



Rep. John E. Bradley

**Filed: 2/22/2008**

09500HB1304ham001

LRB095 10330 RLC 46647 a

1 AMENDMENT TO HOUSE BILL 1304

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1304 on page 29, by  
3 inserting immediately below line 5 the following:

4 "Section 105. No rule making authority. Notwithstanding  
5 any other rulemaking authority that may exist, neither the  
6 Governor nor any agency or agency head under the jurisdiction  
7 of the Governor has any authority to make or promulgate rules  
8 to implement or enforce the provisions of this Act. If,  
9 however, the Governor believes that rules are necessary to  
10 implement or enforce the provisions of this Act, the Governor  
11 may suggest rules to the General Assembly by filing them with  
12 the Clerk of the House and the Secretary of the Senate and by  
13 requesting that the General Assembly authorize such rulemaking  
14 by law, enact those suggested rules into law, or take any other  
15 appropriate action in the General Assembly's discretion.  
16 Nothing contained in this Act shall be interpreted to grant  
17 rulemaking authority under any other Illinois statute where

1 such authority is not otherwise explicitly given. For the  
2 purposes of this Section, "rules" is given the meaning  
3 contained in Section 1-70 of the Illinois Administrative  
4 Procedure Act, and "agency" and "agency head" are given the  
5 meanings contained in Sections 1-20 and 1-25 of the Illinois  
6 Administrative Procedure Act to the extent that such  
7 definitions apply to agencies or agency heads under the  
8 jurisdiction of the Governor."