

Illinois Regulation is a summary of the weekly regulatory decisions of State agencies published in the Illinois Register and action taken by the Illinois General Assembly's Joint Committee on Administrative Rules. Illinois Regulation is designed to inform and involve the public in changes taking place in agency administration.

New Regulations

Proposed Regulations

☞ CHILD CARE LICENSING

The DEPARTMENT OF CHILDREN AND FAMILY SERVICES adopted amendments to "Licensing Enforcement" (89 Ill Adm Code 383; 36 Ill Reg 3579), effective 8/15/12, to clarify its current requirements for conditional licensure of a child care facility. DCFS must conduct an informal review to determine the appropriateness of offering a conditional license (which authorizes a licensee to continue operating a licensed child care facility for 6 months in compliance with a corrective plan, statute, rules or the conditional license agreement). Before a conditional license can be issued, DCFS must revoke or refuse to renew the current license or the licensee must surrender the current license. The licensing representative documents compliance and progress with the conditional license agreement and corrective plan and must contact the licensing supervisor if he or she finds new violations, a previously corrected violation reoccurs, or there is noncompliance with the agreement. The licensing supervisor then notifies the regional licensing administrator who determines whether to modify the corrective plan, issue an order of administrative closure, or ini-

tiate proceedings to revoke the conditional license. When a licensee does not submit a timely and sufficient application, or if a new application is denied, DCFS cannot accept a new application from the licensee for at least one year from the expiration of the conditional license. This rule-making will affect child care facilities.

☞ GROUP HOMES

DCFS also adopted amendments to "Licensing Standards for Group Homes" (89 Ill Adm Code 403; 35 Ill Reg 15502), effective 8/15/12. The rulemaking permits waivers from a provision that became effective 5/1/10 requiring same-gender group home staff to directly supervise children in their sleeping or bathroom areas. (DCFS cites group homes' lack of qualified male staff as the reason for this change. DCFS proposed a similar rulemaking to repeal this provision in August 2010 but did not adopt it.) Since 1st Notice, DCFS has clarified waiver criteria and specified that waivers must be requested in writing. Small businesses operating group homes (facilities owned and operated by licensed child welfare agencies that house up to 10 children placed by the

(cont'd next page)

☞ WORKERS' COMPENSATION

The WORKERS' COMPENSATION COMMISSION proposed amendments to "Arbitration" (50 Ill Adm Code 7030; 36 Ill Reg 13005) revising the grounds for disqualification of a commissioner or arbitrator to conform to the Canons of Judicial Conduct, as required by Section 1.1 of the Workers' Compensation Act. If an arbitrator or commissioner was associated in the last three years in the practice of law with an attorney before the Commission, the rule clarifies that there is no need for disqualification when there was a referral of a case in which no monetary interest was retained, or if seven years have passed since the arbitrator or commissioner represented a party. Arbitrators and commissioners shall keep informed about their personal and fiduciary economic interests and make a reasonable effort to do so concerning their spouse and minor children. The rulemaking also creates a process for filing of a petition for substitution of an arbitrator or commissioner, which shall be verified by an affidavit of the petitioner. This will trigger a hearing on the petition conducted by another arbitrator or commissioner, as appropriate.

(cont'd page 4)

NEW REGULATIONS: Rules adopted by agencies this week.

PROPOSED REGULATIONS: Rules proposed by agencies this week, commencing a 45-day First Notice period. Public comments must be accepted by the agency for the period of time indicated.

☞: Symbol designating rules of special interest to small businesses, small municipalities, and not-for-profit corporations. Agencies are required to consider comments from these groups and minimize the regulatory burden on them.

QUESTIONS/COMMENTS/RULE TEXT: Direct mail or phone calls to the agency personnel listed below each summary. Providing volume and issue number of The Flinn Report or the Illinois Register will expedite the process. Some agencies charge copying fees. However, copy requests do not have to be made under the Freedom of Information Act.

New Regulations

agency) may be impacted by this rulemaking.

