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INTRODUCTION

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

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

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

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

ILLINOIS REGISTER PUBLICATION SCHEDULE FOR 2022

Issue#	Rules Due Date	Date of Issue
1	December 20, 2021	January 3, 2022
2	December 27, 2021	January 7, 2022
3	January 3, 2022	January 14, 2022
4	January 10, 2022	January 21, 2022
5	January 18, 2022	January 28, 2022
6	January 24, 2022	February 4, 2022
7	January 31, 2022	February 14, 2022
8	February 7, 2022	February 18, 2022
9	February 14, 2022	February 25, 2022
10	February 22, 2022	March 4, 2022
11	February 28, 2022	March 11, 2022
12	March 7, 2022	March 18, 2022
13	March 14, 2022	March 25, 2022
14	March 21, 2022	April 1, 2022
15	March 28, 2022	April 8, 2022
16	April 4, 2022	April 15, 2022
17	April 11, 2022	April 22, 2022
18	April 18, 2022	April 29, 2022
19	April 25, 2022	May 6, 2022
20	May 2, 2022	May 13, 2022
21	May 9, 2022	May 20, 2022

22	May 16, 2022	May 27, 2022
23	May 23, 2022	June 3, 2022
24	May 31, 2022	June 10, 2022
25	June 6, 2022	June 17, 2022
26	June 13, 2022	June 24, 2022
27	June 21, 2022	July 1, 2022
28	June 27, 2022	July 8, 2022
29	July 5, 2022	July 15, 2022
30	July 11, 2022	July 22, 2022
31	July 18, 2022	July 29, 2022
32	July 25, 2022	August 5, 2022
33	August 1, 2022	August 12, 2022
34	August 8, 2022	August 19, 2022
35	August 15, 2022	August 26, 2022
36	August 22, 2022	September 2, 2022
37	August 29, 2022	September 9, 2022
38	September 6, 2022	September 16, 2022
39	September 12, 2022	September 23, 2022
40	September 19, 2022	September 30, 2022
41	September 26, 2022	October 7, 2022
42	October 3, 2022	October 14, 2022
43	October 11, 2022	October 21, 2022
44	October 17, 2022	October 28, 2022
45	October 24, 2022	November 4, 2022
46	October 31, 2022	November 14, 2022
47	November 7, 2022	November 18, 2022
48	November 14, 2022	November 28, 2022
49	November 21, 2022	December 2, 2022
50	November 28, 2022	December 9, 2022
51	December 5, 2022	December 16, 2022
52	December 12, 2022	December 27, 2022
53	December 19, 2022	December 30, 2022

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Supplemental Nutrition Assistance Program (SNAP)
- 2) Code Citation: 89 Ill. Adm. Code 121
- 3) Section Number: 121.63 Adopted Action:
Amendment
- 4) Statutory Authority: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-4.4 through 12-4.6 and 12-13].
- 5) Effective Date of Rule: April 12, 2022
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including any material incorporated, is on file in the Agency's principal office and is available for public inspection.
- 9) Notice of proposal published in the *Illinois Register*: 45 Ill. Reg. 15932; December 17, 2021
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: No substantive changes were made to the text of the proposed rulemaking.
- 12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? Yes
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: As a result of the 2021 Standard Medical Deduction Demonstration Project evaluation report, the United States Department of Agriculture, Food and Nutrition Service (FNS) has determined that the Standard Medical Deduction for elderly/disabled SNAP households (excluding Group Homes and

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENT

Supportive Living Facilities) should be reduced from \$200 to \$185 (or \$165 to \$150 after a \$35 monthly medical threshold) to maintain the cost neutrality for operating the Project. This rulemaking revises the Standard Medical Deduction for elderly/disabled SNAP households (excluding Group Homes and Supportive Living Facilities) from \$200 to \$185 (or from \$165 to \$150 after a \$35 monthly medical threshold). The Standard Medical Deduction for Group Homes and Supportive Living Facilities remains unchanged at \$485.

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

Tracie Drew, Chief
Bureau of Administrative Rules and Procedures
Department of Human Services
100 South Grand Avenue East
Harris Building, 3rd Floor
Springfield, Illinois 62762

(217) 785-9772

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

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF HUMAN SERVICES
SUBCHAPTER b: ASSISTANCE PROGRAMSPART 121
SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP)

SUBPART A: APPLICATION PROCEDURES

Section

- 121.1 Application for Assistance
- 121.2 Time Limitations on the Disposition of an Application
- 121.3 Approval of an Application and Initial Authorization of Assistance
- 121.4 Denial of an Application
- 121.5 Client Cooperation
- 121.6 Emergency Assistance
- 121.7 Expedited Service
- 121.8 Express Stamps Application Project
- 121.10 Interviews

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section

- 121.18 Work Requirement
- 121.19 Ending a Voluntary Quit Disqualification (Repealed)
- 121.20 Citizenship
- 121.21 Residence
- 121.22 Social Security Numbers
- 121.23 Work Registration/Participation Requirements
- 121.24 Individuals Exempt from Work Registration Requirements
- 121.25 Failure to Comply with Work Provisions
- 121.26 Periods of Sanction
- 121.27 Voluntary Job Quit/Reduction in Work Hours
- 121.28 Good Cause for Voluntary Job Quit/Reduction in Work Hours
- 121.29 Exemptions from Voluntary Quit/Reduction in Work Hours Rules

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENT

121.30	Unearned Income
121.31	Exempt Unearned Income
121.32	Education Benefits (Repealed)
121.33	Unearned Income In-Kind
121.34	Lump Sum Payments and Income Tax Refunds
121.40	Earned Income
121.41	Budgeting Earned Income
121.50	Exempt Earned Income
121.51	Income from Work/Study/Training Programs
121.52	Earned Income from Roomers or Boarders
121.53	Income From Rental Property
121.54	Earned Income In-Kind
121.55	Sponsors of Aliens
121.57	Assets
121.58	Exempt Assets
121.59	Asset Disregards

SUBPART D: ELIGIBILITY STANDARDS

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121.60	Net Monthly Income Eligibility Standards
121.61	Gross Monthly Income Eligibility Standards
121.62	Income Which Must Be Annualized
121.63	Deductions from Monthly Income
121.64	Supplemental Nutrition Assistance Program (SNAP) Benefit Amount

SUBPART E: HOUSEHOLD CONCEPT

Section	
121.70	Composition of the Assistance Unit
121.71	Living Arrangement
121.72	Nonhousehold Members
121.73	Ineligible Household Members
121.74	Strikers
121.75	Students
121.76	Categorically Eligible Households

SUBPART F: MISCELLANEOUS PROGRAM PROVISIONS

DEPARTMENT OF HUMAN SERVICES

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Section	
121.80	Fraud Disqualification (Renumbered)
121.81	Initiation of Administrative Fraud Hearing (Repealed)
121.82	Definition of Fraud (Renumbered)
121.83	Notification To Applicant Households (Renumbered)
121.84	Disqualification Upon Finding of Fraud (Renumbered)
121.85	Court Imposed Disqualification (Renumbered)
121.90	Monthly Reporting and Retrospective Budgeting (Repealed)
121.91	Monthly Reporting (Repealed)
121.92	Budgeting
121.93	Issuance of Food Stamp Benefits
121.94	Replacement of the EBT Card or SNAP Benefits
121.95	Restoration of Lost Benefits
121.96	Uses for SNAP Benefits
121.97	Supplemental Payments
121.98	Client Training Brochure for the Electronic Benefits Transfer (EBT) System
121.105	State Food Program (Repealed)
121.107	New State Food Program
121.108	Transitional Food Stamp (TFS) Benefits
121.117	Farmers' Market Technology Improvement Program
121.120	Redetermination of Eligibility
121.125	Simplified Reporting
121.130	Residents of Shelters for Battered Women and their Children
121.131	Fleeing Felons and Probation/Parole Violators
121.135	Incorporation By Reference
121.136	Food and Nutrition Act of 2008
121.140	Small Group Living Arrangement Facilities and Drug/Alcoholic Treatment Centers
121.145	Quarterly Reporting (Repealed)

SUBPART G: INTENTIONAL VIOLATIONS OF THE PROGRAM

Section	
121.150	Definition of Intentional Violations of the Program
121.151	Penalties for Intentional Violations of the Program
121.152	Notification To Applicant Households
121.153	Disqualification Upon Finding of Intentional Violation of the Program
121.154	Court Imposed Disqualification

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NOTICE OF ADOPTED AMENDMENT

SUBPART H: FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM

Section

- 121.160 Participation in Voluntary SNAP Employment and Training (SNAP E&T)
- 121.162 Program Requirements
- 121.163 Vocational Training
- 121.164 Orientation (Repealed)
- 121.165 Community Workfare
- 121.166 Assessment and Employability Plan (Repealed)
- 121.167 Counseling/Prevention Services (Repealed)
- 121.170 Supervised Job Search Activity
- 121.172 Basic Education Activity
- 121.174 Job Readiness Activity
- 121.176 Work Experience Activity
- 121.177 Illinois Works Component (Repealed)
- 121.178 Job Training Component (Repealed)
- 121.179 JTPA Employability Services Component (Repealed)
- 121.180 Grant Diversion Component (Repealed)
- 121.182 Earnfare Activity
- 121.184 Sanctions for Non-cooperation with Food Stamp Employment and Training (Repealed)
- 121.186 Good Cause for Failure to Cooperate (Repealed)
- 121.188 Supportive Services
- 121.190 Conciliation (Repealed)
- 121.200 Types of Claims (Recodified)
- 121.201 Establishing a Claim for Intentional Violation of the Program (Recodified)
- 121.202 Establishing a Claim for Unintentional Household Errors and Administrative Errors (Recodified)
- 121.203 Collecting Claim Against Households (Recodified)
- 121.204 Failure to Respond to Initial Demand Letter (Recodified)
- 121.205 Methods of Repayment of Food Stamp Claims (Recodified)
- 121.206 Determination of Monthly Allotment Reductions (Recodified)
- 121.207 Failure to Make Payment in Accordance with Repayment Schedule (Recodified)
- 121.208 Suspension and Termination of Claims (Recodified)

SUBPART I: WORK REQUIREMENT FOR FOOD STAMPS

Section

- 121.220 Work Requirement Components (Repealed)

DEPARTMENT OF HUMAN SERVICES

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- 121.221 Meeting the Work Requirement with the Earnfare Component (Repealed)
- 121.222 Volunteer Community Work Component (Repealed)
- 121.223 Work Experience Component (Repealed)
- 121.224 Supportive Service Payments to Meet the Work Requirement (Repealed)
- 121.225 Meeting the Work Requirement with the Illinois Works Component (Repealed)
- 121.226 Meeting the Work Requirement with the JTPA Employability Services Component (Repealed)

AUTHORITY: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5].

SOURCE: Adopted December 30, 1977; amended at 3 Ill. Reg. 5, p. 875, effective February 2, 1979; amended at 3 Ill. Reg. 31, p. 109, effective August 3, 1979; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 41, p. 165, effective October 11, 1979; amended at 3 Ill. Reg. 42, p. 230, effective October 9, 1979; amended at 3 Ill. Reg. 44, p. 173, effective October 19, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; preemptory amendment at 4 Ill. Reg. 3, p. 49, effective January 9, 1980; preemptory amendment at 4 Ill. Reg. 9, p. 259, effective February 23, 1980; amended at 4 Ill. Reg. 10, p. 253, effective February 27, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 17, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1131, effective January 16, 1981; amended at 5 Ill. Reg. 4586, effective April 15, 1981; preemptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; preemptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 12736, effective October 29, 1981; amended at 6 Ill. Reg. 1653, effective January 17, 1982; amended at 6 Ill. Reg. 2707, effective March 2, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10208, effective August 9, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 5715, effective May 1, 1983; amended at 7 Ill. Reg. 8118, effective June 24, 1983; preemptory amendment at 7 Ill. Reg. 12899, effective October 1, 1983; amended at 7 Ill. Reg. 13655, effective October 4, 1983; preemptory amendment at 7 Ill. Reg. 16067, effective November 18, 1983; amended at 7 Ill. Reg. 16169, effective November 22, 1983; amended at 8 Ill. Reg. 5673, effective April 18, 1984; amended at 8 Ill. Reg. 7249, effective May 16, 1984; preemptory amendment at 8 Ill. Reg. 10086, effective July 1, 1984; amended at 8 Ill. Reg. 13284, effective July 16, 1984; amended at

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENT

8 Ill. Reg. 17900, effective September 14, 1984; amended (by adding Section being codified with no substantive change) at 8 Ill. Reg. 17898; peremptory amendment at 8 Ill. Reg. 19690, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 22145, effective November 1, 1984; amended at 9 Ill. Reg. 302, effective January 1, 1985; amended at 9 Ill. Reg. 6804, effective May 1, 1985; amended at 9 Ill. Reg. 8665, effective May 29, 1985; peremptory amendment at 9 Ill. Reg. 8898, effective July 1, 1985; amended at 9 Ill. Reg. 11334, effective July 8, 1985; amended at 9 Ill. Reg. 14334, effective September 6, 1985; peremptory amendment at 9 Ill. Reg. 15582, effective October 1, 1985; amended at 9 Ill. Reg. 16889, effective October 16, 1985; amended at 9 Ill. Reg. 19726, effective December 9, 1985; amended at 10 Ill. Reg. 229, effective December 20, 1985; peremptory amendment at 10 Ill. Reg. 7387, effective April 21, 1986; peremptory amendment at 10 Ill. Reg. 7941, effective May 1, 1986; amended at 10 Ill. Reg. 14692, effective August 29, 1986; peremptory amendment at 10 Ill. Reg. 15714, effective October 1, 1986; Sections 121.200 thru 121.208 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; peremptory amendment at 11 Ill. Reg. 3761, effective February 11, 1987; emergency amendment at 11 Ill. Reg. 3754, effective February 13, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 9968, effective May 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 10269, effective May 22, 1987; amended at 11 Ill. Reg. 10621, effective May 25, 1987; peremptory amendment at 11 Ill. Reg. 11391, effective July 1, 1987; peremptory amendment at 11 Ill. Reg. 11855, effective June 30, 1987; emergency amendment at 11 Ill. Reg. 12043, effective July 6, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 13635, effective August 1, 1987; amended at 11 Ill. Reg. 14022, effective August 10, 1987; emergency amendment at 11 Ill. Reg. 15261, effective September 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 15480, effective September 4, 1987; amended at 11 Ill. Reg. 15634, effective September 11, 1987; amended at 11 Ill. Reg. 18218, effective October 30, 1987; peremptory amendment at 11 Ill. Reg. 18374, effective October 30, 1987; amended at 12 Ill. Reg. 877, effective December 30, 1987; emergency amendment at 12 Ill. Reg. 1941, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 4204, effective February 5, 1988; amended at 12 Ill. Reg. 9678, effective May 23, 1988; amended at 12 Ill. Reg. 9922, effective June 1, 1988; amended at 12 Ill. Reg. 11463, effective June 30, 1988; amended at 12 Ill. Reg. 12824, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 14045, effective August 19, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 15704, effective October 1, 1988; peremptory amendment at 12 Ill. Reg. 16271, effective October 1, 1988; amended at 12 Ill. Reg. 20161, effective November 30, 1988; amended at 13 Ill. Reg. 3890, effective March 10, 1989; amended at 13 Ill. Reg. 13619, effective August 14, 1989; peremptory amendment at 13 Ill. Reg. 15859, effective October 1, 1989; amended at 14 Ill. Reg. 729, effective January 1, 1990; amended at 14 Ill. Reg. 6349, effective April 13, 1990; amended at 14 Ill. Reg. 13202, effective August 6, 1990; peremptory amendment at 14 Ill. Reg. 15158, effective October 1, 1990; amended at 14 Ill. Reg. 16983, effective September 30, 1990; amended at 15 Ill. Reg. 11150, effective July 22, 1991; amended at 15 Ill. Reg. 11957, effective

DEPARTMENT OF HUMAN SERVICES

NOTICE OF ADOPTED AMENDMENT

August 12, 1991; peremptory amendment at 15 Ill. Reg. 14134, effective October 1, 1991; emergency amendment at 16 Ill. Reg. 757, effective January 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 10011, effective June 15, 1992; amended at 16 Ill. Reg. 13900, effective August 31, 1992; emergency amendment at 16 Ill. Reg. 16221, effective October 1, 1992, for a maximum of 150 days; peremptory amendment at 16 Ill. Reg. 16345, effective October 1, 1992; amended at 16 Ill. Reg. 16624, effective October 23, 1992; amended at 17 Ill. Reg. 644, effective December 31, 1992; amended at 17 Ill. Reg. 4333, effective March 19, 1993; amended at 17 Ill. Reg. 14625, effective August 26, 1993; emergency amendment at 17 Ill. Reg. 15149, effective September 7, 1993, for a maximum of 150 days; peremptory amendment at 17 Ill. Reg. 17477, effective October 1, 1993; expedited correction at 17 Ill. Reg. 21216, effective October 1, 1993; amended at 18 Ill. Reg. 2033, effective January 21, 1994; emergency amendment at 18 Ill. Reg. 2509, effective January 27, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 3427, effective February 28, 1994; amended at 18 Ill. Reg. 8921, effective June 3, 1994; amended at 18 Ill. Reg. 12829, effective August 5, 1994; amended at 18 Ill. Reg. 14103, effective August 26, 1994; amended at 19 Ill. Reg. 5626, effective March 31, 1995; amended at 19 Ill. Reg. 6648, effective May 5, 1995; emergency amendment at 19 Ill. Reg. 12705, effective September 1, 1995, for a maximum of 150 days; peremptory amendment at 19 Ill. Reg. 13595, effective October 1, 1995; amended at 20 Ill. Reg. 1593, effective January 11, 1996; peremptory amendment at 20 Ill. Reg. 2229, effective January 17, 1996; amended at 20 Ill. Reg. 7902, effective June 1, 1996; amended at 20 Ill. Reg. 11935, effective August 14, 1996; emergency amendment at 20 Ill. Reg. 13381, effective October 1, 1996, for a maximum of 150 days; emergency amendment at 20 Ill. Reg. 13668, effective October 8, 1996, for a maximum of 150 days; amended at 21 Ill. Reg. 3156, effective February 28, 1997; amended at 21 Ill. Reg. 7733, effective June 4, 1997; recodified from the Department of Public Aid to the Department of Human Services at 21 Ill. Reg. 9322; emergency amendment at 22 Ill. Reg. 1954, effective January 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 5502, effective March 4, 1998; amended at 22 Ill. Reg. 7969, effective May 15, 1998; emergency amendment at 22 Ill. Reg. 10660, effective June 1, 1998, for a maximum of 150 days; emergency amendment at 22 Ill. Reg. 12167, effective July 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 16230, effective September 1, 1998; amended at 22 Ill. Reg. 19787, effective October 28, 1998; emergency amendment at 22 Ill. Reg. 19934, effective November 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 20099, effective November 1, 1998; emergency amendment at 23 Ill. Reg. 2601, effective February 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 3374, effective March 1, 1999; amended at 23 Ill. Reg. 7285, effective June 18, 1999; emergency amendment at 23 Ill. Reg. 13253, effective October 13, 1999, for a maximum of 150 days; emergency amendment at 24 Ill. Reg. 3871, effective February 24, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 4180, effective March 2, 2000; amended at 24 Ill. Reg. 10198, effective June 27, 2000; amended at 24 Ill. Reg. 15428, effective October 10, 2000; emergency amendment at 24 Ill. Reg. 15468, effective October 1, 2000, for a maximum of 150 days;

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amended at 25 Ill. Reg. 845, effective January 5, 2001; amended at 25 Ill. Reg. 2423, effective January 25, 2001; emergency amendment at 25 Ill. Reg. 2439, effective January 29, 2001, for a maximum of 150 days; emergency amendment at 25 Ill. Reg. 3707, effective March 1, 2001, for a maximum of 150 days; emergency expired July 28, 2001; amended at 25 Ill. Reg. 7720, effective June 7, 2001; amended at 25 Ill. Reg. 10823, effective August 12, 2001; amended at 25 Ill. Reg. 11856, effective August 31, 2001; emergency amendment at 25 Ill. Reg. 13309, effective October 1, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. 151, effective January 1, 2002; amended at 26 Ill. Reg. 2025, effective February 1, 2002; amended at 26 Ill. Reg. 13530, effective September 3, 2002; preemptory amendment at 26 Ill. Reg. 15099, effective October 1, 2002; amended at 26 Ill. Reg. 16484, effective October 25, 2002; amended at 27 Ill. Reg. 2889, effective February 7, 2003; expedited correction at 27 Ill. Reg. 14262, effective February 7, 2003; amended at 27 Ill. Reg. 4583, effective February 28, 2003; amended at 27 Ill. Reg. 7273, effective April 7, 2003; amended at 27 Ill. Reg. 12569, effective July 21, 2003; preemptory amendment at 27 Ill. Reg. 15604, effective October 1, 2003; amended at 27 Ill. Reg. 16108, effective October 6, 2003; amended at 27 Ill. Reg. 18445, effective November 20, 2003; amended at 28 Ill. Reg. 1104, effective December 31, 2003; amended at 28 Ill. Reg. 3857, effective February 13, 2004; amended at 28 Ill. Reg. 10393, effective July 6, 2004; preemptory amendment at 28 Ill. Reg. 13834, effective October 1, 2004; emergency amendment at 28 Ill. Reg. 15323, effective November 10, 2004, for a maximum of 150 days; emergency expired April 8, 2005; amended at 29 Ill. Reg. 2701, effective February 4, 2005; amended at 29 Ill. Reg. 5499, effective April 1, 2005; preemptory amendment at 29 Ill. Reg. 12132, effective July 14, 2005; emergency amendment at 29 Ill. Reg. 16042, effective October 4, 2005, for a maximum of 150 days; emergency expired March 2, 2006; preemptory amendment at 29 Ill. Reg. 16538, effective October 4, 2005; emergency amendment at 30 Ill. Reg. 7804, effective April 6, 2006, for a maximum of 150 days; emergency expired September 2, 2006; amended at 30 Ill. Reg. 11236, effective June 12, 2006; amended at 30 Ill. Reg. 13863, effective August 1, 2006; amended at 30 Ill. Reg. 15681, effective September 12, 2006; preemptory amendment at 30 Ill. Reg. 16470, effective October 1, 2006; amended at 31 Ill. Reg. 6991, effective April 30, 2007; amended at 31 Ill. Reg. 10482, effective July 9, 2007; amended at 31 Ill. Reg. 11318, effective July 23, 2007; preemptory amendment at 31 Ill. Reg. 14372, effective October 1, 2007; amended at 32 Ill. Reg. 2813, effective February 7, 2008; amended at 32 Ill. Reg. 4380, effective March 12, 2008; amended at 32 Ill. Reg. 4813, effective March 18, 2008; amended at 32 Ill. Reg. 9621, effective June 23, 2008; preemptory amendment at 32 Ill. Reg. 16905, effective October 1, 2008; preemptory amendment to Sections 121.94(c), 121.96(d)(2) and 121.150(b) suspended at 32 Ill. Reg. 18908, effective November 19, 2008; suspension withdrawn by the Joint Committee on Administrative Rules at 33 Ill. Reg. 200, effective February 5, 2009; preemptory amendment repealed by emergency rulemaking at 33 Ill. Reg. 3514, effective February 5, 2009, for a maximum of 150 days; preemptory amendment at 32 Ill. Reg. 18092, effective November 15, 2008; emergency amendment at 33 Ill. Reg. 4187, effective February 24, 2009, for a maximum

