

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, also titled The Flinn Report in memory of founding JCAR member Rep. Monroe Flinn, is designed to inform and involve the public in changes taking place in agency administration.

New Rules

■ EMS SYSTEMS

The DEPARTMENT OF PUBLIC HEALTH adopted amendments to the Part now titled Emergency Medical Services, Trauma Center, Comprehensive Stroke Center, Primary Stroke Center and Acute Stroke Ready Hospital Code (77 IAC 515; 39 Ill Reg 14321), effective 6/3/16, implementing two Public Acts. The rulemaking changes the Emergent Stroke Ready Hospital designation to Acute Stroke-Ready Hospital, adds a new designation for Comprehensive Stroke Centers, and changes the name of the Part to reflect these designations. It also provides for licensure of pre-hospital registered nurses, emergency communications RNs and emergency medical responders. A change since 1st Notice clarifies that Emergent Stroke Ready hospitals will be redesignated as Acute Stroke Ready hospitals at

the time of renewal application or annual attestation to DPH. Other amendments update the Part to meet current national pediatric medical standards and allow physicians with many years of pediatric emergency room experience to continue working in ERs that have been designated as Emergency Department

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Approved for Pediatrics (EDAP). Waiver provisions for board certified ER physicians are removed. Finally, out of State hospitals that participate in an Illinois EMS system may utilize any healthcare professional licensed in the state where the facility is located; dual licensing is no longer required. Hospitals, healthcare professionals, and emergency responders are affected by this rulemaking.

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Proposed Rulemakings

TELECOMMUNICATIONS

The ILLINOIS COMMERCE COMMISSION proposed amendments to Standards of Service for Local Exchange Telecommunications Carriers (83 IAC 730; 40 Ill Reg 8257), Wholesale Service Quality for Telecommunications Carriers (83 IAC 731; 40 Ill Reg 8264), and Service Quality Standards Applicable to Wireless Eligible Telecommunications Carriers (83 IAC 736; 40 Ill Reg 8270), implementing Sec. 13-512 of the Public Utilities Act, which requires ICC to review telecom-related rules every 2 years. These rulemakings are a result of that review. The Part 730 amendments align the network outage reporting requirements with federal requirements and update them to allow outage reporting by e-mail (rather than

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NEW RULES: Rules adopted by agencies this week. **EMERGENCY RULES:** Adopted for a temporary period not to exceed 150 days.
PROPOSED RULES: Rules proposed by agencies this week, commencing a 45-day First Notice period during which public comments must be accepted.
PEREMPTORY RULES: Rules adopted without prior public notice or JCAR review as authorized by 5 ILCS 100/5-50.
■ Designates 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: Submit mail, email or phone calls to the agency personnel listed below each summary.
RULE TEXT: Available on the Secretary of State (www.cyberdriveillinois.com) and General Assembly (www.ilga.gov) websites under Illinois Register. Second Notice text (original version with changes made by the agency during First Notice included) is available on the JCAR website.

New Rules

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Questions/requests for copies: Elizabeth Paton, DPH, 535 W. Jefferson St., 5th Fl., Springfield IL 62761, 217/782-2043, dph.rules@illinois.gov

UNIVERSITIES RETIREMENT

The STATE UNIVERSITIES RETIREMENT SYSTEM adopted amendments to Universities Retirement (80 IAC 1600; 40 Ill Reg 187), effective 6/3/16, concerning employer contributions to the System for persons who are reemployed after retirement (affected annuitants). The rulemaking defines “highest annual

earnings” for purposes of pension calculation under the Illinois Pension Code; provides an appeal mechanism for employers contesting a recalculation of employer contributions; and specifies information that must be submitted to SURS when an affected annuitant is hired (e.g., a summary of the employment contract). An employer who fails to notify SURS in a timely manner that an affected annuitant is being employed is subject to a double contribution penalty. Contributions to SURS are not required if an affected annuitant is employed for no more than one academic year in order to continue critical operations after

the death or incapacity of a regular employee or after a catastrophic incident or disaster. If an affected annuitant elects to waive his or her pension while reemployed, the employer is not required to make contributions to SURS and contributions already paid under these circumstances will be refunded. Since 1st Notice, SURS has set a 90-day deadline (after a final notice) for employers to pay delinquent contributions before the delinquent amount is reported to the Comptroller.

Questions/requests for copies: Albert J. Lee, SURS, 1901 Fox Dr., Champaign IL 61820, 217/378-8861.

Proposed Rulemakings

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simply by phone). The Part 731 amendments eliminate the requirement that telecom carriers submit wholesale service quality plans for ICC review when no changes are being made to those plans (other than an extension in term) and update references to ICC personnel to reflect ICC’s new organizational structure. The Part 736

amendments incorporate the 8/24/15 edition of the Wireless Association’s Consumer Code for Wireless Service (CTIA Code), replacing the currently incorporated 9/10/13 edition. Telecommunications companies are affected by these rulemakings.

Questions/comments on the 3 ICC rulemakings through 8/1/16: Elizabeth Rolando, Chief Clerk,

ICC, 527 E. Capitol Ave., Springfield IL 62701, 217/782-7434. Please reference Docket 16-0308 for the Part 730 rulemaking, Docket 16-0309 for Part 731, and Docket 16-0310 for Part 736. Copies of these rulemakings and related ICC documents, transcripts and public comments can be found by searching for the docket number in the e-Docket box at <https://icc.illinois.gov>.

Peremptory Rule

STATE EMPLOYEES

The DEPARTMENT OF CENTRAL MANAGEMENT SERVICES adopted peremptory amendments to Pay Plan (80 IAC 310; 40 Ill Reg 8462), effective 6/1/16, implementing collective

bargaining agreements with 13 trade unions representing State workers whose pay is determined by prevailing wages, including bakers, barbers, boiler safety specialists, brickmasons, stationary engineers, electricians, machinists, painters, plumbers,

steamfitters, metal workers, and carpenters. The amendments institute merit incentive and gain sharing programs for employees in the affected bargaining units; merit incentives may include

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additional time off of up to 5 days per calendar year as well as non-pensionable bonus pay. A performance bonus for the period 4/1/16 through 6/30/16 will be awarded to employees who missed fewer than 5% of

their assigned work days and committed no policy violations during this period. The performance bonus consists of 2% of base salary costs for each affected bargaining unit, divided equally among all employees who meet bonus criteria.

Questions/requests for copies: Jason Doggett, DCMS, 504 Stratton Bldg., Springfield IL 62706, 217/782-7964, fax 217/524-4570, e-mail: CMS.PayPlan@illinois.gov

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 the Committee's July 12, 2016 meeting. Other items not published in the *Illinois Register* or The Flinn Report may also be considered. Further comments concerning these rulemakings should be addressed to JCAR using the contact information on page 1.

HEALTH FACILITIES AND SERVICES REVIEW BOARD

Health Facilities and Services Review Operational Rules (77 IAC 1130; 39 Ill Reg 16277)
proposed 12/28/15

OFFICE OF THE STATE FIRE MARSHAL

Policy and Procedures Manual for Fire Protection Personnel (41 IAC 141; 40 Ill Reg 5366)
proposed 4/1/16

Carbon Monoxide Alarms and Detectors (41 IAC 112; 40 Ill Reg 5165) proposed 3/25/16

Joint Committee on Administrative Rules

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Senator Karen McConnaughay
Senator Matt Murphy
Senator Don Harmon
Senator Tony Muñoz
Senator Ira Silverstein

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