☞ GATEWAYS TO OPPORTUNITY

DCFS adopted amendments to "Licensing Standards for Day Care Homes" (89 Ill Adm Code 406; 35 Ill Reg 17491), "Licensing Standards for Day Care Centers" (89 Ill Adm Code 407; 35 Ill Reg 17511) and "Licensing Standards for Group Day Care Homes" (89 Ill Adm Code 408; 35 Ill Reg 17541), all effective 8/15/12, implementing PA 96-864, which created the Gateways to Opportunity Program (the Illinois professional development system). These rulemakings require, effective 9/1/12, new day care home applicants and assistants, existing home caregivers and assistants, new and current day care center providers and staff, new group day care home applicants and assistants, and currently licensed home caregivers and assistants to register and establish profiles in the Gateways to Opportunity Registry maintained by the Department of Human Services (DHS). The rulemakings also allow DCFS to voluntarily enroll licensees at time of initial licensure or renewal in the Tiered Quality Rating and Improvement System (TQRIS) administered jointly by DHS and the State Board of Education. (The system is designed to improve the quality of early childhood care by providing a uniform system throughout the State for comparing licensee operations.) Since 1st Notice, DCFS has changed all three rulemakings to extend the deadline for enrollment in Gateways to Opportunity from 7/1/12 to 9/1/12; dropped the requirement that providers participate in TQRIS (SBE and DHS withdrew TQRIS from their rulemakings.); and clarify the intent of Gateways to Opportunity enrollment. Additional changes to Part 407 remove a proposed requirement that an employee with an associate degree or higher in early childhood or child development be on the premises at all times, and clarify documentation requirements to show that cribs meet federal safety standards. This rulemaking may im-

pact DCFS licensed day care homes, day care centers and group day care homes and entities seeking initial licensure.

Questions/requests for copies of the 5 DCFS rulemakings above: Jeff Osowski, DCFS, 406 E. Monroe, Station #65-D, Springfield IL 62701-1498, 217/524-1983, TTY 217/524-3715, Fax 217/557-0692, e-mail: cfpolicy@idcfs.state.il.us.

☞ ELECTRIC UTILITIES

The ILLINOIS COMMERCE COMMISSION adopted an amendment to a Part titled "Internet Enrollment Rules" (83 Ill Adm Code 453; 35 Ill Reg 13017), effective 8/1/12. The amendment strikes text allowing residential customers to cancel electronic enrollment with a retail electric supplier within 3 business days after enrollment since amendments to 83 Ill. Adm. Code 412 (currently under a JCAR filing prohibition) will provide for a 10-calendar-day rescission. Electric utility or alternative retail electric suppliers serving or seeking to serve residential or small commercial customers are affected.

Questions/requests for copies: Conrad Rubinkowski, ICC, 527 E. Capitol Ave., Springfield IL 62701, 217/785-3922.

☞ ELEVATOR SAFETY

The ELEVATOR SAFETY REVIEW BOARD adopted amendments to "Illinois Elevator Safety Rules" (41 Ill Adm Code 1000; 35 Ill Reg 15819), effective 10/1/12, to implement Public Act 96-54. The rulemaking allows a local authority to enforce safety rules, licensing and registration requirements, and procedures for dealing with safety violations. The amendments include the addition, modification, clarification, and elimination of various definitions, and text concerning local regulation is rewritten to give the local authority more autonomy and to update applicable safety codes and standards. Additional amendments authorize the Office of the State Fire Marshal (OSFM) or the local administrator to

grant exceptions to codes, standards, or regulations in cases in which the exception will not jeopardize public safety. All variance requests must indicate the specific code or standard from which relief is sought. Licensure fees and various registration fees throughout the Part are increased by \$25 to \$100, and several new fees are created. Also, permit fees for a new installation or material alteration are doubled. Manufacturers of new certified technologies must notify the Board before offering the new elevator component/system to the general public and include all relevant information needed for inspection purposes. The rulemaking also creates a new type of OSFM approval called "temporary limited authority" that allows an individual deemed qualified by OSFM to work on a specific type of conveyance, but that individual must become licensed within one year. Additional covered topics include continuing education requirements, a "contractor license designee" for conveyance work and other changes to conveyance regulations, increased fines and penalties, complaints, and investigations of alleged violations. The amendments to this Part are too numerous to all be included in this summary. For more details, contact the agency person listed below. Since 1st Notice, ESRB has made the following changes: clarified terms such as "contractor" vs. "inspection company" license designee and "limited" vs. "temporary" mechanic licenses; extended from 1 to 2 years the time local elevator programs must keep records; made OSFM monitoring of local programs optional rather than mandatory for consistency throughout the Part; removed license fees for emergency elevator mechanic licenses and temporary certificates of operation; and added a new Section requiring licensed conveyance contractors to keep records for 10 years (consistent with requirements for other regulated elevator safety entities). Those affected by this rulemaking include small businesses that install, repair, or maintain regulated conveyances; municipalities that inspect regulated con-

New Regulations

veyances; and any owners of buildings containing regulated conveyances.