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of 150 days; emergency expired July 23, 2009; preemptory amendment at 33 Ill. Reg. 5537, effective April 1, 2009; emergency amendment at 33 Ill. Reg. 11322, effective July 20, 2009, for a maximum of 150 days; emergency expired December 16, 2009; amended at 33 Ill. Reg. 12802, effective September 3, 2009; amended at 33 Ill. Reg. 14121, effective September 22, 2009; emergency amendment at 33 Ill. Reg. 14627, effective October 13, 2009, for a maximum of 150 days; emergency expired March 11, 2010; amended at 33 Ill. Reg. 16875, effective November 30, 2009; amended at 33 Ill. Reg. 17350, effective December 14, 2009; amended at 34 Ill. Reg. 4777, effective March 17, 2010; amended at 34 Ill. Reg. 5295, effective April 12, 2010; amended at 34 Ill. Reg. 5823, effective April 19, 2010; emergency amendment at 34 Ill. Reg. 6967, effective May 1, 2010, for a maximum of 150 days; emergency expired September 27, 2010; amended at 34 Ill. Reg. 7265, effective May 10, 2010; amended at 34 Ill. Reg. 7685, effective May 18, 2010; amended at 34 Ill. Reg. 12547, effective August 11, 2010; preemptory amendment at 34 Ill. Reg. 15543, effective October 1, 2010; amended at 35 Ill. Reg. 1042, effective December 28, 2010; amended at 35 Ill. Reg. 7688, effective April 29, 2011; amended at 35 Ill. Reg. 10119, effective June 7, 2011; preemptory amendment at 35 Ill. Reg. 16118, effective October 1, 2011; preemptory amendment at 35 Ill. Reg. 16904, effective October 1, 2011; amended at 35 Ill. Reg. 17120, effective October 5, 2011; amended at 35 Ill. Reg. 18780, effective October 28, 2011; amended at 35 Ill. Reg. 19278, effective November 8, 2011; amended at 35 Ill. Reg. 19778, effective December 5, 2011; preemptory amendment at 36 Ill. Reg. 15148, effective October 1, 2012; emergency amendment at 37 Ill. Reg. 15423, effective September 9, 2013, for a maximum of 150 days; preemptory amendment at 37 Ill. Reg. 16016, effective October 1, 2013; emergency amendment at 37 Ill. Reg. 16845, effective October 1, 2013, for a maximum of 150 days; preemptory amendment at 37 Ill. Reg. 17983, effective November 1, 2013; amended at 38 Ill. Reg. 4475, effective January 29, 2014; amended at 38 Ill. Reg. 5382, effective February 7, 2014; emergency amendment at 38 Ill. Reg. 8414, effective April 1, 2014, for a maximum of 150 days; amended at 38 Ill. Reg. 17616, effective August 8, 2014; preemptory amendment at 38 Ill. Reg. 19831, effective October 1, 2014; amended at 39 Ill. Reg. 6470, effective April 22, 2015; preemptory amendment at 39 Ill. Reg. 13513, effective October 1, 2015; amended at 39 Ill. Reg. 15577, effective December 1, 2015; amended at 40 Ill. Reg. 360, effective January 1, 2016; preemptory amendment at 40 Ill. Reg. 14114, effective October 1, 2016; preemptory amendment at 41 Ill. Reg. 12905, effective October 1, 2017; amended at 42 Ill. Reg. 8310, effective May 4, 2018; amended at 42 Ill. Reg. 8505, effective May 8, 2018; preemptory amendment at 42 Ill. Reg. 18531, effective October 1, 2018; amended at 43 Ill. Reg. 360, effective December 20, 2018; preemptory amendment at 43 Ill. Reg. 11035, effective October 1, 2019; emergency amendment at 43 Ill. Reg. 11718, effective October 1, 2019, for a maximum of 150 days; emergency amendment at 43 Ill. Reg. 11953, effective October 1, 2019, for a maximum of 150 days; emergency expired February 27, 2020; emergency amendment at 43 Ill. Reg. 14449, effective November 26, 2019, for a maximum of 150 days; amended at 44 Ill. Reg. 3265, effective February 5, 2020; amended at 44 Ill. Reg. 5348, effective

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March 11, 2020; amended at 44 Ill. Reg. 6984, effective April 16, 2020; amended at 44 Ill. Reg. 9944, effective May 20, 2020; preemptory amendment at 44 Ill. Reg. 16551, effective October 1, 2020; amended at 44 Ill. Reg. 19892, effective December 14, 2020; preemptory amendment at 45 Ill. Reg. 2154, effective January 29, 2021; preemptory amendment at 45 Ill. Reg. 2504, effective February 11, 2021; amended at 45 Ill. Reg. 8368, effective July 1, 2021; amended at 45 Ill. Reg. 9014, effective June 30, 2021; preemptory amendment at 45 Ill. Reg. 13125, effective October 1, 2021; emergency amendment at 45 Ill. Reg. 16072, effective December 1, 2021, for a maximum of 150 days; amended at 46 Ill. Reg. 2131, effective January 21, 2022; amended at 46 Ill. Reg. 5319, effective March 9, 2022; amended at 46 Ill. Reg. 6729, effective April 12, 2022.

SUBPART D: ELIGIBILITY STANDARDS

Section 121.63 Deductions from Monthly Income

- a) The deductions described in this Section shall be allowed in the determination of the adjusted net monthly SNAP income.
- b) **Earned Income Deduction.** Eighty percent of total gross earned income is considered. See Sections 121.40 through 121.54 for a description of earned income.
- c) **Standard Deduction.** The standard deduction for a household size of one through three persons is \$170. The standard deduction for a household size of four persons is \$177. The standard deduction for a household size of five persons is \$208. For households of six or more persons, the standard deduction is \$239. Due to the Standard Medical Deduction Demonstration Project, the standard deduction will be adjusted as explained in subsection (i).
- d) **Dependent Care Deduction**
 - 1) The dependent care deduction consists of payments for the care of a child or other dependent when necessary for a household member to accept or continue employment or to seek employment in compliance with the job search criteria or to attend training or pursue education which is preparatory for employment (see 89 Ill. Adm. Code 112.70 through 112.83).
 - 2) The amount of the deduction is to be determined by the actual costs for care per month for each dependent household member.

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- e) Child Support Deduction. The child support deduction is the amount of legally obligated child support paid by a household member to or for a nonhousehold member.
- f) Shelter Costs Deduction
 - 1) The shelter deduction is the amount of shelter costs that exceeds 50% of the household's total income after the allowable deductions in subsections (b), (c), (d), and (e) have been made. The shelter deduction shall not exceed \$597.
 - 2) If the household contains a member who is elderly or disabled, as defined at 7 CFR 271.2 (2013) and Section 121.61, there is no limit on the amount of the excess shelter deduction.
 - 3) Shelter costs include only the following:
 - A) continuing charges for the shelter occupied by the household (rent, mortgage and other charges leading to the ownership of the shelter, including interest on such charges);
 - B) property taxes, State and local assessments and insurance on the structure itself; and
 - C) utility costs, as described in subsection (h).
 - 4) Shelter costs for a home temporarily unoccupied by the household because of employment or training away from home, illness or abandonment caused by a natural disaster or casualty loss, if:
 - A) the household intends to return to the home;
 - B) the current occupants of the home, if any, are not claiming the shelter costs for SNAP purposes; and
 - C) the home is not leased or rented during the absence of the household.

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- 5) Charges for repair of a home which was damaged or destroyed due to a natural disaster. Shelter costs shall not include repair charges which have been or will be reimbursed by private or public relief agencies, insurance companies or any other source.
- g) **Homeless Shelter Deduction**
The standard homeless shelter deduction is \$159 a month for households in which all members are homeless individuals but are not receiving free shelter throughout the month. A homeless household with qualifying shelter expenses may choose to use the standard homeless shelter deduction (in lieu of the shelter deduction as described in subsection (f)), as a deduction from net income in determining SNAP eligibility and allotments. A homeless household receiving the standard homeless shelter deduction may not have its shelter expenses considered as part of the shelter deduction or the standard utility allowances. A homeless household may choose to claim actual costs under the shelter deduction instead of claiming the standard homeless shelter deduction if actual costs are higher and verified.
- h) **Utility Costs**
- 1) Utility costs include:
- A) the cost of heating and cooking fuel, air conditioning, electricity, water, sewerage, garbage and trash collection;
 - B) basic service fee for one telephone (including tax on the basic fee) of \$44; and
 - C) fees charged by the utility provider for initial installation.
- 2) Utility deposits are not considered to be utility costs.
- 3) A standard must be used if the household is billed for utilities. Federal regulations require an annual review of the State's utility standards and approval of the utility standard amounts by Food and Nutrition Service (FNS). See subsection (h)(7) for households that claim utility expenses for an unoccupied home. Households that are billed for heating or air conditioning, or both, or heating, air conditioning and electricity, must use the air conditioning/heating standard allowance of \$529. Those households that are not billed for air conditioning or heating but are billed

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for at least two other utilities must use the limited utility standard allowance of \$341. Those households that are not billed for air conditioning or heating but are billed for a single utility, other than telephone, must use the single utility standard allowance of \$59. If only a separately-billed telephone expense is claimed, the basic telephone standard allowance of \$44 per month will be allowed. Households living in rental housing who are billed on a regular basis by a landlord for costs for utilities must use the appropriate standard.

- 4) A household that is billed less often than monthly for its costs for utilities must continue to use the appropriate standard between billing months.
 - 5) Households in public housing or privately-owned rental units that receive a bill for over-usage are entitled to use the air conditioning/heating standard allowance. When households (as defined at 7 CFR 273.1(a) (2013)) live together, the air conditioning/heating standard allowance, the limited utility standard allowance, or the single utility standard allowance, whichever is appropriate, shall be allowed for each household that contributes toward the utility costs whether or not each household participates in the program.
 - 6) Households whose expense for heat or electricity, or both, is covered by indirect energy assistance payments under the Low Income Home Energy Assistance Program (LIHEAP) (47 Ill. Adm. Code 100) shall be entitled to the air conditioning/heating standard allowance (7 CFR 273.9 and 273.10(d)(6) (2013)). Households who receive a LIHEAP payment of \$21 or more during the month of application or the preceding 12-month period shall be allowed the air conditioning/heating standard allowance (7 CFR 273.9 (2013)). The provisions of subsection (f)(3) are applicable to households whose expenses for heating or electricity, or both, are covered by indirect energy assistance payments.
 - 7) A household that has both an occupied home and an unoccupied home is entitled to only one standard. The appropriate utility standard may be used for the home the household chooses.
- i) Excess Medical Deduction. A deduction for excess medical expenses shall be allowed for households which contain an elderly or disabled member as defined at 7 CFR 271.2 (2013) and Section 121.61. When a qualifying household member

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incurs medical expenses that are over \$35, the household will be given a Standard Medical Deduction if the expenses will not be reimbursed by insurance or a third party. The Standard Medical Deduction is a result of a Demonstration Project authorized by USDA FNS. The Standard Medical Deduction is \$450 a month for residents of Group Homes or Supportive Living Facilities and ~~\$150~~^{\$165} a month for all other eligible households. Households whose medical expenses exceed \$485 and ~~\$185~~^{\$200} a month, respectively, may opt to claim actual documented medical expenses in lieu of the Standard Medical Deduction and the amount over \$35 will be allowed as a deduction. To ensure federal costs do not increase, the Standard Deduction in subsection (c) will be reduced by \$7 per month for all SNAP households.

(Source: Amended at 46 Ill. Reg. 6729, effective April 12, 2022)

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- 1) Heading of the Part: Retailers' Occupation Tax
- 2) Code Citation: 86 Ill Adm. Code 130
- 3) Section Number: 130.915 Adopted Action:
Amendment
- 4) Statutory Authority: 35 ILCS 120/11
- 5) Effective Date of Rule: April 12, 2022
- 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 amendment, 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*: 45 Ill. Reg. 13575; October 29, 2021
- 10) Has JCAR issued a Statement of Objections to this Rulemaking? No
- 11) Differences between proposal and final version: The only changes made were the ones agreed upon with JCAR. Only grammatical and technical changes were made. No substantive changes were made.
- 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? Yes

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citations:</u>
130.120	Amendment	46 Ill. Reg. 1784, January 28, 2022
130.311	Amendment	46 Ill. Reg. 1784, January 28, 2022
130.701	Amendment	46 Ill. Reg. 2845, February. 18, 2022
130.1520	New Section	46 Ill. Reg. 5162, March 25, 2022

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15) Summary and Purpose of Rule: Section 11 of the Retailers' Occupation Tax Act provides that "all information received by the Department from returns filed under this Act, or from any investigation conducted under this Act, shall be confidential, except for official purposes." The current rule provides that when the Department is engaged in a joint investigation with a law enforcement authority to enforce the Retailers' Occupation Tax Act or another tax Act administered by the Department, it is an official purpose within the meaning of Section 11 of the Retailers' Occupation Tax Act (35 ILCS 120/11) for the Department to furnish information it receives in administering the Retailers' Occupation Tax Act with the law enforcement authority. This section is being amended to repeal the requirement for a written agreement between the Department and the law enforcement authority. Such an agreement is not required by the statute and the purpose of this rule is not to impose additional restrictions beyond the statute, but rather to make clear that sharing with law enforcement is an "official purpose" under the Retailers' Occupation Tax Act.

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

Jennifer R. Kieffer
Associate Counsel
Legal Services Office
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794

(217) 782-2844

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

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

SUBPART A: NATURE OF TAX

Section

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

SUBPART B: SALE AT RETAIL

Section

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

SUBPART C: CERTAIN STATUTORY EXEMPTIONS

Section

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

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

SUBPART D: GROSS RECEIPTS

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

SUBPART E: RETURNS

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

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

SUBPART F: INTERSTATE COMMERCE

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

SUBPART G: CERTIFICATE OF REGISTRATION

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

SUBPART H: BOOKS AND RECORDS

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

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

SUBPART I: PENALTIES AND INTEREST

- Section
130.901 Civil Penalties
130.905 Interest
130.910 Criminal Penalties
130.915 Criminal Investigations

SUBPART J: BINDING OPINIONS

- Section
130.1001 When Opinions from the Department are Binding

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

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

SUBPART L: TIMELY MAILING TREATED AS TIMELY FILING AND PAYING

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

SUBPART M: LEASED PORTIONS OF LESSOR'S BUSINESS SPACE

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

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SUBPART N: SALES FOR RESALE

Section

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

SUBPART O: CLAIMS TO RECOVER ERRONEOUSLY PAID TAX

Section

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

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

Section

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

SUBPART Q: NOTICE OF SALES OF GOODS IN BULK

Section

- 130.1701 Bulk Sales: Notices of Sales of Business Assets

SUBPART R: POWER OF ATTORNEY

Section

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

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SUBPART S: SPECIFIC APPLICATIONS

Section

- 130.1901 Addition Agents to Plating Baths
- 130.1905 Agricultural Producers
- 130.1910 Antiques, Curios, Art Work, Collectors' Coins, Collectors' Postage Stamps and Like Articles
- 130.1915 Auctioneers and Agents
- 130.1920 Barbers and Beauty Shop Operators
- 130.1925 Blacksmiths
- 130.1930 Chiropodists, Osteopaths and Chiropractors
- 130.1934 Community Water Supply
- 130.1935 Computer Software
- 130.1940 Construction Contractors and Real Estate Developers
- 130.1945 Co-operative Associations
- 130.1946 Tangible Personal Property Used or Consumed in Graphic Arts Production within Enterprise Zones Located in a County of more than 4,000 Persons and less than 45,000 Persons
- 130.1947 Tangible Personal Property Used or Consumed in the Process of Manufacturing and Assembly within Enterprise Zones or by High Impact Businesses
- 130.1948 Tangible Personal Property Used or Consumed in the Operation of Pollution Control Facilities Located within Enterprises Zones
- 130.1949 Sales of Building Materials Incorporated into the South Suburban Airport
- 130.1950 Sales of Building Materials Incorporated into the Illiana Expressway
- 130.1951 Sales of Building Materials Incorporated into Real Estate within Enterprise Zones
- 130.1952 Sales of Building Materials to a High Impact Business
- 130.1953 Sales of Building Materials to be Incorporated into a Redevelopment Project Area within an Intermodal Terminal Facility Area
- 130.1954 Sales of Building Materials Incorporated into Real Estate within River Edge Redevelopment Zones
- 130.1955 Farm Chemicals
- 130.1956 Dentists
- 130.1957 Tangible Personal Property Used in the Construction or Operation of Data Centers
- 130.1960 Finance Companies and Other Lending Agencies – Installment Contracts – Bad Debts
- 130.1965 Florists and Nurserymen
- 130.1970 Hatcheries
- 130.1971 Sellers of Pets and the Like

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- 130.1975 Operators of Games of Chance and Their Suppliers
- 130.1980 Optometrists and Opticians
- 130.1985 Pawnbrokers
- 130.1990 Peddlers, Hawkers and Itinerant Vendors
- 130.1995 Personalizing Tangible Personal Property
- 130.2000 Persons Engaged in the Printing, Graphic Arts or Related Occupations, and Their Suppliers
- 130.2004 Sales to Nonprofit Arts or Cultural Organizations
- 130.2005 Persons Engaged in Nonprofit Service Enterprises and in Similar Enterprises Operated As Businesses, and Suppliers of Such Persons
- 130.2006 Sales by Teacher-Sponsored Student Organizations
- 130.2007 Exemption Identification Numbers
- 130.2008 Sales by Nonprofit Service Enterprises
- 130.2009 Personal Property Purchased Through Certain Fundraising Events for the Benefit of Certain Schools
- 130.2010 Persons Who Rent or Lease the Use of Tangible Personal Property to Others
- 130.2011 Sales to Persons Who Lease Tangible Personal Property to Exempt Hospitals
- 130.2012 Sales to Persons Who Lease Tangible Personal Property to Governmental Bodies
- 130.2013 Persons in the Business of Both Renting and Selling Tangible Personal Property – Tax Liabilities, Credit
- 130.2015 Persons Who Repair or Otherwise Service Tangible Personal Property
- 130.2020 Physicians and Surgeons
- 130.2025 Picture-Framers
- 130.2030 Public Amusement Places
- 130.2035 Registered Pharmacists and Druggists
- 130.2040 Retailers of Clothing
- 130.2045 Retailers on Premises of the Illinois State Fair, County Fairs, Art Shows, Flea Markets and the Like
- 130.2050 Sales and Gifts By Employers to Employees
- 130.2055 Sales by Governmental Bodies
- 130.2060 Sales of Alcoholic Beverages, Motor Fuel and Tobacco Products
- 130.2065 Sales of Automobiles for Use In Demonstration (Repealed)
- 130.2070 Sales of Containers, Wrapping and Packing Materials and Related Products
- 130.2075 Sales To Construction Contractors, Real Estate Developers and Speculative Builders
- 130.2076 Sales to Purchasers Performing Contracts with Governmental Bodies
- 130.2080 Sales to Governmental Bodies, Foreign Diplomats and Consular Personnel
- 130.2081 Tax-Free Purchases **by** Exempt Entities, Their Employees and Representatives, and Documenting Sales to Exempt Entities, Their Employees and Representatives

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130.2085	Sales to or by Banks, Savings and Loan Associations and Credit Unions
130.2090	Sales to Railroad Companies
130.2095	Sellers of Gasohol, Coal, Coke, Fuel Oil and Other Combustibles
130.2100	Sellers of Feeds and Breeding Livestock
130.2101	Sellers of Floor Coverings
130.2105	Sellers of Newspapers, Magazines, Books, Sheet Music and Musical Recordings, and Their Suppliers; Transfer of Data Downloaded Electronically
130.2110	Sellers of Seeds and Fertilizer
130.2115	Sellers of Machinery, Tools and Special Order Items
130.2120	Suppliers of Persons Engaged in Service Occupations and Professions
130.2125	Discount Coupons, Gift Situations, Trading Stamps, Automobile Rebates and Dealer Incentives
130.2130	Undertakers and Funeral Directors
130.2135	Vending Machines
130.2140	Vendors of Curtains, Slip Covers and Other Similar Items Made to Order
130.2145	Vendors of Meals
130.2150	Vendors of Memorial Stones and Monuments
130.2155	Tax Liability of Sign Vendors
130.2156	Vendors of Steam
130.2160	Vendors of Tangible Personal Property Employed for Premiums, Advertising, Prizes, Etc.
130.2165	Veterinarians
130.2170	Warehousemen

SUBPART T: DIRECT PAYMENT PROGRAM

Section

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

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AUTHORITY: Implementing the Illinois Retailers' Occupation Tax Act [35 ILCS 120] and authorized by Section 2505-25 of the Department of Revenue Law [20 ILCS 2505].

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

DEPARTMENT OF REVENUE

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9116, effective July 2, 1996; amended at 20 Ill. Reg. 15753, effective December 2, 1996; expedited correction at 21 Ill. Reg. 4052, effective December 2, 1996; amended at 20 Ill. Reg. 16200, effective December 16, 1996; amended at 21 Ill. Reg. 12211, effective August 26, 1997; amended at 22 Ill. Reg. 3097, effective January 27, 1998; amended at 22 Ill. Reg. 11874, effective June 29, 1998; amended at 22 Ill. Reg. 19919, effective October 28, 1998; amended at 22 Ill. Reg. 21642, effective November 25, 1998; amended at 23 Ill. Reg. 9526, effective July 29, 1999; amended at 23 Ill. Reg. 9898, effective August 9, 1999; amended at 24 Ill. Reg. 10713, effective July 7, 2000; emergency amendment at 24 Ill. Reg. 11313, effective July 12, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 15104, effective October 2, 2000; amended at 24 Ill. Reg. 18376, effective December 1, 2000; amended at 25 Ill. Reg. 941, effective January 8, 2001; emergency amendment at 25 Ill. Reg. 1792, effective January 16, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 4674, effective March 15, 2001; amended at 25 Ill. Reg. 4950, effective March 19, 2001; amended at 25 Ill. Reg. 5398, effective April 2, 2001; amended at 25 Ill. Reg. 6515, effective May 3, 2001; expedited correction at 25 Ill. Reg. 15681, effective May 3, 2001; amended at 25 Ill. Reg. 6713, effective May 9, 2001; amended at 25 Ill. Reg. 7264, effective May 25, 2001; amended at 25 Ill. Reg. 10917, effective August 13, 2001; amended at 25 Ill. Reg. 12841, effective October 1, 2001; amended at 26 Ill. Reg. 958, effective January 15, 2002; amended at 26 Ill. Reg. 1303, effective January 17, 2002; amended at 26 Ill. Reg. 3196, effective February 13, 2002; amended at 26 Ill. Reg. 5369, effective April 1, 2002; amended at 26 Ill. Reg. 5946, effective April 15, 2002; amended at 26 Ill. Reg. 8423, effective May 24, 2002; amended at 26 Ill. Reg. 9885, effective June 24, 2002; amended at 27 Ill. Reg. 795, effective January 3, 2003; emergency amendment at 27 Ill. Reg. 11099, effective July 7, 2003, for a maximum of 150 days; emergency expired December 3, 2003; amended at 27 Ill. Reg. 17216, effective November 3, 2003; emergency amendment at 27 Ill. Reg. 18911, effective November 26, 2003, for a maximum of 150 days; emergency expired April 23, 2004; amended at 28 Ill. Reg. 9121, effective June 18, 2004; amended at 28 Ill. Reg. 11268, effective July 21, 2004; emergency amendment at 28 Ill. Reg. 15193, effective November 3, 2004, for a maximum of 150 days; emergency expired April 1, 2005; amended at 29 Ill. Reg. 7004, effective April 26, 2005; amended at 31 Ill. Reg. 3574, effective February 16, 2007; amended at 31 Ill. Reg. 5621, effective March 23, 2007; amended at 31 Ill. Reg. 13004, effective August 21, 2007; amended at 31 Ill. Reg. 14091, effective September 21, 2007; amended at 32 Ill. Reg. 4226, effective March 6, 2008; emergency amendment at 32 Ill. Reg. 8785, effective May 29, 2008, for a maximum of 150 days; emergency expired October 25, 2008; amended at 32 Ill. Reg. 10207, effective June 24, 2008; amended at 32 Ill. Reg. 17228, effective October 15, 2008; amended at 32 Ill. Reg. 17519, effective October 24, 2008; amended at 32 Ill. Reg. 19128, effective December 1, 2008; amended at 33 Ill. Reg. 1762, effective January 13, 2009; amended at 33 Ill. Reg. 2345, effective January 23, 2009; amended at 33 Ill. Reg. 3999, effective February 23, 2009; amended at 33 Ill. Reg. 15781, effective October 27, 2009; amended at 33 Ill. Reg. 16711, effective November 20, 2009; amended at 34 Ill. Reg. 9405, effective June 23, 2010; amended at 34 Ill. Reg. 12935,

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effective August 19, 2010; amended at 35 Ill. Reg. 2169, effective January 24, 2011; amended at 36 Ill. Reg. 6662, effective April 12, 2012; amended at 38 Ill. Reg. 12909, effective June 9, 2014; amended at 38 Ill. Reg. 17060, effective July 25, 2014; amended at 38 Ill. Reg. 17421, effective July 31, 2014; amended at 38 Ill. Reg. 17756, effective August 6, 2014; amended at 38 Ill. Reg. 19998, effective October 1, 2014; amended at 39 Ill. Reg. 1793, effective January 12, 2015; amended at 39 Ill. Reg. 12597, effective August 26, 2015; amended at 39 Ill. Reg. 14616, effective October 22, 2015; amended at 40 Ill. Reg. 6130, effective April 1, 2016; amended at 40 Ill. Reg. 13448, effective September 9, 2016; amended at 41 Ill. Reg. 10721, effective August 1, 2017; amended at 42 Ill. Reg. 2850, effective January 26, 2018; amended at 43 Ill. Reg. 4201, effective March 20, 2019; amended at 43 Ill. Reg. 5069, effective April 17, 2019; amended at 43 Ill. Reg. 8865, effective July 30, 2019; emergency amendment at 43 Ill. Reg. 9841, effective August 21, 2019, for a maximum of 150 days; emergency amendment at 44 Ill. Reg. 552, effective December 27, 2019, for a maximum of 150 days; emergency expired May 24, 2020; emergency amendment at 44 Ill. Reg. 2055, effective January 13, 2020, for a maximum of 180 days; amended at 44 Ill. Reg. 5392, effective March 16, 2020; amended at 44 Ill. Reg. 10981, effective June 10, 2020; amended at 44 Ill. Reg. 13975, effective August 11, 2020; amended at 45 Ill. Reg. 352, effective December 21, 2020; amended at 45 Ill. Reg. 7248, effective June 3, 2021; amended at 45 Ill. Reg. 16058, effective December 3, 2021; amended at 46 Ill. Reg. 6745, effective April 12, 2022.

