awareness of Scoliosis in Illinois.

Issued by the Governor May 31, 2019

Filed by the Secretary of State June 7, 2019

2019-121**Caribbean American Heritage Month**

WHEREAS, people of Caribbean heritage are found in every State of the Union; and emigration from the Caribbean region to the American colonies began as early as 1619 with the arrival of indentured workers in Jamestown, Virginia; and,

WHEREAS, much like the United States, the countries of the Caribbean faced obstacles of slavery and colonialism and struggled for independence; and the independence movements in many countries in the Caribbean during the 1960's and the consequential establishment of independent democratic countries in the Caribbean strengthened ties between this region and the United States; and also like the United States, the people of the Caribbean region have diverse racial, cultural, and religious backgrounds; and,

WHEREAS, Alexander Hamilton, a founding father of the United States, and, the first Secretary Treasurer, (Nevis & St. Kitts); as were Jean Baptiste Pointe DuSable, the founding father of the City of Chicago and the first known settler (Haiti), Lester Holt, NBC News Anchor and Correspondent (Jamaica), Eric Holder, former United States Attorney General (Barbados), Sonia Sotomayor, Associate Judge, United States Supreme Court -First Hispanic and Latina (Puerto Rico); and,

WHEREAS, there have been Caribbean Americans in Illinois who have become leaders in every sector of our city while maintaining the varied traditions of their countries of origin including Judge Lionel Jean Baptiste, the first Haitian to be elected to office in Illinois and Circuit Court Judge of Cook County, Dr. Selwyn O. Rogers, Chief, Section for Trauma and Acute Care Surgery, University of Chicago Hospitals (St. Croix), Sharon Johnson Coleman, United States District Judge for the Northern District of Illinois (Jamaica); and,

WHEREAS, Caribbean-Americans have contributed greatly to education, fine arts, business, literature, journalism, sports, fashion, politics, government, the military, music, science, technology, and other areas in the United States; and,

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June 2019 as **CARIBBEAN AMERICAN HERITAGE MONTH** in Illinois, in recognition of the

PROCLAMATIONS

contributions made to our economy and culture by Caribbean Americans, and in tribute to all Caribbean Americans who call Illinois home.

Issued by the Governor June 3, 2019

Filed by the Secretary of State June 7, 2019

2019-122**Hidradenitis Suppurativa Awareness Week**

WHEREAS, Hidradenitis Suppurativa (HS) is a chronic, debilitating, inflammatory skin disease for which there is no known cure; and,

WHEREAS, when all stages of the disease are considered, it is estimated that between 1-4% of the population is affected by HS, and experience an average delay of 7 years for correct diagnosis; and,

WHEREAS, HS causes painful skin lesions leading to significant scarring and disfigurement and a severely diminished quality of life; understanding and compassion for those with HS and timely, proper diagnosis is vital; and,

WHEREAS, Hope for HS, a national patient advocacy and support nonprofit provides resources and community for patients and caregivers living with this condition, while the HS Foundation promotes research, patient care, and physician education for Hidradenitis Suppurativa; and,

WHEREAS, Hidradenitis Suppurativa Awareness Week provides an opportunity to increase awareness, correct misconceptions, promote education and support, recognize the struggles of those affected, and shorten the delay in diagnosis;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June 3-9, 2019 as **HIDRADENITIS SUPPURATIVA AWARENESS WEEK** in the State of Illinois.

Issued by the Governor June 3, 2019

Filed by the Secretary of State June 7, 2019

2019-123**Immigrant Heritage Month**

WHEREAS, generations of immigrants from every corner of the globe have built our country's economy and created the unique character of our nation; and,

PROCLAMATIONS

WHEREAS, immigrants continue to grow businesses, innovate, strengthen our economy, and create American jobs in Illinois; and,

WHEREAS, immigrants provide the United States with unique social and cultural influence, fundamentally enriching the extraordinary character of our nation; and,

WHEREAS, immigrants have been tireless leaders, not only in securing their own rights and access to equal opportunity, but also campaigning to create a fairer and more just society for all Americans; and,

WHEREAS, despite these countless contributions, the role of immigrants in building and enriching our nation has frequently been overlooked and undervalued throughout our history;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim June 2019 as **IMMIGRANT HERITAGE MONTH** in Illinois.

Issued by the Governor June 3, 2019

Filed by the Secretary of State June 7, 2019

2019-124**Jane Addams Days of Service**

WHEREAS, service to others is a hallmark of the American character, and throughout our history citizens have stepped up to meet our challenges by volunteering in their communities; and,

WHEREAS, Jane Addams the "mother" of social work, a pioneer American settlement activist/reformer, social worker, public philosopher, sociologist, public administrator, protester, author and leader in women's suffrage and world peace; and,

WHEREAS, Jane Addams displayed how Illinoisans are civically engaged throughout Illinois; and,

WHEREAS, nearly 2.43 million Illinoisans gave back over 286.6 million hours to their communities; which led to over \$7.3 billion dollars in impact; and,

WHEREAS, in Illinois, the Serve Illinois Commission on Volunteerism and Community Service strives to improve our communities by supporting volunteer and community service efforts throughout the state;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim September 6, 2019 as **JANE ADDAMS DAY OF SERVICE** in Illinois, and encourage all citizens to promote the spirit of volunteerism in our families and communities across the state.