Questions/requests for copies: Bob Capuani, Elevator Safety Division, OSFM, 100 W. Randolph, Ste. 4-600, Chicago IL 60601, 312/814-8734, Fax 312/814-3459.

VIDEO GAMING

The ILLINOIS GAMING BOARD adopted amendments to "Video Gaming (General)" (11 Ill Adm Code 1800; 35 Ill Reg 6197) that add to the duties of licensed video terminal operators providing prompt notice of an assignment of a use agreement to IGB, the affected location, and the central communications system vendor. The amendments also eliminate from the duties of licensed video gaming locations that they maintain insurance coverage on all gaming devices in an amount set by IGB (making it consistent with statute requiring the terminal operator to maintain coverage) and narrow the overly broad requirement that financing for video gaming terminals (VGTs) may only be secured from a person registered with IGB to requiring registration of financing lenders only when VGTs are secured as collateral. Small businesses that hold video gaming licenses may be affected by this rulemaking.

VIDEO GAMING

The ILLINOIS GAMING BOARD adopted amendments to "Video Gaming (General)" (11 Ill Adm Code 1800; 36 Ill Reg 5935) that revise the definition of "licensed technician" to reflect that a licensed technician is not licensed to possess or control a video gaming terminal (VGT) or have access to the inner workings of a VGT (the logic area maintained in a separately locked cabinet of the VGT) that houses electronic components with the potential to significantly influence the operation of the terminal. The definition of a "licensed terminal handler" is revised to include the reference to "logic area". Licensed technicians for

video gaming terminals are affected by this rulemaking.

RIVERBOAT GAMBLING

IGB also adopted amendments to "Riverboat Gambling" (86 Ill Adm Code 3000; 36 Ill Reg 5694), effective 7/31/12, expanding the definition of "electronic gaming device" and applying the same identification requirements to chips that now exist for tokens. The rulemaking recognizes multiple-position reel-type, single-game video and multi-game video devices as electronic gaming devices (currently, only single position devices of these types are included in this definition). Also, chips issued by any owner's license holder must be permanently impressed, engraved or imprinted with the location of the riverboat gaming operation where they are used, as required for tokens under current rules.

Questions/requests for copies of the 3 IGB rulemakings above: Lynn J. Carter, IGB, 160 N. LaSalle St., Chicago IL 60601, 312/814-7137, fax 312/814-7253, e-mail: lynn.carter@igb.illinois.gov.

CELL PHONE RESTRICTIONS

The DEPARTMENT OF TRANSPORTATION adopted amendments to "Motor Carrier Safety Regulations: General" (92 Ill Adm Code 390; 36 Ill Reg 5971), "Qualification of Drivers" (92 Ill Adm Code 391; 36 Ill Reg 5996) and "Driving of Commercial Motor Vehicles" (92 Ill Adm Code 392; 36 Ill Reg 6003), all effective 8/3/12, that incorporate federal regulations restricting commercial motor vehicle (CMV) drivers from using hand-held mobile telephones during intrastate transportation. (A recent Federal Motor Carrier Safety Administration regulation (76 FR 75470, published 12/2/11, and effective 1/3/12) restricts CMV drivers from utilizing hand-held telephones during interstate transportation.) CMV drivers may use hands-free mobile phones. CMV drivers communicating with law enforcement officials or other emergency services are exempted from this requirement while in contact

with those officials. The rulemaking extends these restrictions to farm custom operations, apiarian (beekeeping) industries and certain farm vehicles. Persons operating vehicles related to these industries, and other commercial drivers, are affected by these rulemakings.