SUBPART I: PENALTIES AND INTEREST

Section 130.915 Criminal Investigations

- a) *All information received by the Department from returns filed under the Retailers' Occupation Tax Act [35 ILCS 120], or from any investigation conducted under the Retailers' Occupation Tax Act, shall be confidential, except for official purposes, and any person who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class B misdemeanor with a fine not to exceed \$7,500. (Section 11 of the Act)*
- b) When the Department is engaged in a joint investigation with a law enforcement authority, including, but not limited to, State agency law enforcement, federal agency law enforcement, county sheriffs or municipal police, to enforce the Retailers' Occupation Tax Act (ROTA) or another tax Act administered by the Department, it is an official purpose within the meaning of Section 11 of ROTA for the Department to furnish information it receives in administering ROTA with the law enforcement authority. The information shall be provided pursuant to a

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~~written agreement and shall be~~ subject to all confidentiality provisions of Section 11 of ROTA. ~~The written agreement shall provide for reciprocity, limitations on access, disclosure, and procedures for requesting information.~~ A person receiving information pursuant to an official purpose who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class B misdemeanor with a fine not to exceed \$7,500.

(Source: Amended at 46 Ill. Reg. 6745, effective April 12, 2022)

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NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Liquor Control Act
- 2) Code Citation: 86 Ill. Adm. Code 420
- 3) Section Number: 420.150 Adopted Action:
New Section
- 4) Statutory Authority: 235 ILCS 5/8-9
- 5) Effective Date of Rule: April 12, 2022
- 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 amendment, 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*: 45 Ill. Reg. 13642; October 29, 2021
- 10) Has JCAR issued a Statement of Objections to this Rulemaking? No
- 11) Differences between proposal and final version: The only changes made were the ones agreed upon with JCAR. Only grammatical and technical changes were made. No substantive changes were made.
- 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 Rule: The Liquor Control Act of 1934 provides that "All information received by the Department from returns filed under this Act, or from any investigation conducted under this Act, shall be confidential, except for official purposes, and any person who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class B misdemeanor." 235 ILCS 5/8-9.

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This section is being added to make clear that when the Department is engaged in a joint investigation with a law enforcement authority to enforce the Liquor Control Act or another tax act administered by the Department, it is an official purpose within the meaning of Section 8-9 of the Liquor Control Act of 1934 (235 ILCS 5/8-9) for the Department to furnish information it receives in administering the Liquor Control Act with the law enforcement authority.

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

Jennifer R. Kieffer
Associate Counsel
Legal Services Office
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794

(217) 782-2844

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

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NOTICE OF ADOPTED AMENDMENT

TITLE 86: REVENUE
CHAPTER I: DEPARTMENT OF REVENUEPART 420
LIQUOR CONTROL ACT

Section	
420.1	Purpose
420.5	Definitions
420.10	Gallonage Taxes
420.20	Claims to Recover Erroneously Paid Tax
420.30	Shipments of Alcoholic Liquors Out of Illinois
420.40	Non-Beverage Alcoholic Preparations and Compounds
420.50	Non-Beverage Users of Alcoholic Liquors
420.60	Act Does Not Apply
420.70	Tax Provisions of Act Do Not Apply
420.80	Monthly Return
420.90	Books and Records
420.100	Carriers
420.110	Sales to Governmental Bodies
420.120	Warehousing of Liquors
420.130	Non-Beverage User's Books and Records
420.140	Tax-Free Sales of Alcoholic Liquor for Use Aboard Ships Operating in Foreign Commerce Outside the Continental Limits of the United States
420.150	Criminal Investigations

AUTHORITY: Implementing and authorized by Article VIII of the Liquor Control Act of 1934 [235 ILCS 5].

SOURCE: Filed and effective June 17, 1958; codified at 8 Ill. Reg. 17910; amended at 14 Ill. Reg. 18083, effective October 18, 1990; amended at 15 Ill. Reg. 3498, effective February 21, 1991; amended at 24 Ill. Reg. 8096, effective May 26, 2000; amended at 24 Ill. Reg. 14763, effective September 25, 2000; amended at 27 Ill. Reg. 830, effective January 3, 2003; amended at 28 Ill. Reg. 11914, effective July 27, 2004; amended at 39 Ill. Reg. 14701, effective October 22, 2015; amended at 42 Ill. Reg. 23160, effective November 29, 2018; amended at 44 Ill. Reg. 265, effective December 23, 2019; amended at 46 Ill. Reg. 6759, effective April 12, 2022.

[Section 420.150 Criminal Investigations](#)

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- a) All information received by the Department from returns filed under this Act [Liquor Control Act of 1934], or from any investigation conducted under this Act, shall be confidential, except for official purposes, and any person who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class B misdemeanor. 235 ILCS 5/8-9.
- b) When the Department is engaged in a joint investigation with a law enforcement authority, including, but not limited to, State agency law enforcement, federal agency law enforcement, county sheriffs or municipal police, to enforce the Liquor Control Act of 1934 or another tax act administered by the Department, it is an official purpose within the meaning of Section 8-9 of the Liquor Control Act of 1934 for the Department to furnish information it receives in administering the Liquor Control Act of 1934 with the law enforcement authority. The information shall be provided subject to all confidentiality provisions of Section 8-9 of the Liquor Control Act of 1934. A person receiving information pursuant to an official purpose who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class B misdemeanor.

(Source: Added at 46 Ill. Reg. 6759, effective April 12, 2022)

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NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Cigarette Tax Act
- 2) Code Citation: 86 Ill Adm. Code 440
- 3) Section Number: 440.250 Adopted Action:
New Section
- 4) Statutory Authority: 35 ILCS 130/10b
- 5) Effective Date of Rule: April 12, 2022
- 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 amendment, 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*: 45 Ill. Reg. 13646; October 29, 2021
- 10) Has JCAR issued a Statement of Objections to this Rulemaking? No
- 11) Differences between proposal and final version: The only changes made were the ones agreed upon with JCAR. Only grammatical and technical changes were made. No substantive changes were made.
- 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 Rule: The Cigarette Tax Act provides that "All information received by the Department from returns or reports filed under this Act [Cigarette Tax Act], or from any investigation conducted under this Act, shall be confidential, except for official purposes, and any person who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class A misdemeanor." 35 ILCS 130/10b.

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This section is being added to make clear that when the Department is engaged in a joint investigation with a law enforcement authority to enforce the Cigarette Tax Act or another tax act administered by the Department, it is an “official purpose” within the meaning of Section 10b of the Cigarette Tax Act (35 ILCS 130/10b) for the Department to furnish information it receives in administering the Cigarette Tax Act with the law enforcement authority.

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

Jennifer R. Kieffer
Associate Counsel
Legal Services Office
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794

(217) 782-2844

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

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENT

TITLE 86: REVENUE
CHAPTER I: DEPARTMENT OF REVENUEPART 440
CIGARETTE TAX ACT

Section	
440.10	Nature and Rate of Tax
440.20	Tax – How Paid
440.30	Tax – Who Liable For
440.40	Design
440.50	Tax Stamps – When and By Whom Affixed: License or Permit Required
440.60	Tax Stamps – How Affixed
440.70	Tax Stamps – Affixed Out of State
440.75	Cigarette Package Sizes; Sale of Individual or Loose Cigarettes Prohibited; Penalties
440.80	Transporter Permits
440.90	Tax Stamps – Purchase of: Cost: Discount
440.100	Returns Required: When Filed
440.110	Books and Records; Invoices; Penalties
440.120	Unused Stamps: Sale of: Notice to Department
440.130	Mutilated Stamps
440.140	Tax Meters (Repealed)
440.150	Tax Meter Machine Settings (Repealed)
440.160	Vending Machines
440.170	Sales Out of Illinois
440.180	Sales to Governmental Bodies
440.190	Sample Packages of Cigarettes: Stamps or Other Evidence of Tax Payment Affixed
440.200	Credit for Stamps that Are Damaged, Unused, Destroyed or on Packages Returned to the Manufacturer
440.210	Sale of Forfeited Cigarettes and Vending Machines
440.220	Tax-Free Sales of Cigarettes for Use Aboard Ships Operating in Foreign Commerce Outside The Continental Limits of the United States
440.230	Claims for Credit or Refund
440.240	Protest Procedures
440.250	Criminal Investigations

AUTHORITY: Implementing and authorized by the Cigarette Tax Act [35 ILCS 130].

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NOTICE OF ADOPTED AMENDMENT

SOURCE: Filed and effective June 17, 1958; amended at 6 Ill. Reg. 2831 and 2834, effective March 3, 1982; codified at 8 Ill. Reg. 17912; amended at 13 Ill. Reg. 10678, effective June 16, 1989; amended at 14 Ill. Reg. 6794, effective April 19, 1990; amended at 15 Ill. Reg. 117, effective December 24, 1990; emergency amendment at 23 Ill. Reg. 9541, effective July 29, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 14748, effective December 8, 1999; amended at 24 Ill. Reg. 9903, effective June 23, 2000; emergency amendment at 24 Ill. Reg. 10752, effective July 6, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 17793, effective November 28, 2000; amended at 25 Ill. Reg. 933, effective January 8, 2001; emergency amendment at 26 Ill. Reg. 9021, effective June 10, 2002, for a maximum of 150 days; emergency expired November 5, 2002; amended at 27 Ill. Reg. 1618, effective January 15, 2003; emergency amendment at 27 Ill. Reg. 10524, effective July 1, 2003, for a maximum of 150 days; emergency expired November 27, 2003; amended at 28 Ill. Reg. 3906, effective February 13, 2004; amended at 32 Ill. Reg. 17575, effective October 27, 2008; amended at 39 Ill. Reg. 14719, effective October 22, 2015; amended at 42 Ill. Reg. 23174, effective November 29, 2018; amended at 43 Ill. Reg. 8898, effective July 30, 2019; amended at 44 Ill. Reg. 6061, effective April 3, 2020; amended at 46 Ill. Reg. 6763, effective April 12, 2022.

Section 440.250 Criminal Investigations

- a) All information received by the Department from returns or reports filed under this Act [Cigarette Tax Act], or from any investigation conducted under this Act, shall be confidential, except for official purposes, and any person who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class A misdemeanor. 35 ILCS 130/10b.

- b) When the Department is engaged in a joint investigation with a law enforcement authority, including, but not limited to, State agency law enforcement, federal agency law enforcement, county sheriffs or municipal police, to enforce the Cigarette Tax Act or another tax act administered by the Department, it is an official purpose within the meaning of Section 10b of the Cigarette Tax Act for the Department to furnish information it receives in administering the Cigarette Tax Act with the law enforcement authority. The information shall be provided subject to all confidentiality provisions of Section 10b of the Cigarette Tax Act. A person receiving information pursuant to an official purpose who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class A misdemeanor.

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NOTICE OF ADOPTED AMENDMENT

(Source: Added at 46 Ill. Reg. 6763, effective April 12, 2022)

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NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Cigarette Use Tax Act
- 2) Code Citation: 86 Ill. Adm. Code 450
- 3) Section Number: 450.140 Adopted Action:
New Section
- 4) Statutory Authority: 35 ILCS 135/20
- 5) Effective Date of Rule: April 12, 2022
- 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 amendment, 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*: 45 Ill. Reg. 13651; October 29, 2021
- 10) Has JCAR issued a Statement of Objections to this Rulemaking? No
- 11) Differences between proposal and final version: The only changes made were the ones agreed upon with JCAR. Only grammatical and technical changes were made. No substantive changes were made.
- 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 Rule: The Cigarette Use Tax Act provides that "All information received by the Department from returns or reports filed under this Act [Cigarette Tax Act], or from any investigation conducted under this Act, shall be confidential, except for official purposes, and any person who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class A misdemeanor." [35 ILCS 135/20]

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This section is being added to make clear that when the Department is engaged in a joint investigation with a law enforcement authority to enforce the Cigarette Use Tax Act or another tax act administered by the Department, it is an “official purpose” within the meaning of Section 20 of the Cigarette Use Tax Act [35 ILCS 135/20] for the Department to furnish information it receives in administering the Cigarette Use Tax Act with the law enforcement authority.

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

Jennifer R. Kieffer
Associate Counsel
Legal Services Office
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794

(217) 782-2844

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

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENT

TITLE 86: REVENUE
CHAPTER I: DEPARTMENT OF REVENUEPART 450
CIGARETTE USE TAX ACT

Section	
450.10	Nature and Rate of Tax
450.20	Tax Stamps – Affixed Out of State
450.30	Licenses and Permits – Bonds
450.40	Reports and Returns
450.50	Books and Records; Invoices; Penalties
450.60	Unused Stamps – Sale of – Notice to Department – Mutilated Stamps
450.70	Cigarettes Used Outside Illinois
450.80	Purchase of Cigarettes by Governmental Bodies for Use
450.90	Credit for Stamps that Are Damaged, Unused, Destroyed or on Packages Returned to the Manufacturer
450.100	Sample Packages of Cigarettes – Stamps or Other Evidence of Tax Collection Affixed
450.110	Forfeited Cigarettes and Vending Machines
450.120	Claims for Credit or Refund
450.130	Protest Procedures
<u>450.140</u>	<u>Criminal Investigations</u>

AUTHORITY: Implementing and authorized by the Cigarette Use Tax Act [35 ILCS 135].

SOURCE: Filed and effective June 17, 1958; codified at 8 Ill. Reg. 13838; amended at 13 Ill. Reg. 10687, effective June 16, 1989; amended at 14 Ill. Reg. 6804, effective April 19, 1990; amended at 15 Ill. Reg. 122, effective December 24, 1990; amended by emergency rulemaking at 23 Ill. Reg. 9546, effective July 29, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 14753, effective December 8, 1999; amended at 24 Ill. Reg. 9909, effective June 23, 2000; emergency amendment at 24 Ill. Reg. 10759, effective July 6, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 17800, effective November 28, 2000; amended at 25 Ill. Reg. 937, effective January 8, 2001; emergency amendment at 26 Ill. Reg. 9027, effective June 10, 2002, for a maximum of 150 days; emergency expired November 5, 2002; amended at 27 Ill. Reg. 1647, effective January 15, 2003; emergency amendment at 27 Ill. Reg. 10529, effective July 1, 2003, for a maximum of 150 days; emergency expired November 27, 2003; amended at 28 Ill. Reg. 3911, effective February 13, 2004; amended at 32 Ill. Reg. 17580, effective October 27, 2008; amended at 42 Ill. Reg. 23186, effective November 29, 2018; amended at 43 Ill. Reg.

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8915, effective July 30, 2019; amended at 44 Ill. Reg. 6069, effective April 3, 2020; amended at 46 Ill. Reg. 6768, effective April 12, 2022.

Section 450.140 Criminal Investigations

- a) All information received by the Department from returns or reports filed under this Act [Cigarette Use Tax Act], or from any investigation conducted under this Act, shall be confidential, except for official purposes, and any person who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class A misdemeanor. 35 ILCS 135/20.
- b) When the Department is engaged in a joint investigation with a law enforcement authority, including, but not limited to, State agency law enforcement, federal agency law enforcement, county sheriffs or municipal police, to enforce the Cigarette Use Tax Act or another tax act administered by the Department, it is an official purpose within the meaning of Section 20 of the Cigarette Use Tax Act for the Department to furnish information it receives in administering the Cigarette Use Tax Act with the law enforcement authority. The information shall be provided subject to all confidentiality provisions of Section 20 of the Cigarette Use Tax Act. A person receiving information pursuant to an official purpose who divulges any such information in any manner, except in accordance with a proper judicial order or as otherwise provided by law, shall be guilty of a Class A misdemeanor.

(Source: Added at 46 Ill. Reg. 6768, effective April 12, 2022)

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- 1) Heading of the Part: Procedures and Standards
- 2) Code Citation: 92 Ill. Adm. Code 1001
- 3) Section Number: 1001.442 Adopted Action: Amendment
- 4) Statutory Authority: Authorized by Section 2-104 and 11-501 of the Illinois Vehicle Code and implementing Sections 6-103, 6-205(c), 6-206(c)(3) and 6-208 of the Illinois Vehicle Code [625 ILCS 5].
- 5) Effective Date of Rule: April 13, 2022
- 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 amendment, 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*: 45 Ill. Reg. 5489; April 30, 2021
- 10) Has JCAR issued a Statement of Objections to this Rulemaking? No
- 11) Differences between proposal and final version: Based on comments received from SmartStart, Inc, a few changes were made to include (j)(10) wherein reference to animal urine and feces was replaced to include only animals as defined by 720 ILCS 5/48-8 being allowed to be in service centers. Instead of reference to smoking cigarettes and cannabis in areas where a BAIID is installed (j)(11), there are several areas in a service center and restricting smoking cigarettes and cannabis in the "presence of the BAIID permittee" would be more clear. It was made clear that not all remote start features need to be disabled completely and that for those that need not be, a post-inspection installation is required to ensure the BAIID and the remote start do not interfere with each other. Gender references were removed in (d) and clarity is added to (j)(6) referencing BAIID permittee familiarity with the device.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes

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- 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 sets forth additional requirements for installers of breath alcohol ignition interlock devices (BAIIDs) to ensure that the devices are installed safely and professionally in a sanitary location. Imposes additional requirements for BAIID providers to ensure proper monitoring of their installers.
- 16) Information and questions regarding this adopted rule shall be directed to:

Secretary of State
Pamela Wright
298 Howlett Building
Springfield, IL 62756

217-785-3094
pwright@ilsos.gov

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

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TITLE 92: TRANSPORTATION
CHAPTER II: SECRETARY OF STATE

PART 1001
PROCEDURES AND STANDARDS

SUBPART A: FORMAL ADMINISTRATIVE HEARINGS

Section

- 1001.10 Applicability
- 1001.20 Definitions
- 1001.30 Right to Counsel
- 1001.40 Appearance of Attorney
- 1001.50 Special Appearance
- 1001.60 Substitution of Parties
- 1001.70 Commencement of Actions; Notice of Hearing
- 1001.80 Motions
- 1001.90 Form of Papers – Original Documents Required
- 1001.100 Conduct of Formal Hearings
- 1001.110 Orders; Notification; Time Limits on Obtaining Relief
- 1001.120 Record of Hearings
- 1001.130 Invalidity

SUBPART B: ILLINOIS SAFETY RESPONSIBILITY HEARINGS

Section

- 1001.200 Applicability
- 1001.210 Definitions
- 1001.220 Hearings: Notice; Location; Procedures; Record
- 1001.230 Rules of Evidence
- 1001.240 Scope of Hearings
- 1001.250 Decisions and Orders
- 1001.260 Rehearings
- 1001.270 Judicial Review
- 1001.280 Invalidity

SUBPART C: RULES ON THE CONDUCT OF INFORMAL HEARINGS IN
DRIVER'S LICENSE SUSPENSIONS AND REVOCATIONS

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Section

1001.300	Applicability
1001.310	Definitions
1001.320	Right to Representation
1001.330	Record and Reports
1001.340	Location of Hearings
1001.350	Duties and Responsibilities
1001.360	Decisions; Time Limits on Obtaining Relief
1001.370	Invalidity

SUBPART D: STANDARDS FOR THE GRANTING OF RESTRICTED DRIVING PERMITS, REINSTATEMENT, AND THE TERMINATION OF CANCELLATIONS OF DRIVING PRIVILEGES BY THE OFFICE OF THE SECRETARY OF STATE

Section

1001.400	Applicability; Statement of Principle and Purpose
1001.410	Definitions
1001.420	General Provisions Relating to the Issuance of Restricted Driving Permits
1001.430	General Provisions for Reinstatement of Driving Privileges after Revocation
1001.440	Provisions for Alcohol and Drug Related Revocations, Suspensions, and Cancellations
1001.441	Procedures for Breath Alcohol Ignition Interlock Device Conditioned RDPs
1001.442	BAIID Provider Certification Procedures and Responsibilities; Certification of BAIIDs; Inspections; BAIID Installer's Responsibilities; Decertification of a BAIID Provider
1001.443	Breath Alcohol Ignition Interlock Device Multiple Offender – Compliance with Interlock Program
1001.444	Monitoring Device Driving Permit (MDDP) Provisions
1001.450	New Hearings
1001.460	Requests for Modification of Revocations and Suspensions
1001.465	Cancellation of Driving Privileges; Hearing to Contest and Show Cause Hearing
1001.470	Renewal, Correction and Cancellation of RDPs
1001.480	Unsatisfied Judgment Suspensions
1001.485	Reinstatement Application Based Upon Issuance of Drivers License in a State Which is a Member of the Driver License Compact
1001.490	Invalidity

SUBPART E: FORMAL MEDICAL HEARINGS

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Section	
1001.500	Applicability
1001.510	Definitions
1001.520	Procedure
1001.530	Conduct of Medical Formal Hearings
1001.540	Subsequent Hearings

SUBPART F: ZERO TOLERANCE SUSPENSION OF DRIVING PRIVILEGES;
PERSONS UNDER THE AGE OF 21 YEARS; IMPLIED CONSENT
HEARINGS; RESTRICTED DRIVING PERMITS

Section	
1001.600	Applicability
1001.610	Definitions
1001.620	Burden of Proof
1001.630	Implied Consent Hearings; Religious Exception
1001.640	Implied Consent Hearings; Medical Exception
1001.650	Rebuttable Presumption
1001.660	Alcohol and Drug Education and Awareness Program
1001.670	Petitions for Restricted Driving Permits
1001.680	Form and Location of Hearings
1001.690	Invalidity

SUBPART G: MOTOR VEHICLE FRANCHISE ACT

Section	
1001.700	Applicability
1001.710	Definitions
1001.720	Organization of Motor Vehicle Review Board
1001.730	Motor Vehicle Review Board Meetings
1001.740	Board Fees
1001.750	Notice of Protest
1001.760	Hearing Procedures
1001.770	Conduct of Protest Hearing
1001.780	Mandatory Settlement Conference
1001.785	Technical Issues
1001.790	Hearing Expenses; Attorney's Fees
1001.795	Invalidity

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SUBPART H: MISCELLANEOUS

Section

1001.800 Extension of Hearing Dates

1001.APPENDIX A BAIID Regions and Minimum Installation/Service Center Site Location Guidelines (Repealed)

AUTHORITY: Authorized by Section 2-104 and 11-501 of the Illinois Vehicle Code and implementing Sections 6-103, 6-205(c), 6-206(c)(3) and 6-208 of the Illinois Vehicle Code [625 ILCS 5].

