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09500HB4710ham001

LRB095 15218 BDD 47042 a

1 AMENDMENT TO HOUSE BILL 4710

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4710 as follows:

3 on page 3, immediately below line 7, by inserting the  
4 following:

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

1 amendatory Act of the 95th General Assembly shall be  
2 interpreted to grant rulemaking authority under any other  
3 Illinois statute where such authority is not otherwise  
4 explicitly given. For the purposes of this subsection, "rules"  
5 is given the meaning contained in Section 1-70 of the Illinois  
6 Administrative Procedure Act, and "agency" and "agency head"  
7 are given the meanings contained in Sections 1-20 and 1-25 of  
8 the Illinois Administrative Procedure Act to the extent that  
9 such definitions apply to agencies or agency heads under the  
10 jurisdiction of the Governor."; and

11 on page 5, immediately below line 7, by inserting the  
12 following:

13 "(g) Notwithstanding any other rulemaking authority that  
14 may exist, neither the Governor nor any agency or agency head  
15 under the jurisdiction of the Governor has any authority to  
16 make or promulgate rules to implement or enforce the provisions  
17 of this amendatory Act of the 95th General Assembly. If,  
18 however, the Governor believes that rules are necessary to  
19 implement or enforce the provisions of this amendatory Act of  
20 the 95th General Assembly, the Governor may suggest rules to  
21 the General Assembly by filing them with the Clerk of the House  
22 and the Secretary of the Senate and by requesting that the  
23 General Assembly authorize such rulemaking by law, enact those  
24 suggested rules into law, or take any other appropriate action  
25 in the General Assembly's discretion. Nothing contained in this

1 amendatory Act of the 95th General Assembly shall be  
2 interpreted to grant rulemaking authority under any other  
3 Illinois statute where such authority is not otherwise  
4 explicitly given. For the purposes of this subsection, "rules"  
5 is given the meaning contained in Section 1-70 of the Illinois  
6 Administrative Procedure Act, and "agency" and "agency head"  
7 are given the meanings contained in Sections 1-20 and 1-25 of  
8 the Illinois Administrative Procedure Act to the extent that  
9 such definitions apply to agencies or agency heads under the  
10 jurisdiction of the Governor."; and

11 on page 9, immediately below line 13, by inserting the  
12 following:

13 "(e) Notwithstanding any other rulemaking authority that  
14 may exist, neither the Governor nor any agency or agency head  
15 under the jurisdiction of the Governor has any authority to  
16 make or promulgate rules to implement or enforce the provisions  
17 of this amendatory Act of the 95th General Assembly. If,  
18 however, the Governor believes that rules are necessary to  
19 implement or enforce the provisions of this amendatory Act of  
20 the 95th General Assembly, the Governor may suggest rules to  
21 the General Assembly by filing them with the Clerk of the House  
22 and the Secretary of the Senate and by requesting that the  
23 General Assembly authorize such rulemaking by law, enact those  
24 suggested rules into law, or take any other appropriate action  
25 in the General Assembly's discretion. Nothing contained in this

1 amendatory Act of the 95th General Assembly shall be  
2 interpreted to grant rulemaking authority under any other  
3 Illinois statute where such authority is not otherwise  
4 explicitly given. For the purposes of this subsection, "rules"  
5 is given the meaning contained in Section 1-70 of the Illinois  
6 Administrative Procedure Act, and "agency" and "agency head"  
7 are given the meanings contained in Sections 1-20 and 1-25 of  
8 the Illinois Administrative Procedure Act to the extent that  
9 such definitions apply to agencies or agency heads under the  
10 jurisdiction of the Governor.".