OVERSIZED LOADS

DOT also adopted amendments to "Oversized and Overweight Permit Movements on State Highways" (92 Ill Adm Code 554; 36 Ill Reg 5378), effective 8/1/12, that revise when vehicles carrying oversized or overweight loads may carry those loads on State highways and the application process by which a hauler obtains a permit to carry oversized and/or overweight loads on State highways. The rulemaking clarifies the procedure for issuing a permit and to whom it will be issued, allowing companies to obtain permits under multiple names. The rulemaking also allows oversized and/or overweight movements 7 days per week and removes a provision granting round trip permits for movements when the return trip takes a different route than the initial trip. DOT will also cease issuing more than one revised permit. The rulemaking also expands the hours during which an oversized and/or overweight movement may occur and prohibits a permittee from following any detour in his or her permitted course. If a detour is necessary, the hauler must contact the permit office for further instruction. The rulemaking changes DOT contact information; revises permit application form numbers; changes all references to a grantee to permittee and increases speed limit for permitted moves based on 2009 speed limit increases. Small businesses hauling oversized and/or overweight loads throughout Illinois may be affected.

Questions/requests for copies of the 4 DOT rulemakings above: Catherine Allen (217/785-1181) for Parts 390, 391 and 392, and Steven Todd, (217/785-8967) for Part 554, DOT, 2300 S. Dirksen Pkwy., Springfield IL 62764.

Proposed Regulations

WCC also proposed amendments to "Miscellaneous" (50 Ill Adm Code 7110; 36 Ill Reg 13012) concerning "repackaged" drugs (drugs purchased, repackaged and distributed in different quantities) commonly dispensed by physicians in their offices, to set pricing standards for any prescription outside of a licensed pharmacy. These prescriptions shall be billed at the Average Wholesale Price (AWP), as registered by the National Drug Code and as set forth and published in Medispan, with a dispensing fee of \$4.18. For a repackaged drug, the AWP to be used shall be the AWP for the underlying drug product as identified by its National Drug Code from the original labeler.

WCC proposed amendments to "Commission Review Board Procedures" (50 Ill Adm Code 7500; 36 Ill Reg 13029) to address an Auditor General's finding that the Workers' Compensation Commission Review Board had failed to comply with its rule, that the Review Board call a meeting within 15 days after receipt of any complaint against an arbitrator or commissioner. The rulemaking removes this rule. It also specifies that a complaint must be in writing, identify the parties and be sufficient to advise the respondent of the misconduct charged. The Executive Director of the Commission shall refer communications to the Commission legal counsel to determine whether a communication constitutes a complaint setting forth sufficient evidence that a respondent engaged in misconduct. If a complaint has merit, it shall be forwarded to the Review Board for consideration at its next regularly scheduled meeting (at least once per calendar quarter, upon the call of the chairman or at the request of three or more Board members). Various technical changes are also being made to this Part.

Questions/requests for copies through 10/1/12: Kimberly Janas, IWCC, 100 W. Randolph St., Ste. 8-200, Chicago IL 60601, 312/814-6559, Fax: 312/814-3520, e-mail: kimberly.janas@illinois.gov.

MANAGED CARE

The DEPARTMENT OF INSURANCE proposed amendments to "Health Maintenance Organization" (50 Ill Adm Code 5421; 36 Ill Reg 12957) to begin addressing issues concerning the federal Affordable Care Act (ACA). The rulemaking doubles the maximum out of pocket costs (deductibles and co-payments) to \$6,000 for individuals and \$12,000 for families.

Questions/requests for copies/comments through 10/1/12: James Rundblom (217/785-8559) or Susan Anders (217/785-8220), DOI, 320 W. Washington, 4th Fl. Springfield IL 62767-0001, Fax 217/524-9033.

ELECTIONS

The STATE BOARD OF ELECTIONS proposed amendments to "Personnel" (26 Ill Adm Code 212; 36 Ill Reg 12999) to state that the Executive or Assistant Executive Director shall appoint a chair of a grievance review committee (presently the General Counsel serves in that role). The Board is also dropping the agency Human Resources manager from serving on the grievance committee. The rulemaking allows persons without experience in personnel administration or employee relations to be appointed to a grievance committee.

Questions/requests for copies through 10/1/12: Steve Sandvoss, SBEL, 2329 S. MacArthur, Springfield IL 62708, 217/782-0608.

STATE FAIR TICKETS

The DEPARTMENT OF AGRICULTURE proposed an amendment to "General Operations of the State Fairs and Fairgrounds" (8 Ill Adm Code 270; 36 Ill Reg 12940) providing that all State Fair tickets sold by DOA (e.g., general admission, grandstand events) will be sold at the prices advertised to the public. However, the Department may barter or exchange tickets for services, advertising, marketing, pro-

motions, or "any other contribution" for the benefit of the State Fairs (in Springfield and DuQuoin). DOA must maintain a record of any tickets that are bartered or exchanged and of the benefit received in exchange. Persons who supply goods or services to the State Fairs are affected by this rulemaking.