SOURCE: Adopted and codified at 7 Ill. Reg. 7501, effective June 17, 1983; amended at 8 Ill. Reg. 4220, effective April 1, 1984; emergency amendment at 9 Ill. Reg. 17030, effective October 18, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 4558, effective March 18, 1986; amended at 11 Ill. Reg. 17844, effective October 15, 1987; amended at 13 Ill. Reg. 15803, effective October 1, 1989; amended at 14 Ill. Reg. 2601, effective February 15, 1990; amended at 14 Ill. Reg. 16041, effective October 1, 1990; emergency amendment at 16 Ill. Reg. 19926, effective December 8, 1992, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 2047, effective January 27, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 6274, effective May 1, 1993; amended at 17 Ill. Reg. 8528, effective June 1, 1993; emergency amendment at 18 Ill. Reg. 7916, effective May 10, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 15127, effective September 21, 1994; emergency amendment at 19 Ill. Reg. 54, effective January 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 6667, effective May 1, 1995; emergency amendment at 20 Ill. Reg. 1626, effective January 15, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 8328, effective June 12, 1996; emergency amendment at 20 Ill. Reg. 9355, effective July 1, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 15773, effective November 28, 1996; amended at 23 Ill. Reg. 692, effective January 15, 1999; amended at 24 Ill. Reg. 19257, effective December 15, 2000; expedited correction at 25 Ill. Reg. 7352, effective December 15, 2000; emergency amendment at 25 Ill. Reg. 13790, effective October 15, 2001, for a maximum of 150 days; emergency expired on March 13, 2002; emergency amendment at 25 Ill. Reg. 14979, effective November 9, 2001, for a maximum of 150 days; emergency expired on April 7, 2002; amended at 26 Ill. Reg. 9380, effective June 13, 2002; amended at 26 Ill. Reg. 13347, effective August 21, 2002, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 14706, effective September 20, 2002, for a maximum of 150 days; emergency expired on February 16, 2003; amended at 27 Ill. Reg. 5969, effective March 31, 2003; amended at 27 Ill. Reg. 13577, effective August 1, 2003; amended at 28 Ill. Reg. 12123, effective September 1, 2004; amended at 28 Ill. Reg. 15804, effective November 19, 2004; amended at 31 Ill. Reg. 6185, effective May 1, 2007; amended at 31 Ill. Reg. 14837,

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effective November 1, 2007; amended at 33 Ill. Reg. 282, effective January 1, 2009; emergency amendment at 35 Ill. Reg. 3848, effective February 15, 2011, for a maximum of 150 days; amended at 35 Ill. Reg. 10934, effective June 21, 2011; amended at 36 Ill. Reg. 7300, effective April 30, 2012; amended at 37 Ill. Reg. 5844, effective April 19, 2013; amended at 39 Ill. Reg. 2718, effective February 6, 2015; amended at 40 Ill. Reg. 834, effective December 31, 2015; amended at 40 Ill. Reg. 6158, effective March 23, 2016; amended at 41 Ill. Reg. 473, effective December 28, 2016; amended at 42 Ill. Reg. 16921, effective September 5, 2018; emergency amendment at 44 Ill. Reg. 5824, effective March 17, 2020, for a maximum of 150 days; emergency amendment to emergency rule at 44 Ill. Reg. 6634, effective April 9, 2020, for the remainder of the 150 days; emergency rule effective March 17, 2020, as amended April 9, 2020, repealed at 44 Ill. Reg. 11588, effective June 30, 2020; emergency amendment at 44 Ill. Reg. 11882, effective June 30, 2020, for a maximum of 150 days; amended at 44 Ill. Reg. 14243, effective August 19, 2020; amended at 44 Ill. Reg. 18734, effective November 13, 2020; amended at 45 Ill. Reg. 14985, effective November 12, 2021; amended at 46 Ill. Reg. 6772, effective April 13, 2022.

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Section 1001.442 BAIID Provider Certification Procedures and Responsibilities; Certification of BAIIDs; Inspections; BAIID Installer's Responsibilities; Decertification of a BAIID Provider

- a) Certification Required to Provide BAIID Services. No person or entity may provide BAIID services pursuant to this Subpart D unless certified as a BAIID provider by the Secretary. All certified BAIID providers must apply for recertification on an annual, calendar year basis, with applications for recertification due in the Secretary's office no later than September 1 of each year.
- b) Who May Provide BAIID Services. BAIID providers may be a manufacturer of BAIIDs, an authorized representative of a manufacturer of BAIIDs, an installer of BAIIDs or other business entity. Without regard to the specific business operations of the BAIID provider, all certified BAIID providers under this Section shall be responsible for insuring that all of the duties and responsibilities of a BAIID provider are carried out in accordance with this Subpart D, including, but not limited to, providing, distributing, installing and servicing approved BAIIDs. BAIID providers may provide these services through their own resources, through a subsidiary, or through contractual relationships with third parties.

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- c) Information Required in Application for Certification. Persons or entities desiring to be certified as BAIID providers may submit an application for certification at any time. An application for certification or recertification as a BAIID provider shall include all of the following information:
- 1) The name, business address and telephone number of the applicant. If the applicant is a business entity other than a corporation, the application must include the names and addresses of the owners of the entity. If the applicant is a corporation, the application must include the names and addresses of any person or entity owning 10% or more of the outstanding shares of the corporation;
 - 2) The names, business addresses and telephone numbers, and titles of any officers, managers or supervisors of the applicant who will be involved in the provision of BAIID services;
 - 3) A description of each BAIID the applicant proposes to install, including the name and address of the manufacturer and the model of the unit, with a copy of all manuals and information guides made available to program participants. Unless the BAIID has been previously certified by the Secretary pursuant to this Section, the application must include the information necessary to obtain certification of the BAIID pursuant to this Section;
 - 4) If the applicant is not a BAIID manufacturer, the application must include proof of the applicant's right to distribute and install the particular types of BAIIDs the applicant is proposing to utilize. The proof may include a letter (composed on letterhead stationery), or a copy of a purchase, lease, rental or distribution agreement with the manufacturer;
 - 5) A detailed description of the applicant's plan for distribution, installation and service of BAIIDs in Illinois, including the names and addresses of all installers the applicant intends to use. This plan must demonstrate the applicant's ability to distribute and install BAIIDs and the ability to submit reports to the Secretary electronically within the time frames established by this Subpart D;

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- 6) A list of all other jurisdictions/states in which the applicant currently operates or has operated, and contact information for each jurisdiction/state;
- 7) Copies of policy and procedure manuals and training manuals used regarding installer training, calibration training, calibration equipment, installation equipment, and contracts/agreements with installers;
- 8) A signed statement that the applicant agrees to provide services to program participants who have been declared indigent by the Secretary for the purposes of the BAID program;
- 9) Proof of liability insurance. General commercial liability and/or product liability insurance, which shall include coverage for installation services, shall be maintained with minimum liability limits of \$1 million per occurrence and \$3 million aggregate total. If the applicant is not both the manufacturer and installer of the BAID, proof of liability insurance must be provided showing coverage of both the manufacturer and the installer. If proof of separate policies for the manufacturer and installer is provided, each policy must have minimum liability limits of \$1 million per occurrence and \$3 million aggregate total. Other commercially acceptable insurance arrangements, in the same minimum amounts, may be accepted at the discretion of the Secretary;
- 10) A statement that the applicant shall agree to indemnify and hold the State of Illinois and the Secretary, their officers, agents and employees, harmless from and against any and all liabilities, demands, claims, suits, losses, damages, causes of action, fines or judgments, including costs, attorneys' and witnesses' fees, and expenses incident to any of these actions, relating to bodily injuries to persons (including death) and for loss or damage to, or destruction of, real and/or tangible property (including property of the State) resulting from the negligence or misconduct of the applicant, its employees, agents or contractors in the manufacture, installation, service, repair, use or removal of a BAID or performance of any other duties required by this Section;
- 11) Examples of images taken by the BAID. If, in the opinion of the Secretary, the images are not clear and accurate, the Secretary may deny certification;

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- 12) Proof that the applicant is in good standing with the Illinois Secretary of State, Business Services Department.
- d) The Secretary shall notify the applicant, in writing, of ~~the Secretary's his or her~~ decision regarding the application for certification or recertification as a BAIID provider.
- e) If an original or amended application to be certified or recertified as a BAIID provider is denied, the applicant may not reapply until 12 months have elapsed from the date of denial or the date of the final order of the hearing officer upholding the denial if the decision is reviewed in a formal administrative hearing. Prior to denying an application based on de minimis errors, including but not limited to typographical or scrivener's errors, the Secretary shall advise the applicant of the error and provide the applicant 14 business days to correct the error.
- f) In deciding whether to grant or deny an application, the Secretary may take into consideration the applicant's past performance in Illinois and other jurisdictions in manufacturing, distributing, installing or servicing BAIIDs, whether the applicant's license or certification to manufacture, distribute, install or service BAIIDs has ever been suspended, revoked, denied, cancelled or withdrawn and whether the applicant has applied to operate as a BAIID provider in another state and was denied.
- g) An applicant that has been certified pursuant to this Section may at any time submit an amended application seeking certification to distribute and install a BAIID model in addition to or other than the models previously certified for use by the applicant.
- h) **Services that Must be Provided.** After certification or recertification by the Secretary, BAIID providers shall provide the following services and meet the following requirements:
 - 1) All installations of BAIIDs shall be done in a workmanlike manner and shall be in accordance with the standards set forth in this Section and with the requirements of the manufacturer. All BAIIDs installed shall be in working order and shall perform in accordance with the standards set forth in this Section. All BAIIDs must be installed and all reports to the

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Secretary must be made within the time frames established by this Subpart D;

- 2) The BAIID provider shall only install models of BAIIDs that the provider has been authorized to install pursuant to this Section and the BAIIDs shall only be installed at installation sites reported to the Secretary pursuant to this Section;
- 3) Any BAIID provider that sells, rents and/or leases BAIIDs in Illinois pursuant to this Subpart D shall report to the Secretary within 7 days all such sales, rentals, and/or leases listing the BAIID permittee's name and driver's license number, the installer, the installer's location, the make and serial number of the BAIID, and the make, model and VIN of the vehicle in which the BAIID is installed;
- 4) The BAIID provider shall provide a toll free customer service/question/complaint hotline that is answered, at a minimum, during normal business hours, Monday through Friday;
- 5) The BAIID provider shall provide a course of training and written instructions for the BAIID permittee or MDDP offender on operation, maintenance, and safeguards against improper operations, and instruct the BAIID permittee or MDDP offender to maintain a journal of events surrounding failed readings or problems with the BAIID. Copies of all materials used in this course of training shall be provided to the Secretary;
- 6) The BAIID provider shall provide service for malfunctioning or defective BAIIDs within a maximum of 48 hours after notification of a request for service. This support shall be in effect during the period the BAIID is required to be installed in a motor vehicle;
- 7) The BAIID provider shall provide, at the request of the Secretary, expert or other required testimony in any civil or criminal proceedings or administrative hearings as to issues involving BAIIDs, including the method of manufacture of the BAIID and how the BAIID functions;
- 8) If a BAIID provider requires a security deposit by a BAIID permittee or MDDP offender and the amount of the deposit required is more than an amount equal to one month's rental or lease fee, the security deposit must

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be deposited in an escrow account established at a bank, savings bank or savings and loan association located within the State of Illinois. The BAIID provider will provide the Secretary with a certified statement of the escrow account upon the Secretary's request;

- 9) BAIID providers must submit monitor reports or reports of any other service to the Secretary whenever a BAIID is brought in for monitoring, a portion of the BAIID is sent to the BAIID provider, the BAIID is read remotely, or a BAIID is brought in pursuant to a service or notification report. Except as provided in subsection (h)(10), the reports must be submitted to the Secretary no later than 7 days from the date the BAIID is brought in, an appropriate portion of the BAIID is sent to the BAIID provider, or the BAIID is read remotely;
- 10) When a vehicle is brought into a service center to have the BAIID read or calibrated, the BAIID installer shall carefully inspect the BAIID and all wiring and connections related to the BAIID for signs of tampering or circumvention. If a BAIID has been installed that permits the BAIID permittee or MDDP offender to mail in a portion of the BAIID to be read and calibrated, or allows the BAIID to be read remotely, that BAIID permittee or MDDP offender shall be required to bring ~~the~~^{his or her} vehicle into a BAIID installation site at least once every 6 months so that the BAIID and all related wiring and connections may be inspected for signs of tampering or circumvention. Within 2 business days after discovery, the BAIID provider shall report to the Secretary evidence of tampering or attempts to circumvent a BAIID. The BAIID provider shall preserve any available physical evidence of tampering or circumvention and shall make that evidence available to the Secretary. Within 2 business days after an inspection of a mail-in or remotely read BAIID vehicle, the installer shall notify the SOS that evidence of tampering or circumvention has been found;
- 11) BAIID providers shall notify the Secretary within 7 days when a BAIID has been installed, reinstalled or deinstalled, and shall provide to the Secretary, upon request, additional reports, to include but not be limited to records of calibrations, maintenance checks and usage records on BAIIDs placed in service in Illinois;

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- 12) The BAIID provider shall provide service to all BAIID permittees or MDDP offenders who request services from the BAIID provider and who have met the requirements of this Subpart D, including the payment of fees due to the provider, unless the fees are otherwise waived by rule or statute;
- 13) The BAIID provider must immediately notify the Secretary in writing if the provider or the BAIID manufacturer or installer becomes unable to produce, supply, service, repair, maintain or monitor BAIIDs in compliance with this Subpart D or if the provider has been suspended or decertified in any other jurisdiction;
- 14) With the exception of mobile installations authorized by Section 1001.442(n), the BAIID provider shall provide the Secretary a list of all locations in Illinois where BAIIDS may be purchased, rented, leased, installed, removed, serviced, repaired, calibrated, accuracy checked, inspected and monitored. The BAIID provider shall notify the Secretary within 48 hours of any new installation locations or any installation locations that are closed;
- 15) The BAIID provider shall install, monitor and deinstall authorized BAIIDs without fee to any MDDP offender determined to be indigent by the Secretary who requests services from the BAIID provider and who presents written documentation of indigency from the Secretary;
- 16) The Secretary may designate the form, format and method of delivery (e.g., facsimile, electronic transfer, etc.), for any reports, information, or data required to be filed with the Secretary pursuant to this Subpart D, including, but not limited to, installation verification forms, monitoring report forms, noncompliance report forms, notices of calibration, verification, tampering or circumvention, removal or deinstallation report forms, and information necessary to implement and monitor the indigent surcharge payments to the Indigent BAIID Fund and payment provisions from the Indigent BAIID Fund set forth in IVC Section 6-206.1 and Section 1001.444. Images taken by the BAIID must be available to the Secretary via online account access;
- 17) The Secretary shall review and approve leases or rental agreements the BAIID provider intends to utilize between the BAIID provider and the

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BAIID permittee or MDDP offender. The BAIID provider shall submit to the Secretary a copy of the schedule of all fees that will be charged to BAIID permittees or MDDP offenders, and shall submit an amended schedule of fees whenever there is a change to the BAIID provider's fees;

- 18) The BAIID providers shall agree to take assignments to unserved areas of Illinois pursuant to this Section, as those areas are defined in subsection (m)(2);
- 19) The Secretary shall have the right to conduct independent inspections of BAIID providers, manufacturers and installers, including inspection of any BAIIDs and calibration equipment present at the time of the inspection, to determine if they are in compliance with the requirements of this Subpart D. The Secretary shall notify, in writing, and require the BAIID provider to correct any noncompliance revealed during any inspections. Within 30 days after receiving a notice of noncompliance, the BAIID provider shall notify the Secretary, in writing, of any corrective action taken;
- 20) Upon the request of the Secretary, the BAIID provider shall, at no cost to the State of Illinois, provide the Secretary with not more than two BAIIDs for each model that is certified under this Section. These models will be used for demonstration and training purposes;
- 21) Unless an alternative method for reading and calibrating the BAIID has been approved by the Secretary, all BAIIDs shall be recalibrated, whenever they are brought to the provider for any type of service or monitoring, using a wet bath simulator or other approved equivalent procedure, i.e., dry gas standard. Calibrations shall be done no less frequently than every 67 days, including those BAIIDS that are read remotely;
- 22) Calibration equipment shall be in good working order and maintained and operated according to the equipment manufacturer's recommendations. Solution in wet bath calibration units shall be changed according to the manufacturer's recommendations and new solution shall be stored in a cool, dry location and discarded upon the expiration date. Dry gas cylinders must be stored in an area protected from exposure to weather;

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- 23) BAIID providers shall maintain records related to a BAIID permittee or MDDP offender, including but not limited to installation, monitoring, circumvention and deinstallation, for a period of 3 years after the BAIID is deinstalled.
- i) Criteria for Certification of BAIIDs. Only BAIIDs that have been certified for use in Illinois pursuant to this Section may be installed in the vehicles of BAIID permittees and MDDP offenders. Certification of a BAIID shall be based on the following criteria:
- 1) A review and evaluation of test results from any nationally recognized and certified laboratory test facility that is accredited by the International Standards Organization (ISO). The evaluation and test results must affirm the BAIID's ability to meet the Model Safety and Utility Specifications for Breath Alcohol Ignition Interlock Devices (BAIIDs) promulgated by the National Highway Traffic Safety Administration (NHTSA), U.S. Department of Transportation, 78 Fed. Reg. 89, May 8, 2013, except for:
- A) 1.4.S, Power, if the BAIID is not designed to be operated from the battery;
 - B) 1.5.2.S, Extreme Operating Range, if the BAIID is not designed to be operated below -20° C and above +70° C;
 - C) 2.3.S, Warm Up, if the BAIID is not designed to be operated below -20° C;
 - D) 2.5.S, Temperature Package, if the BAIID is not designed to be operated below -20° C and above +70° C;
- 2) The BAIID provider must certify that the BAIID:
- A) Does not impede the safe operation of a vehicle;
 - B) Minimizes opportunities to bypass the BAIID;
 - C) Performs accurately and reliably under normal conditions;

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- D) Prevents a BAIID permittee or MDDP offender from starting a vehicle when the BAIID permittee or MDDP offender has a prohibited BrAC, i.e., $P \geq 0.025$;
 - E) Satisfies the requirements for certification set forth in this Section;
 - F) Has a camera that takes clear and accurate images of the individual utilizing the BAIID and that has a sufficiently wide angle that it will be possible to determine whether the individual blowing into the BAIID is seated in the driver's seat and whether a circumvention device has been inserted into the mouthpiece of the BAIID;
 - G) Provides calibration stability for a period of no less than 67 days;
- 3) No BAIID shall be certified if it demonstrates an accuracy rate ≥ 0.01 in unstressed conditions or ≥ 0.02 in stressed conditions. The terms "stressed" and "unstressed" shall be defined according to the NHTSA standards referred to in subsection (i)(1);
 - 4) Any BAIID to be certified shall be designed and constructed with an alcohol setpoint of 0.025;
 - 5) Any BAIID to be certified shall require the operator of the vehicle to submit to a running retest at a random time within 5 to 15 minutes after starting the vehicle. Running retests shall continue at a rate of two per hour in random intervals not to exceed 45 minutes after the first running retest;
 - 6) Any BAIID to be certified shall be designed and constructed to immediately begin blowing the horn if:
 - A) The running retest is not performed;
 - B) The BrAC reading of the running retest is 0.05 or more; or
 - C) Tampering or circumvention attempts are detected;

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- 7) The BAIID shall be required to have permanent lockout 5 days after it gives service or inspection notification to the BAIID permittee or MDDP offender if it is not serviced or calibrated within that five day period.
- A) The BAIID shall give service or inspection notification to the BAIID permittee or MDDP offender upon the occurrence of any of the following events:
- i) Every instance in which the BAIID registers 3 BrAC readings of .05 or more within a 30 minute period;
 - ii) Any attempted tampering or circumvention;
 - iii) The time for the BAIID permittee or MDDP offender to take the vehicle for the initial monitor report;
 - iv) Every 60 days after the initial monitor report;
 - v) For MDDP offenders, 5 violations within the 60 day monitoring period;
 - vi) Every 6 months, for an inspection pursuant to Section 1001.441(h)(2) in which the type of BAIID installed allows for a portion of the BAIID to be mailed in or allows the BAIID to be read remotely;
- B) In addition, the BAIID shall record and communicate to the BAIID permittee or MDDP offender and to the Secretary's office via monitor reports all of the preceding events and all starts of the vehicle, both successful and unsuccessful;
- C) The BAIID shall record an image each time the vehicle is started, each time a test is prompted, each time a successful or unsuccessful test sample is taken, and whenever there is a failed attempt to provide a breath sample;
- 8) The BAIID shall be required to have 24 hour lockout anytime the BAIID permittee or MDDP offender registers 3 BrAC readings of 0.05 or more within a 30 minute period;

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- 9) Certification of a BAIID may be withdrawn by the Secretary, based on a field testing protocol developed by the Secretary to determine the BAIID's ability to operate in a consistently reliable manner and based upon review of field performance results; a review of BAIID usage by BAIID permittees and MDDP offenders; and BAIID monitor reports;
- 10) Upon the request of the Secretary, the BAIID provider shall, at no cost to the State of Illinois, install not more than three of each model of BAIID for which certification is sought in the vehicles provided by the Secretary for field testing. The Secretary may independently evaluate each BAIID to ensure compliance with the requirements in this Section. The evaluation criteria include, but are not limited to, repeated testing of alcohol-laden samples, filtered samples, circumvention attempts, tampering, and testing for all specifications listed in this Subpart D. An applicant or provider is limited to 3 field tests per BAIID model as part of the certification process. If a BAIID model of an applicant or provider fails 3 field tests, the applicant or provider shall not be certified unless the applicant or BAIID provider has another BAIID model that has been certified by the Secretary;
- 11) Upon the request of the Secretary, for each model of BAIID certified under this Section, the BAIID provider shall provide a total of at least 10 hours of training to the Secretary's employees at no cost to the State of Illinois. This training shall be held at the times and locations within the State designated by the Secretary. The training shall be designed to familiarize the Secretary's employees with the installation, operation, service, repair and removal of the BAIIDs and with the training and instructions that the BAIID provider will give to BAIID permittees and MDDP offenders. The BAIID provider shall also provide the Secretary, upon request, the following materials:
 - A) A detailed description of the BAIID, including complete instructions for installation, operation, service, repair and removal of the BAIID;
 - B) Complete technical specifications describing the BAIID's accuracy, reliability, security, data collection and recording,

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tamper and circumvention detection, imaging and environmental features;

- 12) Any BAID that is not certified may be re-tested at the request of the BAID provider but not more often than once in a calendar year;
 - 13) The Secretary shall not accept for certification any BAID that uses Taguchi cell technology to determine BrAC;
 - 14) BAIDs must use, as their anti-circumvention method, one of the following technologies: either a positive>negative>positive or positive>negative air pressure test requirement, or a mid-test hum tone requirement. BAID providers may submit for approval to the Secretary new anti-circumvention technologies. Upon approval by the Secretary, pursuant to the procedures in this subsection (i), these technologies shall be included with the previously mentioned anti-circumvention technologies as acceptable for use by BAID providers. In addition to these anti-circumvention methods, all BAIDs installed after July 1, 2013, and all BAIDs in use in Illinois after July 1, 2015, shall include a camera that captures a clear and accurate image of the individual blowing into the BAID, including a sufficiently wide angle that it will be possible to determine whether the individual blowing into the BAID is seated in the driver's seat and whether a circumvention device has been inserted into the mouthpiece of the BAID. The captured images shall be stored by the vendor while the BAID is installed in the vehicle and for 3 years after removal and shall be made accessible to the Secretary, at the Secretary's request, either by electronic access to the vendor's system or electronic mail;
 - 15) After a BAID has been certified by the Secretary, no firmware or software modifications shall be deployed without written authorization by the Secretary, which may include installation of the BAID with the proposed firmware or software modifications in accordance with subsection (i)(10) and, if the Secretary determines the software or firmware modification is major or material, submission to an accredited lab in accordance with subsection (i)(1).
- j) BAID Installers

