

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Public Community College Act is amended by
5 changing Section 3-35 as follows:

6 (110 ILCS 805/3-35) (from Ch. 122, par. 103-35)

7 Sec. 3-35. Building availability; emergency purposes;
8 cooperation with agencies. To make the buildings of the college
9 available for emergency purposes, upon the request of the
10 Illinois Emergency Management Agency or the State-accredited
11 emergency management agency with jurisdiction ~~use as civil~~
12 ~~defense shelters for all persons,~~ and to cooperate in all
13 matters with the Illinois Emergency Management Agency, local
14 emergency management agencies, State-certified, local public
15 health departments, the American Red Cross ~~organizations for~~
16 ~~civil defense,~~ and federal agencies concerned with emergency
17 preparedness and response ~~civil defense in all matters.~~
18 Notwithstanding any other rulemaking authority that may exist,
19 neither the Governor nor any agency or agency head under the
20 jurisdiction of the Governor has any authority to make or
21 promulgate rules to implement or enforce the provisions of this
22 amendatory Act of the 95th General Assembly. If, however, the
23 Governor believes that rules are necessary to implement or

1 enforce the provisions of this amendatory Act of the 95th
2 General Assembly, the Governor may suggest rules to the General
3 Assembly by filing them with the Clerk of the House and the
4 Secretary of the Senate and by requesting that the General
5 Assembly authorize such rulemaking by law, enact those
6 suggested rules into law, or take any other appropriate action
7 in the General Assembly's discretion. Nothing contained in this
8 amendatory Act of the 95th General Assembly shall be
9 interpreted to grant rulemaking authority under any other
10 Illinois statute where such authority is not otherwise
11 explicitly given. For the purposes of this amendatory Act of
12 the 95th General Assembly, "rules" is given the meaning
13 contained in Section 1-70 of the Illinois Administrative
14 Procedure Act, and "agency" and "agency head" are given the
15 meanings contained in Sections 1-20 and 1-25 of the Illinois
16 Administrative Procedure Act to the extent that such
17 definitions apply to agencies or agency heads under the
18 jurisdiction of the Governor.

19 (Source: P.A. 87-168.)

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.