Questions/requests for copies/comments through 10/1/12: Linda Rhodes, DOA, State Fairgrounds, Springfield IL 62794-9281, 217/785-5713.

VIDEO GAMING

The ILLINOIS GAMING BOARD proposed an amendment to "Video Gaming (General)" (11 Ill Adm Code 1800; 36 Ill Reg 12949) repealing a provision requiring video gaming terminals to be blocked from view. IGB deemed this change necessary because several municipalities have liquor ordinances that require establishments to have clear views. Repealing the provision will eliminate the conflict and allow establishments to have video gaming terminals.

Questions/requests for copies/comments through 10/1/12: Lynn Carter, IGB, 160 N. LaSalle St., Chicago IL 60601, 312/814-7253.

HORSE RACING

The ILLINOIS RACING BOARD proposed amendments to "Medication" (11 Ill Adm Code 603; 36 Ill Reg 12988) to lower the threshold level of phenylbutazone from 5 to 2 micrograms. Penalties for Phenylbutazone, flunixin and ketoprofen are being changed to incorporate the penalties recommended by the Association of Racing Commissioners International. Caffeine is being added as an environmental contaminant and cannot exceed 100 nanograms per milliliter in a post-race sample.

Questions/requests for copies/comments through 10/1/12: Mickey Ezzo, IRB, 100 W. Randolph, Ste. 7-701, Chicago IL 60601, 312/814-5017.

Proposed Regulations

PUBLIC ACCESS TO ICC

The ILLINOIS COMMERCE COMMISSION adopted an amendment to "Public Information, Rulemaking, and Organization" (2 Ill Adm Code 1700; 36 Ill Reg 13123) that specifies that public comments received through

ICC's website will be reviewed to ensure their content does not contain links to website addresses and that such comments will not be publicly posted. This rulemaking was adopted under Section 5/15 of the Illinois Administrative Procedure Act and did not require public notice or comment

prior to adoption.

Questions/requests for copies/comments through 10/1/12: Patrick Foster, ICC, 527 E. Capitol Ave., Springfield IL 62701, 217/785-8439.

Second Notices

The following rulemakings were moved to Second Notice this week by the agencies listed below, commencing the JCAR review period. These rulemakings will be considered at JCAR's September 11, 2012 meeting.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

"Residential Services Construction Grant Program" (89 Ill Adm Code 363) proposed 4/13/12 (36 Ill Reg 5656)

ILLINOIS RACING BOARD

"Pentafecta" (11 Ill Adm Code 324) proposed 6/15/12 (36 Ill Reg 8622)

SECRETARY OF STATE

"Certificates of Title, Registration of Vehicles" (92 Ill Adm Code 1010) proposed 5/18/12 (36 Ill Reg 7520)

JCAR Meeting Action

At its 8/14/12 meeting, the Joint Committee on Administrative Rules voted to object to and suspend 4 HFS emergency rules, object to three HFS emergency rules and issue 1 recommendation to a PCB proposed rulemaking. The Committee also withdrew a DPH filing prohibition. The specific actions are set out below.

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

While JCAR acknowledges DHFS' authority to use the unique SMART Act emergency rulemaking procedure, JCAR objects to and suspends Section 148.70(g) of the Department of Healthcare and Family Services emergency rule titled Hospital Services (89 Ill Adm Code 148; 36 Ill Reg 10326) because the Department's denial of payment for entire hospital admissions when a Medicare-defined hospital acquired condition occurs is contrary to federal regulations in 42 CFR 447.26(c). By taking more punitive action than required by either the SMART Act or the federal programs, the emergency rules are likely to impede access to care, in contravention of federal statute. JCAR finds that this emergency rule poses a threat to the public interest, safety and welfare.

JCAR objects to and suspends Section 148.140(b)(1)(F) of the Depart-

ment of Healthcare and Family Services emergency rule titled Hospital Services (89 Ill Adm Code 148; 36 Ill Reg 10326) because the elimination of enhanced payment rates for hospital-based physical therapy is not required or authorized by the SMART Act (PA 97-689). This change is not part of the general 3.5% hospital rate cut required by the SMART Act and far exceeds that amount. In addition, it affects Safety Net Hospitals and Critical Access Hospitals, which the SMART Act specifically exempts from any payment rate cuts. This rulemaking was adopted using the extraordinary emergency rulemaking authority created by the SMART Act. That procedure is not to be used for any other purposes. JCAR finds that using SMART Act's unique rulemaking authority to adopt provisions not required by the SMART act threatens the public interest.