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- 1) All installations of BAIIDs must be performed by installers identified to the Secretary as employees of or contractors of a certified BAIID provider. The provider must inform the Secretary whether installation is being done by its own employees, contractors, or both. All installations shall be performed in a professional and workmanlike manner. BAIID providers shall be responsible for their installer's compliance with this Subpart D. A BAIID provider may be decertified by the Secretary for the noncompliance of its installer with the requirements of this Subpart D;
- 2) All service centers and mobile installation units shall have all tools, test equipment and manuals needed to install BAIIDs and screen motor vehicles for acceptable mechanical and electrical condition prior to installation;
- 3) The installer shall provide adequate security measures to prevent access to the BAIIDs (tamper seals or installation instructions);
- 4) The installer shall appropriately install BAIIDs on motor vehicles taking into account each motor vehicle's mechanical and electrical condition, following accepted trade standards and the BAIID manufacturer's instructions. All connections shall be soldered or secured with no crimp wire connectors and covered with tamper seals. It is the BAIID permittee's or MDDP offender's responsibility to repair the vehicle if any prior condition exists that would prevent the proper functioning of the BAIID. The installer shall inform the BAIID permittee or MDDP offender that a problem exists, but shall not be responsible for repairing the vehicle. The installer shall not permit the BAIID permittee or MDDP offender to observe the installation of the BAIID;
- 5) The installer shall not install BAIIDs in a manner that could adversely affect the performance of the BAIID or impede the safe operation of the motor vehicle;
- 6) After the BAIID has been installed in the motor vehicle, the installer shall verify that the BAIID is functioning properly and shall have the BAIID permittee or MDDP offender use the BAIID to start the vehicle to ensure familiarity~~that he or she is familiar~~ with the operation of the BAIID. At that same time, the installer shall verify that the camera is operational and

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that a reference image of the BAIID permittee or MDDP offender has been taken;

- 7) The installer shall restore a motor vehicle to its original condition when a BAIID is removed. All severed wires must be permanently reconnected and insulated with heat shrink tubing or equivalent;
- 8) When the installer is also providing monitoring and other services for the BAIID after installation, the installer shall perform all of the duties that are associated with service after the installation and that are required by this Section of a BAIID provider. These duties shall include, but are not limited to, completing all monitoring reports and/or mailing in the appropriate portion of the BAIID to the BAIID provider, making notification of any evidence of tampering or circumvention, and recalibrating BAIIDs whenever they are brought in for service or monitoring;
- 9) The installer shall not install a BAIID on any vehicle that does not have an operable horn, but shall advise the BAIID permittee or MDDP offender to have the vehicle's horn repaired before installation can occur.
- 10) All installation sites must comply with state and local zoning requirements (e.g. zoned for commercial or business purposes) and must be kept sanitary to include cleaning up and sanitizing areas that contact pet waste. Only animals as defined by 730 ILCS 5/48-8 are allowed in service centers.
- 11) Installers may not smoke cigarettes, cannabis or any other substance while installing, servicing, or removing a BAIID, in any area where the BAIID is installed, serviced or removed, or in the presence of a BAIID permittee.
- 12) Post-Installation Inspection. After installation of the BAIID, an inspection must be made by the installer to ensure the installation was performed properly, the BAIID is functioning as required, and, if equipped, a remote start system does not interfere with the required functionality of the BAIID and does not allow the vehicle to be started without a breath sample.

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- k) Suspension and Decertification of BAIID Providers. The Secretary may suspend or decertify a BAIID provider from providing BAIID services in Illinois. The Secretary shall provide written notification to the BAIID provider regarding any violation of this Section that may lead to suspension or decertification. The BAIID provider will be given a 30 day opportunity to come into compliance. The BAIID provider shall respond in writing to the Secretary regarding the course of corrective action. If the course of corrective action is deemed unacceptable by the Secretary, or if there are recurring instances of the violations that led to the notice following the corrective action, the Secretary may decertify the BAIID provider from providing services in Illinois or suspend the BAIID provider from performing any new installations for a period of 3 months. The following are considered actions warranting suspension or decertification:
- 1) Failure to submit monitor reports in a timely manner, as provided in subsections (h)(9) and (h)(10). If the Secretary finds, through investigation, that the BAIID permittee or MDDP offender did take the vehicle with the installed BAIID to the BAIID provider, or sent the appropriate portion of the BAIID to the BAIID provider for a monitor report in a timely manner, a request for the monitor report shall be sent to the BAIID provider. If the information is not received within 30 days, the BAIID provider will be given a 3 month suspension from providing new installations in Illinois. Three occurrences within a 12 month period will result in decertification;
 - 2) Failure to maintain liability insurance as required;
 - 3) Failure to install certified BAIIDs within the time requirements of this Subpart D;
 - 4) Failure to comply with all of the duties and obligations contained in this Subpart D;
 - 5) Failure to provide BAIID permittees or MDDP offenders with correct information regarding the requirements of this Subpart D;
 - 6) Failure to submit a required surcharge to the Secretary or failure to submit a required surcharge in a timely manner for deposit in the Indigent BAIID Fund as required in IVC Section 6-206.1 and Section 1001.444 of this Part. If the amount in dispute is not resolved within the above 30 day

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period, the BAIID provider shall be decertified unless the BAIID provider submits, within the 30 day period, a written request to review the amount in dispute to the BAIID Division. The dispute will then be resolved according to the terms of the contract entered into between the BAIID provider and the Secretary;

- 7) Failure to work with BAIID permittees or MDDP offenders in a professional manner. Complaints from BAIID permittees and MDDP offenders will be recorded. Repeated complaints determined by the Secretary to be valid or clear violations of the program requirements set forth in this Section shall result in decertification;
- 8) Failure to provide installations in a workmanlike manner, as set forth in this Section, and within the requirements of the manufacturer;
- 9) Installing BAIIDs not certified by the Secretary;
- 10) Failure to report installations and deinstallations to the Secretary within 7 days;
- 11) Failure to maintain and upgrade calibration equipment, BAIIDs and cameras;
- 12) Failure to provide services to indigent MDDP offenders;
- 13) Failure to provide trained installers or installations that are not in compliance with subsection (j)(2);
- 14) Failure to inform the Secretary of suspension or decertification from service in another jurisdiction within 30 days;
- 15) Failure to notify the Secretary of any BAIID installer or service center that is no longer installing or servicing BAIIDS for the provider;
- 16) Wiring the BAIID for circumvention or creating a circumventing apparatus for the BAIID permittee or MDDP offender;
- 17) Giving information to a BAIID permittee or MDDP offender that results in or could result in the BAIID being circumvented;

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- 18) Failing to use or make secure or appropriate wiring connections as specified in this Section;
 - 19) Installing a BAIID in a vehicle that does not have an operable horn;
 - 20) Failing to maintain the calibration equipment and solutions as specified in this Section;
 - 21) Invalidation of an installer's Illinois driver's license;
 - 22) Failure to meet any of the requirements of this Section or other applicable administrative rules or statutes;
 - 23) Solicitation of a permittee for any service or product other than installation and use of a BAIID.
- l) Notification of Decertification or Decision Not to Recertify. Upon a decision not to recertify a BAIID provider, or upon decertification of a BAIID or the decertification of or the cessation of the operation of a BAIID provider, the Secretary shall notify in writing all affected BAIID permittees or MDDP offenders. The notification shall be sent not less than 30 days after the decision or, if the BAIID provider requests a formal administrative hearing within that 30 day period to review the decision, notification shall not be sent until the entry of a final order of the hearing officer upholding the decision.
- m) Designation of Installation Sites
- 1) Each BAIID provider shall be responsible for establishing installation sites within the State to service BAIID permittees and MDDP offenders, or to provide mobile installations as provided in subsection (n). Prior to notifying the Secretary that an employee or contractor is an approved installer, the provider must visit the installation site to ensure that all requirements of this Section are met. Providers must visit each installer to ensure continued compliance with this Section on an annual basis;
 - 2) The Secretary shall monitor the location of installation sites throughout Illinois. If the Secretary determines that any place in Illinois is not within 75 miles of an installation site, the Secretary shall randomly select one of

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the certified BAIID providers and require that BAIID provider to establish an installation site or provide mobile installations in the unserved area. If a second or subsequent area of Illinois is determined not to be within 75 miles of an installation site, the Secretary shall randomly select a BAIID provider other than the one selected previously and require that BAIID provider to establish an installation site or provide mobile installations in the unserved area. As a condition of being certified by the Secretary, BAIID providers must agree to take assignments to unserved areas pursuant to this subsection (m)(2).

- n) Mobile Installation Sites
 - 1) A BAIID provider may install BAIIDs at locations other than fixed, permanent installation sites.
 - 2) All provisions in this Section, as well as Sections 1001.441 and 1001.444, are hereby made applicable to mobile installers and mobile installations, except for those provisions that by their nature can have no application to mobile installers and installations.
 - 3) At the installation location, the installer must have a copy of the permittee's/offender's request to have a BAIID installed and show it to the permittee/offender upon request.
 - 4) A provider may, but is not required to, provide an identification card for mobile installers that includes, but is not limited to, the name of the installer and the provider for which the installer works. The identification card may also contain a photo of the installer.
 - 5) Providers shall provide the Secretary with a schedule of mobile installs 24 hours before the install occurs. The schedule shall contain the name and address of the permittee/offender and the location where the install will occur. The Secretary reserves the right to attend and inspect mobile installations.
- o) An applicant whose application for certification or recertification as a BAIID provider has been denied, or a BAIID provider who has been suspended or decertified, shall have the right to have that decision reviewed at a formal administrative hearing. In the case of a decision not to recertify or to suspend or

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decertify, that decision shall not be implemented until at least 30 days after the notice of the decision has been sent to the applicant or provider or, if the applicant or provider requests a hearing within that 30 day period, until the entry of a final order of the hearing officer upholding the decision. The hearings held under this Subpart D shall be conducted in accordance with all of the rights, privileges, and procedures set forth in Subpart A. A request for a hearing to contest a decision to deny certification or recertification or to decertify must be in writing and must be sent to one of the following locations:

- 1) Office of the Secretary of State, Department of Administrative Hearings, 17 North State Street, Suite 1200, Chicago, Illinois 60602, 312/793-3722;
 - 2) Office of the Secretary of State, Department of Administrative Hearings, Michael J. Howlett Building, Room 207, Springfield, Illinois 62756, 217/524-0124.
- p) Any solicitation or correspondence sent from or provided by a BAIID provider to a potential RDP or MDDP permittee must conspicuously and in bold include the following statements: "_____ (name of BAIID provider) is a privately-owned entity and is not owned, operated, or endorsed by the Illinois Secretary of State or any other Illinois government agency" and "_____ (name of BAIID provider) is not the sole BAIID provider authorized by the Secretary of State." The solicitation or correspondence may not be attached to or have the appearance of any official correspondence sent to a permittee by the Secretary of State; may not state or otherwise indicate that the provider is the sole or only BAIID provider in Illinois, and shall not utilize the same font as utilized by the Illinois Secretary of State (Arial, Calibri, Cambria, Garamond, and Times New Roman) when the Secretary sends correspondence to permittees. A BAIID provider or installer may not use any personal information (including the name, address, telephone number and/or email address) provided by a permittee to solicit the permittee for any service or product other than installation and use of BAIID, including, but not limited to, insurance and auto repair.

(Source: Amended at 46 Ill. Reg. 6772, effective April 13, 2022)

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NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Firearm Owner's Identification Card Act
- 2) Code Citation: 20 Ill. Adm. Code 1230
- 3) Section Number: 1230.45 Adopted Action:
New Section
- 4) Statutory Authority: Implementing and authorized by the Firearm Owner's Identification Card Act [430 ILCS 65] and authorized by Section 2605-120 of the Civil Administrative Code of Illinois [20 ILCS 2605/2605-120].
- 5) Effective Date of Rule: April 12, 2022
- 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 amendments is on file in the agency's principal office and is available for public inspection.
- 9) Notice of Proposal Published in *Illinois Register*: 45 Ill. Reg. 16315; December 27, 2021
- 10) Has JCAR issued a Statement of Objection to this rulemaking? Yes
- 11) Differences between Proposal and Final Version: Non-substantive wording changes were made as a result of recommendations from the Joint Committee on Administrative Rules.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were issued by JCAR
- 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 Section deals with Part 1230 of Title 20 pertaining to the Firearm Owners Identification Card Act (FOID Act) – specifically, the stolen firearms database provision of the statute.
- 16) Information and questions regarding this adopted rulemaking shall be directed to:

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Ms. Maureen B. McCurry
Chief Legal Counsel
Illinois State Police
801 South 7th Street, Suite 1000-S
Springfield, Illinois 62703

(217) 782-7658

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

ILLINOIS STATE POLICE

NOTICE OF ADOPTED AMENDMENT

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT
CHAPTER II: ILLINOIS STATE POLICEPART 1230
FIREARM OWNER'S IDENTIFICATION CARD ACT

Section

- 1230.10 Definitions
- 1230.20 Application Procedures
- 1230.30 Duration and Renewal of Identification Card
- 1230.40 Sponsorship of a Minor
- [1230.45 Firearm Serial Number System to Identify Firearms Reported Stolen](#)
- 1230.50 Return of FOID Card – Applicant
- 1230.60 Return of Revoked FOID Card – Other
- 1230.70 Appeal
- 1230.80 Judicial Review (Repealed)
- 1230.90 Certification (Repealed)
- 1230.100 Reduction of Remittance (Repealed)
- 1230.110 Retention of Remittance
- 1230.120 Clear and Present Danger Reporting

- 1230.EXHIBIT A Application for Firearm Owner's Identification Card (Form FOID-1.2)
(Repealed)
- 1230.EXHIBIT B Certification (Repealed)

AUTHORITY: Implementing and authorized by the Firearm Owners Identification Card Act [430 ILCS 65] and authorized by Section 2605-120 of the Civil Administrative Code of Illinois [20 ILCS 2605].

SOURCE: Filed March 8, 1973; codified at 7 Ill. Reg. 9557; amended at 8 Ill. Reg. 21306, effective October 10, 1984; recodified from the Department of Law Enforcement to the Department of State Police at 10 Ill. Reg. 3279; amended at 17 Ill. Reg. 18856, effective October 18, 1993; amended at 22 Ill. Reg. 16629, effective September 8, 1998; amended at 27 Ill. Reg. 10308, effective June 26, 2003; amended at 38 Ill. Reg. 2301, effective December 31, 2013; emergency amendment at 44 Ill. Reg. 6166, effective April 6, 2020, for a maximum of 150 days; emergency expired September 2, 2020; emergency amendment at 44 Ill. Reg. 15819, effective September 3, 2020, for a maximum of 150 days; emergency expired January 30, 2021; emergency amendment at 45 Ill. Reg. 2763, effective February 19, 2021, for a maximum of 150 days; emergency expired July 18, 2021; amended at 45 Ill. Reg. 11201, effective August 30,

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2021; amended at 46 Ill. Reg. 1057, effective December 21, 2021; amended at 46 Ill. Reg. 6798, effective April 12, 2022.

Section 1230.45 Firearm Serial Number System to Identify Firearms Reported Stolen

- a) Access to Illinois information online
 - 1) The Department will establish a component to its FOID/FCCL Online System for the purpose of searching stolen gun information as reported by law enforcement agencies which is derived from the Illinois Law Enforcement Agencies Data System (LEADS) and authorized for release to the public.
 - 2) This component shall be known as the ISP Stolen Firearms System.
 - 3) The serial or identification number assigned to a particular firearm by the manufacturer may not be unique; duplicates may exist. The information contained within the system may not solely be used as a confirmation that any firearm is stolen.
 - 4) If the identifiers entered hit as a potential match to an active report, then the potential match must be verified with the law enforcement agency that reported the firearm theft within LEADS.

- b) Searching the system
 - 1) Effective July 1, 2022, whenever a person sells or transfers a firearm under Section 3 of the Act [430 ILCS 65/3], the seller may access the ISP Stolen Firearms System and enter the firearm identification information for the firearm to be sold or transferred.
 - 2) Effective January 1, 2024, whenever a person sells or transfers a firearm under Section 3 of the Act [430 ILCS 65/3], the seller must access the ISP Stolen Firearms System and enter the firearm identification information for the firearm to be sold or transferred.
 - 3) Upon accessing the ISP Stolen Firearms System and submitting firearms identification information, the seller will receive a transaction number

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confirming that they accessed the system and will receive information regarding whether a potential match was identified.

- 4) Effective January 1, 2024, the seller must provide proof of the ISP Stolen Firearm System search and results therefrom to the purchaser prior to completing the sale or transfer.
 - A) A receipt printed from the ISP Stolen Firearms System with a transaction number shall serve as proof of the search.
 - B) Both parties must retain a copy of the receipt printed from the ISP Stolen Firearms System as a part of the record required by Section 3(b) of the Act.
- 5) Only persons transferring a firearm may access the ISP Stolen Firearms System to search Illinois stolen gun information.

c) Review of potential matches

- 1) The Department will assign appropriate personnel to follow-up with the local law enforcement agency that reported the firearm theft within LEADS.
- 2) The local law enforcement agency that reported the firearm theft within LEADS will cooperate with the Department to ensure any firearms transferred pursuant to Section 3(a-25) of the Act have not been reported stolen.
- 3) The seller and buyer shall cooperate with the Department, as well as the local law enforcement agency that reported the firearm theft within LEADS, in any investigation they may commence regarding a potential match.

(Source: Added at 46 Ill. Reg. 6798, effective April 12, 2022)

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- 1) Heading of the Part: Sex Offender Registration Act
- 2) Code Citation: 20 Ill. Adm. Code 1280
- 3) Section Number: 1280.50 Adopted Action:
New Section
- 4) Statutory Authority: Implementing and authorized by Sections 4 and 7 of the Sex Offender Registration Act [730 ILCS 150/4] and authorized by Section 2605-35 of the Civil Administrative Code of Illinois [20 ILCS 2605-2605-35(a)(8)]
- 5) Effective Date of Rule: April 12, 2022
- 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 amendments is on file in the agency's principal office and is available for public inspection.
- 9) Notice of Proposal Published in *Illinois Register*: 46 Ill. Reg. 843; January 7, 2022
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version: Verbiage changes were made to clarify the process. Additionally, non-substantive wording changes were made as a result of recommendations from the Joint Committee on Administrative Rules.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were issued by JCAR.
- 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 section deals with Part 1280 of Title 20 pertaining to the Sex Offender Registration Act – specifically, appeal procedures.
- 16) Information and questions regarding this adopted rulemaking shall be directed to:

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Ms. Maureen B. McCurry
Chief Legal Counsel
Illinois State Police
801 South 7th Street, Suite 1000-S
Springfield, Illinois 62703

(217) 782-7658

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

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NOTICE OF ADOPTED AMENDMENT

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT
CHAPTER II: ILLINOIS STATE POLICEPART 1280
SEX OFFENDER REGISTRATION ACT

SUBPART A: PROMULGATION

Section	
1280.10	Purpose
1280.20	Definitions
1280.25	Adjudicated Juvenile Delinquent Sex Offender

SUBPART B: OPERATIONS

Section	
1280.30	Procedures
1280.40	Requirements
1280.50	Extension of Registration Period

AUTHORITY: Implementing and authorized by Section 4 of the Sex Offender Registration Act [730 ILCS 150/4] and authorized by Section 2605-35 of the Civil Administrative Code of Illinois [20 ILCS 2605/2605-35(a)(8)].

SOURCE: Adopted at 12 Ill. Reg. 8458, effective May 3, 1988; emergency amendments at 20 Ill. Reg. 640, effective January 1, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 8045, effective June 3, 1996; amended at 24 Ill. Reg. 9081, effective June 14, 2000; amended at 27 Ill. Reg. 16141, effective September 30, 2003; amended at 46 Ill. Reg. 6803, effective April 12, 2022.

SUBPART B: OPERATIONS

Section 1280.50 Extension of Registration Period

- a) Extension
Whenever a sex offender fails to register for the period of time as required by Section 7 of the Sex Offender Registration Act [730 ILCS 150/7], the Director shall extend for 10 years the registration period of any sex offender.

- b) Notice

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- 1) The Department shall send a registered letter to the law enforcement agency where the sex offender last registered within 3 days after the extension of the registration period.
 - 2) The sex offender shall obtain a copy of the letter from the law enforcement agency where the sex offender last registered.
 - 3) When a sex offender signs for the letter notifying them of the extension, the law enforcement agency shall ensure the date received is indicated with the signature, and then shall retain one copy and return one to the Department.
- c) Petition for Review
- 1) Upon receipt of notice that the registration period has been extended pursuant to Section 7 of the Sex Offender Registration Act [730 ILCS 150/7], the sex offender shall have 10 business days to petition the Department to review the circumstances surrounding the extension of the registration.
 - 2) The sex offender shall complete any forms prescribed by the Department and provide any additional documentation requested (e.g. hospital release, rehab release, jail release, family death certificate, obituary, etc.) that is relevant and necessary to review the circumstances surrounding the extension of the registration.
 - 3) As the result of such review:
 - A) If there is sufficient information to determine whether substantial justice has been done, the Director shall issue a final administrative decision regarding the extension of the registration;
 - B) If there is insufficient evidence to determine whether substantial justice has been done, the Director shall provide notice to the petitioner that they may request a hearing before an administrative law judge.
 - i) The petitioner shall request an administrative hearing within 30 days from the date notice is sent.

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- ii) The request for an administrative hearing must be in writing on forms made available by the Department through its website.

- d) Administrative Hearing
 - 1) The administrative law judge for contested hearings shall be an attorney licensed to practice law in Illinois appointed by the Director. The administrative law judge will be disqualified for bias or conflict of interest.
 - 2) The procedures for the hearing shall be as described in Article 10 of the Illinois Administrative Procedure Act [5 ILCS 100/Art. 10] and as ordered by the administrative law judge (See 20 IAC 1200).
 - 3) Within 90 days after the conclusion of the hearing, the administrative law judge shall issue a recommended decision.
 - 4) The Director shall be provided with a copy of the entire record, including but not limited to the recommendation of the administrative law judge and shall issue a final administrative decision to the complainant regarding the extension of the registration.

- e) Decisions rendered under this process are subject to the Administrative Review Law [50 ILCS 100/10-50].

(Source: Added at 46 Ill. Reg. 6803, effective April 12, 2022)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENT

- 1) Heading of the Part: Hospital Licensing Requirements
- 2) Code Citation: 77 Ill. Adm. Code 250
- 3) Section Number: 250.1 Emergency Action: New Section
- 4) Statutory Authority: Hospital Licensing Act [210 ILCS 85]
- 5) Effective Date of Rule: April 16, 2022
- 6) If this emergency rulemaking is to expire before the end of the 150-day period, please specify the date on which they are to expire: This emergency amendment will expire at the end of the 150-day period or upon repeal of the emergency rule.
- 7) Date Filed with the Index Department: April 14, 2022
- 8) A copy of the emergency rule, including any material incorporated by reference, is on file in the Agency's principal office and is available for public inspection.
- 9) Reason for Emergency This emergency amendment is adopted in response to Governor JB Pritzker's Gubernatorial Disaster Proclamations issued during 2022 related to COVID-19.

Section 5-45 of the Illinois Administrative Procedure Act [5 ILCS 100/5-45] defines "emergency" as "the existence of any situation that any agency finds reasonably constitutes a threat to the public interest, safety, or welfare." The COVID-19 outbreak in Illinois is a significant public health crisis that warrants this emergency rule.