Issued by the Governor June 3, 2019

Filed by the Secretary of State June 7, 2019

2019-125**Trail of Tears Remembrance Week**

WHEREAS, in 1839 the last detachment of Cherokees arrived in Indian Territory after removal from their ancestral homelands in the Southeast by the federal government on the infamous Trail of Tears; and,

WHEREAS, this year commemorates the one hundred and eightieth anniversary of the end of that 1,000-mile journey where about 4,000 Cherokees perished along "The Place Where They Cried"; and,

WHEREAS, the state of Illinois is one of the states on the route the Cherokee people traveled in 1838 and 1839; and,

WHEREAS, the will to survive and thrive enabled the Cherokee to rebuild their government in Indian Territory, what is now modern-day Oklahoma; and,

WHEREAS, the Cherokee Nation is now the largest tribe in the United States with more than 370,000 citizens, approximately 1,216 of whom are residents of Illinois; and,

WHEREAS, there is a Trail of Tears Chapter in Illinois that educates and memorializes that history; and,

WHEREAS, a group of Cherokee youth retrace the Trail of Tears Northern Route on bicycle, traveling more than 1,000 miles through seven states in memory of their ancestors and which travels through Illinois on June 9; and,

WHEREAS, in 1984 when the Remember the Removal Bike Ride was founded, some states along the route declared it Trail of Tears Week in their states;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois do hereby proclaim June 9-15, 2019 as **TRAIL OF TEARS REMEMBRANCE WEEK** in honor of the 180th anniversary of the end of the Trail of Tears and in honor of the 35th anniversary of the memorial Remember the Removal Bike Ride.

PROCLAMATIONS

Issued by the Governor June 3, 2019

Filed by the Secretary of State June 7, 2019

ILLINOIS ADMINISTRATIVE CODE
Issue Index - With Effective Dates

Rules acted upon in Volume 43, Issue 25 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.

PROPOSED RULES

23 - 1065	.....	7018
23 - 1502	.....	7021
35 - 252	.....	7028
89 - 146	.....	7047
17 - 110	.....	7079
77 - 100	.....	7099
77 - 600	.....	7153

ADOPTED RULES

83 - 220	6/4/2019	7107
68 - 1240	6/21/2019	7111
2 - 1127	6/7/2019	7144

**EXECUTIVE ORDERS AND
PROCLAMATIONS**

19 - 56	4/11/2019	7158
19 - 57	4/11/2019	7158
19 - 58	4/11/2019	7159
19 - 59	4/12/2019	7160
19 - 60	4/12/2019	7161
19 - 61	4/12/2019	7162
19 - 62	4/12/2019	7163
19 - 63	4/12/2019	7164
19 - 64	4/17/2019	7164
19 - 65	4/17/2019	7165
19 - 66	4/17/2019	7166
19 - 67	4/17/2019	7167
19 - 68	4/17/2019	7168
19 - 69	4/17/2019	7169
19 - 70	4/17/2019	7170
19 - 71	4/25/2019	7171
19 - 72	4/25/2019	7171
19 - 73	4/25/2019	7172
19 - 74	4/25/2019	7173
19 - 75	4/25/2019	7174
19 - 76	4/25/2019	7174
19 - 77	4/25/2019	7175
19 - 78	4/25/2019	7176
19 - 79	4/25/2019	7177
19 - 80	4/25/2019	7177
19 - 81	4/25/2019	7178
19 - 82	4/25/2019	7179
19 - 83	4/25/2019	7180

19 - 84	4/25/2019	7181
19 - 85	4/26/2019	7181
19 - 86	4/26/2019	7182
19 - 87	4/29/2019	7183
19 - 88	4/29/2019	7184
19 - 89	4/29/2019	7185
19 - 90	4/29/2019	7186
19 - 91	4/29/2019	7187
19 - 92	4/29/2019	7187
19 - 93	4/29/2019	7188
19 - 94	4/29/2019	7189
19 - 95	4/29/2019	7190
19 - 96	5/1/2019	7191
19 - 97	5/1/2019	7192
19 - 98	5/3/2019	7192
19 - 99	5/3/2019	7194
19 - 100	5/7/2019	7195
19 - 101	5/15/2019	7196
19 - 102	5/15/2019	7197
19 - 103	5/15/2019	7197
19 - 104	5/15/2019	7198
19 - 105	5/16/2019	7199
19 - 106	5/16/2019	7200
19 - 107	5/16/2019	7200
19 - 108	5/16/2019	7201
19 - 109	5/20/2019	7202
19 - 110	5/24/2019	7202
19 - 111	5/28/2019	7203
19 - 112	5/29/2019	7204
19 - 113	5/29/2019	7205
19 - 114	5/31/2019	7206
19 - 115	5/31/2019	7207
19 - 116	5/31/2019	7207
19 - 117	5/31/2019	7208
19 - 118	5/31/2019	7209
19 - 119	5/31/2019	7210
19 - 120	5/31/2019	7211
19 - 121	6/3/2019	7212
19 - 122	6/3/2019	7213
19 - 123	6/3/2019	7213
19 - 124	6/3/2019	7214
19 - 125	6/3/2019	7215

REGULATORY AGENDA

86 - 1910	7156
-----------	-------	------