JCAR objects to and suspends Section 140.442(e)(4) of the Department

of Healthcare and Family Services emergency rule titled Medical Payment (89 Ill Adm Code 140; 36 Ill Reg 11329), adopted using the SMART Act's unique emergency rulemaking authority, because the provision was not required by the SMART Act. JCAR finds that this use of SMART Act's extraordinary rulemaking authority to adopt policy not required by the SMART Act is contrary to the public interest. (The suspended provision added antibiotics, which is not listed in the SMART Act, to a list of medication types that do not require prior approval from DHFS when a prescription causes a medical assistance recipient to exceed the SMART Act's limit of 4 prescriptions per month.)

JCAR objects to and suspends Section 140.491 of the Department of Healthcare and Family Services emergency rule titled Medical Payment (89 Ill Adm Code 140; 36 Ill Reg 11329) because removal of the exemption from prior approval for transportation

JCAR Meeting Action (cont'd)

of patients from one hospital to another to obtain services not available at the discharging hospital was not required under the SMART Act (PA 97-689). Including this non-SMART Act required provision in this emergency rule exceeds the rulemaking authority granted by the SMART Act. JCAR finds that this unauthorized use of the extraordinary emergency rulemaking authority poses a threat to the public interest.

JCAR objects to the Department of Healthcare and Family Services' emergency rulemaking titled Medical Assistance Programs (89 Ill Adm Code 120; 36 Ill Reg 10253) because this rulemaking allows DHFS to determine outside of rule the approved provider types that may participate in the Department's Recipient Restriction Program. Although PA 97-689 authorizes DHFS to determine approved provider types, it does not override the Illinois Administrative Procedure Act's requirement that all agency policy be created in rule.

JCAR objects to the Department of Healthcare and Family Services emergency rulemaking titled Medical Pay-

ment (89 Ill Adm Code 140; 36 Ill Reg 11329), a rule adopted using the SMART Act's unique emergency rulemaking authority, because it includes a provision that was not required by the SMART Act. The SMART Act limited nursing homes to 14-day prescription supplies, but not the other types of long term care facilities. The emergency rule includes all the long term care facilities.

JCAR objects to the Department of Healthcare and Family Services emergency rulemaking titled Hospital Services (89 Ill Adm Code 148; 36 Ill Reg 10326) because this provision is contrary to Section 5-4.1 of the Public Aid Code that states that no co-payment shall be charged for emergency room encounters for medical emergencies.

DEPARTMENT OF PUBLIC HEALTH

Pursuant to Section 5-115 of the Illinois Administrative Procedure Act, JCAR has withdrawn the prohibition against the filing of the Department of Public Health's rulemaking titled Skilled Nursing and Intermediate Care Facilities Code (77 Ill Adm Code 300; 35 Ill Reg 9927) contingent upon and

effective with the Department's adoption of the accepted modifications and the agreements to the rulemaking. The Committee originally issued this filing prohibition at its 3/6/12 meeting. The rulemaking establishes new staffing rules for nursing homes that include minimum staffing requirements for registered nurses and for all licensed nurses.

POLLUTION CONTROL BOARD

With regard to the rulemaking titled Clean Construction or Demolition Debris Fill Operations (35 Ill Adm Code 1100; 36 Ill Reg 2801) JCAR recommends that PCB give further consideration to whether groundwater monitoring should be required for these facilities. This would give the Board the opportunity to receive further comment from parties who may not have submitted their supportive views when groundwater monitoring was an element of this proposal and who may have opinions and information to offer in light of the Board's decision to remove that requirement before going to First Notice on this rulemaking.

Joint Committee on Administrative Rules

Senator Pamela Althoff

Representative Greg Harris

Senator Maggie Crotty

Representative Lou Lang

Senator Don Harmon

Representative Don Moffitt

Senator John O. Jones

Representative Rosemary Mulligan

Senator Dale A. Righter

Representative Angelo "Skip" Saviano

Senator Ira Silverstein

Representative Andre Thapedi

**Vicki Thomas
Executive Director**