- 10) A Complete Description of the Subject and Issues: This emergency amendment allows hospitals to increase their bed capacity or re-allocate bed designations between clinical services to accommodate extraordinary needs in the service population due to the COVID-19 pandemic without prior authorization from the Department.
- 11) Are there any other rulemakings pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citations:</u>
250.240	Amendment	45 Ill. Reg. 15183; December 3, 2021
250.260	Amendment	45 Ill. Reg. 15183; December 3, 2021

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250.1820	Amendment	45 Ill. Reg. 15183; December 3, 2021
250.1840	Amendment	45 Ill. Reg. 15183; December 3, 2021
250.100	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.105	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.120	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.130	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.260	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.295	New Section	46. Ill. Reg. 4669; March 18, 2022
250.310	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.330	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.445	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.720	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.1100	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.1130	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.1325	New Section	46. Ill. Reg. 4669; March 18, 2022
250.1520	Amendment	46. Ill. Reg. 4669; March 18, 2022
250.1830	Amendment	46. Ill. Reg. 4669; March 18, 2022

- 12) Statement of Statewide Policy Objective: This rulemaking will not create or expand a State mandate.
- 13) Information and questions regarding this emergency rule shall be directed to:

Department of Public Health
Attention: Tracey Trigillo, Rules Coordinator
Lincoln Plaza
524 South 2nd Street, 6th Floor
Springfield, IL 62701

(217)782-1159
dph.rules@illinois.gov

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

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENT

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER b: HOSPITALS AND AMBULATORY CARE FACILITIES

PART 250
HOSPITAL LICENSING REQUIREMENTS

SUBPART A: GENERAL PROVISIONS

Section

- [250.1](#) [COVID-19 Emergency Provisions for Hospitals](#)
[EMERGENCY](#)
- 250.2 COVID-19 Emergency Provisions for Hospitals and Alternate Care Facilities
EMERGENCY
- 250.3 COVID-19 Emergency Provisions – At-Home Patient Care
EMERGENCY
- 250.100 Definitions
- 250.105 Incorporated and Referenced Materials
- 250.110 Application for and Issuance of Permit to Establish a Hospital
- 250.120 Application for and Issuance of a License to Operate a Hospital
- 250.130 Administration by the Department
- 250.140 Hearings
- 250.150 Definitions (Renumbered)
- 250.160 Incorporated and Referenced Materials (Renumbered)

SUBPART B: ADMINISTRATION AND PLANNING

Section

- 250.210 The Governing Board
- 250.220 Accounting
- 250.230 Planning
- 250.240 Admission and Discharge
- 250.245 Failure to Initiate Criminal Background Checks
- 250.250 Visiting Rules
- 250.260 Patients' Rights
- 250.265 Language Assistance Services
- 250.270 Manuals of Procedure
- 250.280 Agreement with Designated Organ Procurement Agencies
- 250.285 Smoking Restrictions

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250.290 Safety Alert Notifications

SUBPART C: THE MEDICAL STAFF

Section

- 250.310 Organization
- 250.315 House Staff Members
- 250.320 Admission and Supervision of Patients
- 250.330 Orders for Medications and Treatments
- 250.340 Availability for Emergencies

SUBPART D: PERSONNEL SERVICE

Section

- 250.410 Organization
- 250.420 Personnel Records
- 250.430 Duty Assignments
- 250.435 Health Care Worker Background Check
- 250.440 Education Programs
- 250.445 Workplace Violence Prevention Program
- 250.450 Personnel Health Requirements
- 250.455 COVID-19 Vaccination of Hospital Personnel

EMERGENCY

- 250.460 Benefits

SUBPART E: LABORATORY

Section

- 250.510 Laboratory Services
- 250.520 Blood and Blood Components
- 250.525 Designated Blood Donor Program
- 250.530 Proficiency Survey Program (Repealed)
- 250.540 Laboratory Personnel (Repealed)
- 250.550 Western Blot Assay Testing Procedures (Repealed)

SUBPART F: RADIOLOGICAL SERVICES

Section

- 250.610 General Diagnostic Procedures and Treatments

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- 250.620 Radioactive Isotopes
- 250.630 General Policies and Procedures Manual

SUBPART G: GENERAL HOSPITAL EMERGENCY SERVICES

- Section
- 250.710 Classification of Emergency Services
- 250.720 General Requirements
- 250.725 Notification of Emergency Personnel
- 250.730 Community or Areawide Planning
- 250.740 Disaster and Mass Casualty Program
- 250.750 Medical Forensic Services for Sexual Assault Survivors

SUBPART H: RESTORATIVE AND REHABILITATION SERVICES

- Section
- 250.810 Applicability of Other Parts of These Requirements
- 250.820 General
- 250.830 Classifications of Restorative and Rehabilitation Services
- 250.840 General Requirements for all Classifications
- 250.850 Specific Requirements for Comprehensive Physical Rehabilitation Services
- 250.860 Medical Direction
- 250.870 Nursing Care
- 250.880 Additional Allied Health Services
- 250.890 Animal-Assisted Therapy

SUBPART I: NURSING SERVICE AND ADMINISTRATION

- Section
- 250.910 Nursing Services
- 250.920 Organizational Plan
- 250.930 Role in hospital planning
- 250.940 Job descriptions
- 250.950 Nursing committees
- 250.960 Specialized nursing services
- 250.970 Nursing Care Plans
- 250.980 Nursing Records and Reports
- 250.990 Unusual Incidents
- 250.1000 Meetings

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250.1010	Education Programs
250.1020	Licensure
250.1030	Policies and Procedures
250.1035	Domestic Violence Standards
250.1040	Patient Care Units
250.1050	Equipment for Bedside Care
250.1060	Drug Services on Patient Unit
250.1070	Care of Patients
250.1075	Use of Restraints
250.1080	Admission Procedures Affecting Care
250.1090	Sterilization and Processing of Supplies
250.1100	Infection Control
250.1110	Mandatory Overtime Prohibition
250.1120	Staffing Levels
250.1130	Nurse Staffing by Patient Acuity

SUBPART J: SURGICAL AND RECOVERY ROOM SERVICES

Section	
250.1210	Surgery
250.1220	Surgery Staff
250.1230	Policies & Procedures
250.1240	Surgical Privileges
250.1250	Surgical Emergency Care
250.1260	Operating Room Register and Records
250.1270	Surgical Patients
250.1280	Equipment
250.1290	Safety
250.1300	Operating Room
250.1305	Visitors in Operating Room
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250.1320	Postanesthesia Care Units

SUBPART K: ANESTHESIA SERVICES

Section	
250.1410	Anesthesia Service

SUBPART L: RECORDS AND REPORTS

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Section

- 250.1510 Medical Records
- 250.1520 Reports

SUBPART M: FOOD SERVICE

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- 250.1610 Dietary Department Administration
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- 250.1640 Diet Orders
- 250.1650 Frequency of Meals
- 250.1660 Therapeutic (Modified) Diets
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SUBPART N: HOUSEKEEPING AND LAUNDRY SERVICES

Section

- 250.1710 Housekeeping
- 250.1720 Garbage, Refuse and Solid Waste Handling and Disposal
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- 250.1740 Laundry Service
- 250.1750 Soiled Linen
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SUBPART O: OBSTETRIC AND NEONATAL SERVICE

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- 250.1810 Applicability of Other Provisions of this Part
- 250.1820 Obstetric and Neonatal Service (Perinatal Service)
- 250.1830 General Requirements for All Obstetric Departments
- 250.1840 Discharge of Newborn Infants from Hospital
- 250.1845 Caesarean Birth
- 250.1850 Single Room Postpartum Care of Mother and Infant
- 250.1860 Special Programs (Repealed)
- 250.1870 Labor, Delivery, Recovery and Postpartum Care

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SUBPART P: ENGINEERING AND MAINTENANCE OF THE PHYSICAL PLANT, SITE,
EQUIPMENT, AND SYSTEMS – HEATING, COOLING, ELECTRICAL, VENTILATION,
PLUMBING, WATER, SEWER, AND SOLID WASTE DISPOSAL

Section

250.1910	Maintenance
250.1920	Emergency electric service
250.1930	Water Supply
250.1940	Ventilation, Heating, Air Conditioning, and Air Changing Systems
250.1950	Grounds and Buildings Shall be Maintained
250.1960	Sewage, Garbage, Solid Waste Handling and Disposal
250.1970	Plumbing
250.1980	Fire and Safety

SUBPART Q: CHRONIC DISEASE HOSPITALS

Section

250.2010	Definition
250.2020	Requirements

SUBPART R: PHARMACY OR DRUG AND MEDICINE SERVICE

Section

250.2110	Service Requirements
250.2120	Personnel Required
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250.2140	Pharmacy and Therapeutics Committee

SUBPART S: PSYCHIATRIC SERVICES

Section

250.2210	Applicability of other Parts of these Regulations
250.2220	Establishment of a Psychiatric Service
250.2230	The Medical Staff
250.2240	Nursing Service
250.2250	Allied Health Personnel
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- 250.2290 Special Medical Record Requirements for Psychiatric Hospitals and Psychiatric
Units of General Hospitals or General Hospitals Providing Psychiatric Care
250.2300 Diagnostic, Treatment and Physical Facilities and Services

SUBPART T: DESIGN AND CONSTRUCTION STANDARDS

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- 250.2410 Applicability of these Standards
250.2420 Submission of Plans for New Construction, Alterations or Additions to Existing
Facility
250.2430 Preparation of Drawings and Specifications – Submission Requirements
250.2440 General Hospital Standards
250.2442 Fees
250.2443 Advisory Committee
250.2450 Details
250.2460 Finishes
250.2470 Structural
250.2480 Mechanical
250.2490 Plumbing and Other Piping Systems
250.2500 Electrical Requirements

SUBPART U: CONSTRUCTION REQUIREMENTS FOR EXISTING HOSPITALS

Section

- 250.2610 Applicability of Subpart U
250.2620 Codes and Standards
250.2630 Existing General Hospital Requirements
250.2640 Details
250.2650 Finishes
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250.2670 Plumbing and Other Piping Systems
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SUBPART V: SPECIAL CARE AND/OR SPECIAL SERVICE UNITS

Section

- 250.2710 Special Care and/or Special Service Units
250.2720 Day Care for Mildly Ill Children

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SUBPART W: ALCOHOLISM AND INTOXICATION TREATMENT SERVICES

Section

250.2810	Applicability of Other Parts of These Requirements
250.2820	Establishment of an Alcoholism and Intoxication Treatment Service
250.2830	Classification and Definitions of Service and Programs
250.2840	General Requirements for all Hospital Alcoholism Program Classifications
250.2850	The Medical and Professional Staff
250.2860	Medical Records
250.2870	Referral
250.2880	Client Legal and Human Rights
250.APPENDIX A	Codes and Standards (Repealed)
250.EXHIBIT A	Codes (Repealed)
250.EXHIBIT B	Standards (Repealed)
250.EXHIBIT C	Addresses of Sources (Repealed)
250.ILLUSTRATION A	Seismic Zone Map
250.TABLE A	Measurements Essential for Level I, II, III Hospitals
250.TABLE B	Sound Transmission Limitations in General Hospitals
250.TABLE C	Filter Efficiencies for Central Ventilation and Air Conditioning Systems in General Hospitals (Repealed)
250.TABLE D	General Pressure Relationships and Ventilation of Certain Hospital Areas (Repealed)
250.TABLE E	Piping Locations for Oxygen, Vacuum and Medical Compressed Air
250.TABLE F	General Pressure Relationships and Ventilation of Certain Hospital Areas
250.TABLE G	Insulation/Building Perimeter

AUTHORITY: Implementing and authorized by the Hospital Licensing Act [210 ILCS 85].

SOURCE: Rules repealed and new rules adopted August 27, 1978; emergency amendment at 2 Ill. Reg. 31, p. 73, effective July 24, 1978, for a maximum of 150 days; amended at 2 Ill. Reg. 21, p. 49, effective May 16, 1978; emergency amendment at 2 Ill. Reg. 31, p. 73, effective July 24, 1978, for a maximum of 150 days; amended at 2 Ill. Reg. 45, p. 85, effective November 6, 1978; amended at 3 Ill. Reg. 17, p. 88, effective April 22, 1979; amended at 4 Ill. Reg. 22, p. 233, effective May 20, 1980; amended at 4 Ill. Reg. 25, p. 138, effective June 6, 1980; amended at 5 Ill. Reg. 507, effective December 29, 1980; amended at 6 Ill. Reg. 575, effective December 30, 1981; amended at 6 Ill. Reg. 1655, effective January 27, 1982; amended at 6 Ill. Reg. 3296, effective March 15, 1982; amended at 6 Ill. Reg. 7835 and 7838, effective June 17, 1982; amended at 7 Ill. Reg. 962, effective January 6, 1983; amended at 7 Ill. Reg. 5218 and 5221,

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effective April 4, 1983 and April 5, 1983; amended at 7 Ill. Reg. 6964, effective May 17, 1983; amended at 7 Ill. Reg. 8546, effective July 12, 1983; amended at 7 Ill. Reg. 9610, effective August 2, 1983; codified at 8 Ill. Reg. 19752; amended at 8 Ill. Reg. 24148, effective November 29, 1984; amended at 9 Ill. Reg. 4802, effective April 1, 1985; amended at 10 Ill. Reg. 11931, effective September 1, 1986; amended at 11 Ill. Reg. 10283, effective July 1, 1987; amended at 11 Ill. Reg. 10642, effective July 1, 1987; amended at 12 Ill. Reg. 15080, effective October 1, 1988; amended at 12 Ill. Reg. 16760, effective October 1, 1988; amended at 13 Ill. Reg. 13232, effective September 1, 1989; amended at 14 Ill. Reg. 2342, effective February 15, 1990; amended at 14 Ill. Reg. 13824, effective September 1, 1990; amended at 15 Ill. Reg. 5328, effective May 1, 1991; amended at 15 Ill. Reg. 13811, effective October 1, 1991; amended at 17 Ill. Reg. 1614, effective January 25, 1993; amended at 17 Ill. Reg. 17225, effective October 1, 1993; amended at 18 Ill. Reg. 11945, effective July 22, 1994; amended at 18 Ill. Reg. 15390, effective October 10, 1994; amended at 19 Ill. Reg. 13355, effective September 15, 1995; emergency amendment at 20 Ill. Reg. 474, effective January 1, 1996, for a maximum of 150 days; emergency expired May 29, 1996; amended at 20 Ill. Reg. 3234, effective February 15, 1996; amended at 20 Ill. Reg. 10009, effective July 15, 1996; amended at 22 Ill. Reg. 3932, effective February 13, 1998; amended at 22 Ill. Reg. 9342, effective May 20, 1998; amended at 23 Ill. Reg. 1007, effective January 15, 1999; emergency amendment at 23 Ill. Reg. 3508, effective March 4, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 9513, effective August 1, 1999; amended at 23 Ill. Reg. 13913, effective November 15, 1999; amended at 24 Ill. Reg. 6572, effective April 11, 2000; amended at 24 Ill. Reg. 17196, effective November 1, 2000; amended at 25 Ill. Reg. 3241, effective February 15, 2001; amended at 27 Ill. Reg. 1547, effective January 15, 2003; amended at 27 Ill. Reg. 13467, effective July 25, 2003; amended at 28 Ill. Reg. 5880, effective March 29, 2004; amended at 28 Ill. Reg. 6579, effective April 15, 2004; amended at 29 Ill. Reg. 12489, effective July 27, 2005; amended at 31 Ill. Reg. 4245, effective February 20, 2007; amended at 31 Ill. Reg. 14530, effective October 3, 2007; amended at 32 Ill. Reg. 3756, effective February 27, 2008; amended at 32 Ill. Reg. 4213, effective March 10, 2008; amended at 32 Ill. Reg. 7932, effective May 12, 2008; amended at 32 Ill. Reg. 14336, effective August 12, 2008; amended at 33 Ill. Reg. 8306, effective June 2, 2009; amended at 34 Ill. Reg. 2528, effective January 27, 2010; amended at 34 Ill. Reg. 3331, effective February 24, 2010; amended at 34 Ill. Reg. 19031, effective November 17, 2010; amended at 34 Ill. Reg. 19158, effective November 23, 2010; amended at 35 Ill. Reg. 4556, effective March 4, 2011; amended at 35 Ill. Reg. 6386, effective March 31, 2011; amended at 35 Ill. Reg. 13875, effective August 1, 2011; amended at 36 Ill. Reg. 17413, effective December 3, 2012; amended at 38 Ill. Reg. 13280, effective June 10, 2014; amended at 39 Ill. Reg. 5443, effective March 25, 2015; amended at 39 Ill. Reg. 13041, effective September 3, 2015; amended at 41 Ill. Reg. 7154, effective June 12, 2017; amended at 41 Ill. Reg. 14945, effective November 27, 2017; amended at 42 Ill. Reg. 9507, effective May 24, 2018; amended at 43 Ill. Reg. 3889, effective March 18, 2019; amended at 43 Ill. Reg. 12990, effective October 22, 2019; emergency amendment at 44

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Ill. Reg. 5934, effective March 25, 2020, for a maximum of 150 days; emergency expired August 21, 2020; emergency amendment at 44 Ill. Reg. 7788, effective April 16, 2020, for a maximum of 150 days; emergency repeal of emergency amendment at 44 Ill. Reg. 14333, effective August 24, 2020; emergency amendment at 44 Ill. Reg. 14804, effective August 24, 2020, for a maximum of 150 days; emergency expired January 20, 2021; amended at 44 Ill. Reg. 18379, effective October 29, 2020; emergency amendment at 45 Ill. Reg. 1202, effective January 8, 2021, for a maximum of 150 days; emergency expired June 6, 2021; emergency amendment at 45 Ill. Reg. 1715, effective January 21, 2021, for a maximum of 150 days; emergency expired June 19, 2021; emergency amendment at 45 Ill. Reg. 7544, effective June 7, 2021, for a maximum of 150 days; emergency expired November 3, 2021; emergency amendment at 45 Ill. Reg. 8096, effective June 15, 2021, for a maximum of 150 days; emergency expired November 11, 2021; emergency amendment at 45 Ill. Reg. 8503, effective June 20, 2021, for a maximum of 150 days; emergency expired November 16, 2021; emergency amendment at 45 Ill. Reg. 11907, effective September 17, 2021, for a maximum of 150 days; emergency expired February 13, 2022; emergency amendment at 45 Ill. Reg. 14519, effective November 4, 2021, for a maximum of 150 days; emergency expired April 2, 2022; emergency amendment at 45 Ill. Reg. 15115, effective November 12, 2021, through December 31, 2021; emergency amendment at 45 Ill. Reg. 15375, effective November 17, 2021, for a maximum of 150 days; emergency expired April 15, 2022; emergency amendment at 46 Ill. Reg. 1911, effective January 13, 2022, for a maximum of 150 days; emergency amendment at 46 Ill. Reg. 3208, effective February 14, 2022, for a maximum of 150 days; emergency amendment at 46 Ill. Reg. 6142, effective April 3, 2022, for a maximum of 150 days; emergency amendment at 46 Ill. Reg. 6808, effective April 16, 2022, for a maximum of 150 days.

SUBPART A: GENERAL PROVISIONS

Section 250.1 COVID-19 Emergency Provisions for Hospitals
EMERGENCY

Consistent with 77 Ill. Adm. Code 1130.240(f)(4)(A), a health care facility licensed by the Department may increase bed capacity and/or re-allocate bed designations between clinical services to accommodate extraordinary needs in the service population due to the COVID-19 pandemic without prior authorization from the Department. The facility shall provide the Department with notification of the increase within 30 days after the bed increase decision. The facility shall also submit to the Department written notification that the temporarily increased bed capacity has been taken out of circulation. This additional notification shall be received by the Department within 30 days after the date the facility's normal bed capacity was resumed.

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NOTICE OF EMERGENCY AMENDMENT

(Source: Emergency rule added at 46 Ill. Reg. 6808, effective April 16, 2022, for a maximum of 150 days)

JOINT COMMITTEE ON ADMINISTRATIVE RULES

SECOND NOTICES RECEIVED

The following second notices were received during the period of April 12, 2022 through April 18, 2022. These rulemakings are scheduled for the May 18, 2022 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rulemaking should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield IL 62706.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
5/27/22	<u>Department of Revenue</u> , Invest in Kids Act (86 Ill. Adm. Code 1000)	1/21/22 46 Ill. Reg. 1594	5/17/22
5/28/22	<u>Department of Insurance</u> , Misrepresentations and False Warranties (50 Ill. Adm. Code 941)	12/17/21 45 Ill. Reg. 15934	5/17/22

PROCLAMATIONS

2022-36**Bosnian American Day**

WHEREAS, the Bosnian American community has contributed their rich culture to the American way of life; and,

WHEREAS, the contributions in research, technology, medicine, architecture, sport, literature, art, film, music, and customs of Bosnia and Herzegovina express creative interaction between different religions, ethnicities, and traditions; and,

WHEREAS, Chicago and the neighboring cities experience the Bosnian American presence through businesses, cultural, educational, and commemorative events; and,

WHEREAS, the first Bosnian Americans migrated to Chicago in the late 19th century; and,

WHEREAS, Bosnian Americans are a diverse community and embrace multiculturalism as a fundamental principle of Bosnian and Herzegovinian culture; and,

WHEREAS, thousands of genocide survivors who are Bosnian Americans are thankful to be in a country that offered them safe refuge in the late 1990s and early 2000s, and the opportunity to succeed and to contribute to the United States through civic engagement; and,

WHEREAS, on March 1, 1992, the citizens of Bosnia-Herzegovina voted for their independence from the Socialist Federal Republic of Yugoslavia, thus restoring the sovereignty of Bosnia and Herzegovina and restoring its multiethnic fundamental principles; and,

WHEREAS, March 1st is now recognized as the day of Independence for Bosnia and Herzegovina;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, recognize March 1, 2022, as Bosnian American Day in Illinois.

Issued by the Governor: March 1, 2022

Filed by the Secretary of State: April 13, 2022

2022-37**Colorectal Cancer Awareness Month**

WHEREAS, colorectal cancer is the second-leading cause of cancer deaths in the United States among men and women; and,

PROCLAMATIONS

WHEREAS, one in 23 men and one in 25 women will be diagnosed with colorectal cancer in their lifetimes; and,

WHEREAS, an estimated 6,260 people will be diagnosed with colorectal cancer and 2,110 people will lose their lives to colorectal cancer in 2022 within Illinois; and,

WHEREAS, colorectal cancer incidence and mortality rates are disproportionately higher among racial and ethnic minorities, with Black non-Hispanic males in Illinois at the highest rate of new colorectal cancer at 58.1 new cases per 100,000 people and 27.6 deaths per 100,000 people; and,

WHEREAS, an estimated five percent of all colon cancers cases are due to a hereditary colon cancer syndrome; and,

WHEREAS, colorectal cancer is one of the few cancers that can be prevented with timely screening, but only one in three adults ages 50 to 75 are not getting screened as recommended; and,

WHEREAS, increasing screening of Americans ages 45 and older to 80 percent could reduce the number of new colorectal cancer diagnoses by 22 percent and deaths from colorectal cancer by 33 percent by 2030; and,

WHEREAS, all people of all ages must know the signs and symptoms of the disease; and,

WHEREAS, observing Colorectal Cancer Awareness Month during March will emphasize the importance of early detection and screening;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim March 2022 as Colorectal Cancer Awareness Month in Illinois in support of raising public awareness of this disease.

