

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.

Proposed Rulemakings

■ CHIROPRACTORS

The DEPARTMENT OF PUBLIC HEALTH proposed amendments to Loan Repayment Assistance for Physicians (77 IAC 581; 47 Ill Reg 12853) implementing Public Act 103-219, which extends educational loan assistance under this program to chiropractic physicians. The rulemaking defines an eligible physician as a person licensed under the Medical Practice Act of 1987, but removes current language stating that the physician must be licensed to "practice medicine in all of its branches", thereby no longer excluding chiropractic physicians. The rulemaking also expands the definition of educational loans to include loans incurred while attending medical school or a chiropractic college or institution. Chiropractic physicians and students are affected by this rulemaking.

Questions/requests for copies/ comments through 10/16/23: Tracey Trigillo, DPH, 524 S. Second St., 6th Floor, Springfield IL 62701, dph.rules@illinois.gov

■ SALES TAX EXEMPTIONS

The DEPARTMENT OF REVENUE proposed amendments to Retailers' Occupation Tax (86 IAC 130; 47 Ill Reg 12859), Service Occupation Tax (86 IAC 140; 47 Ill Reg 12929) and Use Tax (86 IAC 150; 47 Ill Reg 12940), reflecting changes to the rolling stock tax exemption made by Public Acts 98-584 and 100-321. Amendments to Part 130 list the elements of the exemption in a logical order (motor vehicles/ trailers, limousines, aircraft, and watercraft) and delete obsolete/ dated provisions. The rulemaking includes a new test to determine whether motor vehicles and trailers qualify for the exemption; clarify which provisions apply to

limousines, aircraft and watercraft; add examples of the movements that do and do not qualify as interstate trips/miles for aircraft, watercraft, and limousines; and change outdated references to the Interstate Commerce Commission to the Federal Motor Carrier Safety Administration. The Part 140 and 150 rulemakings amend relevant provisions regarding sales of service and use tax to reflect the revised rolling stock tax exemption. Those affected by these rulemakings include interstate carriers for hire and businesses that sell rolling stock to them.

Questions/requests for copies/ comments on the 3 DOR rulemakings through 10/16/23: Samuel J. Moore, DOR, 101 W. Jefferson St., Springfield IL 62794, 217/782-7055, REV.GCO@illinois.gov

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ADOPTED 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.

Proposed Rulemakings

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AIR POLLUTION

The POLLUTION CONTROL BOARD proposed amendments to the Parts titled Visible and Particulate Matter Emissions (35 IAC 212; 47 Ill Reg 12810), Organic Material Emission Standards and Limitations (35 IAC

215; 47 Ill Reg 12825), Carbon Monoxide Emissions (35 IAC 216; 47 Ill Reg 12837) and Nitrogen Oxides Emissions (35 IAC 217; 47 Ill Reg 12843). These rulemakings establish alternate emissions limitations (designed to meet USEPA standards) during periods of startup, shutdown, breakdown or malfunction when an emissions

generator may be unable to meet normal emissions standards.

Questions/requests for copies/ comments on the 4 PCB rulemakings through 10/16/23: Clerk's Office, PCB, 60 E. Van Buren, Suite 630, Chicago IL 60605, 312/814-3620, pcb.illinois.gov. Please reference Docket R23-18(A).

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 September 12, 2023, meeting in Chicago. Other items not published in the *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.

IL GAMING BOARD

Video Gaming (General) (11 IAC 1800; 47 Ill Reg 7816) proposed 6/9/23

DEPT OF CENTRAL MGMT SERVICES

Acquisition, Management and Disposal of Real Property (44 IAC 5000; 47 Ill Reg 9128) proposed 7/7/23

DEPT OF REVENUE

Parking Excise Tax (86 IAC 195; 47 Ill Reg 8326) proposed 6/16/23

Local Government Recapture Act and Certified Audit Pilot Program (86 IAC 850; 47 Ill Reg 7387) proposed 6/2/23

Joint Committee on Administrative Rules

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Senator Dale Fowler
Senator Kimberly Lightford
Senator Sue Rezin

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