



Consumer Protection Committee

**Filed: 5/27/2008**

09500SB2187ham001

LRB095 19517 RPM 50070 a

1 AMENDMENT TO SENATE BILL 2187

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2187 as follows:

3 on page 3, immediately below line 20, by inserting the  
4 following:

5 "(d) 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 amendatory Act of  
5 the 95th General Assembly, "rules" is given the meaning  
6 contained in Section 1-70 of the Illinois Administrative  
7 Procedure Act, and "agency" and "agency head" are given the  
8 meanings contained in Sections 1-20 and 1-25 of the Illinois  
9 Administrative Procedure Act to the extent that such  
10 definitions apply to agencies or agency heads under the  
11 jurisdiction of the Governor."; and

12 on page 8, immediately below line 23, by inserting the  
13 following:

14 "(4) Notwithstanding any other rulemaking authority that  
15 may exist, neither the Governor nor any agency or agency head  
16 under the jurisdiction of the Governor has any authority to  
17 make or promulgate rules to implement or enforce the provisions  
18 of this amendatory Act of the 95th General Assembly. If,  
19 however, the Governor believes that rules are necessary to  
20 implement or enforce the provisions of this amendatory Act of  
21 the 95th General Assembly, the Governor may suggest rules to  
22 the General Assembly by filing them with the Clerk of the House  
23 and the Secretary of the Senate and by requesting that the  
24 General Assembly authorize such rulemaking by law, enact those  
25 suggested rules into law, or take any other appropriate action

1 in the General Assembly's discretion. Nothing contained in this  
2 amendatory Act of the 95th General Assembly shall be  
3 interpreted to grant rulemaking authority under any other  
4 Illinois statute where such authority is not otherwise  
5 explicitly given. For the purposes of this amendatory Act of  
6 the 95th General Assembly, "rules" is given the meaning  
7 contained in Section 1-70 of the Illinois Administrative  
8 Procedure Act, and "agency" and "agency head" are given the  
9 meanings contained in Sections 1-20 and 1-25 of the Illinois  
10 Administrative Procedure Act to the extent that such  
11 definitions apply to agencies or agency heads under the  
12 jurisdiction of the Governor."; and

13 on page 10, immediately below line 3, by inserting the  
14 following:

15 "Notwithstanding any other rulemaking authority that may  
16 exist, neither the Governor nor any agency or agency head under  
17 the jurisdiction of the Governor has any authority to make or  
18 promulgate rules to implement or enforce the provisions of this  
19 amendatory Act of the 95th General Assembly. If, however, the  
20 Governor believes that rules are necessary to implement or  
21 enforce the provisions of this amendatory Act of the 95th  
22 General Assembly, the Governor may suggest rules to the General  
23 Assembly by filing them with the Clerk of the House and the  
24 Secretary of the Senate and by requesting that the General  
25 Assembly authorize such rulemaking by law, enact those

1 suggested rules into law, or take any other appropriate action  
2 in the General Assembly's discretion. Nothing contained in this  
3 amendatory Act of the 95th General Assembly shall be  
4 interpreted to grant rulemaking authority under any other  
5 Illinois statute where such authority is not otherwise  
6 explicitly given. For the purposes of this amendatory Act of  
7 the 95th General Assembly, "rules" is given the meaning  
8 contained in Section 1-70 of the Illinois Administrative  
9 Procedure Act, and "agency" and "agency head" are given the  
10 meanings contained in Sections 1-20 and 1-25 of the Illinois  
11 Administrative Procedure Act to the extent that such  
12 definitions apply to agencies or agency heads under the  
13 jurisdiction of the Governor."; and

14 on page 12, immediately below line 18, by inserting the  
15 following:

16 "(f) Notwithstanding any other rulemaking authority that  
17 may exist, neither the Governor nor any agency or agency head  
18 under the jurisdiction of the Governor has any authority to  
19 make or promulgate rules to implement or enforce the provisions  
20 of this amendatory Act of the 95th General Assembly. If,  
21 however, the Governor believes that rules are necessary to  
22 implement or enforce the provisions of this amendatory Act of  
23 the 95th General Assembly, the Governor may suggest rules to  
24 the General Assembly by filing them with the Clerk of the House  
25 and the Secretary of the Senate and by requesting that the

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