Issued by the Governor: March 1, 2022

Filed by the Secretary of State: April 13, 2022

2022-38

Dr. Ngozi Ezike Day

WHEREAS, Dr. Ngozi Ezike has served as head of the Illinois Department of Public Health (IDPH) for over three years since her appointment on January 31st, 2019, dedicating each day to the agency's mission to protect the health and wellness of the people in Illinois through the prevention, health promotion regulation, and the control of disease and injury; and,

PROCLAMATIONS

WHEREAS, Dr. Ezike came to IDPH from Cook County Health, including a tenure as the medical director of the largest juvenile detention facility in the country, with primary care experience at Stroger Hospital and the Austin Health Center, as well as numerous credentials including a Bachelor's degree from Harvard College, a management certificate from Harvard Business School, an MD from the internationally renowned medical school at the University of California San Diego, and a professorship at Rush University; and,

WHEREAS, Dr. Ezike led IDPH with a lens of health equity from the beginning of her tenure as Director, reorienting the department's policies and practices to ensure the most in need were being served properly; and,

WHEREAS, on January 24, 2020, the first known case of COVID-19 was identified in Illinois, the second to be formally found in the United States; within days, under Dr. Ezike's leadership, IDPH had developed the capacity to test for the virus, making Illinois the first state in the nation to do so; and,

WHEREAS, by March 4th, Dr. Ezike had testified in front of the United States Congress on Illinois' exemplary response to COVID-19; by March 9th, with 11 known cases, Illinois issued a Disaster Proclamation to ensure the best response to the continued emergency, one of the earliest in the nation to do so; and,

WHEREAS, Dr. Ezike and Governor JB Pritzker, with the counsel of some of the leading medical experts, epidemiologists, mathematicians and modelers, implemented a stay-at-home order in Illinois – the second state in the nation to do so – demonstrating a commitment to be guided by the latest science and projections above what is precedent and politically comfortable; and,

WHEREAS, for more than two years, Dr. Ezike has guided 13 million Illinoisans through the ups and downs of an earth-shaking pandemic, providing the latest expertise and data relating to cases, mitigations, vaccines, community spread, hospitalizations, treatments, and more, always with a clear focus on equity in the state's response; and,

WHEREAS, amidst an unprecedented agency workload, Dr. Ezike prioritized joining Governor Pritzker at more than 160 COVID-19 press conferences, making herself available to the people of Illinois in both English and Spanish to ensure as many residents as possible could access information directly from the administration, and doing so as a beacon of humanity and compassion during a time of tremendous uncertainty and grief, leaning on her faith to give her the strength to care for the world; and,

PROCLAMATIONS

WHEREAS, over 30,000 Illinoisans have died of COVID-19, and Dr. Ezike has mourned the loss of each and every one alongside their loved ones, truly demonstrating that no number of sleepless nights and endless days could wear down her commitment to think first and foremost of Illinois' most vulnerable; and,

WHEREAS, through Dr. Ezike's work since December 2020, Illinois has become the Midwest's leader in vaccinations, with the largest percentage of residents who have started the vaccination process, the highest percentage of vaccinated residents in the 5 – 17-year-old population, and a record of excellence in ensuring senior vaccinations and vaccinations for Black and Brown residents; and,

WHEREAS, on March 1st, 2022, Dr. Ezike announced the end of her tenure as the Director of the Illinois Department of Public Health, allowing her more time with her four children and husband, pursue the next era of her career, and build on her tennis dominance as a 2021 USTA League national champion; and,

WHEREAS, Dr. Ezike's impact on Illinois will go down in history as the extraordinary service of an extraordinary individual, as documented by the New York Times' profile in courage of her "round-the-clock, all-consuming effort of containing the coronavirus" and her selection as one of Chicago Magazine's 2020 Chicagoans of the Year;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim Tuesday, March 1st, 2022, to be Dr. Ngozi Ezike Day in the State of Illinois and ask all residents to take a moment of gratitude for her unprecedented public service in the face of the global COVID-19 pandemic.

Issued by the Governor: March 1, 2022

Filed by the Secretary of State: April 13, 2022

2022-39**Red Cross Month**

WHEREAS, the Red Cross provides emergency shelter, food, and comfort for families devastated by local disasters, including approximately 2,000 disasters in Illinois annually; and,

WHEREAS, the Red Cross donates essential blood for accident and burn victims, heart surgery and organ transplant patients, and those receiving treatment for leukemia, cancer, or sickle cell disease, including more than 150,000 units of blood across Illinois annually; and,

WHEREAS, the Red Cross supports service members and veterans, along with their families and caregivers, through the unique challenges of military life; and,

PROCLAMATIONS

WHEREAS, the Red Cross offers training in lifesaving first aid, CPR, and other skills;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim March 2022 as Red Cross Month in recognition of the Red Cross's lifesaving service to our community.

Issued by the Governor: March 1, 2022

Filed by the Secretary of State: April 13, 2022

2022-40**National Vending Day**

WHEREAS, the vending and convenience services industry employs over 7,767 Illinois residents; and,

WHEREAS, the vending and convenience services industry has expanded in recent decades to include a wide array of convenience services and refreshments and has recently launched a national public health commitment; and,

WHEREAS, the vending and convenience services industry uses cutting edge technology to deliver innovative options to consumers; and,

WHEREAS, throughout the COVID-19 pandemic, the vending and convenience services industry has served as an essential industry, providing food and beverages to fuel first responders and the workforce of other critical industries; and,

WHEREAS, Illinois is proud of the dozens of small business owners in the state who own vending companies; and,

WHEREAS, the National Automatic Merchandising Association has designated March 3rd as National Vending Day;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim March 3rd as National Vending Day in Illinois in recognition of the contributions of the vending and convenience services industry.

Issued by the Governor: March 2, 2022

Filed by the Secretary of State: April 13, 2022

2022-41**Women in Construction Week**

PROCLAMATIONS

WHEREAS, NAWIC Chicago Metro #325 has distinguished itself for 33 years as a voice for women in construction in Illinois; and,

WHEREAS, the work done by NAWIC Chicago Metro #325 has benefited Illinois through community development and educational programs; and,

WHEREAS, NAWIC Chicago Metro #325 has unceasingly promoted the employment and advance of women in the construction industry; and,

WHEREAS, the construction community, represented by NAWIC Chicago Metro #325, has been a driving force in fostering community development through renovation and beautification projects, promotion of skilled trades careers, and a positive vision of the future; and,

WHEREAS, NAWIC Chicago Metro #325 has sought to achieve successful results for Illinois and surrounding areas in cooperation with other organizations;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim the week of March 6th-12th, 2022, as Women in Construction Week, and I encourage residents to recognize the contributions of women to the construction industry.

Issued by the Governor: March 2, 2022

Filed by the Secretary of State: April 13, 2022

2022-42**Suddenly Sleepy Saturday**

WHEREAS, narcolepsy is a chronic neurological disorder caused by the brain's inability to regulate sleep-wake cycles; and,

WHEREAS, narcolepsy affects an estimated one in every 2,000 Americans and is an under-recognized and under-diagnosed condition; and,

WHEREAS, the symptoms of narcolepsy, especially when undiagnosed, can lead to accidents, injuries, and problems with learning, and working; and,

WHEREAS, narcolepsy affects people neurologically, socially, and emotionally and affects people of all ages, with onset typically between the ages of 15 and 25; and,

WHEREAS, the Narcolepsy Network is a national organization created to promote awareness of the disease and support for those who suffer from narcolepsy;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim Saturday, March 12, 2022, to be Suddenly Sleepy Saturday, a day for Narcolepsy Awareness.

Issued by the Governor: March 3, 2022

Filed by the Secretary of State: April 13, 2022

2022-43**Chicago Business Opportunity Day**

WHEREAS, the Chicago Minority Supplier Development Council (ChicagoMSDC) will host the 55th Annual Chicago Business Opportunity Fair (CBOF55) on May 10, 2022, at the Hyatt Regency Chicago; and,

WHEREAS, the theme of the 55th Annual Chicago Business Opportunity Fair is “Creating Our Future”; and,

WHEREAS, CBOF provides minority suppliers and purchasing personnel from major buying organizations the opportunity to meet and exchange information about mutual buying and selling needs; and,

WHEREAS, the Chicago Minority Supplier Development Council is an organization devoted to stimulating minority business development and purchasing in Chicago and throughout the State of Illinois;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 10, 2022, as Chicago Business Opportunity Day in Illinois, in recognition of the 55th anniversary of the Chicago Business Opportunity Fair.

Issued by the Governor: March 4, 2022

Filed by the Secretary of State: April 13, 2022

2022-44**Public Procurement Month**

WHEREAS, professional public procurement is crucial for the efficient and effective operation of all government across the great State of Illinois; and,

WHEREAS, professionals in the purchasing, acquisition, procurement, and material management fields are employed in private and public sectors, as well as, in profit and non-profit organizations; and,

PROCLAMATIONS

WHEREAS, these procurement professionals dedicate themselves to providing the best value for every taxpayer dollar; they provide high-caliber strategic, logistical, and operational support for agencies and they dedicate themselves to expanding their knowledge, skills, and abilities for the public good; and,

WHEREAS, in addition to the purchase of goods and services, public procurement adds value to the organization by performing such functions as executing, implementing, and administering contracts, developing strategic procurement strategies and cultivating working relationships with suppliers and other departments within the organization; and,

WHEREAS, public procurement has tremendous influence on the economic conditions in the State of Illinois, its municipalities, and indeed across the United States, with accumulative purchasing power running into the billions of dollars; and,

WHEREAS, the National Institute of Governmental Purchasing (NIGP) has designated the month of March as “Procurement Month” to further expand the awareness of the purchasing professional’s role to governmental officials, the public, and business and corporate leaders;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim March 2022 as Public Procurement Month in Illinois and encourage all citizens to join me in this worthy observance.

Issued by the Governor: March 4, 2022

Filed by the Secretary of State: April 13, 2022

2022-45
Cleaning Week

WHEREAS, cleaning and disinfection are investments in protecting human health and safety; and,

WHEREAS, the Centers for Disease Control and Prevention stresses the importance of routine cleaning and disinfecting to protect public health; and,

WHEREAS, ISSA, the world’s leading trade association for the cleaning industry, found that routine cleaning and disinfection reduce the number of surfaces contaminated by viruses by 62 percent, thereby significantly reducing the rate of transmission; and,

WHEREAS, manufacturers and distributors have worked diligently to produce and deliver crucial cleaning and hygiene products throughout the COVID-19 pandemic and beyond; and,

PROCLAMATIONS

WHEREAS, essential frontline cleaning professionals work tirelessly to keep our schools, hospitals, workplaces, and other spaces healthy and safe for us all; and,

WHEREAS, the residents of Illinois should proudly celebrate the cleaning industry, and bring attention to the importance of ensuring clean and sanitary conditions at work, in schools, and at home;

THEREFORE, I, JB Pritzker, Governor of Illinois, do hereby proclaim March 27 through April 2, 2022, as Cleaning Week in Illinois.

Issued by the Governor: March 8, 2022

Filed by the Secretary of State: April 13, 2022

2022-46**National Science Appreciation Day 2022**

WHEREAS, on March 26, 1953, American medical scientist, Dr. Jonas Salk, announced he had developed a vaccine against polio; and,

WHEREAS, the CDC estimates the polio vaccine has prevented 13 million cases of paralysis and saved 650,000 lives worldwide since 1988; and,

WHEREAS, science has brought humanity vaccines, antibiotics, surgery, sanitation, increased agricultural yields, pasteurization, safe drinking water, and thousands of other interventions that have doubled the human lifespan in little more than a century; and,

WHEREAS, people have experienced longer and healthier lives, greater convenience and comfort, and enhanced prosperity due to the benefits of science; and,

WHEREAS, the State of Illinois invites residents to show their appreciation for our workers in the fields of research, technology, science education, and medicine; and,

WHEREAS, residents are encouraged to reflect on and share how science advances have bettered their lives and those of their loved ones;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim March 26, 2022, as National Science Appreciation Day 2022 throughout Illinois and call this observance to the attention of all our residents.

Issued by the Governor: March 8, 2022

PROCLAMATIONS

Filed by the Secretary of State: April 13, 2022

2022-47

National TAR Syndrome Awareness Month

WHEREAS, thrombocytopenia-absent radius (TAR) syndrome is characterized by the absence of the radius in each forearm and a shortage of blood cells involved in clotting; and,

WHEREAS, this platelet deficiency (thrombocytopenia) usually appears during infancy and becomes less severe over time, and in some cases, becomes normal; and,

WHEREAS, thrombocytopenia prevents normal blood clotting, resulting in easy bruising and frequent nosebleeds; potentially life-threatening episodes of severe bleeding (hemorrhages) may occur in the brain and other organs, especially during the first year of life; and,

WHEREAS, hemorrhages can damage the brain and lead to intellectual disability, but affected children who survive this period and do not have damaging hemorrhages in the brain usually have a normal life expectancy and intellectual development; and,

WHEREAS, the severity of skeletal problems in TAR syndrome varies among affected individuals; and,

WHEREAS, the radius, the bone on the thumb side of the forearm, is almost always missing in both arms; the ulna, also located in the forearm, is sometimes underdeveloped or absent in one or both arms; and,

WHEREAS, TAR syndrome is unusual among similar malformations in that affected individuals have thumbs, while people with other conditions involving an absent radius typically do not; and,

WHEREAS, there may be other abnormalities of the hands, such as webbed or fused fingers (syndactyly) or curved pinky fingers (fifth finger clinodactyly); some people with TAR syndrome also have skeletal abnormalities affecting the upper arms, legs, or hip sockets;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2022 as National Tar Syndrome Awareness Month in the state of Illinois.

Issued by the Governor: March 8, 2022

Filed by the Secretary of State: April 13, 2022

2022-48

PROCLAMATIONS

National Drug and Alcohol Facts Week ®

WHEREAS, National Drug and Alcohol Facts Week® is sponsored by the National Institute on Drug Abuse (NIDA) and the National Institute on Alcohol Abuse and Alcoholism (NIAAA) within the National Institutes of Health (NIH) in accordance with other federal and private partner organizations, to encourage teens to ask questions about drugs, drug abuse, alcohol, and alcoholism, and receive scientifically based facts and answers in return; and,

WHEREAS, National Drug and Alcohol Facts Week® occurs in the spring with an annual seven-day celebration, anchored by NIDA and NIAAA, that provides high school students across the United States with the opportunity to ask questions of the nation's leading experts in the field of drug abuse, alcohol, and addiction; and,

WHEREAS, National Drug and Alcohol Facts Week® is a celebration of the inquisitive minds of teenagers and encourages them to ask questions about drugs, drug abuse, alcohol, and alcoholism and get scientifically based answers, without judgment or biased comment; and,

WHEREAS, the NIDA stimulates most of the world's research on drug abuse and addiction and can offer science as a key element of the national and community conversation about drugs; and,

WHEREAS, the NIAAA stimulates most of the world's research on alcohol and alcoholism and can offer science as a key element of the national and community conversation about alcohol; and,

WHEREAS, National Drug and Alcohol Facts Week® celebrates the efforts of national and community organizations working with teens to encourage a science-based conversation about drugs, drug abuse, alcohol, and alcoholism;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim March 21st-27th, 2022, as National Drug and Alcohol Facts Week® in Illinois.

Issued by the Governor: March 9, 2022

Filed by the Secretary of State: April 13, 2022

2022-49**Bicentennial Anniversary of Greek Independence Day**

WHEREAS, March 25, 2022, recognizes the 201st anniversary of the independence of Greece and celebrates democracy within Greece and the United States; and,

PROCLAMATIONS

WHEREAS, the United States and Greece are old allies and friends with our nations and peoples bound by common interests and shared values; and,

WHEREAS, the concept of democracy developed by the people of ancient Greece served as the blueprint for the Founding Fathers of the United States - as they relied heavily on the political experience and philosophy of ancient Greece - as it informs the representative democracy of the United States; and,

WHEREAS, throughout the years, countless people with Greek ancestry continue to enrich and strengthen Illinois and the United States overall; and,

WHEREAS, in commemoration of the 201st Anniversary of Greek Independence Day, and recognition of the many contributions the Federation of Hellenic American Organizations of Illinois, Enosis, has made representing the Greek community of Illinois by preserving Greek culture, tradition, and heritage in our society for future generations;

THEREFORE, I, JB Pritzker Governor of the State of Illinois, do hereby proclaim March 25, 2022, as the Bicentennial Anniversary of Greek Independence Day.

Issued by the Governor: March 10, 2022

Filed by the Secretary of State: April 13, 2022

2022-50**Education and Sharing Day**

WHEREAS, a quality education is one of the significant foundations for the continuing success of our state, our country, and our society at large and in the great state of Illinois, we strive for the betterment of all our residents through an increased focus on education and sharing; and,

WHEREAS, by providing the possibility of an excellent education for all - especially children – to gain knowledge through rigorous study, we can create hope for a brighter, kinder, and more united and prosperous future in the lives of many; and,

WHEREAS, the educational system also must 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; and,

WHEREAS, one of the leading global advocates for the advancement of education, the Lubavitcher Rebbe, Rabbi Menachem Schneerson, of righteous memory, stressed the importance of moral and ethical education as the bedrock of humanity and the hallmark of a healthy society, and strongly urged that education be reinforced by the inculcation of strong moral values; and,

PROCLAMATIONS

WHEREAS, in recognition of Rebbe's outstanding and lasting contributions toward improvements in world education, morality, and acts of charity, he was awarded the Congressional Gold Medal, and the United States Congress has established his birthdate as a national day to raise awareness and strengthen the education of our children; and,

WHEREAS, April 12, 2022, will mark 120 years since the Rebbe's birth, and the date will be celebrated across these United States and around the globe in tribute to the Rebbe's vision, guidance, and leadership; and,

WHEREAS, for more than 40 years the President of the United States has recognized and honored Rebbe's vision each year on that day by proclaiming it "Education & Sharing Day USA"; and,

WHEREAS, we presently battle a global pandemic that has disrupted traditional models of education across our nation, while concurrently motivating a focus on the stronger core values we wish to impart to children and adults, beyond academic achievement; and,

WHEREAS, we can nurture the unity of diverse peoples through encouraging increased acts of goodness and kindness, imbued with the awareness that even a single positive act of an individual can make a major impact in this world;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim Tuesday, April 12, 2022, to be Education and Sharing Day in the State of Illinois and call upon government officials, educators, volunteers, and residents to reach out to those within your communities and work to create a better, brighter, and more hopeful future for all.

Issued by the Governor: March 10, 2022

Filed by the Secretary of State: April 13, 2022

2022-51**Fabry Disease Awareness Month**

WHEREAS, Fabry disease is a progressive, destructive, inherited disorder that causes children and adults to experience many symptoms that diminish their quality of life and may lead to premature death in adults due to strokes, kidney failure, and heart failure; and,

WHEREAS, Fabry disease is caused by deficient activity of the lysosomal enzyme alpha-galactosidase A that results in the buildup of lipids in the body causing cell and organ damage; and,

PROCLAMATIONS

WHEREAS, there are two approved treatments available, but because the disease is severely under-diagnosed, many people live without an accurate diagnosis or opportunity for treatment until after irreversible organ damage occurs; and,

WHEREAS, newborn screening has now been performed in several countries, yielding a prevalence ranging from 1:1,368 to 1:8,882; and,

WHEREAS, this contrasts with the earlier presumed prevalence of 1:40,000-1:117,000; and,

WHEREAS, health care providers and families should be aware of the many Fabry disease symptoms and if warranted, obtain a GLA gene test that can definitively assess the presence of this treatable disorder;

THEREFORE, I, Governor JB Pritzker, Governor of the State of Illinois, do hereby declare April 2022 as Fabry Disease Awareness Month in Illinois and urge all residents to learn about Fabry disease and assess their family risk.

Issued by the Governor: March 10, 2022

Filed by the Secretary of State: April 13, 2022

2022-52**Parkinson's Disease Awareness Month**

WHEREAS, Parkinson's disease is a chronic, progressive disorder of the nervous system for which there is currently no cure; and,

WHEREAS, more than one million people in the United States are currently living with Parkinson's disease, and an additional 50,000-60,000 new cases are diagnosed each year; and,

WHEREAS, every day the American Parkinson Disease Association provides the support, education, and research to help those impacted by Parkinson's disease live a fuller life; and,

WHEREAS, the State of Illinois recognizes the efforts of the APDA Midwest Chapter to raise funds and promote awareness and support to fight Parkinson's disease; and,

WHEREAS, increased awareness helps to enhance programs and services that support those impacted by Parkinson's disease improve their quality of life; and,

WHEREAS, these efforts are desperately needed to expedite the research efforts into better treatments, medications, and ultimately a cure;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2022 Parkinson’s Disease Awareness Month in Illinois to increase awareness about the ailment and its symptoms and support the mission to find a cure.

Issued by the Governor: March 10, 2022

Filed by the Secretary of State: April 13, 2022

2022-53**Youth Art Month**

WHEREAS, art education contributes powerful educational benefits to all elementary and secondary students that develop students’ creative problem-solving and critical thinking abilities; and,

WHEREAS, art education teaches sensitivity to beauty, order, and other expressive qualities that support the understanding of multicultural values and beliefs; and,

WHEREAS, art education reinforces and brings to life what students learn in other subjects in art production, art history, art criticism, and aesthetics; and,

WHEREAS, these benefits of art education form the basis of “world-class standards” developed by the Department of Education and the National Endowment for the Arts; and,

WHEREAS, our national leaders have acknowledged the necessity of including art experiences in all students’ education; and,

WHEREAS, the importance of giving support to art teachers as they attempt to strengthen art education in their schools and communities is fundamental;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim the month of March 2022 as Youth Art Month and encourage all Illinoisans to take an interest in and give full support to quality school art programs for children and youth.

Issued by the Governor: March 10, 2022

Filed by the Secretary of State: April 13, 2022

2022-54**Congenital Diaphragmatic Hernia Awareness Month**

WHEREAS, one in every 2,500 pregnancies are diagnosed with a congenital diaphragmatic hernia (CDH); and,

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WHEREAS, CDH occurs when a baby's diaphragm fails to fully form; allowing abdominal organs into the chest cavity and preventing lung growth; and,

WHEREAS, since 2000, it is estimated that over 700,000 babies have been born with CDH and only 50 percent of those babies survived; and,

WHEREAS, there are many people living in Illinois who have been diagnosed with and have survived CDH, although many families in Illinois have endured the horrible pain and grief associated with the loss of loved ones with CDH; and,

WHEREAS, those with CDH often endure multiple surgeries and possible medical complications beyond their diagnosis that include heart defects, pulmonary complications, gastric and intestinal problems, developmental delays, and may require respiratory and medicinal support for years; and,

WHEREAS, raising awareness of this congenital defect will help bring about acceptance and support for those suffering with it and will help advocate for urgently needed medical advances and research;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2022 as Congenital Diaphragmatic Hernia Awareness Month in Illinois and encourage all residents of Illinois to learn about the condition.

Issued by the Governor: March 11, 2022

Filed by the Secretary of State: April 13, 2022

2022-55
Seed Month

WHEREAS, the abundance of Illinois's crops relies on fertile soil, diligent farmers, and high-quality seeds; and,

WHEREAS, ensuring seeds are of the highest quality requires agriculture-minded seed producers, conscientious inspectors, skilled technicians, and concerned dealers; and,

WHEREAS, agriculture and the seed industry contribute significantly to our state's economy with value-added products marketed throughout the world; and,

WHEREAS, the Bureau of Agricultural Products Inspection within the Illinois Department of Agriculture tests the purity and germination of seeds, validates the accuracy of product labels,

PROCLAMATIONS

and cooperates with the Illinois Crop Improvement Association, which is the state's official seed-certifying agency and an independent, non-profit organization; and,

WHEREAS, in cooperation with educational and regulatory agencies, the Illinois Seed Trade Association sustains an informed membership, the latest research developments, the production of high-quality seed, and develops an effective seed program, advocating for its members' interests;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2022 as Seed Month in Illinois in appreciation of the seed industry's contribution to supplying food and fiber to the world through the production of Illinois crops.

