

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:
SEN. DON HARMON

CO-CHAIR:
REP. KEITH WHEELER

EXECUTIVE DIRECTOR:
VICKI THOMAS



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SEN. KIMBERLY LIGHTFORD
SEN. TONY MUÑOZ
SEN. SUE REZIN
SEN. PAUL SCHIMPF
SEN. CHUCK WEAVER
REP. TOM DEMMER
REP. MIKE HALPIN
REP. FRANCES HURLEY
REP. STEVEN REICK
REP. ANDRÉ THAPEDI

MINUTES

November 12, 2019

MEETING CALLED TO ORDER

The Joint Committee on Administrative Rules met on Tuesday, November 12, 2019 at 10:30 a.m. in Room C-1 of the Stratton Office Building, Springfield IL. Co-Chair Harmon called the meeting to order and announced that the policy of the Committee is to allow only representatives of State agencies to testify orally on any rule under consideration at Committee meetings. Other persons are encouraged to submit their comments to the JCAR office in writing.

ATTENDANCE ROLL CALL

X Senator Don Harmon	X Representative Tom Demmer
X Senator Kimberly Lightford	X Representative Mike Halpin
X Senator Tony Muñoz	X Representative Frances Hurley
X Senator Sue Rezin	X Representative Steven Reick
X Senator Paul Schimpf	X Representative André Thapedi
X Senator Chuck Weaver	X Representative Keith Wheeler

APPROVAL OF THE MINUTES OF THE OCTOBER 8, 2019 MEETING

Rep. Hurley moved, seconded by Sen. Rezin, that the minutes of the October 8, 2019 meeting be approved. The motion passed unanimously (12-0-0).

EXPEDITED CORRECTION

State Board of Education – Gifted Education (23 Ill. Adm. Code 227; 43 Ill. Reg. 10757)

Rep. Demmer moved, seconded by Sen. Halpin, that JCAR certify the Correction effective 6/7/19. The motion passed unanimously (12-0-0).

AGENCY RESPONSES

Department of Financial and Professional Regulation – Dental Practice Act (68 Ill. Adm. Code 1220; 42 Ill. Reg. 19144)

Illinois Racing Board – Illinois Racing Board (11 Ill. Adm. Code 200; 43 Ill. Reg. 5189)

Due to the appropriateness of the agencies' responses, no further action was taken. Staff will monitor.

Illinois Gaming Board – Video Gaming (General) (11 Ill. Adm. Code 1800; 43 Ill. Reg. 9788)

Due to the appropriateness of the agency's response, no further action was taken.

CONSIDERATION OF OTHER RULEMAKINGS

State Board of Education – Early Childhood Block Grant (23 Ill. Adm. Code 225; 43 Ill. Reg. 2343)

Rep. Reick moved, seconded by Sen. Muñoz, that JCAR, with the consent of the State Board of Education, extend the 2nd notice period for this rulemaking for an additional 45 days. The motion passed unanimously (12-0-0).

Illinois Gaming Board – Video Gaming (11 Ill. Adm. Code 1800; 43 Ill. Reg. 9209)

Co-Chair Wheeler moved, seconded by Rep. Thapedi, that JCAR, with the consent of the Gaming Board, extend the 2nd notice period for this rulemaking for an additional 45 days. The motion passed unanimously (12-0-0).

Illinois Gaming Board – Video Gaming (11 Ill. Adm. Code 1800; 43 Ill. Reg. 9312)

Illinois Gaming Board – Riverboat Gambling (86 Ill. Adm. Code 3000; 43 Ill. Reg. 9315)

Sen. Lightford moved, seconded by Sen. Weaver, that JCAR, with the consent of the Gaming Board, extend the 2nd notice period for these rulemakings for an additional 45 days. The motion passed unanimously (12-0-0).

Department of Insurance – Mistake in Benefit under Article 3 and Article 4 Pensions (50 Ill. Adm. Code 4450; 43 Ill. Reg. 6242)

Co-Chair Wheeler moved, seconded by Rep. Thapedi, that JCAR, with the consent of the Department of Insurance, extend the 2nd notice period for this rulemaking for an additional 45 days. The motion passed unanimously (12-0-0).

Illinois Gaming Board – Video Gaming (Emergency) (11 Ill. Adm. Code 1800; 43 Ill. Reg. 13464)

Co-Chair Wheeler moved, seconded by Rep. Thapedi, that JCAR object to and suspend this emergency rule because IGB has failed to adequately show the existence of an emergency that warrants immediate adoption of the rule changes without the public comment and review opportunities afforded by the use of proposed rulemaking. JCAR finds that this use of emergency rulemaking constitutes a threat to the public interest.

SUSPENSION ROLL CALL

A Senator Don Harmon
Y Senator Kimberly Lightford
A Senator Tony Muñoz
Y Senator Sue Rezin
Y Senator Paul Schimpf
Y Senator Chuck Weaver

Y Representative Tom Demmer
Y Representative Mike Halpin
Y Representative Frances Hurley
Y Representative Steven Reick
Y Representative André Thapedi
Y Representative Keith Wheeler

The motion passed 10-0 with 2 abstentions (Sens. Harmon and Muñoz).

CERTIFICATION OF NO OBJECTION

Sen. Schimpf moved, seconded by Sen. Weaver, that the Committee inform the agencies to whose rulemakings the Committee has not voted an Objection or Extension, or did not remove from the No Objection List, that the Committee considered their respective rulemakings at the monthly meeting and, based upon the Agreements for modification of the rulemaking made by the agency, no Objections will be issued. The motion passed unanimously (12-0-0).

ANNOUNCEMENT OF DECEMBER MEETING DATE

Co-Chair Harmon announced that the next JCAR meeting is scheduled for Tuesday, December 17, 2019, in Room C600 of the Michael A Bilandic Building, Chicago IL, at 11:00 a.m.

ADJOURNMENT

Rep. Demmer moved, seconded by Rep. Halpin, that the meeting stand adjourned. The motion passed unanimously (12-0-0).

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