



## Adopted in House Comm. on Mar 06, 2008

09500HB4139ham001

LRB095 13380 RLC 46643 a

1 AMENDMENT TO HOUSE BILL 4139

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4139 on page 2, by  
3 inserting immediately below line 14 the following:

4 "(d) Notwithstanding any other rulemaking authority that  
5 may exist, neither the Governor nor any agency or agency head  
6 under the jurisdiction of the Governor has any authority to  
7 make or promulgate rules to implement or enforce the provisions  
8 of this amendatory Act of the 95th General Assembly. If,  
9 however, the Governor believes that rules are necessary to  
10 implement or enforce the provisions of this amendatory Act of  
11 the 95th General Assembly, the Governor may suggest rules to  
12 the General Assembly by filing them with the Clerk of the House  
13 and the Secretary of the Senate and by requesting that the  
14 General Assembly authorize such rulemaking by law, enact those  
15 suggested rules into law, or take any other appropriate action  
16 in the General Assembly's discretion. Nothing contained in this  
17 amendatory Act of the 95th General Assembly shall be  
18 interpreted to grant rulemaking authority under any other

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