Issued by the Governor: March 11, 2022

Filed by the Secretary of State: April 13, 2022

2022-56**Alpha Day at the Capitol**

WHEREAS, Alpha Phi Alpha Fraternity, Inc. was founded on December 4, 1906 by seven African American men, known as the “Jewels” of the fraternity, at Cornell University; and,

WHEREAS, these pioneers formed the first Black Greek Letter Organization (BGLO) in response to racism and discrimination at their predominantly white campus; and,

WHEREAS, BGLOs have been a staple of collegiate education since the founding of Alpha Phi Alpha Fraternity, Inc; and,

WHEREAS, members of Alpha Phi Alpha Fraternity, Inc. recognized the need to help correct the educational, economic, political, and social injustices faced by African Americans and has long stood at the forefront of the African American community's fight for civil rights; and,

WHEREAS, members of Alpha Phi Alpha Fraternity, Inc. include Dr. Martin Luther King, Jr., Adam Clayton Powell, Thurgood Marshall, Andrew Young, William Gray, Paul Robeson, Edward Brooke, W.E.B DuBois, Cornell West, Duke Ellington, Robert Smith, Jesse Owens, Stuart Scott, Illinois' First African American State Senator Adelbert Roberts, and many more; and,

WHEREAS, Alpha Phi Alpha continues to be a pillar in local communities throughout Illinois through national programs such as A Voteless People is a Hopeless People, Got To High School Go to College, My Brother's Keeper, and Project Alpha; and,

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WHEREAS, today Alpha Phi Alpha Fraternity, Inc. is comprised of over 680 local chapters located in the United States, London, Bermuda, the Bahamas, Canada, the Virgin Islands, and South Africa, including 19 collegiate chapters and 13 alumni chapters in Illinois;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim March 16, 2022, as Alpha Day at the Capitol in Illinois to commemorate the great service this organization contributes to the state and its efforts to create a more equitable society.

Issued by the Governor: March 16, 2022

Filed by the Secretary of State: April 13, 2022

2022-57**Small Business Development Center Day in Illinois**

WHEREAS, America's Small Business Development Center (SBDC) network is the most comprehensive small business assistance network in the United States and its territories; and,

WHEREAS, SBDCs have a demonstrated record of helping small business owners and entrepreneurs to achieve the American dream of owning their own business for over the past 42 years; and,

WHEREAS, Illinois joined America's SBDC network in 1984; and,

WHEREAS, the Illinois SBDC Network, is one of the largest in the nation with 42 locations found at every corner of the state; and,

WHEREAS, SBDCs play an important role in supporting the equitable growth of small businesses in Illinois, with centers focused on providing services in over a dozen languages and with minority and women-owned businesses accounting for the majority of clients advised; and,

WHEREAS, since the onset of COVID-19, SBDCs, working with Community Navigators and other economic development organizations, have played an instrumental role in providing emergency relief to help businesses facing economic hardship with reopening; and,

WHEREAS, in 2021, Illinois' SBDCs continued to utilize the \$7.3 million in CARES Act funding received in 2020 to expand their reach through virtual advising and additional staff to serve more small, minority-owned businesses left vulnerable during the pandemic; and,

WHEREAS, the SBDC efforts in 2021 have played a key role in driving equitable outcomes with SBDCs providing one-on-one business advising to the largest number of women-owned

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businesses and minority-owned businesses, respectively, since the inception of the Illinois SBDC Network in 1984; and

WHEREAS, in 2021, the Illinois SBDC Network assisted businesses with accessing \$80.3M in funding – 44 percent of which was for women-owned businesses and 30 percent of which was for minority-owned businesses; and,

WHEREAS, in 2021, the Illinois SBDC Network served a total of 30,913 businesses and created or retained 4,899 jobs across the State of Illinois; and,

WHEREAS, Illinois is committed to creating an equitable, business-friendly environment that supports business and entrepreneurs in every corner of the state and we need to acknowledge the extraordinary efforts and contributions from the SBDC every year;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim March 16, 2022, as Small Business Development Center Day in Illinois.

Issued by the Governor: March 16, 2022

Filed by the Secretary of State: April 13, 2022

2022-58**Save Abandoned Infants Month**

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

WHEREAS, infants are initially in the custody of the state and then 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 infant; and,

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

WHEREAS, since the signing of the Illinois Abandoned Newborn Infant Protection Act, numerous newborn infants have been safely surrendered; and,

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

WHEREAS, 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 surrender a newborn infant;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2022 as Save Abandoned Infants Month in Illinois and encourage all residents to recognize the importance of protecting abandoned infants and giving them the proper care they deserve.

Issued by the Governor: March 21, 2022

Filed by the Secretary of State: April 13, 2022

2022-59**Vietnam Veterans Day**

WHEREAS, as we observe the anniversary of the Vietnam War, we reflect with solemn reverence upon the valor of a generation that served with honor; and,

WHEREAS, we pay tribute to the more than three million servicemen and women who left their families to serve bravely, a world away from everything they knew and everyone they loved; and,

WHEREAS, we honor all who served on active duty in the United States Armed Forces and their families at any time during the period of November 1st, 1955, to May 15th, 1975, regardless of duty location; and,

WHEREAS, we draw inspiration from the heroes who suffered unspeakably as prisoners of war, yet who returned home with their heads held high, and we pledge to keep the faith with those who were wounded and still carry the scars of war, seen and unseen; and,

WHEREAS, it is important to honor the men and women who survived the Vietnam War, as well as the 58,220 men and women who gave their lives; and,

WHEREAS, while no words will ever be fully worthy for the service, nor any honor truly befitting their sacrifice, let us remember that it is never too late to pay tribute to the men and women who answered the call of duty with courage and valor; and,

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WHEREAS, throughout this commemoration, let us strive to live up to their example by showing our Vietnam Veterans, their families, and all who have served the fullest respect and support of a grateful nation; and,

WHEREAS, as residents of the great State of Illinois, we must never forget the sacrifice of the men and women who fought in the name of freedom and democracy for all;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim March 29th, 2022, as Vietnam Veterans Day in Illinois.

Issued by the Governor: March 24, 2022

Filed by the Secretary of State: April 13, 2022

2022-60**Blount's Disease Day**

WHEREAS, according to the National Institute of Health (NIH), there are nearly 7,000 conditions considered rare with each affecting fewer than 200,000 Americans; and,

WHEREAS, Blount's Disease is considered a rare disease impacting less than one percent of the population in the US, with no supporting organization, and not enough research; and,

WHEREAS, Blount's Disease is a developmental disorder characterized by abnormality in the growth plate in the upper part of the tibia that causes pain and can lead to deformity and arthritis issues; and,

WHEREAS, individuals affected by Blount's Disease often experience problems such as difficulty finding a medical expert and lack of access to research and treatment; and,

WHEREAS, the cause of Blount's Disease is unknown and patients and caregivers who have this rare disease will now participate in this observance;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2, 2022, Blount's Disease Day.

Issued by the Governor: March 25, 2022

Filed by the Secretary of State: April 13, 2022

2022-61**Exceptional Children's Week**

PROCLAMATIONS

WHEREAS, Exceptional Children’s Week offers a special opportunity to take time to foster awareness, understanding, and celebration of the diverse abilities all individuals possess; and,

WHEREAS, each person has had, or will have, experiences with individuals with special needs; and,

WHEREAS, Exceptional Children’s Week allows the state to join together with the Council for Exceptional Children, families, children, parents, families, professionals, general education teachers, special education teachers, and legislators to recognize and spread awareness of efforts to improve the success of children and youth with disabilities and/or gifts and talents;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 3-7, 2022, Exceptional Children’s Week to promote awareness of exceptionalities in children and youth.

Issued by the Governor: March 25, 2022

Filed by the Secretary of State: April 13, 2022

2022-62**“Illinois State Police Centennial”**

WHEREAS, on April 1, 2022, the Illinois State Police celebrate their Centennial; and,

WHEREAS, in the early 1920s the State of Illinois began modernizing the highway structure throughout the state with paved “hard” roads; and,

WHEREAS, to address threats posed to these modernized roads, specifically, damage caused by overweight trucks and an increase in automobile crashes due to higher speeds, in 1921, the Illinois Motor Vehicle Law was amended to authorize the Department of Public Works and Buildings, now known as the Department of Transportation, “to appoint a sufficient number of ‘State Highway Patrol Officers’ to enforce the provisions of the Motor Vehicle Law;” and,

WHEREAS, on April 1, 1922, the first eight original sworn patrol officers and two civilian employees of the Illinois State Police began service to the State of Illinois under Superintendent John Stack and Director Cornelius R. Miller; and,

WHEREAS, since the first authorization by the 52nd General Assembly, the Illinois State Police has continuously evolving responsibilities and duties that promote public safety and justice to improve the quality of life in Illinois; and,

PROCLAMATIONS

WHEREAS, at 100 years, the Illinois State Police is has grown to nearly 3,000 sworn and civilian employees, comprised of the Divisions of Patrol Operations, Criminal Investigation, Forensic Services, Justice Services, Academy and Training, Internal Investigation, and Statewide 9-1-1, under the leadership of Director Brendan F. Kelly; and,

WHEREAS, Illinois State Police serves as a vital resource to county and municipal law enforcement agencies providing forensic testing, crime scene services, investigations, intelligence, and technology and disaster response allowing law enforcement officers to protect their communities: and,

WHEREAS, the men and women of the Illinois State Police have always been held to a higher standard, displaying exemplary ethics and standards, preserving the public's faith and trust, keeping true to their Oath which states, "...to be steadfast against evil...and...never compromise with crime...to make my conduct friendly but impartial, courteous but firm, and charitable to the inadvertent violator"; and,

WHEREAS, the residents of this great State, mindful of those officers who made the ultimate sacrifice, celebrate with gratitude the first 100 years of "Integrity, Service, and Pride," and wish the Illinois State Police safety and further success through the next 100 years and beyond; and,

WHEREAS, as Governor, serving as Commander-in-Chief of the Illinois State Police is one of highest honors of the Office;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 1, 2022, through April 1, 2023, the "Illinois State Police Centennial" and order the Illinois State Police flag to be flown atop the Illinois State Capitol throughout April 2022, beginning March 29, 2022, and urge the people of Illinois to take a moment to thank a member of the Illinois State Police, including retired members, for their commitment to serving and protecting the people of Illinois and recognize the Centennial with appropriate programs and activities.

Issued by the Governor: March 25, 2022

Filed by the Secretary of State: April 13, 2022

2022-63**Innovation and Technology Month**

WHEREAS, innovation and technology are valuable industry sectors in Illinois, contributing to the state's economy, delivery of services, advancement of cybersecurity practices, workforce expansion, and educational and career development; and,

PROCLAMATIONS

WHEREAS, Illinois is the fifth-largest economy in the United States and continues to rank seventh in the number of Science and Engineering (S&E) jobs filled, and has stayed on pace with national growth on this measure with Illinois being home to the global headquarters of 34 Fortune 500 companies; and,

WHEREAS, Illinois colleges and universities provide a multitude of options for degree programs in various tech sectors, including software developers, computer systems and security analysts, and network and computer infrastructure support, and continues to rank seventh in the nation for STEM Degrees awarded; and,

WHEREAS, Illinois is home to two of only five National Quantum Information Science Research Centers and the \$230 million investments from the Department of Energy, as well as numerous research universities and businesses serving as national and global leaders in the development of next-generation quantum technologies, applications, and industries; Illinois will observe World Quantum Day on April 14, 2022, to promote the understanding of quantum science and technology in our state; and,

WHEREAS, Illinois advocates for preparing K-12 students in their understanding of quantum science and the development of a highly trained workforce capable of filling future jobs in quantum-based and globally competitive companies and industries; and,

WHEREAS, Illinois Department of Innovation & Technology (DoIT) promotes programming and outreach for expansion of STEM-related initiatives and supports the delivery of free high-speed broadband for K-12 public schools through the Illinois Century Network; and,

WHEREAS, career and technical education programs in elementary and secondary education across Illinois include IT competency-based curricula for work readiness and the encouragement of STEM career exploration; and,

WHEREAS, as outlined in Public Act 101-0654, beginning with the 2022-23 school year, all school districts shall ensure that students receive developmentally appropriate opportunities to gain computer literacy skills at each grade level of K-12; and,

WHEREAS, additionally, students entering ninth grade in the 2022-23 school year and each school year thereafter must participate in one year of a course that includes intensive instruction in computer literacy, which may be English, social studies, or any other subject and that may be counted toward the fulfillment of other graduation requirements; and,

WHEREAS, the Illinois Department of Innovation & Technology (DoIT) is responsible for the information and technology functions for the Illinois Executive Branch; and,

PROCLAMATIONS

WHEREAS, DoIT delivers statewide information technology and telecommunication services and innovation to state government agencies, boards, and commissions for policy and standards development, lifecycle investment planning, enterprise solutions, privacy and security management, and the exploration of innovative solutions that could be of benefit to the agencies and taxpayers of Illinois; and,

WHEREAS, DoIT implements technology to meet the business needs of Illinois state agencies allowing Illinoisans to easily interact with their state government through secure and easily accessible connections; and,

WHEREAS, DoIT is advancing the delivery of innovative tools, including the use of artificial intelligence and data analytics to support Illinois state agencies and residents;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2022 as Innovation and Technology Month in Illinois in celebration of the important work being done by IT professionals statewide and to encourage communities and schools to explore this sector as a contributor both to the economy and workforce, allowing students to better understand the growing opportunities in both innovation and technology.

Issued by the Governor: March 25, 2022

Filed by the Secretary of State: April 13, 2022

2022-64**Maternal Mental Health Awareness Month**

WHEREAS, based on the number of births each year in Illinois, it is estimated that 27,000 to 36,000 mothers are affected by moderate to severe postpartum emotional symptoms annually in Illinois; and,

WHEREAS, 15 to 20 percent of pregnant women and new mothers experience moderate to severe symptoms, collectively known as perinatal mood and anxiety disorders, including depression, panic disorder, obsessive-compulsive disorder, post-traumatic stress disorder, and other conditions; one to two in every 1,000 mothers in the United States will experience postpartum psychosis, a medical emergency that poses an immediate threat of suicide or infanticide; and,

WHEREAS, perinatal mood and anxiety disorders can develop at any time during pregnancy, moreso within the first 12 months after childbirth; they impact not only the mother, but also the child, father, and entire family unit and has been called "the most significant complication associated with childbirth"; and,

PROCLAMATIONS

WHEREAS, research has shown that untreated perinatal mood and anxiety disorders during pregnancy or postpartum can negatively affect birth outcomes and infant development, including mother-infant attachment and bonding, infant mental health and brain development, long-term social and cognitive development of the child, and the well-being of the entire family unit; and,

WHEREAS, with proper awareness, education, intervention, and resources, PPMDs are nearly 100 percent treatable; and,

WHEREAS, increasing public awareness among all Illinois families on the prevalence, identification, and treatment of these disorders has significant potential to save lives and prevent the unnecessary suffering experienced by so many families following childbirth;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim May 2022 as Maternal Mental Health Awareness Month in Illinois to raise awareness of these serious and debilitating disorders that affect childbearing women and their families.

Issued by the Governor: March 25, 2022

Filed by the Secretary of State: April 13, 2022

2022-65**Month of the Military Child**

WHEREAS, thousands of brave Americans have made countless sacrifices to defend our country and preserve freedom in Afghanistan, Iraq, and around the world; and,

WHEREAS, nearly 29,000 Illinois children and youth have been directly affected by the military service of at least one parent; and,

WHEREAS, it is our duty as residents to pay tribute to service members and their children for their commitment to this nation and their struggles because when parents serve in the military, their children are heroes too; and,

WHEREAS, it is only fitting that we take time to recognize these children's contributions, celebrate their spirit, and let our men and women in uniform know that while they are taking care of us, we are taking care of their children;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2022 as Month of the Military Child in Illinois and encourage all residents and local communities to provide support and give thanks to military children and families.

Issued by the Governor: March 25, 2022

PROCLAMATIONS

Filed by the Secretary of State: April 13, 2022

2022-66

National Minority Health Month

WHEREAS, Illinois is an increasingly diverse state, home to a rich tapestry of people and cultures who enrich our shared communities; and,

WHEREAS, although health indicators such as life expectancy and infant mortality have improved overall in Illinois, minority groups still bear a disproportionate burden of preventable disease, death, and disability compared with non-minority groups; and,

WHEREAS, Illinois' racial and ethnic minority groups account for approximately 32.3 percent of the state's population with these disparities having been exacerbated by the COVID-19 pandemic; and,

WHEREAS, the mission of the Illinois Department of Public Health Center for Minority Health Services is to improve the health and well-being of Illinois' minority populations through the development of equitable health policies, with culturally and linguistically appropriate programs to address health disparities; and,

WHEREAS, celebrated every year in April, National Minority Health Month is an effort to raise awareness about health disparities that continue to affect racial and ethnic minority populations; and,

WHEREAS, following this year's National Minority Health Month theme, "Give Your Community a Boost!" the Illinois Department of Public Health Center for Minority Health Services will raise awareness about COVID-19 vaccination - including a booster - to help end the COVID-19 pandemic that has disproportionately affected communities of color; and,

WHEREAS, the focus this year will be on empowering communities through knowledge about COVID-19 vaccines/boosters, sharing accurate vaccine/booster information, participating in clinical trials, getting vaccinated, and practicing COVID-19 safety measures;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 2022, as National Minority Health Month, in support of the Illinois Department of Public Health's Center for Minority Health's efforts to help eliminate health disparities, accelerate health equity, and make the state of Illinois a stronger and healthier state.

Issued by the Governor: March 25, 2022

Filed by the Secretary of State: April 13, 2022

PROCLAMATIONS

2022-67**Public Health Week**

WHEREAS, the week of April 4-10, 2022, is National Public Health Week, and the theme is “Public Health is Where You Are”; and,

WHEREAS, the observation is a cooperative effort of the American Public Health Association, the Illinois Public Health Association, state and local health departments, academic institutions, allied organizations, community groups, and professional and trade associations which have joined together to promote a common interest in public health; and,

WHEREAS, inside health departments in every corner of the state, public health workers ensure the basic foundations necessary for good health – clean water, safe food, breathable air, and access to life-saving vaccines; and,

WHEREAS, public health professionals help communities prevent, prepare for, withstand, and recover from the impact of a full range of health threats, including disease outbreaks such as the COVID-19 pandemic, measles, natural disasters, and disasters caused by human activity; and,

WHEREAS, strong and consistent funding levels are necessary for the public health system to respond to both everyday health threats and unexpected health emergencies;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim the week of April 4-10, 2022, as Public Health Week in Illinois and call upon residents to observe this week by helping our families, friends, neighbors, co-workers, and leaders to better understand the value of public health and supporting great opportunities to adopt preventive lifestyle habits in light of this year’s theme, “Public Health is Where You Are.”

Issued by the Governor: March 25, 2022

Filed by the Secretary of State: April 13, 2022

2022-68**Community Banking Week**

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

WHEREAS, the Community Bankers Association of Illinois is celebrating its 48th year of serving Illinois community banks; and,

PROCLAMATIONS

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,

WHEREAS, on 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, Illinois community banks and thrifts are among the safest and most well capitalized banks in the nation;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 3rd – 9th, 2022, as Community Banking Week in recognition of the contributions of community banks and thrifts to the economic vitality of Illinois and their continuing dedication to fulfilling the credit needs of residents throughout the state.

Issued by the Governor: March 29, 2022

Filed by the Secretary of State: April 13, 2022

2022-69**“Go Make A Difference in Illinois”**

WHEREAS, the health of our residents is a crucial concern for our health care professionals serving the state of Illinois; and,

WHEREAS, qualified practitioners who specialize in the use of medical radiation and imaging technology to aid in the diagnosis and treatment of disease share a commitment to bring the people of this state a safer, more compassionate environment - now and in the future; and,

WHEREAS, professionals in the radiologic sciences are dedicated to the highest standard of professionalism and continually maintain those standards through education, lifelong learning, credentialing, and personal commitment; and,

WHEREAS, April 6-8, 2022, has been designated as the 87th Annual ISSRT Annual Conference and will allow all Radiologic Technologists to focus on the safe medical radiation environment provided through the skilled and conscientious efforts of radiologic technologists, dedicated patient care, and a team effort to “Make A Difference” in our state;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 6-8, 2022, as the 87th Annual ISSRT Conference "Go Make A Difference in Illinois" and urge all of our citizens to recognize this event and honor those men and women of the ISSRT.

Issued by the Governor: March 29, 2022

Filed by the Secretary of State: April 13, 2022

2022-70**Medical Assistants Week**

WHEREAS, the medical assistant is a multi-skilled health care professional performing clinical and administrative functions; and,

WHEREAS, medical assistant has the unique privilege of acting as a liaison between the physician and/or other health care workers and their patients; and,

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

WHEREAS, patients are also receiving better care and treatment thanks to medical assistants, who 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 17-21, 2022, as Medical Assistants Week in Illinois, in recognition of medical assistants for their commitment and dedication to the medical profession and the well-being of patients.

Issued by the Governor: March 30, 2022

Filed by the Secretary of State: April 13, 2022

2022-71**Assyrian New Year Day**

WHEREAS, the first day of April is celebrated annually as the Assyrian New Year, also known as Kha b'Nissan or Akitu; and,

WHEREAS, the Assyrian New Year is not only the first day of the new year, but also marks the start of spring and serves as a symbol of revival; and,

WHEREAS, according to the Assyrian Policy Institute, Illinois is home to more than 80,000 Assyrian-Americans; and,

PROCLAMATIONS

WHEREAS, the Assyrian New Year serves to remind the residents of Illinois of the many substantial contributions the Assyrian community has made to Illinois and the social fabric of our state; and,

WHEREAS, in their various countries of origin, including Iraq, Syria, Turkey, and Iran, governing authorities historically infringed on the cultural and linguistic rights of Assyrians and prohibited public celebrations of the Assyrian New Year; and,

WHEREAS, it is imperative that members of the Assyrian community across the globe feel seen, valued, and encouraged to celebrate and preserve their cultural heritage;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 1, 2022, as Assyrian New Year Day in Illinois to express the appreciation of Illinoisans for the vibrancy, tenacity, and contributions of the Assyrian-American community and to join in celebrating the Assyrian New Year, wishing all who observe this holiday a healthy and prosperous new year.

Issued by the Governor: March 31, 2022

Filed by the Secretary of State: April 13, 2022

2022-72**Electrical Safety Month**

WHEREAS, hundreds of people die and thousands are injured each year in the United States as a result of electric-related incidents; and,

WHEREAS, on average, there are 430 civilian deaths related to electrical home structure fires each year; and,

WHEREAS, property damage resulting from home fires caused by electrical failure or malfunction amounts to more than \$1.3 billion annually; and,

WHEREAS, 6.4 workplace injuries occur daily in the United States from electric-related incidents; and,

WHEREAS, following basic electrical safety precautions can help prevent thousands of people from being injured or killed each year; and,

PROCLAMATIONS

WHEREAS, residents are advised to protect their homes and families with the latest safety technology, such as ground-fault circuit interrupters, arc-fault circuit interrupters, surge protective devices, and tamper resistant receptacles; and,

WHEREAS, residents are encouraged to inspect their homes and workplaces for possible electrical hazards; install, test, and properly maintain an adequate number of smoke alarms; and,

WHEREAS, the Electrical Safety Foundation International (ESFI) is dedicated exclusively to promoting electrical safety in the home, school, and workplace through education, awareness, and advocacy;

THEREFORE, I, JB Pritzker, Governor of Illinois, do hereby proclaim May 2022 as Electrical Safety Month in Illinois and encourage all residents to observe the importance of establishing and practicing electrical safety habits in the home, school, and workplace to reduce the number of electric related fires, injuries, and deaths.

Issued by the Governor: March 31, 2022

Filed by the Secretary of State: April 13, 2022

2022-73**Ronald McDonald House Charities Day**

WHEREAS, every year, thousands of children and families travel to receive care at one of Chicago's world-renowned hospitals, where Ronald McDonald House Charities of Chicagoland & Northwest Indiana (RMHC-CNI) has been by their side since 1977; and,

WHEREAS, RMHC-CNI provides a caring and compassionate environment where families can rest and find support while remaining close to their hospitalized child through the Ronald McDonald House and Family Room Programs; and,

WHEREAS, each night, RMHC-CNI keeps 172 families close to the care and resources they need through five Ronald McDonald Houses and three Ronald McDonald Family Rooms; and,

WHEREAS, Ronald McDonald Care Mobile program, in partnership with Advocate Children's Hospital, provides medical care to children in under-served areas throughout the Chicago area; and,

WHEREAS, RMHC-CNI serves thousands of families and children and saves families thousands of millions of dollars in medical, lodging and food costs annually;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim April 30, 2022, as Ronald McDonald House Charities Day in Illinois and congratulate RMHC-CNI on 45 years of service to the community.

Issued by the Governor: March 31, 2022

Filed by the Secretary of State: April 13, 2022

ILLINOIS ADMINISTRATIVE CODE
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